FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

OFFICE OF THE CHAIRMAN

June 5, 1997

The Honorable J. Robert Kerrey
Chairman
Democratic Senatorial Campaign Committee
430 South Capitol Street, S.E.
Washington, D.C. 20003

Dear Senator Kerrey:

This letter addresses a necessary change to the place where the DSCC files its campaign finance disclosure reports. Up until now, your committee has filed its reports with the Secretary of the Senate under an exception to the general rule requiring non-candidate committees to file with the Federal Election Commission. This exception was crafted to allow committees which restricted their support exclusively to candidates for the U.S. Senate to file with the Secretary of the Senate.

Over the past few elections, the DSCC has been consistently making contributions to candidates for the U.S. House of Representatives and, increasingly, to candidates for non-federal elective office. The governing regulation at 11 CFR § 105.2 that permits non-candidate committees to file with the Secretary of the Senate restricts this to "...other political committee(s) that support only candidates for nomination for election or election to the Senate of the United States ... "[emphasis added]. Our conclusion that the DSCC should be filing with the FEC was brought to the attention of your treasurer in a letter from our Reports Analysis Division dated April 30, 1997. To date, we have not received a response to this particular issue.

Since your committee no longer exclusively supports candidates for the Senate, we request that your treasurer henceforth file your designations, statements, reports and notices with the Federal Election Commission in accordance with 11 CFR §105.4.

Sincerely,

John Warren McGarry

John Warren McGarry
Chairman

cc: The Honorable Gary Sisco
Secretary of the Senate