

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2872/3dni
JTK & RJM.....:.....

. Concerning proposed s. 11.31 (3n) and (3p), which allow a candidate who is opposed by one or more candidates who do not agree to accept disbursement and self-contribution limitations and who determine that an opponent has exceeded the applicable disbursement limit or level, and each of his or her opponents, to make certain additional disbursements and accept certain additional contributions, you may wish to require any candidate who makes this self-determination to immediately file a certificate with the appropriate filing officer indicating that he or she has made the determination so that opposing candidates may be aware of it. Also, is there any remedy if an opposing candidate who is accused of exceeding a limit or level claims that the determination is wrong?

. Concerning proposed s. 11.31 (3r) and (3s), which allow a candidate who has filed an affidavit of compliance with disbursement and self-contribution limitations and who determines that an independent expenditure has been made to finance a mass communication opposing his or her candidacy or supporting his or her opponent to file a statement with the appropriate filing officer and obtain a determination permitting the candidate and each of his or her opponents to exceed disbursement limitations or levels and to receive certain additional contributions, we understand that you have not finally decided whether the filing officer should attempt to verify the statement before issuing a determination. Under this draft, the filing officer must do so. Please let us know if you decide otherwise.