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HOUSE BILL NO. 1460

Offered January 14, 2015

Prefiled December 30, 2014

A BILL to amend and reenact §§ 24.2-947.6 through 24.2-947.9 of the Code of Virginia, relating to campaign finance reports; filing schedule.

Patron—O'Bannon

Referred to Committee on Privileges and Elections

Be it enacted by the General Assembly of Virginia:

1. That §§ 24.2-947.6 through 24.2-947.9 of the Code of Virginia are amended and reenacted as follows:

§ 24.2-947.6. Filing schedule for candidates for office; November elections.

A. Any candidate for any office to be filed at a November general election shall file the prescribed campaign finance reports as follows:

1. Not later than July 15 in a nonelection year for the period January 1 through June 30;
2. Not later than January 15 following a nonelection year for the period July 1 through December 31;
3. In an election year, not later than April 15 for the period January 1 through March 31 and pursuant to subdivisions 4 through 9 of this section;
4. Not later than the eighth day before the primary date complete through the ~~thirteenth~~ *twelfth* day before the primary date;
5. Not later than July 15 complete through June 30;
6. Not later than September 15 complete through August 31;
7. Not later than October 15 complete through September 30;
8. Not later than the eighth day before the November election date complete through the ~~thirteenth~~ *twelfth* day before the election date;
9. Not later than the thirtieth day after the November election date complete through the twenty-third day after the election date; and
10. Not later than January 15 following an election year complete through December 31, and then in accordance with subdivisions A 1 and A 2 or subdivisions A 3 through A 9, as appropriate, of this subsection until a final report is filed.

B. Any candidate, who was subject to the election year filing schedule set out in subdivisions A 3 through A 9 and who has not filed a final report, shall file reports in any subsequent election year for the same office in accordance with the election year filing schedule set out in subdivisions A 3 through A 9.

C. Any candidate shall also file any report of certain large contributions required by § 24.2-947.9, if applicable.

§ 24.2-947.7. Filing schedule for candidates for office; May elections.

A. Any candidate for election to a local office to be filled at a May general election shall file the prescribed campaign finance reports as follows:

1. Not later than July 15 in a nonelection year for the period January 1 through June 30;
2. Not later than January 15 following a nonelection year for the period July 1 through December 31;
3. For municipal primary candidates only, not later than the eighth day before the primary date complete through the ~~eleventh~~ *twelfth* day before the primary;
4. Not later than April 15 of the election year complete through March 31;
5. Not later than the eighth day before the election date complete through the ~~eleventh~~ *twelfth* day before the election date;
6. Not later than June 15 of the election year complete through June 10;
7. Not later than July 15 of the election year complete through June 30; and
8. Not later than the following January 15 complete through December 31, and then in accordance with subdivisions A 1 and A 2 or subdivisions A 3 through A 7, as appropriate, of this subsection until a final report is filed.

B. Any candidate, who was subject to the election year filing schedule set out in subdivisions A 3 through A 8 and who has not filed a final report, shall file reports in any subsequent election year for the same office in accordance with the election year filing schedule set out in subdivisions A 3 through A 8.

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59 C. Any candidate shall also file any report of certain large contributions required by § 24.2-947.9, if
60 applicable.

61 **§ 24.2-947.8. Filing requirements for special elections.**

62 A. Candidates for nomination or election to an office to be filled by a special election held on a
63 regular election date shall file the prescribed reports of contributions and expenditures which apply to
64 regularly scheduled elections for that office.

65 B. In the case of a special election held on a date other than a regularly scheduled general election,
66 the candidate shall file as follows:

67 1. A report not later than the eighth day before the special election date complete through the
68 ~~eleventh~~ *twelfth* day before that date;

69 2. A postelection report no later than the thirtieth day after the election and prior to taking office;
70 and

71 3. A postelection report not later than January 15 and July 15 each year until a final report is filed.

72 C. Any candidate, who has been subject to the election year filing schedule set out in subdivisions B
73 1 through B 3 and who has not filed a final report, shall file reports in any subsequent election year for
74 the same office in accordance with the election year filing schedule set out in § 24.2-947.6 or
75 24.2-947.7 as appropriate for that office.

76 D. Any candidate shall also file any report of certain large contributions required by § 24.2-947.9, if
77 applicable.

78 **§ 24.2-947.9. Special report required of certain large pre-election contributions.**

79 A. Any contribution reported pursuant to this section shall also be reported on the first report
80 required by this article after any election.

81 B. Except as provided in subsection C, any single contribution of \$5,000 or more for a statewide
82 office, \$1,000 or more for the General Assembly, or \$500 or more for any other office, knowingly
83 received or reported by the candidate or his treasurer on behalf of his candidacy ~~(i)~~ on and after the
84 ~~twelfth~~ *eleventh* day preceding ~~(i)~~ a primary and before the primary date, ~~(ii) on and after the twelfth~~
85 ~~day preceding~~ a general election and before the general election date, or ~~(iii) on and after the eleventh~~
86 ~~day preceding~~ any other election in which the individual is a candidate and before the election day, shall
87 be reported in writing as provided in §§ 24.2-947.4 and 24.2-947.5 or electronically pursuant to
88 § 24.2-946.1, and the report shall be received by the State Board or local electoral board, as appropriate,
89 by 5:00 p.m. on the following day or for a contribution received on a Saturday by 5:00 p.m. on the
90 following Monday. However, any such contribution received within the 24 hours prior to the election
91 day shall be reported and a report thereof received on the day prior to the election.

92 C. The reports required by subsection B of this section shall also be required of any candidate for
93 nomination by a political party to serve as the party's nominee in a general or special election if (i) the
94 party nominates by convention or any method other than a primary and (ii) there are at least two
95 candidates for nomination pursuant to the rules and procedures of the party. In such case, candidates for
96 nomination shall be required to file the reports required by subsection B for the ~~12-day~~ *or* 11-day
97 period, as specified by subsection B, immediately preceding:

98 1. The caucus, mass meeting, convention, or other nominating event at which the party's nomination
99 shall be finally determined pursuant to the rules and procedures of the party; and

100 2. Any caucus, mass meeting, convention, or other nominating event, other than that at which the
101 party's nomination shall be finally determined, at which delegates are chosen who are pledged to support
102 a specified candidate on at least one ballot at a subsequent district or state convention required as part
103 of the nominating process.

104 D. No report shall be required pursuant to subsection C if the candidate is or has become, by virtue
105 of the withdrawal of any opponent or the operation of the rules and procedures of the party, unopposed
106 for nomination at the time such report otherwise would be required to be made.