



General Assembly

Substitute Bill No. 1314

January Session, 2007

* SB01314JUD__050107__ *

**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. Section 9-7b of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

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

5 (1) To make investigations on its own initiative or with respect to
6 statements filed with the commission by the Secretary of the State or
7 any town clerk, or upon written complaint under oath by any
8 individual, with respect to alleged violations of any provision of the
9 general statutes or regulations of Connecticut state agencies relating to
10 any election or referendum, any primary held pursuant to section 9-
11 423, 9-425 or 9-464 or any primary held pursuant to a special act, and
12 to hold hearings when the commission deems necessary to investigate
13 violations of any provisions of the general statutes relating to any such
14 election, primary or referendum, and for the purpose of such hearings
15 the commission may administer oaths, examine witnesses and receive
16 oral and documentary evidence, and shall have the power to subpoena
17 witnesses under procedural rules the commission shall adopt, to
18 compel their attendance and to require the production for examination

19 of any books and papers which the commission deems relevant to any
20 matter under investigation or in question. In connection with its
21 investigation of any alleged violation of any provision of chapter 145,
22 or of any provision of section 9-359 or section 9-359a, the commission
23 shall also have the power to subpoena any municipal clerk and to
24 require the production for examination of any absentee ballot, inner
25 and outer envelope from which any such ballot has been removed,
26 depository envelope containing any such ballot or inner or outer
27 envelope as provided in sections 9-150a and 9-150b and any other
28 record, form or document as provided in section 9-150b, in connection
29 with the election, primary or referendum to which the investigation
30 relates. In case of a refusal to comply with any subpoena issued
31 pursuant to this subsection or to testify with respect to any matter
32 upon which that person may be lawfully interrogated, the superior
33 court for the judicial district of Hartford, on application of the
34 commission, may issue an order requiring such person to comply with
35 such subpoena and to testify; failure to obey any such order of the
36 court may be punished by the court as a contempt thereof. In any
37 matter under investigation which concerns the operation or inspection
38 of or outcome recorded on any voting machine, the commission may
39 issue an order to the municipal clerk to impound such machine until
40 the investigation is completed;

41 (2) To levy a civil penalty not to exceed (A) two thousand dollars
42 per offense against any person the commission finds to be in violation
43 of any provision of chapter 145, part V of chapter 146, part I of chapter
44 147, chapter 148, section 7-9, section 9-12, subsection (a) of section 9-17,
45 section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-23g, 9-23h,
46 9-23j to 9-23o, inclusive, 9-23r, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-35c, 9-
47 40a, 9-42, 9-43, 9-50a, 9-56, 9-59, 9-168d, 9-170, 9-171, 9-172, 9-232i to 9-
48 232o, inclusive, 9-404a to 9-404c, inclusive, 9-409, 9-410, 9-412, 9-436, 9-
49 436a, 9-453e to 9-453h, inclusive, 9-453k or 9-453o, or any regulation
50 adopted pursuant to any said chapter or section, (B) two thousand
51 dollars per offense against any town clerk, registrar of voters, an
52 appointee or designee of a town clerk or registrar of voters, or any

53 other election or primary official whom the commission finds to have
54 failed to discharge a duty imposed by any provision of chapter 146 or
55 147, (C) two thousand dollars per offense against any person the
56 commission finds to have (i) improperly voted in any election, primary
57 or referendum, and (ii) not been legally qualified to vote in such
58 election, primary or referendum, [or] (D) two thousand dollars per
59 offense or twice the amount of any improper payment or contribution,
60 whichever is greater, against any person the commission finds to be in
61 violation of any provision of chapter 155 [or sections 9-700 to 9-716,
62 inclusive] or 157, or any regulation adopted pursuant to either said
63 chapter, or (E) ten thousand dollars against any person who violates a
64 prior order of the commission. The commission may levy a civil
65 penalty against any person under subparagraph (A), (B), (C), [or] (D)
66 or (E) of this subdivision only after giving the person an opportunity to
67 be heard at a hearing conducted in accordance with sections 4-176e to
68 4-184, inclusive. In the case of failure to pay any such penalty levied
69 pursuant to this subsection within thirty days of written notice sent by
70 certified or registered mail to such person, the superior court for the
71 judicial district of Hartford, on application of the commission, may
72 issue an order requiring such person to pay the penalty imposed and
73 such court costs, state marshal's fees and attorney's fees incurred by
74 the commission as the court may determine. Any civil penalties paid,
75 collected or recovered under subparagraph (D) of this subdivision for
76 a violation of any provision of chapter 155 or any regulation adopted
77 pursuant to said chapter 155 applying to the office of the Treasurer
78 shall be deposited on a pro rata basis in any trust funds, as defined in
79 section 3-13c, affected by such violation;

80 (3) (A) To issue an order requiring any person the commission finds
81 to have received any contribution or payment which is prohibited by
82 any of the provisions of chapter 155 or 157, after an opportunity to be
83 heard at a hearing conducted in accordance with the provisions of
84 sections 4-176e to 4-184, inclusive, to return such contribution or
85 payment to the donor or payor, or to remit such contribution or
86 payment to the state for deposit in the General Fund or the Citizens'

87 Election Fund, whichever is deemed necessary to effectuate the
88 purposes of chapter 155 or 157, as the case may be;

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

103 (C) To issue an order revoking any person's eligibility to be
104 appointed or serve as an election, primary or referendum official or
105 unofficial checker or in any capacity at the polls on the day of an
106 election, primary or referendum, when the commission finds such
107 person has intentionally violated any provision of the general statutes
108 relating to the conduct of an election, primary or referendum, after an
109 opportunity to be heard at a hearing conducted in accordance with
110 sections 4-176e to 4-184, inclusive;

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

114 (E) To issue an order following the commission's determination of
115 the right of an individual to be or remain an elector when such
116 determination is made (i) pursuant to an appeal taken to the
117 commission from a decision of the registrars of voters or board of
118 admission of electors under section 9-31l, or (ii) following the

119 commission's investigation pursuant to subdivision (1) of this
120 subsection;

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

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

131 (5) To inspect or audit at any reasonable time and upon reasonable
132 notice the accounts or records of any campaign treasurer or principal
133 campaign treasurer, as required by chapter 155 or 157 and to audit any
134 such election, primary or referendum held within the state; provided,
135 (A) (i) not later than two months preceding the day of an election at
136 which a candidate is seeking election, the commission shall complete
137 any audit it has initiated in the absence of a complaint that involves a
138 committee of the same candidate from a previous election, and (ii)
139 during the two-month period preceding the day of an election at
140 which a candidate is seeking election, the commission shall not initiate
141 an audit in the absence of a complaint that involves a committee of the
142 same candidate from a previous election, and (B) the commission shall
143 not audit any caucus, as defined in subdivision (1) of section 9-372.
144 Nothing in this subdivision shall be construed to limit the power of the
145 commission to conduct inspections, audits or investigations related to
146 the Citizens' Election Program;

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

151 election, primary or referendum;

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

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

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

168 (10) To refer to the Attorney General evidence pertaining to any
169 ruling which the commission finds to be in error made by election
170 officials in connection with any election, primary or referendum. Those
171 remedies and procedures available to parties claiming to be aggrieved
172 under the provisions of sections 9-323, 9-324, 9-328 and 9-329a shall
173 apply to any complaint brought by the Attorney General as a result of
174 the provisions of this subdivision;

175 (11) To consult with the United States Department of Justice and the
176 United States Attorney for Connecticut on any investigation pertaining
177 to a violation of this section, section 9-12, subsection (a) of section 9-17
178 or section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-23g, 9-
179 23h, 9-23j to 9-23o, inclusive, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-35c, 9-40a,
180 9-42, 9-43, 9-50a, 9-56 or 9-59 and to refer to said department and
181 attorney evidence bearing upon any such violation for prosecution
182 under the provisions of the National Voter Registration Act of 1993,

183 P.L. 103-31, as amended from time to time;

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

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

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

200 (15) To the extent that the Elections Enforcement Commission is
201 involved in the investigation of alleged or suspected criminal
202 violations of any provision of the general statutes pertaining to or
203 relating to any such election, primary or referendum and is engaged in
204 such investigation for the purpose of presenting evidence to the Chief
205 State's Attorney, the Elections Enforcement Commission shall be
206 deemed a law enforcement agency for purposes of subdivision (3) of
207 subsection (b) of section 1-210, provided nothing in this section shall be
208 construed to exempt the Elections Enforcement Commission in any
209 other respect from the requirements of the Freedom of Information
210 Act, as defined in section 1-200;

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

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

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

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

240 Sec. 2. Subsection (d) of section 9-604 of the general statutes is
241 repealed and the following is substituted in lieu thereof (*Effective from*
242 *passage*):

243 (d) A slate of candidates in a primary for the office of justice of the
244 peace shall designate a chairperson to form a single political committee
245 to comply with the requirements of section 9-605, as amended by this

246 act, except [(1)] if the individuals on the slate unanimously consent to
247 have their campaign financed solely by a town committee and such
248 committee consents to such financing by filing a statement of consent
249 with [both the Secretary of the State and] the town clerk of the
250 municipality in which the primary is to be held. [, or (2) in the case of a
251 primary for convention delegates to a United States senatorial or
252 congressional district convention, the candidate on whose behalf the
253 slate is committed has filed a registration of a committee with the
254 Federal Election Commission, and that committee is solely financing
255 the primary campaign for said delegates.]

256 Sec. 3. Subsection (b) of section 9-605 of the general statutes is
257 repealed and the following is substituted in lieu thereof (*Effective from*
258 *passage*):

259 (b) The statement shall be complete, filed under penalty of false
260 statement and include: (1) The name and address of the committee; (2)
261 a statement of the purpose of the committee; (3) the name, [and]
262 address and telephone number of its campaign treasurer, and deputy
263 campaign treasurer if applicable; (4) the name, address, telephone
264 number and position of its chairman, and other principal officers if
265 applicable, including the individuals who control the committee; (5)
266 the name and address of the depository institution for its funds; [(6)
267 the name of each person, other than an individual, that is a member of
268 the committee; (7)] (6) the name and party affiliation of each candidate
269 whom the committee is supporting and the office or position sought by
270 each candidate; [(8)] (7) if the committee is supporting [the entire ticket
271 of any party] a slate of candidates, a statement to that effect and the
272 [name of the party] names of the candidates, the offices or positions
273 sought and their party affiliation; [(9)] (8) if the committee is
274 supporting or opposing any referendum question, the position taken
275 by the committee on such question and a brief statement identifying
276 the substance of the question; [(10)] (9) if the committee is established
277 by a business entity, [or organization] labor union or membership
278 association, the name and address of the entity, [or organization] union
279 or association; [(11)] (10) if the committee is established by [an

280 organization] a labor union or other membership organization,
281 whether it will receive its funds from the union's or organization's
282 treasury or from voluntary contributions; [(12)] (11) if the committee
283 files reports with the Federal Elections Commission or any out-of-state
284 agency, a statement to that effect including the name of the agency;
285 [(13)] (12) a statement indicating whether the committee is established
286 for a single primary, election or referendum or for ongoing political
287 activities; [(14)] (13) if the committee is formed for ongoing political
288 activities, the types of elections that it is authorized to make
289 contributions to, or expenditures for; (14) if the committee is
290 established or controlled by [or on behalf of] a lobbyist or a member of
291 the immediate family of a lobbyist, a statement to that effect and the
292 name of the lobbyist; [and] (15) if the committee is established or
293 controlled by a state contractor, prospective state contractor or
294 principal of a state contractor, as defined in subdivision (1) of
295 subsection (g) of section 9-612, a statement to that effect and the name
296 of the state contractor, prospective state contractor or principal of such
297 state contractor; (16) if the committee is established by an investment
298 services firm, as defined in subsection (f) of section 9-612, or a principal
299 of such an investment services firm, the name of such investment
300 services firm or principal, as applicable; (17) if the committee is
301 established or controlled by an elected state-wide official or member of
302 the General Assembly, or an agent of such official or member, a
303 statement to that effect, and the name of the official or member; (18) if
304 the committee is established for a senatorial or assembly district, a
305 statement to that effect; (19) if the committee is a legislative caucus or
306 legislative leadership committee, a statement to that effect and the
307 name of the caucus or legislative leader establishing such committee;
308 and (20) the name and address of the person making the initial
309 contribution or disbursement, if any, to the committee. If no such
310 contribution or disbursement has been made at the time of the filing of
311 such statement, the campaign treasurer of the committee shall, not
312 later than forty-eight hours after receipt of such contribution or
313 disbursement, file a report with the State Elections Enforcement
314 Commission. The report shall be in the same form as statements filed

315 under section 9-608.

316 Sec. 4. Subsections (e) and (f) of section 9-610 of the general statutes
317 are repealed and the following is substituted in lieu thereof (*Effective*
318 *from passage*):

319 (e) For purposes of this subsection and subsection (f) of this section,
320 the exclusions to the term "contribution" in subsection (b) of section 9-
321 601a shall not apply; the term "state office" means the office of
322 Governor, Lieutenant Governor, Attorney General, State Comptroller,
323 State Treasurer or Secretary of the State; and the term "state officer"
324 means the Governor, Lieutenant Governor, Attorney General, State
325 Comptroller, State Treasurer or Secretary of the State. Notwithstanding
326 any provision of this chapter to the contrary, during any regular
327 session of the General Assembly, during any special session of the
328 General Assembly held between the adjournment of the regular
329 session in an odd-numbered year and the convening of the regular
330 session in the following even-numbered year or during any
331 reconvened session of the General Assembly held in an odd-numbered
332 year to reconsider vetoed bills, (1) no lobbyist or political committee
333 established by or on behalf of a lobbyist shall make or offer to make a
334 contribution to or on behalf of, and no lobbyist shall solicit a
335 contribution on behalf of, (A) a candidate or exploratory committee
336 established by a candidate for nomination or election to the General
337 Assembly or a state office or (B) a political committee (i) established for
338 an assembly or senatorial district, (ii) established by a member of the
339 General Assembly or a state officer or such member or officer's agent,
340 or in consultation with, or at the request or suggestion of, any such
341 member, officer or agent, or (iii) controlled by such member, officer or
342 agent, to aid or promote the nomination or election of any candidate or
343 candidates to the General Assembly or a state office, and (2) no such
344 candidate or political committee shall accept such a contribution. The
345 provisions of this subsection shall not apply to a candidate committee
346 established by a member of the General Assembly or a candidate for
347 nomination or election to the General Assembly, at a special election
348 for the General Assembly, from the date on which the candidate or the

349 chairman of the committee files the designation of a campaign
350 treasurer and a depository institution under section 9-602 with the
351 [Secretary of the State] State Elections Enforcement Commission, to the
352 date on which the special election is held, inclusive, or to an
353 exploratory committee established by a member of the General
354 Assembly to promote his candidacy for an office other than the
355 General Assembly.

356 (f) A political committee established by two or more individuals
357 under subparagraph (B) of subsection (3) of section 9-601, other than a
358 committee established solely for the purpose of aiding or promoting
359 any candidate or candidates for municipal office or the success or
360 defeat of a referendum question, shall be subject to the prohibition on
361 acceptance of lobbyist contributions under subsection (e) of this section
362 unless the campaign treasurer of the committee has filed a certification
363 that the committee is not established for an assembly or senatorial
364 district, or by a member of the General Assembly or a state officer, or
365 such member or officer's agent, or in consultation with, or at the
366 request or suggestion of, any such member, officer or agent, or
367 controlled by such member, officer or agent. The campaign treasurer of
368 any political committee established by or on behalf of a lobbyist shall
369 file a certification to that effect. Such certifications shall be filed with
370 the [office of the Secretary of the State] State Elections Enforcement
371 Commission, on forms prescribed by the [secretary] commission, on or
372 before November 15, [1994] 2008, for all such political committees in
373 existence on such date, or upon the registration of the committee, and
374 on or before November fifteenth biennially thereafter. [The secretary
375 shall provide to the State Elections Enforcement Commission on or
376 before December 1, 1994, and biennially thereafter, a political
377 committee registration report. The report shall include a certified copy
378 of each certification filed pursuant to this subsection prior to December
379 first of the reporting year and a certified copy of a list stating the name
380 of each political committee registered pursuant to section 9-605 prior to
381 December first of the reporting year and the name and address of the
382 campaign treasurer of each such committee. In the case of any political

383 committee which registers or files a certification on or after December
384 first of any even-numbered year but prior to November first of the
385 following even-numbered year, the secretary shall provide the
386 commission with a copy of each such registration or certification by the
387 close of the next business day following receipt. Such registration
388 information or certification shall also be included in the biennial
389 political committee registration report of the secretary to the
390 commission.] The commission shall prepare a list of all such
391 committees subject to the prohibitions under subsection (e) of this
392 section, according to the certifications filed, which shall be available
393 prior to the opening of each regular session of the General Assembly,
394 and shall provide a copy of the list to the president pro tempore of the
395 Senate, the speaker of the House of Representatives, the minority
396 leader of the Senate, the minority leader of the House of
397 Representatives and each state officer. During each such regular
398 session, the commission shall prepare a supplemental list of
399 committees which register after November fifteenth and are subject to
400 such prohibitions, and the commission shall provide the supplemental
401 list to such legislative leaders and state officers. The filing of the
402 certification by the campaign treasurer of the committee shall not
403 impair the authority of the commission to act under section 9-7b. Any
404 lobbyist or campaign treasurer who acts in reliance on such lists in
405 good faith shall have an absolute defense in any action brought under
406 subsection (e) and this subsection, subsection (c) of section 9-604, and
407 subsection (f) of section 9-608.

408 Sec. 5. Subsections (e) and (f) of section 9-610 of the general statutes,
409 as amended by section 25 of public act 06-137, are repealed and the
410 following is substituted in lieu thereof (*Effective October 1, 2007*):

411 (e) For purposes of this subsection and subsection (f) of this section,
412 the exclusions to the term "contribution" in subsection (b) of section 9-
413 601a shall not apply; the term "state office" means the office of
414 Governor, Lieutenant Governor, Attorney General, State Comptroller,
415 State Treasurer or Secretary of the State; and the term "state officer"
416 means the Governor, Lieutenant Governor, Attorney General, State

417 Comptroller, State Treasurer or Secretary of the State. Notwithstanding
418 any provision of this chapter to the contrary, during any regular
419 session of the General Assembly, during any special session of the
420 General Assembly held between the adjournment of the regular
421 session in an odd-numbered year and the convening of the regular
422 session in the following even-numbered year or during any
423 reconvened session of the General Assembly held in an odd-numbered
424 year to reconsider vetoed bills, (1) no lobbyist or political committee
425 established by or on behalf of a lobbyist shall make or offer to make a
426 contribution to or on behalf of, and no lobbyist shall solicit a
427 contribution on behalf of, (A) a candidate or exploratory committee
428 established by a candidate for nomination or election to the General
429 Assembly or a state office or (B) a political committee (i) established for
430 an assembly or senatorial district, (ii) established by a member of the
431 General Assembly or a state officer or such member or officer's agent,
432 or in consultation with, or at the request or suggestion of, any such
433 member, officer or agent, or (iii) controlled by such member, officer or
434 agent, to aid or promote the nomination or election of any candidate or
435 candidates to the General Assembly or a state office, and (2) no such
436 candidate or political committee shall accept such a contribution. The
437 provisions of this subsection shall not apply to a candidate committee
438 established by a member of the General Assembly or a candidate for
439 nomination or election to the General Assembly, at a special election
440 for the General Assembly, from the date on which the candidate or the
441 chairman of the committee files the designation of a campaign
442 treasurer and a depository institution under section 9-602 with the
443 [Secretary of the State] State Elections Enforcement Commission, to the
444 date on which the special election is held, inclusive, or to an
445 exploratory committee established by a member of the General
446 Assembly to promote his candidacy for an office other than the
447 General Assembly.

448 (f) A political committee established by two or more individuals
449 under subparagraph (B) of subsection (3) of section 9-601, other than a
450 committee established solely for the purpose of aiding or promoting

451 any candidate or candidates for municipal office or the success or
452 defeat of a referendum question, shall be subject to the prohibition on
453 acceptance of lobbyist contributions under subsection (e) of this section
454 unless the campaign treasurer of the committee has filed a certification
455 that the committee is not established for an assembly or senatorial
456 district, or by a member of the General Assembly or a state officer, or
457 such member or officer's agent, or in consultation with, or at the
458 request or suggestion of, any such member, officer or agent, or
459 controlled by such member, officer or agent. The campaign treasurer of
460 any political committee established by or on behalf of a lobbyist shall
461 file a certification to that effect. Such certifications shall be filed with
462 the [office of the Secretary of the State] State Elections Enforcement
463 Commission, on forms prescribed by the [secretary] commission, on or
464 before November 15, [1994] 2008, for all such political committees in
465 existence on such date, or upon the registration of the committee, and
466 on or before November fifteenth biennially thereafter. [The secretary
467 shall provide to the State Elections Enforcement Commission on or
468 before December 1, 1994, and biennially thereafter, a political
469 committee registration report. The report shall include a certified copy
470 of each certification filed pursuant to this subsection prior to December
471 first of the reporting year and a certified copy of a list stating the name
472 of each political committee registered pursuant to section 9-605 prior to
473 December first of the reporting year and the name and address of the
474 campaign treasurer of each such committee. In the case of any political
475 committee which registers or files a certification on or after December
476 first of any even-numbered year but prior to November first of the
477 following even-numbered year, the secretary shall provide the
478 commission with a copy of each such registration or certification by the
479 close of the next business day following receipt. Such registration
480 information or certification shall also be included in the biennial
481 political committee registration report of the secretary to the
482 commission.] The commission shall prepare a list of all such
483 committees subject to the prohibitions under subsection (e) of this
484 section, according to the certifications filed, which shall be available
485 prior to the opening of each regular session of the General Assembly,

486 and shall provide a copy of the list to the president pro tempore of the
487 Senate, the speaker of the House of Representatives, the minority
488 leader of the Senate, the minority leader of the House of
489 Representatives and each state officer. During each such regular
490 session, the commission shall prepare a supplemental list of
491 committees which register after November fifteenth and are subject to
492 such prohibitions, and the commission shall provide the supplemental
493 list to such legislative leaders and state officers. The filing of the
494 certification by the campaign treasurer of the committee shall not
495 impair the authority of the commission to act under section 9-7b. Any
496 lobbyist or campaign treasurer who acts in reliance on such lists in
497 good faith shall have an absolute defense in any action brought under
498 subsection (e) and this subsection, subsection (c) of section 9-604, and
499 subsection (f) of section 9-608.

500 Sec. 6. Section 9-372 of the general statutes is repealed and the
501 following is substituted in lieu thereof (*Effective from passage*):

502 The following terms, as used in this chapter, chapter 157 and
503 sections 9-51 to 9-67, inclusive, 9-169e, 9-217, 9-236 and 9-361, shall
504 have the following meanings:

505 (1) "Caucus" means any meeting, at a designated hour and place, or
506 at designated hours and places, of the enrolled members of a political
507 party within a municipality or political subdivision thereof for the
508 purpose of selecting party-endorsed candidates for a primary to be
509 held by such party or for the purpose of transacting other business of
510 such party;

511 (2) "Convention" means a meeting of delegates of a political party
512 held for the purpose of designating the candidate or candidates to be
513 endorsed by such party in a primary of such party for state or district
514 office or for the purpose of transacting other business of such party;

515 (3) "District" means any geographic portion of the state which
516 crosses the boundary or boundaries between two or more towns;

517 (4) "District office" means an elective office for which only the
518 electors in a district, as defined in subdivision (3) of this section, may
519 vote;

520 (5) "Major party" means (A) a political party or organization whose
521 candidate for Governor at the last-preceding election for Governor
522 received, under the designation of that political party or organization,
523 at least twenty per cent of the whole number of votes cast for all
524 candidates for Governor, or (B) a political party having, at the last-
525 preceding election for Governor, a number of enrolled members on the
526 active registry list equal to at least twenty per cent of the total number
527 of enrolled members of all political parties on the active registry list in
528 the state;

529 (6) "Minor party" means a political party or organization which is
530 not a major party and whose candidate for the office in question
531 received at the last-preceding regular election for such office, under the
532 designation of that political party or organization, at least one per cent
533 of the whole number of votes cast for all candidates for such office at
534 such election;

535 (7) "Municipal office" means an elective office for which only the
536 electors of a single town, city, borough, or political subdivision, as
537 defined in subdivision (10) of this section, may vote, including the
538 office of justice of the peace;

539 (8) "Party designation committee" means an organization, composed
540 of at least twenty-five members who are electors, which has, on or after
541 November 4, 1981, reserved a party designation with the Secretary of
542 the State pursuant to the provisions of this chapter;

543 (9) "Party-endorsed candidate" means (A) in the case of a candidate
544 for state or district office, a person endorsed by the convention of a
545 political party as a candidate in a primary to be held by such party,
546 and (B) in the case of a candidate for municipal office or for member of
547 a town committee, a person endorsed by the town committee, caucus
548 or convention, as the case may be, of a political party as a candidate in

549 a primary to be held by such party;

550 (10) "Political subdivision" means any voting district or combination
551 of voting districts constituting a part of a municipality;

552 (11) "Primary" means a meeting of the enrolled members of a
553 political party and, when applicable under section 9-431, unaffiliated
554 electors, held during consecutive hours at which such members or
555 electors may, without assembling at the same hour, vote by secret
556 ballot for candidates for nomination to office or for town committee
557 members;

558 (12) "Registrar" means the registrar of voters in a municipality who
559 is enrolled with the political party holding a primary and, in each
560 municipality where there are different registrars for different voting
561 districts, means the registrar so enrolled in the voting district in which,
562 at the last-preceding regular election, the presiding officer for the
563 purpose of declaring the result of the vote of the whole municipality
564 was moderator;

565 (13) "Slate" means a group of candidates for nomination by a
566 political party to the office of justice of the peace of a town, which
567 group numbers at least a bare majority of the number of justices of the
568 peace to be nominated by such party for such town;

569 (14) "State office" means any office for which all the electors of the
570 state may vote and includes the office of Governor, Lieutenant
571 Governor, Secretary, Treasurer, Comptroller, Attorney General and
572 senator in Congress, but does not include the office of elector of
573 President and Vice-President of the United States;

574 (15) "Votes cast for the same office at the last-preceding election" or
575 "votes cast for all candidates for such office at the last-preceding
576 election" means, in the case of multiple openings for the same office,
577 the total number of electors checked as having voted at the last-
578 preceding election at which such office appeared on the ballot label.

579 Sec. 7. Subsection (b) of section 9-675 of the general statutes is
580 repealed and the following is substituted in lieu thereof (*Effective from*
581 *passage*):

582 (b) The campaign treasurer of the candidate committee for each
583 candidate for nomination or election to the office of Governor,
584 Lieutenant Governor, Attorney General, State Comptroller, State
585 Treasurer, [or] Secretary of the State, state senator or state
586 representative who raises or spends [two hundred fifty] five thousand
587 dollars or more during an election campaign shall file in electronic
588 form all financial disclosure statements required by section 9-608 by
589 either transmitting disks, tapes or other electronic storage media
590 containing the contents of such statements to the State Elections
591 Enforcement Commission or transmitting the statements on-line to
592 said commission. Each such campaign treasurer shall use either (1) a
593 software program created by the commission under subdivision (1) of
594 subsection (a) of this section, for all such statements, or (2) another
595 software program which provides for the standard reporting format,
596 and complies with the specifications, which are prescribed by the
597 commission under subdivision (2) of subsection (a) of this section, for
598 all such statements. The commission shall accept any statement that
599 uses any such software program. Once any such candidate committee
600 has raised or spent [two hundred fifty] five thousand dollars or more
601 during an election campaign, all previously filed statements required
602 by said section 9-608, which were not filed in electronic form shall be
603 refiled in such form, using such a software program, not later than the
604 date on which the campaign treasurer of the committee is required to
605 file the next regular statement under said section 9-608.

606 Sec. 8. Subsection (b) and (c) of section 9-702 of the general statutes
607 are repealed and the following is substituted in lieu thereof (*Effective*
608 *from passage*):

609 (b) Any such candidate committee is eligible to receive such grants
610 for a primary campaign, if applicable, and a general election campaign
611 if (1) the candidate certifies as a participating candidate under section

612 9-703, as amended by this act, (2) the candidate's candidate committee
613 receives the required amount of qualifying contributions under section
614 9-704, as amended by this act, (3) the candidate's candidate committee
615 returns, or transmits to the State Elections Enforcement Commission
616 for deposit in the Citizens' Election Fund, all contributions that do not
617 meet the criteria for qualifying contributions under section 9-704, (4)
618 the candidate agrees to limit the campaign expenditures of the
619 candidate's candidate committee in accordance with the provisions of
620 subsection (c) of this section, and (5) the candidate submits an
621 application and the commission approves the application in
622 accordance with the provisions of section 9-706.

623 (c) A candidate participating in the Citizens' Election Program shall
624 limit the expenditures of the candidate's candidate committee (A)
625 before a primary campaign and a general election campaign, to the
626 amount of qualifying contributions permitted in section 9-705 and any
627 personal funds provided by the candidate under subsection (c) of
628 section 9-710, (B) for a primary campaign, to the sum of (i) the amount
629 of such qualifying contributions and personal funds that have not been
630 spent before the primary campaign, (ii) the amount of the grant for the
631 primary campaign authorized under section 9-705, and (iii) the amount
632 of any additional moneys for the primary campaign authorized under
633 section 9-713 or 9-714, and (C) for a general election campaign, to the
634 sum of (i) the amount of such qualifying contributions and personal
635 funds that have not been spent before the general election campaign,
636 (ii) any unexpended funds from any grant for a primary campaign
637 authorized under section 9-705 or from any additional moneys for a
638 primary campaign authorized under section 9-713 or 9-714, (iii) the
639 amount of the grant for the general election campaign authorized
640 under section 9-705, and (iv) the amount of any additional moneys for
641 the general election campaign authorized under section 9-713 or 9-714.
642 The candidate committee of a minor or petitioning party candidate
643 who has received a general election campaign grant from the fund
644 pursuant to section 9-705 shall be permitted to receive contributions in
645 addition to the qualifying contributions subject to the limitations and

646 restrictions applicable to participating candidates for the same office,
647 provided such minor or petitioning party candidate shall limit the
648 expenditures of the candidate committee for a general election
649 campaign to the sum of the qualifying contributions and personal
650 funds, the amount of the general election campaign grant received and
651 the amount raised in additional contributions that is equivalent to the
652 difference between the amount of the applicable general election
653 campaign grant for a major party candidate for such office and the
654 amount of the general election campaign grant received by such minor
655 or petitioning party candidate.

656 Sec. 9. Section 9-703 of the general statutes is repealed and the
657 following is substituted in lieu thereof (*Effective from passage*):

658 (a) Each candidate for nomination or election to the office of state
659 senator or state representative in 2008, or thereafter, or the office of
660 Governor, Lieutenant Governor, Attorney General, State Comptroller,
661 Secretary of the State or State Treasurer in 2010, or thereafter, shall file
662 an affidavit with the State Elections Enforcement Commission. The
663 affidavit shall include a written certification that the candidate either
664 intends to abide by the expenditure limits under the Citizens' Election
665 Program set forth in subsection (c) of section 9-702, as amended by this
666 act, or does not intend to abide by said limits. If the candidate intends
667 to abide by said limits, the affidavit shall also include written
668 certifications (1) that the campaign treasurer of the candidate
669 committee for said candidate shall expend any moneys received from
670 the Citizens' Election Fund in accordance with the provisions of
671 subsection (g) of section 9-607 and regulations adopted by the State
672 Elections Enforcement Commission under subsection (e) of section 9-
673 706, as amended by this act, (2) that the candidate shall repay to the
674 fund any such moneys that are not expended in accordance with
675 subsection (g) of said section 9-607 and said regulations, (3) that the
676 candidate and the campaign treasurer shall comply with the
677 provisions of subdivision (1) of subsection (a) of section 9-711, and (4)
678 stating the candidate's status as a major party, minor party or
679 petitioning party candidate and, in the case of a major party or minor

680 party candidate, the name of such party. The written certification
681 described in subdivision (3) of this subsection shall be made by both
682 the candidate and the campaign treasurer of the candidate committee
683 for said candidate. A candidate for nomination or election to any such
684 office shall file such affidavit not later than four o'clock p.m. on the
685 [twenty-fifth] fiftieth day before the day of a primary, if applicable, or
686 on the [fortieth] sixtieth day before the day of the election for such
687 office, except that in the case of a special election for the office of state
688 senator or state representative, the candidate shall file such affidavit
689 not later than four o'clock p.m. on the twenty-fifth day before the day
690 of such special election.

691 (b) A candidate who so certifies the candidate's intent to abide by
692 the expenditure limits under the Citizens' Election Program set forth in
693 subsection (c) of section 9-702, as amended by this act, shall be referred
694 to in sections 9-700 to 9-716, inclusive, as a "participating candidate"
695 and a candidate who so certifies the candidate's intent to not abide by
696 said limits shall be referred to in sections 9-700 to 9-716, inclusive, as a
697 "nonparticipating candidate". The commission shall prepare a list of
698 the participating candidates and a list of the nonparticipating
699 candidates and shall make such lists available for public inspection.

700 (c) A participating candidate may withdraw from participation in
701 the Citizens' Election Program before applying for an initial grant
702 under section 9-706, as amended by this act, by filing an affidavit with
703 the State Elections Enforcement Commission, which includes a written
704 certification of such withdrawal. A candidate who files such an
705 affidavit shall be deemed to be a nonparticipating candidate for the
706 purposes of sections 9-700 to 9-716, inclusive, and shall not be
707 penalized for such withdrawal. No participating candidate shall
708 withdraw from participation in the Citizens' Election Program after
709 applying for an initial grant under section 9-706, as amended by this
710 act.

711 Sec. 10. Section 9-704 of the general statutes is repealed and the
712 following is substituted in lieu thereof (*Effective from passage*):

713 (a) The amount of qualifying contributions that the candidate
714 committee of a candidate shall be required to receive in order to be
715 eligible for grants from the Citizens' Election Fund shall be:

716 (1) In the case of a candidate for nomination or election to the office
717 of Governor, contributions from individuals in the aggregate amount
718 of two hundred fifty thousand dollars, of which two hundred twenty-
719 five thousand dollars or more is contributed by individuals residing in
720 the state. The provisions of this subdivision shall be subject to the
721 following: (A) The candidate committee shall return, or transmit to the
722 State Elections Enforcement Commission for deposit in the Citizens'
723 Election Fund, the portion of any contribution or contributions from
724 any individual, including said candidate, that exceeds one hundred
725 dollars, and such excess portion shall not be considered in calculating
726 such amounts, and (B) all contributions received by (i) an exploratory
727 committee established by said candidate, or (ii) an exploratory
728 committee or candidate committee of a candidate for the office of
729 Lieutenant Governor who is deemed to be jointly campaigning with a
730 candidate for nomination or election to the office of Governor under
731 subsection (a) of section 9-709, which meet the criteria for qualifying
732 contributions to candidate committees under this section shall be
733 considered in calculating such amounts; and

734 (2) In the case of a candidate for nomination or election to the office
735 of Lieutenant Governor, Attorney General, State Comptroller, State
736 Treasurer or Secretary of the State, contributions from individuals in
737 the aggregate amount of seventy-five thousand dollars, of which sixty-
738 seven thousand five hundred dollars or more is contributed by
739 individuals residing in the state. The provisions of this subdivision
740 shall be subject to the following: (A) The candidate committee shall
741 return, or transmit to the State Elections Enforcement Commission for
742 deposit in the Citizens' Election Fund, the portion of any contribution
743 or contributions from any individual, including said candidate, that
744 exceeds one hundred dollars, and such excess portion shall not be
745 considered in calculating such amounts, and (B) all contributions
746 received by an exploratory committee established by said candidate

747 that meet the criteria for qualifying contributions to candidate
748 committees under this section shall be considered in calculating such
749 amounts.

750 (3) In the case of a candidate for nomination or election to the office
751 of state senator for a district, contributions from individuals in the
752 aggregate amount of fifteen thousand dollars, including contributions
753 from at least three hundred individuals residing in municipalities
754 included, in whole or in part, in said district. The provisions of this
755 subdivision shall be subject to the following: (A) The candidate
756 committee shall return, or transmit to the State Elections Enforcement
757 Commission for deposit in the Citizens' Election Fund, the portion of
758 any contribution or contributions from any individual, including said
759 candidate, that exceeds one hundred dollars, and such excess portion
760 shall not be considered in calculating the aggregate contribution
761 amount under this subdivision, (B) no contribution shall be counted
762 for the purposes of the requirement under this subdivision for
763 contributions from at least three hundred individuals residing in
764 municipalities included, in whole or in part, in the district unless the
765 contribution is five dollars or more, and (C) all contributions received
766 by an exploratory committee established by said candidate that meet
767 the criteria for qualifying contributions to candidate committees under
768 this section shall be considered in calculating the aggregate
769 contribution amount under this subdivision and all such exploratory
770 committee contributions that also meet the requirement under this
771 subdivision for contributions from at least three hundred individuals
772 residing in municipalities included, in whole or in part, in the district
773 shall be counted for the purposes of said requirement.

774 (4) In the case of a candidate for nomination or election to the office
775 of state representative for a district, contributions from individuals in
776 the aggregate amount of five thousand dollars, including contributions
777 from at least one hundred fifty individuals residing in municipalities
778 included, in whole or in part, in said district. The provisions of this
779 subdivision shall be subject to the following: (A) The candidate
780 committee shall return, or transmit to the State Elections Enforcement

781 Commission for deposit in the Citizens' Election Fund, the portion of
782 any contribution or contributions from any individual, including said
783 candidate, that exceeds one hundred dollars, and such excess portion
784 shall not be considered in calculating the aggregate contribution
785 amount under this subdivision, (B) no contribution shall be counted
786 for the purposes of the requirement under this subdivision for
787 contributions from at least one hundred fifty individuals residing in
788 municipalities included, in whole or in part, in the district unless the
789 contribution is five dollars or more, and (C) all contributions received
790 by an exploratory committee established by said candidate that meet
791 the criteria for qualifying contributions to candidate committees under
792 this section shall be considered in calculating the aggregate
793 contribution amount under this subdivision and all such exploratory
794 committee contributions that also meet the requirement under this
795 subdivision for contributions from at least one hundred fifty
796 individuals residing in municipalities included, in whole or in part, in
797 the district shall be counted for the purposes of said requirement.

798 (5) Notwithstanding the provisions of subdivisions (3) and (4) of
799 this subsection, in the case of a special election for the office of state
800 senator or state representative for a district, (A) the aggregate amount
801 of qualifying contributions that the candidate committee of a candidate
802 for such office shall be required to receive in order to be eligible for a
803 grant from the Citizens' Election Fund shall be seventy-five per cent or
804 more of the corresponding amount required under the applicable said
805 subdivision (3) or (4), and (B) the number of contributions required
806 from individuals residing in municipalities included, in whole or in
807 part, in said district shall be seventy-five per cent or more of the
808 corresponding number required under the applicable said subdivision
809 (3) or (4).

810 (b) Each individual who makes a contribution of more than fifty
811 dollars to a candidate committee established to aid or promote the
812 success of a participating candidate for nomination or election shall
813 include with the contribution a certification that the individual is not a
814 communicator lobbyist, a member of the immediate family of a

815 communicator lobbyist or a principal of a state contractor or
816 prospective state contractor.

817 (c) The following shall not be deemed to be qualifying contributions
818 under subsection (a) of this section and shall be returned by the
819 campaign treasurer of the candidate committee to the contributor or
820 transmitted to the State Elections Enforcement Commission for deposit
821 in the Citizens' Election Fund:

822 (1) A contribution from a communicator lobbyist or a member of the
823 immediate family of a communicator lobbyist;

824 (2) A contribution from a principal of a state contractor or
825 prospective state contractor;

826 (3) A contribution [of five dollars or more from an individual who
827 does not provide the full name and complete address of the
828 individual] that is not documented with a signed contribution
829 certification document, as required pursuant to subsection (c) of
830 section 9-706, as amended by this act; and

831 (4) A contribution under subdivision (1) or (2) of subsection (a) of
832 this section from an individual who does not reside in the state, in
833 excess of the applicable limit on contributions from out-of-state
834 individuals in subsection (a) of this section.

835 (d) After a candidate committee receives the applicable aggregate
836 amount of qualifying contributions under subsection (a) of this section,
837 the candidate committee shall transmit any additional contributions
838 that it receives to the State Treasurer for deposit in the Citizens'
839 Election Fund.

840 (e) As used in this section, (1) "communicator lobbyist" has the same
841 meaning as provided in section 1-91, (2) "immediate family" means the
842 spouse or a dependent child of an individual, and (3) "principal of a
843 state contractor or prospective state contractor" has the same meaning
844 as provided in subsection (g) of section 9-612.

845 Sec. 11. Section 9-706 of the general statutes is repealed and the
846 following is substituted in lieu thereof (*Effective from passage*):

847 (a) (1) A participating candidate for nomination to the office of state
848 senator or state representative in 2008, or thereafter, or the office of
849 Governor, Lieutenant Governor, Attorney General, State Comptroller,
850 Secretary of the State or State Treasurer in 2010, or thereafter, may
851 apply to the State Elections Enforcement Commission for a grant from
852 the fund under the Citizens' Election Program for a primary campaign,
853 after the close of the state convention of the candidate's party that is
854 called for the purpose of choosing candidates for nomination for the
855 office that the candidate is seeking, if a primary is required under
856 chapter 153, and (A) said party endorses the candidate for the office
857 that the candidate is seeking, (B) the candidate is seeking nomination
858 to the office of Governor, Lieutenant Governor, Attorney General,
859 State Comptroller, State Treasurer or Secretary of the State or the
860 district office of state senator or state representative and receives at
861 least fifteen per cent of the votes of the convention delegates present
862 and voting on any roll-call vote taken on the endorsement or proposed
863 endorsement of a candidate for the office the candidate is seeking, or
864 (C) the candidate circulates a petition and obtains the required number
865 of signatures for filing a candidacy for nomination for (i) the office of
866 Governor, Lieutenant Governor, Attorney General, State Comptroller,
867 State Treasurer or Secretary of the State or the district office of state
868 senator or state representative, pursuant to section 9-400, or (ii) the
869 municipal office of state senator or state representative, pursuant to
870 section 9-406, whichever is applicable. The State Elections Enforcement
871 Commission shall make any such grants to participating candidates in
872 accordance with the provisions of subsection (g) of this section.

873 (2) A participating candidate for nomination to the office of state
874 senator or state representative in 2008, or thereafter, or the office of
875 Governor, Attorney General, State Comptroller, Secretary of the State
876 or State Treasurer in 2010, or thereafter, may apply to the State
877 Elections Enforcement Commission for a grant from the fund under
878 the Citizens' Election Program for a general election campaign:

879 (A) After the close of the state or district convention or municipal
880 caucus, convention or town committee meeting, whichever is
881 applicable, of the candidate's party that is called for the purpose of
882 choosing candidates for nomination for the office that the candidate is
883 seeking, if (i) said party endorses said candidate for the office that the
884 candidate is seeking and no other candidate of said party files a
885 candidacy with the Secretary of the State in accordance with the
886 provisions of section 9-400 or 9-406, whichever is applicable, (ii) the
887 candidate is seeking election to the office of Governor, Lieutenant
888 Governor, Attorney General, State Comptroller, State Treasurer or
889 Secretary of the State or the district office of state senator or state
890 representative and receives at least fifteen per cent of the votes of the
891 convention delegates present and voting on any roll-call vote taken on
892 the endorsement or proposed endorsement of a candidate for the office
893 the candidate is seeking, no other candidate for said office at such
894 convention either receives the party endorsement or said percentage of
895 said votes for said endorsement or files a certificate of endorsement
896 with the Secretary of the State in accordance with the provisions of
897 section 9-388 or a candidacy with the Secretary of the State in
898 accordance with the provisions of section 9-400, and no other
899 candidate for said office circulates a petition and obtains the required
900 number of signatures for filing a candidacy for nomination for said
901 office pursuant to section 9-400, (iii) the candidate is seeking election to
902 the office of Governor, Lieutenant Governor, Attorney General, State
903 Comptroller, State Treasurer or Secretary of the State or the district
904 office of state senator or state representative, circulates a petition and
905 obtains the required number of signatures for filing a candidacy for
906 nomination for said office pursuant to section 9-400 and no other
907 candidate for said office at the state or district convention either
908 receives the party endorsement or said percentage of said votes for
909 said endorsement or files a certificate of endorsement with the
910 Secretary of the State in accordance with the provisions of section 9-388
911 or a candidacy with the Secretary of the State in accordance with the
912 provisions of section 9-400, or (iv) the candidate is seeking election to
913 the municipal office of state senator or state representative, circulates a

914 petition and obtains the required number of signatures for filing a
915 candidacy for nomination for the office the candidate is seeking
916 pursuant to section 9-406 and no other candidate for said office at the
917 caucus, convention or town committee meeting either receives the
918 party endorsement or files a certification of endorsement with the
919 town clerk in accordance with the provisions of section 9-391;

920 (B) After any primary held by such party for nomination for said
921 office, if the Secretary of the State declares that the candidate is the
922 party nominee in accordance with the provisions of section 9-440;

923 (C) In the case of a minor party candidate, after the nomination of
924 such candidate is certified and filed with the Secretary of the State
925 pursuant to section 9-452; or

926 (D) In the case of a petitioning party candidate, after approval by
927 the Secretary of the State of such candidate's nominating petition
928 pursuant to section 9-453o.

929 (3) A participating candidate for nomination to the office of state
930 senator or state representative at a special election in 2008, or
931 thereafter, may apply to the State Elections Enforcement Commission
932 for a grant from the fund under the Citizens' Election Program for a
933 general election campaign after the close of the district convention or
934 municipal caucus, convention or town committee meeting of the
935 candidate's party that is called for the purpose of choosing candidates
936 for nomination for the office that the candidate is seeking.

937 (4) Notwithstanding the provisions of subdivisions (1) and (2) of
938 this subsection, no participating candidate for nomination or election
939 who changes the candidate's status as a major party, minor party or
940 petitioning party candidate or becomes a candidate of a different
941 party, after filing the affidavit required under section 9-703, as
942 amended by this act, shall be eligible to apply for a grant under the
943 Citizens' Election Program for such candidate's primary campaign for
944 such nomination or general election campaign for such election. The
945 provisions of this subdivision shall not apply in the case of a candidate

946 who is nominated by more than one party and does not otherwise
947 change the candidate's status as a major party, minor party or
948 petitioning party candidate.

949 (b) The application shall include a written certification that:

950 (1) The candidate committee has received the required amount of
951 qualifying contributions;

952 (2) The candidate committee has repaid all moneys borrowed on
953 behalf of the campaign, as required by subsection (b) of section 9-710;

954 (3) The candidate committee has either returned any contribution
955 [of five dollars or more from an individual who does not include the
956 individual's name and address with the contribution] that is not
957 documented with a signed contribution certification document, as
958 required by subsection (c) of this section, or has transmitted any such
959 contribution to the State Elections Enforcement Commission for
960 deposit in the Citizens' Election Fund;

961 (4) The candidate committee has either returned all contributions or
962 portions of contributions that do not meet the criteria for qualifying
963 contributions under section 9-704, as amended by this act, or has
964 transmitted any such contribution to the State Elections Enforcement
965 Commission for deposit in the Citizens' Election Fund and the
966 candidate committee has transmitted all excess qualifying
967 contributions to the Citizens' Election Fund;

968 (5) The campaign treasurer of the candidate committee will:
969 [comply] (A) Comply with the provisions of [sections 9-700 to 9-716 ,
970 inclusive] chapters 155 and 157 and any regulation adopted pursuant
971 to said chapters, and (B) maintain and furnish all records required
972 pursuant to chapters 155 and 157;

973 (6) All moneys received from the Citizens' Election Fund will be
974 deposited upon receipt into the depository account of the candidate
975 committee;

976 (7) The campaign treasurer of the candidate committee will expend
977 all moneys received from the fund in accordance with the provisions of
978 subsection (g) of section 9-607 and regulations adopted by the State
979 Elections Enforcement Commission under subsection (e) of this
980 section; and

981 (8) If the candidate withdraws from the campaign, becomes
982 ineligible or dies during the campaign, the candidate committee of the
983 candidate will return to the commission, for deposit in the fund, all
984 moneys received from the fund pursuant to sections 9-700 to 9-716,
985 inclusive, which said candidate committee has not spent as of the date
986 of such occurrence.

987 (c) The application shall be accompanied by (1) a cumulative
988 itemized accounting of all funds received, expenditures made and
989 expenses incurred but not yet paid by the candidate committee as of
990 three days before the [date that the application is signed] applicable
991 application deadline contained in subsection (g) of this section, (2) a
992 signed contribution certification document for each qualifying
993 contribution, and (3) any documentation required by the commission
994 concerning any exploratory committee established by such candidate.
995 Such accounting shall be sworn to under penalty of false statement by
996 the campaign treasurer of the candidate committee. Such contribution
997 certification document shall contain the following information: (A) The
998 name of the contributor, (B) the contributor's signature, (C) the
999 contributor's residential address, including zip code, (D) the
1000 contributor's telephone number, (E) the amount of the contribution, (F)
1001 the form of the contribution, (G) the date of the contribution, as filled-
1002 in by the contributor, and (H) the candidate committee's name.
1003 Additionally, the following statement shall be placed above the line for
1004 the contributor's signature on such contribution certification
1005 document: "I hereby affirm that this contribution is being made from
1006 my personal funds, is not being reimbursed in any manner, is not
1007 being made as a loan, and is not otherwise a prohibited contribution."
1008 The commission shall prescribe the form of the application and the
1009 cumulative itemized accounting. The form for such accounting shall

1010 conform to the requirements of section 9-608. Both the candidate and
1011 the campaign treasurer of the candidate committee shall sign the
1012 application.

1013 (d) [Not later than three business days following receipt of any such
1014 application] In accordance with the provisions of subsection (g) of this
1015 section, the commission shall review the application, determine
1016 whether (1) the candidate committee for the applicant has received the
1017 required qualifying contributions, (2) in the case of an application for a
1018 grant from the fund for a primary campaign, the applicant has met the
1019 applicable condition under subsection (a) of this section for applying
1020 for such grant and complied with the provisions of subsections (b) and
1021 (c) of this section, (3) in the case of an application for a grant from the
1022 fund for a general election campaign, the applicant has met the
1023 applicable condition under subsection (a) of this section for applying
1024 for such moneys and complied with the provisions of subsections (b)
1025 and (c) of this section, and (4) in the case of an application by a minor
1026 party or petitioning party candidate for a grant from the fund for a
1027 general election campaign, the applicant qualifies as an eligible minor
1028 party candidate or an eligible petitioning party candidate, whichever is
1029 applicable. If the commission approves an application, the commission
1030 shall determine the amount of the grant payable to the candidate
1031 committee for the applicant pursuant to section 9-705 from the fund,
1032 and notify the State Comptroller and the candidate of such candidate
1033 committee, of such amount. Not later than two business days
1034 following notification by the commission, the State Comptroller shall
1035 draw an order on the State Treasurer for payment of such amount to
1036 the qualified candidate committee from the fund.

1037 (e) The State Elections Enforcement Commission shall adopt
1038 regulations, in accordance with the provisions of chapter 54, on
1039 permissible expenditures under subsection (g) of section 9-607 for
1040 qualified candidate committees receiving grants from the fund under
1041 sections 9-700 to 9-716, inclusive.

1042 (f) If a nominated participating candidate dies, withdraws the

1043 candidate's candidacy or becomes disqualified to hold the office for
1044 which the candidate has been nominated after the commission
1045 approves the candidate's application for a grant under this section, the
1046 candidate committee of the candidate who is nominated to replace said
1047 candidate pursuant to section 9-460 shall be eligible to receive grants
1048 from the fund without complying with the provisions of section 9-704,
1049 if said replacement candidate files an affidavit under section 9-703, as
1050 amended by this act, certifying the candidate's intent to abide by the
1051 expenditure limits set forth in subsection (c) of section 9-702, as
1052 amended by this act, and notifies the commission on a form prescribed
1053 by the commission.

1054 (g) Any application submitted pursuant to this section shall be
1055 submitted in accordance with the following deadlines: (1) By four
1056 o'clock p.m. on the second Friday in May of the year that the primary
1057 or election will be held at which such participating candidate will seek
1058 nomination or election, or (2) by four o'clock p.m. on any subsequent
1059 Friday of such year, except that no application shall be accepted by the
1060 commission after four o'clock p.m. on the second to last Friday prior to
1061 the primary or election at which such participating candidate will seek
1062 nomination or election. Not later than five business days following any
1063 such deadline, the commission shall review any application received
1064 by such deadline, in accordance with the provisions of subsection (d)
1065 of this section, and determine whether such application shall be
1066 approved or disapproved. The State Elections Enforcement
1067 Commission may adopt regulations, in accordance with the provisions
1068 of chapter 54, to establish application deadlines and payment
1069 schedules for participating candidates in a special election.

1070 Sec. 12. Section 9-751 of the general statutes is repealed and the
1071 following is substituted in lieu thereof (*Effective from passage*):

1072 Any person, business entity, organization, party committee or
1073 political committee, as such terms are defined in section 9-601, may
1074 contribute to the Citizens' Election Fund established in section 9-701.
1075 Any such contribution shall be made by check or money order,

1076 provided any such contribution from a party committee or political
 1077 committee shall be made by a check drawn on such committee's
 1078 designated checking account. The State Elections Enforcement
 1079 Commission shall immediately transmit all contributions received
 1080 pursuant to this section to the State Treasurer for deposit in the
 1081 Citizens' Election Fund.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	9-7b
Sec. 2	<i>from passage</i>	9-604(d)
Sec. 3	<i>from passage</i>	9-605(b)
Sec. 4	<i>from passage</i>	9-610(e) and (f)
Sec. 5	<i>from passage</i>	9-610(e) and (f)
Sec. 6	<i>from passage</i>	9-372
Sec. 7	<i>from passage</i>	9-675(b)
Sec. 8	<i>from passage</i>	9-702(b) and (c)
Sec. 9	<i>from passage</i>	9-703
Sec. 10	<i>from passage</i>	9-704
Sec. 11	<i>from passage</i>	9-706
Sec. 12	<i>from passage</i>	9-751

GAE *Joint Favorable Subst.*

JUD *Joint Favorable*