

**2015 DRAFTING REQUEST**

**Bill**

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Subject: **Elections - campaign finance** Drafter: **tkuczens**  
Addl. Drafters: **jkreye**  
Extra Copies:

Submit via email: **NO**  
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Engrossed AB387

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FE Sent For:

<END>

**2015 Assembly Bill 387 (LRB -3525)**

An Act to repeal 13.62 (11t); to renumber 13.75 (intro.); to renumber and amend 13.625 (1) (c) (intro.), 13.625 (1) (c) 1., 13.625 (1) (c) 2. and 946.11 (2) (b); to amend 5.02 (13), 5.05 (2), 5.05 (2m) (d) 2., 5.05 (2m) (e), 5.05 (5e), 6.87 (3) (b), 7.23 (1) (d), 7.40, 7.50 (2) (em), 8.05 (1) (j) 2., 8.10 (5), 8.15 (4) (b), 8.16 (2) (c), 8.20 (6), 8.30 (2), 8.35 (2) (a), 8.35 (2) (c), 8.35 (4) (c), 8.35 (4) (d), 8.35 (4) (e), 8.50 (3) (a), 9.01 (5) (bm), 9.10 (2) (d), 12.07 (4), 12.08, 12.13 (3) (h), 12.60 (4), 13.62 (5g), 13.62 (5r), 13.625 (1) (b) (intro.), 13.625 (1) (b) 3., 13.625 (2), 13.625 (3), 13.625 (6r), 13.69 (6), 13.695 (4), 15.60 (5), 15.60 (6), 15.60 (7), 15.79 (2) (b), 19.42 (3m), 19.45 (13), 19.579 (1), 19.59 (1) (br), 19.59 (7) (b), 20.511 (1) (a), 20.511 (1) (i), 20.511 (1) (j), 20.855 (6) (h), 36.11 (1) (cm), 111.365 (3) (a), 120.06 (6) (b) 5., 185.03 (10) (e), 202.12 (5) (a) 2., 341.14 (6r) (fm) 1. b., 346.94 (16) (b) 2., 349.135 (2) (b), 563.907 (3) (b), 630.05 (intro.), 755.01 (4), 758.13 (3) (g) 1. a. and 758.13 (3) (g) 1. b.; to repeal and recreate chapter 11; and to create 13.62 (5j), 13.62 (5u), 13.75 (1r) and 946.11 (2) (b) 1. and 2. of the statutes; relating to: campaign finance.

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State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-3525/1  
JK&TKK:all

## 2015 ASSEMBLY BILL 387

October 8, 2015 – Introduced by Representative Vos, cosponsored by Senator S. FITZGERALD. Referred to Committee on Campaigns and Elections.

1       **AN ACT to repeal** 13.62 (11t); **to renumber** 13.75 (intro.); **to renumber and**  
2       **amend** 13.625 (1) (c) (intro.), 13.625 (1) (c) 1., 13.625 (1) (c) 2. and 946.11 (2) (b);  
3       **to amend** 5.02 (13), 5.05 (2), 5.05 (2m) (d) 2., 5.05 (2m) (e), 5.05 (5e), 6.87 (3)  
4       (b), 7.23 (1) (d), 7.40, 7.50 (2) (em), 8.05 (1) (j) 2., 8.10 (5), 8.15 (4) (b), 8.16 (2)  
5       (c), 8.20 (6), 8.30 (2), 8.35 (2) (a), 8.35 (2) (c), 8.35 (4) (c), 8.35 (4) (d), 8.35 (4) (e),  
6       8.50 (3) (a), 9.01 (5) (bm), 9.10 (2) (d), 12.07 (4), 12.08, 12.13 (3) (h), 12.60 (4),  
7       13.62 (5g), 13.62 (5r), 13.625 (1) (b) (intro.), 13.625 (1) (b) 3., 13.625 (2), 13.625  
8       (3), 13.625 (6r), 13.69 (6), 13.695 (4), 15.60 (5), 15.60 (6), 15.60 (7), 15.79 (2) (b),  
9       19.42 (3m), 19.45 (13), 19.579 (1), 19.59 (1) (br), 19.59 (7) (b), 20.511 (1) (a),  
10       20.511 (1) (i), 20.511 (1) (j), 20.855 (6) (h), 36.11 (1) (cm), 111.365 (3) (a), 120.06  
11       (6) (b) 5., 185.03 (10) (e), 202.12 (5) (a) 2., 341.14 (6r) (fm) 1. b., 346.94 (16) (b)  
12       2., 349.135 (2) (b), 563.907 (3) (b), 630.05 (intro.), 755.01 (4), 758.13 (3) (g) 1. a.  
13       and 758.13 (3) (g) 1. b.; **to repeal and recreate** chapter 11; and **to create** 13.62

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- 1 (5j), 13.62 (5u), 13.75 (1r) and 946.11 (2) (b) 1. and 2. of the statutes; **relating**  
2 **to:** campaign finance.
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***Analysis by the Legislative Reference Bureau***

This bill restructures chapter 11 of the Wisconsin statutes, the campaign finance law. The bill also makes the following substantive changes:

**REGISTRATION**

The bill requires the following entities to register with the Government Accountability Board or a local filing officer before accepting a contribution, making a disbursement, or incurring an obligation:

1. Candidate committees.
2. Political parties.
3. Legislative campaign committees.
4. Political action committees.
5. Independent expenditure committees.
6. Conduits.
7. Referendum committees.
8. Recall committees.

Each entity that is required to register must appoint a treasurer or, in the case of a conduit, an administrator to comply with the registration and reporting requirements under the bill. A candidate may serve as the treasurer of his or her candidate committee, but the candidate may only accept contributions and make disbursements through his or her committee.

The bill defines a “political action committee” as an entity that has express advocacy as its major purpose, as specified in the committee’s organizational documents or as indicated by the committee to the board.

Under the bill “express advocacy” means communication that contains terms such as the following or their functional equivalents with reference to a clearly identified candidate and that unambiguously relates to the campaign of that candidate:

1. “Vote for”.
2. “Elect”.
3. “Support”.
4. “Cast your ballot for”.
5. “Smith for ... (an elective office)”.
6. “Vote against”.
7. “Defeat”.
8. “Reject”.
9. “Cast your ballot against”.

The bill defines “independent expenditure committee” as any person, other than an individual, or any permanent or temporary combination of persons unrelated by marriage, formed for the major purpose of making independent expenditures. The bill defines “independent expenditure” as an expenditure for

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express advocacy that is not made in coordination with a candidate, candidate committee, candidate's agent, legislative campaign committee, or political party.

**REPORTING**

All committees required to register under the bill must file periodic reports with the board. The committees report all contributions, disbursements, and obligations received, made, and incurred by the committee. A conduit reports all contributions released to support or oppose a candidate or committee. Committees and conduits, generally, submit the following reports:

1. A preprimary report. Conduits are not required to submit these reports.
2. A preelection report. Conduits are not required to submit these reports.
3. With regard to a spring primary or spring election, a report filed on the 15th day of January, April, July, and October.
4. With regard to other primaries and elections, or for those holding office not up for election, in an odd-numbered year, a report on filed on the 15th day of January, April, July, and October and, in the even numbered year, a report filed on the 15th day of January, April, and July and on the fourth Tuesday in September.

Under the bill, if a political action committee, an independent expenditure committee, or a person who is not otherwise subject to reporting spends \$5,000 or more in the aggregate on express advocacy during the period beginning 60 days prior to an election and ending on the day of the election, the committee or person must submit a report to the board no later than 48 hours after making the expenditures. The report must provide all of the following:

1. The dates on which the committee or person made the expenditures.
2. The names and addresses of the persons who received the expenditures.
3. The purpose for making the expenditures.
4. The amount spent for each act of express advocacy.
5. The name of the candidate affected by the expenditures.
6. An affirmation, made under oath, that the person will comply with the prohibition on coordination, as provided under the bill.
7. The name and address of the designated agent of the committee or person.

A person which is not a committee required to register under the bill does not have to register simply because that person reports expenditures for express advocacy made during the 60-day period prior to the election.

**CONTRIBUTIONS**

The bill doubles the contribution limits under current law applicable to candidates for state or local office. Under the bill, every five years, beginning in 2021, the board will adjust the contribution limits to reflect the percentage change in the consumer price index during the preceding five-year period.

The bill allows the following contributions to be made in unlimited amounts:

1. Contributions to a political action committee.
2. Contributions transferred between political action committees.
3. Contributions to a legislative campaign committee, except that a political action committee may contribute no more than \$12,000 in any calendar year to a legislative campaign committee.

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4. Contributions to a political party, except that a political action committee may contribute no more than \$12,000 in any calendar year to a political party.

5. Contributions made by a political party or legislative campaign committee to a candidate committee.

6. Contributions paid to a segregated fund established and administered by a political party or legislative campaign committee for purposes other than making contributions to a candidate committee.

7. Contributions that a candidate makes to his or her candidate committee from the candidate's personal funds.

8. Contributions transferred between the candidates for governor and lieutenant governor of the same political party.

9. Contributions used to pay legal fees and other expenses incurred as a result of a recount.

10. Contributions used to pay legal fees and other expenses incurred in connection with a recall.

11. Contributions to a recall committee.

12. Contributions to a referendum committee.

The bill prohibits corporations, cooperatives, labor organizations, and tribes from contributing to committees, other than independent expenditure committees and referendum committees. The bill also allows corporations, cooperatives, labor organizations, and tribes to contribute to a segregated fund established and administered by a political party or legislative campaign committee for purposes other than making contributions to a candidate committee.

**COORDINATION**

The bill prohibits a person from making an expenditure for express advocacy that is coordinated with a candidate, candidate committee, candidate's agent, legislative campaign committee, or political party and that exceeds the contribution limits or violates the source restrictions established in the bill. An expenditure for express advocacy is coordinated with such individuals or entities if the individual or entity exercises control over or engages in substantial discussions with the person making the expenditure regarding the content, timing, form, or frequency of the express advocacy. A coordinated expenditure must be reported by the candidate committee as a contribution.

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

1           **SECTION 1.** 5.02 (13) of the statutes is amended to read:

2           5.02 (13) "Political party" or "party" means a state committee registered under  
3 s. 11.05 organized exclusively for political purposes under whose name candidates  
4 appear on a ballot at any election, and all county, congressional, legislative, local and

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1 ~~other affiliated committees authorized to operate under the same name. For~~  
2 ~~purposes of ch. 11, the term does not include a legislative campaign committee or a~~  
3 ~~committee filing an oath under s. 11.06 (7) has the meaning given in s. 11.0101 (26).~~

4 **SECTION 2.** 5.05 (2) of the statutes is amended to read:

5 5.05 (2) AUDITING. In addition to the facial examination of reports and  
6 statements required under s. ~~11.21 (13)~~ 11.1304 (9), the board shall conduct an audit  
7 of reports and statements which are required to be filed with it to determine whether  
8 violations of ch. 11 have occurred. The board may examine records relating to  
9 matters required to be treated in such reports and statements. The board shall make  
10 official note in the file of a ~~candidate, committee, group or individual under ch. 11,~~  
11 as defined in s. 11.0101 (6), of any error or other discrepancy which the board  
12 discovers and shall inform the person submitting the report or statement. The board  
13 may not audit reports, statements, or records beyond the 3-year period for which a  
14 committee must retain records under ch. 11.

15 **SECTION 3.** 5.05 (2m) (d) 2. of the statutes is amended to read:

16 5.05 (2m) (d) 2. No employee of the board, while so employed, may become a  
17 candidate, as defined in s. ~~11.01 (1)~~ 11.0101 (1), for a state or partisan local office.  
18 No individual who is retained by the board to serve as a special investigator or as  
19 special counsel may, while so retained, become a candidate, as defined in s. ~~11.01 (1)~~  
20 11.0101 (1), for any state or local office. A filing officer shall decline to accept  
21 nomination papers or a declaration of candidacy from any individual who does not  
22 qualify to become a candidate under this paragraph.

23 **SECTION 4.** 5.05 (2m) (e) of the statutes is amended to read:

24 5.05 (2m) (e) No individual who serves as an employee of the board and no  
25 individual who is retained by the board to serve as a special investigator or a special

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1 counsel may, while so employed or retained, make a contribution, ~~as defined in s.~~  
2 ~~11.01 (6)~~, to a candidate for state or local office. No individual who serves as an  
3 employee of the board and no individual who is retained by the board to serve as a  
4 special investigator or as special counsel, for 12 months prior to becoming so  
5 employed or retained, may have made a contribution, ~~as defined in s. 11.01 (6)~~, to a  
6 candidate for a partisan state or local office. In this paragraph, contribution has the  
7 meaning given in s. 11.0101 (8).

8 **SECTION 5.** 5.05 (5e) of the statutes is amended to read:

9 5.05 (5e) BIENNIAL REPORT. The board shall include in its biennial report under  
10 s. 15.04 (1) (d) the names and duties of all individuals employed by the board and a  
11 summary of its determinations and advisory opinions issued under sub. (6a). Except  
12 as authorized or required under sub. (5s) (f) 2., the board shall make sufficient  
13 alterations in the summaries to prevent disclosing the identities of individuals or  
14 organizations involved in the decisions or opinions. The board may also include in  
15 its biennial report any information compiled under s. ~~11.21 (7)~~ 11.1304 (14). The  
16 board shall make such further reports on the matters within its jurisdiction and such  
17 recommendations for further legislation as it deems desirable.

18 **SECTION 6.** 6.87 (3) (b) of the statutes is amended to read:

19 6.87 (3) (b) No elector may direct that a ballot be sent to the address of a  
20 ~~candidate, political party or other registrant~~ committee registered with the board  
21 under s. ~~11.05~~ chapter 11 unless the elector permanently or temporarily resides at  
22 that address. Upon receipt of reliable information that an address given by an elector  
23 is not eligible to receive ballots under this subsection, the municipal clerk shall  
24 refrain from mailing or transmitting ballots to that address. Whenever possible, the



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1 municipal clerk shall notify an elector if his or her ballot cannot be mailed or  
2 transmitted to the address directed by the elector.

3 **SECTION 7.** 7.23 (1) (d) of the statutes is amended to read:

4 7.23 (1) (d) ~~Except as provided in s. 11.21 (1) (a), financial~~ Financial reports  
5 may be destroyed 6 years after the date of receipt. Financial registration statements  
6 may be destroyed 6 years after termination of registration.

7 **SECTION 8.** 7.40 of the statutes is amended to read:

8 **7.40 Sample ballots.** Any ~~individual, committee or candidate~~ may, at their  
9 its own expense, and subject to limitations upon contributions and disbursements  
10 under ch. 11, ~~may~~ print a supply of sample ballots, provided ~~they bear on their~~ each  
11 sample ballot includes on its face the information required by s. ~~11.30~~ 11.1303 (2) and  
12 ~~they contain~~ all the names shown on the official ballot. In this section, committee  
13 has the meaning given in s. 11.0101 (6).

14 **SECTION 9.** 7.50 (2) (em) of the statutes is amended to read:

15 7.50 (2) (em) Except as otherwise provided in this paragraph, write-in votes  
16 shall only be counted if no candidates have been certified to appear on the ballot. If  
17 ~~candidates have~~ a candidate has been certified to appear on the ballot, write-in votes  
18 may only be counted for ~~candidates who file~~ a candidate that files a registration  
19 ~~statements~~ statement under s. ~~11.05 (2g)~~ 11.0202 (1) (a) no later than noon on the  
20 Friday immediately preceding the election. If a candidate certified to appear on the  
21 ballot dies or withdraws before the election, all write-in votes shall be counted.  
22 When write-in votes are counted, every vote shall be counted for the candidate for  
23 whom it was intended, if the elector's intent can be ascertained from the ballot itself.

24 **SECTION 10.** 8.05 (1) (j) 2. of the statutes is amended to read:

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1           8.05 (1) (j) 2. Upon receipt of the notice, each candidate shall file a declaration  
2 of candidacy in the manner prescribed by s. 8.21 with the municipal clerk making the  
3 notification no later than 5 p.m. on the 5th day after the notification is mailed or  
4 personally delivered to the candidate by the municipal clerk, except as authorized  
5 in this paragraph. If an incumbent whose name is certified as a nominee fails to file  
6 a declaration of candidacy within the time prescribed by this paragraph, each  
7 certified candidate for the office held by the incumbent, other than the incumbent,  
8 may file a declaration of candidacy no later than 72 hours after the latest time  
9 prescribed in this paragraph. If the candidate has not filed a registration statement  
10 under s. ~~11.05~~ 11.0202 (1) (a) at the time of the notification, the candidate shall file  
11 the statement with the declaration.

12           **SECTION 11.** 8.10 (5) of the statutes is amended to read:

13           8.10 (5) Nomination papers shall be accompanied by a declaration of candidacy  
14 under s. 8.21. If a candidate has not filed a registration statement under s. ~~11.05~~  
15 11.0202 (1) (a) at the time he or she files nomination papers, the candidate shall file  
16 the statement with the papers. A candidate for state office or municipal judge shall  
17 also file a statement of economic interests with the board under s. 19.43 (4) no later  
18 than 4:30 p.m. on the 3rd day following the last day for filing nomination papers  
19 under sub. (2) (a), or no later than 4:30 p.m. on the next business day after the last  
20 day whenever that candidate is granted an extension of time for filing nomination  
21 papers under sub. (2) (a).

22           **SECTION 12.** 8.15 (4) (b) of the statutes is amended to read:

23           8.15 (4) (b) Nomination papers shall be accompanied by a declaration of  
24 candidacy under s. 8.21. If a candidate for state or local office has not filed a  
25 registration statement under s. ~~11.05~~ 11.0202 (1) (a) at the time he or she files

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1 nomination papers, the candidate shall file the statement with the papers. A  
2 candidate for state office shall also file a statement of economic interests with the  
3 board under s. 19.43 (4) no later than 4:30 p.m. on the 3rd day following the last day  
4 for filing nomination papers under sub. (1), or no later than 4:30 p.m. on the next  
5 business day after the last day whenever that candidate is granted an extension of  
6 time for filing nomination papers under sub. (1).

7 **SECTION 13.** 8.16 (2) (c) of the statutes is amended to read:

8 8.16 (2) (c) If the person is a candidate for state or local office, the person files  
9 a registration statement under s. ~~11.05~~ 11.0202 (1) (a).

10 **SECTION 14.** 8.20 (6) of the statutes is amended to read:

11 8.20 (6) Nomination papers shall be accompanied by a declaration of candidacy  
12 under s. 8.21. If a candidate for state or local office has not filed a registration  
13 statement under s. ~~11.05~~ 11.0202 (1) (a) at the time he or she files nomination papers,  
14 the candidate shall file the statement with the papers. A candidate for state office  
15 shall also file a statement of economic interests with the board under s. 19.43 (4) no  
16 later than 4:30 p.m. on the 3rd day following the last day for filing nomination papers  
17 under sub. (8) (a), or no later than 4:30 p.m. on the next business day after the last  
18 day whenever that candidate is granted an extension of time for filing nomination  
19 papers under sub. (8) (a).

20 **SECTION 15.** 8.30 (2) of the statutes is amended to read:

21 8.30 (2) If no registration statement has been filed by or on behalf of a candidate  
22 for state or local office in accordance with s. ~~11.05 (2g) or (2r)~~ 11.0202 (1) (a) by the  
23 applicable deadline for filing nomination papers by such candidate, or the deadline  
24 for filing a declaration of candidacy for an office for which nomination papers are not  
25 filed, the name of the candidate may not appear on the ballot. This subsection may

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1 not be construed to exempt a candidate from applicable penalties if he or she files a  
2 registration statement later than the time prescribed in ~~ss. 11.01 (1) and 11.05 (2g)~~  
3 s. 11.0202 (1) (a).

4 **SECTION 16.** 8.35 (2) (a) of the statutes is amended to read:

5 8.35 (2) (a) If a vacancy occurs after nomination due to the death of a candidate  
6 of a recognized political party for a partisan office, the vacancy may be filled by the  
7 chairperson of the committee of the proper political party under s. 7.38, or the  
8 ~~personal campaign candidate~~ candidate committee, if any, in the case of independent  
9 candidates. Similar vacancies in nominations of candidates for nonpartisan local  
10 offices may be filled by ~~the candidate's personal campaign a candidate~~ candidate committee or,  
11 if ~~the candidate had~~ there is none, by the body which governs the local governmental  
12 unit in which the deceased person was a candidate for office. The chairperson, chief  
13 officer of the candidate committee, or clerk of the body making an appointment shall  
14 file a certificate of appointment with the official or agency with whom declarations  
15 of candidacy for the office are filed. For purposes of this paragraph, the official or  
16 agency need not recognize members of a ~~personal campaign candidate~~ candidate committee  
17 whose names were not filed under s. 11.05 11.0202 (1) (a) prior to the death of the  
18 candidate.

e 11.0203 (1) (c)

19 **SECTION 17.** 8.35 (2) (c) of the statutes is amended to read:

20 8.35 (2) (c) The official or agency with whom a proper certificate is filed under  
21 par. (b) shall promptly notify the candidate who is nominated and transmit to the  
22 candidate a declaration of candidacy form and, in the case of a candidate for state or  
23 local office, a ~~financial~~ registration statement form under s. ~~11.05~~ 11.0203 (1). No  
24 later than 5 p.m. on the 3rd day after notification of nomination is mailed or  
25 personally delivered to the new nominee by the official or agency, the nominee shall

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1 file a declaration of candidacy and, in the case of a candidate for state or local office,  
2 a registration statement under s. ~~11.05~~ 11.0203 (1). No later than 4:30 p.m. on the  
3 3rd day after notification of nomination is mailed or personally delivered to a new  
4 nominee for state office or municipal judge by the official or agency, the nominee shall  
5 file a statement of economic interests under s. 19.43 (4). If the nominee fails to file  
6 the declaration of candidacy, the official or agency may refuse to place the candidate's  
7 name on the ballot. If the nominee fails to file the registration statement or  
8 statement of economic interests, the official or agency may not place the candidate's  
9 name on the ballot.

10 **SECTION 18.** 8.35 (4) (c) of the statutes is amended to read:

11 8.35 (4) (c) ~~The transfer~~ treasurer of the former candidate's committee shall be  
12 ~~reported to the appropriate filing officer in a special report submitted by the former~~  
13 ~~candidate's campaign treasurer~~ submit to the appropriate filing officer a special  
14 report detailing the disposition of funds under par. (a) 1. If the former candidate is  
15 deceased and was serving as the treasurer of his or her own campaign treasurer  
16 committee, the former candidate's petitioner or personal representative shall file the  
17 report. The report shall include a complete statement of all contributions,  
18 disbursements, and incurred obligations, pursuant to s. ~~11.06 (1)~~ 11.0204 (1),  
19 covering the period from the day after the last date covered on the former candidate's  
20 most recent report to the date of disposition.

21 **SECTION 19.** 8.35 (4) (d) of the statutes is amended to read:

22 8.35 (4) (d) The newly appointed candidate shall file his or her report at the  
23 next appropriate interval under s. ~~11.20 (2) or (4)~~ 11.0204 after his or her  
24 appointment. The appointed candidate shall include any transferred funds in his or  
25 her first report.

**ASSEMBLY BILL 387****SECTION 20**

1           **SECTION 20.** 8.35 (4) (e) of the statutes is amended to read:

2           8.35 (4) (e) Any person who violates this subsection may be punished as  
3 provided under s. ~~11.60~~ 11.1400 or ~~11.61~~ 11.1401.

4           **SECTION 21.** 8.50 (3) (a) of the statutes is amended to read:

5           8.50 (3) (a) Nomination papers may be circulated no sooner than the day the  
6 order for the special election is filed and shall be filed not later than 5 p.m. 28 days  
7 before the day that the special primary will or would be held, if required, except when  
8 a special election is held concurrently with the spring election or general election, the  
9 deadline for filing nomination papers shall be specified in the order and the date shall  
10 be no earlier than the date provided in s. 8.10 (2) (a) or 8.15 (1), respectively, and no  
11 later than 35 days prior to the date of the spring primary or no later than June 1  
12 preceding the partisan primary. Nomination papers may be filed in the manner  
13 specified in s. 8.10, 8.15, or 8.20. Each candidate shall file a declaration of candidacy  
14 in the manner provided in s. 8.21 no later than the latest time provided in the order  
15 for filing nomination papers. If a candidate for state or local office has not filed a  
16 registration statement under s. ~~11.05~~ 11.0202 (1) (a) at the time he or she files  
17 nomination papers, the candidate shall file the statement with the papers. A  
18 candidate for state office shall also file a statement of economic interests with the  
19 board no later than the end of the 3rd day following the last day for filing nomination  
20 papers specified in the order.

21           **SECTION 22.** 9.01 (5) (bm) of the statutes is amended to read:

22           9.01 (5) (bm) Upon the completion of its proceedings, a board of canvassers  
23 shall deliver to the board one copy of the minutes of the proceedings kept under par.  
24 (a). In addition, in the case of a recount of an election for state or national office, for  
25 each candidate whose name appears on the ballot for that office under the name of

**ASSEMBLY BILL 387**

1 a political party, the board of canvassers shall deliver one copy of the minutes to the  
2 chief officer, if any, who is named in any registration statement filed under s. ~~11.05~~  
3 ~~(1)~~ 11.0302 by the state committee of that political party, and in the case of a recount  
4 of an election for county office, for each candidate whose name appears on the ballot  
5 for that office under the name of a political party, the board of canvassers shall  
6 deliver one copy of the minutes to the chief officer, if any, who is named in any  
7 registration statement filed under s. ~~11.05~~ ~~(1)~~ 11.0302 by the county committee of  
8 that political party.

9 **SECTION 23.** 9.10 (2) (d) of the statutes is amended to read:

10 9.10 (2) (d) No petition may be offered for filing for the recall of an officer unless  
11 the petitioner first files a registration statement under s. ~~11.05~~ ~~(1)~~ ~~or (2)~~ 11.0902 with  
12 the filing officer with whom the petition is filed. The petitioner shall append to the  
13 registration a statement indicating his or her intent to circulate a recall petition, the  
14 name of the officer for whom recall is sought and, in the case of a petition for the recall  
15 of a city, village, town, town sanitary district, or school district officer, a statement  
16 of a reason for the recall which is related to the official responsibilities of the official  
17 for whom removal is sought. No petitioner may circulate a petition for the recall of  
18 an officer prior to completing registration. The last date that a petition for the recall  
19 of an officer may be offered for filing is 5 p.m. on the 60th day commencing after  
20 registration. After the recall petition has been offered for filing, no name may be  
21 added or removed. No signature may be counted unless the date of the signature is  
22 within the period provided in this paragraph.

23 **SECTION 24.** Chapter 11 of the statutes is repealed and recreated to read:

24

**CHAPTER 11**

25

**CAMPAIGN FINANCING**

## 1 SUBCHAPTER I

## 2 GENERAL PROVISIONS

3 **11.0100 Construction.** This chapter shall be construed to impose the least  
4 possible restraint on persons whose activities do not directly affect the elective  
5 process, consistent with the right of the public to have a full, complete, and readily  
6 understandable accounting of those activities expressly advocating for or against  
7 candidates for office or for or against referendums. Nothing in this chapter may be  
8 construed to regulate issue discussion, debate, or advocacy; grassroots outreach or  
9 lobbying; nonpartisan voter registration or turnout efforts; or the rights of the media.

10 **11.0101 Definitions.** In this chapter:

11 (1) “Candidate” means an individual about whom any of the following applies:

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

14 1. Files nomination papers with the appropriate filing officer.

15 2. Is nominated as a candidate for state or local office by a caucus under s. 8.05  
16 (1) or by a political party and the nomination is certified to the appropriate filing  
17 officer.

18 3. Receives a contribution, makes a disbursement, or gives consent for another  
19 person to receive a contribution or make a disbursement in order to bring about the  
20 individual’s nomination or election to a state or local office.

21 (b) The individual holds a state or local office and is the subject of a recall  
22 petition.

23 (c) The individual holds a state or local office.



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1           (2) “Candidate committee” means a committee authorized by a candidate or a  
2 candidate’s agent to <sup>make or</sup> accept contributions or make disbursements in support of a  
3 candidate’s campaign.

4           (3) “Charitable organization” means any organization described in section 170  
5 (c) (2) of the Internal Revenue Code.

6           (4) “Candidate’s agent” means an individual who has control over the  
7 day-to-day operation of the candidate committee, but does not include an employee  
8 of a political party or a legislative campaign committee that is not also an employee  
9 of the candidate.

10          (5) “Clearly identified” means any of the following with regard to a  
11 communication supporting or opposing a candidate:

12           (a) The candidate’s name appears or is stated.

13           (b) A photograph or drawing of the candidate appears.

14           (c) The candidate’s identity is apparent by unambiguous reference.

15          (6) “Committee” means a candidate committee, legislative campaign  
16 committee, political action committee, independent expenditure committee, political  
17 party, recall committee, and referendum committee.

18          (7) “Conduit” means a person other than an individual that receives a  
19 contribution of money, deposits the contribution in an account held by the person,  
20 and releases the contribution to a candidate committee, legislative campaign  
21 committee, political party, or political action committee at the direction of the  
22 contributor.

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

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

## ASSEMBLY BILL 387

1           2. With the committee's consent under s. 11.1109, a transfer of tangible  
2           personal property or services to a committee, valued as provided under s. 11.1105.

3           3. A transfer of funds between committees.

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

6           (b) "Contribution" does not include any of the following:

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

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

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

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

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

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

16          7. The reuse of surplus materials or the use of unused surplus materials  
17          acquired in connection with a previous campaign for or against the same candidate,  
18          political party, or recall if the materials were previously reported as a contribution.

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

21          9. Any written news story, commentary, or editorial distributed through the  
22          facilities of any broadcasting station, newspaper, magazine, or other regularly  
23          published publication, unless a committee owns the facilities.

24          (9) "Corporation" includes a foreign limited liability company, as defined in s.  
25          183.0102 (8) and a limited liability company, as defined in s. 183.0102 (10), if the

Insert 16-21

ASSEMBLY BILL 387

1 foreign limited liability company or the limited liability company elect to be treated  
2 as a corporation by the federal internal revenue service, pursuant to 26 CFR  
3 301.7701-3, or if the foreign limited liability company or the limited liability  
4 company has publicly traded shares.

5 (10) (a) "Disbursement" means any of the following:

- 6 1. An expenditure by a committee from the committee's depository account.
- 7 2. The transfer of tangible personal property or services by a committee.
- 8 3. A transfer of funds between committees.

9 (b) "Disbursement" does not include any written news story, commentary, or  
10 editorial distributed through the facilities of any broadcasting station, newspaper,  
11 magazine, or other regularly published publication, unless a committee owns the  
12 facilities.

Insert 17-9

13 (11) "Express advocacy" means <sup>a</sup>communication that contains terms such as the  
14 following or their functional equivalents <sup>e</sup> with reference to a clearly identified  
15 candidate and that unambiguously relates to the campaign <sup>e</sup> of that candidate:

- 16 (a) "Vote for".
- 17 (b) "Elect".
- 18 (c) "Support".
- 19 (d) "Cast your ballot for".
- 20 (e) "Smith for ... (an elective office)".
- 21 (f) "Vote against".
- 22 (g) "Defeat".
- 23 (h) "Reject".
- 24 (i) "Cast your ballot against".

<sup>e</sup> election or defeat

**ASSEMBLY BILL 387**

1           (12) “Federal account committee” means a committee of a state political party  
2 organization that makes contributions to candidates for national office and is  
3 registered with the federal election commission.

4           (13) “Federal candidate committee” means a committee of a candidate for the  
5 U.S. senate or house of representatives from this state that the candidate designates  
6 under 2 USC 432 (e).

7           (14) “Filing officer” means the board or official assigned to a committee or  
8 conduit under s. 11.0102.

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

15           (16) “Independent expenditure” means an expenditure for express advocacy by  
16 a person, if the expenditure is not made in coordination with a candidate, candidate  
17 committee, candidate’s agent, legislative campaign committee, or political party, as  
18 prohibited under s. 11.1203.

19           (17) “Independent expenditure committee” means any person, other than an  
20 individual, or any permanent or temporary combination of 2 or more persons  
21 unrelated by marriage, formed for the major purpose of making independent  
22 expenditures.

23           (18) “Intentionally” has the meaning given in s. 939.23 (3).

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

Insert 18-19

Insert 18-24

**ASSEMBLY BILL 387**

1           **(20)** "Major purpose" means a person's major purpose as specified in the  
2           person's organizational documents or as indicated by the person to the board. In this  
3           subsection, "person" does not include an individual.

4           **(21)** "National political party committee" means a national committee as  
5           defined in 2 USC 431 (14).

6           **(22)** "Negotiable instrument" includes an electronic transfer of funds.

7           **(23)** "Obligation" means any express agreement to make a disbursement,  
8           including all of the following:

9           (a) A loan or loan guarantee.

10          (b) A promise or a payment to purchase, rent, or lease tangible personal  
11          property.

12          (c) A promise or a payment for a service that has been or will be performed.

13          **(24)** "Partisan primary" means the primary held the 2nd Tuesday in August  
14          to nominate candidates to be voted for at the general election.

15          **(25)** (a) Subject to par. (b), "political action committee" means an entity that  
16          satisfies all of the following:

17           1. Has express advocacy as its major purpose.

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

20           3. Makes or accepts contributions or makes disbursements with regard to a  
21           state or local office and to support or oppose any of the following:

22           a. A candidate.

23           b. A candidate committee.

24           c. A legislative campaign committee.

25           d. A political party.

ASSEMBLY BILL 387

SECTION 24

g Insert 20-1

1 e. A political action committee.

2 f. A recall committee.

3 (b) "Political action committee" does not include a candidate committee,  
4 legislative campaign committee, political party, or recall committee.

5 (26) (a) "Political party" means all of the following:

6 1. A state committee under whose name candidates appear on a ballot at any  
7 election and all county, legislative, local, and other affiliated committees authorized  
8 to operate under the same name.

9 2. A committee described under subd. 1. that makes and accepts contributions  
10 and makes disbursements to support or oppose a candidate for state or local office  
11 or to support or oppose a referendum held in this state.

12 (b) "Political party" does not include a legislative campaign committee.

13 (27) "Recall committee" means a committee formed for the purpose of  
14 supporting or opposing the recall of any of the following:

15 (a) An incumbent elective official holding a state office.

16 (b) An incumbent elective official holding a local office.

Insert 20-17

17 (28) "Referendum committee" means a committee that is organized by any  
18 person, other than an individual, or by any combination, permanent or temporary,  
19 of 2 or more persons unrelated by marriage that acts to support or oppose the passage  
20 or defeat of a referendum held in this state, but that does not receive contributions  
21 or make disbursements or contributions for the purpose of influencing or attempting  
22 to influence a candidate's nomination or election.

23 (29) "Special election" means any election, other than those described in subs.

24 (15), (24), (30), (32), and (33) to fill vacancies or to conduct a referendum.

ASSEMBLY BILL 387

1 (30) "Special primary" means the primary held 4 weeks before the special  
2 election, except as follows:

3 (a) If the special election is held on the same day as the general election, the  
4 special primary shall be held on the same day as the general primary.

5 (b) If the special election is held concurrently with the spring election, the  
6 primary shall be held concurrently with the spring primary.

7 (31) "Treasurer" means the individual who registers a committee with a filing  
8 officer and who makes reports on behalf of the committee.

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

14 (33) "Spring primary" means the nonpartisan primary held on the 3rd Tuesday  
15 in February to nominate nonpartisan candidates to be voted for at the spring  
16 election.

17 **11.0102 Determination of filing officer and duty to file; fees.** (1) Each  
18 committee and conduit required to register and report under this chapter shall have  
19 and shall file each registration statement and report required under this chapter  
20 with one filing officer as follows:

21 (a) The following shall file with the board:

22 1. A candidate committee of a candidate for state office, as defined in s. 5.02

23 (23).

24 2. A conduit.

25 3. A legislative campaign committee.

Insert 21-7

Insert 21-16

Insert 22-2

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4. A political action committee.

5. A political party.

6. A recall committee as defined in s. 11.0101 (27) (a).

7. Except as provided in pars. (f) and (g), a referendum committee.

(b) Subject to pars. (c) and (d), a candidate committee for a candidate seeking local office shall file with the clerk of the most populous jurisdiction for which the candidate seeks office.

(c) A candidate committee for a candidate for municipal judge elected under s. 755.01 (4) shall file with the county clerk or board of election commissioners of the county having the largest portion of the population in the jurisdiction served by the judge.

(d) A candidate committee for a candidate for school board member shall file with the school district clerk.

(e) A recall committee as defined in s. 11.0101 (27) (b) shall file with the filing officer for candidates for that office.

(f) A referendum committee acting to support or oppose any local referendum, other than a school district referendum, shall file with the clerk of the most populous jurisdiction in which the referendum will be conducted.

(g) A referendum committee acting to support or oppose a school district referendum shall file with the school district clerk.

(2) (a) Except as provided in pars. (c) and (d), each committee that is required to register under this chapter shall annually pay a filing fee of \$100 to the board. The board may accept payment under this subsection by credit card, debit card, or other electronic payment mechanism, and may charge a surcharge to that committee to recover the actual costs associated with the acceptance of that electronic payment.



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①

<sup>g A</sup>  
(b) Except as provided in s. 11.0104 (1), a committee that is subject to par. (a) shall pay the fee specified in par. (a) together with the report filed by that committee on the 15th day of the month of January in each year. If a committee that is subject to par. (a) registers under this chapter or changes status so that par. (a) becomes applicable to the committee during a calendar year, the committee shall pay the fee for that year with the filing of the committee's registration statement or at any time before the change in status becomes effective.

8

(c) Paragraph (a) does not apply to a candidate committee.

9

(d) Paragraph (a) does not apply to any committee for any year during which the committee does not make disbursements exceeding a total of \$2,500.

10

11

(3) Each filing officer, other than the board, shall do all of the following:

12

(a) Obtain the forms and manuals prescribed by the board under s. 11.1304 (1) and (3) and election laws provided by the board under s. 7.08 (4).

13

14

(b) Develop a filing, coding, and cross-indexing system consonant with the purposes of this chapter.

15

16

(c) Make all of the following available, without charge, to any committee required to file reports or statements with the officer:

17

18

1. Forms prescribed by the board for the making of reports and statements. The filing officer shall notify the committee that all forms are available on the board's Internet site. Whenever a filing officer sends a form or notice of the filing requirements under this chapter to the treasurer of a candidate committee, the filing officer shall also send a notice to the candidate.

19

20

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23

2. Upon request, copies of manuals under par. (a).

24

(d) The filing officer shall provide copies of manuals and election laws to persons other than a committee under par. (c) at cost.

25

**ASSEMBLY BILL 387****SECTION 24**

1           (e) Notify the board, in writing, of any facts within the filing officer's knowledge  
2 or evidence in the officer's possession, including errors or discrepancies in reports or  
3 statements and delinquencies in filing which may be grounds for civil action or  
4 criminal prosecution. The board may transmit a copy of the notification submitted  
5 under this paragraph to the district attorney.

6           (f) Make available a list of delinquents for public inspection.

7           (g) Compile and maintain on an electronic system a current list of all reports  
8 and statements received by or required of and pertaining to each committee  
9 registered under this chapter.

10          (h) Make the reports and statements filed with the officer available for public  
11 inspection and copying, commencing as soon as practicable but not later than the end  
12 of the 2nd day following the day during which they are received.

13          (i) Upon the request of any person, permit copying of any report or statement  
14 described under par. (g) at cost.

15          (j) Determine whether each report or statement required to be filed under this  
16 chapter has been filed in the form and by the time prescribed by law, and whether  
17 it conforms on its face to the requirements of this chapter. The officer shall  
18 immediately send to any committee that is delinquent in filing, or that has filed  
19 otherwise than in the proper form, a notice that the committee has failed to comply  
20 with this chapter. Whenever a candidate committee has appointed an individual  
21 other than the candidate as campaign treasurer, the board shall send the notice to  
22 both the candidate and the treasurer of the candidate committee.

23          **11.0103 Reporting; general. (1) REPORT MUST BE COMPLETE.** (a) Each  
24 committee required to file a report under this chapter shall make a good faith effort  
25 to obtain all required information.

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1 (b) Failure to receive a form or notice from a filing officer does not exempt a  
2 committee or conduit from a reporting requirement under this chapter.

3 (2) CONTRIBUTIONS; WHEN RECEIVED; WHEN REPORTED. (a) 1. A contribution is  
4 received by a candidate committee for purposes of this chapter when it is under the  
5 control of the candidate or the treasurer or agent of the candidate.

6 2. A contribution is received by a committee for purposes of this chapter when  
7 it is under the control of the treasurer or agent of the committee.

8 (b) Unless it is returned or donated within 15 days of receipt under par. (a), a  
9 contribution must be reported as received on the date received.

10 (3) CONTENTS OF REPORT; FILING DATES; CERTIFICATION; SHORT FORM; CONTENTS. (a)  
11 A committee shall begin each report filed under this chapter with the first  
12 contribution received, disbursement made, or obligation incurred during the  
13 reporting period, and shall include all contributions received, disbursements made,  
14 and obligations incurred as of the end of:

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

17 2. The last day of the immediately preceding month in the case of a continuing  
18 report required under this chapter.

19 3. The 22nd day following the special election in the case of a postelection report  
20 required under this chapter.

21 (b) Each committee shall ensure that each report is filed with the appropriate  
22 filing officer on the dates designated in this chapter. In the event that any report is  
23 required to be filed under this chapter on a nonbusiness day, a committee may file  
24 the report on the next business day thereafter.

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

3 2. Either the candidate or the treasurer of the candidate's committee shall  
4 certify to the correctness of each report filed under this chapter.

5 (d) The board shall prescribe a simplified, short form for compliance with this  
6 section by a committee treasurer who has not engaged in any financial transaction  
7 since the last date included on the treasurer's preceding report.

8 (4) PREPRIMARY AND PREELECTION REPORTS; INACTIVITY. (a) A contribution,  
9 <sup>a</sup> ~~disbursement,~~ <sup>made</sup> or ~~obligation,~~ <sup>incurred</sup> to support or oppose a candidate at a primary that is  
10 ~~accepted,~~ <sup>an</sup> made, <sup>accepted,</sup> or incurred during the period covered by the preprimary report is  
11 considered to be ~~accepted,~~ <sup>accepted,</sup> made, <sup>accepted,</sup> or incurred to support or oppose that candidate at  
12 the primary, regardless of whether the candidate is opposed at the primary.

13 (b) A contribution, <sup>made</sup> ~~disbursement,~~ <sup>incurred</sup> or ~~obligation,~~ to support or oppose a candidate  
14 at an election that is <sup>made or accepted,</sup> ~~accepted,~~ made, <sup>accepted,</sup> or incurred during the period covered by the  
15 preelection report is considered to be ~~accepted,~~ <sup>accepted,</sup> made, <sup>accepted,</sup> or incurred to support or  
16 oppose that candidate at the election, regardless of whether the candidate is opposed  
17 at the election.

18 (c) 1. a. Except as provided in subd. 2., a committee that <sup>or accepts</sup> ~~accepts,~~ <sup>a contribution</sup> makes, <sup>or</sup> ~~or~~  
19 <sup>or makes a</sup> ~~incurs a contribution,~~ <sup>incurs an</sup> ~~disbursement,~~ or ~~obligation~~ to support or oppose a candidate  
20 at a primary during the period covered by the preelection report, but does not engage  
21 in such activity during the period covered by the preprimary report, is not required  
22 to file a preprimary report.

23 b. Except as provided in subd. 2., a committee that <sup>or makes or accepts</sup> ~~accepts,~~ ~~makes,~~ or ~~incurs~~  
24 <sup>makes a</sup> ~~contribution,~~ <sup>incurs an</sup> ~~disbursement,~~ or ~~obligation~~ to support or oppose a candidate at an  
25 election during the period covered by the report that follows the preelection report,

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1 but does not engage in such activity during the period covered by the preelection  
2 report, is not required to file a preelection report.

3 2. A candidate committee that <sup>makes or</sup> accepts, makes, or incurs a contribution,  
4 <sup>makes a</sup> disbursement, or <sup>incurs an</sup> obligation to support or oppose a candidate at a primary during the  
5 period covered by the preprimary report shall file both the preprimary and  
6 preelection reports, regardless of whether the candidate committee engages in such  
7 activity during the period covered by the preelection report.

Insert 27-8

8 **11.0104 Reporting exemptions: limited activity.** (1) (a) Except as  
9 provided in par. (b), any committee which does not anticipate <sup>or making</sup> accepting  
10 contributions, making disbursements, or incurring obligations, and any conduit  
11 which does not anticipate accepting or releasing contributions, in an aggregate  
12 amount exceeding \$2,000 in a calendar year may file an amended registration  
13 statement with the appropriate filing officer indicating that fact. The committee or  
14 conduit shall certify the amended registration in the manner required under s.  
15 11.0103 (3) (c) and shall include the information required to be reported by that  
16 committee or conduit on its continuing reports.

17 (b) In no case may a candidate committee file an amended registration under  
18 this section covering any period ending sooner than the date of the election in which  
19 the candidate committee is participating.

20 (2) Upon receipt of a properly executed amended registration by a committee  
21 or conduit, the appropriate filing officer shall suspend the requirement imposed  
22 upon that committee or conduit by this chapter to file continuing reports. An  
23 indication of limited activity under this section is effective only for the calendar year  
24 in which it is granted, unless the committee or conduit alters its status before the end  
25 of such year or files a termination report under s. 11.0105.

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1           (3) An indication of limited activity made under sub. (1) may be revoked. If  
2           revoked, the committee or conduit shall comply with the reporting requirements  
3           applicable to the committee or conduit under this chapter as of the date of revocation,  
4           or the date that aggregate contributions, disbursements, or obligations for the  
5           calendar year exceed \$2,000. If the revocation is not timely, the committee or conduit  
6           violates s. 11.1201.

7           (4) A committee or conduit that files an amended registration statement under  
8           sub. (1) is not required to file a termination report under s. 11.0105.

9           (5) If a committee or conduit files an amended registration statement under  
10          sub. (1) and within 60 days thereafter receives and accepts an unanticipated  
11          contribution, the committee or conduit shall do one of the following within 60 days  
12          after receipt of the unanticipated contribution:

13          (a) File an amended registration statement. An amended registration  
14          statement supersedes the previous registration statement. The individual who  
15          certifies to the accuracy of the registration statement shall also certify that the  
16          amended registration statement is filed on account of the receipt of unanticipated  
17          contributions and the failure to file a correct registration statement was not  
18          intentional.

19          (b) Return the contribution to the contributor or donate the contribution to the  
20          common school fund or to a charitable organization.

21           **11.0105 Reporting exemptions: dissolution of committee or conduit**  
22           **and termination reports.** (1) (a) Except as provided in par. (b) and s. 11.0104 (4),  
23           whenever any committee or conduit dissolves or determines that obligations will no  
24           longer be incurred, contributions will no longer be received or, in the case of a conduit,  
25           accepted and released, and disbursements will no longer be made during a calendar

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

7 (b) In no case may a candidate committee file a termination report covering any  
8 period ending sooner than the date of the election in which the candidate committee  
9 is participating.

10 (2) A committee to which s. 11.0102 (2) applies shall pay the fee imposed under  
11 that subsection with a termination report filed under this section.

12 (3) The committee shall include in the termination report filed under this  
13 section the manner in which residual funds were disposed. Residual funds may be  
14 used for any purpose not prohibited by law, returned to the donors in an amount not  
15 exceeding the original contribution, or donated to a charitable organization or the  
16 common school fund.

17 (4) If a committee files a termination report under sub. (1) and within 60 days  
18 thereafter receives and accepts an unanticipated contribution, the committee shall  
19 do one of the following within 60 days after receipt of the unanticipated contribution:

20 (a) File an amended termination report. An amended report supersedes the  
21 previous report. The individual who certifies to the accuracy of the report shall also  
22 certify to a statement that the amended report is filed on account of the receipt of  
23 unanticipated contributions and the failure to file a correct termination report was  
24 not intentional.

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1 (b) Return the contribution to the contributor or donate the contribution to the  
2 common school fund or to a charitable organization.

3 **11.0106 Disbursements; form.** Every disbursement which is made by a  
4 committee registered under this chapter from the committee's depository account  
5 shall be made by negotiable instrument.

6 **11.0107 Nonapplicability.** Federal account committees, federal candidate  
7 committees, and national political party committees are not required to register or  
8 report under this chapter.

## SUBCHAPTER II

## CANDIDATE COMMITTEES

9  
10  
11 **11.0201 Registration; treasurer and depositories.** (1) Each candidate  
12 shall either <sup>or designate</sup> appoint a treasurer of his or her candidate committee to comply with the  
13 registration and reporting requirements under this subchapter or serve as the  
14 treasurer and comply with the registration and reporting requirements under this  
15 subchapter. If the candidate appoints a treasurer, the candidate and the candidate's  
16 treasurer shall cosign the registration statement of the candidate's committee.

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

19 (b) Notwithstanding par. (a), any candidate who serves as his or her own  
20 treasurer and who is authorized to file and files an amended registration statement  
21 under s. 11.0104 may designate a single personal account as his or her candidate  
22 committee depository account, and may intermingle personal and other funds with  
23 campaign funds. If a candidate establishes a separate candidate committee  
24 depository account, the candidate shall transfer all campaign funds in the personal



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1 account to the new depository account. Disbursements made from a personal  
2 account under this paragraph need not be identified in accordance with s. 11.0106.

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

6 (4) The treasurer shall maintain the records of the candidate committee in an  
7 organized and legible manner for not less than 3 years after the date of the election  
8 in which the candidate committee participates.

9 **11.0202 Registration; timing; candidate committee required.** (1) TIME  
10 OF REGISTRATION. (a) Each candidate, through his or her candidate committee, shall  
11 file a registration statement with the appropriate filing officer giving the  
12 information required under s. 11.0203 as soon as practicable after the individual  
13 qualifies as a candidate under s. 11.0101 (1).

14 (b) A candidate who receives no contributions, makes no disbursements, and  
15 incurs no obligations shall file the registration statement as provided in this  
16 subsection, but need not designate a campaign depository account until the first  
17 contribution is received, disbursement is made, or obligation is incurred.

18 (2) CANDIDATE COMMITTEE REQUIRED. (a) Except as provided in par. (b), no  
19 candidate may <sup>make or</sup> accept contributions, make disbursements, or incur obligations  
20 except through a candidate committee registered under this subchapter.

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

23 1. Accepting a contribution, making a disbursement, or incurring an obligation  
24 in the amount required to rent a postal box, or in the minimum amount required by  
25 a bank or trust company to open a checking account, prior to the time of registration,

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1 if the disbursement is properly reported on the first report submitted under s.  
2 11.0204 after the date that the candidate committee is registered, whenever a  
3 reporting requirement applies to the candidate committee.

4 2. Accepting a contribution, making a disbursement, or incurring an obligation  
5 required for the production of nomination papers.

6 (c) Except as provided in par. (d), no candidate may establish more than one  
7 candidate committee.

8 (d) An individual who holds a state or local elective office may establish a  
9 second candidate committee under this subchapter for the purpose of pursuing a  
10 different state or local office.

11 **11.0203 Registration; required information.** (1) REQUIRED INFORMATION.

12 The candidate committee shall include all of the following, where applicable, on the  
13 registration statement: Insert 32-12

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

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

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

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

3           **(2) CERTIFICATION.** The individual responsible for filing or amending a  
4 candidate committee's registration statement and any form or report required of the  
5 committee under this chapter shall certify that all information contained in the  
6 statement, form, or report is true, correct, and complete.

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

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

14           **11.0204 Reporting.** **(1) CONTRIBUTIONS AND DISBURSEMENTS.** (a) Each  
15 candidate, through his or her candidate committee, shall make full reports, upon a  
16 form prescribed by the board and certified as required under s. 11.0103 (3) (c), of all  
17 contributions, disbursements, and obligations received, made, and incurred by the  
18 candidate committee. The candidate committee shall include in each report the  
19 following information, covering the period since the last date covered on the previous  
20 report:

21           1. An itemized statement giving the date, full name, and street address of each  
22 person who has made a contribution to the candidate committee, together with the  
23 amount of the contribution.

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

4           3. The name of the principal place of employment, if any, of each individual  
5 contributor whose cumulative contributions to the candidate committee for the  
6 calendar year are in excess of \$200.

7           4. An itemized statement of each contribution made anonymously<sup>to the candidate committee</sup>. If the  
8 contribution exceeds \$10, the candidate committee shall specify whether the  
9 candidate committee donated the contribution to the common school fund or to a  
10 charitable organization, and shall include the full name and mailing address of the  
11 donee.

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

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

16           7. An itemized statement of each loan of money made to the candidate  
17 committee in an aggregate amount or value in excess of \$20, together with all of the  
18 following:

19           a. The full name and mailing address of the lender.

20           b. A statement of whether the lender is a commercial lending institution.

21           c. The date and amount of the loan.

22           d. The full name and mailing address of each guarantor, if any.

23           e. The original amount guaranteed by each guarantor.

24           f. The balance of the amount guaranteed by each guarantor at the end of the  
25 reporting period.

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1           8. An itemized statement of every disbursement exceeding \$20 in amount or  
2 value, together with the name and address of the person to whom the disbursement  
3 was made, and the date and specific purpose for which the disbursement was made.

4           9. An itemized statement of every obligation exceeding \$20 in amount or value,  
5 together with the name of the person or business with whom the obligation was  
6 incurred, and the date and the specific purpose for which each such obligation was  
7 incurred.

8           10. A statement of totals during the reporting period of disbursements made,  
9 including transfers made to and received from any other committees, other income,  
10 and loans.

11           11. A statement of the balance of obligations incurred as of the end of the  
12 reporting period.

13           (b) The candidate committee shall begin each report filed under this chapter  
14 with the first contribution received, disbursement made, or obligation incurred  
15 during the reporting period.

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

21           (a) File a preprimary report no earlier than 14 days and no later than 8 days  
22 preceding the primary. If a candidate for a nonpartisan state office at an election is  
23 not required to participate in a spring primary, the candidate committee shall file a  
24 preprimary report at the time prescribed in s. 11.0103 (4) preceding the date specified  
25 for the holding of the primary, were it to be required.

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1 (b) File a preelection report no earlier than 14 days and no later than 8 days  
2 preceding the election.

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

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

9 (a) File a preelection report no earlier than 14 days and no later than 8 days  
10 preceding the election.

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

13 (c) Unless a continuing report is required to be filed under this subsection on  
14 or before the 45th day after the special election, file a postelection report no earlier  
15 than 23 days and no later than 45 days after each special election.

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

20 (a) File a preprimary report no earlier than 14 days and no later than 8 days  
21 preceding the primary.

22 (b) File a preelection report no earlier than 14 days and no later than 8 days  
23 preceding the election.

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

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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 no earlier than 14 days and no later than 8 days  
8 preceding the election.

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

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

13 (d) Unless a continuing report is required to be filed under this subsection on  
14 or before the 45th day after the special election, file a postelection report no earlier  
15 than 23 days and no later than 45 days after each special election.

16 (6) REPORTS; CANDIDATES HOLDING OFFICE BUT NOT UP FOR ELECTION AT GENERAL  
17 ELECTION. A candidate committee of a candidate holding an office voted for at the  
18 general election but not up for election in the current election cycle shall do all of the  
19 following:

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

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

24 (7) REPORTS OF LATE CONTRIBUTIONS. If any contribution or contributions of  
25 \$1,000 or more cumulatively are received by a candidate committee for a candidate

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1 for state office from a single contributor later than 15 days prior to a primary or  
2 election and the contribution or contributions are not included in the preprimary or  
3 preelection report required of the committee under this chapter, the treasurer of the  
4 committee or the individual receiving the contribution shall, within <sup>72</sup>48 hours of  
5 receipt, provide the appropriate filing officer with the information required to be  
6 reported for contributions received by the committee under this subchapter in such  
7 manner as the board may prescribe. The information shall also be included in the  
8 committee's next regular report.

9 **11.0205 Transfers between candidates for governor and lieutenant**  
10 **governor.** The candidate committee for governor and the candidate committee for  
11 lieutenant governor of the same political party may receive contributions and make  
12 disbursements for both candidates from either candidate committee's depository  
13 account.

**11.0206 Soliciting funds on behalf of certain organizations.**

14 Notwithstanding s. 19.45 (2), a candidate may solicit <sup>a donation</sup> anything of value for use by <sup>a nonprofit</sup> an  
15 organization, as defined in s. 19.42 (11), with which he or she is associated, as defined  
16 in s. 19.42 (2).  
17

18 **11.0207 Continuing compliance.** An individual does not cease to be a  
19 candidate for purposes of compliance with this chapter or ch. 12 after the date of an  
20 election and no candidate or candidate committee is released from any requirement  
21 or liability otherwise imposed under this chapter or ch. 12 simply because the  
22 election date has passed.

## SUBCHAPTER III

## POLITICAL PARTIES



**ASSEMBLY BILL 387**

1           **11.0301 Registration; treasurer and depositories.** (1) Each political party  
2 required to register under this chapter shall designate a treasurer to comply with the  
3 registration and reporting requirements under this subchapter.

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

6           (3) No disbursement may be made or obligation incurred by or on behalf of the  
7 political party without the authorization of the treasurer or a designated agent.

8           (4) The treasurer shall maintain the records of the political party in an  
9 organized and legible manner for not less than 3 years after the date of the election  
10 in which the political party participates.

11           **11.0302 Registration; timing.** Every political party that <sup>makes or</sup> accepts, makes, or  
12 <sup>g</sup> incurs contributions, <sup>makes</sup> disbursements, or <sup>incurs</sup> obligations to support or oppose a candidate  
13 in a calendar year shall, upon its inception and <sup>making or</sup> prior to accepting, making, or  
14 <sup>g</sup> incurring any such contribution, <sup>making any such</sup> disbursement, or <sup>incurring any such</sup> obligation file a registration  
15 statement giving the information required by s. 11.0303.

16           **11.0303 Registration; required information.** (1) REQUIRED INFORMATION.

17           The political party <sup>Insect 39-17)</sup> shall include all of the following on the registration statement:

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

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

24           (c) The name and address of the depository account of the political party and  
25 of any other institution where funds of the political party are kept.

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1           **(2) CERTIFICATION.** The individual responsible for filing or amending a political  
2 party's registration statement and any form or report required of the political party  
3 under this chapter shall certify that all information contained in the statement,  
4 form, or report is true, correct, and complete.

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

10           (b) The administrator or treasurer of a political party may report a change in  
11 the political party's registration statement.

12           **11.0304 Reporting.** **(1) CONTRIBUTIONS AND DISBURSEMENTS.** (a) Each political  
13 party shall make full reports, upon a form prescribed by the board and certified as  
14 required under s. 11.0103 (3) (c), of all contributions, disbursements, and obligations  
15 received, made, and incurred by the political party. The political party shall include  
16 in each report the following information, covering the period since the last date  
17 covered on the previous report:

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

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

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1           3. The <sup>occupation</sup> ~~name of the principal place of employment~~, if any, of each individual  
2 contributor whose cumulative contributions to the political party for the calendar  
3 year are in excess of \$200.

4           4. An itemized statement of each contribution made anonymously to the  
5 political party. If the contribution exceeds \$10, the political party committee shall  
6 specify whether the committee donated the contribution to the common school fund  
7 or to a charitable organization, and shall include the full name and mailing address  
8 of the donee.

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

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

13           7. An itemized statement of each loan of money made to the political party in  
14 an aggregate amount or value in excess of \$20, together with all of the following:

15           a. The full name and mailing address of the lender.

16           b. A statement of whether the lender is a commercial lending institution.

17           c. The date and amount of the loan.

18           d. The full name and mailing address of each guarantor, if any.

19           e. The original amount guaranteed by each guarantor.

20           f. The balance of the amount guaranteed by each guarantor at the end of the  
21 reporting period.

22           8. An itemized statement of every disbursement exceeding \$20 in amount or  
23 value, together with the name and address of the person to whom the disbursement  
24 was made, and the date and specific purpose for which the disbursement was made.

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1           9. An itemized statement of every obligation exceeding \$20 in amount or value,  
2 together with the name of the person or business with whom the obligation was  
3 incurred, and the date and the specific purpose for which each such obligation was  
4 incurred.

5           10. A statement of totals during the reporting period of disbursements made,  
6 including transfers made to and received from other committees, other income, and  
7 loans.

8           11. A statement of the balance of obligations incurred as of the end of the  
9 reporting period.

10           (b) The political party shall begin each report filed under this chapter with the  
11 first contribution received, disbursement made, or obligation incurred during the  
12 reporting period.

13           (2) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING PRIMARY. A political  
14 party that <sup>makes or</sup> ~~accepts, makes, or incurs~~ contributions, <sup>makes</sup> disbursements, or <sup>incurs</sup> obligations to  
15 support or oppose one or more candidates for office at a spring primary or a candidate  
16 at a special primary held to nominate nonpartisan candidates to be voted for at a  
17 special election held to fill a vacancy in one or more of the nonpartisan state or local  
18 offices voted for at the spring election, or to support or oppose committees engaging  
19 in such activities, shall do all the following:

20           (a) File a preprimary report no earlier than 14 days and no later than 8 days  
21 preceding the primary. If a candidate for a nonpartisan state office at an election is  
22 not required to participate in a spring primary, the political party shall file a  
23 preprimary report at the time prescribed in s. 11.0103 (4) preceding the date specified  
24 for the holding of the primary, were it to be required.

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1 (b) File a preelection report no earlier than 14 days and no later than 8 days  
2 preceding the election.

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

5 (3) ~~REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING ELECTION.~~ A political  
6 party that <sup>makes or</sup> ~~accepts~~, <sup>or</sup> ~~makes, or incurs~~ contributions, <sup>makes</sup> disbursements, or <sup>incurs</sup> obligations to  
7 support or oppose one or more candidates for office at a spring election or a candidate  
8 at a special election held to fill a vacancy in one or more of the nonpartisan state or  
9 local offices voted for at the spring election, or to support or oppose committees  
10 engaging in such activities, shall do all the following:

11 (a) File a preelection report no earlier than 14 days and no later than 8 days  
12 preceding the election.

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

15 (c) Unless a continuing report is required to be filed under this subsection on  
16 or before the 45th day after the special election, file a postelection report no earlier  
17 than 23 days and no later than 45 days after each special election.

18 (4) ~~REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT PARTISAN PRIMARY.~~ A political  
19 party that <sup>makes or</sup> ~~accepts~~, <sup>or</sup> ~~makes, or incurs~~ contributions, <sup>make</sup> disbursements, or <sup>incurs</sup> obligations to  
20 support or oppose one or more candidates for office at a partisan primary or a  
21 candidate at a special primary held to nominate candidates to be voted for 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 to support or oppose committees engaging in such activities,  
24 shall do all the following:

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1 (a) File a preprimary report no earlier than 14 days and no later than 8 days  
2 preceding the primary.

3 (b) File a preelection report no earlier than 14 days and no later than 8 days  
4 preceding the election.

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

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

9 (5) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION. A political  
10 party that <sup>makes or</sup> accepts, makes, or incurs contributions, <sup>makes</sup> disbursements, or <sup>incurs</sup> obligations to  
11 support or oppose one or more candidates for office at a general election or a  
12 candidate at a special election held to fill a vacancy in one or more of the state or local  
13 offices voted for at the general election, or to support or oppose committees engaging  
14 in such activities shall do all of the following:

15 (a) File a preelection report no earlier than 14 days and no later than 8 days  
16 preceding the election.

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

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

21 (d) Unless a continuing report is required to be filed under this subsection on  
22 or before the 45th day after the special election, file a postelection report no earlier  
23 than 23 days and no later than 45 days after each special election.

24 (6) REPORTS BY POLITICAL PARTY COMMITTEES. Every committee of a political  
25 party that is required to file statements and reports under this subchapter shall file

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1 all statements and reports with the board. A congressional, legislative, county, or  
2 local party committee may designate a state committee of a political party as its  
3 reporting agent for purposes of this subchapter, but such designation does not permit  
4 combining reports. The state committee treasurer shall inform the board of a  
5 designation made under this subsection.

6 (7) REPORTS OF LATE CONTRIBUTIONS. If any contribution or contributions of  
7 \$1,000 or more cumulatively are received by a political party from a single  
8 contributor later than 15 days prior to a primary or election and the contribution or  
9 contributions are not included in the preprimary or preelection report required of the  
10 political party under this chapter, the treasurer of the political party shall, within  
11 <sup>e 72</sup> (48) hours of receipt, provide the appropriate filing officer with the information  
12 required to be reported for contributions received by the political party under this  
13 subchapter in such manner as the board may prescribe. The information shall also  
14 be included in the political party's next regular report.

## SUBCHAPTER IV

## LEGISLATIVE CAMPAIGN COMMITTEES

17 **11.0401 Registration; treasurer and depositories.** (1) Each legislative  
18 campaign committee required to register under this chapter shall designate a  
19 treasurer to comply with the registration and reporting requirements under this  
20 subchapter.

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

23 (3) No disbursement may be made or obligation incurred by or on behalf of a  
24 legislative campaign committee without the authorization of the treasurer or a  
25 designated agent.

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1 (4) The treasurer shall maintain the records of the legislative campaign  
2 committee in an organized and legible manner for not less than 3 years after the date  
3 of the election in which the legislative campaign committee participates.

4 **11.0402 Registration; timing.** Every legislative campaign committee that  
5 <sup>makes or</sup> ~~accepts, makes, or incurs~~ contributions, <sup>makes</sup> ~~(disbursements,~~ or <sup>incurs</sup> ~~)~~ obligations to support or  
6 oppose a candidate in a calendar year shall, upon its inception and prior to <sup>making or</sup> ~~accepting,~~  
7 <sup>making, or incurring</sup> any such contribution, <sup>making any such</sup> ~~(disbursement,~~ or <sup>incurring any such</sup> ~~)~~ obligation, file a  
8 registration statement giving the information required by s. 11.0403.

9 **11.0403 Registration; required information.** (1) REQUIRED INFORMATION.

10 The legislative campaign committee shall include all of the following on the  
11 registration statement: Insert 46-10

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

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

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

21 (d) A statement signed by the leader of the party in the house for which the  
22 legislative campaign committee is established attesting to the fact that the  
23 legislative campaign committee is the only authorized legislative campaign  
24 committee for that party in that house.



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1           (2) CERTIFICATION. The individual responsible for filing or amending a  
2 legislative campaign committee's registration statement and any form or report  
3 required of the committee under this chapter shall certify that all information  
4 contained in the statement, form, or report is true, correct, and complete.

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

10           (b) The administrator or treasurer of a legislative campaign committee may  
11 report a change in the committee's registration statement.

12           **11.0404 Reporting.** (1) CONTRIBUTIONS AND DISBURSEMENTS. (a) Each  
13 legislative campaign committee shall make full reports, upon a form prescribed by  
14 the board and certified as required under s. 11.0103 (3) (c), of all contributions,  
15 disbursements, and obligations received, made, and incurred by the committee. The  
16 legislative campaign committee shall include in each report the following  
17 information, covering the period since the last date covered on the previous report:

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

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

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3. The <sup>g occupation</sup> name of the principal place of employment, if any, of each individual contributor whose cumulative contributions to the legislative campaign committee for the calendar year are in excess of \$200.

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

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

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

7. An itemized statement of each loan of money made to the legislative campaign committee in an aggregate amount or value in excess of \$20, together with all of the following:

a. The full name and mailing address of the lender.

b. A statement of whether the lender is a commercial lending institution.

c. The date and amount of the loan.

d. The full name and mailing address of each guarantor, if any.

e. The original amount guaranteed by each guarantor.

f. The balance of the amount guaranteed by each guarantor at the end of the reporting period.

8. An itemized statement of every disbursement exceeding \$20 in amount or value, together with the name and address of the person to whom the disbursement was made, and the date and specific purpose for which the disbursement was made.