

1 ENGROSSED HOUSE
2 BILL NO. 1776

By: Roberts (Sean) and Reynolds
of the House

3 and

4 David of the Senate

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7
8 An Act relating to state government; requiring
9 certain candidates to file certain report; requiring
10 Ethics Commission to make certain report available
11 online; amending 51 O.S. 2001, Section 314, which
12 relates to the Political Subdivisions Ethics Act;
13 requiring certain candidates to file certain report;
14 providing for codification; and providing an
15 effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 4260 of Title 74, unless there
19 is created a duplication in numbering, reads as follows:

20 All candidates allowed to receive the maximum contribution of
21 Five Thousand Dollars (\$5,000.00), pursuant to paragraph 2 of
22 subsection A of Section 187.1 of Title 21 of the Oklahoma Statutes,
23 shall file a campaign contributions and expenditures report
24 electronically with the Ethics Commission. The Ethics Commission
shall make the report available online. The Ethics Commission shall

1 consult with the Office of State Finance regarding an information
2 technology services contract to comply with this section.

3 SECTION 2. AMENDATORY 51 O.S. 2001, Section 314, is
4 amended to read as follows:

5 Section 314. A. The Except as provided by subsection F of this
6 section, the campaign contributions and expenditures reports shall
7 disclose:

8 1. The carryover from a previous campaign or cumulative period.
9 For purposes of this act, a cumulative period shall begin on the
10 first day of an even-numbered year and end on the last day of an
11 odd-numbered year;

12 2. The grand total of contributions from the last campaign
13 contributions and expenditures report unless beginning a new
14 campaign or cumulative period;

15 3. The specific identification of each contributor who gives a
16 contribution which exceeds Two Hundred Dollars (\$200.00), including:

- 17 a. the date the contribution is accepted,
18 b. the contributor's address, and
19 c. a specific description of the contribution;

20 4. The aggregate value of all contributions received from each
21 such contributor during the campaign for candidates and candidate
22 committees or during the current calendar year for other committees;

23 5. The aggregate total of all contributions in the amount of
24 Two Hundred Dollars (\$200.00) or less;

1 6. The total sum of all contributions during the current
2 reporting period;

3 7. The grand total of all contributions for the campaign or
4 cumulative period to date;

5 8. The grand total of expenditures from the last campaign
6 contributions and expenditures report, unless beginning a new
7 campaign or cumulative period;

8 9. All campaign expenditures in detail by categories or objects
9 of expenditure;

10 10. The total of all expenditures during the current reporting
11 period; and

12 11. The grand total of all expenditures for the campaign or
13 cumulative period to date.

14 B. Such reports shall be certified by the candidate, the
15 principal officer of the committee, or the designated agent. No
16 fictitious names shall be used on the reports. The reports shall
17 show the correct name of the person actually making the
18 contribution.

19 C. The form of the campaign contributions and expenditures
20 reports shall be as follows:

21 CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT

22 DATE OF REPORT _____, ~~19~~ 20 _____

23 Name of Candidate or Committee

24

1 Total of other contributions \$200.00
 2 or less this reporting
 3 period (not itemized) \$ _____
 4 Total contributions this
 5 reporting period \$ _____
 6 Grand Total - All contributions
 7 for campaign or
 8 cumulative period \$ _____

| | Amount |
|--|----------|
| 9 EXPENDITURES | |
| 10 | |
| 11 Previous Grand Total of Expenditures from Last Report | |
| 12 _____ | \$ _____ |
| 13 Personal Services | |
| 14 _____ | \$ _____ |
| 15 Printing | |
| 16 _____ | \$ _____ |
| 17 Radio and Television | |
| 18 _____ | \$ _____ |
| 19 Billboards | |
| 20 _____ | \$ _____ |
| 21 Advertising - general | |
| 22 _____ | \$ _____ |
| 23 Contributions to Other Campaigns | |
| 24 _____ | \$ _____ |

1 All committees, except for candidate committees, must identify
 2 recipients of contributions to other campaigns following
 3 verification of acceptance of amounts aggregating in excess of
 4 \$200.00 by name, address, amount of contribution and total amount of
 5 contributions during the campaign or calendar year:

| 6 Name and Address | Amount | Total amount 7 contributed 8 during campaign 9 or calendar year |
|-----------------------------------|----------|--|
| 10 _____ | \$ _____ | \$ _____ |
| 11 _____ | \$ _____ | \$ _____ |
| 12 _____ | \$ _____ | \$ _____ |
| 13 _____ | \$ _____ | \$ _____ |
| 14 | Total | |
| 15 Miscellaneous | \$ _____ | |
| 16 Total expenditures | | |
| 17 this reporting period | \$ _____ | |
| 18 Grand Total - All expenditures | | |
| 19 for campaign or | | |
| 20 cumulative period | \$ _____ | |

21 BALLOT INFORMATION: candidates or candidate committees, please
 22 indicate whether the candidate's name appeared on the ballots for
 23 the following elections.

| | | |
|----------------------|--------|---------|
| 24 PRIMARY | RUNOFF | GENERAL |
|----------------------|--------|---------|

1 PRIMARY

2 () Yes

() Yes

() Yes

3 () No

() No

() No

4 To the best of my knowledge and belief, the above is a true and
5 correct compilation.

6 _____
7 Candidate's, Chairperson's, or Designated Agent's Signature

8 Subscribed and sworn to before me this ____ day of _____, 19 20
9 _____.

10 My commission expires _____
11 _____

12 Notary Public

13 D. A statement of inactivity must include:

14 1. The candidate or candidate committee, political party or
15 organization's name and address; and

16 2. A statement by the designated agent verifying that a
17 contribution was not received and an expenditure was not made during
18 the reporting period.

19 Interest earned shall not be considered to be a contribution,
20 and a filing fee paid by the candidate shall not be considered to be
21 an expenditure.

22 E. Dissolution Procedures

23 1. A candidate may not file a "final" report or a candidate
24 committee may not dissolve until:

- a. after a Primary Election or a Run-off Primary Election in which the candidate is elected or defeated,
- b. after the General Election in which the candidate's name appears on the ballot,
- c. after the last day for filing a declaration of candidacy for a candidate who is unopposed in the Primary, Run-off Primary and General Election,
- d. after a candidate's name has been stricken from the ballot pursuant to Section 5-127 of Title 26 of the Oklahoma Statutes, or
- e. after withdrawal of the candidate's candidacy pursuant to Sections 5-115 or 5-116 of Title 26 of the Oklahoma Statutes.

2. A political party committee may dissolve only after the political party itself dissolves.

3. A political action committee or an organization may dissolve only after it determines that it will not accept contributions or make expenditures.

4. A final campaign contributions and expenditures report may be filed at the time or before a scheduled filing is due. The form must:

- a. be marked "final", and

1 b. include a list of the material assets worth Fifty
2 Dollars (\$50.00) or more, and detail their
3 disposition.

4 5. If a committee owes or is owed money, the committee may
5 dissolve, but must report the status of the debts on the same dates
6 as campaign contributions and expenditures reports would be due
7 until all debts are resolved. Methods of resolution must also be
8 detailed.

9 6. Unused contributions and campaign assets must be disposed of
10 by candidates or candidate committees according to Section ~~30~~ 316 of
11 this ~~act~~ title.

12 F. All candidates allowed to receive the maximum contribution
13 of Five Thousand Dollars (\$5,000.00), pursuant to paragraph 2 of
14 subsection A of Section 187.1 of Title 21 of the Oklahoma Statutes
15 shall file a campaign contributions and expenditures report
16 electronically with the Ethics Commission. The campaign
17 contributions and expenditures report shall include the same
18 information required by Ethics Commission Rule 257:10-1-14(a).

19 SECTION 3. This act shall become effective November 1, 2011.
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1 Passed the House of Representatives the 16th day of March, 2011.

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4 Presiding Officer of the House of
Representatives

5
6 Passed the Senate the ____ day of _____, 2011.

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9 Presiding Officer of the Senate