

**2021 HOUSE GOVERNMENT AND VETERANS AFFAIRS**

**HB 1496**

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1496  
2/5/2021

Relating to reporting of expenditures for political purposes; and to provide a penalty
--

**Chairman Kasper** opened the hearing at 9:05 a.m.

Representatives	Roll Call
Representative Jim Kasper	P
Representative Ben Koppelman	P
Representative Pamela Anderson	P
Representative Jeff A. Hoverson	P
Representative Karen Karls	P
Representative Scott Louser	P
Representative Jeffery J. Magrum	P
Representative Mitch Ostlie	P
Representative Karen M. Rohr	P
Representative Austen Schauert	P
Representative Mary Schneider	P
Representative Vicky Steiner	P
Representative Greg Stemen	P
Representative Steve Vetter	P

### Discussion Topics:

- Reporting expenditures about candidates by campaign finance filers
- Increasing transparency in political campaigns

**Rep. Ertelt** introduced and testified in favor, #5651, #5652.

**Jim Silrum, Deputy Secretary of State**, testified in a neutral position, #5317.

**Chairman Kasper** closed the hearing at 9:53 a.m.

*Carmen Hart, Committee Clerk*



# NORTH DAKOTA HOUSE OF REPRESENTATIVES

STATE CAPITOL  
600 EAST BOULEVARD  
BISMARCK, ND 58505-0360



## Representative Sebastian Ertelt

District 26  
906 Ash Street  
Lisbon, ND 58054-4316  
[sertelt@nd.gov](mailto:sertelt@nd.gov)

## COMMITTEES:

Finance and Taxation  
Political Subdivisions

February 5, 2021

Chairman Kasper and Members of the House Government and Veterans Affairs Committee,

I present today, House Bill 1496, and urge a unanimous DO PASS recommendation. House Bill 1496 is an effort to increase transparency in political campaigns which would benefit both electors and candidates.

Currently, only certain types of political organizations are required to report expenditures made in support of or opposition to candidates or ballot measures. House Bill 1496 would expand this, in Section 1, to candidates or candidate committees formed on behalf of the candidate, multicandidate political committees, and political parties other than a statewide political party soliciting or accepting contributions, and in Section 2, to statewide political parties or political committees not required to file statements under section 16.1-08.1-02.3 that are soliciting or accepting contributions. While these political entities are already required to be listed in disclaimers on advertising they purchase, the amount of the expenditure in support of or opposition to other candidates or ballot measures currently remains hidden.

Similar to reporting contributions, only expenditures over two hundred dollars would be required to be reported and the same reporting timeline would also be used, including the forty-eight hour reporting requirement for amounts over five hundred dollars.

I would like to offer an amendment to the bill to address a possible loophole that I had not previously considered caused by the current provision that a candidate whose name is not on the ballot and who is not seeking election through write-in votes, the candidate's candidate committee, and a political party that has not endorsed or nominated any candidate in the election is not required to file a statement under this subsection. The amendment would be on Page 1 Line 21 after "subsection" and on Page 4 Line 26 after "statement under this subsection" insert ", unless an aggregated expenditure over two hundred dollars is made to, in support of, or in opposition to a candidate, political committee, or political party."

Another amendment to consider would be to remove the name and mailing address of the recipient from the expenditure reporting requirement as my intention was to focus on reporting the amount and the person in support of or in opposition to whom the expenditure was made.

Let's give the public the transparency they deserve in passing HB 1496.





## North Dakota Campaign Finance Online

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2020

### Prairie Action ND Independent Expenditure Filer

Registration Date: 9/17/2020  
Reporting Year: 2020

Type Independent Expenditure Filer

**Organization Information**

Organization Name **Prairie Action ND**  
 Organization Acronym  
 Organization Telephone **(701) 261-4858**  
 Organization Email **amy@prairieactionnd.org**  
 Organization Address **3478 11th street south  
Fargo, ND 58104**

**Contact Information**

Contact Name **Amy Jacobson**  
 Contact Title **Director**  
 Contact Telephone **(701) 261-4858**  
 Contact Email **amy@prairieactionnd.org**  
 Contact Address **3478 11th street south  
Fargo, ND 58104**

**Independent Expenditures**

	Date Filed	Statement total of IE made	YTD total of IE made
<a href="#">09/17/20</a>	09/17/20	\$81.87	\$81.87
<a href="#">09/21/20</a>	09/21/20	\$99.97	\$181.84
<a href="#">10/06/20</a>	10/06/20	\$175.00	\$356.84
<a href="#">10/11/20</a>	10/11/20	\$450.09	\$806.93
<a href="#">10/15/20</a>	10/15/20	\$400.00	\$1,206.93
<a href="#">10/19/20</a>	10/19/20	\$600.00	\$1,806.93
<a href="#">10/25/20</a>	10/25/20	\$900.00	\$2,706.93
<a href="#">10/26/20</a>	10/26/20	\$900.00	\$3,606.93
<a href="#">10/29/20</a>	10/29/20	\$1,800.00	\$5,406.93
<a href="#">11/01/20</a>	11/01/20	\$900.00	\$6,306.93
<a href="#">11/03/20</a>	11/03/20	\$0.00	\$6,306.93

**Selected Statement Details**[Export Statement](#)[Print Preview](#)

	Date Filed	Statement total of IE made	YTD total of IE made
Independent Expenditure	10/29/20	\$1,800.00	\$5,406.93

**Expenditures**

+ Indicates an amended transaction. Click to view the original transaction.

Name	Address	Date	Amount	Stance	Measure/Petition Name	Date on Ballot	Supports or Opposes - Candidate, Political Party or Political Committee	Amended Date
<a href="#">Facebook</a>	1 Hacker Way Menlo Park, CA 94025	10/27/20	\$900.00	No - Not Related to a Measure				
<a href="#">Facebook</a>	1 Hacker Way Menlo Park, CA 94025	10/28/20	\$900.00	No - Not Related to a Measure				

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

February 5, 2021

TO: Chairman Kasper and Members of the House Government and Veterans Affairs Committee

FR: Jim Silrum, Deputy Secretary of State on behalf of Secretary of State Al Jaeger

RE: HB 1496 – Reporting expenditures about candidates by campaign finance filers

This bill attempts to place new disclosure requirements for candidates, political committees, and political parties (filers) that are subject to NDCC §§ 16.1-08.1-02.3 and 16.1-08.1-02.4. When a filer makes an expenditure in support of or opposition to a candidate, the filer making the expenditure must disclose the expenditure on the next campaign statement submitted.

Amendments that require consistency across the board make the complicated subject of campaign disclosure easier for everyone (filers and the public) to understand. Consistency is the reason the Secretary of State's office offers neutral testimony on this bill. If the Sixty-seventh Legislative Assembly desires to add disclosure requirements for campaign finance statements, we believe it is best to require them of all filers.

Our office was not asked to submit a fiscal note on this bill, but new requirements will necessitate a modification to the system that all filers, including every legislator, uses to publicly disclose the contributions received and as required, expenditures made during the calendar dates covered by the disclosure statement. Regardless of the ultimate cost for the software enhancement, the return on investment is much greater if it is spread over all filers rather than a limited subset as would be the case in HB 1191 that was heard earlier this morning. Additionally, when a requirement is made to all filers, the software updates are less complicated, which makes the system more stable. The greater the number of differences that exist between filers, the more the system is subject to failure points.

Respectfully submitted.

## Current Campaign Finance Disclosure Requirements

There are two major sets of requirements under current law for the various filer types in the system called North Dakota Campaign Finance Online (ND CFO):

### NDCC § 16.1-08.1-02.3

- Applies to the following filers:
  - Candidates and candidate committees
  - Multicandidate committees (both for statewide candidates and non-specified)
  - Legislative district political parties
- Requires the disclosure of:
  - Contributions from a contributor totaling more than \$200 in a reporting period:
    - Contributor's name and mailing address
    - Total of contribution(s)
    - Date of last contribution received
  - Total of all contributions from contributors giving less than \$200 in a reporting period:
  - Statewide candidates and statewide multi candidate committees only: the balance of campaign fund at the beginning and end of reporting period
  - Total contributions from a contributor greater than \$500 in the 39 days before an election
    - Contributor's name and mailing address
    - Total received from a contributor during the 39 days that is greater than \$500
    - Date of last contribution received
  - Year-end statement only, totals of expenditures in the following categories:
    - Advertising
    - Campaign loan repayment
    - Operations
    - Travel
    - Miscellaneous
  - Except for judicial, county, and city candidates – Contributions greater than \$5,000:
    - Contributor's occupation
    - Employer
    - Employer's principal place of business
- Reporting periods for disclosure statements:
  - Pre- Primary – January 1 – 40 days before election when on or supporting candidates on ballot
  - Pre-General – January 1 – 40 days before election when on or supporting candidates on ballot
  - 48-Hour – within 48 hours of receiving contribution greater than \$500 in the 39 days before election
  - Year-End – January 1 - December 31

### NDCC § 16.1-08.1-02.4

- Applies to:
  - State political parties
  - Political action committees
  - Measure committees
- All the same requirements listed above except for:
  - Disclosing expenditures on every statement greater than \$200:
    - Recipient name and mailing address
    - Total of expenditure(s) made to recipient in reporting period
    - Date of last expenditure
  - Total of all expenditures less than \$200 during the reporting period
  - No year-end totals for expenditure categories
  - For measure committees, contribution and expenditure reporting threshold is \$100

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1496  
2/12/2021  
Subcommittee

Relating to reporting of expenditures for political purposes; and to provide a penalty
--

**Rep. B. Koppelman, Chair**, opened the subcommittee meeting at 9:21 a.m.

All subcommittee members were present: Rep. B. Koppelman, Chair; Rep. Karls, Rep. Louser, and Rep. Schauer.

### Discussion Topics:

- Multi candidate committees
- Ballot measures
- Expenditures reporting

**Rep. B. Koppelman** explained the Christmas tree version of HB 1496, 21.0804.02004, #6547.

**(9:50) Rep. Louser** moved to **amend amendment 21.0804.02004** “striking political party in mentioned sections.” **Rep. Schauer** seconded the motion. **Voice vote. Motion carries.**

**(9:51) Rep. Louser** moved to **amend amendment 21.0804.02004** “adding campaign contribution as a 6<sup>th</sup> category under expenditures section.” **Rep. Karls** seconded the motion. **Voice vote. Motion carries.**

**(9:52) Rep. Louser** moved to **recommend to full committee that we approve 1496 with the suggested amendments.** **Rep. Schauer** seconded the motion. **Voice vote. Motion carries.**

**Rep. B. Koppelman** closed the meeting at 9:52 a.m.

*Carmen Hart, Committee Clerk*

21.0804.02004

Sixty-seventh  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1496**

Introduced by

Representatives Ertelt, Kasper, B. Koppelman, Magrum

1 A BILL for an Act to amend and reenact sections 16.1-08.1-02.3~~and~~ 16.1-08.1-02.4~~and~~  
2 16.1-08.1-03.1 of the North Dakota Century Code, relating to reporting of expenditures for  
3 political purposes; and to provide a penalty.

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

5 **SECTION 1. AMENDMENT.** Section 16.1-08.1-02.3 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **16.1-08.1-02.3. Pre-election, supplemental, and year-end campaign disclosure**  
8 **statement requirements for candidates, candidate committees, multicandidate**  
9 **committees, and nonstatewide political parties.**

10 1. Prior to the thirty-first day before a primary, general, or special election, a candidate or  
11 candidate committee formed on behalf of the candidate, a multicandidate political  
12 committee, or a political party other than a statewide political party soliciting or  
13 accepting contributions shall file a campaign disclosure statement that includes all  
14 contributions received from January first through the fortieth day before the election.

15 The statement also must include each aggregated expenditure over two hundred  
16 dollars made to, in support of, or in opposition to a candidate, political committee,  
17 ballot measure, or political party from January first through the fortieth day before the  
18 election. A candidate whose name is not on the ballot and who is not seeking election

19 through write-in votes, the candidate's candidate committee, and a political party that  
20 has not endorsed or nominated any candidate in the election is not required to file a  
21 statement under this subsection. The statement may be submitted for filing beginning  
22 on the thirty-ninth day before the election. The statement must include:

23 a. For each aggregated contribution from a contributor which totals ~~in excess~~  
24 of more than two hundred dollars received during the reporting period:

- 1 (1) The name and mailing address of the contributor;
- 2 (2) The total amount of the contribution; and
- 3 (3) The date the last contributed amount was received;
- 4 b. The total of all aggregated contributions from contributors which total in excess of
- 5 two hundred dollars during the reporting period;
- 6 c. The total of all contributions received from contributors that contributed two
- 7 hundred dollars or less each during the reporting period; and
- 8 d. For a statewide candidate, a candidate committee formed on behalf of a
- 9 statewide candidate, and a statewide multicandidate committee, the balance of
- 10 the campaign fund on the fortieth day before the election and the balance of the
- 11 campaign fund on January first; and
- 12 e. For each aggregated expenditure to, in support of, or in opposition to a
- 13 candidate, ballot measure, political committee, or political party which totals more
- 14 than two hundred dollars expended during the reporting period:
  - 15 (1) The name ~~and mailing address~~ of ~~the recipient and, if applicable,~~ the person
  - 16 ~~or ballot measure~~ in support of or in opposition to ~~whom~~ which the
  - 17 expenditure was made;
  - 18 (2) The total amount of the expenditure; and
  - 19 (3) The date the last expenditure ~~to the recipient~~ was made.
- 20 2. Beginning on the thirty-ninth day before the election through the day before the
- 21 election, a person that files a statement under subsection 1 must file a supplemental
- 22 statement within forty-eight hours of the start of the day following the receipt of a
- 23 contribution or aggregate contribution from a contributor which is ~~in excess of~~ more
- 24 than five hundred dollars or the making of an expenditure or aggregate expenditure to
- 25 a recipient in support of or in opposition to a person which is more than five hundred
- 26 dollars. The statement must include:
  - 27 a. ~~The~~ For a contribution, the name and mailing address of the contributor, or for an
  - 28 expenditure, the name ~~and mailing address~~ of ~~the recipient and, if applicable,~~ the
  - 29 person ~~or ballot measure~~ in support of or in opposition to ~~whom~~ which the
  - 30 expenditure was made;

b. The total amount of the contribution received or expenditure made during the reporting period; and

c. ~~The~~For a contribution, the date the last contributed amount was received, or for an expenditure, the date the last expenditure was made.

3. Prior to February first, a candidate or candidate committee, a multicandidate political committee, or a nonstatewide political party soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received and expenditures, ~~by expenditure category,~~ made from January first through December thirty-first of the previous year. The statement may be submitted for filing beginning on January first. The statement must include:

a. For a statewide candidate, a candidate committee formed on behalf of a statewide candidate, and a statewide multicandidate committee, the balance of the campaign fund on January first and on December thirty-first;

b. For each aggregated contribution from a contributor which totals ~~in excess of~~more than two hundred dollars received during the reporting period:

(1) The name and mailing address of the contributor;

(2) The total amount of the contribution; and

(3) The date the last contributed amount was received;

c. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

d. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period; ~~and~~

e. The total of all other expenditures made during the previous year, separated into expenditure categories; and

f. For each aggregated expenditure to, in support of, or in opposition to a candidate, political committee, or political party which totals more than two hundred dollars expended during the reporting period:

(1) ~~The name and mailing address of the recipient and, if applicable, the person~~  
or ballot measure in support of or in opposition to ~~whom~~which the  
expenditure was made;

(2) The total amount of the expenditure; and

1                   (3) The date the last expenditure ~~to the recipient~~ was made.

- 2           4. A person required to file a statement under this section, other than a candidate for  
3           judicial office, county office, or city office, or a candidate committee for a candidate  
4           exempted under this subsection, shall report each aggregated contribution from a  
5           contributor which totals five thousand dollars or more during the reporting period. For  
6           these contributions from individuals, the statement must include the contributor's  
7           occupation, employer, and the employer's principal place of business.
- 8           5. A candidate for city office in a city with a population under five thousand and a  
9           candidate committee for the candidate are exempt from this section.
- 10          6. A candidate for county office and a candidate committee for a candidate for county  
11          office shall file statements under this chapter with the county auditor. A candidate for  
12          city office who is required to file a statement under this chapter and a candidate  
13          committee for such a candidate shall file statements with the city auditor. Any other  
14          person required to file a statement under this section shall file the statement with the  
15          secretary of state.
- 16          7. The filing officer shall assess and collect fees for any reports filed after the filing  
17          deadline.
- 18          8. To ensure accurate reporting and avoid commingling of campaign and personal funds,  
19          candidates shall use dedicated campaign accounts that are separate from any  
20          personal accounts.

21       **SECTION 2. AMENDMENT.** Section 16.1-08.1-02.4 of the North Dakota Century Code is  
22   amended and reenacted as follows:

23       **16.1-08.1-02.4. Pre-election, supplemental, and year-end campaign disclosure**  
24   **statement requirements for statewide political parties and certain political committees.**

- 25          1. Prior to the thirty-first day before a primary, general, or special election, a statewide  
26          political party or a political committee not required to file statements under section  
27          16.1-08.1-02.3 which is soliciting or accepting contributions shall file a campaign  
28          disclosure statement that includes all contributions received and expenditures made  
29          from January first through the fortieth day before the election. A political party that has  
30          not endorsed or nominated a candidate in an election is not required to file a  
31          statement under this subsection. A statement required to be filed under this subsection



may be submitted for filing beginning on the thirty-ninth day before the election. The statement must include:

a. For each aggregated contribution from a contributor which totals ~~in excess of~~ more than two hundred dollars received during the reporting period:

- (1) The name and mailing address of the contributor;
- (2) The total amount of the contribution; and
- (3) The date the last contributed amount was received;

b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;

d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:

- (1) The name and mailing address of the recipient;
- (2) The total amount of the expenditure made to the recipient; and
- (3) The date the last expended amount was made to the recipient; and
- (4) If the expenditure was made in support of or in opposition to a candidate, ballot measure, or political committee, the name and mailing address of the person or ballot measure in support of or in opposition to whom which the expenditure was made;

e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;

f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and

g. The balance of the campaign fund on the fortieth day before the election and balance of the campaign fund on January first.

2. Beginning on the thirty-ninth day before the election through the day before the election, a person that files a statement under subsection 1 must file a supplemental statement within forty-eight hours of the start of the day following the receipt of a contribution or aggregate contribution from a contributor which is in excess of five hundred dollars or the making of an expenditure or aggregate expenditure to, in

support of, or in opposition to a candidate, ballot measure, or political committee which is more than five hundred dollars. The statement must include:

a. ~~The~~For a contribution, the name and mailing address of the contributor, or for an expenditure, the name ~~and mailing address of the recipient and, if applicable, the~~ person or ballot measure in support of or in opposition to whom the expenditure was made;

b. The total amount of the contribution received or expenditure made during the reporting period; and

c. ~~The~~For a contribution, the date the last contributed amount was received, or for an expenditure, the date the last expenditure was made.

3. Prior to February first, a statewide political party or a political committee that is not required to file a statement under section 16.1-08.1-2.3 shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through December thirty-first of the previous year. The statement may be submitted for filing beginning on January first. The statement must include:

a. For each aggregated contribution from a contributor which totals ~~in excess of~~ more than two hundred dollars received during the reporting period:

(1) The name and mailing address of the contributor;

(2) The total amount of the contribution; and

(3) The date the last contributed amount was received;

b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;

d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:

(1) The name and mailing address of the recipient;

(2) The total amount of the expenditure made to the recipient; and

(3) The date the last expended amount was made to the recipient; and

(4) If the expenditure was made in support of or in opposition to a candidate, ballot measure, or political committee, the name ~~and mailing address~~ of the candidate, ballot measure, or political committee:

e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;

f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and

g. The balance of the campaign fund on January first and December thirty-first.

4. A person required to file a statement under this section shall disclose each aggregated contribution from a contributor which totals five thousand dollars or more during the reporting period. For these contributions from individuals, the statement must include the contributor's occupation, employer, and the employer's principal place of business.

5. Statements under this section must be filed with the secretary of state.

6. The secretary of state shall assess and collect fees for any reports filed after the filing deadline.

**SECTION 3. AMENDMENT.** Section 16.1-08.1-03.1 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-03.1. Special requirements for statements required of persons engaged in activities regarding ballot measures.**

1. For each reportable contribution and expenditure under ~~section~~sections 16.1-08.1-02.3 and 16.1-08.1-02.4, the threshold for reporting is one hundred dollars for any person engaged in activities described in subdivision e of subsection 13 of section 16.1-08.1-01 and any other expenditure in support of or opposition to a ballot measure which must be reported.

2. For contributions received from any contributor, a person engaged in activities described in subdivision e of subsection 13 of section 16.1-08.1-01 shall include the following information regarding each subcontributor that has stated a contribution is for the express purpose of furthering the passage or defeat of a ballot measure in the statements required under section 16.1-08.1-02.4:

a. A designation as to whether any person contributed in excess of one hundred dollars of the total contribution;

- 1           b.    The name and mailing address of each subcontributor that contributed in excess
- 2               of one hundred dollars of the total contribution;
- 3           c.    The contribution amounts of each disclosed subcontributor; and
- 4           d.    The occupation, employer, and address for the employer's principal place of
- 5               business of each disclosed subcontributor.
- 6        3.    An initiative and referendum sponsoring committee also shall file a disclosure
- 7           statement by the date the secretary of state approves the petition for circulation, and
- 8           shall file an additional statement on the date the petitions containing the required
- 9           number of signatures are submitted to the secretary of state for review. The
- 10          statements required under this subsection must be in the same form as the year-end
- 11          statements under section 16.1-08.1-02.4.
- 12        4.    A sponsoring committee shall file a statement regarding its intent to compensate
- 13          circulators before paying for petitions to be circulated.

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1496  
2/12/2021

Relating to reporting of expenditures for political purposes; and to provide a penalty
--

**Chairman Kasper** opened the committee work meeting at 10:40 a.m.

Representatives	Roll Call
Representative Jim Kasper	P
Representative Ben Koppelman	P
Representative Pamela Anderson	P
Representative Jeff A. Hoverson	P
Representative Karen Karls	P
Representative Scott Louser	P
Representative Jeffery J. Magrum	P
Representative Mitch Ostlie	P
Representative Karen M. Rohr	P
Representative Austen Schauer	P
Representative Mary Schneider	P
Representative Vicky Steiner	P
Representative Greg Stemen	P
Representative Steve Vetter	P

### Discussion Topics:

- Subcommittee report

**Rep. B. Koppelman** presented recommendations discussed at the subcommittee.

It was decided to hold this over.

**Chairman Kasper** adjourned at 11:16 a.m.

*Carmen Hart, Committee Clerk*

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1496 AM  
2/18/2021

Relating to reporting of expenditures for political purposes; and to provide a penalty
--

**Chairman Kasper** opened the committee work meeting at 11:12 a.m.

Representatives	Roll Call
Representative Jim Kasper	P
Representative Ben Koppelman	P
Representative Pamela Anderson	P
Representative Jeff A. Hoverson	P
Representative Karen Karls	P
Representative Scott Louser	P
Representative Jeffery J. Magrum	P
Representative Mitch Ostlie	P
Representative Karen M. Rohr	P
Representative Austen Schauer	P
Representative Mary Schneider	P
Representative Vicky Steiner	P
Representative Greg Stemen	P
Representative Steve Vetter	A

### Discussion Topics:

- Expenditures reporting
- Amendment

**Rep. B. Koppelman** moved to **adopt amendment 21.0804.02005**. **Rep. Schauer** seconded the motion.

**Rep. B. Koppelman** and **Rep. Schauer** **withdrew their motions**, because it was discovered that it was the incorrect amendment number.

**Chairman Kasper** ended the meeting at 11:19 a.m.

*Carmen Hart, Committee Clerk*

# 2021 HOUSE STANDING COMMITTEE MINUTES

## Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1496  
2/18/2021 PM

Relating to reporting of expenditures for political purposes; and to provide a penalty
--

**Chairman Kasper** opened the committee work meeting at 5:28 p.m.

Representatives	Roll Call
Representative Jim Kasper	P
Representative Ben Koppelman	P
Representative Pamela Anderson	P
Representative Jeff A. Hoverson	P
Representative Karen Karls	P
Representative Scott Louser	P
Representative Jeffery J. Magrum	P
Representative Mitch Ostlie	P
Representative Karen M. Rohr	P
Representative Austen Schauer	P
Representative Mary Schneider	P
Representative Vicky Steiner	P
Representative Greg Stemen	P
Representative Steve Vetter	P

### Discussion Topics:

- Expenditure reports
- PACs
- Amendment

**Vice Chair B. Koppelman** explained the amendment, #7045, #7046. **Vice Chair B. Koppelman** moved to adopt amendment 21.0804.02006. **Rep. Schauer** seconded. **Voice vote. Motion carries.**

**Rep. Schauer** moved **Do Pass** as amended. **Rep. Magrum** seconded.

Representatives	Vote
Representative Jim Kasper	Y
Representative Ben Koppelman	Y
Representative Pamela Anderson	N
Representative Jeff A. Hoverson	Y
Representative Karen Karls	Y
Representative Scott Louser	Y
Representative Jeffery J. Magrum	Y
Representative Mitch Ostlie	Y
Representative Karen M. Rohr	Y
Representative Austen Schauer	Y
Representative Mary Schneider	N
Representative Vicky Steiner	Y

Representative Greg Stemen	Y
Representative Steve Vetter	Y

**Motion passes.** 12-2-0. **Rep. B. Koppelman** is the carrier.

**Chairman Kasper** ended at 5:46 p.m.

*Carmen Hart, Committee Clerk*



PROPOSED AMENDMENTS TO HOUSE BILL NO. 1496

Page 1, line 1, after "Act" insert "to create and enact section 16.1-08.1-02.5 of the North Dakota Century Code, relating to statewide political parties' campaign finance disclosures;"

Page 1, line 1, after "reenact" insert "subsection 8 of section 16.1-08.1-01 and"

Page 1, after line 4, insert:

**"SECTION 1. AMENDMENT.** Subsection 8 of section 16.1-08.1-01 of the North Dakota Century Code is amended and reenacted as follows:

8. "Expenditure categories" means the categories into which expenditures must be grouped for reports under this chapter. The expenditure categories are:
  - a. Advertising;
  - b. Campaign loan repayment;
  - c. Operations;
  - d. Travel; and
  - e. Miscellaneous; and
  - f. Contributions."

Page 1, line 16, remove "to."

Page 1, line 16, remove the second underscored comma

Page 1, line 17, replace "political party" with "ballot measure"

Page 2, line 12, remove "to."

Page 2, line 12, remove the second underscored comma

Page 2, line 13, replace "political party" with "ballot measure"

Page 2, line 15, remove "and mailing address of the recipient and, if applicable, the person"

Page 2, line 16, replace "in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 2, line 17, remove "and"

Page 2, line 18, remove "to the recipient"

Page 2, line 18, after "made" insert "; and

- (4) Whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure"

Page 2, line 23, remove "to"

Page 2, line 24, replace "a recipient" with "in support of or in opposition to a candidate, political committee, or ballot measure"

Page 2, line 26, remove "and mailing address of the recipient and, if applicable, the"

Page 2, line 27, replace "person in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 2, line 29, overstrike "and"

Page 2, line 31, after "made" insert "; and

d. For an expenditure, whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure"

Page 3, line 21, remove "to,"

Page 3, line 21, remove the second underscored comma

Page 3, line 22, replace "political party" with "ballot measure"

Page 3, line 24, remove "and mailing address of the recipient and, if applicable, the person"

Page 3, line 25, replace "in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 3, line 26, remove "and"

Page 3, line 27, remove "to the recipient"

Page 3, line 27, after "made" insert "; and

(4) Whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure"

Page 4, line 19, overstrike "**statewide political parties and**"

Page 4, line 20, overstrike "a statewide"

Page 4, line 21, overstrike "political party or"

Page 4, line 24, overstrike "A political party that has"

Page 4, overstrike line 25

Page 4, line 26, overstrike "statement under this subsection."

Page 5, line 12, after "candidate" insert ", ballot measure,"

Page 5, line 13, remove "and mailing address of the person in support"

Page 5, line 14, replace "of or in opposition to whom the expenditure was made" with "of the candidate, ballot measure, or political committee, and whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee"

Page 5, line 25, remove "to,"

Page 5, line 26, remove the underscored comma

Page 5, line 26, after "candidate" insert ", ballot measure."

Page 5, line 29, remove "and mailing address of the recipient and, if applicable, the"

Page 5, line 30, replace "person in support of or in opposition to whom the expenditure was made" with "of the candidate, ballot measure, or political committee the expenditure was intended to support or oppose"

Page 6, line 2, overstrike "and"

Page 6, line 4, after "made" insert "; and"

- d. For an expenditure, whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee

Page 6, line 24, after "candidate" insert ", ballot measure."

Page 6, line 25, remove "and mailing address"

Page 6, line 25, after "candidate" insert ", ballot measure."

Page 6, line 26, after "committee" insert "and whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee"

Page 6, line 28, after the semicolon insert "and"

Page 6, line 30, overstrike "; and"

Page 6, line 31, overstrike "g. The balance of the campaign fund on January first and December thirty-first"

Page 7, after line 7, insert:

**"SECTION 4.** Section 16.1-08.1-02.5 of the North Dakota Century Code is created and enacted as follows:

**16.1-08.1-02.5. Pre-election, supplemental, and year-end campaign disclosure statement requirements for statewide political parties.**

1. Prior to the thirty-first day before a primary, general, or special election, a statewide political party soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through the fortieth day before the election. A political party that has not endorsed or nominated a candidate in an election is not required to file a statement under this subsection. A statement required to be filed under this subsection may be submitted for filing beginning on the thirty-ninth day before the election. The statement must include:
  - a. For each aggregated contribution from a contributor which totals in excess of two hundred dollars received during the reporting period:
    - (1) The name and mailing address of the contributor;
    - (2) The total amount of the contribution; and
    - (3) The date the last contributed amount was received;



- b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;
  - c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;
  - d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:
    - (1) The name and mailing address of the recipient;
    - (2) The total amount of the expenditure made to the recipient; and
    - (3) The date the last expended amount was made to the recipient;
  - e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;
  - f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and
  - g. The balance of the campaign fund on the fortieth day before the election and balance of the campaign fund on January first.
2. Beginning on the thirty-ninth day before the election through the day before the election, a person that files a statement under subsection 1 must file a supplemental statement within forty-eight hours of the start of the day following the receipt of a contribution or aggregate contribution from a contributor which is in excess of five hundred dollars. The statement must include:
- a. The name and mailing address of the contributor;
  - b. The total amount of the contribution received during the reporting period; and
  - c. The date the last contributed amount was received.
3. Prior to February first, a statewide political party shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through December thirty-first of the previous year. The statement may be submitted for filing beginning on January first. The statement must include:
- a. For each aggregated contribution from a contributor which totals in excess of two hundred dollars received during the reporting period:
    - (1) The name and mailing address of the contributor;
    - (2) The total amount of the contribution; and
    - (3) The date the last contributed amount was received;
  - b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

- c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;
  - d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:
    - (1) The name and mailing address of the recipient;
    - (2) The total amount of the expenditure made to the recipient; and
    - (3) The date the last expended amount was made to the recipient;
  - e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;
  - f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and
  - g. The balance of the campaign fund on January first and December thirty-first.
4. A political party required to file a statement under this section shall disclose each aggregated contribution from a contributor which totals five thousand dollars or more during the reporting period. For these contributions from individuals, the statement must include the contributor's occupation, employer, and the employer's principal place of business.
5. Statements under this section must be filed with the secretary of state.
6. The secretary of state shall assess and collect fees for any reports filed after the filing deadline."

Renumber accordingly

**REPORT OF STANDING COMMITTEE**

**HB 1496: Government and Veterans Affairs Committee (Rep. Kasper, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1496 was placed on the Sixth order on the calendar.

Page 1, line 1, after "Act" insert "to create and enact section 16.1-08.1-02.5 of the North Dakota Century Code, relating to statewide political parties' campaign finance disclosures;"

Page 1, line 1, after "reenact" insert "subsection 8 of section 16.1-08.1-01 and"

Page 1, after line 4, insert:

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  - a. Advertising;
  - b. Campaign loan repayment;
  - c. Operations;
  - d. Travel; and
  - e. Miscellaneous; and
  - f. Contributions."

Page 1, line 16, remove "to,"

Page 1, line 16, remove the second underscored comma

Page 1, line 17, replace "political party" with "ballot measure"

Page 2, line 12, remove "to,"

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Page 2, line 13, replace "political party" with "ballot measure"

Page 2, line 15, remove "and mailing address of the recipient and, if applicable, the person"

Page 2, line 16, replace "in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 2, line 17, remove "and"

Page 2, line 18, remove "to the recipient"

Page 2, line 18, after "made" insert "; and

- (4) Whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure"

Page 2, line 23, remove "to"

Page 2, line 24, replace "a recipient" with "in support of or in opposition to a candidate, political committee, or ballot measure"

Page 2, line 26, remove "and mailing address of the recipient and, if applicable, the"

Page 2, line 27, replace "person in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 2, line 29, overstrike "and"

Page 2, line 31, after "made" insert " ; and

d. For an expenditure, whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure"

Page 3, line 21, remove "to."

Page 3, line 21, remove the second underscored comma

Page 3, line 22, replace "political party" with "ballot measure"

Page 3, line 24, remove "and mailing address of the recipient and, if applicable, the person"

Page 3, line 25, replace "in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 3, line 26, remove "and"

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Page 3, line 27, after "made" insert " ; and

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Page 4, line 19, overstrike "**statewide political parties and**"

Page 4, line 20, overstrike "a statewide"

Page 4, line 21, overstrike "political party or"

Page 4, line 24, overstrike "A political party that has"

Page 4, overstrike line 25

Page 4, line 26, overstrike "statement under this subsection."

Page 5, line 12, after "candidate" insert " , ballot measure,"

Page 5, line 13, remove "and mailing address of the person in support"

Page 5, line 14, replace "of or in opposition to whom the expenditure was made" with "of the candidate, ballot measure, or political committee, and whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee"

Page 5, line 25, remove "to."

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Page 5, line 26, after "candidate" insert ", ballot measure."

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Page 5, line 30, replace "person in support of or in opposition to whom the expenditure was made" with "of the candidate, ballot measure, or political committee the expenditure was intended to support or oppose"

Page 6, line 2, overstrike "and"

Page 6, line 4, after "made" insert "; and

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Page 6, line 24, after "candidate" insert ", ballot measure."

Page 6, line 25, remove "and mailing address"

Page 6, line 25, after "candidate" insert ", ballot measure."

Page 6, line 26, after "committee" insert "and whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee"

Page 6, line 28, after the semicolon insert "and"

Page 6, line 30, overstrike "; and"

Page 6, line 31, overstrike "g. The balance of the campaign fund on January first and December thirty-first"

Page 7, after line 7, insert:

**"SECTION 4.** Section 16.1-08.1-02.5 of the North Dakota Century Code is created and enacted as follows:

**16.1-08.1-02.5. Pre-election, supplemental, and year-end campaign disclosure statement requirements for statewide political parties.**

1. Prior to the thirty-first day before a primary, general, or special election, a statewide political party soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through the fortieth day before the election. A political party that has not endorsed or nominated a candidate in an election is not required to file a statement under this subsection. A statement required to be filed under this subsection may be submitted for filing beginning on the thirty-ninth day before the election. The statement must include:
  - a. For each aggregated contribution from a contributor which totals in excess of two hundred dollars received during the reporting period:
    - (1) The name and mailing address of the contributor;



- (2) The total amount of the contribution; and
    - (3) The date the last contributed amount was received;
  - b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;
  - c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;
  - d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:
    - (1) The name and mailing address of the recipient;
    - (2) The total amount of the expenditure made to the recipient; and
    - (3) The date the last expended amount was made to the recipient;
  - e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;
  - f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and
  - g. The balance of the campaign fund on the fortieth day before the election and balance of the campaign fund on January first.
- 2. Beginning on the thirty-ninth day before the election through the day before the election, a person that files a statement under subsection 1 must file a supplemental statement within forty-eight hours of the start of the day following the receipt of a contribution or aggregate contribution from a contributor which is in excess of five hundred dollars. The statement must include:
  - a. The name and mailing address of the contributor;
  - b. The total amount of the contribution received during the reporting period; and
  - c. The date the last contributed amount was received.
- 3. Prior to February first, a statewide political party shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through December thirty-first of the previous year. The statement may be submitted for filing beginning on January first. The statement must include:
  - a. For each aggregated contribution from a contributor which totals in excess of two hundred dollars received during the reporting period:
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  - e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;
  - f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and
  - g. The balance of the campaign fund on January first and December thirty-first.
4. A political party required to file a statement under this section shall disclose each aggregated contribution from a contributor which totals five thousand dollars or more during the reporting period. For these contributions from individuals, the statement must include the contributor's occupation, employer, and the employer's principal place of business.
5. Statements under this section must be filed with the secretary of state.
6. The secretary of state shall assess and collect fees for any reports filed after the filing deadline."

Renumber accordingly

21.0804.02006  
Title.

Prepared by the Legislative Council staff for  
Representative B. Koppelman  
February 16, 2021

# PROPOSED AMENDMENTS TO HOUSE BILL NO. 1496

Page 1, line 1, after "Act" insert "to create and enact section 16.1-08.1-02.5 of the North Dakota Century Code, relating to statewide political parties' campaign finance disclosures;"

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Page 1, after line 4, insert:

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- a. Advertising;
- b. Campaign loan repayment;
- c. Operations;
- d. Travel; and
- e. Miscellaneous; and
- f. Contributions."

Page 1, line 16, remove "to."

Page 1, line 16, remove the second underscored comma

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Page 2, line 12, remove "to."

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Page 2, line 16, replace "in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 2, line 17, remove "and"

Page 2, line 18, remove "to the recipient"

Page 2, line 18, after "made" insert "; and

- (4) Whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure"

Page 2, line 23, remove "to"

Page 2, line 24, replace "a recipient" with "in support of or in opposition to a candidate, political committee, or ballot measure"

Page 2, line 26, remove "and mailing address of the recipient and, if applicable, the"

Page 2, line 27, replace "person in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

Page 2, line 29, overstrike "and"

Page 2, line 31, after "made" insert " ; and

d. For an expenditure, whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure"

Page 3, line 21, remove "to,"

Page 3, line 21, remove the second underscored comma

Page 3, line 22, replace "political party" with "ballot measure"

Page 3, line 24, remove "and mailing address of the recipient and, if applicable, the person"

Page 3, line 25, replace "in support of or in opposition to whom the expenditure was made" with "of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose"

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Page 4, line 20, overstrike "a statewide"

Page 4, line 21, overstrike "political party or"

Page 4, line 24, overstrike "A political party that has"

Page 4, overstrike line 25

Page 4, line 26, overstrike "statement under this subsection."

Page 5, line 12, after "candidate" insert " , ballot measure,"

Page 5, line 13, remove "and mailing address of the person in support"

Page 5, line 14, replace "of or in opposition to whom the expenditure was made" with "of the candidate, ballot measure, or political committee, and whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee"

Page 5, line 25, remove "to,"

Page 5, line 26, remove the underscored comma

Page 5, line 26, after "candidate" insert ", ballot measure."

Page 5, line 29, remove "and mailing address of the recipient and, if applicable, the"

Page 5, line 30, replace "person in support of or in opposition to whom the expenditure was made" with "of the candidate, ballot measure, or political committee the expenditure was intended to support or oppose"

Page 6, line 2, overstrike "and"

Page 6, line 4, after "made" insert "; and

- d. For an expenditure, whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee

Page 6, line 24, after "candidate" insert ", ballot measure."

Page 6, line 25, remove "and mailing address"

Page 6, line 25, after "candidate" insert ", ballot measure."

Page 6, line 26, after "committee" insert "and whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee"

Page 6, line 28, after the semicolon insert "and"

Page 6, line 30, overstrike "; and"

Page 6, line 31, overstrike "g. The balance of the campaign fund on January first and December thirty-first"

Page 7, after line 7, insert:

**"SECTION 4.** Section 16.1-08.1-02.5 of the North Dakota Century Code is created and enacted as follows:

**16.1-08.1-02.5. Pre-election, supplemental, and year-end campaign disclosure statement requirements for statewide political parties.**

1. Prior to the thirty-first day before a primary, general, or special election, a statewide political party soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through the fortieth day before the election. A political party that has not endorsed or nominated a candidate in an election is not required to file a statement under this subsection. A statement required to be filed under this subsection may be submitted for filing beginning on the thirty-ninth day before the election. The statement must include:
  - a. For each aggregated contribution from a contributor which totals in excess of two hundred dollars received during the reporting period:
    - (1) The name and mailing address of the contributor;
    - (2) The total amount of the contribution; and
    - (3) The date the last contributed amount was received;

- b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;
  - c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;
  - d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:
    - (1) The name and mailing address of the recipient;
    - (2) The total amount of the expenditure made to the recipient; and
    - (3) The date the last expended amount was made to the recipient;
  - e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;
  - f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and
  - g. The balance of the campaign fund on the fortieth day before the election and balance of the campaign fund on January first.
2. Beginning on the thirty-ninth day before the election through the day before the election, a person that files a statement under subsection 1 must file a supplemental statement within forty-eight hours of the start of the day following the receipt of a contribution or aggregate contribution from a contributor which is in excess of five hundred dollars. The statement must include:
- a. The name and mailing address of the contributor;
  - b. The total amount of the contribution received during the reporting period; and
  - c. The date the last contributed amount was received.
3. Prior to February first, a statewide political party shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through December thirty-first of the previous year. The statement may be submitted for filing beginning on January first. The statement must include:
- a. For each aggregated contribution from a contributor which totals in excess of two hundred dollars received during the reporting period:
    - (1) The name and mailing address of the contributor;
    - (2) The total amount of the contribution; and
    - (3) The date the last contributed amount was received;
  - b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

- c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;
  - d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:
    - (1) The name and mailing address of the recipient;
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    - (3) The date the last expended amount was made to the recipient;
  - e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;
  - f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and
  - g. The balance of the campaign fund on January first and December thirty-first.
4. A political party required to file a statement under this section shall disclose each aggregated contribution from a contributor which totals five thousand dollars or more during the reporting period. For these contributions from individuals, the statement must include the contributor's occupation, employer, and the employer's principal place of business.
5. Statements under this section must be filed with the secretary of state.
6. The secretary of state shall assess and collect fees for any reports filed after the filing deadline."

Renumber accordingly

21.0804.02006

Sixty-seventh  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1496**

Introduced by

Representatives Ertelt, Kasper, B. Koppelman, Magrum

A BILL for an Act to create and enact section 16.1-08.1-02.5 of the North Dakota Century Code, relating to statewide political parties' campaign finance disclosures; to amend and reenact subsection 8 of section 16.1-08.1-01 and sections 16.1-08.1-02.3 and 16.1-08.1-02.4 of the North Dakota Century Code, relating to reporting of expenditures for political purposes; and to provide a penalty.

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

**SECTION 1. AMENDMENT.** Subsection 8 of section 16.1-08.1-01 of the North Dakota Century Code is amended and reenacted as follows:

8. "Expenditure categories" means the categories into which expenditures must be grouped for reports under this chapter. The expenditure categories are:
- a. Advertising;
  - b. Campaign loan repayment;
  - c. Operations;
  - d. Travel; ~~and~~
  - e. Miscellaneous; and
  - f. Contributions.

**SECTION 2. AMENDMENT.** Section 16.1-08.1-02.3 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-02.3. Pre-election, supplemental, and year-end campaign disclosure statement requirements for candidates, candidate committees, multicandidate committees, and nonstatewide political parties.**

1. Prior to the thirty-first day before a primary, general, or special election, a candidate or candidate committee formed on behalf of the candidate, a multicandidate political committee, or a political party other than a statewide political party soliciting or



1 accepting contributions shall file a campaign disclosure statement that includes all  
2 contributions received from January first through the fortieth day before the election.  
3 The statement also must include each aggregated expenditure over two hundred  
4 dollars made ~~to~~, in support of, or in opposition to a candidate, political committee, or  
5 ~~political party~~ ballot measure from January first through the fortieth day before the  
6 election. A candidate whose name is not on the ballot and who is not seeking election  
7 through write-in votes, the candidate's candidate committee, and a political party that  
8 has not endorsed or nominated any candidate in the election is not required to file a  
9 statement under this subsection. The statement may be submitted for filing beginning  
10 on the thirty-ninth day before the election. The statement must include:

- 11 a. For each aggregated contribution from a contributor which totals ~~in excess~~  
12 ~~of~~ more than two hundred dollars received during the reporting period:
- 13 (1) The name and mailing address of the contributor;  
14 (2) The total amount of the contribution; and  
15 (3) The date the last contributed amount was received;
- 16 b. The total of all aggregated contributions from contributors which total in excess of  
17 two hundred dollars during the reporting period;
- 18 c. The total of all contributions received from contributors that contributed two  
19 hundred dollars or less each during the reporting period; ~~and~~
- 20 d. For a statewide candidate, a candidate committee formed on behalf of a  
21 statewide candidate, and a statewide multicandidate committee, the balance of  
22 the campaign fund on the fortieth day before the election and the balance of the  
23 campaign fund on January first; ~~and~~
- 24 e. For each aggregated expenditure ~~to~~, in support of, or in opposition to a  
25 candidate, political committee, or ~~political party~~ ballot measure which totals more  
26 than two hundred dollars expended during the reporting period:
- 27 (1) The name ~~and mailing address of the recipient and, if applicable, the person~~  
28 ~~in support of or in opposition to whom the expenditure was made~~ of the  
29 ~~candidate, political committee, or ballot measure~~ the expenditure was  
30 intended to support or oppose;
- 31 (2) The total amount of the expenditure; ~~and~~

(3) The date the last expenditure ~~to the recipient~~ was made; and

(4) Whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure.

2. Beginning on the thirty-ninth day before the election through the day before the election, a person that files a statement under subsection 1 must file a supplemental statement within forty-eight hours of the start of the day following the receipt of a contribution or aggregate contribution from a contributor which is ~~in excess of more than~~ five hundred dollars ~~or the making of an expenditure or aggregate expenditure to a recipient~~ in support of or in opposition to a candidate, political committee, or ballot measure which is more than five hundred dollars. The statement must include:
- ~~The~~ For a contribution, the name and mailing address of the contributor, ~~or for an expenditure, the name and mailing address of the recipient and, if applicable, the person in support of or in opposition to whom the expenditure was made~~ of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose;
  - The total amount of the contribution received ~~or expenditure made~~ during the reporting period; ~~and~~
  - ~~The~~ For a contribution, the date the last contributed amount was received, ~~or for an expenditure, the date the last expenditure was made; and~~
  - For an expenditure, whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure.
3. Prior to February first, a candidate or candidate committee, a multicandidate political committee, or a nonstatewide political party soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received and expenditures, ~~by expenditure category~~, made from January first through December thirty-first of the previous year. The statement may be submitted for filing beginning on January first. The statement must include:
- For a statewide candidate, a candidate committee formed on behalf of a statewide candidate, and a statewide multicandidate committee, the balance of the campaign fund on January first and on December thirty-first;

- 1           b. For each aggregated contribution from a contributor which totals ~~in excess of~~  
2           more than two hundred dollars received during the reporting period:
- 3           (1) The name and mailing address of the contributor;
- 4           (2) The total amount of the contribution; and
- 5           (3) The date the last contributed amount was received;
- 6           c. The total of all aggregated contributions from contributors which total in excess of  
7           two hundred dollars during the reporting period;
- 8           d. The total of all contributions received from contributors that contributed two  
9           hundred dollars or less each during the reporting period; ~~and~~
- 10          e. The total of all other expenditures made during the previous year, separated into  
11          expenditure categories; ~~and~~
- 12          f. For each aggregated expenditure ~~to~~, in support of, or in opposition to a  
13          candidate, political committee, or ~~political party~~ ballot measure which totals more  
14          than two hundred dollars expended during the reporting period:
- 15          (1) The name ~~and mailing address of the recipient and, if applicable, the person~~  
16          ~~in support of or in opposition to whom the expenditure was made~~ of the  
17          candidate, political committee, or ballot measure the expenditure was  
18          intended to support or oppose;
- 19          (2) The total amount of the expenditure; ~~and~~
- 20          (3) The date the last expenditure ~~to the recipient~~ was made; ~~and~~
- 21          (4) Whether the expenditure was made in support of or in opposition to the  
22          candidate, political committee, or ballot measure.
- 23          4. A person required to file a statement under this section, other than a candidate for  
24          judicial office, county office, or city office, or a candidate committee for a candidate  
25          exempted under this subsection, shall report each aggregated contribution from a  
26          contributor which totals five thousand dollars or more during the reporting period. For  
27          these contributions from individuals, the statement must include the contributor's  
28          occupation, employer, and the employer's principal place of business.
- 29          5. A candidate for city office in a city with a population under five thousand and a  
30          candidate committee for the candidate are exempt from this section.

6. A candidate for county office and a candidate committee for a candidate for county office shall file statements under this chapter with the county auditor. A candidate for city office who is required to file a statement under this chapter and a candidate committee for such a candidate shall file statements with the city auditor. Any other person required to file a statement under this section shall file the statement with the secretary of state.

7. The filing officer shall assess and collect fees for any reports filed after the filing deadline.

8. To ensure accurate reporting and avoid commingling of campaign and personal funds, candidates shall use dedicated campaign accounts that are separate from any personal accounts.

**SECTION 3. AMENDMENT.** Section 16.1-08.1-02.4 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-02.4. Pre-election, supplemental, and year-end campaign disclosure statement requirements for ~~statewide political parties and~~ certain political committees.**

1. Prior to the thirty-first day before a primary, general, or special election, ~~a statewide political party or~~ a political committee not required to file statements under section 16.1-08.1-02.3 which is soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through the fortieth day before the election. ~~A political party that has not endorsed or nominated a candidate in an election is not required to file a statement under this subsection.~~ A statement required to be filed under this subsection may be submitted for filing beginning on the thirty-ninth day before the election. The statement must include:

a. For each aggregated contribution from a contributor which totals ~~in excess of~~ more than two hundred dollars received during the reporting period:

- (1) The name and mailing address of the contributor;
- (2) The total amount of the contribution; and
- (3) The date the last contributed amount was received;

b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

- 1 c. The total of all contributions received from contributors that contributed two  
2 hundred dollars or less each during the reporting period;
- 3 d. For each recipient of an expenditure from campaign funds in excess of two  
4 hundred dollars in the aggregate:
- 5 (1) The name and mailing address of the recipient;
- 6 (2) The total amount of the expenditure made to the recipient; and
- 7 (3) The date the last expended amount was made to the recipient; and
- 8 (4) If the expenditure was made in support of or in opposition to a candidate,  
9 ballot measure, or political committee, the name ~~and mailing address of the~~  
10 ~~person in support of or in opposition to whom the expenditure was made of~~  
11 ~~the candidate, ballot measure, or political committee, and whether the~~  
12 ~~expenditure was made in support of or in opposition to the candidate, ballot~~  
13 ~~measure, or political committee;~~
- 14 e. The aggregate total of all expenditures from campaign funds in excess of two  
15 hundred dollars;
- 16 f. The aggregate total of all expenditures from campaign funds of two hundred  
17 dollars or less; and
- 18 g. The balance of the campaign fund on the fortieth day before the election and  
19 balance of the campaign fund on January first.
- 20 2. Beginning on the thirty-ninth day before the election through the day before the  
21 election, a person that files a statement under subsection 1 must file a supplemental  
22 statement within forty-eight hours of the start of the day following the receipt of a  
23 contribution or aggregate contribution from a contributor which is in excess of five  
24 hundred dollars or the making of an expenditure or aggregate expenditure ~~to, in~~  
25 ~~support of, or in opposition to a candidate, ballot measure, or political committee which~~  
26 ~~is more than five hundred dollars.~~ The statement must include:
- 27 a. TheFor a contribution, the name and mailing address of the contributor, or for an  
28 expenditure, the name ~~and mailing address of the recipient and, if applicable, the~~  
29 ~~person in support of or in opposition to whom the expenditure was made of the~~  
30 ~~candidate, ballot measure, or political committee the expenditure was intended to~~  
31 ~~support or oppose;~~

b. The total amount of the contribution received or expenditure made during the reporting period; ~~and~~

c. ~~The~~ For a contribution, the date the last contributed amount was received, or for an expenditure, the date the last expenditure was made; and

d. For an expenditure, whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee.

3. Prior to February first, a statewide political party or a political committee that is not required to file a statement under section 16.1-08.1-2.3 shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through December thirty-first of the previous year. The statement may be submitted for filing beginning on January first. The statement must include:

a. For each aggregated contribution from a contributor which totals ~~in excess of~~ more than two hundred dollars received during the reporting period:

(1) The name and mailing address of the contributor;

(2) The total amount of the contribution; and

(3) The date the last contributed amount was received;

b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;

d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:

(1) The name and mailing address of the recipient;

(2) The total amount of the expenditure made to the recipient; ~~and~~

(3) The date the last expended amount was made to the recipient; and

(4) If the expenditure was made in support of or in opposition to a candidate, ballot measure, or political committee, the name ~~and mailing address~~ of the candidate, ballot measure, or political committee and whether the expenditure was made in support of or in opposition to the candidate, ballot measure, or political committee;

e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars; and

f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; ~~and~~

~~g. The balance of the campaign fund on January first and December thirty-first.~~

4. A person required to file a statement under this section shall disclose each aggregated contribution from a contributor which totals five thousand dollars or more during the reporting period. For these contributions from individuals, the statement must include the contributor's occupation, employer, and the employer's principal place of business.

5. Statements under this section must be filed with the secretary of state.

6. The secretary of state shall assess and collect fees for any reports filed after the filing deadline.

**SECTION 4.** Section 16.1-08.1-02.5 of the North Dakota Century Code is created and enacted as follows:

**16.1-08.1-02.5. Pre-election, supplemental, and year-end campaign disclosure statement requirements for statewide political parties.**

1. Prior to the thirty-first day before a primary, general, or special election, a statewide political party soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received and expenditures made from January first through the fortieth day before the election. A political party that has not endorsed or nominated a candidate in an election is not required to file a statement under this subsection. A statement required to be filed under this subsection may be submitted for filing beginning on the thirty-ninth day before the election. The statement must include:

a. For each aggregated contribution from a contributor which totals in excess of two hundred dollars received during the reporting period:

(1) The name and mailing address of the contributor;

(2) The total amount of the contribution; and

(3) The date the last contributed amount was received;

b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

1        c. The total of all contributions received from contributors that contributed two  
2        hundred dollars or less each during the reporting period;

3        d. For each recipient of an expenditure from campaign funds in excess of two  
4        hundred dollars in the aggregate:

5            (1) The name and mailing address of the recipient;

6            (2) The total amount of the expenditure made to the recipient; and

7            (3) The date the last expended amount was made to the recipient;

8        e. The aggregate total of all expenditures from campaign funds in excess of two  
9        hundred dollars;

10       f. The aggregate total of all expenditures from campaign funds of two hundred  
11       dollars or less; and

12       g. The balance of the campaign fund on the fortieth day before the election and  
13       balance of the campaign fund on January first.

14       2. Beginning on the thirty-ninth day before the election through the day before the  
15       election, a person that files a statement under subsection 1 must file a supplemental  
16       statement within forty-eight hours of the start of the day following the receipt of a  
17       contribution or aggregate contribution from a contributor which is in excess of five  
18       hundred dollars. The statement must include:

19           a. The name and mailing address of the contributor;

20           b. The total amount of the contribution received during the reporting period; and

21           c. The date the last contributed amount was received.

22       3. Prior to February first, a statewide political party shall file a campaign disclosure  
23       statement that includes all contributions received and expenditures made from  
24       January first through December thirty-first of the previous year. The statement may be  
25       submitted for filing beginning on January first. The statement must include:

26           a. For each aggregated contribution from a contributor which totals in excess of two  
27           hundred dollars received during the reporting period:

28            (1) The name and mailing address of the contributor;

29            (2) The total amount of the contribution; and

30            (3) The date the last contributed amount was received;



b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period;

d. For each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:

(1) The name and mailing address of the recipient;

(2) The total amount of the expenditure made to the recipient; and

(3) The date the last expended amount was made to the recipient;

e. The aggregate total of all expenditures from campaign funds in excess of two hundred dollars;

f. The aggregate total of all expenditures from campaign funds of two hundred dollars or less; and

g. The balance of the campaign fund on January first and December thirty-first.

4. A political party required to file a statement under this section shall disclose each aggregated contribution from a contributor which totals five thousand dollars or more during the reporting period. For these contributions from individuals, the statement must include the contributor's occupation, employer, and the employer's principal place of business.

5. Statements under this section must be filed with the secretary of state.

6. The secretary of state shall assess and collect fees for any reports filed after the filing deadline.

**2021 SENATE GOVERNMENT AND VETERANS AFFAIRS**

**HB 1496**

# 2021 SENATE STANDING COMMITTEE MINUTES

**Government and Veterans Affairs Committee**  
Room JW216, State Capitol

HB 1496  
3/25/2021

<b>Relating to statewide political parties' campaign finance disclosures; relating to reporting of expenditures for political purposes; provide penalty.</b>
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**Chair Vedaa** opened the hearing at 10:30 AM with Sen Vedaa, Elkin, Meyer, K Roers, Weber, Wobbema, and Marcellais present.

**Discussion Topics:**

- Reporting Deadlines
- Open records

**Rep Ertelt - District 26** introduced the bill #10746

**Jim Silrum – Deputy ND Sec of State** – neutral - #10688

**Additional written testimony:** None

Adjourned at 10:56 AM

*Pam Dever, Committee Clerk*



# NORTH DAKOTA HOUSE OF REPRESENTATIVES

STATE CAPITOL  
600 EAST BOULEVARD  
BISMARCK, ND 58505-0360



## Representative Sebastian Ertelt

District 26  
906 Ash Street  
Lisbon, ND 58054-4316  
[sertelt@nd.gov](mailto:sertelt@nd.gov)

## COMMITTEES:

Finance and Taxation  
Political Subdivisions

March 25, 2021

Chairman Vedaa and Members of the Senate Government and Veterans Affairs Committee,

I am before you today to present House Bill 1496 and urge a unanimous DO PASS recommendation. House Bill 1496 is simply an effort to increase transparency in political campaigns for the benefit electors and candidates alike. In my own election campaign this past year and many throughout the state, political committees and independent expenditure filers advertised against candidates without reporting how much was spent. While advertising disclaimers do specify who has paid for the ad, the amount of the expenditure in support of or opposition to other candidates or ballot measures currently remains hidden.

Political expenditure reporting requirements vary among the different types of filers. Currently, candidates, candidate committees, multicandidate committees, and non-statewide political parties must report the total of all expenditures in the categories of advertising, campaign loan repayment, operations, travel, and miscellaneous.

State political party conventions must report expenditure details for each aggregated expenditure made to a person in excess of two hundred dollars:

1. The name of each person or entity;
  2. The mailing address of each person or entity;
  3. The date of the most recent expense made to each person or entity; and
  4. The purpose or purposes for which the aggregated expenditure total was disbursed to each person or entity.
- They must also report the total of all expenditures made of two hundred dollars or less and the total of all expenditures made in excess of two hundred dollars.

State political party building funds must report for all expenditures:

1. The name and mailing address of each recipient of an expenditure;
2. The amount of each expenditure;

3. The date each expenditure was made.

Statewide political parties, political action committees, and ballot measure committees are required to report for each recipient of an expenditure from campaign funds in excess of two hundred dollars in the aggregate:

1. The name and mailing address of the recipient;
2. The total amount of the expenditure made to the recipient; and
3. The date the last expended amount was made to the recipient;

They must also report the aggregate total of all expenditures from campaign funds in excess of two hundred dollars and the aggregate total of all expenditures from campaign funds of two hundred dollars or less. For persons engaged in activities regarding ballot measures the reporting details are the same, except the threshold is reduced to one hundred dollars.

Corporations, cooperative corporations, limited liability companies, affiliates, subsidiaries, and associations are required to report the following political expenditure details:

1. The name of the recipient of the expenditure;
2. If the expenditure is related to a measure or petition, the title of the measure or petition and whether the expenditure is made in support of or opposition to the measure or petition;
3. If the expenditure is related to a measure, the election date on which the measure either will appear or did appear on the ballot;
4. The amount of the expenditure;
5. The cumulative total amount of expenditures since the beginning of the calendar year which are required to be reported under this subsection;

Political committees filing as independent expenditure filers for expenditures or disbursements in excess of two hundred dollars must report:

1. The recipient's name and mailing address;
2. The date and amount of the independent expenditure or disbursement; and
3. The ultimate and true source of funds listed by contributor and subcontributor of any amount over two hundred dollars used to make the independent expenditure or disbursement.

House Bill 1496 seeks to clarify and commonize some of this expenditure reporting. For candidates, candidate committees, multicandidate committees, and non-statewide political parties, Section 1 of the bill adds a Contributions expenditure category for those made in support of or opposition to another candidate, political committee, or ballot measure. Section 2 adds the following reporting requirement for this same group of filers:

1. The name of the candidate, political committee, or ballot measure the expenditure was intended to support or oppose;
2. The total amount of the expenditure;



3. The date the last expenditure was made; and
  4. Whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure .
- The dollar value thresholds and reporting timelines remain the same.

Section 3 adds to political action committees and ballot measure committees, the requirements to report:

1. The name of each candidate, political committee, or ballot measure the expenditure was intended to support or oppose; and
2. Whether the expenditure was made in support of or in opposition to the candidate, political committee, or ballot measure .

Again, the dollar value thresholds and reporting timelines remain the same.

Section 4 splits statewide political parties reporting requirements into a separate section of the Century Code while leaving the reporting requirements the same.

I would like to offer an amendment to do the following:

1. In Section 1, rename the Contributions expenditure category to Expenditures made in support of or opposition to another candidate, political committee, or ballot measure;
2. In Section 2, clarify that each candidate, political committee, or ballot measure the expenditure was intended to support or oppose must be reported;
3. In Section 3, clarify that political action committees and ballot measure committees are the certain political committees referred to in the section title;
4. In Section 3, retain the annual beginning and ending balance reporting requirement;
5. Add a Section 5 for corporations, cooperative corporations, limited liability companies, affiliates, subsidiaries, and associations to report the name of, and whether the expenditure is made in support of or in opposition to, a candidate, political committee, or political party; and
6. Add a Section 6 for independent expenditure filers to report the name or title of, and whether the expenditure is made in support of or opposition to, a candidate or ballot measure.

Let's give the public the transparency they deserve in passing HB 1496.

Sixty-seventh  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1496

Introduced by

Representatives Ertelt, Kasper, B. Koppelman, Magrum

1 A BILL for an Act to create and enact section 16.1-08.1-02.5 of the North Dakota Century Code,  
2 relating to statewide political parties' campaign finance disclosures; to amend and reenact  
3 subsection 8 of section 16.1-08.1-01 ~~and~~ sections 16.1-08.1-02.3 and 16.1-08.1-02.4,  
4 subsection 3 of section 16.1-08.1-03.5, and section 16.1-08.1-03.7 of the North Dakota Century  
5 Code, relating to reporting of expenditures for political purposes; and to provide a penalty.

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

7 **SECTION 1. AMENDMENT.** Subsection 8 of section 16.1-08.1-01 of the North Dakota  
8 Century Code is amended and reenacted as follows:

- 9 8. "Expenditure categories" means the categories into which expenditures must be  
10 grouped for reports under this chapter. The expenditure categories are:
- 11 a. Advertising;
  - 12 b. Campaign loan repayment;
  - 13 c. Operations;
  - 14 d. Travel; and
  - 15 e. Miscellaneous; and
  - 16 f. ~~Contributions~~ Expenditures made in support of or opposition to another candidate,
  - 17 a political committee, or a ballot measure.

18 **SECTION 2. AMENDMENT.** Section 16.1-08.1-02.3 of the North Dakota Century Code is  
19 amended and reenacted as follows:

20 **16.1-08.1-02.3. Pre-election, supplemental, and year-end campaign disclosure**  
21 **statement requirements for candidates, candidate committees, multicandidate**  
22 **committees, and nonstatewide political parties.**

- 23 1. Prior to the thirty-first day before a primary, general, or special election, a candidate or  
24 candidate committee formed on behalf of the candidate, a multicandidate political

committee, or a political party other than a statewide political party soliciting or accepting contributions shall file a campaign disclosure statement that includes all contributions received from January first through the fortieth day before the election.

The statement also must include each aggregated expenditure over two hundred dollars made in support of or in opposition to a candidate, political committee, or ballot measure from January first through the fortieth day before the election. A candidate whose name is not on the ballot and who is not seeking election through write-in votes, the candidate's candidate committee, and a political party that has not endorsed or nominated any candidate in the election is not required to file a statement under this subsection. The statement may be submitted for filing beginning on the thirty-ninth day before the election. The statement must include:

a. For each aggregated contribution from a contributor which totals ~~in excess of~~ more than two hundred dollars received during the reporting period:

(1) The name and mailing address of the contributor;

(2) The total amount of the contribution; and

(3) The date the last contributed amount was received;

b. The total of all aggregated contributions from contributors which total in excess of two hundred dollars during the reporting period;

c. The total of all contributions received from contributors that contributed two hundred dollars or less each during the reporting period; ~~and~~

d. For a statewide candidate, a candidate committee formed on behalf of a statewide candidate, and a statewide multicandidate committee, the balance of the campaign fund on the fortieth day before the election and the balance of the campaign fund on January first; ~~and~~

e. For each aggregated expenditure in support of or in opposition to a candidate, political committee, or ballot measure which totals more than two hundred dollars expended during the reporting period:

(1) The name of ~~the~~ each candidate, political committee, or ballot measure the expenditure was intended to support or oppose;

(2) The total amount of the expenditure;

(3) The date the last expenditure was made; and



1                   (4) Whether the expenditure was made in support of or in opposition to the  
2                   candidate, political committee, or ballot measure.

3           2. Beginning on the thirty-ninth day before the election through the day before the  
4           election, a person that files a statement under subsection 1 must file a supplemental  
5           statement within forty-eight hours of the start of the day following the receipt of a  
6           contribution or aggregate contribution from a contributor which is ~~in excess of~~more  
7           than five hundred dollars or the making of an expenditure or aggregate expenditure in  
8           support of or in opposition to a candidate, political committee, or ballot measure which  
9           is more than five hundred dollars. The statement must include:

- 10           a. ~~The~~For a contribution, the name and mailing address of the contributor, or for an  
11           expenditure, the name of the candidate, political committee, or ballot measure  
12           the expenditure was intended to support or oppose;  
13           b. The total amount of the contribution received or expenditure made during the  
14           reporting period; and  
15           c. ~~The~~For a contribution, the date the last contributed amount was received, or for  
16           an expenditure, the date the last expenditure was made; and  
17           d. For an expenditure, whether the expenditure was made in support of or in  
18           opposition to the candidate, political committee, or ballot measure.

19           3. Prior to February first, a candidate or candidate committee, a multicandidate political  
20           committee, or a nonstatewide political party soliciting or accepting contributions shall  
21           file a campaign disclosure statement that includes all contributions received and  
22           expenditures, ~~by expenditure category,~~ made from January first through December  
23           thirty-first of the previous year. The statement may be submitted for filing beginning on  
24           January first. The statement must include:

- 25           a. For a statewide candidate, a candidate committee formed on behalf of a  
26           statewide candidate, and a statewide multicandidate committee, the balance of  
27           the campaign fund on January first and on December thirty-first;  
28           b. For each aggregated contribution from a contributor which totals ~~in excess~~  
29           ~~of~~more than two hundred dollars received during the reporting period:  
30           (1) The name and mailing address of the contributor;  
31           (2) The total amount of the contribution; and

- 1                   (3) The date the last contributed amount was received;
- 2           c. The total of all aggregated contributions from contributors which total in excess of
- 3                   two hundred dollars during the reporting period;
- 4           d. The total of all contributions received from contributors that contributed two
- 5                   hundred dollars or less each during the reporting period; and
- 6           e. The total of all other expenditures made during the previous year, separated into
- 7                   expenditure categories; and
- 8           f. For each aggregated expenditure in support of or in opposition to a candidate,
- 9                   political committee, or ballot measure which totals more than two hundred dollars
- 10                  expended during the reporting period:
- 11                   (1) The name of the candidate, political committee, or ballot measure the
- 12                          expenditure was intended to support or oppose;
- 13                   (2) The total amount of the expenditure;
- 14                   (3) The date the last expenditure was made; and
- 15                   (4) Whether the expenditure was made in support of or in opposition to the
- 16                          candidate, political committee, or ballot measure.
- 17       4. A person required to file a statement under this section, other than a candidate for
- 18           judicial office, county office, or city office, or a candidate committee for a candidate
- 19           exempted under this subsection, shall report each aggregated contribution from a
- 20           contributor which totals five thousand dollars or more during the reporting period. For
- 21           these contributions from individuals, the statement must include the contributor's
- 22           occupation, employer, and the employer's principal place of business.
- 23       5. A candidate for city office in a city with a population under five thousand and a
- 24           candidate committee for the candidate are exempt from this section.
- 25       6. A candidate for county office and a candidate committee for a candidate for county
- 26           office shall file statements under this chapter with the county auditor. A candidate for
- 27           city office who is required to file a statement under this chapter and a candidate
- 28           committee for such a candidate shall file statements with the city auditor. Any other
- 29           person required to file a statement under this section shall file the statement with the
- 30           secretary of state.

1       7. The filing officer shall assess and collect fees for any reports filed after the filing  
2       deadline.

3       8. To ensure accurate reporting and avoid commingling of campaign and personal funds,  
4       candidates shall use dedicated campaign accounts that are separate from any  
5       personal accounts.

6       **SECTION 3. AMENDMENT.** Section 16.1-08.1-02.4 of the North Dakota Century Code is  
7       amended and reenacted as follows:

8       **16.1-08.1-02.4. Pre-election, supplemental, and year-end campaign disclosure**  
9       **statement requirements for ~~statewide political parties and certain political committees.~~**

10       1. Prior to the thirty-first day before a primary, general, or special election, ~~a statewide~~  
11       ~~political party or a political~~ action committee ~~not required to file statements under~~  
12       ~~section 16.1-08.1-02.3 which is~~ or measure committee soliciting or accepting  
13       contributions shall file a campaign disclosure statement that includes all contributions  
14       received and expenditures made from January first through the fortieth day before the  
15       election. ~~A political party that has not endorsed or nominated a candidate in an~~  
16       ~~election is not required to file a statement under this subsection.~~ A statement required  
17       to be filed under this subsection may be submitted for filing beginning on the  
18       thirty-ninth day before the election. The statement must include:

19       a. For each aggregated contribution from a contributor which totals ~~in excess~~  
20       ~~of~~ more than two hundred dollars received during the reporting period:

- 21               (1) The name and mailing address of the contributor;  
22               (2) The total amount of the contribution; and  
23               (3) The date the last contributed amount was received;

24       b. The total of all aggregated contributions from contributors which total in excess of  
25       two hundred dollars during the reporting period;

26       c. The total of all contributions received from contributors that contributed two  
27       hundred dollars or less each during the reporting period;

28       d. For each recipient of an expenditure from campaign funds in excess of two  
29       hundred dollars in the aggregate:

- 30               (1) The name and mailing address of the recipient;  
31               (2) The total amount of the expenditure made to the recipient; ~~and~~



- 1                   (3) The date the last expended amount was made to the recipient; and
- 2                   (4) If the expenditure was made in support of or in opposition to a candidate,
- 3                   ballot measure, or political committee, the name of the candidate, ballot
- 4                   measure, or political committee, and whether the expenditure was made in
- 5                   support of or in opposition to the candidate, ballot measure, or political
- 6                   committee;
- 7                   e. The aggregate total of all expenditures from campaign funds in excess of two
- 8                   hundred dollars;
- 9                   f. The aggregate total of all expenditures from campaign funds of two hundred
- 10                  dollars or less; and
- 11                  g. The balance of the campaign fund on the fortieth day before the election and
- 12                  balance of the campaign fund on January first.
- 13                  2. Beginning on the thirty-ninth day before the election through the day before the
- 14                  election, a person that files a statement under subsection 1 must file a supplemental
- 15                  statement within forty-eight hours of the start of the day following the receipt of a
- 16                  contribution or aggregate contribution from a contributor which is in excess of five
- 17                  hundred dollars or the making of an expenditure or aggregate expenditure in support
- 18                  of or in opposition to a candidate, ballot measure, or political committee which is more
- 19                  than five hundred dollars. The statement must include:
- 20                  a. ~~The~~For a contribution, the name and mailing address of the contributor, or for an
- 21                  expenditure, the name of the candidate, ballot measure, or political committee
- 22                  the expenditure was intended to support or oppose;
- 23                  b. The total amount of the contribution received or expenditure made during the
- 24                  reporting period; ~~and~~
- 25                  c. ~~The~~For a contribution, the date the last contributed amount was received, or for
- 26                  an expenditure, the date the last expenditure was made; and
- 27                  d. For an expenditure, whether the expenditure was made in support of or in
- 28                  opposition to the candidate, ballot measure, or political committee.
- 29                  3. Prior to February first, a statewide political party or a political committee that is not
- 30                  required to file a statement under section 16.1-08.1-2.3 shall file a campaign
- 31                  disclosure statement that includes all contributions received and expenditures made

- 1 from January first through December thirty-first of the previous year. The statement  
2 may be submitted for filing beginning on January first. The statement must include:
- 3 a. For each aggregated contribution from a contributor which totals in ~~excess~~  
4 ~~of more than~~ two hundred dollars received during the reporting period:
- 5 (1) The name and mailing address of the contributor;  
6 (2) The total amount of the contribution; and  
7 (3) The date the last contributed amount was received;
- 8 b. The total of all aggregated contributions from contributors which total in excess of  
9 two hundred dollars during the reporting period;
- 10 c. The total of all contributions received from contributors that contributed two  
11 hundred dollars or less each during the reporting period;
- 12 d. For each recipient of an expenditure from campaign funds in excess of two  
13 hundred dollars in the aggregate:
- 14 (1) The name and mailing address of the recipient;  
15 (2) The total amount of the expenditure made to the recipient; ~~and~~  
16 (3) The date the last expended amount was made to the recipient; and  
17 (4) If the expenditure was made in support of or in opposition to a candidate,  
18 ballot measure, or political committee, the name of the candidate, ballot  
19 measure, or political committee and whether the expenditure was made in  
20 support of or in opposition to the candidate, ballot measure, or political  
21 committee;
- 22 e. The aggregate total of all expenditures from campaign funds in excess of two  
23 hundred dollars; ~~and~~
- 24 f. The aggregate total of all expenditures from campaign funds of two hundred  
25 dollars or less; ~~and~~
- 26 g. The balance of the campaign fund on January first and December thirty-first.
- 27 4. A person required to file a statement under this section shall disclose each aggregated  
28 contribution from a contributor which totals five thousand dollars or more during the  
29 reporting period. For these contributions from individuals, the statement must include  
30 the contributor's occupation, employer, and the employer's principal place of business.
- 31 5. Statements under this section must be filed with the secretary of state.

- 1       6.   The secretary of state shall assess and collect fees for any reports filed after the filing  
2       deadline.

3       **SECTION 4.** Section 16.1-08.1-02.5 of the North Dakota Century Code is created and  
4       enacted as follows:

5       **16.1-08.1-02.5. Pre-election, supplemental, and year-end campaign disclosure**  
6       **statement requirements for statewide political parties.**

- 7       1.   Prior to the thirty-first day before a primary, general, or special election, a statewide  
8       political party soliciting or accepting contributions shall file a campaign disclosure  
9       statement that includes all contributions received and expenditures made from  
10       January first through the fortieth day before the election. A political party that has not  
11       endorsed or nominated a candidate in an election is not required to file a statement  
12       under this subsection. A statement required to be filed under this subsection may be  
13       submitted for filing beginning on the thirty-ninth day before the election. The statement  
14       must include:
- 15       a.   For each aggregated contribution from a contributor which totals in excess of two  
16       hundred dollars received during the reporting period:
- 17               (1) The name and mailing address of the contributor;  
18               (2) The total amount of the contribution; and  
19               (3) The date the last contributed amount was received;
- 20       b.   The total of all aggregated contributions from contributors which total in excess of  
21       two hundred dollars during the reporting period;
- 22       c.   The total of all contributions received from contributors that contributed two  
23       hundred dollars or less each during the reporting period;
- 24       d.   For each recipient of an expenditure from campaign funds in excess of two  
25       hundred dollars in the aggregate:
- 26               (1) The name and mailing address of the recipient;  
27               (2) The total amount of the expenditure made to the recipient; and  
28               (3) The date the last expended amount was made to the recipient;
- 29       e.   The aggregate total of all expenditures from campaign funds in excess of two  
30       hundred dollars;



- 1           f. The aggregate total of all expenditures from campaign funds of two hundred
- 2           dollars or less; and
- 3           g. The balance of the campaign fund on the fortieth day before the election and
- 4           balance of the campaign fund on January first.
- 5       2. Beginning on the thirty-ninth day before the election through the day before the
- 6       election, a person that files a statement under subsection 1 must file a supplemental
- 7       statement within forty-eight hours of the start of the day following the receipt of a
- 8       contribution or aggregate contribution from a contributor which is in excess of five
- 9       hundred dollars. The statement must include:
- 10       a. The name and mailing address of the contributor;
- 11       b. The total amount of the contribution received during the reporting period; and
- 12       c. The date the last contributed amount was received.
- 13       3. Prior to February first, a statewide political party shall file a campaign disclosure
- 14       statement that includes all contributions received and expenditures made from
- 15       January first through December thirty-first of the previous year. The statement may be
- 16       submitted for filing beginning on January first. The statement must include:
- 17       a. For each aggregated contribution from a contributor which totals in excess of two
- 18       hundred dollars received during the reporting period:
- 19           (1) The name and mailing address of the contributor;
- 20           (2) The total amount of the contribution; and
- 21           (3) The date the last contributed amount was received;
- 22       b. The total of all aggregated contributions from contributors which total in excess of
- 23       two hundred dollars during the reporting period;
- 24       c. The total of all contributions received from contributors that contributed two
- 25       hundred dollars or less each during the reporting period;
- 26       d. For each recipient of an expenditure from campaign funds in excess of two
- 27       hundred dollars in the aggregate:
- 28           (1) The name and mailing address of the recipient;
- 29           (2) The total amount of the expenditure made to the recipient; and
- 30           (3) The date the last expended amount was made to the recipient;



- 1       e. The aggregate total of all expenditures from campaign funds in excess of two
- 2       hundred dollars;
- 3       f. The aggregate total of all expenditures from campaign funds of two hundred
- 4       dollars or less; and
- 5       g. The balance of the campaign fund on January first and December thirty-first.
- 6       4. A political party required to file a statement under this section shall disclose each
- 7       aggregated contribution from a contributor which totals five thousand dollars or more
- 8       during the reporting period. For these contributions from individuals, the statement
- 9       must include the contributor's occupation, employer, and the employer's principal
- 10       place of business.
- 11       5. Statements under this section must be filed with the secretary of state.
- 12       6. The secretary of state shall assess and collect fees for any reports filed after the filing
- 13       deadline.

14       **SECTION 5. AMENDMENT.** Subsection 3 of section 16.1-08.1-03.5 of the North Dakota  
15 Century Code is amended and reenacted as follows:

- 16       3. A corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or
- 17       association may make an expenditure to a measure committee as described in section
- 18       16.1-08.1-01 for the purpose of promoting the passage or defeat of an initiated or
- 19       referred measure or petition or make an expenditure to any other person that makes
- 20       an independent expenditure. A corporation, cooperative corporation, limited liability
- 21       company, affiliate, subsidiary, or association may make an independent expenditure
- 22       for a political purpose, including political advertising in support of or opposition to a
- 23       candidate, political committee, or a political party, or for the purpose of promoting
- 24       passage or defeat of initiated or referred measures or petitions. The corporation,
- 25       cooperative corporation, limited liability company, affiliate, subsidiary, or association
- 26       shall file a statement disclosing any expenditure made under this subsection with the
- 27       secretary of state within forty-eight hours after making the expenditure. The statement
- 28       must include:
- 29       a. The full name of the corporation, cooperative corporation, limited liability
- 30       company, affiliate, subsidiary, or association;



- b. The complete address of the corporation, cooperative corporation, limited liability company, affiliate, subsidiary, or association;
- c. The name of the recipient of the expenditure;
- d. If the expenditure is ~~related~~ made in support of or opposition to a measure or petition, the title of the measure or petition and whether the expenditure is made in support of or opposition to the measure or petition;
- e. If the expenditure is related to a measure, the election date on which the measure either will appear or did appear on the ballot;
- f. If the expenditure is made in support of or opposition to a candidate, political committee, or a political party, the name of the candidate, political committee, or political party, and whether the expenditure is made in support of or in opposition to the candidate, political committee, or political party;
- g. The amount of the expenditure;
- ~~g.~~h. The cumulative total amount of expenditures since the beginning of the calendar year which are required to be reported under this subsection;
- ~~h.~~i. The telephone number and the printed name and signature of the individual completing the statement, attesting to the statement being true, complete, and correct; and
- ~~i.~~j. The date on which the statement was signed.

**SECTION 6. AMENDMENT.** Section 16.1-08.1-03.7 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-08.1-03.7. Political committees that organize and register according to federal law that make independent expenditures or disbursements to nonfederal candidates, political parties, and political committees.**

A political committee that organizes and registers according to federal law and makes an independent expenditure or makes a disbursement in excess of two hundred dollars to a nonfederal candidate seeking public office or to a political party or political committee in this state shall file a copy of that portion of the committee's federal report detailing the independent expenditure or the disbursement made. The political committee shall file a copy of the committee's federal report, and supplementary information as necessary under this section, with



- 1 the secretary of state at the time of filing the report with the applicable federal agency. The
- 2 report and supplementary information must include:
- 3     1. The name, mailing address, and treasurer of the political committee;
- 4     2. The recipient's name and mailing address;
- 5     3. If the expenditure is made in support of or opposition to a candidate or ballot measure,
- 6         the name or title of the candidate or ballot measure, and whether the expenditure is
- 7         made in support of or opposition to the candidate or ballot measure;
- 8     ~~3.4.~~ The date and amount of the independent expenditure or disbursement; and
- 9     ~~4.5.~~ The ultimate and true source of funds listed by contributor and subcontributor of any
- 10         amount over two hundred dollars collected or used to make the independent
- 11         expenditure or disbursement including:
- 12         a. The name and address of the contributor;
- 13         b. The total amount of the contribution; and
- 14         c. The date the last contribution was received.



## North Dakota Campaign Finance Online

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2020

### Prairie Action ND Independent Expenditure Filer

Registration Date: 9/17/2020  
Reporting Year: 2020

Type Independent Expenditure Filer

#### Organization Information

Organization Name **Prairie Action ND**  
Organization Acronym  
Organization Telephone **(701) 261-4858**  
Organization Email **amy@prairieactionnd.org**  
Organization Address **3478 11th street south  
Fargo, ND 58104**

#### Contact Information

Contact Name **Amy Jacobson**  
Contact Title **Director**  
Contact Telephone **(701) 261-4858**  
Contact Email **amy@prairieactionnd.org**  
Contact Address **3478 11th street south  
Fargo, ND 58104**

### Independent Expenditures

	Date Filed	Statement total of IE made	YTD total of IE made
09/17/20	09/17/20	\$81.87	\$81.87
09/21/20	09/21/20	\$99.97	\$181.84
10/06/20	10/06/20	\$175.00	\$356.84
10/11/20	10/11/20	\$450.09	\$806.93
10/15/20	10/15/20	\$400.00	\$1,206.93
10/19/20	10/19/20	\$600.00	\$1,806.93
10/25/20	10/25/20	\$900.00	\$2,706.93
10/26/20	10/26/20	\$900.00	\$3,606.93
10/29/20	10/29/20	\$1,800.00	\$5,406.93
11/01/20	11/01/20	\$900.00	\$6,306.93
11/03/20	11/03/20	\$0.00	\$6,306.93

### Selected Statement Details

[Export Statement](#)[Print Preview](#)

	Date Filed	Statement total of IE made	YTD total of IE made
Independent Expenditure	10/29/20	\$1,800.00	\$5,406.93

### Expenditures

Indicates an amended transaction. Click to view the original transaction.

Name	Address	Date	Amount	Stance	Measure/Petition Name	Date on Ballot	Supports or Opposes - Candidate, Political Party or Political Committee	Amended Date
<a href="#">Facebook</a>	1 Hacker Way Menlo Park, CA 94025	10/27/20	\$900.00	No - Not Related to a Measure				
<a href="#">Facebook</a>	1 Hacker Way Menlo Park, CA 94025	10/28/20	\$900.00	No - Not Related to a Measure				

ALVIN A. JAEGER  
SECRETARY OF STATE

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E-MAIL [sos@nd.gov](mailto:sos@nd.gov)

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

March 25, 2021

TO: Chairman Vedaa and Members of the Senate Government and Veterans Affairs Committee

FR: Jim Silrum, Deputy Secretary of State on behalf of Secretary of State Al Jaeger

RE: HB 1496 – Reporting expenditures about candidates by campaign finance filers

This bill attempts to place new disclosure requirements for candidates, political committees, and political parties (filers) that are subject to NDCC §§ 16.1-08.1-02.3 and 16.1-08.1-02.4. When a filer makes an expenditure in support of or opposition to a candidate, the filer making the expenditure must disclose the expenditure on the next campaign statement submitted.

Amendments that require consistency across the board make the complicated subject of campaign disclosure easier for everyone (filers and the public) to understand. If the Sixty-seventh Legislative Assembly desires to add disclosure requirements for campaign finance statements, we believe it is best to require them of all filers.

Our office was not asked to submit a fiscal note for this bill, but new requirements will necessitate a modification to the system that all filers, including every legislator, use to publicly disclose the contributions received and as required, expenditures made during the calendar dates covered by the disclosure statement. The estimated cost of this enhancement will be somewhere between \$15,000 and \$20,000.

Please see page 2 of this testimony to see the current campaign disclosure requirements for the filers subject to NDCC §§ 16.1-08.1-02.3 and 16.1-08.1-02.4.

Respectfully submitted.

## Current Campaign Finance Disclosure Requirements

There are two major sets of requirements under current law for the various filer types in the system called North Dakota Campaign Finance Online (ND CFO):

### NDCC § 16.1-08.1-02.3

- Applies to the following filers:
  - Candidates and candidate committees
  - Multicandidate committees (both for statewide candidates and non-specified)
  - Legislative district political parties
- Requires the disclosure of:
  - Contributions from a contributor totaling more than \$200 in a reporting period:
    - Contributor's name and mailing address
    - Total of contribution(s)
    - Date of last contribution received
  - Total of all contributions from contributors giving less than \$200 in a reporting period:
  - Statewide candidates and statewide multi candidate committees only: the balance of campaign fund at the beginning and end of reporting period
  - Total contributions from a contributor greater than \$500 in the 39 days before an election
    - Contributor's name and mailing address
    - Total received from a contributor during the 39 days that is greater than \$500
    - Date of last contribution received
  - Year-end statement only, totals of expenditures in the following categories:
    - Advertising
    - Campaign loan repayment
    - Operations
    - Travel
    - Miscellaneous
  - Except for judicial, county, and city candidates – Contributions greater than \$5,000:
    - Contributor's occupation
    - Employer
    - Employer's principal place of business
- Reporting periods for disclosure statements:
  - Pre- Primary – January 1 – 40 days before election when on or supporting candidates on ballot
  - Pre-General – January 1 – 40 days before election when on or supporting candidates on ballot
  - 48-Hour – within 48 hours of receiving contribution greater than \$500 in the 39 days before election
  - Year-End – January 1 - December 31

### NDCC § 16.1-08.1-02.4

- Applies to:
  - State political parties
  - Political action committees
  - Measure committees
- All the same requirements listed above except for:
  - Disclosing expenditures on every statement greater than \$200:
    - Recipient name and mailing address
    - Total of expenditure(s) made to recipient in reporting period
    - Date of last expenditure
  - Total of all expenditures less than \$200 during the reporting period
  - No year-end totals for expenditure categories
  - For measure committees, contribution and expenditure reporting threshold is \$100

# 2021 SENATE STANDING COMMITTEE MINUTES

**Government and Veterans Affairs Committee**  
Room JW216, State Capitol

HB 1496  
3/25/2021  
3:55 PM

<b>Relating to statewide political parties' campaign finance disclosures; relating to reporting of expenditures for political purposes; provide a penalty.</b>
--

**Chair Vedaa** called to order at 3:55 PM with Sen Vedaa, Meyer, Elkin, K Roers, Weber, Wobbema, and Marcellais present.

**Discussion Topics:**

- Committee Work

Hold this

Adjourned at 4:00 PM

*Pam Dever, Committee Clerk*

# 2021 SENATE STANDING COMMITTEE MINUTES

## Government and Veterans Affairs Committee Room JW216, State Capitol

HB 1496  
4/1/2021

**Relating to statewide political parties' campaign finance disclosures; relating to reporting of expenditures for political purposes; provide a penalty.**

**Chair Vedaa** called to order at 9:43 AM with Sen Vedaa, Meyer, Elkin, K Roers, Weber, Wobbema, and Marcellais present.

### Discussion Topics:

- Committee Work

**Sen K Roers** moved a **Do Not Pass**

**Sen Marcellais** seconded

**Roll Call Vote: 7 -- YES 0 -- NO -0-ab Motion Passed**

Senators	Vote
Senator Shawn Vedaa	Y
Senator Scott Meyer	Y
Senator Jay R. Elkin	Y
Senator Richard Marcellais	Y
Senator Kristin Roers	Y
Senator Mark F. Webber	Y
Senator Michael A. Wobbema	Y

**Sen K Roers will carry the bill**

Adjourned at 9:47 AM

*Pam Dever, Committee Clerk*

**REPORT OF STANDING COMMITTEE**

**HB 1496**, as engrossed: **Government and Veterans Affairs Committee (Sen. Vedaa, Chairman)** recommends **DO NOT PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1496 was placed on the Fourteenth order on the calendar.