

SENATE BILL NO. 2357

Introduced by

Senators Krauter, Christenson, Kelsh

Representatives Gulleason, Hanson, Niemeier

1 A BILL for an Act to amend and reenact subsection 3 of section 16.1-08.1-01, subsection 2 of
2 section 16.1-08.1-02, subsection 1 of section 16.1-08.1-03, subsection 1 of section
3 16.1-08.1-03.1, and subsection 3 of section 16.1-08.1-03.3 of the North Dakota Century Code,
4 relating to the definition of a contribution and reporting of campaign contributions.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 3 of section 16.1-08.1-01 of the 1999
7 Supplement to the North Dakota Century Code is amended and reenacted as follows:

8 3. "Contribution" means a gift, subscription, loan, advance, or deposit of money,
9 made for the purpose of influencing the nomination for election, or election, of any
10 person to public office or aiding or opposing the circulation or passage of a
11 statewide initiative or referendum petition or measure. The term also means a
12 contract, promise, or agreement, express or implied, whether or not legally
13 enforceable, to make a contribution for any of the above purposes. The term
14 includes money spent by a candidate on the candidate's own behalf and funds
15 received by a candidate for public office or a political party or committee which are
16 transferred or signed over to that candidate, party, or committee from another
17 candidate, party, or political committee or other source except as provided in
18 subdivision ~~d~~ c. The term does not include:

- 19 a. A loan of money from a bank or other lending institution made in the regular
20 course of business.
- 21 b. Time spent by volunteer campaign or political party workers.
- 22 c. ~~Money spent by a candidate on the candidate's own behalf.~~
- 23 ~~e~~. Any money received by a candidate for legislative office which is immediately
24 transferred or signed over to a district committee of a political party within

1 thirty days of the candidate receiving the money. The district committee of the
2 political party shall report a transfer of this kind as a contribution according to
3 section 16.1-08.1-03 and shall show the origin of the contribution to the
4 legislative candidate.

5 **SECTION 2. AMENDMENT.** Subsection 2 of section 16.1-08.1-02 of the 1999
6 Supplement to the North Dakota Century Code is amended and reenacted as follows:

7 2. The candidate shall include in the statement the total amount of contributions
8 received, the name and mailing address of all contributors who contributed in
9 excess of two hundred dollars in the aggregate during the reporting period to the
10 candidate, the amount of each reportable contribution, and the date each
11 reportable contribution was received.

12 **SECTION 3. AMENDMENT.** Subsection 1 of section 16.1-08.1-03 of the 1999
13 Supplement to the North Dakota Century Code is amended and reenacted as follows:

14 1. Any political party that receives contributions in excess of two hundred dollars in
15 the aggregate during the reporting period shall file a statement ~~containing~~ that
16 includes the total amount of contributions received and a detailed list of all
17 contributions received from a person or political committee which exceed two
18 hundred dollars in amount. The statement must include the name and mailing
19 address of all contributors listed, the amount of each reportable contribution, and
20 the date each reportable contribution was received.

21 **SECTION 4. AMENDMENT.** Subsection 1 of section 16.1-08.1-03.1 of the North
22 Dakota Century Code is amended and reenacted as follows:

23 1. Any person who is soliciting or accepting a contribution for the purpose of aiding or
24 opposing the circulation or passage of a statewide initiative or referendum petition
25 or measure at any election shall file a statement in accordance with this section if
26 the person has received any contributions from a person in excess of one hundred
27 dollars. The statement must include the total amount of contributions received, the
28 name and mailing address of all contributors who contributed in excess of one
29 hundred dollars to the person, the amount of each reportable contribution, and the
30 date each reportable contribution was received.

1 **SECTION 5. AMENDMENT.** Subsection 3 of section 16.1-08.1-03.3 of the 1999
2 Supplement to the North Dakota Century Code is amended and reenacted as follows:
3 3. All political committees formed for the purpose of administering the segregated
4 fund provided for in this section shall file a statement showing the total amount of
5 contributions received, the name and mailing address of each contributor of an
6 amount in excess of two hundred dollars in the aggregate for the reporting period,
7 and a listing of all expenditures of an amount in excess of two hundred dollars in
8 the aggregate made for political purposes with the secretary of state. The
9 statement must include the amount of each reportable contribution and the date it
10 was received and the amount of each reportable expenditure and the date it was
11 made. A yearend statement covering the entire calendar year must be filed no
12 later than the thirty-first day of the following year. A preelection statement must be
13 filed no later than the twelfth day before any primary, special, or general election
14 and must be complete from the beginning of the calendar year through the
15 twentieth day before the election.