

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
SENATE  
115TH LEGISLATURE  
SECOND REGULAR SESSION

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

Amend the amendment by inserting after the 9th paragraph  
after the title the following:

Further amend the bill by inserting after section 9 the  
following:

Sec. 10. 21-A MRSA §1014, sub-§3-A is enacted to read:

3-A. In-kind contributions of printed materials. A candidate, political committee or political action committee shall report on the campaign finance report as a contribution to the candidate, political committee or political action committee any contributions of in-kind printed materials to be used in the support of a candidate or in the support or defeat of a cause to be voted upon at referendum. Any in-kind contributions of printed materials used or distributed by a candidate, political committee or political action committee must include the name or title of that candidate, political committee or political action committee as the authorizing agent for the printing and distribution of the in-kind contribution.

The use or distribution of in-kind printed materials contributed to a candidate, political committee or political action committee must be reported as an expenditure on the campaign finance report of that candidate, political committee or political action committee.

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

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

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

10 A. Includes:

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

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

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

30 (4) Any person, including any corporation or  
association, who solicits funds from members or  
nonmembers and spends more than \$1,500 in a calendar  
year to initiate, advance, promote, defeat or influence  
in any way a candidate, campaign, political party,  
34 referendum or initiated petition in this State; and'

36 Further amend the bill by inserting after section 28 the  
following:

38 'Sec. 29. 21-A MRSA §1060, sub-§§5 and 6, as enacted by PL  
40 1985, c. 161, §6, are amended to read:

42 5. **Aggregate expenditures.** An aggregation of expenditures  
and cumulative aggregation of expenditures to a candidate,  
44 campaign, political committee, political action committee,  
referendum or initiated petition; and

46 6. **Identification of contributions.** Names and mailing  
48 addresses of contributors who have given more than \$50 to the

R. of S.

SENATE AMENDMENT "E" to COMMITTEE AMENDMENT "A" to H.P. 1679,  
L.D. 2356

political committee after the committee has registered under  
2 section 1053, the amount contributed by each donor and the date  
of the contribution. The information already reported as  
4 required by section 1053, subsection 7, should not be duplicated  
; and

6  
8 **Sec. 30. 21-A MRSA §1060, sub-§7** is enacted to read:

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

12  
14 Further amend the bill by inserting after section 29 the  
following:

16 **Sec. 30. Application; retroactivity.** Those sections of this Act  
that enact the Maine Revised Statutes, Title 21-A, section  
18 1017-A; section 1052, subsection 5, paragraph A, subparagraph  
(4); and section 1060, subsection 7 and amend Title 21-A, section  
20 1051 apply retroactively to activities during the entire  
reporting period for which a report is first due under the laws  
22 as enacted or amended by this Act.

24 **Sec. 31. Effective date.** The following sections of this Act are  
effective January 1, 1993: sections 1 to 7; section 11; section  
26 13, except that part of section 13 that amends the Maine Revised  
Statutes, Title 21-A, section 1016, subsection 3; sections 14 and  
28 15, except that part of section 15 that amends Title 21-A,  
section 1017, subsection 3-A, paragraph C; and sections 18 to 21,  
30 except that part of section 21 that enacts Title 21-A, section  
1017, subsection 8, paragraph G.'

32  
34 Further amend the amendment by renumbering the sections to  
read consecutively.

36  
38 **STATEMENT OF FACT**

40 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  
42 laws. This 4th category includes persons and organizations that  
solicit money and use all or part of that money to make  
44 contributions to influence campaigns and referendums, regardless  
of whether the organization formally organizes as a political  
46 action committee or solicits funds exclusively for political  
activity. The organization would not be considered a political

**SENATE AMENDMENT**

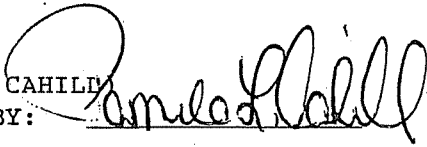
R. of S.

SENATE AMENDMENT "E" to COMMITTEE AMENDMENT "A" to H.P. 1679,  
L.D. 2356

2 action committee if it spends less than \$1,500 in a calendar year  
on campaigns and referenda.

4 The amendment also requires all political action committees  
to report operational expenses. Finally, the amendment  
6 incorporates changes made by Senate Amendment "B" to Committee  
Amendment "A" and makes these changes effective retroactively to  
8 cover activity in the 1992 election year and corrects the  
application and effective date sections to reflect changes in the  
10 section numbering in the bill.

12  
14 (Senator CAHILL)  
SPONSORED BY:



16 COUNTY: Sagadahoc  
18

Reproduced and Distributed Pursuant to Senate Rule 12.  
(3/26/92) (Filing No. S-717)