

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
115TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "D" to COMMITTEE AMENDMENT "A" to H.P. 1679, L.D. 2356, Bill, "An Act to Strengthen the Campaign Finance Reporting Laws"

Amend the amendment on page 4 by striking out all of lines 8 to 25 and inserting in their place the following:

'Further amend the bill by striking out all of section 26 and inserting in its place the following:

'Sec. 26. 21-A MRSA §1052, sub-§5, ¶A, as amended by PL 1989, c. 504, §§23 and 31, is further amended to read:

A. Includes:

(1) Any separate or segregated fund established by any corporation, membership organization, cooperative or labor organization whose purpose is to influence the outcome of an election, including a candidate or question;

(2) Any person who serves as a funding and transfer mechanism and spends money to initiate, advance, promote, defeat or influence in any way a candidate, campaign, political party, referendum or initiated petition in this State; and

(3) Any person who makes expenditures other than by contribution to a political action committee, for the purpose of the initiation, promotion or defeat of any question; and

(4) Any person, including any corporation or association, who solicits funds from members or

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2 nonmembers and spends more than \$1,500 in a calendar
3 year to initiate, advance, promote, defeat or influence
4 in any way a candidate, campaign, political party,
5 referendum or initiated petition in this State; and'

6 Further amend the bill by inserting after section 28 the
7 following:

8 '**Sec. 29. 21-A MRSA §1060, sub-§§5 and 6,** as enacted by PL
9 1985, c. 161, §6, are amended to read:

10 **5. Aggregate expenditures.** An aggregation of expenditures
11 and cumulative aggregation of expenditures to a candidate,
12 campaign, political committee, political action committee,
13 referendum or initiated petition; and

14 **6. Identification of contributions.** Names and mailing
15 addresses of contributors who have given more than \$50 to the
16 political committee after the committee has registered under
17 section 1053, the amount contributed by each donor and the date
18 of the contribution. The information already reported as
19 required by section 1053, subsection 7, should not be duplicated.
20 ; and

21 **Sec. 30. 21-A MRSA §1060, sub-§7** is enacted to read:

22 **7. Other expenditures.** Operational expenses and other
23 expenditures in cash or in kind that are not made on behalf of a
24 candidate, committee or campaign.'

25 Further amend the bill by inserting after section 29 the
26 following:

27 '**Sec. 30. Application; retroactivity.** Those sections of this Act
28 that enact the Maine Revised Statutes, Title 21-A, section
29 1017-A; section 1052, subsection 5, paragraph A, subparagraph
30 (4); and section 1060, subsection 7 and amend Title 21-A, section
31 1051 apply retroactively to activities during the entire
32 reporting period for which a report is first due under the laws
33 as enacted or amended by this Act.

34 **Sec. 31. Effective date.** The following sections of this Act are
35 effective January 1, 1993: sections 1 to 7; section 10; section
36 12, except that part of section 12 that amends the Maine Revised
37 Statutes, Title 21-A, section 1016, subsection 3; sections 13 and
38 14, except that part of section 14 that amends Title 21-A,
39 section 1017, subsection 3-A, paragraph C; and sections 17 to 20,
40 except that part of section 20 that enacts Title 21-A, section
41 1017, subsection 8, paragraph G.' '

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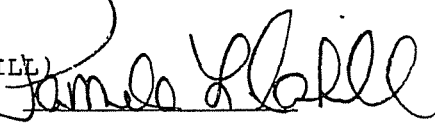
STATEMENT OF FACT

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This amendment specifies a 4th category of persons and organizations that would be included in the definition of "political action committee" under the campaign finance reporting laws. This 4th category includes persons and organizations that solicit money and use all or part of that money to make contributions to influence campaigns and referendums, regardless of whether the organization formally organizes as a political action committee or solicits funds exclusively for political activity. The organization would not be considered a political action committee if it spends less than \$1,500 in a calendar year on campaigns and referenda.

The amendment also requires all political action committees to report operational expenses. Finally, the amendment makes these changes effective retroactively to cover activity in the 1992 election year and corrects the application and effective date sections to reflect changes in the section numbering in the bill.

(Senator CAHILL)
SPONSORED BY:



COUNTY: Sagadahoc

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SENATE AMENDMENT