



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

September 27, 2022

DIANA GODLEVSKAYA, TREASURER
AMERICAN CLEAN POWER ASSOCIATION
CLEANPOWER PAC
1501 M STREET, NW, 9TH FLOOR
WASHINGTON, DC 20005

Response Due Date
11/01/2022

IDENTIFICATION NUMBER: C00259572

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 1 item(s):

1. 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 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

AMERICAN CLEAN POWER ASSOCIATION CLEANPOWER PAC

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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.

- Your report discloses certain categories of financial activity that have been reflected on the wrong lines of the Detailed Summary Page. For your information and consideration when preparing future filings, contributions from political action committees should be properly disclosed on a separate Schedules A, supporting Lines 11(c) of the Detailed Summary Page; and contributions to federal candidates and committees should be properly disclosed on a separate Schedule B, supporting Line 23 of the Detailed Summary Page. Please refer to the instructions for each line when determining the proper categorization(s) for your next filing. (52 U.S.C. §30104(b) and FORM 3X Instructions)

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 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) 694-1148.

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Sincerely,

A handwritten signature in black ink, appearing to read 'SB' followed by a long horizontal line.

Scott Bennett

Senior Campaign Finance Analyst

Apparent Impermissible, Excessive, and Prohibited Contributions
American Clean Power Association CLEANPOWER PAC (C00259572)

Apparent Contributions Made After Election Date

Recipient Name	Date	Amount	Election	Election (State-Date)
CATHERINE CORTEZ MASTO FOR SENATE	6/30/2022	\$5,000.00	P2022	NV-6/14/22
DONALD NORCROSS FOR CONGRESS	6/30/2022	\$1,000.00	P2022	NJ-6/7/22
GRASSLEY COMMITTEE, INC.	6/8/2022	\$2,500.00	P2022	IA-6/7/22
HORSFORD FOR CONGRESS	6/30/2022	\$2,000.00	P2022	NV-6/14/22
MCHENRY FOR CONGRESS	6/30/2022	\$1,000.00	P2022	NC-5/17/22
MONTANANS FOR TESTER	6/8/2022	\$2,500.00	P2022	MT-6/7/22
PALLONE FOR CONGRESS	6/30/2022	\$4,000.00	P2022	NJ-6/7/22
SCOTT PETERS FOR CONGRESS	6/8/2022	\$1,000.00	P2022	CA-6/7/22
WYDEN FOR SENATE	6/8/2022	\$1,000.00	P2022	OR-5/17/22