



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-1469/P6
JK&TKK:.....

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** campaign finance.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

2 **SECTION 1.** Chapter 11 of the statutes is repealed and recreated to read:

3 **CHAPTER 11**

4 **CAMPAIGN FINANCING**

5 **SUBCHAPTER I**

6 **GENERAL PROVISIONS**

7 **11.1000 Definitions.** In this chapter:

8 (1) "Candidate" means an individual about whom any of the following applies:

9 (a) The individual takes any of the following affirmative actions to seek
10 nomination or election to a state or local office:

- 1 1. Files nomination papers with the appropriate filing officer.
- 2 2. Is nominated as a candidate for state or local office by a political party and
- 3 the nomination is certified to the appropriate filing officer.
- 4 3. Subject to the registration requirements under s. 11.4003, receives a
- 5 contribution, makes a disbursement, or gives consent for another person to receive
- 6 a contribution or make a disbursement in order to bring about the individual's
- 7 nomination or election to a state or local office.

 ****NOTE: Do you want to permit an individual to accept contributions or make disbursements related to bringing about that individual's nomination to office before the individual has registered with the GAB? If not, it may make sense to eliminate reference to nomination. in this particular provision.

- 8 (b) The individual holds a state or local office and is the subject of a recall
- 9 petition.
- 10 (c) The individual holds a state or local office, unless the individual is legally
- 11 prohibited from seeking reelection or files a declaration of noncandidacy.
- 12 (2) "Candidate committee" means a committee authorized by a candidate or a
- 13 candidate's agent to accept contributions or make expenditures in support of a
- 14 candidate's campaign.

 ****NOTE: For future consideration; what if an individual holds one elective office while pursuing and then abandoning another? What are the relationships between that individual's different candidate committees?

- 15 (3) "Candidate's agent" means an individual who acts under the direction of the
- 16 candidate regarding the conduct of the candidate's campaign and the operation of the
- 17 candidate committee, but does not include an employee of a political party committee
- 18 or a legislative campaign committee that is not also an employee of the candidate.
- 19 (4) "Committee" means a candidate committee, legislative campaign
- 20 committee, political action committee, political party committee, recall committee,
- 21 and referendum committee.

1 (5) “Conduit” means a person other than an individual that receives a
2 contribution of money, deposits the contribution in an account held by the conduit,
3 and releases the contribution to a candidate committee, legislative campaign
4 committee, or political party committee without exercising discretion as to the
5 amount that is released and the committee to which the released contribution is
6 made.

7 (6) (a) Except as provided in par. (b), “contribution” means any of the following:

8 1. A gift, subscription, loan, advance, or transfer of money to a committee.

9 2. A transfer of tangible personal property or services to a committee valued
10 at replacement value at the time of transfer.

 ****NOTE: Following our meeting on April 6, this definition now uses “replacement
value.”

 ****NOTE: I don't know that services described here are meaningfully distinguished
from services that are not contributions, described in par. (b) 1. below. Is it a matter of
the intent of the individual providing the services? If so, should that be made explicit?

11 3. A transfer of funds between committees.

12 4. The purchase of a ticket for a fundraising event for a committee regardless
13 of whether the ticket is used to attend the event.

14 (b) “Contribution” does not include any of the following:

15 1. Services that an individual provides to a committee, if the individual is not
16 specifically compensated for providing the services to the committee.

17 2. Any unreimbursed travel expenses that an individual incurs to volunteer his
18 or her personal services to a committee.

19 3. The costs of preparing and transmitting personal correspondence.

20 4. Interest earned on an interest-bearing account.

21 5. Rebates or awards earned in connection with the use of a debit or credit card.

1 6. A loan from a commercial lending institution that the institution makes in
2 its ordinary course of business.

3 7. The reuse of surplus materials or the use of unused surplus materials
4 acquired in connection with a previous campaign for or against the same candidate,
5 political party, or recall if the materials were previously reported as a contribution
6 under s. 11.3000.

 ****NOTE: I modified this definition in response to our discussion about “stakes” last
week. The version in the previous draft did not require the materials to have been
reported as a contribution. Is this change appropriate?

 Also, did you intend that, in the case of a candidate’s surplus materials, that only
that same candidate could reuse or use the materials? Or, did you intend that the
candidate could pass along the surplus materials to another candidate or to the
candidate’s political party? Under current law, the candidate or political party that
reuses the materials must be the same as the candidate or party who first reported the
materials as a contribution.

7 8. The cost of invitations, food, and beverages in connection with a fundraising
8 event held in a private residence on behalf of a candidate committee.

9 9. An independent expenditure.

10 10. An electioneering communication.

11 (7) “Disbursement” means any of the following:

12 (a) An expenditure by a committee from the committee’s depository account.

13 (b) The transfer of tangible personal property or services by a committee.

14 (c) The transfer of funds between committees.

15 (8) (a) “Electioneering communication” means any communication, except as
16 provided in par. (b), for which all of the following apply:

17 1. It refers to a clearly identified candidate who will appear on the ballot for
18 election or nomination for election.

1 2. It is made during the period beginning on the first date for circulating
2 nomination papers for the candidate and ending on the day of the primary or election
3 involving the candidate in subd. 1.

4 3. It is targeted to the relevant electorate.

5 4. It is susceptible to no reasonable interpretation other than as an appeal to
6 vote for or against a clearly identified candidate for election or nomination for
7 election.

8 (b) “Electioneering communication” does not include any of the following:

9 1. A communication, other than an advertisement, appearing in a news story,
10 commentary, or editorial distributed through the facilities of any legitimate news
11 organization, unless that facilities are controlled by any political party, political
12 committee, or candidate.

13 2. A communication made solely to promote a candidate debate or forum that
14 is made by or on behalf of a person sponsoring the debate or forum.

15 3. A communication made exclusively between an organization and its
16 members.

17 (9) “Express advocacy” means all of the following:

18 (a) Communications that expressly advocate for the election or defeat of a
19 clearly identified candidate using terms such as:

20 1. “Vote for”.

21 2. “Elect”.

22 3. “Support”.

23 4. “Cast your ballot for”.

24 5. “Smith for ... (an elective office)”.

25 6. “Vote against”.

SECTION 1

1 7. “Defeat”.

2 8. “Reject”.

3 9. “Cast your ballot against”.

4 (b) Communications that are susceptible to no reasonable interpretation other
5 than as an appeal to vote for or against a clearly identified candidate for election or
6 nomination for election.

7 (10) “Filing officer” means the board or official as determined under s. 11.1001.

8 (11) “General election” means the election held in even-numbered years on the
9 Tuesday after the first Monday in November to elect United States senators,
10 representatives in congress, presidential electors, state senators, representatives to
11 the assembly, district attorneys, state officers other than the state superintendent
12 and judicial officers, and county officers other than supervisors and county
13 executives.

14 (12) “Independent expenditure” means an expenditure for express advocacy by
15 a person other than a committee, if the expenditure is not made in coordination with
16 a candidate, candidate committee, candidate’s agent, legislative campaign
17 committee, or political party committee, as prohibited under s. 11.1003.

 ****NOTE: In the /P5 version of this draft, the definition read: “an expenditure for
express advocacy by a person other than a committee.” We removed “other than a
committee.”

18 (13) “Legislative campaign committee” means a committee organized in either
19 house of the legislature to support candidates of a political party for legislative office.

20 (14) “Major purpose” means a person’s major purpose as specified in the
21 person’s organizational documents or as indicated by the person.

1 (15) “Partisan primary” means the primary held the 2nd Tuesday in August
2 to nominate candidates to be voted for at the general election or a special primary
3 held to .

4 (16) (a) Subject to par. (b), “political action committee” means an entity that
5 satisfies all of the following:

6 1. Has express advocacy as its major purpose.

7 2. Is organized by any person, other than an individual, or by any combination,
8 permanent or temporary, of 2 or more persons unrelated by marriage.

9 3. Makes or accepts contributions or makes expenditures to support or oppose
10 a candidate, to a candidate committee, to a legislative campaign committee, to a
11 political party committee, or to a recall committee.

12 (b) “Political action committee” does not include a candidate committee,
13 legislative campaign committee, political party committee, or recall committee.

14 (17) “Political party committee” means a committee organized by a political
15 party that makes and accepts contributions and makes expenditures to support or
16 oppose candidates for state or local office.

17 (18) “Recall committee” means a means a committee formed for the purpose of
18 encouraging and facilitating the signing of a recall petition under s. 9.10.

19 (19) “Referendum committee” means a committee that is organized by any
20 person, other than an individual, or by any combination, permanent or temporary,
21 of 2 or more persons unrelated by marriage that acts to support or oppose the
22 qualification, passage, or defeat of a referendum question, but that does not receive
23 contributions or make expenditures or contributions for the purpose of influencing
24 or attempting to influence a candidate’s nomination or election.

****NOTE: The definition of “referendum committee” is based on the Michigan’s “ballot question committee” definition.

1 (20) “Special election” means any election, other than those described in subs.
2 (11), (15), (20), and (21), to fill vacancies or to conduct a referendum.

3 (21) “Special primary” means the primary held 4 weeks before the special
4 election except when the special election is held on the same day as the general
5 election the special primary shall be held on the same day as the general primary or
6 if the special election is held concurrently with the spring election, the primary shall
7 be held concurrently with the spring primary.

8 (22) “Treasurer” means the individual who registers a committee with a filing
9 officer under subch. II and who makes reports on behalf of the committee under
10 subch. IV.

11 (23) “Spring election” means the election held on the first Tuesday in April to
12 elect judicial, educational, and municipal officers, nonpartisan county officers and
13 sewerage commissioners, and to express preferences for the person to be the
14 presidential candidate for each party in a year in which electors for president and
15 vice president are to be elected.

16 (24) “Spring primary” means the nonpartisan primary held on the 3rd Tuesday
17 in February to nominate nonpartisan candidates to be voted for at the spring
18 election.

19 **11.1001 Determination of filing officer.** Each candidate, committee, and
20 conduit required to register and report under this chapter shall have and shall file
21 each registration statement and report required under this chapter with one filing
22 officer. The officer shall be determined as follows:

****NOTE: This draft does not yet incorporate filing fees (required under current law
s. 11.055).

1 (1) The “filing officer” for each candidate for state office is the board.

2 (2) Except as provided in sub. (3), the “filing officer” for each candidate for local
3 office is the clerk of the most populous jurisdiction for which any candidate who is
4 supported or opposed seeks office.

5 (3) The “filing officer” for each candidate for municipal judge elected under s.
6 755.01 (4) is the county clerk or board of election commissioners of the county having
7 the largest portion of the population in the jurisdiction served by the judge.

8 (4) The “filing officer” for each conduit is the board.

9 (5) The “filing officer” for each committee acting to support or oppose any
10 candidate for state office is the board.

11 (6) The “filing officer” for each committee acting to support or oppose any
12 candidates for state and local offices is the board.

13 (7) Except as provided in sub. (8), the filing officer for each committee acting
14 to support or oppose any candidate for local office, but not any candidate for state
15 office, is the clerk of the most populous jurisdiction for which any candidate who is
16 supported or opposed seeks office.

17 (8) The “filing officer” for each committee acting to support or oppose a
18 candidate for municipal judge elected under s. 755.01 (4), but not any candidate for
19 state office, is the county clerk or board of election commissioners of the county
20 having the largest portion of the population in the jurisdiction served by the judge.

21 (9) The “filing officer” for a committee that supports or opposes an effort to
22 circulate and file a petition to recall an individual who holds an office is the filing
23 officer for candidates for that office.

24 (10) The “filing officer” for each committee acting to support or oppose any
25 statewide referendum is the board.

1 (11) The “filing officer” for each committee acting to support or oppose any
2 statewide and local referenda is the board.

3 (12) The “filing officer” for each committee acting to support or oppose any local
4 referendum, but not any statewide referendum, is the clerk of the most populous
5 jurisdiction in which any referendum being supported or opposed is conducted.

6 (13) If the jurisdiction under sub. (2), (7), or (12) is a school district, the “filing
7 officer” for purposes of sub. (2), (7), or (12) is the school district clerk.

8 **11.1002 Reporting; general.** (1) REPORT MUST BE COMPLETE; TIME OF REPORT;
9 CERTIFICATION; SHORT FORM; CONTENTS. (a) Each committee required to file a report
10 under this chapter shall make a good faith effort to obtain all required information.

 ***NOTE: This section does not yet address exceptions to the filing of reports when,
as a result of the filing of a termination report, reports are no longer required. (The draft
also does not include any provisions governing termination reports).

11 (b) Each report shall be filed with the appropriate filing officer on the dates
12 designated in this chapter.

13 (c) 1. Except as provided in subd. 2., the committee’s treasurer shall certify to
14 the correctness of each report filed under this chapter.

15 2. Either the candidate or the treasurer of the candidate’s committee shall
16 certify to the correctness of each report filed under this chapter.

17 (d) The board shall prescribe a simplified, short form for compliance with this
18 section by a treasurer of a candidate, individual, or committee who has not engaged
19 in any financial transaction since the last date included on the treasurer’s preceding
20 financial report.

21 (e) Reports filed under this chapter shall include all contributions received and
22 transactions made as of the end of:

1 1. The 15th day preceding the primary or election in the case of the preprimary
2 and preelection report.

3 2. The last day of the immediately preceding month in the case of a continuing
4 report required under [multiple sections].

5 3. Five days preceding the deadline for filing of the report in the case of the
6 report required under subch. VIII.

7 4. The 22nd day following the special election in the case of the postelection
8 report required under [multiple sections].

 ***NOTE: This paragraph is a placeholder; modified from current law s. 11.20 (8)).

9 **(3) PREPRIMARY AND PREELECTION REPORTS; TIMING; INACTIVITY.** (a) 1. Preprimary
10 and preelection reports required under this chapter shall be received by the
11 appropriate filing officer no earlier than 14 days and no later than 8 days preceding
12 the primary and the election.

 ***NOTE: This subsection duplicates current law.

13 2. In the event that any report is required to be filed under this section on a
14 nonbusiness day, it may be filed on the next business day thereafter.

 ***NOTE: This subsection duplicates current law s. 11.20 (7).

15 (b) A contribution in support of or in opposition to a candidate at a primary that
16 is made, accepted, or incurred during the period covered by the preprimary report
17 is considered to be made, accepted or incurred in support of or in opposition to that
18 candidate at the primary, regardless of whether the candidate is opposed at the
19 primary.

 ***NOTE: This paragraph is modified (to eliminate for the time being references
to “disbursements and obligations”) from current law s. 11.20 (3) (f).

20 (c) A contribution in support of or in opposition to a candidate at an election that
21 is made, accepted, or incurred during the period covered by the preelection report is

1 considered to be made, accepted, or incurred in support of or in opposition to that
2 candidate at the election, regardless of whether the candidate is opposed at the
3 election.

****NOTE: This paragraph is modified (to eliminate for the time being references
to “disbursements and obligations”) from current law s. 11.20 (3) (g).

4 (d) 1. Except as provided in subd. 2., a conduit that releases or a committee that
5 makes, accepts, or incurs a contribution in support of or in opposition to a candidate
6 at a primary during the period covered by the preprimary report shall file both the
7 preprimary and preelection reports, regardless of whether the registrant engages in
8 such activity during the period covered by the preelection report.

9 2. a. A conduit that releases and a committee other than a candidate committee
10 that makes, accepts, or incurs a contribution in support of or in opposition to a
11 candidate at a primary during the period covered by the preelection report, but does
12 not engage in such activity during the period covered by the preprimary report, is not
13 required to file a preprimary report.

14 b. A conduit that releases and a committee other than a candidate committee
15 that makes, accepts, or incurs a contribution in support of or in opposition to a
16 candidate at an election during the period covered by the report that follows the
17 preelection report, but does not engage in such activity during the period covered by
18 the preelection report, is not required to file a preelection report.

****NOTE: This paragraph is modified (to eliminate for the time being references
to “disbursements and obligations”) from current law s. 11.20 (3) (h), (i), and (j). Do you
want the requirements for reporting in subd. 2. a. and b. to apply only to candidate
committees and political party committees, or should legislative campaign committees
also be required to file under subd. 1.?

19 **11.1003 Coordination.** No person may make an expenditure for express
20 advocacy that is coordinated with a candidate, candidate committee, candidate’s
21 agent, legislative campaign committee, or political party committee. For purposes

1 of this subsection, express advocacy is coordinated with a candidate, candidate
2 committee, candidate's agent, legislative campaign committee, or political party
3 committee if the candidate, candidate committee, candidate's agent, legislative
4 campaign committee, or political party committee exercises control over; or engages
5 in substantial discussions or negotiations with the person making the expenditure
6 regarding; any of the following:

- 7 1. The communication's content.
- 8 2. The communication's timing.
- 9 3. The location, form, or intended audience of the communication.
- 10 4. The number or frequency of communications.

****NOTE: This provision is based on the standards for coordination enumerated
in *FEC v. Christian Coalition*, 52 F.Supp. 2d. 45 (D.D.C. 1999).

11 SUBCHAPTER II

12 CANDIDATE COMMITTEES

13 **11.2000 Registration; treasurer and depositories.** (1) Each candidate
14 may either appoint a treasurer of his or her candidate committee to comply with the
15 registration and reporting requirements under this subchapter or shall serve as the
16 treasurer and comply with the registration and reporting requirements under this
17 subchapter. If the candidate appoints a treasurer, the candidate and the candidate's
18 treasurer shall cosign the registration statement of the candidate's committee.

19 (2) The treasurer shall ensure that all funds received are deposited in the
20 candidate committee depository account.

21 (3) No disbursement may be made or obligation incurred by or on behalf of a
22 candidate committee without the authorization of the treasurer or a designated
23 agent.

1 **11.2001 Registration; timing; candidate committee required.** (1) TIME
2 OF REGISTRATION. (a) Every individual shall file a registration statement with the
3 appropriate filing officer giving the information required under s. 11.2002 no later
4 than the time he or she qualifies as a candidate under s. 11.1000 (1).

5 (b) A candidate who receives no contributions and makes no disbursements
6 shall file the registration statement as provided in this subsection, but need not
7 designate a campaign depository account until the first contribution is received or
8 disbursement made.

9 **(2) CANDIDATE COMMITTEE REQUIRED.** (a) Except as provided in par. (b), no
10 candidate may accept contributions or make expenditures except through a
11 candidate committee registered under this subchapter.

12 (b) A candidate does not violate this subsection by taking any of the following
13 actions:

14 1. Accepting a contribution and making a disbursement in the amount required
15 to rent a postal box, or in the minimum amount required by a bank or trust company
16 to open a checking account, prior to the time of registration, if the disbursement is
17 properly reported on the first report submitted under s. 11.200_ after the date that
18 the candidate committee is registered, whenever a reporting requirement applies to
19 the candidate committee.

20 2. Accepting a contribution and making a disbursement required for the
21 production of nomination papers.

22 (c) No candidate may establish more than one candidate committee. A
23 candidate committee may have subcommittees provided that all subcommittees
24 have the same treasurer and that treasurer is the candidate or candidate's campaign
25 treasurer.

1 **11.2002 Registration; required information. (1) REQUIRED INFORMATION.**

2 The statement of registration shall include all of the following, where applicable:

3 (a) The name and mailing address of the candidate committee.

4 (b) The name and mailing address of the campaign treasurer and any other
5 custodian of books and accounts. Unless otherwise directed by the treasurer on the
6 registration form and except as otherwise provided in this chapter or any rule of the
7 board, all mailings that are required by law or by rule of the board shall be sent to
8 the treasurer at the treasurer's address indicated upon the form.

9 (c) In the case of a candidate committee of an independent candidate for
10 partisan office or a candidate for nonpartisan county or municipal office, a list of the
11 members of the committee, in addition to those specified in par. (b), if any, whom the
12 filing officer shall recognize as eligible to fill a nomination vacancy if the candidate
13 dies before the election.

14 (d) The name and address of the depository account of the candidate committee
15 and of any other institution where funds of the committee are kept.

16 **(2) CERTIFICATION.** Every statement and every change made in a statement
17 filed under this subchapter shall contain a certification signed by the individual
18 filing the statement that all information contained in the statement is true, correct,
19 and complete.

20 **(3) CHANGE OF INFORMATION.** (a) Any change in information previously
21 submitted in a registration statement shall be reported by the campaign committee
22 within 10 days following the change. Except as provided in par. (b), any such change
23 may be reported only by the individual or by the officer who has succeeded to the
24 position of an individual who signed the original statement.

1 (b) A candidate or the treasurer of the candidate's committee may report a
2 change in the candidate committee's registration statement.

3 **11.2003 Reporting. (1) CONTRIBUTIONS.** (a) Each candidate, through his or
4 her candidate committee, shall make full reports, upon a form prescribed by the
5 board and signed by the treasurer under s. 11.1000 (1) (c), of all contributions
6 received by the candidate. The candidate shall include in each report the following
7 information, covering the period since the last date covered on the previous report:

8 1. An itemized statement giving the date, full name, and street address of each
9 person who has made a contribution to the candidate, together with the amount of
10 the contribution.

****NOTE: Your drafting instructions directed us to "delete the year-to-date requirement." I assumed you were referring to the "cumulative total contributions" made by each contributor during the calendar year as required under current law s. 11.06 (1) (a) and (L). Let us know if we misunderstood the instruction.

11 2. An itemized statement giving the date, full name, and street address of each
12 candidate and committee to which the candidate has made a contribution, together
13 with the amount of the contribution.

14 3. The occupation and name of the principal place of employment, if any, of each
15 individual contributor whose cumulative contributions to the candidate for the
16 calendar year are in excess of \$100.

17 4. An itemized statement of each contribution made anonymously. If the
18 contribution exceeds \$20, the candidate shall specify whether the candidate donated
19 the contribution to the common school fund or to a charitable organization, and shall
20 include the full name and mailing address of the donee.

21 5. A statement of totals during the reporting period of contributions received
22 and contributions donated as provided in subd. 4.

1 6. A statement of the cash balance on hand at the beginning and end of the
2 reporting period.

3 (b) The first report shall commence no later than the date that the first
4 contribution is received and accepted.

 ***NOTE: This language is borrowed from current law s. 11.06 (5); do you want to
require a contribution to be “accepted” before a reporting requirement kicks in?

 ***NOTE: Please keep in mind that, for now, there is no requirement that
disbursements be reported.

5 (c) All contributions received by any person acting as an agent of a candidate
6 committee required to report under this subchapter shall be reported by such person
7 to the candidate or to the treasurer of the candidate committee within 30 days of
8 receipt by the agent. In the case of a contribution of money, the agent shall transmit
9 the contribution to the candidate or treasurer within 30 days of receipt by the agent.
10 The treasurer shall report the contribution within 30 days of initial receipt by the
11 agent.

 ***NOTE: Do you want to split the 30 day time period into two 15 day periods? For
example, do you want to require the agent to transmit the contribution within 15 days
of receipt and the treasurer to report the contribution within 30 days of the agent's
receipt? Without splitting the time period, and without extending the 30 days beyond the
30 days granted to the agent, it is possible that the treasurer would not be able to report
the contribution in a timely manner.

12 (d) A candidate committee shall report as a contribution an expenditure or
13 obligation made or incurred for the benefit of the candidate if it is made or incurred
14 with the authorization, direction, or control of or otherwise by prearrangement with
15 the candidate or the candidate's agent.

 ***NOTE: Please review this language carefully, as it includes reference to an
expenditure or obligation that is reportable by the candidate as a contribution. Is this
consistent with your intent?

16 (2) REPORTS; CANDIDATES AT SPRING PRIMARY. A candidate committee of a
17 candidate at a spring primary or of a candidate at a special primary held to nominate
18 nonpartisan candidates to be voted for at a special election held to fill a vacancy in

1 one or more of the nonpartisan state or local offices voted for at the spring election
2 shall do all of the following:

3 (a) File a preprimary report. If a candidate for a nonpartisan state office at an
4 election is not required to participate in a spring primary, the candidate committee
5 shall file a preprimary report at the time prescribed in s. 11.1002 (3) preceding the
6 date specified for the holding of the primary, were it to be required.

7 (b) File a preelection report.

8 (c) Annually in each year of an election cycle, file a report on the 15th day of
9 the month in the months of January, April, July, and October.

****NOTE: Is the use of the phrase "election cycle" consistent with your intent?

10 (3) REPORTS; CANDIDATES AT SPRING ELECTIONS. A candidate committee of a
11 candidate at a spring election or of a candidate at a special election held to fill a
12 vacancy in one or more of the nonpartisan state or local offices voted for at the spring
13 election shall do all of the following:

14 (a) File a preelection report.

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

17 (4) REPORTS; CANDIDATES AT PARTISAN PRIMARY. A candidate committee of a
18 candidate at a partisan primary or of a special primary held to nominate candidates
19 to be voted for at a special election held to fill a vacancy in one or more of the state
20 or local offices voted for at the general election shall do all of the following:

21 (a) File a preprimary report.

22 (b) File a preelection report.

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

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

3 (5) REPORTS; CANDIDATES AT GENERAL ELECTIONS. A candidate committee of a
4 candidate at a general election or of a candidate at a special election held to fill a
5 vacancy in one or more of the state or local offices voted for at the general election
6 shall do all of the following:

7 (a) File a preelection report.

8 (b) In an odd-numbered year, file a report on the 15th day of the month in the
9 months of January, April, July, and October.

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

12 **11.2004 General reporting exemptions. (1) INACTIVITY.** (a) Any candidate
13 committee that does not anticipate accepting contributions, making disbursements
14 or incurring obligations in an aggregate amount in excess of \$1,000 in a calendar year
15 and does not anticipate accepting any contribution or contributions from a single
16 source, other than contributions made by a candidate to his or her own campaign,
17 exceeding \$100 in that year may indicate on its registration statement that the
18 candidate committee will not accept contributions, incur obligations, or make
19 disbursements in the aggregate in excess of \$1,000 in any calendar year and will not
20 accept any contribution or contributions from a single source, other than
21 contributions made by a candidate to his or her own campaign, exceeding \$100 in
22 that year. Any candidate committee making an indication under this paragraph is
23 not subject to any reporting requirement under this subchapter if the statement is
24 true.

1 (b) A candidate committee that makes an indication under par. (a) is not
2 required to file a termination report.

3 (c) The indication under par. (a) may be revoked. If the candidate committee
4 revokes the indication under par. (a), the candidate committee is subject to the
5 reporting requirements under this subchapter as of the date of revocation, or the date
6 that aggregate contributions, disbursements, or obligations for the calendar year
7 exceed \$1,000, or the date on which the candidate committee accepts any
8 contribution or contributions exceeding \$100 from a single source, other than
9 contributions made by a candidate to his or her own campaign, during that year,
10 whichever is earlier. If the revocation is not timely, the candidate committee violates
11 [current law s. 11.27 (1)].

****NOTE: This reporting exemption is taken from current law s. 11.05 (2r). I
created a parallel provision for all committees other than campaign committees (political
party committees, legislative campaign committees, political action committees, recall
committees, and referendum committees). There will likely be other exemptions folded
into this section.

12 SUBCHAPTER III

13 POLITICAL PARTY COMMITTEES

14 **11.3000 Registration; treasurer and depositories.** (1) Each political party
15 committee required to register under this chapter shall designate a treasurer to
16 comply with the registration and reporting requirements under this subchapter.

17 (2) The treasurer shall ensure that all funds received are deposited in the
18 political party committee depository account.

19 (3) No disbursement may be made or obligation incurred by or on behalf of the
20 political party committee without the authorization of the treasurer or a designated
21 agent. No contribution may be accepted and no disbursement may be made or

1 obligation incurred by a political party committee at a time when there is a vacancy
2 in the office of treasurer.

3 **11.3001 Registration; timing.** Every political party committee that makes
4 or accepts contributions, incurs obligations, or makes disbursements to support or
5 oppose a candidate in a calendar year shall, upon its inception and prior to making
6 or accepting any such contribution, incurring any such obligation, or making any
7 such disbursement, file a registration statement giving the information required by
8 s. 11.3002.

9 **11.3002 Registration. (1) REQUIRED INFORMATION.** The statement of
10 registration shall include all of the following, where applicable:

11 (a) The name and mailing address of the political party committee.

12 (b) The name and mailing address of the treasurer and any other custodian of
13 books and accounts. Unless otherwise directed by the treasurer on the registration
14 form and except as otherwise provided in this chapter or any rule of the board, all
15 mailings that are required by law or by rule of the board shall be sent to the treasurer
16 at the treasurer's address indicated upon the form.

17 (c) The name and address of the depository account of the political party
18 committee and of any other institution where funds of the political party committee
19 are kept.

20 (d) The nature of any referendum that is supported or opposed.

***NOTE: This is a placeholder; in order to acknowledge that political party
committees may support or oppose a referendum.

21 **(2) CERTIFICATION.** Every statement and every change made in a statement
22 filed under this section shall contain a certification signed by the individual filing the

1 statement that all information contained in the statement is true, correct, and
2 complete.

3 (3) CHANGE OF INFORMATION. (a) Any change in information previously
4 submitted in a registration statement shall be reported by the political party
5 committee within 10 days following the change. Except as provided in par. (b), any
6 such change may be reported only by the individual or by the officer who has
7 succeeded to the position of an individual who signed the original statement.

8 (b) The chief executive officer or treasurer indicated on the registration
9 statement of a political party committee may report a change in the committee's
10 registration statement.

11 **11.3003 Reporting.** (1) CONTRIBUTIONS. (a) Each political party committee
12 shall make full reports, upon a form prescribed by the board and signed by the
13 treasurer under s. 11.1002 (1) (c), of all contributions made and received by the
14 committee. The political party committee shall include in each report the following
15 information, covering the period since the last date covered on the previous report:

16 1. An itemized statement giving the date, full name, and street address of each
17 person who has made a contribution to the political party committee, together with
18 the amount of the contribution.

19 2. An itemized statement giving the date, full name, and street address of each
20 candidate and committee to which the political party committee has made a
21 contribution, together with the amount of the contribution.

22 3. The occupation and name of the principal place of employment, if any, of each
23 individual contributor whose cumulative contributions to the political party
24 committee for the calendar year are in excess of \$100.

1 4. An itemized statement of each contribution made anonymously to the
2 political party committee. If the contribution exceeds \$20, the political party
3 committee shall specify whether the committee donated the contribution to the
4 common school fund or to a charitable organization, and shall include the full name
5 and mailing address of the donee.

6 5. A statement of totals during the reporting period of contributions received
7 and contributions donated as provided in subd. 4.

8 6. A statement of the cash balance on hand at the beginning and end of the
9 reporting period.

10 (b) The first report shall commence no later than the date that the first
11 contribution is received and accepted.

12 (c) All contributions received by any person acting as an agent of a political
13 party committee required to report under this subchapter shall be reported by such
14 person to the treasurer of the political party committee within 30 days of receipt by
15 the agent. In the case of a contribution of money, the agent shall transmit the
16 contribution to the treasurer within 30 days of receipt by the agent. The treasurer
17 shall report the contribution within 30 days of initial receipt by the agent.

18 (2) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING PRIMARY. A
19 political party committee that makes or accepts contributions in support of or in
20 opposition to one or more candidates for office at a spring primary or of a candidate
21 at a special primary held to nominate nonpartisan candidates to be voted for at a
22 special election held to fill a vacancy in one or more of the nonpartisan state or local
23 offices voted for at the spring election, or that supports or opposes other committees
24 engaging in such activities, shall do all the following:

1 (a) File a preprimary report. If a candidate for a nonpartisan state office at an
2 election is not required to participate in a spring primary, the political party
3 committee shall file a preprimary report at the time prescribed in s. 11.1002 (3)
4 preceding the date specified for the holding of the primary, were it to be required.

5 (b) File a preelection report.

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

8 **(3) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING ELECTION.** A
9 political party committee that makes or accepts contributions in support of or in
10 opposition to one or more candidates for office at a spring election or of a candidate
11 at a special election held to fill a vacancy in one or more of the nonpartisan state or
12 local offices voted for at the spring election, or that supports or opposes other
13 committees engaging in such activities, shall do all the following:

14 (a) File a preelection report.

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

17 **(4) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT PARTISAN PRIMARY.** A
18 political party committee that makes or accepts contributions in support of or in
19 opposition to one or more candidates for office at a partisan primary or of a special
20 primary held to nominate candidates to be voted for at a special election held to fill
21 a vacancy in one or more of the state or local offices voted for at the general election,
22 or that supports or opposes other committees engaging in such activities, shall do all
23 the following:

24 (a) File a preprimary report.

25 (b) File a preelection report.

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

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

5 **(5) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT GENERAL ELECTION.**

6 A political party committee that makes or accepts contributions in support of or in
7 opposition to one or more candidates for office at a general election or of a candidate
8 at a special election held to fill a vacancy in one or more of the state or local offices
9 voted for at the general election, or that supports or opposes other committees
10 engaging in such activities shall do all of the following:

11 (a) File a preelection report.

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

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

16 **11.3004 General reporting exemptions. (1) INACTIVITY.** (a) A political party
17 committee that does not anticipate accepting contributions, making disbursements
18 or incurring obligations in an aggregate amount in excess of \$1,000 in a calendar year
19 and does not anticipate accepting any contribution or contributions from a single
20 source exceeding \$2,500 in that year may indicate on its registration statement that
21 the committee will not accept contributions, incur obligations, or make
22 disbursements in the aggregate in excess of \$1,000 in any calendar year and will not
23 accept any contribution or contributions from a single source exceeding \$2,500 in
24 that year. A political party committee that makes an indication under this

1 paragraph is not subject to any reporting requirement under this subchapter if the
2 statement is true.

3 (b) A political party committee that makes an indication under par. (a) is not
4 required to file a termination report.

5 (c) The indication under par. (a) may be revoked. If the political party
6 committee revokes the indication under par. (a), the committee is subject to the
7 reporting requirements under this subchapter as of the date of revocation, or the date
8 that aggregate contributions, disbursements, or obligations for the calendar year
9 exceed \$1,000, or the date on which the committee accepts any contribution or
10 contributions exceeding \$2,500 from a single source during that year, whichever is
11 earlier. If the revocation is not timely, the committee violates [current law s. 11.27
12 (1)].

13 SUBCHAPTER IV

14 LEGISLATIVE CAMPAIGN COMMITTEES

15 **11.4000 Registration; treasurer and depositories.** (1) Each legislative
16 campaign committee required to register under this chapter shall designate a
17 treasurer to comply with the registration and reporting requirements under this
18 subchapter.

19 (2) The treasurer shall ensure that all funds received are deposited in the
20 legislative campaign committee depository account.

21 (3) No disbursement may be made or obligation incurred by or on behalf of a
22 legislative campaign committee without the authorization of the treasurer or a
23 designated agent. No contribution may be accepted and no disbursement may be
24 made or obligation incurred by a legislative campaign committee at a time when
25 there is a vacancy in the office of treasurer.

1 **11.4001 Registration; timing.** Every legislative campaign committee that
2 makes or accepts contributions, incurs obligations, or makes disbursements to
3 support or oppose a candidate in a calendar year shall, upon its inception and prior
4 to making or accepting any such contribution, incurring any such obligation, or
5 making any such disbursement, file a registration statement giving the information
6 required by s. 11.4002.

7 **11.4002 Registration; required information. (1) REQUIRED INFORMATION.**

8 The statement of registration shall include all of the following:

9 (a) The name and mailing address of the legislative campaign committee.

10 (b) The name and mailing address of the treasurer and any other custodian of
11 books and accounts. Unless otherwise directed by the treasurer on the registration
12 form and except as otherwise provided in this chapter or any rule of the board, all
13 mailings that are required by law or by rule of the board shall be sent to the treasurer
14 at the treasurer's address indicated upon the form.

15 (c) The name and address of the depository account of the legislative campaign
16 committee and of any other institution where funds of the legislative campaign
17 committee are kept.

18 (d) A statement signed by the leader of the party in the house for which the
19 committee is established attesting to the fact that the committee is the only
20 authorized legislative campaign committee for that party in that house.

 ****NOTE: I kept this note here because I believe this is still an open question. Do
you intend that there will be only one legislative campaign committee?

21 **(2) CERTIFICATION.** Every statement and every change made in a statement
22 filed under this section shall contain a certification signed by the individual filing the

1 statement that all information contained in the statement is true, correct, and
2 complete.

3 (3) CHANGE OF INFORMATION. (a) Any change in information previously
4 submitted in a registration statement shall be reported by the legislative campaign
5 committee within 10 days following the change. Except as provided in par. (b), any
6 such change may be reported only by the individual or by the officer who has
7 succeeded to the position of an individual who signed the original statement.

8 (b) The chief executive officer or treasurer indicated on the registration
9 statement of a legislative campaign committee may report a change in the
10 committee's registration statement.

11 **11.4003 Reporting.** (1) CONTRIBUTIONS. (a) Each legislative campaign
12 committee shall make full reports, upon a form prescribed by the board and signed
13 by the treasurer under s. 11.1002 (1) (c), of all contributions made and received by
14 the committee. The legislative campaign committee shall include in each report the
15 following information, covering the period since the last date covered on the previous
16 report:

17 1. An itemized statement giving the date, full name, and street address of each
18 person who has made a contribution to the legislative campaign committee, together
19 with the amount of the contribution.

20 2. An itemized statement giving the date, full name, and street address of each
21 candidate and committee to which the legislative campaign committee has made a
22 contribution, together with the amount of the contribution.

23 3. The occupation and name of the principal place of employment, if any, of each
24 individual contributor whose cumulative contributions to the legislative campaign
25 committee for the calendar year are in excess of \$100.

1 4. An itemized statement of each contribution made anonymously to the
2 legislative campaign committee. If the contribution exceeds \$20, the legislative
3 campaign committee shall specify whether the committee donated the contribution
4 to the common school fund or to a charitable organization, and shall include the full
5 name and mailing address of the donee.

6 5. A statement of totals during the reporting period of contributions received
7 and contributions donated as provided in subd. 4.

8 6. A statement of the cash balance on hand at the beginning and end of the
9 reporting period.

10 (b) The first report shall commence no later than the date that the first
11 contribution is received and accepted.

12 (c) All contributions received by any person acting as an agent of a legislative
13 campaign committee required to report under this subchapter shall be reported by
14 such person to the treasurer of the legislative campaign committee within 30 days
15 of receipt by the agent. In the case of a contribution of money, the agent shall
16 transmit the contribution to the treasurer within 30 days of receipt by the agent. The
17 treasurer shall report the contribution within 30 days of initial receipt by the agent.

18 **(2) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING PRIMARY.** A
19 legislative campaign committee that makes or accepts contributions in support of or
20 in opposition to one or more candidates for office at a spring primary or of a candidate
21 at a special primary held to nominate nonpartisan candidates to be voted for at a
22 special election held to fill a vacancy in one or more of the nonpartisan state or local
23 offices voted for at the spring election, or that supports or opposes other committees
24 engaging in such activities, shall do all the following:

1 (a) File a preprimary report. If a candidate for a nonpartisan state office at an
2 election is not required to participate in a spring primary, the legislative campaign
3 committee shall file a preprimary report at the time prescribed in s. 11.1002 (3)
4 preceding the date specified for the holding of the primary, were it to be required.

5 (b) File a preelection report.

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

8 (3) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING ELECTION. A
9 legislative campaign committee that makes or accepts contributions in support of or
10 in opposition to one or more candidates for office at a spring election or of a candidate
11 at a special election held to fill a vacancy in one or more of the nonpartisan state or
12 local offices voted for at the spring election, or that supports or opposes other
13 committees engaging in such activities, shall do all the following:

14 (a) File a preelection report.

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

17 (4) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT PARTISAN PRIMARY. A
18 legislative campaign committee that makes or accepts contributions in support of or
19 in opposition to one or more candidates for office at a partisan primary or of a special
20 primary held to nominate candidates to be voted for at a special election held to fill
21 a vacancy in one or more of the state or local offices voted for at the general election,
22 or that supports or opposes other committees engaging in such activities, shall do all
23 the following:

24 (a) File a preprimary report.

25 (b) File a preelection report.

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

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

5 **(5) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT GENERAL ELECTION.**

6 A legislative campaign committee that makes or accepts contributions in support of
7 or in opposition to one or more candidates for office at a general election or of a
8 candidate at a special election held to fill a vacancy in one or more of the state or local
9 offices voted for at the general election, or that supports or opposes other committees
10 engaging in such activities shall do all of the following:

11 (a) File a preelection report.

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

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

16 **11.4004 General reporting exemptions. (1) INACTIVITY.** (a) A legislative
17 campaign committee that does not anticipate accepting contributions, making
18 disbursements or incurring obligations in an aggregate amount in excess of \$1,000
19 in a calendar year and does not anticipate accepting any contribution or
20 contributions from a single source exceeding \$2,500 in that year may indicate on its
21 registration statement that the committee will not accept contributions, incur
22 obligations, or make disbursements in the aggregate in excess of \$1,000 in any
23 calendar year and will not accept any contribution or contributions from a single
24 source exceeding \$2,500 in that year. A legislative campaign committee that makes

1 an indication under this paragraph is not subject to any reporting requirement under
2 this subchapter if the statement is true.

3 (b) A legislative campaign committee that makes an indication under par. (a)
4 is not required to file a termination report.

5 (c) The indication under par. (a) may be revoked. If the legislative campaign
6 committee revokes the indication under par. (a), the committee is subject to the
7 reporting requirements under this subchapter as of the date of revocation, or the date
8 that aggregate contributions, disbursements, or obligations for the calendar year
9 exceed \$1,000, or the date on which the committee accepts any contribution or
10 contributions exceeding \$2,500 from a single source during that year, whichever is
11 earlier. If the revocation is not timely, the committee violates [current law s. 11.27
12 (1)].

13 SUBCHAPTER V

14 POLITICAL ACTION COMMITTEES

15 **11.5000 Registration; treasurer and depositories.** (1) Each political
16 action committee required to register under this chapter shall designate a treasurer
17 to comply with the registration and reporting requirements under this subchapter.

18 (2) The treasurer shall ensure that all funds received are deposited in the
19 political action committee depository account.

20 (3) No disbursement may be made or obligation incurred by or on behalf of a
21 political action committee without the authorization of the treasurer or a designated
22 agent. No contribution may be accepted and no disbursement may be made or
23 obligation incurred by a political action committee at a time when there is a vacancy
24 in the office of treasurer.

1 **11.5001 Registration; timing.** (1) Except as provided in s. 11.8001 (1), every
2 political action committee that makes or accepts contributions, incurs obligations,
3 or makes disbursements to support or oppose a candidate in a calendar year in an
4 aggregate amount in excess of \$2,500 shall file a registration statement giving the
5 information required by s. 11.5002.

6 (2) A political action committee that triggers the registration requirement
7 under sub. (1) shall file the registration statement no later than the 10th business
8 day commencing after receipt of the first contribution by the political action
9 committee exceeding the amount specified under sub. (1) and before making any
10 disbursement exceeding that amount.

11 **11.5002 Registration; required information.** (1) REQUIRED INFORMATION.
12 The statement of registration shall include all of the following:

13 (a) The name and mailing address of the political action committee.

14 (b) The name and mailing address of the treasurer and any other custodian of
15 books and accounts. Unless otherwise directed by the treasurer on the registration
16 form and except as otherwise provided in this chapter or any rule of the board, all
17 mailings that are required by law or by rule of the board shall be sent to the treasurer
18 at the treasurer's address indicated upon the form.

19 (c) The name and address of the depository account of the political action
20 committee and of any other institution where funds of the committee are kept.

21 (d) The nature of any referendum that is supported or opposed.

 ****NOTE: Is it possible that a PAC, like a political party committee, may support
or oppose one or more candidates *and* referendums? If so, this serves as a placeholder.

22 (2) CERTIFICATION. Every statement and every change made in a statement
23 filed under this section shall contain a certification signed by the individual filing the

1 statement that all information contained in the statement is true, correct, and
2 complete.

3 (3) CHANGE OF INFORMATION. (a) Any change in information previously
4 submitted in a registration statement shall be reported by the political action
5 committee within 10 days following the change. Except as provided in par. (b), any
6 such change may be reported only by the individual or by the officer who has
7 succeeded to the position of an individual who signed the original statement.

8 (b) The chief executive officer or treasurer indicated on the registration
9 statement of a political action committee may report a change in the committee's
10 registration statement.

11 **11.5003 Reporting.** (1) CONTRIBUTIONS. (a) Each political action committee
12 shall make full reports, upon a form prescribed by the board and signed by the
13 registrant under s. 11.1002 (1) (c), of all contributions made and received by the
14 committee. The political action committee shall include in each report the following
15 information, covering the period since the last date covered on the previous report:

16 1. An itemized statement giving the date, full name, and street address of each
17 person who has made a contribution to the political action committee, together with
18 the amount of the contribution.

19 2. An itemized statement giving the date, full name, and street address of each
20 candidate and committee to which the political action committee has made a
21 contribution, together with the amount of the contribution.

22 3. The occupation and name and address of the principal place of employment,
23 if any, of each individual contributor whose cumulative contributions to the political
24 action committee for the calendar year are in excess of \$100.

1 4. An itemized statement of each contribution made anonymously to the
2 political action committee. If the contribution exceeds \$20, the political action
3 committee shall specify whether the committee donated the contribution to the
4 common school fund or to a charitable organization, and shall include the full name
5 and mailing address of the donee.

6 5. A statement of totals during the reporting period of contributions received
7 and contributions donated as provided in subd. 4.

8 6. A statement of the cash balance on hand at the beginning and end of the
9 reporting period.

10 (b) The first report shall commence no later than the date that the first
11 contribution is received and accepted.

12 (c) All contributions received by any person acting as an agent of a political
13 action committee required to report under this subchapter shall be reported by such
14 person to the treasurer of the political action committee within 30 days of receipt by
15 the agent. In the case of a contribution of money, the agent shall transmit the
16 contribution to the treasurer within 30 days of receipt by the agent. The treasurer
17 shall report the contribution within 30 days of initial receipt by the agent.

18 **(2) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING PRIMARY.** A
19 political action committee that makes or accepts contributions in support of or in
20 opposition to one or more candidates for office at a spring primary or of a candidate
21 at a special primary held to nominate nonpartisan candidates to be voted for at a
22 special election held to fill a vacancy in one or more of the nonpartisan state or local
23 offices voted for at the spring election, or that supports or opposes other committees
24 engaging in such activities, shall do all the following:

1 (a) File a preprimary report. If a candidate for a nonpartisan state office at an
2 election is not required to participate in a spring primary, the political action
3 committee shall file a preprimary report at the time prescribed in s. 11.1002 (3)
4 preceding the date specified for the holding of the primary, were it to be required.

5 (b) File a preelection report.

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

8 **(3) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING ELECTION.** A
9 political action committee that makes or accepts contributions in support of or in
10 opposition to one or more candidates for office at a spring election or of a candidate
11 at a special election held to fill a vacancy in one or more of the nonpartisan state or
12 local offices voted for at the spring election, or that supports or opposes other
13 committees engaging in such activities, shall do all the following:

14 (a) File a preelection report.

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

17 **(4) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT PARTISAN PRIMARY.** A
18 political action committee that makes or accepts contributions in support of or in
19 opposition to one or more candidates for office at a partisan primary or of a special
20 primary held to nominate candidates to be voted for at a special election held to fill
21 a vacancy in one or more of the state or local offices voted for at the general election,
22 or that supports or opposes other committees engaging in such activities, shall do all
23 the following:

24 (a) File a preprimary report.

25 (b) File a preelection report.

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

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

5 **(5) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT GENERAL ELECTION.**

6 A political action committee that makes or accepts contributions in support of or in
7 opposition to one or more candidates for office at a general election or of a candidate
8 at a special election held to fill a vacancy in one or more of the state or local offices
9 voted for at the general election, or that supports or opposes other committees
10 engaging in such activities shall do all of the following:

11 (a) File a preelection report.

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

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

16 **11.5004 General reporting exemptions. (1) INACTIVITY.** (a) A political
17 action committee that does not anticipate accepting contributions, making
18 disbursements or incurring obligations in an aggregate amount in excess of \$1,000
19 in a calendar year and does not anticipate accepting any contribution or
20 contributions from a single source exceeding \$2,500 in that year may indicate on its
21 registration statement that the committee will not accept contributions, incur
22 obligations, or make disbursements in the aggregate in excess of \$1,000 in any
23 calendar year and will not accept any contribution or contributions from a single
24 source exceeding \$2,500 in that year. A political action committee that makes an

1 indication under this paragraph is not subject to any reporting requirement under
2 this subchapter if the statement is true.

3 (b) A political action committee that makes an indication under par. (a) is not
4 required to file a termination report.

5 (c) The indication under par. (a) may be revoked. If the political action
6 committee revokes the indication under par. (a), the committee is subject to the
7 reporting requirements under this subchapter as of the date of revocation, or the date
8 that aggregate contributions, disbursements, or obligations for the calendar year
9 exceed \$1,000, or the date on which the committee accepts any contribution or
10 contributions exceeding \$2,500 from a single source during that year, whichever is
11 earlier. If the revocation is not timely, the committee violates [current law s. 11.27
12 (1)].

13 SUBCHAPTER VI

14 CONDUITS

15 **11.6000 Registration; treasurer and depositories.** (1) Each conduit
16 required to register under this chapter shall designate a treasurer to comply with the
17 registration and reporting requirements under this subchapter.

18 (2) The treasurer shall ensure that all funds received are deposited in the
19 conduit depository account.

20 (3) No contribution received by a conduit may be released by a conduit without
21 the authorization of the treasurer or a designated agent. No contribution may be
22 received by a conduit a time when there is a vacancy in the office of treasurer.

23 **11.6001 Registration; timing.** Every conduit that accepts and releases
24 contributions to support or oppose a candidate in a calendar year shall, upon its

1 inception and prior to accepting or releasing any such contribution, file a registration
2 statement giving the information required by s. 11.6002.

3 **11.6002 Registration; required information. (1) REQUIRED INFORMATION.**

4 The statement of registration shall include all of the following, where applicable:

5 (a) The name and mailing address of the conduit.

6 (b) The name and mailing address of the treasurer of the conduit and any other
7 custodian of books and accounts. Unless otherwise directed by the treasurer on the
8 registration form and except as otherwise provided in this chapter or any rule of the
9 board, all mailings that are required by law or by rule of the board shall be sent to
10 the treasurer at the treasurer's address indicated upon the form.

11 (c) The name and address of the depository account of the conduit and of any
12 other institution where funds of the conduit are kept.

13 (d) The name and mailing address of a sponsor, as defined in [current law s.
14 11.185 (1)], to which contributions may be redirected as provided under [current law
15 s. 11.185].

16 **(2) CERTIFICATION.** Every statement and every change made in a statement
17 filed under this section shall contain a certification signed by the individual filing the
18 statement that all information contained in the statement is true, correct, and
19 complete.

20 **(3) CHANGE OF INFORMATION.** (a) Any change in information previously
21 submitted in a registration statement shall be reported by the conduit within 10 days
22 following the change. Except as provided in par. (b), any such change may be
23 reported only by the individual or by the officer who has succeeded to the position of
24 an individual who signed the original statement.

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1 (b) The chief executive officer or treasurer indicated on the registration
2 statement of a conduit may report a change in the conduit's registration statement.

3 **11.6004 Reporting. (1) CONTRIBUTIONS.** (a) Each conduit shall make full
4 reports, upon a form prescribed by the board and signed by the treasurer under s.
5 11.1002 (1) (c), of the following information covering the period since the last date
6 covered on the previous report:

7 1. A statement of the sum total of all contributions received by the conduit
8 during the reporting period.

9 2. A statement of the sum total of all contributions released by the conduit and
10 to committees upon the authorization of contributors.

11 3. A statement of the sum total of cash on hand at the beginning and end of the
12 reporting period.

13 4. Whether, during the reporting period, any contribution was redirected to a
14 sponsor as permitted under sub. (6).

15 (b) A conduit transferring a contribution of money shall, in writing at the time
16 the contribution is transferred, identify itself to the transferee as a conduit and
17 report to the transferee of each contribution transferred by it the following
18 information:

19 1. An itemized statement giving the date, full name, and street address of each
20 person who has made a contribution to the conduit which contribution is being
21 transferred to the transferee.

22 2. The occupation and name and address of the principal place of employment,
23 if any, of each individual contributor whose cumulative contributions to the
24 transferee for the calendar year are in excess of \$100.

1 (c) The first report shall commence no later than the date that the first
2 contribution is received and accepted.

3 (d) All contributions received by any person acting as an agent of a conduit
4 required to report under this subchapter shall be reported by such person to the
5 treasurer of the conduit within 30 days of receipt by the agent. In the case of a
6 contribution of money, the agent shall transmit the contribution to the treasurer
7 within 30 days of receipt by the agent. The treasurer shall report the contribution
8 within 30 days of initial receipt by the agent.

9 **(2) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING PRIMARY.** A
10 conduit that accepts or releases contributions in support of or in opposition to one or
11 more candidates for office at a spring primary or of a candidate at a special primary
12 held to nominate nonpartisan candidates to be voted for at a special election held to
13 fill a vacancy in one or more of the nonpartisan state or local offices voted for at the
14 spring election, or that supports or opposes other committees engaging in such
15 activities, shall do all the following:

16 (a) File a preprimary report. If a candidate for a nonpartisan state office at an
17 election is not required to participate in a spring primary, the conduit shall file a
18 preprimary report at the time prescribed in s. 11.1002 (3) preceding the date specified
19 for the holding of the primary, were it to be required.

20 (b) File a preelection report.

21 (c) Annually in each year of an election cycle, file a report on the 15th day of
22 the month in the months of January, April, July, and October.

23 **(3) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING ELECTION.** A
24 conduit that accepts or releases contributions in support of or in opposition to one or
25 more candidates for office at a spring election or of a candidate at a special election

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1 held to fill a vacancy in one or more of the nonpartisan state or local offices voted for
2 at the spring election, or that supports or opposes other committees engaging in such
3 activities, shall do all the following:

4 (a) File a preelection report.

5 (b) Annually in each year of an election cycle, file a report on the 15th day of
6 the month in the months of January, April, July, and October.

7 (4) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT PARTISAN PRIMARY. A
8 conduit that accepts or releases contributions in support of or in opposition to one or
9 more candidates for office at a partisan primary or of a special primary held to
10 nominate candidates to be voted for at a special election held to fill a vacancy in one
11 or more of the state or local offices voted for at the general election, or that supports
12 or opposes other committees engaging in such activities, shall do all the following:

13 (a) File a preprimary report.

14 (b) File a preelection report.

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

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

19 (5) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT GENERAL ELECTION.
20 A conduit that accepts or releases contributions in support of or in opposition to one
21 or more candidates for office at a general election or of a candidate at a special
22 election held to fill a vacancy in one or more of the state or local offices voted for at
23 the general election, or that supports or opposes other committees engaging in such
24 activities shall do all of the following:

25 (a) File a preelection report.

1 (b) In an odd-numbered year, file a report on the 15th day of the month in the
2 months of January, April, July, and October.

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

5 **(6) REDIRECTED CONTRIBUTIONS.** (a) In this subsection, “sponsor” means a
6 committee, including a legislative campaign committee, political party committee,
7 recall committee, and referendum committee, but excluding a candidate committee
8 and political action committee, that is associated with a conduit.

9 (b) A conduit may redirect any contribution received from a person or
10 committee to a sponsor or, if there is no sponsor, to an administrative fund of the
11 conduit if all of the following apply:

12 1. The conduit has held the contribution for at least 24 consecutive months,
13 including the 24 months immediately preceding the effective date of this subdivision
14 [LRB inserts date], over which time the individual or organization that made the
15 contribution has made no contact with the conduit.

16 2. Either of the following apply:

17 a. The conduit has, over the 24-month period described in subd. 1., attempted
18 in good faith to contact the individual or organization that made the contribution at
19 least 10 times, and has documented each such attempt, but has been unable to make
20 contact with the individual or organization. A conduit may satisfy the requirement
21 to contact the individual or organization by telephoning the individual or
22 organization at the last-known telephone number; by sending a text message to the
23 individual or organization at the last-known cellular telephone number or pager
24 number capable of receiving text messages; by sending a facsimile transmission to
25 the individual or organization at the last-known facsimile transmission number; by

1 sending a letter or postcard to the individual or organization by U.S. mail; by sending
2 a message by electronic mail; or by any combination of the foregoing. A conduit may
3 not satisfy the requirement to attempt in good faith to contact the individual or
4 organization at least 10 times if all 10 attempted contacts occur within a period of
5 30 consecutive days.

6 b. The surviving spouse or executor of the estate of a deceased individual that
7 made the contribution authorizes the redirection of the contribution.

8 (c) If a conduit redirects a contribution under this section, the conduit shall
9 include in its report under this section for the reporting period during which the
10 contribution is redirected the information about the original contributor, required for
11 the recipient's reporting purposes, for the dates on which the contribution is received
12 and redirected and whether the contribution is redirected to a sponsor or to an
13 administrative fund of the conduit.

****NOTE: This is a reminder to the drafters to tweak the language in this
paragraph governing "the recipient's reporting purposes."

14 SUBCHAPTER VII

15 REFERENDUM COMMITTEES

16 **11.7000 Registration; treasurer and depositories.** (1) Each referendum
17 committee required to register under this chapter shall designate a treasurer to
18 comply with the registration and reporting requirements under this subchapter.

19 (2) The treasurer shall ensure that all funds received are deposited in the
20 referendum committee depository account.

21 (3) No disbursement may be made or obligation incurred by or on behalf of a
22 referendum committee without the authorization of the treasurer or a designated
23 agent. No contribution may be accepted and no disbursement may be made or

1 obligation incurred by a referendum committee at a time when there is a vacancy in
2 the office of treasurer.

3 **11.7001 Registration; timing.** (1) Every referendum committee that makes
4 or accepts contributions, incurs obligations, or makes disbursements for the purpose
5 of influencing a particular vote at a referendum in a calendar year in an aggregate
6 amount in excess of \$10,000 shall file a registration statement giving the information
7 required by s. 11.7002.

8 (2) A referendum committee that triggers the registration requirement under
9 sub. (1) shall file the registration statement no later than the 10th business day
10 commencing after receipt of the first contribution by the referendum committee
11 exceeding the amount specified under sub. (1) and before making any disbursement
12 exceeding that amount.

13 **11.7002 Registration; required information.** (1) REQUIRED INFORMATION.
14 The statement of registration shall include all of the following, where applicable:

15 (a) The name and mailing address of the referendum committee.

16 (b) The name and mailing address of the treasurer and any other custodian of
17 books and accounts. Unless otherwise directed by the treasurer on the registration
18 form and except as otherwise provided in this chapter or any rule of the board, all
19 mailings that are required by law or by rule of the board shall be sent to the treasurer
20 at the treasurer's address indicated upon the form.

21 (c) The name and address of the depository account of the referendum
22 committee and of any other institution where funds of the committee are kept.

23 (d) The nature of any referendum that is supported or opposed.

24 (2) CERTIFICATION. Every statement and every change made in a statement
25 filed under this section shall contain a certification signed by the individual filing the

1 statement that all information contained in the statement is true, correct, and
2 complete.

3 (3) CHANGE OF INFORMATION. (a) Any change in information previously
4 submitted in a registration statement shall be reported by the referendum
5 committee within 10 days following the change. Except as provided in par. (b), any
6 such change may be reported only by the individual or by the officer who has
7 succeeded to the position of an individual who signed the original statement.

8 (b) The chief executive officer or treasurer indicated on the registration
9 statement of a referendum committee may report a change in the committee's
10 registration statement.

***NOTE: Do you want s. 9.10 (2) (d) to trigger registration of a recall committee?

11 **11.7003 Reporting.** (1) CONTRIBUTIONS. (a) Each referendum committee shall
12 make full reports, upon a form prescribed by the board and signed by the treasurer
13 under s. 11.1002 (1) (c), of all contributions received by the committee. The
14 referendum committee shall include in each report the following information,
15 covering the period since the last date covered on the previous report:

16 1. An itemized statement giving the date, full name, and street address of each
17 person who has made a contribution to the referendum committee, together with the
18 amount of the contribution.

19 2. The occupation and name of the principal place of employment, if any, of each
20 individual contributor whose cumulative contributions to the referendum committee
21 for the calendar year are in excess of \$100.

22 3. An itemized statement of each contribution made anonymously to the
23 referendum committee. If the contribution exceeds \$20, the referendum committee
24 shall specify whether the committee donated the contribution to the common school

1 fund or to a charitable organization, and shall include the full name and mailing
2 address of the donee.

3 4. A statement of totals during the reporting period of contributions received
4 and contributions donated as provided in subd. 3.

5 5. A statement of the cash balance on hand at the beginning and end of the
6 reporting period.

7 (b) The first report shall commence no later than the date that the first
8 contribution is received and accepted.

9 (c) All contributions received by any person acting as an agent of a referendum
10 committee required to report under this subchapter shall be reported by such person
11 to the treasurer of the referendum committee within 30 days of receipt by the agent.
12 In the case of a contribution of money, the agent shall transmit the contribution to
13 the treasurer within 30 days of receipt by the agent. The treasurer shall report the
14 contribution within 30 days of initial receipt by the agent.

15 **(2) REPORTS IN SUPPORT OF OR OPPOSITION TO A REFERENDUM AT SPRING PRIMARY.**
16 A referendum committee making or accepting contributions in support of or in
17 opposition to a referendum appearing on a spring primary ballot shall file the reports
18 required under sub. (3).

19 **(3) REPORTS IN SUPPORT OF OR OPPOSITION TO A REFERENDUM AT SPRING ELECTION.**
20 A referendum committee making or accepting contributions in support of or in
21 opposition to a referendum appearing on a spring election ballot shall file the reports
22 required under sub. (4).

23 **(4) REPORTS IN SUPPORT OF OR OPPOSITION TO A REFERENDUM AT PARTISAN PRIMARY.**
24 A referendum committee making or accepting contributions in support of or in

1 opposition to a referendum appearing on a partisan primary ballot shall file the
2 reports required under sub. (5).

3 (5) REPORTS IN SUPPORT OF OR OPPOSITION TO A REFERENDUM AT GENERAL ELECTION.
4 A referendum committee making or accepting contributions in support of or in
5 opposition to a referendum appearing on a general election ballot shall file the
6 reports required under sub. (6).

7 **11.7004 General reporting exemptions.** (1) INACTIVITY. (a) A referendum
8 committee that does not anticipate accepting contributions, making disbursements
9 or incurring obligations in an aggregate amount in excess of \$1,000 in a calendar year
10 and does not anticipate accepting any contribution or contributions from a single
11 source exceeding \$2,500 in that year may indicate on its registration statement that
12 the committee will not accept contributions, incur obligations, or make
13 disbursements in the aggregate in excess of \$1,000 in any calendar year and will not
14 accept any contribution or contributions from a single source exceeding \$2,500 in
15 that year. A referendum committee that makes an indication under this paragraph
16 is not subject to any reporting requirement under this subchapter if the statement
17 is true.

18 (b) A referendum committee that makes an indication under par. (a) is not
19 required to file a termination report.

20 (c) The indication under par. (a) may be revoked. If the referendum committee
21 revokes the indication under par. (a), the committee is subject to the reporting
22 requirements under this subchapter as of the date of revocation, or the date that
23 aggregate contributions, disbursements, or obligations for the calendar year exceed
24 \$1,000, or the date on which the committee accepts any contribution or contributions

1 exceeding \$2,500 from a single source during that year, whichever is earlier. If the
2 revocation is not timely, the committee violates [current law s. 11.27 (1)].

3 SUBCHAPTER VII

4 RECALL COMMITTEES

5 **11.8000 Registration; treasurer and depositories.** (1) Each recall
6 committee required to register under this chapter shall designate a treasurer to
7 comply with the registration and reporting requirements under this subchapter.

8 (2) The treasurer shall ensure that all funds received are deposited in the recall
9 committee depository account.

10 (3) No disbursement may be made or obligation incurred by or on behalf of a
11 recall committee without the authorization of the treasurer or a designated agent.
12 No contribution may be accepted and no disbursement may be made or obligation
13 incurred by a recall committee at a time when there is a vacancy in the office of
14 treasurer.

15 **11.8001 Registration; timing.** (1) Every recall committee that makes or
16 accepts contributions, incurs obligations, or makes disbursements to support or
17 oppose a candidate in a calendar year in an aggregate amount in excess of \$2,500
18 shall file a registration statement giving the information required by s. 11.8002.

19 (2) A recall committee that triggers the registration requirement under sub.
20 (1) shall file the registration statement no later than the 10th business day
21 commencing after receipt of the first contribution by the recall committee exceeding
22 the amount specified under sub. (1) and before making any disbursement exceeding
23 that amount.

24 **11.8002 Registration; required information.** (1) REQUIRED INFORMATION.
25 The statement of registration shall include all of the following, where applicable:

1 (a) The name and mailing address of the recall committee.

2 (b) The name and mailing address of the treasurer and any other custodian of
3 books and accounts. Unless otherwise directed by the treasurer on the registration
4 form and except as otherwise provided in this chapter or any rule of the board, all
5 mailings that are required by law or by rule of the board shall be sent to the treasurer
6 at the treasurer's address indicated upon the form.

7 (c) The name and address of the depository account of the recall committee and
8 of any other institution where funds of the committee are kept.

9 (2) CERTIFICATION. Every statement and every change made in a statement
10 filed under this section shall contain a certification signed by the individual filing the
11 statement that all information contained in the statement is true, correct, and
12 complete.

13 (3) CHANGE OF INFORMATION. (a) Any change in information previously
14 submitted in a registration statement shall be reported by the recall committee
15 within 10 days following the change. Except as provided in par. (b), any such change
16 may be reported only by the individual or by the officer who has succeeded to the
17 position of an individual who signed the original statement.

18 (b) The chief executive officer or treasurer indicated on the registration
19 statement of a recall committee may report a change in the committee's registration
20 statement.

21 **11.8004 Reporting:** (1) CONTRIBUTIONS. (a) Each recall committee shall make
22 full reports, upon a form prescribed by the board and signed by the registrant under
23 s. 11.4000 (2) (c), of all contributions made and received by the committee. The recall
24 committee shall include in each report the following information, covering the period
25 since the last date covered on the previous report:

1 1. An itemized statement giving the date, full name, and street address of each
2 person who has made a contribution to the recall committee, together with the
3 amount of the contribution.

4 2. An itemized statement giving the date, full name, and street address of each
5 candidate and committee to which the recall committee has made a contribution,
6 together with the amount of the contribution.

7 3. The occupation and name and address of the principal place of employment,
8 if any, of each individual contributor whose cumulative contributions to the recall
9 committee for the calendar year are in excess of \$100.

10 4. An itemized statement of each contribution made anonymously to the recall
11 committee. If the contribution exceeds \$20, the recall committee shall specify
12 whether the committee donated the contribution to the common school fund or to a
13 charitable organization, and shall include the full name and mailing address of the
14 donee.

15 5. A statement of totals during the reporting period of contributions received
16 and contributions donated as provided in subd. 4.

17 6. A statement of the cash balance on hand at the beginning and end of the
18 reporting period.

19 (b) The first report shall commence no later than the date that the first
20 contribution is received and accepted.

21 (c) All contributions received by any person acting as an agent of a recall
22 committee required to report under this subchapter shall be reported by such person
23 to the treasurer of the recall committee within 30 days of receipt by the agent. In the
24 case of a contribution of money, the agent shall transmit the contribution to the

1 treasurer within 30 days of receipt by the agent. The treasurer shall report the
2 contribution within 30 days of initial receipt by the agent.

3 (2) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING PRIMARY. A
4 recall committee that makes or accepts contributions in support of or in opposition
5 to one or more candidates for office at a spring primary or of a candidate at a special
6 primary held to nominate nonpartisan candidates to be voted for at a special election
7 held to fill a vacancy in one or more of the nonpartisan state or local offices voted for
8 at the spring election, or that supports or opposes other committees engaging in such
9 activities, shall do all the following:

10 (a) File a preprimary report. If a candidate for a nonpartisan state office at an
11 election is not required to participate in a spring primary, the recall committee shall
12 file a preprimary report at the time prescribed in s. 11.1002 (3) preceding the date
13 specified for the holding of the primary, were it to be required.

14 (b) File a preelection report.

15 (c) Annually in each year of an election cycle, file a report on the 15th day of
16 the month in the months of January, April, July, and October.

17 (3) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT SPRING ELECTION. A
18 recall committee that makes or accepts contributions in support of or in opposition
19 to one or more candidates for office at a spring election or of a candidate at a special
20 election held to fill a vacancy in one or more of the nonpartisan state or local offices
21 voted for at the spring election, or that supports or opposes other committees
22 engaging in such activities, shall do all the following:

23 (a) File a preelection report.

24 (b) Annually in each year of an election cycle, file a report on the 15th day of
25 the month in the months of January, April, July, and October.

1 **(4) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT PARTISAN PRIMARY.** A
2 recall committee that makes or accepts contributions in support of or in opposition
3 to one or more candidates for office at a partisan primary or of a special primary held
4 to nominate candidates to be voted for at a special election held to fill a vacancy in
5 one or more of the state or local offices voted for at the general election, or that
6 supports or opposes other committees engaging in such activities, shall do all the
7 following:

8 (a) File a preprimary report.

9 (b) File a preelection report.

10 (c) In an odd-numbered year, file a report on the 15th day of the month in the
11 months of January, April, July, and October.

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

14 **(5) REPORTS IN SUPPORT OF OR OPPOSITION TO CANDIDATES AT GENERAL ELECTION.**

15 A recall

16 committee that makes or accepts contributions in support of or in opposition
17 to one or more candidates for office at a general election or of a candidate at a special
18 election held to fill a vacancy in one or more of the state or local offices voted for at
19 the general election, or that supports or opposes other committees engaging in such
20 activities shall do all of the following:

21 (a) File a preelection report.

22 (b) In an odd-numbered year, file a report on the 15th day of the month in the
23 months of January, April, July, and October.

24 (c) In an even-numbered year, file a report on the 15th day of the month in the
25 months of January, April, and July, and on the 4th Tuesday in September.

1 (a) Candidates for governor, lieutenant governor, secretary of state, state
2 treasurer, attorney general, state superintendent, or justice, \$30,000.

3 (b) Candidates for state senator, \$3,000.

4 (c) Candidates for representative to the assembly, \$1,500.

5 (d) Candidates for court of appeals judge in districts which contain a county
6 having a population of more than 500,000, \$9,000.

7 (e) Candidates for court of appeals judge in other districts, \$7,500.

8 (f) Candidates for circuit judge in circuits having a population of more than
9 300,000, or candidates for district attorney in prosecutorial units having a
10 population of more than 300,000, \$9,000.

11 (g) Candidates for circuit judge in other circuits or candidates for district
12 attorney in other prosecutorial units, \$3,000.

13 (h) Candidates for local offices, an amount equal to the greater of the following:

14 1. Seven hundred and fifty dollars.

15 2. Three cents times the number of inhabitants of the jurisdiction or district,
16 according to the latest federal census or the census information on which the district
17 is based, as certified by the appropriate filing officer, but not more than \$9,000.

18 (2) CANDIDATE COMMITTEES. A candidate committee may contribute to another
19 candidate committee no more than the following amounts specified for the candidate
20 whose nomination or election the committee supports:

21 (a) Candidates for governor, lieutenant governor, secretary of state, state
22 treasurer, attorney general, state superintendent, or justice, \$30,000.

23 (b) Candidates for state senator, \$3,000.

24 (c) Candidates for representative to the assembly, \$1,500.

1 (d) Candidates for court of appeals judge in districts which contain a county
2 having a population of more than 500,000, \$9,000.

3 (e) Candidates for court of appeals judge in other districts, \$7,500.

4 (f) Candidates for circuit judge in circuits having a population of more than
5 300,000, or candidates for district attorney in prosecutorial units having a
6 population of more than 300,000, \$9,000.

7 (g) Candidates for circuit judge in other circuits or candidates for district
8 attorney in other prosecutorial units, \$3,000.

9 (h) Candidates for local offices, an amount equal to the greater of the following:

10 1. Seven hundred fifty dollars.

11 2. Three cents times the number of inhabitants of the jurisdiction or district,
12 according to the latest federal census or the census information on which the district
13 is based, as certified by the appropriate filing officer, but not more than \$9,000.

14 **(3) OTHER PERSONS.** A person, other than an individual or committee, may
15 contribute to a candidate committee no more than the following amounts specified
16 for the candidate whose nomination or election the committee supports:

17 (a) Candidates for governor, lieutenant governor, secretary of state, state
18 treasurer, attorney general, state superintendent, or justice, \$30,000.

19 (b) Candidates for state senator, \$3,000.

20 (c) Candidates for representative to the assembly, \$1,500.

21 (d) Candidates for court of appeals judge in districts which contain a county
22 having a population of more than 500,000, \$9,000.

23 (e) Candidates for court of appeals judge in other districts, \$7,500.

1 (f) Candidates for circuit judge in circuits having a population of more than
2 300,000, or candidates for district attorney in prosecutorial units having a
3 population of more than 300,000, \$9,000.

4 (g) Candidates for circuit judge in other circuits or candidates for district
5 attorney in other prosecutorial units, \$3,000.

6 (h) Candidates for local offices, an amount equal to the greater of the following:

7 1. Seven hundred fifty dollars.

8 2. Three cents times the number of inhabitants of the jurisdiction or district,
9 according to the latest federal census or the census information on which the district
10 is based, as certified by the appropriate filing officer, but not more than \$9,000.

11 (4) POLITICAL ACTION COMMITTEES. A political action committee may contribute
12 to a candidate committee no more than the following amounts specified for the
13 candidate whose nomination or election the committee supports:

14 (a) Candidates for governor, \$129,000.

15 (b) Candidates for lieutenant governor, \$39,000.

16 (c) Candidates for attorney general, \$66,000.

17 (d) Candidates for secretary of state, state treasurer, state superintendent, or
18 justice, \$27,000.

19 (e) Candidates for state senator, \$3,000.

20 (f) Candidates for representative to the assembly, \$1,500.

21 (g) Candidates for court of appeals judge in districts which contain a county
22 having a population of more than 500,000, \$9,000.

23 (h) Candidates for court of appeals judge in other districts, \$7,500.

1 (i) Candidates for circuit judge in circuits having a population of more than
2 300,000, or candidates for district attorney in prosecutorial units having a
3 population of more than 300,000, \$9,000.

4 (j) Candidates for circuit judge in other circuits or candidates for district
5 attorney in other prosecutorial units, \$3,000.

6 (k) Candidates for local offices, an amount equal to the greater of the following:

7 1. Six hundred dollars.

8 2. Three cents times the number of inhabitants of the jurisdiction or district,
9 according to the latest federal census or the census information on which the district
10 is based, as certified by the appropriate filing officer, but not more than \$7,500.

11 **11.9001 Applicable time periods.** (1) For an individual who is a candidate
12 for an office that the individual holds, the limits under subs. (1) to (4) apply during
13 the term of that office.

14 (2) For an individual who is a candidate for an office that the individual does
15 not hold, the limits under subs. (1) to (4) apply during the period beginning on the
16 date on which the individual becomes a candidate under s. 11.1000 (1) (a) and ending
17 on the day of the election for that office.

****NOTE: This is the first attempt at trying to pin down the relevant period during
which the limits would apply. We assume it will need some fine tuning.

18 **11.9002 Exceptions.** The limits under s. 11.9000 do not apply to any of the
19 following:

20 (1) Contributions to a political action committee.

21 (2) Contributions transferred between political action committees.

22 (3) (a) Except as provided in par. (b), contributions to a legislative campaign
23 committee.

1 (b) A political action committee may contribute no more than \$18,000 in any
2 calendar year to a legislative campaign committee.

3 (4) (a) Except as provided in par. (b), contributions to a political party
4 committee.

5 (5) A political action committee may contribute no more than \$18,000 in any
6 calendar year to a political party committee.

7 (6) Contributions transferred from a political party committee or legislative
8 campaign committee to a candidate committee.

9 (7) Contributions paid to a segregated fund established and administered by
10 a political party committee or legislative campaign committee to finance the
11 purchase, lease, maintenance, or improvement of space for exclusive use by the
12 political party committee or legislative campaign committee.

13 (8) Contributions that a candidate makes to his or her candidate committee
14 from the candidate's personal funds or property or the personal funds or property
15 that are owned jointly or as marital property with the candidate's spouse.

16 (9) Contributions transferred between the candidates for governor and
17 lieutenant governor of the same political party.

18 (10) Contributions used to pay legal fees and other expenses incurred as a
19 result of a recount under s. 9.01.

20 (11) Contributions used to pay legal fees and other expenses incurred in
21 connection with or in response to circulating, offering to file, or filing a petition to
22 recall an office holder prior to the time that a recall primary or election is ordered,
23 or after that time if incurred to contest or defend the order.

****NOTE: Paragraphs (g) to (j) are consistent with provisions under current law,
s. 11.26 (5), (12), and (13m).

1 **11.9003 Valuation** (1) For purposes of complying with a contribution limit
2 under this section, the value of a contribution of any tangible or intangible item,
3 other than money, is the item's [fair market value] [replacement cost] at the time that
4 the individual or committee made the contribution.

5 (2) For purposes of complying with a contribution limit under this section, the
6 value of a contribution of a service is the 1. of the service at the time that the
7 individual or committee made the contribution.

8 **11.9004 Conduit contributions.** (1) For purposes of this chapter, a
9 contribution released by a conduit to a committee is to be reported by the committee
10 as a contribution from the person or committee who made the contribution and not
11 as a contribution from the conduit.

12 (2) A contribution of money received from a conduit, accompanied by the
13 information required under s. 11.6004 (1) (b), is considered to be a contribution from
14 the original contributor.

15 (3) Each filing officer shall place a copy of any report received under s. 11.6004
16 (1) (b) in the file of the conduit and the file of the transferee.

 ****NOTE: I believe we will need to add to the reporting requirements under
candidate committee, legislative campaign committee, political party committee,
referendum committee, and recall committee a requirement that the committees include
a copy of any report that accompanied a release of funds by a conduit.

17 **11.9005 When reportable.** (1) (a) A contribution is received by a candidate
18 for purposes of this chapter when it is under the control of the candidate or the
19 treasurer or agent of the candidate.

20 (b) A contribution is received by a conduit or committee for purposes of this
21 chapter when it is under the control of the treasurer or agent of the conduit or
22 committee.

1 (2) Unless it is returned or donated within 30 days of receipt under sub. (1), a
2 contribution must be reported as received and accepted on the date received.

3 **11.9006 Limitation on cash contributions.** Every contribution of money
4 exceeding \$100 shall be made by negotiable instrument or evidenced by an itemized
5 credit card receipt bearing on the face the name of the remitter. No committee
6 required to report under this chapter may accept a contribution made in violation of
7 this section. The committee shall promptly return the contribution, or donate it to
8 the common school fund or to a charitable organization in the event that the donor
9 cannot be identified.

10 **11.9007 Return of contributions.** (1) A committee required to report under
11 this chapter may return a contribution at any time before or after it has been
12 deposited.

13 (2) (a) Except as provided in par. (b), the subsequent return of a contribution
14 deposited contrary to law does not constitute a defense to a violation.

15 (b) A committee that accepts a contribution contrary to law and that returns
16 the contribution deposited contrary to law within 15 days after the filing date for the
17 reporting period in which the contribution is received does not violate the
18 contribution limits under s. 11.9000.

***NOTE: Under this par.(b), the recipient of the surplus contribution must return
the contribution 15 days after the report is due. Does that accomplish your intent? Does
the surplus contribution have to be reported? If not, how will the GAB know that the
contribution was received and is being returned?

19 SUBCHAPTER X

20 DISBURSEMENTS

21 **11.10000**

22 SUBCHAPTER XI

23 MISCELLANEOUS

