

SENATE BILL No. 55

January 27, 2009, Introduced by Senators SWITALSKI and JACOBS and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1976 PA 388, entitled
"Michigan campaign finance act,"
by amending sections 18 and 36 (MCL 169.218 and 169.236), section
18 as amended by 2006 PA 89 and section 36 as amended by 1996 PA
590.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 18. (1) The secretary of state shall develop and
2 implement an electronic filing and internet disclosure system that
3 permits committees that are required to file statements or reports
4 under this act with the secretary of state **AND LOCAL UNITS OF**
5 **GOVERNMENT THAT ARE REQUIRED TO TRANSMIT STATEMENTS UNDER SECTION**
6 **36 TO THE SECRETARY OF STATE** to file those statements or reports
7 electronically and that provides internet disclosure of
8 electronically filed statements or reports on a website.

1 (2) The secretary of state shall offer each committee required
2 to file with the secretary of state the option of filing campaign
3 statements or reports electronically, as described in subsection
4 (1) .

5 (3) ~~Beginning with the annual campaign statement due January~~
6 ~~31, 2004, each~~ **EACH** committee required to file with the secretary
7 of state that received or expended \$20,000.00 or more in the
8 preceding calendar year or expects to receive or expend \$20,000.00
9 or more in the current calendar year shall electronically file all
10 statements and reports required under this act, as described in
11 subsection (1) .

12 (4) If a committee ~~was~~ **IS** not required to file a campaign
13 statement under subsection (3) only because it did not meet **AND**
14 **DOES NOT EXPECT TO MEET** the applicable ~~threshold~~ **THRESHOLDS** of
15 receiving or expending \$20,000.00 or more, but the committee ~~later~~
16 reaches that threshold **LATER IN THE CALENDAR YEAR**, the committee
17 shall notify the secretary of state within 10 business days after
18 reaching that threshold and shall subsequently file electronically
19 all statements and reports required under this act.

20 (5) The secretary of state shall permit a committee to
21 electronically file statements and reports required under this act,
22 as described in subsection (1), except an original statement of
23 organization, after the committee treasurer and, for a candidate
24 committee, the candidate has signed and filed a form designed by
25 the secretary of state to serve as the signature verifying the
26 accuracy and completeness of each statement or report filed
27 electronically.

1 Sec. 36. (1) A candidate committee for a state elective office
2 or a judicial office shall file a copy of the campaign statement
3 required under this act with the secretary of state. The secretary
4 of state shall reproduce the copy and transmit the reproduction to
5 the clerk of the county of residence of the candidate.

6 (2) A ballot question committee supporting or opposing a
7 statewide ballot question shall file a copy of the campaign
8 statement required under this act with the secretary of state and
9 with the clerk of the most populous county in the state. A ballot
10 question committee supporting or opposing a ballot question to be
11 voted upon in more than 1 county, but not statewide, shall file a
12 copy of the campaign statement required under this act with the
13 clerk of the county in which the greatest number of registered
14 voters eligible to vote on the ballot question reside. A ballot
15 question committee supporting or opposing a ballot question to be
16 voted upon within a single county shall file a copy of the campaign
17 statement required under this act only with the clerk of that
18 county.

19 (3) A political party committee shall file a copy of the
20 campaign statement required under this act with the secretary of
21 state. The secretary of state shall reproduce a copy of the
22 campaign statement of a political party committee that is a county
23 committee and file the copy with the clerk of the county where the
24 county committee operates.

25 (4) A committee supporting or opposing a candidate for local
26 elective office, if the office is to be voted on in more than 1
27 county but not statewide, shall file a copy of the campaign

1 statement required under this act with the clerk of the county in
2 which the greatest number of registered voters eligible to vote on
3 the office reside.

4 (5) A committee not covered under subsection (1), (2), (3), or
5 (4) shall file a copy of the campaign statement required under this
6 act with the secretary of state, except that a committee reporting
7 contributions or expenditures for a candidate within only 1 county
8 shall file a statement only with the clerk of that county.

9 (6) A local unit of government that receives copies of
10 campaign statements under this section shall make the statements
11 available for public inspection and reproduction during regular
12 business hours of the local unit of government. The local unit of
13 government shall make the statements available as soon as
14 practicable after receipt, but not later than the third business
15 day following the day on which they are received.

16 (7) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, A LOCAL
17 UNIT OF GOVERNMENT THAT RECEIVES A CAMPAIGN STATEMENT FROM A
18 CANDIDATE FOR LOCAL ELECTIVE OFFICE UNDER THIS SECTION SHALL
19 TRANSMIT THE STATEMENT TO THE SECRETARY OF STATE SO THAT THE
20 SECRETARY OF STATE MAY DISCLOSE THE STATEMENT ON THE INTERNET UNDER
21 SECTION 18. IF A LOCAL UNIT OF GOVERNMENT DISCLOSES A CAMPAIGN
22 STATEMENT FROM A CANDIDATE FOR LOCAL ELECTIVE OFFICE ON THE
23 INTERNET, THAT LOCAL UNIT OF GOVERNMENT IS NOT REQUIRED TO TRANSMIT
24 THAT STATEMENT TO THE SECRETARY OF STATE.