

Reprinted 4/87

FILED MAR 16 1987

SENATE FILE 424
BY COMMITTEE ON STATE
GOVERNMENT *approved (p 719)*
(formerly SSB185)

Passed Senate, Date 4-1-87 (p.1027) Passed House, Date 4-13-87 (p.1284)

Vote: Ayes 50 Nays 0 Vote: Ayes 97 Nays 0

Approved May 5, 1987 (p.1712)

*Motion to reconsider (p.1037)
" granted 4/2*

*Approved Senate 4-2-87 (p.1044)
46-0* A BILL FOR

1 An Act relating to the administration of the campaign finance
2 disclosure laws.

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

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SF 424

1 Section 1. Section 56.3, subsection 2, Code 1987, is
2 amended to read as follows:

3 2. Every A person who receives contributions in excess of
4 one hundred dollars for a committee shall, not later than
5 fifteen days from the date of receipt of the contributions or
6 on demand of the treasurer, render to the treasurer the
7 contributions and an account of the total of all
8 contributions; including the name and address of ~~the persons~~
9 each person making a contribution in excess of ten dollars,
10 the amount of such contribution, and the date on which the
11 contributions were received. The treasurer shall deposit all
12 contributions within seven days of receipt by the treasurer in
13 an account maintained by the committee in a financial
14 institution. All funds of a committee shall be segregated
15 from any other funds of officers, members, or associates of
16 the committee or the committee's candidate. However, if a
17 candidate's committee receives contributions only from the
18 candidate, or if a permanent organization temporarily engages
19 in activity which qualifies it as a political committee and
20 all expenditures of the organization are made from existing
21 general operating funds and funds are not solicited or
22 received for this purpose from sources other than operating
23 funds, then that committee is not required to maintain a
24 separate account in a financial institution.

25 Sec. 2. Section 56.4, unnumbered paragraph 1, Code 1987,
26 is amended to read as follows:

27 All statements and reports required to be filed under this
28 chapter for a state office shall be filed with the commission.
29 All statements and reports required to be filed under this
30 chapter for a county, city, or school office shall be filed
31 with the commissioner. Statements and reports on a ballot
32 issue shall be filed with the commissioner responsible under
33 section 47.2 for conducting the election at which the issue is
34 voted upon, except that statements and reports on a statewide
35 ballot issue shall be filed with the commission. Copies of

1 any reports filed with a commissioner shall be provided by the
2 commissioner to the commission on its request. State
3 statutory political committees shall file all statements and
4 reports with the commission. All other statutory political
5 committees shall file the statements and reports with the
6 commissioner with a copy sent to the commission.

7 Sec. 3. Section 56.5, subsection 5, Code 1987, is amended
8 to read as follows:

9 ~~5. In-tieu-of-filing-the~~ A committee not domiciled in Iowa
10 which makes a contribution to a candidate's committee or
11 political committee domiciled in Iowa shall disclose each
12 contribution to the commission. The committee shall either
13 file a statement of organization under subsections 1 and 2 and
14 filing-the file disclosure reports, the same as those required
15 of Iowa-domiciled committees, under section 56.6, a-political
16 ~~committee-which-is-not-domiciled-in-this-state-and-makes-a~~
17 ~~contribution-to-a-candidate's-committee-or-political-committee~~
18 ~~in-this-state-may~~ or shall file one copy of a verified
19 statement under-this-subsection with the commission and a
20 second copy with a-copy-to the treasurer of the committee
21 receiving the contribution. The form shall be completed and
22 filed at the time the contribution is made. The verified
23 statement shall be on forms prescribed by the commission and
24 be attached to the report required of the committee receiving
25 the contribution under section 56.6. The statement form shall
26 include the complete name, address, and telephone number of
27 the contributing committee, the state or federal jurisdiction
28 under which it is registered or operates, the identification
29 of any parent entity or other affiliates or sponsors, its
30 purpose, and the name and address of an Iowa resident
31 authorized to receive service of original notice and the name
32 and address of the receiving committee, the amount of the cash
33 or in-kind contribution, and the date the contribution was
34 made.

35 Sec. 4. Section 56.6, subsection 1, paragraph c,

1 unnumbered paragraph 1, Code 1987, is amended to read as
2 follows:

3 A candidate's committee of a state officeholder shall file
4 a letter report to be received within fourteen days of the
5 receipt of any a contribution from a political committee or
6 from a lobbyist registered under the rules adopted by either
7 house of the general assembly while the general assembly is in
8 session. For the purpose of this paragraph, "contribution"
9 does not include something provided to the officeholder for
10 the officeholder's personal consumption or use and not
11 intended for use by the officeholder's candidate's committee.

12 The letter report shall notify the commission of the
13 following:

14 Sec. 5. Section 56.6, subsection 3, paragraphs g and l,
15 Code 1987, are amended to read as follows:

16 g. The name and mailing address of each person to whom
17 disbursements or loan repayments have been made by the
18 committee from contributions during the reporting period and
19 the amount, purpose, and date of each disbursement except that
20 disbursements of less than five dollars may be shown as
21 miscellaneous disbursements so long as the aggregate
22 miscellaneous disbursements to any one person during a
23 calendar year do not exceed one hundred dollars. If
24 disbursements are made to a consultant, the consultant shall
25 provide the committee with a statement of disbursements made
26 by the consultant during the reporting period showing the name
27 and address of the recipient, amount, purpose, and date to the
28 same extent as if made by the candidate, which shall be
29 included in the report by the committee.

30 1. ~~Such-other~~ Other pertinent information ~~as-may-be~~
31 required by this chapter, or by rules adopted pursuant to this
32 chapter, or forms approved by the commission.

33 Sec. 6. Section 56.14, Code 1987, is amended to read as
34 follows:

35 56.14 POLITICAL ADVERTISEMENTS.

1 A person who causes the publication or distribution of
2 published material after July 1, 1984, designed to promote or
3 defeat the nomination or election of a candidate for public
4 office or the passage of a constitutional amendment or public
5 measure shall include conspicuously on the published material
6 the identity and address of the person responsible for the
7 material. If the person responsible is an organization, the
8 name of one officer of the organization shall appear on the
9 material. However, if the organization is a committee which
10 has filed a statement of organization under this chapter, only
11 the name of the committee is required to be included on the
12 published material. This section does not apply to the
13 editorials or news articles of a newspaper or magazine which
14 are not political advertisements. For the purpose of this
15 section, "published material" means any newspaper, magazine,
16 shopper, outdoor advertising facility, poster, yard sign
17 including hand lettered signs, direct mailing, brochure, or
18 any other form of printed general public political
19 advertising; however, the identification need not be
20 conspicuous on posters ~~and yard signs including hand lettered~~
21 signs. This section requires that the identification on yard
22 signs be in letters at least one inch high; however, if the
23 yard sign is authorized by the candidate's committee or the
24 candidate, no identification is required by this section.
25 This section does not apply to bumper stickers, pins, buttons,
26 pens, matchbooks, and similar small items upon which the
27 inclusion of the disclaimer would be impracticable or to
28 published material which is subject to federal regulations
29 regarding a disclaimer requirement. Yard signs are subject to
30 removal by highway authorities as provided in section 319.13.
31 Notice may be provided to the chairperson of the appropriate
32 county central committee if the highway authorities are unable
33 to provide notice to the candidate, candidate's committee, or
34 political committee regarding the yard sign.

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EXPLANATION

1 This bill revises several provisions in the chapter on
2 campaign finance disclosure.

3 Section 1 exempts candidates who are totally self-funded,
4 and certain permanent organizations temporarily engaging in
5 activity which qualifies them as political committees, from
6 the requirement of maintaining a separate account in a
7 financial institution.

8 Section 2 allows the commission to require a county auditor
9 to furnish a copy of a disclosure report to the commission.

10 Section 3 requires an out-of-state political committee
11 which makes a contribution to an Iowa candidate or political
12 committee but does not solicit funds in Iowa to file a
13 verified statement identifying itself and the contribution.
14 This requirement does not apply if the political committee is
15 filing the ordinary disclosure reports.

16 Section 4 provides that the contributions to officeholders
17 which are provided for the officeholders' personal use or
18 consumption and not intended as campaign contributions are not
19 subject to the fourteen-day letter report requirement.

20 Section 5 requires a consultant's report to include the
21 persons to whom expenditure disbursements were made and
22 authorizes the commission to request other pertinent
23 information.

24 Section 6 requires the identification statement on yard
25 signs to be at least one inch high, exempts yard signs
26 authorized by the candidate or candidate's committee from the
27 identification requirement, and provides that highway
28 authorities are to provide notice before removal of yard signs
29 under section 319.13 and may provide the notice to the
30 appropriate county central committee chairperson.

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SENATE FILE 424

3227

1 Amend Senate File 424 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. Section 56.2, subsection 4, unnumbered
5 paragraph 2, Code 1987, is amended to read as follows:
6 "Contribution" shall not include services provided
7 without compensation by individuals volunteering their
8 time on behalf of a candidate's committee or political
9 committee or a state or county statutory political
10 committee except when organized or provided on a
11 collective basis by a business, trade association,
12 labor union, or any other organized group or
13 association. "Contribution" shall not include
14 refreshments served at a campaign function so long as
15 such refreshments do not exceed fifty dollars in value
16 or transportation provided to a candidate so long as
17 its value computed at a rate of twenty cents per mile
18 does not exceed one hundred dollars in value in any
19 one reporting period. "Contribution" shall not
20 include something provided to a candidate for the
21 candidate's personal consumption or use and not
22 intended for or on behalf of the candidate's
23 committee."

24 2. By striking page 2, line 35 through page 3,
25 line 13 and inserting the following:

26 "Sec. 5. Section 56.6, subsection 1, paragraph c,
27 Code 1987, is amended to read as follows:

28 c. A candidate's committee of a state officeholder
29 shall file a letter report to be received within
30 fourteen days of the receipt of any contribution from
31 ~~a-political-committee-or-from-a-lobbyist-registered~~
32 ~~under-the-rules-adopted-by-either-house-of-the-general~~
33 ~~assembly~~ while the general assembly is in session.
34 The letter report shall notify the commission of the
35 following:

- 36 (1) The name of the candidate's committee.
- 37 (2) The name and complete address of the ~~political~~
38 ~~committee-or-registered-lobbyist~~ person making the
39 contribution.
- 40 (3) The amount of the contribution.
- 41 (4) The date the contribution was received.
- 42 (5) In the event the contribution was caused by a
43 fundraiser, an explanation of the sponsor and type of
44 event held."

S-3227

Filed March 23, 1987

Adopted 4/1/87 (p. 1029)

Reconsidered, amended by 3370 & 3373

Adopted 4/2 (p. 1044)

BY EDGAR H. HOLDEN
ROBERT M. CARR

SENATE FILE 424

S-3181

- 1 Amend Senate File 424 as follows:
- 2 1. Page 3, line 11, by striking the words "use
- 3 by" and inserting the words "or on behalf of".
- 4 2. Page 3, line 11, by inserting after the word
- 5 "committee." the words "The provisions of this
- 6 paragraph are in addition to any other reporting
- 7 requirements of this chapter and any reporting rules
- 8 adopted by either house of the general assembly."

S-3181

Filed March 17, 1987

BY EDGAR H. HOLDEN

*Adopted 4/1/87 (p. 1029)
Reconsidered & withdrawn 4/2 (1043)*

S-3240

SENATE FILE 424

- 1 Amend Senate File 424 as follows:
- 2 1. Page 3, line 8, by inserting after the word
- 3 "session." the following: "The committee may request,
- 4 in writing, a fourteen-day extension on a letter report
- 5 which shall be granted if received on or before the date
- 6 the report is due."

S-3240

Filed March 24, 1987

BY FORREST SCHWENGELS

*Adopted 4/1 (p. 1029)
Reconsidered & withdrawn 4/2 (1043)*

JOE J. WELSH

JACK NYSTROM

SENATE FILE 424

S-3370

- 1 Amend amendment S-3227 to Senate File 424 as
- 2 follows:
- 3 1. Page 1, by inserting after line 44 the
- 4 following:
- 5 "The provisions of this paragraph are in addition to
- 6 any other reporting requirements of this chapter and
- 7 any reporting rules adopted by either house of the
- 8 general assembly."

S-3370

Filed April 2, 1987

BY EDGAR H. HOLDEN

ADOPTED (p. 1044)

SENATE FILE 424

S-3373

- 1 Amend amendment S-3227 to Senate File 424 as
- 2 follows:
- 3 1. Page 1, line 33, by inserting after the word
- 4 "session." the following: "The committee may request,
- 5 in writing, a fourteen-day extension on a letter
- 6 report which shall be granted if received on or before
- 7 the date the report is due."

S-3373

Filed April 2, 1987

BY FORREST SCHWENGELS

ADOPTED (p. 1044)

JACK NYSTROM

House Bill 4/2/87
Amend (3668) + D. Pass 4/8/87 (p. 1232)

SENATE FILE 424
BY COMMITTEE ON STATE
GOVERNMENT

(AS AMENDED AND PASSED BY THE SENATE APRIL 2, 1987)

_____ - New Language by the Senate

Re Passed Senate, Date 4/21/87 (p. 1433) Passed House, Date 4-13-87 (p. 1284)
Vote: Ayes 48 Nays 0 Vote: Ayes 97 Nays 0
Approved May 5, 1987 (p. 1712)

A BILL FOR

1 An Act relating to the administration of the campaign finance
2 disclosure laws.

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

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1 Section 1. Section 56.2, subsection 4, unnumbered
2 paragraph 2, Code 1987, is amended to read as follows:

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

26.8

18 Sec. 2. Section 55.5, subsection 2, Code 1987, is amended
19 to read as follows:

20 2. Every A person who receives contributions in excess of
21 one hundred dollars for a committee shall, not later than
22 fifteen days from the date of receipt of the contributions or
23 on demand of the treasurer, render to the treasurer the
24 contributions and an account of the total of all
25 contributions, including the name and address of the persons
26 each person making a contribution in excess of ten dollars,
27 the amount of such contribution, and the date on which the
28 contributions were received. The treasurer shall deposit all
29 contributions within seven days of receipt by the treasurer in
30 an account well-aired by the committee in a financial
31 institution. All funds of a committee shall be segregated
32 from any other funds of officers, members, or associates of
33 the committee or the committee's candidate. However, if a
34 candidate's committee receives contributions only from the
35 candidate, or if a permanent organization temporarily engages

1 in activity which qualifies it as a political committee and
2 all expenditures of the organization are made from existing
3 general operating funds and funds are not solicited or
4 received for this purpose from sources other than operating
5 funds, then that committee is not required to maintain a
6 separate account in a financial institution.

7 Sec. 3. Section 56.4, unnumbered paragraph 1, Code 1987,
8 is amended to read as follows:

9 All statements and reports required to be filed under this
10 chapter for a state office shall be filed with the commission.
11 All statements and reports required to be filed under this
12 chapter for a county, city, or school office shall be filed
13 with the commissioner. Statements and reports on a ballot
14 issue shall be filed with the commissioner responsible under
15 section 47.2 for conducting the election at which the issue is
16 voted upon, except that statements and reports on a statewide
17 ballot issue shall be filed with the commission. Copies of
18 any reports filed with a commissioner shall be provided by the
19 commissioner to the commission on its request. State
20 statutory political committees shall file all statements and
21 reports with the commission. All other statutory political
22 committees shall file the statements and reports with the
23 commissioner with a copy sent to the commission.

24 Sec. 4. Section 56.5, subsection 5, Code 1987, is amended
25 to read as follows:

26 ~~5. in-lieu-of-filing-the~~ A committee not domiciled in Iowa
27 which makes a contribution to a candidate's committee or
28 political committee domiciled in Iowa shall disclose each
29 contribution to the commission. The committee shall either
30 file a statement of organization under subsections 1 and 2 and
31 filing-the file disclosure reports, the same as those required
32 of Iowa-domiciled committees, under section 56.6, ~~a-political~~
33 ~~committee-which-is-not-domiciled-in-this-state-and-makes-a~~
34 ~~contribution-to-a-candidate's-committee-or-political-committee~~
35 ~~in-this-state-may~~ or shall file one copy of a verified

1 ~~statement under this subsection~~ with the commission and a
2 second copy with a copy to the treasurer of the committee
3 receiving the contribution. The form shall be completed and
4 filed at the time the contribution is made. The verified
5 statement shall be on forms prescribed by the commission and
6 be attached to the report required of the committee receiving
7 the contribution under section 56.6. The statement form shall
8 include the complete name, address, and telephone number of
9 the contributing committee, the state or federal jurisdiction
10 under which it is registered or operates, the identification
11 of any parent entity or other affiliates or sponsors, its
12 purpose, and the name and address of an Iowa resident
13 authorized to receive service of original notice and the name
14 and address of the receiving committee, the amount of the cash
15 or in-kind contribution, and the date the contribution was
16 made.

17 Sec. 5. Section 56.6, subsection 1, paragraph c, Code
18 1987, is amended to read as follows:

3628 19 c. A candidate's committee of a state officeholder shall
20 file a letter report to be received within fourteen days of
21 the receipt of any contribution from a political committee or
22 from a lobbyist registered under the rules adopted by either
23 house of the general assembly while the general assembly is in
24 session. The committee may request, in writing, a fourteen-
25 day extension on a letter report which shall be granted if
26 received on or before the date the report is due. The letter
27 report shall notify the commission of the following:

28 (1) The name of the candidate's committee.

3629 29 (2) The name and complete address of the political
30 committee or registered lobbyist person making the
31 contribution.

32 (3) The amount of the contribution.

33 (4) The date the contribution was received.

34 (5) In the event the contribution was caused by a
35 fundraiser, an explanation of the sponsor and type of event

1 held.

2 The provisions of this paragraph are in addition to any other
3 reporting requirements of this chapter and any reporting rules
4 adopted by either house of the general assembly.

5 Sec. 6. Section 56.6, subsection 3, paragraphs g and l,
6 Code 1987, are amended to read as follows:

7 g. The name and mailing address of each person to whom
8 disbursements or loan repayments have been made by the
9 committee from contributions during the reporting period and
10 the amount, purpose, and date of each disbursement except that
11 disbursements of less than five dollars may be shown as
12 miscellaneous disbursements so long as the aggregate
13 miscellaneous disbursements to any one person during a
14 calendar year do not exceed one hundred dollars. If
15 disbursements are made to a consultant, the consultant shall
16 provide the committee with a statement of disbursements made
17 by the consultant during the reporting period showing the name
18 and address of the recipient, amount, purpose, and date to the
19 same extent as if made by the candidate, which shall be
20 included in the report by the committee.

21 1. ~~Such-other~~ Other pertinent information ~~as-may-be~~
22 required by this chapter, or by rules adopted pursuant to this
23 chapter, or forms approved by the commission.

24 Sec. 7. Section 56.14, Code 1987, is amended to read as
25 follows:

26 56.14 POLITICAL ADVERTISEMENTS.

27 A person who causes the publication or distribution of
28 published material after July 1, 1984, designed to promote or
29 defeat the nomination or election of a candidate for public
30 office or the passage of a constitutional amendment or public
31 measure shall include conspicuously on the published material
32 the identity and address of the person responsible for the
33 material. If the person responsible is an organization, the
34 name of one officer of the organization shall appear on the
35 material. However, if the organization is a committee which

1 has filed a statement of organization under this chapter, only
2 the name of the committee is required to be included on the
3 published material. This section does not apply to the
4 editorials or news articles of a newspaper or magazine which
5 are not political advertisements. For the purpose of this
6 section, "published material" means any newspaper, magazine,
7 shopper, outdoor advertising facility, poster, yard sign
8 including hand lettered signs, direct mailing, brochure, or
9 any other form of printed general public political
10 advertising; however, the identification need not be
11 conspicuous on posters ~~and yard signs including hand lettered~~
12 signs. This section requires that the identification on yard
13 signs be in letters at least one inch high; however, if the
14 yard sign is authorized by the candidate's committee or the
15 candidate, no identification is required by this section.
16 This section does not apply to bumper stickers, pins, buttons,
17 pens, matchbooks, and similar small items upon which the
18 inclusion of the disclaimer would be impracticable or to
19 published material which is subject to federal regulations
20 regarding a disclaimer requirement. Yard signs are subject to
21 removal by highway authorities as provided in section 319.13.
22 Notice may be provided to the chairperson of the appropriate
23 county central committee if the highway authorities are unable
24 to provide notice to the candidate, candidate's committee, or
25 political committee regarding the yard sign.

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H-3668

1 Amend Senate File 424 as amended, passed, and
2 reprinted by the Senate as follows:

3 1. Page 1, by inserting after line 17 the
4 following:

5 "Sec. 2. Section 56.2, subsection 6, Code 1987, is
6 amended to read as follows:

7 6. "Political committee" means a committee, but
8 not a candidate's committee, which accepts
9 contributions, makes expenditures, or incurs
10 indebtedness in the aggregate of more than two hundred
11 fifty dollars in any one calendar year for the purpose
12 of supporting or opposing a candidate for public
13 office or ballot issue, or an association, lodge,
14 society, cooperative, union, fraternity, sorority,
15 educational institution, civic organization, labor
16 organization, religious organization, or professional
17 organization which makes contributions in the
18 aggregate of more than two hundred fifty dollars in
19 any one calendar year for the purpose of supporting or
20 opposing a candidate for public office or a ballot
21 issue. "Political committee" also includes a
22 committee which accepts contributions, makes
23 expenditures, or incurs indebtedness in the aggregate
24 of more than two hundred fifty dollars in a calendar
25 year to cause the publication or broadcasting of
26 material in which the public policy positions or
27 voting record of an identifiable candidate is
28 discussed and in which a reasonably person could find
29 commentary favorable or unfavorable to those public
30 policy positions or voting record.

31 2. Page 3, by striking lines 21 through 23 and
32 inserting the following: "the receipt of any
33 contribution from a political committee or from a
34 lobbyist registered under the rules adopted by either
35 house of the general assembly while the general
36 assembly is in".

37 3. Page 3, lines 29 and 30, by striking the words
38 "~~political-committee-or-registered-lobbyist person~~"
39 and inserting the following: "political committee or
40 registered lobbyist".

41 4. By renumbering as necessary.

H-3668 FILED APRIL 8, 1987

BY COMMITTEE ON STATE GOVERNMENT

Adopted 4/13/87 (p. 1283)

SENATE 17
April 16, 1987

HOUSE AMENDMENT TO
SENATE FILE 424

S-3600

1 Amend Senate File 424 as amended, passed, and
2 reprinted by the Senate as follows:

3 1. Page 1, by inserting after line 17 the
4 following:

5 "Sec. 2. Section 56.2, subsection 6, Code 1987, is
6 amended to read as follows:

7 6. "Political committee" means a committee, but
8 not a candidate's committee, which accepts
9 contributions, makes expenditures, or incurs
10 indebtedness in the aggregate of more than two hundred
11 fifty dollars in any one calendar year for the purpose
12 of supporting or opposing a candidate for public
13 office or ballot issue, or an association, lodge,
14 society, cooperative, union, fraternity, sorority,
15 educational institution, civic organization, labor
16 organization, religious organization, or professional
17 organization which makes contributions in the
18 aggregate of more than two hundred fifty dollars in
19 any one calendar year for the purpose of supporting or
20 opposing a candidate for public office or a ballot
21 issue. "Political committee" also includes a
22 committee which accepts contributions, makes
23 expenditures, or incurs indebtedness in the aggregate
24 of more than two hundred fifty dollars in a calendar
25 year to cause the publication or broadcasting of
26 material in which the public policy positions or
27 voting record of an identifiable candidate is
28 discussed and in which a reasonable person could find
29 commentary favorable or unfavorable to those public
30 policy positions or voting record."

31 2. Page 3, by striking lines 21 through 23 and
32 inserting the following: "the receipt of any
33 contribution from a political committee or from a
34 lobbyist registered under the rules adopted by either
35 house of the general assembly while the general
36 assembly is in".

37 3. Page 3, lines 29 and 30, by striking the words
38 "~~political-committee-or-registered-lobbyist~~ person"
39 and inserting the following: "political committee or
40 registered lobbyist".

41 4. By renumbering as necessary.

S-3600

Filed April 15, 1987

Senate concurred 4/21/87 (7 1435)

RECEIVED FROM THE HOUSE

Need
SSB # 185 SF424
State Government

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the administration of the campaign finance
2 disclosure laws.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SUB COMMITTEE ASSIGNMENTS
CHAIR: *Carr*
COMMITTEE: *State Government*
3/10/87

1 Section 1. Section 56.3, subsection 2, Code 1987, is
2 amended to read as follows:

3 2. Every A person who receives contributions in excess of
4 one hundred dollars for a committee shall, not later than
5 fifteen days from the date of receipt of the contributions or
6 on demand of the treasurer, render to the treasurer the
7 contributions and an account of the total of all
8 contributions; including the name and address of ~~the persons~~
9 each person making a contribution in excess of ten dollars,
10 the amount of such contribution, and the date on which the
11 contributions were received. The treasurer shall deposit all
12 contributions within seven days of receipt by the treasurer in
13 an account maintained by the committee in a financial
14 institution. All funds of a committee shall be segregated
15 from any other funds of officers, members, or associates of
16 the committee or the committee's candidate. However, if a
17 candidate's committee receives contributions only from the
18 candidate, or if a permanent organization temporarily engages
19 in activity which qualifies it as a political committee and
20 all expenditures of the organization are made from existing
21 general operating funds and funds are not solicited or
22 received for this purpose from sources other than operating
23 funds, then that committee is not required to maintain a
24 separate account in a financial institution.

25 Sec. 2. Section 56.4, unnumbered paragraph 1, Code 1987,
26 is amended to read as follows:

27 All statements and reports required to be filed under this
28 chapter for a state office shall be filed with the commission.
29 All statements and reports required to be filed under this
30 chapter for a county, city, or school office shall be filed
31 with the commissioner. Statements and reports on a ballot
32 issue shall be filed with the commissioner responsible under
33 section 47.2 for conducting the election at which the issue is
34 voted upon, except that statements and reports on a statewide
35 ballot issue shall be filed with the commission. Copies of

1 any reports filed with a commissioner shall be provided by the
2 commissioner to the commission on its request. State
3 statutory political committees shall file all statements and
4 reports with the commission. All other statutory political
5 committees shall file the statements and reports with the
6 commissioner with a copy sent to the commission.

7 Sec. 3. Section 56.5, subsection 5, Code 1987, is amended
8 to read as follows:

9 5. ~~In-lieu-of-filing-the~~ A committee not domiciled in Iowa
10 which makes a contribution to a candidate's committee or
11 political committee domiciled in Iowa shall disclose each
12 contribution to the commission. The committee shall either
13 file a statement of organization under subsections 1 and 2 and
14 filing-the file disclosure reports, the same as those required
15 of Iowa-domiciled committees, under section 56.6, a-political
16 ~~committee-which-is-not-domiciled-in-this-state-and-makes-a~~
17 ~~contribution-to-a-candidate's-committee-or-political-committee~~
18 ~~in-this-state-may~~ or shall file one copy of a verified
19 ~~statement under-this-subsection~~ with the commission and a
20 second copy with a-copy-to the treasurer of the committee
21 receiving the contribution. The form shall be completed and
22 filed at the time the contribution is made. The verified
23 statement shall be on forms prescribed by the commission and
24 be attached to the report required of the committee receiving
25 the contribution under section 56.6. The statement form shall
26 include the complete name, address, and telephone number of
27 the contributing committee, the state or federal jurisdiction
28 under which it is registered or operates, the identification
29 of any parent entity or other affiliates or sponsors, its
30 purpose, and the name and address of an Iowa resident
31 authorized to receive service of original notice and the name
32 and address of the receiving committee, the amount of the cash
33 or in-kind contribution, and the date the contribution was
34 made.

35 Sec. 4. Section 56.6, subsection 1, paragraph c,

1 unnumbered paragraph 1, Code 1987, is amended to read as
2 follows:

3 A candidate's committee of a state officeholder shall file
4 a letter report to be received within fourteen days of the
5 receipt of any a contribution from a political committee or
6 from a lobbyist registered under the rules adopted by either
7 house of the general assembly while the general assembly is in
8 session. For the purpose of this paragraph, "contribution"
9 does not include something provided to the officeholder for
10 the officeholder's personal consumption or use and not
11 intended for use by the officeholder's candidate's committee.

12 The letter report shall notify the commission of the
13 following:

14 Sec. 5. Section 56.6, subsection 3, paragraphs g and l,
15 Code 1987, are amended to read as follows:

16 g. The name and mailing address of each person to whom
17 disbursements or loan repayments have been made by the
18 committee from contributions during the reporting period and
19 the amount, purpose, and date of each disbursement except that
20 disbursements of less than five dollars may be shown as
21 miscellaneous disbursements so long as the aggregate
22 miscellaneous disbursements to any one person during a
23 calendar year do not exceed one hundred dollars. If
24 disbursements are made to a consultant, the consultant shall
25 provide the committee with a statement of disbursements made
26 by the consultant during the reporting period showing the name
27 and address of the recipient, amount, purpose, and date to the
28 same extent as if made by the candidate, which shall be
29 included in the report by the committee.

30 1. ~~Such-ether~~ Other pertinent information ~~as-may-be~~
31 required by this chapter, or by rules adopted pursuant to this
32 chapter, or forms approved by the commission.

33 Sec. 6. Section 56.14, Code 1987, is amended to read as
34 follows:

35 56.14 POLITICAL ADVERTISEMENTS.

1 A person who causes the publication or distribution of
2 published material after July 1, 1984, designed to promote or
3 defeat the nomination or election of a candidate for public
4 office or the passage of a constitutional amendment or public
5 measure shall include conspicuously on the published material
6 the identity and address of the person responsible for the
7 material. If the person responsible is an organization, the
8 name of one officer of the organization shall appear on the
9 material. However, if the organization is a committee which
10 has filed a statement of organization under this chapter, only
11 the name of the committee is required to be included on the
12 published material. This section does not apply to the
13 editorials or news articles of a newspaper or magazine which
14 are not political advertisements. For the purpose of this
15 section, "published material" means any newspaper, magazine,
16 shopper, outdoor advertising facility, poster, yard sign
17 including hand lettered signs, direct mailing, brochure, or
18 any other form of printed general public political
19 advertising; however, the identification need not be
20 conspicuous on posters ~~and-yard-signs-including-hand-lettered~~
21 ~~signs.~~ This section requires that the identification on yard
22 signs be in letters at least one inch high; however, if the
23 yard sign is authorized by the candidate's committee or the
24 candidate, no identification is required by this section.
25 This section does not apply to bumper stickers, pins, buttons,
26 pens, matchbooks, and similar small items upon which the
27 inclusion of the disclaimer would be impracticable or to
28 published material which is subject to federal regulations
29 regarding a disclaimer requirement.

30

EXPLANATION

31 This bill revises several provisions in the chapter on
32 campaign finance disclosure.

33 Section 1 exempts candidates who are totally self-funded,
34 and certain permanent organizations temporarily engaging in
35 activity which qualifies them as political committees, from

1 the requirement of maintaining a separate account in a
2 financial institution.

3 Section 2 allows the commission to require a county auditor
4 to furnish a copy of a disclosure report to the commission.

5 Section 3 requires an out-of-state political committee
6 which makes a contribution to an Iowa candidate or political
7 committee but does not solicit funds in Iowa to file a
8 verified statement identifying itself and the contribution.
9 This requirement does not apply if the political committee is
10 filing the ordinary disclosure reports.

11 Section 4 provides that the contributions to officeholders
12 which are provided for the officeholders' personal use or
13 consumption and not intended as campaign contributions are not
14 subject to the fourteen-day letter report requirement.

15 Section 5 requires a consultant's report to include the
16 persons to whom expenditure disbursements were made and
17 authorizes the commission to request other pertinent
18 information.

19 Section 6 requires the identification statement on yard
20 signs to be at least one inch high and exempts yard signs
21 authorized by the candidate or candidate's committee from the
22 identification requirement.

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SENATE FILE 424

AN ACT

RELATING TO THE ADMINISTRATION OF THE CAMPAIGN FINANCE DIS-
CLOSURE LAWS.

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

Section 1. Section 56.2, subsection 4, unnumbered paragraph 2, Code 1987, is amended to read as follows:

"Contribution" shall not include services provided without compensation by individuals volunteering their time on behalf of a 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 twenty cents per mile does not exceed one hundred dollars in value in any one reporting period. "Contribution" shall not include something provided to a candidate for the candidate's personal consumption or use and not intended for or on behalf of the candidate's committee.

Sec. 2. Section 56.2, subsection 6, Code 1987, is amended to read as follows:

6. "Political committee" means a committee, but not a candidate's committee, which accepts contributions, makes expenditures, or incurs indebtedness in the aggregate of more than two hundred fifty dollars in any one calendar year for the purpose of supporting or opposing a candidate for public office or ballot issue, or an association, lodge, society, cooperative, union, fraternity, sorority, educational institution, civic organization, labor organization, religious organization, or professional organization which makes contributions in the aggregate of more than two hundred fifty dollars in any one calendar year for the purpose of supporting or opposing a candidate for public office or a ballot issue. "Political committee" also includes a committee which accepts contributions, makes expenditures, or incurs indebtedness in the aggregate of more than two hundred fifty dollars in a calendar year to cause the publication or broadcasting of material in which the public policy positions or voting record of an identifiable candidate is discussed and in which a reasonable person could find commentary favorable or unfavorable to those public policy positions or voting record.

Sec. 3. Section 56.3, subsection 2, Code 1987, is amended to read as follows:

2. Every person who receives contributions in excess of one hundred dollars for a 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 the contributions and an account of the total of all contributions; including the name and address of the persons each person making a contribution in excess of ten dollars, the amount of such contribution, and the date on which the contributions were received. The treasurer shall deposit all contributions within seven days of receipt by the treasurer in an account maintained by the committee in a financial

institution. All funds of a committee shall be segregated from any other funds of officers, members, or associates of the committee or the committee's candidate. However, if a candidate's committee receives contributions only from the candidate, or if a permanent organization temporarily engages in activity which qualifies it as a political committee and all expenditures of the organization are made from existing general operating funds and funds are not solicited or received for this purpose from sources other than operating funds, then that committee is not required to maintain a separate account in a financial institution.

Sec. 4. Section 56.4, unnumbered paragraph 1, Code 1987, is amended to read as follows:

All statements and reports required to be filed under this chapter for a state office shall be filed with the commission. All statements and reports required to be filed under this chapter for a county, city, or school office shall be filed with the commissioner. Statements and reports on a ballot issue shall be filed with the commissioner responsible under section 47.2 for conducting the election at which the issue is voted upon, except that statements and reports on a statewide ballot issue shall be filed with the commission. Copies of any reports filed with a commissioner shall be provided by the commissioner to the commission on its request. State statutory political committees shall file all statements and reports with the commission. All other statutory political committees shall file the statements and reports with the commissioner with a copy sent to the commission.

Sec. 5. Section 56.5, subsection 5, Code 1987, is amended to read as follows:

~~5. In lieu of filing the~~ A committee not domiciled in Iowa which makes a contribution to a candidate's committee or political committee domiciled in Iowa shall disclose each contribution to the commission. The committee shall either file a statement of organization under subsections 1 and 2 and

~~either file disclosure reports, the same as those required of Iowa-domiciled committees, under section 56.6, a political committee which is not domiciled in this state and makes a contribution to a candidate's committee or political committee in this state may or shall file one copy of a verified statement under this subsection with the commission and a second copy with a copy to the treasurer of the committee receiving the contribution. The form shall be completed and filed at the time the contribution is made. The verified statement shall be on forms prescribed by the commission and be attached to the report required of the committee receiving the contribution under section 56.6. The statement form shall include the complete name, address, and telephone number of the contributing committee, the state or federal jurisdiction under which it is registered or operates, the identification of any parent entity or other affiliates or sponsors, its purpose, and the name and address of an Iowa resident authorized to receive service of original notice and the name and address of the receiving committee, the amount of the cash or in-kind contribution, and the date the contribution was made.~~

Sec. 6. Section 56.6, subsection 1, paragraph c, Code 1987, is amended to read as follows:

c. A candidate's committee of a state officeholder shall file a letter report to be received within fourteen days of the receipt of any contribution from a political committee or from a lobbyist registered under the rules adopted by either house of the general assembly while the general assembly is in session. The committee may request, in writing, a fourteen-day extension on a letter report which shall be granted if received on or before the date the report is due. The letter report shall notify the commission of the following:

- (1) The name of the candidate's committee.
- (2) The name and complete address of the political committee or registered lobbyist making the contribution.
- (3) The amount of the contribution.

(4) The date the contribution was received.

(5) In the event the contribution was caused by a fundraiser, an explanation of the sponsor and type of event held.

The provisions of this paragraph are in addition to any other reporting requirements of this chapter and any reporting rules adopted by either house of the general assembly.

Sec. 7. Section 56.6, subsection 3, paragraphs g and l, Code 1987, are amended to read as follows:

g. The name and mailing address of each person to whom disbursements or loan repayments have been made by the committee from contributions during the reporting period and the amount, purpose, and date of each disbursement except that disbursements of less than five dollars may be shown as miscellaneous disbursements so long as the aggregate miscellaneous disbursements to any one person during a calendar year do not exceed one hundred dollars. If disbursements are made to a consultant, the consultant shall provide the committee with a statement of disbursements made by the consultant during the reporting period showing the name and address of the recipient, amount, purpose, and date to the same extent as if made by the candidate, which shall be included in the report by the committee.

l. Such other Other pertinent information as may be required by this chapter, or by rules adopted pursuant to this chapter, or forms approved by the commission.

Sec. 8. Section 56.14, Code 1987, is amended to read as follows:

56.14 POLITICAL ADVERTISEMENTS.

A person who causes the publication or distribution of published material after July 1, 1984, designed to promote or defeat the nomination or election of a candidate for public office or the passage of a constitutional amendment or public measure shall include conspicuously on the published material the identity and address of the person responsible for the

material. If the person responsible is an organization, the name of one officer of the organization shall appear on the material. However, if the organization is a committee which has filed a statement of organization under this chapter, only the name of the committee is required to be included on the published material. This section does not apply to the editorials or news articles of a newspaper or magazine which are not political advertisements. For the purpose of this section, "published material" means any newspaper, magazine, shopper, outdoor advertising facility, poster, yard sign including hand lettered signs, direct mailing, brochure, or any other form of printed general public political advertising; however, the identification need not be conspicuous on posters and yard signs including hand-lettered signs. This section requires that the identification on yard signs be in letters at least one inch high; however, if the yard sign is authorized by the candidate's committee or the candidate, no identification is required by this section. This section does not apply to bumper stickers, pins, buttons, pens, matchbooks, and similar small items upon which the inclusion of the disclaimer would be impracticable or to published material which is subject to federal regulations regarding a disclaimer requirement. Yard signs are subject to removal by highway authorities as provided in section 319.13. Notice may be provided to the chairperson of the appropriate county central committee if the highway authorities are unable to provide notice to the candidate, candidate's committee, or political committee regarding the yard sign.

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 424, Seventy-second General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved May 5, 1987

TERRY E. BRANSTAD
Governor