

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

CONCILIATION AGREEMENT

In the matter of the Citizens for Diane Napper committee (18539);

1. Citizens for Diane Napper is the principal campaign committee of Diane Napper, a candidate for Senate District 63. The committee's original 2020 year-end report of receipts and expenditures disclosed a \$1,000 contribution from the Lacy Johnson for Congress committee. Lacy Johnson for Congress is the campaign committee for Lacy Johnson, a federal candidate for Minnesota's 5th Congressional District. The contribution was made on October 7, 2020. The contribution was not returned within 90 days of deposit and is therefore deemed accepted under Minnesota Statutes section 10A.15, subdivision 3.

2. Minnesota Statutes section 10A.27, subdivision 9, paragraph (c), prohibits a principal campaign committee from accepting contributions from the committee of a candidate for federal office.

3. Shortly after receiving the contribution from Lacy Johnson for Congress, the candidate contacted Board staff to check to see how to report the contribution. The Board staff member mistakenly told the candidate that she could keep the contribution if she obtained the federal campaign finance reports for Lacy Johnson for Congress. On October 25, 2020, the candidate provided the federal campaign finance reports for Lacy Johnson for Congress to the Board.

4. The parties agree that the committee accepted a contribution in violation of Minnesota Statutes section 10A.27, subdivision 9, paragraph (c), during the 2019-2020 election cycle segment. This is the committee's first violation of this provision. The parties agree that the candidate relied upon incorrect information from a Board staff member in believing that the contribution was appropriate.

5. Shortly after the committee filed their 2020 year-end report, Board staff discovered the Lacy Johnson for Congress contribution to the Citizens for Diane Napper committee. The candidate wrote a check on February 5, 2020, to return the contribution to the Lacy Johnson For Congress committee. Lacy Johnson for Congress has deposited the refund check.

6. Due to the fact that the candidate relied upon incorrect information from a Board staff member, the Board declines to impose a civil penalty.

7. If the committee does not sign this agreement, this matter may be reopened by the Board and the Board may take such actions as it deems appropriate.

/s/ Diane Napper
Diane Napper
Citizens for Diane Napper

Dated: September 17, 2021

/s/ Stephen Swanson
Stephen Swanson, Chair
Campaign Finance and Public Disclosure Board

Dated: September 1, 2021