

STATE OF MINNESOTA
CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

CONCILIATION
AGREEMENT

In the matter of the (Michael) Paymar Volunteer Committee (#13406);

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

1. The 2007 non-election year contribution limit from individuals for a House of Representative candidate was \$100, as set out in Minnesota Statutes, section 10A.27, subdivision 1, clause a (5). During 2007, the (Michael) Paymar Volunteer Committee ("the Committee") accepted a contribution from a couple on one check in the amount of \$300. A contribution from a couple is actually two contributions from individuals; therefore the donation exceeded the contribution limit by \$100. The amounts of the excess contributions were not returned within 60 days as required by Minnesota Statutes, section 10A.15, subdivision 3.
2. In a letter dated February 18, 2008, the Candidate states, "In December of 2007 when we were preparing our report...we discovered that we had inadvertently accepted a \$300 donation... When my campaign manager noticed the error we sent a check for \$100 to [the contributors]. There was no intent to violate campaign finance rules and we apologize for any misunderstanding."

3. Board records show that this is the third calendar year in which the Committee reported acceptance of a contribution that exceeded the applicable contribution limit. The Committee registered with the Board on January 16, 1996. The parties recognize that the subject contribution was excessive on its face.

4. The parties agree that the Committee accepted excessive contributions from two individuals resulting in an inadvertent violation of Minnesota Statutes, section 10A.27, subdivision 1 (a), clause 5, in calendar year 2007.

5. The Committee has returned \$100 to the individuals who made the excess contribution. Copies of the check and accompanying letter returning the excess amount were forwarded to the Board on March 4, 2008.

6. The Committee agrees to pay a civil penalty of \$300, three times the amount by which the contribution exceeded the applicable limit, to be paid to the Board for deposit in the general fund of the state.

7. The Candidate 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 Minnesota Statutes, section 10A.28, subdivisions 3 and 4.

8. It is further understood and agreed, however, that if the civil penalty of \$300 is not paid within the time specified in paragraph 7 above, then the Candidate will be personally liable to pay a civil penalty, under Minnesota Statutes, sections 10A.28 and 10A.34, subdivision 1, in an amount calculated as follows:

(a) \$400 which is four times the amount by which the contributions exceeded the statutory limit, if payment is received more than 30 days after the date this Agreement is signed by the Board Chair.

9. It is further understood and agreed that this Agreement is confidential until signed by the Candidate 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. Minnesota Statutes, section 10A.02, subdivision 11 and section 10A.28, subdivision 3.

Michael Paymar
Representative Michael Paymar

Dated: 4-19-08

Approved by the Campaign Finance and Public Disclosure Board

By Sven A. Wehr

Dated: 4/24/08

Sven Wehrwein, Chair

Campaign Finance and Public Disclosure Board