

2024 Regular Session

HOUSE BILL NO. 411

BY REPRESENTATIVE GADBERRY

CAMPAIGN FINANCE: Provides for the procedure for returning excess campaign contributions

1 AN ACT

2 To amend and reenact R.S. 18:1491.7(B)(21) and 1495.5(B)(20) and to enact R.S.  
3 18:1505.2(I)(7), relative to the return of excess campaign contributions; to provide  
4 for the return of excess campaign contributions by check; to provide for excess  
5 contributions to escheat to the state after a certain period of time; to provide for  
6 reporting; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 18:1491.7(B)(21) and 1495.5(B)(20) are hereby amended and  
9 reenacted and R.S. 18:1505.2(I)(7) is hereby enacted to read as follows:

10 §1491.7. Reports; contents

11 \* \* \*

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

14 \* \* \*

15 (21) All other disbursements, not expenditures, during the reporting period,  
16 and the nature, recipient, and an explanation thereof, including any payments made  
17 to the state as a result of escheatment.

18 \* \* \*

19 §1495.5. Reports; contents

20 \* \* \*

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

3   \*       \*       \*

4           (20) All other disbursements, not expenditures, made during the reporting  
5 period, and the nature, recipient, and an explanation thereof, including any payments  
6 made to the state as a result of escheatment.

7   \*       \*       \*

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

9   \*       \*       \*

10           I.

11   \*       \*       \*

12           (7) Contributions made in excess of the limits provided in this Section shall  
13 be returned by the candidate, political committee, or other person required to file  
14 reports under this Chapter to the contributor by check drawn on the campaign  
15 account. If the check is not negotiated within six months of the date of the check, the  
16 excess amount shall escheat to the state and shall be paid over to the state by the  
17 candidate, political committee, or other person required to file reports under this  
18 Chapter.

19   \*       \*       \*

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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)]

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HB 411 Original

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Gadberry

**Abstract:** Requires the return of excess campaign contributions to be made by check and for the excess contributions to escheat to the state if the check is not negotiated within six months of the date of the check.

Present law imposes limits on the amount of campaign contributions that a person can make to a candidate or his campaign committee or to a political committee.

Proposed law provides that contributions made in excess of the limits provided in present law shall be returned by the candidate, political committee, or other person required to file campaign finance reports to the contributor by check drawn on the campaign account. If the check is not negotiated within six months of the date of the check, the excess amount shall

escheat to the state and shall be paid over to the state by such candidate, political committee, or other such person.

Present law requires candidates and political committees to file reports with the Supervisory Committee on Campaign Finance Disclosure and prescribes the contents of such reports, including disclosure of all disbursements made during the reporting period, and the nature, recipient, and an explanation thereof.

Proposed law specifically requires reporting of payments made to the state as a result of escheatment.

(Amends R.S. 18:1491.7(B)(21) and 1495.5(B)(20); Adds R.S. 18:1505.2(I)(7))