



General Assembly

Substitute Bill No. 5589

January Session, 2017

* _____HB05589GAE____032817_____*

AN ACT CONCERNING CAMPAIGN FINANCE REFORM.

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

1 Section 1. Subdivision (3) of section 9-601 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (3) "Political committee" means (A) a committee organized by a
5 business entity or organization, (B) persons other than individuals, or
6 two or more individuals organized or acting jointly conducting their
7 activities in or outside the state, (C) an exploratory committee, (D) a
8 committee established by or on behalf of a slate of candidates in a
9 primary for the office of justice of the peace, but does not mean a
10 candidate committee or a party committee, (E) a legislative caucus
11 committee, [or] (F) a legislative leadership committee, or (G) an
12 independent expenditure political committee, as defined in section 2 of
13 this act.

14 Sec. 2. (NEW) (*Effective from passage*) As used in chapters 155 and 157
15 of the general statutes, "independent expenditure political committee"
16 means a political committee that makes only (1) independent
17 expenditures, as defined in section 9-601c of the general statutes, as
18 amended by this act, and (2) contributions to other independent
19 expenditure political committees.

20 Sec. 3. Section 9-601c of the general statutes is repealed and the
21 following is substituted in lieu thereof (*Effective from passage*):

22 (a) (1) As used in this chapter and chapter 157, [the term]
23 "independent expenditure" means an expenditure, as defined in
24 section 9-601b, that is made entirely without the consent, coordination
25 [,] or consultation of [,] a candidate, [or agent of the candidate,]
26 candidate committee, political committee or party committee, or any
27 agent of any such candidate or committee.

28 (2) For purposes of this section, a payment shall not be considered
29 to be made by a person with the consent, coordination or consultation
30 of, or at the request or suggestion of, a candidate or committee solely
31 on the grounds that such person or the agent of such person engaged
32 in discussion with the candidate, committee or any agent of the
33 candidate or committee regarding such person's position on a
34 legislative or policy matter, including urging the candidate or
35 committee to adopt such person's position, provided any such
36 discussion between such person or the agent of such person and the
37 candidate, committee or any agent of the candidate or committee shall
38 not regard the campaign advertising, message, strategy, policy,
39 polling, fund-raising, campaign operations or allocation of resources of
40 the candidate, committee or such person.

41 (b) As used in this section, (1) "candidate" includes any person who,
42 during an election cycle, becomes a candidate later in such election
43 cycle and benefits from any expenditure (A) made by a coordinated
44 spender, or (B) that is not an independent expenditure, (2) "election
45 cycle" means, with respect to an office to which a person seeks
46 nomination or election, the period beginning the day after the previous
47 regular election for such office and ending the day of the immediately
48 following regular election for such office, and (3) "member of the
49 family" means (A) the spouse of the candidate, (B) any sibling, parent,
50 child, grandparent, grandchild, aunt or uncle of the candidate, (C) any
51 sibling, parent, child, grandparent, grandchild, aunt or uncle of the
52 spouse of the candidate, or (D) the spouse of any child of any such

53 individual described in subparagraph (B) or (C) of this subdivision.

54 (c) As used in this section, "coordinated spender" means, with
55 respect to a candidate or committee:

56 (1) Any person directly or indirectly formed, controlled or
57 established in an election cycle or the one immediately preceding by, at
58 the request or suggestion of, or with the encouragement or approval
59 of, the candidate, committee or any agent of the candidate or
60 committee;

61 (2) Except as otherwise provided in this subdivision, any person on
62 whose behalf during an election cycle the candidate, committee or any
63 agent of the candidate or committee solicits funds or engages in fund-
64 raising activity, including by providing to such person the name of any
65 potential donor or other list to be used by such person in engaging in
66 fund-raising activity regardless of whether such person pays fair
67 market value for any such name or list so provided. Such person shall
68 not be considered a coordinated spender under this subdivision if any
69 funds raised by the candidate, committee or any agent of the candidate
70 or committee are (A) segregated from all other accounts controlled by
71 such person, and (B) not used to make (i) independent expenditures
72 that benefit the candidate or committee, or (ii) contributions or covered
73 transfers to any other person who later in such election cycle makes
74 independent expenditures, contributions or covered transfers that
75 benefit the candidate or committee;

76 (3) Any person established, directed or managed by any other
77 person, which other person during an election cycle (A) served in such
78 election cycle as a political, media or fund-raising advisor or
79 consultant for the candidate, committee or any entity controlled by the
80 candidate or committee, or (B) held in such election cycle a formal
81 position with a title for the candidate or committee;

82 (4) Any person who is a member of the family of the candidate or
83 who is established, directed or managed by any member of the family

84 of the candidate; or

85 (5) Any person or any officer or agent of such person who has had
86 more than incidental discussion with a member of the family of the
87 candidate regarding campaign advertising, message, strategy, policy,
88 polling, fund-raising, campaign operations or allocation of resources of
89 the candidate, committee or such person.

90 (d) Any expenditure made by a coordinated spender, as described
91 in subsection (c) of this section, shall be deemed to have been made
92 with the consent, coordination or consultation of the candidate,
93 committee or any agent of the candidate or committee.

94 ~~[(b)]~~ (e) When the State Elections Enforcement Commission
95 evaluates an expenditure, other than an expenditure described in
96 subsection (d) of this section, to determine whether such expenditure is
97 an independent expenditure, there shall be a rebuttable presumption
98 that the following expenditures are not independent expenditures:

99 (1) An expenditure made by a person [in cooperation, consultation
100 or in concert with, at the request, suggestion or direction of, or]
101 pursuant to a general or [particular] tacit understanding with (A) a
102 candidate, candidate committee, political committee or party
103 committee, or (B) a consultant or other agent acting on behalf of a
104 candidate, candidate committee, political committee or party
105 committee;

106 (2) An expenditure made by a person for the production,
107 dissemination, distribution or publication, in whole or in substantial
108 part, of any broadcast or any written, graphic or other form of political
109 advertising or campaign communication prepared by (A) a candidate,
110 candidate committee, political committee or party committee, or (B) a
111 consultant or other agent acting on behalf of a candidate, candidate
112 committee, political committee or party committee;

113 (3) An expenditure made by a person based on information about a
114 candidate's, political committee's, or party committee's plans, projects

115 or needs, provided by (A) a candidate, candidate committee, political
116 committee or party committee, or (B) a consultant or other agent acting
117 on behalf of a candidate, candidate committee, political committee or
118 party committee, with the intent that such expenditure be made;

119 (4) An expenditure made by an individual who, [in the same]
120 during an election cycle, is serving or has served in such election cycle
121 (A) as the campaign chairperson, treasurer or deputy treasurer of a
122 candidate committee, political committee or party committee
123 benefiting from such expenditure, or (B) in any other executive or
124 policymaking position, including as a member, employee, fundraiser,
125 consultant or other agent, of a candidate, candidate committee,
126 political committee or party committee;

127 (5) An expenditure made by a person or an entity, on or after
128 January first in the year of an election in which a candidate is seeking
129 public office, that benefits such candidate when such person or entity
130 has hired an individual as an employee or consultant and such
131 individual was an employee of or consultant to such candidate, such
132 candidate's candidate committee or such candidate's opponent's
133 candidate committee during [any part of the eighteen-month period
134 preceding such expenditure] an election cycle or the one immediately
135 preceding;

136 (6) An expenditure made by a person for fundraising activities (A)
137 for a candidate, candidate committee, political committee or party
138 committee, or a consultant or other agent acting on behalf of a
139 candidate, candidate committee, political committee or party
140 committee, or (B) for the solicitation or receipt of contributions on
141 behalf of a candidate, candidate committee, political committee or
142 party committee, or a consultant or other agent acting on behalf of a
143 candidate, candidate committee, political committee or party
144 committee;

145 (7) An expenditure made by a person based on information about a
146 candidate's campaign plans, projects or needs, that is directly or

147 indirectly provided by a candidate, the candidate's candidate
148 committee, a political committee or a party committee, or a consultant
149 or other agent acting on behalf of such candidate, candidate
150 committee, political committee or party committee, to the person
151 making the expenditure or such person's agent, with an express or tacit
152 understanding that such person is considering making the
153 expenditure;

154 (8) An expenditure made by a person for a communication that
155 clearly identifies a candidate during an election campaign, if the
156 person making the expenditure, or such person's agent, has informed
157 the candidate who benefits from the expenditure, [that] such
158 candidate's candidate committee, a political committee or a party
159 committee, or a consultant or other agent acting on behalf of the
160 benefiting candidate or candidate committee, political committee [,] or
161 party committee, concerning the communication's contents, or of the
162 intended audience, timing, location or mode or frequency of
163 dissemination. [As used in] For purposes of this subdivision, a
164 communication clearly identifies a candidate when that
165 communication contains the name, nickname, initials, photograph or
166 drawing of the candidate or an unambiguous reference to [that] such
167 candidate, which includes, but is not limited to, a reference that can
168 only mean [that] such candidate; [and]

169 (9) An expenditure made by a person or an entity for consultant or
170 creative services, including, but not limited to, services related to
171 communications strategy or design or campaign strategy or to engage
172 a campaign-related vendor, to be used to promote or oppose a
173 candidate's election to office if the provider of such services is
174 providing or has provided consultant or creative services to such
175 candidate, such candidate's candidate committee or an agent of such
176 candidate committee, or to any opposing candidate's candidate
177 committee or an agent of such opposing candidate's candidate
178 committee after January first of the year in which the expenditure
179 occurs. For purposes of this subdivision, communications strategy or

180 design does not include the costs of printing or costs for the use of a
181 medium for the purpose of communications. For purposes of this
182 subdivision, campaign-related vendor includes, but is not limited to, a
183 vendor that provides any of the following services: Polling, mail
184 design, mail strategy, political strategy, general campaign advice or
185 telephone banking; [.] and

186 (10) An expenditure made by a person directly or indirectly formed,
187 controlled or established in an election cycle or the one immediately
188 preceding by, at the request or suggestion of or with the
189 encouragement of any other person deemed to be a coordinated
190 spender or any agent of such coordinated spender, including with the
191 express or tacit approval of any such coordinated spender or agent.

192 [(c) When the State Elections Enforcement Commission evaluates an
193 expenditure to determine whether an expenditure by entity is an
194 independent expenditure, the following shall not be presumed to
195 constitute evidence of consent, coordination or consultation within the
196 meaning of subsection (a) of this section: (1) Participation by a
197 candidate or an agent of the candidate in an event sponsored by the
198 entity, unless such event promotes the success of the candidate's
199 candidacy or the defeat of the candidate's opponent, or unless the
200 event is during the period that is forty-five days prior to the primary
201 for which the candidate is seeking nomination for election or election
202 to office; (2) membership of the candidate or agent of the candidate in
203 the entity, unless the candidate or agent of the candidate holds an
204 executive or policymaking position within the entity after the
205 candidate becomes a candidate; or (3) financial support for, or
206 solicitation or fundraising on behalf of the entity by a candidate or an
207 agent of the candidate, unless the entity has made or obligated to make
208 independent expenditures in support of such candidate in the election
209 or primary for which the candidate is a candidate.]

210 [(d)] (f) When the State Elections Enforcement Commission
211 evaluates an expenditure to determine whether such expenditure is an
212 independent expenditure, the commission shall consider, as an

213 effective rebuttal to the presumptions provided in subsection [(b)] (e)
214 of this section, the establishment by the person making the
215 expenditure of a firewall policy designed and implemented to prohibit
216 the flow of information between (1) employees, consultants or other
217 individuals providing services to the person paying for the
218 expenditure, and (2) the candidate or agents of the candidate.

219 Sec. 4. Subdivision (1) of subsection (g) of section 9-607 of the
220 general statutes is repealed and the following is substituted in lieu
221 thereof (*Effective from passage*):

222 (g) (1) As used in this subsection, (A) "the lawful purposes of the
223 committee" means: (i) For a candidate committee or exploratory
224 committee, the promoting of the nomination or election of the
225 candidate who established the committee, except that after a political
226 party nominates candidates for election to the offices of Governor and
227 Lieutenant Governor, whose names shall be so placed on the ballot in
228 the election that an elector will cast a single vote for both candidates,
229 as prescribed in section 9-181, a candidate committee established by
230 either such candidate may also promote the election of the other such
231 candidate; (ii) for a political committee, other than an independent
232 expenditure political committee described in subparagraph (A)(iv) of
233 this subdivision, the promoting of (I) a political party, including party
234 building activities, (II) the success or defeat of candidates for
235 nomination [and] or election to public office or position subject to the
236 requirements of this chapter, or (III) the success or defeat of
237 referendum questions, provided a political committee formed for a
238 single referendum question shall not promote the success or defeat of
239 any candidate, and provided further a legislative leadership committee
240 or a legislative caucus committee may expend funds to defray costs for
241 conducting legislative or constituency-related business which are not
242 reimbursed or paid by the state; [and] (iii) for a party committee, the
243 promoting of the party, party building activities, the candidates of the
244 party and continuing operating costs of the party; and (iv) for an
245 independent expenditure political committee, the promoting of (I) a

246 political party, (II) the success or defeat of candidates for nomination
247 or election to public office or position subject to the requirements of
248 this chapter, or (III) the success or defeat of referendum questions,
249 provided an independent expenditure political committee shall act
250 entirely independently of a candidate, candidate committee, party
251 committee or political committee that is not an independent
252 expenditure political committee, or any agent of such candidate or
253 committee, and (B) "immediate family" means a spouse or dependent
254 child of a candidate who resides in the candidate's household.

255 Sec. 5. Subsection (c) of section 9-608 of the general statutes is
256 repealed and the following is substituted in lieu thereof (*Effective from*
257 *passage*):

258 (c) (1) Each statement filed under subsection (a), (e) or (f) of this
259 section shall include, but not be limited to: (A) An itemized accounting
260 of each contribution, if any, including the full name and complete
261 address of each contributor and the amount of the contribution. For an
262 independent expenditure political committee, if any contributor to
263 such independent expenditure political committee is a recipient of a
264 covered transfer or transfers amounting to twenty-five thousand
265 dollars or more, in the aggregate, per calendar year, such statement
266 shall include the names of the persons who made the top five largest
267 aggregate covered transfers to such recipient during the twelve-month
268 period immediately preceding a primary, election or referendum, as
269 applicable; (B) an itemized accounting of each expenditure, if any,
270 including the full name and complete address of each payee, including
271 secondary payees whenever the primary or principal payee is known
272 to include charges which the primary payee has already paid or will
273 pay directly to another person, vendor or entity, the amount and the
274 purpose of the expenditure, the candidate supported or opposed by
275 the expenditure, whether the expenditure is made independently of
276 the candidate supported or is an in-kind contribution to the candidate,
277 and a statement of the balance on hand or deficit, as the case may be;
278 (C) an itemized accounting of each expense incurred but not paid,

279 provided if the expense is incurred by use of a credit card, the
280 accounting shall include secondary payees, and the amount owed to
281 each such payee; (D) the name and address of any person who is the
282 guarantor of a loan to, or the cosigner of a note with, the candidate on
283 whose behalf the committee was formed, or the treasurer in the case of
284 a party committee or a political committee or who has advanced a
285 security deposit to a telephone company, as defined in section 16-1, for
286 telecommunications service for a committee; (E) for each business
287 entity or person purchasing advertising space in a program for a fund-
288 raising affair or on signs at a fund-raising affair, the name and address
289 of the business entity or the name and address of the person, and the
290 amount and aggregate amounts of such purchases; (F) for each
291 individual who contributes in excess of one hundred dollars but not
292 more than one thousand dollars, in the aggregate, to the extent known,
293 the principal occupation of such individual and the name of the
294 individual's employer, if any; (G) for each individual who contributes
295 in excess of one thousand dollars in the aggregate, the principal
296 occupation of such individual and the name of the individual's
297 employer, if any; (H) for each itemized contribution made by a
298 lobbyist, the spouse of a lobbyist or any dependent child of a lobbyist
299 who resides in the lobbyist's household, a statement to that effect; and
300 (I) for each individual who contributes in excess of four hundred
301 dollars in the aggregate to or for the benefit of any candidate's
302 campaign for nomination at a primary or election to the office of chief
303 executive officer or a slate or town committee financing the
304 nomination or election or a candidate for chief executive officer of a
305 town, city or borough, a statement indicating whether the individual
306 or a business with which he is associated has a contract with said
307 municipality that is valued at more than five thousand dollars. Each
308 treasurer shall include in such statement (i) an itemized accounting of
309 the receipts and expenditures relative to any testimonial affair held
310 under the provisions of section 9-609 or any other fund-raising affair,
311 which is referred to in subsection (b) of section 9-601a, and (ii) the date,
312 location and a description of the affair, except that a treasurer shall not
313 be required to include the name of any individual who has purchased

314 items at a fund-raising affair or food at a town fair, county fair or
315 similar mass gathering, if the cumulative value of items purchased by
316 such individual does not exceed one hundred dollars, or the name of
317 any individual who has donated food or beverages for a meeting. A
318 treasurer shall not be required to report or retain any receipts or
319 expenditures related to any de minimis donations described in
320 subdivision (17) of subsection (b) of section 9-601a.

321 (2) Each contributor described in subparagraph (F), (G), (H) or (I) of
322 subdivision (1) of this subsection shall, at the time the contributor
323 makes such a contribution, provide the information that the treasurer
324 is required to include under said subparagraph in the statement filed
325 under subsection (a), (e) or (f) of this section. Notwithstanding any
326 provision of subdivision (2) of section 9-7b, any contributor described
327 in subparagraph (F) of subdivision (1) of this subsection who does not
328 provide such information at the time the contributor makes such a
329 contribution and any treasurer shall not be subject to the provisions of
330 subdivision (2) of section 9-7b. If a treasurer receives a contribution
331 from an individual which separately, or in the aggregate, is in excess of
332 one thousand dollars and the contributor has not provided the
333 information required by said subparagraph (G) or if a treasurer
334 receives a contribution from an individual to or for the benefit of any
335 candidate's campaign for nomination at a primary or election to the
336 office of chief executive officer of a town, city or borough, which
337 separately, or in the aggregate, is in excess of four hundred dollars and
338 the contributor has not provided the information required by said
339 subparagraph (I), the treasurer: (i) Not later than three business days
340 after receiving the contribution, shall send a request for such
341 information to the contributor by certified mail, return receipt
342 requested; (ii) shall not deposit the contribution until the treasurer
343 obtains such information from the contributor, notwithstanding the
344 provisions of section 9-606; and (iii) shall return the contribution to the
345 contributor if the contributor does not provide the required
346 information not later than fourteen days after the treasurer's written
347 request or the end of the reporting period in which the contribution

348 was received, whichever is later. Any failure of a contributor to
349 provide the information which the treasurer is required to include
350 under said subparagraph (F) or (H), which results in noncompliance
351 by the treasurer with the provisions of said subparagraph (F) or (H),
352 shall be a complete defense to any action against the treasurer for
353 failure to disclose such information.

354 (3) In addition to the requirements of subdivision (2) of this
355 subsection, each contributor who makes a contribution to a candidate
356 or exploratory committee for Governor, Lieutenant Governor,
357 Attorney General, State Comptroller, Secretary of the State, State
358 Treasurer, state senator or state representative, any political committee
359 authorized to make contributions to such candidates or committees,
360 and any party committee that separately, or in the aggregate, exceeds
361 fifty dollars shall provide with the contribution: (A) The name of the
362 contributor's employer, if any; (B) the contributor's status as a
363 communicator lobbyist, as defined in section 1-91, a member of the
364 immediate family of a communicator lobbyist, a state contractor, a
365 prospective state contractor or a principal of a state contractor or
366 prospective state contractor, as defined in section 9-612, as amended by
367 this act; and (C) a certification that the contributor is not prohibited
368 from making a contribution to such candidate or committee. The State
369 Elections Enforcement Commission shall prepare a sample form for
370 such certification by the contributor and shall make it available to
371 treasurers and contributors. Such sample form shall include an
372 explanation of the terms "communicator lobbyist", "principal of a state
373 contractor or prospective state contractor", "immediate family", "state
374 contractor" and "prospective state contractor". The information on such
375 sample form shall be included in any written solicitation conducted by
376 any such committee. If a treasurer receives such a contribution and the
377 contributor has not provided such certification, the treasurer shall: (i)
378 Not later than three business days after receiving the contribution,
379 send a request for the certification to the contributor by certified mail,
380 return receipt requested; (ii) not deposit the contribution until the
381 treasurer obtains the certification from the contributor,

382 notwithstanding the provisions of section 9-606; and (iii) return the
383 contribution to the contributor if the contributor does not provide the
384 certification not later than fourteen days after the treasurer's written
385 request or at the end of the reporting period in which the contribution
386 was received, whichever is later. No treasurer shall be required to
387 obtain and keep more than one certification from each contributor,
388 unless information certified to by the contributor, other than the
389 amount contributed, changes. If a treasurer deposits a contribution
390 based on a certification that is later determined to be false, the
391 treasurer shall have a complete defense to any action, including, but
392 not limited to, any complaint investigated by the State Elections
393 Enforcement Commission or any other investigation initiated by [said]
394 the commission, against such treasurer for the receipt of such
395 contribution.

396 (4) In addition to the requirements of subdivision (2) of this
397 subsection, each contributor who is the recipient of any covered
398 transfer and who makes a contribution to an independent expenditure
399 political committee that separately, or in the aggregate, exceeds
400 twenty-five thousand dollars per calendar year shall provide with the
401 contribution a statement signed under penalty of false statement,
402 which statement shall include: (A) If the contributor is a human being,
403 the name of the contributor's employer or employers, if any; (B) the
404 contributor's status as a client lobbyist or communicator lobbyist, as
405 defined in section 1-91, or a member of the immediate family of a
406 communicator lobbyist; (C) a certification that the contributor is not
407 prohibited from making a contribution to the independent expenditure
408 political committee; and (D) if the contributor is not a human being,
409 the names of the five persons who made the top five largest aggregate
410 covered transfers to such recipient during the twelve-month period
411 immediately preceding a primary, election or referendum, as
412 applicable. The State Elections Enforcement Commission shall prepare
413 a sample form for such certification by the contributor and shall make
414 it available to treasurers and contributors. Such sample form shall
415 include an explanation of the term "covered transfer". The information

416 on such sample form shall be included in any written solicitation
417 conducted by such independent expenditure political committee. If a
418 treasurer receives a contribution and the contributor has not provided
419 such certification, the treasurer shall: (i) Not later than three business
420 days after receiving the contribution, send a request for the
421 certification to the contributor by certified mail, return receipt
422 requested; (ii) not deposit the contribution until the treasurer obtains
423 the certification from the contributor, notwithstanding the provisions
424 of section 9-606; and (iii) return the contribution to the contributor if
425 the contributor does not provide the certification not later than
426 fourteen days after the treasurer's written request or at the end of the
427 reporting period in which the contribution was received, whichever is
428 later. If a treasurer deposits a contribution based on a certification
429 signed under penalty of false statement that is later determined to be
430 false, the treasurer shall have a complete defense to any action,
431 including, but not limited to, any complaint investigated by the State
432 Elections Enforcement Commission or any other investigation initiated
433 by the commission, against such treasurer for the receipt of such
434 contribution.

435 [(4)] (5) Contributions from a single individual to a treasurer in the
436 aggregate totaling fifty dollars or less need not be individually
437 identified in the statement, but a sum representing the total amount of
438 all such contributions made by all such individuals during the period
439 to be covered by such statement shall be a separate entry, identified
440 only by the words "total contributions from small contributors".

441 [(5)] (6) Each statement filed by the treasurer of a party committee, a
442 legislative caucus committee or a legislative leadership committee shall
443 include an itemized accounting of each organization expenditure made
444 by the committee. Concomitant with the filing of any such statement
445 containing an accounting of an organization expenditure made by the
446 committee for the benefit of any candidate for the office of state
447 senator, state representative, Governor, Lieutenant Governor, Attorney
448 General, Secretary of the State, State Comptroller or State Treasurer

449 such treasurer shall provide notice of the organization expenditure to
450 the candidate committee of such candidate.

451 ~~[(6)]~~ (7) The commission shall post a link on the home page of the
452 commission's Internet web site to a listing of all organizational
453 expenditures reported by a party, legislative leadership or caucus
454 committee under subdivision ~~[(5)]~~ (6) of this subsection. Such
455 information shall include reported information on the committee
456 making the expenditure, the committee receiving the expenditure and
457 the date and purpose for the expenditure.

458 ~~[(7)]~~ (8) Statements filed in accordance with this section shall remain
459 public records of the state for five years from the date such statements
460 are filed.

461 Sec. 6. Subparagraph (C) of subdivision (1) of subsection (e) of
462 section 9-608 of the general statutes is repealed and the following is
463 substituted in lieu thereof (*Effective from passage*):

464 (C) (i) Each political committee formed solely to aid or promote the
465 success or defeat of any referendum question, which does not receive
466 contributions from a business entity or an organization, shall distribute
467 its surplus to a party committee, to a political committee organized for
468 ongoing political activities, to a national committee of a political party,
469 to all contributors to the committee on a prorated basis of contribution,
470 to state or municipal governments or agencies or to any organization
471 which is a tax-exempt organization under Section 501(c)(3) of the
472 Internal Revenue Code of 1986, or any subsequent corresponding
473 internal revenue code of the United States, as from time to time
474 amended. (ii) Each political committee formed solely to aid or promote
475 the success or defeat of any referendum question, which receives
476 contributions from a business entity or an organization, and each
477 independent expenditure political committee other than an
478 independent expenditure political committee formed for ongoing
479 political activities, shall distribute its surplus to all contributors to the
480 committee on a prorated basis of contribution, to state or municipal

481 governments or agencies, or to any organization which is tax-exempt
482 under said provisions of the Internal Revenue Code. Notwithstanding
483 the provisions of this subsection, a committee formed for a single
484 referendum shall not be required to expend its surplus not later than
485 ninety days after the referendum and may continue in existence if a
486 substantially similar referendum question on the same issue will be
487 submitted to the electorate within six months after the first
488 referendum. If two or more substantially similar referenda on the same
489 issue are submitted to the electorate, each no more than six months
490 apart, the committee shall expend such surplus within ninety days
491 following the date of the last such referendum;

492 Sec. 7. Subsection (a) of section 9-612 of the general statutes is
493 repealed and the following is substituted in lieu thereof (*Effective from*
494 *passage*):

495 (a) No individual shall make a contribution or contributions in any
496 one calendar year in excess of ten thousand dollars to the state central
497 committee of any party, or for the benefit of such committee pursuant
498 to its authorization or request; or two thousand dollars to a town
499 committee of any political party, or for the benefit of such committee
500 pursuant to its authorization or request; or two thousand dollars to a
501 legislative caucus committee or legislative leadership committee; [,] or
502 one thousand dollars to any other political committee other than (1) a
503 political committee formed solely to aid or promote the success or
504 defeat of a referendum question, (2) an exploratory committee, (3) a
505 political committee established by an organization, or for the benefit of
506 such committee pursuant to its authorization or request, [or] (4) a
507 political committee formed by a slate of candidates in a primary for the
508 office of justice of the peace of the same town, or (5) an independent
509 expenditure political committee.

510 Sec. 8. Section 9-613 of the general statutes is repealed and the
511 following is substituted in lieu thereof (*Effective from passage*):

512 (a) [No] Except as provided in subsection (g) of this section, a

513 business entity shall not make any contributions or expenditures (1) to,
514 or for the benefit of, any candidate's campaign (A) for election to any
515 public office or position subject to this chapter, or (B) for nomination at
516 a primary for any such office or position, or (2) to promote the defeat
517 of any candidate for any such office or position. No business entity
518 shall make any other contributions or [expenditures] engage in
519 coordinated spending, as described in section 9-601c, as amended by
520 this act, to promote the success or defeat of any political party. [, except
521 as provided in subsection (b) of this section. No] A business entity
522 shall not establish more than one political committee. A political
523 committee shall be deemed to have been established by a business
524 entity if the initial disbursement or contribution to the committee is
525 made under subsection (b) of this section or by an officer, director,
526 owner, limited or general partner or holder of stock constituting five
527 per cent or more of the total outstanding stock of any class of the
528 business entity.

529 (b) A business entity may make reasonable and necessary transfers
530 or disbursements to, or for the benefit of, a political committee
531 established by such business entity, for the administration of, or
532 solicitation of contributions to, such political committee. Nonmonetary
533 contributions by a business entity which are incidental in nature and
534 are directly attributable to the administration of such political
535 committee shall be exempt from the reporting requirements of this
536 chapter.

537 (c) The provisions of this section shall not preclude a business entity
538 from making contributions or expenditures to promote the success or
539 defeat of a referendum question.

540 (d) [A] Except as provided in subsection (g) of this section, a
541 political committee organized by a business entity shall not make a
542 contribution or contributions to, or for the benefit of, any candidate's
543 campaign for nomination at a primary or any candidate's campaign for
544 election to the office of: (1) Governor, in excess of five thousand
545 dollars; (2) Lieutenant Governor, Secretary of the State, Treasurer,

546 Comptroller or Attorney General, in excess of three thousand dollars;
547 (3) state senator, probate judge or chief executive officer of a town, city
548 or borough, in excess of one thousand five hundred dollars; (4) state
549 representative, in excess of seven hundred fifty dollars; or (5) any other
550 office of a municipality not included in subdivision (3) of this
551 subsection, in excess of three hundred seventy-five dollars. The limits
552 imposed by this subsection shall apply separately to primaries and
553 elections, and contributions by any such committee to candidates
554 designated in this subsection shall not exceed one hundred thousand
555 dollars in the aggregate for any single election and primary
556 preliminary thereto. Contributions to such committees shall also be
557 subject to the provisions of section 9-618, as amended by this act, in the
558 case of committees formed for ongoing political activity or section 9-
559 619, as amended by this act, in the case of committees formed for a
560 single election or primary.

561 (e) [No] Except as provided in subsection (g) of this section, a
562 political committee organized by a business entity shall not make a
563 contribution or contributions to (1) a state central committee of a
564 political party, in excess of seven thousand five hundred dollars in any
565 calendar year, (2) a town committee of any political party, in excess of
566 one thousand five hundred dollars in any calendar year, (3) an
567 exploratory committee in excess of three hundred seventy-five dollars,
568 or (4) any other kind of political committee, in excess of two thousand
569 dollars in any calendar year.

570 (f) As used in this subsection, "investment services" means
571 investment legal services, investment banking services, investment
572 advisory services, underwriting services, financial advisory services or
573 brokerage firm services. No political committee established by a firm
574 which provides investment services and to which the State Treasurer
575 pays compensation, expenses or fees or issues a contract shall make a
576 contribution to, or solicit contributions on behalf of, an exploratory
577 committee or candidate committee established by a candidate for
578 nomination or election to the office of State Treasurer during the term

579 of office of the State Treasurer who does business with such firm.

580 (g) (1) Notwithstanding the provisions of [this section, a
581 corporation, cooperative association, limited partnership, professional
582 association, limited liability company or limited liability partnership,
583 whether formed in this state or any other, acting alone,] subsections (a)
584 to (f), inclusive, of this section, and except as provided in subdivision
585 (3) of this subsection, a business entity may make independent
586 expenditures and contributions to an independent expenditure
587 political committee.

588 (2) An independent expenditure political committee, as defined in
589 section 2 of this act, organized by a business entity shall not make any
590 contribution unless such contribution is to another independent
591 expenditure political committee.

592 (3) No foreign-influenced entity may make independent
593 expenditures or covered transfers.

594 Sec. 9. Section 9-614 of the general statutes is repealed and the
595 following is substituted in lieu thereof (*Effective from passage*):

596 (a) An organization may make contributions, [or] engage in
597 coordinated spending, as described in section 9-601c, as amended by
598 this act, and make expenditures, other than [those made to promote]
599 for the purpose of promoting the success or defeat of a referendum
600 question, only by first forming its own political committee. [The]
601 Unless such political committee is an independent expenditure
602 political committee, the political committee shall then be authorized to
603 (1) receive funds (A) exclusively from the organization's treasury or
604 from voluntary contributions made by its members, but not both, (B)
605 from another political committee, or [,] (C) from a candidate committee
606 distributing a surplus, and [(1) to] (2) make (A) contributions or
607 expenditures to, or for the benefit of, a candidate's campaign or a
608 political party, or [(2) to make] (B) contributions to another political
609 committee. [No] An organization shall not form more than one

610 political committee. A political committee shall be deemed to have
611 been established by an organization if the initial contribution to the
612 committee is made by the organization's treasury or an officer or
613 director of the organization.

614 (b) A political committee established by an organization may elect
615 to alter the manner in which it is funded if it complies with the
616 requirements of this subsection. The committee chairperson shall
617 notify the repository with which the committee's most recent statement
618 of organization is filed, in writing, of the committee's intent to alter its
619 manner of funding. [Within] Not later than fifteen days after the date
620 of receipt of such notification, the treasurer of such political committee
621 shall return any funds remaining in the account of the committee to
622 the organization's treasury after payment of each outstanding liability.
623 [Within] Not later than seven days after the distribution and payments
624 have been made, the treasurer shall file a statement with the same
625 repository itemizing each such distribution and payment. Upon such
626 filing, the treasurer may receive voluntary contributions from any
627 member of the organization which established such committee subject
628 to the limitations imposed in subsection (b) of section 9-612.

629 (c) The chairperson of each political committee established by an
630 organization on or after July 1, 1985, shall designate the manner in
631 which the committee shall be funded in the committee's statement of
632 organization.

633 (d) Notwithstanding the provisions of this section, an organization
634 [, acting alone,] may make independent expenditures and
635 contributions to an independent expenditure political committee.

636 Sec. 10. Section 9-615 of the general statutes is repealed and the
637 following is substituted in lieu thereof (*Effective from passage*):

638 (a) [No] A political committee established by an organization shall
639 not make a contribution or contributions to, or for the benefit of, any
640 candidate's campaign for nomination at a primary or for election to the

641 office of: (1) Governor, in excess of five thousand dollars; (2)
642 Lieutenant Governor, Secretary of the State, Treasurer, Comptroller or
643 Attorney General, in excess of three thousand dollars; (3) chief
644 executive officer of a town, city or borough, in excess of one thousand
645 five hundred dollars; (4) state senator or probate judge, in excess of
646 one thousand five hundred dollars; (5) state representative, in excess of
647 seven hundred fifty dollars; or (6) any other office of a municipality
648 not previously included in this subsection, in excess of three hundred
649 seventy-five dollars.

650 (b) [No] Any such committee shall not make a contribution or
651 contributions to, or for the benefit of, an exploratory committee, in
652 excess of three hundred seventy-five dollars. Any such committee may
653 make unlimited contributions to a political committee formed solely to
654 aid or promote the success or defeat of a referendum question.

655 (c) The limits imposed by subsection (a) of this section shall apply
656 separately to primaries and elections, and no such committee shall
657 make contributions to the candidates designated in this section which
658 in the aggregate exceed fifty thousand dollars for any single election
659 and primary preliminary thereto.

660 (d) [No] Except as provided in subsection (f) of this section, a
661 political committee established by an organization shall not make
662 contributions in any one calendar year to, or for the benefit of, (1) the
663 state central committee of a political party, in excess of seven thousand
664 five hundred dollars; (2) a town committee, in excess of one thousand
665 five hundred dollars; or (3) any political committee, other than an
666 exploratory committee or a committee formed solely to aid or promote
667 the success or defeat of a referendum question, in excess of two
668 thousand dollars.

669 (e) Contributions to a political committee established by an
670 organization for the purpose of making contributions and engaging in
671 coordinated spending shall be subject to the provisions of section 9-
672 618, as amended by this act, in the case of a committee formed for

673 ongoing political activity or section 9-619, as amended by this act, in
674 the case of a committee formed for a single election or primary.

675 (f) An independent expenditure political committee, as defined in
676 section 2 of this act, established by an organization shall not make any
677 contribution unless such contribution is to another independent
678 expenditure political committee.

679 Sec. 11. Subsection (a) of section 9-618 of the general statutes is
680 repealed and the following is substituted in lieu thereof (*Effective from*
681 *passage*):

682 (a) (1) A political committee organized for ongoing political
683 activities may make unlimited contributions to, or for the benefit of,
684 any national committee of a political party [;] or a committee of a
685 candidate for federal or out-of-state office. Except as provided in
686 subdivision (3) of subsection (d) of this section, no such political
687 committee shall make a contribution or contributions in excess of two
688 thousand dollars to another political committee in any calendar year.
689 No political committee organized for ongoing political activities shall
690 make a contribution in excess of three hundred seventy-five dollars to
691 an exploratory committee. If such an ongoing committee is established
692 by an organization or a business entity, its contributions shall be
693 subject to the limits imposed by sections 9-613 to 9-615, inclusive, as
694 amended by this act. A political committee organized for ongoing
695 political activities may make [contributions] donations to a charitable
696 organization which is a tax-exempt organization under Section
697 501(c)(3) of the Internal Revenue Code, as from time to time amended,
698 or make memorial [contributions] donations.

699 (2) An independent expenditure political committee organized for
700 ongoing political activities shall not make any contribution unless such
701 contribution is to another independent expenditure political
702 committee.

703 Sec. 12. Subsection (a) of section 9-619 of the general statutes is

704 repealed and the following is substituted in lieu thereof (*Effective from*
705 *passage*):

706 (a) (1) No political committee established for a single primary or
707 election shall make contributions to a national committee, or a
708 committee of a candidate for federal or out-of-state office. If such a
709 political committee is established by an organization or a business
710 entity, its contributions shall also be subject to the limitations imposed
711 by sections 9-613 to 9-615, inclusive, as amended by this act. Except as
712 provided in subdivision (2) of subsection (d) of this section, no political
713 committee formed for a single election or primary shall, with respect to
714 such election or primary, make a contribution or contributions in
715 excess of two thousand dollars to another political committee,
716 [provided] except that no such political committee shall make a
717 contribution in excess of three hundred seventy-five dollars to an
718 exploratory committee.

719 (2) An independent expenditure political committee shall not make
720 any contribution unless such contribution is to another independent
721 expenditure political committee.

722 Sec. 13. Section 9-620 of the general statutes is repealed and the
723 following is substituted in lieu thereof (*Effective from passage*):

724 (a) A political committee formed solely to aid or promote the
725 success or defeat of a referendum question shall not make
726 contributions to, or for the benefit of, a party committee, a political
727 committee, a national committee, a committee of a candidate for
728 federal or out-of-state office or a candidate committee, except in the
729 distribution of a surplus, as provided in subsection (e) of section 9-608,
730 as amended by this act.

731 (b) A political committee formed solely to aid or promote the
732 success or defeat of a referendum question shall not receive
733 contributions from a national committee or from a committee of a
734 candidate for federal or out-of-state office.

735 (c) [No] A person, other than an individual or a committee, shall not
736 make a contribution to a political committee formed solely to aid or
737 promote the success or defeat of a referendum question, or to any
738 other person [,] to aid or promote the success or defeat of a referendum
739 question, in excess of ten cents for each individual residing in the state
740 or political subdivision thereof in which such referendum question is
741 to be voted upon, in accordance with the last federal decennial census.

742 (d) Notwithstanding any other provision of this section, an
743 independent expenditure political committee, as defined in section 2 of
744 this act, formed solely to aid or promote the success or defeat of a
745 referendum question shall not make any contribution unless such
746 contribution is made to another independent expenditure political
747 committee.

748 Sec. 14. (NEW) (*Effective from passage*) (a) Notwithstanding any
749 provision of the general statutes, the board of governance, if any, for
750 any entity incorporated, organized or operating in this state shall vote
751 for prior authorization for each payment or distribution of money in
752 an amount more than four thousand dollars to be used as a campaign-
753 related disbursement. The board shall be informed of the specific use
754 of the money, including any candidate that might be the target or
755 beneficiary of an independent expenditure, as defined in section 9-601c
756 of the general statutes, as amended by this act, from such campaign-
757 related disbursement prior to any such vote. Individual board member
758 votes and the details of such disbursements shall be disclosed to the
759 public on the entity's Internet web site not later than forty-eight hours
760 after the vote and filed electronically with the State Elections
761 Enforcement Commission under the provisions of section 9-612 of the
762 general statutes, as amended by this act.

763 (b) Any such entity required to file a statement under section 9-612
764 of the general statutes, as amended by this act, after making or
765 obligating to make an independent expenditure shall do at least one of
766 the following: (1) If the entity submits regular, periodic reports to its
767 shareholders, members or donors on the entity's finances or activities,

768 include in each such report (A) the identity of the individual making
769 any campaign-related disbursement and the business address of such
770 individual, (B) the amount and date of each such disbursement and the
771 identity of the individual to whom such disbursement was made, (C)
772 the candidate, candidates or ballot issue to which such disbursements
773 are related, and (D) the identity of any individual who made a
774 donation in excess of one thousand dollars to the entity for any
775 campaign-related disbursements made by the entity during the period
776 such report covers; or (2) provide on the entity's Internet web site a
777 link to the entity's filed disclosure reports under said section 9-612.

778 Sec. 15. Section 9-601 of the general statutes is amended by adding
779 subdivisions (32) and (33) as follows (*Effective from passage*):

780 (NEW) (32) "Foreign owner" means (A) a foreign national, as
781 defined in 52 USC 30121(b), as amended from time to time, or (B) an
782 entity of which a foreign national holds, owns, controls or otherwise
783 has directly or indirectly acquired beneficial ownership of equity or
784 voting shares in an amount equal to or greater than fifty per cent of
785 total equity or outstanding voting shares.

786 (NEW) (33) "Foreign-influenced entity" means any entity of which
787 (A) one foreign owner holds, owns, controls or otherwise has directly
788 or indirectly acquired beneficial ownership of equity or voting shares
789 in an amount equal to or greater than five per cent of total equity or
790 outstanding voting shares, (B) two or more foreign owners hold, own,
791 control or otherwise have directly or indirectly acquired beneficial
792 ownership of equity or voting shares in an amount equal to or greater
793 than twenty per cent of total equity or outstanding voting shares, or
794 (C) any foreign owner participates in any way, directly or indirectly, in
795 the process of making decisions with regard to the political activities of
796 such entity in the United States, including, but not limited to, the
797 political activities of such entity during an election in the state or any
798 town, city, municipality, borough or other unit of local government
799 within the state.

800 Sec. 16. Subsection (c) of section 9-601d of the general statutes is
801 repealed and the following is substituted in lieu thereof (*Effective from*
802 *passage*):

803 (c) The independent expenditure long-form report shall identify: (1)
804 The name of the person making or obligating to make such
805 independent expenditure or expenditures; (2) the tax exempt status of
806 such person, if applicable; (3) the mailing address of such person; (4)
807 the principal business address of the person, if different from the
808 mailing address; (5) the address, telephone number and electronic mail
809 address of the agent for service of process in this state of such person;
810 (6) a certification that, after due inquiry, such person is not a foreign-
811 influenced entity on the date such independent expenditure or
812 expenditures were made or obligated to be made, if applicable; (7) the
813 date of the primary or election for which the independent expenditure
814 or expenditures were made or obligated to be made; [(7)] (8) the name
815 of any candidate who was the subject of any independent expenditure
816 or expenditures and whether the independent expenditure or
817 expenditures were in support of or in opposition to such candidate;
818 and [(8)] (9) the name, telephone number and electronic mail address
819 for the individual filing such report. Such individual filing such report
820 shall affirm that the expenditure reported is an independent
821 expenditure under penalty of false statement.

822 Sec. 17. Subsection (a) of section 9-601d of the general statutes is
823 repealed and the following is substituted in lieu thereof (*Effective from*
824 *passage*):

825 (a) Any person, as defined in section 9-601, as amended by this act,
826 may, unless otherwise restricted or prohibited by law, including, but
827 not limited to, any provision of this chapter or chapter 157, (1) make
828 unlimited independent expenditures, as defined in section 9-601c, and
829 (2) accept [unlimited] covered transfers, as defined in said section 9-
830 601, provided the amount of any such covered transfer or transfers
831 accepted in any calendar year shall not exceed seventy thousand
832 dollars in the aggregate. Except as provided pursuant to this section,

833 any such person who makes or obligates to make an independent
834 expenditure or expenditures in excess of one thousand dollars, in the
835 aggregate, shall file statements according to the same schedule and in
836 the same manner as is required of a treasurer of a candidate committee
837 pursuant to section 9-608.

838 Sec. 18. Subsection (f) of section 9-601d of the general statutes is
839 repealed and the following is substituted in lieu thereof (*Effective from*
840 *passage*):

841 (f) (1) Except as provided in subdivision (2) of this subsection, as
842 part of any statement filed pursuant to this section, if a person who
843 makes or obligates to make an independent expenditure (A) has
844 received a covered transfer during the twelve-month period prior to a
845 primary or election, as applicable to the reported expenditure, for an
846 office that a candidate described in subdivision (7) of subsection (c) of
847 this section is seeking, and (B) such independent expenditure is made
848 or obligated to be made on or after the date that is one hundred eighty
849 days prior to such primary or election, such person shall disclose the
850 source and the amount of any such covered transfer such person
851 received that is in an amount that is five thousand dollars or more, in
852 the aggregate, during the twelve-month period prior to such primary
853 or election, as applicable to the reported expenditure.

854 (2) The provisions of subdivision (1) of this subsection shall not
855 apply to any person who discloses the source and amount of a covered
856 transfer described in subdivision (1) of this subsection as part of any
857 report to the Federal Election Commission or the Internal Revenue
858 Service, provided such person includes a copy of any such report as
859 part of the report of each applicable independent expenditure
860 pursuant to this section. If a source and amount of a covered transfer is
861 not included as part of any such report, the maker of the expenditure
862 shall disclose the source and amount of such covered transfer pursuant
863 to subdivision (1) of this subsection, if applicable.

864 (3) A person disclosing any covered transfer such person received,

865 pursuant to subdivision (1) of this subsection, shall also disclose the
866 source and the amount of any donation, transfer or payment that is
867 equal to or greater than one thousand dollars, in the aggregate, of the
868 funds of such covered transfer.

869 (4) (A) If a person makes a covered transfer to the maker of an
870 independent expenditure, including one who obligates to make an
871 independent expenditure, and such person derives all funds of such
872 covered transfer from a dedicated independent expenditure account
873 that is segregated from all other accounts controlled by such person,
874 such person shall provide to such maker of the independent
875 expenditure the source and the amount of each donation, transfer or
876 payment that is equal to or greater than one thousand dollars, in the
877 aggregate, to such dedicated independent expenditure account. Such
878 maker of the independent expenditure shall include the information so
879 provided under this subdivision with its disclosure of such covered
880 transfer.

881 (B) If a person makes a covered transfer to the maker of an
882 independent expenditure, including one who obligates to make an
883 independent expenditure, and such person derives any funds of such
884 covered transfer from any source other than a dedicated independent
885 expenditure account that is segregated from all other accounts
886 controlled by such person, such person shall provide to such maker of
887 the independent expenditure the source and the amount of each
888 donation, transfer or payment to such person that is equal to or greater
889 than one thousand dollars, in the aggregate, during the twelve-month
890 period prior to the primary or election, as applicable to the reported
891 expenditure, for which such independent expenditure is made. Such
892 maker of the independent expenditure shall include the information so
893 provided under this subdivision with its disclosure of such covered
894 transfer.

895 (5) (A) A maker of an independent expenditure, including one who
896 obligates to make an independent expenditure, shall not accept a
897 covered transfer unless the information required to be disclosed under

898 subdivision (3) of this subsection or provided under subdivision (4) of
899 this subsection is so disclosed or provided.

900 (B) The recipient of a covered transfer shall not knowingly make a
901 covered transfer to the maker of an independent expenditure,
902 including one who obligates to make an independent expenditure,
903 unless the information required to be provided under subdivision (4)
904 of this subsection is so provided.

905 Sec. 19. Subsections (h) to (j), inclusive, of section 9-621 of the
906 general statutes are repealed and the following is substituted in lieu
907 thereof (*Effective from passage*):

908 (h) (1) No person shall make or incur an independent expenditure
909 for any written, typed or other printed communication, including on a
910 billboard, or any web-based, written communication, unless such
911 communication bears upon its face, as a disclaimer, (A) the words
912 "Paid for by", [and] (B) the name of such person and, if such person is
913 an entity, the name of such entity's chief executive officer or equivalent
914 and such entity's principal business address, and (C) the following
915 statement: "This message was made independent of any candidate or
916 political party.". In the case of a person making or incurring such an
917 independent expenditure during the ninety-day period immediately
918 prior to the primary or election for which the independent expenditure
919 is made, such communication shall also bear upon its face the names of
920 the five persons who made the five largest aggregate covered transfers
921 to the person making such communication during the twelve-month
922 period immediately prior to such primary or election, as applicable.
923 The communication shall also state that additional information about
924 the person making such communication may be found on the State
925 Elections Enforcement Commission's Internet web site.

926 (2) In addition to the requirements of subdivision (1) of this
927 subsection, and except as provided in this subdivision for an entity, no
928 person shall make or incur an independent expenditure for a video
929 broadcast by television, satellite or Internet, unless at the end of such

930 advertising there appears for a period of not less than four seconds as a
931 disclaimer, the following as an audio message and a written statement:
932 "This message was paid for by (person making the communication)
933 and made independent of any candidate or political party.". If such
934 person is an entity, there shall simultaneously appear at the end of
935 such advertising, for a period of not less than four seconds, (A) a
936 clearly identifiable video, photographic or similar image of such
937 entity's chief executive officer or equivalent, and (B) a personal audio
938 message, in the following form: "I am (name of entity's chief
939 executive officer or equivalent), (title), of (entity). This message
940 was made independent of any candidate or political party, and I
941 approved its content.". In the case of a person making or incurring
942 such an independent expenditure during the ninety-day period
943 immediately prior to the primary or election for which the
944 independent expenditure is made, such communication shall also list
945 the names of the five persons who made the five largest aggregate
946 covered transfers to the person making such communication during
947 the twelve-month period immediately prior to such primary or
948 election, as applicable. The communication shall also state that
949 additional information about the person making such communication
950 may be found on the State Elections Enforcement Commission's
951 Internet web site.

952 (3) In addition to the requirements of subdivision (1) of this
953 subsection, and except as provided in this subdivision for an entity, no
954 person shall make or incur an independent expenditure for an audio
955 communication broadcast by radio, satellite or Internet, unless the
956 advertising ends with a disclaimer that is a personal audio statement
957 by such person's agent or, if such person is an entity, such entity's chief
958 executive officer or equivalent (A) identifying the person paying for
959 the expenditure, and (B) indicating that the message was made
960 independent of any candidate or political party, using the following
961 form: "I am (name of the person's agent), (title), of (the
962 person). This message was made independent of any candidate or
963 political party.". If such person is an entity, the personal audio

964 statement by such entity's chief executive officer or equivalent shall
965 use the following form: "I am (name of entity's chief executive
966 officer or equivalent), (title), of (entity). This message was made
967 independent of any candidate or political party, and I approved its
968 content." In the case of a person making or incurring such an
969 independent expenditure during the ninety-day period immediately
970 prior to the primary or election for which the independent expenditure
971 is made, such communication shall state the names of the five persons
972 who made the five largest aggregate covered transfers to the person
973 making such communication during the twelve-month period
974 immediately prior to such primary or election, as applicable. The
975 communication shall also state that additional information about the
976 person making such communication may be found on the State
977 Elections Enforcement Commission's Internet web site.

978 (4) In addition to the requirements of subdivision (1) of this
979 subsection, no person shall make or incur an independent expenditure
980 for telephone calls, unless the narrative of the telephone call identifies
981 the person making the expenditure and, if such person is an entity,
982 such entity's chief executive officer or equivalent. In the case of a
983 person making or incurring such an independent expenditure during
984 the ninety-day period immediately prior to the primary or election for
985 which the independent expenditure is made, such communication
986 shall state the names of the five persons who made the five largest
987 aggregate covered transfers to the person making such communication
988 during the twelve-month period immediately prior to such primary or
989 election, as applicable. The communication shall also state that
990 additional information about the person making such communication
991 may be found on the State Elections Enforcement Commission's
992 Internet web site.

993 (i) In any print, television or social media promotion of a slate of
994 candidates by a party committee, the party committee shall use
995 applicable disclaimers pursuant to the provisions of this section for
996 such promotion, and no individual candidate disclaimers shall be

997 required.

998 (j) (1) Except as provided in [subdivisions (2) and (3)] subdivision
 999 (2) of this subsection, if any person whose name is included on a
 1000 disclaimer of a communication pursuant to the provisions of this
 1001 section, as a person who made a covered transfer to the maker of the
 1002 communication, is also a recipient of a covered transfer, the maker of
 1003 the communication, as part of any report filed pursuant to section 9-
 1004 601d associated with the making of such communication, shall include
 1005 the names of the five persons who made the top five largest aggregate
 1006 covered transfers to such recipient during the twelve-month period
 1007 immediately prior to the primary or election, as applicable.

1008 [(2) The name of any person who made a covered transfer to a tax-
 1009 exempt organization recognized under Section 501(c)(4) of the Internal
 1010 Revenue Code of 1986, or any subsequent corresponding internal
 1011 revenue code of the United States, as amended from time to time, that
 1012 has not had its tax exempt status revoked, shall not be disclosed
 1013 pursuant to the provisions of subdivision (1) of this subsection.]

1014 [(3)] (2) The name of any person who made a covered transfer to a
 1015 person whose name is included on a disclaimer pursuant to the
 1016 provisions of this section shall not be disclosed pursuant to the
 1017 provisions of subdivision (1) of this subsection if the recipient of such
 1018 covered transfer accepts covered transfers from at least one hundred
 1019 different sources, provided no such source accounts for ten per cent or
 1020 more of the total amount of covered transfers accepted by the recipient
 1021 during the twelve-month period immediately prior to the primary or
 1022 election, as applicable.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	9-601(3)
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	9-601c
Sec. 4	<i>from passage</i>	9-607(g)(1)

Sec. 5	<i>from passage</i>	9-608(c)
Sec. 6	<i>from passage</i>	9-608(e)(1)(C)
Sec. 7	<i>from passage</i>	9-612(a)
Sec. 8	<i>from passage</i>	9-613
Sec. 9	<i>from passage</i>	9-614
Sec. 10	<i>from passage</i>	9-615
Sec. 11	<i>from passage</i>	9-618(a)
Sec. 12	<i>from passage</i>	9-619(a)
Sec. 13	<i>from passage</i>	9-620
Sec. 14	<i>from passage</i>	New section
Sec. 15	<i>from passage</i>	9-601
Sec. 16	<i>from passage</i>	9-601d(c)
Sec. 17	<i>from passage</i>	9-601d(a)
Sec. 18	<i>from passage</i>	9-601d(f)
Sec. 19	<i>from passage</i>	9-621(h) to (j)

Statement of Legislative Commissioners:

In Section 3(c)(3), "who" was changed to "which other person" for clarity; in Section 3(d), "candidate of committee" was changed to "candidate or committee" for accuracy; in Section 5(c)(4), "which certification" was changed to "which statement" for consistency; in Section 12(a)(1), "provided no such" was changed to "[provided] except that no such" for accuracy; in Section 13(d), "Notwithstanding this section" was changed to "Notwithstanding any other provision of this section" for clarity; in Section 14(a), "such expenditures" was changed to "such disbursements" for consistency; in Section 14(b), "candidate or candidates or ballot issue" was changed to "candidate, candidates or ballot issue" for clarity; in Section 18(f), subdivisions (4), (5) and (6) were redesignated as subdivisions (4)(A), (4)(B) and (5), respectively, for proper form; and minor technical and conforming changes were made throughout.

GAE *Joint Favorable Subst. -LCO*