



General Assembly

January Session, 2007

**Raised Bill No. 1314**

LCO No. 4441

\*04441\_\_\_\_\_GAE\*

Referred to Committee on Government Administration and Elections

Introduced by:  
(GAE)

**AN ACT CONCERNING CAMPAIGN FINANCE REFORM AND THE AUTHORITY OF THE STATE ELECTIONS ENFORCEMENT COMMISSION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) The joint standing committee of the  
2 General Assembly having cognizance of matters relating to elections  
3 shall conduct a study of campaign finance reform related statutes and,  
4 not later than January 1, 2008, shall submit a report to the General  
5 Assembly on its findings and recommendations.

6 Sec. 2. Section 9-7b of the general statutes is repealed and the  
7 following is substituted in lieu thereof (*Effective July 1, 2007*):

8 (a) The State Elections Enforcement Commission shall have the  
9 following duties and powers:

10 (1) To make investigations on its own initiative or with respect to  
11 statements filed with the commission by the Secretary of the State or  
12 any town clerk, or upon written complaint under oath by any  
13 individual, with respect to alleged violations of any provision of the

14 general statutes or regulations of Connecticut state agencies relating to  
15 any election or referendum, any primary held pursuant to section 9-  
16 423, 9-425 or 9-464 or any primary held pursuant to a special act, and  
17 to hold hearings when the commission deems necessary to investigate  
18 violations of any provisions of the general statutes relating to any such  
19 election, primary or referendum, and for the purpose of such hearings  
20 the commission may administer oaths, examine witnesses and receive  
21 oral and documentary evidence, and shall have the power to subpoena  
22 witnesses under procedural rules the commission shall adopt, to  
23 compel their attendance and to require the production for examination  
24 of any books and papers which the commission deems relevant to any  
25 matter under investigation or in question. In connection with its  
26 investigation of any alleged violation of any provision of chapter 145,  
27 or of any provision of section 9-359 or section 9-359a, the commission  
28 shall also have the power to subpoena any municipal clerk and to  
29 require the production for examination of any absentee ballot, inner  
30 and outer envelope from which any such ballot has been removed,  
31 depository envelope containing any such ballot or inner or outer  
32 envelope as provided in sections 9-150a and 9-150b and any other  
33 record, form or document as provided in section 9-150b, in connection  
34 with the election, primary or referendum to which the investigation  
35 relates. In case of a refusal to comply with any subpoena issued  
36 pursuant to this subsection or to testify with respect to any matter  
37 upon which that person may be lawfully interrogated, the superior  
38 court for the judicial district of Hartford, on application of the  
39 commission, may issue an order requiring such person to comply with  
40 such subpoena and to testify; failure to obey any such order of the  
41 court may be punished by the court as a contempt thereof. In any  
42 matter under investigation which concerns the operation or inspection  
43 of or outcome recorded on any voting machine, the commission may  
44 issue an order to the municipal clerk to impound such machine until  
45 the investigation is completed;

46 (2) To levy a civil penalty not to exceed (A) two thousand dollars  
47 per offense against any person the commission finds to be in violation

48 of any provision of chapter 145, part V of chapter 146, part I of chapter  
49 147, chapter 148, section 7-9, section 9-12, subsection (a) of section 9-17,  
50 section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-23g, 9-23h,  
51 9-23j to 9-23o, inclusive, 9-23r, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-35c, 9-  
52 40a, 9-42, 9-43, 9-50a, 9-56, 9-59, 9-168d, 9-170, 9-171, 9-172, 9-232i to 9-  
53 232o, inclusive, 9-404a to 9-404c, inclusive, 9-409, 9-410, 9-412, 9-436, 9-  
54 436a, 9-453e to 9-453h, inclusive, 9-453k or 9-453o, or any regulation  
55 adopted pursuant to any said chapter or section, (B) two thousand  
56 dollars per offense against any town clerk, registrar of voters, an  
57 appointee or designee of a town clerk or registrar of voters, or any  
58 other election or primary official whom the commission finds to have  
59 failed to discharge a duty imposed by any provision of chapter 146 or  
60 147, (C) two thousand dollars per offense against any person the  
61 commission finds to have (i) improperly voted in any election, primary  
62 or referendum, and (ii) not been legally qualified to vote in such  
63 election, primary or referendum, [or] (D) two thousand dollars per  
64 offense or twice the amount of any improper payment or contribution,  
65 whichever is greater, against any person the commission finds to be in  
66 violation of any provision of chapter 155 [or sections 9-700 to 9-716,  
67 inclusive] or 157, or any regulation adopted pursuant to either said  
68 chapter, or (E) ten thousand dollars against any person who violates a  
69 prior order of the commission. The commission may levy a civil  
70 penalty against any person under subparagraph (A), (B), (C), [or] (D)  
71 or (E) of this subdivision only after giving the person an opportunity to  
72 be heard at a hearing conducted in accordance with sections 4-176e to  
73 4-184, inclusive. In the case of failure to pay any such penalty levied  
74 pursuant to this subsection within thirty days of written notice sent by  
75 certified or registered mail to such person, the superior court for the  
76 judicial district of Hartford, on application of the commission, may  
77 issue an order requiring such person to pay the penalty imposed and  
78 such court costs, state marshal's fees and attorney's fees incurred by  
79 the commission as the court may determine. Any civil penalties paid,  
80 collected or recovered under subparagraph (D) of this subdivision for  
81 a violation of any provision of chapter 155 or any regulation adopted

82 pursuant to said chapter 155 applying to the office of the Treasurer  
83 shall be deposited on a pro rata basis in any trust funds, as defined in  
84 section 3-13c, affected by such violation;

85 (3) (A) To issue an order requiring any person the commission finds  
86 to have received any contribution or payment which is prohibited by  
87 any of the provisions of chapter 155 or 157, after an opportunity to be  
88 heard at a hearing conducted in accordance with the provisions of  
89 sections 4-176e to 4-184, inclusive, to return such contribution or  
90 payment to the donor or payor, or to remit such contribution or  
91 payment to the state for deposit in the General Fund or the Citizen's  
92 Election Fund, whichever is deemed necessary to effectuate the  
93 purposes of chapter 155 or 157, as the case may be;

94 (B) To issue an order when the commission finds that an intentional  
95 violation of any provision of chapter 155 or 157 has been committed,  
96 after an opportunity to be heard at a hearing conducted in accordance  
97 with sections 4-176e to 4-184, inclusive, which order may contain one  
98 or more of the following sanctions: (i) Removal of a campaign  
99 treasurer, deputy campaign treasurer or solicitor; (ii) prohibition on  
100 serving as a campaign treasurer, deputy campaign treasurer or  
101 solicitor, for a period not to exceed four years; and (iii) in the case of a  
102 party committee or a political committee, suspension of all political  
103 activities, including, but not limited to, the receipt of contributions and  
104 the making of expenditures, provided the commission may not order  
105 such a suspension unless the commission has previously ordered the  
106 removal of the campaign treasurer and notifies the officers of the  
107 committee that the commission is considering such suspension;

108 (C) To issue an order revoking any person's eligibility to be  
109 appointed or serve as an election, primary or referendum official or  
110 unofficial checker or in any capacity at the polls on the day of an  
111 election, primary or referendum, when the commission finds such  
112 person has intentionally violated any provision of the general statutes  
113 relating to the conduct of an election, primary or referendum, after an

114 opportunity to be heard at a hearing conducted in accordance with  
115 sections 4-176e to 4-184, inclusive;

116 (D) To issue an order to enforce the provisions of the Help America  
117 Vote Act, P.L. 107-252, as amended from time to time, as the  
118 commission deems appropriate;

119 (E) To issue an order following the commission's determination of  
120 the right of an individual to be or remain an elector when such  
121 determination is made (i) pursuant to an appeal taken to the  
122 commission from a decision of the registrars of voters or board of  
123 admission of electors under section 9-311, or (ii) following the  
124 commission's investigation pursuant to subdivision (1) of this  
125 subsection;

126 (F) To issue a cease and desist order for violation of any general  
127 statute or regulation under the commission's jurisdiction and to take  
128 reasonable actions necessary to compel compliance with said general  
129 statute or regulation;

130 (4) To issue an order to a candidate committee that receives moneys  
131 from the Citizens' Election Fund pursuant to [sections 9-700 to 9-716,  
132 inclusive] chapter 157, to comply with the provisions of [sections 9-700  
133 to 9-716, inclusive] chapter 157, after an opportunity to be heard at a  
134 hearing conducted in accordance with the provisions of sections 4-176e  
135 to 4-184, inclusive;

136 (5) To inspect or audit at any reasonable time and upon reasonable  
137 notice the accounts or records of any campaign treasurer or principal  
138 campaign treasurer, as required by chapter 155 or 157 and to audit any  
139 such election, primary or referendum held within the state; provided,  
140 (A) (i) not later than two months preceding the day of an election at  
141 which a candidate is seeking election, the commission shall complete  
142 any audit it has initiated in the absence of a complaint that involves a  
143 committee of the same candidate from a previous election, and (ii)  
144 during the two-month period preceding the day of an election at

145 which a candidate is seeking election, the commission shall not initiate  
146 an audit in the absence of a complaint that involves a committee of the  
147 same candidate from a previous election, and (B) the commission shall  
148 not audit any caucus, as defined in subdivision (1) of section 9-372.  
149 Nothing in this subdivision shall be construed to limit the power of the  
150 commission to conduct inspections, audits or investigations related to  
151 the Citizens' Election Program;

152 (6) To attempt to secure voluntary compliance, by informal methods  
153 of conference, conciliation and persuasion, with any provision of  
154 [chapters] chapter 149, 151 to 153, inclusive, 155, [and] 156, or 157 or  
155 any other provision of the general statutes relating to any such  
156 election, primary or referendum;

157 (7) To consult with the Secretary of the State, the Chief State's  
158 Attorney or the Attorney General on any matter which the commission  
159 deems appropriate;

160 (8) To refer to the Chief State's Attorney evidence bearing upon  
161 violation of any provision of [chapters] chapter 149, 151 to 153,  
162 inclusive, 155, [and] 156, or 157 or any other provision of the general  
163 statutes pertaining to or relating to any such election, primary or  
164 referendum;

165 (9) To refer to the Attorney General evidence for injunctive relief  
166 and any other ancillary equitable relief in the circumstances of  
167 subdivision (8) of this subsection. Nothing in this subdivision shall  
168 preclude a person who claims that he is aggrieved by a violation of any  
169 provision of chapter 152 or any other provision of the general statutes  
170 relating to referenda from pursuing injunctive and any other ancillary  
171 equitable relief directly from the Superior Court by the filing of a  
172 complaint;

173 (10) To refer to the Attorney General evidence pertaining to any  
174 ruling which the commission finds to be in error made by election  
175 officials in connection with any election, primary or referendum. Those

176 remedies and procedures available to parties claiming to be aggrieved  
177 under the provisions of sections 9-323, 9-324, 9-328 and 9-329a shall  
178 apply to any complaint brought by the Attorney General as a result of  
179 the provisions of this subdivision;

180 (11) To consult with the United States Department of Justice and the  
181 United States Attorney for Connecticut on any investigation pertaining  
182 to a violation of this section, section 9-12, subsection (a) of section 9-17  
183 or section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-23g, 9-  
184 23h, 9-23j to 9-23o, inclusive, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-35c, 9-40a,  
185 9-42, 9-43, 9-50a, 9-56 or 9-59 and to refer to said department and  
186 attorney evidence bearing upon any such violation for prosecution  
187 under the provisions of the National Voter Registration Act of 1993,  
188 P.L. 103-31, as amended from time to time;

189 (12) To inspect reports filed with [the Secretary of the State and  
190 with] town clerks pursuant to chapter 155 and refer to the Chief State's  
191 Attorney evidence bearing upon any violation of law therein if such  
192 violation was committed knowingly and wilfully;

193 (13) To intervene in any action brought pursuant to the provisions  
194 of sections 9-323, 9-324, 9-328 and 9-329a upon application to the court  
195 in which such action is brought when in the opinion of the court it is  
196 necessary to preserve evidence of possible criminal violation of the  
197 election laws;

198 (14) To adopt and publish regulations pursuant to chapter 54 to  
199 carry out the provisions of section 9-7a, this section, [chapter 155 and  
200 sections 9-700 to 9-716, inclusive] chapters 155 and 157; to issue upon  
201 request and publish advisory opinions in the Connecticut Law Journal  
202 upon the requirements of [chapter 155] chapters 155 and 157, and to  
203 make recommendations to the General Assembly concerning  
204 suggested revisions of the election laws;

205 (15) To the extent that the Elections Enforcement Commission is  
206 involved in the investigation of alleged or suspected criminal

207 violations of any provision of the general statutes pertaining to or  
208 relating to any such election, primary or referendum and is engaged in  
209 such investigation for the purpose of presenting evidence to the Chief  
210 State's Attorney, the Elections Enforcement Commission shall be  
211 deemed a law enforcement agency for purposes of subdivision (3) of  
212 subsection (b) of section 1-210, provided nothing in this section shall be  
213 construed to exempt the Elections Enforcement Commission in any  
214 other respect from the requirements of the Freedom of Information  
215 Act, as defined in section 1-200;

216 (16) To enter into such contractual agreements as may be necessary  
217 for the discharge of its duties, within the limits of its appropriated  
218 funds and in accordance with established procedures;

219 (17) To provide the Secretary of the State with notice and copies of  
220 all decisions rendered by the commission in contested cases, advisory  
221 opinions and declaratory judgments, at the time such decisions,  
222 judgments and opinions are made or issued;

223 (18) To receive and determine complaints filed under the Help  
224 America Vote Act, P.L. 107-252, as amended from time to time, by any  
225 person who believes there is a violation of any provision of Title III of  
226 P.L. 107-252, as amended. Any complaint filed under this subdivision  
227 shall be in writing, notarized and signed and sworn by the person  
228 filing the complaint. At the request of the complainant, there shall be a  
229 hearing on the record, conducted in accordance with sections 4-167e to  
230 4-184, inclusive. The commission shall make a final determination with  
231 respect to a complaint prior to the expiration of the ninety-day period  
232 beginning on the date the complaint is filed, unless the complainant  
233 consents to a longer period for making such determination. If the  
234 commission fails to meet the applicable deadline under this  
235 subdivision with respect to a complaint, the commission shall resolve  
236 the complaint within sixty days after the expiration of such ninety-day  
237 period under an alternative dispute resolution procedure established  
238 by the commission.

239 (b) In the case of a refusal to comply with an order of the  
240 commission issued pursuant to subdivision (3) or (4) of subsection (a)  
241 of this section, the superior court for the judicial district of Hartford,  
242 on application of the commission, may issue a further order to comply.  
243 Failure to obey such further order may be punished by the court as a  
244 contempt thereof.

245 Sec. 3. Subsection (d) of section 9-604 of the general statutes is  
246 repealed and the following is substituted in lieu thereof (*Effective July*  
247 *1, 2007*):

248 (d) A slate of candidates in a primary for the office of justice of the  
249 peace shall designate a chairperson to form a single political committee  
250 to comply with the requirements of section 9-605, except [(1)] if the  
251 individuals on the slate unanimously consent to have their campaign  
252 financed solely by a town committee and such committee consents to  
253 such financing by filing a statement of consent with [both the Secretary  
254 of the State and] the town clerk of the municipality in which the  
255 primary is to be held. [, or (2) in the case of a primary for convention  
256 delegates to a United States senatorial or congressional district  
257 convention, the candidate on whose behalf the slate is committed has  
258 filed a registration of a committee with the Federal Election  
259 Commission, and that committee is solely financing the primary  
260 campaign for said delegates.]

261 Sec. 4. Subsection (b) of section 9-605 of the general statutes is  
262 repealed and the following is substituted in lieu thereof (*Effective July*  
263 *1, 2007*):

264 (b) The statement shall be complete, filed under penalty of false  
265 statement and include: (1) The name and address of the committee; (2)  
266 a statement of the purpose of the committee; (3) the name, [and]  
267 address and telephone number of its campaign treasurer, and deputy  
268 campaign treasurer if applicable; (4) the name, address, telephone  
269 number and position of its chairman, and other principal officers if  
270 applicable, including the individuals who control the committee; (5)

271 the name and address of the depository institution for its funds; [(6)  
272 the name of each person, other than an individual, that is a member of  
273 the committee; (7)] (6) the name and party affiliation of each candidate  
274 whom the committee is supporting and the office or position sought by  
275 each candidate; [(8)] (7) if the committee is supporting [the entire ticket  
276 of any party] a slate of candidates, a statement to that effect and the  
277 [name of the party] names of the candidates, the offices or positions  
278 sought and their party affiliation; [(9)] (8) if the committee is  
279 supporting or opposing any referendum question, the position taken  
280 by the committee on such question and a brief statement identifying  
281 the substance of the question; [(10)] (9) if the committee is established  
282 by a business entity, [or organization] labor union or membership  
283 association, the name and address of the entity [or organization] union  
284 or association; [(11)] (10) if the committee is established by [an  
285 organization] a labor union or other membership organization,  
286 whether it will receive its funds from the union or organization's  
287 treasury or from voluntary contributions; [(12)] (11) if the committee  
288 files reports with the Federal Elections Commission or any out-of-state  
289 agency, a statement to that effect including the name of the agency;  
290 [(13)] (12) a statement indicating whether the committee is established  
291 for a single primary, election or referendum or for ongoing political  
292 activities; [(14)] (13) if the committee is formed for ongoing political  
293 activities, the types of elections that it is authorized to make  
294 contributions to, or expenditures for; (14) if the committee is  
295 established or controlled by [or on behalf of] a lobbyist or a member of  
296 the immediate family of a lobbyist, a statement to that effect and the  
297 name of the lobbyist; [and] (15) if the committee is established or  
298 controlled by a state contractor, prospective state contractor or  
299 principal of a state contractor, as defined in subdivision (1) of  
300 subsection (g) of section 9-612, a statement to that effect and the name  
301 of the state contractor, prospective state contractor or principal of such  
302 state contractor; (16) if the committee is established by an investment  
303 services firm, as defined in subsection (f) of section 9-612, or a principal  
304 of such an investment services firm, the name of such investment

305 services firm or principal, as applicable; (17) if the committee is  
306 established or controlled by an elected state-wide official or member of  
307 the General Assembly, or an agent of such official or member, a  
308 statement to that effect, and the name of the official or member; (18) if  
309 the committee is established for a senatorial or assembly district, a  
310 statement to that effect; (19) if the committee is a legislative caucus or  
311 legislative leadership committee, a statement to that effect and the  
312 name of the caucus or legislative leader establishing such committee;  
313 and (20) the name and address of the person making the initial  
314 contribution or disbursement, if any, to the committee. If no such  
315 contribution or disbursement has been made at the time of the filing of  
316 such statement, the campaign treasurer of the committee shall, not  
317 later than forty-eight hours after receipt of such contribution or  
318 disbursement, file a report with the State Elections Enforcement  
319 Commission. The report shall be in the same form as statements filed  
320 under section 9-608.

321       Sec. 5. Subsections (e) and (f) of section 9-610 of the general statutes  
322 are repealed and the following is substituted in lieu thereof (*Effective*  
323 *July 1, 2007*):

324       (e) For purposes of this subsection and subsection (f) of this section,  
325 the exclusions to the term "contribution" in subsection (b) of section 9-  
326 601a shall not apply; the term "state office" means the office of  
327 Governor, Lieutenant Governor, Attorney General, State Comptroller,  
328 State Treasurer or Secretary of the State; and the term "state officer"  
329 means the Governor, Lieutenant Governor, Attorney General, State  
330 Comptroller, State Treasurer or Secretary of the State. Notwithstanding  
331 any provision of this chapter to the contrary, during any regular  
332 session of the General Assembly, during any special session of the  
333 General Assembly held between the adjournment of the regular  
334 session in an odd-numbered year and the convening of the regular  
335 session in the following even-numbered year or during any  
336 reconvened session of the General Assembly held in an odd-numbered  
337 year to reconsider vetoed bills, (1) no lobbyist or political committee

338 established by or on behalf of a lobbyist shall make or offer to make a  
339 contribution to or on behalf of, and no lobbyist shall solicit a  
340 contribution on behalf of, (A) a candidate or exploratory committee  
341 established by a candidate for nomination or election to the General  
342 Assembly or a state office or (B) a political committee (i) established for  
343 an assembly or senatorial district, (ii) established by a member of the  
344 General Assembly or a state officer or such member or officer's agent,  
345 or in consultation with, or at the request or suggestion of, any such  
346 member, officer or agent, or (iii) controlled by such member, officer or  
347 agent, to aid or promote the nomination or election of any candidate or  
348 candidates to the General Assembly or a state office, and (2) no such  
349 candidate or political committee shall accept such a contribution. The  
350 provisions of this subsection shall not apply to a candidate committee  
351 established by a member of the General Assembly or a candidate for  
352 nomination or election to the General Assembly, at a special election  
353 for the General Assembly, from the date on which the candidate or the  
354 chairman of the committee files the designation of a campaign  
355 treasurer and a depository institution under section 9-602 with the  
356 [Secretary of the State] State Election Enforcement Commission, to the  
357 date on which the special election is held, inclusive, or to an  
358 exploratory committee established by a member of the General  
359 Assembly to promote his candidacy for an office other than the  
360 General Assembly.

361 (f) A political committee established by two or more individuals  
362 under subparagraph (B) of subsection (3) of section 9-601, other than a  
363 committee established solely for the purpose of aiding or promoting  
364 any candidate or candidates for municipal office or the success or  
365 defeat of a referendum question, shall be subject to the prohibition on  
366 acceptance of lobbyist contributions under subsection (e) of this section  
367 unless the campaign treasurer of the committee has filed a certification  
368 that the committee is not established for an assembly or senatorial  
369 district, or by a member of the General Assembly or a state officer, or  
370 such member or officer's agent, or in consultation with, or at the  
371 request or suggestion of, any such member, officer or agent, or

372 controlled by such member, officer or agent. The campaign treasurer of  
373 any political committee established by or on behalf of a lobbyist shall  
374 file a certification to that effect. Such certifications shall be filed with  
375 the [office of the Secretary of the State] State Elections Enforcement  
376 Commission, on forms prescribed by the [secretary] commission, on or  
377 before November 15, [1994] 2008, for all such political committees in  
378 existence on such date, or upon the registration of the committee, and  
379 on or before November fifteenth biennially thereafter. [The secretary  
380 shall provide to the State Elections Enforcement Commission on or  
381 before December 1, 1994, and biennially thereafter, a political  
382 committee registration report. The report shall include a certified copy  
383 of each certification filed pursuant to this subsection prior to December  
384 first of the reporting year and a certified copy of a list stating the name  
385 of each political committee registered pursuant to section 9-605 prior to  
386 December first of the reporting year and the name and address of the  
387 campaign treasurer of each such committee. In the case of any political  
388 committee which registers or files a certification on or after December  
389 first of any even-numbered year but prior to November first of the  
390 following even-numbered year, the secretary shall provide the  
391 commission with a copy of each such registration or certification by the  
392 close of the next business day following receipt. Such registration  
393 information or certification shall also be included in the biennial  
394 political committee registration report of the secretary to the  
395 commission.] The commission shall prepare a list of all such  
396 committees subject to the prohibitions under subsection (e) of this  
397 section, according to the certifications filed, which shall be available  
398 prior to the opening of each regular session of the General Assembly,  
399 and shall provide a copy of the list to the president pro tempore of the  
400 Senate, the speaker of the House of Representatives, the minority  
401 leader of the Senate, the minority leader of the House of  
402 Representatives and each state officer. During each such regular  
403 session, the commission shall prepare a supplemental list of  
404 committees which register after November fifteenth and are subject to  
405 such prohibitions, and the commission shall provide the supplemental

406 list to such legislative leaders and state officers. The filing of the  
407 certification by the campaign treasurer of the committee shall not  
408 impair the authority of the commission to act under section 9-7b. Any  
409 lobbyist or campaign treasurer who acts in reliance on such lists in  
410 good faith shall have an absolute defense in any action brought under  
411 subsection (e) and this subsection, subsection (c) of section 9-604, and  
412 subsection (f) of section 9-608.

413       Sec. 6. Subsections (e) and (f) of section 9-610 of the general statutes,  
414 as amended by section 25 of public act 06-137, are repealed and the  
415 following is substituted in lieu thereof (*Effective October 1, 2007*):

416       (e) For purposes of this subsection and subsection (f) of this section,  
417 the exclusions to the term "contribution" in subsection (b) of section 9-  
418 601a shall not apply; the term "state office" means the office of  
419 Governor, Lieutenant Governor, Attorney General, State Comptroller,  
420 State Treasurer or Secretary of the State; and the term "state officer"  
421 means the Governor, Lieutenant Governor, Attorney General, State  
422 Comptroller, State Treasurer or Secretary of the State. Notwithstanding  
423 any provision of this chapter to the contrary, during any regular  
424 session of the General Assembly, during any special session of the  
425 General Assembly held between the adjournment of the regular  
426 session in an odd-numbered year and the convening of the regular  
427 session in the following even-numbered year or during any  
428 reconvened session of the General Assembly held in an odd-numbered  
429 year to reconsider vetoed bills, (1) no lobbyist or political committee  
430 established by or on behalf of a lobbyist shall make or offer to make a  
431 contribution to or on behalf of, and no lobbyist shall solicit a  
432 contribution on behalf of, (A) a candidate or exploratory committee  
433 established by a candidate for nomination or election to the General  
434 Assembly or a state office or (B) a political committee (i) established for  
435 an assembly or senatorial district, (ii) established by a member of the  
436 General Assembly or a state officer or such member or officer's agent,  
437 or in consultation with, or at the request or suggestion of, any such  
438 member, officer or agent, or (iii) controlled by such member, officer or

439 agent, to aid or promote the nomination or election of any candidate or  
440 candidates to the General Assembly or a state office, and (2) no such  
441 candidate or political committee shall accept such a contribution. The  
442 provisions of this subsection shall not apply to a candidate committee  
443 established by a member of the General Assembly or a candidate for  
444 nomination or election to the General Assembly, at a special election  
445 for the General Assembly, from the date on which the candidate or the  
446 chairman of the committee files the designation of a campaign  
447 treasurer and a depository institution under section 9-602 with the  
448 [Secretary of the State] State Elections Enforcement Commission, to the  
449 date on which the special election is held, inclusive, or to an  
450 exploratory committee established by a member of the General  
451 Assembly to promote his candidacy for an office other than the  
452 General Assembly.

453 (f) A political committee established by two or more individuals  
454 under subparagraph (B) of subsection (3) of section 9-601, other than a  
455 committee established solely for the purpose of aiding or promoting  
456 any candidate or candidates for municipal office or the success or  
457 defeat of a referendum question, shall be subject to the prohibition on  
458 acceptance of lobbyist contributions under subsection (e) of this section  
459 unless the campaign treasurer of the committee has filed a certification  
460 that the committee is not established for an assembly or senatorial  
461 district, or by a member of the General Assembly or a state officer, or  
462 such member or officer's agent, or in consultation with, or at the  
463 request or suggestion of, any such member, officer or agent, or  
464 controlled by such member, officer or agent. The campaign treasurer of  
465 any political committee established by or on behalf of a lobbyist shall  
466 file a certification to that effect. Such certifications shall be filed with  
467 the [office of the Secretary of the State] State Elections Enforcement  
468 Commission, on forms prescribed by the [secretary] commission, on or  
469 before November 15, [1994] 2008, for all such political committees in  
470 existence on such date, or upon the registration of the committee, and  
471 on or before November fifteenth biennially thereafter. [The secretary  
472 shall provide to the State Elections Enforcement Commission on or

473 before December 1, 1994, and biennially thereafter, a political  
474 committee registration report. The report shall include a certified copy  
475 of each certification filed pursuant to this subsection prior to December  
476 first of the reporting year and a certified copy of a list stating the name  
477 of each political committee registered pursuant to section 9-605 prior to  
478 December first of the reporting year and the name and address of the  
479 campaign treasurer of each such committee. In the case of any political  
480 committee which registers or files a certification on or after December  
481 first of any even-numbered year but prior to November first of the  
482 following even-numbered year, the secretary shall provide the  
483 commission with a copy of each such registration or certification by the  
484 close of the next business day following receipt. Such registration  
485 information or certification shall also be included in the biennial  
486 political committee registration report of the secretary to the  
487 commission.] The commission shall prepare a list of all such  
488 committees subject to the prohibitions under subsection (e) of this  
489 section, according to the certifications filed, which shall be available  
490 prior to the opening of each regular session of the General Assembly,  
491 and shall provide a copy of the list to the president pro tempore of the  
492 Senate, the speaker of the House of Representatives, the minority  
493 leader of the Senate, the minority leader of the House of  
494 Representatives and each state officer. During each such regular  
495 session, the commission shall prepare a supplemental list of  
496 committees which register after November fifteenth and are subject to  
497 such prohibitions, and the commission shall provide the supplemental  
498 list to such legislative leaders and state officers. The filing of the  
499 certification by the campaign treasurer of the committee shall not  
500 impair the authority of the commission to act under section 9-7b. Any  
501 lobbyist or campaign treasurer who acts in reliance on such lists in  
502 good faith shall have an absolute defense in any action brought under  
503 subsection (e) and this subsection, subsection (c) of section 9-604, and  
504 subsection (f) of section 9-608.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>July 1, 2007</i>	9-7b
Sec. 3	<i>July 1, 2007</i>	9-604(d)
Sec. 4	<i>July 1, 2007</i>	9-605(b)
Sec. 5	<i>July 1, 2007</i>	9-610(e) and (f)
Sec. 6	<i>October 1, 2007</i>	9-610(e) and (f)

**Statement of Purpose:**

To require a study of campaign finance reform related statutes and to clarify the authority of the State Elections Enforcement Commission for violations of statutes under the commission's jurisdiction.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*