

HOUSE BILL No. 4018

January 22, 2013, Introduced by Rep. Darany and referred to the Committee on Elections and Ethics.

A bill to amend 1978 PA 472, entitled

"An act to regulate political activity; to regulate lobbyists, lobbyist agents, and lobbying activities; to require registration of lobbyists and lobbyist agents; to require the filing of reports; to prescribe the powers and duties of the department of state; to prescribe penalties; and to repeal certain acts and parts of acts,"

(MCL 4.411 to 4.431) by adding section 11a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 11A. (1) A LOBBYIST, A LOBBYIST AGENT, A REPRESENTATIVE
2 OF THE LOBBYIST, OR ANY PERSON ACTING ON BEHALF OF A LOBBYIST OR
3 LOBBYIST AGENT SHALL NOT DELIVER OR CAUSE TO BE DELIVERED A
4 CONTRIBUTION, OR PROMISE TO MAKE A CONTRIBUTION IN EXCHANGE FOR A
5 VOTE, TO A CANDIDATE OR ANY PERSON ACTING ON BEHALF OF A CANDIDATE,
6 IN ANY FACILITY OR PORTION OF A FACILITY OWNED OR LEASED BY THE
7 STATE.

1 (2) SUBSECTION (1) DOES NOT APPLY TO A CONTRIBUTION DELIVERED
2 IN ANY OF THE FOLLOWING:

3 (A) A FACILITY OWNED OR LEASED BY, OR ON BEHALF OF, THE STATE
4 OR A PUBLIC BODY IF THAT FACILITY IS PRIMARILY USED AS A FAMILY
5 DWELLING AND IS NOT USED TO CONDUCT A FUND-RAISING EVENT.

6 (B) A FACILITY OWNED OR LEASED BY, OR ON BEHALF OF, THE STATE
7 OR A PUBLIC BODY IF ANY CANDIDATE HAS AN EQUAL OPPORTUNITY TO USE
8 THE FACILITY.

9 (3) A PERSON THAT VIOLATES THIS SECTION IS GUILTY OF A
10 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR
11 A FINE EQUAL TO THE GREATER OF \$1,000.00 OR THE AMOUNT OF THE
12 CONTRIBUTION MADE UNDER SUBSECTION (1), OR BOTH.

13 (4) AS USED IN THIS SECTION:

14 (A) "CANDIDATE" MEANS THAT TERM AS DEFINED IN SECTION 3 OF THE
15 MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL 169.203.

16 (B) "CONTRIBUTION" MEANS THAT TERM AS DEFINED IN SECTION 4 OF
17 THE MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL 169.204.

18 Enacting section 1. This amendatory act takes effect 90 days
19 after the date it is enacted into law.