

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: August 28, 2015

ANALYST: Laura E. Sinram

- I. COMMITTEE: Alaska's Energy / America's Values
(C00552414)
Amie J. Haakenson, Treasurer
1407 W 31st Avenue, Suite 100
Anchorage, AK 99503
- II. RELEVANT STATUTE: 52 U.S.C. § 30104(g)(2)
11 CFR §104.4(b)

III. BACKGROUND:

Failure to Provide a Supporting Schedule (Failure to Timely File a 48-Hour Report on Schedule E)

Alaska's Energy / America's Values ("the Committee") failed to timely file one (1) 48-Hour Report, totaling \$30,303.30, to support one (1) independent expenditure disclosed on the 2013 Year-End Report made up to and including the 20th day before the 2014 Primary Election held in the state of Alaska (Attachment 2).

A Prior Notice listing the official filing dates for Quarterly filers was sent via email to the Committee on December 27, 2013. The notice included a section titled *48- and 24-Hour Reports on Independent Expenditures* which read as follows,

"Any PAC or Party Committee that makes independent expenditures may have to disclose this activity within 48- or 24-hours based upon the date and amount of the expenditure. See 11 CFR 104.4(b)(2) and (c). See generally, 11 CFR 104.4., the WebPage: http://www.fec.gov/info/charts_ie_dates_2014.shtml, or the Campaign Guide. These reports are not required when a PAC or Party Committee makes a contribution directly to a candidate" (Attachment 3).

On January 31, 2014, the Committee filed its 2013 Year-End Report covering the period from October 1, 2013 through December 31, 2013. The filing included a Schedule E supporting Line 24 (Itemized Independent Expenditures) disclosing four (4) independent expenditures, totaling \$40,800.30, made in support of one (1) federal candidate. The Committee failed to timely file one (1) 48-Hour Report to support four (4) independent expenditures, totaling \$40,800.30, for the 2014 Alaska Primary Election (Images 14940321160-1).

On March 25, 2014, a Request for Additional Information (RFAI) was sent to the Committee referencing the 2013 Year-End Report, received January 31, 2014. The RFAI noted the Committee may have failed to timely file one (1) or more of the required 48-Hour Reports for the independent expenditures disclosed on the original report. A chart was included with the RFAI identifying four (4) independent expenditures, totaling \$40,800.30, for which a 48-Hour Report had not been timely filed (Images 14330047636-8).

On April 29, 2014, Amie Haakenson, the Committee's Treasurer, called the Reports Analysis Division (RAD) Analyst in reference to the RFAI sent on the 2013 Year-End Report, among other items. The Analyst helped Ms. Haakenson create and submit a 48-Hour Report disclosing the four (4) independent expenditures referenced in the RFAI. The Analyst explained that the 48-Hour Report should be filed even though the independent expenditures were made quite some time ago. While discussing independent expenditure reporting discrepancies on the 2014 April Quarterly Report, Ms. Haakenson stated that some of the expenses that she had disclosed as independent expenditures were actually administrative expenses. The Analyst asked Ms. Haakenson if she reported all disbursements, including administrative expenses, on Schedule E of the 2013 Year-End Report. When Ms. Haakenson said that she had, the Analyst told her to amend the report, move the entries to the correct line and add memo text explaining the change (Attachment 4).

Subsequently, on April 29, 2014, the Committee filed one (1) 48-Hour Report to support four (4) independent expenditures, totaling \$40,800.30 disseminated December 10, 2013 (Images 14960868030-1).

On May 14, 2014, the RAD Analyst left a message for Ms. Haakenson. The Analyst explained that the apparent failure to timely file a 48-Hour Report for the independent expenditures disclosed on the Committee's 2013 Year-End Report could be referred for further action to the Commission. The Analyst referenced the phone conversation on April 29, 2014, and stated that if Ms. Haakenson determined which items were independent expenditures, she should amend the report to remove any entries that were not independent expenditures from Schedule E. The Analyst asked for a return call (Attachment 4).

On June 2, 2014, Ms. Haakenson returned the RAD Analyst's call. Among other items, the Analyst helped Ms. Haakenson move and clarify the entries that Ms. Haakenson said should have been disclosed as administrative expenses from Schedule E supporting

Line 24 to Schedule B supporting Line 21(b). The Analyst told Ms. Haakenson that after the amendment is filed it would be reviewed and that the Analyst would call Ms. Haakenson to let her know if the issues were fixed (Attachment 4).

Subsequently, on June 2, 2014, the Committee filed an Amended 2013 Year-End Report. The amended report moved three (3) administrative expenses to Schedule B supporting Line 21(b). One (1) independent expenditure remained on Schedule E supporting Line 24, totaling \$30,303.30, made in support of one (1) federal candidate. The Committee failed to timely file one (1) required 48-Hour Report to support one (1) independent expenditure totaling \$30,303.30 (Image 14941276356).

On June 4, 2014, the RAD Analyst called Ms. Haakenson in reference to the Amended 2013 Year-End Report, among other items. The Analyst explained the report could be referred for further action to the Commission because the 48-Hour Report was filed late (Attachment 4).

On July 17, 2015, Ms. Haakenson called in reference to the Amended 2013 Year-End Report, among other items. The RAD Analyst explained that the Amended 2013 Year-End Report was still referable for further action to the Commission because the associated 48-Hour Report was filed late (Attachment 4).

To date, no further communication has been received from the Committee regarding this matter.

O-Index (2015-2016)															
Cmte. ID: C00552414 Cmte. Name: ALASKA'S ENERGY / AMERICA'S VALUES Treasurer Name: HAAKENSON, AMIE J Address: 1407 W 31ST AVENUE SUITE 100, ANCHORAGE, AK 99503 Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE) Cmte. Designation: U (UNAUTHORIZED) Filing Frequency: QUARTERLY FILER															
Form Tp	Rep Tp	A/I	Receipt Dt	Pgs	Begin Line#	Begin Cvg Dt	End Cvg Dt	Ltr Mail Dt	Begin Cash	Receipts	Disb	End Cash	Debits	Loans	Debits & Loans
F3XN	MY	N	7/31/2015	6	201507319000552718	1/1/2015	6/30/2015		(\$361)	\$0	\$1,500	(\$1,861)	-	-	\$0
Totals									\$0	\$1,500					

Attachment 1

O-Index (2011-2012)															
Cmte. ID: C00552414 Cmte. Name: ALASKA'S ENERGY / AMERICA'S VALUES															
Treasurer Name: HAAKENSON, AMIE J Address: 1407 W 31ST AVENUE SUITE 100, ANCHORAGE, AK 99503															
Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE) Cmte. Designation: U (UNAUTHORIZED) Filing Frequency: QUARTERLY FILER															
Form To	Ret To	A/I	Rec'd Dt	Pas	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltr Mail Dt	Begin Cng	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans

Attachment 1

Alaska's Energy / America's Values (C00552414)
Amended 2013 Year-End Report, received 6/2/14

48-Hour Report Not Timely Filed

Name of Payee	Date of Expenditure (Schedule E)	Expenditure Amount (14941276356)	Candidate Supported	State and Date of Election	48-Hour Report Filed
Hackney & Hackney	12/10/2013	\$30,303.30 48-Hour Report Required	DAN SULLIVAN	Alaska - 2014 Primary (8/19/14)	4/29/14



YEAR-END

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 27, 2012

CURRENT REPORT DUE:

QUARTERLY & MONTHLY FILERS

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	12/31/12	01/31/13	01/31/13

[Click here for Supplemental Filing Information](#)

[See Page 2 for 2013 Reporting Schedule](#)

¹ These dates indicate the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

LOOKING AHEAD TO 2013

SEMI-ANNUAL FILING SCHEDULE

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Mid-Year	06/30/13	07/31/13	07/31/13
Year-End	12/31/13	01/31/14	01/31/14

MONTHLY FILING SCHEDULE

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
February	01/31/13	02/20/13	02/20/13
March	02/28/13	03/20/13	03/20/13
April	03/31/13	04/20/13	04/20/13 ²
May	04/30/13	05/20/13	05/20/13
June	05/31/13	06/20/13	06/20/13
July	06/30/13	07/20/13	07/20/13 ²
August	07/31/13	08/20/13	08/20/13
September	08/31/13	09/20/13	09/20/13
October	09/30/13	10/20/13	10/20/13 ²
November	10/31/13	11/20/13	11/20/13
December	11/30/13	12/20/13	12/20/13
Year-End	12/31/13	01/31/14	01/31/14

[Click here for Supplemental Filing Information](#)

¹ These dates indicate the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

² Notice that this filing deadline falls on a weekend or federal holiday. Filing deadlines are not extended when they fall on nonworking days. Accordingly, reports filed by methods other than Registered, Certified or Overnight Mail, or electronically, must be received before the Commission's (or for committees supporting only Senate candidates, the Secretary of the Senate Public Records Office's) close of business on the last business day before the deadline.

FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100

2012 SUPPLEMENTAL FILING INFORMATION PACs AND PARTY COMMITTEES

PLEASE NOTE: The Commission provides reminders of upcoming filing dates as a courtesy to help committees comply with the filing deadlines set forth in the Act and Commission regulations. Committee treasurers must comply with all applicable filing deadlines established by law, and the lack of prior notice does not constitute an excuse for failing to comply with any filing deadline.

WHO MUST FILE

All Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file either quarterly or monthly reports in 2012. See 11 CFR 104.5(c). Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 CFR 102.3. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

METHODS OF FILING REPORTS

Electronic Filing

Reports filed electronically must be received and validated by the Commission by 11:59 p.m. Eastern Time on the filing deadline. See 11 CFR 104.5(e). See also 11 CFR 104.18 and 100.19.

- Web Page: Electronic Filing Page
- Campaign Guide: Nonconnected Committees (Nonconnected), pp. 51-53 [PDF]; Corporations and Labor Organizations (SSF), pp. 49-51 [PDF]; Political Party Committees (Party), pp. 69-71 [PDF].

Paper Filing -- Meeting the Filing Deadline

Paper report filing options -- Registered, Certified or Overnight or First Class Mail. See 11 CFR 104.5(e). See also 11 CFR 100.19.

- Web Page: Link to Paper Forms (for downloading and printing)
- Campaign Guide: Nonconnected, pp. 47-48 [PDF]; SSF, pp. 45-46 [PDF]; Party, p. 65 [PDF].

CHANGE IN FILING FREQUENCY

Committees able to change their reporting schedule (for example, from monthly to quarterly) who wish to do so must notify the Commission in writing and may change their filing frequency no more than once per calendar year. See 11 CFR 104.5(c).

- Web Page: Filing Frequency by Type of Committee
- Campaign Guide: Nonconnected, p. 51 [PDF]; SSF, p. 49 [PDF]; Party, p. 67 [PDF].

2012 REPORTING SCHEDULE

- Web Page: 2012 Reporting Dates Page
- The Record:
 - FEC Record Blog: Reporting
 - January 2012 issue [PDF]
- Campaign Guide: Nonconnected, pp. 49-51 [PDF]; SSF, pp. 46-48 [PDF]; Party, pp. 67-68 [PDF].

COMPLIANCE

Treasurer Responsibility

Committee treasurers are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time. See 11 CFR 104.14(d).

- Statement of Policy Regarding Treasurers Subject to Enforcement Proceeding [PDF]
- Campaign Guide: Nonconnected, pp. 3-4 [PDF]; SSF, pp. 1-2 [PDF]; Party, pp. 6-7 [PDF].

Administrative Fine Program

Failure to file reports on time may be subject to civil money penalties up to \$17,600 (or more for repeat late- or non-filers). See 11 CFR 111.43(b). See generally, 11 CFR Part 111 Subpart B.

See also 11 CFR 111.43.

- Web Page: Administrative Fine Program Page
- Campaign Guide: Nonconnected, pp. 48-49 [PDF]; SSF, p. 46 [PDF]; Party, p. 66 [PDF].

DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Party committees and Leadership PACs must file FEC Form 3L [PDF] if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,700 during the applicable reporting period (see page 1 of this notice). See 11 CFR 104.22 and 11 CFR 110.17(f).

- The Record: March 2009 issue [PDF]

48- AND 24-HOUR REPORTS OF INDEPENDENT EXPENDITURES

Any PAC or Party Committee that makes independent expenditures in 2013 may have to disclose this activity within 48- or 24-hours based upon the date and amount of the expenditure.

See 11 CFR 104.4(b)(2) and (c). See generally, 11 CFR 104.4.

- Web Page: State-by-state chart of 2012 48- and 24-hour periods for independent expenditures
- Campaign Guide: Nonconnected, pp. 72-74 [PDF]; SSF, pp. 65-67 [PDF]; Party, pp. 87-89 [PDF].

These reports are not required when a PAC or Party Committee makes a contribution directly to a candidate.

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