CK#219 Amt \$2500 Receipt #35706 Rymt. Rec'd 6-2-17

TEXAS ETHICS COMMISSION

RECEIVED

JUN 0 2 2017

Texas Ethics Commission

| IN THE MATTER OF | § | BEFORE THE |
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| LARRY AUTREY, | § § | TEXAS ETHICS COMMISSION |
| RESPONDENT | 8 § | SC-31607169 |

ASSURANCE OF VOLUNTARY COMPLIANCE

I. Recitals

The Texas Ethics Commission (Commission) met on December 8, 2016, to consider sworn complaint SC-31607169. A quorum of the Commission was present. To resolve and settle this complaint without further proceedings, the Commission proposed this resolution to the respondent.

II. Allegations

The complaint alleged that the respondent: 1) did not timely file 30-day and 8-day pre-election reports for the May 9, 2015, election as required by section 254.124 of the Election Code; 2) did not file the January and July 2016 semiannual reports, as required by section 254.123 of the Election Code, or, in the alternative, that Protect Colleyville changed operation and became a general-purpose political committee but did not file notice of change in committee status with the City of Colleyville as required by section 254.129 of the Election Code; and 3) made or authorized making political expenditures and accepted or authorized accepting political contributions in excess of \$500 for a committee at a time when a campaign treasurer appointment for the committee was not in effect, in violation of section 253.031 of the Election Code. There is credible evidence the respondent did not violate sections 254.124, 254.123, and 254.129 of the Election Code as alleged. The evidence indicated possible non-compliance with section 253.031(b) of the Election Code.

III. Confidentiality

This ASSURANCE OF VOLUNTARY COMPLIANCE is confidential pursuant to section 571.140 of the Government Code and may not be disclosed by members and staff of the Commission.

IV. Representations and Agreement by Respondent

1. The respondent was campaign treasurer for the political committee Protect Colleyville for a period of time. The respondent is no longer the treasurer for Protect Colleyville and was no longer in that role at the time of the complaint.

- 2. The respondent acknowledges the allegation related to having made or authorized making political expenditures in excess of \$500 for a political committee at a time when a campaign treasurer appointment for the committee was not in effect, and consents to this Assurance of Voluntary Compliance solely for the purpose of resolving and settling this sworn complaint.
- 3. The respondent consents to this Assurance of Voluntary Compliance before any adversarial evidentiary hearings or argument before the Commission, and before any formal adjudication of law or fact by the Commission. The respondent waives any right to a hearing before the Commission or an administrative law judge, and further waives any right to a post-hearing procedure established or provided by law. The Commission and respondent agree that the entry of this Assurance of Voluntary Compliance will be a full and complete resolution of sworn complaint SC-31607169.
- 4. The respondent acknowledges that section 253.031(b) of the Election Code states that a political committee may not knowingly accept political contributions totaling more than \$500 or make or authorize political expenditures totaling more than \$500 at a time when a campaign treasurer appointment for the committee is not in effect. The respondent agrees to fully and strictly comply with this requirement of law.
- 5. The respondent understands and agrees that the Commission will consider this Assurance of Voluntary Compliance in any future sworn complaint proceedings against the respondent regarding similar allegations.
- 6. The Commission assesses a \$250 civil penalty with regard to this Assurance of Voluntary Compliance.

| This Assurance of Voluntary Compliance is agreed to by the respondent on this 3 |
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| day of |
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| Larry Autrey, Respondent |

EXECUTED ORIGINAL received by the Commission on: June 2, 2017.

Texas Ethics Commission

By:

Seana Willing, Executive Director