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MAY 7 1987

Revisor of Statutes
Bureau

ORDER
OF THE

STATE ELECTIONS BOARD

To create ElBd 1.11, relating to joint fundraisers.

Analysis

This rule interprets s.11.16(5), Stats., as created by 1985 Wisconsin Act 303, that authorizes any personal campaign committee, political party committee, or legislative campaign committee to agree with more than one committee to raise jointly funds for more than one candidate. The sponsors must sign a written agreement, and, at the time of signing the agreement, register with the appropriate filing officer. The agreement must state the names of the candidates and committees involved in the fundraiser, the percentage of the net proceeds distributed to the candidate, and the escrow depository account. The sponsors must report to each candidate on a regular campaign finance report within 15 days all the contributions to and disbursements for the fundraiser and file the campaign finance report with the appropriate filing officer when due. The candidates or committees receiving a share of the net proceeds must report their share on their campaign finance report, attaching to it a copy of the report received from the sponsors and reporting any information about contributors that is required, and file the campaign finance report with the appropriate filing officer when due.

Pursuant to the authority vested in the state of Wisconsin election board by ss.5.05(1)(f) and 227.11(2)(a), Stats., the elections board hereby proposes to create a rule interpreting s.11.16(5), Stats., as follows:

SECTION 1. ElBd 1.11 is created to read:

ElBd 1.11 REPORTING OF JOINT FUNDRAISER. (1) Any personal campaign committee, political party committee, or legislative campaign committee which conducts a joint fundraiser under s.11.16(5), Stats., shall register with the appropriate filing officer by filing a supplemental schedule, Form EB-2JF, at the time of signing the escrow agreement with the candidate on whose behalf the joint fundraiser is conducted.

(2) The supplemental schedule, Form EB-2JF, shall identify the committees conducting the fundraiser, the candidates on whose behalf the joint fundraiser is conducted, the percentage of the net proceeds distributed to the candidate, and the escrow depository account. A copy of the escrow agreement shall be attached to form EB-2JF.

(3) The sponsors of the joint fundraiser shall prepare a regular campaign finance report, Form EB-2, or a public funding campaign finance report, Form EB-24 to report expenses qualifying for exclusion under s.11.31(6), Stats. The campaign finance report shall report all contributions and disbursements. The sponsors shall give a copy of the report to each candidate or committee receiving any share of the net proceeds from the fundraiser within 25 days after the fundraiser is held. The sponsors shall file the campaign finance report with the filing officer when the next campaign finance report is due under ss.11.20(3) and (4), Stats. If the sponsors have not received and paid all the bills for the joint fundraiser by the time the sponsors file the first campaign finance report, the sponsors shall continue to file a regular campaign finance report as required until termination.

(4) The candidates or committees receiving any of the net proceeds from the joint fundraiser shall report on their regular campaign finance report their share of the net proceeds as a single contribution from the joint fundraiser, attaching a copy of the campaign finance report received from the sponsors. If any contributor to the joint fundraiser also makes a individual contribution to the candidate's campaign during the calendar year of the joint fundraiser, and the contributor's total contributions exceed \$20 in that period, the candidate who receives the additional contribution from the contributor shall report the additional contribution as an itemized contribution with the applicable information about the contributor under ss.11.06(1)(a) and (b), Stats. The amount of any itemized contribution shall be subtracted from the reportable amount of the single contribution from the joint fundraiser.

Initial Regulatory Flexibility Analysis

The creation of this rule does not affect business.

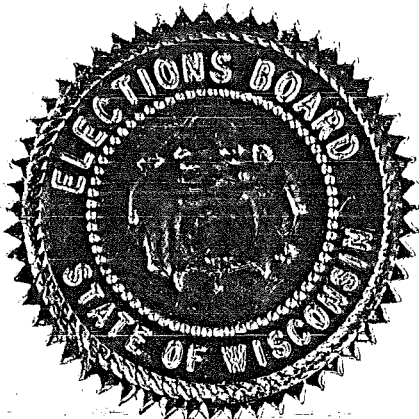
Fiscal Estimate

This rule has no fiscal effect.

Effective Date

The creation of this rule takes effect on the first day of the month following its publication in the Wisconsin administrative register under s.227.22(2), Stats.

Dated: May 4, 1987



Kevin J. Kennedy

Kevin J. Kennedy
Executive Director
State Elections Board



State of Wisconsin \ ELECTIONS BOARD

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PETER R. DOHR
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Kevin J. Kennedy
Executive Director

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Revisor of Statutes
Bureau

Mr. Gary L. Poulson
Assistant Revisor
Revisor of Statutes Bureau
Suite 904, 30 W. Mifflin St.
Madison, WI 53703

Dear Mr. Poulson:

This letter informs you that the legislature took no action within 30 days after receiving ElBd 1.11. In the light of this action, Kevin J. Kennedy, executive director of the Elections Board, recently issued the order to adopt this rule. This rule was filed with the Secretary of State today.

The original and a copy of Mr. Kennedy's order are enclosed. Please publish it at your earliest convenience to become effective as soon as possible.

If you have any questions, please call me.

Thank you for your cooperation.

Sincerely,

STATE ELECTIONS BOARD

Kevin B. Cronin
Legal Counsel

Enc.