



National School Transportation Association

113 South West Street, 4th Floor • Alexandria, VA 22314
(703) 684-3200 • (703) 684-3212 FAX • www.yellowbuses.org

March 6, 2006

Mr. Bradley Decker
Campaign Finance Analyst, Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

RECEIVED
FEC MAIL
OPERATIONS CENTER
2006 MAR -6 P 3:12

Dear Mr. Decker:

This letter is being sent in response to your letter of February 22, 2006 referencing the National School Transportation Association Political Action Committee (NSTA PAC) (Identification Number: C00179275) Year End Report (7/1/05 – 12/31/05). Specifically, your letter asks for a detailed description of the corrective action taken by the NSTA PAC regarding an excessive contribution reported on our recent 2005 Year End Report.

On January 17, 2005 it was discovered that the NSTA PAC inadvertently received and deposited two separate checks of \$5,000 each from Mr. John D. Corr, Jr. within calendar year 2005 (dates of January 18, 2005 and December 13, 2005.) Recognizing the error, the NSTA PAC immediately contacted Mr. Corr to inform him of the mistake and immediately sent Mr. Corr a check for \$5,000, refunding the amount in excess (\$5,000) of the legal contribution limit an individual may contribute to a Political Action Committee within a calendar year. Mr. Corr received the check on January 18, 2006 and deposited the check into his account on January 18, 2006. A copy of the cancelled check is attached.

Immediately following the refunding of the contribution and while preparing to submit the NSTA PAC's 2005 Year End Report in January 2006, we contacted the Information Bureau of the Federal Election Commission (202-694-1100) as we typically do with questions to ensure our proper compliance. After explaining our error, we were advised to submit our 2005 Year End Report noting the additional contribution. In addition, we were also advised that as the refund was not made within the reporting period we would not be able to include the refund within the 2005 Year End Report, but should include the refund on the 2006 April Quarterly Report due on April 15, 2006 as the refund was made within that reporting period. We fully intend to report the refund in that report. In hindsight, however, we recognize now that it would have been prudent to also send a letter to our Reports Analyst further explaining the situation.

While we are most sincerely apologetic for our error, please be assured that we have also taken proper internal steps to ensure that this kind of mistake never happens again.

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We are hopeful that this explanation is sufficient to conclude your inquiry and will follow-up with your office to ensure its adequacy. Should you require additional information please do not hesitate to contact me at (330) 743-7726 extension 2015.

Sincerely,

Terrence V Thomas

Terrence V. Thomas
Treasurer

Attachments

26039010967

NSTA PAC 07-03
113 S. WEST ST. 4TH FL
ALEXANDRIA, VA 22314

3160

Date January 17, 2006 58-17510 VA
4505

Pay to the order of John D. Carr, Jr \$ 5000.00

Five thousand & no/100 Dollars

Bank of America



ACH RVT 051000017

For Contribution refund

Berty B. Usher

⑆051000017⑆ 004129291013⑆ 3160 ⑆0000500000⑆

65604703579
[Handwritten signature]

01/19/06
440 MEMORONECK AVE
HARRISON, VA 22059

VS DATE 01/19/06
POS E C 046 VA

2410187979

26039010963



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

February 22, 2006

Terrence Vincent Thomas, Treasurer
NSTA PAC
113 South West Street, Suite 400
Alexandria, VA 22314

**Response Due Date:
March 24, 2006**

Identification Number: C00179275

Reference: Year-End Report (7/1/05 - 12/31/05)

Dear Mr. Thomas:

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:

-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(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.

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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.

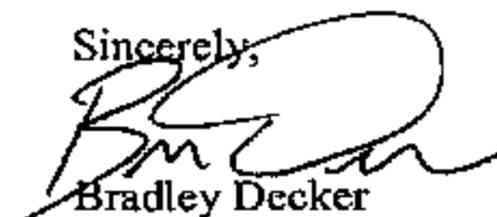
Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the 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.

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) 694-1301.

Sincerely,



Bradley Decker
Campaign Finance Analyst
Reports Analysis Division

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Contributor Name	Date	Amount	Report
Mr. John D. Corr, Jr.	1/18/05	\$5,000	Mid-Year Report
Mr. John D. Corr, Jr.	12/13/05	\$5,000	Year-End Report

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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.

Hand Delivered Date of Receipt
3/6/06

USPS First Class Mail Postmarked

USPS Registered/Certified Postmarked (R/C)

USPS Priority Mail Postmarked
 Delivery Confirmation™ or Signature Confirmation™ Label

USPS Express Mail Postmarked

Postmark Illegible

No Postmark

Overnight Delivery Service (Specify): Shipping Date
 Next Business Day Delivery

Received from House Records & Registration Office Date of Receipt

Received from Senate Public Records Office Date of Receipt

Received from Electronic Filing Office Date of Receipt

Other (Specify): Date of Receipt or Postmarked

See
 PRÉPARER 3/7/06
 (3/2005) DATE PREPARED

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