



Campaign Finance Disclosure Report

County, city and school candidates and ballot question committees, contact the office where you filed your nominating petition or ballot question petition to see what is required to be filed in that jurisdiction.

The Secretary of State's office is ministerial in filing and is not responsible for accuracy. It is the **Committee's responsibility** to provide accurate information.

WHO FILES this form with the Secretary of State's Office:

Committee Types

- Statewide Political Action Committees • Statewide Political Parties • Statewide Ballot Question Committees
- Statewide Candidate Committees • Legislative Candidate Committees • County and Auxiliary Political Parties

Political Committee Information

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

Candidate Name: _____

Full Name of Committee: South Dakotans for Better Marijuana Laws

Office Sought: N/A

Type of Committee: Statewide Ballot Question Committee

Mailing Address: 505 W. 9th St., Ste. 203, Sioux Falls, SD 57104

Committee Telephone Number: (605) 306-4384

Committee Email Address (if applicable): ryan@kolbecklaw.com

Treasurer Name: Ryan Kolbeck

Treasurer Mailing Address (PO Box or Street): 505 W. 9th St., Ste. 203 Sioux Falls, SD 57104

Treasurer Telephone Number: (605) 306-4384 Treasurer Email Address: ryan@kolbecklaw.com

If you are a **Ballot Question Committee**, explain the measure(s) and/or issue(s) the committee is involved with and whether the committee support(s) or oppose(s) them.

Committee supports an amendment to the S.D. Constitution, and other proposals, to legalize, regulate, and tax marijuana, hemp, and medical marijuana.

Type of Campaign Statement *(you must select one):*

Pre-Primary Pre-General Year-End Termination of Committee

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

Amendment *(for most recent report filed)* Termination of Committee

No person may execute this report knowing it is false in any material respect. Any violation may be subject to a civil and/or criminal penalty. Any person who, with intent to defraud, falsely makes, completes, or alters a written instrument of any kind, or passes any forged instrument of any kind is guilty of forgery. Forgery is a Class 5 felony ([SDCL 22-39-36](#)). I also understand that failure to timely file any statement, amendment, or correction required subjects the Treasurer, who is responsible for filings under [SDCL 12-27](#), to a civil penalty of \$200.00 (county political parties and auxiliary organizations, \$50.00) for each violation ([SDCL 12-27-29.1](#)). Additional penalties not to exceed \$250 could be assessed [SDCL 12-27-29.4](#). I also understand that failure to timely file reports or pay penalties could result in the candidate not being certified for office ([SDCL 12-27-29.3](#)).

Date: May 18 2020 4:50PM document submitted electronically by Ryan Kolbeck
Signature of Treasurer

INCOME

Direct Contributions from Individuals

*This section reports all contributions from individuals, including family members. If a family member contribution is over the limit for an individual (there are no limits on family member contributions), please make sure to designate next to the Contributor name that they are a family member. (SDCL 12-27-7 & 12-27-8)

*No person, entity, candidate, or political committee may give or accept a contribution unless the name, mailing address, city and state of the contributor is made known to the person, entity, candidate, or political committee receiving the contribution. (SDCL 12-27-11)

***NEW (effective July 1, 2019):** Any contribution from a person who is an unemancipated minor shall be deducted from the total contribution permitted under this section by the unemancipated minor's custodial parent or parents. (SDCL 25-5-24 defines emancipated minor)

Unitemized Direct Contributions from Individuals

| | |
|--|------------------|
| <i>This is the sum of all contributions of \$100.00 or less from individuals. (SDCL 12-27-24 (11))</i> | Amount |
| TOTAL of all Unitemized Direct Contributions from Individuals: | \$ 748.80 |

Itemized Direct Contributions from Individuals

Enter all itemized contributions of more than \$100.00 in the aggregate from each individual below (SDCL 12-27-24 (12)).

Example: Joe gave \$50.00 in a previous reporting period and gave \$100.00 in this reporting period so his contributions are now required to be itemized since his total amount contributed in the calendar year is more than \$100.00. His calendar year aggregate amount is now \$150.00. For this example \$100.00 would be disclosed.

| Contributor Name | Mailing Address (Street or PO Box, City, State, Zip Code) | City, State, Zip Code | Amount |
|---|---|-----------------------|-----------------|
| John Herting | 202 20th Ave. NW | Watertown, SD 57201 | \$420.00 |
| Jeremiah Davis | 130 E. Centennial St. | Rapid City, SD 57701 | \$250.00 |
| TOTAL of all Itemized Direct Contributions from Individuals: | | | \$670.00 |

LOANS MADE TO THIS COMMITTEE (SDCL 12-27-24 (17))

| Loan Contributor Name | Mailing Address (Street or PO Box, City, State, Zip Code) | Amount |
|---|---|---------------|
| | | \$0.00 |
| TOTAL of all Itemized Direct Contributions from Individuals: | | \$0.00 |

Direct Contributions from Entities

ALL political committees may receive direct contributions from entities (SDCL 12-27-7, 8, 9, 10, and 18) An entity is defined as any organized or unorganized association, business corporation, limited liability company, nonprofit corporation, limited liability partnership, limited liability limited partnership, limited partnership, partnership, cooperative, trust except for a trust account representing or containing only a contributor's personal funds, business trust, association, club, labor union, or collective bargaining organization; any local, state or national organization to which a labor organization pays membership or per capita fees, based upon its affiliation and membership; any trade or professional association that receives its funds from membership dues or service fees, whether organized inside or outside the state; any other entity of any kind, except a natural person that is, has been, or could be recognized by law; or any group of persons acting in concert that is not defined as a political committee in this chapter except, an entity is not a candidate, a public office holder, or a political committee.

*If you are a **ballot question committee**, which received a contribution from an entity, you must include with this report the **Ballot Question Contribution Statement** you received from the entity.

| Entity name | Mailing Address (Street or PO Box) | City, State and Zip Code | Amount |
|--|------------------------------------|--------------------------|---------------|
| | | | \$0.00 |
| TOTAL of all Itemized Direct Contributions from Entities: | | | \$0.00 |

Direct Contributions from Political Parties

A political party is defined by [SDCL 12-27-1 \(19\)](#). All contributions from Political Parties must be entered as a separate item, listing the required information below.

| Political Party name | Mailing Address (Street or PO Box) | City, State and Zip Code | 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 12-27-1 \(17\)](#). All contributions from In-State Political Action Committees must be entered as a separate item listing the required information below.

| In-State PAC name | Mailing Address (Street or PO Box) | City, State and Zip Code | Amount |
|--|------------------------------------|--------------------------|--------|
| | | | \$0.00 |
| TOTAL of all Itemized Direct Contributions from In-State Political Action Committees: | | | \$0.00 |

Direct Contributions from Out-of-State or Federal Political Action Committees

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

Examples: *Filing Office Name* = Federal Election Commission (FEC) and *Filing Website Address* = FEC.gov

| Out-of-State or Federal PAC Name | Mailing Address (Street or PO Box, City, State, Zip Code) | Filing Office Name | Filing Website Address | Amount |
|---|---|--------------------------|------------------------|-------------|
| New Approach PAC | PO Box 33601 Washington, DC 20033 | Internal Revenue Service | irs.gov | \$10,000.00 |
| New Approach PAC | PO Box 33601 Washington, DC 20033 | Internal Revenue Service | irs.gov | \$8,000.00 |
| TOTAL of all Itemized Direct contributions from Out-of-State or Federal Political Action Committees: | | | | \$18,000.00 |

Direct Contributions from Ballot Question Committees

A ballot question committee is defined by [\(SDCL 12-27-1 \(2\)\)](#). All contributions from Ballot Question Committees must be entered as a separate item listing the required information below.

| Ballot Question Committee Name | Mailing Address (Street or PO Box) | City, State, Zip | Amount |
|--|------------------------------------|------------------|--------|
| | | | \$0.00 |
| TOTAL of all Itemized Direct Contributions from Ballot Question Committees: | | | \$0.00 |

Direct Contributions from Candidate Committees

A candidate committee is defined by [SDCL 12-27-1 \(3\)](#). All contributions from Candidate Committees must be entered as a separate item listing the required information below.

| Candidate Committee name | Mailing Address (Street or PO Box) | City, State and Zip Code | 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, during this reporting period. [\(SDCL 12-27-24 \(16\)\)](#). Cash donations from unknown sources are prohibited. Any contribution, money, or other thing of value received by a candidate or political committee from an unknown source shall be donated to a nonprofit charitable entity. [\(SDCL 12-27-11\)](#).

| Source of Income | Description | Amount |
|-----------------------------------|-------------|--------|
| | | \$0.00 |
| TOTAL of all Other Income: | | \$0.00 |

Donated Goods or Services

A donated good or service 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 or political committee, including the free or discounted use of the volunteer's residence or office. (SDCL 12-27-1 (12))

| Name and Mailing Address (Street or PO Box, City, State, Zip Code) | Description | Amount |
|--|-----------------------|--------------------|
| Marijuana Policy Project, P.O. Box 21824, Washington, DC 20009 | Staff time/consulting | \$13,578.62 |
| New Approach South Dakota-Medical Cannabis, 241 N 7th Street , Emery, SD 57332 | Staff time/consulting | \$5,780.65 |
| TOTAL of all Donated Goods or Services | | \$19,359.27 |

Establishing and Administering Committee/Solicitation Costs

List a description and estimated value of funds or donations by an entity to its own political committee for establishing and administering the political committee and for any solicitation costs of the political committee. SDCL 12-27-24 (16)

| Entity Name | Categorical Description | Amount |
|-------------|-------------------------|--------|
| | | \$0.00 |

EXPENDITURES

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

OPERATIONAL EXPENDITURES (SDCL 12-27-24 (19))

Miscellaneous Expense Category is Prohibited

| Categorical Description | Description | Amount |
|---|-----------------------|--------------------|
| **Do not list Independent Communication Expenditures here.** | | |
| Office Supplies | Email account service | \$55.63 |
| Consulting | Legal services | \$5,225.70 |
| Consulting | Political director | \$20,645.16 |
| Travel | Parking | \$10.00 |
| Event Expenses | Food | \$17.39 |
| Bank Fees | Wire fees | \$40.00 |
| Credit Card Fees | | \$41.51 |
| TOTAL of all Operational Expenditures: | | \$26,035.39 |

Contributions Made to Candidates and/or Committees

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

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

Independent Communication Expenditures

Lists the **NAME** of the candidate, public office holder, or ballot question related to the independent communication expenditure, the **AMOUNT SPENT** on each independent communication and a **DESCRIPTION** of the independent communication expenditure. (SDCL 12-27-24 (20))

SDCL 12-27-1 (11) is the definition of Independent Communication Expenditure: *an expenditure, including the payment of money or exchange of other valuable consideration or promise, made by a person, entity, or political committee for a communication concerning a candidate or a ballot question **which is not** made to, controlled by, coordinated with, requested by, or made upon consultation with that candidate, political committee or agent of a candidate or political committee.*

| Name Candidate, Public Office Holder or Ballot Question Committee | Description of Communication | Date | Amount |
|---|------------------------------|------|--------|
| | | | \$0.00 |
| TOTAL of all Expenditures for Communications: | | | \$0.00 |

Donated Goods or Services to Candidates or Committees

A donated good or service 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 or political committee, including the free or discounted use of the volunteer's residence or office. [\(SDCL 12-27-1 \(12\)\)](#)

| Name and Mailing Address (Street or PO Box, City, State, Zip Code) | Description | Amount |
|---|-----------------------|------------|
| New Approach South Dakota-Medical Cannabis 241 N 7th Street Emery, SD 57332 | Staff time/consulting | \$4,129.03 |
| TOTAL amount of Donated Goods or Services to Candidates or Committees: | | \$4,129.03 |

SUMMARY OF INCOME AND EXPENDITURES

Beginning Balance \$23,568.00

The beginning balance is \$0.00 for new committees. For existing committees, this beginning balance is the ending balance from the last report filed.

| | INCOME | EXPENSES |
|--|--------------------|--------------------|
| INCOME TOTALS | | |
| Unitemized Contributions | \$748.80 | |
| Itemized Contributions | \$670.00 | |
| Loans Made to this Committee | \$0.00 | |
| Contributions from Entities | \$0.00 | |
| Contributions from Political Parties | \$0.00 | |
| Contributions from In-State Political Action Committees | \$0.00 | |
| Contributions from Ballot Question Committees | \$0.00 | |
| Contributions from Out-of-State or Federal Political Action Committees | \$18,000.00 | |
| Contributions from Candidate Committees | \$0.00 | |
| Other Income | \$0.00 | |
| TOTAL of Income | \$19,418.80 | |
| EXPENSE TOTALS | | |
| Operational Expenditures | | \$26,035.39 |
| Contributions to Candidates and/or Committees | | \$0.00 |
| Independent Communication Expenditures | | \$0.00 |
| TOTAL of Expenses | | \$26,035.39 |
| <i>The ending balance cannot be negative</i> | | |
| ENDING BALANCE | | \$16,951.41 |

*If this is a **Termination Report**, the ending balance must be zero and there cannot be any outstanding debts, obligations or loans. (SDCL 12-27-25)*

Below is the total of non-cash transactions conducted during the reporting period. These amounts **do not** calculate into the **ENDING BALANCE** above.

| | |
|--|-------------|
| Donated Good or Services Received | \$19,359.27 |
| Donated Goods or Services to Candidates and Committees | \$4,129.03 |

12-27-49. Effect of secretary of state's filing or refusing to file document. The Office of the Secretary of State's duty to file a document under this chapter is ministerial. If the Office of the Secretary of State files or refuses to file a document, it does not:

- (1) Affect the validity or invalidity of the document in whole or part;
- (2) Relate to the correctness or incorrectness of information contained in the document; or
- (3) Create a presumption that the document is valid or invalid or that information contained in the document is correct or incorrect.

Date/Time Submitted to be Filed: May 18 2020 4:50PM