

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD
CONCILIATION
AGREEMENT

In the matter of the Tom Rukavina Campaign Committee (#11511);

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

1. During calendar year 2003, the Tom Rukavina Campaign Committee accepted aggregate contributions totaling \$200 from Education Minnesota PAC, a registered political committee. These contributions cumulatively exceeded by \$100 the \$100 non-election year limit for a political committee contribution as set out in Minn. Stat. §10A.27, subd. 1(a)(5). The amount of the excess contribution was not returned by the committee within 60 days as required by Minn. Stat. §10A.15, subd. 3.

2. In a letter received on July 28, 2004, Faye Roche, treasurer, stated “this letter is to confirm the receipt of contributions totaling \$200 from Education Minnesota...They were put into my computer as \$100 contributions and were inadvertently missed as a total of a \$200 contribution...This was not done intentionally.”

3. The Tom Rukavina Campaign Committee registered with the Board on July 16, 1982. This is the first calendar year in which the Tom Rukavina Campaign Committee reported acceptance of a contribution that exceeded the applicable contribution limit.

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

5. Having returned the contribution to Education Minnesota PAC, Representative Rukavina agrees to provide the Board with a copy of the check and accompanying letter returning the contribution within thirty days after the date this Conciliation Agreement is signed by the Board chair.

6. The Board imposes a civil fine totaling \$100 to be paid to the Board for deposit in the general fund of the state. This civil fine represents one times the amount by which the contribution exceeded the applicable contribution limit.

7. Representative Rukavina hereby agrees to forward to the Board \$100 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 returning the contribution, payment of the civil fine of \$100, 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 fine of \$100 is not paid within the time specified in paragraphs 7 above, then Representative Rukavina will be personally liable to pay a civil fine, under Minn. Stat. §§10A.28 and 10A.34, subd. 1, in an amount calculated as follows:

(a) \$200, two times the amount by which the contribution exceeded the statutory limit, if payment is received 31-60 days after the date this Agreement is signed by the Board Chair;

(b) \$300, three times the amount by which the contribution exceeded the statutory limit, if payment is received 61-90 days after the date this Agreement is signed by the Board Chair;

(c) \$400, four times the amount by which the contribution exceeded the statutory limit, if payment is received 91-120 days after the date this Agreement is signed by the Board chair.

9. It is further understood that if the civil fine 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 Representative Rukavina 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: September 9, 2004
Representative Tom Rukavina
Approved by the Campaign Finance and Public Disclosure Board

By _____ Dated: September 14, 2004
Wil Fluegel
Chair, Campaign Finance and Public Disclosure Board