



SENATE BILL No. 488

March 10, 1993, Introduced by Senators ARTHURHULTZ,
MC MANUS, STABENOW, FAUST, POLLACK and O'BRIEN and
referred to the Committee on Government Operations.

A bill to amend the title and section 7 of Act No. 388 of
the Public Acts of 1976, entitled
"Michigan campaign finance act,"
being section 169.207 of the Michigan Compiled Laws; and to add
section 50.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and section 7 of Act No. 388 of the
2 Public Acts of 1976, being section 169.207 of the Michigan
3 Compiled Laws, are amended and section 50 is added to read as
4 follows:

TITLE

5
6 An act to regulate political activity; to regulate campaign
7 financing; to restrict campaign contributions and expenditures;
8 to require campaign statements and reports; to regulate anonymous

1 contributions; to regulate campaign advertising and literature;
2 to provide for segregated funds for political purposes; to pro-
3 vide for the use of public funds for political purposes; to
4 create ~~a state campaign fund~~ CERTAIN FUNDS; to provide for
5 reversion, ~~of~~ RETENTION, or refunding of ~~—~~ unexpended bal-
6 ances IN CERTAIN FUNDS; to require OTHER STATEMENTS AND reports;
7 TO REGULATE ACCEPTANCE OF CERTAIN GIFTS, PAYMENTS, AND REIMBURSE-
8 MENTS; TO PRESCRIBE THE POWERS AND DUTIES OF CERTAIN STATE
9 DEPARTMENTS AND STATE AND LOCAL OFFICIALS AND EMPLOYEES; to pro-
10 vide appropriations; to prescribe penalties AND PROVIDE REMEDIES;
11 and to repeal certain acts and parts of acts.

12 Sec. 7. (1) "Filed" means the receipt by the appropriate
13 filing official of a statement or report required to be filed
14 under this act.

15 (2) "Filer" means a person required to file a statement or
16 report pursuant to this act.

17 (3) "Filing official" means the official designated pursuant
18 to this act to receive required statements and reports.

19 (4) "Fund raising event" means an event such as a dinner,
20 reception, testimonial, rally, auction, bingo, or similar affair
21 through which contributions are solicited or received by purchase
22 of a ticket, payment of an attendance fee, ~~donations or~~ MAKING
23 A DONATION, PURCHASE OF chances for prizes, or ~~through~~ purchase
24 of goods or services.

25 (5) "Gift" means a payment, subscription, advance, forbear-
26 ance, rendering, or deposit of money, services, or anything of

1 value, unless consideration of equal or greater value is given
2 therefor.

3 (6) "HONORARIUM" MEANS A PAYMENT OF MONEY OR ANYTHING OF
4 VALUE TO A PERSON AS CONSIDERATION FOR AN APPEARANCE, A SPEECH,
5 AN ARTICLE, OR ANY ACTIVITY RELATED TO OR ASSOCIATED WITH THE
6 PERFORMANCE OF DUTIES BY THE PERSON. AN HONORARIUM DOES NOT
7 INCLUDE ANY OF THE FOLLOWING:

8 (A) REIMBURSEMENT FOR THE COST OF TRANSPORTATION OR ACCOMMO-
9 DATIONS FOR THE PERSON AND HIS OR HER IMMEDIATE FAMILY.

10 (B) A PAYMENT DESCRIBED IN THIS SUBSECTION BY THE FEDERAL
11 GOVERNMENT, STATE GOVERNMENT, OR A GOVERNMENTAL UNIT OUTSIDE OF
12 THIS STATE.

13 (C) A PAYMENT DESCRIBED IN THIS SUBSECTION BY AN ASSOCIATION
14 OF GOVERNMENTAL OFFICIALS OF THE SAME TYPE AS THE PERSON WHO
15 RECEIVES THE HONORARIUM OR A NATIONAL OR REGIONAL ASSOCIATION OF
16 GOVERNMENTAL OFFICIALS APPOINTED TO THE ASSOCIATION BY THEIR
17 STATE.

18 (D) A PAYMENT DESCRIBED IN THIS SUBSECTION RELATED TO OR
19 ASSOCIATED WITH A TOPIC ON WHICH THE PERSON HAS EXPERTISE GAINED
20 THROUGH TRAINING, EDUCATION, OR EXPERIENCE OUTSIDE OF THE PER-
21 FORMANCE OF OFFICIAL GOVERNMENTAL DUTIES BY THAT PERSON.

22 SEC. 50. A PERSON HOLDING STATE ELECTIVE OFFICE SHALL NOT
23 ACCEPT AN HONORARIUM. A PERSON WHO KNOWINGLY VIOLATES THIS SEC-
24 TION IS GUILTY OF A MISDEMEANOR PUNISHABLE BY A FINE OF NOT MORE
25 THAN \$1,000.00 OR IMPRISONMENT FOR NOT MORE THAN 90 DAYS, OR
26 BOTH.