

HOUSE BILL 788

G1

0lr1887

By: **Delegates Olszewski, Frank, Heller, Kach, Kaiser, Manno, Morhaim, Riley, and Shewell**

Introduced and read first time: February 9, 2010

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Campaign Finance – Contributions – Disclosure**

3 FOR the purpose of requiring a campaign finance entity to report certain information
4 on its campaign finance reports for each contribution it receives; authorizing a
5 campaign finance entity to report a maximum of a certain amount of
6 contributions in an election cycle on its campaign finance reports without
7 providing certain information about each contribution; providing for a delayed
8 effective date; and generally relating to the disclosure of information concerning
9 contributions in campaign finance reports.

10 BY repealing and reenacting, with amendments,
11 Article – Election Law
12 Section 13–240 and 13–304
13 Annotated Code of Maryland
14 (2003 Volume and 2009 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Election Law**

18 13–240.

19 (a) This section applies to a spin or chance on a paddle wheel or wheel of
20 fortune that is authorized under the laws of this State to operate at a campaign
21 fund–raising event.

22 (b) [Notwithstanding] **EXCEPT AS PROVIDED IN § 13–304(C) OF THIS**
23 **TITLE, BUT NOTWITHSTANDING § 13–239** of this subtitle or any other law that
24 prohibits an anonymous contribution, a political committee may accept money received

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 from the sale of a spin or chance, and need not identify the individual purchaser in its
2 account book, if:

3 (1) the account book of the political committee includes:

4 (i) the net amount received by the political committee at the
5 event at which the sale was made; and

6 (ii) the name and address of each individual who attended the
7 event;

8 (2) no spin or chance is sold at the event for more than \$2;

9 (3) the net income of the sponsoring political committee from spins
10 and chances at the event does not exceed \$1,500 in a 24-hour period; and

11 (4) the total receipts of the sponsoring political committee from spins
12 and chances in that election do not exceed \$2,500.

13 (c) If a political committee raises funds in excess of a limit specified in this
14 section, the political committee shall:

15 (1) donate the excess to a charity of its choice; or

16 (2) identify in its account book the amount received from each
17 individual who purchased a spin or chance.

18 (d) The State Board shall adopt regulations to implement this section.

19 13-304.

20 (a) (1) From the date of its organization until its termination under the
21 provisions of this title, a campaign finance entity, except a political club, shall file a
22 campaign finance report at the times, for the periods, and at the locations required by
23 §§ 13-309, 13-312, and 13-316 of this subtitle.

24 (2) A campaign finance report submitted using an electronic format
25 shall:

26 (i) be made under oath or affirmation;

27 (ii) require an electronic signature from the treasurer at the
28 time of the filing of the campaign finance report; and

29 (iii) be made subject to the penalties for perjury.

30 (b) A campaign finance report filed by a campaign finance entity under
31 subsection (a) of this section shall include the information required by the State Board

1 with respect to all contributions received and all expenditures made by or on behalf of
2 the campaign finance entity during the designated reporting period.

3 **(C) (1) THE REQUIREMENTS OF THIS SUBSECTION PREVAIL TO THE**
4 **EXTENT OF ANY CONFLICT WITH § 13-240(B) OF THIS TITLE.**

5 **(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**
6 **SUBSECTION, A CAMPAIGN FINANCE ENTITY SHALL REPORT THE FOLLOWING**
7 **INFORMATION ON ITS CAMPAIGN FINANCE REPORTS FOR EACH CONTRIBUTION**
8 **IT RECEIVES:**

9 **(I) THE AMOUNT OF EACH CONTRIBUTION; AND**

10 **(II) THE NAME AND ADDRESS OF EACH CONTRIBUTOR.**

11 **(3) A CAMPAIGN FINANCE ENTITY MAY REPORT A MAXIMUM OF A**
12 **CUMULATIVE AMOUNT OF \$5,000 IN CONTRIBUTIONS IN AN ELECTION CYCLE ON**
13 **ITS CAMPAIGN FINANCE REPORTS WITHOUT PROVIDING THE INFORMATION**
14 **REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION.**

15 **[(c)] (D)** A campaign finance report prescribed by this subtitle for the
16 campaign finance entity of a candidate is required whether or not:

17 (1) the candidate files a certificate of candidacy;

18 (2) the candidate withdraws, declines a nomination, or otherwise
19 ceases to be a candidate;

20 (3) the candidate's name appears on the primary ballot; or

21 (4) the candidate is successful in the election.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 January 1, 2011.