



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

February 14, 2013

MS. DEVON DAY, TREASURER
REPUBLICAN CAMPAIGN COMMITTEE OF
NEW MEXICO
PO BOX 94083
ALBUQUERQUE, NM 87199-4083

Response Due Date
03/21/2013

IDENTIFICATION NUMBER: C00020818

REFERENCE: OCTOBER MONTHLY REPORT (09/01/2012 - 09/30/2012)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 5 item(s):

1. The beginning cash balance of this report does not equal the ending balance of your September Monthly Report (8/1/12-8/31/12). Please correct this discrepancy and amend all subsequent reports(s) that may be affected by the correction. (2 U.S.C. § 434)(b)(1))
2. Your calculations for Line(s) 6(d) and 7, Column B appear to be incorrect. Please provide the correct totals on the Summary Page. (2 U.S.C. § 434)(b)(7))
3. Schedule A supporting Line 11(a)(i) of your report discloses a negative entry of a contribution originally received by your committee that was "Transferred to Nonfederal account." Please be advised that if your committee wrote a check from your federal account to your nonfederal account, this disbursement should be disclosed on Schedule B supporting Line 29 of the Detailed Summary Page with a description that includes the original contributor's name. Negative entries on Schedule A should only be used to disclose voided checks that were not cashed or cleared by a bank. This method of reporting would clarify for the public record the total amount of receipts/disbursements and more accurately disclose the cash-on-hand amount. Please amend your report(s) to properly disclose this activity or provide clarifying information.
4. Schedule A, supporting Line 12 of your report discloses transfers, totaling

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\$68,720.68 from "Target State Victory Fund," that appear to be received through joint fundraising efforts. However, "Target State Victory Fund" is not disclosed as a joint fundraising representative on your Statement of Organization. Please amend your Statement of Organization to disclose the joint fundraising representative or amend your report to provide clarifying information. (11 CFR §102.2)

5. Schedule B supporting Line 30(b) of your report discloses a payment(s) for "FEA 100% Federal: AB/EV Mail" which is categorized as Federal Election Activity and therefore, may require the disclosure of the candidate(s) this activity should be attributed to. Expenditures and disbursements for public communications that refer to a clearly identified candidate for Federal office and that promote, support, attack or oppose any candidate for Federal office, meet the definition of Federal Election Activity under 11 CFR §100.24 and should be disclosed on Schedule B for Line 30(b) along with the identity of the candidate(s).

Further, please be advised that public communications that meet the definition of Federal Election Activity and that also contain express advocacy as defined under 11 CFR §100.22, but do not meet the conditions of exempt activity, would constitute an in-kind contribution, an independent expenditure or a coordinated party expenditure and should be properly disclosed on a Schedule B, E or F supporting Lines 23, 24 or 25, as appropriate rather than on Schedule B for Line 30(b). Please clarify if this activity meets the definition of Federal Election Activity or if it contains express advocacy and amend your report to properly disclose this activity, if necessary.

- Schedule B supporting Line 21(b) of your report discloses a payment(s) for "Administrative/Salary/Overhead: Polling," "GOTV: walkbooks" and "Voter Lists" which appears to be disclosed on the wrong line of the Detailed Summary Page. For your information and consideration when preparing future filings, please be advised that Voter Identification, Generic Campaign and Get-out-the-vote activity conducted in connection with an election in which one or more candidates for Federal office appear on the ballot is considered to be Federal Election Activity and should be disclosed on Schedule B for Line 30(b) of the Detailed Summary Page. (11 CFR §100.24) For your next filing, please refer to the instructions for each line when determining the proper categorization(s).

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action

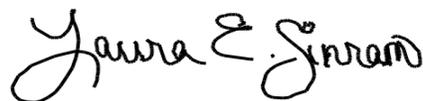
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will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

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 should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1157.

Sincerely,

A handwritten signature in black ink that reads "Laura E. Sinram". The signature is written in a cursive style with a large initial "L" and "S".

Laura Sinram
Senior Campaign Finance Analyst
Reports Analysis Division