

Reprinted 2/19/81

MAR 9 1981

HOUSE FILE 743

Place On Calendar

BY COMMITTEE ON STATE GOVERNMENT

(Formerly Study Bill 193)

Passed House, Date 3-11-81 (of 720) Passed Senate, Date _____

Vote: Ayes 85 Nays 12 Vote: Ayes _____ Nays _____

Approved _____

motion to reconsider of 722

A BILL FOR

1 An Act to amend the definitions contained in, and to revise
2 the disclosure requirements, compliance procedures,
3 and penalties prescribed by the campaign disclosure-
4 income tax checkoff Act.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

743

1 Section 1. Section 56.2, subsection 4, paragraph b,
2 unnumbered paragraph 2, and subsections 6 and 13, Code 1981,
3 are amended to read as follows:

4 "Contribution" shall not include services provided without
5 compensation by individuals volunteering their time on behalf
6 of a ~~candidate~~ candidate's committee or political committee
7 or a state or county statutory political committee except
8 when organized or provided on a collective basis by a business,
9 trade association, labor union, or any other organized group
10 or association. "Contribution" shall not include refreshments
11 served at a campaign function so long as such refreshments
12 do not exceed fifty dollars in value or transportation provided
13 to a candidate so long as its value computed at a rate of
14 ~~ten~~ twenty cents per mile does not exceed ~~fifty~~ one hundred
15 dollars in value in any one reporting period.

16 6. "Political committee" means a committee, but not a
17 candidate's committee, which ~~shall consist of persons organized~~
18 ~~for the purpose of accepting~~ accepts contributions, ~~making~~
19 makes expenditures, or ~~incurring~~ incurs indebtedness in the
20 aggregate of more than ~~one~~ two hundred fifty dollars in any
21 one calendar year for the purpose of supporting or opposing
22 a candidate for public office or ballot issue.

23 13. "Candidate's committee" means the committee designated
24 by the candidate to receive contributions, expend funds, or
25 incur indebtedness in excess of ~~one~~ two hundred fifty dollars
26 in any calendar year on behalf of the candidate.

27 Sec. 2. Section 56.2, Code 1981, is amended by adding
28 the following new subsections:

29 NEW SUBSECTION. "Ballot issue" means a question, other
30 than the nomination or election of a candidate to a public
31 office, which has been approved by a political subdivision
32 or the general assembly or is required by law to be placed
33 before the voters of the political subdivision by a
34 commissioner of elections, or to be placed before the voters
35 by the state commissioner of elections.

1 NEW SUBSECTION. "National political party" means a party
2 which meets the definition of a political party established
3 for this state by section 43.2, and which also meets the
4 statutory definition of the term "political party" or a term
5 of like import in at least twenty-five other states of the
6 United States.

7 Sec. 3. Section 56.3, subsection 2, Code 1981, is amended
8 to read as follows:

9 2. Every person who receives contributions in excess of
10 one hundred dollars for a ~~political~~ committee shall, not later
11 than fifteen days from the date of receipt of the contributions
12 or on demand of the treasurer, render to the treasurer an
13 account of the total of all contributions; including the name
14 and address of the persons making a contribution in excess
15 of ten dollars, the amount of ~~such~~ the contribution, and the
16 date on which the contributions were received. All funds
17 of a ~~political~~ committee shall be segregated from any personal
18 funds of officers, members, or associates of the ~~political~~
19 committee.

20 Sec. 4. Section 56.4, Code 1981, is amended by adding
21 the following new unnumbered paragraph:

22 NEW UNNUMBERED PARAGRAPH. Political committees supporting
23 or opposing candidates or ballot issues for statewide elections
24 and for county, municipal or school elections may file all
25 activity on one report with the commission and shall send
26 a copy to the commissioner responsible under section 47.2
27 for conducting the election.

28 Sec. 5. Section 56.5, subsection 2, paragraph f, Code
29 1981, is amended to read as follows:

30 f. A signed statement by the treasurer of the committee
31 which shall be in the following form:

32 "I am aware that I am required to file disclosure reports
33 if the committee receives contributions, makes expenditures,
34 or incurs indebtedness in excess of ~~one~~ two hundred fifty
35 dollars in a calendar year for the purpose of supporting or

1 opposing any candidate for public office or ballot issue."

2 Sec. 6. Section 56.6, Code 1981, is amended by adding
3 the following new subsection:

4 NEW SUBSECTION. A permanent organization temporarily
5 engaging in activity which would qualify it as a political
6 committee shall organize a political committee and shall keep
7 the funds relating to that political activity segregated from
8 its operating funds. The political committee shall file
9 reports in accordance with this chapter. When the permanent
10 organization ceases to be involved in the political activity,
11 it shall dissolve the political committee.

12 Sec. 7. Section 56.6, subsection 1, Code 1981, is amended
13 to read as follows:

14 1. Each treasurer of a committee shall file with the
15 commission or commissioner disclosure reports of contributions
16 received and disbursed on forms prescribed by rules as provided
17 by chapter 17A. The reports from all committees, except those
18 committees for municipal and school elective offices and for
19 local ballot issues, shall be filed on the twenty-fifth day
20 or mailed ~~by certified mail~~ by bearing a United States postal
21 service postmark dated on or before the twenty-fourth day
22 of January, May, July and October of each year. The January
23 report shall be current to the end of the month preceding
24 the filing. The May, July and October reports shall be current
25 as of five days prior to the filing deadline. The January
26 report shall be the annual report. Reports for committees
27 for a ballot issue placed before the voters of the entire
28 state shall be filed at the January, May, July, and October
29 deadlines. Committees for municipal and school elective
30 offices and local ballot issues shall file their first reports
31 ~~five~~ thirty days prior to any election in which the name of
32 the candidate or the local ballot issue which they support
33 or oppose appears on the printed ballot and shall file their
34 second report thirty days following the final election in
35 a calendar year in which the candidate's name or the ballot

1 issue appears on the ballot. A committee may file its first
2 report on the date of its organization if it is after the
3 date for the first report, but not later than five days prior
4 to the election. A committee supporting or opposing a
5 candidate for a municipal or school elective office or a local
6 ballot issue shall continue to file a disclosure statement
7 every thirty days until it dissolves. These reports shall
8 be current to five days prior to the filing deadline. A state
9 statutory political committee and congressional district
10 committees as authorized by the constitution of the state
11 statutory political committee ~~shall~~ are not be subject to
12 ~~the provisions of~~ this subsection if the state statutory
13 political committee ~~files~~ and congressional district political
14 committees file copies of campaign disclosure reports as
15 required by federal law with the commission at ~~such~~ the times
16 as the reports are required to be filed under federal law,
17 provided that the federal reports contain all information
18 required by this chapter. A committee of a national political
19 party is not required to file a disclosure report with the
20 commission if it is required by federal law to file a campaign
21 disclosure report with a federal agency.

22 Sec. 8. Section 56.6, subsection 3, paragraph b, Code
23 1981, is amended to read as follows:

24 b. The name and mailing address of each person who has
25 made one or more contributions of money to the committee
26 including the proceeds from any fund-raising events except
27 those reportable under paragraph "f" of this subsection, when
28 the aggregate amount in a calendar year exceeds the amount
29 specified in the following schedule:

- 30 (1) For any candidate for school or township of-
31 fice \$ 25
- 32 (2) For any candidate for city office \$ 25
- 33 (3) For any candidate for county office \$ 25
- 34 (4) For any candidate for the general assembly \$ 50
- 35 (5) For any candidate for the Congress of the

1	United States	\$100
2	(6) For any candidate for state-wide office	\$100
3	<u>(7) For any committee of a national political party ..</u>	<u>\$200</u>
4	(7) <u>(8)</u> For any state statutory political com-	
5	mittee	\$100
6		<u>200</u>
7	(8) <u>(9)</u> For any county statutory political com-	
8	mittee	\$ 50
9	<u>(10) For any other political committee</u>	<u>\$ 50</u>
10	(9) <u>(11)</u> For any ballot issue	\$ 25

11 Sec. 9. Section 56.10, subsection 4, Code 1981, is amended
 12 to read as follows:

13 4. Adopt rules pursuant to chapter 17A and levy civil
 14 penalties to carry out the provisions of this chapter. The
 15 rules shall provide that the candidate, or the treasurer of
 16 a committee, is responsible for filing disclosure reports
 17 as required by this chapter, and shall receive notice from
 18 the commission if the candidate or committee has failed to
 19 file a disclosure report at the time required by this chapter.
 20 A candidate, or treasurer of a committee, may be subject to
 21 a civil penalty for failure to file a disclosure report
 22 required by this chapter if the report has not been filed
 23 when required by section 56.6, subsection 1.

24 Sec. 10. Section 56.11, subsection 1, Code 1981, is amended
 25 to read as follows:

26 1. Any eligible elector may file a complaint of an alleged
 27 violation with the commission. The complaint shall be verified
 28 and supported by affidavit detailing the circumstances of
 29 the violation alleged. The commission may initiate action
 30 on its own motion by filing a complaint accompanied by such
 31 an affidavit. Within twenty-four hours after receipt of a
 32 complaint or initiation of its own complaint, the commission
 33 shall notify the person, candidate or committee against whom
 34 the complaint is made of receipt or initiation of the
 35 complaint, and until it has done so it shall make no

1 investigation of any kind into the campaign affairs of the
2 person, candidate or committee. Unless the commission
3 concludes that there is no reasonable basis for a complaint
4 which has been filed, it shall set a date for a hearing on
5 the complaint which shall be not more than ~~fifteen~~ thirty
6 days after the date the complaint is received or initiated
7 by the commission. The commission shall serve the person,
8 candidate or committee against whom the complaint is made
9 a copy of the complaint and supporting affidavit and notice
10 of the hearing in the manner provided by the rules of civil
11 procedure. Copies of the complaint, affidavit and notice
12 shall also be sent to each of the other candidates, if any,
13 for the office affected. If a complaint is filed or initiated
14 less than ~~fifteen~~ thirty days before the election at which
15 the office affected is to be filled, the commission shall
16 set the hearing at the earliest possible date so as to allow
17 the issue to be resolved prior to the election. An extension
18 of time for the hearing may be granted when both parties
19 mutually agree on an alternate date for the hearing.

20 Sec. 11. Section 56.13, unnumbered paragraph 1, Code 1981,
21 is amended to read as follows:

22 Action involving a contribution or expenditure which must
23 be reported under this chapter and which is taken by any
24 person, candidate's committee or political committee on behalf
25 of a candidate, if known and approved by the candidate, shall
26 be deemed action by the candidate. It shall be presumed that
27 a candidate approves such the action if he the candidate had
28 knowledge thereof of it and failed to file a statement of
29 disavowal with the commissioner or commission and take
30 corrective action within seventy-two hours thereof of the
31 action.

32 Sec. 12. Section 56.23, unnumbered paragraph 1, Code 1981,
33 is amended to read as follows:

34 The ~~chairman~~ chairperson of the state statutory political
35 committee shall produce evidence to the state comptroller

1 and campaign finance disclosure commission not later than
2 ~~thirty-days-after-the-election-returns-have-been-certified~~
3 ~~by-the-board-of-state-canvassers~~ the twenty-fifth day of
4 January each year, that all income tax checkoff funds paid
5 expended for the campaign expenses ~~of-that-election~~ have been
6 utilized exclusively for ~~such~~ campaign expenses.

7 Sec. 13. Section 56.28, Code 1981, is amended to read
8 as follows:

9 56.28 CANDIDATE'S COMMITTEE. Each candidate for public
10 office shall organize one, and only one, candidate's committee
11 if the candidate anticipates receiving contributions, making
12 expenditures, or incurring indebtedness in excess of ~~one~~ two
13 hundred fifty dollars in a calendar year.

14 Sec. 14. Section 56.29, subsections 1 and 2, Code 1981,
15 are amended to read as follows:

16 1. Except as provided in subsection 3 ~~of-this-section~~,
17 it ~~shall-be~~ is unlawful for any insurance company, savings
18 and loan association, bank, ~~and~~ or corporation organized
19 pursuant to the laws of this state or any other state,
20 territory, or foreign country, whether for profit or not,
21 or any officer, agent, or representative ~~thereof~~ acting for
22 such insurance company, savings and loan association, bank,
23 or corporation, to contribute any money, property, labor,
24 or thing of value, directly or indirectly, to any committee,
25 or for the purpose of influencing the vote of any elector,
26 except that such resources may be so expended in connection
27 with a utility franchise election held pursuant to section
28 364.2, subsection 4, or a ballot issue, however all such
29 expenditures ~~shall-be~~ are subject to the disclosure
30 requirements of this chapter.

31 2. Except as provided in subsection 3 ~~of-this-section~~,
32 it ~~shall-be~~ is unlawful for any member of any committee, or
33 employee or representative thereof, except a ballot issue
34 committee, or for any candidate for any office or the
35 representative of ~~such~~ the candidate, to solicit, request,

1 or knowingly receive from any insurance company, savings and
2 loan association, bank, ~~and~~ or corporation organized pursuant
3 to the laws of this state or any other state, territory, or
4 foreign country, whether for profit or not, or any officer,
5 agent, or representative thereof, any money, property, or
6 thing of value belonging to ~~such~~ the insurance company, savings
7 and loan association, bank, or corporation for campaign
8 expenses, or for the purpose of influencing the vote of any
9 elector. ~~Nothing-in-this~~ This section shall-be-construed
10 ~~to~~ does not restrain or abridge the freedom of the press or
11 prohibit the consideration and discussion ~~therein~~ in the press
12 of candidacies, nominations, public officers, or public
13 questions.

14 Sec. 15. Section 56.30, Code 1981, is amended by strik-
15 ing the section and inserting in lieu thereof the following:

16 56.30 FORMS MAILED. The commission and the commissioners
17 shall provide proper forms to each committee which is required
18 to file a report with them. A form packet shall be mailed
19 to each active committee on or about April 25 of each year.

20 Sec. 16. Section 43.18, unnumbered paragraph 3, Code 1981,
21 is amended to read as follows:

22 I am aware that I am required to organize a candidate's
23 committee which shall file an organization statement and
24 disclosure reports if it receives contributions, makes
25 expenditures, or incurs indebtedness in excess of ~~one~~ two
26 hundred fifty dollars for the purpose of supporting my
27 candidacy for public office.

28 Sec. 17. Section 44.3, subsection 2, unnumbered paragraph
29 5, Code 1981, is amended to read as follows:

30 I am aware that I am required to organize a candidate's
31 committee which shall file an organization statement and
32 disclosure reports if it receives contributions, makes
33 expenditures, or incurs indebtedness in excess of ~~one~~ two
34 hundred fifty dollars for the purpose of supporting my
35 candidacy for public office.

1 Sec. 18. Section 45.3, subsection 2, unnumbered paragraph
2 5, Code 1981, is amended to read as follows:

3 I am aware that I am required to organize a candidate's
4 committee which shall file an organization statement and
5 disclosure reports if it receives contributions, makes
6 expenditures, or incurs indebtedness in excess of ~~one~~ two
7 hundred fifty dollars for the purpose of supporting my
8 candidacy for public office.

9 Sec. 19. This Act takes effect January 1 following
10 enactment.

11 EXPLANATION

12 This bill embodies changes in the Iowa Campaign Disclosure-
13 Income Tax Checkoff Act, chapter 56 of the Code.

14 Sections 1 and 13 raise from \$100 to \$250 the threshold
15 level above which political committees and candidate's
16 committees must report to the commission contributions
17 received, expenditures made, or indebtedness incurred in any
18 one year. Sections 5 and 16 through 19 are coordinating
19 amendments.

20 Section 1 also revises the definition of "contribution".

21 Section 2 defines the terms "ballot issue" and "national
22 political party".

23 Section 3 requires that certain contributions for political
24 and candidate's committees be turned into the treasurer within
25 fifteen days.

26 Section 4 allows a political committee active in state
27 and local elections to file a consolidated report.

28 Section 6 requires a permanent organization temporarily
29 active in politics to establish a separate political committee
30 and segregate its funds.

31 Section 7 changes the reporting dates for municipal and
32 school election committees and committees for ballot issues
33 and provides for reporting by congressional district committees
34 and committees of national political parties.

35 Section 8 adds specific minimum dollar figures above which

1 contributions to a committee of a national political party
2 or another political committee must be reported to the
3 commission and raises the limit for state parties.

4 Section 9 empowers the commission to levy civil penalties
5 for failure to comply with the requirements of the Campaign
6 Disclosure-Income Tax Checkoff Act and provides for the
7 responsibility for prompt filing of reports.

8 Section 10 extends the time for holding a hearing after
9 a complaint is filed.

10 Section 11 makes a candidate explicitly responsible for
11 actions taken on the candidate's behalf by his or her
12 candidate's committee.

13 Section 12 requires state political party chairpersons
14 to certify annually, rather than biennially, that all income
15 tax checkoff funds expended by the party have been used for
16 campaign purposes as required by law. However, the deadline
17 for filing such certification is pushed back to January 25,
18 concurrent with the dates the state party committees' regular
19 periodic reports are due and about one month later than the
20 present biennial certifications are required.

21 Section 14 specifically authorizes corporations and similar
22 entities to spend their funds to support or oppose a ballot
23 issue to be voted upon at an election in this state. The
24 amendment is consistent with a 1978 ruling of the United
25 States supreme court.

26 Section 15 revises the procedure on mailing forms to
27 committees.

28 The bill will take effect January 1 following its passage.

FISCAL NOTE

House File 743

Requested by Representative Crawford
March 6, 1981

In compliance with a written request there is hereby submitted a
Fiscal Note for H. F. 743 pursuant to Joint Rule 16.

H.F. 743, An Act to amend the definitions contained in, and to revise the disclosure
requirements, compliance, procedures, and penalties prescribed by the campaign dis-
closure-income tax checkoff Act.

No fiscal impact.

Source: Campaign Finance Disc. Commission
FILED MARCH 11, 1981

BY GERRY D. RANKIN
Legislative Fiscal Bureau

LSB 1257H 69
dsb/sc/14/4

Page Two
March 12, 1981

HOUSE FILE 743

H-3250

1 Amend H-3236 to House File 743 as follows:

2 1. Page 1, by striking line 1 through page 2,
3 line 24, and inserting in lieu thereof the following:

4 "1. Page 1, by striking lines 25 and 26 and
5 inserting in lieu thereof the following: "incur
6 indebtedness in any calendar year in excess of one
7 five hundred dollars in any calendar year on behalf
8 of the a candidate for a city, school or county office
9 or one thousand dollars for a candidate for a state
10 office."

11 2. Page 2, by striking lines 34 and 35 and
12 inserting in lieu thereof the following: "or incurs
13 indebtedness in excess of ~~one hundred dollars in a~~
14 calendar year the limits provided in chapter 56 for
15 the purpose of supporting or".

16 3. Page 8, lines 25 and 26, by striking the words
17 "one two hundred fifty dollars" and inserting in lieu
18 thereof the words "~~one hundred dollars~~ the limits
19 provided in chapter 56".

20 4. Page 8, lines 33 and 34, by striking the words
21 "one two hundred fifty dollars" and inserting in lieu
22 thereof the words "~~one hundred dollars~~ the limits
23 provided in chapter 56".

24 5. Page 9, lines 6 and 7, by striking the words
25 "one two hundred fifty dollars" and inserting in lieu
26 thereof the words "~~one hundred dollars~~ the limits
27 provided in chapter 56".

H-3250 FILED
MARCH 11, 1981
Lost 3/11 (p. 717)

BY ANDERSON of Audubon
JAY of Appanoose

HOUSE FILE 743

H-3249

1 Amend amendment H-3241 to House File 743 as follows:

2 1. Page 2, by inserting after line 1 the following:

3 "2. Page 5, by inserting after line 10 the
4 following:

5 "Sec. ____ . Section 56.6, subsection 4, Code 1981,
6 is amended to read as follows:

7 4. If no contributions have been accepted nor
8 any disbursements made or indebtedness incurred during
9 that reporting period, the treasurer of the committee
10 shall is not required to file a disclosure statement
11 which shows only the amount of cash on hand at the
12 beginning of for the reporting period."

3249 FILED MARCH 11, 1981

BY GROTH of Buena Vista

Revised not germane 3/11 (p. 720)

H-3241

1 Amend House File 743 as follows:

2 1. Page 2, by striking lines 7 through 19 and
3 inserting in lieu thereof the following:

4 "Sec. 3. Section 56.3, Code 1981, is amended to
5 read as follows:

6 56.3 COMMITTEE TREASURER--DUTIES.

7 1. Every ~~political~~ committee shall appoint a
8 treasurer. An expenditure shall not be made by the
9 treasurer or his treasurer's designee for or on behalf
10 of a ~~political~~ committee without the approval of the
11 chairman of the ~~political~~ committee, or the candidate.

12 2. Every person who receives contributions in
13 excess of one hundred dollars for a ~~political~~ committee
14 shall, not later than fifteen days from the date of
15 receipt of the contributions or on demand of the
16 treasurer, render to the treasurer an account of the
17 total of all contributions; including the name and
18 address of the persons making a contribution in excess
19 of ten dollars, the amount of such contribution, and
20 the date on which the contributions were received.

21 All funds of a ~~political~~ committee shall be segregated
22 from any personal funds of officers, members, or
23 associates of the ~~political~~ committee.

24 3. The treasurer of a ~~political~~ committee shall
25 keep a detailed and exact account of:

26 a. All contributions made to or for the ~~political~~
27 committee.

28 b. The name and mailing address of every person
29 making contributions in excess of ten dollars, and
30 the date and amount of the contribution.

31 c. All disbursements made from contributions by
32 or on behalf of the ~~political~~ committee.

33 d. The name and mailing address of every person
34 to whom any expenditure is made, the date and amount
35 of the expenditure and the name and address of, and
36 office sought by each candidate, if any, on whose
37 behalf the expenditure was made. Notwithstanding
38 the provisions of this paragraph, the treasurer may
39 keep a miscellaneous account for disbursements of
40 less than five dollars which need only show the amount
41 of the disbursement so long as the aggregate
42 miscellaneous disbursements to any one person during
43 a calendar year do not exceed one hundred dollars.

44 e. Notwithstanding the provisions of subsection
45 3, paragraph "d", of this section, when an expenditure
46 is made by a ~~political~~ committee in support of the
47 entire state or local political party ticket, only
48 the name of the party shall be given.

49 4. The treasurer shall preserve all records
50 required to be kept by this section for a period of

Page Two
H-3241

1 one year from the date of the election."

H-3241 FILED
MARCH 10, 1981

Adopted 3/11 (p. 720)

BY CARPENTER of Polk
CRAWFORD of Story
BRANDT of Black Hawk

HOUSE FILE 743

236

1 Amend House File 743 as follows:

2 1. Page 1, by striking line 1 through page 6,
3 line 31 and inserting in lieu thereof the following:

4 "Section 1. Section 56.1, Code 1981, is amended
5 to read as follows:

6 56.1 CITATION. This chapter may be cited as the
7 "Campaign Disclosure-Income Tax Checkoff Act".

8 Sec. 2. Section 56.2, Code 1981, is amended by
9 adding the following new subsection:

10 NEW SUBSECTION. "Ballot issue" means a question,
11 other than the nomination or election of a candidate
12 to a public office, which has been approved by a
13 political subdivision or the general assembly or is
14 required by law to be placed before the voters of
15 the political subdivision by a commissioner of
16 elections, or to be placed before the voters by the
17 state commissioner of elections.

18 Sec. 3. Section 56.2, subsections 10 and 15, Code
19 1981, are amended by striking those subsections."

20 2. Page 6, by inserting after line 31 the
21 following:

22 "Sec. 4. Section 56.17, subsection 1, Code 1981,
23 is amended by striking the subsection.

24 Sec. 5. Section 56.20, Code 1981, is amended to
read as follows:

26 56.20 RULES PROMULGATED. The state director of
27 revenue, in co-operation with the state comptroller
28 ~~and-campaign-finance-disclosure-commission~~, shall
29 administer the provisions of sections 56.18 to 56.26
30 and they shall promulgate all necessary rules in
31 accordance with chapter 17A."

32 3. Page 6, by striking line 32 through page 7,
33 line 6 and inserting in lieu thereof the following:

34 "Sec. 6. Section 56.23, Code 1981, is amended
35 to read as follows:

36 56.23 FUNDS--CAMPAIGN EXPENSES ONLY. The chairman
37 chairperson of the state statutory political committee
38 shall produce evidence to the state comptroller and
39 ~~campaign-finance-disclosure-commission-not-later-than~~
40 ~~thirty-days-after-the-election-returns-have-been~~
41 ~~certified-by-the-board-of-state-canvassers~~ the twenty-
42 fifth of January each year, that all income tax
43 checkoff funds paid expended for the campaign expenses
44 ~~of-that-election~~ have been utilized exclusively for
45 such campaign expenses.

46 The ~~campaign-finance-disclosure-commission~~ state
47 director of revenue shall issue, prior to the payment
48 of any money, guidelines which explain which expenses
49 and evidence thereof qualify as acceptable campaign
expenses.

Page Four
March 11, 1981

Page Two
H-3236

1 Should the ~~campaign-finance-disclosure-commission~~
2 state director of revenue and the state comptroller
3 determine that any part of the funds have been used
4 for noncampaign or improper expenses, they may order
5 the political party or the candidate to return all
6 or any part of the total funds paid to that political
7 party for that election. When such funds are returned,
8 they shall be deposited in the general fund of the
9 state."

10 4. Page 7, by striking lines 7 through 13.

11 5. Page 8, by striking lines 14 through 19.

12 6. Page 8, by striking lines 21 through 27 and
13 inserting in lieu thereof the words "is amended by
14 striking the paragraph."

15 7. Page 8, by striking lines 29 through 35 and
16 inserting in lieu thereof the words and figures "5,
17 Code 1981, is amended by striking the paragraph."

18 8. Page 9, by striking lines 2 through 8 and
19 inserting in lieu thereof the words and figures "5,
20 Code 1981, is amended by striking the paragraph."

21 9. Page 9, by inserting after line 8 the following:

22 "Sec. ____ . Sections 56.3 through 56.13, 56.26,
23 56.27 and 56.30, Code 1981, are repealed."

24 10. Page 9, by striking lines 9 and 10.

25 11. By renumbering the sections to conform with
26 this amendment.

H-3236 FILED MARCH 10, 1981

BY WOODS of Polk

Loz 2/11 (p 718)

HOUSE FILE 743

BY COMMITTEE ON STATE GOVERNMENT

(As Amended and Passed by the House)

Passed House, Date _____

Passed Senate, Date 4-22-81

Vote: Ayes _____ Nays _____

Vote: Ayes 43 Nays 3

Approved _____

Passed 5/13/81

A BILL FOR *Vote 43-2*

1 An Act to amend the definitions contained in, and to revise
2 the disclosure requirements, compliance procedures,
3 and penalties prescribed by the campaign disclosure-
4 income tax checkoff Act.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 743

S-3520

1 Amend House File 743 as amended, passed and
2 reprinted by the House, as follows:
3 1. Page 6, line 7, by striking the number "50"
4 and inserting in lieu thereof the number "100".

S-3520 FILED *adopted 4/22/81* BY COMMITTEE ON STATE GOVERNMENT
APRIL 21, 1981 JOHN NYSTROM, CHAIRPERSON

SENATE AMENDMENT TO
HOUSE FILE 743

H-3804

1 Amend House File 743 as amended, passed and
2 reprinted by the House, as follows:
3 1. Page 6, line 7, by striking the number "50"
4 and inserting in lieu thereof the number "100".

House Refused 5/6/81 - 5/13/81 Senate Recoded
H-3804 FILED APRIL 24, 1981 RECEIVED FROM THE SENATE

1 Section 1. Section 56.2, subsection 4, paragraph b,
2 unnumbered paragraph 2, and subsections 6 and 13, Code 1981,
3 are amended to read as follows:

4 "Contribution" shall not include services provided without
5 compensation by individuals volunteering their time on behalf
6 of a ~~candidate~~ candidate's committee or political committee
7 or a state or county statutory political committee except
8 when organized or provided on a collective basis by a business,
9 trade association, labor union, or any other organized group
10 or association. "Contribution" shall not include refreshments
11 served at a campaign function so long as such refreshments
12 do not exceed fifty dollars in value or transportation provided
13 to a candidate so long as its value computed at a rate of
14 ~~ten~~ twenty cents per mile does not exceed ~~fifty~~ one hundred
15 dollars in value in any one reporting period.

16 6. "Political committee" means a committee, but not a
17 candidate's committee, which ~~shall consist of persons organized~~
18 ~~for the purpose of accepting~~ accepts contributions, making
19 makes expenditures, or ~~incurring~~ incurs indebtedness in the
20 aggregate of more than ~~one~~ two hundred fifty dollars in any
21 one calendar year for the purpose of supporting or opposing
22 a candidate for public office or ballot issue.

23 13. "Candidate's committee" means the committee designated
24 by the candidate to receive contributions, expend funds, or
25 incur indebtedness in excess of ~~one~~ two hundred fifty dollars
26 in any calendar year on behalf of the candidate.

27 Sec. 2. Section 56.2, Code 1981, is amended by adding
28 the following new subsections:

29 NEW SUBSECTION. "Ballot issue" means a question, other
30 than the nomination or election of a candidate to a public
31 office, which has been approved by a political subdivision
32 or the general assembly or is required by law to be placed
33 before the voters of the political subdivision by a
34 commissioner of elections, or to be placed before the voters
35 by the state commissioner of elections.

1 NEW SUBSECTION. "National political party" means a party
2 which meets the definition of a political party established
3 for this state by section 43.2, and which also meets the
4 statutory definition of the term "political party" or a term
5 of like import in at least twenty-five other states of the
6 United States.

7 Sec. 3. Section 56.3, Code 1981, is amended to read as
8 follows:

9 56.3 COMMITTEE TREASURER--DUTIES.

10 1. Every political committee shall appoint a treasurer.

11 An expenditure shall not be made by the treasurer or his
12 treasurer's designee for or on behalf of a political committee
13 without the approval of the chairman of the political
14 committee, or the candidate.

15 2. Every person who receives contributions in excess of
16 one hundred dollars for a political committee shall, not later
17 than fifteen days from the date of receipt of the contributions
18 or on demand of the treasurer, render to the treasurer an
19 account of the total of all contributions; including the name
20 and address of the persons making a contribution in excess
21 of ten dollars, the amount of such contribution, and the date
22 on which the contributions were received. All funds of a
23 political committee shall be segregated from any personal
24 funds of officers, members, or associates of the political
25 committee.

26 3. The treasurer of a political committee shall keep a
27 detailed and exact account of:

28 a. All contributions made to or for the political
29 committee.

30 b. The name and mailing address of every person making
31 contributions in excess of ten dollars, and the date and
32 amount of the contribution.

33 c. All disbursements made from contributions by or on
34 behalf of the political committee.

35 d. The name and mailing address of every person to whom

1 any expenditure is made, the date and amount of the expenditure
2 and the name and address of, and office sought by each
3 candidate, if any, on whose behalf the expenditure was made.

4 Notwithstanding the provisions of this paragraph, the treasurer
5 may keep a miscellaneous account for disbursements of less
6 than five dollars which need only show the amount of the
7 disbursement so long as the aggregate miscellaneous
8 disbursements to any one person during a calendar year do
9 not exceed one hundred dollars.

10 e. Notwithstanding the provisions of subsection 3,
11 paragraph "d", of this section, when an expenditure is made
12 by a political committee in support of the entire state or
13 local political party ticket, only the name of the party shall
14 be given.

15 4. The treasurer shall preserve all records required to
16 be kept by this section for a period of one year from the
17 date of the election.

18 Sec. 4. Section 56.4, Code 1981, is amended by adding
19 the following new unnumbered paragraph:

20 NEW UNNUMBERED PARAGRAPH. Political committees supporting
21 or opposing candidates or ballot issues for statewide elections
22 and for county, municipal or school elections may file all
23 activity on one report with the commission and shall send
24 a copy to the commissioner responsible under section 47.2
25 for conducting the election.

26 Sec. 5. Section 56.5, subsection 2, paragraph f, Code
27 1981, is amended to read as follows:

28 f. A signed statement by the treasurer of the committee
29 which shall be in the following form:

30 "I am aware that I am required to file disclosure reports
31 if the committee receives contributions, makes expenditures,
32 or incurs indebtedness in excess of one two hundred fifty
33 dollars in a calendar year for the purpose of supporting or
34 opposing any candidate for public office or ballot issue."

35 Sec. 6. Section 56.6, Code 1981, is amended by adding

1 the following new subsection:

2 NEW SUBSECTION. A permanent organization temporarily
3 engaging in activity which would qualify it as a political
4 committee shall organize a political committee and shall keep
5 the funds relating to that political activity segregated from
6 its operating funds. The political committee shall file
7 reports in accordance with this chapter. When the permanent
8 organization ceases to be involved in the political activity,
9 it shall dissolve the political committee.

10 Sec. 7. Section 56.6, subsection 1, Code 1981, is amended
11 to read as follows:

12 1. Each treasurer of a committee shall file with the
13 commission or commissioner disclosure reports of contributions
14 received and disbursed on forms prescribed by rules as provided
15 by chapter 17A. The reports from all committees, except those
16 committees for municipal and school elective offices and for
17 local ballot issues, shall be filed on the twenty-fifth day
18 or mailed by certified mail by bearing a United States postal
19 service postmark dated on or before the twenty-fourth day
20 of January, May, July and October of each year. The January
21 report shall be current to the end of the month preceding
22 the filing. The May, July and October reports shall be current
23 as of five days prior to the filing deadline. The January
24 report shall be the annual report. Reports for committees
25 for a ballot issue placed before the voters of the entire
26 state shall be filed at the January, May, July, and October
27 deadlines. Committees for municipal and school elective
28 offices and local ballot issues shall file their first reports
29 five thirty days prior to any election in which the name of
30 the candidate or the local ballot issue which they support
31 or oppose appears on the printed ballot and shall file their
32 second report thirty days following the final election in
33 a calendar year in which the candidate's name or the ballot
34 issue appears on the ballot. A committee may file its first
35 report on the date of its organization if it is after the

1 date for the first report, but not later than five days prior
2 to the election. A committee supporting or opposing a
3 candidate for a municipal or school elective office or a local
4 ballot issue shall continue to file a disclosure statement
5 every thirty days until it dissolves. These reports shall
6 be current to five days prior to the filing deadline. A state
7 statutory political committee and congressional district
8 committees as authorized by the constitution of the state
9 statutory political committee ~~shall~~ are not be subject to
10 ~~the provisions of~~ this subsection if the state statutory
11 political committee ~~files~~ and congressional district political
12 committees file copies of campaign disclosure reports as
13 required by federal law with the commission at ~~such~~ the times
14 as the reports are required to be filed under federal law,
15 provided that the federal reports contain all information
16 required by this chapter. A committee of a national political
17 party is not required to file a disclosure report with the
18 commission if it is required by federal law to file a campaign
19 disclosure report with a federal agency.

20 Sec. 8. Section 56.6, subsection 3, paragraph b, Code
21 1981, is amended to read as follows:

22 b. The name and mailing address of each person who has
23 made one or more contributions of money to the committee
24 including the proceeds from any fund-raising events except
25 those reportable under paragraph "f" of this subsection, when
26 the aggregate amount in a calendar year exceeds the amount
27 specified in the following schedule:

- 28 (1) For any candidate for school or township of-
29 fice \$ 25
- 30 (2) For any candidate for city office \$ 25
- 31 (3) For any candidate for county office \$ 25
- 32 (4) For any candidate for the general assembly \$ 50
- 33 (5) For any candidate for the Congress of the
34 United States \$100
- 35 (6) For any candidate for state-wide office \$100

1 investigation of any kind into the campaign affairs of the
2 person, candidate or committee. Unless the commission
3 concludes that there is no reasonable basis for a complaint
4 which has been filed, it shall set a date for a hearing on
5 the complaint which shall be not more than ~~fifteen~~ thirty
6 days after the date the complaint is received or initiated
7 by the commission. The commission shall serve the person,
8 candidate or committee against whom the complaint is made
9 a copy of the complaint and supporting affidavit and notice
10 of the hearing in the manner provided by the rules of civil
11 procedure. Copies of the complaint, affidavit and notice
12 shall also be sent to each of the other candidates, if any,
13 for the office affected. If a complaint is filed or initiated
14 less than ~~fifteen~~ thirty days before the election at which
15 the office affected is to be filled, the commission shall
16 set the hearing at the earliest possible date so as to allow
17 the issue to be resolved prior to the election. An extension
18 of time for the hearing may be granted when both parties
19 mutually agree on an alternate date for the hearing.

20 Sec. 11. Section 56.13, unnumbered paragraph 1, Code 1981,
21 is amended to read as follows:

22 Action involving a contribution or expenditure which must
23 be reported under this chapter and which is taken by any
24 person, candidate's committee or political committee on behalf
25 of a candidate, if known and approved by the candidate, shall
26 be deemed action by the candidate. It shall be presumed that
27 a candidate approves such the action if he the candidate had
28 knowledge thereof of it and failed to file a statement of
29 disavowal with the commissioner or commission and take
30 corrective action within seventy-two hours thereof of the
31 action.

32 Sec. 12. Section 56.23, unnumbered paragraph 1, Code 1981,
33 is amended to read as follows:

34 The chairman chairperson of the state statutory political
35 committee shall produce evidence to the state comptroller

1 concludes that there is no reasonable basis for a complaint
2 which has been filed, it shall set a date for a hearing on
3 the complaint which shall be not more than ~~fifteen~~ thirty
4 days after the date the complaint is received or initiated
5 by the commission. The commission shall serve the person,
6 candidate or committee against whom the complaint is made
7 a copy of the complaint and supporting affidavit and notice
8 of the hearing in the manner provided by the rules of civil
9 procedure. Copies of the complaint, affidavit and notice
10 shall also be sent to each of the other candidates, if any,
11 for the office affected. If a complaint is filed or initiated
12 less than ~~fifteen~~ thirty days before the election at which
13 the office affected is to be filled, the commission shall
14 set the hearing at the earliest possible date so as to allow
15 the issue to be resolved prior to the election. An extension
16 of time for the hearing may be granted when both parties
17 mutually agree on an alternate date for the hearing.

18 Sec. 11. Section 56.13, unnumbered paragraph 1, Code 1981,
19 is amended to read as follows:

20 Action involving a contribution or expenditure which must
21 be reported under this chapter and which is taken by any
22 person, candidate's committee or political committee on behalf
23 of a candidate, if known and approved by the candidate, shall
24 be deemed action by the candidate. It shall be presumed that
25 a candidate approves such the action if he the candidate had
26 knowledge thereof of it and failed to file a statement of
27 disavowal with the commissioner or commission and take
28 corrective action within seventy-two hours thereof of the
29 action.

30 Sec. 12. Section 56.23, unnumbered paragraph 1, Code 1981,
31 is amended to read as follows:

32 The ~~chairman~~ chairperson of the state statutory political
33 committee shall produce evidence to the state comptroller
34 and campaign finance disclosure commission not later than
35 ~~thirty-days-after-the-election-returns-have-been-certified~~

1 ~~by the board of state canvassers~~ the twenty-fifth day of
2 January each year, that all income tax checkoff funds paid
3 expended for the campaign expenses ~~of that election~~ have been
4 utilized exclusively for ~~such~~ campaign expenses.

5 Sec. 13. Section 56.28, Code 1981, is amended to read
6 as follows:

7 56.28 CANDIDATE'S COMMITTEE. Each candidate for public
8 office shall organize one, and only one, candidate's committee
9 if the candidate anticipates receiving contributions, making
10 expenditures, or incurring indebtedness in excess of ~~one~~ two
11 hundred fifty dollars in a calendar year.

12 Sec. 14. Section 56.29, subsections 1 and 2, Code 1981,
13 are amended to read as follows:

14 1. Except as provided in subsection 3 ~~of this section~~,
15 it ~~shall be~~ is unlawful for any insurance company, savings
16 and loan association, bank, ~~and~~ or corporation organized
17 pursuant to the laws of this state or any other state,
18 territory, or foreign country, whether for profit or not,
19 or any officer, agent, or representative thereof acting for
20 such insurance company, savings and loan association, bank,
21 or corporation, to contribute any money, property, labor,
22 or thing of value, directly or indirectly, to any committee,
23 or for the purpose of influencing the vote of any elector,
24 except that such resources may be so expended in connection
25 with a utility franchise election held pursuant to section
26 364.2, subsection 4, or a ballot issue, however all such
27 expenditures ~~shall be~~ are subject to the disclosure
28 requirements of this chapter.

29 2. Except as provided in subsection 3 ~~of this section~~,
30 it ~~shall be~~ is unlawful for any member of any committee, or
31 employee or representative thereof, except a ballot issue
32 committee, or for any candidate for any office or the
33 representative of ~~such~~ the candidate, to solicit, request,
34 or knowingly receive from any insurance company, savings and
35 loan association, bank, ~~and~~ or corporation organized pursuant

1 to the laws of this state or any other state, territory, or
2 foreign country, whether for profit or not, or any officer,
3 agent, or representative thereof, any money, property, or
4 thing of value belonging to ~~such~~ the insurance company, savings
5 and loan association, bank, or corporation for campaign
6 expenses, or for the purpose of influencing the vote of any
7 elector. ~~Nothing-in-this~~ This section shall ~~be construed~~
8 ~~to~~ does not restrain or abridge the freedom of the press or
9 prohibit the consideration and discussion ~~therein~~ in the press
10 of candidacies, nominations, public officers, or public
11 questions.

12 Sec. 15. Section 56.30, Code 1981, is amended by strik-
13 ing the section and inserting in lieu thereof the following:

14 56.30 FORMS MAILED. The commission and the commissioners
15 shall provide proper forms to each committee which is required
16 to file a report with them. A form packet shall be mailed
17 to each active committee on or about April 25 of each year.

18 Sec. 16. Section 43.18, unnumbered paragraph 3, Code 1981,
19 is amended to read as follows:

20 I am aware that I am required to organize a candidate's
21 committee which shall file an organization statement and
22 disclosure reports if it receives contributions, makes
23 expenditures, or incurs indebtedness in excess of ~~one~~ two
24 hundred fifty dollars for the purpose of supporting my
25 candidacy for public office.

26 Sec. 17. Section 44.3, subsection 2, unnumbered paragraph
27 5, Code 1981, is amended to read as follows:

28 I am aware that I am required to organize a candidate's
29 committee which shall file an organization statement and
30 disclosure reports if it receives contributions, makes
31 expenditures, or incurs indebtedness in excess of ~~one~~ two
32 hundred fifty dollars for the purpose of supporting my
33 candidacy for public office.

34 Sec. 18. Section 45.3, subsection 2, unnumbered paragraph
35 5, Code 1981, is amended to read as follows:

1 I am aware that I am required to organize a candidate's
2 committee which shall file an organization statement and
3 disclosure reports if it receives contributions, makes
4 expenditures, or incurs indebtedness in excess of ~~one~~ two
5 hundred fifty dollars for the purpose of supporting my
6 candidacy for public office.

7 Sec. 19. This Act takes effect January 1 following
8 enactment.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

HOUSE FILE 743

AN ACT

TO AMEND THE DEFINITIONS CONTAINED IN, AND TO REVISE THE DIS-
CLOSURE REQUIREMENTS, COMPLIANCE PROCEDURES, AND PENALTIES
PRESCRIBED BY THE CAMPAIGN DISCLOSURE-INCOME TAX CHECKOFF
ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 56.2, subsection 4, paragraph b,
unnumbered paragraph 2, and subsections 6 and 13, Code 1981,
are amended to read as follows:

"Contribution" shall not include services provided without
compensation by individuals volunteering their time on behalf

of a ~~candidate~~ candidate's committee or political committee
or a state or county statutory political committee except
when organized or provided on a collective basis by a business,
trade association, labor union, or any other organized group
or association. "Contribution" shall not include refreshments
served at a campaign function so long as such refreshments
do not exceed fifty dollars in value or transportation provided
to a candidate so long as its value computed at a rate of
~~ten~~ twenty cents per mile does not exceed fifty one hundred
dollars in value in any one reporting period.

6. "Political committee" means a committee, but not a
candidate's committee, which ~~shall consist of persons organized~~
~~for the purpose of accepting~~ accepts contributions, making
makes expenditures, or ~~incurring~~ incurs indebtedness in the
aggregate of more than one two hundred fifty dollars in any
one calendar year for the purpose of supporting or opposing
a candidate for public office or ballot issue.

13. "Candidate's committee" means the committee designated
by the candidate to receive contributions, expend funds, or
incur indebtedness in excess of one two hundred fifty dollars
in any calendar year on behalf of the candidate.

Sec. 2. Section 56.2, Code 1981, is amended by adding
the following new subsections:

NEW SUBSECTION. "Ballot issue" means a question, other
than the nomination or election of a candidate to a public
office, which has been approved by a political subdivision
or the general assembly or is required by law to be placed
before the voters of the political subdivision by a
commissioner of elections, or to be placed before the voters
by the state commissioner of elections.

NEW SUBSECTION. "National political party" means a party
which meets the definition of a political party established
for this state by section 43.2, and which also meets the
statutory definition of the term "political party" or a term
of like import in at least twenty-five other states of the
United States.

Sec. 3. Section 56.3, Code 1981, is amended to read as follows:

56.3 COMMITTEE TREASURER--DUTIES.

1. Every ~~political~~ committee shall appoint a treasurer. An expenditure shall not be made by the treasurer or ~~his~~ treasurer's designee for or on behalf of a ~~political~~ committee without the approval of the chairman of the ~~political~~ committee, or the candidate.

2. Every person who receives contributions in excess of one hundred dollars for a ~~political~~ committee shall, not later than fifteen days from the date of receipt of the contributions or on demand of the treasurer, render to the treasurer an account of the total of all contributions; including the name and address of the persons making a contribution in excess of ten dollars, the amount of such contribution, and the date on which the contributions were received. All funds of a ~~political~~ committee shall be segregated from any personal funds of officers, members, or associates of the ~~political~~ committee.

3. The treasurer of a ~~political~~ committee shall keep a detailed and exact account of:

- a. All contributions made to or for the ~~political~~ committee.
- b. The name and mailing address of every person making contributions in excess of ten dollars, and the date and amount of the contribution.
- c. All disbursements made from contributions by or on behalf of the ~~political~~ committee.
- d. The name and mailing address of every person to whom any expenditure is made, the date and amount of the expenditure and the name and address of, and office sought by each candidate, if any, on whose behalf the expenditure was made. Notwithstanding the provisions of this paragraph, the treasurer may keep a miscellaneous account for disbursements of less than five dollars which need only show the amount of the

disbursement so long as the aggregate miscellaneous disbursements to any one person during a calendar year do not exceed one hundred dollars.

e. Notwithstanding the provisions of subsection 3, paragraph "d", of this section, when an expenditure is made by a ~~political~~ committee in support of the entire state or local political party ticket, only the name of the party shall be given.

4. The treasurer shall preserve all records required to be kept by this section for a period of one year from the date of the election.

Sec. 4. Section 56.4, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Political committees supporting or opposing candidates or ballot issues for statewide elections and for county, municipal or school elections may file all activity on one report with the commission and shall send a copy to the commissioner responsible under section 47.2 for conducting the election.

Sec. 5. Section 56.5, subsection 2, paragraph f, Code 1981, is amended to read as follows:

f. A signed statement by the treasurer of the committee which shall be in the following form:

"I am aware that I am required to file disclosure reports if the committee receives contributions, makes expenditures, or incurs indebtedness in excess of one two hundred fifty dollars in a calendar year for the purpose of supporting or opposing any candidate for public office or ballot issue."

Sec. 6. Section 56.6, Code 1981, is amended by adding the following new subsection:

NEW SUBSECTION. A permanent organization temporarily engaging in activity which would qualify it as a political committee shall organize a political committee and shall keep the funds relating to that political activity segregated from its operating funds. The political committee shall file

reports in accordance with this chapter. When the permanent organization ceases to be involved in the political activity, it shall dissolve the political committee.

Sec. 7. Section 56.6, subsection 1, Code 1981, is amended to read as follows:

1. Each treasurer of a committee shall file with the commission or commissioner disclosure reports of contributions received and disbursed on forms prescribed by rules as provided by chapter 17A. The reports from all committees, except those committees for municipal and school elective offices and for local ballot issues, shall be filed on the twenty-fifth day or mailed by certified mail by bearing a United States postal service postmark dated on or before the twenty-fourth day of January, May, July and October of each year. The January report shall be current to the end of the month preceding the filing. The May, July and October reports shall be current as of five days prior to the filing deadline. The January report shall be the annual report. Reports for committees for a ballot issue placed before the voters of the entire state shall be filed at the January, May, July, and October deadlines. Committees for municipal and school elective offices and local ballot issues shall file their first reports five thirty days prior to any election in which the name of the candidate or the local ballot issue which they support or oppose appears on the printed ballot and shall file their second report thirty days following the final election in a calendar year in which the candidate's name or the ballot issue appears on the ballot. A committee may file its first report on the date of its organization if it is after the date for the first report, but not later than five days prior to the election. A committee supporting or opposing a candidate for a municipal or school elective office or a local ballot issue shall continue to file a disclosure statement every thirty days until it dissolves. These reports shall be current to five days prior to the filing deadline. A state

statutory political committee and congressional district committees as authorized by the constitution of the state statutory political committee shall are not be subject to the provisions of this subsection if the state statutory political committee files and congressional district political committees file copies of campaign disclosure reports as required by federal law with the commission at such the times as the reports are required to be filed under federal law, provided that the federal reports contain all information required by this chapter. A committee of a national political party is not required to file a disclosure report with the commission if it is required by federal law to file a campaign disclosure report with a federal agency.

Sec. 8. Section 56.6, subsection 3, paragraph b, Code 1981, is amended to read as follows:

b. The name and mailing address of each person who has made one or more contributions of money to the committee including the proceeds from any fund-raising events except those reportable under paragraph "f" of this subsection, when the aggregate amount in a calendar year exceeds the amount specified in the following schedule:

(1) For any candidate for school or township office	\$ 25
(2) For any candidate for city office	\$ 25
(3) For any candidate for county office	\$ 25
(4) For any candidate for the general assembly	\$ 50
(5) For any candidate for the Congress of the United States	\$100
(6) For any candidate for state-wide office	\$100
(7) For any committee of a national political party ...	\$200
(8) For any state statutory political committee	\$100
	200
(9) For any county statutory political committee	\$ 50

(10) For any other political committee \$ 50
(9) (11) For any ballot issue \$ 25

Sec. 9. Section 56.10, subsection 4, Code 1981, is amended to read as follows:

4. Adopt rules pursuant to chapter 17A and levy civil penalties to carry out the provisions of this chapter. The rules shall provide that the candidate, or the treasurer of a committee, is responsible for filing disclosure reports as required by this chapter, and shall receive notice from the commission if the candidate or committee has failed to file a disclosure report at the time required by this chapter. A candidate, or treasurer of a committee, may be subject to a civil penalty for failure to file a disclosure report required by this chapter if the report has not been filed when required by section 56.6, subsection 1.

Sec. 10. Section 56.11, subsection 1, Code 1981, is amended to read as follows:

1. Any eligible elector may file a complaint of an alleged violation with the commission. The complaint shall be verified and supported by affidavit detailing the circumstances of the violation alleged. The commission may initiate action on its own motion by filing a complaint accompanied by such an affidavit. Within twenty-four hours after receipt of a complaint or initiation of its own complaint, the commission shall notify the person, candidate or committee against whom the complaint is made of receipt or initiation of the complaint, and until it has done so it shall make no investigation of any kind into the campaign affairs of the person, candidate or committee. Unless the commission concludes that there is no reasonable basis for a complaint which has been filed, it shall set a date for a hearing on the complaint which shall be not more than fifteen thirty days after the date the complaint is received or initiated by the commission. The commission shall serve the person, candidate or committee against whom the complaint is made

a copy of the complaint and supporting affidavit and notice of the hearing in the manner provided by the rules of civil procedure. Copies of the complaint, affidavit and notice shall also be sent to each of the other candidates, if any, for the office affected. If a complaint is filed or initiated less than fifteen thirty days before the election at which the office affected is to be filled, the commission shall set the hearing at the earliest possible date so as to allow the issue to be resolved prior to the election. An extension of time for the hearing may be granted when both parties mutually agree on an alternate date for the hearing.

Sec. 11. Section 56.13, unnumbered paragraph 1, Code 1981, is amended to read as follows:

Action involving a contribution or expenditure which must be reported under this chapter and which is taken by any person, candidate's committee or political committee on behalf of a candidate, if known and approved by the candidate, shall be deemed action by the candidate. It shall be presumed that a candidate approves such the action if he the candidate had knowledge thereof of it and failed to file a statement of disavowal with the commissioner or commission and take corrective action within seventy-two hours thereof of the action.

Sec. 12. Section 56.23, unnumbered paragraph 1, Code 1981, is amended to read as follows:

The chairman chairperson of the state statutory political committee shall produce evidence to the state comptroller and campaign finance disclosure commission not later than thirty-days-after-the-election-returns-have-been-certified-by-the-board-of-state-canvassers the twenty-fifth day of January each year, that all income tax checkoff funds paid expended for the campaign expenses of-that-election have been utilized exclusively for such campaign expenses.

Sec. 13. Section 56.28, Code 1981, is amended to read as follows:

56.28 CANDIDATE'S COMMITTEE. Each candidate for public office shall organize one, and only one, candidate's committee if the candidate anticipates receiving contributions, making expenditures, or incurring indebtedness in excess of ~~one~~ two hundred fifty dollars in a calendar year.

Sec. 14. Section 56.29, subsections 1 and 2, Code 1981, are amended to read as follows:

1. Except as provided in subsection 3 ~~of this section~~, it ~~shall-be~~ is unlawful for any insurance company, savings and loan association, bank, ~~and~~ or corporation organized pursuant to the laws of this state or any other state, territory, or foreign country, whether for profit or not, or any officer, agent, or representative ~~thereof~~ acting for such insurance company, savings and loan association, bank, or corporation, to contribute any money, property, labor, or thing of value, directly or indirectly, to any committee, or for the purpose of influencing the vote of any elector, except that such resources may be so expended in connection with a utility franchise election held pursuant to section 364.2, subsection 4, or a ballot issue, however all such expenditures ~~shall-be~~ are subject to the disclosure requirements of this chapter.

2. Except as provided in subsection 3 ~~of this section~~, it ~~shall-be~~ is unlawful for any member of any committee, or employee or representative thereof, except a ballot issue committee, or for any candidate for any office or the representative of ~~such the~~ candidate, to solicit, request, or knowingly receive from any insurance company, savings and loan association, bank, ~~and~~ or corporation organized pursuant to the laws of this state or any other state, territory, or foreign country, whether for profit or not, or any officer, agent, or representative thereof, any money, property, or thing of value belonging to ~~such the~~ insurance company, savings and loan association, bank, or corporation for campaign expenses, or for the purpose of influencing the vote of any

~~Nothing-in-this~~ This section ~~shall-be-construed~~ to does not restrain or abridge the freedom of the press or prohibit the consideration and discussion ~~therein~~ in the press of candidacies, nominations, public officers, or public questions.

Sec. 15. Section 56.30, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

56.30 FORMS MAILED. The commission and the commissioners shall provide proper forms to each committee which is required to file a report with them. A form packet shall be mailed to each active committee on or about April 25 of each year.

Sec. 16. Section 43.18, unnumbered paragraph 3, Code 1981, is amended to read as follows:

I am aware that I am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of ~~one~~ two hundred fifty dollars for the purpose of supporting my candidacy for public office.

Sec. 17. Section 44.3, subsection 2, unnumbered paragraph 5, Code 1981, is amended to read as follows:

I am aware that I am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of ~~one~~ two hundred fifty dollars for the purpose of supporting my candidacy for public office.

Sec. 18. Section 45.3, subsection 2, unnumbered paragraph 5, Code 1981, is amended to read as follows:

I am aware that I am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of ~~one~~ two hundred fifty dollars for the purpose of supporting my candidacy for public office.

Sec. 19. This Act takes effect January 1 following enactment.

DELWYN STROMER
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 743, Sixty-ninth General Assembly.

PAT H. HARPER
Chief Clerk of the House

Approved June 20, 1981

ROBERT D. RAY
Governor