



GOVERNMENTAL ETHICS COMMISSION

www.kansas.gov/ethics

April 27, 2011

Martha Harris
Treasurer for Tom Holland
PO Box 994
Baldwin City, KS 66006

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

RE: Receipts and Expenditures Report Due October 25, 2010
(Covering the Period July 23, 2010 thru October 21, 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 thirty (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,

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

Carol E. Williams
Executive Director

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

<u>Date</u>	<u>Name</u>	<u>Amount</u>
10-13-10	Janmarie Hornack	\$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 contribution 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.

2. 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 other state officers elected from the state as a whole, . . . \$2000 for each primary election . . . and an equal amount for each general election." The Holland campaign reported receiving a \$2000 contribution on 9-10-10 from Christopher Smith, and an additional \$2000 on 10-4-10, for a total of \$4000. Both of these contributions were received during the general election period.

Pursuant to K.S.A. 25-4153, the campaign accepted a contribution in excess of the legal limit amounting to \$2000. We would suggest that this contribution be refunded immediately. Since the campaign has filed a termination report and the campaign account is closed, it will be necessary for the candidate to personally return the \$2000 excess contribution. A copy of the refund check must be sent to this office within 30 days.

3. Schedule A (Contributions and Other Receipts) of the October 25, 2010 report lists a \$100 contribution from Hawk For House II on 9-1-10.

K.S.A. 25-4157a (c) states, "No candidate or candidate committee shall accept from any other candidate or candidate committee for any candidate for local, state, or national office, any moneys received by such candidate or candidate committee as a campaign contribution..." If this was a contribution from the candidate's campaign committee, it will be necessary for you to return the \$100 contribution to the Hawk For House II campaign. Since the

campaign account is closed, it will be necessary for the candidate to personally return the \$100 contribution. A copy of the refund check must be sent to this office within 30 days.

4. 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, date and purpose of the payment to each. An expenditure in the amount of \$99,900.00 was made to Media Strategies & Research on 10-5-10 for "Radio/TV Advertising". Please submit the required supplemental information as an amendment to Schedule C on the October 25, 2010 Receipts and Expenditures Report.

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