

CAMPAIGN OPERATIONS

PART 1: FUNDRAISING



October 23, 2013
11:15 a.m. – 12:45 p.m.

 Information Division
2013-14 Election Cycle

Campaign Operations Part 1

Objectives – Part 1

- ▣ Review Contribution Basics
- ▣ Discuss Proper Solicitation and Fundraising
- ▣ Evaluate Contributions from Various Sources
 - PACs & Parties
 - Individuals -- including methods for curing excessive contributions
 - Partnerships
 - Unregistered Organizations

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CAMPAIGN CONTRIBUTION BASICS

Contribution Basics

Per Election Limits:

\$2,600 (indexed for inflation)

- Individuals/Persons
- Non-multicandidate committees (“non-qualified”)

\$5,000 (not indexed)

- Multicandidate committees (“qualified”)

\$2,000 (not indexed)

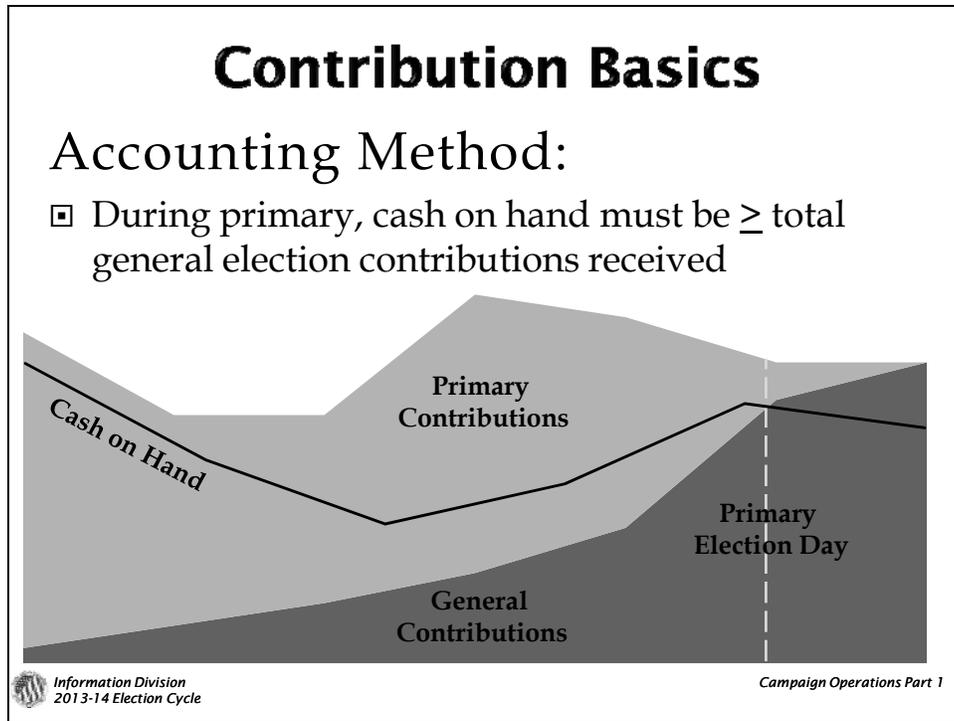
- Campaign committee to campaign committee

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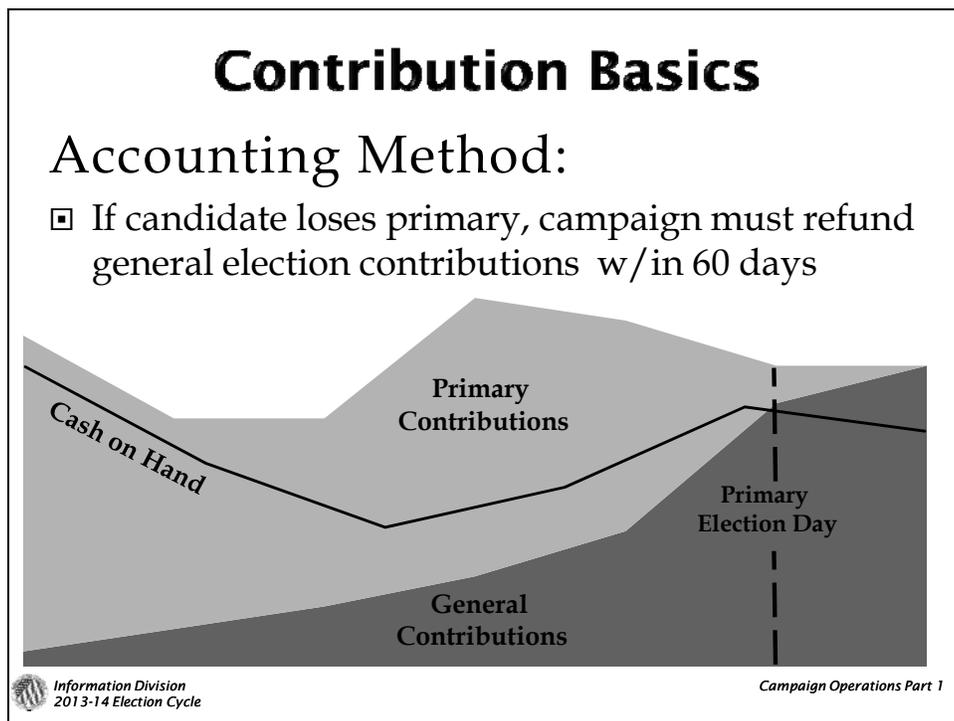
I. Per Election Basis

A. Subject to Limit (*Guide*, p. 17)

1. Limits are per election, per candidate.
 - a) **\$2,600/election** (indexed for inflation) from individuals, persons, non-multicandidate committees.
 - b) **\$5,000/election** (not indexed) from multicandidate committees.
 - c) **\$2,000/election** (not indexed) from one federal candidate’s authorized committee to another federal candidate’s authorized committee.
2. The value of an in-kind contribution (usual and normal charge) counts against same contribution limit as gifts of money.



- B. Accounting Method** (*Guide*, p. 74)
1. Campaign must adopt an accounting system to distinguish between contributions made for the primary and those for the general election.
 2. During the primary, the campaign's cash on hand must at least equal the amount of general election contributions received. 11 CFR 102.9(e)(2).



- C. **Candidates Who Lose in the Primary** (*Guide*, pp. 20-21)
1. Entitled to limit only if candidate seeks office in that election.
 2. Candidate who accepts contributions for general election before primary is held and loses the primary must refund, redesignate or reattribute general election contributions within 60 days of the primary or public withdrawal from the primary race. 11 CFR 110.1(b)(3) and (5).
 3. Similar application for convention, runoff, etc.

Contribution Basics

Debt Retirement Contributions

- ▣ Debt is assigned to an election
- ▣ Debt retirement contributions acceptable if:
 - Campaign has “net debts” for an election
 - Contribution designated for that election AND
 - Does not exceed per election limit

- D. **Contributions to Retire Debts** (*Guide*, pp. 27-28)
1. **Debt Retirement Contributions**
 - a) If a committee has net debts outstanding after an election is over, it may accept contributions after the election to retire debts provided that the:
 - (1) Contribution is **designated** for that election;
 - (2) Contribution does **not exceed contributor’s limit for the designated election**; and
 - (3) Campaign has **net debts outstanding** on the day it receives the contribution. 11 CFR 110.1(b)(3)(i) and (iii).
 - b) For example, campaigns retiring debt for 2012 general can accept up to \$2,500 from an individual, not the current \$2,600 limit.

Net Debts Outstanding

- Net debts outstanding is amount committee can raise to retire debt; adjusted continuously
- Terminating committees may add the cost of winding down

2. Calculating net debts outstanding

- a) A campaign's net debts outstanding consist of unpaid debts incurred with respect to a particular election, minus cash on hand.
- b) First calculated as of the day of election.
- c) Figure is continually recalculated as additional funds are received for, or spent on, the election for which debt remains.

Net Debts Outstanding



Receipts
- Disbursements

Cash on Hand

Debts
- Cash on Hand

Net Debts
Outstanding

Soliciting Campaign Funds



Vote Kramer

for U.S. Congress

**Primary Election Day is
June 24**

Paid for by the Committee to Elect Cosmo Kramer

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Soliciting Campaign Funds

Dear Mr. Justin Pitt,

Please contribute.

Note that federal law requires us to ask for name, address, occupation and employer for any contributor who gives more than \$200 in the election cycle.

Best,
Cosmo Kramer

Paid for by the Committee to Elect Cosmo Kramer



✓ Best Efforts

✓ Fundraising
Notice

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II. Soliciting and Receiving Contributions

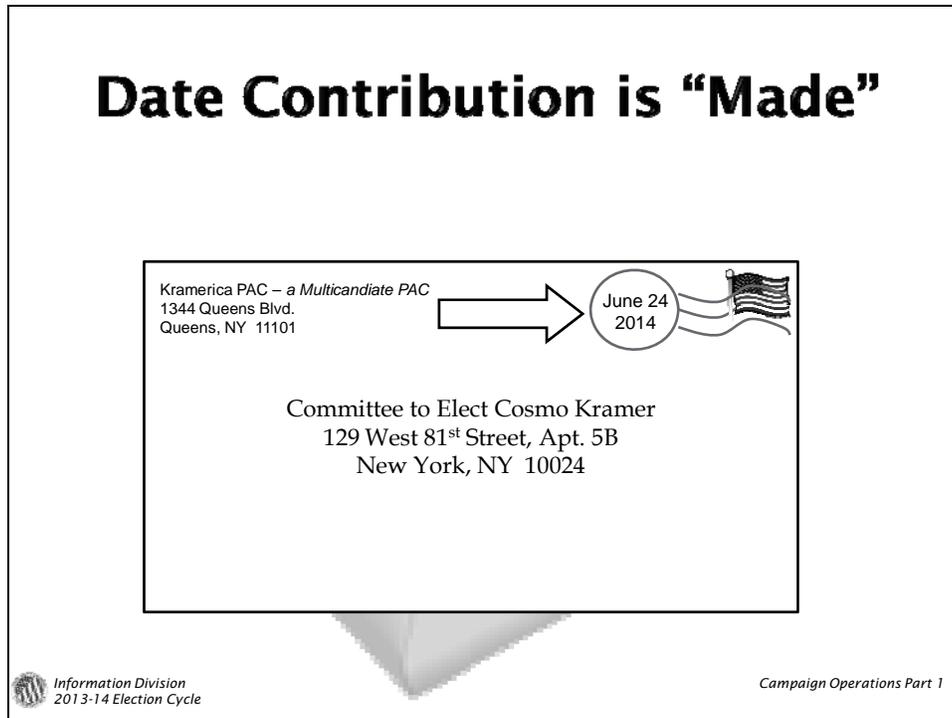
A. Solicitations and Fundraising Notices (*Guide*, pp. 63-67)

1. Authorization Notice

- a) When the campaign solicits contributions through public communications, or on a campaign website, it must include a clear and conspicuous notice on the solicitation stating that it was paid for by the campaign.
- b) *“Paid for by the Cosmo Kramer for Congress Committee”*

2. Best Efforts

- a) When making solicitations, campaigns and their treasurers must make “best efforts” to obtain, maintain and the report name, address, occupation and employer for each contributor who gives more than \$200 in an election cycle.
- b) Initial solicitation must specifically request that information and inform contributors that the campaign is required by law to use its best effort to collect and report it.
- c) If a contributor does not provide sufficient reporting information, the campaign must make one follow up within 30 days of receipt.



B. How Contributions Work

1. Designated and Undesignated Contributions

- a) **Designated contributions** count against the donor’s contribution limits for the election that is named. Donors may designate contributions by indicating in writing on the check or in a signed statement accompanying the contribution.

- b) **Undesignated contributions** count against the donor's contribution for the candidate's next scheduled election, based upon "date made." (see below)

2. **Date Made v. Date of Receipt**

a) **Date Made**

- (1) The date the contribution is made determines which election limit it counts against. Undesignated contributions made on or before the date of the election count against the donor's limit for that election, even if the date of receipt is after the election day.
- (2) The date the contribution is made is the date the contributor relinquishes control over it.
 - (a) **Hand delivery:** date the contribution is delivered by the contributor to the campaign.
 - (b) **Mail:** date of the postmark. If campaign wishes to rely on the postmark as evidence of date made, it must retain the envelope or a copy of it.
 - (c) **In-kind:** date the goods or services are provided by the contributor.
 - (d) **Internet:** date the contributor electronically confirms making the transaction.

b) **Date of Receipt**

- (1) The date the campaign (or person acting on the campaign's behalf) actually receives the contribution. This is the date used for reporting purposes.
- (2) **Special situations:**
 - (a) **Credit card:** date of receipt is the date on which the committee receives the contributor's signed authorization to charge the contribution. Treasurer should retain a copy of authorization form for committee's records.
 - (b) **In-kind:** date the goods/services are provided to the committee, even if the contributor pays the bill for goods/services after they are provided to the campaign.

c) **Date of Deposit**

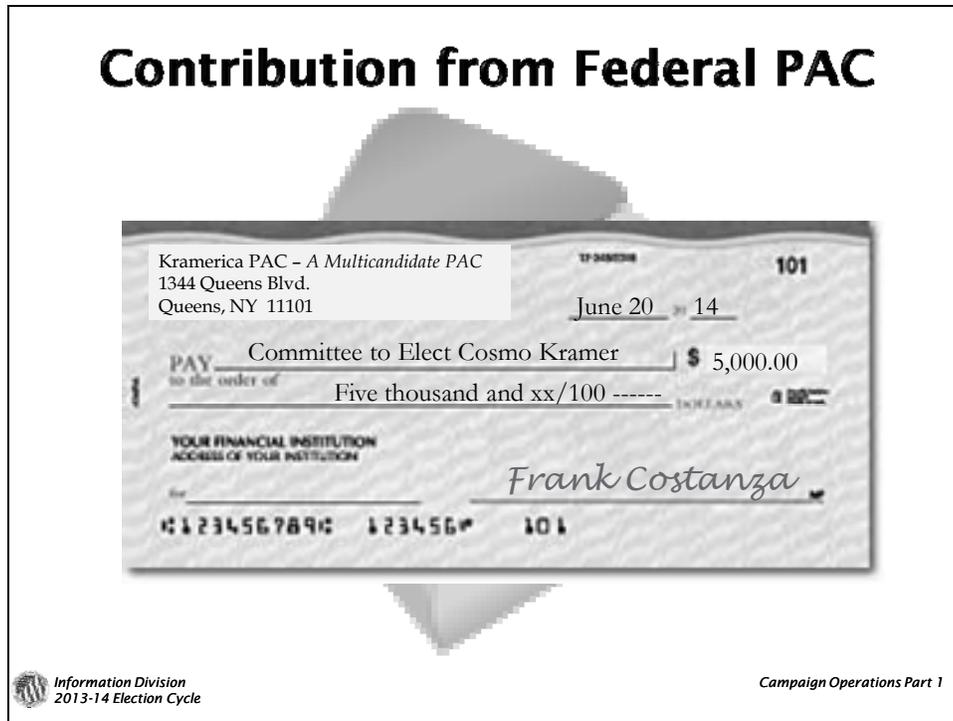
All contributions must be deposited within 10 days of receipt; this date is **not** used for reporting or contribution limit purposes.

SOURCES OF SUPPORT

Contribution Limits

Review

For 2013-14 Elections	Candidate per election	National Party per year	State, District & Local Party per year	Any PAC per year	Special Limits
Individual	\$2,600	\$32,400	\$10,000 (combined)	\$5,000	\$123,200 biennial limit
National Party	\$5,000	No Limit	No Limit	\$5,000	\$45,400 per Senate campaign
State, District & Local Party	\$5,000 (combined)	No Limit	No Limit	\$5,000 (combined)	None
PAC: multicandidate	\$5,000	\$15,000	\$5,000 (combined)	\$5,000	None
PAC: not multicandidate	\$2,600	\$32,400	\$10,000 (combined)	\$5,000	None



I. Political Action Committees (Guide, p. 17)

A. Limits

1. **If Qualified Multicandidate PAC: \$5,000/election.**
 - b) PAC required to notify campaign of status.
 - c) Campaign may also verify PAC's status with FEC.
2. **If Not Qualified as Multicandidate PAC: \$2,600/election** (indexed for inflation).

B. Affiliated PACs (Guide, p. 19)

1. Affiliated PACs share contribution limits.
2. Defined as commonly established, financed, maintained or controlled.
3. Example: PACs of national and local labor organizations or PACs of parent and subsidiary corporations.

C. From a Leadership PAC (Guide, pp. 20; 168)

1. **Definition of Leadership PAC**

Political committee directly or indirectly established, financed, maintained or controlled by federal candidate/officeholder but is NOT:

 - a) An authorized committee;
 - b) Affiliated with an authorized committee; and
 - c) A political party committee.
2. **Limit: \$5,000/election**, if multicandidate; **\$2,600/election**, if not (indexed for inflation).
3. Not deemed affiliated with member's authorized committee.
11 CFR 100.5(g)(5).

Reporting Receipts

How to Itemize Receipts

Always Itemize:

- ✓ Contributions from party committees and organizations
- ✓ Contributions from other political committees
- ✓ Transfers
- ✓ Loans

Itemize all other receipts when:

- ✓ Aggregate > \$200 from one source in an election cycle

Itemizing Receipts

Receipt transactions should include the following itemization information for contribution source:

- Name and mailing address;
- Occupation and employer (individuals only);
- FEC ID number (political committees only);
- Election to which contribution/loan was designated;
- Date of receipt;
- Amount of receipt; and
- Aggregate election-cycle-to-date total for all receipts from same source.

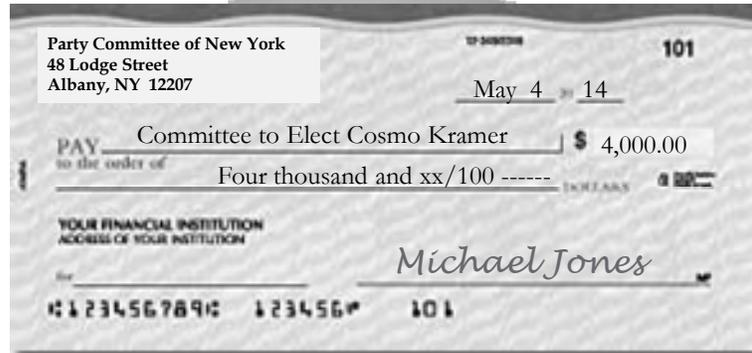
Receipt – Schedule A, Line 11(c)

*Contribution from
Federal PAC*

SCHEDULE A (FEC Form 3)		Use separate schedule(s) for each category of the Detailed Summary Page		FOR LINE NUMBER (check only one)		PAGE	
ITEMIZED RECEIPTS				<input type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input checked="" type="checkbox"/> 11c	<input type="checkbox"/> 11d
				<input type="checkbox"/> 12	<input type="checkbox"/> 13a	<input type="checkbox"/> 13b	<input type="checkbox"/> 14
<small>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.</small>							
NAME OF COMMITTEE (In Full) Committee to Elect Cosmo Kramer							
Full Name (Last, First, Middle Initial) Kramerica PAC				Date of Receipt			
A. Mailing Address 1344 Queens Boulevard				M / D / Y		06 / 27 / 2014	
City Queens		State NY		Zip Code 11101			
FEC ID number of contributing federal political committee. C 00342972				Amount of Each Receipt this Period 5,000.00			
Name of Employer		Occupation		Election Cycle-to-Date 5,000.00			
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)							

- D. Itemizing Contribution from Federal PAC**
- Schedule A for Line 11(c) “Other Political Committees (such as PACs).”
 - Itemize **regardless of amount**.
 - Include all itemization information (see above) –report the PAC FEC ID number (no occupation / employer).

Contribution from Party Committee



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Contribution from Party Committee

- ❑ Federal Committee - \$5,000/election
- ❑ Affiliation for State/Local Party
 - \$5,000 /election - shared by all federally registered local party committees within the state
 - Affiliation presumed
- ❑ Special Limit to Senate Candidate
 - \$45,400/six-year election cycle - shared by party's national and national senatorial committees

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II. Political Party Committee (Federal Account) (*Guide*, pp. 19-20)

A. To Congressional Candidates

1. National Party Committee Limit: \$5,000/election.

2. **State Party Committees:**
 - a) **Limit:**
 - (1) **\$5,000/election**, if multicandidate.
 - (2) **\$2,600/election**, if not (indexed for inflation).
 - b) Limit shared with all federally registered local party committees within the state. (presumed affiliated)
3. **Unregistered Local Party Organization Limit**
 - a) **\$2,600/election** (indexed for inflation).
 - b) Limit not shared with state party committee. AO 1999-4.
 - c) Must be permissible funds.
 - d) Counts towards registration threshold.

B. To Senatorial Candidates

1. **National Party Committee Limit**
 - a) **\$45,400/six-year election cycle** (indexed for inflation) shared by party's national committee and national senatorial committee.
 - b) **\$5,000/election** for party's national congressional committee.
2. **State, District and Local Party Committees** – same as above.

Receipt – Schedule A, Line 11(b)

SCHEDULE A (FEC Form 3)	Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER: (check only one)	PAGE
ITEMIZED RECEIPTS		<input type="checkbox"/> 11a <input checked="" type="checkbox"/> 11b <input type="checkbox"/> 11c <input type="checkbox"/> 11d <input type="checkbox"/> 12 <input type="checkbox"/> 13a <input type="checkbox"/> 13b <input type="checkbox"/> 14 <input type="checkbox"/> 15	

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) Committee to Elect Cosmo Kramer	
Full Name (Last, First, Middle Initial) Party Committee of New York	
A. Mailing Address 48 Lodge Street	Date of Receipt MM / DD / YYYY 05 / 08 / 2014
City Albany	State Zip Code NY 12207
FEC ID number of contributing federal political committee. C 07042972	Amount of Each Receipt this Period 4,000.00
Name of Employer Occupation	Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)
Election Cycle-to-Date 4,000.00	

Contribution from Party Committee

↓

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- C. **Reporting Contribution from Party Committee**
 1. Itemize on Schedule A for Line 11(b) "Political Party Committees."
 2. Include all itemization information (see above) –report party committee's FEC ID number (no occupation / employer).

Contribution from Individual

The image shows a check from Jerry Seinfeld to the Committee to Elect Cosmo Kramer. The check is dated May 4, 2014, and is for the amount of \$2,600.00. The check is payable to the order of the committee and is signed by Jerry Seinfeld. The check number is 101. The check is from Jerry Seinfeld, 129 West 81st Street, Apt. 5A, New York, NY 10024. The check is for the amount of two thousand six hundred and xx/100 dollars. The check is from Primary 2014. The check number is 1234567890. The check is from Jerry Seinfeld.

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Permissible Sources

Individuals/Persons

- ▣ Limit: \$2,600/election
- ▣ Advances of Personal Funds – count as contributions until reimbursed
 - Unreimbursed travel
Exempt up to \$1,000/election, per candidate
 - Reimbursed travel
Exempt if repaid on time (cash/check: w/in 30 days;
credit card: w/in 60 days of billing statement closing date)
 - Application to official staff travel

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III. Individuals/Persons (*Guide*, p. 26)

- A. **Limit: \$2,600/election** (indexed for inflation).

B. Persons

Includes groups not prohibited from making contributions (i.e., sole proprietorships, partnerships and certain LLCs and Indian Tribes).

C. Minors

Individuals under 18 years old may make contributions if the minor:

1. Makes the decision to contribute knowingly and willingly;
2. Uses funds they own or control; and
3. Does not use funds given to them as a gift for the purpose of making a contribution. 11 CFR 110.19.

D. Advances of Personal Funds (*Guide*, pp. 13-14; 95-97)

Use of personal funds by candidate, staff or volunteers is an in-kind contribution until reimbursed by committee.

1. \$1,000 Unreimbursed Transportation Exemption (*Guide*, p. 39)

- a) Individuals (including the candidate, paid staff member or volunteer) may voluntarily spend up to \$1,000 for transportation expenses on behalf of campaign without making contribution.
- b) Payments exceeding \$1,000 per candidate, per election, are considered contributions, subject to limit.

2. Application to Official Staff Travel

- a) Prohibits member of a Representative's or Senator's official staff from making contributions to his employing Member. 18 U.S.C. §603 (criminal statute under jurisdiction of the Department of Justice)
- b) Official staff should not advance personal funds even if intending to be reimbursed later. (Exception for travel advances – *see* Campaign Operations, Part 3 (Tab 5) for more info).

Receipt – Schedule A, Line 11(a)(i)

SCHEDULE A (FEC Form 3)	Use separate schedule(s) for each category of the Detailed Summary Page	LINE NUMBER: (check only one) <input checked="" type="checkbox"/> 11a <input type="checkbox"/> 11b <input type="checkbox"/> 11c <input type="checkbox"/> 11d <input type="checkbox"/> 12 <input type="checkbox"/> 13a <input type="checkbox"/> 13b <input type="checkbox"/> 14 <input type="checkbox"/> 15
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NAME OF COMMITTEE (In Full)
Committee to Elect Cosmo Kramer

Full Name (Last, First, Middle Initial)
Jerry Seinfeld

A. Mailing Address
129 West 81st Street Apt. 5A

City: **New York** State: **NY** Zip Code: **10024**

FEC ID number of contributing federal political committee: **C**

Name of Employer: **Self** Occupation: **Comedian**

Receipt for:
 Primary General
 Other (specify)

Date of Receipt: **05 / 10 / 2014**

Amount of Each Receipt this Period: **2,600.00**

Election Cycle to Date: **2,600.00**

Contribution from Individual

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- E. Reporting Contribution from Individuals/Persons**
1. Itemize on Schedule A for Line 11(a)(i) “Individuals/Persons Other Than Political Committees.”
 2. Include all itemization information (see above) – for individuals, include occupation and employer.

IV. Methods for Curing Excessive Contributions

Curing Excessives

Morty Seinfeld
Helen Seinfeld
Phase 2 - Pines of Mar Gables
Del Boca Vista, FL 33433

May 4

PAY to the order of Committee to Elect Cosmo Kramer \$ 5,200.00
Five thousand two hundred and xx/100 -----

YOUR FINANCIAL INSTITUTION
NUMBER OF YOUR INSTITUTION

UNDESIGNATED

Helen Seinfeld

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Curing Excessives

Options: The Three R's

Refund	Redesignate	Reattribute
• To donor	• To another election	• To another donor
1	2	3

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A. Refund

Presumptive Redesignation



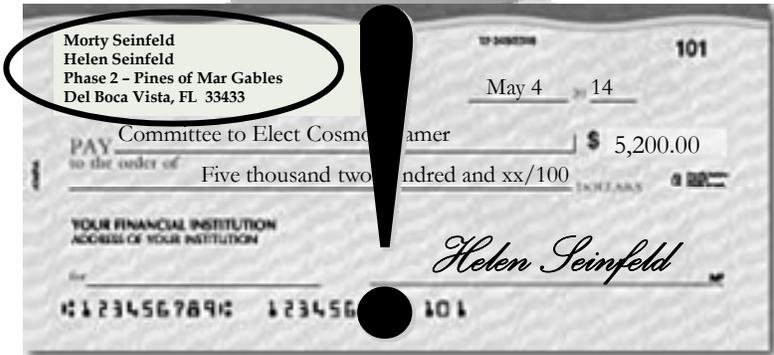
Helen Seinfeld

1. Designate \$2,600 to Primary
2. Redesignate \$2,600 to General
3. Notify Helen, offering option of refund

* Ensure that donor does not exceed contribution limit

- B. Redesignate** – (11 CFR 110.1(b)(5)(ii)(B)(1)-(4)); (*Guide*, pp. 24-27)
- 1. Presumptive Redesignation**
If individual or non-multicandidate committee makes an excessive primary contribution, campaign may presumptively redesignate excessive portion to general election if contribution:
 - a) Is made before candidate's primary election;
 - b) Is not designated in writing for a particular election;
 - c) Would be excessive if treated as a primary election contribution; and
 - d) As redesignated, does not cause the contributor to exceed any other contribution limit.
 - 2. Backward-looking provision:** An undesignated contribution made after primary, but before general, may be applied to primary debt if campaign's net debts are greater than the amount redesignated.
 - 3. Notification Requirement**
Committee must notify contributor of redesignation by paper mail, e-mail, fax or other written method within 60 days of treasurer's receipt of contribution; must notify contributor of right to receive refund instead.
 - 4. Electronic Contributor Redesignations**
The Commission has recently acknowledged that, in certain circumstances, an online process can provide a sufficient level of assurance as to the contributor's identity and intent such that it satisfies the written signature requirements. See Interpretive Rule Regarding Electronic Contributor Redesignations, 76 FR 16233 (March 23, 2011). Available on FEC website at:
http://www.fec.gov/law/cfr/ej_compilation/2011/notice_2011-02.pdf

Curing Excessives



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- C. **Reattribute** – (11 CFR 110.1(k)(3)(ii)(B)(1)); (*Guide*, p. 25)
1. **Attribution of Contributions by Contributors**
 - a) Individual contributions attributed to person(s) who sign check.
 - b) Joint account – both must sign check or accompanying statement.

Presumptive Reattribution



1. Attribute \$2,600 to Helen
2. Reattribute excessive \$2,600 to Morty
3. Notify both; offering option of a refund

* Ensure that neither donor exceeds contribution limit

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2. Presumptive Reattribution

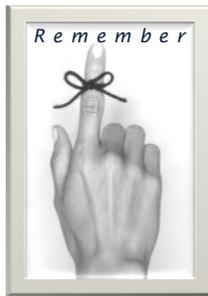
If individual contribution exceeds limit and is made on joint account, but has only one signature:

- a) Attribute permissible amount to the signer; and
- b) Presumptively reattribute excessive amount to other account holder, without obtaining his/her signature.

- 3. Reattribution may not cause contributors to exceed any contribution limits.
- 4. Committee must notify contributor of reattribution by paper mail, e-mail, fax or other written method within 60 days of treasurer's receipt of contribution; must notify contributor of right to receive refund instead.

Avoid Excessives

- ▣ Encourage donors to designate contributions
- ▣ Obtain signatures for joint contributions
- ▣ Presumptive redesignation **NOT** available for multicandidate committee contributions



- ▣ Designation required if:
 - Contributing to a future election (i.e., not next election)
 - Contributing to retire debt from a past election

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D. Avoiding Excessive Contributions

- 1. **Campaigns** – Ask contributors to designate contributions for a particular election.
- 2. **Designate** all contributions your committee makes to federal candidates.
- 3. **Ask joint contributors** to make sure both sign check or accompanying statement.
- 4. **Presumptive redesignation NOT available for excessive multicandidate committee contributions** (only individuals and non-multicandidate committees). Redesignation would need to be done the “old” way:
 - a) Campaign asks contributor to provide a written, signed statement redesignating contribution for another election. The request must also state that the contributor may instead receive a refund of the excessive amount.

- b) Contribution is properly redesignated if, within 60 days of receipt, the campaign receives a written, signed statement redesignating the excessive portion to another election.
- c) If the signed authorization is not received within 60 days, the campaign must refund the excessive portion.

5. Designation of Campaign Contributions by Contributor

- a) If contributor intends contribution to count toward a future election, beyond the upcoming election.
- b) If contributor wants contribution to retire candidate's debt of a past election. Note: This is permissible only if:
 - (1) Candidate has net debt outstanding from that election; and
 - (2) Contribution, when aggregated with previous contributions to same candidate for same election, does not exceed limit.

SCENARIO #1 – ANSWERS:

Reporting Receipts

Review

How to Itemize Receipts

Always Itemize:

- ✓ Contributions from party committees and organizations
- ✓ Contributions from other political committees
- ✓ Transfers
- ✓ Loans

Itemize all other receipts when:

- ✓ Aggregate > \$200 from one source in an election cycle

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REVIEW: Receipt transactions should include the following itemization information for contribution source:

- Name and mailing address;
- Occupation and employer (individuals only);
- FEC ID number (political committees only);
- Election to which contribution/loan was designated;
- Date of receipt;
- Amount of receipt; and
- Aggregate election-cycle-to-date total for all receipts from same source.

1. **How should the committee disclose the \$500 contribution from Morty Seinfeld?**
Contributions from individuals are reported on Schedule A for Line 11(a)(i).

Receipt – Schedule A, Line 11(a)(i)

Redesignation & Reattribution

SCHEDULE A (FEC Form 3)	Use separate schedule(s) for each category of the Detailed Summary Page	LINE NUMBER: (check only one)
ITEMIZED RECEIPTS		<input checked="" type="checkbox"/> 11a <input type="checkbox"/> 11b <input type="checkbox"/> 11c <input type="checkbox"/> 11d <input type="checkbox"/> 12 <input type="checkbox"/> 13a <input type="checkbox"/> 13b <input type="checkbox"/> 14

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)
Committee to Elect Cosmo Kramer

Full Name (Last, First, Middle Initial)
A. **Morty Seinfeld**

Mailing Address
Phase 2 – Pines of Mar Gables

City **Del Boca Vista** State **FL** Zip Code **33433**

FEC ID number of contributing federal political committee.

Name of Employer **Self** Occupation **Retired**

Receipt For:
 Primary General
 Other (specify)

Election Cycle-to-Date

Date of Receipt
03 / 17 / 2014

Amount of Each Receipt this Period

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2. **Can we accept Helen’s contribution check as written? If not, what must the campaign do to remedy the situation?**

No. Potentially, these could be joint contributions. However, since only Helen signed the \$5,200 check, Helen has made an excessive contribution for the primary. To remedy this, the campaign can reattribute and/or redesignate the excessive portion of her contribution.

3. **How should the committee disclose the transaction(s) that remedy the excessive contribution?**

Reattribution:

Since Helen’s contribution is drawn on a joint account, the campaign has the option of reattributing the excessive portion to the joint account holder, Morty Seinfeld. The campaign may presumptively reattribute the excessive portion (\$2,600) to Morty for the primary election as long as it would not cause him to exceed his limits.

Report receipt: show reporting on Schedule A for Line 11(a)(i). Two separate entries:

- a. Show check as written: \$5,200 contribution from Helen Seinfeld for primary; and
- b. Subtract excessive amount of contribution: -\$2,600 removed from Helen Seinfeld’s primary contribution.

For both entries, include cross-reference notations: “retribution and redesignation below.”

In our scenario, Morty Seinfeld made a \$500 contribution before the above check was written, so that attributing the full \$2,600 to him for the primary would cause him to exceed his limit for that election by \$500. Therefore, only \$2,100 may be reattributed to Morty.

Report retribution: show reporting on Schedule A for Line 11(a)(i). Show full \$5,200 as primary contribution from Helen Seinfeld. Change attribution of excessive portion to Morty Seinfeld as MEMO entry and include notation in Amount of Each Receipt this Period box indicating, “retribution.”

SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS

FOR LINE NUMBER: (check only one)
 11a 11b 11c
 11d 11e 11f

NAME OF COMMITTEE (In Full)
Committee to Elect Cosmo Kramer

A. Helen Seinfeld
 Mailing Address: Phase 2 – Pines of Mar Gables, Del Boca Vista, FL 33433
 Date of Receipt: 04 / 03 / 2014
 Amount of Each Receipt this Period: 5,200.00
 Receipt For: Primary General Other (specify)
 Amount of Each Receipt this Period: 5,200.00

B. Helen Seinfeld
 Mailing Address: Phase 2 – Pines of Mar Gables, Del Boca Vista, FL 33433
 Date of Receipt: 04 / 03 / 2014
 Amount of Each Receipt this Period: - 2,600.00
 Receipt For: Primary General Other (specify)
 Amount of Each Receipt this Period: 2,600.00
MEMO Reattribution and Redesignation below

C. Morty Seinfeld
 Mailing Address: Phase 2 – Pines of Mar Gables, Del Boca Vista, FL 33433
 Date of Receipt: 04 / 03 / 2014
 Amount of Each Receipt this Period: 2,100.00
 Receipt For: Primary General Other (specify)
 Amount of Each Receipt this Period: 2,600.00
MEMO Reattribution

Redesignation & Reattribution

See reattribution and redesignation below

Information Division
2013-14 Election Cycle

Campaign Operations Part 1

With the remaining \$500, the campaign can presumptively redesignate the excessive \$500 to the general election as a remedy.

Redesignation:

Campaign committees may also remedy an excessive contribution by applying the excessive portion to a future election. The campaign may presumptively redesignate the excessive portion to the general election as long as the contribution:

- Is made before the candidate’s primary election;
- Is not designated;
- Would be excessive if treated as a primary election contribution; and
- As redesignated, does not cause the donor to exceed any other limits.

Helen Seinfeld has not yet made any general election contributions; therefore, the campaign may presumptively redesignate either the full \$2,600 excessive portion of primary contribution to the general, or the \$500 that remains after the reattribution to Morty. To maximize the availability of funds for the primary, the campaign chooses the latter.

Report redesignation: show reporting on Schedule A for Line 11(a)(i) as a \$500 contribution from Helen Seinfeld. Change designation to general as a MEMO entry and include notation in Amount of Each Receipt this Period box indicating, “redesignation.”

**SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS**

FOR LINE NUMBER: (check only one)
 11a 11b 11c 11d
 11e 11f 11g

NAME OF COMMITTEE (in full)
Committee to Elect Cosmo Kramer

Full Name (Last, First, Middle Initial)
Helen Seinfeld

A. Mailing Address
Phase 2 – Pines of Mar Gables
 City: **Del Boca Vista** State: **FL** Zip Code: **33433**

Date of Receipt: **04 / 03 / 2014**

FEC ID number of contributing federal political committee: **C**

Amount of Each Receipt this Period: **5,200.00**

Name of Employee: **Self** Occupation: **Homemaker**

Receipt For:
 Primary General Other (specify)

Election Cycle-to-Date: **5,200.00**

See reattribution and redesignation below

Full Name (Last, First, Middle Initial)
A. Helen Seinfeld

Mailing Address
Phase 2 – Pines of Mar Gables

City: **Del Boca Vista** State: **FL** Zip Code: **33433**

FEC ID number of contributing federal political committee: **C**

Name of Employee: **Self** Occupation: **Homemaker**

Receipt For:
 Primary General Other (specify)

Election Cycle-to-Date: **3,100.00**

Amount of Each Receipt this Period: **500.00**

MEMO Redesignation

Receipt For:
 Primary General Other (specify)

Election Cycle-to-Date: **2,600.00**

MEMO Reattribution

**Information Division
2013-14 Election Cycle**

Campaign Operations Part 1

4. Key issues:

- A presumptive reattribution is allowed even if only one signature is on the check. Ensure that the reattribution won't cause donors to exceed any limits (i.e., per election limits, biennial limit).
A presumptive redesignation for the primary to the general election is allowed if the contribution is not designated for a particular election. For example, if Helen had written "primary" on the memo line of her check, a presumptive redesignation would not be allowed. The redesignation would need to be done the "old" way – with written authorization from contributor within 60 days of receipt BEFORE the redesignation could occur.
- Remember written notification to contributor(s) must be done within 60 days of receipt for presumptive reattributions and redesignations. The notification must also offer the contributor the option to receive a refund instead.



V. Partnership and Limited Liability Company (LLC) Contributions –
(11 CFR 110.1(e) and (g)); (*Guide*, pp.127-129)

- A. Limit: \$2,600/election** (indexed for inflation).

Partnerships/LLCs

- ▣ Partnerships/Non-corporate LLCs may contribute ≤ \$2,600 per election

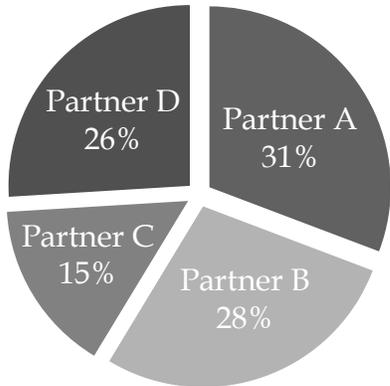
- ▣ Dual Attribution
 - Counts as contribution from partnership and from non-corporate members
 - Allocation based on ownership stake or other agreement among partners

B. Dually Attributed

1. Contributions are attributed both to the partnership (or LLC) and also to individual partners based on their share of the profits/losses.
2. Partnerships and LLCs must provide campaign with written statement indicating attribution to partners.
3. Cannot attribute to any corporate partners.

Example: Dual Attribution

Partnership Contribution:



Partner A	\$800
Partner B	\$725
Partner C	\$400
Partner D	\$675
<hr/>	
Partnership	\$2,600

Partnerships/LLCs

- ▣ Contributions by:
 - Corporate partner/member
 - Any LLC treated as corporation



PROHIBITED

 Information Division
2013-14 Election Cycle

Campaign Operations Part 1

- C. **Types of LLCs**
1. **LLC Treated as Partnership** - treated as partnership for tax purposes, partnership rules above apply.
 2. **LLC Treated as Corporation** - If treated as corporation for tax purposes, corporate prohibition on contributions applies.

Partnership

SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS

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

FOR LINE NUMBER: PAGE OF
11a 11b 11c 11d 11e 11f 11g 11h 11i 11j 11k 11l 11m 11n 11o 11p 11q 11r 11s 11t 11u 11v 11w 11x 11y 11z

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)
Committee to Elect Cosmo Kramer

Full Name (Last, First, Middle Initial)
A. J. Peterman Catalog, LLP

Mailing Address
229 West 81st Street
New York NY 10024

City State Zip Code

FEC ID number of contributing federal political committee: **C**

Name of Employer
J. Peterman Catalog

Occupation
Owner/Founder

Receipt For:
 Primary General
 Other (specify)

Election Cycle-to-Date
2,600.00

Date of Receipt
04 01 2014

Amount of Each Receipt this Period
2,600.00

See partnership attribution below

Full Name (Last, First, Middle Initial)
B. John Peterman

Mailing Address
229 West 81st Street
New York NY 10024

City State Zip Code

FEC ID number of contributing federal political committee: **C**

Name of Employer
J. Peterman Catalog

Occupation
Owner/Founder

Receipt For:
 Primary General
 Other (specify)

Election Cycle-to-Date
1,300.00

Date of Receipt
04 01 2014

Amount of Each Receipt this Period
1,300.00

MEMO Partnership Attribution

Full Name (Last, First, Middle Initial)
C. Elaine Benes

Mailing Address
229 West 81st Street
New York NY 10024

City State Zip Code

FEC ID number of contributing federal political committee: **C**

Name of Employer
J. Peterman Catalog

Occupation
Senior Editor

Receipt For:
 Primary General
 Other (specify)

Election Cycle-to-Date
1,300.00

Date of Receipt
04 01 2014

Amount of Each Receipt this Period
1,300.00

MEMO Partnership Attribution

- Report total from partnership
- Use memo entries for individual partners

Campaign Operations Part 1

D. Reporting Partnership Contributions

1. Itemized on Schedule A for Line 11(a)(i).
2. The campaign reports the contribution from entity (partnership/LLC) and includes notation in the Receipt this Period box indicating, “See partnership attribution below.”
3. Use MEMO entries to indicate attribution to partners/members that aggregate over \$200 for the election cycle. Do NOT add them again to the totals.

B. Must use federally permissible funds

1. Organization can demonstrate through a reasonable accounting method that it has sufficient federally-permissible funds to cover the amount of the contribution at time it is made; or
2. Has established a separate account containing only funds permissible under the Act. 11 CFR 102.5(b).

C. Counts toward registration threshold

1. Making contributions to federal candidates may trigger their own registration as a federal political committee.
2. State PACs sponsored by corporations or unions must register as federal SSFs within 10 days of the decision to make a contribution to a federal candidate.
3. Contributions from other unregistered organizations (i.e., local party organization, state campaign committee) count against a \$1,000 per year aggregate registration threshold. 11 CFR 100.5(a) - (c).

Receipt – Schedule A, Line 11(a)(i)

SCHEDULE A (FEC Form 3)		Use separate schedule(s) for each category of the Detailed Summary Page	LINE NUMBER: (check only one)	PAGE
ITEMIZED RECEIPTS			<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b
			<input type="checkbox"/> 11c	<input type="checkbox"/> 11d
			<input type="checkbox"/> 12	<input type="checkbox"/> 13a
			<input type="checkbox"/> 13b	<input type="checkbox"/> 14

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) Committee to Elect Cosmo Kramer	
Full Name (Last, First, Middle Initial)	
Lloyd Braun for Mayor	
Mailing Address	
72 Chambers Street	
City	State Zip Code
New York	NY 10007
FEC ID number of contributing federal political committee.	C
Name of Employer	Occupation
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Election Cycle-to-Date 600.00

Date of Receipt
05 / 08 / 2014

Amount of Each Receipt this Period
600.00

Federally permissible funds

Contribution from Unregistered Organization

Information Division
2013-14 Election Cycle

Campaign Operations Part 1

D. Reporting Contribution from Unregistered Organizations

1. Itemize on Schedule A for Line 11(a)(i) “Individuals/Persons Other Than Political Committees.”
2. Itemize once exceeds \$200/election cycle.
3. Include all itemization information (see above) – NO ID disclosed (field is for FEC ID number only).