

2025 Regular Session

# ACT No. 398

HOUSE BILL NO. 693 (Substitute for House Bill No. 596 by Representative Wright)

BY REPRESENTATIVES WRIGHT AND BEAULLIEU

## 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) and (i), (C)(1) and (2)(introductory paragraph), and (D), 1511.4.1(C)(3), and 1511.5(A)(1) and (B), to enact R.S. 18:1483(9)(d)(v), (15)(b)(iii) and (iv), and (25) through (32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1, 1491.9, 1501.3(G), 1505.2(H)(2)(h) and (I)(8), 1511.2(D) and (E), 1511.4(C)(2)(f) and (3), and 1511.4.2, and to repeal R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B), relative to

the revision of the system of laws related to election campaign finance; to provide for the Campaign Finance Disclosure Act; to establish leadership committees and provide authorizations and restrictions related thereto; to provide for the many various duties and requirements of committees, including political committees, principal campaign committees, subsidiary committees, independent expenditure-only committees, and leadership committees; to provide for contributions; to provide for contribution limits; to provide for contributions made to or by a political party; to provide for expenditures; to provide for limitations on expenditures; to provide for reporting requirements; to provide for contributions, expenditures, and reporting related to closed party primary elections; to provide for joint fundraising efforts and agreements; to provide for foreign nationals; to provide for the powers and duties of the Supervisory Committee on Campaign Finance Disclosure; to provide for investigations conducted by and penalties issued by the supervisory committee; to repeal provisions related to the regulation of contributions and expenditures related to proposition elections; to provide for loans; to provide for coordinated expenditures; to provide for excess contributions; to provide an exception to the Code of Governmental Ethics for persons contracting with, employed by, or volunteering for a gubernatorial transition or inauguration; to provide for definitions and terminology; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and (b), (9)(a), (b)(ii), (c), (d)(ii) and (iii), (10), (12), (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)(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, 1501.3(G), 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.

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

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

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

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

19 ~~(ii) Contributions shall also include expenditures made by any person in~~  
20 ~~cooperation, consultation, or concert, with, or at the request or suggestion of, a~~  
21 ~~candidate, his authorized political committees, or their agents~~ Coordinated  
22 expenditures made for the purpose of supporting, opposing, or otherwise influencing  
23 the nomination or election of the candidate and shall be considered to be a  
24 contribution to such candidate.

25 ~~(ii)~~ (iii) A promissory note or written contract to make a contribution as  
26 defined above.

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

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

2   \*           \*           \*

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

10                   (b) "Expenditure" shall also include:

11   \*           \*           \*

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

29                   (c) Expenditures made by a public relations firm, an advertising agency, or  
30 agent for a candidate, ~~political~~ committee, or other person required to file reports

under this Chapter shall be considered expenditures of the candidate, ~~political~~ committee, or such other person, and must be specifically reported as required by this Chapter. Each such firm, agency, or agent, which makes any expenditure for any candidate, ~~political~~ committee, or other person required to file reports under this Chapter, shall timely furnish to such candidate, ~~political~~ committee, or person such information relative thereto as may be required for compliance with this Chapter.

(d) "Expenditure" shall not include:

\* \* \*

(ii) Any communication by any membership organization or business entity to its employees, members, directors, or stockholders, or their family members, 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 or for the purpose of supporting or opposing a proposition or question to be submitted to the voters. All other expenditures made by such membership organization or business entity which are otherwise reportable under the provisions of this Chapter shall be reported. For purposes of this definition, business entity means any proprietorship, partnership, corporation, or other legal entity, including their subsidiaries.

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

\* \* \*

(v) Any communication disseminated by a church unless the communication is of express advocacy for or against a specific candidate. Nothing in this Chapter shall require a church to disclose the identities, donations, or contributions of members of the church. For purposes of this Item, "church" means an organization considered a church by the Internal Revenue Service for federal tax purposes.

\* \* \*

(10)(a) "Independent expenditure-only ~~political~~ committee" means a committee registered with the supervisory committee which makes independent expenditures, makes no political contributions to any candidate for any elected office in this state or any of its subdivisions, or such candidate's principal campaign

1 committee or a subsidiary committee thereof, and makes no coordinated  
 2 expenditures with a candidate or such candidate's principal campaign committee or  
 3 a subsidiary committee thereof.

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

11 \* \* \*

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

19 \* \* \*

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

23 (17)(a)(i) "Political committee" ~~or "committee"~~ means a committee two or  
 24 ~~more persons, other than a husband and wife, and any legal entity~~ organized for the  
 25 primary purpose of making expenditures supporting or opposing one or more  
 26 candidates, propositions, recalls of a public officer, or political parties, which accepts  
 27 contributions in the name of the political committee, or makes expenditures from  
 28 political committee funds or in the name of the political committee, or makes a  
 29 transfer of funds to or receives a transfer of funds from another committee, or



1 receives or makes loans in an aggregate amount in excess of ~~five hundred one~~  
2 thousand dollars within any calendar year.

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

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

23 (b) ~~An entity that during the reporting period has supported candidates in~~  
24 ~~states other than Louisiana; has received less than fifty percent of its total receipts~~  
25 ~~for the applicable reporting period from Louisiana candidates or committees formed~~  
26 ~~to support Louisiana candidates; and has expended less than fifty percent, but not~~  
27 ~~more than twenty thousand dollars, of its total disbursements for the applicable~~  
28 ~~reporting period in support of or in opposition to Louisiana candidates shall not~~  
29 ~~constitute a "political committee" for purposes of requirements of R.S. 18:1491.1~~  
30 ~~through 1491.8 which would require such an entity to keep records and submit~~

~~reports. A principal campaign committee or subsidiary committee thereof,~~  
~~leadership committee, or independent expenditure-only committee shall not be~~  
~~considered a "political committee".~~

\* \* \*

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

\* \* \*

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

\* \* \*

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

(25)(a) "Committee" means any legal entity, including an association or political party, or other group of two or more persons, other than a 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. "Committee" includes any independent expenditure-only committee, leadership committee, political committee, or principal campaign committee, or subsidiary committee thereof.

(b) An entity that during a reporting period has supported candidates in states  
other than Louisiana; has received less than fifty percent of its total receipts for the

1 applicable reporting period from Louisiana candidates or committees formed to  
2 support Louisiana candidates; and has expended less than fifty percent, but not more  
3 than fifty thousand dollars, of its total disbursements for the applicable reporting  
4 period in support of or in opposition to Louisiana candidates shall not constitute a  
5 "committee" for purposes of requirements of R.S. 18:1491.1 through 1491.9 which  
6 would require such an entity to keep records and submit reports.

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

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

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

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

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

28 (31) "Personal use" means any use of funds of a candidate, principal  
29 campaign committee or subsidiary committee thereof, or leadership committee to  
30 fulfill a commitment, obligation, or expense that primarily furthers the purposes of

1 the candidate or elected official or his immediate family member not connected to  
 2 the conduct of a campaign by a candidate or the holding of office and that would  
 3 exist irrespective of the candidate's campaign or the holding of office.

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

7 §1484. Disclosure reports; persons required to file

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

11 \* \* \*

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

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

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

22 (3) Each ~~political~~ committee.

23 \* \* \*

24 §1485. Filing; receipt by supervisory committee; special penalties

25 \* \* \*

26 E.(1) Each person and ~~political~~ committee required to file reports pursuant  
 27 to this Chapter that receives contributions or loans in excess of fifty thousand dollars  
 28 in a calendar year or which makes expenditures in excess of fifty thousand dollars  
 29 in a calendar year, other than a candidate or ~~an authorized political~~ principal  
 30 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 or in opposition to a proposition or question submitted to the voters shall be required to file reports of such contributions and expenditures.

(2) 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 the recall of a public officer shall be required to file reports of such contributions and expenditures.

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

B. ~~These requirements~~ The requirements of Subsection A of this Section shall be applicable only if the aggregate amount of contributions, loans, and transfers of funds received and accepted or expenditures made equals or exceeds ~~two hundred~~ five thousand dollars at any time during the aggregating period; ~~except that, with regard to expenditures made in support of or in opposition to a proposition or question submitted to the voters by a person who is not a candidate or a member of the principal campaign committee of a candidate or of a political committee, these requirements shall be applicable only if the aggregate amount of expenditures made~~

1 ~~equals or exceeds one thousand dollars.~~ "Aggregating period" for purposes of this  
 2 Section shall mean the period from the date on which the first contribution is  
 3 received or the first expenditure is made by the person or ~~political~~ committee,  
 4 whichever is earlier, through the closing date for the last report required to be filed  
 5 in accordance with this Chapter.

6 C.(1) The reports required as provided in Paragraph A(1) of this Section  
 7 shall be filed not later than the thirtieth day prior to the election, which shall be  
 8 complete through the fortieth day prior to the election, not later than the tenth day  
 9 prior to the election, which shall be complete through the twentieth day prior to the  
 10 election, and not later than the fortieth day after the election, which shall be complete  
 11 through the thirtieth day after the election. During the period from midnight of the  
 12 twentieth day prior to the election and extending through midnight of election day  
 13 a report shall be filed within forty-eight hours after the time any contribution, loan,  
 14 or transfer of funds is received and accepted or expenditure in excess of ~~two hundred~~  
 15 five thousand dollars is made; if such time falls other than during regular working  
 16 hours, this report shall be filed with the supervisory committee on the next working  
 17 day after the report is otherwise due. Such report shall provide information relative  
 18 to such contributions, loans, and transfers of funds and expenditures in excess of ~~two~~  
 19 hundred five thousand dollars as provided in R.S. 18:1491.6(C). If the report filed  
 20 on the fortieth day after the election shows a deficit, the person or ~~political~~  
 21 committee reporting shall be required to file supplemental reports as required by R.S.  
 22 18:1491.6(D).

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

26 \* \* \*

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

30 \* \* \*

PART II. ~~POLITICAL~~ COMMITTEES§1491.1. Registration of ~~political~~ committees

A. Each ~~political~~ committee, including a subsidiary committee, which knows or anticipates that it will receive contributions or loans, make expenditures or loans, or make a transfer of funds to or receive a transfer of funds from another committee during a calendar year in the aggregate amount exceeding ~~five hundred~~ one thousand dollars shall file a statement of organization with the supervisory committee annually after January ~~1~~ first and no later than January ~~31~~ thirty-first of each calendar year. Any such committee organized after January ~~31~~ thirty-first shall file the required statement of organization no later than the tenth day after its organization. Any committee which, after January ~~31~~ thirty-first, knows or anticipates that it will receive contributions, loans, or transfers of funds or make expenditures, loans, or transfers of funds in the aggregate in excess of ~~five hundred~~ one thousand dollars during the calendar year shall file the required statement of organization within ten days after the date on which it has information which causes it to know or anticipate that it will receive such contributions, loans, or transfers of funds or make such expenditures, loans, or transfers of funds. If a ~~political~~ committee which knows or anticipates that it will receive contributions, loans, or transfers of funds or make expenditures, loans, or transfers of funds in the aggregate in excess of ~~five hundred~~ one thousand dollars during a calendar year, is organized within ten days prior to any election, it shall file the statement of organization required by this Section no later than the third day after such organizing. Any committee required to file supplemental reports under the provisions of R.S. 18:1491.6 shall file the annual statement of organization. The supervisory committee shall issue a certificate of registration to each committee which submits the statement required by this Subsection.

B. The statement of organization shall include:

\* \* \*

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

\* \* \*

1 (5)

2 \* \* \*

3 (d) A statement, if applicable, that the committee is organized as a leadership  
 4 committee, an identification of the elected official with whom the committee is  
 5 affiliated, and a certification by the committee that the committee is not making and  
 6 will not make contributions, whether direct or in-kind, to the principal campaign  
 7 committee of the elected official with which it is affiliated, or any subsidiary  
 8 committee thereof, or expenditures for the purpose of supporting the election to  
 9 public office of the elected official with which it is affiliated, or opposing the  
 10 election to public office of any opponent of the elected official with which it is  
 11 affiliated.

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

16 \* \* \*

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

23 \* \* \*

24 §1491.2. Statement of dissolution

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



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

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

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

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

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

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

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

1 addition, any committee which violates the provisions of this Subsection shall be  
2 subject to the penalties provided in R.S. 18:1505.4, 1505.5, and 1505.6 R.S.  
3 ~~18:1505.5, and R.S. 18:1505.6.~~

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

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

15 \* \* \*

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

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

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

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

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

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

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

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

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

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

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

27 E. A ~~political~~ committee may maintain a petty cash fund or funds. A petty  
28 cash fund shall be maintained on an imprest system, that is, expenditures may be  
29 made in cash from the fund, and the fund shall from time to time be restored to its  
30 original amount by a transfer of funds from other committee funds of a sum equal

1 to the aggregate of the sums expended from the fund. No expenditure in excess of  
2 two hundred dollars shall be made from the petty cash fund, and no expenditure shall  
3 be made from the petty cash fund for any personal services, except for gratuities paid  
4 for the serving of food or drink. No expenditure shall be made from the petty cash  
5 fund in violation of R.S. 18:1531. A complete record of petty cash expenditures  
6 shall be maintained in accordance with the provisions of R.S. 18:1491.5(D).

7 §1491.5. Maintenance of records; valuation of in-kind contributions and  
8 expenditures

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

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

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

27 (a) In the case of any single transaction involving the sale of raffle tickets or  
28 ~~of items such as campaign pins, buttons, badges, flags, emblems, hats, banners,~~  
29 ~~literature, and similar material~~ paraphernalia which is for an amount not in excess  
30 of ~~twenty-five~~ fifty dollars and the proceeds of which are received and deposited by

1 a political committee, no record need be kept by the ~~campaign~~ treasurer for such  
2 recipient committee, except the total amount received and deposited from such sale  
3 and the fact that such amount was received from such sale.

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

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

19 \* \* \*

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

26 \* \* \*

27 H. Expenditures made by a public relations firm, an advertising agency, or  
28 agent for a ~~political~~ committee shall be considered expenditures of the ~~political~~  
29 committee and must be specifically reported as required by this Part. Each such  
30 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.

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

31 \* \* \*

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

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

17 \* \* \*

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

23 \* \* \*

24 D.(1) If the final report of a ~~political~~ committee for an election, as required  
 25 by Paragraph (5), (6), or (7) of Subsection B of this Section, or the most recent  
 26 monthly report of a such committee pursuant to Subsection I of this Section shows  
 27 a deficit or a surplus, the chairman and treasurer of the committee, if any, shall file  
 28 supplemental reports with the supervisory committee of all information required in  
 29 R.S. 18:1491.7. Such reports shall be filed annually no later than February ~~fifteenth~~  
 30 twenty-eighth and shall be complete through the preceding December thirty-first.



1 Such a supplemental report shall be filed each year until a report has been filed  
2 which shows no deficit and until any surplus campaign funds have been disposed of  
3 in accordance with R.S. 18:1505.2(I). The report on surplus funds shall disclose the  
4 disbursement of such funds in the same manner as expenditures are reported.

5 (2) A "deficit", for purposes of this Subsection, means debts or obligations  
6 owed by the ~~political~~ committee which are required to be reported by R.S.  
7 18:1491.7(B)(14).

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

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

22 (c) If the ~~political~~ committee has surplus campaign funds, a report need not  
23 be filed under this Subsection if such ~~political~~ committee files an annual report in  
24 accordance with Subsection E of this Section which includes such surplus campaign  
25 funds.

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

30 \* \* \*

1           G. The reporting period for all reports of ~~political~~ committees, except the  
2           first report of a committee, shall be the period from the time through which the  
3           preceding report was complete through the closing date for the particular report. The  
4           reporting period for the first report of a committee shall be the period from the time  
5           when the committee was organized through the closing date for the particular report.

6                               \*           \*           \*

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

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

16          (3) A political committee or an independent expenditure-only committee  
17          wishing to file monthly reports may do so upon written notification to the  
18          supervisory committee of its intention to do so delivered to the supervisory  
19          committee no less than forty-five days prior to the due date for the next report the  
20          committee would otherwise be required to file. The committee shall file its first  
21          monthly report no later than the month following the month in which such  
22          notification is so delivered. Such report shall include all information required for  
23          reports pursuant to R.S. 18:1491.7 for the period since the committee's last report.

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

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

1           §1491.6.1. Leadership committees; reports required

2                   A. A leadership committee shall file monthly reports due no later than the  
 3                   fifteenth day of the month following a month in which the committee accepts a  
 4                   contribution or some other receipt or makes an expenditure or some other  
 5                   disbursement.

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

8           §1491.7. Reports; contents

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

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

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

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

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

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

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

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

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

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

6   \*           \*           \*

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

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

18                  (b) The full name and address of each person who has made one or more  
19                  contributions in the form of a payroll deduction or dues check-off system in excess  
20                  of ~~five~~ twenty-five dollars in the aggregate in a calendar year to and which have been  
21                  received and accepted by the ~~political~~ committee during the reporting period, and the  
22                  date and amount of each contribution. In the case of a political committee that  
23                  supports multiple candidates or issues and receives over ten thousand contributions  
24                  in the form of a payroll deduction or dues check-off system when no single  
25                  contributor contributes in excess of ~~twenty-four~~ fifty dollars in the aggregate in a  
26                  calendar year, such committee may elect to report the names and addresses of its  
27                  contributors on an annual basis. Political committees making this election shall list  
28                  the names and addresses of its contributors, the total amount of the contributions  
29                  received per contributor, and the schedule of the receipt of such contributions on the

1 annual report due by February ~~fifteenth~~ twenty-eighth complete through the  
2 preceding December thirty-first.

3 \* \* \*

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

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

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

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

29 (8) Any other cash receipts, not contributions, received from any other  
30 source not included above during the reporting period, for example, refunds of

1           overpayments or excess contributions and the nature, source, and an explanation  
2           thereof.

3                                   \*           \*           \*

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

10                                  \*           \*           \*

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

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

29                                  \*           \*           \*

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

\* \* \*

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

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

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

\* \* \*

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

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

1        §1491.9. Joint fundraising; joint fundraising representative or committee; authority,  
2                    requirements, and prohibitions

3                    A.(1) Committees may, pursuant to a written joint fundraising agreement,  
4                    engage in joint fundraising efforts with other committees registered with the  
5                    supervisory committee pursuant to this Chapter, committees registered with the  
6                    Federal Election Commission, or with unregistered committees and organizations  
7                    including any of the following:

8                    (a) A principal campaign committee.

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

10                  (c) A leadership committee.

11                  (d) An independent expenditure-only committee.

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

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

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

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

22                  (2) The joint fundraising representative shall file the written agreement with  
23                  the supervisory committee within ten days after the date that the agreement is  
24                  executed. If a committee is designated as the joint fundraising representative, the  
25                  committee chairman shall file the written joint fundraising agreement with the  
26                  supervisory committee within ten days after the date that the agreement is executed  
27                  or within ten days following the date that the committee's statement of organization  
28                  is filed with the supervisory committee, whichever is later. A joint fundraising  
29                  committee's statement of organization and written joint fundraising agreement may



1            be filed electronically by facsimile or through the Board of Ethics Computerized  
2            Data Management System as provided in R.S. 18:1485 and R.S. 42:1158.

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

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

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

18           (2) The participants may designate a political committee to serve as the joint  
19           fundraising representative, referred to in this Section as a "joint fundraising  
20           committee". A joint fundraising committee shall report all contributions made to the  
21           joint fundraising effort as contributions to the joint fundraising committee and shall  
22           report the distribution of proceeds pursuant to this Section as expenditures made to  
23           the participants pursuant to R.S. 18:1491.6, 1491.6.1, and 1491.7. Each participant  
24           shall report the amounts received from the joint fundraising committee as  
25           contributions from each contributor. The joint fundraising committee chairman shall  
26           be responsible for all duties of the joint fundraising representative provided for in  
27           this Section. Within ten days following the execution of the joint fundraising  
28           agreement, the joint fundraising committee shall file a statement of organization with  
29           the supervisory committee as provided in R.S. 18:1491.1.

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

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

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

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

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

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

14                  E. The allocation formula adopted by the participants shall be stated in the  
15                  written agreement as the amount or percentage of each contribution received to be  
16                  allocated to each participant. If a participant participates solely for purposes of  
17                  receiving contributions to retire outstanding debts, the allocation formula shall  
18                  provide that if contributions allocated to the participant exceed the outstanding debts,  
19                  the allocation formula shall be adjusted.

20                  F. The joint fundraising representative shall establish a dedicated depository  
21                  account to be used solely for the receipt of contributions received through the joint  
22                  fundraising effort, the payment of costs associated with the joint fundraising effort,  
23                  and distribution of contributions received to the participants. Only lawful  
24                  contributions and advanced funds shall be deposited into the dedicated depository  
25                  account.

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

28                  (2) Participants shall provide to the joint fundraising representative all  
29                  contributor information related to contributions received by the participant during  
30                  the contribution period.

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

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

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

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

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

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

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

27                  J. The joint fundraising representative shall deposit all contributions received  
28                  through the joint fundraising effort in the dedicated depository account. If one or  
29                  more participants may lawfully accept contributions that another participant may not  
30                  lawfully accept, the joint fundraising representative may either deposit such

1           contributions in a second depository account established for that purpose or may  
2           forward such contributions directly to the appropriate participant or participants.

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

6           (2) For reporting purposes, the date a contribution is deposited in the account  
7           of the party responsible for reporting the contribution shall be deemed the date of  
8           receipt of the contribution. For electronic transmission of a contribution, the date of  
9           the completed transmission to the party responsible for reporting the contribution  
10          shall be deemed the date of the receipt of the contribution.

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

17          L.(1) Reallocation of surplus funds shall be based upon the remaining  
18          participants' proportionate shares under the allocation formula. However, if  
19          reallocation would result in a violation of a contribution limit provided in R.S.  
20          18:1505.2 or federal law, the joint fundraising representative shall return to the  
21          contributor the amount of the contribution that exceeds the limit.

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

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

28          (2) The joint fundraising representative shall calculate each participant's  
29          proportionate share of fundraising costs based on the allocation formula set forth in  
30          the joint fundraising agreement. If any contributions are received from prohibited

1 sources and distributed only to participants that may lawfully accept such  
2 contributions or contributions are designated for a certain participant or participants,  
3 those funds shall not be included in gross proceeds for the purpose of allocating  
4 expenses.

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

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

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

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

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

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

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

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

27 (6) A statement that contributions will be distributed only to those  
28 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 required by this Chapter. No candidate or designated treasurer or deputy treasurer shall accept such funds without such information and they shall be responsible under the provisions of this Chapter for any errors and omissions in records or reports for such funds. Any contribution received by a candidate who has appointed a campaign treasurer shall be transferred to the campaign treasurer.

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

(3) For purposes of all reports required by this Chapter, all contributions received by or transferred to a campaign treasurer ~~or a deputy treasurer~~ of a candidate and all expenditures made by a campaign treasurer ~~or a deputy treasurer~~

1           ~~of a candidate~~ or by any other person on behalf of the candidate, shall be considered  
2           contributions or expenditures of the candidate.

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

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

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

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

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

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

\* \* \*

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

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

(a) In the case of any single transaction involving the sale of raffle tickets or ~~of items such as campaign pins, buttons, badges, flags, emblems, hats, banners,~~



1 ~~literature, and similar material~~ paraphernalia which is for an amount not in excess  
 2 of ~~twenty-five~~ fifty dollars and the proceeds of which are received and deposited by  
 3 a candidate, no record need be kept by the campaign treasurer for such recipient  
 4 candidate, except the total amount received and deposited from such sale and the fact  
 5 that such amount was received from such sale.

6 \* \* \*

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

13 \* \* \*

14 §1495.4. Reports required; reporting times and periods; extension

15 \* \* \*

16 C. During the period beginning at midnight of the twentieth day prior to a  
 17 primary election and extending through midnight of primary election day, and during  
 18 the period beginning at midnight of the twentieth day prior to a general election and  
 19 extending through midnight of general election day, each candidate shall file a report  
 20 with the supervisory committee of:

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

26 \* \* \*

27 (2) Any expenditure in excess of ~~two~~ five hundred dollars made to a  
 28 candidate, committee, or person required to file reports by this Chapter, who makes  
 29 endorsements, including the full name and address of each person to whom such

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

3 \* \* \*

4 D.(1) If the final report of a candidate for an election, as required by  
5 Paragraph (5), (6), or (7) of Subsection B of this Section, shows a deficit or a surplus,  
6 the candidate and his treasurer, if any, shall file supplemental reports with the  
7 supervisory committee of all information required in R.S. 18:1495.5. Such reports  
8 shall be filed annually no later than February ~~fifteenth~~ twenty-eighth and shall be  
9 complete through the preceding December thirty-first. Such a supplemental report  
10 shall be filed each year until a report has been filed which shows no deficit and until  
11 any surplus campaign funds have been disposed of in accordance with R.S.  
12 18:1505.2(I). The report on surplus funds shall disclose the disbursement of such  
13 funds in the same manner as expenditures are reported.

14 \* \* \*

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

25 \* \* \*

26 §1495.5. Reports; contents

27 \* \* \*

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

30 \* \* \*

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

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

\* \* \*

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

\* \* \*

C.(1) Expenditures made by a public relations firm, an advertising agency, or agent for a candidate shall be considered expenditures of the candidate and must be reported as required by this Section. Each such firm, agency, or agent which

1 makes any expenditure for any candidate shall timely furnish to such candidate such  
 2 information relative thereto as may be required for compliance with this Part.

3 (2) The candidate may report expenditures made to a public relations firm,  
 4 advertising agency, or agent as an expenditure made to the public relations firm.  
 5 advertising agency, or agent if the expenditure is less than five thousand dollars.  
 6 However, expenditures of five thousand dollars or more made to a public relations  
 7 firm, advertising agency, or agent shall be reported as expenditures made to the  
 8 payee.

9 \* \* \*

10 §1495.6. Small campaigns; affidavit in lieu of reports

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

18 \* \* \*

19 §1501.1. Reports by persons not candidates or committees

20 A.(1) Any person, other than a candidate or a ~~political~~ committee, who  
 21 makes any expenditure ~~or who accepts a contribution, other than to or from a~~  
 22 ~~candidate or to or from a political committee,~~ for express advocacy supporting or  
 23 opposing the nomination or election of a person to public office, the recall of a public  
 24 official, or a proposition or question submitted to the voters, or for a communication  
 25 for which the only reasonable conclusion to be drawn from the presentation and  
 26 content is that it is intended to appeal to vote for or against a specific candidate or  
 27 for or against the recall of a specific elected official or a proposition or question  
 28 submitted to the voters shall file reports if ~~either said~~ such expenditures ~~or said~~  
 29 ~~contributions~~ exceed ~~five hundred~~ one thousand dollars in the aggregate during the  
 30 aggregating period as defined for committees.

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

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

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

25          C. In addition to the reports filed in Subsection B of this Section, during the  
26          period beginning at midnight of the twentieth day prior to a primary election and  
27          extending through midnight of primary election day, and during the period beginning  
28          at midnight of the twentieth day prior to a general election and extending through  
29          midnight of general election day, any person, other than a candidate or a ~~political~~  
30          committee, who makes any expenditure ~~or who accepts a contribution~~ provided for

1        in Subsection A of this Section, other than to ~~or from~~ a candidate or to ~~or from~~ a  
2        ~~political~~ committee, shall file a report with the supervisory committee of:

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

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

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

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

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

18                               \*       \*       \*

19       §1501.3. Gubernatorial transition and inauguration; contribution limits; reports

20                               \*       \*       \*

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

26                               \*       \*       \*

27               G. No person who contracts, is employed, or volunteers for a gubernatorial  
28       transition or inauguration shall be considered a public servant for purposes of the  
29       Code of Governmental Ethics by reason of such contract, employment, or volunteer  
30       service.

31                               \*       \*       \*

## §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 made by an instrument containing the name of the ~~donor~~ contributor and the name of the payee.

(2) Upon receipt of a cash contribution of ~~one~~ two hundred dollars or less, the candidate or committee receiving the contribution shall provide to the contributor

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

13 D.

14 \* \* \*

15 (3)

16 \* \* \*

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

24 \* \* \*

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



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

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

\* \* \*

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

G. No committee shall receive contributions or loans or make expenditures or loans, or make or receive a transfer of funds to or from another committee in the aggregate in excess of ~~five hundred~~ one thousand dollars during a calendar year until it has filed the annual statement of organization required by R.S. 18:1491.1. The chairman and the treasurer of any committee which violates the provisions of this Subsection shall be subject to the penalties provided in this Part. No candidate shall make a contribution to any committee required to file an annual statement of

1 organization by the provisions of R.S. 18:1491.1 which has not filed such a  
2 statement.

3 H.(1)

4 \* \* \*

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

10 \* \* \*

11 (2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection,  
12 the following contribution limits are established for contributions by political  
13 committees or leadership committees supporting or opposing a candidate for the  
14 following offices:

15 \* \* \*

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

24 \* \* \*

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

28 \* \* \*

29 (g) Notwithstanding the provisions of Subparagraphs (a) and (b) of this  
30 Paragraph, the contribution limit for contributions by a political committee,

1        leadership committee, or a principal campaign committee to a recognized political  
2        party or any committee thereof designated to receive such contributions on behalf  
3        of the state central committee of the political party by joint fundraising agreement  
4        or otherwise shall be as provided in Subsection K of this Section.

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

8                (3)(a)

9                                \*        \*        \*

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

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

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

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

28                                \*        \*        \*

29                (b) No person shall make a loan, transfer of funds, or contribution, including  
30        but not limited to funds for any purchase of campaign materials for more than

~~twenty-five~~ fifty dollars, funds for the purchase of testimonial tickets, and any in-kind contribution, in the aggregate for all reporting periods for an election, as defined in this Paragraph, including reporting periods for any supplemental reports required, in excess of the contribution limits established in Paragraphs (1) and (2) of this Subsection, except as otherwise specifically provided in this Subsection.

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

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

\* \* \*

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

\* \* \*

~~I.(1)(a) On and after January 1, 1991, contributions received by candidate or a political committee may be expended for any lawful purpose, but such funds~~

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

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

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

24                   ~~(iii) Contributions to a gubernatorial transition and inauguration.~~

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

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

28                   ~~(vi) Lobbying.~~

29                   ~~(vii) Social and issue advocacy.~~

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

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

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

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

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

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

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

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

20           (iii) Excess campaign contributions received by a candidate or a candidate's  
21           principal campaign committee and not expended during a party primary, primary, or  
22           general election may be maintained in a segregated fund or a fund of the candidate's  
23           principal campaign committee for use in future political campaigns, activity related  
24           to preparing for future candidacy to elective office, or for any lawful purpose  
25           provided for in this Subparagraph and Subparagraph (a) of this Paragraph. Any  
26           excess campaign contributions received from a contributor deposited in a segregated  
27           fund shall be considered a contribution from the contributor for the candidate's next  
28           campaign.

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

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

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

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

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

10                  (ii) Notwithstanding Subparagraph (a) of this Paragraph, contributions  
11                  received by a leadership committee may not be used, loaned, or pledged by any  
12                  person for any personal use of the elected official or a member of his immediate  
13                  family or for making expenditures in support of the elected official's campaign, to  
14                  oppose the recall of the elected official, or to oppose an opponent of the elected  
15                  official.

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

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

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

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

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

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

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

7                   (bb) Contributions to any leadership committee.

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

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

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

14                  (cc) Coordinated expenditures with any candidate or candidate's principal  
15                  campaign committee.

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

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

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

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

25                  (cc) Conventions and conferences of professional associations for  
26                  officeholders or governmental officials.

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

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



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

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

6                    (cc) Security personnel and services that are bona fide, legitimate, and  
7                    professional.

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

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

13                   (iv) Any interest payments made to a candidate from campaign funds of such  
14                   candidate or any principal campaign committee or leadership committee of such  
15                   candidate on loans made by the candidate to his campaign, his principal campaign  
16                   committee, or his leadership committee, to the extent that the interest charged on  
17                   such loans does not exceed the judicial interest rate at the time the loan was made.

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

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

23                   (b) The following expenditures shall be presumed to be made for the  
24                   personal use of the candidate or his principal campaign committee or a subsidiary  
25                   committee thereof or an elected official or his leadership committee and shall be  
26                   prohibited unless the candidate, elected official, or committee overcomes the  
27                   presumption by showing by a preponderance of the evidence that the expenditure  
28                   was not for personal use:

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

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

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

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

(v) Dues, fees, or gratuities at a private club, social organization, recreational facility, or other nonpolitical organization, unless any of the following apply:

(aa) The dues, fees, and gratuities are part of the cost of a specific  
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.

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

4 \* \* \*

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

7 \* \* \*

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

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

19 (e) Any candidate or elected official who violates the provisions of this  
20 Paragraph or whose principal campaign committee, ~~or subsidiary committee, or~~  
21 leadership committee violates the provisions of this Paragraph shall be subject to the  
22 penalties provided in Subsection J of this Section, and the supervisory committee  
23 shall enforce the provisions of this Paragraph as provided in Subsection J of this  
24 Section and as otherwise provided in this Chapter.

25 (6) No candidate, political committee, principal campaign committee or  
26 subsidiary committee thereof, or leadership committee ~~or other person required to~~  
27 ~~file reports pursuant to this Chapter,~~ shall use a contribution, loan, or transfer of  
28 funds received by such candidate, or committee, or person to purchase immovable  
29 property or a motor vehicle. For purposes of this Paragraph, "motor vehicle" shall

1 have the same meaning as provided in R.S. 32:781, except that "motor vehicle" shall  
2 not include a "trailer" as that term is defined in R.S. 32:1252.

3 (7) Contributions made in excess of the limits provided in this Section to a  
4 candidate, principal campaign committee, political committee, or leadership  
5 committee shall be returned by the candidate, ~~political committee, or other person~~  
6 ~~required to file reports under this Chapter~~ or committee to the contributor by check  
7 drawn on the campaign account. If the check is not negotiated within ~~six~~ twelve  
8 months of the date of the check, the excess amount shall be presumed abandoned and  
9 shall be paid, transferred, or caused to be paid or transferred in accordance with the  
10 Uniform Unclaimed Property Act of 1997 by the candidate, ~~political committee, or~~  
11 ~~other person required to file reports under this Chapter~~ or committee not later than  
12 February twenty-eighth of the calendar year after the calendar year in which the  
13 excess amount was presumed abandoned.

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

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

26 (2) The supervisory committee shall institute civil proceedings to collect the  
27 civil penalties provided for in this Subsection as soon as the supervisory committee  
28 determines, as a result of its review and investigation of any sworn complaint or  
29 other document or information received by the supervisory committee, that a  
30 violation of Subsection H or I of this Section has occurred. If the supervisory

1 committee makes a determination of such violation at least ten days prior to the  
2 election in which the candidate, treasurer, or chairman of a ~~political~~ committee in  
3 apparent violation is participating, the supervisory committee shall institute such  
4 civil proceedings at least by the fourth calendar day prior to the election.

5 K.(1) No person shall contribute more than one hundred thousand dollars per  
6 calendar year to any leadership committee or any political committee or any  
7 subsidiary committee of such political committee, ~~other than the principal or any~~  
8 ~~subsidiary committee of a candidate~~. Such limitation on a contribution shall not  
9 apply to any contribution from a national political party committee to an affiliated  
10 regional or state political committee designated to receive such contributions on  
11 behalf of the state central committee of a political party by joint fundraising  
12 agreement or otherwise. However, during any four-year calendar period  
13 commencing January 1, 2023, and every fourth year thereafter, no leadership  
14 committee or political committee or subsidiary of such political committee, ~~other~~  
15 ~~than the principal or any subsidiary committee of a candidate~~, shall accept more than  
16 two hundred fifty thousand dollars from any person.

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

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

1 L.

2 \* \* \*

3 (2) No person to whom this Subsection is applicable as provided in  
4 Paragraph (3) of this Subsection shall make a contribution, loan, or transfer of funds,  
5 including but not limited to any in-kind contribution, as defined in this Chapter, to  
6 any candidate, any ~~political~~ principal campaign committee of any such candidate, or  
7 any subsidiary committee thereof, any leadership committee, or to any other political  
8 committee which supports or opposes any candidate. This Section shall not prohibit  
9 contributions made to any account of a political committee affiliated with a  
10 recognized political party organized under the laws of another jurisdiction, where the  
11 account is segregated and no funds from such segregated account are used to support  
12 or oppose any candidate in this state or any political committee of any candidate in  
13 this state, provided that any person to whom this Section applies shall expressly  
14 request, prior to making a contribution, that such political committee shall not use  
15 such funds to support or oppose any candidate or any political committee of any  
16 candidate in Louisiana.

17 \* \* \*

18 (4) This Subsection shall not prohibit an expenditure by a candidate for his  
19 own campaign or a contribution, loan, or transfer of funds by a candidate to his own  
20 ~~political~~ principal campaign committee or by an elected official to his own  
21 leadership committee.

22 \* \* \*

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

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

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

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

1                    (d) To any committee.

2                    (e) To a gubernatorial transition or inauguration.

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

6                    (2) (3) As used in this Subsection, "foreign national" means:

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

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

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

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

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

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

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

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

28                    (f) A partnership, association, corporation, organization, or other entity  
29                    organized under the laws of a foreign government identified as a foreign adversary  
30                    in 15 CFR §7.4 or Section 6(j) of the Export Administration Act, or organized under

1        the laws of or having its principal place of business in a foreign country designated  
2        pursuant to Section 620(A) of the United States Foreign Assistance Act of 1961.

3                (4) No organization exempt from federal income tax under Section 501 of the  
4        Internal Revenue Code, which having received more than one hundred thousand  
5        dollars in contributions from a foreign national in the current or prior calendar year,  
6        or having received more than twenty percent of its total contributions from a foreign  
7        national in the current or prior year, shall, directly or through any other person, make  
8        or promise to make, expressly or impliedly, any contribution of money or other thing  
9        of value specified for a contribution to any committee or specified for any  
10       expenditure as follows, nor shall make any expenditure as follows:

11               (a) In connection with an election to any political office or in connection with  
12        any primary election, convention, or caucus held to select candidates for any political  
13        office.

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

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

16               ~~(3)~~(a) (5)(a) Any person who makes a contribution, loan, or transfer of funds  
17        in violation of this Subsection shall be subject to the penalties provided in R.S.  
18        18:1505.5 and R.S. 18:1505.6.

19               (b) If a candidate, committee, or person required to file reports is notified by  
20        the supervisory committee that a contribution, loan, or transfer of funds to such  
21        candidate, committee, or person was made in violation of this Subsection, such  
22        contribution, loan, or transfer of funds shall escheat to the state. Any such  
23        contribution, loan, or transfer of funds, or an amount equal thereto, shall be paid over  
24        to the state by the recipient candidate, committee, or other person required to file  
25        reports within ten business days after the recipient candidate, committee, or person  
26        required to file reports is notified by the supervisory committee that the contribution,  
27        loan, or transfer of funds was made by a person prohibited by this Subsection from  
28        making such contribution, loan, or transfer of funds.

29               O.(1) A fine, fee, or penalty assessed for a violation of this Chapter shall be  
30        paid only by the person against whom the fine, fee, or penalty was assessed. All



such fines, fees, or penalties may be paid only with the personal funds of such person or with contributions made to the candidate, the candidate's principal campaign committee, or an elected official's leadership committee in accordance with Subsection I of this Section; however, the supervisory committee may prohibit a candidate or elected official from using contributions received by, or other campaign funds of, such candidate or elected official or the principal or a subsidiary campaign committee or leadership committee of such candidate or elected official to pay a fine, fee, or penalty, assessed for a violation of this Chapter upon a finding that the violation was intentional or egregious.

\* \* \*

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

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

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

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

\* \* \*

R.

\* \* \*

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

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

\* \* \*

§1505.3. Subterfuge to avoid compliance with Chapter

\* \* \*

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

\* \* \*

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

6 \* \* \*

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

10 \* \* \*

11 (b) If a publisher or broadcaster of an advertisement which purports to be  
12 paid for by a particular candidate or ~~political~~ committee accepts payment for such  
13 an advertisement from any source other than such candidate or ~~political~~ committee,  
14 the publisher or broadcaster shall require, prior to publishing or broadcasting the  
15 advertisement, that the person making the payment provide a written statement  
16 containing the following:

17 \* \* \*

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

21 \* \* \*

22 §1505.4. Civil penalties; failure to file; timely and accurate filing; forfeiture

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

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

29 (i) One hundred dollars per day, not to exceed two thousand five hundred  
30 dollars, for each candidate for major office and any treasurer or chairman of any

political committee designated as a principal campaign committee or subsidiary committee of such a candidate.

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

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

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

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

8 \* \* \*

9 §1505.5. Civil penalties; violations of Chapter

10 \* \* \*

11 B. The amount of such penalty shall be:

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

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

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

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

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

28 C.(1)(a) If a person, other than a political committee or independent  
 29 expenditure-only committee, required to file is supporting or opposing a candidate

1 or candidates, the penalty applicable to such candidate or candidates as provided in  
2 Paragraph (1), (2), or (3) of Subsection B of this Section shall apply.

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

6 \* \* \*

7 §1505.6. Criminal penalties

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

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

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

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

29 C. Any candidate, chairman of a ~~political~~ committee, treasurer, person  
30 required to file reports under this Chapter, or any other person who knowingly,

1           ~~willfully~~ willfully, and fraudulently violates any provision of R.S. 18:1505.2 or R.S.  
2           18:1505.3, or any other provision of this Chapter shall, upon conviction, be  
3           sentenced to not in excess of six months in the parish jail or to pay a fine of not more  
4           than five hundred dollars, or both.

5                                   \*           \*           \*

6           §1511.2. Supervisory Committee; rule-making authority; advisory opinions;  
7           inquiries; duties

8                                   \*           \*           \*

9                   B. The supervisory committee may render an advisory opinion concerning  
10           the application of a general provision of this Chapter, or a general provision  
11           prescribed as a rule or regulation by the committee. The supervisory committee shall  
12           publish its advisory opinions on the Board of Ethics website in an easily searchable  
13           format. The supervisory committee may render an opinion in response to a request  
14           by any public official, any candidate for public office, any ~~political~~ committee, or the  
15           supervisory committee may render an advisory opinion on its own initiative. Such  
16           an opinion shall not constitute a rule under the provisions of the Administrative  
17           Procedure Act and the supervisory committee shall not be subject to that Act in  
18           carrying out the provisions of this Subsection.

19                                  \*           \*           \*

20                   D. The supervisory committee shall submit an annual report to the Senate  
21           Committee on Senate and Governmental Affairs and the House Committee on House  
22           and Governmental Affairs including a detailed statement regarding the activities of  
23           the supervisory committee in carrying out its duties, recommendations for legislative  
24           or other action as the supervisory committee considers appropriate, and all of the  
25           following information:

26                   (1) Aggregated data regarding investigations, including:

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

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

29                   (c) Aggregated data regarding the number and amount of fines and fine  
30           waivers.

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

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

(2) Aggregated data regarding charges issued, including:

(a) Aggregated data regarding the number of charges.

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

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

(3) Judgments and opinions issued by the supervisory committee and state  
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:

\* \* \*



1 (h)(i) Following either the expiration of the fifteen-day period or the receipt  
2 of a response, whichever occurs first, the supervisory committee shall, by a  
3 two-thirds vote of its membership, determine whether there is ~~reason~~ probable cause  
4 to believe that a respondent has committed a violation of this Chapter. In  
5 determining probable cause, the supervisory committee shall consider whether the  
6 totality of known circumstances is sufficient to justify the belief that the respondent  
7 has committed a violation of this Chapter.

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

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

21 \* \* \*

22 C.(1) Pursuant to its authority under this Chapter the supervisory committee  
23 shall have the power and authority to hold hearings, to subpoena witnesses,  
24 administer oaths, compel the production of books, records, and papers, ~~public and~~  
25 ~~private~~, require the submission under oath of written reports or written answers to  
26 written questions, and to do all that is necessary to effect the provisions of this  
27 Chapter. The supervisory committee shall issue subpoenas in accordance with R.S.  
28 18:1511.4.2.

29 (2) Upon motion by an affected party including, but not limited to, a  
30 candidate, committee, any member of a committee, a prospective witness or any

1 person whose books, records, papers, or other documents are the subject of any  
2 subpoena, and for good cause shown, any district court within the jurisdiction of  
3 which any inquiry is being conducted may make any order which justice requires to  
4 protect such person from ~~annoyance, embarrassment, oppression, or~~ undue burden  
5 or expense, including one or more of the following:

6 \* \* \*

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

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

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

25 §1511.4.1. Enforcement; failure to file; failure to timely file

26 \* \* \*

27 C.

28 \* \* \*

29 (3) The Ethics Adjudicatory Board, or a panel thereof, shall have the power  
30 and authority 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.

\* \* \*

§1511.4.2. Subpoenas

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

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

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

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

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

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

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

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

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

16           (2) Before filing any petition to order compliance with a subpoena or order,  
17           counsel for the supervisory committee shall confer in person, by telephone, or by  
18           videoconference with the respondent or witness for the purpose of amicably  
19           resolving the dispute over the alleged failure of the respondent or witness to obey the  
20           subpoena or order. The counsel for the supervisory committee shall attempt to  
21           arrange a suitable conference date with the respondent or witness and confirm the  
22           date by written notice sent at least five days before the conference date, unless an  
23           earlier date is agreed upon by the respondent or witness. If by telephone or  
24           videoconference, the conference shall be initiated by the counsel for the supervisory  
25           committee.

26           §1511.5. Procedure for enforcement; civil

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

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

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

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

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

\* \* \*

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

\* \* \*

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

6           §1483. Definitions

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

9   \*           \*           \*

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

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

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

26   \*           \*           \*

27           (ii) With regard to the party primary election, gave or received a contribution  
28 prior to the party primary election from, to, or for a candidate participating in the  
29 party primary election, made an expenditure in support of or in opposition to a  
30 candidate participating in the party primary election, made a loan to or received a

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

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

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

19                (c) A candidate or committee which participates in a party primary election,  
 20        primary election, or the general election shall be deemed to participate in the  
 21        election.

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

26                                \*           \*           \*

27        §1491.6. Reports required; reporting times and periods

28                                \*           \*           \*

29                C. During the period beginning at midnight of the twentieth day prior to a  
 30        primary election and extending through midnight of primary election day; during the

1 period beginning at midnight of the twentieth day prior to a second party primary  
 2 election and extending through midnight of a second party primary election day, if  
 3 applicable; and during the period beginning at midnight of the twentieth day prior  
 4 to a general election and extending through midnight of general election day, each  
 5 political committee, principal campaign committee, or independent expenditure-only  
 6 committee which is participating in the election shall file a report with the  
 7 supervisory committee of:

8 \* \* \*

9 §1495.4. Reports required; reporting times and periods; extension

10 \* \* \*

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

18 \* \* \*

19 §1501.1. Reports by persons not candidates or committees

20 \* \* \*

21 C. In addition to the reports filed in accordance with Subsection B of this  
 22 Section, during the period beginning at midnight of the twentieth day prior to a  
 23 primary election and extending through midnight of primary election day; during the  
 24 period beginning at midnight of the twentieth day prior to a second party primary  
 25 election and extending through midnight of the second party primary election day,  
 26 if applicable; and during the period beginning at midnight of the twentieth day prior  
 27 to a general election and extending through midnight of general election day, any  
 28 person, other than a candidate or a ~~political~~ committee, who makes any expenditure  
 29 ~~or who accepts a contribution, other than to or from a candidate or to or from a~~  
 30 ~~political~~ committee, shall file a report with the supervisory committee of:

31 \* \* \*



§1505.2. Contributions; expenditures; certain prohibitions and limitations

\* \* \*

H.(1)

\* \* \*

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

\* \* \*

(2)

\* \* \*

(e) Notwithstanding the provisions of Paragraph (1) and Subparagraph (2)(a) of this Subsection, the contributions limit for contributions by political committees to an unsuccessful major office candidate, or the principal campaign committee and subsidiary committee of such unsuccessful candidate, who does not participate in the general election, or a party primary candidate who does not participate in either the second party primary, primary, or general election and for the time period for which such candidate has a deficit for expenditures made through the day of the primary election or closed party primary, shall be ~~ten~~ twenty thousand dollars.

(f) Notwithstanding the provisions of Paragraph (1) and Subparagraphs (2)(a) and (b) of this Subsection, the contributions limit for contributions by political committees certified according to the provisions of Subparagraph (2)(b) to an unsuccessful major office candidate, or the principal campaign committee and subsidiary committee of such unsuccessful candidate, who does not participate in a second party primary or the general election and for the time period for which such candidate has a deficit for expenditures made through ~~the day of the~~ later of the day

of the party primary or the second party primary election, shall be ~~twenty~~ forty thousand dollars.

\* \* \*

(3)(a)

\* \* \*

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

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

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

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

(vii) A candidate or his principal campaign committee or subsidiary campaign committee thereof may receive contributions that are designated in writing; or made in accordance with a properly noticed joint fundraising agreement

1 for use in connection with either the general election or primary election in a single  
 2 election cycle or, for a party primary office, with either a party primary, the primary,  
 3 or the general election, as provided in R.S. 18:1505.2.1.

4 \* \* \*

5 §1505.2.1. Designation and attribution of contributions

6 A.(1) A candidate may receive contributions designated in writing for use  
 7 in connection with ~~either the primary election or the general~~ any election in a single  
 8 election cycle, whether a party primary election, primary election, or general  
 9 election. The candidate shall use an acceptable accounting method to distinguish  
 10 between contributions attributed to ~~the primary election and contributions attributed~~  
 11 ~~to the general~~ each particular election.

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

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

18 \* \* \*

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

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

31 \* \* \*

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.

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

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

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

1 Finance Disclosure Act for failure to file any information required by this Act but not  
2 provided for on the forms offered by the supervisory committee on the effective date of this  
3 Act.

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

6 (B) This Section and Sections 1, 3, 4, 5, 6, and 7 of this Act shall become effective  
7 upon signature of this Act by the governor or, if not signed by the governor, upon expiration  
8 of the time for bills to become law without signature by the governor, as provided by Article  
9 III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and  
10 subsequently approved by the legislature, this Section and Sections 1, 3, 4, 5, 6, and 7 of this  
11 Act shall become effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_