



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

17 AUG 1976

Mr. Bill Stevens  
News Director  
KCWM/KWIC  
Box 4350  
Victoria, Texas 77901

Re: MUR 215 (76)

Dear Mr. Stevens:

This acknowledges receipt of your letter dated July 30, 1976, alleging violations of the franking privilege by Senator Lloyd Bentsen. I have reviewed your allegations and have concluded that the Federal Election Commission does not have statutory authority over the matters set forth. The Select Committee on Standards and Conduct of the Senate has jurisdiction over matters relating to senatorial abuse of the franking privilege. Upon my recommendation, the Commission has closed its file in this matter.

Should additional information come to your attention which you believe establishes a violation of the Federal Election Campaign Act, please contact me. The attorney assigned to this matter was David R. Spiegel (telephone no. 202/382-4055). The file reference number was MUR 215 (76).

Sincerely yours,

John G. Murphy, Jr.

John G. Murphy, Jr.  
General Counsel

FEDERAL ELECTION COMMISSION  
OFFICIAL FILE COPY  
OFFICE OF GENERAL COUNSEL



Spiegel: pgs 8 | 176



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GENERAL COUNSEL



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of       )  
                              )  
Senator Lloyd Bentsen    )

MUR 215 (76)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on August 17, 1976, the Commission adopted the recommendation of the General Counsel that it finds no reason to believe that a violation of the Federal Election Campaign Act, as amended, had been committed in the above-captioned matter.

Accordingly, the file in this case has been closed.

*Marjorie W. Emmons*

Marjorie W. Emmons  
Secretary to the Commission

FEDERAL ELECTION COMMISSION  
OFFICE OF THE CLERK  
OFFICE OF THE GENERAL COUNSEL

77040022732

DATE AND TIME OF TRANSMITTAL: AUG 11 1976

NO. MUR 215 (76)

REC'D: 8/3/76

FEDERAL ELECTION COMMISSION  
Washington, D. C.

Complainant's Name: Bill Stevens (unnotarized)

Respondent's Name: Senator Lloyd Bentsen

Relevant Statute: 39 U.S.C. §3210

Internal Reports Checked: None

Federal Agencies Checked: None

SUMMARY OF ALLEGATION.

Mr. Stevens alleges that Senator Bentsen's news release of July 29, 1976 is campaign literature paid for with public funds.

PRELIMINARY LEGAL ANALYSIS

2 U.S.C. §439b of the Federal Election Campaign Law of 1971, as amended, prohibits solicitation of funds by a mailing under the frank. Senator Bentsen's news release is not a solicitation of funds. All other franking abuses are covered under 39 U.S.C. §3210. The Commission has no authority over this statute.

RECOMMENDATION

The file should be closed and that attached letter sent.

Date of Next Commission Review:



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OFFICE OF GENERAL COUNSEL  
WASHINGTON, D.C. 20463





music...  
just for the two of us

**KCWM**  
**FM STEREO 97.5**

RECEIVED  
FEDERAL ELECTION  
COMMISSION

76 AUG 3 A10: 52

BOX 4350

VICTORIA, TEXAS 77901

(512) 573-9171

July 30, 1976

Federal Election Commission  
Washington, D. C. 20463

Gentlemen:

Enclosed are copies of a news release from Senator  
Lloyd Bentsen's (D-TX) office.

Sent at public expense in a franked envelope, the  
"release" is nothing more than the Senator's itinerary  
for his re-election campaign.

I strongly feel that the Senator's use of his  
franking privilege in this instance violates the spirit,  
if not the letter, of Federal Election Statutes.

Sincerely,

Bil Stevens  
News Director  
K C W M / K V I C

BS/hh

Enclosures

FEDERAL ELECTION COMMISSION  
OFFICIAL FILE COPY  
BUREAU OF RECORDS & COMMUNICATIONS

REC'D - COMPLAINTS & CONFLICTS # 76-1651385



# NEWS RELEASE

Lloyd Bentsen  
United States Senator

FOR IMMEDIATE RELEASE  
July 29, 1976

AUSTIN--Senator Lloyd Bentsen will be in Central Texas this weekend and spend Monday with supporters in Victoria and Port Lavaca.

Bentsen will arrive in Austin Friday night for a Saturday breakfast with the Texas Association of Life Underwriters. He will be honored with a public reception at the Highlander Inn in Burner at 9:30 a.m. given by county coordinator John Hoover. The Senator will make a brief appearance at the Burnet County Fair.

Round Rock constituents will meet Senator Bentsen at a public reception at 2:30 p.m. at the Community Room of the Farmers State Bank. Arrangements for the Senator's trip are being made by Round Rock Mayor Ray Litton and Charles George.

Monday Senator Bentsen will begin his schedule with a breakfast with supporters in Victoria arranged by Bill Seerden. It will be held at the Captain's Table Restaurant at 7:30 a.m. A county-wide public reception will be held for the Senator at 11 a.m. at the Holiday Inn in Victoria. While there, Bentsen will stop in the downtown area and also be interviewed by Sue Jones for KXIX TV's live Mid-Day program.

Calhoun County constituents will greet Senator Bentsen at a public reception at 2 p.m. at Coastal Bend Savings and Loan in Port Lavaca. Bentsen coordinator, Lamar Marshall, will accompany the Senator on a tour of Viking Mall Shopping Center following the reception.

FEDERAL BUREAU OF INVESTIGATION  
OFFICIAL FILE

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News Director  
KVLC Radio  
Box 3487  
Victoria, Texas 77901

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FEDERAL BUREAU OF INVESTIGATION  
U.S. DEPARTMENT OF JUSTICE  
WASHINGTON, D.C. 20535

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OFFICE OF GENERAL COUNSEL



MUSIC...  
JUST FOR THE TWO OF US

**KCWM**  
**FM STEREO 95**

RECEIVED  
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COMMISSION

CC# 374

76 AUG 3 A10: 52

BOX 4350 • VICTORIA, TEXAS 77901 • (512) 573-9171

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K C W M / K V I C

BS/hh

Enclosures

FEC Correspondence Control # 76-1861385

RECEIVED  
OFFICE OF THE ATTORNEY GENERAL  
OFFICE OF LEGAL COUNSEL



A WENDELL MAYES STATION



Music...  
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BOX 4350 • VICTORIA, TEXAS 77901

AIO: 28

Federal Election Commission  
Washington, D. C. 20463



FEDERAL ELECTION COMMISSION

1. Memo to Oldaker from Emons - 8/12/76

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The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

- |   |  |
|---|--|
| _____ (1) Classified Information                                | _____ (6) Personal privacy                             |
| _____ (2) Internal rules and practices                          | _____ (7) Investigatory files                          |
| _____ (3) Exempted by other statute                             | _____ (8) Banking Information                          |
| _____ (4) Trade secrets and commercial or financial information | _____ (9) Well Information (geographic or geophysical) |
| _____ (5) Internal Documents                                    |  |

Signed

Kurt Burkhardt

date

9/27/77