



NEBRASKA REPUBLICAN PARTY

Chuck Sigerson, Chairman

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November 6, 2000

Mr. Dominick Ciaraldi
Reports Analyst
Reports Analysis Division
Federal Election Commission
999 H Street, NW
Washington, D.C. 20463

Identification Number: C00032334
Reference: Amended Year End Report (7/1/99 - 12/31/99)
Amended July Quarterly Report (4/1/00 - 6/30/00)

Dear Mr. Ciaraldi:

This letter is in response to the Commission's letter dated October 25, 2000 regarding the review of the amended year end report filed on May 31, 2000 and the amended July quarterly report filed August 25, 2000. We agree with the Commission's review of the reports and are currently preparing corrected returns to file. We have experienced a virus that has damaged our computer network system and software. We are currently in the process of rebuilding lost files and anticipate filing amended reports within fifteen days of this letter.

Please feel free to contact me at (402) 475-2122 with further clarification if necessary. I appreciate your consideration in this matter.

Sincerely,

Ben Kiser
Executive Director

Enclosure



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Demarus Carlson, Treasurer
Nebraska Republican Federal Campaign
Committee
421 S 9th Street, Suite 233
Lincoln, NE 68508

OCT 25 2000

Identification Number: C00032334

Reference: Amended Year End Report (7/01/99-12/31/99) received 5/31/00

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 1999 Amended Mid-Year Report dated 3/15/2000. Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction.

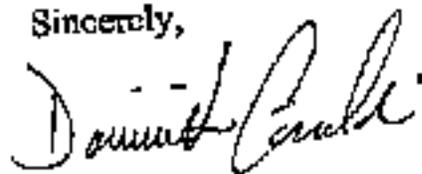
-The total listed on Line 7, Column B of the Summary Page appears to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B total. Please amend your report and any subsequent reports that may be affected by this correction.

-Your calculations for Line 6(d), Column A appear to be incorrect. Please provide the corrected total(s) on the Summary Page.

-Line 11(a)(i) of the Detailed Summary Page of your report discloses a total of \$36,391.17 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 \$33,341.17. Please amend your report to clarify the discrepancy.

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

RQ-2

Demarus Carlson, Treasurer
Nebraska Republican Federal
Campaign Committee
421 S 9th Street, Suite 233
Lincoln, NE 68508

OCT 25 2000

Identification Number: C00032334

Reference: Amended July Quarterly Report (4/01/00-6/30/00) dated 8/25/00

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:

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) preclude a committee and its affiliates from receiving contributions from another political committee or person in excess of \$5,000 per calendar year.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with the clarifying information. If the contribution(s) you received exceeded the limits, you must seek reattribution of the contribution pursuant to 11 CFR §110.1(k), transfer-out the amount in excess of \$5,000 to an account not used to influence federal elections or refund the excessive amount to the donor(s) in accordance with 11 CFR §103.3(b). In the best interest of your committee, all reattributions, transfers-out, and refunds should be made within sixty days of the treasurer's receipt of the contribution(s). 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 granting written authorization for a reattribution or transfer-out to another account or receiving a refund.

NEBRASKA REPUBLICAN FEDERAL CAMPAIGN COMMITTEE
PAGE 2

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. 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.

Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the full name, mailing address, occupation and name of employer. (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing "best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR §104.7(b)(1))

Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR §104.7(b)(2))
The request must:

- clearly ask for the missing information, without soliciting a contribution;
- inform the contributor of the requirements of federal law for the reporting of such information, and

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- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you shall either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR §104.7(b)(4))

Please provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

-Please provide a Schedule A to support the entry disclosed on Line 11(b) of the Detailed Summary Page. All contributions from political committees must be itemized on Schedule A regardless of the amount. 2 U.S.C. §434(b)(3)(B)

-On Schedule D of your previous report, you disclosed a debt(s) owed to Visa. 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 for each debt. 11 CFR §104.11

-Line 18 of the Detailed Summary Page of your report discloses a total of \$78,765.70 in transfers-in from your non-federal account for joint activity. The sum of the entries itemized on Schedule H3, however, indicates the total to be \$79,209.74. Please amend your report to clarify the discrepancy.

-On Schedule H3, you have failed to provide the NAME OF THE COMMITTEE AND 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 (b)

-Your EVENT YEAR-TO-DATE calculations for Administrative/Voter Drive and "NEDA00" 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.

-Schedule H4 discloses disbursements for "NEPA01", "NEDA01", "NELA00", "NEPA00", "VICTORY 2000 BBQ" and "COMPUTER" which are categorized as fundraising; however, Schedule H2 does not include the allocation ratios for this activity. Furthermore, Schedule H3 discloses transfers-in for some of these events. In order to properly disclose this activity and to verify that no excessive/impermissible transfers-in were received from your non-federal account, please amend Schedule H2 to disclose the omitted ratios.

Please note that if your non-federal account has overpaid your federal account, it will be necessary to immediately transfer any excessive transfer back to the non-federal account. While the Commission may take further legal action concerning any impermissible overpayments by the non-federal account, your prompt action will be taken into consideration.

-Schedule H3 of your report discloses a transfer(s)-in from a non-federal account(s) for "NEDA00", on 1/28/00, which appears to exceed the permissible amount(s) indicated by your allocation ratio for this event. Please be advised that transfers for shared activity must not exceed the non-federal share of the joint disbursements and that these transfers must be made within a 70-day time period: no more than 10 days before or 60 days after payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2) Furthermore, Schedule H3 discloses possible impermissible transfers-in for events which are not disclosed on either Schedule H2 or H4 ("SCC", "State Convention" and "Polling"). Please note that transfers-in for shared activities such as fundraisers must be supported by coinciding disclosure on both Schedules H2 and H4. 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/impermissible amount received by your federal account 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.

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule H4 of your report to clarify the following description(s): "bre", "bref69", "delegates", "state fair rental", "1999 debt", "1999 Debt and Current account", "contract", "state convention", "SCC Mail", "w/c and package ins" and "state convention-la nyards". For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

-Please amend your report by providing the address and purpose for each disbursement itemized on Schedule H4 supporting Line 21.

Schedule H4 (page 42) discloses a payment in the amount of \$1,286.08 for "payroll repayment check"; however, your report does not appear to disclose the voided check. Please be aware that the failure to report a voided check will result in an inaccurately inflated total disbursement figure. Voided checks should be disclosed as negative entries on the line that the disbursement was originally reported. Please amend your report to show the voided check or to provide clarifying information regarding this transaction.

-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).

-Please clarify all expenditures made for "LJS ad from 1999", "broadcast fax" and "fax broadcasts" on Schedule 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 A supporting Line 18 you disclose transfers from your non-federal account which appear to be identical to the transfers disclosed

on Schedule H3. Be advised that transfers from your non-federal account should only be disclosed on Schedule H3 supporting Line 18. Please amend your report to clarify this discrepancy.

-2 U.S.C. §434(b)(3) requires itemization of contributions from individuals and persons other than political committees, where the aggregate total from the contributor exceeds \$200 in a calendar year. In addition, 11 CFR §104.3(a)(2)(i)(B) requires a committee to report the total amount of unitemized contributions (see Line 11(a)(ii) of the Detailed Summary Page). If a committee wishes to disclose contributions regardless of the amount contributed, the committee must separate (on separate receipt schedules) those contributors requiring itemization from those who are not required to be itemized. 11 CFR §104.3(a)(4)(i) For future filings, please submit your reports in this order.

-Your report includes computer produced formats of the Schedule H3. Computer produced formats may only be used upon prior approval of the Commission. You should submit a separate sample format with a cover letter requesting approval. Until your format has been approved, FEC forms must be used. 11 CFR §104.2(d)

If the software your committee is using to produce the Schedules of the FEC FORM 3X does not allow you to electronically file your report, you may want to call the vendor who produced your software to inquire about the availability of a software upgrade that includes electronic filing. A number of commercial software companies have added electronic filing capability to their products. A list of these companies is available on the FEC web site, <http://www.fec.gov>.

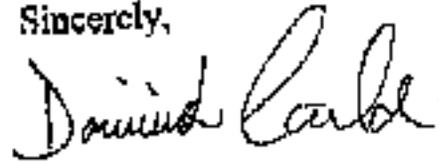
Alternatively, freeware (FECfile) available from the FEC, can help complete and file your reports electronically. It installs easily, computerizes every schedule in the FEC FORM 3X, contains features to help you avoid common errors, allows you to file electronically, and has free technical support for your questions. You may obtain your free copy by downloading FECfile from our web site, <http://www.fec.gov>, or by calling the Electronic Filing Office at (202) 694-1307.

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

NEBRASKA REPUBLICAN FEDERAL CAMPAIGN COMMITTEE
PAGE 7

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

Federal Election Commission

**ENVELOPE REPLACEMENT PAGE
FOR INCOMING DOCUMENTS**

The Commission has added this page to the end of this filing to indicate how it was received.

<input checked="" type="checkbox"/> Hand Delivered	Date of Receipt 11/7/08
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<input type="checkbox"/> Received from the Senate Office of Public Records	Date of Receipt
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<input type="checkbox"/> Electronic Filing	
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