



# SENATE BILL No. 1091

April 12, 1994, Introduced by Senator ARTHURHULTZ and  
referred to the Committee on Government Operations

A bill to amend the title and sections 5, 8, 12, 16, 52, and  
69 of Act No 388 of the Public Acts of 1976, entitled

"Michigan campaign finance act,"

section 5 as amended by Act No 7 of the Public Acts of 1992,  
sections 8, 52, and 69 as amended by Act No 95 of the Public  
Acts of 1989 and section 16 as amended by Act No 188 of the  
Public Acts of 1992, being sections 169 205, 169 208, 169 212,  
169 216, 169 252 and 169 269 of the Michigan Compiled Laws and  
to add sections 18 and 19

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 The title and sections 5, 8, 12, 16, 52, and 69  
2 of Act No 388 of the Public Acts of 1976, section 5 as amended  
3 by Act No 7 of the Public Acts of 1992, sections 8, 52, and 69  
4 as amended by Act No 95 of the Public Acts of 1989, and section

1 16 as amended by Act No 188 of the Public Acts of 1992, being  
2 sections 169 205, 169 208, 169 212, 169 216, 169 252, and 169 269  
3 of the Michigan Compiled Laws, are amended and sections 18 and 19  
4 are added to read as follows

5 TITLE

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  
9 contributions to regulate campaign advertising and literature  
10 to provide for segregated funds for political purposes to pro-  
11 vide for the use of public funds for political purposes to  
12 create ~~a state campaign fund~~ CERTAIN FUNDS to provide for  
13 reversion ~~of~~ RETENTION, or refunding of ~~—~~ unexpended bal-  
14 ances IN CERTAIN FUNDS to require OTHER STATEMENTS AND reports  
15 TO REGULATE ACCEPTANCE OF CERTAIN GIFTS PAYMENTS, AND REIMBURSE-  
16 MENTS TO PRESCRIBE THE POWERS AND DUTIES OF CERTAIN STATE  
17 DEPARTMENTS AND STATE AND LOCAL OFFICIALS AND EMPLOYEES to pro-  
18 vide appropriations to prescribe penalties AND PROVIDE REMEDIES  
19 and to repeal certain acts and parts of acts

20 Sec 5 (1) "Election" means a primary, general special,  
21 or millage election held in this state or a convention or caucus  
22 of a political party held in this state to nominate a candidate  
23 Election includes a recall vote

24 (2) "ELECTION CYCLE" MEANS 1 OF THE FOLLOWING

25 (A) FOR A GENERAL ELECTION THE PERIOD BEGINNING THE DAY  
26 FOLLOWING THE LAST GENERAL ELECTION IN WHICH THE OFFICE APPEARED

1 ON THE BALLOT AND ENDING ON THE DAY OF THE GENERAL ELECTION IN  
2 WHICH THE OFFICE NEXT APPEARS ON THE BALLOT

3 (B) FOR A SPECIAL ELECTION, THE PERIOD BEGINNING THE DAY A  
4 SPECIAL GENERAL ELECTION IS SCHEDULED OR THE DATE THE OFFICE  
5 BECOMES VACANT, WHICHEVER IS EARLIER, AND ENDING ON THE DAY OF  
6 THE SPECIAL GENERAL ELECTION

7 (3) ~~-(2)-~~ "Elective office" means a public office filled by  
8 an election, except for federal offices A person who is  
9 appointed to fill a vacancy in a public office that is ordinarily  
10 elective holds an elective office Elective office does not  
11 include the office of precinct delegate Except for the purposes  
12 of sections 47, 54, and 55, elective office does not include a  
13 school board member in a school district that has a pupil member-  
14 ship of 2,400 or less enrolled on the most recent pupil member-  
15 ship count day However, elective office includes a school board  
16 member in a school district that has a pupil membership of 2,400  
17 or less, if a candidate committee of a candidate for the office  
18 of school board member in that school district receives an amount  
19 in excess of \$1 000 00 or expends an amount in excess of  
20 \$1,000 00

21 Sec 8 (1) "HOUSE POLITICAL PARTY CAUCUS COMMITTEE" MEANS  
22 AN INDEPENDENT COMMITTEE ESTABLISHED BY A POLITICAL PARTY CAUCUS  
23 OF THE STATE HOUSE OF REPRESENTATIVES A POLITICAL PARTY CAUCUS  
24 OF THE STATE HOUSE OF REPRESENTATIVES SHALL NOT ESTABLISH MORE  
25 THAN 1 HOUSE POLITICAL PARTY CAUCUS COMMITTEE

26 (2) ~~-(1)-~~ "Immediate family" means any child residing in a  
27 candidate's household, the candidate's spouse, or any individual

1 claimed by that candidate or that candidate's spouse as a  
 2 dependent for federal income tax purposes

3 (3) ~~-(2)-~~ "Independent committee" means a committee, other  
 4 than a political party committee, ~~-which-~~ THAT, before contribut-  
 5 ing to a candidate committee of a candidate for state elective  
 6 office under section ~~-52(3)-~~ 52(2) or 69(2)

7 (a) Filed a statement of organization as an independent com-  
 8 mittee at least 6 months before an election for which it expected  
 9 to accept contributions or make expenditures in support of or in  
 10 opposition to a candidate for nomination to or election to a  
 11 state elective office and received contributions from at least  
 12 25 persons and made expenditures not to exceed the limitations of  
 13 section 52(1) in support of or in opposition to 3 or more candi-  
 14 dates for nomination for or election to a state elective office  
 15 in the same calendar year

16 (b) Is a separate level, subsidiary, subunit, or affiliate  
 17 of an organization ~~-which-~~ THAT is an independent committee if  
 18 the decisions or judgments to make contributions or expenditures  
 19 on behalf of candidates are independently exercised within the  
 20 separate level, subsidiary, subunit, or affiliate of the parent  
 21 organization and otherwise meets the requirements of subdivision  
 22 (a)

23 Sec 12 (1) "Qualifying contribution" means a contribu-  
 24 tion of money made by a written instrument by a person other than  
 25 the candidate or the candidate's immediate family, to the candi-  
 26 date committee of a candidate for the office of governor ~~-which-~~  
 27 THAT is \$100 00 or less and made after April 1 of the year

1 IMMEDIATELY preceding a year in which a governor is to be  
 2 elected Not more than \$100 00 of a person's total aggregate  
 3 contribution may be used as a qualifying contribution in any cal-  
 4 endar year Qualifying contribution does not include a subscrip-  
 5 tion, loan, advance, deposit of money, in-kind contribution or  
 6 expenditure, or anything else of value except as prescribed in  
 7 this act

8 (2) "SENATE POLITICAL PARTY CAUCUS COMMITTEE" MEANS AN INDE-  
 9 PENDENT COMMITTEE ESTABLISHED BY A POLITICAL PARTY CAUCUS OF THE  
 10 STATE SENATE A POLITICAL PARTY CAUCUS OF THE STATE SENATE SHALL  
 11 NOT ESTABLISH MORE THAN 1 SENATE POLITICAL PARTY CAUCUS  
 12 COMMITTEE

13 (3) ~~-(2)-~~ "State elective office" means the office of gover-  
 14 nor, lieutenant governor, secretary of state, attorney general,  
 15 justice of the supreme court, member of the state board of educa-  
 16 tion, regent of the university of Michigan member of the board  
 17 of trustees of Michigan state university, member of the board of  
 18 governors of Wayne state university, and member of the state  
 19 legislature

20 Sec 16 (1) A filing official shall make a statement or  
 21 report required to be filed under this act available for public  
 22 inspection and reproduction ~~—, commencing~~ DURING REGULAR BUSI-  
 23 NESS HOURS OF THE FILING OFFICIAL THE FILING OFFICIAL SHALL  
 24 MAKE A STATEMENT OR REPORT FILED UNDER THIS ACT AVAILABLE as soon  
 25 as practicable AFTER RECEIPT, but not later than the third busi-  
 26 ness day following the day on which ~~—it~~ THE STATEMENT OR REPORT

1 is received  ~~, during during regular business hours of the~~  
 2 filing official

3 (2) A FILING OFFICIAL SHALL PROVIDE A copy of a statement or  
 4 part of a statement  ~~shall be provided by a filing official~~ at a  
 5 reasonable charge

6 (3) A PERSON SHALL NOT USE A statement open to the public  
 7 under this act  ~~shall not be used~~ for any commercial purpose

8 (4)  ~~A~~ THE FILING OFFICIAL SHALL PRESERVE A statement of  
 9 organization filed under this act  ~~shall be preserved by the~~  
 10 filing official for 5 years from the official date of the  
 11 committee's dissolution  ~~A~~ THE FILING OFFICIAL SHALL PRESERVE  
 12 A statement or report filed under this act by a candidate for an  
 13 office with a term exceeding 4 years  ~~shall be preserved by the~~  
 14 filing official for 1 year beyond that candidate's term of  
 15 office  ~~Any~~ THE FILING OFFICIAL SHALL PRESERVE ANY other  
 16 statement or report filed under this act  ~~shall be preserved by~~  
 17 the filing official for 5 years from the date the filing  
 18 occurred Statements and reports filed under this act may be  
 19 reproduced pursuant to the records media act, ACT NO 116 OF THE  
 20 PUBLIC ACTS OF 1992, BEING SECTIONS 24 401 TO 24 403 OF THE  
 21 MICHIGAN COMPILED LAWS After the required preservation period,  
 22 the statements and reports, or the reproductions of the state-  
 23 ments and reports, shall be destroyed

24 (5) A  ~~charge~~ FILING OFFICIAL shall not  ~~be collected by a~~  
 25 filing official for the filing of a required statement or report  
 26 or COLLECT A FEE for a form upon which  ~~the~~ A REQUIRED  
 27 statement or report is to be prepared  ~~, except~~ HOWEVER, A

1 FILING OFFICIAL SHALL COLLECT THE FILING FEE PRESCRIBED IN  
2 SECTION 18 FOR THE FILING OF CERTAIN REQUIRED STATEMENTS AND  
3 REPORTS AND a late filing fee AS required by this act

4 (6) A filing official shall determine whether a statement or  
5 report filed under this act complies, on its face, with the  
6 requirements of this act and the rules promulgated under this  
7 act The filing official shall determine whether a statement or  
8 report that is required to be filed under this act is in fact  
9 filed Within 4 business days after the deadline for filing a  
10 statement or report under this act, the filing official shall  
11 give notice to the filer by registered mail of an error or omis-  
12 sion in the statement or report and give notice to a person the  
13 filing official has reason to believe is a person required to and  
14 who failed to file a statement or report A failure to give  
15 notice by the filing official under this subsection is not a  
16 defense to a criminal action against the person required to  
17 file

18 (7) Within 9 business days after the report or statement is  
19 required to be filed the filer shall make any corrections in the  
20 statement or report ~~filed~~ AND FILE THE CORRECTIONS with the  
21 appropriate filing official If the report or statement was not  
22 filed, ~~then it shall be late filed~~ THE PERSON SHALL FILE THE  
23 REPORT OR STATEMENT WITH THE APPROPRIATE FILING OFFICIAL within 9  
24 business days after the time it was required to be filed, ~~and~~  
25 ~~shall be~~ WHICH STATEMENT OR REPORT IS CONSIDERED LATE FILED AND  
26 IS subject to late filing fees

1 (8) After 9 business days and before 12 business days have  
2 expired after the deadline for filing the statement or report,  
3 the filing official shall report errors or omissions that were  
4 not corrected and failures to file to the attorney general

5 (9) A PERSON SHALL FILE A statement or report required to be  
6 filed under this act ~~shall be filed~~ not later than 5 p m of  
7 the day ~~in~~ ON which it is required to be filed A preelection  
8 statement or report due on July 25 or October 25 under section 33  
9 that is postmarked by registered or certified mail, or sent by  
10 express mail or other overnight delivery service, at least 2 days  
11 before the deadline for filing is filed within the prescribed  
12 time regardless of when it is actually delivered Any other  
13 statement or report required to be filed under this act that is  
14 postmarked by registered or certified mail or sent by express  
15 mail or other overnight delivery service on or before the dead-  
16 line for filing is filed within the prescribed time regardless of  
17 when it is actually delivered

18 (10) A PERSON REQUIRED TO FILE UNDER THIS ACT MAY FILE BY  
19 COMPUTER DISC IN A FORMAT PRESCRIBED BY THE SECRETARY OF STATE

20 SEC 18 (1) EXCEPT AS PROVIDED IN SUBSECTION (4) OR (5),  
21 AN INDEPENDENT COMMITTEE, OTHER THAN A HOUSE POLITICAL PARTY  
22 CAUCUS COMMITTEE OR A SENATE POLITICAL PARTY CAUCUS COMMITTEE,  
23 AND A POLITICAL COMMITTEE THAT ARE REQUIRED TO FILE WITH THE SEC-  
24 RETARY OF STATE UNDER THIS ACT SHALL PAY TO THE SECRETARY OF  
25 STATE WITH THE FIRST REQUIRED STATEMENT OR REPORT IN EVERY CALEN-  
26 DAR YEAR A FILING FEE BASED UPON THE SUM OF THE TOTAL AMOUNT OF  
27 CONTRIBUTIONS TO AND INDEPENDENT EXPENDITURES MADE ON BEHALF OF



1 ALL CANDIDATES IN THE IMMEDIATELY PRECEDING 2-YEAR ELECTION  
 2 CYCLE THE FILING FEE SHALL BE 1 OF THE FOLLOWING

| 3 | <u>SUM OF CONTRIBUTIONS AND INDEPENDENT EXPENDITURES</u> | <u>FILING FEE</u> |
|---|--|-------------------|
| 4 | LESS THAN \$10,000 00                                    | \$100 00          |
| 5 | AT LEAST \$10,000 00 BUT LESS THAN \$20,000 00           | \$200 00          |
| 6 | AT LEAST \$20,000 00 BUT LESS THAN \$30,000 00           | \$300 00          |
| 7 | AT LEAST \$30,000 00 BUT LESS THAN \$40,000 00           | \$400 00          |
| 8 | \$40,000 00 OR MORE                                      | \$500 00          |

9 (2) EXCEPT AS PROVIDED IN SUBSECTION (4) OR (5), A CANDIDATE  
 10 COMMITTEE REQUIRED TO FILE WITH THE SECRETARY OF STATE SHALL PAY  
 11 TO THE SECRETARY OF STATE WITH THE STATEMENT OF ORGANIZATION A  
 12 FILING FEE OF \$100 00

13 (3) THE SECRETARY OF STATE SHALL TRANSMIT ALL FILING FEES  
 14 RECEIVED UNDER THIS SECTION TO THE STATE TREASURER FOR DEPOSIT IN  
 15 THE SECRETARY OF STATE COMPUTERIZATION FUND CREATED BY SECTION  
 16 19

17 (4) BEGINNING JANUARY 1, 1994, THE SECRETARY OF STATE SHALL  
 18 NOT COLLECT A FILING FEE IMPOSED BY THIS SECTION IF 1/3 OR MORE  
 19 OF THE COST TO PURCHASE ALL HARDWARE AND SOFTWARE NECESSARY FOR  
 20 THE COMPUTERIZATION OF ALL CAMPAIGN FINANCE RECORDS UNDER THIS  
 21 ACT IS APPROPRIATED FOR THE 1994-95 FISCAL YEAR BEGINNING  
 22 JANUARY 1, 1995 THE SECRETARY OF STATE SHALL NOT COLLECT A  
 23 FILING FEE IMPOSED BY THIS SECTION IF THE BALANCE OF THE COST TO  
 24 PURCHASE ALL HARDWARE AND SOFTWARE NECESSARY FOR THE COMPUTERIZA-  
 25 TION OF ALL CAMPAIGN FINANCE RECORDS UNDER THIS ACT IS APPROPRI-  
 26 ATED FOR THE 1995-96 FISCAL YEAR BEGINNING JANUARY 1, 1996, THE  
 27 SECRETARY OF STATE SHALL COLLECT ALL FILING FEES IMPOSED BY THIS

1 SECTION ONE-HALF OF THE APPROPRIATION FOR COMPUTERIZATION  
2 HARDWARE AND SOFTWARE SHALL BE FROM THE BUDGET OF THE SENATE AND  
3 1/2 SHALL BE FROM THE BUDGET OF THE HOUSE OF REPRESENTATIVES

4 (5) A COMMITTEE THAT FILES A WRITTEN STATEMENT UNDER  
5 SECTION 24 IS NOT REQUIRED TO PAY THE FILING FEE UNDER SUBSECTION  
6 (1) OR (2) UNLESS THE COMMITTEE RECEIVES OR EXPENDS AN AMOUNT IN  
7 EXCESS OF \$1,000 00

8 SEC 19 (1) THE SECRETARY OF STATE COMPUTERIZATION FUND IS  
9 CREATED IN THE STATE TREASURY THE PURPOSE OF THE SECRETARY OF  
10 STATE COMPUTERIZATION FUND IS TO PROVIDE FOR THE COMPUTERIZATION  
11 OF ALL CAMPAIGN FINANCE RECORDS FILED WITH THE SECRETARY OF STATE  
12 UNDER THIS ACT THE SECRETARY OF STATE SHALL ONLY USE MONEY IN  
13 THE SECRETARY OF STATE COMPUTERIZATION FUND FOR THE ACQUISITION  
14 AND MAINTENANCE OF COMPUTER HARDWARE AND SOFTWARE FOR AND THE  
15 PERSONNEL COSTS ASSOCIATED WITH THE INPUTTING AND PROCESSING OF  
16 ALL CAMPAIGN FINANCE RECORDS REQUIRED TO BE FILED UNDER THIS  
17 ACT

18 (2) ON OR BEFORE APRIL 1 1994 THE SECRETARY OF STATE SHALL  
19 SUBMIT TO THE LEGISLATURE A COMPREHENSIVE COMPUTERIZATION PLAN  
20 THAT INCLUDES, BUT IS NOT LIMITED TO, THE FOLLOWING

21 (A) THE STATUS OF COMPUTERIZATION OF CAMPAIGN FINANCE  
22 RECORDS

23 (B) AN ANALYSIS OF THE NEEDS FOR COMPUTERIZATION OF CAMPAIGN  
24 FINANCE RECORDS

25 (C) STANDARDS FOR COMPUTERIZATION OF CAMPAIGN FINANCE  
26 RECORDS

1 (D) A PLAN FOR THE DISTRIBUTION OF REVENUE FROM THE  
2 SECRETARY OF STATE COMPUTERIZATION FUND THAT PROVIDES FOR DIRECT  
3 DISBURSEMENTS FROM THE SECRETARY OF STATE COMPUTERIZATION FUND BY  
4 THE SECRETARY OF STATE THE SECRETARY OF STATE MAY APPROVE DIS-  
5 BURSEMENTS THAT INCLUDE PAYMENT FOR SERVICES PROVIDED BY EMPLOY-  
6 EES OF THIS STATE OR PRIVATE VENDORS, OR BY A COMBINATION OF  
7 BOTH

8 (3) THE SECRETARY OF STATE SHALL SUBMIT TO THE LEGISLATURE  
9 AN ANNUAL UPDATE TO THE COMPREHENSIVE COMPUTERIZATION PLAN

10 (4) THE STATE TREASURER SHALL CREDIT THE SECRETARY OF STATE  
11 COMPUTERIZATION FUND WITH DEPOSITS OF PROCEEDS FROM THE COLLEC-  
12 TION OF REVENUE FROM THE FILING FEES PROVIDED IN SECTION 18,  
13 APPROPRIATIONS MADE TO THE FUND, AND ALL INCOME FROM INVESTMENT  
14 THE STATE TREASURER MAY INVEST MONEY CONTAINED IN THE SECRETARY  
15 OF STATE COMPUTERIZATION FUND IN ANY MANNER AUTHORIZED BY LAW FOR  
16 THE INVESTMENT OF STATE MONEY HOWEVER, AN INVESTMENT SHALL NOT  
17 INTERFERE WITH ANY APPORTIONMENT, ALLOCATION, OR PAYMENT OF MONEY  
18 AS REQUIRED BY THIS SECTION

19 (5) THE STATE TREASURER AT THE DIRECTION OF THE SECRETARY  
20 OF STATE, SHALL DISTRIBUTE MONEY FROM THE SECRETARY OF STATE COM-  
21 PUTERIZATION FUND AT LEAST ANNUALLY AND MORE OFTEN AS THE SECRE-  
22 TARY OF STATE CONSIDERS NECESSARY MONEY IN THE FUND AT THE  
23 CLOSE OF EACH FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT  
24 REVERT TO THE GENERAL FUND

25 Sec 52 (1) Except as provided in subsection ~~-(6)-~~ (5), a  
26 person other than an independent committee or a political party  
27 committee shall not make contributions to a candidate committee

1 of a candidate for state elective office ~~which~~ THAT, with  
 2 respect to an election cycle, are more than the following

3 (a) \$3,400 00 for a candidate for state elective office  
 4 other than the office of state legislator

5 (b) \$1,000 00 for a candidate for state senator

6 (c) \$500 00 for a candidate for state representative

7 ~~(2) For the purpose of subsection (1), "with respect to an~~  
 8 ~~election cycle" means 1 of the following.~~

9 ~~(a) For a general election, the period beginning the day~~  
 10 ~~following the last general election in which the office appeared~~  
 11 ~~on the ballot and ending on the day of the next general election~~  
 12 ~~in which the office next appears on the ballot~~

13 ~~(b) For a special election, the period beginning the day a~~  
 14 ~~special general election is scheduled or the date the office~~  
 15 ~~becomes vacant, whichever is earlier and ending on the day of~~  
 16 ~~the special general election~~

17 (2) ~~-(3)-~~ An independent committee OTHER THAN A HOUSE POLIT-  
 18 ICAL PARTY CAUCUS COMMITTEE OR A SENATE POLITICAL PARTY CAUCUS  
 19 COMMITTEE shall not make contributions to a candidate committee  
 20 of a candidate for state elective office ~~which,~~ THAT in the  
 21 aggregate for ~~that~~ AN election cycle are more than 10 times the  
 22 amount permitted a person other than an independent committee or  
 23 political party committee in subsection (1)

24 (3) ~~-(4)-~~ A political party committee other than a state  
 25 central committee shall not make contributions to the candidate  
 26 committee of a candidate for state elective office ~~which~~ THAT  
 27 are more than 10 times the amount permitted a person other than

1 an independent committee or political party committee in  
2 subsection (1)

3       (4) ~~—(5)—~~ A state central committee of a political party  
4 shall not make contributions to the candidate committee of a can-  
5 didate for state elective office other than candidates for the  
6 legislature ~~—which—~~ THAT are more than 20 times the amount per-  
7 mitted a person other than an independent committee or political  
8 party committee in subsection (1)   A state central committee of  
9 a political party shall not make contributions to the candidate  
10 committee of a candidate for state senator or state representa-  
11 tive ~~—which—~~ THAT are more than 10 times the amount permitted a  
12 person other than an independent committee or political party  
13 committee in subsection (1)

14       (5) ~~—(6)—~~ A contribution from a member of a candidate's  
15 immediate family to the candidate committee of that candidate is  
16 exempt from the limitations of subsection (1)

17       (6) ~~—(7)—~~ Consistent with the provisions of this section, a  
18 contribution designated in writing for a particular election  
19 cycle ~~—shall be—~~ IS considered made for that election cycle   A  
20 contribution made after the close of a particular election cycle  
21 and designated in writing for that election cycle shall be made  
22 only to the extent that the contribution does not exceed the can-  
23 didate committee's net outstanding debts and obligations from the  
24 election cycle so designated   If a contribution is not desig-  
25 nated in writing for a particular election cycle, the contribu-  
26 tion ~~—shall be—~~ IS considered made for the election cycle that  
27 corresponds to the date of the written instrument

1       (7) ~~-(8)-~~ A candidate committee, a candidate, or a treasurer  
 2 or agent of a candidate committee shall not accept a contribution  
 3 with respect to an election cycle that exceeds the limitations in  
 4 subsection (1), (2), (3), OR (4) ~~-, or (5)-~~

5       (8) ~~-(9)-~~ For the purposes of this act, a contribution made  
 6 or received before ~~the effective date of the amendatory act that~~  
 7 ~~added this subsection shall be~~ JUNE 21, 1989 IS considered to be  
 8 made with respect to an election cycle

9       (9) ~~-(10)-~~ A person who knowingly violates this section is  
 10 guilty of a misdemeanor punishable, if the person is an individu-  
 11 al, by a fine of not more than \$1,000 00, or imprisonment for not  
 12 more than 90 days, or both, or, if the person is not an individu-  
 13 al, by a fine of not more than \$10,000 00

14       Sec 69   (1) Except as provided in subsection (6), a person  
 15 other than an independent committee or a political party commit-  
 16 tee shall not make contributions to a candidate committee of a  
 17 candidate ~~which~~ THAT are more than \$3,400 00 in value for an  
 18 election cycle

19       (2) An independent committee OTHER THAN A HOUSE POLITICAL  
 20 PARTY CAUCUS COMMITTEE OR A SENATE POLITICAL PARTY CAUCUS  
 21 COMMITTEE shall not make contributions to a candidate committee  
 22 ~~which,~~ THAT for ~~that~~ AN election cycle are more than 10 times  
 23 the amount permitted a person other than an independent committee  
 24 or political party committee in subsection (1)

25       (3) A political party committee that is a state central com-  
 26 mittee shall not make contributions to a candidate committee  
 27 ~~which~~ THAT for an election cycle are more than \$750,000 00

1 (4) A political party committee that is a congressional  
2 district or county committee shall not make contributions to a  
3 candidate committee ~~which~~ THAT for an election cycle are more  
4 than \$30,000 00

5 (5) A candidate committee, a candidate, or a treasurer or  
6 agent shall not accept a contribution with respect to an election  
7 cycle that exceeds a limitation in subsections (1) to (4)

8 (6) As used in this subsection, "immediate family" means a  
9 spouse, parent, brother, sister, son, or daughter A candidate  
10 and members of that candidate's immediate family may not contrib-  
11 ute in total to that person's candidate committee an amount  
12 ~~which~~ THAT is more than \$50,000 00 in value for an election  
13 cycle

14 (7) ~~Section 52(2)~~ SECTIONS 5(2) and ~~52(7)~~ 52(6) apply to  
15 determining when an election cycle begins and ends and to which  
16 election cycle a particular contribution shall be attributed

17 (8) The candidate committee of a candidate for governor that  
18 does not make application for state campaign funds and that  
19 accepts from the candidate and the candidate's immediate family  
20 contributions that total for an election cycle more than  
21 \$340,000 00 shall notify the secretary of state in writing within  
22 48 hours after receipt of this amount Within 2 business days  
23 after receipt of this notice, the secretary of state shall send  
24 notice to all candidates who are either seeking the same nomina-  
25 tion, in the case of a primary election, or election to that same  
26 office, in the case of a general election, informing those  
27 candidate committees of all of the following

1 (a) That the expenditure limits provided in section 67 are  
2 waived for the remainder of that election for those notified can-  
3 didate committees that receive state campaign funds under this  
4 act

5 (b) That the expenditure limits of section 67 are not waived  
6 for the purpose of determining the amount of public funds avail-  
7 able to a candidate under section 64 or 65

8 (9) A person who knowingly violates this section is guilty  
9 of a misdemeanor punishable, if the person is an individual, by a  
10 fine of not more than \$1,000 00, or imprisonment for not more  
11 than 90 days, or both, or, if the person is not an individual, by  
12 a fine of not more than \$10,000 00

13 Section 2 This amendatory act shall take effect January 1,  
14 1994