

2018 Regular Session

HOUSE BILL NO. 770

BY REPRESENTATIVE GREGORY MILLER

CAMPAIGN FINANCE: Provides relative to the special campaign finance reports due within the period beginning twenty days prior to the election

1 AN ACT

2 To amend and reenact R.S. 18:1486(C)(1), 1491.6(C)(introductory paragraph);
3 1495.4(C)(introductory paragraph), and 1501.1(C)(introductory paragraph), relative
4 to campaign finance disclosure; to change the time period that certain reports are
5 required to be filed; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 18:1486(C)(1), 1491.6(C)(introductory paragraph);
8 1495.4(C)(introductory paragraph), and 1501.1(C)(introductory paragraph) are hereby
9 amended and reenacted to read as follows:

10 §1486. Proposition elections; required reports; recall elections

11 * * *

12 C.(1) The reports required as provided in Paragraph A(1) of this Section
13 shall be filed not later than the thirtieth day prior to the election, which shall be
14 complete through the fortieth day prior to the election, not later than the tenth day
15 prior to the election, which shall be complete through the twentieth day prior to the
16 election, and not later than the fortieth day after the election, which shall be complete
17 through the thirtieth day after the election. During the period from midnight of the
18 twentieth day prior to the election and extending through midnight of ~~election day~~
19 the second day prior to the election a report shall be filed within forty-eight hours
20 after the time any contribution, loan, or transfer of funds is received and accepted or

1 expenditure in excess of two hundred dollars is made; if such time falls other than
 2 during regular working hours, this report shall be filed with the supervisory
 3 committee on the next working day after the report is otherwise due. Such report
 4 shall provide information relative to such contributions, loans, and transfers of funds
 5 and expenditures in excess of two hundred dollars as provided in R.S. 18:1491.6(C).
 6 If the report filed on the fortieth day after the election shows a deficit, the person or
 7 political committee reporting shall be required to file supplemental reports as
 8 required by R.S. 18:1491.6(D).

9 * * *

10 §1491.6. Reports required; reporting times and periods

11 * * *

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

18 * * *

19 §1495.4. Reports required; reporting times and periods; extension

20 * * *

21 C. During the period beginning at midnight of the twentieth day prior to a
 22 primary election and extending through midnight of the second day prior to the
 23 ~~primary election day~~, and during the period beginning at midnight of the twentieth
 24 day prior to a general election and extending through midnight of the second day
 25 prior to the general election ~~day~~, each candidate shall file a report with the
 26 supervisory committee of:

27 * * *

28 §1501.1. Reports by persons not candidates or committees

29 * * *

1 C. In addition to the reports filed in Subsection B of this Section, during the
 2 period beginning at midnight of the twentieth day prior to a primary election and
 3 extending through midnight of the second day prior to the primary election ~~day~~, and
 4 during the period beginning at midnight of the twentieth day prior to a general
 5 election and extending through midnight of the second day prior to the general
 6 election ~~day~~, any person, other than a candidate or a political committee, who makes
 7 any expenditure or who accepts a contribution, other than to or from a candidate or
 8 to or from a political committee, shall file a report with the supervisory committee
 9 of:

* * *

11 Section 2. This Act shall become effective on January 1, 2019.

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 770 Original

2018 Regular Session

Gregory Miller

Abstract: Changes the time period during which the special 48-hour campaign finance reports are required from 12:00 midnight on the 20th day prior to a primary or general election until 12:00 midnight on the primary or general election day to 12:00 midnight on the 20th day prior to a primary or general election until 12:00 midnight on second day prior to the primary or general election day.

Present law (Campaign Finance Disclosure Act (CFDA)) provides that during the time period from 12:00 midnight on the 20th day prior to a primary or general election until 12:00 midnight on the primary or general election day, as the case may be, contributions, loans, or transfers of funds in excess of the following amounts shall be reported to the supervisory committee within 48 hours after the time made: \$1000 for a major office candidate or for a committee participating in the election of a major office candidate; \$500 for a district office candidate or for a committee participating in the election of a district office candidate; and \$250 for a candidate for any other office or for a committee participating in the election of a candidate for any other office. Requires candidates and committees to further report any expenditure in excess of \$200 to any candidate, committee, or person required to file reports pursuant to the CFDA who makes endorsements. For other persons required to report, contributions and expenditures in the amounts of \$1000 in support of or opposition to a candidate for major office and \$500 in support of or opposition to a candidate for district office or other office are required to be reported within 48 hours of occurrence during the time period. For persons participating in proposition and recall elections, contributions and expenditures in excess of \$200 are required to be reported within 48 hours of occurrence during the time period.

Proposed law changes the time period during which such reports are required from 12:00 midnight on the 20th day prior to a primary or general election until 12:00 midnight on the primary or general election day to 12:00 midnight on the 20th day prior to a primary or

general election until 12:00 midnight on second day prior to the primary or general election day and otherwise retains present law. Consequently, such reports are not required for the period from midnight on the second day prior to the primary or general election until midnight on the primary or general election day.

Effective on January 1, 2019.

(Amends R.S. 18:1486(C)(1), 1491.6(C)(intro. para.), 1495.4(C)(intro. para.), and 1501.1(C)(intro. para.))