STATE OF MINNESOTA

CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION

AGREEMENT

In the matter of the (Steven) Murphy for Senate Committee (#12667);

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

1. During calendar year 2004, the (Steven) Murphy for Senate Committee accepted two $100 contributions from an individual. These contributions cumulatively exceeded by $100 the $100 non-election year limit for an individual contribution as set out in Minn. Stat. §10A.27, subd. 1(a)(4). The amount of the excess contributions was not returned by the committee within 60 days as required by Minn. Stat. §10A.15, subd. 3.

2. In a letter received on May 3, 2005, Senator Murphy stated, "with regard to the donation made by Kathleen Smith, our committee did inadvertently accept two donations from Ms. Smith during calendar year 2004, one in January of that year and a second in December."

3. The (Steven) Murphy for Senate Committee registered with the Board on March 17, 1982. This is the third calendar year in which the (Steven) Murphy for Senate Committee reported acceptance of a contribution that exceeded the applicable contribution limit.

4. The parties agree that the (Steven) Murphy for Senate Committee accepted a cumulatively excessive contribution in calendar year 2004, resulting in an inadvertent violation of Minn. Stat. §10A. 27, subd. 1(a)(4).

5. The Board directs the (Steven) Murphy for Senate Committee to return $100 to the individual, and to provide the Board with a copy of the check and the accompanying letter returning the contribution within 30 days after this agreement is signed by the Board chair.

6. The Board imposes a civil penalty totaling $300 to be paid to the Board for deposit in the general fund of the state. This civil penalty represents three times the amount by which the contribution exceeded the applicable contribution limit.

7. Senator Murphy hereby agrees to forward to the Board $300 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 payment of the civil penalty of $300, 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 of $300 is not paid within 30 days, as specified in paragraph 7 above, then under Minn. Stat. §§10A.28 and 10A.34, subd. 1, Senator Murphy will be personally liable to pay a civil penalty of $400, or four times the amount by which the contribution exceeded the statutory limit, if payment is received 31 to 120 days after the date this agreement is signed by the Board Chair.

9. It is further understood that if the civil penalty is not paid as agreed, within the times specified in paragraph 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:
Senator Steven Murphy

Approved by the Campaign Finance and Public Disclosure Board

By Terri Ashmore Dated: 7-29-05
Terri Ashmore
Chair, Campaign Finance and Public Disclosure Board