



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

APR 30 1997

Paul Johnson, Treasurer  
Democratic Senatorial Campaign Committee  
430 South Capitol Street, SE  
Washington, DC 20003

Identification Number: C00042366

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

Dear Mr. Johnson:

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 a contribution(s) from an organization(s) which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations into accounts used to influence federal elections, your committee should take steps to insure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 2 U.S.C. §§441a(f) and 441b or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal 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.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible. To the extent that your committee has received impermissible funds, the Commission recommends

*Celebrating the Commission's 20th Anniversary*

YESTERDAY, TODAY AND TOMORROW  
DEDICATED TO KEEPING THE PUBLIC INFORMED

that you transfer the impermissible funds to an account not used to influence federal elections or refund the impermissible amount(s) to the donor(s) in accordance with 11 CFR §103.3(b). In order to protect the donor's interests, the Commission recommends that you inform the contributor(s) in writing to provide the donor(s) with the option of receiving a refund or granting written authorization for a transfer to another account.

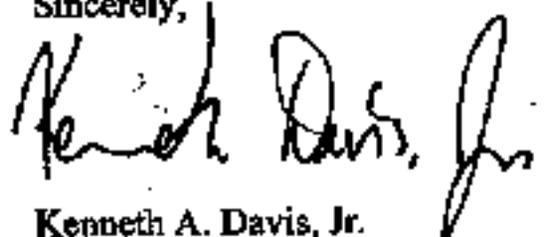
Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. Should you choose to transfer-out or refund the contribution(s), the Commission will presume the funds were impermissible if no statement from your committee provides information 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 the transaction was made.

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee in transferring-out or refunding the amounts will be taken into consideration.

-11 CFR §105.2 states that any political committee which "...supports only candidates for nomination for election or election to the Senate of the United States..." shall file its reports with the Secretary of the Senate (emphasis added). The reports filed by your committee during the 1995-1996 election cycle show contributions being made to candidates for the U.S. House of Representatives and other non-U.S. Senate recipients, in addition to candidates for the U.S. Senate. Therefore, it appears that your committee must begin filing reports directly with the Federal Election Commission and discontinue filing with the Secretary of the Senate.

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.  
Reports Analyst  
Reports Analysis Division

SCHEDULE A

ITEMIZED RECEIPTS

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.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Date	Amount
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Leahy for U.S. Senator Committee P.O. Box 53 Burlington, VT 05402	11/4/95	\$1,000.00
Y-T-D \$1,000.00		

Levy & Droopy, Pc - TLRD PAC PO Box 687, 74 Batterson Park Rd. Farmington, CT 06034	10/31/95	\$1,000.00
Y-T-D \$1,000.00		

Lockheed Martin Corporation PAC 1725 Jefferson Davis Highway Suite 300 Arlington, VA 22202	11/4/96	\$2,000.00
Y-T-D \$2,000.00		

MUPAC 1010 Wisconsin Avenue, NW Suite 540 Washington, DC 20007	10/30/95	\$5,000.00
Y-T-D \$5,000.00		

Horwest Corporation PAC Horwest Center Sixth and Marquette Minneapolis, MN 55479	10/22/96	\$5,000.00
Y-T-D \$5,000.00		

Powell, Goldstein, Fraser and Murphy PAC 1001 Pennsylvania Avenue, NW 6th Floor Washington, DC 20004	10/28/96 10/28/95	\$1,000.00 \$1,000.00
Y-T-D \$2,000.00		

Subtotal of Receipts This Page .....	\$16,000.00
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SCHEDULE A

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DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

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Name, Mailing Address and ZIP Code	Date	Amount
Robb for the Senate 12 Forest Hills Drive Larary, VA 22835	11/1/96	\$8,000.00
	Y-T-D	\$8,000.00
*McGuire for Representative 1510 Glenwood Joliet, IL 60435	11/5/96	(-1,000.00)
	Y-T-D	0.00
*Per contributor's request transferred to NF Mixed		
Smith, Barney, Harris, Uphan & Co. PAC 388 Greenwich Street New York, NY 10013	11/1/96	\$5,000.00
	Y-T-D	\$7,000.00
Sprint PAC 1850 M Street, NW Suite 1100 Washington, DC 20036	10/21/96	\$15,000.00
	Y-T-D	\$15,000.00
State Street Bank & Trust Co. PAC 116 Skyline Drive Westwood, MA 02090	10/21/96	\$5,000.00
	Y-T-D	\$5,000.00
Ted Leupert for Assembly Committee 1996 PO Box 1422 San Mateo, CA 94401	10/23/96	\$1,000.00
	Y-T-D	\$1,000.00
Time Future PAC 4 Hawthorne Avenue Princeton, NJ 08540	10/18/96	\$5,000.00
	Y-T-D	\$5,000.00

Subtotal of Receipts This Page ..... 38,000.00

10/23/96

