



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

September 13, 2022

LARRY RICHARDSON, TREASURER
NATIONAL SORGHUM PRODUCERS POLITICAL
ACTION COMMITTEE
4201 N INTERSTATE 27
LUBBOCK, TX 79403

Response Due Date
10/18/2022

IDENTIFICATION NUMBER: C00475673

REFERENCE: JULY QUARTERLY REPORT (04/01/2022 - 06/30/2022)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 3 item(s):

1. Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. Please be advised that 52 U.S.C. §30116(f) and 11 CFR §§110.1(d) and 110.2(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

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

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution

NATIONAL SORGHUM PRODUCERS POLITICAL ACTION COMMITTEE

Page 2 of 4

of the option of receiving a refund. Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action promptly by providing the date and method of your remedy (refund, transfer to a non-federal account and/or reattribution) for each contribution. The committee should retain for its records copies of refund checks, transfers to nonfederal account, and/or letters reattributing the contributions in question. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

2. Schedule A supporting Line 11(a)(i) of your report discloses receipts identified as "Unitemized,, Less than \$200." Please be advised that federal regulations require the itemization of all contributions from individuals/persons that aggregate greater than \$200 in the calendar year. Contributions from individuals/persons that aggregate \$200 or less need only be disclosed on Line 11(a)(ii) of the Detailed Summary Page.

Please clarify whether the receipts disclosed on Schedule A includes any contributions that aggregate greater than \$200 from an individual/person in the calendar year. If this is the case, please amend your report by itemizing the contributions from each individual/person on Schedule A. (11 CFR §104.3(a)(2))

3. Schedule B supporting Line 23 discloses one or more contributions to a candidates for the 2022 Primary election; however, the funds were disbursed after the election date(s) (see 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. (11 CFR §§110.1(b)(3) and 110.2(b)(3))

If any apparently impermissible contribution in question was incompletely or

NATIONAL SORGHUM PRODUCERS POLITICAL ACTION COMMITTEE

Page 3 of 4

incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

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. (11 CFR §103.3(b)(1) and (3))

Please inform the Commission of your corrective action promptly by providing the date and method of your remedy (refund or redesignation request) for each contribution. The committee should retain for its records copies of the refund and/or redesignation request(s) sent 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.

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

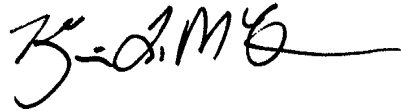
Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RFAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should

NATIONAL SORGHUM PRODUCERS POLITICAL ACTION COMMITTEE

Page 4 of 4

you have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number(202) 694-1173.

Sincerely,

A handwritten signature in black ink, appearing to read "K. McQueen", with a long horizontal flourish extending to the right.

Kevin McQueen

Sr. Campaign Finance & Reviewing Analyst

**Apparent Impermissible, Excessive, and Prohibited Contributions
National Sorghum Producers Political Action Committee (C00475673)**

Apparent Excessive Contributions from Individuals

| Contributor Name | Date | Amount | Report |
|-------------------------|-------------|---------------|-----------------------------|
| Atkisson, Dan | 3/16/22 | \$3,600.00 | 2022 April Quarterly Report |
| Atkisson, Dan | 3/16/22 | \$3,800.00 | 2022 April Quarterly Report |
| Atkisson, Dan | 4/5/22 | \$3,700.00 | 2022 July Quarterly Report |
| Keesling, Douglas | 3/16/22 | \$3,300.00 | 2022 April Quarterly Report |
| Keesling, Douglas | 3/16/22 | \$3,300.00 | 2022 April Quarterly Report |
| Keesling, Douglas | 3/16/22 | \$600.00 | 2022 April Quarterly Report |
| Keesling, Douglas | 4/5/22 | \$3,350.00 | 2022 July Quarterly Report |
| Krienke, Dan | 4/5/22 | \$42,250.00 | 2022 July Quarterly Report |
| Peterson, Brant | 4/5/22 | \$5,900.00 | 2022 July Quarterly Report |

Apparent Contributions Made After Election Date

| Recipient Name | Date | Amount | Election | Election (State-Date) |
|-----------------------------|-------------|---------------|-----------------|----------------------------------|
| CRAWFORD FOR CONGRESS | 6/19/22 | \$1,000.00 | P2022 | AR - 5/24/22 |
| David Scott for Congress | 6/29/22 | \$2,500.00 | P2022 | SD - 6/7/22 |
| SANFORD BISHOP FOR CONGRESS | 6/8/22 | \$1,000.00 | P2022 | GA - 5/24/22 |