

**STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD**

CONCILIATION AGREEMENT

In the matter of the Jeff Hayden for Senate committee (17280);

1. The Jeff Hayden for Senate committee is the principal campaign committee of Senator Jeff Hayden. The aggregate special source contribution limit, which includes contributions from lobbyists, political committees and funds, and associations not registered with the Board, was \$6,600 for Senate candidates during the 2017-2018 election cycle segment. The committee's 2017 and 2018 year-end reports of receipts and expenditures disclosed a combined total of \$7,725 in special source contributions. When asked by Board staff, the committee's campaign manager, Todd Stump, confirmed that the committee also received a special source contribution of \$500 in 2018 that was not disclosed on the committee's 2018 year-end report. That brings the total special source contributions received during the 2017-2018 election cycle segment to \$8,225. The \$1,625 that the committee received that exceeded the aggregate special source limit was not returned within 90 days of being deposited and is therefore deemed accepted under Minnesota Statutes section 10A.15, subdivision 3.
2. Mr. Stump provided photocopies of checks issued by the committee on March 24, 2019, returning a total of \$1,150 to four special source contributors. Mr. Stump stated that the committee's treasurer will promptly return the remaining \$500 to a special source contributor.
3. Mr. Stump stated that the committee's treasurer was not aware that the committee had accepted contributions in excess of the aggregate special source limit, and in the future, the committee will enter each contribution within the Campaign Finance Reporter software before depositing the contribution to ensure the committee does not exceed any contribution limit.
4. The parties agree that the committee accepted excessive contributions from special sources in violation of Minnesota Statutes section 10A.27, subdivision 11, during the 2017-2018 election cycle segment. This is the second election cycle segment in which the committee violated the aggregate special source limit. The committee exceeded the aggregate special source limit on two separate occasions during the 2013-2014 election segment by a combined total of \$1,114.
5. To avoid a similar violation in the future, the committee agrees to:
 - a. Ensure that the committee's treasurer reviews and enters contributions into the Campaign Finance Reporter software within 60 days of receipt; and
 - b. Run a batch compliance report after each time contributions are entered and take steps to remedy any violations the software identifies so that problems may be resolved within

the 90 days provided by statute for the return of a contribution before it is deemed accepted.

6. The committee agrees to the imposition of a civil penalty of \$3,250, two times the amount of the violation, for accepting contributions in excess of the limit imposed by Minnesota Statutes section 10A.27, subdivision 11. Of this amount, \$815 is due within 30 days of the date the agreement is signed by both parties. The remaining \$2,435 of the penalty is, by the terms of this agreement, stayed until January 1, 2021. If the committee violates Minnesota Statutes section 10A.27, subdivision 11, before January 1, 2021, the outstanding civil penalty is due immediately. If the committee does not violate Minnesota Statutes section 10A.27, subdivision 11, before January 1, 2021, the outstanding civil penalty is waived.

7. The committee also agrees to provide to the Board, within 90 days of the date the agreement is signed by both parties, copies of the deposited checks or other documentation showing that at least \$1,625 was received by the special source contributors to which it was returned.

8. If the committee does not comply with the provisions of this agreement, this matter may be reopened by the Board and the Board may take such actions as it deems appropriate.

Jeffrey D Hayden Dated: July 25, 2019
Senator Jeff Hayden
Jeff Hayden for Senate

Margaret Leppik Dated: June 26, 2019
Margaret Leppik, Chair
Campaign Finance and Public Disclosure Board