

ENGROSSED ASSEMBLY BILL 387

1 that it is registering as a legislative campaign committee and shall include all of the
2 following on the registration statement:

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

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

9 (c) The name and address of the depository account of the legislative campaign
10 committee and of any other institution where funds of the legislative campaign
11 committee are kept.

12 (d) A statement signed by the leader of the party in the house for which the
13 legislative campaign committee is established attesting to the fact that the
14 legislative campaign committee is the only authorized legislative campaign
15 committee for that party in that house.

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

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

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

3 **11.0404 Reporting. (1) CONTRIBUTIONS AND DISBURSEMENTS.** (a) Each
4 legislative campaign committee shall make full reports, upon a form prescribed by
5 the board and certified as required under s. 11.0103 (3) (c), of all contributions,
6 disbursements, and obligations received, made, and incurred by the committee. The
7 legislative campaign committee shall include in each report the following
8 information, covering the period 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 legislative campaign committee, together
11 with 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 legislative campaign committee has made a contribution,
14 together with the amount of the contribution. ✓

15 3. The occupation, ✓ if any, of each individual contributor whose cumulative
16 contributions to the legislative campaign committee for the calendar year are in
17 excess of \$200. ✓

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

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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 legislative
4 campaign committee in an aggregate amount or value in excess of \$20, together with
5 all of the 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.

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1 (b) The legislative campaign 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 PARTISAN PRIMARY.** A legislative
5 campaign committee that makes or accepts contributions, makes disbursements, or
6 incurs obligations to support or oppose one or more candidates for office at a partisan
7 primary or a candidate at a special primary held to nominate candidates to be voted
8 for at a special election held to fill a vacancy in one or more of the state or local offices
9 voted for at the general election, or to support or oppose other committees engaging
10 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.

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

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

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

19 **(3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION.** A
20 legislative campaign committee that makes or accepts contributions, makes
21 disbursements, or incurs obligations to support or oppose one or more candidates for
22 office at a general election or a candidate at a special election held to fill a vacancy
23 in one or more of the state or local offices voted for at the general election, or to
24 support or oppose other committees engaging in such activities shall do all of the
25 following: √

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

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

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

19 SUBCHAPTER V

20 POLITICAL ACTION COMMITTEES

21 **11.0501 Registration; treasurer and depositories.** (1) Each political
22 action committee required to register under this chapter shall designate a treasurer
23 to comply with the registration and reporting requirements under this subchapter.

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

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

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

7 (5) No person may register more than one political action committee under this
8 subchapter, except that a person may register both a political action committee
9 under this subchapter and an independent expenditure committee under subchapter
10 VI. ✓

11 **11.0502 Registration; timing.** (1) Every political action committee that
12 makes or accepts contributions, makes disbursements, or incurs obligations to
13 support or oppose a candidate in a calendar year in an aggregate amount in excess
14 of \$5,000 shall file a registration statement giving the information required by s.
15 11.0503. ✓

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

22 **11.0503 Registration; required information.** (1) REQUIRED INFORMATION.
23 The political action committee shall indicate on the registration statement that it
24 is registering as a political action committee and shall include all of the following,
25 where applicable, on the registration statement: ✓

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1 (a) The name and mailing address of the political action 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 (d) The name and address of the depository account of the political action
8 committee and of any other institution where funds of the committee are kept.

9 (e) The name and address of the political action committee's sponsoring
10 organization, if any. ✓

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

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

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

22 **11.0504 Reporting.** (1) **CONTRIBUTIONS AND DISBURSEMENTS.** (a) Each political
23 action committee shall make full reports, upon a form prescribed by the board and
24 certified as required under s. 11.0103 (3) (c), of all contributions, disbursements, and
25 obligations received, made, and incurred by the committee. The political action

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1 committee shall include in each report the following information, covering the period
2 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 person who has made a contribution to the political action committee, together with
5 the amount of the contribution.

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

9 3. The occupation, if any, of each individual contributor whose cumulative
10 contributions to the political action committee for the calendar year are in excess of
11 \$200. ✓

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

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

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

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

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

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

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1 c. The date and amount of the loan.

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

3 e. The original amount guaranteed by each guarantor.

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

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

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

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

16 11. A statement of the balance of obligations incurred as of the end of the
17 reporting period. ↓

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

21 (2) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING PRIMARY. A political
22 action committee that makes or accepts contributions, makes disbursements, or
23 incurs obligations to support or oppose one or more candidates for office at a spring
24 primary or a candidate at a special primary held to nominate nonpartisan candidates
25 to be voted for at a special election held to fill a vacancy in one or more of the

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1 nonpartisan state or local offices voted for at the spring election, or to support or
2 oppose other committees engaging in such activities, shall do all the following:

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

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

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

12 (3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING ELECTION. A political
13 action committee that makes or accepts contributions, makes disbursements, or
14 incurs obligations to support or oppose one or more candidates for office at a spring
15 election or a candidate at a special election held to fill a vacancy in one or more of the
16 nonpartisan state or local offices voted for at the spring election, or to support or
17 oppose other committees engaging in such activities, shall do all the following: ✓

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

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

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

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

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

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

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

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

16 **(5) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION.** A political
17 action committee that makes or accepts contributions, makes disbursements, or
18 incurs obligations to support or oppose one or more candidates for office at a general
19 election or a candidate at a special election held to fill a vacancy in one or more of the
20 state or local offices voted for at the general election, or to support or oppose other
21 committees engaging in such activities shall do all of the following:

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

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

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

6 **11.0505 Reporting; specific express advocacy.** (1) DISBURSEMENTS. (a) A
7 political action committee spending \$2,500 or more in the aggregate on express
8 advocacy shall submit statements to the board under par. (b) if the express advocacy
9 is made during the period beginning on the day that is 60 days prior to the day of the
10 primary or election involving the candidate identified under par. (b) 5. and ending
11 on the day of the primary or election involving that candidate.

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

- 14 1. The dates on which the committee made the disbursements.
- 15 2. The name and address of the persons who received the disbursements.
- 16 3. The purpose for making the disbursements.
- 17 4. The amount spent for each act of express advocacy.
- 18 5. The name of any candidate identified in the express advocacy, the office that
19 the candidate seeks, and whether the express advocacy supports or opposes that
20 candidate.
- 21 6. An affirmation, made under oath, that the political action committee will
22 comply with the prohibition on coordination under s. 11.1203 with respect to any
23 candidate or agent or candidate committee who is supported or opposed by the
24 express advocacy.

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

3 (2) EXCEPTION. (a) A political action committee that is required to report under
4 this section is not required to submit the information described under sub. (1) (b)
5 regarding disbursements made before reaching the \$2,500[√] threshold under sub. (1)
6 (a). For purposes of this section, a disbursement for express advocacy is the amount
7 spent directly on developing, producing, and disseminating the express advocacy.

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

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

12 2. A communication made exclusively between an organization and its
13 members. In this subdivision, a member of an organization means a shareholder,
14 employee, or officer of the organization, or an individual who has affirmatively
15 manifested an interest in joining, supporting or aiding the organization.[√]

16 (3) TIMING. A political action committee that is required to report under this
17 section shall submit the report to the board no later than 72[√] hours after making the
18 disbursements.[√]

19 SUBCHAPTER VI

20 INDEPENDENT EXPENDITURE COMMITTEES

21 **11.0601 Registration; treasurer and depositories.** (1) Each independent
22 expenditure committee required to register under this chapter shall designate a
23 treasurer to comply with the registration and reporting requirements under this
24 subchapter.

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

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

6 (b) An independent expenditure committee may not make a contribution to a
7 committee, other than a referendum committee or another independent expenditure
8 committee.

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

12 (5) A[✓] person may register more than one independent expenditure committee
13 under this subchapter. ✓

14 **11.0602 Registration; timing.** (1) Every independent expenditure
15 committee that makes or accepts contributions, makes disbursements, or incurs
16 obligations to support or oppose a candidate in a calendar year in an aggregate
17 amount in excess of \$5,000 shall file a registration statement giving the information
18 required by s. 11.0603. ✓

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

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

2 The independent expenditure committee shall indicate on the registration
3 statement that it is registering as an independent expenditure committee and shall
4 include all of the following on the registration statement:

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

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

11 (c) The name and address of the depository account of the independent
12 expenditure committee and of any other institution where funds of the committee are
13 kept. ✓

14 (f) The name and address of the independent expenditure committee's
15 sponsoring organization, if any. ✓

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

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

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

3 **11.0604 Reporting.** (1) CONTRIBUTIONS AND DISBURSEMENTS. (a) Each
4 independent expenditure committee shall make full reports, upon a form prescribed
5 by the board and certified as required under s. 11.0103 (3) (c), of all contributions,
6 disbursements, and obligations received, made, and incurred by the committee. The
7 independent expenditure committee shall include in each report the following
8 information, covering the period 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 independent expenditure committee,
11 together with 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 independent expenditure committee has made a
14 contribution, together with the amount of the contribution.

15 3. The occupation, if any, of each individual contributor whose cumulative
16 contributions to the independent expenditure committee for the calendar year are
17 in excess of \$200.

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

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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 independent
4 expenditure committee in an aggregate amount or value in excess of \$20, together
5 with all of the 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.

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1 (b) The independent expenditure committee shall begin each report filed under
2 this 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.** An
5 independent expenditure committee that makes or accepts contributions, makes
6 disbursements, or incurs obligations to support or oppose one or more candidates for
7 office at a spring primary or a candidate at a special primary held to nominate
8 nonpartisan candidates to be voted for at a special election held to fill a vacancy in
9 one or more of the nonpartisan state or local offices voted for at the spring election,
10 or to support or oppose other committees engaging in such activities, shall do all the
11 following:

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

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

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

21 **(3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING ELECTION.** An
22 independent expenditure committee that makes or accepts contributions, makes
23 disbursements, or incurs obligations to support or oppose one or more candidates for
24 office at a spring election or a candidate at a special election held to fill a vacancy in
25 one or more of the nonpartisan state or local offices voted for at the spring election,

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1 or to support or oppose other committees engaging in such activities, shall do all the
2 following:

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

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

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

10 (4) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT PARTISAN PRIMARY. An
11 independent expenditure committee that makes or accepts contributions, makes
12 disbursements, or incurs obligations to support or oppose one or more candidates for
13 office at a partisan primary or a candidate at a special primary held to nominate
14 candidates to be voted for at a special election held to fill a vacancy in one or more
15 of the state or local offices voted for at the general election, or to support or oppose
16 other committees engaging in such activities, shall do all the following: ✓

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

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

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

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

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1 (5) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION. An
2 independent expenditure committee that makes or accepts contributions, makes
3 disbursements, or incurs obligations to support or oppose one or more candidates for
4 office at a general election or a candidate at a special election held to fill a vacancy
5 in one or more of the state or local offices voted for at the general election, or to
6 support or oppose other committees engaging in such activities shall do all of the
7 following:

8 (a) File a preelection report no earlier than 14 days and no later than 8 days
9 preceding the 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 (d) 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 **11.0605 Reporting; specific express advocacy.** (1) DISBURSEMENTS. (a) An
18 independent expenditure committee spending \$2,500 or more in the aggregate on
19 express advocacy shall submit statements to the board under par. (b) if the express
20 advocacy is made during the period beginning on the day that is 60 days prior to the
21 day of the primary or election involving the candidate identified under par. (b) 5. and
22 ending on the day of the primary or election involving that candidate.

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

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- 1 1. The dates on which the committee made the disbursements.
- 2 2. The name and address of the persons who received the disbursements.
- 3 3. The purpose for making the disbursements.
- 4 4. The amount spent for each act of express advocacy.
- 5 5. The name of any candidate identified in the express advocacy, the office that
- 6 the candidate seeks, and whether the express advocacy supports or opposes that
- 7 candidate. ✓

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

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

14 (2) EXCEPTION. (a) An independent expenditure committee that is required to
15 report under this section is not required to submit the information described under
16 sub. (1) (b) regarding disbursements made before reaching the \$2,500 threshold ✓
17 under sub. (1) (a). For purposes of this section, a disbursement for express advocacy
18 is the amount spent directly on developing, producing, and disseminating the
19 express advocacy.

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

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

24 2. A communication made exclusively between an organization and its
members. In this subdivision, a member of an organization means a shareholder,

25



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1 employee, or officer of the organization, or an individual who has affirmatively
2 manifested an interest in joining, supporting or aiding the organization. ✓

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

SUBCHAPTER VII**CONDUITS**

6
7
8 **11.0701 Registration; administrator and depositories.** (1) Each conduit
9 required to register under this chapter shall designate an administrator to comply
10 with the registration and reporting requirements under this subchapter.

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

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

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

18 **11.0702 Registration; timing.** Every conduit that accepts and releases
19 contributions made to support or oppose a candidate in a calendar year shall, upon
20 its inception and prior to accepting or releasing any such contribution, file a
21 registration statement giving the information required by s. 11.0703. ✓

22 **11.0703 Registration; required information.** (1) REQUIRED INFORMATION.
23 The conduit shall indicate on the registration statement that it is registering as a
24 conduit and shall include all of the following, where applicable, on the registration
25 statement: ✓

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

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

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

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

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

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

20 **11.0704 Reporting. (1) CONTRIBUTIONS.** (a) Each conduit shall make full
21 reports, upon a form prescribed by the board and certified by the administrator as
22 required under s. 11.0103 (3) (c), providing the following information covering the
23 period since the last date covered on the previous report:

24 1. An itemized statement giving the date, full name, and street address of each
25 committee to whom contributions were released during the reporting period,

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1 together with the sum total of all contributions released to that committee during the
2 reporting period. ✓

3 2. Whether, during the reporting period, any contribution was redirected to a
4 sponsor as permitted under s. 11.0705. ✓

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

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

12 2. The occupation, if any, of each individual contributor whose cumulative
13 contributions to the recipient for the calendar year are in excess of \$200.

14 (2) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING PRIMARY. A conduit that
15 releases a contribution of money to a recipient to support or oppose one or more
16 candidates for office at a spring primary or a candidate at a special primary held to
17 nominate nonpartisan candidates to be voted for at a special election held to fill a
18 vacancy in one or more of the nonpartisan state or local offices voted for at the spring
19 election, or to support or oppose committees engaging in such activities, shall,
20 annually in each year of an election cycle, file a report on the 15th day of the month
21 in the months of January, April, July, and October. ✓

22 (3) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT SPRING ELECTION. A conduit
23 that releases a contribution of money to a recipient to support or oppose one or more
24 candidates for office at a spring election or a candidate at a special election held to
25 fill a vacancy in one or more of the nonpartisan state or local offices voted for at the

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1 spring election, or to support or oppose committees engaging in such activities, shall
2 do all the following: ✓

3 (a) 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 (b) 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 conduit
9 that releases a contribution of money to a recipient to support or oppose one or more
10 candidates for office at a partisan primary or a candidate at a special primary held
11 to nominate candidates to be voted for at a special election held to fill a vacancy in
12 one or more of the state or local offices voted for at the general election, or to support
13 or oppose committees engaging in such activities, shall do all the following:

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

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

18 **(5) REPORTS TO SUPPORT OR OPPOSE CANDIDATES AT GENERAL ELECTION.** A conduit
19 that releases a contribution of money to a recipient to support or oppose one or more
20 candidates for office at a general election or a candidate at a special election held to
21 fill a vacancy in one or more of the state or local offices voted for at the general
22 election, or to support or oppose committees engaging in such activities shall do all
23 of the following:

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

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

6 **11.0705 Redirected contributions.** (1) DEFINITIONS. In this section,
7 “sponsor” means a person, other than an individual or a candidate committee, that
8 is associated with a conduit. ✓

9 (2) REDIRECTION. If all of the following apply, a conduit may redirect any
10 contribution received from an individual to a sponsor or, if there is no sponsor, to an
11 administrative fund of the conduit:

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

16 (b) Either of the following apply:

17 1. The conduit has, over the 24-month period described in par. (a), attempted
18 in good faith to contact the individual that made the contribution at least 5 times,
19 and has documented each such attempt, but has been unable to make contact with
20 the individual. A conduit may satisfy the requirement [24; AA1-AB387; Page: 72,
21 *Line: 2; Could not find pattern match.*] to contact the individual organization by
22 telephoning the individual or at the last-known telephone number; by sending a text
23 message to the individual at the last-known cellular telephone number or pager
24 number capable of receiving text messages; by sending a facsimile transmission to
25 the individual at the last-known facsimile transmission number; by sending a letter

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

5 2. The surviving spouse or executor of the estate of a deceased individual that
6 made the contribution authorizes the redirection of the contribution. ✓

7 **SUBCHAPTER VIII**

8 **REFERENDUM COMMITTEES**

9 **11.0801 Registration; treasurer and depositories.** (1) Each referendum
10 committee required to register under this chapter shall designate a treasurer to
11 comply with the registration and reporting requirements under this subchapter.

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

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

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

20 **11.0802 Registration; timing.** (1) Every referendum committee that makes
21 or accepts contributions, makes disbursements, or incurs obligations for the purpose
22 of influencing a particular vote at a referendum in a calendar year in an aggregate
23 amount in excess of \$10,000 shall file a registration statement giving the information
24 required by s. 11.0803.

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

6 **11.0803 Registration; required information. (1) REQUIRED INFORMATION.**

7 The referendum committee shall indicate on the registration statement that it is
8 registering as a referendum committee and shall include all of the following on the
9 registration statement: ✓

10 (a) The name and mailing address of the referendum 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 referendum
17 committee and of any other institution where funds of the committee are kept.

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

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

23 (3) CHANGE OF INFORMATION. (a) The referendum committee shall report any
24 change in information previously submitted in a registration statement within 10
25 days following the change. Except as provided in par. (b), any such change may be

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1 reported only by the individual or by the officer who has succeeded to the position of
2 an individual who signed the original statement.

3 (b) The administrator or treasurer of a referendum committee may report a
4 change in the committee's registration statement.

5 **11.0804 Reporting.** (1) CONTRIBUTIONS AND DISBURSEMENTS. (a) Each
6 referendum committee shall make full reports, upon a form prescribed by the board
7 and certified as required under s. 11.0103 (3) (c), of all contributions, disbursements,
8 and obligations received, made, or incurred by the committee. The referendum
9 committee shall include in each report the following information, covering the period
10 since the last date covered on the previous report:

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

14 2. The occupation, if any, of each individual contributor whose cumulative
15 contributions to the referendum committee for the calendar year are in excess of
16 \$200.

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

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

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

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

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

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

6 c. The date and amount of the loan.

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

8 e. The original amount guaranteed by each guarantor.

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

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

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

18 9. A statement of totals during the reporting period of disbursements made,
19 including transfers made to and received from other committees, other income, and
20 loans.

21 10. A statement of the balance of obligations incurred as of the end of the
22 reporting period.

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

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1 **(2)** REPORTS TO SUPPORT OR OPPOSE A REFERENDUM AT SPRING PRIMARY. A
2 referendum committee making or accepting contributions, making disbursements,
3 or incurring obligations to support or oppose a referendum appearing on a spring
4 primary ballot shall do all the following:

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

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

9 (c) 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 **(3)** REPORTS TO SUPPORT OR OPPOSE A REFERENDUM AT SPRING ELECTION. A
12 referendum committee making or accepting contributions, making disbursements,
13 or incurring obligations to support or oppose a referendum appearing on a spring
14 election ballot shall do all the following:

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

17 (b) 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 **(4)** REPORTS TO SUPPORT OR OPPOSE A REFERENDUM AT PARTISAN PRIMARY. A
20 referendum committee making or accepting contributions, making disbursements,
21 or incurring obligations in support of or in opposition to a referendum appearing on
22 a partisan primary ballot 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 primary.

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

3 (c) 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 IN SUPPORT OF OR OPPOSITION TO A REFERENDUM AT GENERAL ELECTION.**
8 A referendum committee making or accepting contributions, making disbursements,
9 or incurring obligations to support or oppose a referendum appearing on a general
10 election ballot shall do all the following:

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

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

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

SUBCHAPTER IX**RECALL COMMITTEES**

17 **11.0901 Registration; treasurer and depositories.** (1) Each recall
18 committee required to register under this chapter shall designate a treasurer to
19 comply with the registration and reporting requirements under this subchapter.

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

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

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

4 **11.0902 Registration; timing.** (1) Every recall committee that makes or
5 accepts contributions, makes disbursements, or incurs obligations to support or
6 oppose a recall in a calendar year in an aggregate amount in excess of \$2,000 shall
7 file a registration statement giving the information required by s. 11.0903.

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

13 **11.0903 Registration; required information.** (1) REQUIRED INFORMATION.
14 The recall committee shall indicate on the registration statement that it is
15 registering as a recall committee and shall include all of the following on the
16 registration statement:

17 (a) The name and mailing address of the recall 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 recall committee and
24 of any other institution where funds of the committee are kept.

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

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

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

12 **11.0904 Reporting.** (1) CONTRIBUTIONS AND DISBURSEMENTS. (a) Each recall
13 committee shall make full reports, upon a form prescribed by the board and certified
14 as required under s. 11.0103 (3) (c), of all contributions received, disbursements
15 made, and obligations incurred by the committee. The recall committee shall include
16 in each report the following information, covering the period since the last date
17 covered on the previous report: √

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

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

24 3. The occupation, if any, of each individual contributor whose cumulative
25 contributions to the recall committee for the calendar year are in excess of \$200.

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1 4. An itemized statement of each contribution made anonymously to the recall
2 committee. If the contribution exceeds \$10, the recall committee shall specify
3 whether the committee donated the contribution to the common school fund or to a
4 charitable organization, and shall include the full name and mailing address of the
5 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 recall committee
11 in an aggregate amount or value in excess of \$20, together with all of the following:

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

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

14 c. The date and amount of the loan.

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

16 e. The original amount guaranteed by each guarantor.

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

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

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

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1 10. 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 11. A statement of the balance of obligations incurred as of the end of the
5 reporting period.

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

9 **(2) REPORTS TO SUPPORT OR OPPOSE THE RECALL OF NONPARTISAN STATE OR LOCAL**
10 **OFFICE HOLDER ELECTED AT SPRING ELECTION; PRIMARY.** A recall committee that makes
11 or accepts contributions, makes disbursements, or incurs obligations to support or
12 oppose the recall of a nonpartisan state or local office holder, or to support or oppose
13 other committees engaging in such activities, shall do all the following:

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

16 (b) File a preelection report no earlier than 14 days and no later than 8 days
17 preceding the recall 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 THE RECALL OF A NONPARTISAN STATE OR LOCAL**
21 **OFFICE HOLDER ELECTED AT SPRING ELECTION; ELECTION.** A recall committee that makes
22 or accepts contributions, makes disbursements, or incurs obligations to support or
23 oppose the recall of a nonpartisan state or local office holder, or to support or oppose
24 other committees engaging in such activities, shall do all the following:

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1 (a) File a preelection report no earlier than 14 days and no later than 8 days
2 preceding the recall 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 **(4) REPORTS TO SUPPORT OR OPPOSE THE RECALL OF PARTISAN STATE OR LOCAL OFFICE**
6 **HOLDER; PRIMARY.** A recall committee that makes or accepts contributions, makes
7 disbursements, or incurs obligations to support or oppose the recall of a partisan
8 state or local office holder, or to support or oppose other committees engaging in such
9 activities, shall do all the following:

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

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

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

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

18 **(5) REPORTS TO SUPPORT OR OPPOSE THE RECALL OF PARTISAN STATE OR LOCAL OFFICE**
19 **HOLDER; GENERAL ELECTION.** A recall committee that makes or accepts contributions,
20 makes disbursements, or incurs obligations to support or oppose the recall of a
21 partisan state or local office holder, or to support or oppose other committees
22 engaging in such activities, shall do all of the following:

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

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

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

SUBCHAPTER X**OTHER PERSONS**

7 **11.1001 Reporting; specific express advocacy. (1) DISBURSEMENTS.** (a) Any
8 person, other than a committee, spending \$2,500[✓] or more in the aggregate on express
9 advocacy shall submit statements to the board under par. (b) if the express advocacy
10 is made during the period beginning on the day that is 60 days prior to the day of the
11 primary or election involving the candidate identified under par. (b) 5. and ending
12 on the day of the primary or election involving that candidate. ✓

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

- 15 1. The dates on which the person made the disbursements.
- 16 2. The name and address of the persons who received the disbursements. ✓
- 17 3. The purpose for making the disbursements.
- 18 4. The amount spent for each act of express advocacy.
- 19 5. The name of any candidate identified in the express advocacy, the office that
20 the candidate seeks, and whether the express advocacy supports or opposes that
21 candidate.
- 22 6. An affirmation, made under oath, that the person will comply with the
23 prohibition on coordination under s. 11.1203 with respect to any candidate or agent
24 or candidate committee who is supported or opposed by the express advocacy.

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1 7. The name and mailing and street address of the person’s designated agent
2 in this state.

3 **(2) EXCEPTION.** (a) A person who is required to report under this section is not
4 required to submit the information described under sub. (1) (b) regarding
5 disbursements made before reaching the \$2,500 threshold under sub. (1) (a). For
6 purposes of this section, a disbursement for express advocacy is the amount spent
7 directly on developing, producing, and disseminating the express advocacy.

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

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

12 2. A communication made exclusively between an organization and its
13 members. In this subdivision, a member of an organization means a shareholder,
14 employee, or officer of the organization, or an individual who has affirmatively
15 manifested an interest in joining, supporting or aiding the organization. ✓

16 **(3) TIMING.** A person who is required to report under this section shall submit
17 the report to the board no later than 72 hours after making the disbursements.

SUBCHAPTER XI ✓

CONTRIBUTIONS ✓

20 **11.1101 Contribution limits.** **(1) INDIVIDUAL LIMITS.** An individual may
21 contribute to a candidate committee no more than the following amounts specified
22 for the candidate whose nomination or election the individual supports [See Figure
23 11.1101 following]:

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

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- 1 (b) Candidates for state senator, \$2,000.
- 2 (c) Candidates for representative to the assembly, \$1,000.
- 3 (d) Candidates for court of appeals judge in districts which contain a county
4 having a population of more than 500,000, \$6,000.
- 5 (e) Candidates for court of appeals judge in other districts, \$5,000.
- 6 (f) Candidates for circuit judge in circuits having a population of more than
7 300,000, or candidates for district attorney in prosecutorial units having a
8 population of more than 300,000, \$6,000.
- 9 (g) Candidates for circuit judge in other circuits or candidates for district
10 attorney in other prosecutorial units, \$2,000.
- 11 (h) Candidates for local offices, an amount equal to the greater of the following:
- 12 1. Five hundred dollars.
- 13 2. Two cents times the number of inhabitants of the jurisdiction or district,
14 according to the latest federal census or the census information on which the district
15 is based, as certified by the appropriate filing officer, but not more than \$6,000.
- 16 **(2) CANDIDATE COMMITTEES.** A candidate committee may contribute to another
17 candidate committee no more than the following amounts specified for the candidate
18 whose nomination or election the committee supports [See Figure 11.1101 following]: ✓
- 19 (a) Candidates for governor, lieutenant governor, secretary of state, state
20 treasurer, attorney general, state superintendent, or justice, \$20,000.
- 21 (b) Candidates for state senator, \$2,000.
- 22 (c) Candidates for representative to the assembly, \$1,000.
- 23 (d) Candidates for court of appeals judge in districts which contain a county
24 having a population of more than 500,000, \$6,000.
- 25 (e) Candidates for court of appeals judge in other districts, \$5,000. ✓

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1 (f) Candidates for circuit judge in circuits having a population of more than
2 300,000, or candidates for district attorney in prosecutorial units having a
3 population of more than 300,000, \$6,000.

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

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

7 1. Five hundred dollars.

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

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

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

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

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

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

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

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

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

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

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1 (i) Candidates for circuit judge in circuits having a population of more than
2 300,000, or candidates for district attorney in prosecutorial units having a
3 population of more than 300,000, \$6,000.

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

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

7 1. Four hundred dollars.

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

11 **Figure 11.1101:**

	INDIVIDUAL CON- TRIBUTORS	CANDIDATE COMMIT- TEE CONTRIBUTORS	POLITICAL ACTION COMMITTEE CON- TRIBUTORS
GOVERNOR	\$20,000	\$20,000	\$86,000
LT. GOVERNOR	\$20,000	\$20,000	\$26,000
SECRETARY OF STATE	\$20,000	\$20,000	\$18,000
STATE TREASURER	\$20,000	\$20,000	\$18,000
ATTORNEY GENERAL	\$20,000	\$20,000	\$44,000 ✓
STATE SUPERIN- TENDENT	\$20,000	\$20,000	\$18,000
JUSTICE	\$20,000	\$20,000	\$18,000
STATE SENATOR	\$2,000	\$2,000	\$2,000
ASSEMBLY REP- RESENTATIVE	\$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

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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 ⁵ 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 ✓
 12 ending on the day before the term of office begins for the office sought by the
 13 candidate. ✓

5.

14 **11.1104 Exceptions.** Except as provided in subs. (3) (b) and (4) (b) and 11.1112,
 15 the following contributions may be made in unlimited amounts: ^

- 16 (1) Contributions to a political action committee.
- 17 (2) Contributions transferred between political action committees.

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

3 (b) A political action committee may contribute no more than \$12,000 in any
4 calendar year to a legislative campaign committee.

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

6 (b) A political action committee may contribute no more than \$12,000 in any
7 calendar year to a political party.

8 (5) Contributions made by a political party or legislative campaign committee
9 to a candidate committee.

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

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

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

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

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

24 (11) Contributions to a recall committee.

25 (12) Contributions to a referendum committee.

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1 (13) Contributions to an independent expenditure committee. ✓

2 **11.1105 Valuation.** (1) Except as provided in s. 11.1111, for purposes of
3 complying with a contribution limit under this section, the value of a contribution of
4 any tangible or intangible item, other than money, is the item's fair market value at
5 the time that the individual or committee made the contribution.

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

10 **11.1106 Conduit contributions.** (1) For purposes of this chapter, a
11 contribution released by a conduit to a committee is to be reported by the committee
12 as a contribution from the individual who made the contribution and not as a
13 contribution from the conduit.

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

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

19 **11.1107 Limitation on cash contributions.** Every contribution of money
20 exceeding \$100 shall be made by negotiable instrument or evidenced by an itemized
21 credit card receipt bearing on the face the name of the remitter. No committee
22 required to report under this chapter may accept a contribution made in violation of
23 this section. The committee shall promptly return the contribution, or donate it to
24 the common school fund or to a charitable organization in the event that the donor
25 cannot be identified.

ENGROSSED ASSEMBLY BILL 387**SECTION 24**

1 **11.1108 Anonymous contributions.** No committee may accept an
2 anonymous contribution exceeding \$10. If an anonymous contribution exceeds \$10,
3 the committee shall donate the contribution to the common school fund or to a
4 charitable organization and report the donation as required under this chapter.

5 **11.1109 In-kind contributions.** Before making a contribution, as defined
6 under s. 11.0101 (8) (a) 2., to a committee, the prospective contributor shall notify the
7 candidate or candidate's agent or the administrator or treasurer of the committee
8 and obtain that individuals oral or written consent to the contribution. ✓

9 **11.1110 Return of contributions. (1)** A committee required to report under
10 this chapter may return a contribution at any time before or after it has been
11 deposited.

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

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

18 **11.1111 Valuation of opinion poll results. (1)** In this section:

19 **(a)** "Election period" means any of the following:

20 1. The period beginning on December 1 and ending on the date of the spring
21 election.

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

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

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

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

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

6 (2) If a committee receives opinion poll or voter survey results during the first
7 15 days after the initial recipient receives the results, and the committee received the
8 results during an election period, the committee shall report the results as a
9 contribution. The committee shall report the contribution’s value as 100 percent of
10 the cost incurred by the initial recipient to commission the poll or survey, except that
11 if more than one committee receives the results, the committees shall report the
12 contribution’s value as 100 percent of the amount allocated to the committee under
13 sub. (5).

14 (3) If the committee receives the opinion poll or voter survey results 16 to 60
15 days following the day on which the initial recipient received the results, and the
16 committee received the results during an election period, the committee shall report
17 the results as a contribution valued at 50 percent of the cost incurred by the initial
18 recipient to commission the poll or survey, except that if more than one committee
19 receives the results, the committees shall report the contribution’s value as 50
20 percent of the amount allocated to the committee under sub. (5).

21 (4) If the committee receives the opinion poll or voter survey results more than
22 60 days after the initial recipient received the results, the committee is not required
23 to report the results as a contribution. ✓

24 (5) If a person contributes opinion poll or voter survey results to more than one
25 committee, the person shall apportion the value of the poll or survey to each

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1 committee receiving the results by one of the following methods and shall provide the
2 apportioned values to the committees:

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

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

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

11 1. Divide the number of question results received by each recipient by the total
12 number of question results received by all recipients.

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

15 (6) If a person makes a contribution of opinion poll or voter survey results to
16 a committee after the person has apportioned the value of the results to previous
17 recipients under sub. (5), the person shall make a good faith effort to apportion the
18 value to the committee, considering the value apportioned to other recipients under
19 sub. (5), and shall report that value to the committee. For purposes of this
20 subsection, the total value of the contributor's aggregate contributions may exceed
21 the original cost of the poll or survey.

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

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1 **11.1112 Corporations, cooperatives, and tribes.** No foreign or domestic
2 corporation, no association organized under ch. 185 or 193, no labor organization,
3 and no federally recognized American Indian Tribe may make a contribution to a
4 committee, other than an independent expenditure committee or referendum
5 committee, but may make a contribution to a segregated fund as provided under s.
6 11.1104 (6).

7 **11.1113 Sole proprietors, partnerships, and limited liability**
8 **companies.** (1) A contribution made to a committee by a sole proprietorship is
9 considered a contribution made by the individual who is the sole proprietor and
10 subject to the limits under this subchapter.

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

20 (3) LIMITED LIABILITY COMPANIES. (a) A contribution made to a committee by a
21 limited liability company treated as a partnership by the federal internal revenue
22 service pursuant to 26 CFR 301.7701-3 is considered a contribution made by each
23 of the contributing members and subject to the limits under this subchapter. A
24 limited liability company that makes a contribution under this paragraph shall
25 affirm to the candidate committee that it is treated as a partnership for federal tax

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1 purposes and eligible to make the contribution. The company shall provide to the
2 committee the names of the contributing members and the amount of the individual
3 contribution made by each member. For purposes of determining the individual
4 contribution amounts made by each member, the company shall attribute the
5 individual contributions according to each member's share of the company's profits,
6 unless the members agree to apportion the contribution in a different manner.

7 (b) A contribution made to a candidate committee by a single-member limited
8 liability company in which the sole member is an individual is considered a
9 contribution made by that individual and subject to the individual limits under s.
10 11.1101 (1). A limited liability company that makes a contribution under this
11 paragraph shall affirm to the candidate committee that it is a single-member limited
12 liability company in which the sole member is an individual and eligible to make the
13 contribution.

14 **11.1114 Two candidate committees.** (1) If a candidate establishes a 2nd
15 candidate committee under s. 11.0202 (2) to pursue a state or local office for which
16 the contribution limit under this subchapter is higher than the contribution limit for
17 the office that the candidate originally sought, the 2nd candidate committee may
18 accept contributions up to the higher limit, but shall take into account the amount
19 of any contributions transferred from the first candidate committee to the 2nd
20 candidate committee to determine whether the 2nd candidate committee has
21 reached or exceeded the higher limits.

22 (2) If a candidate establishes a 2nd candidate committee under s. 11.0202 (2)
23 to pursue a state or local office for which the contribution limit under this subchapter
24 is lower than the contribution limit for the office that the candidate originally sought,
25 the first candidate committee may transfer its contributions to the 2nd candidate