

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

AN ACT

To amend and reenact 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(introductory paragraph), (2) and (3), 1485(E), 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), the heading of Part II of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, 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) through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory paragraph), (1)(a), and (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A), (B), (4)(a) and (b), (5) through (8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and (2)(introductory paragraph) and (a) and (E), 1495.4(C)(introductory paragraph) and (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)(introductory paragraph), 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b) and (c), (2)(a)(introductory paragraph), (b)(i)(introductory paragraph), (c), (e), (f) and (g), (3)(a)(iii) through (vii) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (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)(introductory paragraph) and (ii), 1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B) and (C)(1), 1505.6(A) through (C), 1511.2(B), 1511.4(A)(2)(h)

1 and (i), (C)(1) and (2)(introductory paragraph), and (D), 1511.4.1(C)(3), and
2 1511.5(A)(1) and (B), to enact R.S. 18:1483(9)(d)(v), (15)(b)(iii) and (iv), and (25)
3 through (32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1, 1491.9, 1505.2(H)(2)(h)
4 and (I)(8), 1511.2(D) and (E), 1511.4(C)(2)(f) and (3), and 1511.4.2, and to repeal
5 R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B), relative to the revision of
6 the 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 Disclosure; to provide for
18 investigations conducted by and penalties issued by the supervisory committee; to
19 repeal provisions related to the regulation of contributions and expenditures related
20 to proposition elections; to provide for loans; to provide for coordinated
21 expenditures; to provide for excess contributions; to provide for definitions and
22 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

(2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A), (B), (4)(a) and (b), (5) through (8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and (2)(introductory paragraph) 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)(introductory paragraph), 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b), (2)(a)(introductory paragraph), (b)(i)(introductory paragraph), (c), and (g), (3)(a)(iii) through (vi) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (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), 1505.3(B) and (D)(1)(a) and (2)(a)(i) and (b)(introductory paragraph) and (ii), 1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B) and (C)(1), 1505.6(A) through (C), 1511.2(B), 1511.4(A)(2)(h) and (i), (C)(1) and (2)(introductory paragraph), and (D), 1511.4.1(C)(3), and 1511.5(A)(1) and (B) are hereby amended and reenacted and R.S. 18:1483(9)(d)(v) and (25) through (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) and (E), 1511.4(C)(2)(f) and (3), and 1511.4.2 are hereby enacted to read as follows:

§1482. Statement of purpose

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

B. The legislature further recognizes that the provisions of this Chapter are 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 established in this

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

§1483. Definitions

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

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

(2) "Aggregating period" means:

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

* * *

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

* * *

(6)(a) "Contribution", except as otherwise provided in this Chapter, means 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:

(i) A committee.

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

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

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

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

10 * * *

(9)(a) "Expenditure" means 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.~~ made for a purpose provided for in R.S. 18:1501.1(A) or 1505.2(I).

18 (b) "Expenditure" shall also include:

19 * * *

(ii) Expenditures in-kind which have an attributable monetary value in excess of ~~twenty-five~~ fifty dollars, made for any of the purposes stated in this Paragraph. Expenditures in-kind shall include without limitation: the donation by any person, candidate, or ~~political~~ committee of the services of paid employees, the value of which services exceeds ~~twenty-five~~ fifty dollars, such value to be the amount paid for such services; the donation of, or the donation of the right to use, any item of tangible property when the same is used or consumed and not exchanged or converted to cash or the equivalent of cash and when the donating candidate, the chairman of the donating committee, or the donating person required to file reports 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 (v) Any communication disseminated by a church unless the communication
2 is of express advocacy for or against a specific candidate. Nothing in this Chapter
3 shall require a church to disclose the identities, donations, or contributions of
4 members of the church. For purposes of this Item, "church" means an organization
5 considered a church by the Internal Revenue Service for federal tax purposes.

6 * * *

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

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

21 * * *

22 (12) "Loan" means a transfer of money, property, or anything of value in
23 exchange for an obligation to repay in whole or in part, made for ~~the purpose of~~
24 ~~supporting, opposing, or otherwise influencing the nomination for election, or~~
25 ~~election, of any person to public office, for the purpose of supporting or opposing a~~
26 ~~proposition or question submitted to the voters, or for the purpose of supporting or~~
27 ~~opposing the recall of a public officer,~~ any purpose provided for in R.S.
28 18:1501.1(A) or 1505.2(I), whether made before or after the election.

29 * * *

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

(17)(a)(i) "Political committee" ~~or "committee"~~ means a committee ~~two or more persons, other than a husband and wife, and any legal entity~~ organized for the primary purpose of making expenditures supporting or opposing one or more candidates, propositions, recalls of a public officer, or political parties, which accepts contributions in the name of the political committee, or makes expenditures from political committee funds or in the name of the political 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 ~~five hundred one thousand~~ one thousand dollars within any calendar year.

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

(iii) Any state central committee, parish executive committee, and any other committee of any political party which receives contributions or makes expenditures

1 ~~in such amount during such period~~ in an aggregate amount in excess of two thousand
2 five hundred dollars within any calendar year shall be considered a "political
3 committee" for the purposes of this Chapter.

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

15 * * *

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

19 * * *

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

25 * * *

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

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

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

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

25 (27) "Express advocacy" means communications containing express words
26 of advocacy of election, recall, or defeat, including but not limited to "vote for",
27 "elect", "support", "cast your ballot for", "vote against", "recall", "defeat", or "reject"
28 or the name of a candidate in combination with the office the candidate is seeking.

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

(29) "Leadership committee" means a committee registered with the supervisory committee which is 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 and that makes expenditures only as authorized by R.S. 18:1505.2(I)(1)(a) and (c).

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

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

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

§1484. Disclosure reports; persons required to file

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

* * *

(2) Each candidate for any other public office who does either of the following:

(a) Makes expenditures in excess of ~~two thousand five hundred~~ five thousand dollars.

(b) Receives ~~a contribution~~ contributions in excess of ~~two hundred~~ five thousand dollars in the aggregate during the aggregating period. For purposes of this Paragraph only, a contribution by a candidate for his own campaign for a public office other than a major office or district office shall not be considered in determining whether the candidate has received a contribution in excess of ~~two hundred~~ five thousand dollars in the aggregate.

(3) Each ~~political~~ committee.

* * *

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

* * *

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

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

* * *

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

A.(1) Any person, including a ~~political~~ committee, who receives and accepts any contribution, loan, or transfer of funds, or makes any expenditure in support of

1 or in opposition to a proposition or question submitted to the voters shall be required
2 to file reports of such contributions and expenditures.

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

7 (3) Except as otherwise specifically provided in this Section and in R.S.
8 18:1505.4 and 1505.5, the provisions for reporting and filing requirements,
9 prohibited practices, recordkeeping, and penalties applicable to ~~political~~ committees
10 shall apply to persons subject to the provisions of Paragraphs (1) and (2) of this
11 Subsection.

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

25 C.(1) The reports required as provided in Paragraph A(1) of this Section
26 shall be filed not later than the thirtieth day prior to the election, which shall be
27 complete through the fortieth day prior to the election, not later than the tenth day
28 prior to the election, which shall be complete through the twentieth day prior to the
29 election, and not later than the fortieth day after the election, which shall be complete

1 through the thirtieth day after the election. During the period from midnight of the
 2 twentieth day prior to the election and extending through midnight of election day
 3 a report shall be filed within forty-eight hours after the time any contribution, loan,
 4 or transfer of funds is received and accepted or expenditure in excess of ~~two hundred~~
 5 five thousand dollars is made; if such time falls other than during regular working
 6 hours, this report shall be filed with the supervisory committee on the next working
 7 day after the report is otherwise due. Such report shall provide information relative
 8 to such contributions, loans, and transfers of funds and expenditures in excess of ~~two~~
 9 ~~hundred~~ five thousand dollars as provided in R.S. 18:1491.6(C). If the report filed
 10 on the fortieth day after the election shows a deficit, the person or ~~political~~
 11 committee reporting shall be required to file supplemental reports as required by R.S.
 12 18:1491.6(D).

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

16 * * *

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

20 * * *

21 PART II. ~~POLITICAL~~ COMMITTEES

22 §1491.1. Registration of ~~political~~ committees

23 A. Each ~~political~~ committee, including a subsidiary committee, which knows
 24 or anticipates that it will receive contributions or loans, make expenditures or loans,
 25 or make a transfer of funds to or receive a transfer of funds from another committee
 26 during a calendar year in the aggregate amount exceeding ~~five hundred~~ one thousand
 27 dollars shall file a statement of organization with the supervisory committee annually
 28 after January ~~1~~ first and no later than January ~~31~~ thirty-first of each calendar year.
 29 Any such committee organized after January ~~31~~ thirty-first shall file the required

1 statement of organization no later than the tenth day after its organization. Any
2 committee which, after January 31 ~~thirty-first~~, knows or anticipates that it will
3 receive contributions, loans, or transfers of funds or make expenditures, loans, or
4 transfers of funds in the aggregate in excess of ~~five hundred~~ one thousand dollars
5 during the calendar year shall file the required statement of organization within ten
6 days after the date on which it has information which causes it to know or anticipate
7 that it will receive such contributions, loans, or transfers of funds or make such
8 expenditures, loans, or transfers of funds. If a ~~political~~ committee which knows or
9 anticipates that it will receive contributions, loans, or transfers of funds or make
10 expenditures, loans, or transfers of funds in the aggregate in excess of ~~five hundred~~
11 one thousand dollars during a calendar year, is organized within ten days prior to any
12 election, it shall file the statement of organization required by this Section no later
13 than the third day after such organizing. Any committee required to file
14 supplemental reports under the provisions of R.S. 18:1491.6 shall file the annual
15 statement of organization. The supervisory committee shall issue a certificate of
16 registration to each committee which submits the statement required by this
17 Subsection.

18 B. The statement of organization shall include:

19 * * *

20 (3) The name and address of the ~~campaign~~ treasurer of the committee, if any,
21 and of any deputy ~~campaign~~ treasurers of the committee.

22 * * *

23 (5)

24 * * *

25 (d) A statement, if applicable, that the committee is organized as a leadership
26 committee, an identification of the elected official with whom the committee is
27 affiliated, and a certification by the committee that the committee is not making and
28 will not make contributions, whether direct or in-kind, to the principal campaign
29 committee of the elected official with which it is affiliated, or any subsidiary

1 committee thereof, or expenditures for the purpose of supporting the election to
2 public office of the elected official with which it is affiliated, or opposing the
3 election to public office of any opponent of the elected official with which it is
4 affiliated.

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

9 * * *

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

16 * * *

17 §1491.2. Statement of dissolution

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

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

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

28 (2) No committee which has unpaid debts or obligations or which has any
29 funds on hand shall file a statement of dissolution; until any debts or obligations have

1 been paid or otherwise extinguished and any funds have been expended or otherwise
2 distributed.

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

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

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

15 B. No ~~political~~ committee shall dissolve or file a statement of dissolution as
16 provided in Subsection A ~~above~~ of this Section and reorganize under a modified
17 name, charter, or organizational structure ~~merely~~ as a subterfuge to avoid the
18 reporting and other requirements of this Part. Any committee which dissolves or
19 files a statement of dissolution as provided in Subsection A ~~above~~ of this Section and
20 is thereafter recreated with substantially the same membership and purposes with the
21 intent to avoid the requirements of this Part, for purposes of this Part, shall be
22 deemed not to have been dissolved and shall be subject to the provisions of this Part
23 as if no dissolution had taken place and no statement of dissolution filed. In
24 addition, any committee which violates the provisions of this Subsection shall be
25 subject to the penalties provided in R.S. 18:1505.4, 1505.5, and 1505.6 ~~R.S.~~
26 ~~18:1505.5, and R.S. 18:1505.6.~~

27 §1491.3. Principal campaign committees; subsidiary committees; consolidation of
28 reports

* * *

B.(1) Any person may solicit contributions for or on behalf of the political committee, or sell political paraphernalia, ~~including such items as buttons, flags and literature,~~ or tickets to a testimonial or other fund-raising event, provided that all contribution(s) or proceeds are transmitted directly to the chairman of the political committee or its ~~designated~~ treasurer or a ~~designated~~ deputy treasurer of the ~~committee~~ together with such information as may be required by this Chapter. No chairman of a political committee or designated treasurer or deputy treasurer shall accept such funds without such information and they shall be responsible under the

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

1 provisions of this Chapter for any errors and omissions in records or reports of such
2 funds. Any contributions or transfer of funds received by a ~~political~~ committee
3 which has appointed a ~~campaign~~ treasurer shall be transferred to the ~~campaign~~
4 treasurer.

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

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

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

20 D.(1) The chairman of each ~~political~~ committee shall designate one or more
21 national or state banks or state or federally chartered savings and loan associations
22 or savings banks, or state or federally chartered credit unions, as the campaign
23 depositories of the committee and may invest in a money market mutual fund,
24 certificate of deposit, or United States treasury security and designate such
25 investment or fund as a campaign depository. The committee chairman, the
26 committee ~~campaign~~ treasurer, and any deputy treasurers shall deposit any
27 contributions received by them into an account or accounts maintained at such
28 depository or depositories. No expenditure shall be made by any committee
29 chairman, committee ~~campaign~~ treasurer, deputy treasurer, or any other person on

1 behalf of the committee, except by check drawn on such account or accounts, except
2 as specifically provided in Paragraph (2) of this Subsection and Subsection E of this
3 Section. Each check drawn on any such account shall be made payable to a specific
4 person, except a check made payable to petty cash. Each check drawn on such an
5 account shall indicate the objects or services for which such check is drawn and such
6 check shall be maintained as part of the records required by R.S. 18:1491.5. The
7 name and address of such campaign depository so designated shall be filed with the
8 supervisory committee in the statement of organization required by R.S. 18:1491.1.
9 If any additional depositories are designated, they shall be reported within ten days
10 following such designation as required by R.S. 18:1491.1.

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

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

24 E. A ~~political~~ committee may maintain a petty cash fund or funds. A petty
25 cash fund shall be maintained on an imprest system, that is, expenditures may be
26 made in cash from the fund, and the fund shall from time to time be restored to its
27 original amount by a transfer of funds from other committee funds of a sum equal
28 to the aggregate of the sums expended from the fund. No expenditure in excess of
29 two hundred dollars shall be made from the petty cash fund, and no expenditure shall

1 be made from the petty cash fund for any personal services, except for gratuities paid
2 for the serving of food or drink. No expenditure shall be made from the petty cash
3 fund in violation of R.S. 18:1531. A complete record of petty cash expenditures
4 shall be maintained in accordance with the provisions of R.S. 18:1491.5(D).

5 §1491.5. Maintenance of records; valuation of in-kind contributions and
6 expenditures

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

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

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

25 (a) In the case of any single transaction involving the sale of raffle tickets or
26 ~~of items such as campaign pins, buttons, badges, flags, emblems, hats, banners,~~
27 ~~literature, and similar material~~ paraphernalia which is for an amount not in excess
28 of ~~twenty-five~~ fifty dollars and the proceeds of which are received and deposited by
29 a political committee, no record need be kept by the ~~campaign~~ treasurer for such

1 recipient committee, except the total amount received and deposited from such sale
2 and the fact that such amount was received from such sale.

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

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

18 * * *

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

25 * * *

26 H. Expenditures made by a public relations firm, an advertising agency, or
27 agent for a ~~political~~ committee shall be considered expenditures of the ~~political~~
28 committee and must be specifically reported as required by this Part. Each such
29 firm, agency, or agent shall timely furnish to such ~~political~~ committee such

1 information relative thereto as may be required for compliance with this Part.
2 Failure by any such firm, agency or agent to timely furnish a ~~political~~ committee
3 such information required for compliance with this Part shall be grounds for a civil
4 action for damages.

5 I. A ~~campaign~~ treasurer shall preserve records required by this Part for six
6 years; ~~except~~ However, a ~~campaign~~ treasurer for a committee which supports only
7 one candidate shall preserve such records for two years after the final report which
8 he is required by this Part to file for the election has been filed, including any
9 supplemental reports required.

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

18 §1491.6. Reports required; reporting times and periods

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

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

4 * * *

5 C. During the period beginning at midnight of the twentieth day prior to a
6 primary election and extending through midnight of primary election day, and during
7 the period beginning at midnight of the twentieth day prior to a general election and
8 extending through midnight of general election day, each committee which is
9 participating in the election shall file a report with the supervisory committee of:

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

21 * * *

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

27 * * *

28 D.(1) If the final report of a ~~political~~ committee for an election, as required
29 by Paragraph (5), (6), or (7) of Subsection B of this Section, or the most recent

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

10 (2) A "deficit", for purposes of this Subsection, means debts or obligations
11 owed by the ~~political~~ committee which are required to be reported by R.S.
12 18:1491.7(B)(14).

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

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

27 (c) If the ~~political~~ committee has surplus campaign funds, a report need not
28 be filed under this Subsection if such ~~political~~ committee files an annual report in

1 accordance with Subsection E of this Section which includes such surplus campaign
2 funds.

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

7 * * *

8 G. The reporting period for all reports of ~~political~~ committees, except the
9 first report of a committee, shall be the period from the time through which the
10 preceding report was complete through the closing date for the particular report. The
11 reporting period for the first report of a committee shall be the period from the time
12 when the committee was organized through the closing date for the particular report.

13 * * *

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

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

23 (3) A political committee or an independent expenditure-only committee
24 wishing to file monthly reports may do so upon written notification to the
25 supervisory committee of its intention to do so delivered to the supervisory
26 committee no less than forty-five days prior to the due date for the next report the
27 committee would otherwise be required to file. The committee shall file its first
28 monthly report no later than the month following the month in which such

notification is so delivered. Such report shall include all information required for reports pursuant to R.S. 18:1491.7 for the period since the committee's last report.

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

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

§1491.6.1. Leadership committees; reports required

A. A leadership committee shall file monthly reports due no later than the fifteenth 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.

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

§1491.7. Reports; contents

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

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

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

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

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

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

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

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

8 (3) Unless otherwise specifically provided, each report by a leadership
9 committee required by this Part shall contain the name of the elected official with
10 whom the leadership committee is affiliated.

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

13 * * *

(4) Contributions received during the reporting period for which the report is being completed shall be reported, and the same shall be reported irrespective of the amount thereof except as otherwise provided, as follows:

(a) The full name and address of each person who has made one or more contributions, except contributions in the form of a payroll deduction or dues check-off system, to and which have been received and accepted by the political committee during the reporting period; the aggregate amount of such contributions, except in-kind contributions, from each person, and the date and amount of each such contribution; and a brief description of each in-kind contribution from each person, the valuation thereof made by the chairman and the campaign treasurer, and the date of the in-kind contribution.

(b) The full name and address of each person who has made one or more contributions in the form of a payroll deduction or dues check-off system in excess of ~~five~~ twenty-five dollars in the aggregate in a calendar year to and which have been received and accepted by the ~~political~~ committee during the reporting period, and the date and amount of each contribution. In the case of a political committee that

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

10 * * *

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

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

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

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

8 (8) Any other cash receipts, not contributions, received from any other
9 source not included above during the reporting period, for example, refunds of
10 overpayments or excess contributions and the nature, source, and an explanation
11 thereof.

12 * * *

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

19 * * *

20 (13) The full name and address of each person to whom an expenditure has
21 been made by the committee during the reporting period. The amount, a description
22 of the purpose as it relates to the expenditure, the date of each expenditure, and, for
23 all committees other than leadership committees, the name and address of and office
24 sought by candidates on whose behalf each such expenditure was made shall be
25 reported. A brief description of an in-kind expenditure shall be given, as well as the
26 valuation made by the chairman and the ~~campaign~~ treasurer and the date(s) of the
27 expenditure. When multiple expenditures have been made to the same person during
28 the reporting period, the aggregate amount of such expenditures, other than in-kind
29 expenditures, and the aggregate valuation of in-kind expenditures shall be reported

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

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

9 * * *

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

13 * * *

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

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

27 (2) The committee 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 However, expenditures of five thousand dollars or more made to a public relations
2 firm, advertising agency, or agent shall be reported as expenditures made to the
3 payee.

4 * *

5 §1491.8. Small campaigns; affidavit in lieu of reports

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

11 §1491.9. Joint fundraising; joint fundraising representative or committee; authority,
12 requirements, and prohibitions

13 A.(1) Committees may, pursuant to a written joint fundraising agreement,
14 engage in joint fundraising efforts with other committees registered with the
15 supervisory committee pursuant to this Chapter, committees registered with the
16 Federal Election Commission, or with unregistered committees and organizations
17 including any of the following:

18 (a) A principal campaign committee.

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

20 (c) A leadership committee.

21 (d) An independent expenditure-only committee.

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

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

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

28 B.(1) Prior to engaging in joint fundraising activities, the participants shall
29 execute a joint fundraising agreement. The agreement shall designate a joint

1 fundraising representative as provided in Subsection C of this Section and establish
2 an allocation formula as provided in Subsection E of this Section.

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

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

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

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

28 (2) The participants may designate a political committee to serve as the joint
29 fundraising representative, referred to in this Section as a "joint fundraising

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

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

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

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

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

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

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

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

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

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

9 (2) Participants shall provide to the joint fundraising representative all
10 contributor information related to contributions received by the participant during
11 the contribution period.

12 (3) Prior to distributing any contributions received through the joint
13 fundraising effort, the joint fundraising representative and participants shall review
14 contributor records and determine whether any contributions violate the provisions
15 of this Chapter.

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

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

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

27 (2) The maximum contribution that may be received by the joint fundraising
28 representative from a contributor shall not exceed the contribution limitations set

1 forth in R.S. 18:1505.2 for each participant in the aggregate less any contributions
2 previously received by each respective participant from the specific contributor.

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

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

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

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

19 (2) For reporting purposes, the date a contribution is deposited in the account
20 of the party responsible for reporting the contribution shall be deemed the date of
21 receipt of the contribution. For electronic transmission of a contribution, the date of
22 the completed transmission to the party responsible for reporting the contribution
23 shall be deemed the date of the receipt of the contribution.

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

1 L.(1) Reallocation of surplus funds shall be based upon the remaining
2 participants' proportionate shares under the allocation formula. However, if
3 reallocation would result in a violation of a contribution limit provided in R.S.
4 18:1505.2 or federal law, the joint fundraising representative shall return to the
5 contributor the amount of the contribution that exceeds the limit.

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

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

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

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

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

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

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

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

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

(4) A statement that contributions will be distributed in accordance with the allocation formula unless the distribution would exceed the maximum contribution that may be received by a participant, a participant is prohibited from accepting a contribution from the contributor, or the contribution is designated for a particular participant or participants.

(5) If one or more participants engage in a joint fundraising activity solely to receive contributions to pay outstanding debts, a statement informing contributors that the allocation formula may be adjusted if a participant receives sufficient contributions to pay its outstanding debts.

(6) A statement that contributions will be distributed only to those
participants that may lawfully accept them.

O. The joint fundraising representative shall retain all records required by R.S. 18:1491.5 regarding disbursement of contributions for a period of at least six years following the date of the disbursement.

* * *

§ 1495.2. Campaign treasurers; campaign depositories; expenditures; petty cash fund

A. The candidate shall be his own campaign treasurer, unless he appoints a campaign treasurer. ~~Candidates also may appoint one or more deputy campaign treasurers.~~ The ~~names and addresses of any~~ name and address of the campaign treasurer ~~or deputy campaign treasurer so appointed~~ shall be filed with the supervisory committee at the time of the first report following appointment. Changes in appointment shall be reported in the first report after such change.

B.(1) Any person may solicit contributions for or on behalf of a candidate; or sell political paraphernalia, including such items as buttons, flags and literature, or tickets to a testimonial or other fund-raising event, provided that all contribution(s) or proceeds are transmitted directly to the candidate or his designated treasurer or a designated deputy treasurer together with such information as may be

1 required by this Chapter. No candidate or designated treasurer ~~or deputy treasurer~~
2 shall accept such funds without such information and they shall be responsible under
3 the provisions of this Chapter for any errors and omissions in records or reports for
4 such funds. Any contribution received by a candidate who has appointed a campaign
5 treasurer shall be transferred to the campaign treasurer.

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

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

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

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

1 drawn on any such account shall be made payable to a specific person, except a
2 check made payable to petty cash. Each check drawn on such an account shall
3 indicate the objects or services for which such check is drawn and such check shall
4 be maintained as part of the records required by R.S. 18:1495.3. The name and
5 address of each campaign depository so designated shall be filed with the
6 supervisory committee in the first report after such designation. If any additional
7 depositories are designated, they shall be reported in the first report following such
8 designation.

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

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

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

1 §1495.3. Maintenance of records; valuation of in-kind contributions and
2 expenditures

3 * * *

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

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

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

22 * * *

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

29 * * *

1 §1495.4. Reports required; reporting times and periods; extension

2 * * *

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

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

13 * * *

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

19 * * *

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

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

3 * * *

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

14 * * *

15 §1495.5. Reports; contents

16 * * *

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

19 * * *

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

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

9 * * *

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

16 * * *

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

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

28 * * *

1 §1495.6. Small campaigns; affidavit in lieu of reports

2 Any candidate, for a major or district office required by this Chapter to file
3 reports of information as provided in R.S. 18:1495.5, who did not receive a
4 contribution in excess of ~~two~~ five hundred dollars and who did not make
5 expenditures totaling in excess of ~~five~~ ten thousand dollars in the aggregate during
6 the aggregating period, may file an affidavit setting out such facts in lieu of each
7 report required by R.S. 18:1495.4, but a separate affidavit shall be required in lieu
8 of each such report.

9 * * *

10 §1501.1. Reports by persons not candidates or committees

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

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

24 (i) Paid advertising disseminated through any federally regulated broadcast
25 media.

26 (ii) Any mass mailing of more than five hundred pieces of identical or
27 substantially similar materials within any thirty day period, or phone bank of more
28 than five hundred telephone calls of an identical or substantially similar nature
29 within any thirty day period.

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

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

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

21 B. Such reports shall be filed at the same time, shall contain the same
22 information, and shall be certified correct in the same manner as reports required of
23 ~~political~~ principal campaign committees by this Chapter. However, a person that is
24 not a candidate or committee shall not be required to include in such reports
25 information about contributions or contributors or identify contributors, unless a
26 contributor has designated his contribution for any purpose provided for in
27 Subparagraph (A)(1)(a) of this Section; in which case, such reports shall include the
28 name and address of the contributor who made the designated contribution and the
29 amount and date of the designated contribution.

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 primary election day, and during the period beginning
4 at midnight of the twentieth day prior to a general election and extending through
5 midnight of general election day, any person, other than a candidate or a ~~political~~
6 committee, who makes any expenditure ~~or who accepts a contribution~~ provided for
7 in Subsection A of this Section, other than to ~~or from~~ a candidate or to ~~or from~~ a
8 ~~political~~ committee, shall file a report with the supervisory committee of:

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

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

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

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

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

24 * * *

25 §1501.3. Gubernatorial transition and inauguration; contribution limits; reports

26 * * *

27 C. On or before the sixtieth day after the gubernatorial inauguration and by
28 February ~~fifteenth~~ twenty-eighth annually thereafter until all contributions have been
29 expended or used, the governor shall file an all-inclusive report with the supervisory

committee. Each report shall be complete through January thirty-first. Each report
~~which~~ shall state:

* * *

§1505.2. Contributions; expenditures; certain prohibitions and limitations

A.(1) No person shall give, furnish, or contribute monies, materials, supplies,
or make loans to or in support of a candidate or to any ~~political~~ committee, through
or in the name of another, directly or indirectly. This prohibition shall not apply to
dues or membership fees of any membership organization or corporation made by
its members or stockholders, if such membership organization or corporation 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.

* * *

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

(2) Any single transaction involving the sale of ~~items such as political~~
~~campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar~~
~~materials paraphernalia~~, which transaction is for not in excess of ~~twenty-five~~ fifty
dollars and in which transaction the purchaser is not known, shall not be deemed to
constitute an anonymous contribution under the provisions of this Subsection.

C.(1) No person shall make a cash contribution to a candidate or a committee
and no candidate or committee shall receive cash contributions in excess of ~~one~~ two
hundred dollars during any calendar year. Any contribution in excess of such ~~one~~
two hundred dollar aggregate amount, other than an in-kind contribution, shall be

1 made by an instrument containing the name of the ~~donor~~ contributor and the name
2 of the payee.

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

17 D.

18 * * *

19 (3)

20 * * *

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

28 * * *

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

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

8 (5) Any contribution received by a candidate, ~~political~~ committee, or other
9 person required to file reports under this Chapter which was obtained through
10 practices prohibited in this Subsection shall be reported as provided in R.S.
11 18:1491.7(B)(21) and 1495.5(B)(20) and shall escheat to the state and shall be paid
12 over to the state by such candidate, ~~political~~ committee, or other such person.

13 * * *

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

27 G. No committee shall receive contributions or loans or make expenditures
28 or loans, or make or receive a transfer of funds to or from another committee in the
29 aggregate in excess of ~~five hundred~~ one thousand dollars during a calendar year until

1 it has filed the annual statement of organization required by R.S. 18:1491.1. The
2 chairman and the treasurer of any committee which violates the provisions of this
3 Subsection shall be subject to the penalties provided in this Part. No candidate shall
4 make a contribution to any committee required to file an annual statement of
5 organization by the provisions of R.S. 18:1491.1 which has not filed such a
6 statement.

7 H.(1)

8 * * *

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

14 * * *

15 (2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection,
16 the following contribution limits are established for contributions by political
17 committees or leadership committees supporting or opposing a candidate for the
18 following offices:

19 * * *

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

28 * * *

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

4 * * *

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

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

14 (3)(a)

15 * * *

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

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

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

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

6 * * *

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

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

27 (d) ~~After January 1, 1989, no~~ No person shall make a loan, transfer of funds,
28 or contribution to a candidate including his principal campaign committee or
29 leadership committee with funds loaned to him without disclosing to the candidate

1 or his committee the source of the funds. A candidate or his committee receiving
2 such a loan, transfer of funds, or contribution shall not only report the name of the
3 contributor, but also the source of the funds contributed.

4 * * *

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

7 * * *

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

1 or committee may be expended for any lawful purpose related to any of the
2 following:

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

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

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

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

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

9 (vi) Lobbying.

10 (vii) Social and issue advocacy.

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

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

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

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

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

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

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

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

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

10 (c)(i) Contributions received by a leadership committee shall not be used,
11 loaned, or pledged by any person for any personal use unrelated to any of the
12 following:

13 (aa) Holding of the elected official's public office or party position.
14 (bb) Contributions to another candidate or another candidate's principal
15 campaign committee, or any subsidiary committee thereof.

16 (cc) Contributions to another elected official's leadership committee.
17 (dd) The payment of fines, fees, or penalties assessed for a violation of this
18 Chapter.

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

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

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

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

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

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

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

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

18 (bb) Contributions to any leadership committee.

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

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

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

25 (cc) Coordinated expenditures with any candidate or candidate's principal
26 campaign committee.

27 ~~(2) The provisions of this Subsection shall not apply to campaign funds~~
28 ~~received prior to July 15, 1988. (a) The following expenditures shall not be~~
29 ~~considered to be personal use by the candidate or his principal campaign committee~~

1 or a subsidiary committee thereof, or by an elected official or his leadership
2 committee:

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

5 (aa) Events related to the Mardi Gras celebration held in Washington, D.C.

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

7 (cc) Conventions and conferences of professional associations for
8 officeholders or governmental officials.

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

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

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

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

17 (cc) Security personnel and services that are bona fide, legitimate, and
18 professional.

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

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

24 (iv) Any interest payments made to a candidate from campaign funds of such
25 candidate or any principal campaign committee or leadership committee of such
26 candidate on loans made by the candidate to his campaign, his principal campaign
27 committee, or his leadership committee, to the extent that the interest charged on
28 such loans does not exceed the judicial interest rate at the time the loan was made.

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

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

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

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

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

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

17 (iv) Tuition payments, other than those associated with training campaign
18 staff.

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

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

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

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

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

* * *

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

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

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

* * *

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

* * *

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

1 candidate or elected official or to any principal or subsidiary political committee or
2 leadership committee of such family member who is a candidate or elected official.

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

7 (e) Any candidate or elected official who violates the provisions of this
8 Paragraph or whose principal campaign committee, or subsidiary committee, or
9 leadership committee violates the provisions of this Paragraph shall be subject to the
10 penalties provided in Subsection J of this Section, and the supervisory committee
11 shall enforce the provisions of this Paragraph as provided in Subsection J of this
12 Section and as otherwise provided in this Chapter.

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

20 (7) Contributions made in excess of the limits provided in this Section to a
21 candidate, principal campaign committee, political committee, or leadership
22 committee shall be returned by the candidate, ~~political committee, or other person~~
23 ~~required to file reports under this Chapter~~ or committee to the contributor by check
24 drawn on the campaign account. If the check is not negotiated within ~~six~~ twelve
25 months of the date of the check, the excess amount shall be presumed abandoned and
26 shall be paid, transferred, or caused to be paid or transferred in accordance with the
27 Uniform Unclaimed Property Act of 1997 by the candidate, ~~political committee, or~~
28 ~~other person required to file reports under this Chapter~~ or committee not later than

1 February twenty-eighth of the calendar year after the calendar year in which the
2 excess amount was presumed abandoned.

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

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

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

24 K.(1) No person shall contribute more than one hundred thousand dollars per
25 calendar year to any leadership committee or any political committee or any
26 subsidiary committee of such political committee, ~~other than the principal or any~~
27 ~~subsidiary committee of a candidate.~~ Such limitation on a contribution shall not
28 apply to any contribution from a national political party committee to an affiliated
29 regional or state political committee designated to receive such contributions on

1 behalf of the state central committee of a political party by joint fundraising
2 agreement or otherwise. However, during any four-year calendar period
3 commencing January 1, 2023, and every fourth year thereafter, no leadership
4 committee or political committee or subsidiary of such political committee,~~other~~
5 ~~than the principal or any subsidiary committee of a candidate,~~ shall accept more than
6 two hundred fifty thousand dollars from any person.

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

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

20 L.

21 * * *

22 (2) No person to whom this Subsection is applicable as provided in
23 Paragraph (3) of this Subsection shall make a contribution, loan, or transfer of funds,
24 including but not limited to any in-kind contribution, as defined in this Chapter, to
25 any candidate, any ~~political~~ principal campaign committee of any such candidate, or
26 any subsidiary committee thereof, any leadership committee, or to any other political
27 committee which supports or opposes any candidate. This Section shall not prohibit
28 contributions made to any account of a political committee affiliated with a
29 recognized political party organized under the laws of another jurisdiction, where the

1 account is segregated and no funds from such segregated account are used to support
 2 or oppose any candidate in this state or any political committee of any candidate in
 3 this state, provided that any person to whom this Section applies shall expressly
 4 request, prior to making a contribution, that such political committee shall not use
 5 such funds to support or oppose any candidate or any political committee of any
 6 candidate in Louisiana.

7 * * *

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

12 * * *

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

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

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

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

21 (d) To any committee.

22 (e) To a gubernatorial transition or inauguration.

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

26 ~~(2)~~ (3) As used in this Subsection, "foreign national" means:

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

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

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

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

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

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

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

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

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

24 ~~(3)(a)~~ (4)(a) Any person who makes a contribution, loan, or transfer of funds
25 in violation of this Subsection shall be subject to the penalties provided in R.S.
26 18:1505.5 and R.S. 18:1505.6.

27 (b) If a candidate, committee, or person required to file reports is notified by
28 the supervisory committee that a contribution, loan, or transfer of funds to such
29 candidate, committee, or person was made in violation of this Subsection, such

1 contribution, loan, or transfer of funds shall escheat to the state. Any such
2 contribution, loan, or transfer of funds, or an amount equal thereto, shall be paid over
3 to the state by the recipient candidate, committee, or other person required to file
4 reports within ten business days after the recipient candidate, committee, or person
5 required to file reports is notified by the supervisory committee that the contribution,
6 loan, or transfer of funds was made by a person prohibited by this Subsection from
7 making such contribution, loan, or transfer of funds.

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

19 * * *

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

28 Q.(1) No legislator or ~~any~~ his principal campaign committee or subsidiary
29 committee ~~of a legislator~~ thereof shall accept or deposit a contribution, loan, or

1 transfer of funds or accept and use any in-kind contribution, as defined in this
2 Chapter, for his own campaign during a regular legislative session.

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

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

14 * * *

15 R.

16 * * *

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

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

28 * * *

1 §1505.3. Subterfuge to avoid compliance with Chapter

2 * * *

3 B. As more specifically provided in R.S. 18:1491.2(B) no ~~political~~
4 committee shall dissolve and reorganize under a modified name, charter, or
5 organizational structure as a subterfuge to avoid the reporting and other requirements
6 of this Chapter. The chairman of any committee(s) which violates the provisions of
7 said Subsection B shall be subject to the penalties provided in R.S. 18:1505.4, ~~R.S.~~
8 ~~18:1505.5, and R.S. 18:1505.6~~ 1505.5, and 1505.6.

9 * * *

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

15 * * *

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

19 * * *

20 (b) If a publisher or broadcaster of an advertisement which purports to be
21 paid for by a particular candidate or ~~political~~ committee accepts payment for such
22 an advertisement from any source other than such candidate or ~~political~~ committee,
23 the publisher or broadcaster shall require, prior to publishing or broadcasting the
24 advertisement, that the person making the payment provide a written statement
25 containing the following:

26 * * *

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

4 * * *

5 §1505.4. Civil penalties; failure to file; timely and accurate filing; forfeiture

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

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

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

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

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

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

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

* * *

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

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

* * *

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

* * *

§1505.5. Civil penalties; violations of Chapter

* * *

B. The amount of such penalty shall be:

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

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

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

7 (4) Not in excess of one hundred dollars for any person or any treasurer or
8 chairman of any ~~political~~ committee, not supporting or opposing a candidate, but
9 only supporting or opposing any proposition or question submitted to the voters or
10 ~~any~~ the recall of a public officer.

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

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

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

21 * * *

22 §1505.6. Criminal penalties

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

27 (2) Any candidate, treasurer, or chairman of a ~~political~~ committee, or any
28 other person required to file reports under this Chapter who knowingly, ~~wilfully~~
29 willfully, and fraudulently fails to file such report or knowingly, ~~wilfully~~ willfully,

1 and fraudulently fails to file such report timely shall, upon conviction, be sentenced
2 to not more than six months in a parish jail or to pay a fine of not more than five
3 hundred dollars, or both.

4 B.(1) It shall be unlawful for any candidate, treasurer, or chairman of a
5 ~~political~~ committee, or any other person required to file reports under the Chapter
6 knowingly, ~~willfully~~ willfully, and fraudulently to fail to disclose, or knowingly,
7 ~~willfully~~ willfully, and fraudulently to disclose inaccurately, any information required
8 to be disclosed in the reports required by this Chapter.

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

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

21 * * *

22 §1511.2. Supervisory Committee; rule-making authority; advisory opinions;
23 inquiries; duties

24 * * *

25 B. The supervisory committee may render an advisory opinion concerning
26 the application of a general provision of this Chapter, or a general provision
27 prescribed as a rule or regulation by the committee. The supervisory committee shall
28 publish its advisory opinions on the Board of Ethics website in an easily searchable
29 format. The supervisory committee may render an opinion in response to a request

1 by any public official, any candidate for public office, any ~~political~~ committee, or the
2 supervisory committee may render an advisory opinion on its own initiative. Such
3 an opinion shall not constitute a rule under the provisions of the Administrative
4 Procedure Act and the supervisory committee shall not be subject to that Act in
5 carrying out the provisions of this Subsection.

6 * * *

7 D. The supervisory committee shall submit an annual report to the Senate
8 Committee on Senate and Governmental Affairs and the House Committee on House
9 and Governmental Affairs including a detailed statement regarding the activities of
10 the supervisory committee in carrying out its duties, recommendations for legislative
11 or other action as the supervisory committee considers appropriate, and all of the
12 following information:

13 (1) Aggregated data regarding investigations, including:

14 (a) Aggregated data regarding the number of complaints received.

15 (b) Aggregated data regarding the number and length of investigations.

16 (c) Aggregated data regarding the number and amount of fines and fine
17 waivers.

18 (d) Aggregated data regarding the number and nature of court and
19 supervisory committee proceedings regarding investigations.

20 (e) Aggregated data regarding categories of alleged violations yielding
21 investigations.

22 (2) Aggregated data regarding charges issued, including:

23 (a) Aggregated data regarding the number of charges.

24 (b) Aggregated data regarding the length of proceedings resulting from
25 charges issued.

26 (c) Aggregated data regarding categories of alleged violations yielding
27 charges.

28 (3) Judgments and opinions issued by the supervisory committee and state
29 and federal courts interpreting this Chapter.

(4) Federal Election Commission rulemakings regarding provisions of the Federal Election Campaign Act of 1971.

(5) Federal appellate court and state supreme court constitutional jurisprudence regarding the regulation of campaign finance.

E. The supervisory committee shall prepare and distribute to the general public through the offices of the clerks of court and in Orleans Parish the office of the clerk of the criminal district court and on its website, booklets of explanation and instruction concerning the provisions of this Chapter in such a manner as to inform the public of the procedures and requirements of this Chapter. The supervisory committee may publish and distribute additional material to assist persons in complying with the provisions of this Chapter.

* * *

§1511.4. Supervisory committee; investigations

A.

* * *

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

* * *

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

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

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

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

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

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

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

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

* * *

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

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

8 * * *

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

11 (3) For purposes of this Subsection, "undue burden or expense" includes
12 subjecting a candidate to inquiry, over objection, when the supervisory committee
13 has not exhausted inquiry upon sources other than the candidate, or the supervisory
14 committee cannot establish that the candidate has personal knowledge of relevant
15 information, or the supervisory committee cannot demonstrate that the candidate is
16 uniquely able to provide relevant information that cannot be obtained from other
17 sources.

18 ~~D. Upon petition by the supervisory committee or an adjudicatory panel of~~
19 ~~the Ethics Adjudicatory Board any district court within the jurisdiction of which any~~
20 ~~inquiry is being carried on may, in case of refusal to obey a subpoena or order of the~~
21 ~~supervisory committee or an adjudicatory panel of the Ethics Adjudicatory Board~~
22 ~~issued pursuant to this Chapter, issue an order requiring compliance. Any failure to~~
23 ~~obey the order of the court may be punished by the court as a contempt thereof. The~~
24 supervisory committee shall waive, upon request by the petitioning affected party,
25 any right to be served by any means other than email transmission, and shall provide
26 an email address at which the supervisory committee shall accept service.

27 §1511.4.1. Enforcement; failure to file; failure to timely file

28 * * *

1 C.

2 * * *

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

8 * * *

9 §1511.4.2. Subpoenas

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

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

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

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

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

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

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

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

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

23 (2) Before filing any petition to order compliance with a subpoena or order,
24 counsel for the supervisory committee shall confer in person, by telephone, or by
25 videoconference with the respondent or witness for the purpose of amicably
26 resolving the dispute over the alleged failure of the respondent or witness to obey the
27 subpoena or order. The counsel for the supervisory committee shall attempt to
28 arrange a suitable conference date with the respondent or witness and confirm the
29 date by written notice sent at least five days before the conference date, unless an

1 earlier date is agreed upon by the respondent or witness. If by telephone or
2 videoconference, the conference shall be initiated by the counsel for the supervisory
3 committee.

4 §1511.5. Procedure for enforcement; civil

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

9 (b) Before the supervisory committee files administrative proceedings, the
10 supervisory committee shall:

11 (i) Provide the respondent with the final report of the staff of the supervisory
12 committee regarding the investigation of the alleged violation by the respondent.

13 (ii) Provide the respondent with an opportunity to submit a brief response to
14 the final report of the staff.

15 (iii) Provide the respondent with an opportunity to make a brief statement
16 before the supervisory committee to address the final report of the staff and any
17 factual or legal issues relevant to the alleged violation by the respondent. Such
18 statement may be made in person, by telephone, or by videoconference during
19 executive session of the supervisory committee, unless the respondent requests that
20 his comments be made in open session. Statements made by the respondent in
21 executive session shall not be recorded.

22 * * *

23 B. In determining the amount of the civil penalty to be assessed, the Ethics
24 Adjudicatory Board or district court shall take into consideration the reason for the
25 failure to file timely, the reason for failing to disclose required information, the
26 reason for inaccurately disclosing required information, the nature of the office
27 sought by the candidate, the nature of the office or offices supported or opposed by
28 a political committee or other person, the significance of the information undisclosed
29 or inaccurately disclosed to the voting public, ~~and~~ whether or not the candidate, the

1 chairman or treasurer of the ~~political~~ committee, or other person actually has filed
2 a report or disclosed such information prior to the election or prior to the institution
3 of the administrative proceeding or rule to show cause, the number and frequency of
4 past violations, the amount, the amount that was not disclosed or disclosed untimely
5 in relation to the total contributions received, and the impact of the violation upon
6 any election and the electoral process.

7 * * *

8 Section 2. R.S. 18:1483(15)(a), (b)(ii), (c), and (d), 1491.6(C)(introductory
9 paragraph), 1495.4(C)(introductory paragraph), 1501.1(C)(introductory paragraph),
10 1505.2(H)(1)(c), (2)(e) and (f), and (3)(a)(iii) through (vii), and 1505.2.1(A), (D), and (E)
11 are hereby amended and reenacted and R.S. 18:1483(15)(b)(iii) and (iv) are hereby enacted
12 to read as follows:

13 §1483. Definitions

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

16 * * *

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

18 (a) With regard to a candidate, that the candidate was opposed by another
19 candidate in the election; however, any person who is a candidate as defined in this
20 Chapter shall be deemed to participate in the primary election whether or not the
21 candidate has failed to qualify for office after becoming a candidate, has withdrawn
22 from the election, or is unopposed therefor. ~~Additionally, any~~ Any candidate who
23 withdraws from a general election subsequent to a party primary election or the
24 primary election and prior to the general election who would have been qualified to
25 appear on the general election ballot shall be deemed to participate in the general
26 election, as shall the person who would have been opposed by the one withdrawing.
27 Any candidate who withdraws after a party primary election and prior to the second
28 party primary election who would have been qualified to appear on the second party
29 primary election ballot shall be deemed to participate in the second party primary

1 election, as shall the person who would have been opposed by the candidate
2 withdrawing.

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

4 * * *

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

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

20 ~~(ii)~~ (iv) With regard to the general election, that the committee gave or
21 received a contribution subsequent to the primary election from, to, or for a
22 candidate participating in the general election, made an expenditure in support of or
23 in opposition to a candidate participating in the general election, made a loan to or
24 received a loan from a candidate or committee participating in that general election,
25 or made a transfer of funds to or from another committee participating in the general
26 election.

27 (c) A candidate or committee which participates in a party primary election,
28 primary election, or the general election shall be deemed to participate in the
29 election.

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

5 * * *

6 §1491.6. Reports required; reporting times and periods

7 * * *

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

17 * * *

18 §1495.4. Reports required; reporting times and periods; extension

19 * * *

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

27 * * *

28 §1501.1. Reports by persons not candidates or committees

29 * * *

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

11 * * *

12 §1505.2. Contributions; expenditures; certain prohibitions and limitations

13 * * *

14 H.(1)

15 * * *

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

24 * * *

25 (2)

26 * * *

27 (e) Notwithstanding the provisions of Paragraph (1) and Subparagraph (2)(a)
28 of this Subsection, the contributions limit for contributions by political committees
29 to an unsuccessful major office candidate, or the principal campaign committee and

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

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

15 * * *

16 (3)(a)

17 * * *

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

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

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

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

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

17 * * *

18 §1505.2.1. Designation and attribution of contributions

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

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

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

* * *

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

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

* * *

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

§154. Presumptions of abandonment

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

* * *

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

* * *

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

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

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

10 Section 7. The Supervisory Committee on Campaign Finance Disclosure shall
11 prepare updated forms and instructions and explanations for the completion of such forms
12 in compliance with this Act as provided in R.S. 18:1511.3 no later than January 15, 2026.
13 All committees, candidates, and other persons required to file reports with the supervisory
14 committee pursuant to the provisions of this Act may file reports containing the information
15 required by this Act using the forms offered by the supervisory committee on the effective
16 date of this Act until such forms have been updated as provided in this Section. Until such
17 forms have been updated, the supervisory committee shall not find a candidate, committee,
18 or other person required to file reports pursuant to this Act in violation of the Campaign
19 Finance Disclosure Act for failure to file any information required by this Act but not
20 provided for on the forms offered by the supervisory committee on the effective date of this
21 Act.

22 Section 8.(A) Section 2 of this Act shall become effective upon the effective date
23 of Act No. 640 of the 2024 Regular Session of the Legislature of Louisiana.

24 (B) This Section and Sections 1, 3, 4, 5, 6, and 7 of this Act shall become effective
25 upon signature of this Act by the governor or, if not signed by the governor, upon expiration
26 of the time for bills to become law without signature by the governor, as provided by Article
27 III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and
28 subsequently approved by the legislature, this Section and Sections 1, 3, 4, 5, 6, and 7 of this
29 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 Reengrossed

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 or a proposition or question submitted to the voters 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 any purpose for which the person is otherwise required to report expenditures. 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 communication is of 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

Requires the supervisory committee to prepare updated forms and instructions in compliance with proposed law no later than Jan. 15, 2026. Authorizes all candidates, committees, and other persons required to file reports to utilize forms offered by the supervisory committee

on the effective date of proposed law until the updated forms and instructions are available for use.

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)(intro. para.) and (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) and (E), 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))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Require other persons that file reports to include in such reports expenditures related to express advocacy supporting or opposing a proposition or question submitted to the voters.
2. Provide for the preparation of updated forms by the supervisory committee.
3. Make technical changes.