



GOVERNMENTAL ETHICS COMMISSION

www.kansas.gov/ethics

October 8, 2010

TC Anderson
Treasurer for Sam Brownback
2436 SW Camelot Place
Topeka, KS 66614

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

RE: Receipts and Expenditures Report Due July 26, 2010
(Covering the Period January 1, 2010 thru July 22, 2010)

A review of your Receipts and Expenditures Report identified above indicates the material error(s) or omission(s) listed on the other side of this page. Such error(s) and omission(s) 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, KS 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,

Carol E. Williams
Executive Director

1. K.S.A. 25-4153 (a)(1) states, "The aggregate amount contributed to a candidate and such candidate's committee . . . shall not exceed the following: for the pair of offices of governor and lieutenant governor, . . . \$2000 for each primary election . . . and an equal amount for each general election." The Brownback campaign reported receiving the following contributions:

<u>DATE</u>	<u>CONTRIBUTOR</u>	<u>AMOUNT</u>
7-20-09	Kansas Health Care Association PAC	\$1000
6-3-10	Kansas Health Care Association PAC	\$1000
7-16-10	Kansas Health Care Association PAC	\$1000
		\$3000
4-29-09	Richard Rossman	\$500
7-28-09	Richard Rossman	\$250
8-26-09	Richard Rossman	\$250
9-10-09	Richard Rossman	\$250
9-15-09	Richard Rossman	\$250
10-21-09	Richard Rossman	\$250
12-08-09	Richard Rossman	\$100
5-28-10	Richard Rossman	\$200
		\$2050

All of these contributions were received during the primary election period.

Pursuant to K.S.A. 25-4153, the campaign accepted contributions in excess of the legal limit amounting to \$1050. We would suggest that these contributions be refunded immediately. The return of these contributions should be noted on Schedule C (Expenditures and Other Disbursements) of the October 25, 2010 Receipts and Expenditures Report.

2. Schedule A (Contributions and Other Receipts) indicates your campaign accepted the following cash contributions over \$100:

<u>Date</u>	<u>Name</u>	<u>Amount</u>
7-22-10	James Colyer	\$2000
7-22-10	Lorene Colyer	\$2000
2-6-10	Willis Hartman	\$500

K.S.A. 25-4153(i) states, "No person shall make any contribution or contributions to any candidate or the candidate committee of any candidate in the form of money or currency of the United States which in the aggregate exceeds \$100 for any one primary or general election, and no candidate or candidate committee of any candidate shall accept any contribution or contributions in the form of money or currency of the United States which in the

aggregate exceeds \$100 from any one person for any one primary or general election."

The cash contributions listed above should not have been accepted by the campaign. In the future, you must be certain that all contributions in excess of \$100 are made by check, cashier's check or money order.

3. According to a letter filed by PMCA Gas PAC, they made an in-kind contribution for a fundraiser for the Brownback campaign in the amount of \$380.34 on June 2, 2010. This in-kind contribution was not reported by the Brownback campaign. An amended Schedule B (In-Kind Contributions) must be filed listing the in-kind contribution.

If you have any questions, feel free to contact this office.