

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION
AGREEMENT

In the matter of the Committee to Elect Yvonne Selcer (#17425);

Pursuant to Minnesota Statutes section 10A.28, subdivision 3, the Campaign Finance and Public Disclosure Board and Representative Yvonne Selcer (hereinafter referred to as the Candidate) hereby agree as follows:

1. The Committee to Elect Yvonne Selcer (the Committee) is the principal campaign committee of Representative Yvonne Selcer. During 2012, the Committee accepted \$6,950 in contributions from special sources. These sources include large givers from whom the Committee accepted \$2,250, registered lobbyists from whom the Committee accepted \$400, and political committees or political funds from which the Committee accepted \$4,300. The total amount of these contributions exceeded by \$50 the applicable limit on aggregate contributions from special sources, which for a state representative candidate was \$6,900. The \$50 in excess contributions was not returned within 60 days, and thus, is deemed accepted under Minnesota Statutes section 10A.15, subdivision 3.

2. In a letter dated March 13, 2013, the Committee's treasurer, Charles Selcer, explained that the Committee had accepted a check for \$100 from a contributor that had the words "Farm

Account” imprinted on it. There was a number “in the memo part of the check but it was hard to decipher and given the ‘Farm Account’ it came from [Mr. Selcer] didn’t think his check was from a lobbyist.” Consequently, Mr. Selcer recorded the \$100 as an individual contribution. In January 2013 when Mr. Selcer was preparing a preliminary year-end report, he discovered that the contributor was a lobbyist and changed the characterization of the contribution. Mr. Selcer states that the Committee has returned \$50 to the contributor.

3. Board records show that this is the first calendar year in which the Committee reported acceptance of contributions that exceeded the applicable aggregate contribution limit. The Committee registered with the Board on March 21, 2012.

4. The parties agree that the Committee accepted excessive contributions from special sources resulting in an inadvertent violation of Minnesota Statutes section 10A.27, subdivision 11, in calendar year 2012.

5. The Committee states that it has returned \$50 to a contributor listed in paragraph 1. A copy of the check used to return the excess contribution must be provided to the Board within 30 days after the date this conciliation agreement is signed by both parties

6. The Candidate agrees to pay a civil penalty of \$50, 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. The Committee hereby agrees to forward to the Board \$50 by check or money order payable to the State of Minnesota within 30 days after the date this agreement is signed by both parties. It is agreed by the parties that payment of the civil penalty of \$50, return of the excess contribution, and this conciliation agreement will be a bar to any civil proceeding under Minnesota Statutes section 10A.28, subdivisions 3 and 4.

8. It is further understood and agreed, however, that failure to pay the civil penalty of \$50 or to provide a copy of the check used to return the excess contribution within the time specified in paragraphs 5 and 7 above is a violation of the terms of this conciliation agreement and the Board may declare this agreement to be null and void and may take further action to resolve this matter.

9. It is further understood and agreed that this agreement is confidential until signed by the Candidate and the Board Chair. Once signed, the agreement shall become a matter of public record, and the statutory requirement of confidentiality shall no longer apply. Minnesota Statutes section 10A.02, subdivision 11, and section 10A.28, subdivision 3.

Representative Yvonne Selcer Dated: 5/10/13
Representative Yvonne Selcer

Approved by the Campaign Finance and Public Disclosure Board

By  Dated: May 7, 2013

Andrew M. Luger, Chair

Campaign Finance and Public Disclosure Board