

2025 Regular Session

HOUSE BILL NO. 693 (Substitute for House Bill No. 596 by Representative Wright)

BY REPRESENTATIVES WRIGHT AND BEAULLIEU

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CAMPAIGN FINANCE: Provides for revisions to the Campaign Finance Disclosure Act

1 AN ACT

2 To amend and reenact R.S. 9:154(A)(18) and R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and

3 (b), (9)(a), (b)(ii), (c), (d)(ii) and (iii), (10), (12), (15)(a), (b)(ii), (c), and (d), (16),

4 (17), (19), (22), and (24), 1484(introductory paragraph), (2) and (3), 1485(E),

5 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), 1491.1(A), (B)(3),

6 and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and (H)

7 through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory paragraph),

8 (1)(a), and (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A),

9 (B)(introductory paragraph), (4)(a) and (b), (5) through (8), (10), (13), (14), (18), and

10 (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and (2)(introductory paragraph) and (a)

11 and (E), 1495.4(C)(1)(a) and (2) and (D)(1) and (3)(a), 1495.5(B)(5) and (9) and (C),

12 1495.6, 1501.1, 1501.3(C)(introductory paragraph), 1505.2(A)(1), (B), (C),

13 (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b) and (c), (2)(a)(introductory

14 paragraph), (b)(i)(introductory paragraph), (c), (e), (f) and (g), (3)(a)(iii) through

15 (vii) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (e),

16 (6), and (7), (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and (3)(a)(i), and

17 (R)(2) and (3)(a)(i), 1505.2.1(A), (D), and (E), 1505.3(B) and (D)(1)(a) and (2)(a)(i)

18 and (b)(introductory paragraph) and (ii), 1505.4(A)(1), (2)(a), and (3) and (B),

19 1505.5(B) and (C)(1), 1505.6(A) through (C), 1511.2(B), 1511.4(A)(2)(h) and (i),

20 (C)(1) and (2)(introductory paragraph), and (D), 1511.4.1(C)(3), and 1511.5(A)(1)

1 and (B), to enact R.S. 18:1483(9)(d)(v), (15)(b)(iii) and (iv), and (25) through (32),
2 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1, 1491.9, 1505.2(H)(2)(h) and (I)(8),
3 1511.2(D) through (F), 1511.4(C)(2)(f) and (3), and 1511.4.2, and to repeal R.S.
4 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B), relative to the revision of the
5 system of laws related to election campaign finance; to provide for the Campaign
6 Finance Disclosure Act; to establish leadership committees and provide
7 authorizations and restrictions related thereto; to provide for the many various duties
8 and requirements of committees, including political committees, principal campaign
9 committees, subsidiary committees, independent expenditure-only committees, and
10 leadership committees; to provide for contributions; to provide for contribution
11 limits; to provide for contributions made to or by a political party; to provide for
12 expenditures; to provide for limitations on expenditures; to provide for reporting
13 requirements; to provide for contributions, expenditures, and reporting related to
14 closed party primary elections; to provide for joint fundraising efforts and
15 agreements; to provide for foreign nationals; to provide for the powers and duties of
16 the supervisory committee on campaign finance; to provide for investigations
17 conducted by and penalties issued by the supervisory committee on campaign
18 finance; to repeal provisions related to the regulation of contributions and
19 expenditures related to proposition elections; to provide for loans; to provide for
20 coordinated expenditures; to provide for excess contributions; to provide for
21 definitions and terminology; and to provide for related matters.

22 Be it enacted by the Legislature of Louisiana:

23 Section 1. R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and (b), (9)(a), (b)(ii), (c), (d)(ii)
24 and (iii), (10), (12), (16), (17), (19), (22), and (24), 1484(introductory paragraph), (2) and
25 (3), 1485(E), 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), 1491.1(A),
26 (B)(3), and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and (H)
27 through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory paragraph), (1)(a), and
28 (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A), (B)(introductory paragraph),
29 (4)(a) and (b), (5) through (8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2,

1 1495.3(B)(1) and (2)(introductory paragraph) and (a) and (E), 1495.4(C)(1)(a) and (2) and
 2 (D)(1) and (3)(a), 1495.5(B)(5) and (9) and (C), 1495.6, 1501.1, 1501.3(C)(introductory
 3 paragraph), 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b),
 4 (2)(a)(introductory paragraph), (b)(i)(introductory paragraph), (c), and (g), (3)(a)(iii) through
 5 (vi) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (e), (6), and
 6 (7), (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and (3)(a)(i), and (R)(2) and
 7 (3)(a)(i), 1505.3(B) and (D)(1)(a) and (2)(a)(i) and (b)(introductory paragraph) and (ii),
 8 1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B) and (C)(1), 1505.6(A) through (C),
 9 1511.2(B), 1511.4(A)(2)(h) and (i), (C)(1) and (2)(introductory paragraph), and (D),
 10 1511.4.1(C)(3), and 1511.5(A)(1) and (B) are hereby amended and reenacted and R.S.
 11 18:1483(9)(d)(v) and (25) through (32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1,
 12 1491.9, 1505.2(H)(2)(h) and (I)(8), 1511.2(D) through (F), 1511.4(C)(2)(f) and (3),
 13 1511.4.1(E), and 1511.4.2 are hereby enacted to read as follows:

14 §1482. Statement of purpose

15 A. The legislature recognizes that the Constitution of the United States and
 16 the Constitution of Louisiana protect political speech, especially speech related to
 17 elections; that the financing of campaigns facilitates constitutionally protected
 18 political speech; that the legislature may regulate the financing of campaigns to
 19 prevent the occurrence and appearance of political corruption and to promote
 20 transparency; and that the effectiveness of representative government is dependent
 21 upon a knowledgeable electorate and the confidence of the electorate in their elected
 22 public officials. The legislature, therefore, enacts this Chapter to provide public
 23 disclosure of the financing of election campaigns and to regulate certain campaign
 24 practices.

25 B. The legislature further recognizes that the provisions of this Chapter are
 26 penal in nature, and that, in the interest of respecting the constitutional rights of free
 27 speech and due process, that the regulation of campaign finance established in this
 28 Chapter shall be interpreted narrowly and strictly and that any ambiguity be
 29 interpreted in favor of a person accused of violating any provision of this Chapter,

1 and that no deference shall be afforded in interpretation of this Chapter to any agency
2 enforcing this Chapter, including the supervisory committee on campaign finance.

3 §1483. Definitions

4 As used in this Chapter, the following terms shall have the meanings given
5 to each in this Section unless the context clearly indicates otherwise:

6 (1) "Affiliated organization" means any organization which is not a ~~political~~
7 committee but which directly or indirectly establishes, administers, or financially
8 supports a ~~political~~ committee.

9 (2) "Aggregating period" means:

10 (a) For a ~~political~~ committee, except a ~~political~~ committee which supports
11 only one candidate, the period from January first of the calendar year through
12 December thirty-first of the same calendar year.

13 * * *

14 (4) "Chairman" means the principal executive officer of a ~~political~~
15 committee regardless of his title.

16 * * *

17 (6)(a) "Contribution", except as otherwise provided in this Chapter, means
18 a gift, conveyance, payment, or deposit of money or anything of value, or the
19 forgiveness of a loan or of a debt; made to any of the following:

20 (i) A committee.

21 (ii) A candidate for the purpose of supporting, opposing, or otherwise
22 influencing the nomination or election of a ~~person~~ the candidate to public office,
23 whether made before or after the election.

24 (iii) Any person for the purpose of funding an expenditure to influence the
25 nomination or election of a person to public office, whether made before or after the
26 election.

27 (iv) Any person for the purpose of funding an expenditure to support or
28 oppose for the purpose of supporting or opposing a proposition or question submitted
29 to the voters; ~~or.~~

1 (v) Any person for the purpose of ~~supporting or opposing~~ funding an
2 expenditure to influence the recall of a public officer, whether made before or after
3 the election.

4 (b) "Contribution" shall also include, without limitation:

5 (i) Contributions in-kind made for any of the purposes stated in this
6 Paragraph, having an attributable monetary value in excess of ~~twenty-five~~ fifty
7 dollars. Contributions in-kind shall include without limitation: the donation by any
8 person, other than a candidate or a political committee, of the services of paid
9 employees, the value of which services exceeds ~~twenty-five~~ fifty dollars, such value
10 to be the amount paid for such services; the donation of, or the donation of the right
11 to use, any item of tangible property when the same is used or consumed and not
12 exchanged or converted to cash or the equivalent of cash and when the accepting
13 candidate, the chairman of the accepting political committee, or accepting person
14 required to file reports under this Chapter and the ~~campaign~~ treasurer of such
15 recipient, if any, determines that its value or the use value, when only the right of use
16 is given, exceeds ~~twenty-five~~ fifty dollars and such determination shall be prima
17 facie evidence of the correctness of the valuation of the item or of the use value when
18 applicable. In addition, successive donations made by the same person, which
19 donations individually are valued below ~~twenty-five~~ fifty dollars but which together
20 exceed such amount, shall be deemed to be in-kind contributions and shall be
21 aggregated for purposes of the requirements of this Chapter.

22 (ii) ~~Contributions shall also include expenditures made by any person in~~
23 ~~cooperation, consultation, or concert, with, or at the request or suggestion of, a~~
24 ~~candidate, his authorized political committees, or their agents~~ Coordinated
25 expenditures made for the purpose of supporting, opposing, or otherwise influencing
26 the nomination or election of the candidate and shall be considered to be a
27 contribution to such candidate.

28 (ii) (iii) A promissory note or written contract to make a contribution as
29 defined above.

1 means an organization considered a church by the Internal Revenue Service for
2 federal tax purposes.

3 * * *

4 (10)(a) "Independent expenditure-only ~~political~~ committee" means a
5 committee registered with the supervisory committee which makes independent
6 expenditures, makes no political contributions to any candidate for any elected office
7 in this state or any of its subdivisions, or such candidate's principal campaign
8 committee or a subsidiary committee thereof, and makes no coordinated
9 expenditures with a candidate or such candidate's principal campaign committee or
10 a subsidiary committee thereof.

11 (b) "Independent expenditure" means an expenditure ~~by a person expressly~~
12 ~~advocating~~ for express advocacy for the election or defeat of a clearly identified or
13 identifiable, qualified candidate for public office, including supporting or opposing
14 the candidates of a political party, and that is not made in cooperation, consultation,
15 or concert with, or at the request or suggestion of, a candidate, a candidate's
16 ~~authorized~~ principal campaign committee or a subsidiary committee thereof, or their
17 agents, or a political party committee or its agents.

18 * * *

19 (12) "Loan" means a transfer of money, property, or anything of value in
20 exchange for an obligation to repay in whole or in part, made for ~~the purpose of~~
21 ~~supporting, opposing, or otherwise influencing the nomination for election, or~~
22 ~~election, of any person to public office, for the purpose of supporting or opposing a~~
23 ~~proposition or question submitted to the voters, or for the purpose of supporting or~~
24 ~~opposing the recall of a public officer~~, any purpose provided for in R.S.
25 18:1501.1(A) or 1505.2(I), whether made before or after the election.

26 * * *

27 (16) "Person" means any individual, partnership, limited liability company
28 or corporation, association, labor union, ~~political~~ committee, corporation, or other
29 legal entity, including their subsidiaries.

1 (17)(a)(i) "Political committee" or "~~committee~~" means a committee of two
2 or more persons, other than a husband and wife, and any legal entity organized for
3 the primary purpose of making expenditures supporting or opposing one or more
4 candidates, propositions, recalls of a public officer, or political parties, which accepts
5 contributions in the name of the political committee, or makes expenditures from
6 political committee funds or in the name of the political committee, or makes a
7 transfer of funds to or receives a transfer of funds from another committee, or
8 receives or makes loans in an aggregate amount in excess of ~~five hundred~~ one
9 thousand dollars within any calendar year.

10 (ii) "Political committee" or "~~committee~~" shall also include two or more
11 persons, other than a husband or wife, and any legal entity which supports or opposes
12 one or more candidates, propositions, recalls of a public officer, or political parties,
13 and which accepts direct payments for personal services related to an election or a
14 campaign in the name of the political committee in an aggregate amount in excess
15 of ~~five hundred~~ one thousand dollars within any calendar year. Except that an entity
16 that holds a license or permit duly issued by the appropriate governmental entity to
17 provide the personal services provided, regularly does business in the area state, and
18 regularly has done business in the area state for at least ninety days prior to the date
19 the personal services are provided and the personal services provided are the same
20 as the personal services regularly provided by the business in the normal and usual
21 scope of its usual business activities shall not constitute a "political committee" for
22 purposes of the requirements of R.S. 18:1491.1 through ~~1491.8~~ 1491.9 which would
23 require such an entity to keep records and submit reports.

24 (iii) Any state central committee, parish executive committee, and any other
25 committee of any political party which receives contributions or makes expenditures
26 ~~in such amount during such period~~ in an aggregate amount in excess of two thousand
27 five hundred dollars within any calendar year shall be considered a "political
28 committee" for the purposes of this Chapter.

1 (b) ~~An entity that during the reporting period has supported candidates in~~
2 ~~states other than Louisiana; has received less than fifty percent of its total receipts~~
3 ~~for the applicable reporting period from Louisiana candidates or committees formed~~
4 ~~to support Louisiana candidates; and has expended less than fifty percent, but not~~
5 ~~more than twenty thousand dollars, of its total disbursements for the applicable~~
6 ~~reporting period in support of or in opposition to Louisiana candidates shall not~~
7 ~~constitute a "political committee" for purposes of requirements of R.S. 18:1491.1~~
8 ~~through 1491.8 which would require such an entity to keep records and submit~~
9 ~~reports. "Political committee" does not include a principal campaign committee or~~
10 ~~subsidiary committee thereof, leadership committee, or independent expenditure-~~
11 ~~only committee.~~

* * *

13 (19) "Principal campaign committee" means a ~~political~~ committee
14 designated by a candidate pursuant to R.S. 18:1491.3(A) or a ~~political~~ committee
15 which has designated subsidiary committee(s).

* * *

17 (22) "Subsidiary committee" means a ~~political~~ committee other than a
18 principal campaign committee, designated by a candidate or by a principal campaign
19 committee pursuant to R.S. 18:1491.3(B) or ~~R.S. 18:1491.3(C)~~ (C) to receive
20 contributions or make expenditures on behalf of the candidate or the principal
21 campaign committee.

* * *

23 (24) "Transfer of funds" means any money, regardless of amount, received
24 by a committee from another committee or money given by a committee to another
25 committee for any purpose provided for in R.S. 18:1505.2(I).

26 (25)(a) "Committee" means any legal entity, including an association or
27 political party, or other group of two or more persons, other than a husband and wife,
28 which receives or anticipates receiving contributions and makes or anticipates
29 making expenditures, and has the primary purpose of making contributions to or

1 expenditures to or on behalf of any state or local elected official, candidate,
2 campaign, or other committee. An entity shall not be a committee if the entity makes
3 expenditures for the purpose of supporting or opposing candidates or recalls using
4 only the entity's general revenues and does not receive contributions for the purpose
5 of supporting or opposing candidates or recalls. "Committee" includes any
6 independent expenditure-only committee, leadership committee, political committee,
7 or principal campaign committee, or subsidiary committee thereof.

8 (b) An entity that during a reporting period has supported candidates in states
9 other than Louisiana; has received less than fifty percent of its total receipts for the
10 applicable reporting period from Louisiana candidates or committees formed to
11 support Louisiana candidates; and has expended less than fifty percent, but not more
12 than fifty thousand dollars, of its total disbursements for the applicable reporting
13 period in support of or in opposition to Louisiana candidates shall not constitute a
14 "committee" for purposes of requirements of R.S. 18:1491.1 through 1491.9 which
15 would require such an entity to keep records and submit reports.

16 (26) "Coordinated expenditure" means an expenditure made by any person
17 in cooperation, consultation, or concert with, or at the request or suggestion of, a
18 candidate, his principal campaign committee or a subsidiary committee thereof, or
19 their agents for the purpose of supporting, opposing, or otherwise influencing the
20 nomination or election of the candidate.

21 (27) "Express advocacy" means communications containing express words
22 of advocacy of election, recall, or defeat, including but not limited to "vote for",
23 "elect", "support", "cast your ballot for", "Smith for Governor", "vote against",
24 "recall", "defeat", or "reject".

25 (28) "Joint fundraising agreement" means a written agreement between
26 committees or other organizations to engage in joint fundraising efforts,
27 proportionately share expenses of the joint fundraising, and distribute proceeds
28 according to an allotment schedule in accordance with R.S. 18:1491.9.

1 office other than a major office or district office shall not be considered in
2 determining whether the candidate has received a contribution in excess of ~~two~~
3 hundred five thousand dollars in the aggregate.

4 (3) Each ~~political~~ committee.

5 * * *

6 §1485. Filing; receipt by supervisory committee; special penalties

7 * * *

8 E.(1) Each person and ~~political~~ committee required to file reports pursuant
9 to this Chapter that receives contributions or loans in excess of fifty thousand dollars
10 in a calendar year or which makes expenditures in excess of fifty thousand dollars
11 in a calendar year, other than a candidate or ~~an authorized political~~ principal
12 campaign committee of a candidate or a subsidiary committee thereof or a political
13 committee of a recognized political party, shall file all reports required by this
14 Chapter electronically with the supervisory committee through the Board of Ethics
15 Computerized Data Management System as provided in R.S. 42:1158.

16 (2) In addition to any other applicable penalties, the failure of a person or
17 ~~political~~ committee required by Paragraph (1) of this Subsection to file a report
18 electronically shall subject such person or ~~political~~ committee to penalties of five
19 hundred dollars per day until the report is filed as required by this Subsection.

20 * * *

21 §1486. Proposition and recall elections; required reports; ~~recall elections~~

22 A.(1) Any person, including a ~~political~~ committee, who receives and accepts
23 any contribution, loan, or transfer of funds, or makes any expenditure in support of
24 or in opposition to a proposition or question submitted to the voters shall be required
25 to file reports of such contributions and expenditures.

26 (2) Any person, including a ~~political~~ committee, who receives and accepts
27 any contribution, loan, or transfer of funds, or makes any expenditure in support of
28 or in opposition to the recall of a public officer shall be required to file reports of
29 such contributions and expenditures.

1 (3) Except as otherwise specifically provided in this Section and in R.S.
2 18:1505.4 and 1505.5, the provisions for reporting and filing requirements,
3 prohibited practices, recordkeeping, and penalties applicable to ~~political~~ committees
4 shall apply to persons subject to the provisions of Paragraphs (1) and (2) of this
5 Subsection.

6 B. ~~These requirements~~ The requirements of Subsection A of this Section
7 shall be applicable only if the aggregate amount of contributions, loans, and transfers
8 of funds received and accepted or expenditures made equals or exceeds ~~two hundred~~
9 five thousand dollars at any time during the aggregating period; ~~except that, with~~
10 ~~regard to expenditures made in support of or in opposition to a proposition or~~
11 ~~question submitted to the voters by a person who is not a candidate or a member of~~
12 ~~the principal campaign committee of a candidate or of a political committee, these~~
13 ~~requirements shall be applicable only if the aggregate amount of expenditures made~~
14 ~~equals or exceeds one thousand dollars.~~ "Aggregating period" for purposes of this
15 Section shall mean the period from the date on which the first contribution is
16 received or the first expenditure is made by the person or ~~political~~ committee,
17 whichever is earlier, through the closing date for the last report required to be filed
18 in accordance with this Chapter.

19 C.(1) The reports required as provided in Paragraph A(1) of this Section
20 shall be filed not later than the thirtieth day prior to the election, which shall be
21 complete through the fortieth day prior to the election, not later than the tenth day
22 prior to the election, which shall be complete through the twentieth day prior to the
23 election, and not later than the fortieth day after the election, which shall be complete
24 through the thirtieth day after the election. During the period from midnight of the
25 twentieth day prior to the election and extending through midnight of election day
26 a report shall be filed within forty-eight hours after the time any contribution, loan,
27 or transfer of funds is received and accepted or expenditure in excess of ~~two hundred~~
28 five thousand dollars is made; if such time falls other than during regular working
29 hours, this report shall be filed with the supervisory committee on the next working

1 day after the report is otherwise due. Such report shall provide information relative
2 to such contributions, loans, and transfers of funds and expenditures in excess of ~~two~~
3 hundred five thousand dollars as provided in R.S. 18:1491.6(C). If the report filed
4 on the fortieth day after the election shows a deficit, the person or ~~political~~
5 committee reporting shall be required to file supplemental reports as required by R.S.
6 18:1491.6(D).

7 (2) Any person or ~~political~~ committee who is required to file reports as
8 provided in ~~Paragraph A(2)~~ Paragraph (A)(2) of this Section shall file reports as
9 provided in this Chapter according to the following schedule:

10 * * *

11 (d) If the recall effort is successful in having the recall question submitted
12 to the voters, the person or ~~political~~ committee shall be required to file reports as
13 provided in Paragraph (1) of this Subsection.

14 * * *

15 PART II. ~~POLITICAL~~ COMMITTEES

16 §1491.1. Registration of ~~political~~ committees

17 A. Each ~~political~~ committee, including a subsidiary committee, which knows
18 or anticipates that it will receive contributions or loans, make expenditures or loans,
19 or make a transfer of funds to or receive a transfer of funds from another committee
20 during a calendar year in the aggregate amount exceeding ~~five hundred~~ one thousand
21 dollars shall file a statement of organization with the supervisory committee annually
22 after January ~~+~~ first and no later than January ~~31~~ thirty-first of each calendar year.
23 Any such committee organized after January ~~31~~ thirty-first shall file the required
24 statement of organization no later than the tenth day after its organization. Any
25 committee which, after January ~~31~~ thirty-first, knows or anticipates that it will
26 receive contributions, loans, or transfers of funds or make expenditures, loans, or
27 transfers of funds in the aggregate in excess of ~~five hundred~~ one thousand dollars
28 during the calendar year shall file the required statement of organization within ten
29 days after the date on which it has information which causes it to know or anticipate

1 that it will receive such contributions, loans, or transfers of funds or make such
 2 expenditures, loans, or transfers of funds. If a ~~political~~ committee which knows or
 3 anticipates that it will receive contributions, loans, or transfers of funds or make
 4 expenditures, loans, or transfers of funds in the aggregate in excess of ~~five hundred~~
 5 one thousand dollars during a calendar year, is organized within ten days prior to any
 6 election, it shall file the statement of organization required by this Section no later
 7 than the third day after such organizing. Any committee required to file
 8 supplemental reports under the provisions of R.S. 18:1491.6 shall file the annual
 9 statement of organization. The supervisory committee shall issue a certificate of
 10 registration to each committee which submits the statement required by this
 11 Subsection.

B. The statement of organization shall include:

* * *

13
 14 (3) The name and address of the ~~campaign~~ treasurer of the committee, if any,
 15 and of any deputy ~~campaign~~ treasurers of the committee.

* * *

(5)

* * *

17
 18
 19 (d) A statement, if applicable, that the committee is organized as a leadership
 20 committee, an identification of the elected official with whom the committee is
 21 affiliated, and a certification by the committee that the committee is not making and
 22 will not make contributions, whether direct or in-kind, to the principal campaign
 23 committee of the elected official with which it is affiliated, or any subsidiary
 24 committee thereof, or expenditures for the purpose of supporting the election to
 25 public office of the elected official with which it is affiliated, or opposing the
 26 election to public office of any opponent of the elected official with which it is
 27 affiliated.

28 (e) A statement, if applicable, that the committee is organized as a joint
 29 fundraising committee pursuant to R.S. 18:1491.9 and the name and mailing address

1 of each committee and organization participating in the joint fundraising agreement
2 that designates the committee as the joint fundraising committee.

3 * * *

4 D. No committee shall receive contributions or loans, make expenditures or
5 loans or make a transfer of funds to or receive a transfer of funds from another
6 committee in the aggregate in excess of ~~five hundred~~ one thousand dollars in any
7 calendar year until it has filed the annual statement of organization required by this
8 Section. Any committee which violates the provisions of this Subsection shall be
9 subject to the penalties provided in R.S. 18:1505.5 and R.S. 18:1505.6.

10 * * *

11 §1491.2. Statement of dissolution

12 A.(1) Each ~~political committee, including any subsidiary committee,~~ which
13 after having filed an annual statement of organization wishes to dissolve shall file a
14 statement of dissolution with the supervisory committee prior to dissolving stating
15 that the committee has determined either of the following: or disband and (1)
16 ~~determines that~~

17 (a) That it no longer meets the criteria set forth in R.S. 18:1491.1(A), ~~or (2)~~
18 ~~determines that~~

19 (b) That it will no longer receive any contributions, loans, or transfers of
20 funds and will no longer make any expenditures, loans, or transfers of funds, ~~shall~~
21 ~~file a statement of dissolution with the supervisory committee prior to dissolving.~~

22 (2) No committee which has unpaid debts or obligations or which has any
23 funds on hand shall file a statement of dissolution; until any debts or obligations have
24 been paid or otherwise extinguished and any funds have been expended or otherwise
25 distributed.

26 (3) A statement of dissolution shall include the following: ~~(1) a~~

27 (a) A certified statement by the committee chairman and ~~campaign~~ treasurer,
28 if any, that the committee has not received contributions, transfers of funds, or loans,
29 or made expenditures, transfers of funds, or loans in the aggregate during the

1 calendar year in excess of ~~five hundred~~ one thousand dollars and does not anticipate
2 doing so, or ~~(2) a certified statement by the committee chairman and campaign~~
3 ~~treasurer, if any,~~ that the committee will receive no contributions, transfers of funds,
4 or loans and will make no expenditures, transfers of funds, or loans, during the
5 remainder of the calendar year.

6 ~~(b) The committee shall file a~~ A report of contributions and expenditures
7 containing the information required in R.S. 18:1491.7, ~~with the statement of~~
8 ~~dissolution.~~

9 B. No ~~political~~ committee shall dissolve or file a statement of dissolution as
10 provided in Subsection A ~~above~~ of this Section and reorganize under a modified
11 name, charter, or organizational structure ~~merely~~ as a subterfuge to avoid the
12 reporting and other requirements of this Part. Any committee which dissolves or
13 files a statement of dissolution as provided in Subsection A ~~above~~ of this Section and
14 is thereafter recreated with substantially the same membership and purposes with the
15 intent to avoid the requirements of this Part, for purposes of this Part, shall be
16 deemed not to have been dissolved and shall be subject to the provisions of this Part
17 as if no dissolution had taken place and no statement of dissolution filed. In
18 addition, any committee which violates the provisions of this Subsection shall be
19 subject to the penalties provided in R.S. 18:1505.4, 1505.5, and 1505.6 ~~R.S.~~
20 ~~18:1505.5, and R.S. 18:1505.6.~~

21 §1491.3. Principal campaign committees; subsidiary committees; consolidation of
22 reports

23 A. Each candidate may designate only one ~~political committee as his~~
24 principal campaign committee. Such designation shall be in writing and a copy
25 thereof shall be filed with the supervisory committee no later than ten days after such
26 designation is made. Any committee which designates subsidiary committees shall
27 be a principal campaign committee and shall file a self-designation as a principal
28 campaign committee with the supervisory committee at the time it first files a
29 designation of a subsidiary committee. A principal campaign committee of a

1 candidate shall report, in lieu of the candidate, all information required to be reported
2 by the candidate pursuant to R.S. 18:1495.4 and R.S. 18:1495.5.

3 * * *

4 §1491.4. ~~Campaign Committee~~ treasurers; campaign depositories; expenditures;
5 petty cash fund

6 A. The chairman of each ~~political~~ committee shall be the ~~campaign~~ treasurer
7 of the ~~political~~ committee, unless the ~~political~~ committee appoints a ~~campaign~~
8 treasurer. ~~Political committees~~ Committees also may appoint one or more deputy
9 ~~campaign~~ treasurers. The names and addresses of any ~~campaign~~ treasurer or deputy
10 ~~campaign~~ treasurer so appointed shall be filed with the supervisory committee in the
11 statement of organization required by R.S. 18:1491.1, or if appointed after the
12 statement of organization is filed, the names and addresses of any ~~campaign~~ treasurer
13 or deputy ~~campaign~~ treasurer shall be reported to the supervisory committee within
14 ten days following appointment.

15 B.(1) Any person may solicit contributions for or on behalf of the ~~political~~
16 committee, or sell political paraphernalia, ~~including such items as buttons, flags and~~
17 ~~literature~~, or tickets to a testimonial or other fund-raising event, provided that all
18 contribution(s) or proceeds are transmitted directly to the chairman of the ~~political~~
19 committee or its ~~designated~~ treasurer or a ~~designated~~ deputy treasurer of the
20 ~~committee~~ together with such information as may be required by this Chapter. No
21 chairman of a ~~political~~ committee or designated treasurer or deputy treasurer shall
22 accept such funds without such information and they shall be responsible under the
23 provisions of this Chapter for any errors and omissions in records or reports of such
24 funds. Any contributions or transfer of funds received by a ~~political~~ committee
25 which has appointed a ~~campaign~~ treasurer shall be transferred to the ~~campaign~~
26 treasurer.

27 (2) When any person who is not the ~~campaign~~ treasurer or a deputy treasurer
28 of a ~~political~~ committee makes any expenditure for the committee, he shall transmit
29 directly to the ~~campaign~~ treasurer or a deputy treasurer all information concerning

1 the expenditure required by this Chapter. The ~~campaign~~ treasurer of the committee
2 shall be responsible under the provisions of this Chapter for any errors or omissions
3 in the records or reports of such expenditures.

4 (3) For purposes of all reports required by this Chapter, all contributions
5 received by or transferred to a ~~campaign~~ treasurer or a deputy treasurer of a ~~political~~
6 committee, and all expenditures made by a ~~campaign~~ treasurer or a deputy treasurer
7 of a ~~political~~ committee or by any other person on behalf of the committee, shall be
8 considered contributions or expenditures of the ~~political~~ committee.

9 C. ~~Deputy campaign treasurers~~ A deputy treasurer of a committee may
10 exercise any of the powers and duties of a ~~campaign~~ treasurer as set forth in this
11 Chapter when specifically authorized to do so by the ~~campaign~~ treasurer and the
12 chairman of the ~~political~~ committee.

13 D.(1) The chairman of each ~~political~~ committee shall designate one or more
14 national or state banks or state or federally chartered savings and loan associations
15 or savings banks, or state or federally chartered credit unions, as the campaign
16 depositories of the committee and may invest in a money market mutual fund,
17 certificate of deposit, or United States treasury security and designate such
18 investment or fund as a campaign depository. The committee chairman, the
19 committee ~~campaign~~ treasurer, and any deputy treasurers shall deposit any
20 contributions received by them into an account or accounts maintained at such
21 depository or depositories. No expenditure shall be made by any committee
22 chairman, committee ~~campaign~~ treasurer, deputy treasurer, or any other person on
23 behalf of the committee, except by check drawn on such account or accounts, except
24 as specifically provided in Paragraph (2) of this Subsection and Subsection E of this
25 Section. Each check drawn on any such account shall be made payable to a specific
26 person, except a check made payable to petty cash. Each check drawn on such an
27 account shall indicate the objects or services for which such check is drawn and such
28 check shall be maintained as part of the records required by R.S. 18:1491.5. The
29 name and address of such campaign depository so designated shall be filed with the

1 supervisory committee in the statement of organization required by R.S. 18:1491.1.
2 If any additional depositories are designated, they shall be reported within ten days
3 following such designation as required by R.S. 18:1491.1.

4 (2) An expenditure may be made by a committee chairman, committee
5 ~~campaign~~ treasurer, deputy treasurer, or other authorized person on behalf of the
6 committee by electronic funds transfer provided that the transfer of funds is to a
7 specific person and that records are maintained as to the objects or services for which
8 such transfer of funds was made. Detailed records of each electronic fund transfer
9 shall be maintained as part of the records required by R.S. 18:1491.5.

10 (3) A ~~political~~ committee, which is not the principal campaign committee or
11 designated subsidiary committee of a candidate, or that makes a contribution to a
12 candidate or to the principal campaign committee or designated subsidiary
13 committee of a candidate shall clearly indicate to the candidate or the principal
14 campaign committee or designated subsidiary committee of the candidate that the
15 contribution is from a political committee either by a designation on the check or by
16 a separate notification attached to the contribution.

17 E. A ~~political~~ committee may maintain a petty cash fund or funds. A petty
18 cash fund shall be maintained on an imprest system, that is, expenditures may be
19 made in cash from the fund, and the fund shall from time to time be restored to its
20 original amount by a transfer of funds from other committee funds of a sum equal
21 to the aggregate of the sums expended from the fund. No expenditure in excess of
22 two hundred dollars shall be made from the petty cash fund, and no expenditure shall
23 be made from the petty cash fund for any personal services, except for gratuities paid
24 for the serving of food or drink. No expenditure shall be made from the petty cash
25 fund in violation of R.S. 18:1531. A complete record of petty cash expenditures
26 shall be maintained in accordance with the provisions of R.S. 18:1491.5(D).

27 §1491.5. Maintenance of records; valuation of in-kind contributions and
28 expenditures

1 A. The chairman of each ~~political~~ committee and the ~~campaign~~ treasurer, if
2 ~~the chairman does not act as campaign treasurer~~, shall be responsible for providing
3 and maintaining such records of ~~campaign~~ the finances of the committee as are
4 necessary to comply with the provisions of this Part, including but not limited to the
5 records specifically required by this Section.

6 B.(1) Except as otherwise provided in this Section, the ~~campaign~~ treasurer
7 of each ~~political~~ committee shall keep such records of ~~campaign~~ contributions
8 received and accepted by him or a deputy treasurer as shall be necessary to comply
9 with the provisions of this Part, including the names and addresses of all
10 contributors, and the date of each contribution, the amount or value of the
11 contribution of whatever value, and a description and valuation of all in-kind
12 contributions.

13 (2) Payments made to purchase raffle tickets, ~~campaign~~ or paraphernalia;
14 ~~such as campaign pins, buttons, badges, flags, emblems, hats, shirts, banners,~~
15 ~~literature, and similar items~~, other than expenditures made by a ~~political~~ committee
16 for its own paraphernalia, and payments for tickets to testimonials and similar
17 fundraising events are contributions, and records thereof shall be maintained,
18 provided that:

19 (a) In the case of any single transaction involving the sale of raffle tickets or
20 ~~of items such as campaign pins, buttons, badges, flags, emblems, hats, banners,~~
21 ~~literature, and similar material~~ paraphernalia which is for an amount not in excess
22 of ~~twenty-five~~ fifty dollars and the proceeds of which are received and deposited by
23 a political committee, no record need be kept by the ~~campaign~~ treasurer for such
24 recipient committee, except the total amount received and deposited from such sale
25 and the fact that such amount was received from such sale.

26 (b) No person shall sell or buy raffle tickets or ~~campaign~~ paraphernalia in
27 successive single transactions for amounts below those for which specific records are
28 required by this Paragraph as a subterfuge to avoid requirements of this Part that
29 names and addresses of contributors and dates and amounts of contributions be

1 recorded, aggregated, and reported. Such transactions shall be considered single
2 transactions and shall be recorded and reported as provided in this Part. Any person
3 who violates the provisions of this Section shall be subject to the penalties provided
4 in R.S. 18:1505.4, 1505.5, and 1505.6 ~~R.S. 18:1505.5, and R.S. 18:1505.6.~~

5 (3) The ~~campaign~~ treasurer of each ~~political~~ committee shall also keep such
6 records of campaign expenditures made or contracted as shall be necessary to
7 comply with the provisions of this Part, including the name and address of the person
8 or firm from whom goods or services were purchased or contracted, the date, the
9 amount or value and the purpose of the expenditure, a description of the goods or
10 services purchased or contracted, and a description and valuation of all in-kind
11 expenditures.

12 * * *

13 E. A record shall be kept of each loan made by the committee to or from any
14 person or ~~political~~ committee, together with the full name and address of the lender,
15 of the recipient of the proceeds of the loan, and of any person who makes any type
16 of security agreement binding himself or his property, directly or indirectly, for the
17 repayment of all or any part of the loan. In addition, a record shall be kept of the
18 repayment of each such loan and of the source of funds expended for repayment.

19 * * *

20 H. Expenditures made by a public relations firm, an advertising agency, or
21 agent for a ~~political~~ committee shall be considered expenditures of the ~~political~~
22 committee and must be specifically reported as required by this Part. Each such
23 firm, agency, or agent shall timely furnish to such ~~political~~ committee such
24 information relative thereto as may be required for compliance with this Part.
25 Failure by any such firm, agency or agent to timely furnish a ~~political~~ committee
26 such information required for compliance with this Part shall be grounds for a civil
27 action for damages.

28 I. A ~~campaign~~ treasurer shall preserve records required by this Part for six
29 years; ~~except~~ However, a ~~campaign~~ treasurer for a committee which supports only

1 one candidate shall preserve such records for two years after the final report which
2 he is required by this Part to file for the election has been filed, including any
3 supplemental reports required.

4 J. The accounts and records kept by a ~~campaign~~ treasurer under the
5 provisions of this Part shall be available for inspection or use by the supervisory
6 committee in connection with any investigation pursuant to this Chapter, or by any
7 grand jury or court in connection with any proceeding instituted under the provisions
8 of this Chapter; however, such accounts and records shall be kept strictly
9 confidential by the supervisory committee and any court, except to the extent any
10 contents thereof may become a public record in any judicial proceeding to enforce
11 the provisions of this Chapter.

12 §1491.6. Reports required; reporting times and periods

13 A. The chairman of a ~~political~~ committee and the ~~campaign~~ treasurer of the
14 committee, if any, shall be responsible for filing a report of all information required
15 in this Section and R.S. 18:1491.7 with the supervisory committee at the times
16 required in this Section. The ~~political~~ committee chairman and ~~campaign~~ treasurer
17 ~~of the committee~~, if any, shall certify, in each report, that the information contained
18 in the report is true and correct to the best of their knowledge, information, and
19 belief, that no expenditures have been made and no contributions have been received
20 that are not reported therein, and that no information required by this Part has been
21 deliberately omitted.

22 B. A report shall be filed for a ~~political~~ committee for each regularly
23 scheduled election in which the committee participates according to the following
24 schedule:

25 * * *

26 C. During the period beginning at midnight of the twentieth day prior to a
27 primary election and extending through midnight of primary election day, and during
28 the period beginning at midnight of the twentieth day prior to a general election and

1 extending through midnight of general election day, each committee which is
2 participating in the election shall file a report with the supervisory committee of:

3 (1)(a) The full name and address of each person from whom the committee
4 has received and accepted a contribution, loan, or transfer of funds during such
5 period in excess of the following amounts: a committee participating in the election
6 of a candidate for any major office, ~~one~~ two thousand dollars; a committee
7 participating in the election of a candidate for district office, ~~five hundred~~ one
8 thousand dollars; a committee participating in the election of a candidate for any
9 other office, ~~two~~ five hundred ~~fifty~~ dollars. If the committee is participating in the
10 election of candidates for offices with different reporting amounts, the amount shall
11 be the lowest for any candidate in whose election the committee is participating or
12 in which any committee is participating to which it makes or from which it receives
13 a transfer of funds.

14 * * *

15 (2) Any expenditure in excess of ~~two~~ five hundred dollars made to a
16 candidate, committee, or person required to file reports by this Chapter, who makes
17 endorsements, including the full name and address of each person to whom such
18 expenditure is made, the amount, date and purpose of each such expenditure, and a
19 brief description and valuation of an in-kind expenditure.

20 * * *

21 D.(1) If the final report of a ~~political~~ committee for an election, as required
22 by Paragraph (5), (6), or (7) of Subsection B of this Section, or the most recent
23 monthly report of a such committee pursuant to Subsection I of this Section shows
24 a deficit or a surplus, the chairman and treasurer of the committee, if any, shall file
25 supplemental reports with the supervisory committee of all information required in
26 R.S. 18:1491.7. Such reports shall be filed annually no later than February ~~fifteenth~~
27 twenty-eighth and shall be complete through the preceding December thirty-first.
28 Such a supplemental report shall be filed each year until a report has been filed
29 which shows no deficit and until any surplus campaign funds have been disposed of

1 in accordance with R.S. 18:1505.2(I). The report on surplus funds shall disclose the
2 disbursement of such funds in the same manner as expenditures are reported.

3 (2) A "deficit", for purposes of this Subsection, means debts or obligations
4 owed by the ~~political~~ committee which are required to be reported by R.S.
5 18:1491.7(B)(14).

6 (3)(a) A report need not be filed under this Subsection if the committee is
7 dissolved ~~or disbanded~~ and shows a deficit of less than ~~two thousand five hundred~~
8 five thousand dollars. However, if the ~~political~~ committee is dissolved ~~or disbanded~~
9 and its deficit is equal to or greater than ~~two thousand five hundred~~ five thousand
10 dollars, the ~~political~~ committee shall file supplemental reports with the supervisory
11 committee of all information required in R.S. 18:1491.7. Such report shall be filed
12 annually no later than February ~~fifteenth~~ twenty-eighth and shall be complete
13 through the preceding December thirty-first. Such report shall be filed each year for
14 five years or until a report has been filed which shows no deficit or surplus.

15 (b) However, if after five years ~~the political~~ a committee with a deficit
16 receives any contribution or if any repayment occurs on an outstanding debt or loan,
17 such ~~political~~ committee shall file a supplemental report by the following February
18 ~~fifteenth~~ twenty-eighth which shall be complete through the preceding December
19 thirty-first.

20 (c) If the ~~political~~ committee has surplus campaign funds, a report need not
21 be filed under this Subsection if such ~~political~~ committee files an annual report in
22 accordance with Subsection E of this Section which includes such surplus campaign
23 funds.

24 E. A report shall be filed for each committee of all information required in
25 R.S. 18:1491.7 no later than February ~~fifteenth~~ twenty-eighth of each year which
26 shall be complete as of the preceding December thirty-first. The annual report
27 required by this Subsection shall not be required:

28 * * *

1 G. The reporting period for all reports of ~~political~~ committees, except the
2 first report of a committee, shall be the period from the time through which the
3 preceding report was complete through the closing date for the particular report. The
4 reporting period for the first report of a committee shall be the period from the time
5 when the committee was organized through the closing date for the particular report.

6 * * *

7 I.(1) A political committee ~~other than a principal or subsidiary campaign~~
8 ~~committee of a candidate~~ or an independent expenditure-only committee, may file
9 monthly reports due no later than the ~~tenth~~ fifteenth day of the month following a
10 month in which the committee accepts a contribution or some other receipt or makes
11 an expenditure or some other disbursement rather than file the reports otherwise
12 required by ~~Subsections B, (C)(1), and F~~ Subsections B and F and Paragraph (C)(1)
13 of this Section.

14 (2) Such monthly reports shall include all of the information required to be
15 included in a report pursuant to R.S. 18:1491.7.

16 (3) A political committee or an independent expenditure-only committee
17 wishing to file monthly reports may do so upon written notification to the
18 supervisory committee of its intention to do so delivered to the supervisory
19 committee no less than forty-five days prior to the due date for the next report the
20 committee would otherwise be required to file. The committee shall file its first
21 monthly report no later than the month following the month in which such
22 notification is so delivered. Such report shall include all information required for
23 reports pursuant to R.S. 18:1491.7 for the period since the committee's last report.

24 (4) Nothing in this Subsection shall exempt a political committee or an
25 independent expenditure-only committee from filing the reports required by
26 Paragraphs (2) and (3) of Subsection C of this Section.

27 J. The provisions of this Section shall not apply to reports filed by a
28 leadership committee.

29 §1491.6.1. Leadership committees; reports required

1 A. A leadership committee shall file monthly reports due no later than the
2 fifteenth day of the month following a month in which the committee accepts a
3 contribution or some other receipt or makes an expenditure or some other
4 disbursement.

5 B. Monthly reports filed as provided in this Section shall include all of the
6 information required to be included pursuant to R.S. 18:1491.7.

7 §1491.7. Reports; contents

8 A.(1) Unless otherwise specifically provided, each report required by this
9 Part shall contain the following information:

10 ~~(1)~~ (a) ~~the~~ The name and address of the ~~political~~ committee for whom the
11 report is ~~filed~~; filed.

12 ~~(2)~~ (b) ~~the~~ The name and address of the treasurer completing the ~~report~~;
13 report.

14 ~~(3)~~ (c) ~~the~~ The names and addresses of the committee chairman and of the
15 other principal ~~officers~~; officers.

16 (2) Unless otherwise specifically provided, each report by a political
17 committee, principal campaign committee, or independent expenditure-only
18 committee required by this Part shall contain the following information:

19 ~~(4)~~ (a) ~~the~~ The name, address, office sought, and party affiliation of each
20 candidate whom the committee is supporting or opposing, and a designation as to
21 whether such committee is supporting or opposing such ~~candidate~~; candidate.

22 ~~(5)~~ (b) ~~whether~~ Whether the committee is supporting or opposing the entire
23 ticket of any party, and, if so, the name of the ~~party~~; party.

24 ~~(6)~~ (c) ~~if~~ If the report is for a principal campaign committee, a statement that
25 the committee is a principal campaign committee and the name of the candidate, ~~if~~
26 ~~any~~; and of all subsidiary committees for whom the principal campaign committee
27 is reporting and the address of such committees, or if a committee has no address,
28 the address of the committee chairman.

1 annual report due by February ~~fifteenth~~ twenty-eighth complete through the
2 preceding December thirty-first.

3 * * *

4 (5)(a) The gross proceeds received and accepted by the ~~political~~ committee
5 during the reporting period from the sale of ~~items such as political campaign pins,~~
6 ~~buttons, badges, flags, emblems, hats, banners, literature, and similar materials~~
7 paraphernalia. Purchases of ~~campaign items and materials~~ paraphernalia from the
8 committee which are made by the same person and are of such amount as to be
9 reportable, either singly or in the aggregate, as provided in Paragraph (4) of this
10 Subsection, shall be so reported; however, single transactions to purchase ~~campaign~~
11 ~~items or materials~~ paraphernalia which are not in excess of ~~twenty-five~~ fifty dollars
12 must be reported only in the report of gross proceeds and shall not be required to be
13 reported as provided in Paragraph (4) of this Subsection.

14 (b) The gross proceeds received and accepted by the ~~political~~ committee
15 during the reporting period from the sale of raffle tickets. Purchases of raffle tickets
16 that are made by the same person and are of such amount as to be reportable, either
17 singly or in the aggregate, as required in Paragraph (4) of this Subsection, shall be
18 so reported; however, single transactions to purchase raffle tickets which are not in
19 excess of ~~twenty-five~~ fifty dollars must be reported only in the report of gross
20 proceeds and shall not be required to be reported as provided in Paragraph (4) of this
21 Subsection.

22 (6) The gross proceeds received and accepted by the ~~political~~ committee
23 during the reporting period from the sale of tickets to testimonials or similar
24 fundraising events. The proceeds of any such sale shall be considered a contribution,
25 and such contributions shall also be reported as provided in Paragraph (4).

26 (7) The name and address of each ~~political~~ committee from which the
27 reporting ~~political~~ committee received and accepted any transfer of funds during the
28 reporting period, and the amount of each such transfer.

1 political campaign, including but not limited to loans required to be reported under
2 Paragraph (10) of this Subsection.

3 * * *

4 (18) The name and address of each ~~political~~ committee to which the
5 reporting ~~political~~ committee made a transfer of funds, during the reporting period,
6 and the date and amount of each such transfer.

7 * * *

8 (22) The total amount of expenditures during the reporting period made in
9 relation to the publication, distribution, transportation, or transmission of statements
10 relative to candidates ~~or propositions~~ which do not fully disclose the name of the
11 individual or the name of the association, organization, committee, or corporation
12 and the full and correct name and address of its chairman or other chief
13 administrative officer and whether or not such individual, association, organization,
14 committee, or corporation supports or opposes such candidate ~~or proposition~~.

15 C.(1) Expenditures made by a public relations firm, an advertising agency,
16 or agent for a ~~political~~ committee shall be considered expenditures of the ~~political~~
17 committee and must be reported as required by this Section. Each such firm, agency,
18 or agent, which makes any expenditure for any ~~political~~ committee shall timely
19 furnish to such ~~political~~ committee such information relative thereto as may be
20 required for compliance with this Part.

21 (2) The committee may report expenditures made to a public relations firm,
22 advertising agency, or agent as an expenditure made to the public relations firm.
23 advertising agency, or agent if the expenditure is less than five thousand dollars.
24 However, expenditures of five thousand dollars or more made to a public relations
25 firm, advertising agency, or agent shall be reported as expenditures made to the
26 payee.

27 * * *

28 §1491.8. Small campaigns; affidavit in lieu of reports

1 Any ~~political~~ committee which did not receive a contribution in excess of ~~two~~
2 five hundred dollars and which did not make expenditures totaling in excess of five
3 ten thousand dollars in the aggregate during the aggregating period, may file an
4 affidavit setting out such facts, in lieu of any report required by R.S. 18:1491.6; but
5 a separate affidavit shall be required in lieu of any such report.

6 §1491.9 Joint fundraising; joint fundraising representative or committee; authority,
7 requirements, and prohibitions

8 A.(1) Committees may, pursuant to a written joint fundraising agreement,
9 engage in joint fundraising efforts with other committees registered with the
10 supervisory committee pursuant to this Chapter, committees registered with the
11 Federal Election Commission, or with unregistered committees and organizations
12 including any of the following:

13 (a) A principal campaign committee.

14 (b) A state party central committee, or committee designated thereby.

15 (c) A leadership committee.

16 (d) An independent expenditure-only committee.

17 (e) An organization exempt from federal income tax under Section 501 of
18 the Internal Revenue Code.

19 (f) An entity that accepts contributions and makes expenditures for a
20 gubernatorial transition and inauguration pursuant to R.S. 18:1501.3.

21 (2) For purposes of this Section, "participants" means all committees and
22 organizations that enter into a joint fundraising agreement.

23 B.(1) Prior to engaging in joint fundraising activities, the participants shall
24 execute a joint fundraising agreement. The agreement shall designate a joint
25 fundraising representative as provided in Subsection C of this Section and establish
26 an allocation formula as provided in Subsection E of this Section.

27 (2) The joint fundraising representative shall file the written agreement with
28 the supervisory committee within ten days after the date that the agreement is
29 executed. If a committee is designated as the joint fundraising representative, the

1 committee chairman shall file the written joint fundraising agreement with the
2 supervisory committee within ten days after the date that the agreement is executed
3 or within ten days following the date that the committee's statement of organization
4 is filed with the supervisory committee, whichever is later. A joint fundraising
5 committee's statement of organization and written joint fundraising agreement may
6 be filed electronically by facsimile or through the Board of Ethics Computerized
7 Data Management System as provided in R.S. 18:1485 and R.S. 42:1158.

8 (3) The joint fundraising representative shall retain the written joint
9 fundraising agreement for a period of at least six years following the last joint
10 fundraising effort conducted pursuant to the agreement.

11 C. The participants shall designate a joint fundraising representative pursuant
12 to one of the following:

13 (1) The participants may designate a person, including a professional
14 fundraising firm, accounting firm, or other agent, to serve as the joint fundraising
15 representative. In such case, each participant shall report the contributions received
16 through a joint fundraising effort as if the contributions were received directly by the
17 participant from the contributor and as if the participant's share of expenses of the
18 joint fundraising effort were made directly by the participant, to be reported as an
19 expenditure of the participant. Notwithstanding R.S. 18:1483(17), a person shall not
20 be considered a political committee if acting solely as a financial agent to solicit and
21 receive contributions for participants, distribute contributions to participants, or
22 make expenditures on behalf of participants as provided in this Section.

23 (2) The participants may designate a political committee to serve as the joint
24 fundraising representative, referred to in this Section as a "joint fundraising
25 committee". A joint fundraising committee shall report all contributions made to the
26 joint fundraising effort as contributions to the joint fundraising committee and shall
27 report the distribution of proceeds pursuant to this Section as expenditures made to
28 the participants pursuant to R.S. 18:1491.6, 1491.6.1, and 1491.7. Each participant
29 shall report the amounts received from the joint fundraising committee as

1 contributions from each contributor. The joint fundraising committee chairman shall
2 be responsible for all duties of the joint fundraising representative provided for in
3 this Section. Within ten days following the execution of the joint fundraising
4 agreement, the joint fundraising committee shall file a statement of organization with
5 the supervisory committee as provided in R.S. 18:1491.1.

6 D.(1) The joint fundraising representative shall make expenditures and shall
7 collect contributions, pay fundraising costs from gross proceeds and from funds
8 advanced by participants, and disburse net proceeds to each participant as provided
9 in this Section.

10 (2) The joint fundraising representative shall be responsible for managing
11 all joint fundraising activities, including but not limited to the following:

12 (a) Recordkeeping and reporting as required by this Chapter or federal law.

13 (b) Collecting all contributions on behalf of the participants.

14 (c) Paying all costs of the joint fundraising effort incurred with gross
15 proceeds from the dedicated depository account or from funds contributed to the
16 dedicated depository account by the participants.

17 (d) Distributing net proceeds to each participant according to the allocation
18 formula or as otherwise provided in this Section.

19 E. The allocation formula adopted by the participants shall be stated in the
20 written agreement as the amount or percentage of each contribution received to be
21 allocated to each participant. If a participant participates solely for purposes of
22 receiving contributions to retire outstanding debts, the allocation formula shall
23 provide that if contributions allocated to the participant exceed the outstanding debts,
24 the allocation formula shall be adjusted.

25 F. The joint fundraising representative shall establish a dedicated depository
26 account to be used solely for the receipt of contributions received through the joint
27 fundraising effort, the payment of costs associated with the joint fundraising effort,
28 and distribution of contributions received to the participants. Only lawful

1 contributions and advanced funds shall be deposited into the dedicated depository
2 account.

3 G.(1) The fundraising representative shall collect and provide to participants
4 all contributor information required by R.S. 18:1491.7.

5 (2) Participants shall provide to the joint fundraising representative all
6 contributor information related to contributions received by the participant during
7 the contribution period.

8 (3) Prior to distributing any contributions received through the joint
9 fundraising effort, the joint fundraising representative and participants shall review
10 contributor records and determine whether any contributions violate the provisions
11 of this Chapter.

12 H.(1) Except as provided in Paragraph (2) of this Subsection, the amount of
13 funds advanced by each participant for fundraising costs shall be made in proportion
14 to the allocation formula.

15 (2) A participant may advance more than its proportionate share of the
16 fundraising costs, however, the amount advanced in excess of the participant's
17 proportionate share shall be considered a contribution made to the other participants
18 in accordance with the allocation formula, subject to the contribution limitations
19 provided in R.S. 18:1505.2.

20 I.(1) A person not otherwise prohibited by this Chapter from making
21 contributions to each participant may make a contribution to a joint fundraising
22 effort, subject to the contribution limits provided in R.S. 18:1505.2.

23 (2) The maximum contribution that may be received by the joint fundraising
24 representative from a contributor shall not exceed the contribution limitations set
25 forth in R.S. 18:1505.2 for each participant in the aggregate less any contributions
26 previously received by each respective participant from the specific contributor.

27 (3) Contributions may be designated by a contributor for a specific
28 participant or participants. The calculation of the maximum contribution limitation

1 for that specific contribution shall only include the maximum lawful amount for the
2 participant or participants from the particular contributor.

3 (4) For purposes of calculating the maximum contribution limitation, gross
4 proceeds shall be considered for the calculation of the amount of funds received by
5 each participant.

6 J. The joint fundraising representative shall deposit all contributions received
7 through the joint fundraising effort in the dedicated depository account. If one or
8 more participants may lawfully accept contributions that another participant may not
9 lawfully accept, the joint fundraising representative may either deposit such
10 contributions in a second depository account established for that purpose or may
11 forward such contributions directly to the appropriate participant or participants.

12 K.(1) The joint fundraising representative may distribute fundraising
13 proceeds to participants only after sufficient contributions are received and
14 correlating fundraising costs are paid.

15 (2) For reporting purposes, the date a contribution is deposited in the account
16 of the party responsible for reporting the contribution shall be deemed the date of
17 receipt of the contribution. For electronic transmission of a contribution, the date of
18 the completed transmission to the party responsible for reporting the contribution
19 shall be deemed the date of the receipt of the contribution.

20 (3) Participants shall report joint fundraising proceeds in accordance with
21 R.S. 18:1491.6, 1491.6.1, and 1491.7 in the reporting period in which they are
22 received by the participant. If any contributor's information is not known by the
23 close of the reporting period, the participant or participants shall report all available
24 information and amend the appropriate report once all contributor information is
25 known, but no later than fifteen days after the close of the reporting period.

26 L.(1) Reallocation of surplus funds shall be based upon the remaining
27 participants' proportionate shares under the allocation formula. However, if
28 reallocation would result in a violation of a contribution limit provided in R.S.

1 18:1505.2 or federal law, the joint fundraising representative shall return to the
2 contributor the amount of the contribution that exceeds the limit.

3 (2) Notwithstanding Paragraph (1) of this Subsection, designated
4 contributions which exceed the contributor's limit to the designated participant may
5 not be reallocated by the fundraising representative without the prior written
6 permission of the contributor.

7 M.(1) Fundraising costs of a joint fundraising event shall be paid by the joint
8 fundraising representative from the gross proceeds of the event.

9 (2) The joint fundraising representative shall calculate each participant's
10 proportionate share of fundraising costs based on the allocation formula set forth in
11 the joint fundraising agreement. If any contributions are received from prohibited
12 sources and distributed only to participants that may lawfully accept such
13 contributions or contributions are designated for a certain participant or participants,
14 those funds shall not be included in gross proceeds for the purpose of allocating
15 expenses.

16 (3) The joint fundraising representative shall calculate each participant's
17 share of the proceeds by subtracting fundraising costs from the gross proceeds and
18 allocating the remaining amount in accordance with the allocation formula.

19 (4) The costs from a series of fundraising events or activities shall be
20 allocated among the participants of each individual event.

21 N. Any solicitation for contributions made pursuant to this Section shall
22 include a joint fundraising notice. The notice may be made accessible via a
23 hyperlink or QR code, provided the recipient shall take no more than one action to
24 view the disclaimer. The notice shall include the following information:

25 (1) The names of all the participants of the joint fundraising effort.

26 (2) The allocation formula adopted by the participants.

27 (3) A statement that, notwithstanding the allocation formula, a contributor
28 may designate a contribution for a particular participant or participants.

1 the provisions of this Chapter for any errors and omissions in records or reports for
2 such funds. Any contribution received by a candidate who has appointed a campaign
3 treasurer shall be transferred to the campaign treasurer.

4 (2) When any person who is not the campaign treasurer ~~or a deputy treasurer~~
5 of a candidate makes any expenditure for the candidate, he shall transmit directly to
6 the campaign treasurer ~~or a deputy treasurer~~ all information concerning the
7 expenditure required by this Chapter. The candidate and his campaign treasurer, if
8 any, shall be responsible under the provisions of this Chapter for any errors or
9 omissions in the records or reports of such expenditures.

10 (3) For purposes of all reports required by this Chapter, all contributions
11 received by or transferred to a campaign treasurer ~~or a deputy treasurer~~ of a
12 candidate and all expenditures made by a campaign treasurer ~~or a deputy treasurer~~
13 ~~of a candidate~~ or by any other person on behalf of the candidate, shall be considered
14 contributions or expenditures of the candidate.

15 C. ~~Deputy campaign treasurers of a candidate may exercise any of the~~
16 ~~powers and duties of a campaign treasurer as set forth in this Chapter when~~
17 ~~specifically authorized to do so by the campaign treasurer and the candidate.~~

18 ~~D.~~(1) The candidate shall designate one or more national or state banks or
19 state or federally chartered savings and loan associations or savings banks, or state
20 or federally chartered credit unions, as his campaign depositories and may invest in
21 a money market mutual fund and designate such fund as a campaign depository. The
22 candidate; and his campaign treasurer; ~~and any deputy treasurers~~ shall deposit any
23 contributions received by them into an account or accounts maintained at such
24 depository or depositories. No expenditure shall be made by any candidate,
25 campaign treasurer, ~~deputy treasurer~~, or any other person on behalf of the candidate,
26 except by check drawn on such account or accounts, except as specifically provided
27 in Paragraph (2) of this Subsection and Subsection ~~E~~ D of this Section. Each check
28 drawn on any such account shall be made payable to a specific person, except a
29 check made payable to petty cash. Each check drawn on such an account shall

1 indicate the objects or services for which such check is drawn and such check shall
2 be maintained as part of the records required by R.S. 18:1495.3. The name and
3 address of each campaign depository so designated shall be filed with the
4 supervisory committee in the first report after such designation. If any additional
5 depositories are designated, they shall be reported in the first report following such
6 designation.

7 (2) An expenditure may be made by the candidate, campaign treasurer,
8 ~~deputy treasurer~~, or other authorized person on behalf of the candidate by electronic
9 funds transfer provided that the transfer of funds is to a specific person and that
10 records are maintained as to the objects or services for which such transfer of funds
11 was made. Detailed records of each electronic fund transfer shall be maintained as
12 part of the records required by R.S. 18:1495.3.

13 E.D. A candidate may maintain a petty cash fund or funds. A petty cash
14 fund shall be maintained on an imprest system, that is, expenditures may be made
15 in cash from the fund, and the fund shall from time to time be restored to its original
16 amount by a transfer of funds from other funds of the candidate of a sum equal to the
17 aggregate of the sums expended from the fund. No expenditure in excess of two
18 hundred dollars shall be made from the petty cash fund, and no expenditure shall be
19 made from the petty cash fund for any personal services, except for gratuities paid
20 for the serving of food or drink. No expenditure shall be made from the petty cash
21 fund in violation of R.S. 18:1531. A complete record of petty cash expenditures
22 shall be maintained in accordance with the provisions of R.S. 18:1495.3(D).

23 E. Any person not prohibited by law from doing so, including any candidate
24 or elected official, may solicit contributions on behalf of any committee. Any such
25 contributions shall be considered contributions made to the committee and reported
26 by the respective committee pursuant to R.S. 18:1491.6 and 1491.7.

27 §1495.3. Maintenance of records; valuation of in-kind contributions and
28 expenditures

29 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 C. During the period beginning at midnight of the twentieth day prior to a
2 primary election and extending through midnight of primary election day, and during
3 the period beginning at midnight of the twentieth day prior to a general election and
4 extending through midnight of general election day, each candidate shall file a report
5 with the supervisory committee of:

6 (1)(a) The full name and address of each person from whom the candidate
7 has received and accepted a contribution or loan during such period in excess of the
8 following amounts: a candidate for any major office, ~~one~~ two thousand dollars; a
9 candidate for district office, ~~five hundred~~ one thousand dollars; a candidate for any
10 other office, ~~two hundred fifty~~ five hundred dollars.

11 * * *

12 (2) Any expenditure in excess of ~~two~~ five hundred dollars made to a
13 candidate, committee, or person required to file reports by this Chapter, who makes
14 endorsements, including the full name and address of each person to whom such
15 expenditure is made, the amount, date, and purpose of each such expenditure, and
16 a brief description and valuation of an in-kind expenditure.

17 * * *

18 D.(1) If the final report of a candidate for an election, as required by
19 Paragraph (5), (6), or (7) of Subsection B of this Section, shows a deficit or a surplus,
20 the candidate and his treasurer, if any, shall file supplemental reports with the
21 supervisory committee of all information required in R.S. 18:1495.5. Such reports
22 shall be filed annually no later than February ~~fifteenth~~ twenty-eighth and shall be
23 complete through the preceding December thirty-first. Such a supplemental report
24 shall be filed each year until a report has been filed which shows no deficit and until
25 any surplus campaign funds have been disposed of in accordance with R.S.
26 18:1505.2(I). The report on surplus funds shall disclose the disbursement of such
27 funds in the same manner as expenditures are reported.

28 * * *

1 or in the aggregate, as provided in Paragraph (4) of this Subsection, shall be so
2 reported; however, single transactions to purchase raffle tickets which are not in
3 excess of ~~twenty-five~~ fifty dollars must be reported only in the report of gross
4 proceeds and shall not be required to be reported as provided in Paragraph (4) of this
5 Subsection.

6 * * *

7 (9) The date and amount of each loan for campaign purposes made or
8 received by the candidate to or from any person or ~~political~~ committee during the
9 reporting period, together with the full name and address of the lender, of the
10 recipient of the proceeds of the loan, and of any person who makes any type of
11 security agreement binding himself or his property, directly or indirectly, for the
12 repayment of all or any part of the loan.

13 * * *

14 C.(1) Expenditures made by a public relations firm, an advertising agency,
15 or agent for a candidate shall be considered expenditures of the candidate and must
16 be reported as required by this Section. Each such firm, agency, or agent which
17 makes any expenditure for any candidate shall timely furnish to such candidate such
18 information relative thereto as may be required for compliance with this Part.

19 (2) The candidate may report expenditures made to a public relations firm,
20 advertising agency, or agent as an expenditure made to the public relations firm.
21 advertising agency, or agent if the expenditure is less than five thousand dollars.
22 However, expenditures of five thousand dollars or more made to a public relations
23 firm, advertising agency, or agent shall be reported as expenditures made to the
24 payee.

25 * * *

26 §1495.6. Small campaigns; affidavit in lieu of reports

27 Any candidate, for a major or district office required by this Chapter to file
28 reports of information as provided in R.S. 18:1495.5, who did not receive a
29 contribution in excess of ~~two~~ five hundred dollars and who did not make

1 expenditures totaling in excess of ~~five~~ ten thousand dollars in the aggregate during
2 the aggregating period, may file an affidavit setting out such facts in lieu of each
3 report required by R.S. 18:1495.4, but a separate affidavit shall be required in lieu
4 of each such report.

5 * * *

6 §1501.1. Reports by persons not candidates or committees

7 A.(1)(a) Any person, other than a candidate or a ~~political~~ committee, who
8 makes any expenditure ~~or who accepts a contribution, other than to or from a~~
9 ~~candidate or to or from a political committee,~~ provided for in Subparagraph (b) of
10 this Paragraph for express advocacy supporting or opposing the nomination or
11 election of a person to public office, the recall of a public official, or a proposition
12 or question submitted to the voters, or for a communication for which the only
13 reasonable conclusion to be drawn from the presentation and content is that it is
14 intended to appeal to vote for or against a specific candidate or for or against the
15 recall of a specific elected official shall file reports if ~~either said~~ such expenditures
16 ~~or said contributions~~ exceed ~~five hundred~~ one thousand dollars in the aggregate
17 during the aggregating period as defined for committees.

18 (b) Reporting is required for the following expenditures, only:

19 (i) Paid advertising disseminated through any federally regulated broadcast
20 media.

21 (ii) Any mass mailing of more than five hundred pieces of identical or
22 substantially similar materials within any thirty day period, or phone bank of more
23 than five hundred telephone calls of an identical or substantially similar nature
24 within any thirty day period.

25 (iii) Paid digital advertising or publication of paid print advertising which
26 contains the name or image of a candidate that is made within thirty days before a
27 primary, party primary, or second party primary election or sixty days before any
28 other election in which the candidate will appear on the ballot and is targeted to the
29 relevant electorate in the geographic area the candidate would represent if elected.

1 (2)(a) Each person, other than a candidate or ~~political~~ committee, who makes
2 an expenditure on behalf of a candidate, independent expenditure-only committee,
3 political committee, or principal campaign committee for purposes of canvassing,
4 irrespective of the amount expended, shall submit in writing to the respective
5 candidate or ~~political~~ committee on whose behalf such expenditure was made the full
6 name; and address ~~and the last four digits of the social security number~~ of each
7 individual to whom such an expenditure was made.

8 (b) Each person, other than a candidate or committee, who makes an
9 expenditure on behalf of a candidate, independent expenditure-only committee,
10 political committee, or principal campaign committee for purposes of canvassing in
11 an amount of at least six hundred dollars shall maintain for six years a written record
12 of the last four digits of the social security number of each individual to whom such
13 expenditure was made or submit in writing to the respective candidate or committee
14 on whose behalf such expenditure was made the last four digits of the social security
15 number of each individual to whom such expenditure was made.

16 B. Such reports shall be filed at the same time, shall contain the same
17 information, and shall be certified correct in the same manner as reports required of
18 ~~political~~ principal campaign committees by this Chapter. However, a person that is
19 not a candidate or committee shall not be required to include in such reports
20 information about contributions or contributors or identify contributors, unless a
21 contributor has designated his contribution for the purpose of supporting, opposing,
22 or otherwise influencing the nomination or election of a person to public office or
23 the recall of a public officer; in which case, such reports shall include the name and
24 address of the contributor who made the designated contribution and the amount and
25 date of the designated contribution.

26 C. In addition to the reports filed in Subsection B of this Section, during the
27 period beginning at midnight of the twentieth day prior to a primary election and
28 extending through midnight of primary election day, and during the period beginning
29 at midnight of the twentieth day prior to a general election and extending through

1 midnight of general election day, any person, other than a candidate or a ~~political~~
2 committee, who makes any expenditure ~~or who accepts a contribution~~ provided for
3 in Subsection A of this Section, other than to ~~or from~~ a candidate or to ~~or from~~ a
4 ~~political~~ committee, shall file a report with the supervisory committee of:

5 (1) The full name and address of each person ~~from whom such person has~~
6 ~~received and accepted a contribution, or~~ to whom such person has made an
7 expenditure during such period in excess of ~~the following amounts:~~ one thousand
8 dollars.

9 (a) ~~In support or opposition to a candidate for any major office, one thousand~~
10 ~~dollars.~~

11 (b) ~~In support or opposition to a candidate for district office, five hundred~~
12 ~~dollars.~~

13 (c) ~~In support or opposition to a candidate for any other office, five hundred~~
14 ~~dollars.~~

15 (2) Each report required by this Subsection shall be filed within forty-eight
16 hours after the time the ~~contribution is received or~~ expenditure is made. If such time
17 falls ~~other than during~~ outside of regular working office hours, the report shall be
18 filed as soon as possible after the opening of the office of the supervisory committee
19 on the next working day after the time at which the report is otherwise due.

20 * * *

21 §1501.3. Gubernatorial transition and inauguration; contribution limits; reports

22 * * *

23 C. On or before the sixtieth day after the gubernatorial inauguration and by
24 February ~~fifteenth~~ twenty-eighth annually thereafter until all contributions have been
25 expended or used, the governor shall file an all-inclusive report with the supervisory
26 committee. Each report shall be complete through January thirty-first. Each report
27 ~~which~~ shall state:

28 * * *

29 §1505.2. Contributions; expenditures; certain prohibitions and limitations

1 a receipt for the exact amount of the contribution; such receipt shall contain the name
 2 and address of the contributor, shall be signed by the contributor, and the candidate
 3 or committee receiving the contribution shall retain a copy of the receipt. If the
 4 contributor refuses to furnish his name or address or refuses to sign the receipt, the
 5 contribution shall be immediately returned to said contributor. If the contributor is
 6 unable to write, he shall affix his mark to the receipt, and the person receiving the
 7 contribution shall affix the name of the incapacitated person to the receipt, provided
 8 he does so in the presence of a witness who shall also sign his name as witness to the
 9 mark. The copy of the receipt retained by the candidate or committee provided for
 10 in this Subsection shall be available to the supervisory committee for inspection.
 11 The supervisory committee shall promulgate rules and regulations relative to the
 12 receipt required by this Subsection.

13 D.

14 * * *

15 (3)

16 * * *

17 (b)(i) No organization shall directly or indirectly have as a condition of
 18 membership or participation the requirement that a person make a contribution to
 19 such organization which will be used by such organization for the purpose of
 20 supporting, opposing, or otherwise influencing the nomination or election of any
 21 person to public office, for the purpose of supporting or opposing a proposition or
 22 question submitted to the voters, or for the purpose of supporting or opposing the
 23 recall of a public officer.

24 * * *

25 (c) For the purposes of this Paragraph, "organization" shall mean a
 26 partnership, association, labor union, ~~political committee~~, corporation, or other legal
 27 entity, including its subsidiaries. For purposes of this Paragraph, "organization" does
 28 not include a political committee or independent expenditure-only committee.

1 (4) No ~~political~~ committee, candidate, or other person shall knowingly and
2 willfully make a contribution or expenditure using funds which were obtained
3 through practices prohibited in this Subsection.

4 (5) Any contribution received by a candidate, ~~political~~ committee, or other
5 person required to file reports under this Chapter which was obtained through
6 practices prohibited in this Subsection shall be reported as provided in R.S.
7 18:1491.7(B)(21) and 1495.5(B)(20) and shall escheat to the state and shall be paid
8 over to the state by such candidate, ~~political~~ committee, or other such person.

9 * * *

10 F. No profit or nonprofit corporation, labor organization, or trade, business,
11 or professional association shall make any ~~campaign~~ contribution or expenditure
12 unless specifically authorized to do so whether: by the vote of the board of directors
13 of the corporation, of the executive board of the labor organization or of the trade,
14 business, or professional association at a regular or special meeting thereof; by the
15 president, vice president, secretary, or treasurer of a corporation or labor
16 organization whom the board has specifically empowered to authorize such
17 contributions or expenditures, or, for a corporation, by any other person designated
18 by resolution of the board of directors of a corporation to authorize contributions or
19 expenditures; or by a vote of the membership of the labor organization. No profit or
20 nonprofit corporation, labor organization or trade, business, or professional
21 association shall make any contribution or expenditure, other than an in-kind
22 contribution or expenditure, except by check.

23 G. No committee shall receive contributions or loans or make expenditures
24 or loans, or make or receive a transfer of funds to or from another committee in the
25 aggregate in excess of ~~five hundred~~ one thousand dollars during a calendar year until
26 it has filed the annual statement of organization required by R.S. 18:1491.1. The
27 chairman and the treasurer of any committee which violates the provisions of this
28 Subsection shall be subject to the penalties provided in this Part. No candidate shall
29 make a contribution to any committee required to file an annual statement of

1 organization by the provisions of R.S. 18:1491.1 which has not filed such a
2 statement.

3 H.(1)

4 * * *

5 (b) The provisions of this Paragraph shall not apply to contributions made
6 to a candidate or the principal campaign committee or any subsidiary committee of
7 a candidate by a recognized political party or ~~any committee thereof~~ a committee
8 designated to receive such contributions on behalf of the state central committee of
9 the political party by joint fundraising agreement or otherwise.

10 * * *

11 (2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection,
12 the following contribution limits are established for contributions by political
13 committees or leadership committees supporting or opposing a candidate for the
14 following offices:

15 * * *

16 (b)(i) Notwithstanding the provisions of Paragraph (1) of this Subsection and
17 Subparagraph (a) of this Paragraph, the following campaign contribution limits are
18 established for contributions by political committees supporting or opposing a
19 candidate for the following offices, the membership of which political committee
20 exceeds two hundred fifty members as of the December thirty-first of the preceding
21 calendar year, and additionally, provided that at least two hundred fifty of the
22 members have each contributed at least ~~one hundred~~ fifty dollars to the political
23 committee during the preceding one-year period:

24 * * *

25 (c) If the contribution is made to a leadership committee, political
26 committee, or independent expenditure-only committee which is supporting or
27 opposing candidates for different offices, the highest applicable limit shall apply.

28 * * *

1 (g) Notwithstanding the provisions of Subparagraphs (a) and (b) of this
2 Paragraph, the contribution limit for contributions by a political committee,
3 leadership committee, or a principal campaign committee to a recognized political
4 party or any committee thereof designated to receive such contributions on behalf
5 of the state central committee of the political party by joint fundraising agreement
6 or otherwise shall be as provided in Subsection K of this Section.

7 (h) Notwithstanding the provisions of Subparagraphs (a) and (b) of this
8 Paragraph, the contribution limit for contributions by any committee to a leadership
9 committee shall be twenty-five thousand dollars per calendar year.

10 (3)(a)

11 * * *

12 (iii) For purposes of this Subsection, for candidates, principal campaign
13 committees, independent expenditure-only committees, and political committees that
14 participate in a general election, the reporting period for the general election shall be
15 deemed to begin the day following the primary election.

16 (iv) For purposes of this Subsection, if a judgment orders only a new general
17 election, for candidates, principal campaign committees, independent expenditure-
18 only committees, and political committees that participate in the court-ordered
19 general election, the reporting period shall be deemed to begin the day following the
20 rendering of the judgment.

21 (v) For purposes of this Subsection, for candidates, principal campaign
22 committees, independent expenditure-only committees, and political committees that
23 participate in an election held pursuant to R.S. 18:512, the reporting period for that
24 election shall be deemed to begin the day following the general election.

25 (vi) A candidate or his principal campaign committee or subsidiary
26 ~~campaign~~ committee thereof may receive contributions that are designated in
27 writing; or made in accordance with a properly noticed joint fundraising agreement
28 for use in connection with either the general election or primary election in a single
29 election cycle as provided in R.S. 18:1505.2.1.

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* * *

(b) No person shall make a loan, transfer of funds, or contribution, including but not limited to funds for any purchase of campaign materials for more than ~~twenty-five~~ fifty dollars, funds for the purchase of testimonial tickets, and any in-kind contribution, in the aggregate for all reporting periods for an election, as defined in this Paragraph, including reporting periods for any supplemental reports required, in excess of the contribution limits established in Paragraphs (1) and (2) of this Subsection, except as otherwise specifically provided in this Subsection.

(c) No candidate including his principal campaign committee ~~and any or subsidiary committee thereof~~ or leadership committee, shall accept from the same contributor a loan, transfer of funds, or contribution, including but not limited to funds for any purchase of campaign materials for more than ~~twenty-five~~ fifty dollars, funds for the purchase of testimonial tickets, and any in-kind contribution, in the aggregate for all reporting periods of an election, as defined in this Paragraph, including reporting periods for any supplemental reports, in excess of the contribution limits established in Paragraph (1) of this Subsection, except as otherwise specifically provided in this Subsection, and except that the provisions of Paragraph (2) shall apply for contributions accepted from a ~~political committee leadership committee, political committee, or principal campaign committee~~. The provisions of this Subparagraph shall not apply to recognized political parties and their state central committees.

(d) ~~After January 1, 1989, no~~ No person shall make a loan, transfer of funds, or contribution to a candidate including his principal campaign committee or leadership committee with funds loaned to him without disclosing to the candidate or his committee the source of the funds. A candidate or his committee receiving such a loan, transfer of funds, or contribution shall not only report the name of the contributor, but also the source of the funds contributed.

* * *

1 (iv) Contributions to an independent expenditure-only committee.

2 (v) Donations to an organization exempt from federal income tax under
3 Section 501 of the Internal Revenue Code.

4 (vi) Lobbying.

5 (vii) Social and issue advocacy.

6 (viii) The administrative costs or operating expenses of the committee
7 making the expenditure, including costs and expense related to legal services and
8 costs, accounting services, and fundraising.

9 (b)(i) In addition to the permitted expenditures provided in Subparagraph (a)
10 of this Paragraph, contributions received by a candidate or a candidate's principal
11 campaign committee, or any subsidiary committee thereof, may also be expended for
12 any lawful purpose related to any of the following:

13 (aa) Supporting or nominating the candidate for election to a public office.

14 (bb) Supporting or opposing or otherwise influencing the nomination or
15 election of a person to public office.

16 (cc) Contributions to another candidate's principal campaign committee, to
17 a political committee, or to a leadership committee.

18 (dd) The holding of public office or party position.

19 (ee) The payment of fines, fees, or penalties assessed for a violation of this
20 Chapter.

21 (ii) Contributions received by a candidate or candidate's principal campaign
22 committee, or any subsidiary committee thereof, may not be used, loaned, or pledged
23 by any person for any personal use of the candidate or a member of his immediate
24 family.

25 (iii) Excess campaign contributions received by a candidate or a candidate's
26 principal campaign committee and not expended during a party primary, primary, or
27 general election may be maintained in a segregated fund or a fund of the candidate's
28 principal campaign committee for use in future political campaigns, activity related
29 to preparing for future candidacy to elective office, or for any lawful purpose

1 provided for in this Subparagraph and Subparagraph (a) of this Paragraph. Any
2 excess campaign contributions received from a contributor deposited in a segregated
3 fund shall be considered a contribution from the contributor for the candidate's next
4 campaign.

5 (c)(i) In addition to the permitted expenditures provided in Subparagraph (a)
6 of this Paragraph, contributions received by a leadership committee shall not be used,
7 loaned, or pledged by any person for any personal use unrelated to any of the
8 following:

9 (aa) Holding of the elected official's public office or party position.

10 (bb) Contributions to another candidate or another candidate's principal
11 campaign committee, or any subsidiary committee thereof.

12 (cc) Contributions to another elected official's leadership committee.

13 (dd) The payment of fines, fees, or penalties assessed for a violation of this
14 Chapter.

15 (ii) Notwithstanding Subparagraph (a) of this Paragraph, contributions
16 received by a leadership committee may not be used, loaned, or pledged by any
17 person for any personal use of the elected official or a member of his immediate
18 family or for making expenditures in support of the elected official's campaign, to
19 oppose the recall of the elected official, or to oppose an opponent of the elected
20 official.

21 (iii) For purposes of this Subparagraph, use of funds by a leadership
22 committee to replace articles lost, stolen, or damaged in connection with the
23 operations of the leadership committee or the holding of public office or party
24 position by the public officer shall not be considered personal use.

25 (d)(i) In addition to the permitted expenditures provided in Subparagraph (a)
26 of this Paragraph, contributions received by a political committee may be expended
27 for any lawful purpose, including any lawful purpose related to any of the following:

28 (aa) Supporting, opposing, or otherwise influencing the nomination or
29 election of any person to public office.

1 (bb) Contributions to any candidate's principal campaign committee, any
2 other political committee, or any leadership committee.

3 (ii) Contributions received by a political committee may not be used for the
4 personal use of any candidate or elected official, or his immediate family, or for
5 coordinated expenditures with a candidate or candidate's principal campaign
6 committee.

7 (e)(i) In addition to the permitted expenditures provided in Subparagraph (a)
8 of this Paragraph, contributions received by an independent expenditure-only
9 committee may be expended for any lawful purpose, including any lawful purpose
10 related to any of the following:

11 (aa) Supporting, opposing, or otherwise influencing the nomination or
12 election of any person to public office.

13 (bb) Contributions to any leadership committee.

14 (ii) Contributions received by an independent expenditure-only committee
15 may not be used, loaned, or pledged by any person for any of the following:

16 (aa) The personal use of any candidate or elected official, or a member of his
17 immediate family.

18 (bb) Contributions to any candidate or a candidate's principal campaign
19 committee, or a subsidiary committee thereof.

20 (cc) Coordinated expenditures with any candidate or candidate's principal
21 campaign committee.

22 ~~(2) The provisions of this Subsection shall not apply to campaign funds~~
23 ~~received prior to July 15, 1988.~~(a) The following expenditures shall not be

24 considered to be personal use by the candidate or his principal campaign committee
25 or a subsidiary committee thereof, or by an elected official or his leadership
26 committee:

27 (i) Expenses related to the attendance at political or professional events by
28 the candidate and any accompanying spouse and children, including:

29 (aa) Washington Mardi Gras.

- 1 (bb) Political party conventions, caucuses, and conferences.
- 2 (cc) Conventions and conferences of professional associations for
3 officeholders or governmental officials.
- 4 (dd) Conventions and conferences of issue or social advocacy groups.
- 5 (ii) Reasonable costs of security measures for a candidate, elected official,
6 member of their family, or campaign employees, including, but not limited to:
- 7 (aa) Non-structural security devices, such as security hardware, locks, alarm
8 systems, motion detectors, and security camera systems.
- 9 (bb) Structural security devices, such as wiring, lighting, gates, doors, and
10 fencing, so long as such devices are intended solely to provide security and not to
11 improve property or increase its value.
- 12 (cc) Security personnel and services that are bona fide, legitimate, and
13 professional.
- 14 (dd) Cybersecurity software, devices, and services.
- 15 (iii) If a candidate or committee is required by state or federal law to pay
16 taxes on the interest earned by campaign funds of the candidate or the funds of any
17 committee, the use of the interest by the candidate or committee on which such tax
18 is paid to pay such taxes.
- 19 (iv) Any interest payments made to a candidate from campaign funds of such
20 candidate or any principal campaign committee or leadership committee of such
21 candidate on loans made by the candidate to his campaign, his principal campaign
22 committee, or his leadership committee, to the extent that the interest charged on
23 such loans does not exceed the judicial interest rate at the time the loan was made.
- 24 (v) Reasonable costs to replace articles lost, stolen, or damaged in
25 connection with the campaign.
- 26 (vi) Reimbursement by the candidate or his principal or subsidiary
27 committee paid to the candidate for expenses related to his political campaign or his
28 holding of a public office or party position.

1 (b) The following expenditures shall be presumed to be made for the
2 personal use of the candidate or his principal campaign committee or a subsidiary
3 committee thereof or an elected official or his leadership committee:

4 (i) Expenditures for household food items or supplies.

5 (ii) Funeral, cremation, or burial expenses of the candidate or his immediate
6 family, except those expenses incurred for a candidate or an employee or volunteer
7 of an authorized committee whose death arises out of, or in the course of, campaign
8 activity.

9 (iii) Clothing expenses, except for items of de minimis value that are used
10 in the campaign, such as campaign shirts or hats, or specialized apparel necessary to
11 attend a specific fundraising event or event related to the holding of office.

12 (iv) Tuition payments, other than those associated with training campaign
13 staff.

14 (v) Mortgage, rent, or utility payments for any part of real or personal
15 property, including a personal residence, that is owned by the candidate or elected
16 official or a member of the candidate's or elected official's family and used for
17 campaign purposes, to the extent the payments exceed the fair market value of the
18 property usage.

19 (vi) Dues, fees, or gratuities at a country club, health club, social
20 organization, recreational facility, or other nonpolitical organization, unless any of
21 the following apply:

22 (aa) The dues, fees, and gratuities are part of the cost of a specific
23 fundraising event that takes place on the facility's or organization's premises.

24 (bb) The dues, fees, and gratuities are part of the cost of meetings or
25 activities of the campaign, principal campaign committee, or leadership committee.

26 (cc) The membership or attendance at the facility or organization facilitates
27 interactions with constituents, colleagues or former colleagues in an elective or
28 deliberative body, other elected officials, voters, electors, contributors, or potential
29 contributors.

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* * *

(4) No candidate, ~~political~~ committee, person required to file reports under this Chapter, nor any other person shall use a contribution, loan, or transfer of funds to pay a fine, fee, or penalty imposed pursuant to the provisions of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950.

(5)(a) No candidate nor the principal or any subsidiary political committee of a candidate, nor any elected official or the leadership committee of an elected official shall use a contribution, loan, or transfer of funds received by such candidate or committee to make any payment or expenditure to any immediate family member of the candidate or elected official.

(b) This Paragraph shall not prohibit a payment or expenditure to a business in which an immediate family member has any ownership interest, provided that all of the following apply:

* * *

(ii) The payment or expenditure is made solely for ~~campaign~~ purposes provided for in Subparagraphs (1)(a) through (c) of this Subsection.

* * *

(c) This Paragraph shall not prohibit a candidate nor the principal or any subsidiary political committee of a candidate, nor any elected official or the leadership committee of an elected official, from using a contribution, loan, or transfer of funds received by such candidate, elected official, or committee to make a contribution, loan, or transfer of funds to any immediate family member who is a candidate or elected official or to any principal or subsidiary political committee or leadership committee of such family member who is a candidate or elected official.

(d) For purposes of this Paragraph, "immediate family member" shall mean the candidate's or elected official's children, the spouses of his children, his brothers and their spouses, his sisters and their spouses, his parents, his spouse, and the parents of his spouse.

1 (e) Any candidate or elected official who violates the provisions of this
2 Paragraph or whose principal campaign committee, ~~or~~ subsidiary committee, or
3 leadership committee violates the provisions of this Paragraph shall be subject to the
4 penalties provided in Subsection J of this Section, and the supervisory committee
5 shall enforce the provisions of this Paragraph as provided in Subsection J of this
6 Section and as otherwise provided in this Chapter.

7 (6) No candidate, political committee, principal campaign committee or
8 subsidiary committee thereof, or leadership committee ~~or other person required to~~
9 ~~file reports pursuant to this Chapter~~, shall use a contribution, loan, or transfer of
10 funds received by such candidate, or committee, or person to purchase immovable
11 property or a motor vehicle. For purposes of this Paragraph, "motor vehicle" shall
12 have the same meaning as provided in R.S. 32:781, except that "motor vehicle" shall
13 not include a "trailer" as that term is defined in R.S. 32:1252.

14 (7) Contributions made in excess of the limits provided in this Section to a
15 candidate, principal campaign committee, political committee, or leadership
16 committee shall be returned by the candidate, ~~political committee, or other person~~
17 ~~required to file reports under this Chapter~~ or committee to the contributor by check
18 drawn on the campaign account. If the check is not negotiated within ~~six~~ twelve
19 months of the date of the check, the excess amount shall be presumed abandoned and
20 shall be paid, transferred, or caused to be paid or transferred in accordance with the
21 Uniform Unclaimed Property Act of 1997 by the candidate, ~~political committee, or~~
22 ~~other person required to file reports under this Chapter~~ or committee not later than
23 February twenty-eighth of the calendar year after the calendar year in which the
24 excess amount was presumed abandoned.

25 (8) The provisions of this Subsection shall not apply to campaign funds
26 received prior to July 15, 1988.

27 J.(1) Any candidate, treasurer, or chairman of a ~~political~~ committee who
28 violates any provision of Subsection H or I of this Section shall be assessed a penalty
29 of not more than five thousand dollars or the amount of the violation, whichever is

1 greater, except that the penalty for a knowing and willful violation shall not be more
2 than ten thousand dollars or two hundred percent of the violation, whichever is
3 greater. "Knowing and willful", for purposes of this Subsection, means conduct
4 which could have been avoided through the exercise of due diligence. The civil
5 penalties provided for in R.S. 18:1505.5 shall be inapplicable to violations of
6 Subsection H or I. Enforcement of Subsections H and I shall be in the same manner
7 provided for in Part VI of this Chapter.

8 (2) The supervisory committee shall institute civil proceedings to collect the
9 civil penalties provided for in this Subsection as soon as the supervisory committee
10 determines, as a result of its review and investigation of any sworn complaint or
11 other document or information received by the supervisory committee, that a
12 violation of Subsection H or I of this Section has occurred. If the supervisory
13 committee makes a determination of such violation at least ten days prior to the
14 election in which the candidate, treasurer, or chairman of a ~~political~~ committee in
15 apparent violation is participating, the supervisory committee shall institute such
16 civil proceedings at least by the fourth calendar day prior to the election.

17 K.(1) No person shall contribute more than one hundred thousand dollars per
18 calendar year to any leadership committee or any political committee or any
19 subsidiary committee of such political committee, ~~other than the principal or any~~
20 ~~subsidiary committee of a candidate~~. Such limitation on a contribution shall not
21 apply to any contribution from a national political party committee to an affiliated
22 regional or state political committee designated to received such contributions on
23 behalf of the state central committee of a political party by joint fundraising
24 agreement or otherwise. However, during any four-year calendar period
25 commencing January 1, 2023, and every fourth year thereafter, no leadership
26 committee or political committee or subsidiary of such political committee, other
27 ~~than the principal or any subsidiary committee of a candidate~~, shall accept more than
28 two hundred fifty thousand dollars from any person.

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* * *

(4) This Subsection shall not prohibit an expenditure by a candidate for his own campaign or a contribution, loan, or transfer of funds by a candidate to his own ~~political principal campaign committee or by an elected official to his own~~ leadership committee.

* * *

M.(1) No foreign national shall, directly or through any other person, make ~~or promise to make, expressly or impliedly,~~ any contribution of money or other thing of value, ~~or promise expressly or impliedly, any such contribution,~~ as follows:

(a) in In connection with an election to any political office or in connection with any ~~primary~~ election, convention, or caucus held to select candidates for any political office;

(b) In connection with a proposition or question submitted to the voters.

(c) In connection with the recall of a public officer.

(d) To any committee.

(e) To a gubernatorial transition or inauguration.

(2) nor shall any No person shall solicit, accept, or receive any such contribution provided for in Paragraph (1) of this Subsection from such foreign national.

~~(2)~~ (3) As used in this Subsection, "foreign national" means:

(a) A foreign principal such as a government of a foreign country or a foreign political party, except that "foreign national" shall not mean any individual except an individual described in Subparagraphs (c), (d), or (e) of this Paragraph.

(b) A partnership, association, corporation, organization, or other combination of persons organized under the laws of or having its principal place of business in a foreign country, unless authorized and qualified to do business in Louisiana.

(c) An individual who meets any of the following:

1 (i) Who resides in the United States and ~~who~~ is not a citizen of the United
2 States and who is not lawfully admitted for permanent residence and accorded the
3 privilege of residing permanently in the United States as an immigrant.

4 (ii) Who is a citizen of a foreign government identified as a foreign
5 adversary in 15 CFR §7.4.

6 (iii) Who is a citizen of a foreign government designated a state sponsor of
7 terrorism under Section 6(j) of the Export Administration Act.

8 (d) Any foreign non-government person, including an individual, identified
9 as a foreign adversary in 15 CFR §7.4.

10 (e) Any foreign terrorist organization as designated by the United States
11 secretary of state in accordance with Section 219 of the United States Immigration
12 and Nationality Act, Section 40 of the United States Arms Export Control Act, or
13 Section 620(A) of the United States Foreign Assistance Act of 1961.

14 (f) A partnership, association, corporation, organization, or other entity
15 organized under the laws of a foreign government identified as a foreign adversary
16 in 15 CFR §7.4 or Section 6(j) of the Export Administration Act, or organized under
17 the laws of or having its principal place of business in a foreign country designated
18 pursuant to Section 620(A) of the United States Foreign Assistance Act of 1961.

19 ~~(3)~~(a) (4)(a) Any person who makes a contribution, loan, or transfer of funds
20 in violation of this Subsection shall be subject to the penalties provided in R.S.
21 18:1505.5 and R.S. 18:1505.6.

22 (b) If a candidate, committee, or person required to file reports is notified by
23 the supervisory committee that a contribution, loan, or transfer of funds to such
24 candidate, committee, or person was made in violation of this Subsection, such
25 contribution, loan, or transfer of funds shall escheat to the state. Any such
26 contribution, loan, or transfer of funds, or an amount equal thereto, shall be paid over
27 to the state by the recipient candidate, committee, or other person required to file
28 reports within ten business days after the recipient candidate, committee, or person
29 required to file reports is notified by the supervisory committee that the contribution,

1 loan, or transfer of funds was made by a person prohibited by this Subsection from
2 making such contribution, loan, or transfer of funds.

3 O.(1) A fine, fee, or penalty assessed for a violation of this Chapter shall be
4 paid only by the person against whom the fine, fee, or penalty was assessed. All
5 such fines, fees, or penalties may be paid only with the personal funds of such person
6 or with contributions made to the candidate, the candidate's principal campaign
7 committee, or an elected official's leadership committee in accordance with
8 Subsection I of this Section; however, the supervisory committee may prohibit a
9 candidate or elected official from using contributions received by, or other campaign
10 funds of, such candidate or elected official or the principal or a subsidiary campaign
11 committee or leadership committee of such candidate or elected official to pay a fine,
12 fee, or penalty, assessed for a violation of this Chapter upon a finding that the
13 violation was intentional or egregious.

14 * * *

15 P. No funds contributed which are subject to the Federal Election Campaign
16 Act of 1971, as amended, to or for a person who seeks election to an office subject
17 to the provisions of said Act shall be transferred, loaned, or contributed by a
18 candidate, his agent, or his federal campaign committee to the candidate, any
19 ~~political~~ principal campaign committee of such candidate, or to any other political
20 committee which supports the election of the candidate; nor shall the candidate, his
21 federal campaign committee, or his agent use such funds to otherwise support his
22 candidacy.

23 Q.(1) No legislator or ~~any~~ his principal campaign committee or subsidiary
24 committee ~~of a legislator~~ thereof shall accept or deposit a contribution, loan, or
25 transfer of funds or accept and use any in-kind contribution, as defined in this
26 Chapter, for his own campaign during a regular legislative session.

27 (2) If a legislator or ~~any~~ his principal campaign committee or subsidiary
28 committee ~~of a legislator receives~~ thereof accepts or deposits a contribution, loan,
29 or transfer of funds during a regular legislative session in violation of this

1 Subsection, the legislator shall return such contribution, loan, or transfer of funds to
2 the contributor within ten days after the ~~receipt~~ acceptance or deposit of such
3 contribution, loan, or transfer of funds. Any contribution, loan, or transfer of funds
4 so returned shall not be deemed to be accepted or deposited.

5 (3)(a)(i) The provisions of this Subsection shall not prohibit an expenditure
6 by a legislator for his own campaign or a contribution, loan, or transfer of funds by
7 a legislator to his own ~~political~~ principal campaign committee or subsidiary
8 committee thereof or leadership committee.

9 * * *

10 R.

11 * * *

12 (2) If the governor or ~~any~~ his principal campaign committee or subsidiary
13 committee ~~of the governor receives~~ thereof accepts or deposits a contribution, loan,
14 or transfer of funds in violation of this Subsection, the governor shall return such
15 contribution, loan, or transfer of funds to the contributor within ten days after the
16 ~~receipt~~ acceptance or deposit of such contribution, loan, or transfer of funds. Any
17 contribution, loan, or transfer of funds so returned shall not be deemed to be accepted
18 or deposited.

19 (3)(a)(i) The provisions of this Subsection shall not prohibit an expenditure
20 by the governor for his own campaign or a contribution, loan, or transfer of funds by
21 the governor to his own ~~political~~ principal campaign committee or subsidiary
22 committee thereof.

23 * * *

24 §1505.3. Subterfuge to avoid compliance with Chapter

25 * * *

26 B. As more specifically provided in R.S. 18:1491.2(B) no ~~political~~
27 committee shall dissolve and reorganize under a modified name, charter, or
28 organizational structure as a subterfuge to avoid the reporting and other requirements
29 of this Chapter. The chairman of any committee(s) which violates the provisions of

1 said Subsection B shall be subject to the penalties provided in R.S. 18:1505.4, ~~R.S.~~
2 ~~18:1505.5, and R.S. 18:1505.6~~ 1505.5, and 1505.6.

3 * * *

4 D.(1)(a) No public relations firm, advertising agency, media buyer, or other
5 person who purchases media advertising time or space shall accept payment for
6 placing any advertisement which purports to be paid for by a particular candidate or
7 ~~political~~ committee from any source other than such candidate or ~~political~~
8 committee.

9 * * *

10 (2)(a)(i) No person shall pay for an advertisement which purports to be paid
11 for by a particular candidate or ~~political~~ committee without the consent of such
12 candidate or ~~political~~ committee.

13 * * *

14 (b) If a publisher or broadcaster of an advertisement which purports to be
15 paid for by a particular candidate or ~~political~~ committee accepts payment for such
16 an advertisement from any source other than such candidate or ~~political~~ committee,
17 the publisher or broadcaster shall require, prior to publishing or broadcasting the
18 advertisement, that the person making the payment provide a written statement
19 containing the following:

20 * * *

21 (ii) A statement that the advertisement is being run with the knowledge and
22 consent of the candidate or ~~political~~ committee which the advertisement purports has
23 paid for the advertisement.

24 * * *

25 §1505.4. Civil penalties; failure to file; timely and accurate filing; forfeiture

26 A.(1) Any candidate, the treasurer or chairman of a ~~political~~ committee, or
27 any other person required to file any reports under this Chapter, who knowingly fails
28 to file or who knowingly fails to timely file any such reports as are required by this

1 Chapter may be assessed a civil penalty as provided in R.S. 18:1511.4.1 for each day
2 until such report is filed.

3 (2)(a) The amount of such penalty may be:

4 (i) One hundred dollars per day, not to exceed two thousand five hundred
5 dollars, for each candidate for major office and any treasurer or chairman of any
6 ~~political~~ committee designated as a principal campaign committee or subsidiary
7 committee of such a candidate.

8 (ii) Sixty dollars per day, not to exceed one thousand dollars, for any
9 candidate for district office and any treasurer or chairman of any ~~political~~ committee
10 designated as a principal campaign committee or subsidiary committee of such a
11 candidate.

12 (iii) Forty dollars per day, not to exceed five hundred dollars, for any
13 candidate for all other offices and any treasurer or chairman of any ~~political~~
14 committee designated as a principal campaign committee or subsidiary committee
15 of such a candidate.

16 (iv) Forty dollars per day, not to exceed one thousand dollars, for any person
17 or the treasurer or chairman of any political committee or independent expenditure-
18 only committee, not supporting or opposing a candidate, but only supporting or
19 opposing any proposition or question submitted to the voters or any the recall of a
20 public officer.

21 (v) Two hundred dollars per day, not to exceed three thousand dollars, for
22 the treasurer or chairman of any political committee or independent expenditure-only
23 committee supporting or opposing a candidate, other than a candidate's principal or
24 subsidiary campaign committee.

25 * * *

26 (3)(a) If a person, other than a political committee or independent
27 expenditure-only committee, required to file is supporting or opposing a candidate
28 or candidates, the penalty applicable to such candidate or candidates as provided in
29 Item (i), (ii), or (iii) of Subparagraph (2)(a) of this Subsection shall apply.

1 (b) If a person, other than a political committee or independent expenditure-
2 only committee, required to file is supporting or opposing candidates with different
3 penalty levels, the penalty shall be the highest penalty for any such candidate.

4 * * *

5 B. Any candidate, the treasurer or chairman of any ~~political~~ committee, or
6 any other person required to file reports under this Chapter who knowingly and
7 willfully fails to disclose, or knowingly and willfully fails to accurately disclose, any
8 information required by this Chapter to be disclosed in the reports required ~~herein~~
9 by this Chapter, may be assessed a civil penalty for each day until such information
10 is disclosed by amendment to the appropriate report of such candidate, ~~political~~
11 committee, or other person. "Knowingly and willfully", for purposes of this
12 Subsection, means conduct which could have been avoided through the exercise of
13 due diligence. Such penalties shall be as provided in Subsection A above.

14 * * *

15 §1505.5. Civil penalties; violations of Chapter

16 * * *

17 B. The amount of such penalty shall be:

18 (1) Not in excess of five hundred dollars for each candidate for a major
19 office and any treasurer or chairman of any ~~political~~ committee designated as a
20 principal campaign committee or subsidiary committee of such a candidate.

21 (2) Not in excess of three hundred dollars for any candidate for district office
22 and any treasurer or chairman of any ~~political~~ committee designated as a principal
23 campaign committee or subsidiary committee of such a candidate.

24 (3) Not in excess of one hundred dollars for any candidate for all other
25 offices and any treasurer or chairman of any ~~political~~ committee designated as a
26 principal campaign committee or subsidiary committee of such a candidate.

27 (4) Not in excess of one hundred dollars for any person or any treasurer or
28 chairman of any ~~political~~ committee, not supporting or opposing a candidate, but

1 only supporting or opposing any proposition or question submitted to the voters or
2 ~~any~~ the recall of a public officer.

3 (5) Not in excess of one thousand dollars for the treasurer or chairman of any
4 ~~political~~ committee supporting or opposing a candidate, other than a candidate's
5 principal or subsidiary campaign committee.

6 C.(1)(a) If a person, other than a political committee or independent
7 expenditure-only committee, required to file is supporting or opposing a candidate
8 or candidates, the penalty applicable to such candidate or candidates as provided in
9 Paragraph (1), (2), or (3) of Subsection B of this Section shall apply.

10 (b) If a person, other than a ~~political~~ committee, required to file is supporting
11 or opposing candidates with different penalty levels, the penalty shall be the highest
12 penalty for any such candidates.

13 * * *

14 §1505.6. Criminal penalties

15 A.(1) It shall be unlawful for any candidate, treasurer, or chairman of a
16 ~~political~~ committee, or any other person required to file reports under this Part to
17 knowingly, ~~wilfully~~ willfully, and fraudulently fail to file or knowingly, ~~wilfully~~
18 willfully, and fraudulently fail to timely file any such report.

19 (2) Any candidate, treasurer, or chairman of a ~~political~~ committee, or any
20 other person required to file reports under this Chapter who knowingly, ~~wilfully~~
21 willfully, and fraudulently fails to file such report or knowingly, ~~wilfully~~ willfully,
22 and fraudulently fails to file such report timely shall, upon conviction, be sentenced
23 to not more than six months in a parish jail or to pay a fine of not more than five
24 hundred dollars, or both.

25 B.(1) It shall be unlawful for any candidate, treasurer, or chairman of a
26 ~~political~~ committee, or any other person required to file reports under the Chapter
27 knowingly, ~~wilfully~~ willfully, and fraudulently to fail to disclose, or knowingly,
28 ~~wilfully~~ willfully, and fraudulently to disclose inaccurately, any information required
29 to be disclosed in the reports required by this Chapter.

- 1 (1) Aggregated data regarding investigations, including:
- 2 (a) Aggregated data regarding the number of complaints received.
- 3 (b) Aggregated data regarding the number and length of investigations.
- 4 (c) Aggregated data regarding the number and amount of fines and fine
- 5 waivers.
- 6 (d) Aggregated data regarding the number and nature of court and
- 7 supervisory committee proceedings regarding investigations.
- 8 (e) Aggregated data regarding categories of alleged violations yielding
- 9 investigations.
- 10 (2) Aggregated data regarding charges issued, including:
- 11 (a) Aggregated data regarding the number of charges.
- 12 (b) Aggregated data regarding the length of proceedings resulting from
- 13 charges issued.
- 14 (c) Aggregated data regarding categories of alleged violations yielding
- 15 charges.
- 16 (3) Judgments and opinions issued by the supervisory committee and state
- 17 and federal courts interpreting this Chapter.
- 18 (4) Federal Election Commission rulemakings regarding provisions of the
- 19 Federal Election Campaign Act of 1971.
- 20 (5) Federal appellate court and state supreme court constitutional
- 21 jurisprudence regarding the regulation of campaign finances.
- 22 E. The supervisory committee shall submit an annual report to the Senate
- 23 Committee on Senate and Governmental Affairs and the House Committee on House
- 24 and Governmental Affairs with the findings of the periodic review, a detailed
- 25 statement regarding the activities of the supervisory committee in carrying out its
- 26 duties, and recommendations for such legislative or other action as the supervisory
- 27 committee considers appropriate.
- 28 F. The supervisory committee shall prepare and distribute to the general
- 29 public through the offices of the clerks of court and in Orleans Parish the office of

1 the clerk of the criminal district court and on its website, booklets of explanation and
2 instruction concerning the provisions of this Chapter in such a manner as to inform
3 the public of the procedures and requirements of this Chapter. The supervisory
4 committee may publish and distribute additional material to assist persons in
5 complying with the provisions of this Chapter.

6 * * *

7 §1511.4. Supervisory committee; investigations

8 A.

9 * * *

10 (2) The supervisory committee may initiate the investigation of an apparent
11 or alleged violation of this Chapter in response to a complaint filed with the
12 supervisory committee in the following manner:

13 * * *

14 (h)(i) Following either the expiration of the fifteen-day period or the receipt
15 of a response, whichever occurs first, the supervisory committee shall, by a
16 two-thirds vote of its membership, determine whether there is reason to believe that
17 a respondent has committed a violation of this Chapter warranting an investigation
18 in consideration of the following:

19 (aa) Whether the respondent has cured any potential violation of this Chapter
20 and whether the respondent committed the violation intentionally or recklessly.

21 (bb) Whether, based on the information available the board, the board will
22 more likely than not find a significant violation of this Chapter.

23 (cc) Whether investigating the potential violation of this Chapter would
24 support the purposes of this Chapter.

25 (dd) Whether the information available to the supervisory committee is
26 sufficient to support any further investigation.

27 (ee) The expense likely to be incurred by both the respondent and the
28 supervisory committee as a result of the investigation, weighed against the severity
29 of the potential violation.

1 (ii) If the supervisory committee finds no reason to believe that ~~a violation~~
2 ~~of this Chapter has occurred~~ the respondent has committed a violation of this Chapter
3 warranting an investigation, or otherwise terminates its proceedings, it shall so
4 advise the complainant and any respondent named in the complaint by letter.

5 (i) If the supervisory committee determines by an affirmative vote of
6 two-thirds of its membership that it has reason to believe that ~~a respondent has~~
7 ~~violated this Chapter~~ the respondent has committed a violation of this Chapter
8 warranting an investigation, the supervisory committee shall notify the respondent
9 of its finding by letter, identifying the provision of law alleged to have been violated
10 and the alleged factual basis supporting the finding, including reference to any
11 specific transactions identified as a violation. The letter shall be prefaced by
12 advising the respondent that he may exercise his constitutional right to counsel and
13 may exercise his constitutional right not to incriminate himself.

14 * * *

15 C.(1) Pursuant to its authority under this Chapter the supervisory committee
16 shall have the power and authority to hold hearings, to subpoena witnesses,
17 administer oaths, compel the production of books, records, and papers, ~~public and~~
18 ~~private~~, require the submission under oath of written reports or written answers to
19 written questions, and to do all that is necessary to effect the provisions of this
20 Chapter. The supervisory committee shall issue subpoenas in accordance with R.S.
21 18:1511.4.2.

22 (2) Upon motion by an affected party including, but not limited to, a
23 candidate, committee, any member of a committee, a prospective witness or any
24 person whose books, records, papers, or other documents are the subject of any
25 subpoena, and for good cause shown, any district court within the jurisdiction of
26 which any inquiry is being conducted may make any order which justice requires to
27 protect such person from ~~annoyance, embarrassment, oppression, or~~ undue burden
28 or expense, including one or more of the following:

29 * * *

1 A.(1) The supervisory committee or the ethics administrator may subpoena
2 witnesses, compel the production of books, records, and papers, or require the
3 submission under oath of written reports or answers to questions, which the
4 supervisory committee or the ethics administrator deems relevant or material to the
5 investigation or hearing. The supervisory committee or ethics administrator shall
6 require the submission under oath of written reports or answers to questions, or
7 subpoena or compel the production of any books, records, and papers only upon a
8 finding that the importance of the information sought outweighs the burden of
9 producing the information.

10 (2) The ethics administrator shall provide to the supervisory committee a
11 monthly report of the number of subpoenas issued by the supervisory committee and
12 the ethics administrator in the prior month.

13 B. The respondent or any witness upon whom written questions have been
14 propounded shall serve a copy of the written answers and objections, if any, within
15 thirty days after the service of the questions.

16 C.(1) The respondent or any witness upon whom a subpoena has been served
17 to compel the production of books, records, or papers shall serve a copy of the
18 responses and objections, if any, within thirty days after the service of the subpoena.

19 (2) The respondent or any witness upon whom a subpoena has been served
20 requiring the submission under oath of written reports shall produce the written
21 reports within thirty days after the service of the subpoena.

22 (3) The supervisory committee shall promptly provide the respondent with
23 a copy of questions propounded or subpoenas served upon any witness, as well as
24 any answers, objections, books, records, or papers, or written reports produced, or
25 transcripts or recordings of answers to questions produced under oath.

26 (4) Any demand, request, or subpoena propounded upon a respondent or
27 witness, orally or in writing, shall be prefaced with advising the respondent or
28 witness that he may exercise his constitutional right to counsel and may exercise his
29 constitutional right not to incriminate himself.

1 (5) An oral examination under oath shall be conducted under conditions
2 agreed upon by the respondent or witness, including that the examination occur in
3 a certain place, at a certain time, or by phone or videoconference, or with counsel
4 present, that the examination be transcribed or audio recorded, and that the
5 respondent or witness promptly receive a copy of the transcript or audio recording.

6 D.(1) Upon petition by the supervisory committee or the Ethics Adjudicatory
7 Board any district court within the jurisdiction of which any inquiry is being carried
8 on may, in case of refusal to obey a subpoena or order of the supervisory committee
9 or the Ethics Adjudicatory Board issued pursuant to this Chapter, issue an order
10 requiring compliance. Any failure to obey the order of the court may be punished
11 by the court as a contempt thereof.

12 (2) Before filing any petition to order compliance with a subpoena or order,
13 counsel for the supervisory committee shall confer in person, by telephone, or by
14 videoconference with the respondent or witness for the purpose of amicably
15 resolving the dispute over the alleged failure of the respondent or witness to obey the
16 subpoena or order. The counsel for the supervisory committee shall attempt to
17 arrange a suitable conference date with the respondent or witness and confirm the
18 date by written notice sent at least five days before the conference date, unless an
19 earlier date is agreed upon by the respondent or witness. If by telephone or
20 videoconference, the conference shall be initiated by the counsel for the supervisory
21 committee.

22 §1511.5. Procedure for enforcement; civil

23 A.(1)(a) When the results of the investigation by the supervisory committee
24 indicate that a violation of this Chapter has occurred which is subject to civil
25 penalties, the supervisory committee is authorized to file administrative proceedings
26 to collect the civil penalties provided in R.S. 18:1505.4 or 1505.5.

27 (b) Before the supervisory committee files administrative proceedings, the
28 supervisory committee shall:

1 (3)(a)(iii) through (vii), and 1505.2.1(A), (D), and (E) are hereby amended and reenacted and
2 R.S. 18:1483(15)(b)(iii) and (iv) are hereby enacted to read as follows:

3 §1483. Definitions

4 As used in this Chapter, the following terms shall have the meanings given
5 to each in this Section unless the context clearly indicates otherwise:

6 * * *

7 (15) "Participation" or "participating" in an election means the following:

8 (a) With regard to a candidate, that the candidate was opposed by another
9 candidate in the election; however, any person who is a candidate as defined in this
10 Chapter shall be deemed to participate in the primary election whether or not the
11 candidate has failed to qualify for office after becoming a candidate, has withdrawn
12 from the election, or is unopposed therefor. ~~Additionally, any~~ Any candidate who
13 withdraws from a general election subsequent to a party primary election or the
14 primary election and prior to the general election who would have been qualified to
15 appear on the general election ballot shall be deemed to participate in the general
16 election, as shall the person who would have been opposed by the one withdrawing.
17 Any candidate who withdraws after a party primary election and prior to the second
18 party primary election who would have been qualified to appear on the second party
19 primary election ballot shall be deemed to participate in the second party primary
20 election, as shall the person who would have been opposed by the candidate
21 withdrawing.

22 (b) With regard to a political committee, that the committee:

23 * * *

24 (ii) With regard to the party primary election, gave or received a contribution
25 prior to the party primary election from, to, or for a candidate participating in the
26 party primary election, made an expenditure in support of or in opposition to a
27 candidate participating in the party primary election, made a loan to or received a
28 loan from a candidate or committee participating in the party primary election, or

1 made a transfer of funds to or from another committee participating in the party
2 primary election.

3 (iii) With regard to the second party primary election, gave or received a
4 contribution subsequent to the first party primary election and prior to the second
5 party primary election from, to, or for a candidate participating in the second party
6 primary election, made an expenditure in support of or in opposition to a candidate
7 participating in the second party primary election, made a loan to or received a loan
8 from a candidate or committee participating in the second party primary election, or
9 made a transfer of funds to or from another committee participating in the second
10 party primary election.

11 ~~(ii)~~ (iv) With regard to the general election, that the committee gave or
12 received a contribution subsequent to the primary election from, to, or for a
13 candidate participating in the general election, made an expenditure in support of or
14 in opposition to a candidate participating in the general election, made a loan to or
15 received a loan from a candidate or committee participating in that general election,
16 or made a transfer of funds to or from another committee participating in the general
17 election.

18 (c) A candidate or committee which participates in a party primary election,
19 primary election, or the general election shall be deemed to participate in the
20 election.

21 (d) With regard to a person who solicits or receives any contribution or
22 makes any expenditure in support of or in opposition to a proposition or question
23 submitted to the voters, that said person solicited or received a contribution or made
24 an expenditure of ~~two hundred fifty~~ five hundred dollars or more.

25 * * *

26 §1491.6. Reports required; reporting times and periods

27 * * *

28 C. During the period beginning at midnight of the twentieth day prior to a
29 primary election and extending through midnight of primary election day; during the

1 period beginning at midnight of the twentieth day prior to a second party primary
 2 election and extending through midnight of a second party primary election day, if
 3 applicable; and during the period beginning at midnight of the twentieth day prior
 4 to a general election and extending through midnight of general election day, each
 5 political committee, principal campaign committee, or independent expenditure-only
 6 committee which is participating in the election shall file a report with the
 7 supervisory committee of:

8 * * *

9 §1501.1. Reports by persons not candidates or committees

10 * * *

11 C. In addition to the reports filed in accordance with Subsection B of this
 12 Section, during the period beginning at midnight of the twentieth day prior to a
 13 primary election and extending through midnight of primary election day; during the
 14 period beginning at midnight of the twentieth day prior to a second party primary
 15 election and extending through midnight of the second party primary election day,
 16 if applicable; and during the period beginning at midnight of the twentieth day prior
 17 to a general election and extending through midnight of general election day, any
 18 person, other than a candidate or a ~~political~~ committee, who makes any expenditure
 19 ~~or who accepts a contribution~~, other than to ~~or from~~ a candidate or to ~~or from~~ a
 20 ~~political~~ committee, shall file a report with the supervisory committee of:

21 * * *

22 §1505.2. Contributions; expenditures; certain prohibitions and limitations

23 * * *

24 H.(1)

25 * * *

26 (c) Notwithstanding the provisions of Subparagraph (a) of this Paragraph,
 27 the contribution limit for contributions made to an unsuccessful major office
 28 candidate, or the principal campaign committee and any subsidiary committee of
 29 such unsuccessful candidate, who does not participate in the general election, or a

1 party primary candidate who does not participate in either the second party primary,
2 primary, or general election and for the time period for which such candidate has a
3 deficit for expenditures made through the day of the primary election or closed party
4 primary, shall be twenty thousand dollars.

5 * * *

6 (2)

7 * * *

8 (e) Notwithstanding the provisions of Paragraph (1) and Subparagraph (2)(a)
9 of this Subsection, the contributions limit for contributions by political committees
10 to an unsuccessful major office candidate, or the principal campaign committee and
11 subsidiary committee of such unsuccessful candidate, who does not participate in the
12 general election, or a party primary candidate who does not participate in either the
13 second party primary, primary, or general election and for the time period for which
14 such candidate has a deficit for expenditures made through the day of the primary
15 election or closed party primary, shall be ~~ten~~ twenty thousand dollars.

16 (f) Notwithstanding the provisions of Paragraph (1) and Subparagraphs
17 (2)(a) and (b) of this Subsection, the contributions limit for contributions by political
18 committees certified according to the provisions of Subparagraph (2)(b) to an
19 unsuccessful major office candidate, or the principal campaign committee and
20 subsidiary committee of such unsuccessful candidate, who does not participate in a
21 second party primary or the general election and for the time period for which such
22 candidate has a deficit for expenditures made through ~~the day of the~~ later of the day
23 of the party primary or the second party primary election, shall be ~~twenty~~ forty
24 thousand dollars.

25 * * *

26 (3)(a)

27 * * *

28 (iii) For purposes of this Subsection, for candidates for a primary party ~~office~~
29 ~~and office~~, principal campaign committees, political committees, and independent

1 expenditure-only committees that participate in a second party primary, the reporting
2 period for the second party primary election shall be deemed to begin the day
3 following the primary election.

4 (iv) For purposes of this Subsection, for ~~candidates and~~ candidates, principal
5 campaign committees, political committees, and independent expenditure-only
6 committees that participate in a general election, the reporting period for the general
7 election shall be deemed to begin the day following the primary election at which the
8 candidate qualified for the general election, except that for a nonparty primary
9 candidate, the reporting period for the general election shall be deemed to begin the
10 day that the candidate became a candidate for a party primary office.

11 (v) For purposes of this Subsection, if a judgment orders only a new general
12 election, for ~~candidates and~~ candidates, principal campaign committees, political
13 committees, and independent expenditure-only committees that participate in the
14 court-ordered general election, the reporting period shall be deemed to begin the day
15 following the rendering of the judgment.

16 (vi) For purposes of this Subsection, for ~~candidates and~~ candidates, principal
17 campaign committees, political committees, and independent expenditure-only
18 committees that participate in an election held pursuant to R.S. 18:512, the reporting
19 period for that election shall be deemed to begin the day following the general
20 election.

21 (vii) A candidate or his principal campaign committee or subsidiary
22 ~~campaign~~ committee thereof may receive contributions that are designated in
23 writing; or made in accordance with a properly noticed joint fundraising agreement
24 for use in connection with either the general election or primary election in a single
25 election cycle or, for a party primary office, with either a party primary, the primary,
26 or the general election, as provided in R.S. 18:1505.2.1.

27 * * *

28 §1505.2.1. Designation and attribution of contributions

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 693 Original

2025 Regular Session

Wright

Abstract: Provides for revisions to the Campaign Finance Disclosure Act (CFDA).

Present law (CFDA) provides, generally for public disclosure of the financing of election campaigns and to regulate certain campaign practices.

Proposed law provides that the Campaign Finance Disclosure Act is penal in nature and that, in the interest of respecting the constitutional rights of free speech and due process, that the regulation of campaign finance shall be interpreted narrowly and strictly and that any ambiguity be interpreted in favor of any person accused of any violation of the CFDA, and that no deference shall be afforded by any agency enforcing the CFDA, including the supervisory committee on campaign finance (supervisory committee).

Candidate disclosures

Present law (R.S. 18:1484) requires candidates who are not a candidate for a major office or district office to file disclosure reports if they make expenditures in excess of \$2,500 or receive contributions in excess of \$200. Proposed law increases the minimum threshold for reporting of both expenditures and contributions to \$5,000.

Proposition and recall election disclosures

Present law (R.S. 18:1486) provides that any person, including a political committee, who receives and accepts any contribution, loan, or transfer of funds, or makes any expenditure in support of or in opposition to a proposition or question submitted to the voters or the recall of a public officer shall be required to file reports of such contributions and expenditures of at least \$200. Proposed law increases the minimum threshold for reporting to \$5,000.

Committees, generally

Present law (R.S. 18:1483(17)) defines both "political committee" and "committee" as two or more persons, other than a husband and wife, and any legal entity organized for the primary purpose of supporting or opposing one or more candidates, propositions, recalls of a public officer, or political parties, which does either of the following:

- (1) Accepts contributions in the name of the committee, or makes expenditures from committee funds or in the name of the committee, or makes a transfer of funds to or receives a transfer of funds from another committee, or receives or makes loans in an aggregate amount in excess of \$500 within any calendar year.
- (2) Accepts direct payments for personal services related to an election or a campaign in the name of the committee in an aggregate amount in excess of \$500 within any calendar year, with exceptions.

Proposed law retains present law definition of "political committee", except to increase the threshold amount of contributions and expenditures received within a calendar year to \$1,000, rather than \$500 and remove its application to proposition elections and provides a new definition for "committee". Proposed law provides that "political committee" does not

include independent expenditure-only committees, leadership committees, or principal campaign committees.

Present law provides that political party committees that receive contributions or make expenditures of \$500 within a calendar year are "political committees". Proposed law increases the threshold amount of contributions and expenditures to \$2,500 within a calendar year.

Proposed law (R.S. 18:1483(25)) defines "committee" as any legal entity, including an association, political party, or other group of one or more persons other than husband and wife, which receives or anticipates receiving contributions and makes or anticipates making expenditures, and has the primary purpose of making contributions to or expenditures to or on behalf of any state or local elected official, candidate, campaign, or other committee. An entity shall not be a committee if the entity makes expenditures for the purpose of supporting or opposing candidates or recalls using only the entity's general revenues and does not receive contributions for the purpose of supporting or opposing candidates or recalls.

Proposed law provides that independent expenditure-only committees, leadership committees, political committees, and principal campaign committees and subsidiary committees thereof are "committees".

Present law (R.S. 18:1483(17)) provides that an entity that during the reporting period has supported candidates in states other than La.; has received less than 50% of its total receipts for the applicable reporting period from La. candidates or committees formed to support La. candidates; and has expended less than 50%, but not more than \$20,000, of its total disbursements for the applicable reporting period in support of or in opposition to La. candidates shall not constitute a "committee" for record-keeping and reporting requirements.

Proposed law retains present law, except to increase the threshold spending amount from \$20,000 to \$50,000.

Present law (R.S. 18:1491.1) requires committees that anticipate receiving or expending more than \$500 a year to file a statement of organization. Proposed law increases the threshold amount that requires filing a statement of organization to \$1,000 a year.

Present law (R.S. 18:1491.2) requires committees that desire to dissolve to file a statement of dissolution including a certified statement that the committee has not made or received contributions, transfers of funds, or loans in excess of \$500 and does not anticipate doing so. Proposed law retains present law except to increase the contribution, transfer, or loan amount to \$1,000.

Present law (R.S. 18:1491.4) requires committees to designate a campaign depository that meets certain qualifications and authorizes committees to invest in money market mutual funds. Proposed law retains present law and further authorizes committees to invest in certificates of deposit or U.S. treasury securities.

Present law (R.S. 18:1491.5) requires each committee chairman and treasurer to maintain certain records. Proposed law retains present law.

Committee and Candidate Reports

Present law (R.S. 18:1461.6, 1495.4, and 1501.1) requires committees, candidates, and other persons required to file reports to file reports with the supervisory committee during the period beginning at midnight of the twentieth day prior to an election and extending through midnight of election day identifying any person who from whom the committee received contributions, loans, and funds in excess of the following amounts:

- (1) For major office candidates: \$1,000. Proposed law increases the amount to \$2,000.

(2) For district office candidates: \$500. Proposed law increases the amount to \$1,000.

(3) For any other office candidates: \$250. Proposed law increases the amount to \$500.

Present law requires disclosure of any expenditure in excess of \$200 made to a candidate, committee, or person required to file reports who makes endorsements. Proposed law increases the amount to \$500.

Present law provides that a report need not be filed if the committee is dissolved and shows a deficit or surplus of less than \$2,500. Provides the same for a candidate that is not an elected official and shows neither a surplus or deficit of \$2,500. Proposed law increases the amount to \$5,000.

Present law requires certain annual reports to be filed no later than Feb. 15. Proposed law instead requires such reports to be filed no later than Feb. 28.

Present law authorizes all committees to file monthly reports due no later than the 10th of the month following the month in which the committee accepts a contribution or makes an expenditure, rather than file certain reports on the schedule otherwise required by present law. Proposed law authorizes only political committees and independent expenditure-only committees to file such monthly reports and changes the filing date from the 10th of the month to the 15th of the month.

Present law (R.S. 18:1491.7) requires committee reports to contain the name and address of the committee, treasurer, and chairman. Proposed law retains present law.

Present law requires reports of all committees to contain certain information regarding the candidate whom the committee is supporting or opposing and whether the committee is supporting or opposing the entire ticket of any party. Proposed law requires such disclosures only of a political committee, principal campaign committee, or independent expenditure-only committee.

Present law requires reports of a principal campaign committee to contain a statement that the committee is a principal campaign committee and the name of the candidate and of all subsidiary committees for whom the principal campaign committee is reporting and certain contact information. Proposed law retains present law.

Proposed law requires leadership committees to include the name of the elected official with whom the leadership committee is affiliated.

Present law requires reporting of contributions in the form of payroll deductions or dues checkoff system in excess of \$5. Proposed law increases the amounts to \$25.

In the case of a political committee that supports multiple candidates or issues and receives over 10,000 such contributions when no single contributor contributes in excess of \$24 in the aggregate in a calendar year, present law authorizes such committee to report the names and addresses of its contributors on an annual basis. Proposed law increases the minimum contribution amount to \$50.

Present law provides that single transactions to purchase paraphernalia or raffle tickets which are not in excess of \$25 must be reported on in a report of gross proceeds. Proposed law increases the amount to \$50.

Present law requires all committees to disclose the name and address of and office sought by candidates on whose behalf an expenditure was made. Proposed law exempts leadership committees from such a disclosure.

Present law (R.S. 18:1491.7) provides that expenditures made *by* a public relations firm, advertising agency, or agent for a committee or candidate shall be considered expenditures of the committee or candidate and shall be reported as required by present law.

Proposed law retains present law and provides that a committee, candidate, or other reporter may report expenditures of less than \$5,000 made *to* a public relations firm, advertising agency, or agent as an expenditure made to that public relations firm, advertising agency, or agent. However, expenditures of more than \$5,000 made *to* a public relations firm, advertising agency, or agent shall be reported as an expenditure made to the payee.

Present law (R.S. 18:1491.8, 1495.6) provides that any committee or candidate which did not receive a contribution in excess of \$200 and which did not make expenditures totaling in excess of \$5,000 in the aggregate may file an affidavit in lieu of any report. Proposed law increases the amount of contributions to \$500 and the amount of expenditures to \$10,000.

Leadership Committees

Proposed law establishes leadership committees. Provides that a leadership committee is a committee registered with the supervisory committee and designated by an elected official, but which is not the principal campaign committee of the elected official and does not make expenditures in support of the candidacy of the elected official or in opposition to any opponent of the elected official (R.S. 18:1483).

Proposed law (R.S. 18:1491.1) requires the statement of organization and reports of a leadership committee to identify the elected official with whom the committee is affiliated.

Present law requires committees other than a candidate's principal campaign committee to clearly indicate to the candidate that the contribution is from a political committee by designation on or notification on the contribution. Present law does not apply to contributions made to a candidate by a leadership committee.

Present law (R.S. 18:1491.6) requires committees to file reports with the supervisory committee on certain dates. Proposed law (R.S. 18:1491.6.1) exempts leadership committees from such filing requirements and instead requires leadership committees to file monthly reports due no later than the 15th day of the month following a month in which the committee accepts a contribution or some other receipt or makes an expenditure or some other disbursement.

Joint Fundraising

Proposed law (R.S. 18:1491.9) authorizes committees to, pursuant to a written joint fundraising agreement, engage in joint fundraising efforts with other committees, committees registered with the Federal Election Commission, or with unregistered committees and certain organizations. Provides that contributions may be made to a joint fundraising efforts subject to present law contribution limits.

Proposed law requires participants to enter into a joint fundraising agreement designating a joint fundraising representative and establishing an allocation formula.

Proposed law authorizes the participants to designate either a person - including a professional fundraising firm, accounting firm, or other agent - or a political committee to serve as the joint fundraising representative.

Proposed law provides that, if the joint fundraising representative is a person, contributions received through the joint fundraising effort are considered to be received by the participants from the contributors and expenses are considered to be paid by the participants. Provides that such contributions and expenditures shall be reported as contributions to and expenditures of each participant.

Proposed law provides that, if the joint fundraising representative is a political committee, contributions shall be reported as contributions to the joint fundraising representative and the distribution of proceeds shall be reported as expenditures made by the joint fundraising representative to the participants. Participants shall report the amounts received from the joint fundraising representative as contributions from each contributor.

Proposed law provides for circumstances in which a participant participates solely for purposes of receiving contributions to retire outstanding debts.

Proposed law provides for the advancement of costs and payment of expenses. Requires and provides for the contents of a joint fundraising notice.

Proposed law provides for the allocation of contributions when a participating committee is not permitted to receive such contributions or the contribution exceeds contribution limits. Provides for the distribution of funds and required reports.

Proposed law provides that the joint fundraising representative is responsible for certain recordkeeping and reporting requirements, establishing a dedicated depository account, the collection of participant and contributor information, the payment of expenses, and the distribution of proceeds in accordance with the allocation formula as established by proposed law.

Proposed law (R.S. 18:1491.1) requires a joint fundraising committee to include certain information on its statement of organization.

Candidates

Present law (R.S. 18:1495.2) authorizes a candidate to appoint a campaign treasurer and one or more deputy treasurers. Proposed law repeals the authorization to appoint one or more deputy treasurers.

Proposed law provides that any person not prohibited from doing so, including any candidate or elected official, may solicit contributions on behalf of a committee and any such contributions shall be considered contributions made to the committee.

Present law (R.S. 18:1495.3) provides that no record need be kept by a candidate for a single transaction to purchase paraphernalia or raffle tickets which is not in excess of \$25 other than the total amount received and deposited from such sale. Proposed law increases the amount to \$50.

Reports required of other persons

Present law (R.S. 18:1501.1) provides that any person, other than a candidate or a committee, who makes any expenditure or who accepts a contribution, other than to or from a candidate or to or from a political committee, shall file reports if either said expenditures or said contributions exceed \$500 in the aggregate during the aggregating period as defined for committees.

Proposed law repeals present law.

Proposed law requires persons other than candidates or committees to file reports of expenditures made for express advocacy supporting or opposing the nomination or election of a person to public office, the recall of a public office, or a proposition or question submitted to the voters or for a communication for which the only reasonable conclusion to be drawn from the presentation and content is that it is intended to appeal to vote for or against a specific candidate or for or against the recall of a specific elected official shall file reports if such expenditures exceed \$1,000 in the aggregate during the aggregating period as defined for committees.

Proposed law requires reporting for the following expenditures, only:

- (1) Paid advertising disseminated through any federally regulated broadcast media.
- (2) Any mass mailing of more than 500 pieces of identical or substantially similar materials within any 30 day period, or phone bank of more than 500 telephone calls of an identical or substantially similar nature within any 30 day period.
- (3) Paid digital advertising or publication of paid print advertising which contains the name or image of a candidate that is made within 30 days before a primary, party primary, or second party primary election or 60 days before any other election in which the candidate will appear on the ballot and is targeted to the relevant electorate in the geographic area the candidate would represent if elected.

Present law requires each person, other than a candidate or committee, who makes an expenditure for purposes of canvassing, irrespective of the amount expended, to submit in writing to the candidate or committee on whose behalf such expenditure was made the full name, address, and the last four digits of the social security number of each individual to whom such an expenditure was made.

Proposed law requires such person to submit such information only to a candidate, independent expenditure-only committee, political committee, or principal campaign committee and requires reporting of the last four digits of the individual's social security number only under certain circumstances.

Present law requires other persons required to file reports do so at the same time and containing the same information as reports required of committees. Proposed law requires that reports shall be filed as required of principal campaign committees, except that reports are not required to include information about contributions or contributors or identify contributors, unless a contributor has designated his contribution for the purpose of supporting, opposing, or otherwise influencing the nomination or election of a person to public office or the recall of a public officer. In such case, reports shall include the name and address of the contributor who made the designated contribution and the amount and date of the designated contribution.

Present law requires other persons required to file reports to include in such reports, if he made an expenditure other than to a candidate or committee to report the full name and address of each person to whom such an expenditure was made during a reporting period in excess of \$1,000 in support or opposition to a candidate for any major office or \$500 in support or opposition to a candidate for district office or other office.

Proposed law instead requires such information to be reported for such expenditures made in excess of \$1,000.

Gubernatorial transition

Present law (R.S. 18:1501.3) requires reporting of certain contributions and expenditures related to a gubernatorial transition and inauguration. Requires the governor to file a report on or before the 60th day after the gubernatorial inauguration and annually thereafter.

Proposed law retains present law and provides that each report shall be complete through Jan. 31.

Contribution limits

Present law (R.S. 18:1483(6)) defines "contribution" as a gift, conveyance, payment, or deposit of money or anything of value, or the forgiveness of a loan or of a debt, made for the following purposes:

- (1) Supporting, opposing, or otherwise influencing the nomination or election of a person to public office, whether made before or after the election. Proposed law revises present law so that such contributions are considered "contributions" only if made to the candidate.
- (2) Supporting or opposing a proposition or question submitted to the voters. Proposed law repeals present law.
- (3) Supporting or opposing the recall of a public officer, whether made before or after the election. Proposed law retains present law, except to provide that such contribution must be made to fund and expenditure to influence the recall.

Proposed law additionally provides that a gift, conveyance, payment, or deposit of money or anything of value, or the forgiveness of a loan or of a debt, made to any of the following is considered a "contribution":

- (1) A committee.
- (2) Any person for the purpose funding and expenditure to influence the nomination or election of a person to public office.

Present law also defines "contribution" as an in-kind contributions and the donation of services and tangible property valued at \$25. Proposed law increases the minimum value to \$50.

Present law further defines "contributions" as expenditures made by any person in cooperation, consultation, or concert with or at the request or suggestion of, a candidate, his authorized political committees, or their agents and shall be considered to be a contribution to such candidate. Proposed law limits present law definition so that it only applies if the expenditure is made for the purpose of supporting, opposing, or otherwise influencing the nomination or election of the candidate.

Present law (R.S. 18:1505.2(B)) prohibits candidates, committees, and other persons required to file reports from making expenditures from funds the source of which is anonymous and requires contributions received from an anonymous source and deposited to be reported and escheat to the state. Proposed law repeals present law as it relates to other persons required to file reports.

Present law (R.S. 18:1505.2(C)) limits cash contributions to \$100. Proposed law increases the limit to \$200.

Present law (R.S. 18:1505.2(D)) prohibits organizations, including committees, from having as a condition of membership or participation a requirement that a person made a contribution for the purposes of supporting, opposing, or otherwise influencing the nomination or election of a person to public office or the recall of a public officer. Proposed law retains present law, except as it applies to political committees or independent expenditure-only committees.

Present law makes various provisions related to the authorized and prohibited contributions and expenditures of a recognized political party. Proposed law provides for the same to apply to a committee designated to receive contributions on behalf of the state central committee of the political party by joint fundraising agreement or otherwise.

Present law (R.S. 18:1505.2(H)) imposes contribution limits for various contributions.

Present law provides limits for contributions made by any committee supporting or opposing a candidate for certain offices. Proposed law limits present law to only apply to contributions made by a political committee or leadership committee.

Present law provides contribution limits applicable to political committees which had more than 250 members and to which more than 250 members had contributed at least \$100. Proposed law decreases the minimum contribution by the 250 members to \$50.

Present law provides for the contribution limit applicable to contributions made to any committee supporting or opposing candidates for different offices. Proposed law limits present law to only apply to contributions made to a leadership committee, political committee, or an independent expenditure-only committee.

Present law provides for the contribution limit for contributions by any committee to a recognized political party. Proposed law limits present law to only apply to contributions made by a political committee, leadership committee, or principal campaign committee.

Proposed law provides that the contribution limit for contributions by any committee to a leadership committee is \$25,000 per calendar year.

Present law contribution limits do not apply to contributions or loans made by a candidate to his own campaign. Proposed law provides the same for contributions or loans made by a candidate to his own leadership committee.

Present law (R.S. 18:1505.2(Q) and (R)) prohibits legislators and the governor from accepting or depositing a contribution, loan, or transfer of funds during a regular legislative session. Proposed law retains present law.

Present law provides that the governor or a legislator who receives such a contribution during a session shall return the contribution within 10 days after the receipt of the contribution. Proposed law instead requires the governor or legislator who *accepts or deposits* such a contribution during a session to return the contribution within 10 days after the acceptance or deposit of the contribution.

Expenditures

Present law (R.S. 18:1483(9)) defines "expenditure" as a purchase, payment, advance, deposit, or gift, of money or anything of value made for the purpose of supporting, opposing, or otherwise influencing the nomination or election of a person to public office, for the purpose of supporting or opposing a proposition or question submitted to the voters, or for the purpose of supporting or opposing the recall of a public officer, whether made before or after the election.

Proposed law repeals present law and instead defines "expenditure" as a purchase, payment, advance, deposit, or gift, of money or anything of value made for the specific purposes provided for in present law and proposed law.

Present law further defines "expenditure" as in-kind expenditures and the donation of services and tangible property valued at \$25. Proposed law increases the minimum value to \$50.

Present law provides that "expenditures" do not include any communication by any membership organization or business entity to its employees, members, or stockholders, if such membership organization or business entity is not organized primarily for the purpose of supporting, opposing, or otherwise influencing the nomination for election, or election, of any person to public office.

Proposed law retains present law and further exempts communications made to the organization or entity's directors and the family members of the employees, members, stockholders, and directors.

Proposed law further exempts communications disseminated by a church unless the church's expenditures are used to express advocacy for or against a specific candidate. Further provides that present law shall not require a church to disclose the identities, donations, or contributions of members of the church.

Present law (R.S. 18:1505.2(I)) provides for authorized expenditures and for the use of excess campaign funds. Proposed law repeals present law and provides that *all candidates and committees* may expend contributions for any lawful purpose related to any of the following:

- (1) Supporting or opposing a proposition or question submitted to the voters.
- (2) Supporting or opposing the recall of a public officer.
- (3) Contributions to a gubernatorial transition and inauguration.
- (4) Contributions to an independent expenditure-only committee.
- (5) Donations to an organization exempt from federal income tax under Section 501 of the Internal Revenue Code.
- (6) Lobbying.
- (7) Social and issue advocacy.
- (8) The administrative costs or operating expenses of the committee making the expenditure, including costs and expense related to legal services and costs, accounting services, and fundraising.

Proposed law provides that a *candidate or his principal or subsidiary campaign committee* may also make expenditures related to the following:

- (1) Supporting or nominating the candidate for election to a public office.
- (2) Supporting or opposing or otherwise influencing the nomination or election of a person to public office.
- (3) Contributions to another candidate's principal campaign committee, to a political committee, or to a leadership committee.
- (4) The holding of public office or party position.
- (5) The payment of fines, fees, or penalties assessed for a violation of the CFDA.

Proposed law provides that a candidate or his principal or subsidiary campaign committee may not make expenditures for any personal use of the candidate or a member of his immediate family.

Proposed law provides that excess campaign contributions received by a candidate or his principal campaign committee and not expended during a party primary, primary, or general election may be maintained in a segregated fund or a fund of the principal campaign committee for use in future campaigns, activity related to preparing for future candidacy, or for any lawful purpose otherwise provided for. Any excess campaign contributions shall be considered a contribution for the candidate's next campaign.

Proposed law provides that a *leadership committee* may also make expenditures related to the following:

- (1) The elected official's holding of public office or party position.
- (2) Contributions to another candidate or another candidate's principal or subsidiary committee.
- (3) Contributions to another official's leadership committee.
- (4) The payment of fines, fees, or penalties assessed for a violation of the CFDA.

Proposed law prohibits the use of contributions received by a leadership committee for any personal use of the elected official or a members of his immediate family or for making expenditures in support of the elected official's campaign, to oppose the recall of the elected official, or to oppose an opponent of the elected official. Provides that the use of funds to replace articles lost, stolen, or damaged in connection with the operation of the leadership committee or the holding of public office or party position by the public officer shall not be considered personal use.

Proposed law provides that a *political committee* may also make expenditures related to supporting, opposing, or otherwise influencing the nomination or election of any person to public office or related to contributions to any candidate's principal campaign committee, any other political committee, or any leadership committee.

Proposed law provides that contributions received by a political committee may not be used for the personal use of any candidate or elected official, or his immediate family, or for coordinated expenditures with a candidate or candidate's principal campaign committee. Proposed law provides that an *independent expenditure-only committee* may also make expenditures related to supporting, opposing, or otherwise influencing the nomination or election of any person to public office or for contributions to any leadership committee.

Proposed law provides that contributions received by an independent expenditure-only committee may not be used for the personal use of any candidate or elected official, or a member of his immediate family, contributions to any candidate or a candidate's principal campaign committee, or a subsidiary committee thereof, or coordinated expenditures with any candidate or candidate's principal campaign committee.

Proposed law provides enumerates expenses that shall not be considered to be personal use by the candidate or his principal campaign committee or a subsidiary committee thereof, or by an elected official or his leadership committee.

Proposed law enumerates expenses that shall be presumed to be considered to be personal use by the candidate or his principal campaign committee or a subsidiary committee thereof, or by an elected official or his leadership committee.

Present law prohibits a candidate or his principal or subsidiary campaign committee from using contributions to make a payment or expenditure to an immediate family member of the candidate. Proposed law retains present law and further prohibits an elected official or his leadership committee from using contributions to make a payment or expenditure to an immediate family member of the candidate.

Present law prohibits all candidates and committees from using contributions to purchase immovable property or a motor vehicle. Proposed law retains present law only as it applies to candidates, political committees, principal or subsidiary campaign committees, or leadership committees.

Present law provides that checks drawn on a campaign account for the return of excess campaign contributions shall be presumed abandoned 12 months from the date of the check if not negotiated and treated as unclaimed property. Proposed law instead provides for such checks to be presumed abandoned six months from the date of the check.

Present law (R.S. 18:1505.2.1), related to the designation and attribution of contributions, provides that a candidate's records shall demonstrate that prior to the primary election, recorded cash on hand was at all time equal to or in excess of the sum of general election contributions received less the sum of general election disbursements made. Proposed law repeals present law.

Foreign nationals

Present law (R.S. 18:1505.2(M)) provides that no foreign national shall, directly or through any other person, make any contribution of money or other thing of value, or promise expressly or impliedly, any such contribution in connection with an election to any political office or in connection with any election, convention, or caucus held to select candidates for any political office and prohibits all persons from soliciting, accepting, or receiving any contribution from a foreign national.

Proposed law retains present law and further prohibits contributions from foreign nationals made in connection with a proposition or question submitted to the voters or with the recall of a public officer, or made to any committee or to a gubernatorial transition or inauguration.

Present law defines of "foreign national" as a foreign principal such as a government of a foreign country or a foreign political party or as a partnership, association, corporation, organization, or other combination of persons organized under the laws of or having its principal place of business in a foreign country, unless authorized and qualified to do business in La. Proposed law retains present law.

Present law further defines "foreign national" as an individual who is not a U.S. citizen and who is not lawfully admitted for permanent residence and accorded the privilege of residing permanently in the U.S. as an immigrant. Proposed law instead requires such an individual to reside in the U.S. to be considered a "foreign national".

Proposed law additionally provides that "foreign national" includes a person who is a citizen of a foreign government identified as a foreign adversary or state sponsor of terrorism by federal law; any foreign non-government person, including an individual, identified as a foreign adversary by federal law; any foreign terrorist organization as designated in accordance with federal law; or a partnership, association, corporation, organization, or other entity organized under the laws of a foreign government identified as a foreign adversary or organized under the laws of or having its principal place of business in the country of a foreign adversary as designated by federal law.

Supervisory Committee on Campaign Finance

Present law (R.S. 18:1511.2) authorizes the supervisory committee to render advisory opinions. Proposed law retains present law and further requires the supervisory committee to publish its advisory opinions on the Board of Ethics website in an easily searchable format.

Proposed law requires the supervisory committee to annually reviewing specific information and report its findings to the House and Senate committees on governmental affairs.

Present law requires the supervisory committee to prepare and distribute booklets of explanation and instruction regarding the CFDA. Proposed law retains present law.

Present law (R.S. 18:1511.4) provides for the supervisory committee to conduct investigations upon a two-thirds vote of the committee. Proposed law retains present law and provides additional criteria for the supervisory committee to consider in determining whether to conduct and investigation.

Proposed law (R.S. 18:1511.4.1) provides prerequisites for and procedures related to the issuance of subpoenas by the supervisory committee.

Present law (R.S. 18:1511.5) authorizes the supervisory committee to file administrative proceedings. Proposed law provides additional procedural requirements before filing administrative proceedings.

Present law provides for the imposition of civil and criminal penalties for certain violations of the CFDA. Proposed law retains present law.

Party primary elections

Present law provides for the definition of "participation", reporting times and periods, contribution limits for unsuccessful candidates, and the designation and attribution of contributions.

Proposed law retains present law and recognizes and provides for party primary elections.

Definitions

Present law (R.S. 18:1483) provides for terminology used throughout the Campaign Finance Disclosure Act.

Present law defines "independent expenditure-only committee" as a registered committee that makes independent expenditures, makes no contributions to any candidate, and makes no coordinated expenditures with a candidate. Proposed law retains present law except to provide that such committee makes no contributions or coordinated expenditures with a candidate's principal campaign committee or a subsidiary committee thereof.

Present law defines "loan" as a transfer of money, property, or anything of value in exchange for an obligation to repay in whole or in part, made for the purpose of supporting, opposing, or otherwise influencing the nomination for election, or election, of any person to public office, for the purpose of supporting or opposing a proposition or question submitted to the voters, or for the purpose of supporting or opposing the recall of a public officer, whether made before or after the election.

Proposed law repeals present law definition and instead defines "loan" as a transfer of money, property, or anything of value in exchange for an obligation to repay, made for the specific purposes provided for in the CFDA, whether made before or after the election.

Present law defines "transfer of funds" as any money received or given by a committee from or by another committee. Proposed law retains present law except to provide that such moneys shall be given or received for the specific purposes provided for in the CFDA.

Present law provides for when a candidate is considered to have participated in an election without withdrawing and an election from which he has withdrawn. Proposed law retains present law defines "participation" for purposes of a closed party primary.

Proposed law defines "coordinated expenditure", "express advocacy", "joint fundraising agreement", "leadership committee", "paraphernalia", "personal use", and "primary purpose".

Effectiveness

Provisions related to party primary elections are effective upon the effective date of Act No. 640 of the 2024 R.S.

All other provisions are effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 9:154(A)(18) and R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and (b), (9)(a), (b)(ii), (c), (d)(ii) and (iii), (10), (12), (15)(a), (b)(ii), (c), and (d), (16), (17), (19), (22), and (24), 1484(intro. para.), (2) and (3), 1485(E), 1486(A), (B), and (C)(1) and (2)(intro. para.) and (d), 1491.1(A), (B)(3), and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and (H)-(J), 1491.6(A), (B)(intro. para.), (C)(intro. para.), (1)(a), and (2), (D), (E)(intro. para.), (G), and (I), 1491.7(A), (B)(intro. para.), (4)(a) and (b), (5)-(8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and (2)(intro. para.) and (a) and (E), 1495.4(C)(1)(a) and (2) and (D)(1) and (3)(a), 1495.5(B)(5) and (9) and (C), 1495.6, 1501.1, 1501.3(C)(intro. para.), 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b) and (c), (2)(a)(intro. para.), (b)(i)(intro. para.), (c), (e), (f), and (g), (3)(a)(iii)-(vii) and (b)-(d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c)-(e), (6), and (7), (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and (3)(a)(i), and (R)(2) and (3)(a)(i), 1505.2.1(A), (D), and (E), 1505.3(B) and (D)(1)(a) and (2)(a)(i) and (b)(intro. para.) and (ii), 1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B) and (C)(1), 1505.6(A)-(C), 1511.2(B), 1511.4(A)(2)(h) and (i), (C)(1) and (2)(intro. para.), and (D), 1511.4.1(C)(3), and 1511.5(A)(1) and (B); Adds R.S. 18:1483(9)(d)(v), (15)(b)(iii) and (iv), and (25)-(32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1, 1491.9, 1505.2(H)(2)(h) and (I)(8), 1511.2(D)-(F), 1511.4(C)(2)(f) and (3), and 1511.4.2; Repeals R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B))