

Senate Amendment 3381

Amendment Text

PAG LIN

1 1 Amend [Senate File 470](#) as follows:
1 2 #1. Page 5, by inserting before line 16 the
1 3 following:
1 4 "Sec. 101. NEW SECTION. 56.6A VOLUNTARY LIMITS
1 5 ON CONTRIBUTIONS AND EXPENDITURES.
1 6 1. A candidate for the general assembly may file a
1 7 declaration of limitation on expenditures pursuant to
1 8 section 56.6B, certifying that the candidate and the
1 9 candidate's committee will not do any of the
1 10 following:
1 11 a. Make expenditures during an election campaign
1 12 cycle exceeding the following amounts:
1 13 (1) Fifty thousand dollars for a candidate for the
1 14 senate.
1 15 (2) Twenty-five thousand dollars for a candidate
1 16 for the house of representatives.
1 17 b. Accept direct contributions from a state,
1 18 county, or city statutory political committee or a
1 19 national political party.
1 20 2. A candidate who has filed a declaration of
1 21 limitation on expenditures pursuant to section 56.6B
1 22 shall not be bound by the declaration if any opposing
1 23 candidate for the same office has not filed a
1 24 declaration of limitation on expenditures pursuant to
1 25 section 56.6B, or has filed a declaration but has made
1 26 expenditures exceeding the applicable limit.
1 27 3. For the purposes of this section and section
1 28 56.6B:
1 29 a. "Election campaign cycle" means the period of
1 30 time between any general or special election
1 31 commencing on the day following the previous election
1 32 for that office, and continuing through election day.
1 33 b. "Expenditures" shall include all amounts
1 34 reported in disclosure reports pursuant to section
1 35 56.6, subsection 3, paragraph "g", as well as any
1 36 amounts attributed to a candidate pursuant to section
1 37 56.13.
1 38 Sec. 102. NEW SECTION. 56.6B DECLARATION OF
1 39 LIMITATION ON EXPENDITURES.
1 40 1. A declaration of limitation on expenditures
1 41 shall meet the requirements of section 56.6A,
1 42 subsection 1, and shall include the signature of the
1 43 candidate.
1 44 2. A declaration of limitation on expenditures
1 45 shall be filed with the board no later than the date
1 46 upon which the candidate makes a filing pursuant to
1 47 section 43.11, 44.1, or 45.4 to have the candidate's
1 48 name placed on a ballot for election to public office.
1 49 3. Once a declaration of limitation on
2 1 expenditures has been filed, a candidate's
2 2 procedure in section 68B.32B. Notwithstanding the
2 3 requirements of that section, the board shall, within
2 4 twenty-four hours of the filing of a complaint,
2 5 determine whether there is probable cause to believe
2 6 the existence of facts that would establish an
2 7 unreported expenditure, an improperly reported

2 8 expenditure, or aggregate expenditures exceeding the
2 9 applicable limit. The board shall proceed with the
2 10 remainder of the complaint procedure only upon a
2 11 finding of probable cause.

2 12 4. a. A finding by the board that a candidate has
2 13 exceeded the applicable expenditure limit shall not
2 14 subject the candidate to any criminal penalty under
2 15 this chapter, but shall release the candidate's
2 16 opponent from any obligation to comply with that
2 17 candidate's own declaration of limitation of
2 18 expenditures.

2 19 b. A finding by the board that the candidate has
2 20 not reported or has improperly reported an expenditure
2 21 shall result in appropriate adjustment of the
2 22 candidate's reported expenditures, and may subject the
2 23 candidate to penalties pursuant to section 56.16."

2 24 #2. Title page, line 1, by striking the word
2 25 "disclosure" and inserting the following: ", by
2 26 limiting contributions,".

2 27 #3. By renumbering as necessary.

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2 31 JOHN P. [KIBBIE](#)
2 32 [SF 470.309](#) 78
2 33 jj/cf