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2007 JUL 30 AM 10:20

July 26, 2007

Mr. Daniel T. Buckley
Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission

Re: ID No. C00012476 – United Association Political Education Committee
June Monthly Report (5/1/07-5/31/07) Inquiry

Dear Mr. Buckley:

This letter is written in response to your letter of July 6, 2007, sent to the United Association Political Education Committee (“UAPEC”). You have identified a transfer of \$20,000 listed on Schedule B of the UAPEC’s June 2007 monthly report and question whether there should be some allocation of expenses between a federal and non-federal account.

The \$20,000 entry does represent a transfer of funds to the connected organization’s non-federal account. All money raised and collected by the UAPEC, however, are funds subject to the prohibitions and limitations of the Federal Election Campaign Act. All fundraising, administrative and other expenses incurred in soliciting money (from the connected organization’s restricted class) for the UAPEC have been paid by the UAPEC or the connected organization. As we understand the allocation rules set forth in 11 CFR §106.6, they establish the minimum amount to be paid by the federal account but that the federal account may pay a greater percentage of the allocable cost than the minimum, and may pay up to the entire cost. Likewise, allocating a portion of the costs to the non-federal account is permissive rather than mandatory under the FEC rules. See Advisory Opinion 2000-24 and see Section 106.6(c) (administrative expenses shall be paid “with at least 50 percent Federal funds.”). Thus, it is our understanding that it is permissible for the federal account to pay all the applicable costs associated with the collection of contributions, whether they be deposited in the federal account or transferred to the non-federal account. Here the UAPEC or its connected organization paid all of the costs related to the collection of the \$20,000 at issue.

Therefore, we believe it was proper for the UAPEC to transfer this amount to the non-federal account without allocating any portion of the administrative or solicitation costs to the non-federal account. Accordingly, we do not believe that any corrective action need be taken. If you disagree with this analysis, please advise what additional steps the Commission would

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require to be taken.

In addition, the February 21, 2007 donation to National Republican Committee was voided. The March 22, 2007 check to National Republican Committee was voided. These were reported as such in the July 20th monthly report.

The excessive \$2,500 contribution to the Democratic Congressional CC will be refunded and will be reported as such in future monthly reports

Please let us know if you need any additional information.

Sincerely,



Jerome J. Robertson, CPA

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

July 6, 2007

William P. Hite, Treasurer
United Association Political Education
Committee
901 Massachusetts Avenue, NW
Washington, DC 20001-4307

**Response Due Date:
August 6, 2007**

Identification Number: C00012476

Reference: June Monthly Report (5/1/07-5/31/07)

Dear Treasurer:

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. **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 2 items:

1. Schedule B 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(a) prohibits a multicandidate committee and its affiliates from making a contribution to a national political party in excess of \$15,000 in a calendar year.

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

If you have made an excessive contribution, you must notify the recipient and request a refund of the amount in excess of \$15,000. The refund of the excessive amount must be made within sixty (60) days of receipt of the contribution.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A

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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 contribution(s), prompt action in obtaining a refund will be taken into consideration.

2. Schedule B of your report discloses a transfer(s) totaling \$20,000.00 to what appears to be a non-federal account of your committee. Please be advised that committees that make disbursements in connection with federal and non-federal elections and have established separate federal and non-federal accounts, must allocate their expenses pursuant to 11 CFR §106.6. Please provide further clarification regarding this transfer(s). The Commission recommends that you take steps to correct any non-compliance, and that you establish procedures to ensure future compliance with the allocation regulations.

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. 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) 694-1141.

Sincerely,



Daniel T. Buckley
Campaign Finance Analyst
Reports Analysis Division.

UNITED ASSOCIATION POLITICAL EDUCATION COMMITTEE

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Recipient Name	Date	Amount	Election	Report
National Republican Committee	02/21/2007	\$15,000.00	N/A	2007 March Monthly
National Republican Committee	03/22/2007	\$15,000.00	N/A	2007 April Monthly
National Republican Committee	05/21/2007	\$15,000.00	N/A	2007 June Monthly
THE DEMOCRATIC CONGRESSIONAL CC 6683	02/13/2007	\$15,000.00	N/A	2007 March Monthly
DEMOCRATIC CONGRESSIONAL CC 6760	05/01/2007	\$2,500.00	N/A	2007 June Monthly

N 21051

↓ to be REFUNDED
per Perm B 7/26/07

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Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
 The FEC added this page to the end of this filing to indicate how it was received.

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<input type="checkbox"/> No Postmark	
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<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked

Jm
 PREPARER
 (3/2005)

7/30/17
 DATE PREPARED

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