



General Assembly

Amendment

February Session, 2006

LCO No. 5594

SB0006605594SRO

Offered by:
SEN. RORABACK, 30th Dist.

To: Subst. Senate Bill No. 66

File No. 445

Cal. No. 324

(As Amended)

"AN ACT CONCERNING THE SEVERABILITY OF THE PROVISIONS OF THE CAMPAIGN FINANCE REFORM LEGISLATION."

1 Strike section 1 and insert the following in lieu thereof:

2 "Section 1. (NEW) (*Effective from passage*) (a) If a court of competent
3 jurisdiction issues a preliminary or permanent injunction that enjoins
4 the payment of grants from the Citizens' Election Fund under section
5 9-705 of the 2006 supplement to the general statutes that is in effect as
6 of the fifteenth day of April of a year during which a general election is
7 scheduled to occur, then, notwithstanding any other provision of law,
8 sections 9-700 to 9-716 of the 2006 supplement to the general statutes,
9 shall be inoperative for the remainder of said election cycle, except as
10 provided by subdivision (2) of this subsection.

11 (1) Any candidate who, prior to the issue of an injunction described
12 in this subsection, filed an affidavit in accordance with the provisions

13 of section 9-703 of the 2006 supplement to the general statutes
14 indicating such candidate's intent to abide by expenditure limits but
15 who did not receive a grant from the fund shall no longer be bound by
16 such limits and may raise private funds in accordance with any
17 applicable provision of state law.

18 (2) Any participating candidate who received a grant from the fund
19 prior to the issue of an injunction described in this subsection may
20 choose to either: (A) Keep and spend the grant received by such
21 candidate and remain subject to the requirements of sections 9-703, 9-
22 707, 9-710 and 9-711 of the 2006 supplement to the general statutes and
23 not raise private funds; or (b) return the grant to the fund and raise
24 private funds in accordance with any applicable provision of state law.

25 (b) If, after the fifteenth day of April of a year during which a
26 general election is scheduled to occur, a court of competent jurisdiction
27 enjoins the payment of grants from the Citizens' Election Fund under
28 section 9-705 of the 2006 supplement to the general statutes for more
29 than seventy-two hours, then, notwithstanding any other provision of
30 law;

31 (1) A participating candidate who received a grant pursuant to
32 section 9-706 of the 2006 supplement to the general statutes may raise
33 private funds while the injunction remains in effect, subject to the same
34 statutory contributions limits as a nonparticipating candidate, and
35 sections 9-707 to 9-710, inclusive, and 9-712 to 9-714, inclusive, of the
36 2006 supplement to the general statutes shall be inoperative for the
37 duration of such injunction;

38 (2) No candidate shall be approved as a participating candidate
39 pursuant to section 9-706 of the 2006 supplement to the general
40 statutes while such an injunction is in effect; and

41 (3) Any candidate who, prior to the issue of such an injunction, filed
42 an affidavit in accordance with section 9-703 of the 2006 supplement to
43 the general statutes indicating such candidate's intent to abide by
44 expenditure limits but who did not receive a grant from the fund shall

45 no longer be bound by such limits and may raise private funds in
46 accordance with any applicable provision of state law.

47 (c) If an injunction described in subsection (a) of this section is lifted
48 prior to the election:

49 (1) The State Elections Enforcement Commission shall approve
50 applications for grants from the Citizens' Election Fund in accordance
51 with section 9-706 of the 2006 supplement to the general statutes;

52 (2) A participating candidate shall be entitled to full payment of
53 Citizens' Election Fund grants, minus the amount of private funds
54 raised;

55 (3) Said commission shall immediately notify all candidates that the
56 injunction was lifted;

57 (4) A nonparticipating candidate in a primary or general election
58 campaign with at least one participating candidate shall file a
59 supplemental campaign finance statement with said commission not
60 later than forty-eight hours after receipt of the notification described in
61 subdivision (3) of this subsection; and

62 (5) Upon receipt of the supplemental campaign statement described
63 in subdivision (4) of this subsection, said commission shall, not later
64 than ninety six hours after receipt of such supplemental statement,
65 authorize an additional grant, if applicable, under sections 9-713 and 9-
66 714 of the 2006 supplement to the general statutes.

67 (d) If a court of competent jurisdiction enjoins the payment of grants
68 from the Citizens' Election Fund under section 9-705 of the 2006
69 supplement to the general statutes for more than seventy-two hours
70 within the three month period preceding a special election in a year
71 during which a general election will not occur, or between the first of
72 January and the fifth of April during a year in which a general election
73 will occur, then, notwithstanding any other provision of the general
74 statutes, sections 9-700 to 9-716, inclusive, of the 2006 supplement to

75 the general statutes, in their entirety, shall be inoperative for that
76 special election only, except as provided by subdivision (2) of this
77 subsection.

78 (1) Any candidate for the special election who, prior to the issue of
79 an injunction described in this subsection, filed an affidavit in
80 accordance with section 9-703 of the 2006 supplement to the general
81 statutes indicating such candidate's intent to abide by expenditure
82 limits but who did not receive a grant from the fund shall no longer be
83 bound by such limits and may raise private funds in accordance with
84 any applicable provision of law.

85 (2) Any participating candidate for the special election who received
86 a grant from the fund prior to the issue of an injunction described in
87 this subsection may choose to either: (a) Keep and spend the sum
88 granted and remain subject to the requirements of sections 9-703, 9-
89 707, 9-710 and 9-711 of the 2006 supplement to the general statutes and
90 not raise private funds; or (b) return the grant to the fund and raise
91 private funds in accordance with state law."

92 After the last section, add the following and renumber sections and
93 internal references accordingly:

94 "Sec. 501. Section 9-717 of the 2006 supplement to the general
95 statutes is repealed. (*Effective from passage*)"