An Act

ENROLLED HOUSE
BILL NO. 1776

By: Roberts (Sean) and Reynolds of the House

and

David of the Senate

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

SUBJECT: Requiring certain candidates to file certain report

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 4260 of Title 74, unless there is created a duplication in numbering, reads as follows:

All candidates allowed to receive the maximum contribution of Five Thousand Dollars ($5,000.00), pursuant to paragraph 2 of subsection A of Section 187.1 of Title 21 of the Oklahoma Statutes, shall file a campaign contributions and expenditures report electronically with the Ethics Commission. The Ethics Commission shall make the report available online. The Ethics Commission shall consult with the Office of State Finance regarding an information technology services contract to comply with this section.

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

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

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

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

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

a. the date the contribution is accepted,

b. the contributor's address, and

c. a specific description of the contribution;

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

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

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

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

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

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

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

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

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

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

CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT

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

Name of Candidate or Committee

_____

Address of Candidate or Committee

_____

Office Sought	Report Period	From: (Beginning of period)	To: (End of Period)

Listed below are the contributions received and the expenditures made which are required by law to be reported.
Carryover from Previous Campaign or Cumulative Period $_____

CONTRIBUTIONS

Grand Total of Contributions from Previous Report $_____

Date Accepted	Name and Address	Nature of Contribution: Cash, Check,	Amount contributions ~~contributor~~ contributed	Total of contributors of more than

or In-Kind (Describe)	during calendar year	$200.00
_____	$_____	$_____
_____	$_____	$_____
_____	$_____	$_____
_____	$_____	$_____
_____	$_____	$_____

Total of other contributions $200.00 or less this reporting period (not itemized) $_____

Total contributions this reporting period $_____

Grand Total - All contributions for campaign or cumulative period $_____

EXPENDITURES

	Amount
Previous Grand Total of Expenditures from Last Report	
_____	$_____
Personal Services	
_____	$_____
Printing	
_____	$_____
Radio and Television	
_____	$_____

Billboards

_____ $_____

Advertising - general

_____ $_____

Contributions to Other Campaigns

_____ $_____

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

Name and Address	Amount	Total amount contributed during campaign or calendar year
_____	$_____	$_____
_____	$_____	$_____
_____	$_____	$_____
_____	$_____	$_____
Total		

Miscellaneous $_____

Total expenditures
this reporting period $_____

Grand Total - All expenditures
for campaign or
cumulative period $_____

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

PRIMARY	RUNOFF PRIMARY	GENERAL
( ) Yes	( ) Yes	( ) Yes
( ) No	( ) No	( ) No

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

_____

Candidate's, Chairperson's, or Designated Agent's Signature

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

My commission expires _____

_____

Notary Public

D. A statement of inactivity must include:

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

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

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

E. Dissolution Procedures

1. A candidate may not file a "final" report or a candidate 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

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

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

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

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

contributions and expenditures report shall include the same information required by Ethics Commission Rule 257:10-1-14(a).

SECTION 3. This act shall become effective November 1, 2011.

Passed the House of Representatives the 16th day of March, 2011.

Presiding Officer of the House of Representatives

Passed the Senate the 20th day of April, 2011.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Governor this 25th

day of April, **20** 11,

at 11:22 **o'clock** P **M.**

By: Jessica R. Byers

Approved by the Governor of the State of Oklahoma the 29th **day of**

April, **20** 11, **at** 1:15 **o'clock** P **M.**

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this

29th **day of** April, **20**11,

at 2:51 **o'clock** P **M.**

By: Michelle R. Day