

**ASSEMBLY AMENDMENT 1,
TO 2001 ASSEMBLY BILL 843**

February 21, 2002 – Offered by COMMITTEE ON CAMPAIGNS AND ELECTIONS.

1 At the locations indicated, amend the bill as follows:

- 2 **1.** Page 22, line 15: delete the material beginning with “, other” and ending
3 with “disbursement,” on line 16.
- 4 **2.** Page 26, line 19: after “disbursements” insert “using contributions”.
- 5 **3.** Page 27, line 11: after “reported” insert “under this section”.
- 6 **4.** Page 28, line 10: delete “and (2)” and substitute “(2), and (2m)”.
- 7 **5.** Page 28, line 13: delete “or (2)” and substitute “(2), or (2m)”.
- 8 **6.** Page 29, line 7: after “board” insert “on a form prescribed by the board for
9 this purpose”.
- 10 **7.** Page 30, line 14: delete “opponent,” and substitute “opponent or”.
- 11 **8.** Page 30, line 15: delete the material beginning with “or if any” and ending
12 with “incorrect,” on line 17.

1 **9.** Page 36, line 4: delete lines 4 and 5 and substitute:

2 “11.20 **(2)** ~~Preprimary and~~ Unless a candidate is required to file additional
3 reports”.

4 **10.** Page 36, line 15: delete “otherwise” and substitute “additional reports
5 are”.

6 **11.** Page 36, line 22: delete “otherwise” and substitute “additional reports
7 are”.

8 **12.** Page 36, line 23: after “election” insert “other than a primary”.

9 **13.** Page 37, line 1: delete lines 1 to 7 and substitute:

10 “11.20 **(3)** (be) In addition to any reports required under sub. (2), if a candidate
11 for a state office specified in s. 11.31 (1) (a) to (d), (e), or (f) who seeks to have his or
12 her name appear on the ballot at a general, spring, or special election, as of the 15th
13 day before the primary election at which the candidate seeks nomination or, if no
14 primary is held, as of the 15th day before the date on which the primary would be
15 held, if a primary were required, has received contributions or other income in a total
16 amount exceeding 75% of the disbursement level specified in s. 11.31 (1), as adjusted
17 under s. 11.31 (9), for the office that the candidate seeks, the candidate or his or her
18 personal campaign committee shall file preprimary or preelection reports beginning
19 with the week which includes that day for each week prior to any primary election,
20 and for each week prior to the succeeding general, spring, or special election, if the
21 name of the candidate appears on the ballot at that election.”.

22 **14.** Page 40, line 14: delete lines 14 and 15 and substitute “for election or
23 nomination to any ~~of the following offices~~ office specified in pars. (a) to (c) who has
24 filed an affidavit under s. 11.31 (2m) or for election or nomination to any office

1 specified in pars. (cc) to (d) and to any individual or committee under s. 11.06 (7)
2 acting solely”.

3 **15.** Page 41, line 18: after “(10a)” insert “and except as provided under sub.
4 (2t)”.

5 **16.** Page 41, line 20: delete “of the following offices” and substitute “of the
6 following offices office specified in pars. (a) to (c) who has filed an affidavit under s.
7 11.31 (2m) or for election or nomination to any office specified in pars. (cc) to (e)”.

8 **17.** Page 42, line 11: after that line insert:

9 “**SECTION 61g.** 11.26 (2m) of the statutes is created to read:

10 11.26 **(2m)** Subject to sub. (10a) and except as provided under sub. (2t), no
11 committee other than a political party committee may make any contribution or
12 contributions to a candidate for election or nomination to any of the following offices
13 who has not filed an affidavit under s. 11.31 (2m) and to any individual or committee
14 under s. 11.06 (7) acting solely in support of such a candidate or solely in opposition
15 to the candidate’s opponent to the extent of more than a total of the amounts specified
16 per candidate:

17 (a) Candidates for governor, \$21,750.

18 (ae) Candidates for lieutenant governor, \$6,000.

19 (am) Candidates for attorney general, \$11,000.

20 (as) Candidates for state superintendent or justice, \$6,000.

21 (av) Candidates for secretary of state or state treasurer, \$4,325.

22 (b) Candidates for state senator, \$750.

23 (c) Candidates for representative to the assembly, \$375.

24 **SECTION 61r.** 11.26 (2t) of the statutes is created to read:

1 11.26 **(2t)** The limitations under sub. (2m) apply to any candidate who files an
2 affidavit under s. 11.31 (2m) (a) but who the board determines is ineligible to receive
3 a grant from the Wisconsin election campaign fund, who withdraws his or her
4 application for a grant under s. 11.50 (2) (h), or to whom s. 11.50 (2) (i) applies, unless
5 the candidate subsequently files an affidavit under s. 11.31 (2m) (b). If a candidate
6 files an affidavit under s. 11.31 (2m) (b), the limitations under sub. (2) apply to that
7 candidate beginning on the date that the affidavit is filed. Contributions made before
8 the date on which a limitation changes under this subsection are lawful if the
9 contributions were lawful at the time they were made.”.

10 **18.** Page 42, line 13: delete “and (2)” and substitute “~~and (2)~~, and (2m)”.

11 **19.** Page 43, line 12: after “(2),” insert “(2m)”.

12 **20.** Page 43, line 13: after “(2),” insert “(2m)”.

13 **21.** Page 46, line 10: after “(2),” insert “(2m),”.

14 **22.** Page 46, line 17: after “(2),” insert “(2m),”.

15 **23.** Page 47, line 6: delete “~~or (2)~~” and substitute “(2), or (2m)”.

16 **24.** Page 47, line 9: after “(2),” insert “(2m)”.

17 **25.** Page 47, line 15: after that line insert:

18 “**SECTION 75m.** 11.29 (1) of the statutes is amended to read:

19 11.29 **(1)** Nothing in this chapter restricts any corporation, cooperative or
20 voluntary association other than a political party or personal campaign committee
21 from making disbursements or independent expenditures for the purpose of
22 communicating only with its members, shareholders or subscribers to the exclusion
23 of all other persons, with respect to endorsements of candidates, positions on a

1 referendum or explanation of its views or interests, without reporting such activity.
2 No such corporation, cooperative or voluntary association may solicit contributions
3 or other donations from persons who are not members, shareholders or subscribers
4 to be used for such purposes.”.

5 **26.** Page 47, line 23: delete that line and substitute “contribution or
6 disbursement, or independent expenditure.”.

7 **27.** Page 51, line 20: delete the material beginning with “(a) If a candidate”
8 and ending with “11.30 (4m)” on page 52, line 1, and substitute “(a) If the board
9 receives a report under s. 11.065 that an independent expenditure has been made for
10 the purpose of making a communication in opposition to a candidate for a state office
11 specified in sub. (1) (a) to (d), (e), or (f), or in support of a candidate whose name is
12 certified under s. 7.08 (2) (a) or 8.50 (1) (d) to appear on the ballot in opposition to such
13 a candidate”.

14 **28.** Page 75, line 18: after that line insert:

15 “(3m) NONSEVERABILITY. Notwithstanding section 990.001 (11) of the statutes,
16 if a court finds that all or any portion of the statutes listed in paragraph (a) or all or
17 any portion of the treatments listed in paragraph (b) is unconstitutional, then all of
18 the statutes listed in paragraph (a) and all of the treatments listed in paragraph (b)
19 are void in their entirety:

20 (a) *Statutes created by this act.* Sections 11.01 (4m), (11m), and (13); 11.06 (1)
21 (cm); 11.065; 11.26 (1m), (1t), (2m), (2t), and (9m); 11.26 (10a) (with respect to the
22 reference to 11.26 (1m) and (2m)); 11.30 (4m) (with respect to the reference to
23 independent expenditures); 11.31 (2m) (a) (with respect to the reference to 11.31 (3n)
24 and (3r)); and 11.31 (3n) and (3r) of the statutes, as created by this act.

