

HOUSE BILL No. 4979

June 19, 1991, Introduced by Rep. Trim and referred to the Committee on House Oversight.

A bill to amend section 26 of Act No. 388 of the Public Acts of 1976, entitled "Michigan campaign finance act," as amended by Act No. 95 of the Public Acts of 1989, being section 169.226 of the Michigan Compiled Laws; and to add section 21a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 26 of Act No. 388 of the Public Acts of
2 1976, as amended by Act No. 95 of the Public Acts of 1989, being
3 section 169.226 of the Michigan Compiled Laws, is amended and
4 section 21a is added to read as follows:

5 SEC. 21A. (1) A CANDIDATE COMMITTEE FOR A CANDIDATE FOR
6 ELECTIVE OFFICE SHALL ACCEPT CONTRIBUTIONS ONLY AS PROVIDED IN
7 THIS SECTION.

1 (2) A CANDIDATE COMMITTEE FOR A CANDIDATE FOR ELECTIVE
2 OFFICE SHALL ONLY ACCEPT CONTRIBUTIONS DURING EACH ELECTION CYCLE
3 SO THAT THE CUMULATIVE TOTAL OF THE CANDIDATE'S FUNDS IS EQUAL TO
4 OR LESS THAN THE PRODUCT OF 50 CENTS AND THE NUMBER OF REGISTERED
5 VOTERS IN THE DISTRICT OR MUNICIPALITY IN WHICH HE OR SHE IS
6 SEEKING ELECTION.

7 (3) A CANDIDATE COMMITTEE FOR A CANDIDATE FOR ELECTIVE
8 OFFICE SHALL ONLY ACCEPT CONTRIBUTIONS DURING EACH ELECTION CYCLE
9 SO THAT NOT MORE THAN 50% OF THE CUMULATIVE TOTAL OF THE
10 CANDIDATE'S FUNDS CONSIST OF CONTRIBUTIONS FROM INDEPENDENT COM-
11 MITTEES AND POLITICAL COMMITTEES.

12 Sec. 26. (1) A campaign statement of a committee, other
13 than a political party committee, required by this act shall con-
14 tain all of the following information:

15 (a) The filing committee's name, address, and telephone
16 number, and the full name, residential and business addresses,
17 and telephone numbers of ~~its~~ THE committee treasurer.

18 (b) Under the heading "receipts", the total amount of con-
19 tributions received during the period covered by the campaign
20 statement; under the heading "expenditures", the total amount of
21 expenditures made during the period covered by the campaign
22 statement; and the cumulative amount of those totals.
23 Forgiveness of a loan shall not be included in the totals.
24 Payment of a loan by a third party shall be recorded and reported
25 as an in-kind contribution by the third party. In-kind contribu-
26 tions or expenditures shall be listed at fair market value and
27 shall be reported as both contributions and expenditures. A

1 contribution or expenditure ~~which~~ THAT is by other than
2 completed and accepted payment, gift, or other transfer, ~~which~~
3 is clearly not legally enforceable, and ~~which~~ is expressly
4 withdrawn or rejected and returned before a campaign statement
5 closing date need not be included in the campaign statement and
6 if included may, in a later or amended statement, be shown as a
7 deduction, but adequate records of each instance shall be kept.

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

10 (d) The total amount of contributions received during the
11 period covered by the campaign statement from persons who con-
12 tributed ~~\$20.01 or~~ more THAN \$20.00.

13 (e) The total amount of contributions received during the
14 period covered by the campaign statement from persons who con-
15 tributed \$20.00 or less.

16 (f) The total amount of contributions of \$20.00 or less
17 received during the period covered by the campaign statement and
18 the cumulative amount of the contributions received by the filer
19 pursuant to section 41(3).

20 (g) The following information regarding each fund-raising
21 event shall be included in the report:

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

25 (ii) The total amount of all contributions of ~~\$20.01 or~~
26 more THAN \$20.00.

1 (iii) The total amount of all contributions of \$20.00 or
2 less.

3 (iv) The gross receipts of the fund-raising event.

4 (v) The expenditures incident to the event.

5 (h) The full name of each individual from whom contributions
6 totaling ~~-\$20.01 or~~ more THAN \$20.00 are received during the
7 period covered by the campaign statement, together with the
8 individual's street address, the amount contributed, the date on
9 which each contribution was received, and the cumulative amount
10 contributed by that individual. The occupation, employer, and
11 principal place of business shall be stated if the individual's
12 cumulative contributions are ~~-\$200.01 or~~ more THAN \$200.00.

13 (i) The cumulative amount contributed and the name and
14 address of each individual, except those individuals reported
15 under subdivision (h), who contributed a total of ~~-\$20.01 or~~
16 more THAN \$20.00. The occupation, employer, and principal place
17 of business, shall be stated for each individual who contributed
18 ~~-\$200.01 or~~ more THAN \$200.00.

19 (j) The name and street address of each person, other than
20 an individual, from whom contributions are received during the
21 period covered by the campaign statement, together with an item-
22 ization of the amounts contributed, the date on which each con-
23 tribution was received, and the cumulative amount contributed by
24 that person.

25 (k) The name, address, and amount given by an individual who
26 contributed ~~-\$20.01 or~~ more THAN \$20.00 of the total amount
27 contributed by a person who is other than a committee or an

1 individual. The occupation, employer, and principal place of
2 business shall be stated if the individual contributed ~~-\$200.0+~~
3 ~~or~~ more THAN \$200.00 of the total amount contributed by a person
4 who is other than a committee or an individual.

5 (l) The cumulative total of expenditures of \$50.00 or less
6 made during the period covered by the campaign statement except
7 for expenditures made to or on behalf of another committee, can-
8 didate, or ballot question.

9 (m) The full name and street address of each person to whom
10 expenditures totaling ~~-\$50.0+~~ ~~or~~ more THAN \$50.00 were made,
11 together with the amount of each separate expenditure to each
12 such person during the period covered by the campaign statement;
13 the purpose of the expenditure; the full name and street address
14 of the person providing the consideration for which any expendi-
15 ture was made if different from the payee; the itemization
16 regardless of amount of each expenditure made to or on behalf of
17 another committee, candidate, or ballot question; and the cumula-
18 tive amount of expenditures for or against that candidate or
19 ballot question for an election cycle. An expenditure made in
20 support of more than 1 candidate or ballot question, or both,
21 shall be apportioned reasonably among the candidates or ballot
22 questions, or both.

23 (N) FOR A CANDIDATE COMMITTEE FOR A CANDIDATE FOR ELECTIVE
24 OFFICE, THE TOTAL AMOUNT OF CONTRIBUTIONS RECEIVED FROM INDEPEN-
25 DENT COMMITTEES AND POLITICAL COMMITTEES.

26 (2) A candidate committee or ballot question committee shall
27 report all cumulative amounts required by this section on a per

1 election cycle basis. Except for ~~subdivision (m)~~ SUBSECTION
2 (1)(M), an independent committee or political committee shall
3 report all cumulative amounts required by this section on a cal-
4 endar year basis.