

STATE OF MINNESOTA  
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION  
AGREEMENT

In the matter of the (Steven) Murphy for Senate Committee;

Pursuant to Minn. Stat. §10A.28, subd. 3, the Campaign Finance and Public Disclosure Board (“the Board”) and Senator Steven Murphy hereby agree as follows:

1. In calendar year 2003 the (Steven) Murphy for Senate Committee accepted aggregate contributions totaling \$1,044.04 from committees of the Democratic Farmer Labor Party of Minnesota. The total amount of these contributions exceeded by \$44.04 the applicable \$1,000 non-election year contribution limit, as set out in Minn. Stat. §10A.27, subd. 2. The excess amount of the contributions was not returned to the contributors within 60 days as required in Minn. Stat. §10A.15, subd. 3.

2. In a letter received April 8, 2004, Senator Murphy stated “we did accept an in-kind donation in excess of the limit for 2003 in the amount of \$44.”

3. Board records show that this is the first calendar year in which the (Steven) Murphy for Senate committee reported acceptance of contributions in excess of the applicable political party limit. The (Steven) Murphy for Senate committee has been registered with the Board on March 17, 1992.

4. The parties agree that the (Steven) Murphy for Senate committee accepted cumulatively-excessive contributions from committees of the Democratic Farmer Labor Party of Minnesota in calendar year 2003 resulting in an inadvertent violation of Minn. Stat. §10A.27, subd 2.

5. Senator Murphy agrees to return \$44.04 to the 28<sup>th</sup> Senate District DFL and to forward a copy of the check and accompanying letter returning the contribution within 30 days after the date this Conciliation Agreement is signed by the Board Chair.

6. The Board imposes a civil penalty of \$44.04, one times the amount by which the contributions exceeded the applicable limit, to be paid to the Board for deposit in the general fund of the state.

7. Senator Murphy hereby agrees to forward to the Board \$44.04 by check or money order payable to the STATE OF MINNESOTA within 30 days after the date this Agreement is signed by the Board Chair. It is agreed by the parties that a copy of the check and accompanying letter returning the contribution, payment of the civil penalty of \$44.04, and this Conciliation Agreement will be a bar to any civil proceeding under Minn. Stat. §10A.28, subds. 3 and 4.

8. It is further understood and agreed, however, that if the civil penalty is not paid in the time specified in paragraph 7 above, then Senator Murphy will be personally liable to pay a civil penalty, under Minn. Stat. §§10A.28 and 10A.34, subd. 1, in an amount calculated as follows:

(a) \$88.08, or twice the amount by which the contributions exceeded the statutory limit, if payment is received 31 to 60 days after the date this Agreement is signed by the Board Chair;

(b) \$132.12, or three times the amount by which the contributions exceeded the statutory limit, if payment is received 61 to 90 days after the date this Agreement is signed by the Board Chair;

(c) \$176.16, or four times the amount by which the contributions exceeded the statutory limit, if payment is received 91 to 120 days after the date this Agreement is signed by the Board Chair.

9. It is further understood that a copy of the check showing the return of the excess contribution within the time specified in paragraph 5 above, or the civil penalty is not paid as agreed within the times specified in paragraphs 7 and 8 above, the Board will proceed to enforce the provisions of Minn. Stat. §10A.28, subd. 4.

10. It is further understood and agreed that this Agreement is confidential until signed by Senator Murphy 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: July 7, 2004  
Senator Steve Murphy

Approved by the Campaign Finance and Public Disclosure Board

By \_\_\_\_\_ Dated: July 7, 2004  
Wil Fluegel, chair  
Campaign Finance and Public Disclosure Board