



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-0186/1
JK:cdc

2021 SENATE BILL 718

November 19, 2021 - Introduced by Senator BERNIER, cosponsored by Representatives WICHGERS, CABRAL-GUEVARA, MURPHY and SPIROS. Referred to Committee on Elections, Election Process Reform and Ethics.

1 **AN ACT to repeal** 11.0104 (1) (b), 11.0104 (4) and 11.1302; **to renumber and**
2 **amend** 11.1103 (1) and 11.1103 (2); **to amend** 11.0101 (7), 11.0102 (2) (a),
3 11.0104 (1) (a), 11.0104 (2), 11.0104 (3), 11.0104 (5), 11.0105 (1) (a), 11.0201 (4),
4 11.0204 (1) (a) 7. (intro.), 11.0204 (2) (c), 11.0204 (3) (b), 11.0204 (4) (c), 11.0204
5 (4) (d), 11.0204 (5) (b), 11.0204 (5) (c), 11.0204 (6) (a), 11.0204 (6) (b), 11.0204 (7),
6 11.0304 (1) (a) 7. (intro.), 11.0304 (2) (c), 11.0304 (3) (b), 11.0304 (4) (c), 11.0304
7 (4) (d), 11.0304 (5) (b), 11.0304 (5) (c), 11.0304 (7), 11.0404 (1) (a) 7. (intro.),
8 11.0404 (2) (c), 11.0404 (2) (d), 11.0404 (3) (b), 11.0404 (3) (c), 11.0404 (4),
9 11.0504 (1) (a) 7. (intro.), 11.0504 (2) (c), 11.0504 (3) (b), 11.0504 (4) (c), 11.0504
10 (4) (d), 11.0504 (5) (b), 11.0504 (5) (c), 11.0604 (1) (a) 7. (intro.), 11.0604 (2) (c),
11 11.0604 (3) (b), 11.0604 (4) (c), 11.0604 (4) (d), 11.0604 (5) (b), 11.0604 (5) (c),
12 11.0704 (2), 11.0704 (3) (a), 11.0704 (4) (a), 11.0704 (4) (b), 11.0704 (5) (a),
13 11.0704 (5) (b), 11.0804 (1) (a) 6. (intro.), 11.0804 (2) (c), 11.0804 (3) (b), 11.0804
14 (4) (c), 11.0804 (4) (d), 11.0804 (5) (b), 11.0804 (5) (c), 11.0904 (1) (a) 7. (intro.),

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1 11.0904 (2) (c), 11.0904 (3) (b), 11.0904 (4) (c), 11.0904 (4) (d), 11.0904 (5) (b),
2 11.0904 (5) (c), 11.1113 (3) and 11.1303 (2) (a); **to repeal and recreate** 11.0505
3 (1) (a), 11.0605 (1) (a) and 11.1001 (1) (a); and **to create** 11.0101 (7m), 11.0103
4 (3) (a) 4., 11.0104 (1) (bm) to (e), 11.0204 (4) (e), 11.0204 (5) (cm), 11.0204 (6) (c),
5 11.0304 (4) (e), 11.0304 (5) (cm), 11.0404 (2) (e), 11.0404 (3) (cm), 11.0504 (4) (e),
6 11.0504 (5) (cm), 11.0604 (4) (e), 11.0604 (5) (cm), 11.0704 (4) (c), 11.0704 (5)
7 (bm), 11.0804 (4) (e), 11.0804 (5) (d), 11.0904 (4) (e), 11.0904 (5) (d), 11.1103 (1)
8 (a) and (b), 11.1103 (2) (a) and (b) and 11.1103 (3) of the statutes; **relating to:**
9 campaign finance changes recommended by the Ethics Commission.

Analysis by the Legislative Reference Bureau

This bill makes the following changes related to campaign finance, as recommended by the Ethics Commission:

1. Expands the definition of “conduit” to mean an entity that receives a contribution, deposits the contribution in the entity’s account, and then releases the contribution to any committee at the direction of the contributor. Under current law, the release of the contribution must be to a candidate committee, legislative campaign committee, political party, or political action committee.

2. Provides that only a committee required to register and file with the Ethics Commission must pay the \$100 filing fee. Under current law, committees that are required to register and file with a local filing officer must also pay the filing fee.

3. Provides that a campaign finance report contain an itemized statement of all loans made to a committee. Current law does not require a committee to provide an itemized statement on any loan that is \$20 or less.

4. Increases the calendar year threshold for filing a statement of limited activity to \$2,500. Current law allows a committee, for campaign finance purposes, to file a statement of limited activity if the committee does not anticipate accepting or making contributions, making disbursements, or incurring obligations in an aggregate amount exceeding \$2,000 in a calendar year. Current law also exempts such a committee from filing campaign finance reports for the applicable calendar year. The bill clarifies the procedure for claiming that exemption.

5. Modifies the reporting requirement for late contributions so that contributions received during the period beginning on the day that is 14 days prior to a primary or election and ending on the day of the primary or election must be reported within 72 hours of receipt. Current law requires a contribution received later than 15 days prior to a primary or election to be reported within 72 hours of receipt.

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6. Clarifies the reporting requirements for a person who spends \$2,500 or more on express advocacy within 60 days from the date of a primary or election.

7. Modifies the periods during which the contribution limits apply. For example, for a candidate seeking reelection at the general election to the office that the candidate holds, the limits apply from the January 1 immediately after the candidate is elected to his or her current term to the December 31 immediately after a successor is elected or the incumbent is reelected. For a candidate seeking reelection at the spring election to the office that the candidate holds, the limits apply from the July 1 immediately after the candidate is elected to his or her current term of office to the June 30 immediately after a successor is elected or the incumbent is reelected. Current law merely states that for an individual who is a candidate for an office that the individual holds the limits apply during the term of that office.

8. Eliminates the requirement that a committee report any donation to a charitable organization or the common school fund no later than five days after making the donation and provide an explanation as to why the committee did not retain the amount donated.

9. Requires that any communication supporting or opposing a referendum that is paid for by any contribution or disbursement identify its source.

10. Specifies that the September campaign finance report is due on September 30, rather than the fourth Tuesday in September, and includes all contributions received, disbursements made, and obligations incurred as of September 23.

11. Modifies the requirement that a candidate committee treasurer maintain records in an organized and legible manner for not less than three years after the date of the election in which the committee participates to clarify that the treasurer must maintain records for the period specified in the bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 11.0101 (7) of the statutes is amended to read:

2 11.0101 (7) “Conduit” means a person other than an individual that receives
3 a contribution of money from an individual, deposits the contribution in an account
4 held by the person, and releases the contribution to a ~~candidate committee,~~
5 ~~legislative campaign committee, political party, or political action committee~~ at the
6 direction of the contributor.

7 **SECTION 2.** 11.0101 (7m) of the statutes is created to read:

SENATE BILL 718**SECTION 2**

1 11.0101 **(7m)** “Continuing report” means the reports due on January 15 and
2 July 15.

3 **SECTION 3.** 11.0102 (2) (a) of the statutes is amended to read:

4 11.0102 **(2)** (a) Except as provided in pars. (c) and (d), each committee that is
5 required to register ~~under this chapter and file with the commission under sub. (1)~~
6 (a) shall annually pay a filing fee of \$100 to the commission. The commission may
7 accept payment under this subsection by credit card, debit card, or other electronic
8 payment mechanism, and may charge a surcharge to that committee to recover the
9 actual costs associated with the acceptance of that electronic payment.

10 **SECTION 4.** 11.0103 (3) (a) 4. of the statutes is created to read:

11 11.0103 **(3)** (a) 4. September 23 in the case of a September report required
12 under this chapter.

13 **SECTION 5.** 11.0104 (1) (a) of the statutes is amended to read:

14 11.0104 **(1)** (a) Except as provided in par. ~~(b)~~ (bm), any committee which does
15 not anticipate accepting or making contributions, making disbursements, or
16 incurring obligations, and any conduit which does not anticipate accepting or
17 releasing contributions, in an aggregate amount exceeding ~~\$2,000~~ \$2,500 in a
18 calendar year may file claim an exemption from filing campaign finance reports by
19 filing a registration statement or an amended registration statement with the
20 appropriate filing officer indicating ~~that fact~~ the necessary facts, as described in this
21 paragraph, to claim the exemption. The committee or conduit shall certify the
22 registration statement or amended registration statement in the manner required
23 under s. 11.0103 (3) (c) and ~~shall include the information required to be reported by~~
24 ~~that committee or conduit on its continuing reports.~~

25 **SECTION 6.** 11.0104 (1) (b) of the statutes is repealed.

SENATE BILL 718**SECTION 7**

1 **SECTION 7.** 11.0104 (1) (bm) to (e) of the statutes are created to read:

2 11.0104 (1) (bm) 1. A candidate committee of a candidate for state office may
3 not claim the exemption under par. (a) during the calendar year of an election in
4 which the candidate is appearing on the ballot or participating as a write-in
5 candidate and shall file the continuing report that is due on January 15 of the year
6 after he or she appeared on the ballot or participated as a write-in candidate, unless
7 the committee has dissolved, as provided in s. 11.0105.

8 2. A candidate committee of a candidate for state office may claim the
9 exemption under par. (a) during the calendar year after the year in which the
10 candidate appeared on the ballot or participated as a write-in candidate by filing an
11 amended registration statement no sooner than the day after the election and no
12 later than January 15 of the year after the election.

13 3. A candidate committee of a candidate for state office may claim the
14 exemption under par. (a) during a subsequent year by filing an amended registration
15 statement no later than December 31 of the year preceding the year in which the
16 exemption will apply.

17 4. A candidate committee of a candidate for state office that fails to claim the
18 exemption under par. (a) before the expiration of the deadline under subd. 2. or 3.,
19 as applicable, is ineligible for the exemption and shall file all required campaign
20 finance reports for the following calendar year.

21 (c) A candidate committee of a candidate for local office is eligible for an
22 exemption under par. (a) at any time and may claim the exemption on its initial
23 registration statement or on an amended registration statement. An exemption
24 claimed under this paragraph applies until the committee exceeds the threshold

SENATE BILL 718**SECTION 7**

1 established under par. (a), amends its registration statement to become a state
2 candidate committee, or is dissolved, as provided in s. 11.0105.

3 (d) If a filing officer receives a registration statement or amended registration
4 statement seeking to claim the exemption under par. (a) and the filing officer knows
5 that the candidate committee is not eligible for the exemption, the filing officer shall
6 accept the registration but notify the committee within 10 business days that it is not
7 eligible for the exemption for that calendar year. The notice shall also indicate that
8 the committee is required to file campaign finance reports.

9 (e) A candidate whose candidate committee files a registration statement or
10 amended registration statement incorrectly claiming the exemption may not be
11 denied placement on the ballot if the registration statement or amended registration
12 statement otherwise complies with the requirements of this chapter.

13 **SECTION 8.** 11.0104 (2) of the statutes is amended to read:

14 11.0104 (2) Upon receipt of a properly executed registration statement or
15 amended registration statement by a committee or conduit, the appropriate filing
16 officer shall suspend the requirement imposed upon that committee or conduit by
17 this chapter to file ~~continuing~~ campaign finance reports. ~~An indication of limited~~
18 ~~activity exemption~~ under this section is effective ~~only for the calendar year in which~~
19 ~~it is granted, as provided under sub. (1) (bm)~~ unless the committee or conduit alters
20 its status by filing an amended registration statement before the end of such year or
21 files by filing a termination report under s. 11.0105.

22 **SECTION 9.** 11.0104 (3) of the statutes is amended to read:

23 11.0104 (3) ~~An indication of limited activity exemption~~ made under ~~sub. (1) this~~
24 section may be revoked. If revoked, the committee or conduit shall comply with the
25 reporting requirements applicable to the committee or conduit under this chapter as

SENATE BILL 718**SECTION 9**

1 of the date of revocation, or the date that aggregate contributions, disbursements,
2 or obligations for the calendar year exceed \$2,000 \$2,500. If the revocation is not
3 timely, the committee or conduit violates s. 11.1201.

4 **SECTION 10.** 11.0104 (4) of the statutes is repealed.

5 **SECTION 11.** 11.0104 (5) of the statutes is amended to read:

6 11.0104 (5) If a committee or conduit files an amended registration statement
7 under sub. (1) and ~~within 60 days~~ thereafter receives and accepts an unanticipated
8 contribution that results in the committee or conduit exceeding the threshold
9 established under sub. (1) (a), the committee or conduit shall do one of the following
10 ~~within 60 days~~ after receipt of the unanticipated contribution:

11 (a) ~~File~~ Immediately file an amended registration statement revoking the
12 exemption. An amended registration statement supersedes the previous
13 registration statement. The individual who certifies to the accuracy of the
14 registration statement shall also certify that the amended registration statement is
15 filed on account of the receipt of unanticipated contributions and the failure to file
16 a correct registration statement was not intentional. Thereafter, the committee or
17 conduit shall file all required campaign finance reports for the remainder of the
18 calendar year. Except as provided in sub. (1) (bm) 1., the committee or conduit may
19 again claim the exemption for the next calendar year.

20 (b) Return the contribution to the contributor or donate the contribution to the
21 common school fund or to a charitable organization no later than 15 days from the
22 date on which the contribution is received.

23 **SECTION 12.** 11.0105 (1) (a) of the statutes is amended to read:

24 11.0105 (1) (a) Except as provided in par. (b) and s. 11.0104 (4), whenever any
25 committee or conduit dissolves or determines that obligations will no longer be

SENATE BILL 718**SECTION 12**

1 incurred, contributions will no longer be received or, in the case of a conduit, accepted
2 and released, and disbursements will no longer be made during a calendar year, and
3 the committee has no outstanding incurred obligations, the committee or conduit
4 shall file with the appropriate filing officer a termination report that indicates a cash
5 balance of zero at the end of the reporting period. The committee or conduit shall
6 certify the termination report in the manner required under s. 11.0103 (3) (c) and the
7 committee shall include the information required to be reported by that committee
8 on its continuing reports.

9 **SECTION 13.** 11.0201 (4) of the statutes is amended to read:

10 11.0201 (4) The treasurer shall maintain the records of the candidate
11 committee for the period specified under s. 11.1103 in an organized and legible
12 manner for not less than 3 years after the date of the election in which the candidate
13 committee participates last day of the period specified under s. 11.1103.

14 **SECTION 14.** 11.0204 (1) (a) 7. (intro.) of the statutes is amended to read:

15 11.0204 (1) (a) 7. (intro.) An itemized statement of each loan of money made
16 to the candidate committee ~~in an aggregate amount or value in excess of \$20,~~
17 together with all of the following:

18 **SECTION 15.** 11.0204 (2) (c) of the statutes is amended to read:

19 11.0204 (2) (c) Annually in each year of an election cycle, file a report on the
20 ~~15th day of the month in the months of January 15 and July 15.~~

21 **SECTION 16.** 11.0204 (3) (b) of the statutes is amended to read:

22 11.0204 (3) (b) Annually in each year of an election cycle, file a report on the
23 ~~15th day of the month in the months of January 15 and July 15.~~

24 **SECTION 17.** 11.0204 (4) (c) of the statutes is amended to read:

SENATE BILL 718**SECTION 17**

1 11.0204 (4) (c) In an odd-numbered year, file a report on ~~the 15th day of the~~
2 ~~month in the months of January 15 and July 15.~~

3 **SECTION 18.** 11.0204 (4) (d) of the statutes is amended to read:

4 11.0204 (4) (d) In an even-numbered year, file a report on ~~the 15th day of the~~
5 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
6 ~~September 15.~~

7 **SECTION 19.** 11.0204 (4) (e) of the statutes is created to read:

8 11.0204 (4) (e) In an even-numbered year, file a report on September 30
9 indicating contributions, disbursements, and obligations received, made, or incurred
10 after July 1 that are not included in the preprimary report.

11 **SECTION 20.** 11.0204 (5) (b) of the statutes is amended to read:

12 11.0204 (5) (b) In an odd-numbered year, file a report on ~~the 15th day of the~~
13 ~~month in the months of January 15 and July 15.~~

14 **SECTION 21.** 11.0204 (5) (c) of the statutes is amended to read:

15 11.0204 (5) (c) In an even-numbered year, file a report on ~~the 15th day of the~~
16 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
17 ~~September 15.~~

18 **SECTION 22.** 11.0204 (5) (cm) of the statutes is created to read:

19 11.0204 (5) (cm) In an even-numbered year, file a report on September 30
20 indicating contributions, disbursements, and obligations received, made, or incurred
21 after July 1 that are not included in the preprimary report.

22 **SECTION 23.** 11.0204 (6) (a) of the statutes is amended to read:

23 11.0204 (6) (a) In an odd-numbered year, file a report on ~~the 15th day of the~~
24 ~~month in the months of January 15 and July 15.~~

25 **SECTION 24.** 11.0204 (6) (b) of the statutes is amended to read:

SENATE BILL 718**SECTION 24**

1 11.0204 (6) (b) In an even-numbered year, file a report on ~~the 15th day of the~~
2 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
3 ~~September 15.~~

4 **SECTION 25.** 11.0204 (6) (c) of the statutes is created to read:

5 11.0204 (6) (c) In an even-numbered year, file a report on September 30
6 indicating contributions, disbursements, and obligations received, made, or incurred
7 after July 1 that are not included in the preprimary report.

8 **SECTION 26.** 11.0204 (7) of the statutes is amended to read:

9 11.0204 (7) REPORTS OF LATE CONTRIBUTIONS. If any contribution or
10 contributions of \$1,000 or more cumulatively are received by a candidate committee
11 for a candidate for state office from a single contributor ~~later than 15~~ during the
12 period beginning on the day that is 14 days prior to a primary or election and ending
13 on the day of the primary or election, and the contribution or contributions are not
14 included in the preprimary or preelection report required of the committee under this
15 chapter, the treasurer of the committee or the individual receiving the contribution
16 shall, within 72 hours of receipt, provide the appropriate filing officer with the
17 information required to be reported for contributions received by the committee
18 under this subchapter in such manner as the commission may prescribe. The
19 information shall also be included in the committee's next regular report.

20 **SECTION 27.** 11.0304 (1) (a) 7. (intro.) of the statutes is amended to read:

21 11.0304 (1) (a) 7. (intro.) An itemized statement of each loan of money made
22 to the political party ~~in an aggregate amount or value in excess of \$20,~~ together with
23 all of the following:

24 **SECTION 28.** 11.0304 (2) (c) of the statutes is amended to read:

SENATE BILL 718**SECTION 28**

1 11.0304 (2) (c) Annually in each year of an election cycle, file a report on the
2 ~~15th day of the month in the months of January 15 and July 15.~~

3 **SECTION 29.** 11.0304 (3) (b) of the statutes is amended to read:

4 11.0304 (3) (b) Annually in each year of an election cycle, file a report on the
5 ~~15th day of the month in the months of January 15 and July 15.~~

6 **SECTION 30.** 11.0304 (4) (c) of the statutes is amended to read:

7 11.0304 (4) (c) In an odd-numbered year, file a report on the ~~15th day of the~~
8 ~~month in the months of January 15 and July 15.~~

9 **SECTION 31.** 11.0304 (4) (d) of the statutes is amended to read:

10 11.0304 (4) (d) In an even-numbered year, file a report on the ~~15th day of the~~
11 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
12 ~~September 15.~~

13 **SECTION 32.** 11.0304 (4) (e) of the statutes is created to read:

14 11.0304 (4) (e) In an even-numbered year, file a report on September 30
15 indicating contributions, disbursements, and obligations received, made, or incurred
16 after July 1 that are not included in the preprimary report.

17 **SECTION 33.** 11.0304 (5) (b) of the statutes is amended to read:

18 11.0304 (5) (b) In an odd-numbered year, file a report on the ~~15th day of the~~
19 ~~month in the months of January 15 and July 15.~~

20 **SECTION 34.** 11.0304 (5) (c) of the statutes is amended to read:

21 11.0304 (5) (c) In an even-numbered year, file a report on the ~~15th day of the~~
22 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
23 ~~September 15.~~

24 **SECTION 35.** 11.0304 (5) (cm) of the statutes is created to read:

SENATE BILL 718**SECTION 35**

1 11.0304 (5) (cm) In an even-numbered year, file a report on September 30
2 indicating contributions, disbursements, and obligations received, made, or incurred
3 after July 1 that are not included in the preprimary report.

4 **SECTION 36.** 11.0304 (7) of the statutes is amended to read:

5 11.0304 (7) REPORTS OF LATE CONTRIBUTIONS. If any contribution or
6 contributions of \$1,000 or more cumulatively are received by a political party from
7 a single contributor ~~later than 15~~ during the period beginning on the day that is 14
8 days prior to a primary or election and ending on the day of the primary or election,
9 and the contribution or contributions are not included in the preprimary or
10 preelection report required of the political party under this chapter, the treasurer of
11 the political party shall, within 72 hours of receipt, provide the appropriate filing
12 officer with the information required to be reported for contributions received by the
13 political party under this subchapter in such manner as the commission may
14 prescribe. The information shall also be included in the political party's next regular
15 report.

16 **SECTION 37.** 11.0404 (1) (a) 7. (intro.) of the statutes is amended to read:

17 11.0404 (1) (a) 7. (intro.) An itemized statement of each loan of money made
18 to the legislative campaign committee ~~in an aggregate amount or value in excess of~~
19 ~~\$20~~, together with all of the following:

20 **SECTION 38.** 11.0404 (2) (c) of the statutes is amended to read:

21 11.0404 (2) (c) In an odd-numbered year, file a report on ~~the 15th day of the~~
22 ~~month in the months of~~ January 15 and July 15.

23 **SECTION 39.** 11.0404 (2) (d) of the statutes is amended to read:

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1 11.0404 (2) (d) In an even-numbered year, file a report on ~~the 15th day of the~~
2 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
3 ~~September 15.~~

4 **SECTION 40.** 11.0404 (2) (e) of the statutes is created to read:

5 11.0404 (2) (e) In an even-numbered year, file a report on September 30
6 indicating contributions, disbursements, and obligations received, made, or incurred
7 after July 1 that are not included in the preprimary report.

8 **SECTION 41.** 11.0404 (3) (b) of the statutes is amended to read:

9 11.0404 (3) (b) In an odd-numbered year, file a report on ~~the 15th day of the~~
10 ~~month in the months of January 15 and July 15.~~

11 **SECTION 42.** 11.0404 (3) (c) of the statutes is amended to read:

12 11.0404 (3) (c) In an even-numbered year, file a report on ~~the 15th day of the~~
13 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
14 ~~September 15.~~

15 **SECTION 43.** 11.0404 (3) (cm) of the statutes is created to read:

16 11.0404 (3) (cm) In an even-numbered year, file a report on September 30
17 indicating contributions made or received and disbursements made after July 1 that
18 are not included in the preprimary report.

19 **SECTION 44.** 11.0404 (4) of the statutes is amended to read:

20 11.0404 (4) **REPORTS OF LATE CONTRIBUTIONS.** If any contribution or
21 contributions of \$1,000 or more cumulatively are received by a legislative campaign
22 committee from a single contributor ~~later than 15~~ during the period beginning on the
23 day that is 14 days prior to a primary or election and ending on the day of the primary
24 or election and the contribution or contributions are not included in the preprimary
25 or preelection report required of the committee under this chapter, the treasurer of

SENATE BILL 718**SECTION 44**

1 the committee shall, within 72 hours of receipt, provide the appropriate filing officer
2 with the information required to be reported for contributions received by the
3 committee under this subchapter in such manner as the commission may prescribe.
4 The information shall also be included in the committee's next regular report.

5 **SECTION 45.** 11.0504 (1) (a) 7. (intro.) of the statutes is amended to read:

6 11.0504 (1) (a) 7. (intro.) An itemized statement of each loan of money made
7 to the political action committee ~~in an aggregate amount or value in excess of \$20,~~
8 together with all of the following:

9 **SECTION 46.** 11.0504 (2) (c) of the statutes is amended to read:

10 11.0504 (2) (c) Annually in each year of an election cycle, file a report on the
11 ~~15th day of the month in the months of January 15 and July 15.~~

12 **SECTION 47.** 11.0504 (3) (b) of the statutes is amended to read:

13 11.0504 (3) (b) Annually in each year of an election cycle, file a report on the
14 ~~15th day of the month in the months of January 15 and July 15.~~

15 **SECTION 48.** 11.0504 (4) (c) of the statutes is amended to read:

16 11.0504 (4) (c) In an odd-numbered year, file a report on the ~~15th day of the~~
17 ~~month in the months of January 15 and July 15.~~

18 **SECTION 49.** 11.0504 (4) (d) of the statutes is amended to read:

19 11.0504 (4) (d) In an even-numbered year, file a report on the ~~15th day of the~~
20 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
21 ~~September 15.~~

22 **SECTION 50.** 11.0504 (4) (e) of the statutes is created to read:

23 11.0504 (4) (e) In an even-numbered year, file a report on September 30
24 indicating contributions, disbursements, and obligations received, made, or incurred
25 after July 1 that are not included in the preprimary report.

SENATE BILL 718**SECTION 51**

1 **SECTION 51.** 11.0504 (5) (b) of the statutes is amended to read:

2 11.0504 (5) (b) In an odd-numbered year, file a report on the ~~15th day of the~~
3 ~~month in the months of~~ January 15 and July 15.

4 **SECTION 52.** 11.0504 (5) (c) of the statutes is amended to read:

5 11.0504 (5) (c) In an even-numbered year, file a report on ~~the 15th day of the~~
6 ~~month in the months of~~ January and 15 and July, ~~and on the 4th Tuesday in~~
7 ~~September~~ 15.

8 **SECTION 53.** 11.0504 (5) (cm) of the statutes is created to read:

9 11.0504 (5) (cm) In an even-numbered year, file a report on September 30
10 indicating contributions, disbursements, and obligations received, made, or incurred
11 after July 1 that are not included in the preprimary report.

12 **SECTION 54.** 11.0505 (1) (a) of the statutes is repealed and recreated to read:

13 11.0505 (1) (a) 1. For the period beginning 60 days prior to the spring primary
14 and ending on the date of the spring election, a political action committee spending
15 \$2,500 or more in the aggregate on express advocacy for one or more candidates at
16 the spring primary or spring election shall submit statements to the commission
17 under par. (b) for express advocacy.

18 2. For the period beginning 60 days prior to the partisan primary and ending
19 on the date of the general election, a political action committee spending \$2,500 or
20 more in the aggregate on express advocacy for one or more candidates at the partisan
21 primary or general election shall submit statements to the commission under par. (b)
22 for express advocacy as follows:

23 a. During the period beginning 60 days prior to the partisan primary and
24 ending on the date of the partisan primary.

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1 b. During the period beginning 60 days prior to the general election and ending
2 on the date of the general election.

3 3. For the period beginning 60 days prior to a special primary and ending on
4 the date of the special election, a political action committee spending \$2,500 or more
5 in the aggregate on express advocacy for one or more candidates at the special
6 primary or special election shall submit statements to the commission under par. (b)
7 for express advocacy.

8 **SECTION 55.** 11.0604 (1) (a) 7. (intro.) of the statutes is amended to read:

9 11.0604 (1) (a) 7. (intro.) An itemized statement of each loan of money made
10 to the independent expenditure committee ~~in an aggregate amount or value in excess~~
11 of \$20, together with all of the following:

12 **SECTION 56.** 11.0604 (2) (c) of the statutes is amended to read:

13 11.0604 (2) (c) Annually in each year of an election cycle, file a report on ~~the~~
14 ~~15th day of the month in the months of January~~ 15 and July 15.

15 **SECTION 57.** 11.0604 (3) (b) of the statutes is amended to read:

16 11.0604 (3) (b) Annually in each year of an election cycle, file a report on ~~the~~
17 ~~15th day of the month in the months of January~~ 15 and July 15.

18 **SECTION 58.** 11.0604 (4) (c) of the statutes is amended to read:

19 11.0604 (4) (c) In an odd-numbered year, file a report on ~~the 15th day of the~~
20 ~~month in the months of January~~ 15 and July 15.

21 **SECTION 59.** 11.0604 (4) (d) of the statutes is amended to read:

22 11.0604 (4) (d) In an even-numbered year, file a report on ~~the 15th day of the~~
23 ~~month in the months of January and~~ 15 and July, and on the 4th Tuesday in
24 September 15.

25 **SECTION 60.** 11.0604 (4) (e) of the statutes is created to read:

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1 11.0604 (4) (e) In an even-numbered year, file a report on September 30
2 indicating contributions, disbursements, and obligations received, made, or incurred
3 after July 1 that are not included in the preprimary report.

4 **SECTION 61.** 11.0604 (5) (b) of the statutes is amended to read:

5 11.0604 (5) (b) In an odd-numbered year, file a report on ~~the 15th day of the~~
6 ~~month in the months of~~ January 15 and July 15.

7 **SECTION 62.** 11.0604 (5) (c) of the statutes is amended to read:

8 11.0604 (5) (c) In an even-numbered year, file a report on ~~the 15th day of the~~
9 ~~month in the months of~~ January and 15 and July, ~~and on the 4th Tuesday in~~
10 September 15.

11 **SECTION 63.** 11.0604 (5) (cm) of the statutes is created to read:

12 11.0604 (5) (cm) In an even-numbered year, file a report on September 30
13 indicating contributions, disbursements, and obligations received, made, or incurred
14 after July 1 that are not included in the preprimary report.

15 **SECTION 64.** 11.0605 (1) (a) of the statutes is repealed and recreated to read:

16 11.0605 (1) (a) 1. For the period beginning 60 days prior to the spring primary
17 and ending on the date of the spring election, an independent expenditure committee
18 spending \$2,500 or more in the aggregate on express advocacy for one or more
19 candidates at the spring primary or spring election shall submit statements to the
20 commission under par. (b) for express advocacy.

21 2. For the period beginning 60 days prior to the partisan primary and ending
22 on the date of the general election, an independent expenditure committee spending
23 \$2,500 or more in the aggregate on express advocacy for one or more candidates at
24 the partisan primary or general election shall submit statements to the commission
25 under par. (b) for express advocacy as follows:

SENATE BILL 718**SECTION 64**

1 a. During the period beginning 60 days prior to the partisan primary and
2 ending on the date of the partisan primary.

3 b. During the period beginning 60 days prior to the general election and ending
4 on the date of the general election.

5 3. For the period beginning 60 days prior to a special primary and ending on
6 the date of the special election, an independent expenditure committee spending
7 \$2,500 or more in the aggregate on express advocacy for one or more candidates at
8 the special primary or special election shall submit statements to the commission
9 under par. (b) for express advocacy.

10 **SECTION 65.** 11.0704 (2) of the statutes is amended to read:

11 11.0704 (2) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING PRIMARY. A
12 conduit that releases a contribution of money to a recipient to support or oppose one
13 or more candidates for office at a spring primary or a candidate at a special primary
14 held to nominate nonpartisan candidates to be voted for at a special election held to
15 fill a vacancy in one or more of the nonpartisan state or local offices voted for at the
16 spring election, or to support or oppose committees engaging in such activities, shall,
17 annually in each year of an election cycle, file a report on ~~the 15th day of the month~~
18 ~~in the months of~~ January 15 and July 15.

19 **SECTION 66.** 11.0704 (3) (a) of the statutes is amended to read:

20 11.0704 (3) (a) Annually in each year of an election cycle, file a report on ~~the~~
21 ~~15th day of the month in the months of~~ January 15 and July 15.

22 **SECTION 67.** 11.0704 (4) (a) of the statutes is amended to read:

23 11.0704 (4) (a) In an odd-numbered year, file a report on ~~the 15th day of the~~
24 ~~month in the months of~~ January 15 and July 15.

25 **SECTION 68.** 11.0704 (4) (b) of the statutes is amended to read:

SENATE BILL 718**SECTION 68**

1 11.0704 (4) (b) In an even-numbered year, file a report on ~~the 15th day of the~~
2 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
3 ~~September 15.~~

4 **SECTION 69.** 11.0704 (4) (c) of the statutes is created to read:

5 11.0704 (4) (c) In an even-numbered year, file a report on September 30
6 indicating contributions released after July 1 that are not included in the preprimary
7 report.

8 **SECTION 70.** 11.0704 (5) (a) of the statutes is amended to read:

9 11.0704 (5) (a) In an odd-numbered year, file a report on ~~the 15th day of the~~
10 ~~month in the months of January 15 and July 15.~~

11 **SECTION 71.** 11.0704 (5) (b) of the statutes is amended to read:

12 11.0704 (5) (b) In an even-numbered year, file a report on ~~the 15th day of the~~
13 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
14 ~~September 15.~~

15 **SECTION 72.** 11.0704 (5) (bm) of the statutes is created to read:

16 11.0704 (5) (bm) In an even-numbered year, file a report on September 30
17 indicating contributions released after July 1 that are not included in the preprimary
18 report.

19 **SECTION 73.** 11.0804 (1) (a) 6. (intro.) of the statutes is amended to read:

20 11.0804 (1) (a) 6. (intro.) An itemized statement of each loan of money made
21 to the referendum committee ~~in an aggregate amount or value in excess of \$20,~~
22 together with all of the following:

23 **SECTION 74.** 11.0804 (2) (c) of the statutes is amended to read:

24 11.0804 (2) (c) Annually in each year of an election cycle, file a report on ~~the~~
25 ~~15th day of the month in the months of January 15 and July 15.~~

SENATE BILL 718**SECTION 75**

1 **SECTION 75.** 11.0804 (3) (b) of the statutes is amended to read:

2 11.0804 (3) (b) Annually in each year of an election cycle, file a report on the
3 ~~15th day of the month in the months of January 15 and July 15.~~

4 **SECTION 76.** 11.0804 (4) (c) of the statutes is amended to read:

5 11.0804 (4) (c) In an odd-numbered year, file a report on ~~the 15th day of the~~
6 ~~month in the months of January 15 and July 15.~~

7 **SECTION 77.** 11.0804 (4) (d) of the statutes is amended to read:

8 11.0804 (4) (d) In an even-numbered year, file a report on ~~the 15th day of the~~
9 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
10 ~~September 15.~~

11 **SECTION 78.** 11.0804 (4) (e) of the statutes is created to read:

12 11.0804 (4) (e) In an even-numbered year, file a report on September 30
13 indicating contributions, disbursements, and obligations received, made, or incurred
14 after July 1 that are not included in the preprimary report.

15 **SECTION 79.** 11.0804 (5) (b) of the statutes is amended to read:

16 11.0804 (5) (b) In an odd-numbered year, file a report on ~~the 15th day of the~~
17 ~~month in the months of January 15 and July 15.~~

18 **SECTION 80.** 11.0804 (5) (c) of the statutes is amended to read:

19 11.0804 (5) (c) In an even-numbered year, file a report on ~~the 15th day of the~~
20 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
21 ~~September 15.~~

22 **SECTION 81.** 11.0804 (5) (d) of the statutes is created to read:

23 11.0804 (5) (d) In an even-numbered year, file a report on September 30
24 indicating contributions, disbursements, and obligations received, made, or incurred
25 after July 1 that are not included in the preprimary report.

SENATE BILL 718**SECTION 82**

1 **SECTION 82.** 11.0904 (1) (a) 7. (intro.) of the statutes is amended to read:

2 11.0904 (1) (a) 7. (intro.) An itemized statement of each loan of money made
3 to the recall committee ~~in an aggregate amount or value in excess of \$20~~, together
4 with all of the following:

5 **SECTION 83.** 11.0904 (2) (c) of the statutes is amended to read:

6 11.0904 (2) (c) Annually in each year of an election cycle, file a report on ~~the~~
7 ~~15th day of the month in the months of~~ January 15 and July 15.

8 **SECTION 84.** 11.0904 (3) (b) of the statutes is amended to read:

9 11.0904 (3) (b) Annually in each year of an election cycle, file a report on ~~the~~
10 ~~15th day of the month in the months of~~ January 15 and July 15.

11 **SECTION 85.** 11.0904 (4) (c) of the statutes is amended to read:

12 11.0904 (4) (c) In an odd-numbered year, file a report on ~~the 15th day of the~~
13 ~~month in the months of~~ January 15 and July 15.

14 **SECTION 86.** 11.0904 (4) (d) of the statutes is amended to read:

15 11.0904 (4) (d) In an even-numbered year, file a report on ~~the 15th day of the~~
16 ~~month in the months of~~ January and 15 and July, ~~and on the 4th Tuesday in~~
17 ~~September~~ 15.

18 **SECTION 87.** 11.0904 (4) (e) of the statutes is created to read:

19 11.0904 (4) (e) In an even-numbered year, file a report on September 30
20 indicating contributions, disbursements, and obligations received, made, or incurred
21 after July 1 that are not included in the preprimary report.

22 **SECTION 88.** 11.0904 (5) (b) of the statutes is amended to read:

23 11.0904 (5) (b) In an odd-numbered year, file a report on ~~the 15th day of the~~
24 ~~month in the months of~~ January 15 and July 15.

25 **SECTION 89.** 11.0904 (5) (c) of the statutes is amended to read:

SENATE BILL 718**SECTION 89**

1 11.0904 (5) (c) In an even-numbered year, file a report on ~~the 15th day of the~~
2 ~~month in the months of January and 15 and July, and on the 4th Tuesday in~~
3 ~~September 15.~~

4 **SECTION 90.** 11.0904 (5) (d) of the statutes is created to read:

5 11.0904 (5) (d) In an even-numbered year, file a report on September 30
6 indicating contributions, disbursements, and obligations received, made, or incurred
7 after July 1 that are not included in the preprimary report.

8 **SECTION 91.** 11.1001 (1) (a) of the statutes is repealed and recreated to read:

9 11.1001 (1) (a) 1. For the period beginning 60 days prior to the spring primary
10 and ending on the date of the spring election, any person, other than a committee,
11 spending \$2,500 or more in the aggregate on express advocacy for one or more
12 candidates at the spring primary or spring election shall submit statements to the
13 commission under par. (b) for express advocacy.

14 2. For the period beginning 60 days prior to the partisan primary and ending
15 on the date of the general election, any person, other than a committee, spending
16 \$2,500 or more in the aggregate on express advocacy for one or more candidates at
17 the partisan primary or general election shall submit statements to the commission
18 under par. (b) for express advocacy as follows:

19 a. During the period beginning 60 days prior to the partisan primary and
20 ending on the date of the partisan primary.

21 b. During the period beginning 60 days prior to the general election and ending
22 on the date of the general election.

23 3. For the period beginning 60 days prior to a special primary and ending on
24 the date of the special election, any person, other than a committee, spending \$2,500
25 or more in the aggregate on express advocacy for one or more candidates at the

SENATE BILL 718**SECTION 91**

1 special primary or special election shall submit statements to the commission under
2 par. (b) for express advocacy.

3 **SECTION 92.** 11.1103 (1) of the statutes is renumbered 11.1103 (1) (intro.) and
4 amended to read:

5 11.1103 (1) (intro.) For an individual who is a candidate ~~for an~~ seeking
6 reelection to the office that the individual holds, the limits under s. 11.1101 (1) to ~~(3)~~
7 ~~(4)~~ apply during the term of that office. as follows:

8 **SECTION 93.** 11.1103 (1) (a) and (b) of the statutes are created to read:

9 11.1103 (1) (a) For a candidate elected to an office at the general election, from
10 the January 1 immediately after the candidate is elected to his or her current term
11 to the December 31 immediately after a successor is elected or the incumbent is
12 reelected.

13 (b) For a candidate elected to an office at the spring election, from the July 1
14 immediately after the candidate is elected to his or her current term of office to the
15 June 30 immediately after a successor is elected or the incumbent is reelected.

16 **SECTION 94.** 11.1103 (2) of the statutes is renumbered 11.1103 (2) (intro.) and
17 amended to read:

18 11.1103 (2) (intro.) For an individual who is a candidate for an office that the
19 individual does not hold, the limits under s. 11.1101 (1) to ~~(3)~~ (4) apply ~~during the~~
20 ~~period beginning on the date on which the individual becomes a candidate under s.~~
21 ~~11.0101 (1) (a) and ending on the day before the term of office begins for the office~~
22 ~~sought by the candidate. as follows:~~

23 **SECTION 95.** 11.1103 (2) (a) and (b) of the statutes are created to read:

SENATE BILL 718**SECTION 95**

1 11.1103 (2) (a) For an individual seeking election to an office at the general
2 election, from the date on which the individual becomes a candidate to the December
3 31 immediately after the election.

4 (b) For an individual seeking election to an office at the spring election, from
5 the date on which the individual becomes a candidate to the June 30 immediately
6 after the election.

7 **SECTION 96.** 11.1103 (3) of the statutes is created to read:

8 11.1103 (3) For an individual seeking election to an office at a special election,
9 the limits under s. 11.1101 (1) to (4) apply from the date on which the individual
10 becomes a candidate to the 22nd day after the election. If the individual is elected
11 at the special election, the limits under s. 11.1101 (1) to (4) apply from the 23rd day
12 after the special election to the end of the applicable period under sub. (1).

13 **SECTION 97.** 11.1113 (3) of the statutes is amended to read:

14 11.1113 (3) LIMITED LIABILITY COMPANIES. (a) A contribution made to a
15 committee by a limited liability company treated as a partnership by the federal
16 internal revenue service pursuant to 26 CFR 301.7701-3 is considered a contribution
17 made by each of the contributing members and subject to the limits under this
18 subchapter. A limited liability company that makes a contribution under this
19 paragraph shall affirm to the candidate committee that it is treated as a partnership
20 for federal tax purposes and eligible to make the contribution. The company shall
21 provide to the committee the names of the contributing members and the amount of
22 the individual contribution made by each member. For purposes of determining the
23 individual contribution amounts made by each member, the company shall attribute
24 the individual contributions according to each member's share of the company's

SENATE BILL 718**SECTION 97**

1 profits, unless the members agree to apportion the contribution in a different
2 manner.

3 (b) A contribution made to a ~~candidate~~ committee by a single-member limited
4 liability company in which the sole member is an individual is considered a
5 contribution made by that individual and subject to the individual limits under s.
6 11.1101 (1). A limited liability company that makes a contribution under this
7 paragraph shall affirm to the ~~candidate~~ committee that it is a single-member limited
8 liability company in which the sole member is an individual and eligible to make the
9 contribution.

10 **SECTION 98.** 11.1302 of the statutes is repealed.

11 **SECTION 99.** 11.1303 (2) (a) of the statutes is amended to read:

12 11.1303 (2) (a) Every printed advertisement, billboard, handbill, sample ballot,
13 television or radio advertisement, or other communication containing express
14 advocacy or supporting or opposing a referendum which is paid for by any
15 contribution or disbursement shall clearly identify its source.

16 **SECTION 100. Effective date.**

17 (1) This act takes effect on the first day of the first continuing report period
18 following publication.

19 (END)