

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

**CONCILIATION AGREEMENT**

In the Matter of the International Association of Heat and Frost Insulators and Allied Workers Local 34;

1. In February 2018 the Campaign Finance and Public Disclosure Board conducted a routine compliance review of the Burt Johnson for Minnesota House Committee's 2017 year-end report of receipts and expenditures. The review disclosed that on September 27, 2017, the Johnson committee received a \$250 contribution from an association not registered with the Board, Asbestos Workers Local 34, which is formally known as the International Association of Heat and Frost Insulators and Allied Workers (HFIAW) Local 34. Four months after HFIAW Local 34 made the \$250 contribution, it registered a political fund with the Board.
2. Minnesota Statutes section 10A.27, subdivision 13, prohibits a principal campaign committee from accepting a contribution that exceeds \$200 from an association not registered with the Board, unless the contribution is accompanied by a written disclosure statement satisfying the requirements of Minnesota Statutes section 10A.20 and that statement is filed with the recipient's next report of receipts and expenditures. HFIAW Local 34's contribution was not accompanied by the required statement.
3. By email dated June 5, 2018, Mr. Johnson informed Board staff that his committee had issued a refund check for \$250 dated February 12, 2018, to HFIAW Local 34. In a telephone conversation on November 21, 2018, Mr. Johnson stated that he has no record of the refund check being deposited. In a telephone conversation on December 3, 2018, Albert Byers III, business agent for HFIAW Local 34, stated the refund check was never received. In a telephone conversation on December 12, 2018, Mr. Johnson stated that he would hand-deliver a check to Mr. Byers. Mr. Byers emailed Board staff on December 13, 2018, to report that the refund check for \$250 had been deposited. Mr. Byers provided a copy of the deposit slip dated December 12, 2018. However, because the contribution was not returned within 90 days, it is deemed accepted pursuant to Minnesota Statutes section 10A.15, subdivision 3.
4. The parties agree that HFIAW Local 34 made a contribution in excess of \$200 as an unregistered association without the disclosure statement required by Minnesota Statutes section 10A.27, subdivision 13. This is HFIAW Local 34's first violation of this statute.
5. To avoid a similar violation in the future, HFIAW Local 34 agrees that it will make all contributions to entities registered with the Board through its registered political fund.

6. HFIAW Local 34 also agrees to the imposition of a civil penalty in the amount of \$50 for making a contribution without the disclosure required by Minnesota Statutes section 10A.27, subdivision 13. This civil penalty is the amount of the contribution that exceeded \$200. Payment of the penalty is due within 30 days of the date the agreement is signed by both parties.

7. If HFIAW Local 34 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/ Albert Byers III Dated: January 11, 2019  
Albert Byers III, Business Agent  
International Association of Heat and Frost Insulators and Allied Workers Local 34

/s/ Margaret Leppik Dated: January 3, 2019  
Margaret Leppik, Chair  
Campaign Finance and Public Disclosure Board