

# SENATE BILL No. 1325

May 20, 2008, Introduced by Senator SCHAUER and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 54 (MCL 169.254), as amended by 1995 PA 264.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 54. (1) Except with respect to the exceptions and  
2 conditions in subsections (2) and (3) and section 55, and to loans  
3 made in the ordinary course of business, a corporation, joint stock  
4 company, domestic dependent sovereign, or labor organization shall  
5 not make a contribution or expenditure or provide volunteer  
6 personal services that are excluded from the definition of a  
7 contribution ~~pursuant to~~ **UNDER** section 4(3)(a).

8           (2) An officer, director, stockholder, attorney, agent, or any

1 other person acting for a labor organization, a domestic dependent  
2 sovereign, or a corporation or joint stock company, whether  
3 incorporated under the laws of this or any other state or foreign  
4 country, except corporations formed for political purposes, shall  
5 not make a contribution or expenditure or provide volunteer  
6 personal services that are excluded from the definition of a  
7 contribution ~~pursuant to~~ **UNDER** section 4(3)(a).

8 (3) A corporation, joint stock company, domestic dependent  
9 sovereign, or labor organization may make a contribution to a  
10 ballot question committee subject to this act. A corporation, joint  
11 stock company, domestic dependent sovereign, or labor organization  
12 may make an independent expenditure in any amount for the  
13 qualification, passage, or defeat of a ballot question. A  
14 corporation, joint stock company, domestic dependent sovereign, or  
15 labor organization that makes an independent expenditure under this  
16 subsection is considered a ballot question committee for the  
17 purposes of this act.

18 **(4) A PERSON SHALL NOT ACCEPT A CONTRIBUTION THAT IS**  
19 **PROHIBITED BY THIS SECTION.**

20 (5) ~~(4)~~—A person who knowingly violates this section is guilty  
21 of a felony punishable, if the person is an individual, by a fine  
22 of not more than \$5,000.00 or imprisonment for not more than 3  
23 years, or both, or, if the person is not an individual, by a fine  
24 of not more than \$10,000.00.

25 Enacting section 1. This amendatory act is curative and  
26 intended to correct any misinterpretation by the secretary of state  
27 that this section does not prohibit a person from accepting a

1 contribution that is prohibited by this section.