

Steve Levin, CD #33 (2009)

1. Accepting an over-the-limit Doing Business contribution \$250

Campaigns may not accept contributions from individuals or entities that have business dealings with New York City in excess of the applicable Doing Business contribution limit for the entire election cycle. *See* Admin. Code §§ 3-702(8), (18), (20), 3-703(1-a), (1-b); Board Rules 1-04(c)(1), 1-04(h).

The Campaign accepted a \$500 contribution from an individual who does business with the City. CFB staff notified the Campaign of the \$250 overage on June 2, 2009 with a refund due date of June 22, 2009. The Campaign refunded the overage on July 13, 2009.

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

2. Exceeding the expenditure limit \$508

Candidates who participate in the Campaign Finance Program must abide by limits on the amount of money they can spend on their campaigns. *See* Admin. Code §§ 3-703(1)(i), 3-706, 3-711(2)(a); Board Rules 1-08(a), (d), (l).

The Campaign exceeded the 2009 primary election expenditure limit of \$161,000 for City Council candidates by \$508.

The Board assessed a penalty of \$508 for this violation.

3. Making improper post-election expenditures No Penalty

After an election and before repaying leftover campaign funds to the Board, Program participants may spend campaign funds only to pay campaign-related expenses incurred in the preceding election and for “routine activities involving nominal cost associated with winding up a campaign and responding to the post-election audit.” *See* Admin. Code §§ 3-702(21), 3-710; Board Rules 1-03(a), 5-03(e)(2). Further, “an expenditure for goods or services is made when the goods or services are received, used, or rendered, regardless when payment is made.” Board Rule 1-08(b).

The Campaign reported eight transactions totaling \$1,432.33 that appeared to be improper post-election expenditures due to their timing, amount and/or purpose. The Campaign demonstrated that the expenditures further the Candidate’s 2013 campaign, and the Candidate’s 2013 committee issued a reimbursement to his 2009 committee.

The Board did not assess a penalty for this violation.

4. Failing to report a specific transaction

\$50

Campaigns are required to report all transactions in C-SMART. *See* Admin. Code § 3-703(6); Board Rule 3-03(c); 2009 Campaign Finance Handbook, p.77.

The Campaign failed to report an expenditure for transportation to Sunken Meadow State Park.

The Board assessed a penalty of \$50 for this violation.