

HOUSE BILL No. 5079

August 3, 2005, Introduced by Rep. Bieda and referred to the Committee on House Oversight, Elections, and Ethics.

A bill to amend 1976 PA 388, entitled
"Michigan campaign finance act,"
by amending section 26 (MCL 169.226), as amended by 2001 PA 250.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 26. (1) A campaign statement of a committee, other than a
2 political party committee, required by this act shall contain all
3 of the following information:

4 (a) The filing committee's name, address, and telephone
5 number, and the full name, residential and business addresses, and
6 telephone numbers of the committee treasurer or other individual
7 designated as responsible for the committee's record keeping,
8 report preparation, or report filing.

9 (b) Under the heading "receipts", the total amount of

1 contributions received during the period covered by the campaign
 2 statement; under the heading "expenditures", the total amount of
 3 expenditures made during the period covered by the campaign
 4 statement; and the cumulative amount of those totals. Forgiveness
 5 of a loan shall not be included in the totals. Payment of a loan by
 6 a third party shall be recorded and reported as an in-kind
 7 contribution by the third party. In-kind contributions or
 8 expenditures shall be listed at fair market value and shall be
 9 reported as both contributions and expenditures. A contribution or
 10 expenditure that is by other than completed and accepted payment,
 11 gift, or other transfer, that is clearly not legally enforceable,
 12 and that is expressly withdrawn or rejected and returned before a
 13 campaign statement closing date need not be included in the
 14 campaign statement and if included may, in a later or amended
 15 statement, be shown as a deduction, but the committee shall keep
 16 adequate records of each instance.

17 (c) The balance of cash on hand at the beginning and the end
 18 of the period covered by the campaign statement.

19 ~~—— (d) The following information regarding each fund-raising~~
 20 ~~event shall be included in the report:~~

21 ~~—— (i) The type of event, date held, address and name, if any, of~~
 22 ~~the place where the activity was held, and approximate number of~~
 23 ~~individuals participating or in attendance.~~

24 ~~—— (ii) The total amount of all contributions.~~

25 ~~—— (iii) The gross receipts of the fund-raising event.~~

26 ~~—— (iv) The expenditures incident to the event.~~

27 (D) ~~—(e)~~ The full name of each individual from whom

1 contributions are received during the period covered by the
2 campaign statement, together with the individual's street address,
3 the amount contributed, the date on which each contribution was
4 received, and the cumulative amount contributed by that individual.
5 The occupation, employer, and principal place of business shall be
6 stated if the individual's cumulative contributions are more than
7 \$100.00.

8 (E) ~~-(f)-~~ The cumulative amount contributed and the name and
9 address of each individual, except those individuals reported under
10 subdivision ~~-(e)-~~ (D), who contributed to the committee. The
11 occupation, employer, and principal place of business shall be
12 stated for each individual who contributed more than \$100.00.

13 (F) ~~-(g)-~~ The name and street address of each person, other
14 than an individual, from whom contributions are received during the
15 period covered by the campaign statement, together with an
16 itemization of the amounts contributed, the date on which each
17 contribution was received, and the cumulative amount contributed by
18 that person.

19 (G) ~~-(h)-~~ The name, address, and amount given by an individual
20 who contributed to the total amount contributed by a person who is
21 other than a committee or an individual. The occupation, employer,
22 and principal place of business shall be stated if the individual
23 contributed more than \$100.00 of the total amount contributed by a
24 person who is other than a committee or an individual.

25 (H) ~~-(i)-~~ The cumulative total of expenditures of \$50.00 or
26 less made during the period covered by the campaign statement
27 except for expenditures made to or on behalf of another committee,

1 candidate, or ballot question.

2 (I) ~~-(j)-~~ The full name and street address of each person to
3 whom expenditures totaling more than \$50.00 were made, together
4 with the amount of each separate expenditure to each person during
5 the period covered by the campaign statement; the purpose of the
6 expenditure; the full name and street address of the person
7 providing the consideration for which any expenditure was made if
8 different from the payee; the itemization regardless of amount of
9 each expenditure made to or on behalf of another committee,
10 candidate, or ballot question; and the cumulative amount of
11 expenditures for or against that candidate or ballot question for
12 an election cycle. An expenditure made in support of more than 1
13 candidate or ballot question, or both, shall be apportioned
14 reasonably among the candidates or ballot questions, or both.

15 (2) A candidate committee or ballot question committee shall
16 report all cumulative amounts required by this section on a per
17 election cycle basis. Except for subsection ~~-(1)-(j)-~~ (1)(I), an
18 independent committee or political committee shall report all
19 cumulative amounts required by this section on a calendar year
20 basis.

21 (3) A campaign statement of a committee, in addition to the
22 other information required by this section, shall include an
23 itemized list of all expenditures during the reporting period for
24 election day busing of electors to the polls, get-out-the-vote
25 activities, slate cards, challengers, poll watchers, and poll
26 workers.

27 (4) For a reporting period in which a contribution is received

1 that is to be part of a bundled contribution or a reporting period
2 in which a bundled contribution is delivered to the candidate
3 committee of a candidate for statewide elective office, a bundling
4 committee shall report to the secretary of state, on a form
5 provided by the secretary of state, all of the following
6 information, as applicable, about each contribution received or
7 delivered as part of a bundled contribution, and about each bundled
8 contribution delivered, in the reporting period:

9 (a) The amount of each contribution, the date it was received
10 by the bundling committee, and the candidate for statewide elective
11 office whom the contributor designated as the intended recipient.

12 (b) Each contributor's name and address and, for each
13 contribution exceeding \$100.00, the contributor's occupation,
14 employer, and principal place of business.

15 (c) The date each contribution is delivered to the candidate's
16 statewide elective office candidate committee.

17 (d) The total amount of bundled contributions delivered to
18 that candidate committee during the reporting period and during the
19 election cycle.

20 (5) With its delivery of a bundled contribution to the
21 candidate committee of a candidate for statewide elective office, a
22 bundling committee shall deliver a report to that candidate
23 committee, on a form provided by the secretary of state, that
24 includes all of the following information, as applicable, about
25 each contribution delivered as part of the bundled contribution,
26 and about all bundled contributions delivered to that candidate
27 committee in the election cycle:

1 (a) The amount of each contribution, the date it was received
2 by the bundling committee, and the statewide elective office
3 candidate the contributor designated as the intended recipient.

4 (b) Each contributor's name and address and, for each
5 contribution exceeding \$100.00, the contributor's occupation,
6 employer, and principal place of business.

7 (c) The total amount of bundled contributions delivered to
8 that candidate committee during the reporting period and during the
9 election cycle.

10 (6) For a reporting period in which a bundled contribution is
11 received, a candidate committee of a candidate for statewide
12 elective office shall report to the secretary of state, on a form
13 provided by the secretary of state, all of the following
14 information, as applicable, about each contribution delivered as
15 part of a bundled contribution received in the reporting period and
16 about all bundled contributions received by that candidate
17 committee:

18 (a) The amount of each contribution, the date it was received
19 by the candidate committee, and the name of the bundling committee
20 that delivered the contribution.

21 (b) Each contributor's name and address and, for each
22 contribution exceeding \$100.00, the contributor's occupation,
23 employer, and principal place of business.

24 (c) The total amount of bundled contributions received by that
25 candidate committee during the reporting period and during the
26 election cycle.