



Summary of Final Board Determination

Vote No on 2 and 3

Independent Spender, 2018

1. Failure to File \$250

Independent spenders must report all covered communications, associated expenditures, and reportable contributions in the earliest disclosure filing occurring after both the communication is published and reportable expenditures are incurred, or contributions are received. *See* Board Rules 13-02(b), (c). During the fourteen days preceding an election, such disclosure must be made within 24 hours of the distribution of a reportable communication, the making of any reportable expenditure, or the receipt of a reportable contribution. *See* Board Rule 13-03(a)(1)(iii).

On December 3, 2018, the Spender filed a Disclosure Statement that included an expenditure of \$952.26 to produce a flyer. The flyer was distributed on November 2, 2018, four days before the November 6 general election, and therefore was subject to daily disclosure requirements. The disclosure should have been made on November 3. A daily disclosure statement is considered failed if it is filed more than three days late or after the election, whichever is earlier. As this expenditure was not filed within three days or by Election Day, the filing is considered failed.

The Board assessed a penalty of \$250 for this violation.