

March 22, 2013

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2299

Page 1, line 7, after "sections" insert "16.1-08.1-03.12,"

Page 1, line 8, remove "to repeal section"

Page 1, remove line 9

Page 1, line 10, remove "statements required of political organizations;"

Page 3, line 13 after the period insert "However, if a political committee, the only principal purpose of which is accepting contributions and making expenditures for a political purpose, incorporates for liability purposes only, the committee is not considered a corporation for the purposes of this chapter."

Page 3, line 30, after "6." insert "\"Incidental committee\" means a committee, club, association, or other group of persons that makes a contribution or expenditure, but for which making contributions and expenditures for political purposes is not its primary purpose.

7."

Page 4, line 4, replace "7." with "8."

Page 4, line 6, overstrike "8." and insert immediately thereafter "9."

Page 4, line 9, overstrike "9." and insert immediately thereafter "10."

Page 4, line 24, overstrike "and"

Page 4, line 26, after "state" insert "; and

f. An incidental committee"

Page 4, line 27, overstrike "10." and insert immediately thereafter "11."

Page 5, line 1, overstrike "11." and insert immediately thereafter "12."

Page 5, line 12, overstrike "12." and insert immediately thereafter "13."

Page 8, line 3, overstrike the first comma and insert immediately thereafter "and"

Page 8, line 3 overstrike the first "and"

Page 8, line 3 after "address" insert ", and a designation as to whether the committee is incorporated solely for the purpose of liability protection."

Page 8, line 4, overstrike "in which it receives any contribution"

Page 8, line 11, after the period insert "An incidental political committee is required to register under this section only as a result of making a reportable expenditure or contribution in the aggregate during any reporting period, but the registration under this section does not change the nature of business for the organization."

Page 15, after line 3, insert:

"**SECTION 13. AMENDMENT.** Section 16.1-08.1-03.12 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-03.12. Contribution statementsstatement of political organizationsincidental committees.**

1. ~~An organization governed by section 527 of the Internal Revenue Code [26 U.S.C. 527], which solicits or receives contributions or makes expenditures for political purposes, shall file a statement showing the name and mailing address of each contributor of an amount in excess of two hundred dollars in the aggregate for the reporting period and a listing of all expenditures of an amount in excess of two hundred dollars in the aggregate made for political purposes with the secretary of state. The statement must include the amount of each reportable contribution and the date the contribution was received. The statement must also include the amount of each reportable expenditure and the date the expenditure was made~~incidental committee that solicits or accepts contributions for any political purpose shall file statements as required by this section.
2. ~~A preelection statement must be filed no later than the twelfth day before a primary, special, or general election and must be complete from the beginning of the calendar year through the twentieth day before the election~~An incidental committee shall file a statement containing the aggregated total of all contributions and which lists the name and mailing address of each contributor that contributed in excess of two hundred dollars in the aggregate to the committee during a reporting period, the aggregated amount of the reportable contributions in excess of two hundred dollars, and the date the last reportable contribution was received.
3. ~~A year-end statement covering the entire calendar year must be filed no later than the thirty-first day of January of the following year~~An incidental committee required to file a statement under this section shall file the statement in the office of the secretary of state no later than the thirty-second day before the date of any primary, special, or general election. The statement must be complete from the beginning of that calendar year through the fortieth day before the date of the primary, special, or general election. The political committee shall file a complete statement for the entire calendar year no later than the thirty-first day of January of the following year in which the political committee received a reportable contribution.
4. ~~Even if such an organization~~incidental committee has not received any contributions or made any expenditure in excess of two hundred dollars during the reporting period, the organizationcommittee shall file a statement as required by this chapter.
5. ~~A statement filed according to this section during the reporting period must show the following:~~
  - a. ~~The gross total of all contributions received and expenditures made in excess of two hundred dollars;~~
  - b. ~~The gross total of all contributions received and expenditures made of two hundred dollars or less; and~~

c. The cash on hand in the filer's account at the start and close of the reporting period.

~~6-5.~~ The ~~organization~~committee shall report the occupation, employer, and principal place of business of each person, or the political committee if not already registered according to state or federal law, that contributed five thousand dollars or more in the aggregate during the reporting period."

Page 20, remove lines 10 and 11

Page 20, line 12, replace "16" with "17"

Renumber accordingly