

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2299

That the House recede from its amendments as printed on pages 1011-1013 of the Senate Journal and pages 1132-1134 of the House Journal and that Engrossed Senate Bill No. 2299 be amended as follows:

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

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

Page 1, remove line 9

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

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

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

7."

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

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

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

Page 4, line 24, overstrike "and"

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

f. An incidental committee"

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

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

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

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

Page 8, line 3, overstrike the first "and"

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

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

Page 8, line 11, after the period insert "An incidental political committee is required to register under this section only as a result of making a reportable expenditure or contribution in"

the aggregate during any reporting period, but the registration under this section does not change the nature of business for the organization."

Page 15, after line 3, insert:

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

16.1-08.1-03.12. Contribution statements of political organizations incidental committees and other political committees.

1. ~~An organization governed by section 527 of the Internal Revenue Code [26 U.S.C. 527], which solicits or receives contributions or makes expenditures for political purposes, shall file a statement showing the name and mailing address of each contributor of an amount in excess of two hundred dollars in the aggregate for the reporting period and a listing of all expenditures of an amount in excess of two hundred dollars in the aggregate made for political purposes with the secretary of state. The statement must include the amount of each reportable contribution and the date the contribution was received. The statement must also include the amount of each reportable expenditure and the date the expenditure was made.~~
2. ~~A preelection statement must be filed no later than the twelfth day before a primary, special, or general election and must be complete from the beginning of the calendar year through the twentieth day before the election.~~
3. ~~A year-end statement covering the entire calendar year must be filed no later than the thirty first day of January of the following year.~~
4. ~~Even if such an organization has not received any contributions or made any expenditure in excess of two hundred dollars during the reporting period, the organization shall file a statement as required by this chapter.~~
5. ~~A statement filed according to this section during the reporting period must show the following:~~
 - a. ~~The gross total of all contributions received and expenditures made in excess of two hundred dollars;~~
 - b. ~~The gross total of all contributions received and expenditures made of two hundred dollars or less; and~~
 - c. ~~The cash on hand in the filer's account at the start and close of the reporting period.~~
6. ~~The organization shall report the occupation, employer, and principal place of business of each person, or the political committee if not already registered according to state or federal law, that contributed five thousand dollars or more in the aggregate during the reporting period.~~
1. An incidental committee or political committee not otherwise covered by another section of this chapter may make a contribution to a measure committee for the purpose of promoting the passage or defeat of an initiated or referred measure or make a contribution to any other person

that makes an independent expenditure. The incidental committee or political committee may make an independent expenditure for a political purpose or for the purpose of promoting passage or defeat of initiated or referred measures. The incidental committee or political committee shall file a statement disclosing a contribution for a political purpose or an independent expenditure made under this subsection with the secretary of state within forty-eight hours after making the contribution or independent expenditure. The statement filed under this subsection must include:

- a. The full name of the incidental committee or political committee;
 - b. The complete address of the incidental committee or political committee;
 - c. The name of the recipient of the contribution or independent expenditure;
 - d. If the contribution or independent expenditure is related to a measure, the title of the measure and whether the contribution or independent expenditure is made in support of or opposition to the measure;
 - e. If the contribution or independent expenditure is related to a measure, the election date on which the measure appeared or will appear on the ballot;
 - f. The amount of the contribution or independent expenditure made to a recipient in this state;
 - g. The cumulative total of contributions and independent expenditures since the beginning of the calendar year made to recipients in this state;
 - h. The telephone number, printed name, and signature of the individual completing the report, attesting to the report being true, complete, and correct; and
 - i. The date on which the report was signed.
2. An incidental committee that solicits or accepts contributions for any political purpose shall file a statement in the office of the secretary of state no later than the thirty-second day before the date of any primary, special, or general election. The statement must be complete from the beginning of that calendar year through the fortieth day before the date of the primary, special, or general election. The committee shall file a complete statement for the entire calendar year no later than the thirty-first day of January of the following year in which the committee received a reportable contribution. Even if an incidental committee has not received any contributions in excess of two hundred dollars during the reporting period, the committee shall file a statement as required under this chapter. A statement filed under this subsection during the reporting period must show the following:
- a. The gross total of all contributions received in excess of two hundred dollars;

- b. The name and mailing address of each contributor that contributed in excess of two hundred dollars in the aggregate to the committee during a reporting period;
- c. The gross total of all contributions received of two hundred dollars or less;
- d. The date the last reportable contribution was received;
- e. The cash on hand in the filer's account at the start and close of the reporting period; and
- f. The occupation, employer, and principal place of business of each person, or the political committee if not already registered according to state or federal law, which contributed five thousand dollars or more in the aggregate during the reporting period."

Page 16, line 25, overstrike "or"

Page 16, line 25, after "16.1-08.1-03.11" insert ", or 16.1-08.1-03.12"

Page 20, remove lines 10 and 11

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

Renumber accordingly