

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), the heading of Part

6 II of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, 1491.1(A),

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

8 (H) through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory

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

10 (B), (4)(a) and (b), (5) through (8), (10), (13), (14), (18), and (22), and (C), 1491.8,

11 1495.2, 1495.3(B)(1) and (2)(introductory paragraph) and (a) and (E),

12 1495.4(C)(1)(a) and (2) and (D)(1) and (3)(a), 1495.5(B)(5) and (9) and (C), 1495.6,

13 1501.1, 1501.3(C)(introductory paragraph), 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and

14 (c), (4), and (5), (F), (G), (H)(1)(b) and (c), (2)(a)(introductory paragraph),

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

16 through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (e), (6), and (7),

17 (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and (3)(a)(i), and (R)(2) and

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

19 (b)(introductory paragraph) and (ii), 1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B)

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

1 (2)(introductory paragraph), and (D), 1511.4.1(C)(3), and 1511.5(A)(1) and (B), to
2 enact R.S. 18:1483(9)(d)(v), (15)(b)(iii) and (iv), and (25) through (32),
3 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1, 1491.9, 1505.2(H)(2)(h) and (I)(8),
4 1511.2(D) through (F), 1511.4(C)(2)(f) and (3), and 1511.4.2, and to repeal R.S.
5 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B), relative to the revision of the
6 system of laws related to election campaign finance; to provide for the Campaign
7 Finance Disclosure Act; to establish leadership committees and provide
8 authorizations and restrictions related thereto; to provide for the many various duties
9 and requirements of committees, including political committees, principal campaign
10 committees, subsidiary committees, independent expenditure-only committees, and
11 leadership committees; to provide for contributions; to provide for contribution
12 limits; to provide for contributions made to or by a political party; to provide for
13 expenditures; to provide for limitations on expenditures; to provide for reporting
14 requirements; to provide for contributions, expenditures, and reporting related to
15 closed party primary elections; to provide for joint fundraising efforts and
16 agreements; to provide for foreign nationals; to provide for the powers and duties of
17 the supervisory committee on campaign finance; to provide for investigations
18 conducted by and penalties issued by the supervisory committee on campaign
19 finance; to repeal provisions related to the regulation of contributions and
20 expenditures related to proposition elections; to provide for loans; to provide for
21 coordinated expenditures; to provide for excess contributions; to provide for
22 definitions and terminology; and to provide for related matters.

23 Be it enacted by the Legislature of Louisiana:

24 Section 1. R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and (b), (9)(a), (b)(ii), (c), (d)(ii)
25 and (iii), (10), (12), (16), (17), (19), (22), and (24), 1484(introductory paragraph), (2) and
26 (3), 1485(E), 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), the heading
27 of Part II of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, 1491.1(A),
28 (B)(3), and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and (H)
29 through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory paragraph), (1)(a), and

1 (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A), (B), (4)(a) and (b), (5) through
 2 (8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and
 3 (2)(introductory paragraph) and (a) and (E), 1495.4(C)(1)(a) and (2) and (D)(1) and (3)(a),
 4 1495.5(B)(5) and (9) and (C), 1495.6, 1501.1, 1501.3(C)(introductory paragraph),
 5 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b),
 6 (2)(a)(introductory paragraph), (b)(i)(introductory paragraph), (c), and (g), (3)(a)(iii) through
 7 (vi) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (e), (6), and
 8 (7), (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and (3)(a)(i), and (R)(2) and
 9 (3)(a)(i), 1505.3(B) and (D)(1)(a) and (2)(a)(i) and (b)(introductory paragraph) and (ii),
 10 1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B) and (C)(1), 1505.6(A) through (C),
 11 1511.2(B), 1511.4(A)(2)(h) and (i), (C)(1) and (2)(introductory paragraph), and (D),
 12 1511.4.1(C)(3), and 1511.5(A)(1) and (B) are hereby amended and reenacted and R.S.
 13 18:1483(9)(d)(v) and (25) through (32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1,
 14 1491.9, 1505.2(H)(2)(h) and (I)(8), 1511.2(D) through (F), 1511.4(C)(2)(f) and (3), and
 15 1511.4.2 are hereby enacted to read as follows:

16 §1482. Statement of purpose

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

27 B. The legislature further recognizes that the provisions of this Chapter are
 28 penal in nature, and that, in the interest of respecting the constitutional rights of free
 29 speech and due process, that the regulation of campaign finance established in this

1 Chapter shall be interpreted narrowly and strictly and that any ambiguity be
2 interpreted in favor of a person accused of violating any provision of this Chapter,
3 and that no deference shall be afforded in interpretation of this Chapter to any agency
4 enforcing this Chapter, including the supervisory committee on campaign finance.

5 §1483. Definitions

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

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

11 (2) "Aggregating period" means:

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

15 * * *

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

18 * * *

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

22 (i) A committee.

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

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

1 (iv) Any person for the purpose of funding an expenditure to support or
2 ~~oppose for the purpose of supporting or opposing~~ a proposition or question submitted
3 to the voters, ~~or,~~

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

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

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

25 ~~(ii) Contributions shall also include expenditures made by any person in~~
26 ~~cooperation, consultation, or concert, with, or at the request or suggestion of, a~~
27 ~~candidate, his authorized political committees, or their agents~~ Coordinated
28 expenditures made for the purpose of supporting, opposing, or otherwise influencing

1 the nomination or election of the candidate and shall be considered to be a
2 contribution to such candidate.

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

5 (iii) (iv) A payment to purchase campaign paraphernalia, ~~such as campaign~~
6 ~~pins, buttons, badges, flags, emblems, hats, shirts, banners, literature, and similar~~
7 ~~items~~, other than expenditures made by a candidate or political committee to
8 purchase its own paraphernalia.

9 (iv) (v) A payment for tickets to a testimonial or similar fund-raising event.

10 * * *

11 (9)(a) "Expenditure" means a purchase, payment, advance, deposit, or gift,
12 of money or anything of value ~~made for the purpose of supporting, opposing, or~~
13 ~~otherwise influencing the nomination or election of a person to public office, for the~~
14 ~~purpose of supporting or opposing a proposition or question submitted to the voters,~~
15 ~~or for the purpose of supporting or opposing the recall of a public officer, whether~~
16 ~~made before or after the election.~~ made for a purpose provided for in R.S.
17 18:1501.1(A) or 1505.2(I).

18 (b) "Expenditure" shall also include:

19 * * *

20 (ii) Expenditures in-kind which have an attributable monetary value in
21 excess of ~~twenty-five~~ fifty dollars, made for any of the purposes stated in this
22 Paragraph. Expenditures in-kind shall include without limitation: the donation by
23 any person, candidate, or ~~political~~ committee of the services of paid employees, the
24 value of which services exceeds ~~twenty-five~~ fifty dollars, such value to be the
25 amount paid for such services; the donation of, or the donation of the right to use,
26 any item of tangible property when the same is used or consumed and not exchanged
27 or converted to cash or the equivalent of cash and when the donating candidate, the
28 chairman of the donating committee, or the donating person required to file reports
29 under this Chapter, and the campaign treasurer of such donor, if any, determines that

1 its value or the use value, when only the right to use is given, exceeds ~~twenty-five~~
2 fifty dollars and such determination shall be prima facie evidence of the correctness
3 of the valuation of the item or the use value when applicable. In addition, successive
4 donations made to the same person, which donations individually are valued below
5 ~~twenty-five~~ fifty dollars but which together exceed such amount, shall be deemed to
6 be in-kind expenditures and shall be aggregated for purposes of the requirements of
7 this Chapter.

8 (c) Expenditures made by a public relations firm, an advertising agency, or
9 agent for a candidate, ~~political~~ committee, or other person required to file reports
10 under this Chapter shall be considered expenditures of the candidate, ~~political~~
11 committee, or such other person, and must be specifically reported as required by
12 this Chapter. Each such firm, agency, or agent, which makes any expenditure for
13 any candidate, ~~political~~ committee, or other person required to file reports under this
14 Chapter, shall timely furnish to such candidate, ~~political~~ committee, or person such
15 information relative thereto as may be required for compliance with this Chapter.

16 (d) "Expenditure" shall not include:

17 * * *

18 (ii) Any communication by any membership organization or business entity
19 to its employees, members, directors, or stockholders, or their family members, if
20 such membership organization or business entity is not organized primarily for the
21 purpose of supporting, opposing, or otherwise influencing the nomination for
22 election, or election, of any person to public office or for the purpose of supporting
23 or opposing a proposition or question to be submitted to the voters. All other
24 expenditures made by such membership organization or business entity which are
25 otherwise reportable under the provisions of this Chapter shall be reported. For
26 purposes of this definition, business entity means any proprietorship, partnership,
27 corporation, or other legal entity, including their subsidiaries.

28 (iii) A transfer of funds between ~~political~~ committees.

29 * * *

1 ~~opposing the recall of a public officer,~~ any purpose provided for in R.S.
2 18:1501.1(A) or 1505.2(I), whether made before or after the election.

3 * * *

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

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

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

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

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

17 * * *

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

21 * * *

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

27 * * *

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

4 (25)(a) "Committee" means any legal entity, including an association or
5 political party, or other group of two or more persons, other than a husband and wife,
6 which receives or anticipates receiving contributions and makes or anticipates
7 making expenditures, and has the primary purpose of making contributions to or
8 expenditures to or on behalf of any state or local elected official, candidate,
9 campaign, or other committee. An entity shall not be a committee if the entity makes
10 expenditures for the purpose of supporting or opposing candidates or recalls using
11 only the entity's general revenues and does not receive contributions for the purpose
12 of supporting or opposing candidates or recalls. "Committee" includes any
13 independent expenditure-only committee, leadership committee, political committee,
14 or principal campaign committee, or subsidiary committee thereof.

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

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

28 (27) "Express advocacy" means communications containing express words
29 of advocacy of election, recall, or defeat, including but not limited to "vote for",

1 "elect", "support", "cast your ballot for", "Smith for Governor", "vote against",
2 "recall", "defeat", or "reject".

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

7 (29) "Leadership committee" means a committee registered with the
8 supervisory committee which is designated by an elected official, but which is not
9 the principal campaign committee of the elected official and does not make
10 expenditures in support of the candidacy of the elected official or in opposition to
11 any opponent of the elected official and that makes expenditures only as authorized
12 by R.S. 18:1505.2(I)(1)(a) and (c).

13 (30) "Paraphernalia" means campaign pins, buttons, badges, flags, emblems,
14 hats, shirts, banners, literature, and similar items.

15 (31) "Personal use" means any use of funds of a candidate, principal
16 campaign committee or subsidiary committee thereof, or leadership committee to
17 fulfill a commitment, obligation, or expense that primarily furthers the purposes of
18 the candidate or elected official or his immediate family member not connected to
19 the conduct of a campaign by a candidate or the holding of office and that would
20 exist irrespective of the candidate's campaign or the holding of office.

21 (32) "Primary purpose" means the purpose of making contributions or
22 expenditures that constitute the preponderance of the association, political party, or
23 group's spending during a calendar year.

24 §1484. Disclosure reports; persons required to file

25 Except as otherwise specifically provided, the following persons or their
26 ~~campaign~~ treasurers, if any, shall file reports of contributions and expenditures as
27 more specifically provided in this Chapter:

28 * * *

1 §1486. Proposition and recall elections; required reports; ~~recall elections~~

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

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

10 (3) Except as otherwise specifically provided in this Section and in R.S.
11 18:1505.4 and 1505.5, the provisions for reporting and filing requirements,
12 prohibited practices, recordkeeping, and penalties applicable to ~~political~~ committees
13 shall apply to persons subject to the provisions of Paragraphs (1) and (2) of this
14 Subsection.

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

28 C.(1) The reports required as provided in Paragraph A(1) of this Section
29 shall be filed not later than the thirtieth day prior to the election, which shall be

1 complete through the fortieth day prior to the election, not later than the tenth day
 2 prior to the election, which shall be complete through the twentieth day prior to the
 3 election, and not later than the fortieth day after the election, which shall be complete
 4 through the thirtieth day after the election. During the period from midnight of the
 5 twentieth day prior to the election and extending through midnight of election day
 6 a report shall be filed within forty-eight hours after the time any contribution, loan,
 7 or transfer of funds is received and accepted or expenditure in excess of ~~two hundred~~
 8 five thousand dollars is made; if such time falls other than during regular working
 9 hours, this report shall be filed with the supervisory committee on the next working
 10 day after the report is otherwise due. Such report shall provide information relative
 11 to such contributions, loans, and transfers of funds and expenditures in excess of ~~two~~
 12 ~~hundred~~ five thousand dollars as provided in R.S. 18:1491.6(C). If the report filed
 13 on the fortieth day after the election shows a deficit, the person or ~~political~~
 14 committee reporting shall be required to file supplemental reports as required by R.S.
 15 18:1491.6(D).

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

19 * * *

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

23 * * *

24 PART II. ~~POLITICAL~~ COMMITTEES

25 §1491.1. Registration of ~~political~~ committees

26 A. Each ~~political~~ committee, including a subsidiary committee, which knows
 27 or anticipates that it will receive contributions or loans, make expenditures or loans,
 28 or make a transfer of funds to or receive a transfer of funds from another committee
 29 during a calendar year in the aggregate amount exceeding ~~five hundred~~ one thousand

1 affiliated, and a certification by the committee that the committee is not making and
 2 will not make contributions, whether direct or in-kind, to the principal campaign
 3 committee of the elected official with which it is affiliated, or any subsidiary
 4 committee thereof, or expenditures for the purpose of supporting the election to
 5 public office of the elected official with which it is affiliated, or opposing the
 6 election to public office of any opponent of the elected official with which it is
 7 affiliated.

8 (e) A statement, if applicable, that the committee is organized as a joint
 9 fundraising committee pursuant to R.S. 18:1491.9 and the name and mailing address
 10 of each committee and organization participating in the joint fundraising agreement
 11 that designates the committee as the joint fundraising committee.

12 * * *

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

19 * * *

20 §1491.2. Statement of dissolution

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

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

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

4 **(2)** No committee which has unpaid debts or obligations or which has any
5 funds on hand shall file a statement of dissolution; until any debts or obligations have
6 been paid or otherwise extinguished and any funds have been expended or otherwise
7 distributed.

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

9 **(a)** A certified statement by the committee chairman and ~~campaign~~ treasurer,
10 if any, that the committee has not received contributions, transfers of funds, or loans,
11 or made expenditures, transfers of funds, or loans in the aggregate during the
12 calendar year in excess of ~~five hundred~~ one thousand dollars and does not anticipate
13 doing so, or ~~(2) a certified statement by the committee chairman and campaign~~
14 ~~treasurer, if any,~~ that the committee will receive no contributions, transfers of funds,
15 or loans and will make no expenditures, transfers of funds, or loans, during the
16 remainder of the calendar year.

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

20 B. No ~~political~~ committee shall dissolve or file a statement of dissolution as
21 provided in Subsection A ~~above~~ of this Section and reorganize under a modified
22 name, charter, or organizational structure ~~merely~~ as a subterfuge to avoid the
23 reporting and other requirements of this Part. Any committee which dissolves or
24 files a statement of dissolution as provided in Subsection A ~~above~~ of this Section and
25 is thereafter recreated with substantially the same membership and purposes with the
26 intent to avoid the requirements of this Part, for purposes of this Part, shall be
27 deemed not to have been dissolved and shall be subject to the provisions of this Part
28 as if no dissolution had taken place and no statement of dissolution filed. In
29 addition, any committee which violates the provisions of this Subsection shall be

1 subject to the penalties provided in R.S. 18:1505.4, 1505.5, and 1505.6 ~~R.S.~~
2 ~~18:1505.5, and R.S. 18:1505.6.~~

3 §1491.3. Principal campaign committees; subsidiary committees; consolidation of
4 reports

5 A. Each candidate may designate only one ~~political committee as his~~
6 principal campaign committee. Such designation shall be in writing and a copy
7 thereof shall be filed with the supervisory committee no later than ten days after such
8 designation is made. Any committee which designates subsidiary committees shall
9 be a principal campaign committee and shall file a self-designation as a principal
10 campaign committee with the supervisory committee at the time it first files a
11 designation of a subsidiary committee. A principal campaign committee of a
12 candidate shall report, in lieu of the candidate, all information required to be reported
13 by the candidate pursuant to R.S. 18:1495.4 and R.S. 18:1495.5.

14 * * *

15 §1491.4. ~~Campaign~~ Committee treasurers; campaign depositories; expenditures;
16 petty cash fund

17 A. The chairman of each ~~political~~ committee shall be the ~~campaign~~ treasurer
18 of the ~~political~~ committee, unless the ~~political~~ committee appoints a ~~campaign~~
19 treasurer. ~~Political committees~~ Committees also may appoint one or more deputy
20 ~~campaign~~ treasurers. The names and addresses of any ~~campaign~~ treasurer or deputy
21 ~~campaign~~ treasurer so appointed shall be filed with the supervisory committee in the
22 statement of organization required by R.S. 18:1491.1, or if appointed after the
23 statement of organization is filed, the names and addresses of any ~~campaign~~ treasurer
24 or deputy ~~campaign~~ treasurer shall be reported to the supervisory committee within
25 ten days following appointment.

26 B.(1) Any person may solicit contributions for or on behalf of the ~~political~~
27 committee, or sell political paraphernalia, ~~including such items as buttons, flags and~~
28 ~~literature~~, or tickets to a testimonial or other fund-raising event, provided that all
29 contribution(s) or proceeds are transmitted directly to the chairman of the ~~political~~

1 committee or its ~~designated~~ treasurer or a ~~designated~~ deputy treasurer of the
2 ~~committee~~ together with such information as may be required by this Chapter. No
3 chairman of a ~~political~~ committee or designated treasurer or deputy treasurer shall
4 accept such funds without such information and they shall be responsible under the
5 provisions of this Chapter for any errors and omissions in records or reports of such
6 funds. Any contributions or transfer of funds received by a ~~political~~ committee
7 which has appointed a ~~campaign~~ treasurer shall be transferred to the ~~campaign~~
8 treasurer.

9 (2) When any person who is not the ~~campaign~~ treasurer or a deputy treasurer
10 of a ~~political~~ committee makes any expenditure for the committee, he shall transmit
11 directly to the ~~campaign~~ treasurer or a deputy treasurer all information concerning
12 the expenditure required by this Chapter. The ~~campaign~~ treasurer of the committee
13 shall be responsible under the provisions of this Chapter for any errors or omissions
14 in the records or reports of such expenditures.

15 (3) For purposes of all reports required by this Chapter, all contributions
16 received by or transferred to a ~~campaign~~ treasurer or a deputy treasurer of a ~~political~~
17 committee, and all expenditures made by a ~~campaign~~ treasurer or a deputy treasurer
18 of a ~~political~~ committee or by any other person on behalf of the committee, shall be
19 considered contributions or expenditures of the ~~political~~ committee.

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

24 D.(1) The chairman of each ~~political~~ committee shall designate one or more
25 national or state banks or state or federally chartered savings and loan associations
26 or savings banks, or state or federally chartered credit unions, as the campaign
27 depositories of the committee and may invest in a money market mutual fund,
28 certificate of deposit, or United States treasury security and designate such
29 investment or fund as a campaign depository. The committee chairman, the

1 committee ~~campaign~~ treasurer, and any deputy treasurers shall deposit any
2 contributions received by them into an account or accounts maintained at such
3 depository or depositories. No expenditure shall be made by any committee
4 chairman, committee ~~campaign~~ treasurer, deputy treasurer, or any other person on
5 behalf of the committee, except by check drawn on such account or accounts, except
6 as specifically provided in Paragraph (2) of this Subsection and Subsection E of this
7 Section. Each check drawn on any such account shall be made payable to a specific
8 person, except a check made payable to petty cash. Each check drawn on such an
9 account shall indicate the objects or services for which such check is drawn and such
10 check shall be maintained as part of the records required by R.S. 18:1491.5. The
11 name and address of such campaign depository so designated shall be filed with the
12 supervisory committee in the statement of organization required by R.S. 18:1491.1.
13 If any additional depositories are designated, they shall be reported within ten days
14 following such designation as required by R.S. 18:1491.1.

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

21 (3) A ~~political~~ committee, which is not the principal campaign committee or
22 designated subsidiary committee of a candidate, or that makes a contribution to a
23 candidate or to the principal campaign committee or designated subsidiary
24 committee of a candidate shall clearly indicate to the candidate or the principal
25 campaign committee or designated subsidiary committee of the candidate that the
26 contribution is from a political committee either by a designation on the check or by
27 a separate notification attached to the contribution.

28 E. A ~~political~~ committee may maintain a petty cash fund or funds. A petty
29 cash fund shall be maintained on an imprest system, that is, expenditures may be

1 made in cash from the fund, and the fund shall from time to time be restored to its
2 original amount by a transfer of funds from other committee funds of a sum equal
3 to the aggregate of the sums expended from the fund. No expenditure in excess of
4 two hundred dollars shall be made from the petty cash fund, and no expenditure shall
5 be made from the petty cash fund for any personal services, except for gratuities paid
6 for the serving of food or drink. No expenditure shall be made from the petty cash
7 fund in violation of R.S. 18:1531. A complete record of petty cash expenditures
8 shall be maintained in accordance with the provisions of R.S. 18:1491.5(D).

9 §1491.5. Maintenance of records; valuation of in-kind contributions and
10 expenditures

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

16 B.(1) Except as otherwise provided in this Section, the ~~campaign~~ treasurer
17 of each ~~political~~ committee shall keep such records of ~~campaign~~ contributions
18 received and accepted by him or a deputy treasurer as shall be necessary to comply
19 with the provisions of this Part, including the names and addresses of all
20 contributors, and the date of each contribution, the amount or value of the
21 contribution of whatever value, and a description and valuation of all in-kind
22 contributions.

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

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

8 (b) No person shall sell or buy raffle tickets or ~~campaign~~ paraphernalia in
 9 successive single transactions for amounts below those for which specific records are
 10 required by this Paragraph as a subterfuge to avoid requirements of this Part that
 11 names and addresses of contributors and dates and amounts of contributions be
 12 recorded, aggregated, and reported. Such transactions shall be considered single
 13 transactions and shall be recorded and reported as provided in this Part. Any person
 14 who violates the provisions of this Section shall be subject to the penalties provided
 15 in R.S. 18:1505.4, 1505.5, and 1505.6 ~~R.S. 18:1505.5, and R.S. 18:1505.6.~~

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

23 * * *

24 E. A record shall be kept of each loan made by the committee to or from any
 25 person or ~~political~~ committee, together with the full name and address of the lender,
 26 of the recipient of the proceeds of the loan, and of any person who makes any type
 27 of security agreement binding himself or his property, directly or indirectly, for the

1 expenditure is made, the amount, date and purpose of each such expenditure, and a
2 brief description and valuation of an in-kind expenditure.

3 * * *

4 D.(1) If the final report of a ~~political~~ committee for an election, as required
5 by Paragraph (5), (6), or (7) of Subsection B of this Section, or the most recent
6 monthly report of a such committee pursuant to Subsection I of this Section shows
7 a deficit or a surplus, the chairman and treasurer of the committee, if any, shall file
8 supplemental reports with the supervisory committee of all information required in
9 R.S. 18:1491.7. Such reports shall be filed annually no later than February ~~fifteenth~~
10 twenty-eighth and shall be complete through the preceding December thirty-first.
11 Such a supplemental report shall be filed each year until a report has been filed
12 which shows no deficit and until any surplus campaign funds have been disposed of
13 in accordance with R.S. 18:1505.2(I). The report on surplus funds shall disclose the
14 disbursement of such funds in the same manner as expenditures are reported.

15 (2) A "deficit", for purposes of this Subsection, means debts or obligations
16 owed by the ~~political~~ committee which are required to be reported by R.S.
17 18:1491.7(B)(14).

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

27 (b) However, if after five years ~~the political~~ a committee with a deficit
28 receives any contribution or if any repayment occurs on an outstanding debt or loan,
29 such ~~political~~ committee shall file a supplemental report by the following February

1 committee no less than forty-five days prior to the due date for the next report the
2 committee would otherwise be required to file. The committee shall file its first
3 monthly report no later than the month following the month in which such
4 notification is so delivered. Such report shall include all information required for
5 reports pursuant to R.S. 18:1491.7 for the period since the committee's last report.

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

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

11 §1491.6.1. Leadership committees; reports required

12 A. A leadership committee shall file monthly reports due no later than the
13 fifteenth day of the month following a month in which the committee accepts a
14 contribution or some other receipt or makes an expenditure or some other
15 disbursement.

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

18 §1491.7. Reports; contents

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

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

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

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

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

1 of ~~five~~ twenty-five dollars in the aggregate in a calendar year to and which have been
 2 received and accepted by the ~~political~~ committee during the reporting period, and the
 3 date and amount of each contribution. In the case of a political committee that
 4 supports multiple candidates or issues and receives over ten thousand contributions
 5 in the form of a payroll deduction or dues check-off system when no single
 6 contributor contributes in excess of ~~twenty-four~~ fifty dollars in the aggregate in a
 7 calendar year, such committee may elect to report the names and addresses of its
 8 contributors on an annual basis. Political committees making this election shall list
 9 the names and addresses of its contributors, the total amount of the contributions
 10 received per contributor, and the schedule of the receipt of such contributions on the
 11 annual report due by February ~~fifteenth~~ twenty-eighth complete through the
 12 preceding December thirty-first.

* * *

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

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

1 the reporting period, the aggregate amount of such expenditures, other than in-kind
2 expenditures, and the aggregate valuation of in-kind expenditures shall be reported
3 for each such person. The aggregate of all expenditures made during the reporting
4 period, other than in-kind expenditures, and the aggregate valuation of all in-kind
5 expenditures shall also be reported. The aggregate amount expended for each
6 candidate shall also be reported.

7 (14) The amount and nature of debts and obligations owed by or to the
8 ~~political~~ committee during the reporting period which relate to the conduct of any
9 political campaign, including but not limited to loans required to be reported under
10 Paragraph (10) of this Subsection.

11 * * *

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

15 * * *

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

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

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

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

7 (2) The joint fundraising representative shall file the written agreement with
8 the supervisory committee within ten days after the date that the agreement is
9 executed. If a committee is designated as the joint fundraising representative, the
10 committee chairman shall file the written joint fundraising agreement with the
11 supervisory committee within ten days after the date that the agreement is executed
12 or within ten days following the date that the committee's statement of organization
13 is filed with the supervisory committee, whichever is later. A joint fundraising
14 committee's statement of organization and written joint fundraising agreement may
15 be filed electronically by facsimile or through the Board of Ethics Computerized
16 Data Management System as provided in R.S. 18:1485 and R.S. 42:1158.

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

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

22 (1) The participants may designate a person, including a professional
23 fundraising firm, accounting firm, or other agent, to serve as the joint fundraising
24 representative. In such case, each participant shall report the contributions received
25 through a joint fundraising effort as if the contributions were received directly by the
26 participant from the contributor and as if the participant's share of expenses of the
27 joint fundraising effort were made directly by the participant, to be reported as an
28 expenditure of the participant. Notwithstanding R.S. 18:1483(17), a person shall not
29 be considered a political committee if acting solely as a financial agent to solicit and

1 receive contributions for participants, distribute contributions to participants, or
2 make expenditures on behalf of participants as provided in this Section.

3 (2) The participants may designate a political committee to serve as the joint
4 fundraising representative, referred to in this Section as a "joint fundraising
5 committee". A joint fundraising committee shall report all contributions made to the
6 joint fundraising effort as contributions to the joint fundraising committee and shall
7 report the distribution of proceeds pursuant to this Section as expenditures made to
8 the participants pursuant to R.S. 18:1491.6, 1491.6.1, and 1491.7. Each participant
9 shall report the amounts received from the joint fundraising committee as
10 contributions from each contributor. The joint fundraising committee chairman shall
11 be responsible for all duties of the joint fundraising representative provided for in
12 this Section. Within ten days following the execution of the joint fundraising
13 agreement, the joint fundraising committee shall file a statement of organization with
14 the supervisory committee as provided in R.S. 18:1491.1.

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

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

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

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

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

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

28 E. The allocation formula adopted by the participants shall be stated in the
29 written agreement as the amount or percentage of each contribution received to be

1 allocated to each participant. If a participant participates solely for purposes of
2 receiving contributions to retire outstanding debts, the allocation formula shall
3 provide that if contributions allocated to the participant exceed the outstanding debts,
4 the allocation formula shall be adjusted.

5 F. The joint fundraising representative shall establish a dedicated depository
6 account to be used solely for the receipt of contributions received through the joint
7 fundraising effort, the payment of costs associated with the joint fundraising effort,
8 and distribution of contributions received to the participants. Only lawful
9 contributions and advanced funds shall be deposited into the dedicated depository
10 account.

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

13 (2) Participants shall provide to the joint fundraising representative all
14 contributor information related to contributions received by the participant during
15 the contribution period.

16 (3) Prior to distributing any contributions received through the joint
17 fundraising effort, the joint fundraising representative and participants shall review
18 contributor records and determine whether any contributions violate the provisions
19 of this Chapter.

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

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

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

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

8 (3) Contributions may be designated by a contributor for a specific
9 participant or participants. The calculation of the maximum contribution limitation
10 for that specific contribution shall only include the maximum lawful amount for the
11 participant or participants from the particular contributor.

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

15 J. The joint fundraising representative shall deposit all contributions received
16 through the joint fundraising effort in the dedicated depository account. If one or
17 more participants may lawfully accept contributions that another participant may not
18 lawfully accept, the joint fundraising representative may either deposit such
19 contributions in a second depository account established for that purpose or may
20 forward such contributions directly to the appropriate participant or participants.

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

24 (2) For reporting purposes, the date a contribution is deposited in the account
25 of the party responsible for reporting the contribution shall be deemed the date of
26 receipt of the contribution. For electronic transmission of a contribution, the date of
27 the completed transmission to the party responsible for reporting the contribution
28 shall be deemed the date of the receipt of the contribution.

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

7 L.(1) Reallocation of surplus funds shall be based upon the remaining
8 participants' proportionate shares under the allocation formula. However, if
9 reallocation would result in a violation of a contribution limit provided in R.S.
10 18:1505.2 or federal law, the joint fundraising representative shall return to the
11 contributor the amount of the contribution that exceeds the limit.

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

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

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

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

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

1 supervisory committee at the time of the first report following appointment.
2 Changes in appointment shall be reported in the first report after such change.

3 B.(1) Any person may solicit contributions for or on behalf of a candidate;
4 or sell ~~political paraphernalia, including such items as buttons, flags and literature,~~
5 or tickets to a testimonial or other fund-raising event, provided that all
6 contribution(s) or proceeds are transmitted directly to the candidate or his designated
7 treasurer ~~or a designated deputy treasurer~~ together with such information as may be
8 required by this Chapter. No candidate or designated treasurer ~~or deputy treasurer~~
9 shall accept such funds without such information and they shall be responsible under
10 the provisions of this Chapter for any errors and omissions in records or reports for
11 such funds. Any contribution received by a candidate who has appointed a campaign
12 treasurer shall be transferred to the campaign treasurer.

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

19 (3) For purposes of all reports required by this Chapter, all contributions
20 received by or transferred to a campaign treasurer ~~or a deputy treasurer~~ of a
21 candidate and all expenditures made by a campaign treasurer ~~or a deputy treasurer~~
22 ~~of a candidate~~ or by any other person on behalf of the candidate, shall be considered
23 contributions or expenditures of the candidate.

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

27 ~~D~~.(1) The candidate shall designate one or more national or state banks or
28 state or federally chartered savings and loan associations or savings banks, or state
29 or federally chartered credit unions, as his campaign depositories and may invest in

1 a money market mutual fund and designate such fund as a campaign depository. The
2 candidate; and his campaign treasurer, ~~and any deputy treasurers~~ shall deposit any
3 contributions received by them into an account or accounts maintained at such
4 depository or depositories. No expenditure shall be made by any candidate,
5 campaign treasurer, ~~deputy treasurer~~, or any other person on behalf of the candidate,
6 except by check drawn on such account or accounts, except as specifically provided
7 in Paragraph (2) of this Subsection and Subsection ~~E~~ D of this Section. Each check
8 drawn on any such account shall be made payable to a specific person, except a
9 check made payable to petty cash. Each check drawn on such an account shall
10 indicate the objects or services for which such check is drawn and such check shall
11 be maintained as part of the records required by R.S. 18:1495.3. The name and
12 address of each campaign depository so designated shall be filed with the
13 supervisory committee in the first report after such designation. If any additional
14 depositories are designated, they shall be reported in the first report following such
15 designation.

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

22 ~~E~~ D. A candidate may maintain a petty cash fund or funds. A petty cash
23 fund shall be maintained on an imprest system, that is, expenditures may be made
24 in cash from the fund, and the fund shall from time to time be restored to its original
25 amount by a transfer of funds from other funds of the candidate of a sum equal to the
26 aggregate of the sums expended from the fund. No expenditure in excess of two
27 hundred dollars shall be made from the petty cash fund, and no expenditure shall be
28 made from the petty cash fund for any personal services, except for gratuities paid
29 for the serving of food or drink. No expenditure shall be made from the petty cash

1 fund in violation of R.S. 18:1531. A complete record of petty cash expenditures
2 shall be maintained in accordance with the provisions of R.S. 18:1495.3(D).

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

7 §1495.3. Maintenance of records; valuation of in-kind contributions and
8 expenditures

9 * * *

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

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

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

28 * * *

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

7 * * *

8 §1495.4. Reports required; reporting times and periods; extension

9 * * *

10 C. During the period beginning at midnight of the twentieth day prior to a
 11 primary election and extending through midnight of primary election day, and during
 12 the period beginning at midnight of the twentieth day prior to a general election and
 13 extending through midnight of general election day, each candidate shall file a report
 14 with the supervisory committee of:

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

20 * * *

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

26 * * *

27 D.(1) If the final report of a candidate for an election, as required by
 28 Paragraph (5), (6), or (7) of Subsection B of this Section, shows a deficit or a surplus,
 29 the candidate and his treasurer, if any, shall file supplemental reports with the

1 supervisory committee of all information required in R.S. 18:1495.5. Such reports
 2 shall be filed annually no later than February ~~fifteenth~~ twenty-eighth and shall be
 3 complete through the preceding December thirty-first. Such a supplemental report
 4 shall be filed each year until a report has been filed which shows no deficit and until
 5 any surplus campaign funds have been disposed of in accordance with R.S.
 6 18:1505.2(I). The report on surplus funds shall disclose the disbursement of such
 7 funds in the same manner as expenditures are reported.

8 * * *

9 (3)(a) A report need not be filed under this Subsection if the candidate is not
 10 an elected public official and shows either a deficit or a surplus of less than ~~two~~
 11 ~~thousand five hundred~~ five thousand dollars. However, if the candidate is not an
 12 elected public official and his deficit or surplus is equal to or greater than ~~two~~
 13 ~~thousand five hundred~~ five thousand dollars, the candidate shall file supplemental
 14 reports with the supervisory committee of all information required in R.S. 18:1495.5.
 15 Such report shall be filed annually no later than February ~~fifteenth~~ twenty-eighth and
 16 shall be complete through the preceding December thirty-first. Such report shall be
 17 filed each year for five years or until a report has been filed which shows no deficit
 18 or surplus.

19 * * *

20 §1495.5. Reports; contents

21 * * *

22 B. Each report required to be in conformity with this Section shall contain
 23 the following information:

24 * * *

25 (5)(a) The gross proceeds received and accepted by the candidate during the
 26 reporting period from the sale of ~~items such as political campaign pins, buttons,~~
 27 ~~badges, flags, emblems, hats, banners, literature, and similar materials~~ paraphernalia.
 28 Purchases of such campaign ~~items and materials~~ paraphernalia which are made by
 29 the same person and which are of such amount as to be reportable, either singly or

1 in the aggregate, as required in Paragraph (4) of this Subsection, shall be so reported;
2 however, single transactions to purchase campaign items or materials which are not
3 in 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 (b) The gross proceeds received and accepted by the candidate during the
7 reporting period from the sale of raffle tickets. Purchases of raffle tickets that are
8 made by the same person and are of such amount as to be reportable, either singly
9 or in the aggregate, as provided in Paragraph (4) of this Subsection, shall be so
10 reported; however, single transactions to purchase raffle tickets which are not in
11 excess of ~~twenty-five~~ fifty dollars must be reported only in the report of gross
12 proceeds and shall not be required to be reported as provided in Paragraph (4) of this
13 Subsection.

14 * * *

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

21 * * *

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

27 (2) The candidate may report expenditures made to a public relations firm,
28 advertising agency, or agent as an expenditure made to the public relations firm.
29 advertising agency, or agent if the expenditure is less than five thousand dollars.

1 (ii) Any mass mailing of more than five hundred pieces of identical or
2 substantially similar materials within any thirty day period, or phone bank of more
3 than five hundred telephone calls of an identical or substantially similar nature
4 within any thirty day period.

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

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

17 (b) Each person, other than a candidate or committee, who makes an
18 expenditure on behalf of a candidate, independent expenditure-only committee,
19 political committee, or principal campaign committee for purposes of canvassing in
20 an amount of at least six hundred dollars shall maintain for six years a written record
21 of the last four digits of the social security number of each individual to whom such
22 expenditure was made or submit in writing to the respective candidate or committee
23 on whose behalf such expenditure was made the last four digits of the social security
24 number of each individual to whom such expenditure was made.

25 B. Such reports shall be filed at the same time, shall contain the same
26 information, and shall be certified correct in the same manner as reports required of
27 ~~political~~ principal campaign committees by this Chapter. However, a person that is
28 not a candidate or committee shall not be required to include in such reports
29 information about contributions or contributors or identify contributors, unless a

1 §1501.3. Gubernatorial transition and inauguration; contribution limits; reports

2 * * *

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

8 * * *

9 §1505.2. Contributions; expenditures; certain prohibitions and limitations

10 A.(1) No person shall give, furnish, or contribute monies, materials, supplies,
11 or make loans to or in support of a candidate or to any ~~political~~ committee, through
12 or in the name of another, directly or indirectly. This prohibition shall not apply to
13 dues or membership fees of any membership organization or corporation made by
14 its members or stockholders, if such membership organization or corporation is not
15 organized primarily for the purpose of supporting, opposing, or otherwise
16 influencing the nomination for election, or election of any person to public office.

17 * * *

18 B.(1) No candidate, ~~political or committee, or other person required to file~~
19 ~~reports under this Chapter~~ shall make any expenditure from funds the source of
20 which is anonymous, and any contribution received by a candidate, ~~political or~~
21 ~~committee, or other person required to file reports under this Chapter~~ from an
22 anonymous source and deposited shall be reported as provided in R.S.
23 18:1491.7(B)(19) and R.S. 18:1495.5(B)(18) and shall escheat to the state and shall
24 be paid over to the state by such candidate, ~~political or committee, or other such~~
25 ~~person.~~

26 (2) Any single transaction involving the sale of ~~items such as political~~
27 ~~campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar~~
28 ~~materials~~ paraphernalia, which transaction is for not in excess of ~~twenty-five~~ fifty

1 supporting, opposing, or otherwise influencing the nomination or election of any
2 person to public office, for the purpose of supporting or opposing a proposition or
3 question submitted to the voters, or for the purpose of supporting or opposing the
4 recall of a public officer.

5 * * *

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

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

13 (5) Any contribution received by a candidate, ~~political~~ committee, or other
14 person required to file reports under this Chapter which was obtained through
15 practices prohibited in this Subsection shall be reported as provided in R.S.
16 18:1491.7(B)(21) and 1495.5(B)(20) and shall escheat to the state and shall be paid
17 over to the state by such candidate, ~~political~~ committee, or other such person.

18 * * *

19 F. No profit or nonprofit corporation, labor organization, or trade, business,
20 or professional association shall make any ~~campaign~~ contribution or expenditure
21 unless specifically authorized to do so whether: by the vote of the board of directors
22 of the corporation, of the executive board of the labor organization or of the trade,
23 business, or professional association at a regular or special meeting thereof; by the
24 president, vice president, secretary, or treasurer of a corporation or labor
25 organization whom the board has specifically empowered to authorize such
26 contributions or expenditures, or, for a corporation, by any other person designated
27 by resolution of the board of directors of a corporation to authorize contributions or
28 expenditures; or by a vote of the membership of the labor organization. No profit or
29 nonprofit corporation, labor organization or trade, business, or professional

1 association shall make any contribution or expenditure, other than an in-kind
2 contribution or expenditure, except by check.

3 G. No committee shall receive contributions or loans or make expenditures
4 or loans, or make or receive a transfer of funds to or from another committee in the
5 aggregate in excess of ~~five hundred~~ one thousand dollars during a calendar year until
6 it has filed the annual statement of organization required by R.S. 18:1491.1. The
7 chairman and the treasurer of any committee which violates the provisions of this
8 Subsection shall be subject to the penalties provided in this Part. No candidate shall
9 make a contribution to any committee required to file an annual statement of
10 organization by the provisions of R.S. 18:1491.1 which has not filed such a
11 statement.

12 H.(1)

13 * * *

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

19 * * *

20 (2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection,
21 the following contribution limits are established for contributions by political
22 committees or leadership committees supporting or opposing a candidate for the
23 following offices:

24 * * *

25 (b)(i) Notwithstanding the provisions of Paragraph (1) of this Subsection and
26 Subparagraph (a) of this Paragraph, the following campaign contribution limits are
27 established for contributions by political committees supporting or opposing a
28 candidate for the following offices, the membership of which political committee
29 exceeds two hundred fifty members as of the December thirty-first of the preceding

1 calendar year, and additionally, provided that at least two hundred fifty of the
2 members have each contributed at least ~~one hundred~~ fifty dollars to the political
3 committee during the preceding one-year period:

4 * * *

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

8 * * *

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

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

18 (3)(a)

19 * * *

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

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

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

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

10 * * *

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

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

1 provisions of this Subparagraph shall not apply to recognized political parties and
2 their state central committees.

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

9 * * *

10 (5) The provisions of this Subsection shall not apply to any contributions or
11 loans a candidate makes to his own campaign or leadership committee.

12 * * *

13 I.(1)(a) ~~On and after January 1, 1991, contributions received by candidate~~
14 ~~or a political committee may be expended for any lawful purpose, but such funds~~
15 ~~shall not be used, loaned, or pledged by any person for any personal use unrelated~~
16 ~~to a political campaign, the holding of a public office or party position, or, in the case~~
17 ~~of a political committee, other than a candidate's principal campaign committee or~~
18 ~~subsidiary committee, the administrative costs or operating expenses of the political~~
19 ~~committee; except that excess campaign funds may be returned to contributors on~~
20 ~~a pro rata basis, given as a charitable contribution as provided in 26 USC 170(c),~~
21 ~~given to a charitable organization as defined in 26 USC 501(c)(3), expended in~~
22 ~~support of or in opposition to a proposition, political party, or candidacy of any~~
23 ~~person, or maintained in a segregated fund for use in future political campaigns or~~
24 ~~activity related to preparing for future candidacy to elective office. However, the use~~
25 ~~of campaign funds of a candidate or his principal or subsidiary committees to~~
26 ~~reimburse a candidate for expenses related to his political campaign or his holding~~
27 ~~of a public office or party position shall not be considered personal use by the~~
28 ~~candidate. If a candidate is required by state or federal law to pay taxes on the~~
29 ~~interest earned by campaign funds of the candidate or any political committee of the~~

1 ~~candidate, the candidate may use the interest on which such tax is paid for such~~
2 ~~purpose. A payment from campaign funds shall not be considered as having been~~
3 ~~spent for personal use when the funds are used to replace articles lost, stolen, or~~
4 ~~damaged in connection with the campaign.~~ Contributions received by a candidate
5 or committee may be expended for any lawful purpose related to any of the
6 following:

7 (i) Supporting or opposing a proposition or question submitted to the voters.

8 (ii) Supporting or opposing the recall of a public officer.

9 (iii) Contributions to a gubernatorial transition and inauguration.

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

11 (v) Donations to an organization exempt from federal income tax under

12 Section 501 of the Internal Revenue Code.

13 (vi) Lobbying.

14 (vii) Social and issue advocacy.

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

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

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

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

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

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

28 (ee) The payment of fines, fees, or penalties assessed for a violation of this

29 Chapter.

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

5 (iii) Excess campaign contributions received by a candidate or a candidate's
6 principal campaign committee and not expended during a party primary, primary, or
7 general election may be maintained in a segregated fund or a fund of the candidate's
8 principal campaign committee for use in future political campaigns, activity related
9 to preparing for future candidacy to elective office, or for any lawful purpose
10 provided for in this Subparagraph and Subparagraph (a) of this Paragraph. Any
11 excess campaign contributions received from a contributor deposited in a segregated
12 fund shall be considered a contribution from the contributor for the candidate's next
13 campaign.

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

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

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

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

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

24 (ii) Notwithstanding Subparagraph (a) of this Paragraph, contributions
25 received by a leadership committee may not be used, loaned, or pledged by any
26 person for any personal use of the elected official or a member of his immediate
27 family or for making expenditures in support of the elected official's campaign, to
28 oppose the recall of the elected official, or to oppose an opponent of the elected
29 official.

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

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

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

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

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

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

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

22 (bb) Contributions to any leadership committee.

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

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

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

1 (cc) Coordinated expenditures with any candidate or candidate's principal
2 campaign committee.

3 ~~(2) The provisions of this Subsection shall not apply to campaign funds~~
4 ~~received prior to July 15, 1988.~~(a) The following expenditures shall not be
5 considered to be personal use by the candidate or his principal campaign committee
6 or a subsidiary committee thereof, or by an elected official or his leadership
7 committee:

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

10 (aa) Washington Mardi Gras.

11 (bb) Political party conventions, caucuses, and conferences.

12 (cc) Conventions and conferences of professional associations for
13 officeholders or governmental officials.

14 (dd) Conventions and conferences of issue or social advocacy groups.

15 (ii) Reasonable costs of security measures for a candidate, elected official,
16 member of their family, or campaign employees, including, but not limited to:

17 (aa) Non-structural security devices, such as security hardware, locks, alarm
18 systems, motion detectors, and security camera systems.

19 (bb) Structural security devices, such as wiring, lighting, gates, doors, and
20 fencing, so long as such devices are intended solely to provide security and not to
21 improve property or increase its value.

22 (cc) Security personnel and services that are bona fide, legitimate, and
23 professional.

24 (dd) Cybersecurity software, devices, and services.

25 (iii) If a candidate or committee is required by state or federal law to pay
26 taxes on the interest earned by campaign funds of the candidate or the funds of any
27 committee, the use of the interest by the candidate or committee on which such tax
28 is paid to pay such taxes.

1 (iv) Any interest payments made to a candidate from campaign funds of such
2 candidate or any principal campaign committee or leadership committee of such
3 candidate on loans made by the candidate to his campaign, his principal campaign
4 committee, or his leadership committee, to the extent that the interest charged on
5 such loans does not exceed the judicial interest rate at the time the loan was made.

6 (v) Reasonable costs to replace articles lost, stolen, or damaged in
7 connection with the campaign.

8 (vi) Reimbursement by the candidate or his principal or subsidiary
9 committee paid to the candidate for expenses related to his political campaign or his
10 holding of a public office or party position.

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

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

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

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

22 (iv) Tuition payments, other than those associated with training campaign
23 staff.

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

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

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

12 (e) Any candidate or elected official who violates the provisions of this
13 Paragraph or whose principal campaign committee, ~~or subsidiary committee, or~~
14 leadership committee violates the provisions of this Paragraph shall be subject to the
15 penalties provided in Subsection J of this Section, and the supervisory committee
16 shall enforce the provisions of this Paragraph as provided in Subsection J of this
17 Section and as otherwise provided in this Chapter.

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

25 (7) Contributions made in excess of the limits provided in this Section to a
26 candidate, principal campaign committee, political committee, or leadership
27 committee shall be returned by the candidate, ~~political committee, or other person~~
28 ~~required to file reports under this Chapter~~ or committee to the contributor by check
29 drawn on the campaign account. If the check is not negotiated within ~~six~~ twelve

1 months of the date of the check, the excess amount shall be presumed abandoned and
2 shall be paid, transferred, or caused to be paid or transferred in accordance with the
3 Uniform Unclaimed Property Act of 1997 by the candidate, ~~political committee, or~~
4 ~~other person required to file reports under this Chapter~~ or committee not later than
5 February twenty-eighth of the calendar year after the calendar year in which the
6 excess amount was presumed abandoned.

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

9 J.(1) Any candidate, treasurer, or chairman of a ~~political~~ committee who
10 violates any provision of Subsection H or I of this Section shall be assessed a penalty
11 of not more than five thousand dollars or the amount of the violation, whichever is
12 greater, except that the penalty for a knowing and willful violation shall not be more
13 than ten thousand dollars or two hundred percent of the violation, whichever is
14 greater. "Knowing and willful", for purposes of this Subsection, means conduct
15 which could have been avoided through the exercise of due diligence. The civil
16 penalties provided for in R.S. 18:1505.5 shall be inapplicable to violations of
17 Subsection H or I. Enforcement of Subsections H and I shall be in the same manner
18 provided for in Part VI of this Chapter.

19 (2) The supervisory committee shall institute civil proceedings to collect the
20 civil penalties provided for in this Subsection as soon as the supervisory committee
21 determines, as a result of its review and investigation of any sworn complaint or
22 other document or information received by the supervisory committee, that a
23 violation of Subsection H or I of this Section has occurred. If the supervisory
24 committee makes a determination of such violation at least ten days prior to the
25 election in which the candidate, treasurer, or chairman of a ~~political~~ committee in
26 apparent violation is participating, the supervisory committee shall institute such
27 civil proceedings at least by the fourth calendar day prior to the election.

28 K.(1) No person shall contribute more than one hundred thousand dollars per
29 calendar year to any leadership committee or any political committee or any

1 subsidiary committee of such political committee, ~~other than the principal or any~~
 2 ~~subsidiary committee of a candidate.~~ Such limitation on a contribution shall not
 3 apply to any contribution from a national political party committee to an affiliated
 4 regional or state political committee designated to received such contributions on
 5 behalf of the state central committee of a political party by joint fundraising
 6 agreement or otherwise. However, during any four-year calendar period
 7 commencing January 1, 2023, and every fourth year thereafter, no leadership
 8 committee or political committee or subsidiary of such political committee, ~~other~~
 9 ~~than the principal or any subsidiary committee of a candidate,~~ shall accept more than
 10 two hundred fifty thousand dollars from any person.

11 (2) No person shall contribute more than two hundred fifty thousand dollars
 12 per calendar year to a recognized political party or any committee thereof designated
 13 to receive such contributions on behalf of the state central committee of the political
 14 party by joint fundraising agreement or otherwise. However, during any four-year
 15 calendar period commencing January 1, 2023, and every fourth year thereafter, no
 16 recognized political party or any committee thereof designated to receive such
 17 contributions on behalf of the state central committee of the political party by joint
 18 fundraising agreement or otherwise shall accept more than four hundred thousand
 19 dollars from any person.

20 (3) The provisions of this Subsection shall not apply to contributions made
 21 by a recognized political party or any committee thereof designated to make such
 22 contributions on behalf of the state central committee of the political party by joint
 23 fundraising agreement or otherwise.

24 L.

25 * * *

26 (2) No person to whom this Subsection is applicable as provided in
 27 Paragraph (3) of this Subsection shall make a contribution, loan, or transfer of funds,
 28 including but not limited to any in-kind contribution, as defined in this Chapter, to
 29 any candidate, any ~~political~~ principal campaign committee of any such candidate, or

1 ~~(2)~~ (3) As used in this Subsection, "foreign national" means:

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

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

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

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

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

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

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

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

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

1 ~~political~~ principal campaign committee of such candidate, or to any other political
2 committee which supports the election of the candidate; nor shall the candidate, his
3 federal campaign committee, or his agent use such funds to otherwise support his
4 candidacy.

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

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

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

20 * * *

21 R.

22 * * *

23 (2) If the governor or ~~any~~ his principal campaign committee or subsidiary
24 committee ~~of the governor receives~~ thereof accepts or deposits a contribution, loan,
25 or transfer of funds in violation of this Subsection, the governor shall return such
26 contribution, loan, or transfer of funds to the contributor within ten days after the
27 ~~receipt~~ acceptance or deposit of such contribution, loan, or transfer of funds. Any
28 contribution, loan, or transfer of funds so returned shall not be deemed to be accepted
29 or deposited.

1 advertisement, that the person making the payment provide a written statement
2 containing the following:

3 * * *

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

7 * * *

8 §1505.4. Civil penalties; failure to file; timely and accurate filing; forfeiture

9 A.(1) Any candidate, the treasurer or chairman of a ~~political~~ committee, or
10 any other person required to file any reports under this Chapter, who knowingly fails
11 to file or who knowingly fails to timely file any such reports as are required by this
12 Chapter may be assessed a civil penalty as provided in R.S. 18:1511.4.1 for each day
13 until such report is filed.

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

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

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

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

27 (iv) Forty dollars per day, not to exceed one thousand dollars, for any person
28 or the treasurer or chairman of any political committee or independent expenditure-
29 only committee, not supporting or opposing a candidate, but only supporting or

1 knowingly, ~~wilfully~~ willfully, and fraudulently fail to file or knowingly, ~~wilfully~~
2 willfully, and fraudulently fail to timely file any such report.

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

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

14 (2) Any candidate, treasurer, or chairman of a ~~political~~ committee, or any
15 other person required to file such reports who knowingly, ~~wilfully~~ willfully, and
16 fraudulently fails to disclose any such information or who knowingly, ~~wilfully~~
17 willfully, and fraudulently fails to accurately disclose such information shall, upon
18 conviction, be sentenced to not in excess of six months in the parish jail or to pay a
19 fine of not more than five hundred dollars, or both.

20 C. Any candidate, chairman of a ~~political~~ committee, treasurer, person
21 required to file reports under this Chapter, or any other person who knowingly,
22 ~~wilfully~~ willfully, and fraudulently violates any provision of R.S. 18:1505.2 or R.S.
23 18:1505.3, or any other provision of this Chapter shall, upon conviction, be
24 sentenced to not in excess of six months in the parish jail or to pay a fine of not more
25 than five hundred dollars, or both.

26 * * *

27 §1511.2. Supervisory Committee; rule-making authority; advisory opinions;
28 inquiries; duties

29 * * *

1 two-thirds vote of its membership, determine whether there is reason to believe that
2 a respondent has committed a violation of this Chapter warranting an investigation
3 in consideration of the following:

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

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

8 (cc) Whether investigating the potential violation of this Chapter would
9 support the purposes of this Chapter.

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

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

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

19 (i) If the supervisory committee determines by an affirmative vote of
20 two-thirds of its membership that it has reason to believe that ~~a respondent has~~
21 ~~violated this Chapter~~ the respondent has committed a violation of this Chapter
22 warranting an investigation, the supervisory committee shall notify the respondent
23 of its finding by letter, identifying the provision of law alleged to have been violated
24 and the alleged factual basis supporting the finding, including reference to any
25 specific transactions identified as a violation. The letter shall be prefaced by
26 advising the respondent that he may exercise his constitutional right to counsel and
27 may exercise his constitutional right not to incriminate himself.

28 * * *

1 C.(1) Pursuant to its authority under this Chapter the supervisory committee
 2 shall have the power and authority to hold hearings, to subpoena witnesses,
 3 administer oaths, compel the production of books, records, and papers, ~~public and~~
 4 ~~private~~, require the submission under oath of written reports or written answers to
 5 written questions, and to do all that is necessary to effect the provisions of this
 6 Chapter. The supervisory committee shall issue subpoenas in accordance with R.S.
 7 18:1511.4.2.

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

15 * * *

16 (f) That the supervisory committee pay the costs and attorneys' fees of the
 17 affected party.

18 (3) For purposes of this Subsection, "undue burden or expense" includes
 19 subjecting a candidate to inquiry, over objection, when the supervisory committee
 20 has not exhausted inquiry upon sources other than the candidate, or the supervisory
 21 committee cannot establish that the candidate has personal knowledge of relevant
 22 information, or the supervisory committee cannot demonstrate that the candidate is
 23 uniquely able to provide relevant information that cannot be obtained from other
 24 sources.

25 ~~D. Upon petition by the supervisory committee or an adjudicatory panel of~~
 26 ~~the Ethics Adjudicatory Board any district court within the jurisdiction of which any~~
 27 ~~inquiry is being carried on may, in case of refusal to obey a subpoena or order of the~~
 28 ~~supervisory committee or an adjudicatory panel of the Ethics Adjudicatory Board~~
 29 ~~issued pursuant to this Chapter, issue an order requiring compliance. Any failure to~~

1 ~~obey the order of the court may be punished by the court as a contempt thereof. The~~
2 ~~supervisory committee shall waive, upon request by the petitioning affected party,~~
3 ~~any right to be served by any means other than email transmission, and shall provide~~
4 ~~an email address at which the supervisory committee shall accept service.~~

5 §1511.4.1. Enforcement; failure to file; failure to timely file

6 * * *

7 C.

8 * * *

9 (3) The Ethics Adjudicatory Board, or a panel thereof, shall have the power
10 and authority to subpoena witnesses, administer oaths, compel the production of
11 books, records, and papers, ~~public and private,~~ require the submission under oath of
12 written reports or written answers to written questions, and to do all that is necessary
13 to effect the provisions of this Chapter.

14 * * *

15 §1511.4.2. Subpoenas

16 A.(1) The supervisory committee or the ethics administrator may subpoena
17 witnesses, compel the production of books, records, and papers, or require the
18 submission under oath of written reports or answers to questions, which the
19 supervisory committee or the ethics administrator deems relevant or material to the
20 investigation or hearing. The supervisory committee or ethics administrator shall
21 require the submission under oath of written reports or answers to questions, or
22 subpoena or compel the production of any books, records, and papers only upon a
23 finding that the importance of the information sought outweighs the burden of
24 producing the information.

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

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

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

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

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

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

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

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

1 B. In determining the amount of the civil penalty to be assessed, the Ethics
2 Adjudicatory Board or district court shall take into consideration the reason for the
3 failure to file timely, the reason for failing to disclose required information, the
4 reason for inaccurately disclosing required information, the nature of the office
5 sought by the candidate, the nature of the office or offices supported or opposed by
6 a political committee or other person, the significance of the information undisclosed
7 or inaccurately disclosed to the voting public, ~~and~~ whether or not the candidate, the
8 chairman or treasurer of the ~~political~~ committee, or other person actually has filed
9 a report or disclosed such information prior to the election or prior to the institution
10 of the administrative proceeding or rule to show cause, the number and frequency of
11 past violations, the amount, the amount that was not disclosed or disclosed untimely
12 in relation to the total contributions received, and the impact of the violation upon
13 any election and the electoral process.

* * *

15 Section 2. R.S. 18:1483(15)(a), (b)(ii), (c), and (d), 1491.6(C)(introductory
16 paragraph), 1501.1(C)(introductory paragraph), 1505.2(H)(1)(c), (2)(e) and (f), and
17 (3)(a)(iii) through (vii), and 1505.2.1(A), (D), and (E) are hereby amended and reenacted and
18 R.S. 18:1483(15)(b)(iii) and (iv) are hereby enacted to read as follows:

19 §1483. Definitions

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

22 * * *

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

24 (a) With regard to a candidate, that the candidate was opposed by another
25 candidate in the election; however, any person who is a candidate as defined in this
26 Chapter shall be deemed to participate in the primary election whether or not the
27 candidate has failed to qualify for office after becoming a candidate, has withdrawn
28 from the election, or is unopposed therefor. ~~Additionally, any~~ Any candidate who
29 withdraws from a general election subsequent to a party primary election or the

1 primary election and prior to the general election who would have been qualified to
 2 appear on the general election ballot shall be deemed to participate in the general
 3 election, as shall the person who would have been opposed by the one withdrawing.
 4 Any candidate who withdraws after a party primary election and prior to the second
 5 party primary election who would have been qualified to appear on the second party
 6 primary election ballot shall be deemed to participate in the second party primary
 7 election, as shall the person who would have been opposed by the candidate
 8 withdrawing.

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

10 * * *

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

18 (iii) With regard to the second party primary election, gave or received a
 19 contribution subsequent to the first party primary election and prior to the second
 20 party primary election from, to, or for a candidate participating in the second party
 21 primary election, made an expenditure in support of or in opposition to a candidate
 22 participating in the second party primary election, made a loan to or received a loan
 23 from a candidate or committee participating in the second party primary election, or
 24 made a transfer of funds to or from another committee participating in the second
 25 party primary election.

26 ~~(ii)~~ (iv) With regard to the general election, that the committee gave or
 27 received a contribution subsequent to the primary election from, to, or for a
 28 candidate participating in the general election, made an expenditure in support of or
 29 in opposition to a candidate participating in the general election, made a loan to or

1 received a loan from a candidate or committee participating in that general election,
2 or made a transfer of funds to or from another committee participating in the general
3 election.

4 (c) A candidate or committee which participates in a party primary election,
5 primary election, or the general election shall be deemed to participate in the
6 election.

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

11 * * *

12 §1491.6. Reports required; reporting times and periods

13 * * *

14 C. During the period beginning at midnight of the twentieth day prior to a
15 primary election and extending through midnight of primary election day; during the
16 period beginning at midnight of the twentieth day prior to a second party primary
17 election and extending through midnight of a second party primary election day, if
18 applicable; and during the period beginning at midnight of the twentieth day prior
19 to a general election and extending through midnight of general election day, each
20 political committee, principal campaign committee, or independent expenditure-only
21 committee which is participating in the election shall file a report with the
22 supervisory committee of:

23 * * *

24 §1501.1. Reports by persons not candidates or committees

25 * * *

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

1 election and extending through midnight of the second party primary election day,
 2 if applicable; and during the period beginning at midnight of the twentieth day prior
 3 to a general election and extending through midnight of general election day, any
 4 person, other than a candidate or a ~~political~~ committee, who makes any expenditure
 5 ~~or who accepts a contribution,~~ other than to ~~or from~~ a candidate or to ~~or from~~ a
 6 ~~political~~ committee, shall file a report with the supervisory committee of:

7 * * *

8 §1505.2. Contributions; expenditures; certain prohibitions and limitations

9 * * *

10 H.(1)

11 * * *

12 (c) Notwithstanding the provisions of Subparagraph (a) of this Paragraph,
 13 the contribution limit for contributions made to an unsuccessful major office
 14 candidate, or the principal campaign committee and any subsidiary committee of
 15 such unsuccessful candidate, who does not participate in the general election, or a
 16 party primary candidate who does not participate in either the second party primary,
 17 primary, or general election and for the time period for which such candidate has a
 18 deficit for expenditures made through the day of the primary election or closed party
 19 primary, shall be twenty thousand dollars.

20 * * *

21 (2)

22 * * *

23 (e) Notwithstanding the provisions of Paragraph (1) and Subparagraph (2)(a)
 24 of this Subsection, the contributions limit for contributions by political committees
 25 to an unsuccessful major office candidate, or the principal campaign committee and
 26 subsidiary committee of such unsuccessful candidate, who does not participate in the
 27 general election, or a party primary candidate who does not participate in either the
 28 second party primary, primary, or general election and for the time period for which

1 such candidate has a deficit for expenditures made through the day of the primary
2 election or closed party primary, shall be ~~ten~~ twenty thousand dollars.

3 (f) Notwithstanding the provisions of Paragraph (1) and Subparagraphs
4 (2)(a) and (b) of this Subsection, the contributions limit for contributions by political
5 committees certified according to the provisions of Subparagraph (2)(b) to an
6 unsuccessful major office candidate, or the principal campaign committee and
7 subsidiary committee of such unsuccessful candidate, who does not participate in a
8 second party primary or the general election and for the time period for which such
9 candidate has a deficit for expenditures made through ~~the day of the~~ later of the day
10 of the party primary or the second party primary election, shall be ~~twenty~~ forty
11 thousand dollars.

12 * * *

13 (3)(a)

14 * * *

15 (iii) For purposes of this Subsection, for candidates for a primary party ~~office~~
16 and office, principal campaign committees, political committees, and independent
17 expenditure-only committees that participate in a second party primary, the reporting
18 period for the second party primary election shall be deemed to begin the day
19 following the primary election.

20 (iv) For purposes of this Subsection, for ~~candidates and~~ candidates, principal
21 campaign committees, political committees, and independent expenditure-only
22 committees that participate in a general election, the reporting period for the general
23 election shall be deemed to begin the day following the primary election at which the
24 candidate qualified for the general election, except that for a nonparty primary
25 candidate, the reporting period for the general election shall be deemed to begin the
26 day that the candidate became a candidate for a party primary office.

27 (v) For purposes of this Subsection, if a judgment orders only a new general
28 election, for ~~candidates and~~ candidates, principal campaign committees, political
29 committees, and independent expenditure-only committees that participate in the

1 court-ordered general election, the reporting period shall be deemed to begin the day
2 following the rendering of the judgment.

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

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

14 * * *

15 §1505.2.1. Designation and attribution of contributions

16 A.(1) A candidate may receive contributions designated in writing for use
17 in connection with ~~either the primary election or the general~~ any election in a single
18 election cycle, whether a party primary election, primary election, or general
19 election. The candidate shall use an acceptable accounting method to distinguish
20 between contributions attributed to ~~the primary election and contributions attributed~~
21 ~~to the general~~ each particular election.

22 (2)(a) Acceptable accounting methods include but are not limited to the
23 creation and designation of separate accounts for each election or the establishment
24 of separate books and records for each election.

25 (b) ~~A candidate's records shall demonstrate that prior to the primary election,~~
26 ~~recorded cash on hand was at all times equal to or in excess of the sum of general~~
27 ~~election contributions received less the sum of general election disbursements made.~~

28 * * *

1 D. The candidate may accept contributions that are designated in writing for
2 use in ~~the general~~ a particular election prior to the date of ~~the primary election~~ a prior
3 election in the same election cycle.

4 E. If the candidate does not participate in ~~the general election~~ one or more
5 elections within an election cycle after participating in the first election in the
6 election cycle, any contributions designated for ~~the general~~ an election in which the
7 candidate did not participate shall be treated as excess campaign funds and may be
8 redesignated as provided in Subsection G of this Section or expended as provided in
9 R.S. 18:1505.2(I), except that such funds may not be expended in support of or in
10 opposition to a proposition, political party; or the candidacy of a person; or
11 maintained in a segregated fund for use in future political campaigns or activity
12 related to preparing for future candidacy to elective office.

13 * * *

14 Section 3. R.S. 9:154(A)(18) is hereby amended and reenacted to read as follows:

15 §154. Presumptions of abandonment

16 A. Property is presumed abandoned if it is unclaimed by the apparent owner
17 during the time set forth below for the particular property for the following:

18 * * *

19 (18) Checks drawn on a campaign account pursuant to R.S. 18:1505.2 for the
20 return of campaign contributions made in excess of contribution limits, ~~six~~ twelve
21 months from the date of the check if not negotiated.

22 * * *

23 Section 4. R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B) are hereby
24 repealed in their entirety.

25 Section 5. The Louisiana State Law Institute is authorized and directed to arrange
26 in alphabetical order and renumber the definitions contained in R.S. 18:1481 and to correct
27 any cross-references to the renumbered paragraphs if necessary, consistent with the
28 provisions of this Act.

1 Section 6. The provisions of Section 2 of this Act shall supercede those same
2 provisions of Section 1 of this Act and those same provisions of Act No. 1 of the 2024 First
3 Extraordinary Session of the Legislature of Louisiana and Act No. 640 of the 2024 Regular
4 Session of the Legislature of Louisiana upon the effective date of Act 640 of the 2024
5 Regular Session of the Legislature of Louisiana.

6 Section 7.(A) Section 2 of this Act shall become effective upon the effective date
7 of Act No. 640 of the 2024 Regular Session of the Legislature of Louisiana.

8 (B) This Section and Sections 1, 3, 4, 5, and 6 of this Act shall become effective
9 upon signature of this Act by the governor or, if not signed by the governor, upon expiration
10 of the time for bills to become law without signature by the governor, as provided by Article
11 III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and
12 subsequently approved by the legislature, this Section and Sections 1, 3, 4, 5, and 6 of this
13 Act shall become effective on the day following such approval.

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 Engrossed

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), Part II(Section Heading), 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), (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))