

ASSEMBLY BILL 387

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 legislative campaign committee shall begin each report filed under this  
11 chapter with the first contribution received, disbursement made, or obligation  
12 incurred during the reporting period.

13           (2) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT PARTISAN PRIMARY. A legislative  
14 campaign committee that <sup>maker or</sup> accepts, <sup>g</sup> makes, or incurs contributions, <sup>maker</sup> disbursements, or  
15 <sup>incurs</sup> obligations to support or oppose one or more candidates for office at a partisan  
16 primary or a candidate at a special primary held to nominate candidates to be voted  
17 for at a special election held to fill a vacancy in one or more of the state or local offices  
18 voted for at the general election, or to support or oppose other 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.

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.

## ASSEMBLY BILL 387

## SECTION 24

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 (3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION. A  
4 legislative campaign committee that <sup>makes or accepts contributions, makes</sup> accepts, makes, or incurs contributions,  
5 <sup>disbursements, or incurs obligations</sup> disbursements, or obligations to support or oppose one or more candidates for office  
6 at a general election or a candidate at a special election held to fill a vacancy in one  
7 or more of the state or local offices voted for at the general election, or to support or  
8 oppose other committees engaging in such activities 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) In an odd-numbered year, file a report on the 15th day of the month in the  
12 months of January, April, July, and October.

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

15 (d) 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 OF LATE CONTRIBUTIONS. If any contribution or contributions of  
19 \$1,000 or more cumulatively are received by a legislative campaign committee from  
20 a single contributor later than 15 days prior to a primary or election and the  
21 contribution or contributions are not included in the preprimary or preelection  
22 report required of the committee under this chapter, the treasurer of the committee  
23 shall, within <sup>72</sup> ~~48~~ hours of receipt, provide the appropriate filing officer with the  
24 information required to be reported for contributions received by the committee

## ASSEMBLY BILL 387

1 under this subchapter in such manner as the board may prescribe. The information  
2 shall also be included in the committee's next regular report.

## SUBCHAPTER V

## POLITICAL ACTION COMMITTEES

5 **11.0501 Registration; treasurer and depositories.** (1) Each political  
6 action committee required to register under this chapter shall designate a treasurer  
7 to comply with the registration and reporting requirements under this subchapter.

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

10 (3) No disbursement may be made or obligation incurred by or on behalf of a  
11 political action committee without the authorization of the treasurer or a designated  
12 agent.

13 (4) The treasurer shall maintain the records of the political action committee  
14 in an organized and legible manner for not less than 3 years after the date of the  
15 election in which the political action committee participates.

16 (5) No person may register more than one political action committee under this  
17 subchapter, except that a person <sup>may</sup> register both a political action committee under  
18 this subchapter and an independent expenditure committee under subchapter VI.

19 **11.0502 Registration; timing.** (1) Every political action committee that  
20 <sup>makes or</sup> ~~accepts, makes, or incurs~~ <sup>makes</sup> contributions, <sup>incurs</sup> disbursements, or obligations to support or  
21 oppose a candidate in a calendar year in an aggregate amount in excess of \$5,000  
22 shall file a registration statement giving the information required by s. 11.0503.

23 (2) A political action committee that triggers the registration requirement  
24 under sub. (1) shall file the registration statement no later than the 10th business  
25 day commencing after receipt of the first contribution by the political action

ASSEMBLY BILL 387

1 committee exceeding the amount specified under sub. (1), before making any  
2 disbursement exceeding that amount, and before incurring obligations exceeding  
3 that amount.

4 **11.0503 Registration; required information.** (1) REQUIRED INFORMATION.

5 The political action committee shall include all of the following, where applicable,  
6 on the registration statement: Insert 52-5

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

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

13 (c) If required, the political action committee's major purpose.

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

16 (2) CERTIFICATION. The individual responsible for filing or amending a political  
17 action committee's registration statement and any form or report required of the  
18 committee under this chapter shall certify that all information contained in the  
19 statement, form, or report is true, correct, and complete.

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

Insert 52-16

## ASSEMBLY BILL 387

1 (b) The administrator or treasurer of a political action committee may report  
2 a change in the committee's registration statement.

3 **11.0504 Reporting. (1) CONTRIBUTIONS AND DISBURSEMENTS.** (a) Each political  
4 action committee shall make full reports, upon a form prescribed by the board and  
5 certified as required under s. 11.0103 (3) (c), of all contributions, disbursements, and  
6 obligations received, made, and incurred by the committee. The political action  
7 committee shall include in each report the following information, covering the period  
8 since the last date covered on the previous report:

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

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

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

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

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

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

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

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

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

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

8           c. The date and amount of the loan.

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

10          e. The original amount guaranteed by each guarantor.

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

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

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

20          10. A statement of totals during the reporting period of disbursements made,  
21 including transfers made to and received from other committees, other income, and  
22 loans.

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

## ASSEMBLY BILL 387

1 (b) The political action committee shall begin each report filed under this  
2 chapter with the first contribution received, disbursement made, or obligation  
3 incurred during the reporting period.

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

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

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

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

20 (3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING ELECTION. A political  
21 action committee that <sup>makes or</sup> accepts, makes, or incurs contributions, <sup>makes</sup> disbursements, or  
22 <sup>incurs</sup> obligations to support or oppose one or more candidates for office at a spring election  
23 or a candidate at a special election held to fill a vacancy in one or more of the  
24 nonpartisan state or local offices voted for at the spring election, or to support or  
25 oppose other committees engaging in such activities, shall do all the following:

ASSEMBLY BILL 387

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

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

8 (4) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT PARTISAN PRIMARY. A political

9 action committee that <sup>makes or</sup> accepts, makes, or incurs <sup>makes</sup> contributions, disbursements, or

10 obligations to support or oppose one or more candidates for office at a partisan  
11 primary or a candidate at a special primary held to nominate candidates to be voted  
12 for at a special election held to fill a vacancy in one or more of the state or local offices  
13 voted for at the general election, or to support or oppose other committees engaging  
14 in such activities, shall do all the following:

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

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

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

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

23 (5) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION. A political

24 action committee that <sup>makes or</sup> accepts, makes, or incurs <sup>makes</sup> contributions, disbursements, or

25 obligations to support or oppose one or more candidates for office at a general election



**ASSEMBLY BILL 387**

1 or a candidate at a special election held to fill a vacancy in one or more of the state  
2 or local offices voted for at the general election, or to support or oppose other  
3 committees engaging in such activities shall do all of the following:

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

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

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

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

13 **11.0505 Reporting; specific express advocacy. (1) DISBURSEMENTS.** (a) A  
14 political action committee spending ~~(\$5,000)~~<sup>e \$25,500</sup> or more in the aggregate on express  
15 advocacy shall submit statements to the board under par. (b) if the express advocacy  
16 is made during the period beginning on the day that is 60 days prior to the day of the  
17 primary or election involving the candidate identified under par. (b) 5. and ending  
18 on the day of the primary or election involving that candidate.

19 (b) A political action committee required to report under this section shall  
20 submit statements to the board providing all of the following information:

- 21 1. The dates on which the committee made the disbursements.
- 22 2. The name and address of the persons who received the disbursements.
- 23 3. The purpose for making the disbursements.
- 24 4. The amount spent for each act of express advocacy.

ASSEMBLY BILL 387

SECTION 24

*identified in the express advocacy*

1

5. The name of any candidate affected by the disbursement, the office that the candidate seeks, and whether the express advocacy supports or opposes that candidate.

2  
3

4

6. An affirmation, made under oath, that the political action committee will comply with the prohibition on coordination under s. 11.1203 with respect to any candidate or agent or candidate committee who is supported or opposed by the express advocacy.

5  
6  
7

8

7. The name and mailing and street address of the political action committee's designated agent in this state.

9

10

(2) EXCEPTION. (a) A political action committee that is required to report under this section is not required to submit the information described under sub. (1) (b) regarding disbursements made before reaching the \$5,000 threshold under sub. (1)

11  
12

13

(a). For purposes of this section, a disbursement for express advocacy is the amount spent directly on developing, producing, and disseminating the express advocacy.

14

15

(b) This section does not apply to any of the following:

16

1. A communication, other than an advertisement, appearing in a news story, commentary, or editorial distributed through the facilities of any news organization, unless the facilities are controlled by any committee <sup>or</sup> candidate.

17  
18

19

2. A communication made exclusively between an organization and its members.

20

21

(3) TIMING. A political action committee that is required to report under this section shall submit the report to the board no later than 48 hours after making the disbursements. ↓ <sup>e 72</sup>

22  
23

24

SUBCHAPTER VI

25

INDEPENDENT EXPENDITURE COMMITTEES

Insert 58-20

**ASSEMBLY BILL 387**

1           **11.0601 Registration; treasurer and depositories.** (1) Each independent  
2 expenditure committee required to register under this chapter shall designate a  
3 treasurer to comply with the registration and reporting requirements under this  
4 subchapter.

5           (2) The treasurer shall ensure that all funds received are deposited in the  
6 independent expenditure committee depository account.

7           (3) (a) No disbursement may be made or obligation incurred by or on behalf of  
8 an independent expenditure committee without the authorization of the treasurer  
9 or a designated agent.

10           (b) An independent expenditure committee may not make a contribution to a  
11 committee, other than a referendum committee or another independent expenditure  
12 committee.

13           (4) The treasurer shall maintain the records of the independent expenditure  
14 committee in an organized and legible manner for not less than 3 years after the date  
15 of the election in which the independent expenditure committee participates.

16           (5) <sup>e A</sup> No person may register more than one independent expenditure committee  
17 under this subchapter, except that a person may register both an independent  
18 expenditure committee under this subchapter and a political action committee under  
19 subch. V.

20           **11.0602 Registration; timing.** (1) Every independent expenditure  
21 committee that <sup>makes or</sup> ~~accepts, makes, or incurs~~ contributions, <sup>makes</sup> ~~disbursements~~, or  
22 <sup>incurs</sup> obligations to support or oppose a candidate in a calendar year in an aggregate  
23 amount in excess of \$5,000 shall file a registration statement giving the information  
24 required by s. 11.0603.

ASSEMBLY BILL 387

1 (2) An independent expenditure committee that triggers the registration  
2 requirement under sub. (1) shall file the registration statement no later than the  
3 10th business day commencing after receipt of the first contribution by the  
4 independent expenditure committee exceeding the amount specified under sub. (1),  
5 before making any disbursement exceeding that amount, and before incurring  
6 obligations exceeding that amount.

7 **11.0603 Registration; required information.** (1) REQUIRED INFORMATION.

8 The independent expenditure committee shall include all of the following on the  
9 registration statement:

Insert 60-8

10 (a) The name and mailing address of the independent expenditure committee.

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

16 (c) The name and address of the depository account of the independent  
17 expenditure committee and of any other institution where funds of the committee are  
18 kept.

19 (d) Verification that the independent expenditure committee's major purpose  
20 is to make independent expenditures.

21 (e) Verification that all contributions received, disbursements made, and  
22 obligations incurred by the independent expenditure committee will be received,  
23 made, and incurred for the purpose under par. (d).

Insert 60-24

24 (2) CERTIFICATION. The individual responsible for filing or amending an  
25 independent expenditure committee's registration statement and any form or report

## ASSEMBLY BILL 387

1 required of the committee under this chapter shall certify that all information  
2 contained in the statement, form, or report is true, correct, and complete.

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

8 (b) The administrator or treasurer of an independent expenditure committee  
9 may report a change in the committee's registration statement.

10 **11.0604 Reporting.** (1) CONTRIBUTIONS AND DISBURSEMENTS. (a) Each  
11 independent expenditure committee shall make full reports, upon a form prescribed  
12 by the board and certified as required under s. 11.0103 (3) (c), of all contributions,  
13 disbursements, and obligations received, made, and incurred by the committee. The  
14 independent expenditure committee shall include in each report the following  
15 information, covering the period since the last date covered on the previous report:

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

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

22 3. The <sup>occupation</sup> ~~name of the principal place of employment~~, if any, of each individual  
23 contributor whose cumulative contributions to the independent expenditure  
24 committee for the calendar year are in excess of \$200.

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

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

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

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

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

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

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

15           c. The date and amount of the loan.

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

17           e. The original amount guaranteed by each guarantor.

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

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

23           9. An itemized statement of every obligation exceeding \$20 in amount or value,  
24 together with the name of the person or business with whom the obligation was

1 incurred, and the date and the specific purpose for which each such obligation was  
2 incurred.

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

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

8 (b) The independent expenditure committee shall begin each report filed under  
9 this chapter with the first contribution received, disbursement made, or obligation  
10 incurred during the reporting period.

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

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

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

ASSEMBLY BILL 387

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

3 (3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING ELECTION. An

4 independent expenditure committee that <sup>makes or</sup> ~~accepts~~ makes, or incurs contributions,

5 <sup>makes</sup> ~~/~~ disbursements, or <sup>incurs</sup> ~~/~~ obligations to support or oppose one or more candidates for office

6 at a spring election or a candidate at a special election held to fill a vacancy in one

7 or more of the nonpartisan state or local offices voted for at the spring election, or to

8 support or oppose other committees engaging in such activities, shall do all the

9 following:

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

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

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

17 (4) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT PARTISAN PRIMARY. An

18 independent expenditure committee that <sup>makes or</sup> ~~accepts~~ makes, or incurs contributions,

19 <sup>makes</sup> ~~/~~ disbursements, or <sup>incurs</sup> ~~/~~ obligations to support or oppose one or more candidates for office

20 at a partisan primary or a candidate at a special primary held to nominate

21 candidates to be voted for at a special election held to fill a vacancy in one or more

22 of the state or local offices voted for at the general election, or to support or oppose

23 other committees engaging in such activities, shall do all the following:

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



## ASSEMBLY BILL 387

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

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

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

7 (5) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION. An

8 independent expenditure committee that <sup>maker or</sup> accepts, makes, or incurs contributions,  
9 <sup>makes</sup> /disbursements, or <sup>incurs</sup> /obligations to support or oppose one or more candidates for office  
10 at a general election or a candidate at a special election held to fill a vacancy in one  
11 or more of the state or local offices voted for at the general election, or to support or  
12 oppose other committees engaging in such activities shall do all of the following:

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

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

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

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

22 **11.0605 Reporting; specific express advocacy.** (1) DISBURSEMENTS. (a) An

23 independent expenditure committee spending <sup>\$ 2 ↑ 500</sup> \$5,000 or more in the aggregate on  
24 express advocacy shall submit statements to the board under par. (b) if the express  
25 advocacy is made during the period beginning on the day that is 60 days prior to the

1 day of the primary or election involving the candidate identified under par. (b) 5. and  
2 ending on the day of the primary or election involving that candidate.

3 (b) An independent expenditure committee required to report under this  
4 section shall submit statements to the board providing all of the following  
5 information:

6 1. The dates on which the committee made the disbursements.

7 2. The name and address of the persons who received the disbursements.

8 3. The purpose for making the disbursements.

9 4. The amount spent for each act of express advocacy.

10 5. The name of any candidate <sup>identified in the express advocacy</sup> affected by the disbursement, the office that the  
11 candidate seeks, and whether the express advocacy supports or opposes that  
12 candidate.

13 6. An affirmation, made under oath, that the independent expenditure  
14 committee will comply with the prohibition on coordination under s. 11.1203 with  
15 respect to any candidate or agent or candidate committee who is supported or  
16 opposed by the express advocacy.

17 7. The name and mailing and street address of the independent expenditure  
18 committee's designated agent in this state.

19 (2) EXCEPTION. (a) An independent expenditure committee that is required to  
20 report under this section is not required to submit the information described under  
21 sub. (1) (b) regarding disbursements made before reaching the <sup>\$ 2,500</sup> \$5,000 threshold  
22 under sub. (1) (a). For purposes of this section, a disbursement for express advocacy  
23 is the amount spent directly on developing, producing, and disseminating the  
24 express advocacy.

25 (b) This section does not apply to any of the following:

Incert 67-5

1 1. A communication, other than an advertisement, appearing in a news story,  
2 commentary, or editorial distributed through the facilities of any news organization,  
3 unless the facilities are controlled by any committee, or candidate.

4 2. A communication made exclusively between an organization and its  
5 members.

6 (3) TIMING. An independent expenditure committee that is required to report  
7 under this section shall submit the report to the board no later than 48 hours after  
8 making the disbursements. 72

9 SUBCHAPTER VII

10 CONDUITS

11 **11.0701 Registration; administrator and depositories.** (1) Each conduit  
12 required to register under this chapter shall designate an administrator to comply  
13 with the registration and reporting requirements under this subchapter.

14 (2) The administrator shall ensure that all funds received are deposited in the  
15 conduit depository account.

16 (3) Except as provided in s. 11.0705, the conduit administrator may release a  
17 contribution to a committee only upon the contributor's direction.

18 (4) The administrator shall maintain the records of the conduit in an organized  
19 and legible manner for not less than 3 years after the date of the election in which  
20 the conduit participates.

21 **11.0702 Registration; timing.** Every conduit that accepts and releases  
22 contributions made to support or oppose a candidate in a calendar year shall, upon  
23 its inception and prior to accepting or releasing any such contribution, file a  
24 registration statement giving the information required by s. 11.0703.

## ASSEMBLY BILL 387

1           **11.0703 Registration; required information.** (1) REQUIRED INFORMATION.

2           (2) The conduit shall include all of the following, where applicable, on the registration  
3 statement: Insert 608-2

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

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

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

13           (d) The name and mailing address of a sponsor, as defined in s. 11.0705 (1), to  
14 which contributions may be redirected as provided under s. 11.0705 (2).

15           (2) CERTIFICATION. The individual responsible for filing or amending a conduit's  
16 registration statement shall certify that all information contained in the statement  
17 is true, correct, and complete.

18           (3) CHANGE OF INFORMATION. The conduit shall report any change in information  
19 previously submitted in a registration statement within 10 days following the  
20 change. Any such change may be reported only by the individual or by the officer who  
21 has succeeded to the position of an individual who signed the original statement or  
22 by the conduit administrator.

23           **11.0704 Reporting.** (1) CONTRIBUTIONS. (a) Each conduit shall make full  
24 reports, upon a form prescribed by the board and certified by the administrator as

## ASSEMBLY BILL 387

1 required under s. 11.0103 (3) (c), providing the following information covering the  
2 period since the last date covered on the previous report:

3 1. An itemized statement giving the date, full name, and street address of each  
4 committee to whom contributions were released during the reporting period,  
5 together with the sum total of all contributions released to that committee during the  
6 reporting period.

7 2. Whether, during the reporting period, <sup>any</sup> ~~and~~ contribution was redirected to a  
8 sponsor as permitted under s. 11.0705.

9 (b) A conduit releasing a contribution of money to the recipient shall, in writing  
10 at the time the contribution is released, identify itself to the recipient as a conduit  
11 and report to the recipient the following information about each contribution  
12 released by it:

13 1. An itemized statement giving the date, full name, and street address of each  
14 person who has made a contribution to the conduit which contribution is being  
15 released to the recipient, together with the amount of the contribution.

16 2. The name of the principal place of employment, <sup>or occupation</sup> if any, of each individual  
17 contributor whose cumulative contributions to the recipient for the calendar year are  
18 in excess of \$200.

19 (2) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING PRIMARY. A conduit that  
20 releases a contribution of money to a recipient to support or oppose one or more  
21 candidates for office at a spring primary or a candidate at a special primary held to  
22 nominate nonpartisan candidates to be voted for at a special election held to fill a  
23 vacancy in one or more of the nonpartisan state or local offices voted for at the spring  
24 election, or to support or oppose committees engaging in such activities, shall,

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

1 annually in each year of an election cycle, file a report on the 15th day of the month  
2 in the months of January, April, July, and October.

3 (3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING ELECTION. A conduit  
4 that releases a contribution of money to a recipient to support or oppose one or more  
5 candidates for office at a spring election or a candidate at a special election held to  
6 fill a vacancy in one or more of the nonpartisan state or local offices voted for at the  
7 spring election, or to support or oppose committees engaging in such activities, shall  
8 do all the following:

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

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

14 (4) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT PARTISAN PRIMARY. A conduit  
15 that releases a contribution of money to a recipient to support or oppose one or more  
16 candidates for office at a partisan primary or a candidate at a special primary held  
17 to nominate candidates to be voted for at a special election held to fill a vacancy in  
18 one or more of the state or local offices voted for at the general election, or to support  
19 or oppose committees engaging in such activities, shall do all the 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 (5) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION. A conduit  
25 that releases a contribution of money to a recipient to support or oppose one or more

## ASSEMBLY BILL 387

1 candidates for office at a general election or a candidate at a special election held to  
2 fill a vacancy in one or more of the state or local offices voted for at the general  
3 election, or to support or oppose committees engaging in such activities shall do all  
4 of the following:

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

12 **11.0705 Redirected contributions.** (1) DEFINITIONS. In this section,  
13 “sponsor” means a person, other than an individual or a candidate committee, that  
14 is associated with a conduit.

15 (2) REDIRECTION. If all of the following apply, a conduit may redirect any  
16 contribution received from <sup>an individual</sup> ~~a person or committee~~ to a sponsor or, if there is no  
17 sponsor, to an administrative fund of the conduit:

18 (a) The conduit has held the contribution for at least 24 consecutive months,  
19 including the 24 months immediately preceding March 29, 2014, over which time the  
20 individual or organization that made the contribution has made no contact with the  
21 conduit.

22 (b) Either of the following apply:

23 1. The conduit has, over the 24-month period described in par. (a), attempted  
24 in good faith to contact the individual <sup>or</sup> ~~or organization~~ that made the contribution at  
25 least 5 times, and has documented each such attempt, but has been unable to make

## ASSEMBLY BILL 387

1 contact with the individual or organization. A conduit may satisfy the requirement  
2 to contact the individual or organization by telephoning the individual or  
3 organization at the last-known telephone number; by sending a text message to the  
4 individual or organization at the last-known cellular telephone number or pager  
5 number capable of receiving text messages; by sending a facsimile transmission to  
6 the individual or organization at the last-known facsimile transmission number; by  
7 sending a letter or postcard to the individual or organization by U.S. mail; by sending  
8 a message by electronic mail; or by any combination of the foregoing. A conduit may  
9 not satisfy the requirement to attempt in good faith to contact the individual or  
10 organization at least 5 times if all 5 attempted contacts occur within a period of 30  
11 consecutive days.

12 2. The surviving spouse or executor of the estate of a deceased individual that  
13 made the contribution authorizes the redirection of the contribution.

## SUBCHAPTER VIII

## REFERENDUM COMMITTEES

14  
15  
16 **11.0801 Registration; treasurer and depositories.** (1) Each referendum  
17 committee required to register under this chapter shall designate a treasurer to  
18 comply with the registration and reporting requirements under this subchapter.

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

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



## ASSEMBLY BILL 387

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

4           **11.0802 Registration; timing.** (1) Every referendum committee that <sup>makes or</sup> accepts  
5 contributions, makes disbursements, or incurs obligations for the purpose of  
6 influencing a particular vote at a referendum in a calendar year in an aggregate  
7 amount in excess of \$10,000 shall file a registration statement giving the information  
8 required by s. 11.0803.

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

14           **11.0803 Registration; required information.** (1) REQUIRED INFORMATION.  
15 The referendum committee shall include all of the following on the registration  
16 statement:

Insert 73-15

- 17           (a) The name and mailing address of the referendum committee.
- 18           (b) The name and mailing address of the treasurer and any other custodian of  
19 books and accounts. Unless otherwise directed by the treasurer on the registration  
20 form and except as otherwise provided in this chapter or any rule of the board, all  
21 mailings that are required by law or by rule of the board shall be sent to the treasurer  
22 at the treasurer's address indicated upon the form.
- 23           (c) The name and address of the depository account of the referendum  
24 committee and of any other institution where funds of the committee are kept.
- 25           (d) The nature of any referendum that is supported or opposed.

## ASSEMBLY BILL 387

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

5           (3) CHANGE OF INFORMATION. (a) The referendum committee shall report any  
6 change in information previously submitted in a registration statement within 10  
7 days 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 referendum committee may report a  
11 change in the committee's registration statement.

12           **11.0804 Reporting.** (1) CONTRIBUTIONS AND DISBURSEMENTS. (a) Each  
13 referendum committee shall make full reports, upon a form prescribed by the board  
14 and certified as required under s. 11.0103 (3) (c), of all contributions, disbursements,  
15 and obligations received, made, or incurred by the committee. The referendum  
16 committee shall include in each report the following information, covering the period  
17 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 referendum committee, together with the  
20 amount of the contribution.

21           2. The ~~name of the principal place of employment~~<sup>occupation</sup>, if any, of each individual  
22 contributor whose cumulative contributions to the referendum committee for the  
23 calendar year are in excess of \$200.

24           3. An itemized statement of each contribution made anonymously to the  
25 referendum committee. If the contribution exceeds \$10, the referendum committee

**ASSEMBLY BILL 387**

1 shall specify whether the committee donated the contribution to the common school  
2 fund or to a charitable organization, and shall include the full name and mailing  
3 address of the donee.

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

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

8 6. An itemized statement of each loan of money made to the referendum  
9 committee in an aggregate amount or value in excess of \$20, together with all of the  
10 following:

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

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

13 c. The date and amount of the loan.

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

15 e. The original amount guaranteed by each guarantor.

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

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

21 8. An itemized statement of every obligation exceeding \$20 in amount or value,  
22 together with the name of the person or business with whom the obligation was  
23 incurred, and the date and the specific purpose for which each such obligation was  
24 incurred.

## ASSEMBLY BILL 387

1           9. A statement of totals during the reporting period of disbursements made,  
2 including transfers made to and received from other committees, other income, and  
3 loans.

4           10. A statement of the balance of obligations incurred as of the end of the  
5 reporting period.

6           (b) The referendum committee shall begin each report filed under this chapter  
7 with the first contribution received, disbursement made, or obligation incurred  
8 during the reporting period.

9           (2) REPORTS TO SUPPORT OR OPPOSE A REFERENDUM AT SPRING PRIMARY. A  
10 referendum committee<sup>making or</sup> accepting contributions, making disbursements, or incurring  
11 obligations to support or oppose a referendum appearing on a spring primary ballot  
12 shall do all the following:

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

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

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

19           (3) REPORTS TO SUPPORT OR OPPOSE A REFERENDUM AT SPRING ELECTION. A  
20 referendum committee<sup>making or</sup> accepting contributions, making disbursements, or incurring  
21 obligations to support or oppose a referendum appearing on a spring election ballot  
22 shall do all the following:

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

## ASSEMBLY BILL 387

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

3 (4) REPORTS TO SUPPORT OR OPPOSE A REFERENDUM AT PARTISAN PRIMARY. A  
4 referendum committee <sup>making or</sup> accepting contributions, making disbursements, or incurring  
5 obligations in support of or in opposition to a referendum appearing on a partisan  
6 primary ballot shall do all the following:

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

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

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

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

15 (5) REPORTS IN SUPPORT OF OR OPPOSITION TO A REFERENDUM AT GENERAL ELECTION.

16 A referendum committee <sup>making or</sup> accepting contributions, making disbursements, or  
17 incurring obligations to support or oppose a referendum appearing on a general  
18 election ballot shall do all the following:

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

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

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

## ASSEMBLY BILL 387

1 *(d)* (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.

## SUBCHAPTER IX

## RECALL COMMITTEES

5 **11.0901 Registration; treasurer and depositories.** (1) Each recall  
6 committee required to register under this chapter shall designate a treasurer to  
7 comply with the registration and reporting requirements under this subchapter.

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

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

12 (4) The treasurer shall maintain the records of the recall committee in an  
13 organized and legible manner for not less than 3 years after the date of the election  
14 in which the recall committee participates.

15 **11.0902 Registration; timing.** (1) Every recall committee that *makes or* accepts  
16 contributions, makes disbursements, or incurs obligations to support or oppose a  
17 recall in a calendar year in an aggregate amount in excess of \$2,000 shall file a  
18 registration statement giving the information required by s. 11.0903.

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

24 **11.0903 Registration; required information.** (1) REQUIRED INFORMATION.  
25 The recall committee shall include all of the following on the registration statement:

Insert 78-25

**ASSEMBLY BILL 387**

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

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

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

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

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

18 (b) The administrator or treasurer of a recall committee may report a change  
19 in the committee's registration statement.

20 **11.0904 Reporting.** (1) CONTRIBUTIONS AND DISBURSEMENTS. (a) Each recall  
21 committee shall make full reports, upon a form prescribed by the board and certified  
22 as required under s. 11.0103 (3) (c), of all contributions received, disbursements  
23 made, and obligations incurred by the committee. The recall committee shall include  
24 in each report the following information, covering the period since the last date  
25 covered on the previous report:

## ASSEMBLY BILL 387

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

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

7           3. The name of the principal place of employment, if any, of each individual  
8 contributor whose cumulative contributions to the recall committee for the calendar  
9 year are in excess of \$200.

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

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

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

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

- 21           a. The full name and mailing address of the lender.  
22           b. A statement of whether the lender is a commercial lending institution.  
23           c. The date and amount of the loan.  
24           d. The full name and mailing address of each guarantor, if any.  
25           e. The original amount guaranteed by each guarantor.



ASSEMBLY BILL 387

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

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

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

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

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

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

18 (2) REPORTS TO SUPPORT OR OPPOSE THE RECALL OF NONPARTISAN STATE OR LOCAL  
19 OFFICE HOLDER ELECTED AT SPRING ELECTION; PRIMARY. A recall committee that <sup>makes or</sup> accepts,  
20 <sup>or</sup> makes, or incurs contributions, <sup>makes</sup> disbursements, or <sup>incurs</sup> obligations to support or oppose  
21 the recall of a nonpartisan state or local office holder, or to support or oppose other  
22 committees engaging in such activities, shall do all the following:

23 (a) File a preprimary report no earlier than 14 days and no later than 8 days  
24 preceding the recall primary.

## ASSEMBLY BILL 387

1 (b) File a preelection report no earlier than 14 days and no later than 8 days  
2 preceding the recall 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 THE RECALL OF A NONPARTISAN STATE OR LOCAL  
6 OFFICE HOLDER ELECTED AT SPRING ELECTION; ELECTION. A recall committee that  
7 <sup>makes or</sup> /accepts, makes, or incurs contributions, <sup>makee</sup> /disbursements, or <sup>incurs</sup> /obligations to support or  
8 oppose the recall of a nonpartisan state or local office holder, or to support or oppose  
9 other committees engaging in such activities, shall do all the following:

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

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

14 (4) REPORTS TO SUPPORT OR OPPOSE THE RECALL OF PARTISAN STATE OR LOCAL OFFICE  
15 <sup>makee or</sup> HOLDER; PRIMARY. A recall committee that /accepts, makes, or incurs contributions,  
16 <sup>makee</sup> /disbursements, or <sup>incurs</sup> /obligations to support or oppose the recall of a partisan state or  
17 local office holder, or to support or oppose other committees engaging in such  
18 activities, shall do all the following:

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

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

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

ASSEMBLY BILL 387

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 TO SUPPORT OR OPPOSE THE RECALL OF PARTISAN STATE OR LOCAL OFFICE

4 HOLDER; GENERAL ELECTION. A recall committee that <sup>makes or</sup> accepts, makes, or incurs

5 contributions, <sup>incurs</sup> disbursements, or <sup>incurs</sup> obligations to support or oppose the recall of a

6 partisan state or local office holder, or to support or oppose other committees  
7 engaging in such activities, shall do all of the following:

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

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

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

14 SUBCHAPTER X

15 OTHER PERSONS

16 **11.1001 Reporting; specific express advocacy. (1) DISBURSEMENTS.** (a) Any

17 person, other than a committee, spending <sup>\$ 2,500</sup> \$5,000 or more in the aggregate on express

18 advocacy shall submit statements to the board under par. (b) if the express advocacy

19 is made during the period beginning on the day that is <sup>60</sup> 30 days prior to the day of the

20 primary or election involving the candidate identified under par. (b) 5. and ending  
21 on the day of the primary or election involving that candidate.

22 (b) A person required to report under this section shall submit statements to  
23 the board providing all of the following information:

24 1. The dates on which the person made the disbursements.

25 2. The name and address of the persons who received the disbursements.

ASSEMBLY BILL 387

1 3. The purpose for making the disbursements.

2 4. The amount spent for each act of express advocacy.

3 5. The name of any candidate affected by the disbursement, <sup>identified in the express advocacy</sup> the office that the  
4 candidate seeks, and whether the express advocacy supports or opposes that  
5 candidate.

6 6. An affirmation, made under oath, that the person will comply with the  
7 prohibition on coordination under s. 11.1203 with respect to any candidate or agent  
8 or candidate committee who is supported or opposed by the express advocacy.

9 7. The name and mailing and street address of the person's designated agent  
10 in this state.

11 (2) EXCEPTION. (a) A person who is required to report under this section is not  
12 required to submit the information described under sub. (1) (b) regarding  
13 disbursements made before reaching the \$5,000 <sup>\$ 2,500</sup> threshold under sub. (1) (a). For  
14 purposes of this section, <sup>a</sup> an disbursement for express advocacy is the amount spent  
15 directly on developing, producing, and disseminating the express advocacy.

16 (b) This section does not apply to any of the following:

17 1. A communication, other than an advertisement, appearing in a news story,  
18 commentary, or editorial distributed through the facilities of any legitimate news  
19 organization, unless the facilities are controlled by any political party, political  
20 committee, <sup>e</sup> or candidate.

21 2. A communication made exclusively between an organization and its  
22 members.)

23 (3) TIMING. A person who is required to report under this section shall submit  
24 the report to the board no later than 48 <sup>72</sup> hours after making the disbursements. J

Inced 84-22

**ASSEMBLY BILL 387**

## CONTRIBUTIONS

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**11.1101 Contribution limits.** (1) **INDIVIDUAL LIMITS.** An individual may contribute to a candidate committee no more than the following amounts specified for the candidate whose nomination or election the individual supports [See Figure 11.1101 following]:

(a) Candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, state superintendent, or justice, \$20,000.

(b) Candidates for state senator, \$2,000.

(c) Candidates for representative to the assembly, \$1,000.

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

(e) Candidates for court of appeals judge in other districts, \$5,000.

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

(g) Candidates for circuit judge in other circuits or candidates for district attorney in other prosecutorial units, \$2,000.

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

1. Five hundred dollars.

2. Two cents times the number of inhabitants of the jurisdiction or district, according to the latest federal census or the census information on which the district is based, as certified by the appropriate filing officer, but not more than \$6,000.

(2) **CANDIDATE COMMITTEES.** A candidate committee may contribute to another candidate committee no more than the following amounts specified for the candidate whose nomination or election the committee supports [See Figure 11.1101 following]:

**ASSEMBLY BILL 387**

1 (a) Candidates for governor, lieutenant governor, secretary of state, state  
2 treasurer, attorney general, state superintendent, or justice, \$20,000.

3 (b) Candidates for state senator, \$2,000.

4 (c) Candidates for representative to the assembly, \$1,000.

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

7 (e) Candidates for court of appeals judge in other districts, \$5,000.

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

11 (g) Candidates for circuit judge in other circuits or candidates for district  
12 attorney in other prosecutorial units, \$2,000.

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

14 1. Five hundred dollars.

15 2. Two cents times the number of inhabitants of the jurisdiction or district,  
16 according to the latest federal census or the census information on which the district  
17 is based, as certified by the appropriate filing officer, but not more than \$6,000.

18 **(3) POLITICAL ACTION COMMITTEES.** A political action committee may contribute  
19 to a candidate committee no more than the following amounts specified for the  
20 candidate whose nomination or election the committee supports [See Figure 11.1101  
21 following]:

22 (a) Candidates for governor, \$86,000.

23 (b) Candidates for lieutenant governor, \$26,000.

24 (c) Candidates for attorney general, \$44,000.

**ASSEMBLY BILL 387**

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

3 (e) Candidates for state senator, \$2,000.

4 (f) Candidates for representative to the assembly, \$1,000.

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

7 (h) Candidates for court of appeals judge in other districts, \$5,000.

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

11 (j) Candidates for circuit judge in other circuits or candidates for district  
12 attorney in other prosecutorial units, \$2,000.

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

14 1. Four hundred dollars.

15 2. Two cents times the number of inhabitants of the jurisdiction or district,  
16 according to the latest federal census or the census information on which the district  
17 is based, as certified by the appropriate filing officer, but not more than \$5,000.

18 **Figure 11.1101:**

	INDIVIDUAL CON- TRIBUTORS	CANDIDATE COMMIT- TEE CONTRIBUTORS	POLITICAL ACTION COMMITTEE CON- TRIBUTORS
<b>GOVERNOR</b>	\$20,000	\$20,000	\$86,000
<b>LT. GOVERNOR</b>	\$20,000	\$20,000	\$26,000
<b>SECRETARY OF STATE</b>	\$20,000	\$20,000	\$18,000
<b>STATE TREASURER</b>	\$20,000	\$20,000	\$18,000
<b>ATTORNEY GENERAL</b>	\$20,000	\$20,000	\$44,000

**ASSEMBLY BILL 387**

STATE SUPERINTENDENT	\$20,000	\$20,000	\$18,000
JUSTICE	\$20,000	\$20,000	\$18,000
STATE SENATOR	\$2,000	\$2,000	\$2,000
ASSEMBLY REPRESENTATIVE	\$1,000	\$1,000	\$1,000
APPEALS JUDGE - POPULOUS DISTRICTS	\$6,000	\$6,000	\$6,000
APPEALS JUDGE - OTHER DISTRICTS	\$5,000	\$5,000	\$5,000
CIRCUIT JUDGE - POPULOUS AREA	\$6,000	\$6,000	\$6,000
DISTRICT ATTORNEY - POPULOUS AREA	\$6,000	\$6,000	\$6,000
CIRCUIT JUDGE - OTHER AREA	\$2,000	\$2,000	\$2,000
DISTRICT ATTORNEY - OTHER AREA	\$2,000	\$2,000	\$2,000
LOCAL OFFICES	GREATER OF \$500 OR 2 CENTS TIMES THE POPULATION, BUT NOT MORE THAN \$6,000	GREATER OF \$500 OR 2 CENTS TIMES THE POPULATION, BUT NOT MORE THAN \$6,000	GREATER OF \$400 OR 2 CENTS TIMES THE POPULATION, BUT NOT MORE THAN \$5,000

1           **11.1102 Contribution limit adjustment.** Beginning on January 1, 2021,  
 2           and on January 1 every 5 years thereafter, the board shall modify the dollar amounts  
 3           under s. 11.1101 (1) to (3), rounded to the nearest multiple of \$25, to adjust for the  
 4           change in the consumer price index, all items <sup>5</sup>U.S. city average, published by the  
 5           federal Department of Labor for the preceding 5-year period ending on December 31.

6           **11.1103 Applicable periods.** (1) For an individual who is a candidate for an  
 7           office that the individual holds, the limits under s. 11.1101 (1) to (3) apply during the  
 8           term of that office.

9           (2) For an individual who is a candidate for an office that the individual does  
 10          not hold, the limits under s. 11.1101 (1) to (3) apply during the period beginning on  
 11          the date on which the individual becomes a candidate under s. 11.0101 (1) (a) and



ASSEMBLY BILL 387

6 the day before the term of office begins for the office sought  
 1 ending on July 1 for a candidate at a spring primary or spring election, January 1 by the  
 2 for a candidate at a partisan primary or general election, and 60 days after a special  
 3 election for a candidate at a special election.

4 **11.1104 Exceptions.** Except as provided in subs. (3) (b) and (4) (b), the  
 5 following contributions may be made in unlimited amounts: and 110112

- 6 (1) Contributions to a political action committee.
- 7 (2) Contributions transferred between political action committees.
- 8 (3) (a) Except as provided in par. (b), contributions to a legislative campaign  
 9 committee.
- 10 (b) A political action committee may contribute no more than \$12,000 in any  
 11 calendar year to a legislative campaign committee.
- 12 (4) (a) Except as provided in par. (b), contributions to a political party.
- 13 (b) A political action committee may contribute no more than \$12,000 in any  
 14 calendar year to a political party.
- 15 (5) Contributions made by a political party or legislative campaign committee  
 16 to a candidate committee.
- 17 (6) Contributions paid to a segregated fund established and administered by  
 18 a political party or legislative campaign committee for purposes other than making  
 19 contributions to a candidate committee.
- 20 (7) Contributions that a candidate makes to his or her candidate committee  
 21 from the candidate's personal funds or property or the personal funds or property  
 22 that are owned jointly or as marital property with the candidate's spouse.
- 23 (8) Contributions transferred between the candidates for governor and  
 24 lieutenant governor of the same political party.

1           (9) Contributions used to pay legal fees and other expenses incurred as a result  
2 of a recount under s. 9.01.

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

7           (11) Contributions to a recall committee.

8           (12) Contributions to a referendum committee.

9           **11.1105 Valuation.** (1) Except as provided in s. 11.1111, for purposes of  
10 complying with a contribution limit under this section, the value of a contribution of  
11 any tangible or intangible item, other than money, is the item's fair market value at  
12 the time that the individual or committee made the contribution.

13           (2) Except as provided in s. 11.1111, for purposes of complying with a  
14 contribution limit under this section, the value of a contribution of a service is the  
15 fair market value of the service at the time that the individual or committee made  
16 the contribution.

17           **11.1106 Conduit contributions.** (1) For purposes of this chapter, a  
18 contribution released by a conduit to a committee is to be reported by the committee  
19 as a contribution from the individual who made the contribution and not as a  
20 contribution from the conduit.

21           (2) A contribution of money received from a conduit, accompanied by the  
22 information required under s. 11.0704 (1), is considered to be a contribution from the  
23 original contributor.

24           (3) Each filing officer shall place a copy of any report received under s. 11.0704  
25 in the file of the conduit and the file of the recipient.

Incert 90-9

1           **11.1107 Limitation on cash contributions.** Every contribution of money  
2 exceeding \$100 shall be made by negotiable instrument or evidenced by an itemized  
3 credit card receipt bearing on the face the name of the remitter. No committee  
4 required to report under this chapter may accept a contribution made in violation of  
5 this section. The committee shall promptly return the contribution, or donate it to  
6 the common school fund or to a charitable organization in the event that the donor  
7 cannot be identified.

8           **11.1108 Anonymous contributions.** No committee may accept an  
9 anonymous contribution exceeding \$10. If an anonymous contribution exceeds \$10,  
10 the committee shall donate the contribution to the common school fund or to a  
11 charitable organization and report the donation as required under this chapter.

12           **11.1109 In-kind contributions.** Before making a contribution, as defined  
13 under s. 11.0101 (8) (a) 2., to a committee, the prospective contributor shall notify the  
14 *candidate or candidate's agent or the* administrator or treasurer of the committee and obtain that individuals oral or  
15 written consent to the contribution.

16           **11.1110 Return of contributions. (1)** A committee required to report under  
17 this chapter may return a contribution at any time before or after it has been  
18 deposited.

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

21           **(b)** A committee that accepts a contribution contrary to law, reports that  
22 contribution, and returns that contribution within 15 days after the filing date for  
23 the reporting period in which the contribution is received does not violate the  
24 contribution or source limits under this subchapter.

25           **11.1111 Valuation of opinion poll results. (1)** In this section:

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

1 (a) “Election period” means any of the following:

2 1. The period beginning on December 1 and ending on the date of the spring  
3 election.

4 2. The period beginning on May 1 and ending on the date of the general election.

5 3. The period beginning on the first day for circulating nomination papers and  
6 ending on the date of a special election.

7 (b) “Initial recipient” means the individual who or committee which  
8 commissions a public opinion poll or voter survey.

9 (c) “Results” means computer output or a written or verbal analysis.

10 (d) “Voter survey” includes acquiring information that identifies voter  
11 attitudes concerning candidates or issues.

12 (2) If a committee receives opinion poll or voter survey results during the first  
13 15 days after the initial recipient receives the results, and the committee received the  
14 results during an election period, the committee shall report the results as a  
15 contribution. The committee shall report the contribution’s value as 100 percent of  
16 the cost incurred by the initial recipient to commission the poll or survey, except that  
17 if more than one committee receives the results, the committees shall report the  
18 contribution’s value as 100 percent of the amount allocated to the committee under  
19 sub. (5).

20 (3) If the committee receives the opinion poll or voter survey results 16 to 60  
21 days following the day on which the initial recipient received the results, and the  
22 committee received the results during an election period, the committee shall report  
23 the results as a contribution valued at 50 percent of the cost incurred by the initial  
24 recipient to commission the poll or survey, except that if more than one committee

## ASSEMBLY BILL 387

1 receives the results, the committees shall report the contribution's value as 50  
2 percent of the amount allocated to the committee under sub. (5).

3 (4) If the committee receives the opinion poll or voter survey results more than  
4 60 days after the initial recipient received the results<sup>^</sup> the committee is not required  
5 to report the results as a contribution.

6 (5) If a person contributes opinion poll or voter survey results to more than one  
7 committee, the person shall apportion the value of the poll or survey to each  
8 committee receiving the results by one of the following methods and shall provide the  
9 apportioned values to the committees:

10 (a) Determine the share of the cost of the opinion poll or voter survey that is  
11 allocable to each recipient based on the allocation formula used by the person that  
12 conducted the poll or survey.

13 (b) Determine the share of the cost of the opinion poll or voter survey that is  
14 allocable to each recipient by dividing the cost of the poll or survey equally among  
15 all the committees receiving the results.

16 (c) Determine the share of the cost of the opinion poll or voter survey that is  
17 allocable to each recipient as follows:

18 1. Divide the number of question results received by each recipient by the total  
19 number of question results received by all recipients.

20 2. Multiple the total cost of the poll or survey by the number determined under  
21 subd. 1.

22 (6) If a person makes a contribution of opinion poll or voter survey results to  
23 a committee after the person has apportioned the value of the results to previous  
24 recipients under sub. (5), the person shall make a good faith effort to apportion the  
25 value to the committee, considering the value apportioned to other recipients under

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

1 sub. (5), and shall report that value to the committee. For purposes of this  
2 subsection, the total value of the contributor's aggregate contributions may exceed  
3 the original cost of the poll or survey.

4 (7) A person who contributes opinion poll or voter survey results shall maintain  
5 records sufficient to support the contribution's value and shall provide the  
6 contribution's value to the recipient.

7 **11.1112 Corporations, cooperatives, and tribes.** No foreign or domestic  
8 corporation, no association organized under ch. 185 or 193, no labor organization,  
9 and no federally recognized American Indian Tribe may make a contribution to a  
10 committee, other than an independent expenditure committee or referendum  
11 committee, but may make a contribution to a segregated fund as provided under s.  
12 11.1104 (6).

13 **11.1113 Sole proprietors, partnerships, and limited liability**  
14 **companies.** (1) A contribution made to a committee by a sole proprietorship is  
15 considered a contribution made by the individual who is the sole proprietor and  
16 subject to the limits under this subchapter.

17 (2) A contribution made to a committee by a partnership is considered a  
18 contribution made by each of the contributing partners and subject to the limits  
19 under this subchapter. A partnership that makes a contribution to a committee shall  
20 provide to the committee the names of the contributing partners and the amount of  
21 the individual contribution made by each partner. For purposes of determining the  
22 individual contribution amounts made by each partner, the partnership shall  
23 attribute the individual contributions according to each partner's share of the  
24 partnership's profits, unless the partners agree to apportion the contribution in a  
25 different manner.

**ASSEMBLY BILL 387**

1           **(3) LIMITED LIABILITY COMPANIES.** (a) A contribution made to a committee by a  
2           limited liability company treated as a partnership by the federal internal revenue  
3           service pursuant to 26 CFR 301.7701-3 is considered a contribution made by each  
4           of the contributing members and subject to the limits under this subchapter. A  
5           limited liability company that makes a contribution under this paragraph shall  
6           affirm to the candidate committee that it is treated as a partnership for federal tax  
7           purposes and eligible to make the contribution. The company shall provide to the  
8           committee the names of the contributing members and the amount of the individual  
9           contribution made by each member. For purposes of determining the individual  
10          contribution amounts made by each member, the company shall attribute the  
11          individual contributions according to each member's share of the company's profits,  
12          unless the members agree to apportion the contribution in a different manner.

13           (b) A contribution made to a candidate committee by a single-member limited  
14          liability company in which the sole member is an individual is considered a  
15          contribution made by that individual and subject to the individual limits under s.  
16          11.1101 (1). A limited liability company that makes a contribution under this  
17          paragraph shall affirm to the candidate committee that it is a single-member limited  
18          liability company in which the sole member is an individual and eligible to make the  
19          contribution.

20           **11.1114 Two candidate committees.** (1) If a candidate establishes a 2nd  
21          candidate committee under s. 11.0202 (2) to pursue a state or local office for which  
22          the contribution limit under this subchapter is higher than the contribution limit for  
23          the office that the candidate originally sought, the 2nd candidate committee may  
24          accept contributions up to the higher limit, but shall take into account the amount  
25          of any contributions transferred from the first candidate committee to the 2nd

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

1 candidate committee to determine whether the 2nd candidate committee has  
2 reached or exceeded the higher limits.

3 (2) If a candidate establishes a 2nd candidate committee under s. 11.0202 (2)  
4 to pursue a state or local office for which the contribution limit under this subchapter  
5 is lower than the contribution limit for the office that the candidate originally sought,  
6 the first candidate committee may transfer its contributions to the 2nd candidate  
7 committee in an amount not to exceed the contribution limits applicable to the 2nd  
8 candidate committee.

9 (3) Upon termination of a 2nd candidate committee, the 2nd candidate  
10 committee may transfer any of its remaining funds to the first candidate committee  
11 in amounts not to exceed the contribution limits applicable to the persons who  
12 contributed to the first candidate committee.

13 **SUBCHAPTER XII**

14 **PROHIBITED PRACTICES**

15 **11.1201 False reports and statements.** No person may prepare or submit  
16 a false report or statement to a filing officer under this chapter.

17 **11.1202 Earmarking.** (1) The treasurer of a candidate committee may agree  
18 with a prospective contributor that a contribution is received to be used for a specific  
19 purpose not prohibited by law. That purpose may not include a disbursement to a  
20 committee to support or oppose another candidate.

21 (2) When a contribution is made to a committee other than a candidate  
22 committee, the contributor may not direct the committee to make a disbursement to  
23 a committee to support or oppose another candidate.

24 (3) Except for transfers of membership-related moneys between committees  
25 of the same political party, no committee may transfer to another committee the



## ASSEMBLY BILL 387

1 earmarked contributions of others. Transfers of membership-related moneys  
2 between political parties shall be treated in the same manner as other transfers.

3 **11.1203 Coordination.** (1) No person may make <sup>an expenditure</sup> a disbursement for express  
4 advocacy that is coordinated with a candidate, candidate committee, candidate's  
5 agent, the legislative campaign committee of the candidate's party, or a political  
6 party in <sup>excess</sup> violation of the contribution limits under s. 11.1101 <sup>in violation of</sup> or the source restrictions  
7 under s. 11.1112.

8 (2) (a) For purposes of this section, <sup>an expenditure</sup> a disbursement for express advocacy is  
9 coordinated if any of the following apply:

10 1. The <sup>an expenditure</sup> disbursement is made at the request or suggestion of the candidate or  
11 candidate's agent.

12 2. The candidate exercises control over the <sup>expenditure</sup> disbursement.

13 3. The candidate engages in substantial discussions or negotiations with the  
14 person making the <sup>an expenditure</sup> disbursement regarding any of the following:

15 a. The communication's content.

16 b. The communication's timing.

17 c. The location, form, or intended audience of the communication.

18 d. The number or frequency of communications.

19 (b) If <sup>an expenditure</sup> a disbursement for express advocacy is <sup>coordinated</sup> not in violation of the coordination  
20 <sup>but is not in violation of</sup> prohibitions under sub. (1), all of the following apply:

21 1. The person making the <sup>an expenditure</sup> disbursement shall report the <sup>expenditure as a</sup> disbursement if the  
22 person is a committee subject to the reporting requirements under this chapter.

23 2. The candidate committee shall report the <sup>an expenditure</sup> disbursement as a contribution.

24 **11.1204 Unlawful political contributions.** (1) Subject to sub. (2), no person  
25 may, directly or indirectly, make any contribution other than from funds or property

## ASSEMBLY BILL 387

1 belonging to the person. No person may, directly or indirectly, give funds or property  
2 to another person for the purpose of making a contribution in other than the <sup>first</sup> person's  
3 own name.

4 (2) A conduit releasing a contribution of money in the manner prescribed in s.  
5 11.0704 does not violate sub. (1).

6 (3) No person may intentionally ~~accept or receive~~ <sup>or accept</sup> any contribution made in  
7 violation of this chapter.

8 **11.1205 Use of government materials by candidates.** (1) (a) Except as  
9 provided in sub. (2), no person elected to state or local office who becomes a candidate  
10 for national, state, or local office may use public funds for the cost of materials or  
11 distribution for 50 or more pieces of substantially identical material distributed  
12 after:

13 1. In the case of a candidate who is nominated by nomination papers, the first  
14 day authorized by law for circulation of nomination papers as a candidate.

15 2. In the case of a candidate who is nominated at a primary election by write-in  
16 votes, the day the board of canvassers issues its determination that the person is  
17 nominated.

18 3. In the case of a candidate who is nominated at a caucus, the date of the  
19 caucus.

20 4. In the case of any other candidate who is nominated solely by filing a  
21 declaration of candidacy, the first day of the month preceding the month which  
22 includes the last day for filing the declaration.

23 (b) This subsection applies until after the date of the election or after the date  
24 of the primary election if the person appears as a candidate on a primary election  
25 ballot and is not nominated at the primary election.