

Amendment No. 2 to HB1201

Hazlewood
Signature of Sponsor

AMEND Senate Bill No. 1005*

House Bill No. 1201

by deleting SECTION 30 and substituting instead:

SECTION 30. Tennessee Code Annotated, Section 2-10-132, is amended by designating the existing language as subsection (a) and adding the following as a new subsection (b):

(b)

(1) Notwithstanding another law to the contrary, an organization that is tax exempt under United States Internal Revenue Service Code § 501(c)(4), (5), or (6) (26 U.S.C. § 501(c)(4), (5), or (6)) is required to report expenditures in accordance with § 2-10-105(c)(1) and (h) and file an appointment of treasurer form if:

(A) The organization expends an aggregate total of at least five thousand dollars (\$5,000) in organizational funds, moneys, or credits for communications that expressly contain the name or visually depict the likeness of a state candidate in a primary or general election; and

(B) Such expenditures or communications occur within sixty (60) calendar days immediately preceding a primary or general election in which the named or visually depicted candidate appears on the ballot.

(2) This subsection (b) does not require an organization that is tax exempt under United States Internal Revenue Service Code § 501(c)(4), (5), or (6) (26 U.S.C. § 501(c)(4), (5), or (6)) to report any form of contributions.

(3) As used in this subsection (b), "communications" does not include:

(A) Any written, oral, or electronically transmitted communication by any membership organization solely to its members;

(B) Any communication made prior to the period described in subdivision (b)(1)(B) but that remains accessible during the period; provided, that such communication is not actively promoted or distributed by the organization within the period to the public at large; or

(C) Any communication made to an official in the legislative branch or an official in the executive branch during any session of the general assembly.