RQ-2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

APR 23 1997

Douglas B. England, Treasurer
Indiana Democratic Congressional
Victory Committee
One N. Capitol, Suite 200
Indianapolis, IN 46204

Identification Number: C00108613

Reference: 30 Day Post-General Report (10/17/96-11/25/96)

Dear Mr. England:

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:

-The beginning cash balance of this report should equal the ending balance of your Amended 12 Day Pre-General Report. Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction.

-Schedule A of your report discloses a contribution(s) from an organization which is not a political committee registered with the Commission (pertinent portion(s) attached). In addition, the contribution appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) precludes a political committee from receiving contributions from a person or another committee in excess of $5,000 in a calendar year. Also, in order to make contributions to your committee, organizations which are not political committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution. 11 CFR §102.5(b)

If your committee does not finance non-federal activity, the receipt of the referenced contribution(s) may violate the limitations and prohibitions of 2

U.S.C. §§441a(f) and 441b. If your committee engages in both federal and non-federal activity, either through a separate non-federal account, or one account that finances activity in connection with both federal and non-federal elections, your committee may be in violation of 11 CFR §102.5(a).

In order to be in compliance with the Act, your committee must: 1) refund to the donor, or transfer-out to a non-federal account, the amount in excess of $5,000 and 2) determine the extent to which your committee received funds that are not permissible, and refund or transfer-out the prohibited funds.

If you choose to transfer the funds to an account not used to influence federal elections, the Commission advises that you inform the contributor in writing and provide the contributor with the option of receiving a refund. You may wish to seek a written authorization (either before or after the transfer-out) from the donor for any transfer-out to protect the donor's interests.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. Should you choose to transfer-out or refund the funds, the Commission will presume the funds were impermissible, absent a statement from your committee to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which they are made.

Although the Commission may take further legal action concerning the acceptance of prohibited and excessive contribution(s), your prompt refund or transfer-out will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,

Kenneth A. Davis, Jr.

Kenneth A. Davis, Jr.
Reports Analyst
Reports Analysis Division

96031564011

SCHEDULE A — ITEMIZED RECEIPTS — PAGE 1 OF 1
OTHER POLITICAL COMMITTEES — for Line 11(c)

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): INDIANA DEMOCRATIC CONGRESSIONAL VICTORY COMMITTEE - C00108613

| Full Name, Mailing Address and Zip Code | Employer/Occupation | Date | Amount |
|---|---|---|---|
| AFSCME, AFL-CIO Special Account<br>1625 L St NW<br>Washington DC 20036-5601 | Aggregate Year-to-Date$ 5,000.00 | 10/17/96 | $ 5,000.00 |
| American Federation of Teachers COPE S/L<br>555 New Jersey Ave NW<br>Washington DC 20001-2079 | Aggregate Year-to-Date$ 5,000.00 | 10/30/96 | $ 5,000.00 |
| ATLA PAC<br>1050 31st St NW<br>Washington DC 20007-4409 | Aggregate Year-to-Date$ 5,000.00 | 10/22/96 | $ 5,000.00 |
| Democratic Congressional Camp. Comm.<br>430 S Capitol St SE<br>Washington DC 20003-4024 | Aggregate Year-to-Date$ 29,686.31 | 10/17/96 | $ 14,874.00 |
| Democratic Congressional Camp. Comm.<br>430 S Capitol St SE<br>Washington DC 20003-4024 | Aggregate Year-to-Date$ 69,311.31 | 10/18/96 | $ 39,627.00 |
| Emily's List<br>805 15th Street NW Ste 400<br>Washington DC 20005-0000 | Aggregate Year-to-Date$ 5,000.00 | 10/17/96 | $ 2,500.00 |
| I.B.E.W. C.O.P.E.<br>1125 15th St NW<br>Washington DC 20005-2797 | Aggregate Year-to-Date$ 2,500.00 | 10/28/96 | $ 2,500.00 |
| Indiana DRIVE<br>1233 Shelby Street<br>Indianapolis IN 46203-0000 | Aggregate Year-to-Date$ 8,000.00 | 11/01/96 | $ 5,000.00 |
| Indiana DRIVE<br>1233 Shelby Street<br>Indianapolis IN 46203-0000 | Aggregate Year-to-Date$ 8,000.00 | 11/01/96 | $ 3,000.00 |
| JULIA CARSON FOR CONGRESS COMM.<br>54 Monument Circle<br>Indianapolis IN 46204-0000 | Aggregate Year-to-Date$ 100.43 | 10/17/96 | $ 55.17 |
| Laborers' Political League<br>905 16th St NW<br>Washington DC 20006-1762 | Aggregate Year-to-Date$ 2,000.00 | 11/01/96 | $ 2,000.00 |
| SEIU COPE FUND PCC<br>1313 L St NW<br>Washington DC 20005-4101 | Aggregate Year-to-Date$ 5,000.00 | 10/22/96 | $ 5,000.00 |
| UAW V CAP<br>5850 Fortune Cir W<br>Indianapolis IN 46241-5503 | Aggregate Year-to-Date$ 5,000.00 | 10/31/96 | $ 5,000.00 |

TOTAL THIS PERIOD $ 94,556.17

TOTAL THIS PAGE $ 94,556.17

KD