

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

CONCILIATION AGREEMENT

In the matter of the Hornstein (Frank) Volunteer Committee (15671);

1. The Hornstein (Frank) Volunteer Committee is the principal campaign committee of Representative Frank Hornstein, a candidate for House District 61A. The total amount of contributions that a candidate for state representative may accept from a single individual during the 2021-2022 election cycle is \$1,000. The committee received three contributions from Jennifer Thomas during that period totaling \$1,150. The excess amount of \$150 was not returned within 90 days of deposit and is therefore deemed accepted under Minnesota Statutes section 10A.15, subdivision 3.
2. Representative Hornstein stated that the \$150 excess amount was the result of an accounting error and said that the committee has sent a check refunding that amount.
3. The parties agree that the committee inadvertently accepted excessive contributions in violation of Minnesota Statutes section 10A.27, subdivision 1, during the 2021-2022 election cycle segment. This committee registered with the Board in March of 2002 and has no prior violations of the individual contribution limit.
4. To avoid similar violations in the future, the committee agrees to:
 - a. Ensure that the committee's installation of the Campaign Finance Reporter software contains all data for both the odd-numbered and even-numbered years that comprise the current election cycle; and
 - b. Enter contributions within the software within 60 days of receipt and promptly return excess contributions in the future when a compliance warning indicates that it is necessary to do so.
5. The Hornstein committee agrees to the imposition of a civil penalty of \$150, one times the amount of the violation, for accepting contributions in excess of the limit imposed by Minnesota Statutes section 10A.27, subdivision 1. Of this amount, \$100 is due within 30 days of the date the agreement is signed by both parties. The remaining \$50 of the penalty is, by the terms of this agreement, stayed until January 1, 2025. If the committee violates Minnesota Statutes section 10A.27, subdivision 1, before January 1, 2025, the outstanding civil penalty is due immediately. If the committee does not violate Minnesota Statutes section 10A.27, subdivision 1, before January 1, 2025, the outstanding civil penalty is waived.
6. The committee also agrees to provide to the Board, within 60 days of the date the agreement is signed by both parties, a copy of the deposited check or other documentation showing that \$150 was refunded to Ms. Thomas.

7. 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.

/s/ Frank D. Hornstein
Representative Frank Hornstein
Hornstein (Frank) Volunteer Committee

Dated: November 10, 2022

/s/ Faris Rashid
Faris Rashid, Chair
Campaign Finance and Public Disclosure Board

Dated: November 14, 2022