



General Assembly

January Session, 2011

Raised Bill No. 1132

LCO No. 4132

04132_____GAE

Referred to Committee on Government Administration and Elections

Introduced by:
(GAE)

AN ACT CONCERNING CAMPAIGN FINANCE DISCLOSURE.

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

1 Section 1. Subdivision (27) of section 9-601 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *January 1, 2012, and applicable to primaries and elections held on or after said*
4 *date*):

5 (27) "Bundle" means the forwarding of five or more contributions to
6 a single committee by a [communicator lobbyist, an agent of such
7 lobbyist, or a member of the immediate family of such lobbyist]
8 person, or raising contributions for a committee at a fund-raising affair
9 held by, sponsored by, or hosted by a [communicator lobbyist or an
10 agent of such lobbyist, or a member of the immediate family of such
11 lobbyist] person or an agent of such person.

12 Sec. 2. Subsection (c) of section 9-608 of the general statutes is
13 repealed and the following is substituted in lieu thereof (*Effective*
14 *January 1, 2012, and applicable to primaries and elections held on or after said*
15 *date*):

16 (c) (1) Each statement filed under subsection (a), (e) or (f) of this
17 section shall include, but not be limited to: (A) An itemized accounting
18 of each contribution, if any, including the full name and complete
19 address of each contributor and the amount of the contribution and,
20 for a candidate or exploratory committee for Governor, Lieutenant
21 Governor, Attorney General, State Comptroller, Secretary of the State,
22 State Treasurer, state senator or state representative, any political
23 committee authorized to make contributions to such candidates or
24 committees, any political committee established or controlled by any
25 such candidate, or any party committee, the full name and complete
26 address of any person, other than the campaign treasurer, chairperson
27 or candidate, who bundled contributions; (B) in the case of anonymous
28 contributions, the total amount received and the denomination of the
29 bills; (C) an itemized accounting of each expenditure, if any, including
30 the full name and complete address of each payee, including
31 secondary payees whenever the primary or principal payee is known
32 to include charges which the primary payee has already paid or will
33 pay directly to another person, vendor or entity, the amount and the
34 purpose of the expenditure, the candidate supported or opposed by
35 the expenditure, whether the expenditure is made independently of
36 the candidate supported or is an in-kind contribution to the candidate,
37 and a statement of the balance on hand or deficit, as the case may be;
38 (D) an itemized accounting of each expense incurred but not paid,
39 provided if the expense is incurred by use of a credit card, the
40 accounting shall include secondary payees, and the amount owed to
41 each such payee; (E) the name and address of any person who is the
42 guarantor of a loan to, or the cosigner of a note with, the candidate on
43 whose behalf the committee was formed, or the campaign treasurer in
44 the case of a party committee or a political committee or who has
45 advanced a security deposit to a telephone company, as defined in
46 section 16-1, for telecommunications service for a committee; (F) for
47 each business entity or person purchasing advertising space in a
48 program for a fund-raising affair, the name and address of the
49 business entity or the name and address of the person, and the amount

50 and aggregate amounts of such purchases; (G) for each individual who
51 contributes in excess of one hundred dollars but not more than one
52 thousand dollars, in the aggregate, to the extent known, the principal
53 occupation of such individual and the name of the individual's
54 employer, if any; (H) for each individual who contributes in excess of
55 one thousand dollars in the aggregate, the principal occupation of such
56 individual, the name of the individual's employer, if any; (I) for each
57 itemized contribution made by a lobbyist, the spouse of a lobbyist or
58 any dependent child of a lobbyist who resides in the lobbyist's
59 household, a statement to that effect; and (J) for each individual who
60 contributes in excess of four hundred dollars in the aggregate to or for
61 the benefit of any candidate's campaign for nomination at a primary or
62 election to the office of chief executive officer of a town, city or
63 borough, a statement indicating whether the individual or a business
64 with which he is associated has a contract with said municipality that
65 is valued at more than five thousand dollars. Each campaign treasurer
66 shall include in such statement (i) an itemized accounting of the
67 receipts and expenditures relative to any testimonial affair held under
68 the provisions of section 9-609 or any other fund-raising affair, which
69 is referred to in subsection (b) of section 9-601a, and (ii) the date,
70 location and a description of the affair.

71 (2) Each contributor described in subparagraph (G), (H), (I) or (J) of
72 subdivision (1) of this subsection shall, at the time the contributor
73 makes such a contribution, provide the information which the
74 campaign treasurer is required to include under said subparagraph in
75 the statement filed under subsection (a), (e) or (f) of this section.
76 Notwithstanding any provision of subdivision (2) of section 9-7b, any
77 contributor described in subparagraph (G) of subdivision (1) of this
78 subsection who does not provide such information at the time the
79 contributor makes such a contribution and any treasurer shall not be
80 subject to the provisions of subdivision (2) of section 9-7b. If a
81 campaign treasurer receives a contribution from an individual which
82 separately, or in the aggregate, is in excess of one thousand dollars and
83 the contributor has not provided the information required by said

84 subparagraph (H) or if a campaign treasurer receives a contribution
85 from an individual to or for the benefit of any candidate's campaign
86 for nomination at a primary or election to the office of chief executive
87 officer of a town, city or borough, which separately, or in the
88 aggregate, is in excess of four hundred dollars and the contributor has
89 not provided the information required by said subparagraph (J), the
90 campaign treasurer: (i) Within three business days after receiving the
91 contribution, shall send a request for such information to the
92 contributor by certified mail, return receipt requested; (ii) shall not
93 deposit the contribution until the campaign treasurer obtains such
94 information from the contributor, notwithstanding the provisions of
95 section 9-606; and (iii) shall return the contribution to the contributor if
96 the contributor does not provide the required information within
97 fourteen days after the treasurer's written request or the end of the
98 reporting period in which the contribution was received, whichever is
99 later. Any failure of a contributor to provide the information which the
100 campaign treasurer is required to include under said subparagraph (G)
101 or (I), which results in noncompliance by the campaign treasurer with
102 the provisions of said subparagraph (G) or (I), shall be a complete
103 defense to any action against the campaign treasurer for failure to
104 disclose such information.

105 (3) In addition to the requirements of subdivision (2) of this
106 subsection, each contributor who makes a contribution to a candidate
107 or exploratory committee for Governor, Lieutenant Governor,
108 Attorney General, State Comptroller, Secretary of the State, State
109 Treasurer, state senator or state representative, any political committee
110 authorized to make contributions to such candidates or committees,
111 any political committee established or controlled by such candidate,
112 and any party committee that separately, or in the aggregate, exceeds
113 fifty dollars shall provide with the contribution: [a certification that the
114 contributor is not a principal of a state contractor or prospective state
115 contractor, as defined in subsection (g) of section 9-612, nor a
116 communicator lobbyist or a member of the immediate family of a
117 communicator lobbyist and shall provide the name of the employer of

118 the contributor] (A) The name of the contributor's employer; (B) the
119 contributor's status as a communicator lobbyist, as defined in section
120 1-91, a member of the immediate family of a communicator lobbyist, a
121 state contractor, a prospective state contractor or a principal of a state
122 contractor or prospective state contractor, as defined in section 9-612;
123 and (C) a certification that the contributor is not prohibited from
124 making a contribution to such candidate or committee. The State
125 Elections Enforcement Commission shall prepare a sample form for
126 such certification by the contributor and shall make it available to
127 campaign treasurers and contributors. Such sample form shall include
128 an explanation of the terms "communicator lobbyist", "immediate
129 family", "state contractor", "prospective state contractor" and "principal
130 of a state contractor or [principal of a] prospective state contractor".
131 The information on such sample form shall be included in any written
132 solicitation conducted by any such committee. If a campaign treasurer
133 receives such a contribution and the contributor has not provided such
134 certification, the campaign treasurer shall: [(A)] (i) Not later than three
135 business days after receiving the contribution, send a request for the
136 certification to the contributor by certified mail, return receipt
137 requested; [(B)] (ii) not deposit the contribution until the campaign
138 treasurer obtains the certification from the contributor,
139 notwithstanding the provisions of section 9-606; and [(C)] (iii) return
140 the contribution to the contributor if the contributor does not provide
141 the certification not later than fourteen days after the treasurer's
142 written request or at the end of the reporting period in which the
143 contribution was received, whichever is later. If a campaign treasurer
144 deposits a contribution based on a certification that is later determined
145 to be false, the treasurer shall not be in violation of this subdivision.

146 (4) Contributions from a single individual to a campaign treasurer
147 in the aggregate totaling fifty dollars or less need not be individually
148 identified in the statement, but a sum representing the total amount of
149 all such contributions made by all such individuals during the period
150 to be covered by such statement shall be a separate entry, identified
151 only by the words "total contributions from small contributors".

152 (5) Each statement filed by the campaign treasurer of a party
153 committee, a legislative caucus committee or a legislative leadership
154 committee shall include an itemized accounting of each organization
155 expenditure made by the committee. Concomitant with the filing of
156 any such statement containing an accounting of an organization
157 expenditure made by the committee for the benefit of a participating
158 candidate for the office of state senator or state representative, such
159 campaign treasurer shall provide notice of the amount and purpose of
160 the organization expenditure to the candidate committee of such
161 candidate.

162 (6) In addition to the other applicable requirements of this section,
163 the campaign treasurer of a candidate committee of a participating
164 candidate for the office of state senator or state representative who has
165 received the benefit of any organization expenditure shall, not later
166 than the time of dissolving such committee, file a statement with the
167 State Elections Enforcement Commission that lists, if known to such
168 candidate committee, the committee which made such organization
169 expenditure for such candidate's behalf and the amount and purpose
170 of such organization expenditure.

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

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2012, and applicable to primaries and elections held on or after said date</i>	9-601(27)
Sec. 2	<i>January 1, 2012, and applicable to primaries and elections held on or after said date</i>	9-608(c)

Statement of Purpose:

To modify disclosure laws to make consistent with laws concerning state contractors and lobbyists and to require disclosure of persons who bundle contributions.

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