

FILED FEB 3 1999

SENATE FILE 89

BY LUNDBY and KIBBIE

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

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

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act to prohibit new campaign advertising within five days of  
2 an election, and applying penalties.

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

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SF 89  
STATE GOVERNMENT

1 Section 1. NEW SECTION. 56.14A NEW ADVERTISING BEFORE  
2 ELECTION -- RESTRICTIONS.

3 A candidate or a candidate's committee shall not, within  
4 the five-day period which immediately precedes the election in  
5 which the candidate is seeking office, publish, distribute, or  
6 cause to be published or distributed, published material  
7 designed to promote or defeat the election of the candidate or  
8 the candidate's opponent unless the material was previously  
9 published or distributed during the period of time which  
10 preceded that five-day period. For purposes of this  
11 subsection, "published material" includes "published material"  
12 as defined under section 56.14 and paid political  
13 announcements broadcast through electronic media including,  
14 but not limited to, radio, television, or computer networks.

15 EXPLANATION

16 This bill prohibits candidates or candidate's committees  
17 from publishing certain forms of new political advertising  
18 during the five-day period which immediately precedes the  
19 election for office. The political advertising covered under  
20 the new prohibition includes advertising in newspapers,  
21 magazines, shoppers, on outdoor advertising facilities,  
22 posters, direct mailings, brochures, or any other form of  
23 printed general public political advertising, as well as paid  
24 political announcements broadcast through electronic media. A  
25 violation of the prohibition against new advertising is a  
26 serious misdemeanor under Code section 56.16, punishable by a  
27 fine of at least \$250 but not more than \$1,500 and possible  
28 imprisonment not to exceed one year.

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