



General Assembly

January Session, 2009

Raised Bill No. 6662

LCO No. 4142

04142_____GAE

Referred to Committee on Government Administration and Elections

Introduced by:
(GAE)

AN ACT CONCERNING CERTAIN REVISIONS TO THE CITIZENS' ELECTION PROGRAM.

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

1 Section 1. Subsection (b) of section 9-606 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *January 1, 2010, and applicable to elections held on or after said date*):

4 (b) A contribution in the form of a check drawn on a joint bank
5 account shall, for the purpose of allocation, be deemed to be a
6 contribution made by the individual who signed the check. If a check
7 is signed by more than one individual, the total amount of the check
8 shall be divided equally among the cosigners for the purpose of
9 allocation, except such contribution shall be allocated in accordance
10 with the provisions of any written statement from the holders of such
11 joint bank that indicates how such contribution should be allocated. If
12 a committee receives an anonymous contribution of more than fifteen
13 dollars the campaign treasurer shall immediately remit the
14 contribution to the State Treasurer. The State Treasurer shall deposit
15 the contribution in the General Fund.

16 Sec. 2. Subsection (a) of section 9-608 of the general statutes is
17 repealed and the following is substituted in lieu thereof (*Effective*
18 *January 1, 2010, and applicable to elections held on and after said date*):

19 (a) (1) Each campaign treasurer of a committee [, other than a state
20 central committee,] shall file a statement, sworn under penalty of false
21 statement with the proper authority in accordance with the provisions
22 of section 9-603, as amended by this act, (A) on the tenth calendar day
23 in the months of January, April, July and October, provided, if such
24 tenth calendar day is a Saturday, Sunday or legal holiday, the
25 statement shall be filed on the next business day, (B) on the seventh
26 day preceding each regular state election, except that (i) in the case of a
27 candidate or exploratory committee established for an office to be
28 elected at a municipal election, the statement shall be filed on the
29 seventh day preceding a regular municipal election in lieu of such
30 date, [and] (ii) in the case of a town committee, the statement shall be
31 filed on the seventh day preceding each municipal election in addition
32 to such date, and (iii) in the case of a candidate committee in a state
33 election that is required to file a supplemental campaign finance
34 statement pursuant to subdivisions (1) and (2) of subsection (a) of
35 section 9-712, as amended by this act, such supplemental campaign
36 finance statement shall satisfy the filing requirements of this section,
37 and (C) if the committee has made or received a contribution or
38 expenditure in connection with any other election, a primary or a
39 referendum, on the seventh day preceding the election, primary or
40 referendum, in the case of a candidate committee in a state election
41 that is required to file a supplemental campaign finance statement
42 pursuant to subdivisions (1) and (2) of subsection (a) of section 9-712,
43 as amended by this act, such supplemental campaign finance
44 statement shall satisfy the filing requirements of this section. The
45 statement shall be complete as of midnight of the last day of the month
46 preceding the month in which the statement is required to be filed,
47 except that for the statement required to be filed on the seventh day
48 preceding the election, primary or referendum, the statement shall be
49 complete as of [seven days] midnight of the second day immediately

50 preceding the required filing day. The statement shall cover a period to
51 begin with the first day not included in the last filed statement. In the
52 case of a candidate committee, the statement required to be filed in
53 January shall be in lieu of the statement formerly required to be filed
54 within forty-five days following an election.

55 (2) Each campaign treasurer of a candidate committee, within thirty
56 days following any primary, and each campaign treasurer of a political
57 committee formed for a single primary, election or referendum, within
58 forty-five days after any election or referendum not held in November,
59 shall file statements in the same manner as is required of them under
60 subdivision (1) of this subsection. If the campaign treasurer of a
61 candidate committee established by a candidate, who is unsuccessful
62 in the primary or has terminated his candidacy prior to the primary,
63 distributes all surplus funds within thirty days following the
64 scheduled primary and discloses the distribution on the postprimary
65 statement, such campaign treasurer shall not be required to file any
66 subsequent statement unless the committee has a deficit, in which case
67 he shall file any required statements in accordance with the provisions
68 of subdivision (3) of subsection (e) of this section.

69 [(3) In the case of state central committees, (A) on the tenth calendar
70 day in the months of January, April and July, provided, if such tenth
71 calendar day is a Saturday, Sunday or legal holiday, on the next
72 business day, and (B) on the twelfth day preceding any election, the
73 campaign treasurer of each such committee shall file with the proper
74 authority, a statement, sworn under penalty of false statement,
75 complete as of the last day of the month immediately preceding the
76 month in which such statement is to be filed in the case of statements
77 required to be filed in January, April and July, and complete as of the
78 nineteenth day preceding an election, in the case of the statement
79 required to be filed on the twelfth day preceding an election, and in
80 each case covering a period to begin with the first day not included in
81 the last filed statement.]

82 Sec. 3. Subsections (c) to (e), inclusive, of section 9-608 of the general
83 statutes are repealed and the following is substituted in lieu thereof
84 (*Effective January 1, 2010*):

85 (c) (1) Each statement filed under subsection (a), (e) or (f) of this
86 section shall include, but not be limited to: (A) An itemized accounting
87 of each contribution, if any, including the full name and complete
88 address of each contributor and the amount of the contribution; (B) in
89 the case of anonymous contributions, the total amount received and
90 the denomination of the bills; (C) an itemized accounting of each
91 expenditure, if any, including the full name and complete address of
92 each payee, including secondary payees whenever the primary or
93 principal payee is known to include charges which the primary payee
94 has already paid or will pay directly to another person, vendor or
95 entity, the amount and the purpose of the expenditure, the candidate
96 supported or opposed by the expenditure, whether the expenditure is
97 made independently of the candidate supported or is an in-kind
98 contribution to the candidate, and a statement of the balance on hand
99 or deficit, as the case may be; (D) an itemized accounting of each
100 expense incurred but not paid, provided if the expense is incurred by
101 use of a credit card, the accounting shall include secondary payees,
102 and the amount owed to each such payee; (E) the name and address of
103 any person who is the guarantor of a loan to, or the cosigner of a note
104 with, the candidate on whose behalf the committee was formed, or the
105 campaign treasurer in the case of a party committee or a political
106 committee or who has advanced a security deposit to a telephone
107 company, as defined in section 16-1, for telecommunications service
108 for a committee; (F) for each business entity or person purchasing
109 advertising space in a program for a fund-raising affair, the name and
110 address of the business entity or the name and address of the person,
111 and the amount and aggregate amounts of such purchases; (G) for
112 each individual who contributes in excess of one hundred dollars but
113 not more than one thousand dollars, in the aggregate, to the extent
114 known, the principal occupation of such individual and the name of
115 the individual's employer, if any; (H) for each individual who

116 contributes in excess of one thousand dollars in the aggregate, the
117 principal occupation of such individual, the name of the individual's
118 employer, if any; (I) for each itemized contribution made by a lobbyist,
119 the spouse of a lobbyist or any dependent child of a lobbyist who
120 resides in the lobbyist's household, a statement to that effect; and (J) for
121 each individual who contributes in excess of four hundred dollars in
122 the aggregate to or for the benefit of any candidate's campaign for
123 nomination at a primary or election to the office of chief executive
124 officer of a town, city or borough, a statement indicating whether the
125 individual or a business with which he is associated has a contract
126 with said municipality that is valued at more than five thousand
127 dollars. Each campaign treasurer shall include in such statement (i) an
128 itemized accounting of the receipts and expenditures relative to any
129 testimonial affair held under the provisions of section 9-609 or any
130 other fund-raising affair, which is referred to in subsection (b) of
131 section 9-601a, and (ii) the date, location and a description of the affair.

132 (2) Each contributor described in subparagraph (G), (H), (I) or (J) of
133 subdivision (1) of this subsection shall, at the time the contributor
134 makes such a contribution, provide the information which the
135 campaign treasurer is required to include under said subparagraph in
136 the statement filed under subsection (a), (e) or (f) of this section.
137 Notwithstanding any provision of subdivision (2) of section 9-7b, any
138 contributor described in subparagraph (G) of subdivision (1) of this
139 subsection who does not provide such information at the time the
140 contributor makes such a contribution and any treasurer shall not be
141 subject to the provisions of subdivision (2) of section 9-7b. If a
142 campaign treasurer receives a contribution from an individual which
143 separately, or in the aggregate, is in excess of one thousand dollars and
144 the contributor has not provided the information required by said
145 subparagraph (H) or if a campaign treasurer receives a contribution
146 from an individual to or for the benefit of any candidate's campaign
147 for nomination at a primary or election to the office of chief executive
148 officer of a town, city or borough, which separately, or in the
149 aggregate, is in excess of four hundred dollars and the contributor has

150 not provided the information required by said subparagraph (J), the
151 campaign treasurer: (i) Within three business days after receiving the
152 contribution, shall send a request for such information to the
153 contributor by certified mail, return receipt requested; (ii) shall not
154 deposit the contribution until the campaign treasurer obtains such
155 information from the contributor, notwithstanding the provisions of
156 section 9-606, as amended by this act; and (iii) shall return the
157 contribution to the contributor if the contributor does not provide the
158 required information within fourteen days after the treasurer's written
159 request or the end of the reporting period in which the contribution
160 was received, whichever is later. Any failure of a contributor to
161 provide the information which the campaign treasurer is required to
162 include under said subparagraph (G) or (I), which results in
163 noncompliance by the campaign treasurer with the provisions of said
164 subparagraph (G) or (I), shall be a complete defense to any action
165 against the campaign treasurer for failure to disclose such information.

166 (3) In addition to the requirements of subdivision (2) of this
167 subsection, each contributor who makes a contribution to a candidate
168 or exploratory committee for Governor, Lieutenant Governor,
169 Attorney General, State Comptroller, Secretary of the State, State
170 Treasurer, state senator or state representative, any political committee
171 established or controlled by such candidates or authorized to make
172 contributions to such candidates or committees, and any party
173 committee that separately, or in the aggregate, exceeds fifty dollars
174 shall provide with the contribution: [a certification that the contributor
175 is not a principal of a state contractor or prospective state contractor, as
176 defined in subsection (g) of section 9-612, nor a communicator lobbyist
177 or a member of the immediate family of a communicator lobbyist and
178 shall provide the name of the employer of the contributor] (A) The
179 name of the contributor's employer, (B) whether the contributor is a
180 "communicator lobbyist", as defined in section 1-91, or an immediate
181 family member of a communicator lobbyist, (C) whether the
182 contributor is a "state contractor" or "principal of a state contractor or
183 prospective state contractor", as such terms are defined in section 9-

184 612, and (D) a certification that the contributor is not prohibited from
185 making a contribution to such candidate or committee pursuant to
186 subsection (g) of section 9-610 and subsection (g) of section 9-612. The
187 State Elections Enforcement Commission shall prepare a sample form
188 for such certification by the contributor and shall make it available to
189 campaign treasurers and contributors. Such sample form shall include
190 an explanation of the contribution prohibitions and exceptions
191 contained in subsections (g) and (i) of section 9-610 and subsection (g)
192 of section 9-612 in addition to an explanation of the terms
193 "communicator lobbyist", [and] "principal of a state contractor or
194 principal of a prospective state contractor", "immediate family member
195 of a communicator lobbyist," "state contractor" and "prospective state
196 contractor". The information on such sample form shall be included in
197 any written solicitation conducted by any such committee. If a
198 campaign treasurer receives such a contribution and the contributor
199 has not provided such certification, the campaign treasurer shall: (A)
200 Not later than three business days after receiving the contribution,
201 send a request for the certification to the contributor by certified mail,
202 return receipt requested; (B) not deposit the contribution until the
203 campaign treasurer obtains the certification from the contributor,
204 notwithstanding the provisions of section 9-606, as amended by this
205 act; and (C) return the contribution to the contributor if the contributor
206 does not provide the certification not later than fourteen days after the
207 treasurer's written request or at the end of the reporting period in
208 which the contribution was received, whichever is later. If a campaign
209 treasurer deposits a contribution based on a certification that is later
210 determined to be false, the treasurer shall [not be in violation of this
211 subdivision] have a complete defense to any action against such
212 campaign treasurer for the receipt of such contribution. Such defense
213 shall not be available to a campaign treasurer who knew or had reason
214 to know that the certification was false prior to depositing such
215 contribution.

216 (4) Contributions from a single individual to a campaign treasurer
217 in the aggregate totaling fifty dollars or less need not be individually

218 identified in the statement, but a sum representing the total amount of
219 all such contributions made by all such individuals during the period
220 to be covered by such statement shall be a separate entry, identified
221 only by the words "total contributions from small contributors".

222 (5) Each statement filed by the campaign treasurer of a party
223 committee, a legislative caucus committee or a legislative leadership
224 committee shall include an itemized accounting of each organization
225 expenditure made by the committee. Concomitant with the filing of
226 any such statement containing an accounting of an organization
227 expenditure made by the committee for the benefit of a participating
228 candidate for the office of state senator or state representative, such
229 campaign treasurer shall provide notice of the amount and purpose of
230 the organization expenditure to the candidate committee of such
231 candidate.

232 (6) In addition to the other applicable requirements of this section,
233 the campaign treasurer of a candidate committee of a participating
234 candidate for the office of state senator or state representative who has
235 received the benefit of any organization expenditure shall, not later
236 than the time of dissolving such committee, file a statement with the
237 State Elections Enforcement Commission that lists, if known to such
238 candidate committee, the committee which made such organization
239 expenditure for such candidate's behalf and the amount and purpose
240 of such organization expenditure.

241 (7) Statements filed in accordance with this section shall remain
242 public records of the state for five years from the date such statements
243 are filed.

244 (d) At the time of filing statements required under this section, the
245 campaign treasurer of each candidate committee shall send to the
246 candidate a duplicate statement and the campaign treasurer of each
247 party committee and each political committee other than an
248 exploratory committee shall send to the chairman of the committee a
249 duplicate statement. Each statement required to be filed with the

250 commission under [this section and] subsection (g) of section 9-610,
251 subsection (e) of section 9-612 or section 9-712, as amended by this act,
252 shall be deemed to be filed in a timely manner if: (1) For statements
253 filed as hard copies, including, but not limited to, those statements
254 delivered via United States mail, courier service, parcel service or hand
255 delivery, the statement is received by the commission by five o'clock
256 p.m. on the day the statement is required to be filed, or (2) for
257 statements authorized by the commission to be filed electronically,
258 including, but not limited to, those statements filed via electronic mail,
259 facsimile machine, web-based programs created by the commission or
260 other electronic means, the statement is transmitted to the commission
261 by midnight on the day the statement is required to be filed or by the
262 deadline specified under subsection (e) of section 9-612, section 9-706,
263 as amended by this act, or section 9-712, as amended by this act, as
264 applicable. Any other filing required pursuant to this section shall be
265 deemed to be filed in a timely manner if it is delivered by hand to the
266 office of the proper authority before four-thirty o'clock p.m. or
267 postmarked by the United States Postal Service before midnight on the
268 required filing day. If the day for any such filing falls on a Saturday,
269 Sunday or legal holiday, the statement shall be filed on the next
270 business day thereafter.

271 (e) (1) Notwithstanding any provisions of this chapter, in the event
272 of a surplus the campaign treasurer of a candidate committee or of a
273 political committee, other than a political committee formed for
274 ongoing political activities or an exploratory committee, shall
275 distribute or expend such surplus not later than ninety days after a
276 primary which results in the defeat of the candidate, an election or
277 referendum not held in November or by January thirty-first following
278 an election or referendum held in November, in the following manner:

279 (A) Such committees may distribute their surplus to a party
280 committee, or a political committee organized for ongoing political
281 activities, return such surplus to all contributors to the committee on a
282 prorated basis of contribution, distribute all or any part of such surplus

283 to the Citizens' Election Fund established in section 9-701 or distribute
284 such surplus to any charitable organization which is a tax-exempt
285 organization under Section 501(c)(3) of the Internal Revenue Code of
286 1986, or any subsequent corresponding internal revenue code of the
287 United States, as from time to time amended, provided (i) no candidate
288 committee may distribute such surplus to a committee which has been
289 established to finance future political campaigns of the candidate, (ii) a
290 candidate committee which received moneys from the Citizens'
291 Election Fund shall distribute such surplus to such fund, and (iii) a
292 candidate committee for a nonparticipating candidate, as described in
293 subsection (b) of section 9-703, as amended by this act, or a candidate
294 committee for a participating candidate that did not receive moneys
295 from the Citizens' Election Fund may only distribute any such surplus
296 to the Citizens' Election Fund or to a charitable organization;

297 (B) Each such political committee established by an organization
298 which received its funds from the organization's treasury shall return
299 its surplus to its sponsoring organization;

300 (C) (i) Each political committee formed solely to aid or promote the
301 success or defeat of any referendum question, which does not receive
302 contributions from a business entity or an organization, shall distribute
303 its surplus to a party committee, to a political committee organized for
304 ongoing political activities, to a national committee of a political party,
305 to all contributors to the committee on a prorated basis of contribution,
306 to state or municipal governments or agencies or to any organization
307 which is a tax-exempt organization under Section 501(c)(3) of the
308 Internal Revenue Code of 1986, or any subsequent corresponding
309 internal revenue code of the United States, as from time to time
310 amended. (ii) Each political committee formed solely to aid or promote
311 the success or defeat of any referendum question, which receives
312 contributions from a business entity or an organization, shall distribute
313 its surplus to all contributors to the committee on a prorated basis of
314 contribution, to state or municipal governments or agencies, or to any
315 organization which is tax-exempt under said provisions of the Internal

316 Revenue Code. Notwithstanding the provisions of this subsection, a
317 committee formed for a single referendum shall not be required to
318 expend its surplus not later than ninety days after the referendum and
319 may continue in existence if a substantially similar referendum
320 question on the same issue will be submitted to the electorate within
321 six months after the first referendum. If two or more substantially
322 similar referenda on the same issue are submitted to the electorate,
323 each no more than six months apart, the committee shall expend such
324 surplus within ninety days following the date of the last such
325 referendum;

326 (D) The campaign treasurer of the candidate committee of a
327 candidate who is elected to office may, upon the authorization of such
328 candidate, expend surplus campaign funds to pay for the cost of
329 clerical, secretarial or other office expenses necessarily incurred by
330 such candidate in preparation for taking office; except such surplus
331 shall not be distributed for the personal benefit of any individual or to
332 any organization; and

333 (E) The campaign treasurer of a candidate committee, or of a
334 political committee, other than a political committee formed for
335 ongoing political activities or an exploratory committee, shall, prior to
336 the dissolution of such committee, either (i) distribute any equipment
337 purchased, including, but not limited to, computer equipment, to any
338 recipient as set forth in subparagraph (A) of this subdivision, or (ii) sell
339 any equipment purchased, including but not limited to computer
340 equipment, to any person for fair market value and then distribute the
341 proceeds of such sale to any recipient as set forth in said subparagraph
342 (A).

343 (2) Notwithstanding any provisions of this chapter, the campaign
344 treasurer of the candidate committee of a candidate who has
345 withdrawn from a primary or election may, prior to the primary or
346 election, distribute its surplus to any organization which is tax-exempt
347 under Section 501(c)(3) of the Internal Revenue Code of 1986, or any

348 subsequent corresponding internal revenue code of the United States,
349 as from time to time amended, or return such surplus to all
350 contributors to the committee on a prorated basis of contribution.

351 (3) Not later than seven days after such distribution or not later than
352 seven days after all funds have been expended in accordance with
353 subparagraph (D) of subdivision (1) of this subsection, the campaign
354 treasurer shall file a supplemental statement, sworn under penalty of
355 false statement, with the proper authority, identifying all further
356 contributions received since the previous statement and explaining
357 how any surplus has been distributed or expended in accordance with
358 this section. No surplus may be distributed or expended until after the
359 election, primary or referendum.

360 (4) In the event of a deficit, the campaign treasurer shall file a
361 supplemental statement ninety days after an election, primary or
362 referendum not held in November or on the seventh calendar day in
363 February, or the next business day if such day is a Saturday, Sunday or
364 legal holiday, after an election or referendum held in November, with
365 the proper authority and, thereafter, on the seventh day of each month
366 following if on the last day of the previous month there was an
367 increase or decrease in the deficit in excess of five hundred dollars
368 from that reported on the last statement filed. The campaign treasurer
369 shall file such supplemental statements as required until the deficit is
370 eliminated. If any such committee does not have a surplus or a deficit,
371 the statement required to be filed not later than forty-five days
372 following any election or referendum not held in November or on the
373 seventh calendar day in January, or the next business day if such day is
374 a Saturday, Sunday or legal holiday, following an election or
375 referendum held in November, or not later than thirty days following
376 any primary shall be the last required statement.

377 Sec. 4. Subsections (b) and (c) of section 9-702 of the general statutes
378 are repealed and the following is substituted in lieu thereof (*Effective*
379 *January 1, 2010, and applicable to primaries and elections held on and after*

380 *said date*):

381 (b) Any such candidate committee is eligible to receive such grants
382 for a primary campaign, if applicable, and a general election campaign
383 if (1) the candidate certifies as a participating candidate under section
384 9-703, as amended by this act, (2) the candidate's candidate committee
385 receives the required amount of qualifying contributions under section
386 9-704, as amended by this act, (3) the candidate's candidate committee
387 returns all contributions that do not meet the criteria for qualifying
388 contributions under section 9-704, as amended by this act, or transmits
389 such contributions to the Citizens' Election Fund, (4) the candidate
390 agrees to limit the campaign expenditures of the candidate's candidate
391 committee in accordance with the provisions of subsection (c) of this
392 section, and (5) the candidate submits an application and the
393 commission approves the application in accordance with the
394 provisions of section 9-706, as amended by this act.

395 (c) A candidate participating in the Citizens' Election Program shall
396 limit the expenditures of the candidate's candidate committee (A)
397 before a primary campaign and a general election campaign, to the
398 amount of qualifying contributions permitted in section [9-705] 9-704,
399 as amended by this act, and any personal funds provided by the
400 candidate under subsection (c) of section 9-710, (B) for a primary
401 campaign, to the sum of (i) the amount of such qualifying
402 contributions and personal funds that have not been spent before the
403 primary campaign, (ii) the amount of the grant for the primary
404 campaign authorized under section 9-705, as amended by this act, and
405 (iii) the amount of any additional moneys for the primary campaign
406 authorized under section 9-713 or 9-714, as amended by this act, and
407 (C) for a general election campaign, to the sum of (i) the amount of
408 such qualifying contributions and personal funds that have not been
409 spent before the general election campaign, (ii) any unexpended funds
410 from any grant for a primary campaign authorized under section 9-
411 705, as amended by this act, or from any additional moneys for a
412 primary campaign authorized under section 9-713 or 9-714, as

413 amended by this act, (iii) the amount of the grant for the general
414 election campaign authorized under section 9-705, as amended by this
415 act, and (iv) the amount of any additional moneys for the general
416 election campaign authorized under section 9-713 or 9-714, as
417 amended by this act. The candidate committee of a minor or
418 petitioning party candidate who has received a general election
419 campaign grant from the fund pursuant to section 9-705, as amended
420 by this act, shall be permitted to receive contributions in addition to
421 the qualifying contributions subject to the limitations and restrictions
422 applicable to participating candidates for the same office, provided
423 such minor or petitioning party candidate shall limit the expenditures
424 of the candidate committee for a general election campaign to the sum
425 of the qualifying contributions and personal funds, the amount of the
426 general election campaign grant received and the amount raised in
427 additional contributions that is equivalent to the difference between
428 the amount of the applicable general election campaign grant for a
429 major party candidate for such office and the amount of the general
430 election campaign grant received by such minor or petitioning party
431 candidate.

432 Sec. 5. Subsection (a) of section 9-703 of the general statutes is
433 repealed and the following is substituted in lieu thereof (*Effective*
434 *January 1, 2010, and applicable to primaries and elections held on and after*
435 *said date*):

436 (a) Each candidate for nomination or election to the office of state
437 senator or state representative in 2008, or thereafter, or the office of
438 Governor, Lieutenant Governor, Attorney General, State Comptroller,
439 Secretary of the State or State Treasurer in 2010, or thereafter, shall file
440 an affidavit with the State Elections Enforcement Commission. The
441 affidavit shall include a written certification that the candidate either
442 intends to abide by the expenditure limits under the Citizens' Election
443 Program set forth in subsection (c) of section 9-702, or does not intend
444 to abide by said limits. If the candidate intends to abide by said limits,
445 the affidavit shall also include written certifications (1) that the

446 campaign treasurer of the candidate committee for said candidate shall
447 expend any moneys received from the Citizens' Election Fund in
448 accordance with the provisions of subsection (g) of section 9-607 and
449 regulations adopted by the State Elections Enforcement Commission
450 under subsection (e) of section 9-706, (2) that the candidate shall repay
451 to the fund any such moneys that are not expended in accordance with
452 subsection (g) of said section 9-607 and said regulations, (3) that the
453 candidate and the campaign treasurer shall comply with the
454 provisions of subdivision (1) of subsection (a) of section 9-711, and (4)
455 stating the candidate's status as a major party, minor party or
456 petitioning party candidate and, in the case of a major party or minor
457 party candidate, the name of such party. The written certification
458 described in subdivision (3) of this subsection shall be made by both
459 the candidate and the campaign treasurer of the candidate committee
460 for said candidate. A candidate for nomination or election to any such
461 office shall file such affidavit not later than four o'clock p.m. on the
462 twenty-fifth day before the day of a primary, if applicable, or on the
463 fortieth day before the day of the election for such office, except that in
464 the case of a special election for the office of state senator or state
465 representative, the candidate shall file such affidavit not later than four
466 o'clock p.m. on the twenty-fifth day before the day of such special
467 election. Notwithstanding the provisions of this subsection, a
468 candidate who is not required to form a candidate committee pursuant
469 to subdivision (3) or (4) of subsection (b) of section 9-604 who files a
470 certification with the State Elections Enforcement Commission
471 pursuant to subsection (c) of section 9-603 and subsection (b) of section
472 9-604 and who does not intend to participate in the Citizens' Election
473 Program shall not be required to file such affidavit of intent not to
474 abide by the expenditure limits. Any such candidate shall be referred
475 to as a nonparticipating candidate, in accordance with subsection (b) of
476 this section.

477 Sec. 6. Section 9-704 of the general statutes is repealed and the
478 following is substituted in lieu thereof (*Effective January 1, 2010, and*
479 *applicable to primaries and elections held on and after said date*):

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

483 (1) In the case of a candidate for nomination or election to the office
484 of Governor, contributions from individuals in the aggregate amount
485 of two hundred fifty thousand dollars, of which two hundred twenty-
486 five thousand dollars or more is contributed by individuals residing in
487 the state. The provisions of this subdivision shall be subject to the
488 following: (A) The candidate committee shall return or transmit to the
489 Citizens' Election Fund at the time of submitting the grant application
490 the portion of any contribution or contributions from any individual,
491 including said candidate, that exceeds one hundred dollars, and such
492 excess portion shall not be considered in calculating such amounts,
493 [and] (B) the candidate committee or exploratory committee of a
494 candidate for state office shall submit to the State Elections
495 Enforcement Commission documentation demonstrating that any
496 contribution or contributions meet the criteria for qualifying
497 contributions at the time that such committee files the financial
498 disclosure statement pursuant to subsection (a) of section 9-608, as
499 amended by this act, and (C) all contributions received by (i) an
500 exploratory committee established by said candidate, or (ii) an
501 exploratory committee or candidate committee of a candidate for the
502 office of Lieutenant Governor who is deemed to be jointly
503 campaigning with a candidate for nomination or election to the office
504 of Governor under subsection (a) of section 9-709, which meet the
505 criteria for qualifying contributions to candidate committees under this
506 section shall be considered in calculating such amounts; and

507 (2) In the case of a candidate for nomination or election to the office
508 of Lieutenant Governor, Attorney General, State Comptroller, State
509 Treasurer or Secretary of the State, contributions from individuals in
510 the aggregate amount of seventy-five thousand dollars, of which sixty-
511 seven thousand five hundred dollars or more is contributed by
512 individuals residing in the state. The provisions of this subdivision

513 shall be subject to the following: (A) The candidate committee shall
514 return or transmit to the Citizens' Election Fund at the time of
515 submitting the grant application the portion of any contribution or
516 contributions from any individual, including said candidate, that
517 exceeds one hundred dollars, and such excess portion shall not be
518 considered in calculating such amounts, [and] (B) the candidate
519 committee or exploratory committee of a candidate for state office shall
520 submit to the State Elections Enforcement Commission documentation
521 demonstrating that any contribution or contributions meet the criteria
522 for qualifying contributions at the time that the committee files the
523 financial disclosure statement pursuant to subsection (a) of section 9-
524 608, as amended by this act, and (C) all contributions received by an
525 exploratory committee established by said candidate that meet the
526 criteria for qualifying contributions to candidate committees under this
527 section shall be considered in calculating such amounts.

528 (3) In the case of a candidate for nomination or election to the office
529 of state senator for a district, contributions from individuals in the
530 aggregate amount of fifteen thousand dollars, including contributions
531 from at least three hundred individuals residing in municipalities
532 included, in whole or in part, in said district. The provisions of this
533 subdivision shall be subject to the following: (A) The candidate
534 committee shall return or transmit to the Citizens' Election Fund at the
535 time of submitting the grant application the portion of any
536 contribution or contributions from any individual, including said
537 candidate, that exceeds one hundred dollars, and such excess portion
538 shall not be considered in calculating the aggregate contribution
539 amount under this subdivision, (B) no contribution shall be counted
540 for the purposes of the requirement under this subdivision for
541 contributions from at least three hundred individuals residing in
542 municipalities included, in whole or in part, in the district unless the
543 contribution is five dollars or more, and (C) all contributions received
544 by an exploratory committee established by said candidate that meet
545 the criteria for qualifying contributions to candidate committees under
546 this section shall be considered in calculating the aggregate

547 contribution amount under this subdivision and all such exploratory
548 committee contributions that also meet the requirement under this
549 subdivision for contributions from at least three hundred individuals
550 residing in municipalities included, in whole or in part, in the district
551 shall be counted for the purposes of said requirement.

552 (4) In the case of a candidate for nomination or election to the office
553 of state representative for a district, contributions from individuals in
554 the aggregate amount of five thousand dollars, including contributions
555 from at least one hundred fifty individuals residing in municipalities
556 included, in whole or in part, in said district. The provisions of this
557 subdivision shall be subject to the following: (A) The candidate
558 committee shall return or transmit to the Citizens' Election Fund at the
559 time of submitting the grant application the portion of any
560 contribution or contributions from any individual, including said
561 candidate, that exceeds one hundred dollars, and such excess portion
562 shall not be considered in calculating the aggregate contribution
563 amount under this subdivision, (B) no contribution shall be counted
564 for the purposes of the requirement under this subdivision for
565 contributions from at least one hundred fifty individuals residing in
566 municipalities included, in whole or in part, in the district unless the
567 contribution is five dollars or more, and (C) all contributions received
568 by an exploratory committee established by said candidate that meet
569 the criteria for qualifying contributions to candidate committees under
570 this section shall be considered in calculating the aggregate
571 contribution amount under this subdivision and all such exploratory
572 committee contributions that also meet the requirement under this
573 subdivision for contributions from at least one hundred fifty
574 individuals residing in municipalities included, in whole or in part, in
575 the district shall be counted for the purposes of said requirement.

576 (5) Notwithstanding the provisions of subdivisions (3) and (4) of
577 this subsection, in the case of a special election for the office of state
578 senator or state representative for a district, (A) the aggregate amount
579 of qualifying contributions that the candidate committee of a candidate

580 for such office shall be required to receive in order to be eligible for a
581 grant from the Citizens' Election Fund shall be seventy-five per cent or
582 more of the corresponding amount required under the applicable said
583 subdivision (3) or (4), and (B) the number of contributions required
584 from individuals residing in municipalities included, in whole or in
585 part, in said district shall be seventy-five per cent or more of the
586 corresponding number required under the applicable said subdivision
587 (3) or (4).

588 (b) Each individual who makes a contribution of more than fifty
589 dollars to a candidate committee established to aid or promote the
590 success of a participating candidate for nomination or election shall
591 include with the contribution a certification that contains the same
592 information described in subdivision (3) of subsection (c) of section 9-
593 608, as amended by this act, and shall follow the same procedure
594 prescribed in said subsection.

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

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

602 (2) A contribution from a principal of a state contractor or
603 prospective state contractor;

604 (3) A contribution of less than five dollars, and a contribution of five
605 dollars or more from an individual who does not provide the full name
606 and complete address of the individual; [and]

607 (4) A contribution under subdivision (1) or (2) of subsection (a) of
608 this section from an individual who does not reside in the state, in
609 excess of the applicable limit on contributions from out-of-state

610 individuals in subsection (a) of this section; and

611 (5) A contribution made by an individual who is less than twelve
612 years of age.

613 (d) After a candidate committee receives the applicable aggregate
614 amount of qualifying contributions under subsection (a) of this section,
615 the candidate committee shall transmit any additional contributions
616 that it receives to the State Treasurer for deposit in the Citizens'
617 Election Fund.

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

623 Sec. 7. Subsection (j) of section 9-705 of the general statutes is
624 repealed and the following is substituted in lieu thereof (*Effective*
625 *January 1, 2010, and applicable to primaries and elections held on or after said*
626 *date*):

627 (j) Notwithstanding the provisions of subsections (a) to (i), inclusive,
628 of this section:

629 (1) The initial grant that a qualified candidate committee for a
630 candidate is eligible to receive under subsections (a) to (i), inclusive, of
631 this section shall be reduced by the amount of any personal funds that
632 the candidate provides for the candidate's campaign for nomination or
633 election pursuant to subsection (c) of section 9-710;

634 (2) If a participating candidate is nominated at a primary and does
635 not expend the entire grant for the primary campaign authorized
636 under subsection (a), (b), (e) or (f) of this section or all moneys that
637 may be received for the primary campaign under section 9-713 or 9-
638 714, as amended by this act, the amount of the grant for the general
639 election campaign shall be reduced by the total amount of any such

640 unexpended primary campaign grant and moneys;

641 (3) If a participating candidate who is nominated for election does
642 not have any opponent in the general election campaign, the amount
643 of the general election campaign grant for which the qualified
644 candidate committee for said candidate shall be eligible shall be thirty
645 per cent of the applicable amount set forth in subsections (a) to (i),
646 inclusive, of this section. For purposes of this subdivision, a
647 participating candidate shall be deemed to have a major party
648 opponent if (A) the major party has properly endorsed a candidate and
649 made the requisite filing with the Secretary of the State within the time
650 specified in section 9-391 or 9-400, as applicable, (B) any candidate of
651 any other major party has received not less than fifteen per cent of the
652 vote of convention delegates and has complied with the filing
653 requirements set forth in section 9-400, or (C) any candidate of any
654 other major party who has circulated a petition and obtained the
655 required number of signatures for filing a candidacy for nomination
656 and has either qualified for the primary or has been deemed the party's
657 nominee; and

658 (4) If the only opponent or opponents of a participating candidate
659 who is nominated for election to an office are eligible minor party
660 candidates or eligible petitioning party candidates and no such eligible
661 minor party candidate's or eligible petitioning party candidate's
662 candidate committee has received a total amount of contributions of
663 any type that is equal to or greater than the amount of the qualifying
664 contributions that a candidate for such office is required to receive
665 under section 9-704, as amended by this act, to be eligible for grants
666 from the Citizens' Election Fund, the amount of the general election
667 campaign grant for such participating candidate shall be sixty per cent
668 of the applicable amount set forth in this section.

669 Sec. 8. Subsections (b) to (g), inclusive, of section 9-706 of the general
670 statutes are repealed and the following is substituted in lieu thereof
671 *(Effective January 1, 2010, and applicable to primaries and elections held on*

672 *and after said date):*

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

674 (1) The candidate committee has received the required amount of
675 qualifying contributions;

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

678 (3) The candidate committee has returned any contribution of five
679 dollars or more from an individual who does not include the
680 individual's name and address with the contribution;

681 (4) The candidate committee has returned or transmitted to the
682 Citizens' Election Fund all contributions or portions of contributions
683 that do not meet the criteria for qualifying contributions under section
684 9-704, as amended by this act, and transmitted all excess qualifying
685 contributions to the Citizens' Election Fund;

686 (5) The campaign treasurer of the candidate committee will: (A)
687 Comply with the provisions of chapters 155 and 157, and (B) maintain
688 and furnish all records required pursuant to chapters 155 and 157 and
689 any regulation adopted pursuant to such chapters;

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

693 (7) The campaign treasurer of the candidate committee will expend
694 all moneys received from the fund in accordance with the provisions of
695 subsection (g) of section 9-607 and regulations adopted by the State
696 Elections Enforcement Commission under subsection (e) of this
697 section; and

698 (8) If the candidate withdraws from the campaign, becomes
699 ineligible or dies during the campaign, the candidate committee of the

700 candidate will return to the commission, for deposit in the fund, all
701 moneys received from the fund pursuant to sections 9-700 to 9-716,
702 inclusive, which said candidate committee has not spent as of the date
703 of such occurrence.

704 (c) The application shall be accompanied by a cumulative itemized
705 accounting of all funds received, expenditures made and expenses
706 incurred but not yet paid by the candidate committee as of three days
707 [before the applicable application deadline contained in subsection (g)
708 of this section] immediately preceding the day the application is filed.
709 Such accounting shall be sworn to under penalty of false statement by
710 the campaign treasurer of the candidate committee. The commission
711 shall prescribe the form of the application and the cumulative itemized
712 accounting. The form for such accounting shall conform to the
713 requirements of section 9-608, as amended by this act. Both the
714 candidate and the campaign treasurer of the candidate committee shall
715 sign the application.

716 (d) In accordance with the provisions of subsection (g) of this
717 section, the commission shall review the application, determine
718 whether (1) the candidate committee for the applicant has received the
719 required qualifying contributions, (2) in the case of an application for a
720 grant from the fund for a primary campaign, the applicant has met the
721 applicable condition under subsection (a) of this section for applying
722 for such grant and complied with the provisions of subsections (b) and
723 (c) of this section, (3) in the case of an application for a grant from the
724 fund for a general election campaign, the applicant has met the
725 applicable condition under subsection (a) of this section for applying
726 for such moneys and complied with the provisions of subsections (b)
727 and (c) of this section, and (4) in the case of an application by a minor
728 party or petitioning party candidate for a grant from the fund for a
729 general election campaign, the applicant qualifies as an eligible minor
730 party candidate or an eligible petitioning party candidate, whichever is
731 applicable. If the commission approves an application, the commission
732 shall determine the amount of the grant payable to the candidate

733 committee for the applicant pursuant to section 9-705, as amended by
734 this act, from the fund, and notify the State Comptroller and the
735 candidate of such candidate committee, of such amount. If the timing
736 of the commission's approval of the grant in relation to the Secretary of
737 the State's determination of ballot status is such that the commission
738 cannot determine whether the qualified candidate committee is
739 entitled to the applicable full initial grant for the primary or election or
740 the applicable partial grant for the primary or election, as the case may
741 be, the commission shall approve the lesser applicable partial initial
742 grant. The commission shall then authorize the payment of the
743 remaining portion of the applicable grant after the commission has
744 knowledge of the circumstances regarding the ballot status of the
745 opposing candidates in such primary or election. Not later than two
746 business days following notification by the commission, the State
747 Comptroller shall draw an order on the State Treasurer for payment of
748 any such approved amount to the qualified candidate committee from
749 the fund.

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

755 (f) If a nominated participating candidate dies, withdraws the
756 candidate's candidacy or becomes disqualified to hold the office for
757 which the candidate has been nominated after the commission
758 approves the candidate's application for a grant under this section, the
759 candidate committee of the candidate who is nominated to replace said
760 candidate pursuant to section 9-460 shall be eligible to receive grants
761 from the fund without complying with the provisions of section 9-704,
762 as amended by this act, if said replacement candidate files an affidavit
763 under section 9-703, as amended by this act, certifying the candidate's
764 intent to abide by the expenditure limits set forth in subsection (c) of
765 section 9-702, as amended by this act, and notifies the commission on a

766 form prescribed by the commission.

767 (g) (1) Any application submitted pursuant to this section for a
768 primary or general election shall be submitted in accordance with the
769 following schedule: (A) By five o'clock p.m. on the third Thursday in
770 May of the year that the primary or election will be held at which such
771 participating candidate will seek nomination or election, or (B) by five
772 o'clock p.m. on any subsequent Thursday of such year, provided no
773 application shall be accepted by the commission after five o'clock p.m.
774 on or after the fourth to last Friday prior to the primary or election at
775 which such participating candidate will seek nomination or election.
776 Not later than four business days following any such Thursday or
777 Friday, as applicable, for participating candidates seeking nomination
778 or election to the office of state senator or state representative, or, ten
779 business days following any such Thursday or Friday, as applicable,
780 for participating candidates seeking nomination or election to the
781 office of Governor, Lieutenant Governor, Attorney General, State
782 Comptroller, State Treasurer or Secretary of the State or, in the event of
783 a national, regional or local emergency or local natural disaster, as
784 soon thereafter as is practicable, the commission shall review any
785 application received by such Thursday or Friday, in accordance with
786 the provisions of subsection (d) of this section, and determine whether
787 such application shall be approved or disapproved, except if an
788 application for a general election grant is received during the seven
789 calendar days preceding the last primary application deadline, as set
790 forth in this subsection, such application shall be reviewed not later
791 than ten business days or four business days, as applicable, after the
792 first application deadline following the last primary application
793 deadline. For any such application that is approved, any disbursement
794 of funds shall be made not later than twelve business days prior to any
795 such primary or general election. From the third week of June in even-
796 numbered years until the third week in July, the commission shall
797 meet twice weekly to determine whether or not to approve
798 applications for grants if there are pending grant applications.

799 (2) Notwithstanding the provisions of subdivision (1) of this
800 subsection, no application for a special election shall be accepted by
801 the commission after five o'clock p.m. on or after ten business days
802 prior to the special election at which such participating candidate will
803 seek election. Not later than three business days following such
804 deadline, or, in the event of a national, regional or local emergency or
805 local natural disaster, as soon thereafter as practicable, the commission
806 shall review any such application received by such deadline, in
807 accordance with the provisions of subsection (d) of this section, and
808 determine whether such application shall be approved or disapproved.
809 For any such application that is approved, any disbursement of funds
810 shall be made not later than seven business days prior to any such
811 special election.

812 (3) The commission shall publish such application review schedules
813 and meeting schedules on the commission's web site and with the
814 Secretary of the State.

815 Sec. 9. Section 9-712 of the general statutes is repealed and the
816 following is substituted in lieu thereof (*Effective January 1, 2010, and*
817 *applicable to primaries and elections held on and after said date*):

818 [(a) (1) If a candidate committee in a primary campaign or a general
819 election campaign in which there is at least one participating candidate
820 initially receives contributions, loans or other funds or makes or incurs
821 an obligation to make, an expenditure that, in the aggregate, exceeds
822 ninety per cent of the applicable expenditure limit for the applicable
823 primary or general election period, the campaign treasurer of the
824 candidate committee receiving such contributions, loans or other funds
825 or making or incurring the obligation to make the excess expenditure
826 shall file a supplemental campaign finance statement with the State
827 Elections Enforcement Commission in accordance with the provisions
828 of subdivision (2) of this subsection.

829 (2) If a candidate committee receives contributions, loans or other
830 funds, or makes or incurs an obligation to make an expenditure that, in

831 the aggregate, exceeds ninety per cent of the applicable expenditure
832 limit for the applicable primary or general election campaign period
833 more than twenty days before the day of such primary or election, the
834 campaign treasurer of said candidate shall file an initial supplemental
835 campaign finance disclosure statement with the commission not later
836 than forty-eight hours after receiving such contributions, loans or other
837 funds, or making or incurring such expenditure. If said candidate
838 committee receives contributions, loans or other funds, or makes or
839 incurs an obligation to make expenditures, that, in the aggregate,
840 exceed ninety per cent of the applicable expenditure limit for the
841 applicable primary or general election campaign period twenty days or
842 less before the day of such primary or election, the campaign treasurer
843 of such candidate shall file such statement with the commission not
844 later than twenty-four hours after receiving such contributions, loans
845 or funds, or making or incurring such expenditure.

846 (3) After the initial filing of a statement under subdivisions (1) and
847 (2) of this subsection, the campaign treasurer of the candidate filing the
848 statement and the campaign treasurer of all of the opposing candidates
849 shall file periodic supplemental campaign finance statements with the
850 commission on the following schedule: (A) If the date of the applicable
851 primary or general election is more than five weeks after the date the
852 initial supplemental campaign finance disclosure statement is due to
853 be filed in accordance with subdivisions (1) and (2) of this subsection,
854 periodic supplemental campaign finance statements shall be filed bi-
855 weekly on every other Thursday, beginning the second Thursday after
856 the initial statement is filed; and (B) if the date of the applicable
857 primary election or general election is five weeks or less away, periodic
858 supplemental campaign finance statements shall be filed: (i) In the case
859 of a primary campaign, on the first Thursday following the date in July
860 on which candidates are required to file campaign finance statements
861 pursuant to subsection (a) of section 9-608, or the first Thursday
862 following the supplemental campaign finance statement filed under
863 subdivisions (1) and (2) of this subsection, whichever is later, and each
864 Thursday thereafter until the Thursday before the day of the primary,

865 inclusive, and (ii) in the case of a general election campaign, on the
866 first Thursday following the date in October on which candidates are
867 required to file campaign finance statements pursuant to subsection (a)
868 of section 9-608, or the first Thursday following the supplemental
869 campaign finance statement filed under subdivision (1) of this
870 subsection, whichever is later, and each Thursday thereafter until the
871 Thursday after the day of the election, inclusive.]

872 (a) (1) The campaign treasurer of each candidate committee in a
873 primary campaign or a general election campaign in which there is at
874 least one participating candidate shall file weekly supplemental
875 campaign finance statements with the State Elections Enforcement
876 Commission in accordance with the provisions of subdivision (2) of
877 this section. Such weekly statements shall be in lieu of the campaign
878 finance statements due pursuant to subparagraphs (B) and (C) of
879 subdivision (1) of subsection (a) of section 9-608, as amended by this
880 act.

881 (2) Each such campaign treasurer shall file weekly supplemental
882 campaign finance statements with the commission pursuant to the
883 following schedule: (A) In the case of a primary campaign, on the next
884 Thursday following the date in July on which treasurers are required
885 to file campaign finance statements pursuant to subsection (a) of
886 section 9-608, as amended by this act, and each Thursday thereafter up
887 to and including the Thursday before the day of the primary, inclusive,
888 and (B) in the case of a general election campaign, on the next
889 Thursday following the date in October on which candidates are
890 required to file campaign finance statements pursuant to subsection (a)
891 of section 9-608, as amended by this act, and each Thursday thereafter
892 up to and including the Thursday before the day of the election. The
893 statement shall be complete as of midnight of the second day
894 immediately preceding the required filing day. The statement shall
895 cover the period beginning with the first day not included in the last
896 filed statement.

897 (3) Notwithstanding the provisions of subdivisions (1) and (2) of
898 this subsection, if a participating candidate committee in a primary
899 campaign or a general election campaign in which there is at least one
900 participating candidate makes or incurs an obligation to make
901 expenditures that, in the aggregate, exceed one hundred per cent of the
902 applicable expenditure limit for the applicable primary or general
903 election campaign period, the campaign treasurer of the candidate
904 committee making or incurring the obligation to make the excess
905 expenditure or expenditures shall file a declaration of excess
906 expenditures statement with the commission, pursuant to the
907 following schedule: (A) If a candidate committee makes or incurs an
908 obligation to make such expenditures more than twenty days before
909 the day of such primary or election, the campaign treasurer of such
910 candidate shall file such statement with the commission not later than
911 forty-eight hours after making or incurring such expenditures, and (B)
912 if a candidate committee makes or incurs an obligation to make such
913 expenditures twenty days or less before the day of such primary or
914 election, the campaign treasurer of such candidate shall file such
915 statement with the commission not later than twenty-four hours after
916 making or incurring such expenditures. The statement shall be
917 complete as of midnight of the first day immediately preceding the
918 required filing day. The statement shall cover a period beginning with
919 the first day not included in the last filed statement.

920 (4) Notwithstanding the provisions of subdivisions (1) [, (2) and (3)]
921 and (2) of this subsection, if a nonparticipating candidate committee in
922 a primary campaign or a general election campaign in which there is at
923 least one participating candidate receives contributions, loans or other
924 funds, or makes or incurs an obligation to make expenditures that, in
925 the aggregate, exceed one hundred per cent, one hundred twenty-five
926 per cent, one hundred fifty per cent, or one hundred seventy-five per
927 cent of the applicable expenditure limit for the applicable primary or
928 general election campaign period, the campaign treasurer of the
929 candidate committee receiving the contributions, incurring the loans or
930 raising the funds, or making or incurring the obligation to make the

931 excess expenditure or expenditures shall file a declaration of excess
932 receipts or expenditures statement with the commission [, within the
933 deadlines set forth in subdivision (2) of this subsection] pursuant to the
934 following schedule: (A) If a candidate committee receives such
935 contributions, loans or other funds, or makes or incurs an obligation to
936 make such expenditures more than twenty days before the day of such
937 primary or election, the campaign treasurer of such candidate shall file
938 such statement with the commission not later than forty-eight hours
939 after receiving such contributions loans or other funds, or making or
940 incurring such expenditures, and (B) if a candidate committee receives
941 such contributions, loans or other funds, or makes or incurs an
942 obligation to make such expenditures twenty days or less before the
943 day of such primary or election, the campaign treasurer of such
944 candidate shall file such statement with the commission not later than
945 twenty-four hours after receiving such contributions, loans or funds, or
946 making or incurring such expenditures. The statement shall be
947 complete as of midnight of the first day immediately preceding the
948 required filing day. The statement shall cover a period beginning with
949 the first day not included in the last filed statement.

950 (5) Each [supplemental] statement required under subdivision (1),
951 (2), (3) or (4) of this subsection for a candidate shall disclose the name
952 of the candidate, the name of the candidate's campaign committee and
953 the total amount of campaign contributions, loans or other funds
954 received, or expenditures made or obligated to be made by such
955 candidate committee during the primary campaign or the general
956 election campaign, whichever is applicable, [as of the day before the
957 date on which such statement is required to be filed] and the
958 information required under subsection (c) of section 9-608, as amended
959 by this act. The commission shall adopt regulations, in accordance
960 with the provisions of chapter 54, specifying permissible media for the
961 transmission of such statements to the commission, which shall
962 include electronic mail.

963 (6) Notwithstanding the provisions of this subsection, the

964 statements required to be filed pursuant to subdivisions (1) and (2) of
965 this subsection shall not be required to be filed by (A) a candidate
966 committee of a nonparticipating candidate that has filed an exemption
967 from filing campaign finance statements pursuant to subsection (b) of
968 section 9-608, as amended by this act, unless or until such a candidate
969 committee receives or expends an amount in excess of one thousand
970 dollars for purposes of the primary or election for which such
971 committee was formed, or (B) a candidate committee of a participating
972 candidate that is unopposed, except that such candidate committee
973 shall file a supplemental statement on the last Thursday before the
974 applicable primary or general election. Such statement shall be
975 complete as of midnight of the second day immediately preceding the
976 required filing day and shall cover a period beginning with the first
977 day not included in the last filed statement.

978 (b) (1) As used in this section and section 9-713, "excess expenditure"
979 means an expenditure made, or obligated to be made, by a
980 nonparticipating or a participating candidate who is opposed by one
981 or more other participating candidates in a primary campaign or a
982 general election campaign, which is in excess of the amount of the
983 applicable limit on expenditures for said participating candidates for
984 said campaign and which is the sum of (A) the applicable qualifying
985 contributions that the participating candidate is required to receive
986 under section 9-704, as amended by this act, to be eligible for grants
987 from the Citizens' Election Fund, and (B) one hundred per cent of the
988 applicable full grant amount for a major party candidate authorized
989 under section 9-705, as amended by this act, for the applicable
990 campaign period.

991 (2) The commission shall confirm whether an expenditure described
992 in a declaration filed under this subsection is an excess expenditure.

993 (c) If a campaign treasurer fails to file any statement or declaration
994 required by this section within the time required, said campaign
995 treasurer shall be subject to a civil penalty, imposed by the

996 commission, of not more than one thousand dollars for the first failure
997 to file the statement within the time required and not more than five
998 thousand dollars for any subsequent such failure.

999 Sec. 10. Section 9-714 of the general statutes is repealed and the
1000 following is substituted in lieu thereof (*Effective January 1, 2010, and*
1001 *applicable to primaries and elections held on and after said date*):

1002 (a) The State Elections Enforcement Commission, (1) upon the
1003 receipt of a report under subsection (e) of section 9-612 that an
1004 independent expenditure has been made or obligated to be made, with
1005 the intent to promote the success of the opponent of a participating
1006 candidate whose candidate committee has received a grant under
1007 section 9-705, as amended by this act, for a primary campaign or a
1008 general election campaign, or to promote the defeat of a participating
1009 candidate whose candidate committee has received a grant under
1010 section 9-705, as amended by this act, for a primary campaign or a
1011 general election campaign, or (2) upon determining at the request of
1012 any such participating candidate that such an independent
1013 expenditure has been made or obligated to be made with such intent,
1014 shall immediately notify the State Comptroller that additional moneys,
1015 equal to the amount of the independent expenditure, shall be paid to
1016 the candidate committee of such participating candidate. Not later
1017 than two business days following notification by the commission, the
1018 State Comptroller shall draw an order on the State Treasurer for
1019 payment of such amount to said candidate committee from the
1020 Citizens' Election Fund.

1021 (b) If, during the ninety-six-hour period beginning at five o'clock
1022 p.m. on the Thursday preceding the day of a primary or an election,
1023 the commission receives (1) a report under subsection (e) of section 9-
1024 612 that an independent expenditure has been made or obligated to be
1025 made, with the intent to promote the success of the opponent of a
1026 participating candidate or promote the defeat of a participating
1027 candidate, or (2) a notice from a participating candidate that such an

1028 independent expenditure has been made or obligated to be made but
1029 not yet been reported to the commission, the commission shall
1030 expeditiously review the report or such notice, as the case may be, and
1031 notify the State Comptroller, who shall immediately wire or
1032 electronically transfer moneys from the fund, in the amount of such
1033 independent expenditures confirmed or estimated by the commission,
1034 to the qualified candidate committee of said participating candidate or
1035 to any person requested by the participating candidate.

1036 (c) (1) The maximum aggregate amount of moneys that the qualified
1037 candidate committee of a participating candidate shall receive under
1038 subsections (a) and (b) of this section to match independent
1039 expenditures made, or obligated to be made, with the intent to
1040 promote the success of the opponent of a participating candidate or
1041 promote the defeat of [said] such participating candidate shall not
1042 exceed the amount of the applicable grant authorized under section 9-
1043 705, as amended by this act, for the participating candidate for the
1044 primary campaign or general election campaign in which such
1045 independent expenditures are made or obligated to be made.

1046 (2) The additional moneys under subsections (a) and (b) of this
1047 section to match independent expenditures shall be granted to the
1048 qualified candidate committee of a participating candidate opposed by
1049 a nonparticipating candidate only if the nonparticipating candidate's
1050 campaign expenditures, combined with the amount of the
1051 independent expenditures, exceed the amount of the applicable grant
1052 authorized under section 9-705, as amended by this act, for the
1053 participating candidate for the primary campaign or general election
1054 campaign in which such independent expenditures are made or
1055 obligated to be made.

1056 Sec. 11. Section 9-718 of the general statutes is repealed and the
1057 following is substituted in lieu thereof (*Effective January 1, 2010, and*
1058 *applicable to primaries and elections held on and after said date*):

1059 (a) Notwithstanding any provision of the general statutes, no party

1060 committee, as defined in section 9-601, shall make an organization
1061 expenditure, as defined in subdivision (25) of section 9-601, for the
1062 benefit of a participating candidate or the candidate committee of a
1063 participating candidate in the Citizens' Election Program for the office
1064 of Governor in an amount that exceeds fifty thousand dollars for the
1065 general election campaign.

1066 (b) Notwithstanding any provision of the general statutes, no party
1067 committee, as defined in section 9-601, shall make an organization
1068 expenditure, as defined in subdivision (25) of section 9-601, for the
1069 purposes described in subparagraph (A) of subdivision (25) of section
1070 9-601 for the benefit of a participating candidate or the candidate
1071 committee of a participating candidate in the Citizens' Election
1072 Program for the office of Governor for the primary campaign.

1073 (c) Notwithstanding any provision of the general statutes, no party
1074 committee, as defined in section 9-601, shall make an organization
1075 expenditure, as defined in subdivision (25) of section 9-601, for the
1076 benefit of a participating candidate or the candidate committee of a
1077 participating candidate in the Citizens' Election Program for the office
1078 of Lieutenant Governor, Attorney General, State Comptroller, State
1079 Treasurer or Secretary of the State in an amount that exceeds thirty-
1080 five thousand dollars per candidate for the general election campaign.

1081 (d) Notwithstanding any provision of the general statutes, no party
1082 committee, as defined in section 9-601, shall make an organization
1083 expenditure, as defined in subdivision (25) of section 9-601, for the
1084 purposes described in subparagraph (A) of subdivision (25) of section
1085 9-601 for the benefit of a participating candidate or the candidate
1086 committee of a participating candidate in the Citizens' Election
1087 Program for the office of Lieutenant Governor, Attorney General, State
1088 Comptroller, State Treasurer or Secretary of the State for the primary
1089 campaign.

1090 [(a)] (e) Notwithstanding any provision of the general statutes, no
1091 party committee, legislative caucus committee or legislative leadership

1092 committee, as defined in section 9-601, shall make an organization
1093 expenditure, as defined in subdivision (25) of section 9-601, for the
1094 benefit of a participating candidate or the candidate committee of a
1095 participating candidate in the Citizens' Election Program for the office
1096 of state senator in an amount that exceeds ten thousand dollars for the
1097 general election campaign.

1098 [(b)] (f) Notwithstanding any provision of the general statutes, no
1099 party committee, legislative caucus committee or legislative leadership
1100 committee, as defined in section 9-601, shall make an organization
1101 expenditure, as defined in subdivision (25) of section 9-601, for the
1102 purposes described in subparagraph (A) of subdivision (25) of section
1103 9-601 for the benefit of a participating candidate or the candidate
1104 committee of a participating candidate in the Citizens' Election
1105 Program for the office of state senator for the primary campaign.

1106 [(c)] (g) Notwithstanding any provision of the general statutes, no
1107 party committee, legislative caucus committee or legislative leadership
1108 committee, as defined in section 9-601, shall make an organization
1109 expenditure, as defined in subdivision (25) of section 9-601, for the
1110 benefit of a participating candidate or the candidate committee of a
1111 participating candidate in the Citizens' Election Program for the office
1112 of state representative in an amount that exceeds three thousand five
1113 hundred dollars for the general election campaign.

1114 [(d)] (h) Notwithstanding any provision of the general statutes, no
1115 party committee, legislative caucus committee or legislative leadership
1116 committee, as defined in section 9-601, shall make an organization
1117 expenditure, as defined in subdivision (25) of section 9-601, for the
1118 purposes described in subparagraph (A) of subdivision (25) of section
1119 9-601 for the benefit of a participating candidate or the candidate
1120 committee of a participating candidate in the Citizens' Election
1121 Program for the office of state representative for the primary
1122 campaign.

1123 (i) Notwithstanding any provision of the general statutes, no

1124 legislative caucus committee or legislative leadership committee shall
 1125 make an organization expenditure, as defined in subdivision (25) of
 1126 section 9-601, for the benefit of any candidate or candidate committee
 1127 for the office of Governor, Lieutenant Governor, Attorney General,
 1128 State Comptroller, State Treasurer or Secretary of the State.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2010, and applicable to elections held on or after said date</i>	9-606(b)
Sec. 2	<i>January 1, 2010, and applicable to elections held on and after said date</i>	9-608(a)
Sec. 3	<i>January 1, 2010</i>	9-608(c) to (e)
Sec. 4	<i>January 1, 2010, and applicable to primaries and elections held on and after said date</i>	9-702(b) and (c)
Sec. 5	<i>January 1, 2010, and applicable to primaries and elections held on and after said date</i>	9-703(a)
Sec. 6	<i>January 1, 2010, and applicable to primaries and elections held on and after said date</i>	9-704
Sec. 7	<i>January 1, 2010, and applicable to primaries and elections held on or after said date</i>	9-705(j)
Sec. 8	<i>January 1, 2010, and applicable to primaries and elections held on and after said date</i>	9-706(b) to (g)
Sec. 9	<i>January 1, 2010, and applicable to primaries and elections held on and after said date</i>	9-712

Sec. 10	<i>January 1, 2010, and applicable to primaries and elections held on and after said date</i>	9-714
Sec. 11	<i>January 1, 2010, and applicable to primaries and elections held on and after said date</i>	9-718

Statement of Purpose:

To make changes to the Citizens' Election Program that include altering the time frame for review of grant applications, authorizing matching grant funds for positive independent expenditures, creating organization expenditure limits for state-wide officers and requiring the filing of certain weekly supplemental campaign finance statements.

[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.]