



Campaign Finance Disclosure Statement

[SDCL 12-27](#)

The following **FILE** this form with the Secretary of State's Office:

- Statewide Political Action Committees (PACs)
- Statewide Political Parties
- County Political Parties
- Statewide Ballot Question Committees
- Legislative Committees
- Statewide Candidate Committees

The following **DO NOT FILE** this form with the Secretary of State's office (file this form in the office where the nominating petition or ballot question petition was filed):

- County
 - Candidates, Ballot Question Committees and Political Action Committees
- Municipal
 - Candidates, Ballot Question Committees and Political Action Committees
- School Candidates
 - Candidates, Ballot Question Committees and Political Action Committees

Full Name of Committee: No on 23

If you are a Candidate, list name as it appears on your nominating petition and what office you are seeking.

Candidate Name: N/A

Office Sought: N/A

Type of Committee: Statewide Ballot Question Committee

Street Address: 5904 S Lazy Ridge Pl, Sioux Falls, SD 57108

Postal Address: 5904 S Lazy Ridge Pl, Sioux Falls, SD 57108

Treasurer Daytime Phone Number: (605) 335-6000 Treasurer Evening Phone Number: (605) 335-6000

Treasurer Email Address: rusty@fiegenconstruction.com

If you are a **Ballot Question Committee**, indicate which measure the committee was involved with during the reporting period and whether the measure was supported or opposed.

Ballot Measure Number (if has been assigned): Initiated Measure 23 - Organization right to charge fees Supporting? Opposing?

Type of Campaign Statement (you must select one):

- Pre-Primary
 Post-Primary (non-winner)
 Pre-General
 Year-End
 Termination of Committee

You may also select one of the reports below in combination with a report above:

- Amendment
 Termination of Committee

The following verification must be **signed by the Treasurer** before submitting the report ([SDCL 12-27-24 \(29\)](#))

I Rusty Fiegen, certify that I have examined this report and to the best of my knowledge

and belief it is true, correct and complete. I also understand that failure to timely file any statement, amendment, or correct required subjects the Treasurer responsible for filing to an administrative penalty of ten dollars (county political parties only) or fifty dollars per day for each day that the statement remains delinquent ([SDCL 12-27-29.1](#)).

Date: Oct 28 2016 11:01AM document submitted electronically by Rusty Fiegen
Signature of Treasurer

INCOME

Direct Contributions from Individuals

| Unitemized Direct Contributions from Individuals | Amount |
|-----------------------------------------------------------------------------------------|----------------|
| <i>Sum all contributions of \$100.00 or less from individuals and enter this total.</i> | |
| TOTAL of all Unitemized Direct Contributions from Individuals: | \$ 0.00 |

| Itemized Direct Contributions from Individuals | | | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------|-----------|-------------------|
| <i>Enter all itemized contributions of \$100.01 or more from each individual below (SDCL 12-27-24 (14)): If you received a contribution from an individual in the calendar year that will put them over the \$100.01 contribution limit they need to be listed in this section.</i> | | | | |
| Contributor name | Residence Address (PO Box not accepted) | City and State | | Amount |
| Dan Kirby | 2 S Riverview Heights | Sioux Falls, SD | \$ | \$2,500.00 |
| Al Kurtenbach | 47209 220th St | Brookings, SD | \$ | \$1,000.00 |
| Joe Kirby | 8 S Woodduck Place | Sioux Falls, SD | \$ | \$1,000.00 |
| TOTAL of all Itemized Direct Contributions from Individuals: | | | \$ | \$4,500.00 |

Direct Contributions from Organizations

Only PAC's and Ballot Question Committees* may receive direct contributions from organizations. An organization is defined as any business corporation, limited liability company, nonprofit corporation, limited liability partnership, limited partnership, partnership, cooperative, trust except a trust account representing or containing only a contributor's personal fund, business trusts, association, club, labor union, collective bargaining organization, local, state, or national organization to which labor organization pays membership or per capita fees, based upon its affiliation and membership, trade or professional association that receives its funds from membership dues or service fees, whether organized inside or outside the state, any entity organized in a corporate form under federal law or the laws of this state, or any group of persons acting in concert which is not defined as a political committee or political party. [SDCL 12-27-18](#)

* if you are a **ballot question committee** which received a contribution from an organization, you must attach to this report, the Ballot Question Statement you received from the organization. To do so, fax to 605-773-6580, or email to cfr@state.sd.us.

| Organization name | Street Address | City and State | | Amount |
|-----------------------------------------------------------------------|--------------------|-----------------|-----------|--------------------|
| Associated General Contractors of SD Inc | 2307 W 57th St | Sioux Falls, SD | \$ | \$25,000.00 |
| SD Agri-Business Assoc | 320 E Capitol | Pierre, SD | \$ | \$500.00 |
| SD Grain & Feed | 320 E Capitol | Pierre, SD | \$ | \$500.00 |
| Tri-State Wholesale Flooring | 3900 W 34th St N | Sioux Falls, SD | \$ | \$1,000.00 |
| Schuneman Equipment | 3310 Hwy 14 Bypass | Brookings, SD | \$ | \$500.00 |
| Dakota Valley Business Council | 101 Pierce St | Sioux City, IA | \$ | \$500.00 |
| SD Farm Bureau Federation | 2225 Dakota Ave S | Huron, SD | \$ | \$500.00 |
| Malloy Electric | 809 W Russell | Sioux Falls, SD | \$ | \$2,500.00 |
| Falcon Plastics | 1313 Western Ave | Brookings, SD | \$ | \$2,000.00 |
| Associated General Contractors of SD Inc | 300 E Capitol Ave | Pierre, SD | \$ | \$10,000.00 |
| AGC Associate Division Fund | 300 E Capitol Ave | Pierre, SD | \$ | \$5,000.00 |
| SD Hotel & Lodging Association | 106 W Capitol | Pierre, SD | \$ | \$3,000.00 |
| Wheeler Manufacturing | 107 Main Ave | Lemmon, SD | \$ | \$2,500.00 |
| Associated General Contractors of SD Inc | 2307 W 57th Street | Sioux Falls, SD | \$ | \$25,000.00 |
| Showplace Wood Products | One Enterprise St | Harrisburg, SD | \$ | \$1,000.00 |
| SD Association of Cooperatives | 116 N Euclid | Pierre, SD | \$ | \$500.00 |
| Home Builders Association of the Sioux Empire | 6904 S Lyncrest Pl | Sioux Falls, SD | \$ | \$5,000.00 |
| TOTAL of all Itemized Direct Contributions from Organizations: | | | \$ | \$85,000.00 |

Direct Contributions from Political Parties

A political party is defined by [SDCL 1-27-1 \(20\)](#). All contributions from Political Parties must be entered as a separate item (itemized), listing the required information below.

| Political Party name | Street Address | City and State | | Amount |
|--------------------------------------------------------------------------|----------------|----------------|-----------|---------------|
| | | | \$ | \$0.00 |
| TOTAL of all Itemized Direct Contributions from Political Parties | | | \$ | \$0.00 |

Direct Contributions from In-State Political Action Committees

A political action committee (PAC) is defined by [SDCL 1-27-1\(18\)](#).

| In-State PAC name | Street Address | City and State | | Amount |
|----------------------------------------------------------------------------------------------|----------------|-----------------|-----------|--------------------|
| SD Retailers Assoc PAC | 320 E Capitol | Pierre, SD | \$ | \$15,000.00 |
| Midcontinent Communications SD PAC | 314 W 3rd St | Sioux Falls, SD | \$ | \$2,000.00 |
| Contractors PAC of SD | 300 E Capitol | Pierre, SD | \$ | \$10,000.00 |
| TOTAL of all Itemized Direct Contributions from In-State Political Action Committees: | | | \$ | \$27,000.00 |

Direct Contributions from Out-of-State Political Action Committees

All contributions must be itemized separately and include the PAC name and website address of the filing office where the PAC regularly files their campaign finance report(s).

| Out-of-State or Federal PAC Name | Filing Website Address | | Amount |
|--------------------------------------------------------------------------------------|------------------------|--|------------------|
| | | | \$ \$0.00 |
| TOTAL of all Itemized Direct contributions from Out-of-State or Federal PACs: | | | \$ \$0.00 |

Direct Contributions from Candidate Committees

A candidate committee is defined by [SDCL 1-27-1\(3\)](#).

| Candidate Committee name | Street Address | City and State | | Amount |
|------------------------------------------------------------------------------|----------------|----------------|-----------|---------------|
| | | | \$ | \$0.00 |
| TOTAL of all Itemized Direct Contributions from Candidate Committees: | | | \$ | \$0.00 |

Other Income

This section reports all income received from any refunds, rebates, interest earned, sale of property, or other income which is not a direct contribution, received during this reporting period. Any initial source of income from a loan that is received should be listed here.

| Source of Income | Description | | Amount |
|-----------------------------------|-------------|----|-----------------------|
| SDC-BAC | | \$ | \$100.00 |
| SDC-BAC | | \$ | \$15,000.00 |
| SDC-BAC | | \$ | \$15,000.00 |
| BankWest | Interest | \$ | \$2.32 |
| TOTAL of all Other Income: | | | \$ \$30,102.32 |

In-Kind Contributions

An in-kind contribution is defined as a good or service provided at no charge or for less than its fair market value. The term does not include the value of services provided by a person as a volunteer for or on behalf of any candidate, political committee, or political party, including the free or discounted use of any person's residence or office.

| <i>Name</i> | <i>Residence Address</i> | <i>City and State</i> | <i>Description</i> | <i>Amount</i> |
|-----------------------------------------------------|--------------------------|-----------------------|--------------------|------------------|
| | | | | \$ \$0.00 |
| TOTAL of all estimated In-Kind Contributions | | | | \$ \$0.00 |

Establishing and Administering Committee/Solicitation Costs

List a categorical description and the estimated value of funds or donations by an organization to its own political committee for establishing and administering the political committee or solicitation costs of the political committee.

(This section is rarely used). [SDCL 1-27-24 \(19\)](#)

| <i>Source of Income</i> | <i>Categorical Description</i> | <i>Amount</i> |
|----------------------------------------------------------------------------------|--------------------------------|------------------|
| | | \$ \$0.00 |
| TOTAL of all Establishing and Administering Committee/Solicitation Costs: | | \$ \$0.00 |

EXPENDITURES

Expenditures

This section reports expenses that the committee has incurred. Categories have been provided for reporting common expenses. All other expenses should be listed.

| <i>Categorical Description</i> | <i>Description (if category is "Other")</i> | <i>Amount</i> |
|-----------------------------------|---------------------------------------------|------------------------|
| Advertising | | \$ \$372.75 |
| Advertising | | \$ \$12,874.49 |
| Printing | | \$ \$1,084.67 |
| Advertising | | \$ \$100,000.00 |
| Advertising | | \$ \$144.00 |
| Salaries | | \$ \$5,310.00 |
| Advertising | | \$ \$10,000.00 |
| Advertising | | \$ \$3,301.50 |
| Advertising | | \$ \$32.59 |
| Advertising | | \$ \$206.00 |
| Printing | | \$ \$510.16 |
| TOTAL of all Expenditures: | | \$ \$133,836.16 |

Contributions Made to Candidates and Committees

This section reports all contributions that this committee has made to another candidate or committee.

| <i>Name of Candidate or Committee</i> | <i>Amount</i> |
|-----------------------------------------------------------------------|------------------|
| | \$ \$0.00 |
| TOTAL of all Contributions to Other Candidates and Committees: | \$ \$0.00 |

Expenditures Incurred but not yet Paid

(prior reports listed these as Outstanding Debts and Obligations)

This section reports all expenditures incurred by this committee but have not been paid during this reporting period (i.e. consulting services that have been contracted but not yet billed). If a service has been contracted but not yet billed, estimate the amount of the obligation.

| Owed to | | Amount |
|----------------------------------------------------------------|----|---------------------|
| SD Newspaper Association | \$ | \$12,874.49 |
| Craft & Associates | \$ | \$10,000.00 |
| TOTAL amount of Expenditures Incurred but not yet Paid: | | \$ 22,874.49 |

Loans Owed TO Committee

This section reports all loans that this committee has made to others (i.e. loan to another candidate committee). Please list the name, address, city and state for each loan and the amount of loan given during the reporting period. Also list the balance of each loan at the end of the reporting period.

| Recipient Name | Address | City and State | | Amount of loan given during reporting period | | Balance of loan committee owes at the end of the reporting period |
|--------------------------------------------|----------------|-----------------------|----|-----------------------------------------------------|-----------|--------------------------------------------------------------------------|
| | | | \$ | \$0.00 | \$ | \$0.00 |
| TOTAL Loans Owed TO this Committee: | | | | \$ 0.00 | \$ | \$0.00 |

Loans Owed BY Committee

This section reports all loans that have been given to this committee (i.e. personal loan to committee). Please list the name, address, city and state of the lender and the terms, interest rate and repayment schedule. Also list the balance of each loan at the end of the reporting period. If part of a **loan** has been **repaid**, please also list that **expense** in the **Loan Repayment** category of **Operational Expenditures** (see above). If the **loan** is an initial source of **income**, please also list the amount of the **loan** in the **Loan Income** category of **Other Income** (see above).

| Lender Name | Address | City and State | Terms, Interest Rate and Repayment Schedule | | Balance of loan committee owes at the end of the reporting period |
|--------------------------------------------|----------------|-----------------------|----------------------------------------------------|-----------|--------------------------------------------------------------------------|
| | | | | \$ | \$0.00 |
| TOTAL Loans Owed BY this Committee: | | | | \$ | \$0.00 |

SUMMARY OF INCOME AND EXPENDITURES

This is the summary of transactions conducted during the reporting period.

| | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|----------------------|
| Balance of cash and cash equivalents on hand, if any, at the beginning of the reporting period. | \$ | \$0.00 |
| <i>The beginning balance should be zero for new committees or the ending balance of the previous report filed for existing committees.</i> | | |
| | INCOME | EXPENSES |
| INCOME TOTALS | | |
| Unitemized Contributions | \$ | \$0.00 |
| Itemized Contributions | \$ | \$4,500.00 |
| Contributions from Organizations | \$ | \$85,000.00 |
| Contributions from Political Parties | \$ | \$0.00 |
| Contributions from In-State Political Action Committees | \$ | \$27,000.00 |
| Contributions from Out-of-State or Federal Political Action Committees | \$ | \$0.00 |
| Contributions from Candidate Committees | \$ | \$0.00 |
| Other Income | \$ | \$30,102.32 |
| TOTAL of cash Income | \$ | \$146,602.32 |
| EXPENSE TOTALS | | |
| Operational Expenditures | | \$ 133,836.16 |
| Contributions to Candidates and Committees | | \$ 0.00 |
| TOTAL of cash Expenses | | \$ 133,836.16 |
| Amount of cash on hand at the end of the reporting period: | | \$ 12,766.16 |
| <i>The ending balance <u>cannot</u> be negative and if this is a <u>Termination Report</u>, the ending balance <u>must</u> be zero and there cannot be any outstanding debts, obligations or loans.</i> | | |

SUMMARY OF TRANSACTIONS NOT INCLUDED ABOVE

This is the summary of all non-cash transactions conducted during the reporting period. These amounts **do not** calculate into the **Amount of cash on hand at the end of the reporting period** above.

| | | |
|-------------------------------------------------------------|----|-------------|
| In-Kind Contributions | \$ | \$0.00 |
| Establishing and Administering Committee/Solicitation Costs | \$ | \$0.00 |
| Expenses Incurred but not yet Paid | \$ | \$22,874.49 |
| Loans Owed TO this Committee | \$ | \$0.00 |
| Loans Owed BY this Committee | \$ | \$0.00 |

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