



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-5

Cecil Cook, Treasurer
Tennessee Road Builders Association
Political Action Committee
P.O. Box 190535
Nashville, TN 37219

OCT 11 2002

Identification Number: C00215012

Reference: April Quarterly Report (1/1/02-3/31/02)

Dear Mr. Cook:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion(s) attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored.

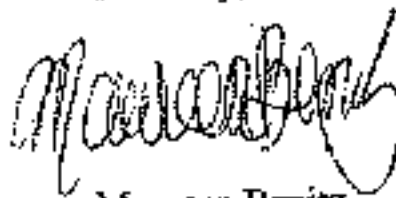
If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

Any amendment or clarification should be filed with the Federal Election Commission. Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Maureen Benitz
Campaign Finance Analyst
Reports Analysis Division

**SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS**

Use separate schedule(s)
or each category of the
Detailed Summary Page

FOR LINE NUMBER:		PAGE 6 / 8	
(check only one)			
<input checked="" type="checkbox"/>	11a	<input type="checkbox"/>	11b
<input type="checkbox"/>	13	<input type="checkbox"/>	14
<input type="checkbox"/>	15	<input type="checkbox"/>	16
<input type="checkbox"/>	17	<input type="checkbox"/>	17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)
Tennessee Road Builders Association Political Action Committee

A. Full Name (Last, First, Middle Initial) Mark A. Odem		Date of Receipt M M / D D / Y Y Y Y 03 / 13 / 2002
Mailing Address 2313 Hidden Cove Rd.		Amount of Each Receipt this Period 1200.00
City Cookeville	State Zip Code TN 38502-7085	
FEC ID number of contributing federal political committee.		Contribution Transaction ID: SA11A1.4178
Name of Employer Highways, Inc.	Occupation Vice President	
Receipt For: Primary General Other (specify) ▼	Aggregate Year-to-Date ▼ 5700.00	

B. Full Name (Last, First, Middle Initial) Jimmy Reaga		Date of Receipt M M / D D / Y Y Y Y 02 / 11 / 2002
Mailing Address PO Box 133		Amount of Each Receipt this Period 300.00
City Pikeville	State Zip Code TN 37387	
FEC ID number of contributing federal political committee.		Contribution Transaction ID: SA11A1.4170
Name of Employer Cumberland Guardrail	Occupation President	
Receipt For: Primary General Other (specify) ▼	Aggregate Year-to-Date ▼ 300.00	

C.

SUBTOTAL of Receipts This Page (optional)	1500.00
TOTAL This Period (fill page this line number only)	6900.00

**SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS**

Use separate schedule(s)
or each category of the
Detailed Summary Page

FOR LINE NUMBER: PAGE 5/8

(check only one)

<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 12	<input type="checkbox"/> 17
<input type="checkbox"/> 13	<input type="checkbox"/> 14	<input type="checkbox"/> 15	<input type="checkbox"/> 16	<input type="checkbox"/> 17

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NAME OF COMMITTEE (In Full)
Tennessee Road Builders Association Political Action Committee

A. Full Name (Last, First, Middle Initial)
James Cook

Mailing Address
PO Box 85
City State Zip Code
Dunlap TN 37327

Date of Receipt
M N / D D / Y Y Y Y
02 11 2002

FEC ID number of contributing federal political committee.

Amount of Each Receipt this Period
600.00

Contribution

Name of Employer
Tennessee Nitrate Technology, Inc. Occupation
President

Receipt For: Primary General Other (specify) ▼
Aggregate Year-to-Date ▼
600.00

Transaction ID: SA11A1.4172

B. Full Name (Last, First, Middle Initial)
James F. Hughes

Mailing Address
12402 Hummingbird Way
City State Zip Code
Seabersburg IN 47172

Date of Receipt
M N / D D / Y Y Y Y
02 11 2002

FEC ID number of contributing federal political committee.

Amount of Each Receipt this Period
300.00

Contribution

Name of Employer
Hydro-Technologies, Inc. Occupation
President

Receipt For: Primary General Other (specify) ▼
Aggregate Year-to-Date ▼
300.00

Transaction ID: SA11A1.4174

C. Full Name (Last, First, Middle Initial)
Mark A. Osom

Mailing Address
2313 Hidden Cove Rd.
City State Zip Code
Cookeville TN 36908-7015

Date of Receipt
M N / D D / Y Y Y Y
03 13 2002

FEC ID number of contributing federal political committee.

Amount of Each Receipt this Period
4500.00

Contribution

Name of Employer
Highways, Inc. Occupation
Vice President

Receipt For: Primary General Other (specify) ▼
Aggregate Year-to-Date ▼
4500.00

Transaction ID: SA11A1.4176

SUBTOTAL of Receipts This Page (optional) ▶ 5400.00

TOTAL This Period (last page this line number only) ▶

