

THE HY-VEE EMPLOYEES' PAC

A Political Action Committee

5820 Westown Parkway
West Des Moines, Iowa 50266
Phone: 515-267-2800

February 7, 1997

Federal Election Commission
Attn: Amy Suzanne Reynolds, Reports Analyst
Reports Analysis Division
Washington D C 20463

Identification Number: C00243659

Dear Ms. Reynolds:

I am providing a response to your two attached memorandums concerning the General Reports prepared by the Hy-Vee, Inc. Employees Political Action Committee. The following is a response to each question:

- (1) RE: 30 Day Post-General Report (10/17/96-11/25/96)
Line 29

Attached is an amended report for this period based upon all items in excess of \$200 being itemized as disbursements on schedule B. The preparation of the original report was based upon my conversations with Donald F. Averett, a senior reports analyst in your reports analysis division office in August 1994. Through conversations and related letter from Mr. Averett I was under the false impression that detail itemization was not necessary for state level donations included in line 29. Future reporting will accurately reflect the information as you have requested in your letter.

- (2) RE: October monthly report (9/1/96-9/30/96)
Schedule B

In your letter you indicate that Act. 2 U.S.C. 441a(a) precludes a political committee, other than a multi-committee candidate, from making a contribution to a candidate for federal office in excess of \$1,000 per election.

According to the attached rules I believe that the Hy-Vee, Inc. Employees Political Action Committee is a multi candidate committee based upon:

- (a) This committee was registered with the commission on April 9, 1990.
(b) This committee has received contributions for federal elections from more than 50 persons.

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(c) This committee has made contributions to five or more federal candidates.

As a result we do not believe it is necessary to notify the recipient and request a refund in the amount of the excess of \$1,000 and/or notify the recipient in writing of our redesignation of the contribution.

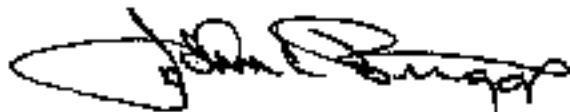
(3) RE: October monthly report (9/1/96-9/30/96)
Line 29

Attached is an amended report for this period based upon all items in excess of \$200 being itemized as disbursements on schedule B. The preparation of the original report was based upon my conversations with Donald F. Averett, a senior reports analyst in your reports analysis division office in August 1994. Through conversations and related letter from Mr. Averett I was under the false impression that detail itemization was not necessary for state level donations included in line 29. Future reporting will accurately reflect the information as you have requested in your letter.

I believe the aforementioned should satisfy the requests from your letters of January 29, 1997 and January 30, 1997. If you have any questions regarding these responses please contact me at 515-267-2879. In addition I would be appreciative of an affirmative follow-up letter to these responses indicating our Committee is in compliance with commission guidelines.

Sincerely,

HY-VEE, INC. EMPLOYEES POLITICAL ACTION COMMITTEE



John C. Briggs
Treasurer

CC: Steve Meyer, Rose Kleyweg Mitchell

RECEIVED FEB 0 8 1997



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-5

JAN 31 1997

John Briggs, Treasurer
Hy-Vee Food Stores Inc. Employees'
Political Action Committee
5820 Westown Parkway
West Des Moines, IA 50266

Identification Number: C00243659

Reference: 30 Day Post-General Report (10/17/96-11/25/96)

Dear Mr. Briggs:

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:

-Line 29 of the Detailed Summary Page discloses other disbursements during the reporting period. If this figure includes any disbursements to a payee, that aggregate greater than \$200 in the calendar year, please amend your report by itemizing the disbursements on Schedule B. 2 U.S.C. §434(b)(4)(H)(V)

Any amendment or clarification should be filed with the Federal Election Commission. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,

A handwritten signature in cursive script that reads "Amy Suzanne Reynolds".

Amy Suzanne Reynolds
Reports Analyst
Reports Analysis Division

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

FEB 14 11 32 AM '87

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full) Hy-Vee, Inc. Employees' Political Action Committee		2. FEC IDENTIFICATION NUMBER C 00243659
ADDRESS (number and street) <input type="checkbox"/> Check if different than previously reported 5820 Westown Parkway		
CITY, STATE and ZIP CODE West Des Moines, IA 50266		
3. <input type="checkbox"/> This committee has qualified as a multicandidate committee. (see FEC FORM 1M)		

4. TYPE OF REPORT

- (a) April 15 Quarterly Report
 July 15 Quarterly Report
 October 15 Quarterly Report
 January 31 Year End Report
 July 31 Mid Year Report (Non-election Year Only)
 Termination Report
- Monthly Report Due On:
 February 20 June 20 October 20
 March 20 July 20 November 20
 April 20 August 20 December 20
 May 20 September 20 January 31
- Twelfth day report preceding _____ (Type of Election)
 election on _____ in the State of _____
- Thirtieth day report following the General Election on
11-5-96 in the State of _____

(b) Is this Report an Amendment? YES NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>10-17-96</u> through <u>11-25-96</u>		
6. (a) Cash on Hand January 1, 19 <u>96</u>		\$ <u>25,491.26</u>
(b) Cash on Hand at Beginning of Reporting Period	\$ <u>14,054.26</u>	
(c) Total Receipts (from Line 18)	\$ <u>1,003.83</u>	\$ <u>16,466.83</u>
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ <u>15,058.09</u>	\$ <u>41,958.09</u>
7. Total Disbursements (from Line 20)	\$ <u>9,150.00</u>	\$ <u>36,050.00</u>
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ <u>5,908.09</u>	\$ <u>5,908.09</u>
9. Debts and Obligations Owed TO the Committee (itemize all on Schedule C and/or Schedule D)	\$	For further information contact: Federal Election Commission 899 E Street, NW Washington, DC 20463 Toll Free 800-424-9530 Local 202-219-3420
10. Debts and Obligations Owed BY the Committee (itemize all on Schedule C and/or Schedule D)	\$	

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer
John C. Briggs

Signature of Treasurer Date 2-4-97

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. 5437g.

FEC FORM 3X
(revised 9/83)

DETAILED SUMMARY PAGE

OF RECEIPTS AND DISBURSEMENTS

PAGE 2, FEC FORM 3X

(revised 5/1/94)

NAME OF COMMITTEE **Hy-Vee, Inc. Employees Political Action Committee**

REPORT COVERING PERIOD

FROM **10-17-96**

TO: **11-25-96**

	COLUMN A Total This Period	COLUMN B Calendar Year	
I. Receipts			
11. Contributions (other than loans) From:			
a. Individual/Persons Other Than Political Committees			
i. Itemized (use Schedule A)	475.00	2,215.00	11(a)(i)
ii. Unitemized	528.83	14,251.83	11(a)(ii)
iii. Total (add i and ii) >	1,003.83	16,466.83	11(a)(iii)
b. Political Party Committees			11(b)
c. Other Political Committees (such as PACs)			11(c)
d. Total Contributions (add a iii, b and c) >	1,003.83	16,466.83	11(d)
12. Transfers From Affiliated/Other Party Committees			12
13. All Loans Received			13
14. Loan Repayments Received			14
15. Offsets To Operating Expenditures (Refunds, Rebates, etc.)			15
16. Refunds of Contributions Made to Federal Candidates and Other Political Committees			16
17. Other Federal Receipts (Dividends, Interest, etc.)			17
18. Transfers from Nonfederal Account for Joint Activity			18
19. Total Receipts (add 11d, 12, 13, 14, 15, 16, 17, and 18) >	1,003.83	16,466.83	19
20. Total Federal Receipts (subtract line 18 from line 19) >	1,003.83	16,466.83	20
II. Disbursements			
21. Operating Expenditures:			
a. Shared Federal/Non-Federal Activity (from Schedule H4)			
i. Federal Share			21(a)(i)
ii. Non-Federal Share			21(a)(ii)
b. Other Federal Operating Expenditures			21(b)
c. Total Operating Expenditures (add a i, a ii, and b) >			21(c)
22. Transfers to Affiliated/Other Party Committees			22
23. Contributions to Federal Candidates/Committees and Other Political Committees	2,000.00	14,800.00	23
24. Independent Expenditures (use Schedule E)			24
25. Coordinated Expenditures Made by Party Committees (2 U.S.C. 441a(d)) (use Schedule F)			25
26. Loan Repayments Made			26
27. Loans Made			27
28. Refunds of Contributions To:			
a. Individual/Persons Other Than Political Committees			28(a)
b. Political Party Committees			28(b)
c. Other Political Committees (such as PACs)			28(c)
d. Total Contribution Refunds (add a, b and c) >			28(d)
29. Other Disbursements	7150.00	21,250.00	29
30. Total Disbursements (add 21c, 22, 23, 24, 25, 26, 27, 28d, and 29) >	9,150.00	36,050.00	30
31. Total Federal Disbursements (subtract line 21 a ii from line 30) >	7,150.00	36,050.00	31
III. Net Contributions/Operating Expenditures			
32. Total Contributions (other than loans) (from line 11d)	1,003.83	16,466.83	32
33. Total Contribution Refunds (from line 28d)			33
34. Net Contributions (other than loans) (subtract line 33 from 32)	1,003.83	16,466.83	34
35. Total Federal Operating Expenditures (add 21 a i and 21 b) >			35
36. Offsets to Operating Expenditures (from line 15)			36
37. Net Operating Expenditures (subtract line 36 from 35) >			

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 4
FOR LINE NUMBER

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Hy-Vee, Inc. Employees' Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Ronald Pearson 5534 Glen Oaks Pointe West Des Moines Iowa 50206	Hy-Vee, Inc.	10-24-96	150.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: CEO	Aggregate Year-to-Date > \$ 600.00	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
John Allen 1863 Langview Loop Council Bluffs, Iowa 51503	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Store Manager	Aggregate Year-to-Date > \$ 300.00	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Terry Brown Route #1 Quail Ridge Sergeant Bluff, Iowa 51554	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Store Manager	Aggregate Year-to-Date > \$ 300.00	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
John Lanning 9260 N.W. 36th Street Polk City, Iowa 50226	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Store Manager	Aggregate Year-to-Date > \$ 300.00	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Scott Youngberg 203 Donita Ave Marshall, Minn. 56258	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Store Manager	Aggregate Year-to-Date > \$ 300.00	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Rodney Bean 8101 Wallington Blvd Johnston, Iowa 50131	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Assistant VP	Aggregate Year-to-Date > \$ 250.00	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Randy Edeker 4912 Singing Hills Blvd. Sioux City, Iowa 51106	Hy-Vee, Inc.	11-5-96	25.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: District Manager	Aggregate Year-to-Date > \$ 275.00	

SUBTOTAL of Receipts This Page (optional)

175.00

TOTAL This Period (last page this line number only)

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 214 OF FOR LINE NUMBER

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NAME OF COMMITTEE (In Full)

Hy-Vee, Inc. Employees' Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Charles Robertson 4112 River Oaks Dr. Des Moines, Iowa 50312	Hy, Vee, Inc.	11-5-96	25.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation VP	Aggregate Year-to-Date > \$ 275.00	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Mike Wheeler 906 NW Campus Ridge Ct Ankeny, Iowa 50021	Hy Vee, Inc.	11-5-96	25.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation VP	Aggregate Year-to-Date > \$ 275.00	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Andy McCann 3101 Crystal Drive Burlington, Iowa 52601	Hy Vee, Inc.	11-5-96	20.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation District Manager	Aggregate Year-to-Date > \$ 260.00	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Paul Boisjolie 507 North 4th Keokuk, IA 52632	Hy Vee, Inc.	--	--
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager	Aggregate Year-to-Date > \$ 240.00	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Kenneth Butcher 1018 Campus Ridge Ct. Ankeny, IA 50021	Hy Vee, Inc.	--	--
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager	Aggregate Year-to-Date > \$ 240.00	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Joe Frizzell 4937 Utah Amos, IA 50014	Hy Vee, Inc.	11-6-96	20.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager	Aggregate Year-to-Date > \$ 260.00	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Jammy Gifford 413 39th St West Des Moines, IA 50265	Hy Vee, Inc.	--	--
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager	Aggregate Year-to-Date > \$ 240.00	

SUBTOTAL of Receipts This Page (optional)

90.00

TOTAL This Period (last page this line number only)

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 3 OF 4
FOR LINE NUMBER 14

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NAME OF COMMITTEE (in Full)

Hy-Vee, Inc. Employees' Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Mark Halbmaier 208 Aurora Boone, Iowa 50036	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager		
	Aggregate Year-to-Date	240.00	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Carter Dean Howe 1621 Sunrise Drive NE Solon, Iowa 52333	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager		
	Aggregate Year-to-Date	240.00	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Richard Lamphair 2902 30th St Moline, Ill 61265	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager		
	Aggregate Year-to-Date	240.00	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Balan Moon 159 Norwood Council Bluffs, IA	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager		
	Aggregate Year-to-Date	240.00	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
George Norton 576 Napa Valley Dr. Waukegan, IA 50263	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager		
	Aggregate Year-to-Date	240.00	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Tim Sullivan 1311 Baldwin Harlan, IA 51537	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager		
	Aggregate Year-to-Date	240.00	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Rebecca Swinton 603 Fireside Dr Cedar Falls, IA 52641	Hy-Vee, Inc.		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Store Manager		
	Aggregate Year-to-Date	240.00	

SUBTOTAL of Receipts This Page (optional)

0.00

TOTAL This Period (last page this line number only)

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedules for each category of the Detailed Summary Page

PAGE 4 OF 4
FOR LINE NUMBER

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NAME OF COMMITTEE (in full)

Hy-Vee, Inc. Employees' Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Michael Christensen 609 North 5th Ave Washington, Iowa 52353 Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Hy-Vee, Inc.	11-6-96	20.00
Occupation: Store Manager		Aggregate Year-to-Date \$ 220.00	
B. Full Name, Mailing Address and ZIP Code Charles Bell 2912 Druid Hill Dr Des Moines, Iowa 50315 Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Hy-Vee, Inc.	11-5-96	20.00
Occupation: VP		Aggregate Year-to-Date \$ 220.00	
C. Full Name, Mailing Address and ZIP Code Richard Jurgens 3008 Jordan Grove W Des Moines, Iowa 50265 Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Hy-Vee, Inc.	10-24-96	150.00
Occupation: VP		Aggregate Year-to-Date \$ 285.00	
D. Full Name, Mailing Address and ZIP Code Ronald Taylor 13116 Elmorte Leawood, KS 66209 Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Hy-Vee, Inc.	11-5-96	20.00
Occupation: District Manager		Aggregate Year-to-Date \$ 220.00	
E. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			
F. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			
G. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			

SUBTOTAL of Receipts This Page (optional)

210.00

TOTAL This Period (last page this line number only)

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 1
FOR LINE NUMBER

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NAME OF COMMITTEE (In Full)

Hy-Vee, Inc., Employees' Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
Harkin for US Senate 508 Cottage Lanning, Iowa 50061	US Senate - Iowa	10-21-96	1,000.00
Rudy Boschwitz for US Senate 507 Capital Court NE Suite #100 Washington, DC 20002	US Senate - Minnesota	10-27-96	1,000.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)	2,000.00
TOTAL This Period (last page this line number only)	2,000.00

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 1
FOR LINE NUMBER

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NAME OF COMMITTEE (in Full)

Hy-Vee, Inc., Employees' Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
KENBERG, KITTY 2279 310TH ST LOWLEY, IA 52329	IOWA SENATE 14TH DIST Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-18-96	400.00
JUDGE, PATTY RR3 BOX 207-10 ALBIA, IA 52531	IOWA SENATE 46TH DIST Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-18-96	400.00
HARRISON, NEIL 1011 S STARK ST DAVENPORT, IA 52802	IOWA SENATE 22ND DIST Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-24-96	400.00
HVSAR, EMIL 2108 E 43 TOLLEDO, IA 52342	IOWA SENATE 30TH DIST Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-24-96	400.00
DAY, DICK 105 STATE OFFICE BLDG. ST. PAUL, MN 55155	MINNESOTA STATE SENATE Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-27-96	400.00
MC KIBBEN, LARRY 1703 ROBERTSON DRIVE MARSHALLTOWN, IA 50158	IOWA SENATE 32ND DIST Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-29-96	400.00
HEINRICH, CARL 825 SIMONS AVE COVINGTON LAKE, IA 51503	IOWA SENATE 42ND DIST Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10-29-96	400.00

SUBTOTAL of Disbursements This Page (optional)

2,800.00

TOTAL This Period (last page this line number only)

2,800.00

GENERAL

Monday in November is a general

election which is held to fill a vacancy in a Federal office (i.e., a special election) and which is intended to result in the final selection of a single candidate to the office at stake is a general election. See 11 CFR 100.2(f).

Primary election. A primary election is an election which meets one of the following conditions:

(1) An election which is held prior to a general election, as a direct result of which candidates are nominated, in accordance with applicable State law, for election to Federal office in a sub-section of the State is a primary election.

(2) An election which is held for the purpose of a preference for the nomination of persons for election to the office of President of the United States is a primary election.

(3) An election which is held to elect delegates to a national nominating convention is a primary election.

With respect to individuals seeking Federal office as independent candidates, or without nomination by a party (as defined in 25 U.S.C. 431(2)), the primary election is considered to occur on one of the following dates:

(1) The day prescribed by applicable State law as the last day to qualify for election on the general election day; or

(2) The date of the last major party primary election, caucus, or convention in that State may be designated as the primary election for such candidate.

In the case of non-major parties, the date of the nomination by that party may be designated as the primary election for such candidate.

With respect to any major party candidate (as defined at 25 U.S.C. 431(2)) who is unopposed for nomination in his or her own party, and who is certified to appear as that party's nominee in the general election for the office sought, the primary election is considered to have occurred on the date on which the primary election was

held by the candidate's party in that State.

(d) **Runoff election.** Runoff election means the election which meets either of the following conditions:

(1) The election held after a primary election, and prescribed by applicable State law as the means for deciding which candidate(s) should be certified as a nominee for the Federal office sought, is a runoff election.

(2) The election held after a general election and prescribed by applicable State law as the means for deciding which candidate should be certified as an officeholder elect, is a runoff election.

(e) **Caucus or Convention.** A caucus or convention of a political party is an election if the caucus or convention has the authority to select a nominee for Federal office on behalf of that party.

(f) **Special election.** Special election means an election which is held to fill a vacancy in a Federal office. A special election may be a primary, general, or runoff election, as defined at 11 CFR 100.2(b), (c) and (d).

§ 100.3 Candidate (2 U.S.C. 431(2)).

(a) **Definition.** Candidate means an individual who seeks nomination for election, or election, to Federal office. An individual becomes a candidate for Federal office whenever any of the following events occur:

(1) The individual has received contributions aggregating in excess of \$5,000 or made expenditures aggregating in excess of \$5,000.

(2) The individual has given his or her consent to another person to receive contributions or make expenditures on behalf of that individual and such person has received contributions aggregating in excess of \$5,000 or made expenditures aggregating in excess of \$5,000.

(3) After written notification by the Commission that any other person has received contributions aggregating in excess of \$5,000 or made expenditures aggregating in excess of \$5,000 on the individual's behalf, the individual fails to disavow such activity by letter to the Commission within 30 days of receipt of the notification.

(4) The aggregate of contributions received under 11 CFR 100.2(a) (1), (2), and (3), in any combination thereof, exceeds \$5,000, or the aggregate of expenditures made under 11 CFR 100.2(a) (1), (2), and (3), in any combination thereof, exceeds \$5,000.

(b) **Election cycle.** For purposes of determining whether an individual is a candidate under this section, contributions or expenditures shall be aggregated on an election cycle basis. An election cycle shall begin on the first day following the date of the previous general election for the office or seat which the candidate seeks, unless contributions or expenditures are designated for another election cycle. For an individual who receives contributions or makes expenditures designated for another election cycle, the election cycle shall begin at the time such individual, or any other person acting on the individual's behalf, first receives contributions or makes expenditures in connection with the designated election. The election cycle shall end on the date on which the general election for the office or seat that the individual seeks is held.

§ 100.4 Federal office (2 U.S.C. 431(3)).

Federal office means the office of President or Vice President of the United States, Senator or Representative in, or Delegate or Resident Commissioner to, the Congress of the United States.

§ 100.5 Political committee (2 U.S.C. 431 (4), (5), (6)).

Political committee means any group meeting one of the following conditions:

(a) Except as provided in 11 CFR 100.5(b), (c) and (d), any committee, club, association, or other group of persons which receives contributions aggregating in excess of \$1,000 or which makes expenditures aggregating in excess of \$1,000 during a calendar year is a political committee.

(b) Any separate segregated fund established under 2 U.S.C. 441b(b)(2)(C) is a political committee.

(c) Any local committee of a political party is a political committee if it receives contributions aggregating in excess of \$5,000 during a calendar year; it

makes payments exempted from the definition of contribution, under 11 CFR 100.7(b)(9), (15) and (17), and expenditures, under 11 CFR 100.8(b)(10), (16) and (18), which payments aggregate in excess of \$5,000 during a calendar year; or it makes contributions aggregating in excess of \$1,000 or makes expenditures aggregating in excess of \$1,000 during a calendar year.

(d) An individual's principal campaign committee or authorized committee(s) becomes a political committee(s) when that individual becomes a candidate pursuant to 11 CFR 100.3.

(e) The following are examples of political committees:

(1) *Principal campaign committee.* *Principal campaign committee* means a political committee designated and authorized by a candidate pursuant to 11 CFR 101.1 and 102.1.

(2) *Single candidate committee.* *Single candidate committee* means a political committee other than a principal campaign committee which makes or receives contributions or makes expenditures on behalf of only one candidate.

(3) *Multi-candidate committee.* *Multi-candidate committee* means a political committee which (i) has been registered with the Commission, Clerk of the House or Secretary of the Senate for at least 6 months; (ii) has received contributions for Federal elections from more than 50 persons; and (iii) (except for any State political party organization) has made contributions to 5 or more Federal candidates.

(4) *Party committee.* *Party committee* means a political committee which represents a political party and is part of the official party structure of the party.

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April 9 1990

... committee that qualifies as a political committee under 11 CFR 100.5 must register with the Commission pursuant to

11 CFR part 102 and report its receipts and disbursements in accordance with 11 CFR part 104. (See definition of delegate at 11 CFR 110.14(b)(1).)

(f) A political committee is either an authorized committee or an unauthorized committee.

(1) *Authorized committee.* An authorized committee means the principal campaign committee or any other political committee authorized by a candidate under 11 CFR 102.13 to receive contributions or make expenditures on behalf of such candidate, or which has not been disavowed pursuant to 11 CFR 100.3(a)(8).

(2) *Unauthorized committee.* An unauthorized committee is a political committee which has not been authorized in writing by a candidate to solicit or receive contributions or make expenditures on behalf of such candidate, or which has been disavowed pursuant to 11 CFR 100.3(a)(8).

(g) *Affiliated committee.* (1) All authorized committees of the same candidate for the same election to Federal office are affiliated.

(2) All committees (including a separate segregated fund, see 11 CFR part 114) established, financed, maintained or controlled by the same corporation, labor organization, person, or group of persons, including any parent, subsidiary, branch, division, department, or local unit thereof, are affiliated. Local unit may include, in appropriate cases, a franchisee, licensee, or State or regional association.

(3) Affiliated committees sharing a single contribution limitation under paragraph (g)(2) of this section include all of the committees established, financed, maintained or controlled by—

(i) A single corporation and/or its subsidiaries;

(ii) A single national or international union and/or its local unions or other subordinate organizations;

(iii) An organization of national, international unions and/or all its State and local central bodies;

(iv) A membership organization (other than political party committee, see 11 CFR 110.3(b)) including trade or professional associations, see 11 CFR 114.8(a), and/or related State and local entities of that organization or group or

Federal Election Commission

(v) The same person or group of persons.

(4)(i) The Commission may examine the relationship between organizations that sponsor committees, between committees themselves, or between one sponsoring organization and a committee established by another organization to determine whether organizations are affiliated.

(ii) In determining whether organizations are not described in paragraphs (i)-(iv) of this section are affiliated, the Commission will consider the substantial factors described in paragraphs (g)(4)(i) (A) through (J) of this section. The Commission will examine these factors in the context of overall relationship between committees or sponsoring organizations to determine whether the presence of factor or factors is evidence of committee or organization having established, financed, maintained or controlled by another committee or sponsoring organization. Such factors include, but are not limited to:

(A) Whether a sponsoring organization owns controlling interest in voting stock or securities of the sponsoring organization or another committee;

(B) Whether a sponsoring organization or committee has the authority to direct or participate in governance of another sponsoring organization or committee through provisions of constitutions, bylaws, covenants, or other rules, or through formal or informal practices or procedures;

(C) Whether a sponsoring organization or committee has the authority to hire, appoint, demote or otherwise control the officers, or other decisionmaking employees or members of another sponsoring organization or committee;

(D) Whether a sponsoring organization or committee has a common overlapping membership with another sponsoring organization or committee which indicates a formal or ongoing relationship between the sponsoring organizations or committees;

(E) Whether a sponsoring organization or committee has common overlapping officers or employees with another sponsoring organization or

which was to provide funds to be distributed, or is not in any other way controlled by another individual.

(b) Application of limitations to elections. (1) The limitations on contributions of this section shall apply separately with respect to each election as defined in 11 CFR 100.2, except that all elections held in a calendar year for office of President of the United States (except a general election for the office) shall be considered to be a single election.

(2) An election in which a candidate is opposed is a separate election for purposes of the limitations on contributions of this section.

(3) A primary or general election which is not held because a candidate was unopposed or received a majority of votes as in a previous election is a separate election for the purposes of the limitations on contributions of this section. The date on which the election would have been held shall be considered to be the date of the election.

(4) A primary election which is not held because a candidate was nominated by a caucus or convention with authority to nominate is not a separate election for the purposes of the limitations on contributions of this section.

(c) Joint contributions and contributions. (1) Any contribution made by more than one person, except a contribution made by a partnership, shall include the signature of each contributor on the check, money order, or other negotiable instrument in a separate writing.

(2) If a contribution made by more than one person does not indicate the amount to be attributed to each contributor, the contribution shall be apportioned equally to each contributor.

(3) If a contribution to a candidate political committee, either on the date or when aggregated with other contributions from the same contributor, exceeds the limitations on contributions set forth in 11 CFR 110.1 (b) or (d), as appropriate, the treasurer of the recipient political committee shall ask the contributor whether the contribution was intended to be a joint contribution by more than one person.

(4) A contribution shall be considered to be reattributed to another contributor if—

(A) The treasurer of the recipient political committee asks the contributor whether the contribution is intended to be a joint contribution by more than one person, and informs the contributor 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; and

(B) Within sixty days from the date of the treasurer's receipt of the contribution, the contributors provide the treasurer with a written reattribution of the contribution, which is signed by each contributor, and which indicates the amount to be attributed to each contributor if equal attribution is not intended.

(d) Supporting evidence. (1) If a political committee receives a contribution designated in writing for a particular election, the treasurer shall retain a copy of the written designation, as required by 11 CFR 110.1(b)(4) or 110.2(b)(4), as appropriate. If the written designation is made on a check or other written instrument, the treasurer shall retain a full-size photocopy of the check or written instrument.

(2) If a political committee receives a written redesignation of a contribution for a different election, the treasurer shall retain the written redesignation provided by the contributor, as required by 11 CFR 110.1(b)(5) or 110.2(b)(5), as appropriate.

(3) If a political committee receives a written reattribution of a contribution to a different contributor, the treasurer shall retain the written reattribution signed by each contributor, as required by 11 CFR 110.1(k).

(4) If a political committee chooses to rely on a postmark as evidence of the date on which a contribution was made, the treasurer shall retain the envelope or a copy of the envelope containing the postmark and other identifying information.

(5) If a political committee does not retain the written records concerning redesignation required under 11 CFR 110.1(k)(2), the contribution shall not be considered to be designated in writing for a particular election, and the provisions of 11 CFR 110.1(b)(2)(i) or

110.2(b)(2)(ii) shall apply. If a political committee does not retain the written records concerning redesignation or reattribution required under 11 CFR 110.1(k)(2), (3) or (5), the redesignation or reattribution shall not be effective, and the original designation or attribution shall control.

(6) For each written redesignation or written reattribution of a contribution described in paragraph (b)(5) or paragraph (k)(3) of this section, the political committee shall retain documentation demonstrating when the written redesignation or written reattribution was received. Such documentation shall consist of:

(i) A copy of the envelope bearing the postmark and the contributor's name, or return address or other identifying code; or

(ii) A copy of the written redesignation or written reattribution with a date stamp indicating the date of the committee's receipt; or

(iii) A copy of the written redesignation or written reattribution dated by the contributor.

(e) Contributions to delegates and delegate committees. (1) Contributions to delegates for the purpose of furthering their selection under 11 CFR 110.14 are not subject to the limitations of this section.

(2) Contributions to delegate committees under 11 CFR 110.14 are subject to the limitations of this section.

(52 FR 789, Jan. 9, 1987, as amended at 52 FR 36524, Sept. 22, 1987; 54 FR 3010, Aug. 17, 1989; 54 FR 48280, Nov. 24, 1989; 55 FR 2281, Jan. 23, 1990; 55 FR 35811, July 29, 1990; 60 FR 51291, June 18, 1995)

§ 110.2 Contributions by multicandidate political committees (2 U.S.C. 441a(a)(2)).

(a)(1) **Scope.** This section applies to all contributions made by any multicandidate political committee as defined in 11 CFR 100.5(e)(3).

(2) **Notice to recipients.** Each multicandidate committee that makes a contribution under this section shall notify the recipient in writing of its status as a multicandidate committee.

(b) **Contributions to candidates; designations; and redesignations.** (1) No multicandidate political committee shall make contributions to any can-

didate, his or her authorized political committee or agents with respect to any election for Federal office which, in the aggregate, exceed \$5,000.

(2) For purposes of this section with respect to any election means—

(i) In the case of a contribution designated in writing by the contributor for a particular election, the election so designated. Multicandidate political committees making contributions to candidates are encouraged to designate their contributions in writing for particular elections. See 11 CFR 110.2(b)(4).

(ii) In the case of a contribution not designated in writing by the contributor for a particular election, the next election for that Federal office after the contribution is made.

(3)(i) A contribution designated in writing for a particular election, but made after that election, shall be made only to the extent that the contribution does not exceed net debts outstanding from such election. To the extent that such contribution exceeds net debts outstanding, the candidate or the candidate's authorized political committee shall return or deposit the contribution within ten days from the date of the treasurer's receipt of the contribution as provided by 11 CFR 103.3(a), and if deposited, then within sixty days from the date of the treasurer's receipt the treasurer shall take the following action, as appropriate:

(A) Refund the contribution using a committee check or draft; or

(B) Obtain a written redesignation by the contributor for another election in accordance with 11 CFR 110.2(b)(5).

If the candidate is not a candidate in the general election, all contributions made for the general election shall be either returned or refunded to the contributors or redesignated in accordance with 11 CFR 110.2(b)(5).

(ii) The treasurer of the candidate's authorized political committee shall calculate net debts outstanding in accordance with 11 CFR 110.2(b)(3)(i). The amount of the net debts outstanding shall be adjusted as additional funds are received and expenditures are made. The candidate and his or her authorized political committee may accept contributions made after the date of the election if such contributions are designated in writing by the

contributor for that election and if such contributions do not exceed the adjusted amount of net debts outstanding on the date the contribution is received.

(4) For purposes of this section, a contribution shall be considered to be designated in writing for a particular election if—

(i) The contribution is made by check, money order, or other negotiable instrument which clearly indicates the particular election with respect to which the contribution is made;

(ii) The contribution is accompanied by a writing, signed by the contributor, which clearly indicates the particular election with respect to which the contribution is made; or

(iii) The contribution is redesignated in accordance with 11 CFR 110.2(b)(5).

(5)(i) The treasurer of an authorized political committee may request a written redesignation of a contribution by the contributor for a different election if—

(A) The contribution was designated in writing for a particular election, and the contribution, either on its face or when aggregated with other contributions from the same contributor for the same election, exceeds the limitation on contributions set forth in 11 CFR 110.2(b)(1);

(B) The contribution was designated in writing for a particular election and the contribution was made after that election and the contribution cannot be accepted under the net debts outstanding provisions of 11 CFR 110.2(b)(3);

(C) The contribution was not designated in writing for a particular election, and the contribution exceeds the limitation on contributions set forth in 11 CFR 110.2(b)(1); or

(D) The contribution was not designated in writing for a particular election and the contribution was received after the date of an election for which there are net debts outstanding on the date the contribution is received.

(ii) A contribution shall be considered to be redesignated for another election if—

(A) The treasurer of the recipient authorized political committee requests that the contributor provide a written

redesignation of the contribution and informs the contributor that the contributor may request the contribution as an alternative to a written redesignation.

(B) Within sixty days of the treasurer's receipt of the contribution, the contributor provides the treasurer with a written designation of the contribution for an election, which is signed by the contributor.

(ii) A contribution redesignated for another election shall not be subject to the limitations on contributions with respect to that election. A contribution redesignated for a previous election shall be subject to the rules in 11 CFR 110.2(b)(3) regarding outstanding.

(6) For the purposes of this section, a contribution shall be considered to be made when the contributor relinquishes control over the contribution. A contributor shall be considered to have relinquished control over the contribution when it is delivered by the contributor to the candidate, to the political committee, or to an agent of the political committee. A contribution mailed to the candidate, to the political committee or to an agent of the political committee, shall be considered to be made on the date the contribution is mailed. See 11 CFR 110.1(1)(4). A contribution shall be considered to be made on the date that the services are provided by the contributor.

(c) Contributions to political committees. (1) No multicandidate political committee shall make contributions and maintained by a national party in any calendar year the aggregate, exceed \$15,000.

(2) For purposes of this section, national committees established and maintained by a national political party are

(i) The national committee

(ii) The House campaign committee

(iii) The Senate campaign committee

(3) Each recipient committee to which 11 CFR 110.2(c)(2) may apply is subject to the \$15,000 limitation for multicandidate political committees.

Federal Election Commission
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FOR INCOMING DOCUMENTS**

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PREPARER

2-14-97

DATE PREPARED