



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Bob Bennie, Treasurer
Nebraska Republican Federal
Campaign Committee
421 S. 9th Street, Suite 233
Lincoln, NE 68508

JUN 24 1998

Identification Number: C00032334

Reference: April Quarterly Report (1/1/98-3/31/98)

Dear Mr. Bennie:

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:

-Line 21(b) of the Detailed Summary Page discloses operating expenditures during the reporting period. Please amend your report to clarify whether this figure includes any disbursements to payees that aggregate greater than \$200 in the calendar year. If this is the case, itemize the expenditures on Schedule B. 11 CFR §104.3(b)(3)

-Schedule D discloses \$23,510 in payment(s) this period to Direct Mail Systems; however, there are \$8,699.40 in payments reflected on your disbursement schedules. Please amend your report to clarify this discrepancy.

-Your report discloses a payment(s) on Schedule D to Chuck Sigerson, which has not been recorded on a disbursement schedule. Debt payments must be reflected on Schedule B or H4 as well as on Schedule D. Please amend your report to clarify this discrepancy. 2 U.S.C. §434(b)(5)(D)

-The Detailed Summary Page on Line 18 Column A of your report, discloses \$130,199.36 in transfers from the non-federal account for joint activity for the calendar year. However, Line 21(a)(ii) Column A discloses

\$96,354.91 as the non-federal share for joint activity for the calendar year. While the non-federal account is permitted to transfer funds to the federal account for allocable activity, transfers from the non-federal account for amounts greater than the non-federal share of allocable activity are prohibited by 11 CFR §102.5(a)(1)(i). Please clarify this discrepancy.

The Commission recommends that you immediately transfer back to the non-federal account, the amount which was transferred to the federal account in excess of the non-federal share. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

-Schedule H3 of your report discloses transfers from your non-federal account for the following fundraising events with no corresponding expenses on Schedule H4: Direct Mail, DMP3, TLD5, TLP2, TLP4 and TLS4. Please amend Schedule H4 to reflect the expenses related to the H3 transfers questioned above.

-Schedule H3 discloses the receipt of \$3,510.82 from your non-federal account for a fundraising event(s) which is listed as 100% non-federal on Schedules H2 and H4. A committee is permitted to pay the entire amount of an allocable activity from its federal account and receive a transfer(s) from its non-federal account solely to cover the non-federal share of the allocable expense(s). 11 CFR §106.5(g)(i). However, a 100% non-federal fundraising event does not fall within the definitions of an allocable expense, and constitutes an impermissible transfer of funds received by your federal account from your non-federal account.

The Commission recommends you immediately transfer the total amount received by your federal account back to your non-federal account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action 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) 694-1130.

Sincerely,



Alicia K. Richardson
Reports Analyst
Reports Analysis Division

