



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

Demarius Carlson, Treasurer  
Nebraska Republican Federal Campaign  
Committee  
421 S. 9<sup>th</sup> Street, Suite 233  
Lincoln, NE 68508

MAR 7 2001

Identification Number: C00032334

Reference: October Quarterly Report (7/1/00-9/30/00)

Dear Mr. Carlson:

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 2000 July Quarterly Report dated 12/6/2000. Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction.

-The totals listed on Lines 11(a)(i), 11(a)(ii), 11(a)(iii), 11(b), 11(d), 18, 19, 20, 21(a)(i), 21(a)(ii), 21(b), 21(c), 30 and 31, Column B of the Summary and 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.

-Line 11(a)(i) of the Detailed Summary Page of your report discloses a total of \$46,573.60 in itemized contributions from individuals/persons other than political committees. The sum of the entries itemized on Schedule A, however, indicates the total to be \$31,716.91. Please amend your report to clarify the discrepancy.

-Line 11(c) of the Detailed Summary Page of your report discloses a total of \$5,000.00 in contributions from other political committees (such as

PACs). The sum of the entries itemized on Schedule A, however, indicates the total to be \$3,800.00. Please amend your report to clarify the discrepancy.

-On Schedule D of your previous report, you disclosed a debt(s) owed to Chuck Sigerson. This obligation(s), however, has been omitted from this report. Please amend your report to include this debt(s) on Schedule D and Line 10 of the Summary Page. All debts and obligations must be disclosed until extinguished. 11 CFR §104.11

-Schedule D of your report has failed to include certain information. Commission Regulations require the full name and mailing address of each creditor, the outstanding balance at the beginning and end of the reporting period, the amount incurred during the period, the payment made during the period, and the nature or purpose of each debt. Additionally, all debts must be reported continuously until extinguished or settled. Please amend your report by providing the purpose of each debt. 11 CFR §104.11

-The Detailed Summary Page, on Line 18 Column A of your report, discloses \$531,591.34 in transfers from the non-federal account for joint activity for the reporting period. However, Line 21 (a)(ii) Column A discloses \$415,515.06 as the non-federal share for joint activity for the reporting period. While the non-federal account is permitted to transfer funds to the federal account for shared activity, transfers for shared activity must be made within a 70-day time period: no more than 10 days before or 60 days after the payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2) Please clarify the nature of the transfers-in from the non-federal account.

The Commission recommends that you immediately transfer back to the non-federal account, the total excessive amount which was received by your federal account outside the 70-day time period. 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 received from your non-federal account which occur outside the permissible transfer period. Please be advised that transfers for shared activity must be made within a 70-day time period: no more than 10 days before or 60 days after the payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2) Please clarify the nature of these transfers-in from the non-federal account.

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The Commission recommends that you immediately transfer the total excessive amount received by your federal account outside the 70-day time period 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.

-Schedule H4 supporting Line 21(a) of the Detailed Summary Page (pertinent portion(s) attached) discloses \$1,279 in disbursements for activities on behalf of Lee Terry. It appears that your non-federal account has transferred-in money to your federal account to help pay for these activities. By definition, a shared activity is one which benefits both federal and non-federal candidates or committees.

Please clarify the nature of these activities, specifically whether non-federal candidates or committees were included. If non-federal candidates or committees were not included in the activities, the Commission recommends that you immediately transfer the funds received by your federal account for these activities back to the non-federal account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

-Schedule A supporting Line 12 discloses a transfer(s)-in from the National Republican Senatorial Committee. Schedule B supporting Line 21(b) reflects payments for "bumper stickers", "Lee Terry yard signs" and "stenberg stickers". Please be advised that a state or local party committee may pay for campaign materials (such as bumper stickers) that are distributed by volunteers in connection with activity on behalf of the party's nominees in a general election. Payments for this type of activity are exempt from the definition of a contribution or expenditure if certain conditions are met. The conditions are that no public advertising may be used, including distribution by direct mail (mailings by a commercial vendor or from commercial lists); all funds used for the activity must be permitted under the Act; none of the funds used may have been designated for a particular candidate; and finally, payments for the activity may not be made from transfers-in from the national committee to specifically fund the activity. For further guidance, please refer to 11 CFR §100.7(b)(15) and (17) and to the Campaign Guide for Party Committees.

Please clarify the nature of the transfer(s)-in and subsequent payments for the aforementioned disbursement(s). If the activity disclosed on your report does not meet the definition of "exempt" activity as described above and if

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any portion of the expenditures were made on behalf of specifically identified candidates, that amount must be disclosed on Schedule B or F supporting Line 23 or 25 of the Detailed Summary Page as appropriate

-Line 18 of the Detailed Summary Page of your report discloses a total of \$531,591.34 in transfers from your non-federal account for joint activity. The sum of the entries itemized on Schedule H3, however, indicates the total to be \$198,191.34. Please amend your report to clarify the discrepancy.

-Please amend your report by providing the full name, address, purpose and event name, if applicable, for each disbursement itemized on Schedules B and H4 supporting Line 21.

-Payments made to credit card companies must identify the original vendors from which you have purchased an item or service if your payments to these vendors have exceeded \$200 this year. Please amend your report by providing the mailing address, date, amount and purpose of such payments as required by 11 CFR §104.9(b).

-Your EVENT YEAR-TO-DATE calculations for Administrative/Voter Drive 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.

-Please clarify all expenditures made for "television/radio ads", "fax broadcasting" and "fax broadcast service" 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

-On Schedule H2, you disclose the ratio for VICTORY 2000 BBQ to be REVISED; however, Schedule H2 of your Amended 2000 July Quarterly

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Report dated 12/6/2000 disclosed a ratio for this activity/event which is identical to the one given in this report. Please amend your report to clarify this discrepancy. 11 CFR §104.10(a)(1)

-On Schedule H2, you disclose the ratio for SBM6 to be NEW; however, Schedule H2 of your Amended 2000 July Quarterly Report dated 12/6/2000 disclosed a ratio for this activity/event which is identical to the one given in this report. Please amend your report to clarify this discrepancy. 11 CFR §104.10(a)(1)

-All reports must bear an original signature of the treasurer or designated agent. Filing a photocopy of your report does not fulfill this requirement. Please file a report bearing an appropriate original signature. 2 U.S.C. §434(a)(1) and 11 CFR §104.14

-Please identify the name and address of the payee for the in-kind contribution(s) disclosed on Schedule B for Line 23.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions from political candidates and other political committees (such as PACs) should be properly disclosed on a separate Schedule A, supporting Line 11(c) of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

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 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Dominick Ciaraldi  
Reports Analyst  
Reports Analysis Division

**DISBURSEMENT SCHEDULE H4**  
(EFFECTIVE 1/1/81)

**JOINT FEDERAL/NON-FEDERAL  
ACTIVITY SCHEDULE**

**NAME OF COMMITTEE**  
**NEBRASKA REPUBLICAN FEDERAL CAMPAIGN COMMITTEE**

DAE

FULL NAME, MAILING ADDRESS & ZIP CODE	PURPOSE/EVENT	DATE	TOTAL AMOUNT	FEDERAL \$	NON-FEDERAL \$
U.S. POSTMASTER 700 R ST LINCOLN, NE 68501-9003	Postage - Terry Letter/LEE TERRY RECEPTION	07/28/2000	20.78	17.68	3.12
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/VOTER DRIVE <input checked="" type="checkbox"/> FUNDRAISING <input type="checkbox"/> EXEMPT EVENT YEAR TO DATE: 20.78 DIRECT CANDIDATE SUPPORT					
U.S. POSTMASTER 700 R ST LINCOLN, NE 68501-9003	Postage - Terry Reception/LEE TERRY RECEPTION	08/14/2000	125.00	106.25	18.75
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/VOTER DRIVE <input checked="" type="checkbox"/> FUNDRAISING <input type="checkbox"/> EXEMPT EVENT YEAR TO DATE: 145.78 DIRECT CANDIDATE SUPPORT					
U.S. POSTMASTER 700 R ST LINCOLN, NE 68501-9003	Fundraiser Postage-Terry /LEE TERRY RECEPTION	08/16/2000	245.00	208.25	36.75
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/VOTER DRIVE <input checked="" type="checkbox"/> FUNDRAISING <input type="checkbox"/> EXEMPT EVENT YEAR TO DATE: 390.78 DIRECT CANDIDATE SUPPORT					
Kinkos PO BOX 672085 LINCOLN, NE 68508-	printing/LEE TERRY RECEPTION	08/17/2000	25.56	21.73	3.83
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/VOTER DRIVE <input checked="" type="checkbox"/> FUNDRAISING <input type="checkbox"/> EXEMPT EVENT YEAR TO DATE: 416.34 DIRECT CANDIDATE SUPPORT					
Bomba Dia 4949 Underwood Avenue Omaha, NE 68100-	Dinner Fundraiser/LE E TERRY RECEPTION	09/26/2000	852.66	733.26	129.40
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/VOTER DRIVE <input checked="" type="checkbox"/> FUNDRAISING <input type="checkbox"/> EXEMPT EVENT YEAR TO DATE: 1,279.00 DIRECT CANDIDATE SUPPORT					

SUBTOTAL OF JOINT FEDERAL AND NON-FEDERAL ACTIVITY THIS PAGE	1,279.00	1,087.15	191.85
TOTAL THIS PERIOD <small>(list page for each line only if Fed. share 21a1 and non-Fed. 21a2)</small>			
TOTAL THIS PERIOD FOR THE NON-FEDERAL SHARE <small>(found for line 21 of the detailed summary page)</small>			

