Synopsis Case #18-10
Action Taken on March 1, 2019

Respondent: Keep the Money in Nebraska

The Respondent is a ballot question committee which was primary active in 2016, but has not been dissolved. It was required to file an Annual Campaign Statement on or before January 31, 2018, but failed to do so. The Executive Director of the Commission commenced a Preliminary Investigation on June 26, 2018 alleging a failure to file an Annual Campaign Statement in violation of section 49-1462 of the Nebraska Political Accountability and Disclosure Act. The required campaign statement was filed on January 3, 2019. The parties entered into a settlement agreement by the terms of which the Commission finds a violation of section 49-1462 and assesses a civil penalty not to exceed $250.00. It was noted by the Commission that a late filing fee of $750 was assessed against the Respondent by operation of law. The Commission approved the Settlement Agreement with seven Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining.

Violation: Pursuant to the Settlement Agreement, the Commission found that the Respondent failed to file an Annual Campaign Statement on or before January 31, 2019 in violation section 49-1462 of the NPADA.

Civil Penalty: $250.00

Other: Required statement is now on file. A late filing fee of $750 was assessed by operation of law has been paid.

Synopsis Prepared by:  Frank Daley
                           Executive Director
                           Nebraska Accountability & Disclosure Commission
                           P.O. Box 95086
                           Lincoln, NE 68509
                           402-471-2522
BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

In the Matter of )
)
)
Keep the Money in Nebraska, ) ORDER
Respondent )
)
)

Now on this 1st day of March, 2019, this matter comes before the Nebraska Accountability and Disclosure Commission. Commissioners Enenbach, Davis, Peetz, Callahan, Evnen, Carlson, and Hegarty are present with Commissioner Enenbach presiding as Chairman. Respondent is not present. Neil Danberg appears on behalf of the Commission. The submission of a proposed settlement agreement is noted.

Whereupon, the Commission with seven (7) Commissioners concurring, no Commissioners dissenting, and no Commissioners abstaining, finds that, in accordance with the Settlement Agreement, there is sufficient evidence from which the Commission could find, and the Commission does so find, a violation of Section 49-1462 of the Nebraska Political Accountability and Disclosure Act, in that, the Respondent as a ballot question committee was required to file an annual campaign statement on or before January 31, 2018, but failed to do so.

The Commission, pursuant to the terms of the Settlement Agreement, elects to assess a civil penalty in the amount of $250.00. The attached Settlement Agreement, and the terms thereof are approved and incorporated into this Order as if fully set forth herein.

Issued this 1st day of March, 2019.

[Signature]
Frank J. Daley, Jr.
Executive Director

Certificate of Service

I hereby certify that a copy of this Order was sent by certified U.S. Mail, postage prepaid, return receipt requested on this 1st day of March, 2019 to Keep the Money in Nebraska, 301 South 12th Street, Suite 140, Lincoln, NE 68508.

[Signature]
Frank J. Daley, Jr.
Executive Director
BEFORE THE NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

In the Matter of } } CASE #18-10
Keep the Money in Nebraska } } Settlement Agreement

1) **Parties:** The parties to this Settlement Agreement are the Nebraska Accountability and Disclosure Commission, hereafter referred to as the "Commission", and the Committee named "Keep the Money in Nebraska," hereafter referred to as the "Respondent".

2) **Jurisdiction:** The Respondent acknowledges the jurisdiction of the Commission pursuant to the Nebraska Political Accountability and Disclosure Act NPADA.

3) **Intention:** The parties hereby agree and intend that this Agreement shall constitute a waiver of a formal hearing on the alleged violation as described in paragraph 4 of this Agreement, thereby resolving the matter without further delay and expense to the parties.

4) **Alleged Violation:** The Respondent and the Commission agree that "Keep the Money in Nebraska," is a ballot question committee. The Commission and the Respondent further agree that the Respondent was required by §49-1462 of the NPADA to file an annual campaign statement on or before January 31, 2018 and that it failed to do so in violation of said statute.

5) **Findings of the Commission:** The Respondent agrees and stipulates that if this matter described in paragraph 4 were to proceed to a hearing, there is sufficient evidence from which the Commission could find there has been a violation as alleged and that the Commission may enter an order that there has been a violation as alleged and that the Respondent would not contest such a finding or order.

6) **Civil Penalty:** The parties acknowledge that the Respondent is currently required to pay a late filing fee of $750.00. In view of this late filing fee, and in view of the Respondent’s willingness to resolve this matter through this Agreement, the Commission agrees that any civil penalty which may be imposed will not exceed $250.00. The parties further agree that the late filing fee of $750.00 and any civil penalty shall be paid to the Commission within 30 days after approval by the Commission of this agreement.

7) **Commission Order:** The parties agree that in order for this Agreement to become effective, the Commission must approve it and shall, if it approves
the Agreement, enter an Order in accordance with the terms of this Agreement.

8) **Effective Date of Agreement:** This Agreement shall not be binding on the parties until approved by the Commission. The date upon which the Commission enters its Order approving this Agreement shall be deemed its effective date. If this Agreement is not approved in whole by the Commission, this Settlement Agreement shall be void and may not be used in this or any other proceeding.

9) **Acknowledgement:** The parties acknowledge that this Settlement Agreement and any subsequent Order shall be announced at an open public meeting of the Commission and that the vote on such matter shall take place during the Closed Session portion of the meeting. The parties further acknowledge that upon adoption, this Settlement Agreement and the Order and the Commission’s file pertaining to this matter shall become open and public.

10) **Address the Commission:** The parties agree that the Respondent, or its representative, shall have the opportunity to address the Commission on the matter of the approval of this Settlement Agreement. The presentation of the Respondent may be made in person, through an attorney, or in written form.

11) **Advice of Attorney:** The Respondent acknowledges that a representative or representatives of the Committee have had an opportunity to seek the advice of an attorney on this matter.

---

Keep the Money in Nebraska, Respondent
by Lynne Schuller, Authorized Representative

---

Frank J Daley, Jr., Executive Director
Nebraska Accountability and Disclosure Commission

---

Date: 1/2/19

Date: 3/1/19