SHORT TITLE: Crimes and punishments; providing penalties for violation of excess campaign contribution laws; codification; effective date; emergency.

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

SENATE BILL NO. 1189 By: Henry

AS INTRODUCED

An Act relating to crimes and punishments; providing penalties for knowingly and willfully making campaign contribution in excess of certain limitations; specifying time period within which prosecutions for criminal violation of certain provision must be commenced; providing for codification; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1840.1 of Title 21, unless there is created a duplication in numbering, reads as follows:

A. Any person who knowingly and willfully makes a campaign contribution in excess of the contribution limitations imposed by subsection A of Section 4216 of Title 74 of the Oklahoma Statutes where the aggregate amount contributed exceeds the contribution limitations by Five Thousand Dollars ($5,000.00) or more, upon conviction, shall be guilty of a felony punishable by a fine of up to four times the amount exceeding the contribution limitation or by imprisonment in the State Penitentiary not to exceed one (1) year, or by both such fine and imprisonment.

B. Any person who knowingly and willfully makes a campaign contribution in excess of the contribution limitations imposed by subsection A of Section 4216 of Title 74 of the Oklahoma Statutes

where the aggregate amount contributed is less than Five Thousand Dollars ($5,000.00) in excess of the contribution limitations, upon conviction, shall be guilty of a misdemeanor punishable by a fine of not more than three times the amount exceeding the contribution limitation or One Thousand Dollars ($1,000.00), whichever is greater, or by imprisonment in the county jail for not to exceed one (1) year, or by both such fine and imprisonment.

C. Prosecutions for criminal violations of campaign contribution limitations pursuant to Section 4216 of Title 74 of the Oklahoma Statutes shall be commenced within three (3) years after the discovery of the illegal contribution.

SECTION 2. This act shall become effective July 1, 1994.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

44-2-2098 CD