

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD
CONCILIATION
AGREEMENT

In the matter of the Steven Strachan Volunteer Committee, #15590, District 36B.

Pursuant to Minn. Stat. §10A.28, subd. 3, the Campaign Finance and Public Disclosure Board and Representative Steven Strachan hereby agree as follows:

1. The Steven Strachan Volunteer Committee accepted a \$100 contribution on February 5, 2003, and a \$50 contribution on June 26, 2003, from G.E. Stelzel. Cumulatively the contributions exceeded by \$50 the applicable \$100 per individual contribution limit, as set out in Minn. Stat. §10A.27, subd. 1(a)(5). The amount of the excess contribution was not returned to the contributor within 60 days as required by Minn. Stat. §10A.15, subd. 3.

2. By letter dated April 13, 2004, Representative Strachan stated: "We did receive the check in excess in 2003, the overage amount was refunded to Mr. Stelzel once we checked those rules...This was a good faith mistake and we wish to be in compliance."

3. Board records show that this is the first calendar year in which the Steven Strachan Volunteer Committee reported acceptance of a contribution that cumulatively exceeded the applicable contribution limit. The Steven Strachan Volunteer Committee has been registered with the Board since March 20, 2002.

4. The parties agree that the Steven Strachan Volunteer Committee accepted a cumulatively excessive contribution resulting in an inadvertent violation of Minn. Stat. §10A.27, subd 1(a)(5), in calendar year 2003.

5. On December 15, 2003, the Steven Strachan Volunteer Committee returned to the Mr. Stelzel \$50, one times the amount of the excess contribution.

6. Representative Strachan hereby agrees to forward a copy of the check and the accompanying letter returning the contribution to the Board within 30 days after the date this Conciliation Agreement is signed by the Board Chair.

7. The Board imposes a civil fine of \$50, one times the amount by which the contribution exceeded the applicable contribution limit, to be paid to the Board for deposit in the general funds of the state.

8. Representative Strachan hereby agrees to forward to the Board \$50 by check or money order payable to the STATE OF MINNESOTA within 30 days after the date this Conciliation Agreement is signed by the Board Chair. It is agreed by the parties that the copies of the check and the accompanying letter returning the excess contribution, payment of the civil fine of \$50, and this Conciliation Agreement will be a bar to any civil proceeding under Minn. Stat. §10A.28, subds. 3 & 4.

9. It is further understood and agreed, however, that if the civil penalty is not paid within the time specified in paragraph 6 above, then Representative Strachan will be personally liable to pay a civil penalty, under Minn. Stats. §§10A.28 and 10A.34, subd. 1, in an amount calculated as follows:

(a) \$100, two times the amount by which the contribution exceeded the statutory limit, if payment is received 31 to 60 days after the date this Agreement is signed by the Board Chair,

(b) \$150, three times the amount by which the contribution exceeded the statutory limit, if payment is received 61 to 90 days after the date this Agreement is signed by the Board Chair;

(c) \$200, four times the amount by which the contribution exceeded the statutory limit, if payment is received 91 to 120 days after the date this Agreement is signed by the Board Chair;

10. It is further understood and agreed that if the civil fine is not paid as agreed, within the times specified in paragraphs 8 and 9 above, the Board will proceed to enforce the provisions of Minn. Stat. §10A.28, subd. 4.

11. It is further understood and agreed that this Agreement is confidential until signed by Representative Strachan and the Board Chair; the signed Agreement then shall become a matter of public record, and the statutory requirement of confidentiality shall no longer apply. Minn. Stat. §§10A.02, subd. 11, and 10A.28, subd. 3.

_____ Dated: June 10, 2004
Representative Steven Strachan

Approved by the Campaign Finance and Public Disclosure Board

By _____ Dated: June 22, 2004
Wil Fluegel , chair
Campaign Finance and Public Disclosure Board