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1	HOUSE BILL NO. 194
2	Offered January 10, 2018
2 3	Prefiled December 27, 2017
4	A BILL to amend and reenact §§ 24.2-947.4, 24.2-949.5, 24.2-949.9:1, 24.2-949.9:2, 24.2-950.4,
5	24.2-951.3, and 24.2-952.3 of the Code of Virginia, relating to campaign finance; disclosure of all
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o	Patron—Yancey
8 9	Pafarrad to Committee on Privilages and Elections
9 10	Referred to Committee on Privileges and Elections
11	Be it enacted by the General Assembly of Virginia:
12	1. That §§ 24.2-947.4, 24.2-949.5, 24.2-949.9:1, 24.2-949.9:2, 24.2-950.4, 24.2-951.3, and 24.2-952.3
13	of the Code of Virginia are amended and reenacted as follows:
14	§ 24.2-947.4. Information to be included on campaign finance reports for campaign committees.
15	A. The reports required by this article shall be filed on a form prescribed by the State Board and
16	shall include all financial activity of the campaign committee. All completed forms shall be submitted in
17	typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons
18	submitting the forms shall do so subject to felony penalties for making false statements pursuant to
19 20	<ul><li>§ 24.2-1016.</li><li>B. The report of receipts shall include:</li></ul>
20 21	1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less,
22	including eash and in-kind contributions, as of the date of the report, and the total amount of
23	contributions from all such contributors;
24	2. For each contributor who has contributed an aggregate of more than \$100 made a contribution,
25	including cash and in-kind contributions, as of the ending date of during the period covered by the
26	report, the campaign committee shall itemize each contributor on the report and list the following
27	information:
28	a. the name of the contributor, listed alphabetically,
29 30	b. the mailing address of the contributor, c. the amount of the contribution,
31	d. the aggregate amount of contributions from the contributor to date,
32	e. the date of the contribution,
33	f. the occupation of the contributor,
34	g. the name of his employer or principal business, and
35	h. the city and state where employed or where his business is located.
36	For each such contributor, other than an individual, the principal type of business and place of
37	business of the contributor shall be substituted for subdivisions f and g, respectively. For each such
38 39	contributor other than an individual, it shall be sufficient to list the address of the contributor one time on the report of receipts.
<b>40</b>	3. 2. For each designated contribution received by the campaign committee from a political
41	committee, out-of-state political committee, or federal political action committee, the campaign
42	committee shall list the name of the person who designated the contribution and provide the information
43	required by this subsection.
44	C. The report of disbursements shall include all expenditures and give:
45	1. The name and address of the person paid;
46	2. A brief description of the purpose of the expenditure;
47 48	<ol> <li>The name of the person contracting for or arranging the expenditure;</li> <li>The amount of the expenditure; and</li> </ol>
49	5. The date of the expenditure.
50	The report of disbursements shall itemize any expenditure made by credit card payment.
51	D. Each report for a candidate shall list separately those receipts and expenditures reported to the
52	candidate or his treasurer by any person, campaign committee, or political committee pursuant to
53	subsection D of § 24.2-947.3, and in the case of in-kind contributions, shall set forth in each instance
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	the source of the information reported.
55	E. The report shall list separately all loans and, for each loan, shall give:

59 3. The amount of the loan;

60 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 61 62 contribution and loan repayment.

F. The State Board shall provide for a "no activity" report that may be filed for any reporting period 63 64 in which the filer has no activity to report.

G. It is the joint responsibility of the candidate and his treasurer that the report of a candidate be 65 filed, that the report be in full and accurate detail, and that the report be received by the State Board, 66 general registrar, or both, by the deadline for filing the report. 67

# § 24.2-949.5. Information to be included on campaign finance reports for political action 68 69 committees.

A. The reports required by this article shall be filed on a form prescribed by the State Board and 70 shall include all financial activity of the political action committee. All completed forms shall be 71 submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. 72 Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant 73

74 to § 24.2-1016. 75

B. The report of receipts shall include:

1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, 76 77 including cash and in-kind contributions, as of the date of the report, and the total amount of 78 contributions from all such contributors;

79 2. For each contributor who has contributed an aggregate of more than \$100 made a contribution, 80 including cash and in-kind contributions, as of the ending date of during the period covered by the report, the political action committee shall itemize each contributor on the report of receipts and list the 81 82 following information:

83 a. the name of the contributor, listed alphabetically,

- 84 b. the mailing address of the contributor,
- 85 c. the amount of the contribution,
- 86 d. the aggregate amount of contributions from the contributor to date,
- 87 e. the date of the last contribution,
- 88 f. the occupation of the contributor,
- 89 g. the name of his employer or principal business, and
- 90 h. the locality where employed or where his business is located.

91 For each such contributor, other than an individual, the principal type of business and place of 92 business of the contributor shall be substituted for subdivisions f and g, respectively. For each such 93 contributor other than an individual, it shall be sufficient to list the address of the contributor one time 94 on the report of receipts.

C. Upon transfer of a designated contribution to a designated candidate's campaign committee, the 95 96 committee shall provide information to the campaign committee to identify the contributor as provided 97 by § 24.2-947.4. 98

- D. The report of disbursements shall include all expenditures and give: 99
  - 1. The name and address of the person paid;
- 2. A brief description of the purpose of the expenditure; 100
- 3. The name of the person contracting for or arranging the expenditure; 101
- 102 4. The amount of the expenditure; and
- 5. The date of the expenditure. 103
- 104 The report of disbursements shall itemize any expenditure made by credit card payment.

E. Each report for a political action committee shall list separately those receipts and expenditures 105 reported to the treasurer or other officer of the committee by any person, candidate campaign committee, or political committee, pursuant to subsection B of § 24.2-949.4, and in the case of in-kind contributions, shall set forth in each instance the source of the information reported. 106 107 108 109

F. 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, 111 112 guarantor, or endorser of the loan; 113

3. The amount of the loan; 114

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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 115 contribution and loan repayment. 116

G. The State Board shall provide for a "no activity" report that may be filed for any reporting period 117 118 in which the filer has no activity to report.

119 H. It is the responsibility of the treasurer that the report for the political action committee be filed and that the report be in full and accurate detail. 120

## 121 § 24.2-949.9:1. Out-of-state political committees; statements of organization.

122 A. Out-of-state political committees shall submit a statement of organization on or before the date on 123 which the committee makes contributions of \$10,000 or more in the aggregate in a calendar year to candidate campaign committees or political committees registered with the State Board of Elections. 124

125 B. The statement of organization shall include information as required pursuant to subsection B of 126 § 24.2-949.2 except that the committee shall not be required to establish a depository account in a 127 financial institution in the Commonwealth.

128 C. In addition to the information required pursuant to § 24.2-949.2, the committee shall include on 129 its statement of organization (i) its taxpayer identification number, (ii) the federal and state agencies 130 with which it is required to file financial disclosure information, and (iii) the registration number 131 assigned to it by each agency listed under clause (ii).

132 D. On the same day that an out-of-state political committee submits its statement of organization to 133 the State Board, (i) it shall file a list of each contributor who has contributed made a contribution to the 134 committee \$2,500 or more in the aggregate between the immediately preceding January 1 and the date 135 on which the statement of organization is filed with the contributor's name, address, occupation, 136 employer, and place of business and the dates and amounts of the contributor's contributions during the 137 period covered by the report; and (ii) it shall file a report of the contributions it has made to candidate 138 campaign committees or political committees registered with the State Board between the immediately 139 preceding January 1 and the date on which the statement of organization is filed.

140 E. Any political organization as defined in § 527 of the United States Internal Revenue Code that is 141 shown on the list of contributors required by this section and that has contributed \$50,000 or more to 142 the committee filing the list of contributors required by this section shall be required to file a statement 143 of organization and the lists of its contributors and its contributions as provided in subsection D. 144

# § 24.2-949.9:2. Out-of-state political committees; reporting requirements.

A. The provisions of this section are applicable only to out-of-state political committees.

146 B. After the committee has met the requirements of § 24.2-949.9:1 and upon making any 147 contribution to a candidate campaign committee or political committee registered in Virginia, the 148 committee shall report its contributions and contributors in accordance with subsection C to the State 149 Board of Elections by computer or electronic means as prescribed in § 24.2-946.1.

150 C. The report required by subsection B shall include (i) a report of the contributions the committee 151 has made to candidate campaign committees or political committees in the Commonwealth since the 152 filing of a report of its contributions pursuant to subsection D of § 24.2-949.9:1 or this subsection during 153 the period covered by the report and (ii) a list of each contributor who has contributed made a 154 contribution to the committee \$2,500 or more in the aggregate since the filing of a list of its 155 contributors pursuant to subsection D of § 24.2-949.9:1 or this subsection with the contributor's name, 156 address, occupation, employer, and place of business and the dates and amounts of the contributor's 157 contributions during the period covered by the report.

158 D. Upon transfer of a designated contribution to a designated candidate's campaign committee, the 159 committee shall provide information to the campaign committee to identify the contributor as provided by § 24.2-947.4. 160

161 E. The reporting requirements of this section shall continue in effect for each committee until a final 162 report is filed that sets forth all contributions and expenditures not previously reported. The final report 163 shall include a termination statement, signed by an officer of the committee, that all reporting is 164 complete and final.

## 165 § 24.2-950.4. Information to be included on campaign finance reports for political party 166 committees.

167 A. The reports required by this article shall be filed on a form prescribed by the State Board and 168 shall include all financial activity of the political party committee. All completed forms shall be submitted in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. 169 170 Persons submitting the forms shall do so subject to felony penalties for making false statements pursuant 171 to § 24.2-1016. 172

B. The report of receipts shall include:

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173 1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, 174 including cash and in-kind contributions, as of the date of the report, and the total amount of 175 contributions from all such contributors;

176 2. For each contributor who has contributed an aggregate of more than \$100 made a contribution, 177 including cash and in-kind contributions, as of the ending date of during the period covered by the 178 report, the political party committee shall itemize each contributor on the report of receipts and list the 179 following information:

180 a. the name of the contributor, listed alphabetically,

181 b. the mailing address of the contributor, HB194

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182 c. the amount of the contribution,

183 d. the aggregate amount of contributions from the contributor to date,

184 e. the date of the last contribution,

185 f. the occupation of the contributor,

186 g. the name of his employer or principal business, and

h. the locality where employed or where his business is located. 187

For each such contributor, other than an individual, the principal type of business and place of 188 189 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 190 191 on the report of receipts.

192 C. Upon transfer of a designated contribution to a designated candidate's campaign committee, the 193 committee shall provide information to the campaign committee to identify the contributor as provided 194 by § 24.2-947.4.

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

196 1. The name and address of the person paid;

197 2. A brief description of the purpose of the expenditure;

198 3. The name of the person contracting for or arranging the expenditure;

199 4. The amount of the expenditure; and

200 5. The date of the expenditure. 201

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

202 E. 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 203 political committee pursuant to subsection B of § 24.2-950.3, and in the case of in-kind contributions, 204 205 shall set forth in each instance the source of the information reported.

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

1. The date the loan was made;

208 2. The name and address of the person making the loan and any person who is a co-borrower, 209 guarantor, or endorser of the loan; 210

3. The amount of the loan;

4. The date and amount of any repayment of the loan; and

212 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a 213 contribution and loan repayment.

G. The State Board shall provide for a "no activity" report that may be filed for any reporting period 214 215 in which the filer has no activity to report.

H. It is the responsibility of the treasurer that the report for the political party committee be filed and 216 that the report be in full and accurate detail. 217

## § 24.2-951.3. Information to be included on campaign finance reports for referendum 218 219 committees.

220 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 221 222 in typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons 223 submitting the forms shall do so subject to felony penalties for making false statements pursuant to 224 § 24.2-1016. 225

B. The report of receipts shall include:

226 1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, 227 including cash and in-kind contributions, as of the date of the report, and the total amount of 228 contributions from all such contributors;

229 2. For each contributor who has contributed an aggregate of more than \$100 made a contribution, 230 including cash and in-kind contributions, as of the ending date of during the period covered by the 231 report, the referendum committee shall itemize each contributor on the report of receipts and list the 232 following information: 233

- a. the name of the contributor, listed alphabetically,
- 234 b. the mailing address of the contributor,
- 235 c. the amount of the contribution,
- d. the aggregate amount of contributions from the contributor to date, 236
- 237 e. the date of the last contribution,
- 238 f. the occupation of the contributor,
- 239 g. the name of his employer or principal business, and
- 240 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 241 business of the contributor shall be substituted for subdivisions f and g, respectively. For each such 242 contributor other than an individual, it shall be sufficient to list the address of the contributor one time 243

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- 244 on the report of receipts.
- 245 C. The report of disbursements shall include all expenditures and give:
- 246 1. The name and address of the person paid;
- 247 2. A brief description of the purpose of the expenditure;
- 248 3. The name of the person contracting for or arranging the expenditure;
- 249 4. The amount of the expenditure; and
- 250 5. The date of the expenditure.
- 251 The report of disbursements shall itemize any expenditure made by credit card payment.
- 252 D. Each report for a referendum committee shall list separately those receipts and expenditures 253 reported to the treasurer or other officer of the committee by any person, campaign committee, or political committee, pursuant to subsection B of § 24.2-951.2 and, in the case of in-kind contributions, 254 255 shall set forth in each instance the source of the information reported.
- 256 E. The report shall list separately all loans and, for each loan, shall give:
- 257 1. The date the loan was made;
- 258 2. The name and address of the person making the loan and any person who is a co-borrower, 259 guarantor, or endorser of the loan;
- 260 3. The amount of the loan;

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- 261 4. The date and amount of any repayment of the loan; and
- 262 5. For any loan or part of a loan that is forgiven by the lender, the amount forgiven listed as both a 263 contribution and loan repayment.
- 264 F. The State Board shall provide for a "no activity" report that may be filed for any reporting period 265 in which the filer has no activity to report.
- 266 G. It is the responsibility of the treasurer that the report for the referendum committee be filed and 267 that the report be in full and accurate detail. 268
  - § 24.2-952.3. Information to be included on campaign finance reports for inaugural committees.
- 269 A. The reports required by this article shall be filed on a form prescribed by the State Board and 270 shall include all financial activity of the inaugural committee. All completed forms shall be submitted in 271 typed, printed, or legibly hand printed format or electronically as provided in § 24.2-946.1. Persons 272 submitting the forms shall do so subject to felony penalties for making false statements pursuant to 273 § 24.2-1016.
  - B. The report of receipts shall include:
- 275 1. The total number of contributors, each of whom has contributed an aggregate of \$100 or less, 276 including cash and in-kind contributions, as of the date of the report, and the total amount of 277 contributions from all such contributors;
- 278 2. For each contributor who has contributed an aggregate of more than \$100 made a contribution, 279 including cash and in-kind contributions, as of the ending date of during the period covered by the 280 report, the campaign committee shall itemize each contributor on the report of receipts and list the 281 following information:
  - a. the name of the contributor, listed alphabetically,
- 283 b. the mailing address of the contributor,
- 284 c. the amount of the contribution,
- 285 d. the aggregate amount of contributions from the contributor to date,
- 286 e. the date of the last contribution,
- 287 f. the occupation of the contributor,
- g. the name of his employer or principal business, and 288
- h. the locality where employed or where his business is located. 289
- 290 For each such contributor, other than an individual, the principal type of business and place of 291 business of the contributor shall be substituted for subdivisions f and g, respectively. For each such 292 contributor other than an individual, it shall be sufficient to list the address of the contributor one time 293 on the report of receipts.
- 294 C. The report of disbursements shall include all expenditures and give:
- 295 1. The name and address of the person paid;
- 296 2. A brief description of the purpose of the expenditure;
- 297 3. The name of the person contracting for or arranging the expenditure;
- 298 4. The amount of the expenditure; and
- 299 5. The date of the expenditure.
- 300 The report of disbursements shall itemize any expenditure made by credit card payment.
- 301 D. Each report for an inaugural committee shall list separately those receipts and expenditures 302 reported to the treasurer or other officer of the committee by any person, candidate campaign committee,
- political committee, pursuant to subsection B of § 24.2-952.2, and in the case of in-kind contributions, 303
- 304 shall set forth in each instance the source of the information reported.

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

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 The date the loan was made;
 The name and address of the person making the loan and any person who is a co-borrower, 307 308 guarantor, or endorser of the loan;

3. The amount of the loan; 309

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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 311 312 contribution and loan repayment.

F. The State Board shall provide for a "no activity" report that may be filed for any reporting period 313 314 in which the filer has no activity to report.

G. It is the responsibility of the treasurer that the report for the inaugural committee be filed and that 315 the report be in full and accurate detail. 316