



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Mr. Mike McCauley, Treasurer
Utah Republican Party (Federal Account)
117 E. South Temple
Salt Lake City, UT 84111

MAR 20 2002

Identification Number: C00089482

Reference: 30 Day Post-Special General Report (5/31/01-7/9/01)

Dear Mr. McCauley:

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 supporting Line 15 of the Detailed Summary Page discloses a refund(s) or rebate(s) of what appears to be a previously disclosed allocable expense(s) from Mindy Crockett. Please be advised that when a committee receives a refund or rebate of an allocable expense, it must be allocated between the federal and non-federal accounts according to the same allocation ratio used to allocate the original disbursement. Furthermore, the federal account must transfer the non-federal portion to the non-federal account and disclose this transfer-out on Schedule H4. Your report does not appear to disclose a transfer-out of the non-federal portion of this refund(s) or rebate(s). Please provide clarification regarding this apparent omission.

-Schedule B supporting Line 29 (pertinent portion(s) attached) discloses \$6,700 in transfers to what appears to be a non-federal account of your committee. Please provide further clarification regarding this transfer to your non-federal account.

You are advised that 11 CFR §102.5 prohibits a non-federal account from financing activity in connection with federal elections. If any of the disbursements disclosed on Schedule B supporting Line 29 were made to influence the election or defeat of specific federal candidates, the disbursements should be allocated accordingly and disclosed as either

in-kind contributions on Schedule B supporting Line 23, independent expenditures on Schedule E supporting Line 24, or as coordinated expenditures on Schedule F supporting Line 25. 11 CFR §§104.3(b)(3) and 106.1 In addition, if your non-federal account has paid any expenditures which should have been allocated, you are advised to correct any non-compliance with 11 CFR §106.5 and 106.6 and establish procedures to insure future compliance with allocation regulations.

-On Schedule H3, you have failed to provide the NAME OF ACCOUNT for a transfer(s)-in. Please amend your report to identify the full name of the non-federal account from which each transfer-in is made. 11 CFR §104.10(a) and

-Line 21(a) of the Detailed Summary Page of your report disclose \$7,185.56 for the federal share of operating expenditures and \$28,742.27 for the non-federal share of operating expenditures. The sum of the entries itemized on Schedule H4, however, indicate these totals to be \$64,644.09 for the federal share, and \$194,379.09 for the non-federal share. Please amend your report to clarify the discrepancy.

-Your report discloses activity that falls outside the reporting period. Please amend this report by including only the financial transactions that occurred between 05/31/01 and 07/09/01. Any activity occurring outside this reporting period should be included in the appropriate report(s). 2 U.S.C. §434(b)

-Schedule H4 of your report discloses an apparent contribution to *Governors Spring Gala* and *Utah County Republicans*. Please be advised that contributions to federal committees and/or non-federal committees/organizations do not qualify as shared expenses to be allocated between your federal and non-federal accounts. Contributions to federal committees should be disclosed on a Schedule B supporting Line 23 of the Detailed Summary Page and contributions to non-federal committees/organizations on a separate Schedule B supporting Line 29. Any reimbursement from your committee's non-federal account for any portion of this contribution(s) is not permissible. 11 CFR §102.5(a)(1)(i)

The Commission recommends that you immediately transfer the funds received by your federal account, as reimbursement for the non-federal portion, 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 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,

A handwritten signature in black ink, appearing to read 'Julie Perry', with a long horizontal flourish extending to the right.

Julie Perry
Reports 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)

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<input type="checkbox"/> 21b	<input type="checkbox"/> 22	<input 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 checked="" 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)
Utah Republican Party

Full Name (Last, First, Middle Initial)
A. URP State Account- Fed to state transf

Date of Disbursement

08 / 21 / 2001

Mailing Address
117 E South Temple

City State Zip Code
Salt Lake City UT 84111-

Amount of Each Disbursement this Period

400.00

Purpose of Disbursement
Other Disbursement Federal to state tran

Category/
Type

Office Sought: House Senate President
Disbursement For: Primary General Other (specify) ▼

State: District:

Transaction ID: 0717200114E3887

Full Name (Last, First, Middle Initial)
B. URP State Account- Fed to state transf

Date of Disbursement

08 / 18 / 2001

Mailing Address
117 E South Temple

City State Zip Code
Salt Lake City UT 84111-

Amount of Each Disbursement this Period

1500.00

Purpose of Disbursement
Other Disbursement Federal to state tran

Category/
Type

Office Sought: House Senate President
Disbursement For: Primary General Other (specify) ▼

State: District:

Transaction ID: 0717200114E3886

Full Name (Last, First, Middle Initial)
C. URP State Account- Fed to state transf

Date of Disbursement

08 / 14 / 2001

Mailing Address
117 E South Temple

City State Zip Code
Salt Lake City UT 84111-

Amount of Each Disbursement this Period

4500.00

Purpose of Disbursement
Other Disbursement Federal to state tran

Category/
Type

Office Sought: House Senate President
Disbursement For: Primary General Other (specify) ▼

State: District:

Transaction ID: 0717200114E3885

SUBTOTAL of Disbursements This Page (optional)

6400.00

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 11 / 103			
	<input type="checkbox"/> 21b	<input type="checkbox"/> 22	<input 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)
Utah Republican Party

Full Name (Last, First, Middle Initial) A. URP State Account- Fed to state transf		Date of Disbursement 07 / 05 / 2001	
Mailing Address 117 E South Temple		Amount of Each Disbursement this Period 300.00	
City Salt Lake City	State UT	Zip Code 84111-	Transaction ID: 0717200114E3688
Purpose of Disbursement Other Disbursement Federal to state tran		Category/Type	
Candidate Name	Office Sought: House Senate President		
State: District:	Disbursement For: Primary General Other (specify) ▼		

B.

C.

SUBTOTAL of Disbursements This Page (optional)	300.00
TOTAL This Period (last page this line number only)	6700.00

