

IN THE SENATE

SENATE BILL NO. 1218

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO POLITICAL CAMPAIGNS; AMENDING SECTION 67-6607, IDAHO CODE, TO
2 REMOVE CERTAIN MINIMUM CAMPAIGN CONTRIBUTION AMOUNTS REQUIRING DISCLO-
3 SURE; AMENDING SECTION 67-6610, IDAHO CODE, TO REMOVE MINIMUM CAMPAIGN
4 CONTRIBUTION AMOUNTS REQUIRING DISCLOSURE AND TO MAKE A TECHNICAL COR-
5 RECTION; AMENDING SECTION 67-6628, IDAHO CODE, TO REMOVE CERTAIN MINI-
6 MUM CONTRIBUTION AMOUNTS REQUIRING DISCLOSURE; AND DECLARING AN EMER-
7 GENCY AND PROVIDING AN EFFECTIVE DATE.
8

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

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

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

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

28 (b) Under expenditures, the statement shall include the name and ad-
29 dress of each person to whom an expenditure or encumbrance was made in
30 the amount of twenty-five dollars (\$25.00) or more, and the amount,
31 date, and purpose of each such expenditure. Each expenditure or encum-
32 brance in the amount of twenty-five dollars (\$25.00) or more shall be
33 evidenced by an invoice, receipt, or canceled check or an accurate copy
34 thereof. Such evidence shall not be filed with the statement but shall
35 be retained by the committee or candidate for a period of one (1) year
36 after the statement has been filed. The statement may list as a single
37 item the total amount of expenditures and encumbrances of less than
38 twenty-five dollars (\$25.00) without showing the exact amount of or re-
39 quiring evidence of each such expenditure or encumbrance. Anything of
40 value, other than money, paid for or contributed by any person shall be
41 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 67-6610, Idaho Code, be, and the same is hereby
 28 amended to read as follows:

29 67-6610. ~~CONTRIBUTIONS IN EXCESS OF FIFTY DOLLARS.~~ (a) Any person who
 30 contributes ~~more than fifty dollars (\$50.00) (including one or more smaller~~
 31 ~~contributions which aggregate more than fifty dollars (\$50.00) in any one~~
 32 ~~calendar year)~~ to a candidate or political committee shall accompany the
 33 contribution with a statement of his full name and complete address.

34 (b) If a political treasurer is offered or receives a payment or con-
 35 tribution ~~of more than fifty dollars (\$50.00), or which together with prior~~
 36 ~~contributions from the same person during that calendar year exceeds fifty~~
 37 ~~dollars (\$50.00),~~ and there is no statement of the full name and complete ad-
 38 dress of the person making the contribution, the contribution shall be re-
 39 turned to the contributor if his identity can be ascertained. If the con-
 40 tributor's identity cannot be ascertained, the contribution shall be trans-
 41 mitted immediately by the political treasurer who received it to the state
 42 controller for deposit in the public school permanent endowment fund.

43 SECTION 3. That Section 67-6628, Idaho Code, be, and the same is hereby
 44 amended to read as follows:

45 67-6628. ELECTIONEERING COMMUNICATIONS -- STATEMENTS. (1) Any per-
 46 son who conducts or transmits any electioneering communication shall be
 47 required to file a statement on a form provided by the secretary of state.

1 Contents of the statement shall include the amount spent on such communi-
2 cations, the name and address of the person, and the names and addresses of
3 any persons who contribute ~~fifty dollars (\$50.00) or more~~ to any person de-
4 scribed in this section.

5 (2) Any person that incurs costs in excess of one hundred dollars (\$100)
6 when making an electioneering communication shall file a statement in accor-
7 dance with the time limits established by section 67-6611 (2), Idaho Code.

8 (3) In addition to the requirements of subsection (2) of this section,
9 any person that incurs costs of one thousand dollars (\$1,000) or more when
10 making an electioneering communication shall file a statement as provided
11 in subsection (1) of this section within forty-eight (48) hours of incurring
12 the costs for such communication.

13 SECTION 4. An emergency existing therefor, which emergency is hereby
14 declared to exist, this act shall be in full force and effect on and after
15 July 1, 2024.