STATE OF MAINE COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES 135 STATE HOUSE STATION

AUGUSTA, MAINE 04333-0135

To: Commissioners

From: Martha Currier, Assistant Director

Date: October 22, 2024

Re: Democrats of Kennebunk, Kennebunkport, and Arundel – Waiver Request

On September 25, 2024, the Democrats of Kennebunk, Kennebunkport, and Arundel (the "Committee") filed a July Semiannual Report, which was due on July 15, 2024. Commission staff assessed a preliminary penalty for the Committee's activity based on the statutory guidelines, and they seek a waiver of the \$500 penalty.

LEGAL REQUIREMENTS

Local activists in Maine's political parties may form committees at the municipal or county levels (*e.g.*, the Portland Democratic Committee or the Knox County Republican Committee). These committees are required to file one to three campaign finance reports with the Commission per year if the contributions it has received, and expenditures made during the year exceed \$1,500; otherwise, they are exempt from reporting.

Local Party Committee Filing Schedule. In an election year, local party committees must file reports on July 15<sup>th</sup>, 11 days before the general election, and on January 15<sup>th</sup>. A local party committee that receives and expends less than \$1,500 in one calendar year is exempt from the reporting requirements. 21-A M.R.S. §§ 1017-A(4-B) & (7).

*Penalties*. The penalty for a late filing of a report is a statutory calculation that considers the total contributions or expenditures for the filing period, the number of days late, and a statutory

PHONE: (207) 287-4179 FAX: (207) 287-6775

percentage. 21-A M.R.S. § 1020-A(4-A). The maximum penalty for municipal, district and county committees under this section is \$500. 21-A M.R.S. § 1020-A(5-A)(D).

Waivers. The Commission may waive a penalty in whole or in part if the penalty is disproportionate to the size of the campaign, level of experience of the officers, or the harm suffered by the public from the late disclosure. The Commission may also waive the penalty, in whole or in part, if the Commission finds mitigating circumstances. 21-A M.R.S. § 1020-A(5-A)(D).

#### DISCUSSION AND STAFF RECOMMENDATION

Based on the statutory formula for calculating late-filed report penalties, the preliminary penalty amount is \$500, calculated as follows:

Report	Date Due	Financial Activity	Penalty Rate	Days Late	Preliminary Penalty
July Semiannual	7/15/2024	\$3,624.10	2%	72	\$500
Report					(MAX)

The Committee's treasurer, Suellen Goodman, requests a waiver because the delay in filing was an oversight, and not an intentional effort to shield information from public view, which she corrected as soon as she discovered the error.

Precedent. When local party committees file campaign finance reports late, the Commission has a history of treating them with a greater degree of leniency compared to other filers, due to the difficulty of notifying the correct officers of the filing deadlines, the lack of training available to treasurers and other officers, and the scarcity of funds with which to pay financial penalties.

Most recently, the Commission has reduced these types of penalties to \$100 based on the similar circumstances – an honest mistake with no intent to deceive the public.

Recommendation. Commission staff recommends a reduction of the penalty to \$100.

Commission staff credits that the Committee to file the report upon discovering one was due and that there was no intent to deceive the public. A penalty in this range seems more proportional to the harm suffered by the public, the presented mitigating factors, and the Commission's history with similar cases. The Commission received an email from Mr. Jared Hirschfield complaining about the late filing, which is included among the attached materials.

From: Jared Hayes Hirshfield
To: Commission, Ethics
Cc: Currier, Martha

**Subject:** Complaint - Democrats of Kenebunk, Kennebunkport, and Arundel

**Date:** Thursday, September 26, 2024 11:54:44 AM

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

#### Good Morning,

As I'm sure you're aware, the political party committee, Democrats of Kennebunk, Kennebunkport, and Arundel has filed two late reports on September 25, 2024. While I'm sure a penalty will be assessed, I would like to file a complaint regarding these late filings. The commission has expressed the importance of 24 hour reports in the past. These reports are crucial in maintaining transparency in the weeks before elections. The 24 Hour Report due on June 8th, days before the June 11th primary, was not filed until September 25th. Additionally the group's semiannual report due on July 15th was not filed until September 25th. This committee is an active committee with an experienced treasurer, who has served in that capacity since 2008. Additionally, the treasurer was sent a reminder email by the commission on May 28th reminding him of the 24 hour reporting requirement.

Best Regards, Jared H. Hirshfield Kennebunk



Commission on Governmental Ethics and Election Practices
Mail: 135 State House Station, Augusta, Maine 04333
Office: 45 Memorial Circle, Augusta, Maine

Website: www.maine.gov/ethics

Phone: 207-287-4179 Fax: 207-287-6775

# **2024 CAMPAIGN FINANCE REPORT**

#### **FOR PARTY COMMITTEES**

COMMITTEE		TREASURER			
Democrats of Kennebunk, Kennebunkport, and Arundel		SUELLEN GOODMAN			
P.O. Box 115		PO Box 115			
Kennebunk, ME 04043		Kennebunk, ME 04043			
PHONE:(207) 710-7603		PHONE:(207) 710-7603			
EMAIL: SJSG59@MAC.COM		EMAIL: SJSG59@MAC.COM			
REPORT	DUE	DATE	REPORTING PERIOD		
July Semiannual - Local Party Committee	07/15	5/2024	01/01/2024 - 06/30/2024		

#### FINANCIAL ACTIVITY SUMMARY

RECEIPTS	TOTAL FOR PERIOD	TOTAL FOR YEAR
1. CASH CONTRIBUTIONS (SCHEDULE A)	\$3,624.10	\$3,624.10
2. OTHER CASH RECEIPTS (INTEREST, ETC.)	\$0.00	\$0.00
3. LOANS (SCHEDULE C)	\$0.00	\$0.00
4. TOTAL RECEIPTS (LINE 1 + 2 + 3)	\$3,624.10	\$3,624.10
EXPENDITURES		
5. EXPENDITURES TO SUPPORT OR OPPOSE (SCHEDULE B)	\$0.00	\$0.00
6. OPERATING EXPENDITURES (SCHEDULE B-1)	\$2,439.46	\$2,439.46
7. LOAN REPAYMENTS (SCHEDULE C)	\$0.00	\$0.00
8. TOTAL PAYMENTS (LINE 5 + 6 + 7)	\$2,439.46	\$2,439.46
OTHER ACTIVITY		
9. IN-KIND CONTRIBUTIONS (SCHEDULE A-1)	\$0.00	\$0.00
10. TOTAL LOAN BALANCE AT END OF PERIOD (SCHEDULE C)	\$0.00	
11. TOTAL UNPAID DEBTS AT END OF PERIOD (SCHEDULE D)	\$0.00	

I, SUELLEN GOODMAN, CERTIFY THAT THE INFORMATION CONTAINED IN THIS REPORT IS TRUE, ACCURATE, AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

REPORT FILED BY: SUELLEN GOODMAN REPORT FILED ON: 9/25/2024 9:40:09 PM LAST MODIFIED: COMMITTEE ID: 2749

# SCHEDULE A CASH CONTRIBUTIONS

- For contributors who gave more that \$50, the names, address, occupation, and employer must be reported. If "information requested" is listed instead of occupation and employer, the candidate is waiting to receive that information.
- Cash contributions of \$50 or less can be added together and reported as a lump sum.

Contributor Types

1 = Individual 9 = Candidate / Candidate Committee

2 = Candidate/ Spouse/ Domestic Partner 10 = General Treasury Transfer

3 = Commercial Source 11 = Transfer from Previous Campaign
4 = Nonprofit Organization 12 = Contributors giving \$50 or less
5 = Political Action Committee 13 = Contributors giving \$100 or less
6 = Political Party Committee 14 = Contributors giving \$200 or less

7 = Ballot Question Committee 15 = MCEA Payment 8 = Other Candidate/ Candidate Committee 16 = Financial Institution

DATE RECEIVED	CONTRIBUTOR	EMPLOYER AND OCCUPATION	TYPE	AMOUNT
1/16/2024	Contributors giving \$200 or less	ActBlue donation	14	\$28.81
1/30/2024	Contributors giving \$200 or less		14	\$28.81
		ActBlue donation		
2/7/2024	Contributors giving \$200 or less	donation	14	\$28.28
2/27/2024	Contributors giving \$200 or less	ActBlue donation	14	\$4.81
3/27/2024	Contributors giving \$200 or less	donation	14	\$28.81
4/16/2024	Contributors giving \$200 or less	Donations	14	\$425.00
5/10/2024	Contributors giving \$200 or less	Merchandise sales	14	\$19.15
5/20/2024	Contributors giving \$200 or less	merchandise sales	14	\$38.30
5/22/2024	Contributors giving \$200 or less	donation	14	\$19.15
5/28/2024	Contributors giving \$200 or less	Actblue donation	14	\$28.81

\$9.50	14		Contributors giving \$200 or less	5/28/2024
		donation		
\$26.40	14		Contributors giving \$200 or less	5/29/2024
		donation		
\$26.87	14		Contributors giving \$200 or less	5/29/2024
		donation		
\$19.00	14		Contributors giving \$200 or less	5/31/2024
		donation		
\$724.9	14		Contributors giving \$200 or less	6/3/2024
		merchandise sales		
\$756.00	14		Contributors giving \$200 or less	6/3/2024
		merchandise sales		
\$148.87	14		Contributors giving \$200 or less	6/3/2024
		merchandise sales		
\$63.39	14		Contributors giving \$200 or less	6/7/2024
		merchandise sales		
\$80.76	14		Contributors giving \$200 or less	6/10/2024
		merchandise sales		
\$101.99	14		Contributors giving \$200 or less	6/17/2024
		merchandise sales		
\$72.89	14		Contributors giving \$200 or less	6/17/2024
		merchandise sales		
\$25.00	14		Contributors giving \$200 or less	6/20/2024
		Donation		
\$369.00	14		Contributors giving \$200 or less	6/20/2024
		merchandise sales		
\$36.91	14		Contributors giving \$200 or less	6/20/2024
		merchandise sales		
\$394.06	14		Contributors giving \$200 or less	6/24/2024
		merchandise sales		

6/26/2024	Contributors giving \$200 or less		14	\$118.62
		merchandise sales		
	TOTAL CASH CONTRIBUTIONS		\$3,624.10	

# SCHEDULE B-1 OPERATING EXPENDITURES

	EXPENDITURE TYPES					
APP	Apparel (t-shirts, hats, embroidery, etc.)	CON	Contribution to party committee, non-profit, other candidate, etc.			
EQP	Equipment of \$50 or more (computer, tablet, phone, furniture, etc.)	EVT	Campaign and fundraising events (venue or booth rental, entertainment, supplies, etc.)			
FOD	Food for campaign events or volunteers, catering	HRD	Hardware and small tools (hammer, nails, lumber, paint, etc.)			
LIT	Printed campaign materials (palmcards, signs, stickers, flyers, etc.)	MHS	Mail house and direct mail (design, printing, mailing, and postage all included)			
NEW	Newspaper and print media ads only	OFF	Office supplies, rent, utilities, internet service, phone minutes			
ONL	Social media and online advertising only	OFF	and data			
PER	Personnel and campaign staff, consulting, and independent	ОТН	Other and fees (bank, contribution, and money order fees, etc.)			
LIX	contractor costs	РНО	Phones (phone banking, robocalls and texts)			
POL	Polling and survey research	POS	Postage for U.S. Mail and mail box fees			
PRO	Professional services (graphic design, legal services, web design, etc.)	RAD	Radio ads, production costs			
TKT	Entrance cost to event (bean suppers, fairs, party events, etc.)	TRV	Travel (fuel, mileage, lodging, etc.)			
TVN	TV/cable ads, production, and media buyer costs only	WEB	Website and internet costs (website domain and registration, etc.)			

DATE OF EXPENDITURE	PAYEE	REMARK	TYPE	AMOUNT
3/6/2024	PENELOPE GRUEN 54 River Road Kennebunkport, ME, 04046	Supplies and food for Brick Store event - reimbursement	FOD	\$252.00
3/29/2024	Brick Store Museum MAIN ST KENNEBUNK, ME, 04043	room usage fee Brick Store Museum	OFF	\$75.00
4/9/2024	THOMAS MCCLAIN 54 River Road Kennebunkport, ME, 04046	reimbursement - office supplies	OFF	\$47.46
5/9/2024	PENELOPE GRUEN 54 River Road Kennebunkport, ME, 04046	Reimbursement - booth rental at convention	EVT	\$250.00
5/10/2024	Brick Store Museum MAIN ST KENNEBUNK, ME, 04043	Room usage fee	OFF	\$75.00
5/21/2024	Bethany Jourdan 11 Ridgeview Lane Gorham, ME, 04038	Web design	PRO	\$240.00
6/7/2024	THOMAS MCCLAIN 54 River Road Kennebunkport, ME, 04046	Reimbursement for headquarters merchandise	APP	\$1,200.00
6/24/2024	PENELOPE GRUEN 54 River Road Kennebunkport, ME, 04046	reimbursement for merchandise for kpt headquarters	APP	\$300.00
		TOTAL OPERATING EXPEND	ITURES	\$2,439.46



# STATE OF MAINE COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES 135 STATE HOUSE STATION AUGUSTA, MAINE 04333-0135

### **Sent Only Via Email**

October 23, 2024

Ms. Suellen Goodman, Treasurer Democrats of Kennebunk, Kennebunkport, and Arundel PO Box 115 Kennebunk, ME 04043

Re: Party Committee Late Filing of 2024 July Semiannual Report – **REVISED** 

Dear Ms. Goodman:

#### Please disregard previous notices received regarding the above-captioned matter.

The Commission staff has made a finding the Democrats of Kennebunk, Kennebunkport, and Arundel ("the committee") was late in filing its 2024 July Semiannual campaign finance report. The report was due by 11:59 p.m. on July 15, 2024, but was not filed until September 25, 2024.

Under the Commission's statutes, the late filing of a report triggers an enforcement process. (21-A M.R.S § 1020-A). Based on the amount of financial activity in the report, the number of calendar days the report was late, and any history of violations from the committee, the Commission staff has determined a penalty of \$5,218.56; however, the statute caps penalties for local party committees to \$500 for the semiannual report.

If you disagree with the determination, the committee may make a written request that the Commission waive the violation or penalty in whole or in part. Any request for a waiver must be made within 14 calendar days of your receipt of this notice. The request must be in writing and contain a full explanation of the reasons the committee filed late. Upon receiving your request, the Commission staff will schedule your appeal for an upcoming Commission meeting.

The Commission may waive the penalty if it determines the report was late due to mitigating circumstances, which are defined as (1) a valid emergency; (2) an error made by the Commission staff; or (3) relevant evidence the committee made a bona fide effort to file the report on time. Also, the Commission may waive the penalty if it is disproportionate to the level of experience of the person filing the report or the harm suffered by the public from the late disclosure.

If you want to pay the penalty, you can do so online at <a href="www.maine.gov/ethics">www.maine.gov/ethics</a> by selecting the "Penalty Payment" button, or mail a check payable to "Treasurer, State of Maine" to us at the address above.

Sincerely,

Martha Currier Assistant Director

Martha (

PHONE: (207) 287-4179 FAX: (207) 287-6775

**Committee Name:** Democrats of Kennebunk, Kennebunkport, and Arundel

**Prior Violations:** 1

Report Name	Activity Amount	Due Date	Days Late	Penalty Rate	Penalty
2024 July Semiannual	\$3,624.10	07/15/2024	72	2%	\$5,218.56**
Report					

# \*\*21-A M.R.S. § 1020-A(5-A)(D) caps the penalty for local party committees to be assessed to \$500 for the July Semiannual Report.

The penalty for late filing of a required report is a percentage of the total contributions or expenditures for the filing period, whichever is greater, multiplied by the number of calendar days the report is filed late, as follows:

For the first violation, 2% For the second violation, 4% For the third and each subsequent violation, 6%

#### A penalty begins to accrue at 11:59 p.m. on the day the report is due.

Violations accumulate on reports with filing deadlines in a 2-year period that begins on January 1st of each even-numbered year. Waiver of a penalty does not nullify the finding of a violation.

To make a payment, please send a check to the Commission, payable to "Treasurer, State of Maine" or pay online at <a href="www.maine.gov/ethics">www.maine.gov/ethics</a> and select the Penalty Payment button at the bottom right of the screen.

Sent: Saturday, September 28, 2024 1:59 PM To: Currier, Martha < Martha. Currier@maine.gov > Cc: Hoefler, Heidi < Heidi. Hoefler@maine.gov > Subject: Penalty Ms. Currier, As Treasurer of the Democrats of the Kennebunk and Arundel, I respectfully ask that the penalties assessed to me for reports that were filed late, be lowered or expunged. Again the year I am assisting a Maine State Senate candidate for his re-election efforts. I have been hyper-focused on the tasks and reports that need to be filed for him. None of these reports have been late. I recently asked for my credentials for the committee report page, to see when the next report was due. I was flabbergasted to discover that the January - June report had not been filed. I requested the opportunity to file these reports, and was met with a \$1,000.00 fine when completed. These reports were not purposely bypassed. This was a completely honest mistake on my part, which was resolved upon discovery. Thank you for the opportunity to appeal this penalty. Respectfully, Suellen Goodman Treasurer Democrats of the Kennebunk and Arundel

From: Suellen Goodman < sisg59@me.com >

Commission Penalty Decisions - Local Party Committees (2018 - present)

Committee Name	Requested Waivers of Late- Filing Penalties	Preliminary Penalty	Final Penalty	Commission Meeting Date			
Waiver Requests							
Kittery Democratic Committee	Late 11-Day Pre-General Report	\$500.00	\$100.00	02/24/21			
Madison Republican Committee of Maine	Late 11-Day Pre-General Report	\$500.00	\$100.00	02/24/21			
York Town Republican Committee	Late 11-Day Pre-General Report	\$500.00	\$100.00	02/24/21			
Piscataquis County Republican Committee	Late January Semiannual Report	\$500.00	\$100.00	03/30/22			
Waldo County Democratic Committee	2022 July Semiannual Report	\$181.21	\$60.40	09/28/22			
Lincoln County Republican Committee	2022 July Semiannual Report	\$500.00	\$100.00	09/28/22			
Androscoggin County Democratic Committee	Late 11-Day Pre-General Report	\$99.94	\$99.94	12/21/22			
Aroostook County Republican Committee	Late 11-Day Pre-General Report	\$500.00	\$100.00	01/30/23			
Aroostook County Republican Committee	Late 24-Hour Report	\$120.00	\$120.00	01/30/23			

## **Title 21-A Maine Revised Statutes**

# §1013-A. Registration

...

**3. Party committees.** The district, county and municipal committees of parties shall submit to their state party committees the names, mailing addresses and e-mail addresses of all their officers and of their treasurers and the name and address of the principal paid employee, if any, within 10 days after the appointment, election or hiring of these persons. Municipal committees shall file copies of the same information with the municipal clerk. No later than June 15th of each year, the state party committee shall submit to the commission a consolidated report of the names, mailing addresses and e-mail addresses of the chair and treasurer of the district, county and municipal committees of that party or of another officer if a chair or treasurer has not been appointed.

[PL 2021, c. 132, §4 (AMD).]

...

## §1017-A. Reports of contributions and expenditures by party committees

...

- **4-B. Filing schedule for municipal, district and county party committees.** Municipal, district and county party committees shall file reports according to the following schedule.
  - A. Reports filed during an election year must be filed with the commission by 11:59 p.m. on:
    - (1) July 15th and be complete as of June 30th;
    - (2) The 11th day before the date on which the general election is held and must be complete up to the 14th day before that date; and
    - (3) January 15th and be complete as of December 31st. [PL 2009, c. 190, Pt. A, §12 (AMD).]
  - B. Reports filed during a nonelection year must be filed by 11:59 p.m. on:
    - (1) July 15th and be complete as of June 30th; and
    - (2) January 15th and be complete as of December 31st. [PL 2007, c. 443, Pt. A, §17 (AMD).]
  - C. A committee shall report any single contribution of \$5,000 or more received or any expenditure of \$1,000 or more made after the 14th day before a general or special election and more than 24 hours before 11:59 p.m. on the day of the election within 24 hours of that contribution or expenditure. The committee is not required to include in this report expenditures for overhead expenses or compensation paid to an employee or other member of the campaign staff who has received payments at regular intervals that have been disclosed in previously filed campaign finance reports. As used in this paragraph, "overhead expenses" includes, but is not limited to, rent, utility payments, taxes, insurance premiums or similar administrative expenses. [PL 2019, c. 323, §13 (AMD).]

[PL 2019, c. 323, §13 (AMD).]

**4-C.** Electronic filing. State party committees shall file each report required by this section through an electronic filing system developed by the commission. The commission may make an

exception to this electronic filing requirement if a party committee submits a written request that states that the party committee lacks access to the technology or the technological ability to file reports electronically. The request for an exception must be submitted by March 1st of the election year. The commission shall grant all reasonable requests for exceptions.

[PL 2007, c. 443, Pt. A, §17 (AMD).]

- **5. Penalties.** A party committee is subject to the penalties in section 1020-A, subsection 4-A. [RR 2003, c. 1, §13 (COR).]
- **6. Notice; forms.** A state party committee shall notify all county, district and municipal party committees of the same political party of the party committee reporting requirements. The party committees shall obtain the necessary forms from the commission to complete the filing requirements. [PL 1991, c. 839, §23 (NEW); PL 1991, c. 839, §33 (AFF).]
- 7. Exemption. Any party committee receiving and expending less than \$1,500 in one calendar year is exempt from the reporting requirements of this section for that year. [PL 1991, c. 839, §23 (NEW); PL 1991, c. 839, §33 (AFF).]

...

# §1020-A. Failure to file on time

...

- 2. Campaign finance reports. A campaign finance report is not timely filed unless a properly signed or electronically submitted copy of the report, substantially conforming to the disclosure requirements of this subchapter, is received by the commission by 11:59 p.m. on the date it is due. Except as provided in subsection 7, the commission shall determine whether a report satisfies the requirements for timely filing. The commission may waive a penalty in whole or in part if the commission determines that the penalty is disproportionate to the size of the candidate's campaign, the level of experience of the candidate, treasurer or campaign staff or the harm suffered by the public from the late disclosure. The commission may waive the penalty in whole or in part if the commission determines the failure to file a timely report was due to mitigating circumstances. For purposes of this section, "mitigating circumstances" means:
  - A. A valid emergency determined by the commission, in the interest of the sound administration of justice, to warrant the waiver of the penalty in whole or in part; [PL 1999, c. 729, §5 (AMD).]
  - B. An error by the commission staff; [PL 1999, c. 729, §5 (AMD).]
  - C. Failure to receive notice of the filing deadline; or [PL 1999, c. 729, §5 (AMD).]
  - D. Other circumstances determined by the commission that warrant mitigation of the penalty, based upon relevant evidence presented that a bona fide effort was made to file the report in accordance with the statutory requirements, including, but not limited to, unexplained delays in postal service or interruptions in Internet service. [PL 2009, c. 190, Pt. A, §13 (AMD).]

[PL 2009, c. 190, Pt. A, §13 (AMD).]

**3. Municipal campaign finance reports.** Municipal campaign finance reports must be filed, subject to all the provisions of this subchapter, with the municipal clerk on forms prescribed by the Commission on Governmental Ethics and Election Practices. The municipal clerk shall send any notice of lateness required by subsection 6 and shall notify the commission of any late reports subject to a penalty.

[PL 2011, c. 389, §22 (AMD); PL 2011, c. 389, §62 (AFF).]

4. Basis for penalties.

[PL 2001, c. 470, §7 (AMD); MRSA T. 21-A §1020-A, sub-§4 (RP).]

- **4-A. Basis for penalties.** The penalty for late filing of a report required under this subchapter is a percentage of the total contributions or expenditures for the filing period, whichever is greater, multiplied by the number of calendar days late, as follows:
  - A. For the first violation, 2%; [IB 2015, c. 1, §7 (AMD).]
  - B. For the 2nd violation, 4%; and [IB 2015, c. 1, §7 (AMD).]
  - C. For the 3rd and subsequent violations, 6%. [IB 2015, c. 1, §7 (AMD).]

Any penalty of less than \$10 is waived.

Violations accumulate on reports with filing deadlines in a 2-year period that begins on January 1st of each even-numbered year. Waiver of a penalty does not nullify the finding of a violation.

A report required to be filed under this subchapter that is sent by certified or registered United States mail and postmarked at least 2 days before the deadline is not subject to penalty.

A registration or report may be provisionally filed by transmission of a facsimile copy of the duly executed report to the commission, as long as the facsimile copy is filed by the applicable deadline and an original of the same report is received by the commission within 5 calendar days thereafter. [IB 2015, c. 1, §7 (AMD).]

#### 5. Maximum penalties.

[PL 2001, c. 470, §8 (AMD); MRSA T. 21-A §1020-A, sub-§5 (RP).]

- **5-A. Maximum penalties.** Penalties assessed under this subchapter may not exceed:
- A. Five thousand dollars for reports required under section 1017, subsection 2, paragraph B, C, D, E or H; section 1017, subsection 3-A, paragraph B, C, D, D-1 or F; and section 1017, subsection 4, except that if the dollar amount of the financial activity that was not timely filed or did not substantially conform to the reporting requirements of this subchapter exceeds \$50,000, the maximum penalty is 100% of the dollar amount of that financial activity; [PL 2019, c. 323, §19 (AMD).]
- A-1. Five thousand dollars for reports required under section 1019-B, subsection 4, except that if the dollar amount of the financial activity that was not timely filed or did not substantially conform to the reporting requirements of this subchapter exceeds \$50,000, the maximum penalty is 100% of the dollar amount of that financial activity; [PL 2019, c. 323, §19 (AMD).]
- B. Five thousand dollars for state party committee reports required under section 1017-A, subsection 4-A, paragraphs A, B, C and E, except that if the dollar amount of the financial activity that was not timely filed or did not substantially conform to the reporting requirements of this subchapter exceeds \$50,000, the maximum penalty is 100% of the dollar amount of that financial activity; [PL 2019, c. 323, §19 (AMD).]
- C. One thousand dollars for reports required under section 1017, subsection 2, paragraphs A and F and section 1017, subsection 3-A, paragraphs A and E; or [PL 2011, c. 558, §4 (AMD).]
- D. Five hundred dollars for municipal, district and county committees for reports required under section 1017-A, subsection 4-B. [PL 2011, c. 558, §4 (AMD).]
- E. [PL 2011, c. 558, §5 (RP).] [PL 2019, c. 323, §19 (AMD).]

. . .