

Gipp, Chair  
Arnold  
Chiodo  
Jager  
Jochum  
O'Brien  
Van Engelenhoven

HSB 545  
STATE GOVERNMENT

Successed by  
SF 2409

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED ETHICS AND CAMPAIGN  
DISCLOSURE BOARD BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to campaign finance law and providing penalties.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 56.2, subsection 14, paragraph c, Code  
2 Supplement 1999, is amended by striking the paragraph.

3 Sec. 2. NEW SECTION. 56.4A FALSE MATERIAL STATEMENTS.

4 A person shall not knowingly or willfully make a false  
5 material statement in any report, form, or statement filed  
6 with the board, or with a commissioner.

7 Sec. 3. Section 56.12A, unnumbered paragraph 1, Code  
8 Supplement 1999, is amended to read as follows:

9 ~~The state and the governing body of a county, city, or~~  
10 ~~other political subdivision of the state~~ A person shall not  
11 expend or permit the expenditure of public moneys for  
12 political purposes, including expressly advocating the passage  
13 or defeat of a ballot issue.

14 Sec. 4. Section 56.13, Code Supplement 1999, is amended by  
15 striking the section and inserting in lieu thereof the  
16 following:

17 56.13 INDEPENDENT EXPENDITURES.

18 1. Any individual who meets all of the following criteria  
19 shall file an independent expenditure statement with the board  
20 or commissioner where the benefited committee files statements  
21 and reports under this chapter:

22 a. The individual is not a candidate.

23 b. The individual is acting independently and not in  
24 coordination with another individual, organization, or  
25 committee.

26 c. The individual makes one or more expenditures in excess  
27 of five hundred dollars in the aggregate, or incurs  
28 indebtedness in excess of five hundred dollars in the  
29 aggregate, to expressly advocate the election or defeat of a  
30 clearly identified candidate or the passage or defeat of a  
31 ballot issue.

32 2. Any combination of two or more individuals, or a person  
33 other than an individual, that makes one or more expenditures  
34 in excess of five hundred dollars in the aggregate, or incurs  
35 indebtedness in excess of five hundred dollars in the

1 aggregate, to expressly advocate the election or defeat of a  
2 clearly identified candidate or the passage or defeat of a  
3 ballot issue, shall file an independent expenditure statement  
4 with the board or commissioner where the benefited committee  
5 files statements and reports under this chapter.

6 3. An independent expenditure statement shall be filed  
7 within ten days of the making of any expenditure or incurring  
8 of indebtedness that exceeds the five hundred dollar aggregate  
9 threshold.

10 4. The independent expenditure statement shall contain all  
11 of the following information:

12 a. Identification of the individuals or persons filing the  
13 statement.

14 b. Description of the position advocated by the  
15 individuals or persons with regard to the clearly identified  
16 candidate or ballot issue.

17 c. Identification of the candidate or ballot issue  
18 benefited by the independent expenditure.

19 d. The dates on which the expenditures or incurrence of  
20 indebtedness took place.

21 e. Description of the nature of the action taken that  
22 resulted in the expenditures or debts.

23 f. The cost of the expenditures at fair market value.

24 5. a. Publishers of print and electronic media shall  
25 record all purchases of print space and electronic media time  
26 or space related to advertisements that expressly advocate the  
27 election or defeat of a clearly identified candidate or the  
28 passage or defeat of a ballot issue.

29 b. Publishers of print and electronic media shall file  
30 monthly reports of activity covered by this section with the  
31 board due at the board or postmarked by the fifth day of each  
32 month following any month in which media space or time has  
33 been purchased related to advertisements that expressly  
34 advocate the election or defeat of a clearly identified  
35 candidate or the passage or defeat of a ballot issue.

1 c. The reports shall contain a detailed listing of at  
2 least the following information:

3 (1) Identification of the individuals or persons  
4 purchasing the media space or time.

5 (2) Identification of the candidate or ballot issue that  
6 is clearly identified in the advertisement.

7 (3) Description of the position advocated by the  
8 individuals or persons with regard to the clearly identified  
9 candidate or ballot issue.

10 (4) The dates on which the purchase took place and the  
11 dates for which the media space or time were purchased.

12 (5) The cost of the media space or time.

13 6. The filing requirements of this section shall apply in  
14 addition to any other applicable filing requirements under  
15 this chapter.

16 7. The board shall develop, prescribe, furnish, and  
17 distribute forms for the independent expenditure statements  
18 and media reports required by this section.

19 Sec. 5. Section 56.14, Code Supplement 1999, is amended to  
20 read as follows:

21 56.14 ATTRIBUTION STATEMENT ON POLITICAL MATERIAL -- YARD  
22 SIGNS EXEMPTED.

23 1. a. A person who causes the publication or distribution  
24 of published material designed to expressly advocate the  
25 nomination, election, or defeat of a candidate for public  
26 office or the passage or defeat of a constitutional amendment  
27 or public measure shall include conspicuously on the published  
28 material the identity and address of the person responsible  
29 for the material.

30 (1) If the person responsible is an organization, the name  
31 of one officer of the organization shall appear on the  
32 material. However, if the organization is a registered  
33 ~~committee which has filed a statement of organization under~~  
34 ~~this chapter~~, only the name of the committee is required to be  
35 included on the published material.

1     (2) Published material designed to expressly advocate the  
 2 nomination, election, or defeat of a candidate for public  
 3 office or the passage or defeat of a constitutional amendment  
 4 or public measure which contains language or depictions which  
 5 a reasonable person would understand as asserting that an  
 6 entity which is incorporated or is a registered committee had  
 7 authored the material shall, if the entity is not incorporated  
 8 or a registered committee, include conspicuously on the  
 9 published material a statement that the apparent organization  
 10 or committee is not incorporated or a registered committee in  
 11 addition to the attribution statement required by this  
 12 section.

13     b. For purposes of this section, "registered:

14     (1) "Registered committee" means a committee which has an  
 15 active statement of organization filed under section 56.5.

16     (2) "Published material" means any newspaper, magazine,  
 17 shopper, outdoor advertising facility, poster, direct mailing,  
 18 brochure, or any other form of printed general public  
 19 political advertising; however, the identification need not be  
 20 conspicuous on posters. This subsection does not apply to  
 21 yard signs, bumper stickers, pins, buttons, pens, matchbooks,  
 22 and similar small items upon which the inclusion of the  
 23 attribution statement would be impracticable or to published  
 24 material which is subject to federal regulations regarding an  
 25 attribution requirement.

26     ~~b. c.~~ This subsection does not apply to the editorials or  
 27 news articles of a newspaper or magazine which are not  
 28 political advertisements. ~~For-the-purpose-of-this-subsection,~~  
 29 ~~"published-material"-means-any-newspaper,-magazine,-shopper,-~~  
 30 ~~outdoor-advertising-facility,-poster,-direct-mailing,-~~  
 31 ~~brochure,-or-any-other-form-of-printed-general-public~~  
 32 ~~political-advertising,-however,-the-identification-need-not-be~~  
 33 ~~conspicuous-on-posters;--This-subsection-does-not-apply-to~~  
 34 ~~yard-signs,-bumper-stickers,-pins,-buttons,-pens,-matchbooks,-~~  
 35 ~~and-similar-small-items-upon-which-the-inclusion-of-the~~

1 attribution-statement-would-be-impracticable-or-to-published  
2 material-which-is-subject-to-federal-regulations-regarding-an  
3 attribution-requirement:

4 c. d. This subsection shall not be construed to require  
5 the inclusion on published material of information which  
6 discloses the identity or address of any individual who is  
7 acting independently and ~~using-the-individual's-own-modest~~  
8 resources expends five hundred dollars or less to publish or  
9 distribute the material that expressly advocates the passage  
10 or defeat of a ballot issue.

11 ~~2. a. Yard signs shall not be placed on any property~~  
12 ~~which adjoins a city, county, or state roadway sooner than~~  
13 ~~forty-five days preceding a primary or general election and~~  
14 ~~shall be removed within seven days after the primary or~~  
15 ~~general election in which the name of the particular candidate~~  
16 ~~or ballot issue described on the yard sign appears on the~~  
17 ~~ballot. Yard signs are subject to removal by highway~~  
18 ~~authorities as provided in section 319.13, or by county or~~  
19 ~~city law enforcement authorities in a manner consistent with~~  
20 ~~section 319.13. The placement or erection of yard signs shall~~  
21 ~~be exempt from the requirements of chapter 480. Notice may be~~  
22 ~~provided to the chairperson of the appropriate county central~~  
23 ~~committee if the highway authorities are unable to provide~~  
24 ~~notice to the candidate, candidate's committee, or political~~  
25 ~~committee regarding the yard sign.~~

26 b. 2. This subsection chapter does not prohibit the  
27 placement of yard signs on agricultural any of the following  
28 property:

29 a. Agricultural land owned by individuals or by a family  
30 farm operation as defined in section 9H.1, subsections 8, 8A,  
31 9, and 10; ~~does not prohibit the placement of yard signs on~~  
32 property. For the purposes of this section, "agricultural  
33 land" means agricultural land as defined in section 9H.1.

34 b. Property owned by private individuals who have rented  
35 or leased the property to a corporation, if the prior written

1 permission of the property owner is obtained, ~~and does not~~  
2 ~~prohibit the placement of yard signs on residential.~~

3 c. Residential property owned by a corporation but rented  
4 or leased to a private individual, or property rented or  
5 leased to a candidate's committee, county statutory political  
6 committee, or other political committee, if the prior  
7 permission of the renter or lessee is obtained. For the  
8 purposes of this chapter, "agricultural land" means  
9 agricultural land as defined in section 9H.1.

10 3. A person shall not alter, remove, move, vandalize,  
11 deface, or destroy any sign that expressly advocates the  
12 election or defeat of a clearly identified candidate or the  
13 passage or defeat of a ballot issue without the prior  
14 permission of the owner of the sign.

15 Sec. 6. Section 56.41, subsection 2, paragraph i, Code  
16 1999, is amended to read as follows:

17 i. Meals, groceries, or other food expense, except for  
18 tickets the following:

19 (1) Tickets to meals that the candidate attends solely for  
20 the purpose of enhancing the candidacy or the candidacy of  
21 another person. However, payment for food

22 (2) Food and drink purchased for campaign related purposes  
23 and for entertainment of campaign volunteers is permitted.

24 (3) Meals of up to twenty-five dollars for an event  
25 attended by the candidate for purposes of constituency  
26 services or for the purposes of holding elected office.

27 EXPLANATION

28 This bill amends certain provisions of Code chapter 56  
29 pertaining to campaign finance law.

30 The bill strikes part of the definition of "express  
31 advocacy" in Code section 56.2, subsection 14. The United  
32 States court of appeals for the eighth circuit has held that  
33 the language in that portion of the definition is  
34 unconstitutional.

35 The bill adds new Code section 56.4A to provide that a

1 person shall not knowingly and willfully make a false material  
2 statement in a campaign report or form. Violations of this  
3 provision are punishable as a serious misdemeanor under Code  
4 section 56.16. A serious misdemeanor is punishable by  
5 confinement for no more than one year and a fine of at least  
6 \$250 but not more than \$1,500.

7 The bill amends Code section 56.12A to prohibit any person  
8 from using public moneys for political purposes. The current  
9 statute prohibits only the state and political subdivisions  
10 from making such expenditures.

11 The bill replaces language in Code section 56.13 relating  
12 to independent expenditures and removes certain provisions  
13 held to be unconstitutional by the United States court of  
14 appeals for the eighth circuit. The new language requires the  
15 filing by individuals or certain persons of an independent  
16 expenditure statement within 10 days of making an expenditure  
17 or incurring an indebtedness exceeding \$500 in the aggregate  
18 to expressly advocate the election or defeat of a clearly  
19 identified candidate or the passage or defeat of a ballot  
20 issue. The new language specifies the criteria for filing, as  
21 well as the contents of the statement. The new language also  
22 requires publishers of print and electronic media to file  
23 monthly reports of purchases of media space and time for  
24 advertisements that expressly advocate the election or defeat  
25 of a clearly identified candidate or the passage or defeat of  
26 a ballot issue, by the fifth day of any month following a  
27 month where such a purchase was made, and specifies the  
28 contents of such reports.

29 The bill amends and reorganizes Code section 56.14 relating  
30 to attribution statements on political material and to yard  
31 signs. The bill specifies a \$500 limit for political material  
32 that can be distributed by an individual to expressly advocate  
33 the passage or defeat of a ballot issue, rather than the  
34 current limit of the individual's "modest resources" regarding  
35 candidates or ballot issues.

1 The bill removes restrictions on the placement of yard  
 2 signs held to be unconstitutional by the United States court  
 3 of appeals for the eighth circuit. The bill reorganizes the  
 4 remaining subsection pertaining to placement of yard signs on  
 5 certain types of property and adds that such signs can be  
 6 placed on corporate property that is rented by a political  
 7 committee.

8 The bill also adds a provision prohibiting the movement or  
 9 destruction of yard signs without permission. Violations of  
 10 this provision are punishable as a serious misdemeanor under  
 11 Code section 56.16. A serious misdemeanor is punishable by  
 12 confinement for no more than one year and a fine of at least  
 13 \$250 but not more than \$1,500.

14 Code section 56.41 is amended to permit the use of campaign  
 15 funds, up to \$25, for payment of meals for an event attended  
 16 by a candidate for purposes of constituency services or for  
 17 the purposes of holding elected office.

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SB545

THOMAS J. VILSACK, GOVERNOR  
SALLY J. PEDERSON, LT. GOVERNOR

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD  
KAY WILLIAMS, EXECUTIVE DIRECTOR

**TO: MEMBERS OF 2000 IOWA GENERAL ASSEMBLY**

**FROM: W. CHARLES SMITHSON, LEGAL COUNSEL** *NCS*

**DATE: JANUARY 19, 2000**

**Re: IECDB DEPARTMENTAL BILL FOR CAMPAIGN FINANCE**

On behalf of the Iowa Ethics and Campaign Disclosure Board, I am respectfully submitting the Board's 2000 Departmental Bill concerning proposed changes to the campaign finance laws found in Iowa Code Chapter 56. The provisions in this bill are for the following purposes:

1. Repealing the portion of "express advocacy" in Iowa Code section 56.2(12A)"c" that was ruled to be unconstitutional and unenforceable by the United States 8<sup>th</sup> Circuit Court of Appeals in 1999. The other portions of the definition are constitutional and do not need to be amended.
2. Put into the law a provision that prohibits any person who knowingly and willfully makes a false material statement in a campaign report or form. The purpose of this provision would be to prohibit persons from intentionally misleading the public in any campaign report or form.
3. Amend Iowa Code section 56.12A by prohibiting **any person** from using public resources for a political purpose. Currently, the prohibition only applies to the government and its employees while private sector citizens are able to use taxpayer-funded items for political purposes.
4. Amend Iowa Code section 56.13 by repealing the old statute and enacting an entirely new statute governing "independent expenditures". This needs to be done to reflect the United States 8<sup>th</sup> Circuit Court of Appeals in 1999 ruling that the current "notice and disavowal" provisions for "independent expenditures" are unconstitutional and unenforceable. The amendment is to have an "independent expenditure" law that is constitutional.
5. Amend Iowa Code section 56.14 by repealing certain sections to reflect court rulings from 1995. In addition, put in a provision that allows political committees to place yard signs on corporate property that is rented by the committees. Finally, put in a provision to make it a violation of the campaign laws for someone to move or destroy a campaign yard sign without permission. Also, this recommendation includes some reorganization to make the statute easier to read and understand.
6. Amend Iowa Code section 56.41(2)"i" to permit the use of campaign funds for the payment of meals of up to \$25.00 when meeting with constituents.

While these provisions do not overhaul the current system, they are important and will enable the Board to better serve the public. I look forward to working with the 2000 Iowa General Assembly to achieve the goals set out in the proposed legislation.

3/21/00 Removed from Calendar

FEB 24 2000

Place On Calendar

HOUSE FILE

2409

BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO HSB 545)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to campaign finance law and providing penalties  
2 and providing an effective date.

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

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HF 2409

1 Section 1. Section 56.2, subsection 14, paragraph c, Code  
2 Supplement 1999, is amended by striking the paragraph.

3 Sec. 2. NEW SECTION. 56.4A FALSE MATERIAL STATEMENTS.

4 A person shall not knowingly or willfully make a false  
5 material statement in any report, form, or statement filed  
6 with the board, or with a commissioner.

7 Sec. 3. Section 56.12A, unnumbered paragraph 1, Code  
8 Supplement 1999, is amended to read as follows:

9 ~~The state and the governing body of a county, city, or~~  
10 ~~other political subdivision of the state~~ A person shall not  
11 expend or permit the expenditure of public moneys for  
12 political purposes, including expressly advocating the passage  
13 or defeat of a ballot issue.

14 Sec. 4. Section 56.13, Code Supplement 1999, is amended by  
15 striking the section and inserting in lieu thereof the  
16 following:

17 56.13 INDEPENDENT EXPENDITURES.

18 1. Any individual who meets all of the following criteria  
19 shall file an independent expenditure statement with the board  
20 or commissioner where the benefited committee files statements  
21 and reports under this chapter:

22 a. The individual is not a candidate.

23 b. The individual is acting independently and not in  
24 coordination with another individual, organization, or  
25 committee.

26 c. The individual makes one or more expenditures in excess  
27 of five hundred dollars in the aggregate, or incurs  
28 indebtedness in excess of five hundred dollars in the  
29 aggregate, to expressly advocate the election or defeat of a  
30 clearly identified candidate or the passage or defeat of a  
31 ballot issue.

32 2. Any combination of two or more individuals, or a person  
33 other than an individual, that makes one or more expenditures  
34 in excess of five hundred dollars in the aggregate, or incurs  
35 indebtedness in excess of five hundred dollars in the

1 aggregate, to expressly advocate the election or defeat of a  
2 clearly identified candidate or the passage or defeat of a  
3 ballot issue, shall file an independent expenditure statement  
4 with the board or commissioner where the benefited committee  
5 files statements and reports under this chapter.

6 3. An independent expenditure statement shall be filed  
7 within ten days of the making of any expenditure or incurring  
8 of indebtedness that exceeds the five hundred dollar aggregate  
9 threshold.

10 4. The independent expenditure statement shall contain all  
11 of the following information:

12 a. Identification of the individuals or persons filing the  
13 statement.

14 b. Description of the position advocated by the  
15 individuals or persons with regard to the clearly identified  
16 candidate or ballot issue.

17 c. Identification of the candidate or ballot issue  
18 benefited by the independent expenditure.

19 d. The dates on which the expenditures or incurrence of  
20 indebtedness took place.

21 e. Description of the nature of the action taken that  
22 resulted in the expenditures or debts.

23 f. The cost of the expenditures at fair market value.

24 5. The filing requirements of this section shall apply in  
25 addition to any other applicable filing requirements under  
26 this chapter.

27 6. The board shall develop, prescribe, furnish, and  
28 distribute forms for the independent expenditure statements  
29 required by this section.

30 Sec. 5. Section 56.14, Code Supplement 1999, is amended to  
31 read as follows:

32 56.14 ATTRIBUTION STATEMENT ON POLITICAL MATERIAL -- YARD  
33 SIGNS EXEMPTED.

34 1. a. A person who causes the publication or distribution  
35 of published material designed to expressly advocate the

1 nomination, election, or defeat of a candidate for public  
2 office or the passage or defeat of a constitutional amendment  
3 or public measure shall include conspicuously on the published  
4 material the identity and address of the person responsible  
5 for the material.

6 (1) If the person responsible is an organization, the name  
7 of one officer of the organization shall appear on the  
8 material. However, if the organization is a registered  
9 ~~committee which has filed a statement of organization under~~  
10 ~~this chapter~~, only the name of the committee is required to be  
11 included on the published material.

12 (2) Published material designed to expressly advocate the  
13 nomination, election, or defeat of a candidate for public  
14 office or the passage or defeat of a constitutional amendment  
15 or public measure which contains language or depictions which  
16 a reasonable person would understand as asserting that an  
17 entity which is incorporated or is a registered committee had  
18 authored the material shall, if the entity is not incorporated  
19 or a registered committee, include conspicuously on the  
20 published material a statement that the apparent organization  
21 or committee is not incorporated or a registered committee in  
22 addition to the attribution statement required by this  
23 section.

24 b. For purposes of this section, "registered:

25 (1) "Registered committee" means a committee which has an  
26 active statement of organization filed under section 56.5.

27 (2) "Published material" means any newspaper, magazine,  
28 shopper, outdoor advertising facility, poster, direct mailing,  
29 brochure, or any other form of printed general public  
30 political advertising; however, the identification need not be  
31 conspicuous on posters. This subsection does not apply to  
32 yard signs, bumper stickers, pins, buttons, pens, matchbooks,  
33 and similar small items upon which the inclusion of the  
34 attribution statement would be impracticable or to published  
35 material which is subject to federal regulations regarding an

1 attribution requirement.

2     b: c. This subsection does not apply to the editorials or  
3 news articles of a newspaper or magazine which are not  
4 political advertisements. For-the-purpose-of-this-subsection,  
5 "published-material"-means-any-newspaper,-magazine,-shopper,  
6 outdoor-advertising-facility,-poster,-direct-mailing,  
7 brochure,-or-any-other-form-of-printed-general-public  
8 political-advertising,-however,-the-identification-need-not-be  
9 conspicuous-on-posters;-This-subsection-does-not-apply-to  
10 yard-signs,-bumper-stickers,-pins,-buttons,-pens,-matchbooks,  
11 and-similar-small-items-upon-which-the-inclusion-of-the  
12 attribution-statement-would-be-impracticable-or-to-published  
13 material-which-is-subject-to-federal-regulations-regarding-an  
14 attribution-requirement:-

15     c: d. This subsection shall not be construed to require  
16 the inclusion on published material of information which  
17 discloses the identity or address of any individual who is  
18 acting independently and using-the-individual's-own-modest  
19 resources expends five hundred dollars or less to publish or  
20 distribute the material that expressly advocates the passage  
21 or defeat of a ballot issue.

22     2:--a:--Yard-signs-shall-not-be-placed-on-any-property  
23 which-adjoins-a-city,-county,-or-state-roadway-sooner-than  
24 forty-five-days-preceding-a-primary-or-general-election-and  
25 shall-be-removed-within-seven-days-after-the-primary-or  
26 general-election-in-which-the-name-of-the-particular-candidate  
27 or-ballot-issue-described-on-the-yard-sign-appears-on-the  
28 ballot;--Yard-signs-are-subject-to-removal-by-highway  
29 authorities-as-provided-in-section-319.13,-or-by-county-or  
30 city-law-enforcement-authorities-in-a-manner-consistent-with  
31 section-319.13;--The-placement-or-erection-of-yard-signs-shall  
32 be-exempt-from-the-requirements-of-chapter-480;--Notice-may-be  
33 provided-to-the-chairperson-of-the-appropriate-county-central  
34 committee-if-the-highway-authorities-are-unable-to-provide  
35 notice-to-the-candidate,-candidate's-committee,-or-political

1 ~~committee-regarding-the-yard-sign:~~

2 b: 2. This subsection chapter does not prohibit the  
3 placement of yard signs on agricultural any of the following  
4 property:

5 a. Agricultural land owned by individuals or by a family  
6 farm operation as defined in section 9H.1, subsections 8, 8A,  
7 9, and 10; ~~does-not-prohibit-the-placement-of-yard-signs-on~~  
8 property. For the purposes of this section, "agricultural  
9 land" means agricultural land as defined in section 9H.1.

10 b. Property owned by private individuals who have rented  
11 or leased the property to a corporation, if the prior written  
12 permission of the property owner is obtained; ~~and-does-not~~  
13 ~~prohibit-the-placement-of-yard-signs-on-residential.~~

14 c. Residential property owned by a corporation but rented  
15 or leased to a private individual, or property rented or  
16 leased to a candidate's committee, county statutory political  
17 committee, or other political committee, if the prior  
18 permission of the renter or lessee is obtained. ~~For-the~~  
19 ~~purposes-of-this-chapter,-"agricultural-land"-means~~  
20 ~~agricultural-land-as-defined-in-section-9H.1:~~

21 3. A person shall not alter, remove, move, vandalize,  
22 deface, or destroy any sign that expressly advocates the  
23 election or defeat of a clearly identified candidate or the  
24 passage or defeat of a ballot issue without the prior  
25 permission of the owner of the sign.

26 Sec. 6. Section 56.41, subsection 2, paragraph i, Code  
27 1999, is amended to read as follows:

28 i. Meals, groceries, or other food expense, except for  
29 tickets the following:

30 (1) Tickets to meals that the candidate attends solely for  
31 the purpose of enhancing the candidacy or the candidacy of  
32 another person. ~~However,-payment-for-food~~

33 (2) Food and drink purchased for campaign related purposes  
34 and for entertainment of campaign volunteers ~~is-permitted.~~

35 (3) Meals of up to twenty-five dollars for an event

1 attended by the candidate for purposes of constituency  
2 services or for the purposes of holding elected office.

3 Sec. 7. EFFECTIVE DATE. This Act, being deemed of  
4 immediate importance, takes effect upon enactment.

5

EXPLANATION

6 This bill amends certain provisions of Code chapter 56  
7 pertaining to campaign finance law.

8 The bill strikes part of the definition of "express  
9 advocacy" in Code section 56.2, subsection 14. The United  
10 States court of appeals for the eighth circuit has held that  
11 the language in that portion of the definition is  
12 unconstitutional.

13 The bill adds new Code section 56.4A to provide that a  
14 person shall not knowingly and willfully make a false material  
15 statement in a campaign report or form. Violations of this  
16 provision are punishable as a serious misdemeanor under Code  
17 section 56.16. A serious misdemeanor is punishable by  
18 confinement for no more than one year and a fine of at least  
19 \$250 but not more than \$1,500.

20 The bill amends Code section 56.12A to prohibit any person  
21 from using public moneys for political purposes. The current  
22 statute prohibits only the state and political subdivisions  
23 from making such expenditures.

24 The bill replaces language in Code section 56.13 relating  
25 to independent expenditures and removes certain provisions  
26 held to be unconstitutional by the United States court of  
27 appeals for the eighth circuit. The new language requires the  
28 filing by individuals or certain persons of an independent  
29 expenditure statement within 10 days of making an expenditure  
30 or incurring an indebtedness exceeding \$500 in the aggregate  
31 to expressly advocate the election or defeat of a clearly  
32 identified candidate or the passage or defeat of a ballot  
33 issue. The new language specifies the criteria for filing, as  
34 well as the contents of the statement.

35 The bill amends and reorganizes Code section 56.14 relating

1 to attribution statements on political material and to yard  
2 signs. The bill specifies a \$500 limit for political material  
3 that can be distributed by an individual to expressly advocate  
4 the passage or defeat of a ballot issue, rather than the  
5 current limit of the individual's "modest resources" regarding  
6 candidates or ballot issues.

7 The bill removes restrictions on the placement of yard  
8 signs held to be unconstitutional by the United States court  
9 of appeals for the eighth circuit. The bill reorganizes the  
10 remaining subsection pertaining to placement of yard signs on  
11 certain types of property and adds that such signs can be  
12 placed on corporate property that is rented by a political  
13 committee.

14 The bill also adds a provision prohibiting the movement or  
15 destruction of yard signs without permission. Violations of  
16 this provision are punishable as a serious misdemeanor under  
17 Code section 56.16. A serious misdemeanor is punishable by  
18 confinement for no more than one year and a fine of at least  
19 \$250 but not more than \$1,500.

20 Code section 56.41 is amended to permit the use of campaign  
21 funds, up to \$25, for payment of meals for an event attended  
22 by a candidate for purposes of constituency services or for  
23 the purposes of holding elected office.

24 This bill takes effect upon enactment.

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HOUSE FILE 2409

H-8073

- 1 Amend House File 2409 as follows:  
2 1. Page 6, line 2, by inserting after the word  
3 "office." the following: "Candidates who utilize this  
4 provision shall annually notify all individual  
5 contributors of such expenditures by the candidate  
6 during the calendar year in which the expense was  
7 incurred. One notice per calendar year of all  
8 expenditures pursuant to this provision satisfies the  
9 notification requirement."

By CORMACK of Webster

H-8073 FILED FEBRUARY 28, 2000

HOUSE FILE 2409

H-8093

- 1 Amend House File 2409 as follows:  
2 1. By striking page 5, line 26, through page 6,  
3 line 2.  
4 2. By renumbering as necessary.

By GIPP of Winneshiek

H-8093 FILED FEBRUARY 29, 2000

HOUSE FILE 2409

H-8167

- 1 Amend House File 2409 as follows:  
2 1. Page 6, by inserting after line 2 the  
3 following:  
4 "Sec. \_\_\_\_ . 1999 Iowa Acts, chapter 136, section  
5 14, subsection 3, is amended to read as follows:  
6 3. REPORT. Not later than December 15, ~~1999~~ 2000,  
7 the commission shall submit to the general assembly a  
8 report of the activities of the commission, together  
9 with a draft of legislation recommended by the  
10 commission to reform the campaign finance disclosure  
11 and related laws for consideration by the general  
12 assembly in the year ~~2000~~ 2001 according to the  
13 provisions of this Act.  
14 Sec. \_\_\_\_ . 1999 Iowa Acts, chapter 136, section 15,  
15 is amended to read as follows:  
16 SEC. 15. ASSIGNMENT OF LEGISLATION. The  
17 legislation drafted by the commission shall be filed  
18 with each chamber on the first day of the legislative  
19 session beginning in the year ~~2000~~ 2001, and  
20 immediately assigned to the committee on state  
21 government in each chamber."  
22 2. By renumbering as necessary.

By JOCHUM of Dubuque

H-8167 FILED MARCH 2, 2000

## HOUSE FILE 2409

H-8171

1 Amend House File 2409 as follows:

2 1. Page 1, by inserting after line 6 the  
3 following:

4 "Sec. \_\_\_\_ . NEW SECTION. 56.6A ELECTRONIC FILING.

5 Reports filed with the board pursuant to the  
6 requirements of section 56.6 shall be filed in an  
7 electronic format if a candidate or committee accepts  
8 contributions in excess of twenty thousand dollars in  
9 the aggregate, makes expenditures in excess of twenty  
10 thousand dollars in the aggregate, or incurs  
11 indebtedness in excess of twenty thousand dollars in  
12 the aggregate."

13 2. Page 2, by inserting after line 29 the  
14 following:

15 "Sec. \_\_\_\_ . NEW SECTION. 56.13A MEDIA REPORTS.

16 1. a. Publishers of print and electronic media  
17 shall record all purchases of print space and  
18 electronic media time or space related to  
19 advertisements that expressly advocate the election or  
20 defeat of a clearly identified candidate or the  
21 passage or defeat of a ballot issue.

22 b. Publishers shall file monthly reports of  
23 activity covered by this section with the board, due  
24 at the board or postmarked by the fifth day of each  
25 month following any month in which media space or time  
26 has been purchased related to advertisements that  
27 expressly advocate the election or defeat of a clearly  
28 identified candidate or the passage or defeat of a  
29 ballot issue.

30 c. The reports shall contain a detailed listing of  
31 at least the following information:

32 (1) Identification of the persons buying the media  
33 space or time.

34 (2) Identification of the candidate or ballot  
35 issue that is clearly identified in the advertisement.

36 (3) Description of the position advocated by the  
37 persons buying the media space or time with regard to  
38 the clearly identified candidate or ballot issue.

39 (4) The dates on which the purchase took place,  
40 and the dates for which the media space or time was  
41 purchased.

42 (5) The cost of the media space or time.

43 2. The filing requirements of this section shall  
44 apply in addition to any other applicable filing  
45 requirements under this chapter.

46 3. The board shall develop, prescribe, furnish,  
47 and distribute forms for the media reports."

48 3. Page 6, by striking lines 3 and 4 and  
49 inserting the following:

50 "Sec. \_\_\_\_ . NEW SECTION. 56.100 DEFINITIONS.

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1 For the purposes of this subchapter:  
2 1. "Allowable contribution" means a qualifying  
3 contribution or a seed money contribution.  
4 2. "Board" means the Iowa ethics and campaign  
5 disclosure board established under section 68B.32.  
6 3. "Clean money qualifying period" means the  
7 period during which candidates are permitted to  
8 collect qualifying contributions in order to qualify  
9 for clean money funding. The period begins ninety  
10 days before the beginning of the primary election  
11 campaign period and ends thirty days before the  
12 beginning of the primary election campaign period.  
13 4. "Coordination" means a payment made for a  
14 communication or anything of value that is for the  
15 purpose of influencing the outcome of an election and  
16 that is made by a person according to at least one of  
17 the following:  
18 a. In cooperation, consultation, or concert with,  
19 at the request or suggestion of, or pursuant to, a  
20 particular understanding with a candidate, a  
21 candidate's authorized committee, or an agent acting  
22 on behalf of a candidate or authorized committee.  
23 b. For the dissemination, distribution, or  
24 republication, in whole or in part, of any broadcast  
25 or any written, graphic, or other form of campaign  
26 material prepared by a candidate, a candidate's  
27 committee, or an agent of a candidate or candidate's  
28 committee.  
29 c. Based on specific information about the  
30 candidate's plans, projects, or needs provided to the  
31 person making the payment by the candidate or the  
32 candidate's agent who provides the information with a  
33 view toward having the payment made.  
34 d. If, in the same election cycle in which the  
35 payment is made, the person making the payment is  
36 serving or has served as a member, employee, fund-  
37 raiser, or agent of the candidate's committee in an  
38 executive or policymaking position.  
39 e. If the person making the payment has served in  
40 any formal policy or advisory position with the  
41 candidate's campaign or has participated in strategic  
42 or policymaking discussions with the candidate's  
43 campaign relating to the candidate's pursuit of  
44 nomination for election, or election, to office, in  
45 the same election cycle as the election cycle in which  
46 the payment is made.  
47 f. If the person making the payment retains the  
48 professional services of an individual or person who,  
49 in a nonministerial capacity, has provided or is  
50 providing campaign-related services in the same

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1 election cycle to a candidate who is pursuing the same  
2 nomination or election as any of the candidates to  
3 whom the communication refers. For purposes of this  
4 section, "professional services" includes services in  
5 support of a candidate's pursuit of nomination for  
6 election or election to office such as polling, media  
7 advice, direct mail, fund-raising, or campaign  
8 research.

9 5. "Excess expenditure amount" means the amount of  
10 money spent or obligated to be spent by a  
11 nonparticipating candidate in excess of the clean  
12 money amount available to a participating candidate  
13 running for the same office.

14 6. "Express advocacy" means the same as defined in  
15 section 56.2.

16 7. "General election campaign period" means the  
17 period beginning the day after the primary election  
18 and ending on the day of the general election.

19 8. "Independent candidate" means a candidate who  
20 does not represent a political party that has been  
21 granted ballot status and holds a primary election to  
22 choose its nominee for the general election.

23 9. "Independent expenditure" means an expenditure  
24 made by a person or group of persons other than a  
25 candidate or candidate's committee that meets both of  
26 the following conditions:

27 a. The expenditure is made for a communication  
28 that contains express advocacy.

29 b. The expenditure is made without the  
30 participation or cooperation of and without  
31 coordination with a candidate or a candidate's  
32 committee.

33 10. "Issue advertisement" means a communication  
34 through a broadcasting station, newspaper, magazine,  
35 outdoor advertising facility, mailing, or any other  
36 type of general public political advertising that has  
37 all of the following characteristics:

38 a. The purchase does not constitute an independent  
39 expenditure or a contribution.

40 b. The cost, in the aggregate, is at least five  
41 hundred dollars.

42 c. The communication contains the name or likeness  
43 of one or more candidates.

44 d. The communication was made during a primary or  
45 general election period.

46 e. The communication recommends a position on a  
47 political issue.

48 11. "Nonparticipating candidate" means a candidate  
49 who is on the ballot but has chosen not to apply for  
50 clean money campaign funding, or a candidate who is on

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1 the ballot and has applied for but has not satisfied  
2 the requirements for receiving clean money funding.  
3 12. "Participating candidate" means a candidate  
4 who qualifies for clean money campaign funding. Such  
5 candidates are eligible to receive clean money funding  
6 during primary or general election campaign periods.

7 13. "Party candidate" means a candidate who  
8 represents a political party as defined by section  
9 43.2.

10 14. "Primary election campaign period" means the  
11 period beginning ninety days before the primary  
12 election and ending on the day of the primary  
13 election.

14 15. "Qualifying contribution" means a contribution  
15 of five dollars that is received during the designated  
16 clean money qualifying period by a candidate seeking  
17 to become eligible for clean money campaign funding  
18 and that is acknowledged by a written receipt  
19 identifying the contributor.

20 16. "Seed money contribution" means a contribution  
21 of no more than one hundred dollars made by an  
22 individual adult during the seed money period, but  
23 specifically excludes all of the following:

24 a. Payments by a membership organization for the  
25 costs of communications to its members.

26 b. Payments by a membership organization for the  
27 purpose of facilitating the making of qualifying  
28 contributions.

29 c. Volunteer activity, including the payment of  
30 incidental expenses by volunteers.

31 17. "Seed money period" means the period beginning  
32 the day following the previous general election for  
33 that office and ending on the last day of the clean  
34 money qualifying period. This is the exploratory  
35 period during which candidates who wish to become  
36 eligible for clean money funding for the next  
37 elections are permitted to raise and spend a limited  
38 amount of private seed money, from contributions of up  
39 to one hundred dollars per individual, for the purpose  
40 of determining whether to become a candidate and  
41 fulfilling the clean money eligibility requirements.

42 Sec.         . NEW SECTION. 56.101 ELIGIBILITY FOR  
43 PARTY CANDIDATES.

44 1. A party candidate qualifies as a participating  
45 candidate for the primary election campaign period if  
46 the candidate does both of the following:

47 a. The candidate files a declaration with the  
48 board that the candidate has complied and will comply  
49 with all of the requirements of this subchapter,  
50 including the requirement that during the seed money

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1 period and the clean money qualifying period the  
2 candidate not accept or spend private contributions  
3 from any source other than seed money contributions  
4 and clean money qualifying contributions, unless the  
5 provisions of section 56.103 apply.

6 b. The candidate meets both of the following  
7 qualifying contribution requirements before the close  
8 of the clean money qualifying period:

9 (1) A party candidate must collect both qualifying  
10 contributions and signatures as follows:

11 (a) For the office of governor, from five hundred  
12 registered voters in each congressional district.

13 (b) For statewide office other than governor, from  
14 two hundred fifty registered voters in each  
15 congressional district.

16 (c) For the Iowa senate, from two hundred  
17 registered voters in the senate candidate's electoral  
18 district.

19 (d) For the Iowa house of representatives from one  
20 hundred registered voters in the house candidate's  
21 electoral district.

22 (2) Each qualifying contribution must meet all  
23 requirements of this section.

24 2. Contributors shall be registered voters who  
25 reside within the candidate's electoral district and  
26 who are therefore eligible to vote for that candidate.

27 3. Qualifying contributions shall be:

28 a. Made in cash or by check or money order.

29 b. Gathered by candidates themselves or by  
30 volunteers who do not receive compensation.

31 c. Acknowledged by a receipt to the contributor,  
32 with a copy to be kept by the candidate and a third  
33 copy to be submitted to the board. The receipt shall  
34 indicate, by the contributor's signature, that the  
35 contributor understands that the purpose of the  
36 contribution is to help the candidate qualify for  
37 clean money campaign funding, and shall include a  
38 signed statement indicating that the contribution is  
39 made without coercion or reimbursement. The receipt  
40 shall include the contributor's signature, printed  
41 name, home address, and telephone number, and the name  
42 of the candidate on whose behalf the contribution is  
43 made.

44 d. Turned over to the board for deposit in the  
45 clean money fund established under section 56.122,  
46 with the signed and completed receipt, according to a  
47 schedule and procedure to be determined by the board.  
48 A contribution submitted as a qualifying contribution  
49 that does not include the signed and completed receipt  
50 shall not be counted as a qualifying contribution.

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1 4. A party candidate qualifies as a participating  
2 candidate for the general election campaign period  
3 when the candidate does both of the following:

4 a. The candidate has met all of the applicable  
5 requirements and filed a declaration with the board  
6 that the candidate has fulfilled and will fulfill all  
7 of the requirements of a participating candidate as  
8 stated in this subchapter.

9 b. As a participating candidate during the primary  
10 election campaign period, the candidate had the  
11 highest number of votes of the candidates contesting  
12 the primary election from the candidate's respective  
13 party and won the party's nomination.

14 Sec. \_\_\_\_ . NEW SECTION. 56.102 ELIGIBILITY FOR  
15 INDEPENDENT CANDIDATES.

16 1. An independent candidate qualifies as a  
17 participating candidate for the primary election  
18 campaign period if the candidate does both of the  
19 following:

20 a. The candidate files a declaration with the  
21 board that the candidate has complied and will comply  
22 with all of the requirements of this subchapter,  
23 including the requirement that during the seed money  
24 period and the clean money qualifying period the  
25 candidate not accept or spend private contributions  
26 from any source other than seed money contributions  
27 and clean money qualifying contributions, unless the  
28 provisions of section 56.103 apply.

29 b. The candidate meets the following qualifying  
30 contribution requirements before the close of the  
31 clean money qualifying period:

32 (1) An independent candidate shall collect the  
33 same number of qualifying contributions as required of  
34 a party candidate for the same office under section  
35 56.101.

36 (2) Each qualifying contribution must meet all  
37 requirements of this section.

38 2. Contributors shall be registered voters who  
39 reside within the candidate's electoral district and  
40 who are therefore eligible to vote for that candidate.

41 3. Qualifying contributions shall be:

42 a. Made in cash or by check or money order.

43 b. Gathered by candidates themselves or by  
44 volunteers who do not receive compensation.

45 c. Acknowledged by a receipt to the contributor,  
46 with a copy to be kept by the candidate and a third  
47 copy to be submitted to the board. The receipt shall  
48 indicate, by the contributor's signature, that the  
49 contributor understands that the purpose of the  
50 contribution is to help the candidate qualify for

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1 clean money campaign funding, and shall include a  
2 signed statement indicating that the contribution is  
3 made without coercion or reimbursement. The receipt  
4 shall include the contributor's signature, printed  
5 name, home address, and telephone number, and the name  
6 of the candidate on whose behalf the contribution is  
7 made.

8 d. Turned over to the board for deposit in the  
9 clean money fund established under section 56.122,  
10 with the signed and completed receipt, according to a  
11 schedule and procedure to be determined by the board.  
12 A contribution submitted as a qualifying contribution  
13 that does not include the signed and completed receipt  
14 shall not be counted as a qualifying contribution.

15 4. An independent candidate qualifies as a  
16 participating candidate for the general election  
17 campaign period when the candidate does both of the  
18 following:

19 a. If, prior to the primary election, the  
20 candidate has met all of the applicable requirements  
21 of this subchapter and filed a declaration with the  
22 board that the candidate has fulfilled and will  
23 fulfill all of the requirements of a participating  
24 candidate as stated in this subchapter.

25 b. If, during the primary election campaign  
26 period, the candidate has fulfilled all the  
27 requirements of a participating candidate as stated in  
28 this subchapter.

29 Sec. \_\_\_\_ . NEW SECTION. 56.103 TRANSITION RULE  
30 FOR CURRENT ELECTION CYCLE.

31 During the election cycle in effect on the date of  
32 enactment of this subchapter, a candidate may be  
33 certified as a participating candidate,  
34 notwithstanding the acceptance of contributions or  
35 making of expenditures from private funds before the  
36 date of enactment that would, absent this section,  
37 disqualify the candidate as a participating candidate,  
38 provided that any private funds accepted but not  
39 expended before the date of enactment of this  
40 subchapter shall either be returned to the contributor  
41 or submitted to the board for deposit in the clean  
42 money fund established under section 56.122.

43 Sec. \_\_\_\_ . NEW SECTION. 56.104 CONTINUING  
44 OBLIGATION TO COMPLY.

45 A participating candidate who accepts any benefits  
46 under section 56.111 during the primary election  
47 campaign period shall comply with all the requirements  
48 of this subchapter through any remaining time during  
49 the primary election campaign period as well as  
50 through the general election campaign period whether

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1 or not the candidate continues to accept benefits.

2 Sec. \_\_\_\_ . NEW SECTION. 56.105 CONTRIBUTIONS AND  
3 EXPENDITURES.

4 1. During the primary and general election  
5 campaign periods, a participating candidate who has  
6 voluntarily agreed to participate in clean money  
7 financing shall not accept private contributions from  
8 any source other than the candidate's political party  
9 as specified in section 56.106.

10 2. Notwithstanding section 56.12, a person shall  
11 not make a contribution in the name of another person.  
12 A participating candidate who receives a qualifying  
13 contribution or a seed money contribution that is not  
14 from the person listed on the receipt as required by  
15 this subchapter shall be liable to pay to the board  
16 for deposit in the clean money fund established under  
17 section 56.122 the entire amount of such contribution,  
18 in addition to any penalties.

19 3. During the primary and general election  
20 campaign periods, a participating candidate shall pay  
21 by means of the board's clean money debit card.

22 4. Eligible candidates shall furnish complete  
23 campaign records, including all records of seed money  
24 contributions and qualifying contributions, to the  
25 board at regular filing times, or on request by the  
26 board. Candidates must cooperate with any audit or  
27 examination conducted or ordered by the board.

28 Sec. \_\_\_\_ . NEW SECTION. 56.105A NONPARTICIPATING  
29 CANDIDATES -- CONTRIBUTION LIMITS.

30 Nonparticipating candidates shall be subject to the  
31 following contribution limits:

32 1. Candidates for statewide office:

33 a. One thousand dollars in the aggregate per  
34 individual contribution.

35 b. Five thousand dollars in the aggregate per  
36 political committee contribution.

37 2. Candidates for the Iowa senate and house of  
38 representatives:

39 a. Five hundred dollars in the aggregate per  
40 individual contribution.

41 b. One thousand dollars in the aggregate per  
42 political committee contribution.

43 Sec. \_\_\_\_ . NEW SECTION. 56.106 POLITICAL PARTY  
44 CONTRIBUTIONS AND EXPENDITURES.

45 1. Participating candidates may accept monetary or  
46 in-kind contributions from political parties provided  
47 that the aggregate amount of such contributions from  
48 all political party committees combined does not  
49 exceed the equivalent of five percent of the clean  
50 money financing amount for that office.

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1 2. In-kind contributions made during a general  
2 election campaign period on behalf of a group of the  
3 party's candidates shall not be considered a  
4 prohibited party contribution or count against the  
5 five percent limit established in subsection 1 if such  
6 group includes at least fifty-one percent of the  
7 candidates whose names will appear on the general  
8 election ballot in the political subdivision  
9 represented by the party committee making such in-kind  
10 contributions.

11 3. Contributions made to, and expenditures made  
12 by, political parties during primary and general  
13 campaign periods shall be reported to the board on the  
14 same basis as contributions and expenditures made to  
15 or by candidates.

16 4. This section and this subchapter shall not  
17 prevent political party funds from being used for any  
18 of the following:

- 19 a. General operating expenses of the party.
- 20 b. Conventions.
- 21 c. Nominating and endorsing candidates.
- 22 d. Identifying, researching, and developing the  
23 party's positions on issues.
- 24 e. Party platform activities.
- 25 f. Non-candidate-specific voter registration.
- 26 g. Non-candidate-specific get-out-the-vote drives.
- 27 h. Travel expenses for noncandidate party leaders  
28 and staff.

29 i. Other non-candidate-specific party-building  
30 activities, as defined by rule of the board.

31 Sec. \_\_\_\_ . NEW SECTION. 56.107 USE OF PERSONAL  
32 FUNDS.

33 1. Personal funds contributed as seed money by a  
34 candidate seeking to become eligible as a  
35 participating candidate or by the candidate's spouse  
36 shall not exceed one hundred dollars per contributor.

37 2. Personal funds shall not be used to meet the  
38 qualifying contribution requirement except for one  
39 five dollar contribution from the candidate and one  
40 five dollar contribution from the candidate's spouse.

41 Sec. \_\_\_\_ . NEW SECTION. 56.108 SEED MONEY.

42 1. The only private contributions a candidate  
43 seeking to become eligible for clean money funding  
44 shall accept, other than qualifying contributions, are  
45 seed money contributions contributed by individual  
46 adults prior to the end of the clean money qualifying  
47 period.

48 2. A seed money contribution shall not exceed one  
49 hundred dollars, and the aggregate amount of seed  
50 money contributions accepted by a candidate seeking to

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1 become eligible for clean money funding shall not  
2 exceed the relevant limit, as follows:

3 a. Twenty-five thousand dollars for a candidate  
4 team running for governor and lieutenant governor.

5 b. Fifteen thousand dollars for a candidate team  
6 running for statewide office other than governor or  
7 lieutenant governor.

8 c. Two thousand dollars for a candidate running  
9 for the Iowa senate.

10 d. One thousand dollars for a candidate running  
11 for the Iowa house of representatives.

12 3. Receipts for seed money contributions shall  
13 include the contributor's signature, printed name,  
14 street address and zip code, telephone number,  
15 occupation, and name of employer. Contributions shall  
16 not be accepted if the required disclosure information  
17 is not received.

18 4. Seed money shall be spent only during the clean  
19 money qualifying period. Seed money shall not be  
20 spent during the primary or general election campaign  
21 periods.

22 5. Within forty-eight hours after the close of the  
23 clean money qualifying period, candidates seeking to  
24 become eligible for clean money funding shall do both  
25 of the following:

26 a. Fully disclose all seed money contributions and  
27 expenditures to the board.

28 b. Turn over to the board for deposit in the clean  
29 money fund any seed money the candidate has raised  
30 during the designated seed money period that exceeds  
31 the aggregate seed money limit.

32 Sec. \_\_\_\_ . NEW SECTION. 56.109 PARTICIPATION IN  
33 DEBATES.

34 1. Participating candidates in contested races  
35 shall participate in all of the following:

36 a. For the offices of governor and lieutenant  
37 governor:

38 (1) One one-hour debate during a contested primary  
39 election.

40 (2) Two one-hour debates during a contested  
41 general election.

42 b. For all other offices:

43 (1) One one-hour debate during a contested primary  
44 election.

45 (2) One one-hour debate during a contested general  
46 election.

47 2. Licensed broadcasters who receive any state  
48 funds shall be required to publicly broadcast the  
49 debates held pursuant to this section and section  
50 56.120.

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1 3. Nonparticipating candidates for the same office  
2 whose names will appear on the ballot shall be invited  
3 to join the debates.

4 Sec. \_\_\_\_ . NEW SECTION. 56.110 CERTIFICATION.

5 1. No more than five days after a candidate  
6 applies for clean money benefits, the board shall  
7 certify that the candidate is or is not eligible.

8 2. Eligibility can be revoked if the candidate  
9 violates the requirements of this subchapter, in which  
10 case all clean money funds shall be repaid.

11 3. The candidate's request for certification shall  
12 be signed by the candidate and the treasurer of the  
13 candidate's committee under penalty of perjury.

14 4. The board's determination is final except that  
15 it is subject to examination and audit by an outside  
16 agency according to rule and to prompt judicial review  
17 according to rule and chapter 17A.

18 Sec. \_\_\_\_ . NEW SECTION. 56.111 BENEFITS PROVIDED  
19 TO CANDIDATES ELIGIBLE TO RECEIVE CLEAN MONEY.

20 1. Candidates who qualify for clean money funding  
21 for primary and general elections shall receive all of  
22 the following:

23 a. Clean money funding from the board for each  
24 election, the amount of which is specified in section  
25 56.113. This funding may be used to finance any and  
26 all campaign expenses during the particular campaign  
27 period for which it was received.

28 b. Media benefits as provided for in section  
29 56.120.

30 c. Indication on the ballot of participation in  
31 the public funding program as provided in section  
32 56.121.

33 d. Additional clean money funding to match any  
34 excess expenditure amount spent by a nonparticipating  
35 candidate, as specified in section 56.115.

36 e. Additional clean money funding to match any  
37 independent expenditure made in opposition to their  
38 candidacies or on behalf of their opponents'  
39 candidacies, as specified in section 56.117.

40 f. Additional clean money funding to match any  
41 issue advertisement expenditure, as specified in  
42 section 56.118.

43 2. The maximum aggregate amount of additional  
44 funding a participating candidate shall receive to  
45 match independent expenditures and the excess  
46 expenditures of nonparticipating candidates shall be  
47 two hundred percent of the full amount of clean money  
48 funding allocated to a participating candidate for a  
49 particular primary or general election campaign  
50 period.

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1 Sec. \_\_\_\_ . NEW SECTION. 56.112 SCHEDULE OF CLEAN  
2 MONEY PAYMENTS.

3 1. An eligible candidate shall receive clean money  
4 funding for the primary election campaign period on  
5 the date on which the board certifies the candidate as  
6 a participating candidate. This certification shall  
7 take place no later than five days after the candidate  
8 has submitted the required number of qualifying  
9 contributions and a declaration stating that the  
10 candidate has complied with all other requirements for  
11 eligibility as a participating candidate, but no  
12 earlier than the beginning of the primary election  
13 campaign period.

14 2. An eligible candidate shall receive clean money  
15 funding for the general election campaign period  
16 within forty-eight hours after certification of the  
17 primary election results.

18 Sec. \_\_\_\_ . NEW SECTION. 56.113 DETERMINATION OF  
19 CLEAN MONEY AMOUNTS.

20 1. a. For party candidates, the amount of clean  
21 money funding for a contested primary election is as  
22 follows:

23 (1) Five hundred thousand dollars for a candidate  
24 team running for governor and lieutenant governor.

25 (2) Fifty thousand dollars for a candidate for  
26 attorney general.

27 (3) Twenty-five thousand dollars for a candidate  
28 for statewide office other than governor, lieutenant  
29 governor, or attorney general.

30 (4) Fifteen thousand dollars for a candidate  
31 running for the Iowa senate.

32 (5) Ten thousand dollars for a candidate running  
33 for the Iowa house of representatives.

34 b. The clean money amount for an eligible party  
35 candidate in an uncontested primary election is  
36 twenty-five percent of the amount provided in a  
37 contested primary election.

38 c. In a contested general election, if an eligible  
39 party candidate or all of the candidates of the  
40 candidate's party combined received at least twenty  
41 percent of the total number of votes cast for all  
42 candidates seeking that office in the just-held  
43 primary election or in the previous general election,  
44 the candidate shall receive the full amount of clean  
45 money funding for the general election, as follows:

46 (1) Two million dollars for a candidate team  
47 running for governor and lieutenant governor.

48 (2) One hundred thousand dollars for a candidate  
49 for attorney general.

50 (3) Seventy-five thousand dollars for a candidate

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1 for statewide office other than governor, lieutenant  
2 governor, or attorney general.

3 (4) Thirty-five thousand dollars for a candidate  
4 running for the Iowa senate.

5 (5) Twenty thousand dollars for a candidate  
6 running for the Iowa house of representative.

7 d. The clean money amount for an eligible party  
8 candidate in an uncontested general election is ten  
9 percent of the amount provided in a contested general  
10 election for the same office.

11 2. a. For eligible independent candidates, the  
12 clean money amount for a primary election is twenty-  
13 five percent of the amount received by a party  
14 candidate in a contested primary election.

15 b. The clean money amount for an eligible  
16 independent candidate in the general election is the  
17 same as the full amount received by a party candidate  
18 in the general election.

19 .c. After the first cycle of clean money elections,  
20 the board shall modify all clean money amounts based  
21 on the percentage increase in the consumer price  
22 index, for all urban consumers, United States city  
23 average, as published in the federal register by the  
24 United States department of labor, bureau of labor  
25 statistics, that reflects the percentage increase in  
26 the consumer price index for the twelve-month period  
27 ending December 31 of the previous year.

28 Sec. \_\_\_\_ . NEW SECTION. 56.114 EXPENDITURES MADE  
29 WITH CLEAN MONEY FUNDS.

30 1. The clean money funding received by a  
31 participating candidate shall be used only for the  
32 purpose of defraying that candidate's campaign-related  
33 expenses during the particular election campaign  
34 period for which the clean money funding was received.

35 2. Payments shall not be used for the following:

36 a. Payments that are in violation of the law.

37 b. Payments that repay any personal, family, or  
38 business loans, expenditures, or debts.

39 Sec. \_\_\_\_ . NEW SECTION. 56.115 DISCLOSURE OF  
40 EXCESS SPENDING BY NONPARTICIPATING CANDIDATES.

41 1. If a nonparticipating candidate's total  
42 expenditures exceed the amount of clean money funding  
43 allocated to the candidate's clean money opponent, the  
44 candidate shall declare to the board within forty-  
45 eight hours every excess expenditure amount that, in  
46 the aggregate, is more than one thousand dollars.

47 2. During the last twenty days before the end of  
48 the relevant campaign period, a nonparticipating  
49 candidate shall declare to the board each excess  
50 expenditure amount over five hundred dollars within

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1 twenty-four hours of when the expenditure is made or  
2 obligated to be made.

3 3. The board may make its own determination as to  
4 whether excess expenditures have been made by  
5 nonparticipating candidates.

6 4. Upon receiving an excess expenditure  
7 declaration, the board shall immediately release  
8 additional clean money funding to the opposing  
9 participating candidate or candidates equal to the  
10 excess expenditure amount the nonparticipating  
11 candidate has spent or intends to spend, subject to  
12 the limit set forth in section 56.111.

13 Sec. \_\_\_\_ . NEW SECTION. 56.116 CAMPAIGN  
14 ADVERTISEMENTS.

15 All broadcast and print advertisements placed by  
16 candidates or candidate's committees shall include a  
17 clear written or spoken statement indicating that the  
18 candidate has approved of the contents of the  
19 advertisement.

20 Sec. \_\_\_\_ . NEW SECTION. 56.117 DISCLOSURE OF, AND  
21 ADDITIONAL CLEAN MONEY TO RESPOND TO, INDEPENDENT  
22 EXPENDITURES.

23 1. Any person or group of persons who makes or  
24 obligates to make an independent expenditure during a  
25 primary or general election campaign period which, in  
26 the aggregate, exceeds one thousand dollars shall  
27 report each expenditure within forty-eight hours to  
28 the board.

29 2. The report to the board shall include a  
30 statement, under penalty of perjury, by the person or  
31 persons making the independent expenditure identifying  
32 the candidate whom the independent expenditure is  
33 intended to help elect or defeat and affirming that  
34 the expenditure is totally independent and involves no  
35 cooperation or coordination with a candidate or a  
36 political party.

37 a. An individual or organization may file a  
38 complaint with the board if the candidate or the  
39 organization believes that the statement according to  
40 this subsection is false.

41 b. A hearing on a complaint under this subsection  
42 shall be held within three business days of filing and  
43 a decision issued within seven days of filing.

44 3. Any person or group of persons who makes or  
45 obligates to make an independent expenditure during  
46 the last twenty days before the end of the relevant  
47 campaign period which, in the aggregate, exceeds five  
48 hundred dollars shall report each expenditure within  
49 twenty-four hours to the board.

50 4. Upon receiving a report that an independent

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1 expenditure has been made or obligated to be made, the  
2 board shall immediately release additional clean money  
3 funding, equal in amount to the cost of the  
4 independent expenditure, to all participating  
5 candidates whom the independent expenditure is  
6 intended to oppose or defeat provided that the maximum  
7 aggregate amount of additional funding a participating  
8 candidate shall receive to match independent  
9 expenditures and the excess expenditures of  
10 nonparticipating candidates is no more than two  
11 hundred percent of the full amount of clean money  
12 funding allocated to a participating candidate in that  
13 election.

14 Sec. \_\_\_\_ . NEW SECTION. 56.118 DEFINITION AND  
15 DISCLOSURE OF, AND ADDITIONAL CLEAN MONEY TO RESPOND  
16 TO, ISSUE ADVERTISEMENTS.

17 1. A person who makes or obligates to make a  
18 disbursement to purchase an issue advertisement shall  
19 file a report with the board not later than forty-  
20 eight hours after making or obligating to make the  
21 disbursement, containing the following information:

- 22 a. The amount of the disbursement.  
23 b. The name and address of the person making the  
24 disbursement.  
25 c. The purpose of the issue advertisement.

26 2. Upon receiving a report that an issue  
27 advertisement has been made or obligated to be made,  
28 and upon determination that the advertisement can  
29 reasonably be interpreted as having the effect of  
30 promoting the defeat of a participating candidate or  
31 the election of that candidate's opponent, the board  
32 shall immediately release to that candidate additional  
33 clean money funding, equal in amount to the cost of  
34 the issue advertisement.

35 Sec. \_\_\_\_ . NEW SECTION. 56.119 VOTER INFORMATION  
36 PROGRAM.

37 1. The board shall establish and administer a  
38 nonpartisan voter information program, including an  
39 advisory council consisting of representatives of  
40 nonprofit organizations, political parties, the media,  
41 and interested citizens.

42 2. The voter information program advisory council  
43 shall be authorized to establish a voter information  
44 program for the purpose of providing voters with  
45 election-related information and fostering political  
46 dialogue and debate.

47 3. The voter information program advisory council  
48 shall organize the publication and distribution of a  
49 voter information guide that includes important  
50 information about the following issues:

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1 a. Candidates appearing on the ballot, including  
2 biographical material submitted by the candidates.  
3 b. Whether candidates are funding their campaigns  
4 with public money or private money.  
5 c. Policy statements by the candidates or their  
6 political parties on issues designated by the council  
7 and other issues.  
8 d. Candidates' voting records.

9 Sec. \_\_\_\_ . NEW SECTION. 56.120 BROADCAST DEBATES.  
10 1. All public television and radio broadcast  
11 stations funded in whole or in part by the state shall  
12 make available free coverage for candidate debates in  
13 contested primary and general elections. The minimum  
14 amount of time that broadcasters shall broadcast, and  
15 participating candidates shall participate in, shall  
16 be as follows:  
17 a. For the office of governor and lieutenant  
18 governor:  
19 (1) One one-hour debate during a contested primary  
20 election.  
21 (2) Two one-hour debates during a contested  
22 general election.  
23 b. For all other offices:  
24 (1) One one-hour debate during a contested primary  
25 election.  
26 (2) One one-hour debate during a contested general  
27 election.  
28 2. All participating candidates shall participate  
29 in the debates and all nonparticipating candidates for  
30 the same office whose names will appear on the ballot  
31 must be invited to join the debates.

32 Sec. \_\_\_\_ . NEW SECTION. 56.121 BALLOT LABEL.  
33 The board shall inform voters as to which  
34 candidates have qualified for and accepted clean money  
35 funding by placing the following sentence below the  
36 name of each participating candidate on the ballot:  
37 THIS CANDIDATE IS PARTICIPATING IN IOWA'S VOLUNTARY  
38 PUBLIC-FINANCING PROGRAM.

39 Sec. \_\_\_\_ . NEW SECTION. 56.122 CLEAN MONEY FUND  
40 -- NATURE AND PURPOSES.  
41 1. A special clean money fund is established as a  
42 separate fund within the state treasury, under the  
43 control of the board, for the following purposes:  
44 a. Providing public financing for the election  
45 campaigns of certified participating candidates during  
46 primary, general, and runoff campaign periods.  
47 b. Paying for the administrative and enforcement  
48 costs of the board in relation to this subchapter.  
49 2. The fund shall consist of moneys received  
50 according to section 56.123. Notwithstanding section

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1 8.33, unencumbered or unobligated moneys and any  
2 interest earned on moneys in the fund on June 30 of  
3 any fiscal year shall not revert to the general fund  
4 of the state but shall remain in the fund and  
5 available for expenditure in subsequent years.

6 Sec. \_\_\_\_ . NEW SECTION. 56.123 FUNDING.

7 1. In addition to any moneys appropriated by the  
8 general assembly to the clean money fund established  
9 in section 56.122, the following moneys shall be  
10 deposited in the fund:

11 a. The qualifying contributions required of  
12 candidates seeking to become certified as  
13 participating candidates according to section 56.101  
14 and candidates' excess qualifying contributions.

15 b. The excess seed money contributions of  
16 candidates seeking to become certified as  
17 participating candidates as defined by section 56.108.

18 c. Moneys distributed to any participating  
19 candidate who does not remain a candidate until the  
20 primary or general election for which they were  
21 distributed.

22 d. Civil penalties levied by the board against  
23 candidates for violations of this chapter.

24 e. Voluntary donations made directly to the clean  
25 money fund.

26 f. Any other sources of revenue designated by the  
27 general assembly.

28 2. The general assembly shall appropriate  
29 additional funds as necessary to fully fund clean  
30 money payments required under this subchapter.

31 Sec. \_\_\_\_ . NEW SECTION. 56.124 POWERS AND  
32 PROCEDURES.

33 The board shall have the following powers and  
34 procedures, in addition to those granted in this  
35 chapter and chapter 68B, when administering this  
36 subchapter:

37 1. After every primary and general election, the  
38 board may conduct random audits and investigations to  
39 ensure compliance with this subchapter.

40 2. The subjects of audits and investigations shall  
41 be selected on the basis of impartial criteria  
42 established by a vote of at least three members of the  
43 board.

44 3. The board may investigate anonymous complaints.

45 4. Complainants may receive whistle blower  
46 protection.

47 5. The board may seek injunctions when all of the  
48 following conditions are met:

49 a. There is a substantial likelihood that a  
50 violation of this subchapter is occurring or is about

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1 to occur.

2 b. The failure to act expeditiously will result in  
3 irreparable harm to a party affected by the potential  
4 violation.

5 c. Expeditious action will not cause undue harm or  
6 prejudice to the interests of others.

7 d. The public interest would be best served by the  
8 issuance of an injunction.

9 6. The board may levy civil penalties for  
10 violations of the law. Civil penalties shall be  
11 deposited in the clean money fund.

12 7. The board shall refer criminal violations to  
13 the county attorney or attorney general for  
14 prosecution.

15 8. The board may participate fully in any actions  
16 filed under this section.

17 9. The board shall adopt rules pursuant to chapter  
18 17A as necessary to administer this subchapter,  
19 including a program to implement a clean money debit  
20 card.

21 Sec. \_\_\_\_\_. NEW SECTION. 56.125 CIVIL ACTIONS.

22 1. A citizen who believes a candidate has violated  
23 the law may pursue a civil action in a court of  
24 relevant jurisdiction, provided that both of the  
25 following are true:

26 a. The citizen has previously filed a complaint  
27 regarding the same alleged violation with the board.

28 b. The board has failed to make a determination  
29 within thirty days of the filing of the complaint.

30 2. A party which wins a civil action charging a  
31 violation of this subchapter shall be entitled to  
32 receive reasonable attorney fees and court costs from  
33 the defendant.

34 3. If a court in which a civil action has been  
35 filed under subsection 1 finds that the complaint in  
36 that action was made frivolously or without cause, the  
37 court may require the complainant to pay the costs of  
38 the board, the court, and the defendant parties.

39 Sec. \_\_\_\_\_. NEW SECTION. 56.126 BOARD REPORTS.

40 1. The board shall report fully to the general  
41 assembly after each election cycle.

42 2. The report shall include a detailed summary of  
43 all seed money contributions, qualifying  
44 contributions, and benefits received, and expenditures  
45 made, by all participating candidates. The report  
46 shall also include a summary and evaluation of the  
47 board's activities and recommendations relating to the  
48 implementation, administration, and enforcement of  
49 this subchapter.

50 Sec. \_\_\_\_\_. NEW SECTION. 56.127 REPAYMENTS OF

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1 EXCESS EXPENDITURES.

2 1. If a participating candidate spends or  
3 obligates to spend more than the clean money funding  
4 the candidate receives, and if such is determined not  
5 to be an amount that had or could have been expected  
6 to have a significant impact on the outcome of the  
7 election, the candidate shall repay to the clean money  
8 fund an amount equal to the excess.

9 2. If a participating candidate spends or  
10 obligates to spend more than the clean money funding  
11 the candidate receives, and if such is determined to  
12 be an amount that had or could have been expected to  
13 have a significant impact on the outcome of the  
14 election, the candidate shall repay to the clean money  
15 fund an amount equal to five times the value of the  
16 excess.

17 Sec. \_\_\_\_ . NEW SECTION. 56.128 PENALTIES.

18 1. A candidate shall not knowingly accept more  
19 benefits than those to which the candidate is  
20 entitled, spend more than the amount of clean money  
21 funding received, or misuse such benefits or clean  
22 money funding.

23 2. If a violation of subsection 1 was intentional  
24 and involved an amount that had or could have been  
25 expected to have a significant impact on the outcome  
26 of the election, the candidate commits an aggravated  
27 misdemeanor.

28 3. If it is determined that the violation of  
29 subsection 1 was intentional and involved an amount  
30 that had or could have been expected to have a  
31 significant impact on the outcome of the election, and  
32 if, in the judgment of the board, the violation is  
33 believed to have contributed to the violator winning  
34 the election, the board may recommend to the general  
35 assembly that the results of the election be nullified  
36 and a new election called.

37 4. A person shall not provide false information to  
38 the board or conceal or withhold information from the  
39 board. A violation of this subsection is an  
40 aggravated misdemeanor.

41 Sec. \_\_\_\_ . SEVERABILITY. The provisions of this  
42 Act are severable as provided in section 4.12.

43 Sec. \_\_\_\_ . EFFECTIVE DATE. The sections of this  
44 Act which enact sections 56.6A, 56.13A, and 56.100  
45 through 56.128 take effect January 1, 2001. The  
46 remaining sections of this Act, being deemed of  
47 immediate importance, take effect upon enactment."

48 4. By renumbering as necessary.

By JOCHUM of Dubuque

## HOUSE FILE 2409

H-8215

1 Amend House File 2409 as follows:

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

4 "Section 1. Section 56.2, Code Supplement 1999, is  
5 amended by adding the following new subsections:

6 NEW SUBSECTION. 8A. "Computer" means an  
7 electronic device that performs logical, arithmetical,  
8 and memory functions by manipulations of electronic or  
9 magnetic impulses, and includes all functions,  
10 connections, and connected and related devices that  
11 assist in input, output, processing, storage, computer  
12 programs, computer applications, and communication.

13 NEW SUBSECTION. 13A. "Electronic format" means  
14 data in a form that is readable by a computer,  
15 including its software programs, and is either entered  
16 directly into a computer, or transmitted via computer  
17 disk, modem, or internet.

18 NEW SUBSECTION. 15A. "General election cycle"  
19 means the period of time between the general election  
20 for a particular office, and the next general election  
21 for that office.

22 NEW SUBSECTION. 15B. "Internet" means the  
23 federated system of allied computer networks linked by  
24 telecommunication channels that is the international  
25 network that connects educational, scientific, and  
26 commercial institutions, and that may also be accessed  
27 by individuals."

28 2. Page 1, by inserting after line 6 the  
29 following:

30 "Sec. \_\_\_\_ . Section 56.6, subsection 3, paragraph  
31 i, Code Supplement 1999, is amended to read as  
32 follows:

33 i. If a person listed under paragraph "b", "d",  
34 "e", or "f" as making a contribution or loan to or  
35 purchase from a candidate's committee meets either of  
36 the following criteria, the information relating to  
37 the person's status shall also be disclosed, as  
38 follows:

39 (1) If the person is related to the candidate  
40 within the third degree of consanguinity or affinity,  
41 the existence of that person's family relationship  
42 shall be indicated on the report.

43 (2) If the amount of the contribution, loan, or  
44 purchase from the candidate's committee equals or  
45 exceeds two hundred dollars, then the person's  
46 employer shall be indicated on the report.

47 If the treasurer of a political committee shows  
48 that best efforts have been used to obtain, maintain,  
49 and submit the information required to be provided by  
50 this paragraph "i", any report of such committee shall

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1 be considered in compliance with this section. The  
2 committee will only be deemed to have exercised best  
3 efforts to obtain, maintain, and report the required  
4 information if it complies with the following:

5 (a) All written solicitations for contributions  
6 shall include a clear request for the contributor's  
7 full name, mailing address, occupation, and name of  
8 employer, and include an accurate statement of the law  
9 regarding the collection and reporting of individual  
10 contributor identifications.

11 (b) For each contribution received aggregating in  
12 excess of two hundred dollars per calendar year which  
13 lacks required contributor information, the treasurer  
14 shall make at least one effort after the receipt of  
15 the contribution to obtain the missing information.  
16 Such effort shall consist of either a written request  
17 sent to the contributor or an oral request to the  
18 contributor documented in writing. The written or  
19 oral request must be made no later than thirty days  
20 after receipt of the contribution.

21 Sec. . NEW SECTION. 56.6A ELECTRONIC FILING  
22 AND DISCLOSURE OF DISCLOSURE REPORTS.

23 1. Reports filed with the board pursuant to the  
24 requirements of section 56.6 shall be filed in an  
25 electronic format, according to the following:

26 a. Until the beginning of the general election  
27 cycle that concludes with the general election in  
28 2006, any candidate or political committee may submit  
29 data required by section 56.6 in an electronic format,  
30 as prescribed by rule.

31 b. Beginning with the general election cycle that  
32 concludes with the general election in 2004, any  
33 candidate, candidate's committee, or political  
34 committee which accepts contributions in excess of  
35 twenty thousand dollars in the aggregate, makes  
36 expenditures in excess of twenty thousand dollars in  
37 the aggregate, or incurs indebtedness in excess of  
38 twenty thousand dollars in the aggregate in any one  
39 calendar year shall submit data required by section  
40 56.6 in an electronic format, as prescribed by rule.  
41 This requirement shall apply to any candidate or  
42 committee that reaches the threshold, whether or not  
43 that candidate is running for election during the  
44 current general election cycle, or whether the  
45 committee is involved with a ballot issue for the  
46 current general election.

47 c. Beginning with the general election cycle that  
48 concludes with the general election in 2006, all  
49 candidates, candidate committees, and political  
50 committees shall submit data required by section 56.6

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1 in an electronic format, as prescribed by rule. This  
2 requirement shall apply to any candidate or committee,  
3 whether or not that candidate is running for election  
4 during the current general election cycle, or whether  
5 the committee is involved with a ballot issue for the  
6 current general election.

7 2. Until the beginning of the general election  
8 cycle that concludes with the general election in  
9 2006, if any candidate for a particular office submits  
10 data in an electronic format, then the data for all  
11 other candidates for that office shall be maintained  
12 in an electronic format, as prescribed by rule. The  
13 data for any candidate for that office that was not  
14 voluntarily submitted to the board in an electronic  
15 format by the candidate or the candidate's committee  
16 shall be entered into the computer database by the  
17 board.

18 3. Beginning January 1, 2000, all disclosure  
19 reports filed with the board pursuant to section 56.6  
20 shall be available for viewing on the internet in an  
21 electronic format that conveys the information in  
22 substantially the same form as the paper copy required  
23 by section 56.6. This requirement shall apply to all  
24 reports filed by any candidate or committee, whether  
25 or not that candidate or committee is running in or is  
26 otherwise involved in an election during the current  
27 general election cycle.

28 4. Beginning with the general election cycle that  
29 concludes with the general election in 2004, all  
30 campaign finance data that is submitted to the board  
31 in an electronic format or is otherwise entered into  
32 the computer database shall be accessible to the  
33 public on the internet in a searchable database."

34 3. Page 6, by inserting after line 2 the  
35 following:

36 "Sec. \_\_\_\_\_. 1999 Iowa Acts, chapter 136, section  
37 14, subsection 3, is amended to read as follows:

38 3. REPORT. Not later than December 15, ~~1999~~ 2000,  
39 the commission shall submit to the general assembly a  
40 report of the activities of the commission, together  
41 with a draft of legislation recommended by the  
42 commission to reform the campaign finance disclosure  
43 and related laws for consideration by the general  
44 assembly in the year ~~2000~~ 2001 according to the  
45 provisions of this Act.

46 Sec. \_\_\_\_\_. 1999 Iowa Acts, chapter 136, section 15,  
47 is amended to read as follows:

48 SEC. 15. ASSIGNMENT OF LEGISLATION. The  
49 legislation drafted by the commission shall be filed  
50 with each chamber on the first day of the legislative

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HOUSE FILE 2409

H-8202

- 1 Amend House File 2409 as follows:  
2 1. Page 5, by inserting after line 25 the  
3 following:  
4 "Sec. \_\_\_\_ . NEW SECTION. 56.15B LIMITATION ON  
5 CONTRIBUTIONS.  
6 A person shall not make a contribution to a  
7 candidate or candidate's committee that exceeds five  
8 hundred dollars in the aggregate in any calendar  
9 year."  
10 2. By renumbering as necessary.  
By FALLON of Polk

H-8202 FILED MARCH 7, 2000

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- 1 session beginning in the year ~~2000~~ 2001, and  
2 immediately assigned to the committee on state  
3 government in each chamber."  
4 4. By renumbering as necessary.  
By JOCHUM of Dubuque

H-8215 FILED MARCH 7, 2000

HOUSE FILE 2409

H-8265

- 1 Amend House File 2409 as follows:  
2 1. Page 5, by inserting after line 25 the  
3 following:  
4 "Sec. \_\_\_\_ . NEW SECTION. 56.15B LIMITATION ON  
5 CONTRIBUTIONS.  
6 1. A person shall not make a contribution to a  
7 candidate or candidate's committee that exceeds either  
8 of the following:  
9 a. Five hundred dollars in the aggregate for any  
10 contested primary election.  
11 b. Five hundred dollars in the aggregate for any  
12 general election.  
13 2. A candidate or candidate's committee shall not  
14 receive a contribution from a person that exceeds:  
15 a. Five hundred dollars in the aggregate for any  
16 contested primary election.  
17 b. Five hundred dollars in the aggregate for any  
18 general election."  
19 2. By renumbering as necessary.  
By FALLON of Polk

H-8265 FILED MARCH 8, 2000