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HOUSE BILL NO. 46

Offered January 9, 2008

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A BILL to amend and reenact §§ 24.2-947.4, 24.2-949.5, 24.2-950.4, 24.2-951.3, and 24.2-952.3 of the Code of Virginia, relating to campaign finance disclosure reports, including information to identify contributors.

 Patron—Cole

Referred to Committee on Privileges and Elections

Be it enacted by the General Assembly of Virginia:

1. That § 24.2-947.4, 24.2-949.5, 24.2-950.4, 24.2-951.3, and 24.2-952.3 of the Code of Virginia are amended and reenacted as follows:

§ 24.2-947.4. Information to be included on campaign finance reports for campaign committees.

A. The reports required by this article shall be filed on a form prescribed by the State Board and shall include all financial activity of the campaign committee. All completed forms shall be submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant to § 24.2-1016.

B. ~~The~~ *On the* report of receipts shall include:

1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, including cash and in-kind contributions, as of the date of the report, and the total amount of contributions from all such contributors;

2. For each contributor who has contributed an aggregate of more than \$100, including cash and in-kind contributions, as of the ending date of the report, the campaign committee shall itemize each contributor on the report and list the following information:

- a. the name of the contributor, listed alphabetically,
- b. the mailing address of the contributor,
- c. the amount of the contribution,
- d. the aggregate amount of contributions from the contributor to date,
- e. the date of the contribution,
- f. the occupation of the contributor,
- g. the name of his employer or principal business, and
- h. the city and state where employed or where his business is located.

For each such contributor, other than an individual, the principal type of business and place of business of the contributor shall be substituted for subdivisions f and g, respectively. For each such contributor other than an individual, it shall be sufficient to list the address of the contributor one time on the report of receipts.

C. The report of disbursements shall include all expenditures and give:

1. The name and address of the person paid;
2. A brief description of the purpose of the expenditure;
3. The name of the person contracting for or arranging the expenditure;
4. The amount of the expenditure; and
5. The date of the expenditure.

The report of disbursements shall itemize any expenditure made by credit card payment.

D. Each report for a candidate shall list separately those receipts and expenditures reported to the candidate or his treasurer by any person, campaign committee, or political committee pursuant to subsection D of § 24.2-947.3, and in the case of in-kind contributions, shall set forth in each instance the source of the information reported.

E. The report shall list separately all loans and, for each loan, shall give:

1. The date the loan was made;
2. The name and address of the person making the loan and any person who is a co-borrower, guarantor, or endorser of the loan;
3. The amount of the loan;
4. The date and amount of any repayment of the loan; and
5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a contribution and loan repayment.

F. The State Board shall provide for a "no activity" report that may be filed for any reporting period

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59 in which the filer has no activity to report.

60 G. It is the joint responsibility of the candidate and his treasurer that the report of a candidate be
61 filed, that the report be in full and accurate detail, and that the report be received by the State Board,
62 local electoral board, or both, by the deadline for filing the report.

63 § 24.2-949.5. Information to be included on campaign finance reports for political action committees.

64 A. The reports required by this article shall be filed on a form prescribed by the State Board and
65 shall include all financial activity of the political action committee. All completed forms shall be
66 submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1.
67 Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant
68 to § 24.2-1016.

69 B. ~~The~~ *On the* report of receipts shall include:

70 1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less,
71 including cash and in-kind contributions, as of the date of the report, and the total amount of
72 contributions from all such contributors;

73 2. For each contributor who has contributed an aggregate of more than \$100, including cash and
74 in-kind contributions, as of the ending date of the report, the political action committee shall itemize
75 each contributor ~~on the report~~ and list the following information:

- 76 a. the name of the contributor, listed alphabetically,
77 b. the mailing address of the contributor,
78 c. the amount of the contribution,
79 d. the aggregate amount of contributions from the contributor to date,
80 e. the date of the last contribution,
81 f. the occupation of the contributor,
82 g. the name of his employer or principal business, and
83 h. the locality where employed or where his business is located.

84 For each such contributor, other than an individual, the principal type of business and place of
85 business of the contributor shall be substituted for subdivisions f and g, respectively. For each such
86 contributor other than an individual, it shall be sufficient to list the address of the contributor one time
87 on the report of receipts.

88 C. The report of disbursements shall include all expenditures and give:

- 89 1. The name and address of the person paid;
90 2. A brief description of the purpose of the expenditure;
91 3. The name of the person contracting for or arranging the expenditure;
92 4. The amount of the expenditure; and
93 5. The date of the expenditure.

94 The report of disbursements shall itemize any expenditure made by credit card payment.

95 D. Each report for a political action committee shall list separately those receipts and expenditures
96 reported to the treasurer or other officer of the committee by any person, candidate campaign committee,
97 or political committee, pursuant to subsection B of § 24.2-949.4, and in the case of in-kind
98 contributions, shall set forth in each instance the source of the information reported.

99 E. The report shall list separately all loans, and for each loan, shall give:

- 100 1. The date the loan was made;
101 2. The name and address of the person making the loan and any person who is a co-borrower,
102 guarantor, or endorser of the loan;
103 3. The amount of the loan;
104 4. The date and amount of any repayment of the loan; and
105 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a
106 contribution and loan repayment.

107 F. The State Board shall provide for a "no activity" report that may be filed for any reporting period
108 in which the filer has no activity to report.

109 G. It is the responsibility of the treasurer that the report for the political action committee be filed
110 and that the report be in full and accurate detail.

111 § 24.2-950.4. Information to be included on campaign finance reports for political party committees.

112 A. The reports required by this article shall be filed on a form prescribed by the State Board and
113 shall include all financial activity of the political party committee. All completed forms shall be
114 submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1.
115 Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant
116 to § 24.2-1016.

117 B. ~~The~~ *On the* report of receipts shall include:

- 118 1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less,
119 including cash and in-kind contributions, as of the date of the report, and the total amount of
120 contributions from all such contributors;

2. For each contributor who has contributed an aggregate of more than \$100, including cash and in-kind contributions, as of the ending date of the report, the political party committee shall itemize each contributor on the report and list the following information:

- a. the name of the contributor, listed alphabetically,
- b. the mailing address of the contributor,
- c. the amount of the contribution,
- d. the aggregate amount of contributions from the contributor to date,
- e. the date of the last contribution,
- f. the occupation of the contributor,
- g. the name of his employer or principal business, and
- h. the locality where employed or where his business is located.

For each such contributor, other than an individual, the principal type of business and place of business of the contributor shall be substituted for subdivisions f and g, respectively. For each such contributor other than an individual, it shall be sufficient to list the address of the contributor one time on the report of receipts.

C. The report of disbursements shall include all expenditures and give:

1. The name and address of the person paid;
2. A brief description of the purpose of the expenditure;
3. The name of the person contracting for or arranging the expenditure;
4. The amount of the expenditure; and
5. The date of the expenditure.

The report of disbursements shall itemize any expenditure made by credit card payment.

D. Each report for a political party committee shall list separately those receipts and expenditures reported to the treasurer or other officer of the committee by any person, campaign committee, or political committee pursuant to subsection B of § 24.2-950.3, and in the case of in-kind contributions, shall set forth in each instance the source of the information reported.

E. The report shall list separately all loans, and for each loan, shall give:

1. The date the loan was made;
2. The name and address of the person making the loan and any person who is a co-borrower, guarantor, or endorser of the loan;
3. The amount of the loan;
4. The date and amount of any repayment of the loan; and
5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a contribution and loan repayment.

F. The State Board shall provide for a "no activity" report that may be filed for any reporting period in which the filer has no activity to report.

G. It is the responsibility of the treasurer that the report for the political party committee be filed and that the report be in full and accurate detail.

§ 24.2-951.3. Information to be included on campaign finance reports for referendum committees.

A. The reports required by this article shall be filed on a form prescribed by the State Board and shall include all financial activity of the referendum committee. All completed forms shall be submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant to § 24.2-1016.

B. ~~The~~ On the report of receipts shall include:

1. ~~The total number of contributors, each of whom has contributed an aggregate of \$100 or less, including cash and in-kind contributions, as of the date of the report, and the total amount of contributions from all such contributors;~~

2. For each contributor who has contributed an aggregate of more than \$100, including cash and in-kind contributions, as of the ending date of the report, the referendum committee shall itemize each contributor on the report and list the following information:

- a. the name of the contributor, listed alphabetically,
- b. the mailing address of the contributor,
- c. the amount of the contribution,
- d. the aggregate amount of contributions from the contributor to date,
- e. the date of the last contribution,
- f. the occupation of the contributor,
- g. the name of his employer or principal business, and
- h. the locality where employed or where his business is located.

For each such contributor, other than an individual, the principal type of business and place of business of the contributor shall be substituted for subdivisions f and g, respectively. For each such

182 contributor other than an individual, it shall be sufficient to list the address of the contributor one time
183 on the report of receipts.

184 C. The report of disbursements shall include all expenditures and give:

- 185 1. The name and address of the person paid;
186 2. A brief description of the purpose of the expenditure;
187 3. The name of the person contracting for or arranging the expenditure;
188 4. The amount of the expenditure; and
189 5. The date of the expenditure.

190 The report of disbursements shall itemize any expenditure made by credit card payment.

191 D. Each report for a referendum committee shall list separately those receipts and expenditures
192 reported to the treasurer or other officer of the committee by any person, campaign committee, or
193 political committee, pursuant to subsection B of § 24.2-951.2 and, in the case of in-kind contributions,
194 shall set forth in each instance the source of the information reported.

195 E. The report shall list separately all loans and, for each loan, shall give:

- 196 1. The date the loan was made;
197 2. The name and address of the person making the loan and any person who is a co-borrower,
198 guarantor, or endorser of the loan;
199 3. The amount of the loan;
200 4. The date and amount of any repayment of the loan; and
201 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a
202 contribution and loan repayment.

203 F. The State Board shall provide for a "no activity" report that may be filed for any reporting period
204 in which the filer has no activity to report.

205 G. It is the responsibility of the treasurer that the report for the referendum committee be filed and
206 that the report be in full and accurate detail.

207 § 24.2-952.3. Information to be included on campaign finance reports for inaugural committees.

208 A. The reports required by this article shall be filed on a form prescribed by the State Board and
209 shall include all financial activity of the inaugural committee. All completed forms shall be submitted in
210 typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons
211 submitting the forms shall do so subject to felony penalties for making false statements pursuant to
212 § 24.2-1016.

213 B. ~~The~~ *On the* report of receipts shall include:

214 1. ~~The total number of contributors, each of whom has contributed an aggregate of \$100 or less,~~
215 ~~including cash and in-kind contributions, as of the date of the report, and the total amount of~~
216 ~~contributions from all such contributors;~~

217 2. ~~For each contributor who has contributed an aggregate of more than \$100, including cash and~~
218 ~~in-kind contributions, as of the ending date of the report, the campaign inaugural committee shall~~
219 ~~itemize each contributor on the report and list the following information:~~

- 220 a. the name of the contributor, listed alphabetically,
221 b. the mailing address of the contributor,
222 c. the amount of the contribution,
223 d. the aggregate amount of contributions from the contributor to date,
224 e. the date of the last contribution,
225 f. the occupation of the contributor,
226 g. the name of his employer or principal business, and
227 h. the locality where employed or where his business is located.

228 For each such contributor, other than an individual, the principal type of business and place of
229 business of the contributor shall be substituted for subdivisions f and g, respectively. For each such
230 contributor other than an individual, it shall be sufficient to list the address of the contributor one time
231 on the report of receipts.

232 C. The report of disbursements shall include all expenditures and give:

- 233 1. The name and address of the person paid;
234 2. A brief description of the purpose of the expenditure;
235 3. The name of the person contracting for or arranging the expenditure;
236 4. The amount of the expenditure; and
237 5. The date of the expenditure.

238 The report of disbursements shall itemize any expenditure made by credit card payment.

239 D. Each report for an inaugural committee shall list separately those receipts and expenditures
240 reported to the treasurer or other officer of the committee by any person, candidate campaign committee,
241 political committee, pursuant to subsection B of § 24.2-952.2, and in the case of in-kind contributions,
242 shall set forth in each instance the source of the information reported.

243 E. The report shall list separately all loans, and for each loan, shall give:

- 244 1. The date the loan was made;
245 2. The name and address of the person making the loan and any person who is a co-borrower,
246 guarantor, or endorser of the loan;
247 3. The amount of the loan;
248 4. The date and amount of any repayment of the loan; and
249 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a
250 contribution and loan repayment.
251 F. The State Board shall provide for a "no activity" report that may be filed for any reporting period
252 in which the filer has no activity to report.
253 G. It is the responsibility of the treasurer that the report for the inaugural committee be filed and that
254 the report be in full and accurate detail.