

4503.0800 DONATIONS IN KIND AND APPROVED EXPENDITURES.

Subpart 1. [Repealed, L 2005 c 156 art 6 s 68]

Subp. 1a. **Contributor payment of processing fee.** If a contributor pays a processing fee when making a contribution and the fee would otherwise have been billed to the recipient of the contribution or withheld from the amount transmitted to the recipient, the amount of the fee is a donation in kind to the recipient of the contribution. If the donation in kind exceeds the amount specified in Minnesota Statutes, section 10A.13, subdivision 1, the recipient's treasurer must keep an account of the contribution and must include the contribution within campaign reports as required by Minnesota Statutes, section 10A.20. If the donation in kind does not exceed the amount specified in Minnesota Statutes, section 10A.13, subdivision 1, the recipient's treasurer is not required to keep an account of the contribution or to include it within campaign reports filed under Minnesota Statutes, section 10A.20.

Subp. 2. **Multicandidate materials.** An approved expenditure made on behalf of multiple candidates or local candidates must be allocated between the candidates or the local candidates on a reasonable basis if the cost exceeds \$20 per candidate or local candidate.

Subp. 3. **Multipurpose materials.** A reasonable portion of the fair market value of preparation and distribution of association newsletters or similar materials which, in part, advocate the nomination or election of a candidate or a local candidate is a donation in kind which must be approved by the candidate or the local candidate if the value exceeds \$20, unless an independent expenditure is being made.

Subp. 4. **Office facilities.** The fair market value of shared office space or services provided to a candidate or a local candidate without reimbursement is a donation in kind.

Subp. 5. **Campaign expenditures for constituent services paid with personal funds.** Costs of providing constituent services that are campaign expenditures and paid with the personal funds of the candidate are a donation in kind to the principal campaign committee of the candidate.

Statutory Authority: *MS s 10A.01; 10A.02; 10A.022; 10A.025*

History: *20 SR 2504; L 2005 c 156 art 6 s 68; 49 SR 979*

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