



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

RQ-2

Joe R. Arnold, Treasurer
Tennessee Republican Party Federal Election Account
Victory 96
1922 West End Avenue
Nashville, TN 37203

APR 02 2003

Identification Number: C00040220

Reference: Amended 12 Day Pre-Primary Report (10/1/02/10/16/02), received
12/5/02

Dear Mr. Arnold:

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 B supporting Line 23 of your report discloses one or more contributions to a candidate(s) for the primary election; however, the funds were disbursed after the election date(s) (pertinent portion(s) attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts incurred during that election campaign.

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

If you have made an impermissible contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent

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to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

-The totals listed on Lines 21(a)(i), 21(a)(ii), 21(c), 22, and 31, Column B of the Detailed Summary Page(s) appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. Please amend your report and any subsequent reports that may be affected by this correction.

-Your report discloses additional receipts on Lines 11(a)(ii) and 12 of the Detailed Summary Page totaling \$502,589 that were not disclosed on your original report. Also, your report discloses additional disbursements on Lines 21(a)(i), 21(a)(ii), 21(b), 22, and 23 of the Detailed Summary Page totaling \$249,500 that were not disclosed on your original report. Please provide clarifying information as to why this activity(s) was not disclosed on your original report.

-Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the full name, mailing address, occupation and name of employer. (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing "best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR §104.7(b)(1))

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Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2))
The request must:

- clearly ask for the missing information, without soliciting a contribution;
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you shall either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR §104.7(b)(4))

Please provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

-Please amend Schedule B supporting Line 23 by providing the office sought (House or Senate), state, and congressional district, if applicable, for each contribution made. 11 CFR §104.3(b)(3)(ii) and (v)

-Please clarify all expenditures made for "Campaign Expenses – Direct Mail" and "Campaign Expenses – Mail" on Schedule(s) H4. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B, E, or F supporting Lines 23, 24, or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule(s) B and H4 of your report to clarify the following description(s): "Campaign Expense" and "Independent Advocacy". For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

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-Your EVENT YEAR-TO-DATE calculations for the Administrative/Voter Drive category are incorrect. EVENT YEAR-TO-DATE totals for administrative and voter drive costs are derived by aggregating all disbursements during the calendar year for the whole Administrative/Voter Drive category. EVENT YEAR-TO-DATE totals for fundraising, direct candidate support, and exempt activities are derived by aggregating all disbursements during the calendar year within a specific event. These should be calculated by adding the latest disbursement for a category or event to the previous EVENT YEAR-TO-DATE total for that category or event. This running EVENT YEAR-TO-DATE total should be disclosed after each disbursement is listed. Please amend your report by providing the correct EVENT YEAR-TO-DATE totals.

A response or 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. 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,



Antoinette Kitchen
Senior Campaign Finance Analyst
Reports Analysis Division

**SCHEDULE B (FEC Form 3X)
ITEMIZED DISBURSEMENTS**

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

FOR LINE NUMBER:
(check only one)

<input type="checkbox"/> 21b	<input type="checkbox"/> 22	<input checked="" type="checkbox"/> 23	<input type="checkbox"/> 24	<input type="checkbox"/> 25
<input type="checkbox"/> 26	<input type="checkbox"/> 27	<input type="checkbox"/> 28a	<input type="checkbox"/> 28b	<input type="checkbox"/> 28c
<input type="checkbox"/> 29				

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 Republican Party Federal Election Account

A. Full Name (Last, First, Middle Initial) Tom Cole for Congress		Date of Disbursement 10 / 16 / 2002	
Mailing Address PO Box 72256		Amount of Each Disbursement this Period 5000.00	
City Norman	State OK	Zip Code 73070-	Category/ Type CAMPAIGN CONTRIBUTION
Purpose of Disbursement CAMPAIGN CONTRIBUTION		Transaction ID: 1205200388360	
Candidate Name _____			
Office Sought: House Senate President	Disbursement For: 2002 <input checked="" type="checkbox"/> Primary General Other (specify) *		AK
State: District:	OK (P) was 8/27/02		

B. Full Name (Last, First, Middle Initial) John Kilne For Congress		Date of Disbursement 10 / 16 / 2002	
Mailing Address 14101 Southcross Dr. W # 175		Amount of Each Disbursement this Period 5000.00	
City Burnsville	State MN	Zip Code 55337-	Category/ Type CAMPAIGN CONTRIBUTION
Purpose of Disbursement CAMPAIGN CONTRIBUTION		Transaction ID: 1205200388367	
Candidate Name _____			
Office Sought: House Senate President	Disbursement For: 2002 <input checked="" type="checkbox"/> Primary General Other (specify) *		AK
State: District:	MN (P) was 9/10/02		

C. Full Name (Last, First, Middle Initial) Pearce for Congress		Date of Disbursement 10 / 16 / 2002	
Mailing Address 6120 Lovington Hwy		Amount of Each Disbursement this Period 5000.00	
City Hobbs	State NM	Zip Code 88240-	Category/ Type CAMPAIGN CONTRIBUTION
Purpose of Disbursement CAMPAIGN CONTRIBUTION		Transaction ID: 1205200238E3155	
Candidate Name _____			
Office Sought: House Senate President	Disbursement For: 2002 <input checked="" type="checkbox"/> Primary General Other (specify) *		AK
State: District:	NM (P) was 6/4/02		

15000.00

SUBTOTAL of Disbursements This Page (optional) ...
 TOTAL This Period (last page this line number only) ...

**SCHEDULE B (FEC Form 3X)
ITEMIZED DISBURSEMENTS**

Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER: (check only one)								PAGE 26 / 56	
	<input type="checkbox"/> 21b	<input type="checkbox"/> 22	<input checked="" type="checkbox"/> 23	<input type="checkbox"/> 24	<input type="checkbox"/> 25	<input type="checkbox"/> 26	<input type="checkbox"/> 27	<input type="checkbox"/> 28a	<input type="checkbox"/> 28b	<input type="checkbox"/> 28c

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NAME OF COMMITTEE (in Full)
Tennessee Republican Party Federal Election Account

A. Full Name (Last, First, Middle Initial)
Raya For Congress

Date of Disbursement: 10 / 16 / 2002

Mailing Address: PO Box 1776

City: Bangor State: ME Zip Code: 04402-

Amount of Each Disbursement this Period: 5000.00

Purpose of Disbursement: CAMPAIGN CONTRIBUTION

Candidate Name: _____ Category/Type: CAMPAIGN CONTRIBUTION

Office Sought: House Senate President Disbursement For: 2002 X Primary General Other (specify) ME (P) was 6/11/02

State: _____ District: _____ Transaction ID: 1205200238E3157

B. Full Name (Last, First, Middle Initial)
Renzi for Congress

Date of Disbursement: 10 / 16 / 2002

Mailing Address: PO Box 219

City: Flagstaff State: AZ Zip Code: 86002-

Amount of Each Disbursement this Period: 5000.00

Purpose of Disbursement: CAMPAIGN CONTRIBUTION

Candidate Name: _____ Category/Type: CAMPAIGN CONTRIBUTION

Office Sought: House Senate President Disbursement For: 2002 X Primary General Other (specify) AZ (P) was 9/10/02

State: _____ District: _____ Transaction ID: 1205200238E3159

C. Full Name (Last, First, Middle Initial)
Mike Rogers for Congress

Date of Disbursement: 10 / 16 / 2002

Mailing Address: 123 East 13th St

City: Anniston State: AL Zip Code: 36207-

Amount of Each Disbursement this Period: 5000.00

Purpose of Disbursement: CAMPAIGN CONTRIBUTION

Candidate Name: _____ Category/Type: CAMPAIGN CONTRIBUTION

Office Sought: House Senate President Disbursement For: 2002 X Primary General Other (specify) AL (P) was 6/4/02

State: _____ District: _____ Transaction ID: 1205200238E3152

SUBTOTAL of Disbursements This Page (optional) 15000.00

TOTAL This Period (last page this line number only) 30000.00

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