



House of Representatives

General Assembly

File No. 224

February Session, 2010

Substitute House Bill No. 5021

House of Representatives, March 31, 2010

The Committee on Government Administration and Elections reported through REP. SPALLONE of the 36th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING THE CITIZENS' ELECTION PROGRAM.

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

1 Section 1. Section 9-700 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 As used in [sections 9-700 to 9-716, inclusive] this chapter and
4 section 5 of this act:

5 (1) "Commission" means the State Elections Enforcement
6 Commission.

7 (2) "Depository account" means the single checking account at the
8 depository institution designated as the depository for the candidate
9 committee's moneys in accordance with the provisions of subsection
10 (a) of section 9-604.

11 (3) "District office" has the same meaning as provided in section 9-
12 372.

13 (4) "Eligible minor party candidate" means a candidate for election
14 to an office who is nominated by a minor party pursuant to subpart B
15 of part III of chapter 153.

16 (5) "Eligible petitioning party candidate" means a candidate for
17 election to an office pursuant to subpart C of part III of chapter 153
18 whose nominating petition has been approved by the Secretary of the
19 State pursuant to section 9-453o.

20 (6) "Fund" means the Citizens' Election Fund established in section
21 9-701, as amended by this act.

22 (7) "General election campaign" means (A) in the case of a candidate
23 nominated at a primary, the period beginning on the day following the
24 primary and ending on the date the campaign treasurer files the final
25 statement for such campaign pursuant to section 9-608, or (B) in the
26 case of a candidate nominated without a primary, the period
27 beginning on the day following the day on which the candidate is
28 nominated and ending on the date the campaign treasurer files the
29 final statement for such campaign pursuant to section 9-608.

30 (8) "Major party" has the same meaning as provided in section 9-372.

31 (9) "Minor party" has the same meaning as provided in section 9-
32 372.

33 (10) "Municipal office" has the same meaning as provided in section
34 9-372.

35 (11) "Primary campaign" means the period beginning on the day
36 following the close of (A) a convention held pursuant to section 9-382
37 for the purpose of endorsing a candidate for nomination to the office of
38 Governor, Lieutenant Governor, Attorney General, State Comptroller,
39 State Treasurer or Secretary of the State or the district office of state
40 senator or state representative, or (B) a caucus, convention or town
41 committee meeting held pursuant to section 9-390 for the purpose of
42 endorsing a candidate for the municipal office of state senator or state
43 representative, whichever is applicable, and ending on the day of a

44 primary held for the purpose of nominating a candidate for such
45 office.

46 (12) "Qualified candidate committee" means a candidate committee
47 (A) established to aid or promote the success of any candidate for
48 nomination or election to the office of Governor, Lieutenant Governor,
49 Attorney General, State Comptroller, State Treasurer, Secretary of the
50 State, state senator or state representative, and (B) approved by the
51 commission to receive a grant from the Citizens' Election Fund under
52 section 9-706, as amended by this act.

53 (13) "Qualifying contribution" means a contribution which is
54 applied toward the amount required to receive a grant under section 9-
55 705, as amended by this act.

56 (14) "Supplemental qualifying contribution" means a contribution
57 received in order to qualify for a supplemental grant under section 5 of
58 this act or received in accordance with subdivision (3) of subsection (c)
59 of section 9-702, as amended by this act.

60 Sec. 2. Section 9-702 of the general statutes is repealed and the
61 following is substituted in lieu thereof (*Effective from passage*):

62 (a) There is established a Citizens' Election Program under which (1)
63 the candidate committee of a major party candidate for nomination to
64 the office of state senator or state representative in 2008, or thereafter,
65 or the office of Governor, Lieutenant Governor, Attorney General,
66 State Comptroller, Secretary of the State or State Treasurer in 2010, or
67 thereafter, may receive a grant from the Citizens' Election Fund for the
68 candidate's primary campaign for said nomination, and (2) the
69 candidate committee of a candidate nominated by a major party, or the
70 candidate committee of an eligible minor party candidate or an eligible
71 petitioning party candidate, (A) for election to the office of state
72 senator or state representative at a special election held on or after
73 December 31, 2006, or at a regular election held in 2008, or thereafter,
74 or (B) for election to the office of Governor, Attorney General, State
75 Comptroller, Secretary of the State or State Treasurer in 2010, or

76 thereafter, may receive a grant from the fund for the candidate's
77 general election campaign for said office.

78 (b) (1) Any such candidate committee is eligible to receive such
79 grants under section 9-705, as amended by this act, for a primary
80 campaign, if applicable, and a general election campaign if [(1)] (A) the
81 candidate certifies as a participating candidate under section 9-703, as
82 amended by this act, [(2)] (B) the candidate's candidate committee
83 receives the required amount of qualifying contributions under section
84 9-704, as amended by this act, [(3)] (C) the candidate's candidate
85 committee returns or transmits to the commission for deposit in the
86 Citizens' Election Fund all contributions that do not meet the criteria
87 for qualifying contributions under said section 9-704, [(4)] (D) the
88 candidate agrees to limit the campaign expenditures of the candidate's
89 candidate committee in accordance with the provisions of subsection
90 (c) of this section, and [(5)] (E) the candidate submits an application
91 and the commission approves the application in accordance with the
92 provisions of section 9-706, as amended by this act.

93 (2) After receiving a grant under section 9-705, as amended by this
94 act, a qualified candidate committee may then qualify for a
95 supplemental grant under section 5 of this act.

96 (c) (1) A candidate participating in the Citizens' Election Program
97 shall limit the expenditures of the candidate's candidate committee (A)
98 before a primary campaign and a general election campaign, to the
99 amount of qualifying contributions permitted in section [9-705] 9-704,
100 as amended by this act, and any personal funds provided by the
101 candidate under subsection (c) of section 9-710, (B) for a primary
102 campaign, to the sum of (i) the amount of such qualifying
103 contributions and personal funds that have not been spent before the
104 primary campaign, (ii) the amount of the grant for the primary
105 campaign authorized under section 9-705, as amended by this act, and
106 (iii) the amount of any additional moneys for the primary campaign
107 authorized under section [9-713 or 9-714] 5 of this act, if applicable,
108 and the amount of any supplemental qualifying contributions under

109 subdivision (3) of this subsection, if applicable, and (C) for a general
110 election campaign, to the sum of (i) the amount of such qualifying
111 contributions, supplemental qualifying contributions and personal
112 funds that have not been spent before the general election campaign,
113 (ii) any unexpended funds from any grant for a primary campaign
114 authorized under section 9-705, as amended by this act, or from any
115 additional moneys for a primary campaign authorized under section
116 [9-713 or 9-714] 5 of this act, if applicable, (iii) the amount of the grant
117 for the general election campaign authorized under section 9-705, as
118 amended by this act, [and] (iv) the amount of any additional moneys
119 for the general election campaign authorized under section [9-713 or 9-
120 714] 5 of this act, if applicable, and (v) the amount of any supplemental
121 qualifying contributions under subdivision (3) of this subsection, if
122 applicable.

123 (2) The candidate committee of [a minor or petitioning party
124 candidate who has received a general election campaign grant from
125 the fund pursuant to section 9-705] a candidate participating in the
126 Citizens' Election Program, who is unopposed in the general election
127 campaign and therefore deemed ineligible to receive a general election
128 campaign grant, pursuant to subdivision (3) of subsection (h) of section
129 9-705, as amended by this act, shall be permitted to receive
130 contributions in addition to the qualifying contributions permitted in
131 section 9-704, as amended by this act, subject to the limitations and
132 restrictions applicable to participating candidates for the same office,
133 provided (A) such [minor or petitioning party candidate shall limit the
134 expenditures of the candidate committee for a general election
135 campaign to the sum of the qualifying contributions and personal
136 funds, the amount of the general election campaign grant received and
137 the amount raised in additional contributions that is equivalent to the
138 difference between the amount of the applicable general election
139 campaign grant for a major party candidate for such office and the
140 amount of the general election campaign grant received by such minor
141 or petitioning party candidate] unopposed candidate shall limit the
142 expenditures of the candidate committee for a general election
143 campaign to the sum of (i) the qualifying contributions and personal

144 funds, and (ii) additional contributions not to exceed thirty per cent of
145 the applicable general election campaign grant, as set forth in
146 subsections (a) to (g), inclusive, of section 9-705, as amended by this
147 act, and (B) if, subsequent to being deemed an unopposed candidate
148 pursuant to subdivision (3) of subsection (h) of section 9-705, as
149 amended by this act, such participating candidate is deemed opposed
150 and such candidate's qualified candidate committee receives a general
151 election grant, such candidate shall limit the expenditures of the
152 candidate committee for a general election campaign to the sum of (i)
153 the qualifying contributions and personal funds, (ii) additional
154 contributions not to exceed thirty per cent of the applicable general
155 election campaign grant, as set forth in subsections (a) to (g), inclusive,
156 of said section 9-705, and (iii) such applicable general election
157 campaign grant, subject to the provisions of subdivision (4) of
158 subsection (h) of said section 9-705.

159 (3) After qualifying for a grant under section 9-705, as amended by
160 this act, a qualified candidate committee that is eligible to receive a
161 grant under section 5 of this act, regardless of whether such candidate
162 committee satisfies application deadlines under section 9-706, as
163 amended by this act, may receive supplemental qualifying
164 contributions subject to the limitations and restrictions under section 9-
165 704, as amended by this act. The amount raised in supplemental
166 qualifying contributions shall not exceed an amount that is the
167 equivalent to one-third of the maximum amount of the applicable
168 grant that such qualified candidate committee would be eligible for if
169 such qualified candidate committee received the maximum grant
170 amount under said section 5.

171 (d) For the purposes of [sections 9-700 to 9-716, inclusive] this
172 chapter and section 5 of this act, if a qualified candidate committee
173 receives a grant for a primary campaign and has qualifying
174 contributions that have not been spent before the primary campaign,
175 no expenditures by such committee during the primary campaign shall
176 be deemed to have been made from such qualifying contributions until
177 the primary campaign grant funds have been fully spent.

178 (e) No grants or moneys paid to a qualified candidate committee
179 from the Citizens' Election Fund under [sections 9-700 to 9-716,
180 inclusive] this chapter and section 5 of this act, shall be deemed to be
181 public funds under any other provision of the general statutes or any
182 public or special act unless specifically stated by such provision.

183 Sec. 3. Section 9-704 of the general statutes is repealed and the
184 following is substituted in lieu thereof (*Effective from passage*):

185 (a) The amount of qualifying contributions that the candidate
186 committee of a candidate shall be required to receive in order to be
187 eligible for grants from the Citizens' Election Fund under section 9-705,
188 as amended by this act, shall be:

189 (1) In the case of a candidate for nomination or election to the office
190 of Governor, contributions from individuals in the aggregate amount
191 of two hundred fifty thousand dollars, of which two hundred twenty-
192 five thousand dollars or more is contributed by individuals residing in
193 the state. The provisions of this subdivision shall be subject to the
194 following: (A) The candidate committee shall return the portion of any
195 contribution or contributions from any individual, including said
196 candidate, that exceeds [one] five hundred dollars, and such excess
197 portion shall not be considered in calculating such amounts, and (B) all
198 contributions received, including the full amount of any contribution
199 received for the 2010 campaign and for any such campaign thereafter,
200 by (i) an exploratory committee established by said candidate, or (ii) an
201 exploratory committee or candidate committee of a candidate for the
202 office of Lieutenant Governor who is deemed to be jointly
203 campaigning with a candidate for nomination or election to the office
204 of Governor under subsection (a) of section 9-709, which meet the
205 criteria for qualifying contributions to candidate committees under this
206 section shall be considered in calculating such amounts.]; and]

207 (2) In the case of a candidate for nomination or election to the office
208 of Lieutenant Governor, Attorney General, State Comptroller, State
209 Treasurer or Secretary of the State, contributions from individuals in
210 the aggregate amount of seventy-five thousand dollars, of which sixty-

211 seven thousand five hundred dollars or more is contributed by
212 individuals residing in the state. The provisions of this subdivision
213 shall be subject to the following: (A) The candidate committee shall
214 return the portion of any contribution or contributions from any
215 individual, including said candidate, that exceeds [one hundred] two
216 hundred fifty dollars, and such excess portion shall not be considered
217 in calculating such amounts, and (B) all contributions received,
218 including up to two hundred fifty dollars of the amount of any
219 contribution received for the 2010 campaign and for any such
220 campaign thereafter, by an exploratory committee established by said
221 candidate that meet the criteria for qualifying contributions to
222 candidate committees under this section shall be considered in
223 calculating such amounts.

224 (3) In the case of a candidate for nomination or election to the office
225 of state senator for a district, contributions from individuals in the
226 aggregate amount of fifteen thousand dollars, including contributions
227 from at least three hundred individuals residing in municipalities
228 included, in whole or in part, in said district. The provisions of this
229 subdivision shall be subject to the following: (A) The candidate
230 committee shall return the portion of any contribution or contributions
231 from any individual, including said candidate, that exceeds one
232 hundred dollars, and such excess portion shall not be considered in
233 calculating the aggregate contribution amount under this subdivision,
234 (B) no contribution shall be counted for the purposes of the
235 requirement under this subdivision for contributions from at least
236 three hundred individuals residing in municipalities included, in
237 whole or in part, in the district unless the contribution is five dollars or
238 more, and (C) all contributions received by an exploratory committee
239 established by said candidate that meet the criteria for qualifying
240 contributions to candidate committees under this section shall be
241 considered in calculating the aggregate contribution amount under
242 this subdivision and all such exploratory committee contributions that
243 also meet the requirement under this subdivision for contributions
244 from at least three hundred individuals residing in municipalities
245 included, in whole or in part, in the district shall be counted for the

246 purposes of said requirement.

247 (4) In the case of a candidate for nomination or election to the office
248 of state representative for a district, contributions from individuals in
249 the aggregate amount of five thousand dollars, including contributions
250 from at least one hundred fifty individuals residing in municipalities
251 included, in whole or in part, in said district. The provisions of this
252 subdivision shall be subject to the following: (A) The candidate
253 committee shall return the portion of any contribution or contributions
254 from any individual, including said candidate, that exceeds one
255 hundred dollars, and such excess portion shall not be considered in
256 calculating the aggregate contribution amount under this subdivision,
257 (B) no contribution shall be counted for the purposes of the
258 requirement under this subdivision for contributions from at least one
259 hundred fifty individuals residing in municipalities included, in whole
260 or in part, in the district unless the contribution is five dollars or more,
261 and (C) all contributions received by an exploratory committee
262 established by said candidate that meet the criteria for qualifying
263 contributions to candidate committees under this section shall be
264 considered in calculating the aggregate contribution amount under
265 this subdivision and all such exploratory committee contributions that
266 also meet the requirement under this subdivision for contributions
267 from at least one hundred fifty individuals residing in municipalities
268 included, in whole or in part, in the district shall be counted for the
269 purposes of said requirement.

270 (5) Notwithstanding the provisions of subdivisions (3) and (4) of
271 this subsection, in the case of a special election for the office of state
272 senator or state representative for a district, (A) the aggregate amount
273 of qualifying contributions that the candidate committee of a candidate
274 for such office shall be required to receive in order to be eligible for a
275 grant from the Citizens' Election Fund shall be seventy-five per cent or
276 more of the corresponding amount required under the applicable said
277 subdivision (3) or (4), and (B) the number of contributions required
278 from individuals residing in municipalities included, in whole or in
279 part, in said district shall be seventy-five per cent or more of the

280 corresponding number required under the applicable said subdivision
281 (3) or (4).

282 (b) The maximum amount of contributions that a qualified
283 candidate committee described in subsection (a), (b), (d) or (e) of
284 section 5 of this act may receive as supplemental qualifying
285 contributions in order to be eligible for a supplemental grant from the
286 Citizens' Election Fund under said section 5 shall be:

287 (1) (A) In the case of a qualified candidate committee of a major
288 party candidate for the office of Governor who has a primary for
289 nomination to said office, contributions from individuals in an
290 aggregate amount not to exceed one-third of the maximum amount of
291 the supplemental grant for a primary under subsection (a) of section 5
292 of this act, of which seventy-five per cent of the aggregate amount or
293 more is contributed by individuals residing in the state. The qualified
294 candidate committee shall return the portion of any contribution or
295 contributions from any individual, including said candidate, that
296 exceeds five hundred dollars, and such excess portion shall not be
297 considered in calculating such amounts.

298 (B) In the case of a qualified candidate committee of a candidate for
299 the office of Governor, contributions from individuals in an aggregate
300 amount not to exceed one-third of the maximum amount of the
301 supplemental grant for a general election under subsection (a) under
302 section 5 of this act, of which seventy-five per cent of the aggregate
303 amount or more is contributed by individuals residing in the state. The
304 qualified candidate committee shall return the portion of any
305 contribution or contributions from any individual, including said
306 candidate, that exceeds five hundred dollars, and such excess portion
307 shall not be considered in calculating such amounts.

308 (2) (A) In the case of a qualified candidate committee of a major
309 party candidate for the office of Lieutenant Governor, Attorney
310 General, State Comptroller, Secretary of the State or State Treasurer
311 who has a primary for nomination to said office, contributions from
312 individuals in an aggregate amount not to exceed one-third of the

313 maximum amount of the supplemental grant for a primary election
314 under subsection (b) of section 5 of this act, of which seventy-five per
315 cent of the aggregate amount or more is contributed by individuals
316 residing in the state. The qualified candidate committee shall return
317 the portion of any contribution or contributions from any individual,
318 including said candidate, that exceeds two hundred fifty dollars, and
319 such excess portion shall not be considered in calculating such
320 amounts.

321 (B) In the case of a qualified candidate committee of a candidate for
322 the office of Attorney General, State Comptroller, Secretary of the State
323 or State Treasurer, contributions from individuals in an aggregate
324 amount not to exceed one-third of the maximum amount of the
325 supplemental grant for a general election under subsection (b) of
326 section 5 of this act, of which seventy-five per cent of the aggregate
327 amount or more is contributed by individuals residing in the state. The
328 qualified candidate committee shall return the portion of any
329 contribution or contributions from any individual, including said
330 candidate, that exceeds two hundred fifty dollars, and such excess
331 portion shall not be considered in calculating such amounts.

332 (3) (A) In the case of a qualified candidate committee of a major
333 party candidate for the office of state senator for a district who has a
334 primary for nomination to said office, contributions from individuals
335 in an aggregate amount not to exceed one-third of the maximum
336 amount of the applicable supplemental grant for a primary election
337 under subsection (d) of section 5 of this act, of which seventy-five per
338 cent of the aggregate amount or more is contributed by individuals
339 residing in the municipalities included, in whole or in part, in said
340 district. The qualified candidate committee shall return the portion of
341 any contribution or contributions from any individual, including said
342 candidate, that exceeds one hundred dollars, and such excess portion
343 shall not be considered in calculating the aggregate contribution
344 amount under this subdivision.

345 (B) In the case of a qualified candidate committee of a candidate for

346 the office of state senator for a district, contributions from individuals
347 in an aggregate amount not to exceed one-third of the maximum
348 amount of the applicable supplemental grant for a general election
349 under subsection (d) of section 5 of this act, of which seventy-five per
350 cent of the aggregate amount or more is contributed by individuals
351 residing in the municipalities included, in whole or in part, in said
352 district. The qualified candidate committee shall return the portion of
353 any contribution or contributions from any individual, including said
354 candidate, that exceeds one hundred dollars, and such excess portion
355 shall not be considered in calculating the aggregate contribution
356 amount under this subdivision.

357 (4) (A) In the case of a qualified candidate committee of a major
358 party candidate for the office of state representative for a district who
359 has a primary for nomination to said office, contributions from
360 individuals in an aggregate amount not to exceed one-third of the
361 maximum amount of the applicable supplemental grant for a primary
362 election under subsection (e) of section 5 of this act, of which seventy-
363 five per cent of the aggregate amount or more is contributed by
364 individuals residing in the municipalities included, in whole or in part,
365 in said district. The qualified candidate committee shall return the
366 portion of any contribution or contributions from any individual,
367 including said candidate, that exceeds one hundred dollars, and such
368 excess portion shall not be considered in calculating the aggregate
369 contribution amount under this subdivision.

370 (B) In the case of a qualified candidate committee of a candidate for
371 the office of state representative for a district, contributions from
372 individuals in an aggregate amount not to exceed one-third of the
373 maximum amount of the applicable supplemental grant for a general
374 election under subsection (e) of section 5 of this act, of which seventy-
375 five per cent of the aggregate amount or more is contributed by
376 individuals residing in the municipalities included, in whole or in part,
377 in said district. The qualified candidate committee shall return the
378 portion of any contribution or contributions from any individual,
379 including said candidate, that exceeds one hundred dollars, and such

380 excess portion shall not be considered in calculating the aggregate
381 contribution amount under this subdivision.

382 (5) Notwithstanding the provisions of subdivisions (3) and (4) of
383 this subsection, in the case of a special election for the office of state
384 senator or state representative for a district, the aggregate amount of
385 supplemental qualifying contributions that the candidate committee of
386 a candidate for such office may receive in order to be eligible for a
387 grant from the Citizens' Election Fund under section 5 of this act shall
388 not exceed seventy-five per cent of the corresponding amount under
389 the applicable said subdivision (3) or (4).

390 [(b)] (c) Each individual who makes a contribution of more than
391 fifty dollars to a candidate committee established to aid or promote the
392 success of a participating candidate for nomination or election shall
393 include with the contribution a certification that contains the same
394 information described in subdivision (3) of subsection (c) of section 9-
395 608 and shall follow the same procedure prescribed in said subsection.

396 [(c)] (d) The following shall not be deemed to be qualifying
397 contributions under subsection (a) of this section or a supplemental
398 qualifying contribution under subsection (b) of this section and shall
399 be returned by the campaign treasurer of the candidate committee to
400 the contributor or transmitted to the State Elections Enforcement
401 Commission for deposit in the Citizens' Election Fund:

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

404 (2) A contribution from a principal of a state contractor or
405 prospective state contractor;

406 (3) A contribution of less than five dollars, and a contribution of five
407 dollars or more from an individual who does not provide the full name
408 and complete address of the individual; and

409 (4) A contribution under subdivision (1) or (2) of subsection (a) or
410 subdivision (1) or (2) of subsection (b) of this section from an

411 individual who does not reside in the state, in excess of the applicable
412 limit on contributions from out-of-state individuals in subsection (a) or
413 (b) of this section.

414 [(d)] (e) (1) After a candidate committee receives the applicable
415 aggregate amount of qualifying contributions under subsection (a) or
416 supplemental qualifying contributions under subsection (b) of this
417 section, the candidate committee shall transmit any additional
418 contributions that it receives to the State Treasurer for deposit in the
419 Citizens' Election Fund, except as provided for in subdivision (2) of
420 this subsection.

421 (2) If a qualified candidate committee is eligible for a supplemental
422 grant under section 5 of this act, the qualified candidate committee
423 may use excess qualifying contributions up to twenty per cent more
424 than the applicable aggregate amount of qualifying contributions
425 under subsection (a) of this section, as supplemental qualifying
426 contributions under subsection (b) of this section. If a qualified
427 candidate committee is eligible for a supplemental grant under said
428 section 5 for a primary campaign, the qualified candidate committee
429 may use excess supplemental qualifying contributions up to twenty
430 per cent more than the applicable aggregate amount of supplemental
431 qualifying contributions required to receive the grant that the
432 committee received for the primary, as supplemental qualifying
433 contributions for a supplemental grant under said section 5 for the
434 qualified candidate committee for the general election.

435 (f) (1) Any individual making a qualifying contribution to a
436 candidate committee for a candidate for the office of Governor in an
437 amount that does not exceed five hundred dollars under subsection (a)
438 of this section may make an additional qualifying contribution in an
439 amount not to exceed five hundred dollars to the qualified candidate
440 committee for such candidate under subsection (b) of this section.

441 (2) Any individual making a qualifying contribution to a candidate
442 committee for a candidate for the office of Lieutenant Governor,
443 Attorney General, State Comptroller, Secretary of the State, State

444 Treasurer in an amount that does not exceed two hundred fifty dollars
445 under subsection (a) of this section may make an additional qualifying
446 contribution in an amount not to exceed two hundred fifty dollars to
447 the qualified candidate committee for such candidate under subsection
448 (b) of this section.

449 (3) Any individual making a qualifying contribution to a candidate
450 committee for a candidate for the office of state senator or state
451 representative in an amount that does not exceed one hundred dollars
452 under subsection (a) of this section may make an additional qualifying
453 contribution in an amount not to exceed one hundred dollars to the
454 qualified candidate committee for such candidate under subsection (b)
455 of this section.

456 [(e)] (g) As used in this section, (1) "communicator lobbyist" has the
457 same meaning as provided in section 1-91, (2) "immediate family"
458 means the spouse or a dependent child of an individual, and (3)
459 "principal of a state contractor or prospective state contractor" has the
460 same meaning as provided in subsection (g) of section 9-612.

461 Sec. 4. Section 9-705 of the general statutes is repealed and the
462 following is substituted in lieu thereof (*Effective from passage*):

463 (a) (1) [The] In the case of a primary held in 2010, the qualified
464 candidate committee of a major party candidate for the office of
465 Governor who has a primary for nomination to said office shall be
466 eligible to receive a grant from the Citizens' Election Fund for the
467 primary campaign in the amount of one million two hundred fifty
468 thousand dollars. [, provided, in] In the case of a primary held in 2014,
469 or thereafter, said amount shall be adjusted under subsection [(d)] (c)
470 of this section.

471 (2) [The] In the case of an election held in 2010, the qualified
472 candidate committee of a candidate for the office of Governor who (A)
473 has been nominated [, or who has qualified to appear on the election
474 ballot in accordance with the provisions of subpart C of part III of
475 chapter 153] by a major party, (B) is an eligible minor party candidate,

476 or (C) is an eligible petitioning party candidate, shall be eligible to
477 receive a grant from the fund for the general election campaign in the
478 amount of three million dollars. [~~provided in~~] In the case of an
479 election held in 2014, or thereafter, said amount shall be adjusted
480 under subsection [~~(d)~~] (c) of this section.

481 (b) (1) [~~The~~] In the case of a primary held in 2010, the qualified
482 candidate committee of a major party candidate for the office of
483 Lieutenant Governor, Attorney General, State Comptroller, Secretary
484 of the State or State Treasurer who has a primary for nomination to
485 said office shall be eligible to receive a grant from the fund for the
486 primary campaign in the amount of [~~three hundred seventy-five~~] two
487 hundred thousand dollars. [~~provided, in~~] In the case of a primary
488 held in 2014, or thereafter, said amount shall be adjusted under
489 subsection [~~(d)~~] (c) of this section.

490 (2) [~~The~~] In the case of an election held in 2010, the qualified
491 candidate committee of a candidate for the office of Attorney General,
492 State Comptroller, Secretary of the State or State Treasurer who (A) has
493 been nominated [~~, or who has qualified to appear on the election ballot~~
494 in accordance with the provisions of subpart C of part III of chapter
495 153] by a major party, (B) is an eligible minor party candidate, or (C) is
496 and eligible petitioning party candidate, shall be eligible to receive a
497 grant from the fund for the general election campaign in the amount of
498 [~~seven hundred fifty~~] five hundred thousand dollars. [~~provided in~~] In
499 the case of an election held in 2014, or thereafter, said amount shall be
500 adjusted under subsection [~~(d)~~] (c) of this section.

501 [(c) (1) Notwithstanding the provisions of subsections (a) and (b) of
502 this section, the qualified candidate committee of an eligible minor
503 party candidate for the office of Governor, Lieutenant Governor,
504 Attorney General, State Comptroller, Secretary of the State or State
505 Treasurer shall be eligible to receive a grant from the fund for the
506 general election campaign if the candidate of the same minor party for
507 the same office at the last preceding regular election received at least
508 ten per cent of the whole number of votes cast for all candidates for

509 said office at said election. The amount of the grant shall be one-third
510 of the amount of the general election campaign grant under subsection
511 (a) or (b) of this section for a candidate for the same office, provided
512 (A) if the candidate of the same minor party for the same office at the
513 last preceding regular election received at least fifteen per cent of the
514 whole number of votes cast for all candidates for said office at said
515 election, the amount of the grant shall be two-thirds of the amount of
516 the general election campaign grant under subsection (a) or (b) of this
517 section for a candidate for the same office, (B) if the candidate of the
518 same minor party for the same office at the last preceding regular
519 election received at least twenty per cent of the whole number of votes
520 cast for all candidates for said office at said election, the amount of the
521 grant shall be the same as the amount of the general election campaign
522 grant under subsection (a) or (b) of this section for a candidate for the
523 same office, and (C) in the case of an election held in 2014, or
524 thereafter, said amounts shall be adjusted under subsection (d) of this
525 section.

526 (2) Notwithstanding the provisions of subsections (a) and (b) of this
527 section, the qualified candidate committee of an eligible petitioning
528 party candidate for the office of Governor, Lieutenant Governor,
529 Attorney General, State Comptroller, Secretary of the State or State
530 Treasurer shall be eligible to receive a grant from the fund for the
531 general election campaign if said candidate's nominating petition has
532 been signed by a number of qualified electors equal to at least ten per
533 cent of the whole number of votes cast for the same office at the last
534 preceding regular election. The amount of the grant shall be one-third
535 of the amount of the general election campaign grant under subsection
536 (a) or (b) of this section for a candidate for the same office, provided
537 (A) if said candidate's nominating petition has been signed by a
538 number of qualified electors equal to at least fifteen per cent of the
539 whole number of votes cast for the same office at the last preceding
540 regular election, the amount of the grant shall be two-thirds of the
541 amount of the general election campaign grant under subsection (a) or
542 (b) of this section for a candidate for the same office, (B) if said
543 candidate's nominating petition has been signed by a number of

544 qualified electors equal to at least twenty per cent of the whole number
545 of votes cast for the same office at the last preceding regular election,
546 the amount of the grant shall be the same as the amount of the general
547 election campaign grant under subsection (a) or (b) of this section for a
548 candidate for the same office, and (C) in the case of an election held in
549 2014, or thereafter, said amounts shall be adjusted under subsection (d)
550 of this section.

551 (3) In addition to the provisions of subdivisions (1) and (2) of this
552 subsection, the qualified candidate committee of an eligible petitioning
553 party candidate and the qualified candidate committee of an eligible
554 minor party candidate for the office of Governor, Lieutenant Governor,
555 Attorney General, State Comptroller, Secretary of the State or State
556 Treasurer shall be eligible to receive a supplemental grant from the
557 fund after the general election if the treasurer of such candidate
558 committee reports a deficit in the first statement filed after the general
559 election, pursuant to section 9-608, and such candidate received a
560 greater per cent of the whole number of votes cast for all candidates for
561 said office at said election than the per cent of votes utilized by such
562 candidate to obtain a general election campaign grant described in
563 subdivision (1) or (2) of this subsection. The amount of such
564 supplemental grant shall be calculated as follows:

565 (A) In the case of any such candidate who receives more than ten
566 per cent, but not more than fifteen per cent, of the whole number of
567 votes cast for all candidates for said office at said election, the grant
568 shall be the product of (i) a fraction in which the numerator is the
569 difference between the percentage of such whole number of votes
570 received by such candidate and ten per cent and the denominator is
571 ten, and (ii) two-thirds of the amount of the general election campaign
572 grant under subsection (a) or (b) of this section for a major party
573 candidate for the same office.

574 (B) In the case of any such candidate who receives more than fifteen
575 per cent, but less than twenty per cent, of the whole number of votes
576 cast for all candidates for said office at said election, the grant shall be

577 the product of (i) a fraction in which the numerator is the difference
578 between the percentage of such whole number of votes received by
579 such candidate and fifteen per cent and the denominator is five, and
580 (ii) one-third of the amount of the general election campaign grant
581 under subsection (a) or (b) of this section for a major party candidate
582 for the same office.

583 (C) The sum of the general election campaign grant received by any
584 such candidate and a supplemental grant under this subdivision shall
585 not exceed one hundred per cent of the amount of the general election
586 campaign grant under subsection (a) or (b) of this section for a major
587 party candidate for the same office.]

588 [(d)] (c) For elections held in 2014, and thereafter, the amount of the
589 grants in subsections (a) [.] and (b) [and (c)] of this section shall be
590 adjusted by the State Elections Enforcement Commission not later than
591 January 15, 2014, and quadrennially thereafter, in accordance with any
592 change in the consumer price index for all urban consumers as
593 published by the United States Department of Labor, Bureau of Labor
594 Statistics, during the period beginning on January 1, 2010, and ending
595 on December thirty-first in the year preceding the year in which said
596 adjustment is to be made.

597 [(e)] (d) (1) The qualified candidate committee of a major party
598 candidate for the office of state senator who has a primary for
599 nomination to said office shall be eligible to receive a grant from the
600 fund for the primary campaign in the amount of [thirty-five] twenty-
601 five thousand dollars, provided (A) if the percentage of the electors in
602 the district served by said office who are enrolled in said major party
603 exceeds the percentage of the electors in said district who are enrolled
604 in another major party by at least twenty percentage points, the
605 amount of said grant shall be [seventy-five] fifty-four thousand dollars,
606 and (B) in the case of a primary held in [2010] 2012, or thereafter, said
607 amounts shall be adjusted under subsection [(h)] (f) of this section. For
608 the purposes of subparagraph (A) of this subdivision, the number of
609 enrolled members of a major party and the number of electors in a

610 district shall be determined by the latest enrollment and voter
611 registration records in the office of the Secretary of the State submitted
612 in accordance with the provisions of section 9-65. The names of
613 electors on the inactive registry list compiled under section 9-35 shall
614 not be counted for such purposes.

615 (2) The qualified candidate committee of a candidate for the office of
616 state senator who (A) has been nominated [, or has qualified to appear
617 on the election ballot in accordance with subpart C of part III of
618 chapter 153] by a major party, (B) is an eligible minor party candidate,
619 or (C) is an eligible petitioning party candidate, shall be eligible to
620 receive a grant from the fund for the general election campaign in the
621 amount of [eighty-five] sixty-one thousand dollars, provided in the
622 case of an election held in [2010] 2012, or thereafter, said amount shall
623 be adjusted under subsection [(h)] (f) of this section.

624 [(f)] (e) (1) The qualified candidate committee of a major party
625 candidate for the office of state representative who has a primary for
626 nomination to said office shall be eligible to receive a grant from the
627 fund for the primary campaign in the amount of [ten] seven thousand
628 dollars, provided (A) if the percentage of the electors in the district
629 served by said office who are enrolled in said major party exceeds the
630 percentage of the electors in said district who are enrolled in another
631 major party by at least twenty percentage points, the amount of said
632 grant shall be [twenty-five] eighteen thousand dollars, and (B) in the
633 case of a primary held in [2010] 2012, or thereafter, said amounts shall
634 be adjusted under subsection [(h)] (f) of this section. For the purposes
635 of subparagraph (A) of this subdivision, the number of enrolled
636 members of a major party and the number of electors in a district shall
637 be determined by the latest enrollment and voter registration records
638 in the office of the Secretary of the State submitted in accordance with
639 the provisions of section 9-65. The names of electors on the inactive
640 registry list compiled under section 9-35 shall not be counted for such
641 purposes.

642 (2) The qualified candidate committee of a candidate for the office of

643 state representative who (A) has been nominated [, or has qualified to
644 appear on the election ballot in accordance with subpart C of part III of
645 chapter 153] by a major party, (B) is an eligible minor party candidate,
646 or (C) is an eligible petitioning party candidate, shall be eligible to
647 receive a grant from the fund for the general election campaign in the
648 amount of [twenty-five] eighteen thousand dollars, provided in the
649 case of an election held in [2010] 2012, or thereafter, said amount shall
650 be adjusted under subsection [(h)] (f) of this section.

651 [(g) (1) Notwithstanding the provisions of subsections (e) and (f) of
652 this section, the qualified candidate committee of an eligible minor
653 party candidate for the office of state senator or state representative
654 shall be eligible to receive a grant from the fund for the general
655 election campaign if the candidate of the same minor party for the
656 same office at the last preceding regular election received at least ten
657 per cent of the whole number of votes cast for all candidates for said
658 office at said election. The amount of the grant shall be one-third of the
659 amount of the general election campaign grant under subsection (e) or
660 (f) of this section for a candidate for the same office, provided (A) if the
661 candidate of the same minor party for the same office at the last
662 preceding regular election received at least fifteen per cent of the
663 whole number of votes cast for all candidates for said office at said
664 election, the amount of the grant shall be two-thirds of the amount of
665 the general election campaign grant under subsection (e) or (f) of this
666 section for a candidate for the same office, (B) if the candidate of the
667 same minor party for the same office at the last preceding regular
668 election received at least twenty per cent of the whole number of votes
669 cast for all candidates for said office at said election, the amount of the
670 grant shall be the same as the amount of the general election campaign
671 grant under subsection (e) or (f) of this section for a candidate for the
672 same office, and (C) in the case of an election held in 2010, or
673 thereafter, said amounts shall be adjusted under subsection (h) of this
674 section.

675 (2) Notwithstanding the provisions of subsections (e) and (f) of this
676 section, the qualified candidate committee of an eligible petitioning

677 party candidate for the office of state senator or state representative
678 shall be eligible to receive a grant from the fund for the general
679 election campaign if said candidate's nominating petition has been
680 signed by a number of qualified electors equal to at least ten per cent of
681 the whole number of votes cast for the same office at the last preceding
682 regular election. The amount of the grant shall be one-third of the
683 amount of the general election campaign grant under subsection (e) or
684 (f) of this section for a candidate for the same office, provided (A) if
685 said candidate's nominating petition has been signed by a number of
686 qualified electors equal to at least fifteen per cent of the whole number
687 of votes cast for the same office at the last preceding regular election,
688 the amount of the grant shall be two-thirds of the amount of the
689 general election campaign grant under subsection (e) or (f) of this
690 section for a candidate for the same office, (B) if said candidate's
691 nominating petition has been signed by a number of qualified electors
692 equal to at least twenty per cent of the whole number of votes cast for
693 the same office at the last preceding regular election, the amount of the
694 grant shall be the same as the amount of the general election campaign
695 grant under subsection (e) or (f) of this section for a candidate for the
696 same office, and (C) in the case of an election held in 2010, or
697 thereafter, said amounts shall be adjusted under subsection (h) of this
698 section.

699 (3) In addition to the provisions of subdivisions (1) and (2) of this
700 subsection, the qualified candidate committee of an eligible petitioning
701 party candidate and the qualified candidate committee of an eligible
702 minor party candidate for the office of state senator or state
703 representative shall be eligible to receive a supplemental grant from
704 the fund after the general election if the treasurer of such candidate
705 committee reports a deficit in the first statement filed after the general
706 election, pursuant to section 9-608, and such candidate received a
707 greater per cent of the whole number of votes cast for all candidates for
708 said office at said election than the per cent of votes utilized by such
709 candidate to obtain a general election campaign grant described in
710 subdivision (1) or (2) of this subsection. The amount of such
711 supplemental grant shall be calculated as follows:

712 (A) In the case of any such candidate who receives more than ten
713 per cent, but less than fifteen per cent, of the whole number of votes
714 cast for all candidates for said office at said election, the grant shall be
715 the product of (i) a fraction in which the numerator is the difference
716 between the percentage of such whole number of votes received by
717 such candidate and ten per cent and the denominator is ten, and (ii)
718 two-thirds of the amount of the general election campaign grant under
719 subsection (a) or (b) of this section for a major party candidate for the
720 same office.

721 (B) In the case of any such candidate who receives more than fifteen
722 per cent, but less than twenty per cent, of the whole number of votes
723 cast for all candidates for said office at said election, the grant shall be
724 the product of (i) a fraction in which the numerator is the difference
725 between the percentage of such whole number of votes received by
726 such candidate and fifteen per cent and the denominator is five, and
727 (ii) one-third of the amount of the general election campaign grant
728 under subsection (a) or (b) of this section for a major party candidate
729 for the same office.

730 (C) The sum of the general election campaign grant received by any
731 such candidate and a supplemental grant under this subdivision shall
732 not exceed one hundred per cent of the amount of the general election
733 campaign grant under subsection (a) or (b) of this section for a major
734 party candidate for the same office.]

735 [(h)] (f) For elections held in 2010, and thereafter, the amount of the
736 grants in subsections [(e), (f) and (g)] (d) and (e) of this section shall be
737 adjusted by the State Elections Enforcement Commission not later than
738 January 15, 2010, and biennially thereafter, in accordance with any
739 change in the consumer price index for all urban consumers as
740 published by the United States Department of Labor, Bureau of Labor
741 Statistics, during the period beginning on January 1, 2008, and ending
742 on December thirty-first in the year preceding the year in which said
743 adjustment is to be made.

744 [(i)] (g) Notwithstanding the provisions of subsections [(e), (f) and

745 (g)] (d) and (e) of this section, in the case of a special election for the
746 office of state senator or state representative, the amount of the grant
747 for a general election campaign shall be seventy-five per cent of the
748 amount authorized under the applicable said subsection [(e), (f) or (g)]
749 (d) or (e).

750 [(j)] (h) Notwithstanding the provisions of subsections (a) to [(i)] (g),
751 inclusive, of this section:

752 (1) The initial grant that a qualified candidate committee for a
753 candidate is eligible to receive under subsections (a) to [(i)] (g),
754 inclusive, of this section shall be reduced by the amount of any
755 personal funds that the candidate provides for the candidate's
756 campaign for nomination or election pursuant to subsection (c) of
757 section 9-710;

758 (2) If a participating candidate is nominated at a primary and does
759 not expend the entire grant for the primary campaign authorized
760 under subsection (a), (b), [(e)] (d) or [(f)] (e) of this section or all
761 moneys that may be received for the primary campaign under section
762 [9-713 or 9-714] 5 of this act, the amount of the grant for the general
763 election campaign shall be reduced by the total amount of any such
764 unexpended primary campaign grant and moneys;

765 (3) If a participating candidate who is nominated for election [does
766 not have any opponent] is unopposed in the general election
767 campaign, [the amount of the general election campaign grant for
768 which] the qualified candidate committee for said candidate shall not
769 be eligible [shall be thirty per cent of the applicable amount set forth in
770 subsections (a) to (i), inclusive; and] to receive a general election
771 campaign grant. For purposes of this chapter, a participating candidate
772 who is nominated for election shall be deemed unopposed in the
773 general election campaign unless, in the applicable race, the following
774 occur: (A) (i) A major party other than said candidate's party endorses
775 a candidate, other than said candidate, and makes the requisite filing
776 with the Secretary of the State within the time specified in section 9-
777 388, 9-391 or 9-400, as applicable, (ii) a candidate, other than said

778 candidate, of a major party other than said candidate's party receives
779 not less than fifteen per cent of the vote of convention delegates and
780 complies with the filing requirements set forth in section 9-400, (iii) a
781 candidate, other than said candidate, of a major party other than said
782 candidate's party circulates a petition and obtains the required number
783 of signatures for filing a candidacy for nomination and either qualifies
784 for the primary or is the party's nominee, or (iv) a candidate, other
785 than said candidate, qualifies as an eligible minor party candidate, as
786 defined in section 9-700, as amended by this act, or qualifies as an
787 eligible petitioning party candidate, as defined in said section 9-700,
788 and (B) a candidate described in subparagraph (A) of this subdivision
789 is required, pursuant to the provisions of section 9-604, to form a
790 candidate committee or is exempt from forming a candidate committee
791 under section 9-604, but required to file statements according to the
792 same schedule and in the same manner as required under section 9-
793 608, or is required to have another committee file such report of
794 expenditures on the candidate's behalf; and

795 [(4) If the only opponent or opponents of a participating candidate
796 who is nominated for election to an office are eligible minor party
797 candidates or eligible petitioning party candidates and no such eligible
798 minor party candidate's or eligible petitioning party candidate's
799 candidate committee has received a total amount of contributions of
800 any type that is equal to or greater than the amount of the qualifying
801 contributions that a candidate for such office is required to receive
802 under section 9-704 to be eligible for grants from the Citizens' Election
803 Fund, the amount of the general election campaign grant for such
804 participating candidate shall be sixty per cent of the applicable amount
805 set forth in this section.]

806 (4) If, subsequent to being deemed an unopposed candidate
807 pursuant to subdivision (3) of this subsection, such participating
808 candidate shall no longer qualify as unopposed, the applicable general
809 election grant that such participating candidate's qualified candidate
810 committee is eligible to receive pursuant to subsections (a) to (g),
811 inclusive, of this section shall be reduced by the amount of any

812 additional contributions raised pursuant to subdivision (2) of
813 subsection (c) of section 9-702, as amended by this act.

814 Sec. 5. (NEW) (*Effective from passage*) (a) (1) (A) The qualified
815 candidate committee of a major party candidate for the office of
816 Governor who has a primary for nomination to said office may be
817 eligible, in accordance with the provisions of this subsection and
818 subsection (g) of this section, to receive a supplemental grant from the
819 Citizens' Election Fund for the primary campaign, in addition to a
820 grant received pursuant to subsection (a) of section 9-705 of the general
821 statutes, as amended by this act.

822 (B) The amount of the grant pursuant to this subdivision shall be
823 determined pursuant to subsection (g) of this section, but in no case
824 shall exceed the maximum amount provided for in this subparagraph.
825 In the case of a primary held in 2010, the maximum amount of such
826 supplemental grant shall be nine hundred thirty-seven thousand five
827 hundred dollars. In the case of a primary held in 2014, or thereafter,
828 the maximum amount of such grant shall be adjusted under subsection
829 (c) of this section.

830 (2) (A) The qualified candidate committee of a candidate for the
831 office of Governor that received a grant pursuant to section 9-705 of
832 the general statutes, as amended by this act, may be eligible, in
833 accordance with the provisions of this subsection and subsection (g) of
834 this section, to receive a supplemental grant from the fund for the
835 general election campaign, in addition to a grant received pursuant to
836 said section 9-705.

837 (B) The amount of the grant pursuant to this subdivision shall be
838 determined pursuant to subsection (g) of this section, but in no case
839 shall exceed the maximum amount provided for in this subparagraph.
840 In the case of an election held in 2010, the maximum amount of such
841 supplemental grant shall be two million two hundred fifty thousand
842 dollars. In the case of an election held in 2014, or thereafter, the
843 maximum amount of such grant shall be adjusted under subsection (c)
844 of this section.

845 (b) (1) (A) The qualified candidate committee of a major party
846 candidate for the office of Lieutenant Governor, Attorney General,
847 State Comptroller, Secretary of the State or State Treasurer who has a
848 primary for nomination to said office may be eligible, in accordance
849 with the provisions of this subsection and subsection (g) of this section,
850 to receive a supplemental grant from the Citizens' Election Fund for
851 the primary campaign, in addition to a grant received pursuant to
852 section 9-705 of the general statutes, as amended by this act.

853 (B) The amount of the grant pursuant to this subdivision shall be
854 determined pursuant to subsection (g) of this section, but in no case
855 shall exceed the maximum amount provided for in this subparagraph.
856 In the case of a primary held in 2010, the maximum amount of such
857 supplemental grant shall be one hundred eighty thousand dollars. In
858 the case of a primary held in 2014, or thereafter, the maximum amount
859 of such grant shall be adjusted under subsection (c) of this section.

860 (2) (A) The qualified candidate committee of a candidate for the
861 office of Attorney General, State Comptroller, Secretary of the State or
862 State Treasurer that received a grant pursuant to section 9-705 of the
863 general statutes, as amended by this act, may be eligible, in accordance
864 with the provisions of this subsection and subsection (g) of this section,
865 to receive a supplemental grant from the Citizens' Election Fund for
866 the general election campaign, in addition to a grant received pursuant
867 to said section 9-705.

868 (B) The amount of the grant pursuant to this subdivision shall be
869 determined pursuant to subsection (g) of this section, but in no case
870 shall exceed the maximum amount provided for in this subparagraph.
871 In the case of an election held in 2010, the maximum amount of such
872 supplemental grant shall be three hundred seventy-five thousand
873 dollars. In the case of a primary held in 2014, or thereafter, the
874 maximum amount of such grant shall be adjusted under subsection (c)
875 of this section.

876 (c) For elections held in 2014, and thereafter, the maximum amount
877 of the grants in subsections (a) and (b) of this section shall be adjusted

878 by the commission not later than January 15, 2014, and quadrennially
879 thereafter, in accordance with any change in the consumer price index
880 for all urban consumers as published by the United States Department
881 of Labor, Bureau of Labor Statistics, during the period beginning on
882 January 1, 2010, and ending on December thirty-first in the year
883 preceding the year in which said adjustment is to be made.

884 (d) (1) (A) The qualified candidate committee of a major party
885 candidate for the office of state senator who has a primary for
886 nomination to said office may be eligible to receive a supplemental
887 grant from the fund for the primary campaign, in addition to the grant
888 received pursuant to subsection (d) of section 9-705 of the general
889 statutes, as amended by this act, in accordance with the provisions of
890 this subsection and subsection (g) of this section, if (i) the candidate is
891 seeking the nomination to an office for which the incumbent is not
892 seeking reelection, or (ii) for any two of the three primaries for such
893 candidate's political party's nomination for said office immediately
894 prior to such primary, the percentage difference between the two
895 candidates receiving the highest number of whole votes for said
896 nomination was less than ten.

897 (B) The amount of the grant pursuant to this subdivision shall be
898 determined pursuant to subsection (g) of this section, but in no case
899 shall exceed the maximum amount provided for in this subparagraph.
900 In the case of a primary held in 2010, the maximum amount of such
901 supplemental grant shall be twelve thousand five hundred dollars,
902 provided if the percentage of the electors in the district served by said
903 office who are enrolled in said major party exceeds the percentage of
904 the electors in said district who are enrolled in another major party by
905 at least twenty percentage points, the amount of said grant shall be
906 twenty-seven thousand dollars. In the case of a primary held in 2012,
907 or thereafter, the maximum amount of such grant shall be adjusted
908 under subsection (f) of this section. For the purposes of this
909 subparagraph, the number of enrolled members of a major party and
910 the number of electors in a district shall be determined by the latest
911 enrollment and voter registration records in the office of the Secretary

912 of the State submitted in accordance with the provisions of section 9-65
913 of the general statutes. The names of electors on the inactive registry
914 list compiled under section 9-35 of the general statutes shall not be
915 counted for such purposes.

916 (2) (A) The qualified candidate committee of a candidate for the
917 office of state senator that received a grant under subsection (d) of
918 section 9-705 of the general statutes, as amended by this act, may be
919 eligible, in accordance with the provisions of this subsection and
920 subsection (g) of this section, to receive a supplemental grant from the
921 fund for the general election campaign, in addition to the grant
922 received pursuant to subsection (d) of said section 9-705, if (i) the
923 candidate is seeking election to an office for which the incumbent is
924 not seeking reelection, or (ii) for any two of the three general elections
925 for said office immediately prior to such election, the percentage
926 difference between the two candidates receiving the highest number of
927 whole votes for said office was less than ten.

928 (B) The amount of the grant pursuant to this subdivision shall be
929 determined pursuant to subsection (g) of this section, but in no case
930 shall exceed the maximum amount provided for in this subparagraph.
931 In the case of an election held in 2010 or 2011, the maximum amount of
932 such supplemental grant shall be thirty thousand five hundred dollars.
933 In the case of a general election held in 2012, or thereafter, the
934 maximum amount of such grant shall be adjusted under subsection (f)
935 of this section.

936 (e) (1) (A) The qualified candidate committee of a major party
937 candidate for the office of state representative who has a primary for
938 nomination to said office may be eligible to receive a supplemental
939 grant from the fund for the primary campaign, in addition to the grant
940 received pursuant to subsection (e) of section 9-705 of the general
941 statutes, as amended by this act, in accordance with the provisions of
942 this subsection and subsection (g) of this section, if (i) the candidate is
943 seeking the nomination to an office for which the incumbent is not
944 seeking reelection, or (ii) for any two of the three primaries for such

945 candidate's political party's nomination for said office immediately
946 prior to such primary, the percentage difference between the two
947 candidates receiving the highest number of whole votes for said
948 nomination was less than ten.

949 (B) The amount of the grant pursuant to this subdivision shall be
950 determined pursuant to subsection (g) of this section, but in no case
951 shall exceed the maximum amount provided for in this subparagraph.
952 In the case of a primary held in 2010, the maximum amount of such
953 supplemental grant shall be three thousand five hundred dollars,
954 provided if the percentage of the electors in the district served by said
955 office who are enrolled in said major party exceeds the percentage of
956 the electors in said district who are enrolled in another major party by
957 at least twenty percentage points, the amount of said grant shall be
958 nine thousand dollars. In the case of a primary held in 2012, or
959 thereafter, the maximum amount of such grant shall be adjusted under
960 subsection (f) of this section. For the purposes of this subparagraph,
961 the number of enrolled members of a major party and the number of
962 electors in a district shall be determined by the latest enrollment and
963 voter registration records in the office of the Secretary of the State
964 submitted in accordance with the provisions of section 9-65 of the
965 general statutes. The names of electors on the inactive registry list
966 compiled under section 9-35 of the general statutes shall not be
967 counted for such purposes.

968 (2) (A) The qualified candidate committee of a candidate for the
969 office of state representative that received a grant under subsection (e)
970 of section 9-705 of the general statutes, as amended by this act, may be
971 eligible, in accordance with the provisions of this subsection and
972 subsection (g) of this section, to receive a supplemental grant from the
973 fund for the general election campaign, in addition to the grant
974 received pursuant to subsection (e) of said section 9-705, if (i) the
975 candidate is seeking election to an office for which the incumbent is
976 not seeking reelection, or (ii) for any two of the three general elections
977 for said office prior to such election, the percentage difference between
978 the two candidates receiving the highest number of whole votes for

979 said office was less than ten.

980 (B) The amount of the grant pursuant to this subdivision shall be
981 determined pursuant to subsection (g) of this section, but in no case
982 shall exceed the maximum amount provided for in this subparagraph.
983 In the case of an election held in 2010 or 2011, the maximum amount of
984 such supplemental grant shall be nine thousand dollars. In the case of
985 a general election held in 2012, or thereafter, the maximum amount of
986 such grant shall be adjusted under subsection (f) of this section.

987 (f) For elections held in 2012, and thereafter, the maximum amount
988 of the grants in subsections (d) and (e) of this section shall be adjusted
989 by the commission not later than January 15, 2012, and biennially
990 thereafter, in accordance with any change in the consumer price index
991 for all urban consumers as published by the United States Department
992 of Labor, Bureau of Labor Statistics, during the period beginning on
993 January 1, 2010, and ending on December thirty-first in the year
994 preceding the year in which said adjustment is to be made.

995 (g) (1) Any qualified candidate committee described in subsection
996 (a), (b), (d) or (e) of this section is eligible to receive a supplemental
997 grant under this section for a primary campaign, if applicable, and a
998 general election campaign if (A) the qualified candidate committee
999 receives supplemental qualifying contributions under section 9-704 of
1000 the general statutes, as amended by this act, for a supplemental grant
1001 under this section, (B) the qualified candidate committee returns all
1002 contributions that do not meet the criteria for supplemental qualifying
1003 contributions under said section 9-704, (C) the candidate agrees to limit
1004 the campaign expenditures of the candidate's qualified candidate
1005 committee in accordance with the provisions of section 9-702 of the
1006 general statutes, as amended by this act, and (D) the qualified
1007 candidate committee submits an application and the commission
1008 approves the application in accordance with the provisions of this
1009 section and subsections (a) and (b) of section 9-706 of the general
1010 statutes, as amended by this act.

1011 (2) The commission shall review each application in accordance

1012 with the provisions of subsection (d) of section 9-706 of the general
1013 statutes, as amended by this act. If the commission approves an
1014 application of any such qualified candidate committee, the commission
1015 shall determine the amount of the supplemental grant payable to the
1016 committee to be equal to three times the amount of contributions
1017 received by the committee that qualify as supplemental qualifying
1018 contributions for a supplemental grant under section 9-704 of the
1019 general statutes, as amended by this act, but in no case shall the
1020 amount of the supplemental grant exceed the maximum amounts
1021 provided for in subsection (a), (b), (d) or (e) of this section, as
1022 applicable. The commission shall authorize the payment of such grant
1023 in accordance with the provisions of subsection (d) of said section 9-
1024 706.

1025 (h) Notwithstanding the provisions of subsection (d) or (e) of this
1026 section, in the case of a special election for the office of state senator or
1027 state representative, the maximum amount of the supplemental grant
1028 for a general election campaign shall be seventy-five per cent of the
1029 amount authorized under the applicable said subsection (d) or (e).

1030 (i) Notwithstanding the provisions of subsections (a) to (h),
1031 inclusive, of this section, if a participating candidate receives a
1032 supplemental grant for a primary campaign under subsection (a), (b),
1033 (d) or (e) of this section, is nominated at the primary and does not
1034 expend the entire supplemental grant for the primary campaign, the
1035 amount of the supplemental grant for the general election campaign
1036 shall be reduced by the total amount of any such unexpended
1037 supplemental primary campaign grant.

1038 Sec. 6. Section 9-706 of the general statutes is repealed and the
1039 following is substituted in lieu thereof (*Effective from passage*):

1040 (a) (1) A participating candidate for nomination to the office of state
1041 senator or state representative in 2008, or thereafter, or the office of
1042 Governor, Lieutenant Governor, Attorney General, State Comptroller,
1043 Secretary of the State or State Treasurer in 2010, or thereafter, may
1044 apply to the State Elections Enforcement Commission for a grant from

1045 the fund under the Citizens' Election Program for a primary campaign,
1046 after the close of the state convention of the candidate's party that is
1047 called for the purpose of choosing candidates for nomination for the
1048 office that the candidate is seeking, if a primary is required under
1049 chapter 153, and (A) said party endorses the candidate for the office
1050 that the candidate is seeking, (B) the candidate is seeking nomination
1051 to the office of Governor, Lieutenant Governor, Attorney General,
1052 State Comptroller, State Treasurer or Secretary of the State or the
1053 district office of state senator or state representative and receives at
1054 least fifteen per cent of the votes of the convention delegates present
1055 and voting on any roll-call vote taken on the endorsement or proposed
1056 endorsement of a candidate for the office the candidate is seeking, or
1057 (C) the candidate circulates a petition and obtains the required number
1058 of signatures for filing a candidacy for nomination for (i) the office of
1059 Governor, Lieutenant Governor, Attorney General, State Comptroller,
1060 State Treasurer or Secretary of the State or the district office of state
1061 senator or state representative, pursuant to section 9-400, or (ii) the
1062 municipal office of state senator or state representative, pursuant to
1063 section 9-406, whichever is applicable. The State Elections Enforcement
1064 Commission shall make any such grants to participating candidates in
1065 accordance with the provisions of subsections (d) to (g), inclusive, of
1066 this section.

1067 (2) A participating candidate for nomination to the office of state
1068 senator or state representative in 2008, or thereafter, or the office of
1069 Governor, Attorney General, State Comptroller, Secretary of the State
1070 or State Treasurer in 2010, or thereafter, may apply to the State
1071 Elections Enforcement Commission for a grant from the fund under
1072 the Citizens' Election Program for a general election campaign:

1073 (A) After the close of the state or district convention or municipal
1074 caucus, convention or town committee meeting, whichever is
1075 applicable, of the candidate's party that is called for the purpose of
1076 choosing candidates for nomination for the office that the candidate is
1077 seeking, if (i) said party endorses said candidate for the office that the
1078 candidate is seeking and no other candidate of said party files a

1079 candidacy with the Secretary of the State in accordance with the
1080 provisions of section 9-400 or 9-406, whichever is applicable, (ii) the
1081 candidate is seeking election to the office of Governor, Lieutenant
1082 Governor, Attorney General, State Comptroller, State Treasurer or
1083 Secretary of the State or the district office of state senator or state
1084 representative and receives at least fifteen per cent of the votes of the
1085 convention delegates present and voting on any roll-call vote taken on
1086 the endorsement or proposed endorsement of a candidate for the office
1087 the candidate is seeking, no other candidate for said office at such
1088 convention either receives the party endorsement or said percentage of
1089 said votes for said endorsement or files a certificate of endorsement
1090 with the Secretary of the State in accordance with the provisions of
1091 section 9-388 or a candidacy with the Secretary of the State in
1092 accordance with the provisions of section 9-400, and no other
1093 candidate for said office circulates a petition and obtains the required
1094 number of signatures for filing a candidacy for nomination for said
1095 office pursuant to section 9-400, (iii) the candidate is seeking election to
1096 the office of Governor, Lieutenant Governor, Attorney General, State
1097 Comptroller, State Treasurer or Secretary of the State or the district
1098 office of state senator or state representative, circulates a petition and
1099 obtains the required number of signatures for filing a candidacy for
1100 nomination for said office pursuant to section 9-400 and no other
1101 candidate for said office at the state or district convention either
1102 receives the party endorsement or said percentage of said votes for
1103 said endorsement or files a certificate of endorsement with the
1104 Secretary of the State in accordance with the provisions of section 9-388
1105 or a candidacy with the Secretary of the State in accordance with the
1106 provisions of section 9-400, or (iv) the candidate is seeking election to
1107 the municipal office of state senator or state representative, circulates a
1108 petition and obtains the required number of signatures for filing a
1109 candidacy for nomination for the office the candidate is seeking
1110 pursuant to section 9-406 and no other candidate for said office at the
1111 caucus, convention or town committee meeting either receives the
1112 party endorsement or files a certification of endorsement with the
1113 town clerk in accordance with the provisions of section 9-391;

1114 (B) After any primary held by such party for nomination for said
1115 office, if the Secretary of the State declares that the candidate is the
1116 party nominee in accordance with the provisions of section 9-440;

1117 (C) In the case of a minor party candidate, after the nomination of
1118 such candidate is certified and filed with the Secretary of the State
1119 pursuant to section 9-452; or

1120 (D) In the case of a petitioning party candidate, after approval by
1121 the Secretary of the State of such candidate's nominating petition
1122 pursuant to section 9-453o.

1123 (3) A participating candidate for nomination to the office of state
1124 senator or state representative at a special election in 2008, or
1125 thereafter, may apply to the State Elections Enforcement Commission
1126 for a grant from the fund under the Citizens' Election Program for a
1127 general election campaign after the close of the district convention or
1128 municipal caucus, convention or town committee meeting of the
1129 candidate's party that is called for the purpose of choosing candidates
1130 for nomination for the office that the candidate is seeking.

1131 (4) Notwithstanding the provisions of subdivisions (1) and (2) of
1132 this subsection, no participating candidate for nomination or election
1133 who changes the candidate's status as a major party, minor party or
1134 petitioning party candidate or becomes a candidate of a different
1135 party, after filing the affidavit required under section 9-703, as
1136 amended by this act, shall be eligible to apply for a grant under the
1137 Citizens' Election Program for such candidate's primary campaign for
1138 such nomination or general election campaign for such election. The
1139 provisions of this subdivision shall not apply in the case of a candidate
1140 who is nominated by more than one party and does not otherwise
1141 change the candidate's status as a major party, minor party or
1142 petitioning party candidate.

1143 (b) The application shall include a written certification that:

1144 (1) The candidate committee has received the required amount of

1145 qualifying contributions;

1146 (2) The candidate committee has repaid all moneys borrowed on
1147 behalf of the campaign, as required by subsection (b) of section 9-710;

1148 (3) The candidate committee has returned any contribution of five
1149 dollars or more from an individual who does not include the
1150 individual's name and address with the contribution;

1151 (4) The candidate committee has returned all contributions or
1152 portions of contributions that do not meet the criteria for qualifying
1153 contributions under section 9-704, as amended by this act, and
1154 transmitted all excess qualifying contributions and supplemental
1155 qualifying contributions to the Citizens' Election Fund, except as
1156 provided for under subsection (e) of said section 9-704;

1157 (5) The campaign treasurer of the candidate committee will: (A)
1158 Comply with the provisions of chapters 155 and 157, and (B) maintain
1159 and furnish all records required pursuant to chapters 155 and 157 and
1160 any regulation adopted pursuant to such chapters;

1161 (6) All moneys received from the Citizens' Election Fund will be
1162 deposited upon receipt into the depository account of the candidate
1163 committee;

1164 (7) The campaign treasurer of the candidate committee will expend
1165 all moneys received from the fund in accordance with the provisions of
1166 subsection (g) of section 9-607 and regulations adopted by the State
1167 Elections Enforcement Commission under subsection (e) of this
1168 section; and

1169 (8) If the candidate withdraws from the campaign, becomes
1170 ineligible or dies during the campaign, the candidate committee of the
1171 candidate will return to the commission, for deposit in the fund, all
1172 moneys received from the fund pursuant to [sections 9-700 to 9-716,
1173 inclusive] this chapter, and section 5 of this act, which said candidate
1174 committee has not spent as of the date of such occurrence.

1175 (c) The application shall be accompanied by a cumulative itemized
1176 accounting of all funds received, expenditures made and expenses
1177 incurred but not yet paid by the candidate committee as of three days
1178 before the applicable application deadline contained in subsection (g)
1179 of this section. Such accounting shall be sworn to under penalty of
1180 false statement by the campaign treasurer of the candidate committee.
1181 The commission shall prescribe the form of the application and the
1182 cumulative itemized accounting. The form for such accounting shall
1183 conform to the requirements of section 9-608. Both the candidate and
1184 the campaign treasurer of the candidate committee shall sign the
1185 application.

1186 (d) In accordance with the provisions of subsection (g) of this
1187 section, the commission shall review the application, determine
1188 whether (1) the candidate committee for the applicant has received the
1189 required qualifying contributions, (2) in the case of an application for a
1190 grant from the fund for a primary campaign, the applicant has met the
1191 applicable condition under subsection (a) of this section for applying
1192 for such grant and complied with the provisions of subsections (b) and
1193 (c) of this section, (3) in the case of an application for a grant from the
1194 fund for a general election campaign, the applicant has met the
1195 applicable condition under subsection (a) of this section for applying
1196 for such moneys and complied with the provisions of subsections (b)
1197 and (c) of this section, and (4) in the case of an application by a minor
1198 party or petitioning party candidate for a grant from the fund for a
1199 general election campaign, the applicant qualifies as an eligible minor
1200 party candidate or an eligible petitioning party candidate, whichever is
1201 applicable. If the commission approves an application, the commission
1202 shall determine the amount of the grant payable to the candidate
1203 committee for the applicant pursuant to section 9-705, as amended by
1204 this act, or section 5 of this act, from the fund, and notify the State
1205 Comptroller and the candidate of such candidate committee, of such
1206 amount. If the timing of the commission's approval of the grant in
1207 relation to the Secretary of the State's determination of ballot status is
1208 such that the commission cannot determine whether the qualified
1209 candidate committee is entitled to the applicable full initial grant for

1210 the primary or election or the applicable partial grant for the primary
1211 or election, as the case may be, the commission shall approve the lesser
1212 applicable partial initial grant. The commission shall then authorize
1213 the payment of the remaining portion of the applicable grant after the
1214 commission has knowledge of the circumstances regarding the ballot
1215 status of the opposing candidates in such primary or election. Not later
1216 than two business days following notification by the commission, the
1217 State Comptroller shall draw an order on the State Treasurer for
1218 payment of any such approved amount to the qualified candidate
1219 committee from the fund.

1220 (e) The State Elections Enforcement Commission shall adopt
1221 regulations, in accordance with the provisions of chapter 54, on
1222 permissible expenditures under subsection (g) of section 9-607 for
1223 qualified candidate committees receiving grants from the fund under
1224 [sections 9-700 to 9-716, inclusive] this chapter, and section 5 of this act.

1225 (f) If a nominated participating candidate dies, withdraws the
1226 candidate's candidacy or becomes disqualified to hold the office for
1227 which the candidate has been nominated after the commission
1228 approves the candidate's application for a grant under this section, the
1229 candidate committee of the candidate who is nominated to replace said
1230 candidate pursuant to section 9-460 shall be eligible to receive grants
1231 from the fund without complying with the provisions of section 9-704,
1232 as amended by this act, if said replacement candidate files an affidavit
1233 under section 9-703, as amended by this act, certifying the candidate's
1234 intent to abide by the expenditure limits set forth in subsection (c) of
1235 section 9-702, as amended by this act, and notifies the commission on a
1236 form prescribed by the commission.

1237 (g) (1) (A) Any application submitted pursuant to this section for a
1238 primary or general election shall be submitted in accordance with the
1239 [following schedule: (A) By five o'clock p.m. on the third Thursday in
1240 May of the year that the primary or election will be held at which such
1241 participating candidate will seek nomination or election, or (B) by five
1242 o'clock p.m. on any subsequent Thursday of such year, provided no

1243 application shall be accepted by the commission after five o'clock p.m.
1244 on or after the fourth to last Friday prior to the primary or election at
1245 which such participating candidate will seek nomination or election]
1246 schedules provided for in subparagraph (B) of this subdivision.

1247 (B) (i) An applicant seeking a grant for a primary campaign under
1248 section 9-705, as amended by this act, or a supplemental grant for a
1249 primary campaign under section 5 of this act shall apply as follows:

1250 (I) By five o'clock p.m. on the third Thursday in May of the year that
1251 the primary or election will be held at which such participating
1252 candidate will seek nomination or election.

1253 (II) By five o'clock p.m. on any subsequent Thursday of such year,
1254 provided no application shall be accepted by the commission after five
1255 o'clock p.m. on or after the fourth Friday immediately prior to the
1256 primary at which such participating candidate will seek nomination.

1257 (III) Notwithstanding the provisions of this subparagraph
1258 concerning applications for grants for a primary campaign, on the
1259 seventh and ninth Thursdays immediately prior to the primary, the
1260 commission shall only review and make determinations about
1261 applications for an initial grant under section 9-705, as amended by
1262 this act, or a supplemental grant under section 5 of this act, for
1263 candidates seeking nomination to the office of Governor, Lieutenant
1264 Governor, Attorney General, State Comptroller, Secretary of the State
1265 or State Treasurer, and supplemental submissions to previously
1266 submitted applications continued without prejudice for candidates
1267 seeking nomination to the office of Governor, Lieutenant Governor,
1268 Attorney General, State Comptroller, Secretary of the State, State
1269 Treasurer, state senator or state representative, and on the third
1270 Thursday immediately prior to the primary, the commission shall only
1271 review and make determinations about applications for supplemental
1272 grants under section 5 of this act for candidates seeking nomination to
1273 the office of Governor, Lieutenant Governor, Attorney General, State
1274 Comptroller, Secretary of the State or State Treasurer.

1275 (ii) An applicant seeking a grant for a general election campaign
1276 under section 9-705, as amended by this act, or a supplemental grant
1277 for a general election campaign under section 5 of this act shall apply
1278 as follows:

1279 (I) By five o'clock p.m. on the third Thursday in May of the year that
1280 the election will be held in which such participating candidate will
1281 seek election.

1282 (II) By five o'clock p.m. on any subsequent Thursday of such year,
1283 provided no application shall be accepted by the commission after five
1284 o'clock p.m. on or after the fifth Thursday immediately prior to the
1285 election at which such participating candidate will seek election in the
1286 case of an applicant seeking a grant under section 9-705, as amended
1287 by this act, and no application shall be accepted by the commission
1288 after five o'clock p.m. on or after the third Thursday immediately prior
1289 to the election at which such participating candidate will seek election
1290 in the case of an applicant seeking a supplemental grant under section
1291 5 of this act.

1292 (III) Notwithstanding the provisions of this section concerning
1293 applications for grants for a general election campaign, only on the
1294 ninth Thursday immediately prior to the election, on the fourth
1295 Thursday immediately prior to the election, and on the third Thursday
1296 immediately prior to the election, the commission shall only review
1297 and make determinations about applications for supplemental grants
1298 under section 5 of this act and supplemental submissions to previously
1299 submitted applications continued without prejudice for candidates
1300 seeking election to the office of Governor, Attorney General, State
1301 Comptroller, Secretary of the State, State Treasurer, state senator or
1302 state representative.

1303 (C) Not later than (i) four business days following any such
1304 Thursday or Friday, [as applicable, or, in the event of a national,
1305 regional or local emergency or local natural disaster, as soon thereafter
1306 as is practicable] as described in subparagraph (B) of this subdivision,
1307 the commission shall review any application from a participating

1308 candidate seeking nomination or election to the office of state senator
1309 or state representative, or (ii) ten business days following any such
1310 Thursday or Friday, as described in said subparagraph (B), from
1311 participating candidates seeking nomination or election to the office of
1312 Governor, Lieutenant Governor, Attorney General, State Comptroller,
1313 Secretary of the State or State Treasurer, received by such Thursday or
1314 Friday, in accordance with the provisions of subsection (d) of this
1315 section, and determine whether such application shall be approved or
1316 disapproved. In the case of a natural, regional or local emergency or
1317 local natural disaster, the commission shall review any such
1318 application as soon thereafter as is practicable. For any such initial
1319 submission of an application that is approved, any disbursement of
1320 funds shall be made not later than twelve business days prior to any
1321 such primary or general election. From the third week of June in even-
1322 numbered years until the third week in July, the commission shall
1323 meet twice weekly to determine whether or not to approve
1324 applications for grants if there are pending grant applications.

1325 (2) Notwithstanding the provisions of subdivision (1) of this
1326 subsection, no application for a special election shall be accepted by
1327 the commission after five o'clock p.m. on or after ten business days
1328 prior to the special election at which such participating candidate will
1329 seek election. Not later than three business days following such
1330 deadline, or, in the event of a national, regional or local emergency or
1331 local natural disaster, as soon thereafter as practicable, the commission
1332 shall review any such application received by such deadline, in
1333 accordance with the provisions of subsection (d) of this section, and
1334 determine whether such application shall be approved or disapproved.
1335 For any such application that is approved, any disbursement of funds
1336 shall be made not later than seven business days prior to any such
1337 special election.

1338 (3) The commission shall publish such application review schedules
1339 and meeting schedules on the commission's web site and with the
1340 Secretary of the State.

1341 Sec. 7. Section 9-701 of the 2010 supplement to the general statutes is
1342 repealed and the following is substituted in lieu thereof (*Effective from*
1343 *passage*):

1344 There is established the "Citizens' Election Fund", which shall be a
1345 separate, nonlapsing account within the General Fund. The fund may
1346 contain any moneys required by law to be deposited in the fund.
1347 Investment earnings credited to the assets of the fund shall become
1348 part of the assets of the fund. The State Treasurer shall administer the
1349 fund. All moneys deposited in the fund shall be used for the purposes
1350 of sections 9-700 to 9-716, inclusive, as amended by this act, and
1351 section 5 of this act.

1352 Sec. 8. Section 9-703 of the general statutes is repealed and the
1353 following is substituted in lieu thereof (*Effective from passage*):

1354 (a) Each candidate for nomination or election to the office of state
1355 senator or state representative in 2008, or thereafter, or the office of
1356 Governor, Lieutenant Governor, Attorney General, State Comptroller,
1357 Secretary of the State or State Treasurer in 2010, or thereafter, shall file
1358 an affidavit with the State Elections Enforcement Commission. The
1359 affidavit shall include a written certification that the candidate either
1360 intends to abide by the expenditure limits under the Citizens' Election
1361 Program set forth in subsection (c) of section 9-702, as amended by this
1362 act, or does not intend to abide by said limits. If the candidate intends
1363 to abide by said limits, the affidavit shall also include written
1364 certifications (1) that the campaign treasurer of the candidate
1365 committee for said candidate shall expend any moneys received from
1366 the Citizens' Election Fund in accordance with the provisions of
1367 subsection (g) of section 9-607 and regulations adopted by the State
1368 Elections Enforcement Commission under subsection (e) of section 9-
1369 706, as amended by this act, (2) that the candidate shall repay to the
1370 fund any such moneys that are not expended in accordance with
1371 subsection (g) of said section 9-607 and said regulations, (3) that the
1372 candidate and the campaign treasurer shall comply with the
1373 provisions of subdivision (1) of subsection (a) of section 9-711, as

1374 amended by this act, and (4) stating the candidate's status as a major
1375 party, minor party or petitioning party candidate and, in the case of a
1376 major party or minor party candidate, the name of such party. The
1377 written certification described in subdivision (3) of this subsection shall
1378 be made by both the candidate and the campaign treasurer of the
1379 candidate committee for said candidate. A candidate for nomination or
1380 election to any such office shall file such affidavit not later than four
1381 o'clock p.m. on the twenty-fifth day before the day of a primary, if
1382 applicable, or on the fortieth day before the day of the election for such
1383 office, except that in the case of a special election for the office of state
1384 senator or state representative, the candidate shall file such affidavit
1385 not later than four o'clock p.m. on the twenty-fifth day before the day
1386 of such special election.

1387 (b) A candidate who so certifies the candidate's intent to abide by
1388 the expenditure limits under the Citizens' Election Program set forth in
1389 subsection (c) of section 9-702, as amended by this act, shall be referred
1390 to in [sections 9-700 to 9-716, inclusive,] this chapter and section 5 of
1391 this act as a "participating candidate" and a candidate who so certifies
1392 the candidate's intent to not abide by said limits shall be referred to in
1393 [sections 9-700 to 9-716, inclusive,] this chapter and section 5 of this act
1394 as a "nonparticipating candidate". The commission shall prepare a list
1395 of the participating candidates and a list of the nonparticipating
1396 candidates and shall make such lists available for public inspection.

1397 (c) A participating candidate may withdraw from participation in
1398 the Citizens' Election Program before applying for an initial grant
1399 under section 9-706, as amended by this act, by filing an affidavit with
1400 the State Elections Enforcement Commission, which includes a written
1401 certification of such withdrawal. A candidate who files such an
1402 affidavit shall be deemed to be a nonparticipating candidate for the
1403 purposes of [sections 9-700 to 9-716, inclusive,] this chapter and section
1404 5 of this act and shall not be penalized for such withdrawal. No
1405 participating candidate shall withdraw from participation in the
1406 Citizens' Election Program after applying for an initial grant under
1407 section 9-706, as amended by this act.

1408 Sec. 9. Section 9-707 of the general statutes is repealed and the
1409 following is substituted in lieu thereof (*Effective from passage*):

1410 Following the initial deposit of moneys from the Citizens' Election
1411 Fund into the depository account of a qualified candidate committee,
1412 no contribution, loan, amount of the candidate's own moneys or any
1413 other moneys received by the candidate or the campaign treasurer on
1414 behalf of the committee shall be deposited into said depository
1415 account, except (1) any grants from the fund under section 9-705, as
1416 amended by this act, and section 5 of this act, and (2) [any additional
1417 moneys from the fund as provided in sections 9-713 and 9-714] any
1418 supplemental qualifying contributions received in accordance with the
1419 provisions of subsection (b) of section 9-704, as amended by this act,
1420 and the provisions of subdivision (3) of subsection (c) of section 9-702,
1421 as amended by this act.

1422 Sec. 10. Section 9-708 of the general statutes is repealed and the
1423 following is substituted in lieu thereof (*Effective from passage*):

1424 A qualified candidate committee that received moneys from the
1425 Citizens' Election Fund for a primary campaign and whose candidate
1426 is the party nominee shall receive a grant from the fund for a general
1427 election campaign, unless such candidate is unopposed in the general
1428 election campaign as described in subdivision (3) of subsection (h) of
1429 section 9-705, as amended by this act. Upon receiving verification from
1430 the Secretary of the State of the declaration by the Secretary of the State
1431 in accordance with the provisions of section 9-440 of the results of the
1432 votes cast at the primary, the State Elections Enforcement Commission
1433 shall notify the State Comptroller of the amount payable to such
1434 qualified candidate committee pursuant to section 9-705, as amended
1435 by this act. Not later than two business days following notification by
1436 the commission, the State Comptroller shall draw an order on the State
1437 Treasurer for payment of the general election campaign grant to said
1438 committee from said fund.

1439 Sec. 11. Subsection (a) of section 9-711 of the general statutes is
1440 repealed and the following is substituted in lieu thereof (*Effective from*

1441 *passage*):

1442 (a) If an expenditure in excess of the applicable expenditure limit set
1443 forth in subsection (c) of section 9-702, as amended by this act, is made
1444 or incurred by a qualified candidate committee that receives a grant
1445 from the Citizens' Election Fund pursuant to section 9-706, as amended
1446 by this act, (1) the candidate and campaign treasurer of said committee
1447 shall be jointly and severally liable for paying for the excess
1448 expenditure, (2) the committee shall not receive any additional grants
1449 or moneys from the fund for the remainder of the election cycle if the
1450 State Elections Enforcement Commission determines that the
1451 candidate or campaign treasurer of said committee had knowledge of
1452 the excess expenditure, (3) the campaign treasurer shall be subject to
1453 penalties under section 9-7b, and (4) the candidate of said candidate
1454 committee shall be deemed to be a nonparticipating candidate for the
1455 purposes of [sections 9-700 to 9-716, inclusive,] this chapter and section
1456 5 of this act if the commission determines that the candidate or
1457 campaign treasurer of said committee had knowledge of the excess
1458 expenditure. The commission may waive the provisions of this
1459 subsection upon determining that an excess expenditure is de minimis.
1460 The commission shall adopt regulations, in accordance with the
1461 provisions of chapter 54, establishing standards for making such
1462 determinations. Such standards shall include, but not be limited to, a
1463 finding by the commission that the candidate or campaign treasurer
1464 has, from the candidate's or campaign treasurer's personal funds,
1465 either paid the excess expenditure or reimbursed the qualified
1466 candidate committee for its payment of the excess expenditure.

1467 Sec. 12. Subsection (b) of section 9-712 of the general statutes is
1468 repealed and the following is substituted in lieu thereof (*Effective from*
1469 *passage*):

1470 (b) (1) As used in this section, [and section 9-713,] "excess
1471 expenditure" means an expenditure made, or obligated to be made, by
1472 a nonparticipating or a participating candidate who is opposed by one
1473 or more other participating candidates in a primary campaign or a

1474 general election campaign, which is in excess of the amount of the
1475 applicable limit on expenditures for said participating candidates for
1476 said campaign and which is the sum of (A) the applicable qualifying
1477 contributions that the participating candidate is required to receive
1478 under section 9-704, as amended by this act, to be eligible for grants
1479 from the Citizens' Election Fund, and (B) one hundred per cent of the
1480 applicable full grant amount for a major party candidate authorized
1481 under section 9-705, as amended by this act, for the applicable
1482 campaign period.

1483 (2) The commission shall confirm whether an expenditure described
1484 in a declaration filed under this subsection is an excess expenditure.

1485 Sec. 13. Section 9-716 of the general statutes is repealed and the
1486 following is substituted in lieu thereof (*Effective from passage*):

1487 (a) Not later than June 1, 2007, and annually thereafter, the State
1488 Elections Enforcement Commission shall issue a report on the status of
1489 the Citizens' Election Fund during the previous calendar year. Such
1490 report shall include the amount of moneys deposited in the fund, the
1491 sources of moneys received by category, the number of contributions,
1492 the number of contributors, the amount of moneys expended by
1493 category, the recipients of moneys distributed from the fund and an
1494 accounting of the costs incurred by the commission in administering
1495 the provisions of [sections 9-700 to 9-716, inclusive] this chapter and
1496 section 5 of this act.

1497 (b) Not later than January first in any year in which a state election
1498 is to be held, the commission shall determine whether the amount of
1499 moneys in the fund is sufficient to carry out the purposes of [sections
1500 9-700 to 9-716, inclusive] this chapter and section 5 of this act. If the
1501 commission determines that such amount is not sufficient to carry out
1502 such purposes, the commission shall, not later than three days after
1503 such later determination, (1) determine the percentage of the fund's
1504 obligations that can be met for such election, (2) recalculate the amount
1505 of each payment that each qualified candidate committee is entitled to
1506 receive under section 9-706, as amended by this act, by multiplying

1507 such percentage by the amount that such committee would have been
1508 entitled to receive under [sections 9-700 to 9-716, inclusive,] this
1509 chapter and section 5 of this act if there were a sufficient amount of
1510 moneys in the fund, and (3) notify each such committee of such
1511 insufficiency, percentage and applicable recalculation. After a qualified
1512 candidate committee under section 9-706, as amended by this act, first
1513 receives any such recalculated payment, the committee may resume
1514 accepting contributions, which shall not be subject to the restrictions
1515 on qualifying contributions under section 9-704, as amended by this
1516 act, and making expenditures from such contributions, up to the
1517 highest amount of expenditures made by an opposing
1518 nonparticipating candidate in the same primary campaign or general
1519 election campaign. The commission shall also issue a report on said
1520 determination.

1521 (c) The commission shall establish a reserve account in the fund. The
1522 first twenty-five thousand dollars deposited in the fund during any
1523 year shall be placed in said account. The commission shall use moneys
1524 in the reserve account only during the seven days preceding a primary
1525 or an election for payments to candidates [(1)] whose payments were
1526 reduced under subsection (b) of this section, [, or (2) who are entitled
1527 to funding to match, during said seven-day period, independent
1528 expenditures pursuant to section 9-714.]

1529 Sec. 14. Section 9-601a of the general statutes is repealed and the
1530 following is substituted in lieu thereof (*Effective from passage*):

1531 (a) As used in this chapter, [and sections 9-700 to 9-716, inclusive]
1532 chapter 157 and section 5 of this act, "contribution" means:

1533 (1) Any gift, subscription, loan, advance, payment or deposit of
1534 money or anything of value, made for the purpose of influencing the
1535 nomination for election, or election, of any person or for the purpose of
1536 aiding or promoting the success or defeat of any referendum question
1537 or on behalf of any political party;

1538 (2) A written contract, promise or agreement to make a contribution

1539 for any such purpose;

1540 (3) The payment by any person, other than a candidate or campaign
1541 treasurer, of compensation for the personal services of any other
1542 person which are rendered without charge to a committee or candidate
1543 for any such purpose;

1544 (4) An expenditure when made by a person with the cooperation of,
1545 or in consultation with, any candidate, candidate committee or
1546 candidate's agent or which is made in concert with, or at the request or
1547 suggestion of, any candidate, candidate committee or candidate's
1548 agent, including a coordinated expenditure; or

1549 (5) Funds received by a committee which are transferred from
1550 another committee or other source for any such purpose.

1551 (b) As used in this chapter, [and sections 9-700 to 9-716, inclusive]
1552 chapter 157 and section 5 of this act, "contribution" does not mean:

1553 (1) A loan of money made in the ordinary course of business by a
1554 national or state bank;

1555 (2) Any communication made by a corporation, organization or
1556 association to its members, owners, stockholders, executive or
1557 administrative personnel, or their families;

1558 (3) Nonpartisan voter registration and get-out-the-vote campaigns
1559 by any corporation, organization or association aimed at its members,
1560 owners, stockholders, executive or administrative personnel, or their
1561 families;

1562 (4) Uncompensated services provided by individuals volunteering
1563 their time;

1564 (5) The use of real or personal property, and the cost of invitations,
1565 food or beverages, voluntarily provided by an individual to a
1566 candidate or on behalf of a state central or town committee, in
1567 rendering voluntary personal services for candidate or party-related

1568 activities at the individual's residence, to the extent that the cumulative
1569 value of the invitations, food or beverages provided by the individual
1570 on behalf of any single candidate does not exceed two hundred dollars
1571 with respect to any single election, and on behalf of all state central
1572 and town committees does not exceed four hundred dollars in any
1573 calendar year;

1574 (6) The sale of food or beverage for use in a candidate's campaign or
1575 for use by a state central or town committee at a discount, if the charge
1576 is not less than the cost to the vendor, to the extent that the cumulative
1577 value of the discount given to or on behalf of any single candidate does
1578 not exceed two hundred dollars with respect to any single election,
1579 and on behalf of all state central and town committees does not exceed
1580 four hundred dollars in a calendar year;

1581 (7) Any unreimbursed payment for travel expenses made by an
1582 individual who on the individual's own behalf volunteers the
1583 individual's personal services to any single candidate to the extent the
1584 cumulative value does not exceed two hundred dollars with respect to
1585 any single election, and on behalf of all state central or town
1586 committees does not exceed four hundred dollars in a calendar year;

1587 (8) The payment, by a party committee, political committee or an
1588 individual, of the costs of preparation, display, mailing or other
1589 distribution incurred by the committee or individual with respect to
1590 any printed slate card, sample ballot or other printed list containing
1591 the names of three or more candidates;

1592 (9) The donation of any item of personal property by an individual
1593 to a committee for a fund-raising affair, including a tag sale or auction,
1594 or the purchase by an individual of any such item at such an affair, to
1595 the extent that the cumulative value donated or purchased does not
1596 exceed fifty dollars;

1597 (10) (A) The purchase of advertising space which clearly identifies
1598 the purchaser, in a program for a fund-raising affair sponsored by the
1599 candidate committee of a candidate for an office of a municipality,

1600 provided the cumulative purchase of such space does not exceed two
1601 hundred fifty dollars from any single such candidate or the candidate's
1602 committee with respect to any single election campaign if the
1603 purchaser is a business entity or fifty dollars for purchases by any
1604 other person;

1605 (B) The purchase of advertising space which clearly identifies the
1606 purchaser, in a program for a fund-raising affair sponsored by a town
1607 committee, provided the cumulative purchase of such space does not
1608 exceed two hundred fifty dollars from any single town committee in
1609 any calendar year if the purchaser is a business entity or fifty dollars
1610 for purchases by any other person. Notwithstanding the provisions of
1611 this subparagraph, the following may not purchase advertising space
1612 in a program for a fund-raising affair sponsored by a town committee:
1613 (i) A communicator lobbyist, (ii) a member of the immediate family of
1614 a communicator lobbyist, (iii) a state contractor, (iv) a prospective state
1615 contractor, or (v) a principal of a state contractor or prospective state
1616 contractor. As used in this subparagraph, "state contractor",
1617 "prospective state contractor" and "principal of a state contractor or
1618 prospective state contractor" have the same meanings as provided in
1619 subsection (g) of section 9-612;

1620 (11) The payment of money by a candidate to the candidate's
1621 candidate committee;

1622 (12) The donation of goods or services by a business entity to a
1623 committee for a fund-raising affair, including a tag sale or auction, to
1624 the extent that the cumulative value donated does not exceed one
1625 hundred dollars;

1626 (13) The advance of a security deposit by an individual to a
1627 telephone company, as defined in section 16-1, for telecommunications
1628 service for a committee, provided the security deposit is refunded to
1629 the individual;

1630 (14) The provision of facilities, equipment, technical and managerial
1631 support, and broadcast time by a community antenna television

1632 company, as defined in section 16-1, for community access
 1633 programming pursuant to section 16-331a, unless (A) the major
 1634 purpose of providing such facilities, equipment, support and time is to
 1635 influence the nomination or election of a candidate, or (B) such
 1636 facilities, equipment, support and time are provided on behalf of a
 1637 political party;

1638 (15) The sale of food or beverage by a town committee to an
 1639 individual at a town fair, county fair or similar mass gathering held
 1640 within the state, to the extent that the cumulative payment made by
 1641 any one individual for such items does not exceed fifty dollars; or

1642 (16) An organization expenditure by a party committee, legislative
 1643 caucus committee or legislative leadership committee.

1644 Sec. 15. Sections 9-713, 9-714 and 9-717 of the general statutes are
 1645 repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	9-700
Sec. 2	<i>from passage</i>	9-702
Sec. 3	<i>from passage</i>	9-704
Sec. 4	<i>from passage</i>	9-705
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>from passage</i>	9-706
Sec. 7	<i>from passage</i>	9-701
Sec. 8	<i>from passage</i>	9-703
Sec. 9	<i>from passage</i>	9-707
Sec. 10	<i>from passage</i>	9-708
Sec. 11	<i>from passage</i>	9-711(a)
Sec. 12	<i>from passage</i>	9-712(b)
Sec. 13	<i>from passage</i>	9-716
Sec. 14	<i>from passage</i>	9-601a
Sec. 15	<i>from passage</i>	Repealer section

Statement of Legislative Commissioners:

In sections 1, 2(c), 3(a) and (b), 4(h), 5(d), (e) and (i), and 10 provisions were rephrased for clarity and statutory consistency and internal references were revised for accuracy.

GAE *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 10 \$	FY 11 \$	FY 12 \$
Elect. Enforcement Com.	GF - Savings	300,000 - 500,000	2,700,000 - 4,500,000	100,000

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill would save the Citizens' Election Program (CEP) an estimated \$3 million - \$5 million during the November 2010 election cycle by:

- (1) Reducing initial grants to candidates for statewide offices other than Governor;
- (2) Eliminating independent expenditure and excess expenditure grants to candidates for any statewide office and replacing them with matching (according to contribution levels) supplemental grants; and
- (3) Eliminating grants for unopposed statewide and legislative candidates.

The savings indicated above would be partially offset by the provision of the bill that changes the threshold for minor and petitioning party ("third party") candidates for legislative offices to receive grants.

It is estimated that the cost of the November 2010 election will range from \$32 million - \$48 million under provisions within current law. The bill reduces this range to \$29 million - \$43 million, depending

upon participation levels in the CEP.

The Citizens' Election Fund (CEF), which supports the CEP, has a balance of \$43 million. The CEF is scheduled to receive approximately \$18 million in revenue during FY 11 with a planned transfer of \$7 million to the General Fund (net gain of \$11 million) to help cover the FY 11 General Fund projected deficit. The total funds available are therefore approximately \$54 million. It is uncertain whether or not the full \$18 million in revenue will be deposited into the fund prior to the November 2010 election since the deposits are dependant upon the amounts and timing of funds generated from unclaimed property.

HB 5021: Changes in Grant Amounts				
	Current Law		HB 5021	
	Primary	General Election	Primary	General Election
Statewide				
Governor's Office				
Grant Amount	1,250,000	3,000,000	1,250,000	3,000,000
Independent Expenditure (max)	1,250,000	3,000,000		
Excess Expenditure (max)	1,250,000	3,000,000		
Supplemental Grant ¹			937,500	2,250,000
Other Statewide Offices				
Grant Amount	375,000	750,000	200,000	500,000
Independent Expenditure (max)	375,000	750,000		
Excess Expenditure (max)	375,000	750,000		
Supplemental Grant ¹			180,000	375,000
Legislature				
Senate				
Grant Amount	35,000	85,000	25,000	61,000
Independent Expenditure (max)	35,000	85,000		
Excess Expenditure (max)	35,000	85,000		
Supplemental Grant ¹			12,500	30,500
House				
Grant Amount	10,000	25,000	7,000	18,000
Independent Expenditure (max)	10,000	25,000		
Excess Expenditure (max)	10,000	25,000		
Supplemental Grant ¹			3,500	9,000

¹ Supplemental grants are distributed based on a 3:1 matching program where candidates received \$3 for every \$1 raised through additional contributions, up to a maximum amount. For example, in the gubernatorial primary, candidates may raise up to an additional \$312,500 and receive a matching grant of \$937,500.

The Out Years

The ongoing fiscal impact identified above would vary according to the election cycle and is subject to inflation.

OLR Bill Analysis**sHB 5021*****AN ACT CONCERNING THE CITIZENS' ELECTION PROGRAM.*****SUMMARY:**

This bill makes changes to the Citizens' Election Program (CEP), the state's voluntary public financing system. Principally, it equalizes general election grants for major, minor, and petitioning party candidates who participate in the program (participating candidates). And, it reduces both primary and general election grants for every office except governor.

The bill eliminates general election grants for unopposed participating candidates. Instead, it allows them to raise additional contributions up to 30% of the general election grant for that office (applicable grant).

It repeals the CEP's independent and excess expenditure provisions, thus eliminating matching grants for those purposes. Current law authorizes participating candidates to receive additional money in the form of matching grants if they are the target of independent expenditures promoting their defeat or if their opponent exceeds certain spending limits. Specifically, they may receive up to two times the applicable primary and general election grants to match independent and excess expenditures.

The bill replaces matching grants with supplemental qualifying contributions (QCs) and supplemental grants and authorizes payments from the Citizens' Election Fund (CEF) for these grants. It adds the new supplemental QCs and grants to candidate spending limits.

The bill revises the grant application and payment schedule. It blocks out certain dates for specified application types and generally

gives the State Elections Enforcement Commissions (SEEC) more time to review statewide office candidate applications.

Finally, the bill repeals the program's reverter clause and makes several conforming and technical changes.

EFFECTIVE DATE: Upon passage

§ 3—QUALIFYING CONTRIBUTIONS

By law, candidates must qualify to participate in the program by raising a specified amount in QCs from individual donors. The bill increases the limit on individual QCs from \$100 to \$500 for gubernatorial candidates and from \$100 to \$250 for other statewide office candidates. For state senators and state representatives, the limit remains at \$100. The total amount of QCs required to qualify for the program also remains the same.

§§ 1-2 & 5—SUPPLEMENTAL QCs & GRANTS

The bill completely eliminates matching grants for independent and excess expenditures and replaces them with supplemental QCs and grants. Only qualified candidates who have been nominated or otherwise qualify to appear on the ballot and who are eligible to receive an initial grant from the CEF may receive supplemental QCs and grants. By law, qualified candidates are those whom the SEEC approves for a CEF grant. Since the bill eliminates grants for unopposed candidates, these candidates are not eligible for supplemental grants. Similarly, since minor and petitioning party candidates are not eligible for primary grants under the program, they may receive only general election supplemental QCs and grants.

The bill defines "supplemental qualifying contribution" as a contribution received to qualify for a supplemental grant and establishes the same criteria for them as initial QCs (e.g., contributions must be at least \$5). Likewise, it sets the limits on individual supplemental QCs equal to those on initial QCs. This means, for gubernatorial candidates the limit on individual supplemental QCs is \$500; for other statewide office candidates, the limit is \$250; and for

legislative candidates, \$100.

The bill permits candidates to receive supplemental QCs after “qualifying for” an initial grant, but it does not specify that qualifying means approval of an application.

Eligibility

A qualified candidate committee is eligible to receive a supplemental grant for a primary campaign, if applicable, or a general election if it (1) collects and receives supplemental QCs, (2) returns all such contributions that do not meet the criteria for supplemental QCs, and (3) submits an application, which the SEEC approves. In addition the candidate must agree to abide by the program’s spending limits.

Candidates must submit an application, which the SEEC reviews just as it does primary and general election grant applications. Upon approval, the bill requires the commission to determine the supplemental grant amount, which equals three times the amount of supplemental QCs, up to the maximum for that office.

Additional Criteria for Legislative Candidates. The bill sets additional eligibility criteria for legislative candidates, whether from a major, minor, or petitioning party. Legislative candidates are eligible only if they are running in (1) an open seat race or (2) a competitive district. An “open seat” race is one in which the incumbent is not seeking reelection. A “competitive district” is one where for any two of the last three primaries or elections, whichever is applicable, the difference between the two top vote-getters is less than 10%.

Maximum Supplemental Amounts

The supplemental grant amount equals three times the amount of supplemental QCs that a candidate raises, up to a maximum specified amount. Major party candidates may raise supplemental QCs and receive supplemental grants for any primary and general election in which they run. Minor and petitioning party candidates may raise and receive them for the general election only. For statewide office

candidates, at least 75% must come from state residents. For legislative candidates, at least 75% must come from individuals residing in municipalities included, in whole or in part, in their district.

In the case of a special election, a legislative candidate may raise supplemental QCs up to 75% of the aggregate contributions required for that office during a regular election. They must similarly raise a number of in-district QCs equal to at least 75% of the applicable minimum number required during a regular election. The supplemental grant for legislative candidates in a special election is 75% of the regular general election grant.

If a candidate receives a supplemental grant for a primary but does not spend it all, any general election supplemental grant is reduced by the unspent amount.

Table 1 shows the maximum allowable supplemental QCs and supplemental grants for statewide office and legislative candidates, respectively.

Table 1: Maximum Supplemental QCs and Supplemental Grants*

Candidate for	Individual Supplemental QC Limit	Primary Campaign (Major Party Candidates Only)		General Election Campaign	
		Maximum Aggregate Supplemental QCs	Maximum Supplemental Grant*	Maximum Aggregate Supplemental QCs	Maximum Supplemental Grant*
Governor	\$500	\$312,500	\$937,500	750,000	2,250,000
Other statewide offices	250	60,000	180,000	125,000	375,000
State senator	100	4,167	12,500	10,167	30,500
State senator, party-dominant district**	100	9,000	27,000	N/A	N/A
State senator, special election (75% of primary or general election amounts)	100	3,125	9,375	7,625	22,875

State representative	100	1,167	3,500	3,000	9,000
State representative, party-dominant district**	100	3,000	9,000	N/A	N/A
State representative, special election (75% of primary or general election amounts)	100	875	2,625	2,250	6,750

N/A means not applicable

* To be adjusted by the SEEC for inflation beginning in 2012 and 2014 for legislative and all statewide office candidates, respectively.

** Applies to a major party candidate whose party has at least 20% more enrolled voters in his or her district than another party, as determined by the latest enrollment and voter registration records in the Office of the Secretary of the State.

Excess QCs and Supplemental QCs

Current law requires participating candidates to return excess QCs to the state treasurer for deposit in the CEF. The bill allows candidates to use excess QCs and supplemental QCs to qualify for grants. Specifically, candidates may use excess QCs toward a supplemental grant (i.e., as supplemental QCs). The maximum amount they may use for this purpose is 20% of the required QCs. Candidates may also use excess supplemental QCs collected to receive a supplemental primary grant toward a supplemental general election grant. The limit is 20% of the maximum allowable supplemental QCs for a primary grant.

Multiple Contributions

The bill authorizes individuals to give the same candidate separate QCs and supplemental QCs, up to the limit. For example, a contributor may give a gubernatorial candidate an initial \$500 QC, as well as a \$500 supplemental QC.

§§ 2 & 4—UNOPPOSED CANDIDATES

The bill defines “unopposed” for the purposes of the Citizens’ Election Program and prohibits participating candidates who are unopposed in the general election from receiving an initial or a supplemental grant. Table 2 describes opposed and unopposed status.

Table 2: Opposed and Unopposed Status

OPPOSED	UNOPPOSED
<p>A participating candidate is opposed when he or she is nominated for election and:</p> <ol style="list-style-type: none"> 1. another major party endorses a candidate to run against him or her; 2. another major party candidate qualifies to run in the same race by receiving 15% of the vote on a roll call at a convention or submitting petitions with the required number of signatures; or 3. a minor or petitioning party candidate qualifies to appear on the ballot in the same race <p>and the opposing candidate is:</p> <ol style="list-style-type: none"> 1. required to form a candidate committee because he or she will raise or spend more than \$1,000; 2. self-funded, thus exempt from forming a candidate committee, but must file campaign finance statements because he or she spends over \$1,000; or 3. one of a slate of candidates whose campaign is funded by a political committee formed for the election or primary. 	<p>A participating candidate is unopposed when:</p> <ol style="list-style-type: none"> 1. he or she has no opponent, or 2. the only opponent is exempt from forming a candidate committee because he or she will not raise or spend more than \$1,000

The bill instead allows unopposed candidates to raise contributions in addition to QCs, up to 30% of the applicable general election grant, which is the amount they receive as a grant under current law. It subjects these additional contributions to the same limitations and restrictions that exist for participating candidates running for the same office. Unopposed candidates must limit their expenditures to the sum of their (1) QCs; (2) allowable personal funds, if any; and (3) permissible additional contributions.

If an unopposed candidate is subsequently opposed, he or she is eligible for the applicable general election grant. But the grant is reduced by any additional contributions the candidate receives. At that point, the candidate must limit expenditures to the sum of his or her (1) QCs; (2) allowable personal funds, if any; (3) permissible additional contributions; and (4) applicable general election grant. Presumably, such a candidate, like others, may collect supplemental QCs once he or she becomes eligible for the initial general election grant from the CEF. However, the bill does not add supplemental QCs

or supplemental grants as sources to a candidates spending limits.

Under current law, a minor or petitioning party candidate who receives a partial CEF grant may continue to raise contributions in addition to the QCs to make up the difference between the full and partial grant. The bill eliminates this provision since it makes these candidates eligible for full grants.

§ 4—GRANTS FROM THE FUND

The bill reduces the initial primary and general election grant amounts for participating candidates for offices other than governor. It authorizes qualified minor and petitioning party candidates to receive a general election grant equal to those that qualified major party candidates receive (“full grant”). As under existing law, these candidates are not eligible for primary grants.

Under current law, minor and petitioning party candidates may receive a general election grant equal to the grant for a major party candidate only if the candidate for the same office representing the same minor party at the last regular election received at least 20% of the votes cast for that office. Similarly, an eligible petitioning party candidate may receive a full grant for the general election only if his or her petition is signed by a number of qualified electors equal to at least 20% of the number of votes cast for the same office at the last regular election. (Both receive a one-third grant by meeting a 10% threshold or a two-thirds grant by meeting a 15% threshold.)

Tables 3 through 6 show the grant amounts for each office under current law and the bill.

Table 3: Initial Primary and General Election Grants for Gubernatorial Candidates ^a

Grant	Current Law	The Bill
Primary Grant for Nomination	\$1,250,000	\$1,250,000
General Election Grant, Opposed Candidate	3,000,000 ^b	3,000,000 ^c

General Election Grant, Unopposed Candidate	900,000 ^d	0 ^e
General Election Grant, Nominated Candidate Opposed by Minor or Petitioning Party Candidates	1,800,000 ^f	N/A

N/A means not applicable.

- ^a To be adjusted for inflation.
- ^b Under current law, applies to a nominated major party candidate who is opposed by another major party candidate or by a minor or petitioning party candidate who has received the required QCs.
- ^c Under the bill, applies to a nominated major party candidate or eligible minor or petitioning party candidate.
- ^d Under current law, a candidate who faces no opposition receives a general election grant equal to 30% of the applicable grant.
- ^e The bill redefines unopposed (see above) and eliminates general election grants for these candidates.
- ^f Under current law, a candidate may receive a grant equal to 60% of the applicable grant when he or she is opposed only by a minor or petitioning party candidate who has received contributions less than the qualifying amount.

Table 4: Initial Primary and General Election Grants for Other Statewide Office Candidates ^a

<i>Grant</i>	<i>Current Law</i>	<i>The Bill</i>
Primary Grant for Nomination	\$375,000	\$200,000
General Election Grant, Opposed Candidate	750,000 ^b	500,000 ^c
General Election Grant, Unopposed Candidate	225,000 ^d	0 ^e
General Election Grant, Nominated Candidate Opposed by Minor or Petitioning Party Candidates	450,000 ^f	N/A

N/A means not applicable.

- ^a To be adjusted for inflation.
- ^b Under current law, applies to a nominated major party candidate who is opposed by another major party candidate or by a minor or petitioning party candidate who has received the required QCs.
- ^c Under the bill, applies to a nominated major party candidate or eligible minor or petitioning party candidate.
- ^d Under current law, an unopposed candidate faces no opposition and receives a general election grant equal to 30% of the applicable grant.
- ^e The bill redefines unopposed (see above) and eliminates general election grants for these candidates.
- ^f Under current law, a candidate may receive a grant equal to 60% of the applicable grant when he or she is opposed only by a minor or petitioning party candidate who has received contributions less than the qualifying amount.

Table 5: Initial Primary and General Election Grants for State Senate Candidates^a

Grant	Current Law	The Bill
Primary Grant for Nomination	\$35,000	\$25,000
Primary Grant for Nomination in a Party-Dominant District ^b	75,000	54,000
General Election Grant, Opposed Candidate	85,000 ^c	61,000 ^d
General Election Grant, Unopposed Candidate	25,500 ^e	0 ^f
General Election Grant, Nominated Candidate Opposed by Minor or Petitioning Party Candidates	51,000 ^g	N/A

N/A means not applicable.

^a To be adjusted for inflation.

^b Applies to a major party candidate whose party has at least 20% more enrolled voters in his district than another major party has, as determined by the latest enrollment and voter registration records in the Office of the Secretary of the State. Electors on the inactive registry list do not count toward the total.

^c Under current law, applies to a nominated major party candidate who is opposed by another major party candidate or by a minor or petitioning party candidate who has received the required QCs.

^d Under the bill, applies to a nominated major party candidate or eligible minor or petitioning party candidate.

^e Under current law, a candidate who faces no opposition receives a general election grant equal to 30% of the applicable grant.

^f The bill redefines unopposed (see above) and eliminates general election grants for these candidates.

^g Under current law, a candidate may receive a grant equal to 60% of the applicable grant when he or she is opposed only by a minor or petitioning party candidate who has received contributions less than the qualifying amount.

Table 6: Initial Primary and General Election Grants for State Representative Candidates^a

Grant	Current Law	The Bill
Primary Grant for Nomination	\$10,000	\$7,000
Primary Grant for Nomination in a Party-Dominant District ^b	25,000	18,000
General Election Grant, Opposed Candidate	25,000 ^c	18,000 ^d
General Election Grant, Unopposed Candidate	7,500 ^e	0 ^f

General Election Grant, Nominated Candidate Opposed by Minor or Petitioning Party Candidates	15,000 ^g	N/A
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N/A means not applicable.

- a To be adjusted for inflation.
- b Applies to a major party candidate whose party has at least 20% more enrolled voters in his district than another major party has, as determined by the latest enrollment and voter registration records in the Office of the Secretary of the State. Electors on the inactive registry list do not count toward the total.
- c Under current law, applies to a nominated major party candidate who is opposed by another major party candidate or by a minor or petitioning party candidate who has received the required QCs.
- d Under the bill, applies to a nominated major party candidate or eligible minor or petitioning party candidate.
- e Under current law, a candidate who faces no opposition receives a general election grant equal to 30% of the applicable grant.
- f The bill redefines unopposed (see above) and eliminates general election grants for these candidates.
- g Under current law, a candidate may receive a grant equal to 60% of the applicable grant when he or she is opposed only by a minor or petitioning party candidate who has received contributions less than the qualifying amount.

§ 2—SPENDING LIMITS

The bill changes spending limits for primary and general election campaigns by (1) adding the new supplemental QCs and supplemental grants and (2) eliminating independent and excess expenditure matching grants. Existing law, unchanged by the bill, requires candidates to limit spending before a primary and general election campaign to the sum of the allowable QCs and personal funds (sSB 389 includes supplemental QCs in the pre-primary spending limit, see BACKGROUND—Related Bill).

Under the bill, participating candidates must agree to limit spending:

1. for a primary campaign, to the sum of (a) the QCs and personal funds not spent before the primary campaign begins, (b) the initial primary campaign grant, and (c) supplemental QCs and supplemental grant, if applicable, up to the maximum authorized amount for the primary and
2. for a general election campaign, to the sum of (a) the QCs, supplemental QCs, and personal funds not spent before the

general election campaign begins, (b) unspent funds from the initial primary campaign grant or supplemental primary grant, (c) the initial general election campaign grant, (d) supplemental QCs and supplemental grant, if applicable, up to the maximum authorized amount for the general election.

§ 6—GRANT APPLICATIONS

The bill revises the schedule for submitting grant applications and incorporates into it applications for the new supplemental grants. It also requires candidate committees to certify in the application that they have transmitted all excess supplemental QCs to the CEF, just as existing law requires them to do with excess QCs.

Submissions

As under current law for primaries, the bill requires applicants for an initial or supplemental primary grant to apply by 5:00 pm:

1. on the third Thursday in the May preceding the primary or
2. on any subsequent Thursday, up through the fourth Friday preceding the primary.

However, on the seventh and ninth Thursdays preceding the primary, the SEEC may only act on (1) primary grant applications (initial or supplemental) for statewide office candidates and (2) supplemental submissions continued without prejudice to previously submitted applications for all covered-office candidates. On the third Thursday preceding the primary, the SEEC may act only on statewide office candidates' supplemental grant applications.

The bill requires applicants for an initial or supplemental general election grant to apply by 5:00 pm:

1. on the third Thursday in the May preceding the general election or
2. on any subsequent Thursday, up through the fifth Thursday preceding the election for an initial general election grant, or,

the third Thursday preceding the election for a supplemental general election grant.

However, on the ninth, fourth, and third Thursdays immediately prior to the election, the commission may act upon supplemental grant applications and supplemental submissions to previously submitted applications continued without prejudice.

Under current law, participating candidates generally submit grant applications by (1) 5:00 p.m. on the third Thursday in May of the year in which they are seeking nomination at a primary or election or (2) by 5:00 p.m. on a subsequent Thursday. The SEEC may not accept applications later than 5:00 p.m. on or after the fourth to last Friday before the primary or election.

Review by the SEEC

Under current law, the SEEC must review the applications it has received and determine whether to approve or reject each one within four business days following Thursday or Friday submissions (i.e., by the following Wednesday or Thursday). The bill retains this schedule for legislative candidate applications but extends the SEEC's review time for statewide office candidates to 10 business days following the Thursday or Friday submission (i.e., two weeks later).

Existing law, unchanged by the bill, requires the SEEC to meet twice during state election years, from the third week of June until the third week of July, to review any pending applications.

SEVERABILITY

The bill repeals the CEP's reverter clause, CGS § 9-717, which specifies that if the court "prohibits or limits, or continues to prohibit or limit, the expenditure of funds from the Citizens' Election Fund . . . for a period of one hundred sixty-eight hours or more" after April 15, 2010, or if there is a special election for a General Assembly vacancy, PA 05-5, October 25 Special Session, the public financing program, becomes inoperative and prior campaign contribution and spending provisions apply (see BACKGROUND).

In so doing, the statutes' controlling severability clause takes over. Under this, if one section of the program is found unconstitutional, the others remain operative.

BACKGROUND

Related Bill

sSB 389, favorably reported by the Government Administration and Elections Committee, makes the same changes affecting statewide office candidates, but retains most of existing law's provisions concerning legislative candidates.

Public Act 05-5, October 25 Special Session

This act established the CEP as a voluntary public campaign financing system, banned contributions from certain contractors and lobbyists, and changed campaign contribution limits for candidates who do not participate in the program.

Green Party of Connecticut, et al. v. Garfield, et al.

In August 2009, the federal district court for the District of Connecticut ruled in *Green Party of Connecticut, et al. v. Garfield, et al.*, 648 F. Supp. 2d 298 (D. Conn. 2009) that Connecticut's public financing program is unconstitutional. The court stated that the CEP (1) unconstitutionally burdens minor party candidates' rights to political opportunity and (2) its independent and excess expenditure provisions unconstitutionally burden their First Amendment speech rights. However, the court issued a stay, allowing the program to remain operative while the parties appealed the ruling.

In January 2010, oral argument was held at the Second Circuit Court of Appeals before a three-judge panel. As of March 30, 2010, the parties are awaiting this court's decision.

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable Substitute

Yea 11 Nay 3 (03/18/2010)

