



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

March 2, 2007

Stan Huckaby, Treasurer
National Republican Senatorial Committee
425 Second Street NE
Washington, DC 20002

Response Due Date:
April 2, 2007

Identification Number: C00027466

Reference: 30 Day Post-General Report (10/19/06-11/27/06)

Dear Mr. Huckaby:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Commission by the response date noted above.** An itemization of the information needed follows:

-You have previously indicated that your committee has been using "best efforts" to obtain the full name, mailing address, occupation and name of employer for each contributor. However, an increasing number of entries lack this information. Please amend your report by supplying the omitted information or providing an explanation of your efforts in this regard. 11 CFR §§104.3(a)(4)(i) and 104.7

-Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(c) prohibit a political committee which is established and maintained by a national political party, and any affiliated committees, from accepting contributions from a person or non-multicandidate political committee in excess of \$26,700 in a calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you should 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

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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 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 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 covering the period 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.

-Schedule A supporting Line 15 of your report discloses an offset to an operating expenditure(s) totaling \$10,991.32 from "CHAMBLISS FOR SENATE," "DEWINE FOR U.S. SENATE," "FRIENDS OF GEORGE ALLEN," "KBH FOR SENATE COMMITTEE," "MCCONNELL SENATE COMMITTEE," "FORAN, MEGAN," "KROEGER, MIKE," "SNOWE FOR SENATE," "SPECAIL TEAMS 2006," "TOM KEAN FOR SENATE," "WACHOVIA BANK" and "DIETCH, ZACHARY"; however, your report(s) does not appear to disclose a disbursement to this entity. Please provide clarifying information regarding this activity and amend your report(s) if necessary.

-Please clarify all expenditures made for "CATERING/FACILITY RENTAL," "DIRECT MAIL EXPENSE," "FACILITY RENTAL," "FUNDRAISING," "FUNDRAISING CONSULTING," "MEDIA,"

“MEDIA CONSULTING,” “MEDIA PRODUCTION,” “PHOTOGRAPHY SERVICES,” “POSTAGE,” “PRINTING,” “PRINTING EXPENSE,” “PROMOTIONAL MATERIALS,” “PUBLICATION” and “PUBLICATIONS” on Schedule B. 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

-Schedule B supporting Line 28(a) discloses a refund of a contribution made to **“CERI, STEPHEN,” “DESAI, A K” and “MITCHELL, KRISTI.”** However, it appears that this contribution was not previously reported by your committee. Please amend the appropriate report(s) to disclose the original date of the contribution on Schedule A supporting Line 11(a)(i) of the Detailed Summary Page.

-Schedule E of your report indicates that your committee may have failed to file one or more of the required 24 hour notices regarding "last minute" independent expenditures (see attached). A political committee must file a 24 hour report with the Federal Election Commission as specified in 11 CFR §104.4(c), within 24 hours of any independent expenditures of \$1,000 or more with respect to a given election, made between two and twenty days before an election. The notice must be received by the Commission by 11:59 p.m. on the day following the date on which independent expenditures that aggregate \$1,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. 11 CFR §104.3(b)

-Your committee has filed a 24- hour notice for an independent expenditure opposing **Claire McCaskill** and supporting **George Allen** (see attached) which has not been itemized on Schedule E supporting Line 24 of the Detailed Summary Page. Please be advised that independent expenditures disclosed on 24- hour notices must also be itemized on a corresponding Schedule E or MEMO Schedule E and Schedule D (if applicable), in the appropriate reporting period. Further, if the actual payment(s) for the independent expenditure(s) occurs after the date of dissemination, the appropriate report(s) should continue to show payment on Schedule E and Schedule D, until the debt is fully extinguished. Please amend your report and any subsequent reports that may be affected by this correction.

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is \$345,300.00, \$601,800.00, \$350,300.00, \$79,200.00, \$519,400.00, \$689,600.00, \$362,200.00 and \$455,000.00, respectively. Your reports, however, disclose coordinated party expenditures made on behalf of "KYL, JON," "BOUCHARD, MICHAEL," TALENT, JAMES," "BURNS, CONRAD," KEAN, THOMAS," "DEWINE, RICHARD," "CORKER, ROBERT" AND "ALLEN, GEORGE" totaling \$612,145.00, \$1,170,588.00, \$693,670.00, \$143,627.00, \$1,000,000.00, \$1,262,650.00, \$714,630.00 and \$890,270.00, respectively which appear to exceed the limitations under 2 U.S.C. §441a(d) (see attached).

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

If you have made an excessive coordinated party expenditure, you must notify the candidate and request a refund of the amount in excess of the limitation.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the candidate. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action concerning the excessive coordinated party expenditures, prompt action in obtaining a refund will be taken into consideration.

-Schedule E discloses independent expenditures on behalf of a federal candidate(s). Schedule F of this report discloses coordinated expenditures on behalf of the same candidate(s). Under 2 U.S.C. §431(17), an "independent expenditure" is defined as:

... an expenditure by a person expressly advocating the election or defeat of a clearly identified candidate; and that is not made in concert or cooperation with or at the request or suggestion of such candidate, the candidate's authorized committee, or their agents, or a political party committee or its agents.

Further, 11 CFR §109.21 outlines the factors which define a coordinated communication. Please verify that the independent expenditures made by your Committee in support of "BOUCHARD, MICHAEL," "KEAN, THOMAS," "BURNS, CONRAD" and "ALLEN, GEORGE" meet the

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definition of and were properly categorized as independent expenditures. If necessary, amend your reports to disclose the aforementioned transactions as in-kind contributions (Schedule B supporting Line 23 of the Detailed Summary Page) or coordinated expenditures (Schedule F supporting Line 25 of the Detailed Summary Page).

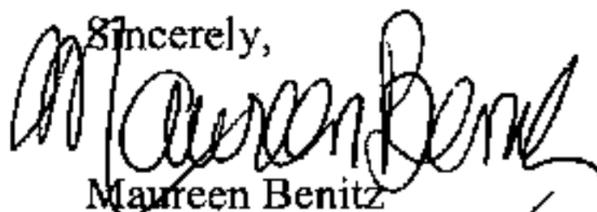
If the reclassification of these expenditures as in-kind contributions results in excessive contributions, the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of \$37,300 per campaign. If the reclassification of these expenditures as coordinated expenditures results in your committee exceeding the limitations under 2 U.S.C. §441a(d), the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of the expenditure limitation.

Please inform the Commission of any corrective action immediately in writing and provide a photocopy of your refund request(s) sent to the candidate(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.

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. 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.

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 should 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- 1135.

Sincerely,



Maureen Benitz
Senior Campaign Finance Analyst
Reports Analysis Division

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NATIONAL REPUBLICAN SENATORIAL COMMITTEE

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Excessive Receipts from Individuals:

Contributor Name	Date	Amount	Report
MCMANUS, RANDOLPH Q	07/17/06	\$1,000.00	August Monthly
MCMANUS, RANDOLPH Q	09/28/06	\$1,000.00	October Monthly
MCMANUS, RANDOLPH Q	10/26/06	\$25,000.00	30 Day Post-General

MORRISON, CLINTON	01/06/06	\$15,000.00	February Monthly
MORRISON, CLINTON	11/03/06	\$15,000.00	30 Day Post-General

Missing 24/48 Hour Notice (s):

Name of Payee	Date	Amount	Purpose	Candidate
ONMESSAGE, INC.	11/03/2006	\$6,129.00	MEDIA PRODUCTION	TALENT, JAMES

Notices filed, not on Schedule E:

Name of Payee	Date	Amount	Purpose	Candidate
TARGETED CREATIVE COMMUNICATIONS	10/25/06	\$32,584.76	DIRECT MAIL	CLAIRE MCCASKILL
TARGETED CREATIVE COMMUNICATIONS	10/19/06	\$55,164.00	DIRECT MAIL	CLAIRE MCCASKILL
TARGETED CREATIVE COMMUNICATIONS	10/23/06	\$32,584.76	DIRECT MAIL	CLAIRE MCCASKILL

ONMESSAGE, INC.	10/24/06	\$16,875.00	SURVEY RESEARCH	GEORGE ALLEN
ONMESSAGE, INC.	10/31/06	\$12,892.50	SURVEY RESEARCH	GEORGE ALLEN

Excessive Coordinated Expenditure(s):

Recipient Name	Date	Amount	Election	Report
KYL, JON*	8/24/06	\$5,881.00	G 2006	September Monthly
KYL, JON	10/6/06	\$6,264.00	G 2006	12 Day Pre-General
KYL, JON	11/2/06	\$600,000.00	G 2006	30 Day Post-General

BOUCHARD, MIKE	6/28/06	\$5,000.00	G 2006	July Monthly
BOUCHARD, MIKE	9/28/06	\$800,530.00	G 2006	October Monthly
BOUCHARD, MIKE	10/16/06	\$14,528.00	G 2006	12 Day Pre-General
BOUCHARD, MIKE	10/26/06	\$350,530.00	G 2006	30 Day Post-General

TALENT, JAMES	10/2/06	\$593,540.00	G 2006	12 Day Pre-General
TALENT, JAMES	11/1/06	\$100,130.00	G 2006	30 Day Post-General

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