

2024 Regular Session

HOUSE BILL NO. 628

BY REPRESENTATIVE DOMANGUE

CAMPAIGN FINANCE: Provides for reporting requirements and contribution limits applicable to candidates and political committees participating in an additional election following a tie vote or court ordered elections following an election contest

1 AN ACT

2 To amend and reenact R.S. 18:1483(8), 1491.6(F), 1495.4(F), and 1505.2(H)(3)(a), relative
3 to the Campaign Finance Disclosure Act; to provide for certain elections and the
4 application of the Act thereto; to change the definition of election; to provide for
5 reports for certain elections and the duties of the supervisory committee relative
6 thereto; to provide for contribution limits and reporting periods relative to candidates
7 in such elections; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 18:1483(8), 1491.6(F), 1495.4(F), and 1505.2(H)(3)(a) are hereby
10 amended and reenacted to read as follows:

11 §1483. Definitions

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

14 * * *

15 (8) "Election" means any primary, general, ~~or special, or other~~ election held,
16 pursuant to the laws of this state or a parish or municipal charter or ordinance or a
17 court order, to choose a public officer or nominee. ~~For purposes of this Chapter, a~~
18 ~~primary election and a general election for a particular office shall constitute one~~
19 ~~election.~~ For purposes of the reporting requirements for the support or opposition of

1 a proposition or question submitted to the voters, "election" shall also mean any
2 primary, general, or special election, except local option elections held pursuant to
3 the provisions of Chapter 3 of Title 26 of the Louisiana Revised Statutes of 1950, at
4 which a proposition or question is submitted to the voters in accordance with
5 Chapters 6-A, 6-B, and 6-C of this Code.

6 * * *

7 §1491.6. Reports required; reporting times and periods

8 * * *

9 F.(1) The reports required for any regularly scheduled election shall also be
10 filed for any special election to the extent the dates for filing reports occur after the
11 ~~call~~ proclamation setting the dates for the election.

12 (2) The reports required for any regularly scheduled election shall also be
13 filed for any court ordered election.

14 (3) For elections held pursuant to R.S. 18:512, the supervisory committee
15 may require any reports, in addition to those filed pursuant to Subsections B, C, and
16 D of this Section, it deems necessary. Any such requirement shall be by rule.

17 (4) The supervisory committee may promulgate rules to effect the provisions
18 of this Subsection. ~~Such~~ The rules may waive any report required to be filed within
19 ten days after the ~~call~~ proclamation setting the dates for a special election or
20 judgment ordering a new election and any report the supervisory committee deems
21 redundant or burdensome because of the timing of the election.

22 * * *

23 §1495.4. Reports required; reporting times and periods; extension

24 * * *

25 F.(1) The reports required for any regularly scheduled election shall also be
26 filed for any special election to the extent the dates for filing reports occur after the
27 ~~call~~ proclamation setting the dates for the election.

28 (2) The reports required for any regularly scheduled election shall also be
29 filed for any court ordered election.

1 (3) For elections held pursuant to R.S. 18:512, the supervisory committee
2 may require any reports, in addition to those filed pursuant to Subsections B, C, and
3 D of this Section, it deems necessary. Any such requirement shall be by rule.

4 (4) The supervisory committee may promulgate rules to effect the provisions
5 of this Subsection. ~~Such~~ The rules may waive any report required to be filed within
6 ten days after the ~~each~~ proclamation setting the dates for a special election or
7 judgment ordering a new election and any report the supervisory committee deems
8 redundant or burdensome because of the timing of the election.

9 * * *

10 §1505.2. Contributions; expenditures; certain prohibitions and limitations

11 * * *

12 H.

13 * * *

14 (3)(a)(i) For purposes of this Subsection, a primary election and a general
15 election shall constitute two separate elections, and, if held, an election held pursuant
16 to R.S. 18:512 shall constitute a separate election.

17 (ii) For purposes of this Subsection, if a judgment orders a new primary
18 election and general election, those elections shall constitute two separate elections,
19 but if a judgment only orders a new general election, that election shall constitute a
20 separate election.

21 (iii) For purposes of this Subsection, for candidates and 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 only orders a new general
25 election, for candidates and committees that participate in the court ordered general
26 election, the reporting period shall be deemed to begin the day following the
27 rendering of the judgment.

Proposed law retains present law and further provides that if held, an election pursuant to present law (R.S. 18:512) shall constitute a separate election and that if a judgment orders a new primary election and general election, those elections shall constitute two separate elections, but if a judgment only orders a new general election, that election shall constitute a separate election.

Present law provides relative to the application of the contribution limits, that for candidates and committees that participate in a general election, the reporting period for the general election shall be deemed to begin the day following the primary election.

Proposed law maintains present law and further provides that if a judgment only orders a new general election, for candidates and committees that participate in the court ordered general election, the reporting period shall be deemed to begin the day following the rendering of the judgment and for candidates and committees that participate in an election held pursuant to present law (R.S. 18:512) the reporting period begins the day following the general election.

(Amends R.S. 18:1483(8), 1491.6(F), 1495.4(F), and 1505.2(H)(3)(a))