



GOVERNMENTAL ETHICS COMMISSION

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November 5, 2009

Tim Graham, Treasurer
Senate Democrats Committee
923 Essex CT
Lawrence, KS 66049

Notification of Material Error or Omission
In A Receipts and Expenditure Report

RE: Receipts and Expenditures Report due October 27, 2008
(Covering the Period July 25, 2008 through October 23, 2008)

A review of your Receipts and Expenditures report identified above indicates the material errors or omissions listed on the other side of this page. Such errors and omissions must be corrected within (30) days of the date of this notice by filing an amended report.

File the amended report within thirty (30) days with:

Secretary of State
120 SW 10th
Memorial Hall
Topeka, Kansas 66612

As provided by law, a copy of this notice has been made a part of your record in the Secretary of State's Office. The intentional failure to file an amended report within thirty (30) days is a class A misdemeanor. In addition, you may not accept contributions or make expenditures following the end of the thirty (30) day period if the amended report has not been filed.

Additional information and assistance may be obtained by writing or calling this office. If after having contacted this office substantial issues remain unresolved, you may within ten (10) days of receipt of this notice request a hearing before the Commission.

Sincerely,

A handwritten signature in black ink, appearing to read "Carol E. Williams".

Carol E. Williams
Executive Director

1. K.S.A. 25-4153 (d) states, "The aggregate amount contributed to a party committee by a political committee shall not exceed \$5,000.00 in any calendar year." According to Schedule A the Senate Democrats Committee reports receiving a \$15,000.00 contribution on 10/17/2008 from Pro Kan Do.

2. K.S.A. 25-4153 (d) states, "The aggregate amount contributed to a party committee by a person shall not exceed \$5,000.00 in any calendar year." The Senate Democrats Committee reports receiving a \$4,500.00 contribution on 10/20/2008 and a \$5,000.00 contribution on 10/17/2008 from Rusty Wilson for Senate.

Pursuant to K.S.A. 25-4153, the Senate Democratic Committee accepted contributions in excess of the legal limit. We would suggest that these excess contributions be refunded immediately. Copies of these refund checks must be submitted to the Commission within 30 days. The return of these contributions should be noted on Schedule C (Expenditures and Other Disbursements) of the January 10, 2010 Receipts and Expenditures Report.

3. K.S.A. 25-4148 (b)(7) requires that when an expenditure is made by payment to an advertising agency, public relations firm or political consultants for disbursement to vendors, the report of such expenditure shall show in detail the name of each such vendor and the amount and date of the payment to each.

Schedule C of the October 27, 2008 Receipts and Expenditures Report lists a \$12,024.00 expenditure to Persuasive Strategies on 10/20/2008 as an In-kind television production and advertising for Wilson for Senate. An expenditure in the amount of \$7,000.00 and \$10,000.00 to Frye Allen for Radio and Television production and advertising for Kelly for Senate. Please submit the required supplemental information as an amendment to Schedule C of the October 27, 2008 report. A copy of the invoices from Persuasive Strategies and Frye Allen will be acceptable.

If you have any questions, please feel free to contact this office @ 785-296-4219.