

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 82

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO CAMPAIGN FINANCE; AMENDING SECTION 67-6607, IDAHO CODE, TO RE-
2 QUIRE CERTAIN INFORMATION REGARDING CAMPAIGN EXPENDITURE DISCLOSURES;
3 AND AMENDING SECTION 67-6611, IDAHO CODE, TO REQUIRE CERTAIN INFORMA-
4 TION REGARDING INDEPENDENT EXPENDITURE DISCLOSURES AND TO MAKE TECHNICAL
5 CORRECTIONS.
6

7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. That Section 67-6607, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 67-6607. REPORTS OF CONTRIBUTIONS AND EXPENDITURES BY CANDIDATES AND
11 POLITICAL COMMITTEES. (1) Each candidate or the political treasurer for each
12 candidate, and each political committee or the political treasurer of each
13 political committee, shall file with the secretary of state a statement of
14 all contributions received and all expenditures and encumbrances made by or
15 on behalf of the candidate or political committee, according to the schedule
16 provided in this section. The statement shall itemize each contribution re-
17 ceived and each expenditure or encumbrance made during the reporting period
18 and shall include the following:

19 (a) Under contributions, the statement shall include a list of all the
20 contributions received, including any funds or property of the candi-
21 date used to cover expenditures. The statement shall list the full name
22 and complete address of each person who contributed an aggregate amount
23 of more than fifty dollars (\$50.00) and the amount contributed by that
24 person. The statement may list as a single item the total amount of con-
25 tributions of fifty dollars (\$50.00) or less; and

26 (b) Under expenditures, the statement shall include the name and ad-
27 dress of each person to whom an expenditure or encumbrance was made in
28 the amount of twenty-five dollars (\$25.00) or more, and the amount,
29 date, and purpose of each such expenditure, including whether the ex-
30 penditure was made either in support of or in opposition to a candidate,
31 political committee, or measure, and the identity of such candidate,
32 political committee, or measure. Each expenditure or encumbrance
33 in the amount of twenty-five dollars (\$25.00) or more shall be evi-
34 denced by an invoice, receipt, or canceled check or an accurate copy
35 thereof. Such evidence shall not be filed with the statement but shall
36 be retained by the committee or candidate for a period of one (1) year
37 after the statement has been filed. The statement may list as a single
38 item the total amount of expenditures and encumbrances of less than
39 twenty-five dollars (\$25.00) without showing the exact amount of or re-
40 quiring evidence of each such expenditure or encumbrance. Anything of
41 value, other than money, paid for or contributed by any person shall be
42 listed both as an expenditure and as a contribution.

1 (2) For the first report under this section, the reporting period shall
 2 cover the period beginning with the first contribution, expenditure, or en-
 3 cumbrance through the end of the current reporting period. Each candidate
 4 and each political committee, or the treasurer for a candidate or political
 5 committee or ballot measure, shall file the report described under subsec-
 6 tion (1) of this section as follows:

7 (a) In the year of the election, a monthly report shall be filed for each
 8 month of the year. Each report shall be filed by the tenth day of the
 9 month following the month being reported; and

10 (b) For the nonelection year, an annual report covering the nonelection
 11 year shall be filed by January 10 of the following year.

12 (3) Notwithstanding any other reports required under this section,
 13 each candidate and each political committee, or the political treasurer for
 14 each candidate and each political committee, shall notify the secretary of
 15 state of any contribution of one thousand dollars (\$1,000) or more. This
 16 notification shall be made within forty-eight (48) hours after the receipt
 17 of such contribution and shall include the name of the candidate, political
 18 committee or measure, the identification of the contributor, and the date of
 19 receipt and amount of the contribution. The notification shall be in addi-
 20 tion to the reporting of these contributions in the regular reports.

21 (4) All reports required pursuant to this section shall be filed online
 22 with the secretary of state, unless a waiver has been provided under section
 23 67-6623, Idaho Code, by no later than midnight on the date the filing is due.

24 (5) Reports required to be filed under the provisions of this section
 25 shall be filed until the account no longer shows any unexpended balance of
 26 contributions or expenditure deficit.

27 SECTION 2. That Section 67-6611, Idaho Code, be, and the same is hereby
 28 amended to read as follows:

29 67-6611. INDEPENDENT EXPENDITURES. (1) Each person who makes inde-
 30 pendent expenditures in an aggregate amount exceeding one hundred dollars
 31 (\$100) in support of or in opposition to any one (1) candidate, political
 32 committee, or measure, shall file a statement of the expenditure with the
 33 secretary of state.

34 (2) Statements shall be filed with the secretary of state, not less than
 35 seven (7) days prior to the primary and general election and thirty (30) days
 36 after the primary and general election.

37 (3) The statement shall contain the following information:

38 (a) ~~The~~ name and address of any person to whom an expenditure in excess
 39 of fifty dollars (\$50.00) has been made by any such person in support of
 40 or in opposition to any such candidate ~~or issue~~, political committee,
 41 or measure during the reporting period, together with the amount, date,
 42 and purpose of each such expenditure, including the identity of the can-
 43 didate, political committee, or measure, and whether the expenditure
 44 was made either in support of or in opposition to such candidate, polit-
 45 ical committee, or measure; and

46 (b) ~~The~~ total sum of all expenditures made in support of or in opposi-
 47 tion to any such candidate, political committee, or measure.

48 (4) In addition to the requirements set forth in subsections (1) and (2)
 49 of this section, each person who makes independent expenditures in an aggre-

1 gate amount of one thousand dollars (\$1,000) or more after the sixteenth day
2 before, but more than forty-eight (48) hours before, any primary or general
3 election, shall file a written statement of the expenditure with the secre-
4 tary of state not more than forty-eight (48) hours from the time of such ex-
5 penditure. The statement shall include the information required in subsec-
6 tion (3) of this section.