

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1432

2005 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1432

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1432

House Government and Veterans Affairs Committee

Conference Committee

Hearing Date 1/27/05

Tape Number	Side A	Side B	Meter #
1	x		31.4-54.9
Committee Clerk Signature <i>Dick H. Zuer</i>			

Minutes: HB 1432 Relating to campaign finance.

14 members present, 0 absent.

Al Jaeger, Secretary of State-Testimony Attached

Rep. Klemin: Why the 10 days.

AL: It coincides with the filing.

Rep. Klemin: If you don't file within 10 days.

AL: It takes about two weeks, if they are keeping records, they have the amendment, we are pretty accommodating.

Rep. Klemin: You would aggregate the fees.

AL: No, I guess it is in the changes. The fine would be \$200.00 at the most.

Rep. Conrad: What about the county and city office and the park boards.

AL: We haven't gone there yet.

Chairman Haas: It is not a concern for legislatures?

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House Government and Veterans Affairs Committee

Bill/Resolution Number HB 1432

1/27/05

Rep. Meier: I am just curious, what happens if the candidate doesn't pay the money and didn't submit the report.

AL: I am not sure what would happen, pier pressure and politics.

Chairman Haas: Thank you very much. Anymore more questions on HB 1432.

The hearing will be closed on HB 1432.

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1432

House Government and Veterans Affairs Committee

Conference Committee

Hearing Date 1/28/05

Tape Number	Side A	Side B	Meter #
4	x		31.6-33.6
Committee Clerk Signature			

Minutes: HB 1432 Relating to campaign finance.

14 members present, 0 absent.

Chairman Haas: We will look at 1432.

Rep. Grande: I move a DO PASS on HB 1432.

Chairman Haas: We have a DO PASS on HB 1432, is there a second, seconded by Rep. Sitte, is there any discussion. It has to with campaign finance and time frame, adds a measure committee to the requirement, state wide candidates, reporting of contributions. Anymore discussions, if not I will have the clerk take the roll. ON A DO PASS ON HB 1432.

VOTE: YES 14 NO 0 ABSENT 0 DO PASS ON HB 1432

REP. KASPER WILL CARRY THE BILL.

Date: 1/28/05
Roll Call Vote #: 1

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1432

House House Government and Veterans Affairs Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By Rep. Grande Seconded By Rep. Sitte

Representatives	Yes	No	Representatives	Yes	No
Chairman C.B. Haas			Rep. Bill Amerman		
Bette B. Grande - Vice Chairman			Rep. Kari Conrad		
Rep. Randy Boehning			Rep. Louise Potter		
Rep. Glen Froseth			Rep. Sally M. Sandvig		
Rep. Pat Galvin					
Rep. Stacey Horter					
Rep. Jim Kasper					
Rep. Lawrence R. Klemin					
Rep. Lisa Meier					
Rep. Margaret Sitte					

Total (Yes) 14 No 0

Absent 0

Floor Assignment Rep. KASPER

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
January 28, 2005 12:20 p.m.

Module No: HR-19-1321
Carrier: Kasper
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1432: Government and Veterans Affairs Committee (Rep. Haas, Chairman)
recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).
HB 1432 was placed on the Eleventh order on the calendar.

2005 SENATE GOVERNMENT AND VETERANS AFFAIRS

HB 1432

2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. **HB 1432**

Senate Government and Veterans Affairs

Business and Conference Committee

Hearing Date March 10, 2005

Tape Number	Side A	Side B	Meter #
1		x	65-1772
Committee Clerk Signature <i>Nancy Davis</i>			

Chairman Krebsbach opens hearing on **HB 1432**

Relating to campaign finance.

(meter #65, tape 1, side B)

Representative Jim Kasper - Introduced the bill - In favor of this bill.

Al Jaeger - Secretary of State - See written testimony.

(meter #1182)

Senator Krebsbach - Asked if it is requested in writing is it sent certified so it is known when the person received it.

Jaeger - Does not believe there is a requirement in that regard. They could consider that if there was a time line.

(meter #1375)

Closed the hearing on 1432

Senator Brown moved for a do pass

Senator Lee seconded

Discussion

Senator Nelson - Asked why direct was added in section 1.

Jaeger - Said when they developed the legislation there were questions that came up. This makes it clear that it is direct. He told of some of the unbelievable questions his office fields.

Senator Brown will carry.

(meter #1772)

Date: 3/10
Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1432

Senate Government and Veterans Affairs Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Senator Brown Seconded By Senator Lee

Senators	Yes	No	Senators	Yes	No
Karen K. Krebsbach, Chairman	X		Carolyn Nelson	X	
Richard L. Brown, Vice Chairman	X				
Judy Lee	X				
John O. Syverson	X				

Total (Yes) 5 No 0

Absent 0

Floor Assignment Senator Brown

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
March 10, 2005 12:54 p.m.

Module No: SR-44-4631
Carrier: Brown
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1432: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)
recommends **DO PASS** (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1432
was placed on the Fourteenth order on the calendar.

2005 TESTIMONY

HB 1432



SECRETARY OF STATE

STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

January 27, 2005

TO: Representative Haas, Chairman,
and Members of the House Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: HB 1432 – Campaign Finance

The 2003 Legislative Assembly adopted SB 2403, which was a comprehensive revision to the laws related to campaign finance reporting. After experiencing one election cycle with its accompanying reporting requirements, several areas of the campaign finance chapter were identified as needing clarification or improvement, which is the purpose of this bill.

Section 1: On page 1, line 13, the word "direct" is added to clarify the definition of expenditure.

Section 2: On page 2, lines 1 through 3, the change clarifies for statewide and legislative candidates that contributions received from the same source are to be aggregated from the beginning of the calendar year through the end of the reporting period and that the date reported is when the most recent gift in the aggregated amount was received.

On page 2, lines 13 through 16, the change simplifies the wording that requires statewide and legislative candidates to submit a year-end report whether they sought election or not.

Section 3: On page 2, lines 19 through 31, the change is for the same purpose stated in Section 1 except that it applies to a political party and also applies to expenditures.

Section 4: On page 3, line 3, the change adds the words "or measure committee" that were inadvertently omitted from SB 2403 adopted last session.

Section 5: On page 3, line 21, the change requires all statewide candidates to register with the Secretary of State even if they have not formed a political committee.

Section 6: On page 4, lines 5 through 10, the change is for the same aggregated purpose stated in Section 1 of this bill except that it applies to a multi-candidate committee.

Section 7: Beginning on page 4 and throughout this section, there are changes removing all references to county and city candidates and making the entire section only applicable to judicial district candidates since this bill creates separate sections in the Century Code for county and city candidates.

On page 4, lines 25 through 28, the change is for the same aggregated purpose stated in Section 1 of this bill except that it applies to judicial district candidates.

On page 4, line 29 through line 4 on page 5, the changes establish the identical reporting periods for a judicial candidate that are required now of statewide and legislative district candidates.

Page 5, lines 5 through 9, the change requires a judicial district candidate to file a year-end report in those years in which they sought election to office.

Page 5, lines 14 through 17, this change requires a judicial district candidate to file a year-end report for any year in which they receive a contribution whether or not they sought election to an office during that year.

Page 5, lines 18 through 30, these changes make it clear that the Secretary of State is the filing officer for campaign contribution reports from judicial district candidates.

Section 8: This section creates a new section in this chapter of the Century Code, which pertains only to candidates for county office. It establishes the same requirements as in Section 7 of this bill except it identifies the county auditor as the filing officer, authorizes the county auditor to request duplicate report if original is not received, and establishes a four-year retention period for the reports.

Section 9: This section creates a new section in this chapter of the Century Code, which pertains only to candidates for city office in cities with a population of 5,000 or more. It establishes the same requirements as was done in Section 8 except, as they are applicable to a city election.

Section 10: On page 8, line 25, this change makes it clear that contributions received from a single source within the 20-day period before an election must be reported within 48 hours if the aggregate amount exceeds \$500. The change in line 29 extends the same requirement to judicial, county, and city candidates.

Section 11: On page 9, lines 5 through 9, the change authorizes all filing officers (Secretary of State and County Auditor) to charge and collect late filing fees and to request amended reports.

On page 9, lines 13 through 21, the change authorizes all filing officers to assess a fee if a requested amendment is not filed within ten business days after the amendment has been requested in writing by the filing officer. If the amendment were filed after the due date but within six days, the late fee would be \$50. If filed after six days but within eleven days, the late fee would be \$100, and if filed thereafter, the fee would be \$200.

1432

ALVIN A. JAEGER
SECRETARY OF STATE

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SECRETARY OF STATE

STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

March 10, 2005

TO: Senator Krebsbach, Chairman,
and Members of the Senate Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: HB 1432 -- Campaign Finance

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