

SENATE BILL NO. 495

BY SENATOR KLEINPETER AND REPRESENTATIVES BAYHAM, BOUDREAUX,
DEVILLIER, FISHER, JACKSON, KNOX, MARTINEZ,
MCFARLAND, MENA AND WYBLE

1 AN ACT

2 To amend and reenact R.S. 18:1463(C), the introductory paragraph of
3 1483(7)(a),1483(7)(b)(i), (10), (11)(b)(ii), (11)(d)(i), the introductory paragraph of
4 R.S. 18:1483(21)(b) and (d), 1491.5(B)(2)(a), 1491.6(D)(1), (D)(3)(a) and (b), the
5 introductory paragraph of R.S. 18:1491.6(E), (E)(1), (J), 1491.7(B)(4)(a) and (b), (5),
6 and (8), 1491.9(C)(2), 1495.3(B)(2)(a), 1495.4(D)(1), (D)(3)(a) and (b), the
7 introductory paragraph of R.S. 18:1495.4(E), (E)(1), 1495.5(B)(5) and (7), the
8 introductory paragraph of R.S. 18:1501.3(C), 1505.2(B)(2), (H)(1)(c), (2)(e), and
9 (3)(a)(iii), (b), and (c), 1505.2(D)(1)(b)(i)(cc) and (iii) and (c)(iii), (I)(2)(a)(i)(dd),
10 (I)(2)(a)(ii)(cc), (I)(2)(a)(v), (I)(7), 1505.2.1(A)(1) and (G)(2), 1505.4(A)(2)(a)(i),
11 and 1505.5(B)(1), to enact R.S. 18:1463(H) and 1483(7)(a)(vi) and (11)(d)(vi), and
12 to repeal R.S. 18:1491.7(B)(22), relative to campaign finance; to provide relative to
13 campaign contributions and expenditures; to define and provide for electioneering
14 communications; to define a recognized party legislative delegation; to provide for
15 contributions and expenditures by a delegation; to provide for contributions and
16 expenditures under joint fundraising agreements; to provide for the joint fundraising
17 committee representative; to define a recognized political party and parish executive
18 committee and provide for contributions to and expenditures by a recognized
19 political party, a parish executive committee, or leadership committee; to provide
20 that the term "committee" includes a recognized political party parish executive
21 committee, recognized party legislative delegation, or gubernatorial transition or
22 inauguration; to provide reporting requirements; to provide for the use and transfer
23 of surplus campaign funds; to provide for penalties owed by a gubernatorial
24 transition or inauguration; to provide for effectiveness; and to provide for related
25 matters.

26 Be it enacted by the Legislature of Louisiana:

27 Section 1. R.S. 18:1463(C), the introductory paragraph of 1483(7)(a), 1483(7)(b)(i),

1 (10), (11)(b)(ii), (11)(d)(i), the introductory paragraph of R.S. 18:1483(21)(b) and (d),
 2 1491.5(B)(2)(a), 1491.6(D)(1), (D)(3)(a) and (b), the introductory paragraph of R.S.
 3 18:1491.6(E), (E)(1), (J), 1491.7(B)(4)(a) and (b), (5), and (8), 1491.9(C)(2),
 4 1495.3(B)(2)(a), 1495.4(D)(1), (D)(3)(a) and (b), the introductory paragraph of R.S.
 5 18:1495.4(E), (E)(1), 1495.5(B)(5) and (7), the introductory paragraph of R.S. 18:1501.3(C),
 6 1505.2(B)(2), (H)(1)(c), (2)(e), and (3)(a)(iii), (b), and (c), 1505.2(I)(1)(b)(i)(cc) and (iii),
 7 and (c)(iii), (I)(2)(a)(i)(dd), (I)(2)(a)(ii)(cc), (I)(2)(a)(v), (I)(7), 1505.2.1(A)(1) and (G)(2),
 8 1505.4(A)(2)(a)(i), and 1505.5(B)(1) are hereby amended and reenacted and R.S.
 9 18:1463(H) and 1483(7)(a)(vi) and (11)(d)(vi) are hereby enacted to read as follows:

10 §1463. Political material; ethics; prohibitions

11 * * *

12 C.(1) No person shall cause to be distributed, or transmitted, any oral, visual,
 13 digital, or written material containing any statement which he knows or should be
 14 reasonably expected to know makes a false statement about a candidate for election
 15 in a primary or general election or about a proposition to be submitted to the voters.

16 (2) Whenever any person, ~~political committee, entity or organization~~ **as**
 17 **defined in R.S. 18:1483**, makes a disbursement for the purpose of the financing of
 18 any electioneering communication, such communication shall comply with the
 19 following items under the following circumstances:

20 (a) If the communication is paid for and authorized by a candidate, an
 21 authorized political committee of a candidate, or its agents, it shall clearly state that
 22 the communication has been paid for by such authorized political committee. The
 23 name of the political committee paying for the communication shall be given in full
 24 and no acronyms shall be used.

25 (b) If the communication is paid for by other persons, but authorized by a
 26 candidate, an authorized political committee of a candidate, or its agents, it shall
 27 clearly state that the communication is paid for by such other persons and authorized
 28 by such authorized political committee. The name of the authorized political
 29 committee shall be given in full and no acronyms shall be used.

30 (c) If the communication is not authorized by a candidate, a ~~political~~

1 **principal campaign** committee of a candidate, or its agents, it shall clearly state the
 2 (i) name, (ii) physical address (not post office box), ~~and (iii) telephone number and,~~
 3 **or** the world-wide web address ~~if available~~ of the person, ~~committee, entity or~~
 4 ~~organization~~ who paid for the communication ~~and ;~~ **and (iii)** state that the
 5 communication is not authorized by any candidate or candidate committee. The
 6 name of the payer shall be given in full and no acronyms shall be used.

7 **(d) In visual and oral political announcements or advertisements, the**
 8 **statement required by this Subsection shall be included so that it is clearly**
 9 **understandable as well as audible or visible for not less than four seconds.**

10 **(e) In digital announcements or advertisements, the name of the**
 11 **third-party entity shall appear in text sized at least as large as the smallest text**
 12 **in the digital material or in a heading or similar section of text displayed above**
 13 **or within the digital material that is visually distinct from the remainder of the**
 14 **digital material's text and shall have a reasonable degree of color contrast**
 15 **between the background and the name of the third-party entity.**

16 ~~(3) If an individual, association, organization, committee, or corporation is~~
 17 ~~responsible for or causes the distribution or transmission of any statements relative~~
 18 ~~to candidates or propositions which do not fully disclose the name of the individual~~
 19 ~~or the name of the association, organization, committee, or corporation, and the full~~
 20 ~~and correct name and address of its chairman or other chief administrative officer~~
 21 ~~and whether or not such individual, association, organization, committee, or~~
 22 ~~corporation supports or opposes such candidate or proposition, such individual,~~
 23 ~~association, organization, committee, or corporation shall report all expenditures~~
 24 ~~incurred in relation to the publication, distribution, transportation, or transmission~~
 25 ~~in accordance with R.S. 18:1491.7, 1495.5, or 1501.1.~~

26 ~~(4)~~**(3)(a)** No person shall misrepresent himself or any committee or
 27 organization under his control as speaking, writing, or otherwise acting for or on
 28 behalf of any candidate, political committee, or political party, or any employee or
 29 agent thereof.

30 (b) No person shall willfully and knowingly participate in or conspire to

1 participate in a plan, scheme, or design to misrepresent himself or any committee or
 2 organization under his control or under the control of any other participant in the
 3 plan, scheme, or design as speaking, writing, or otherwise acting for or on behalf of
 4 any candidate, political committee, or political party, or any employee or agent
 5 thereof.

6 (c) A radio or television broadcaster who broadcasts a paid political
 7 announcement or advertisement, the content of which the broadcaster had no input
 8 in or control over, is not subject to the provisions of this Paragraph.

9 ~~(5)~~(4) For purposes of Paragraph (2) of this Subsection, the term
 10 "electioneering communication" means any broadcast, cable, or satellite
 11 communication that refers to a legally qualified candidate for elected office and is
 12 broadcast within sixty days before any election in which such candidate is on the
 13 ballot.

14 * * *

15 **H. The provisions of this Section shall not apply to a media entity that**
 16 **broadcasts a paid political announcement or advertisement, in which the**
 17 **broadcaster has had no input in or control over the announcement or**
 18 **advertisement. As used in this Subsection, the term "media entity" includes a**
 19 **radio broadcast station, television broadcast station, cable or satellite television**
 20 **company, or other video service provider, streaming video provider, newspaper**
 21 **company, periodical company, billboard company, advertisement agency, or**
 22 **media platform responsible for the production or publication of any**
 23 **advertisement, voice, data, or other communications, information services, or**
 24 **internet access provider, or bona fide news or public interest website operator.**

25 * * *

26 §1483. Definitions

27 As used in this Chapter, the following terms shall have the meanings given
 28 to each in this Section unless the context clearly indicates otherwise:

29 * * *

30 (7)(a) "Contribution", except as otherwise provided in this Chapter, means

1 a gift, conveyance, payment, or deposit of money or anything of value, or the
 2 forgiveness of a loan or of a debt made directly or through a joint fundraising
 3 agreement to any of the following:

4 * * *

5 (vi) A recognized political party that receives contributions in an
 6 aggregate amount of one thousand dollars within any calendar year.

7 (b) "Contribution" shall also include, without limitation:

8 (i) Contributions in-kind made for any of the purposes stated in this
 9 Paragraph, having an attributable monetary value in excess of ~~fifty~~ two hundred
 10 dollars. Contributions in-kind shall include without limitation: the donation by any
 11 person, other than a candidate or a ~~political~~ committee, of the services of paid
 12 employees, the value of which services exceeds ~~fifty~~ two hundred dollars, such
 13 value to be the amount paid for such services; the donation of, or the donation of the
 14 right to use, any item of tangible property when the same is used or consumed and
 15 not exchanged or converted to cash or the equivalent of cash and when the accepting
 16 candidate, the chairman of the accepting ~~political~~ committee, or accepting person
 17 required to file reports under this Chapter and the treasurer of such recipient, if any,
 18 determines that its value or the use value, when only the right of use is given,
 19 exceeds ~~fifty~~ two hundred dollars and such determination shall be prima facie
 20 evidence of the correctness of the valuation of the item or of the use value when
 21 applicable. In addition, successive donations made by the same person, which
 22 donations individually are valued below ~~fifty~~ two hundred dollars but which
 23 together exceed such amount, shall be deemed to be in-kind contributions and shall
 24 be aggregated for purposes of the requirements of this Chapter.

25 * * *

26 (10) "Election" means any party primary, second party primary, primary,
 27 general, special, or other election held, pursuant to the laws of this state or a parish
 28 or municipal charter or ordinance or a court order, to choose a public officer or
 29 nominee. For purposes of the reporting requirements for the support or opposition
 30 of a proposition or question submitted to the voters, "election" shall also mean any

1 primary, general, or special election, except local option elections held pursuant to
2 the provisions of Chapter 3 of Title 26 of the Louisiana Revised Statutes of 1950, at
3 which a proposition or question is submitted to the voters in accordance with
4 Chapters 6-A, 6-B, and 6-C of this Code.

5 (11)(a) * * *

6 (b) "Expenditure" shall also include:

7 * * *

8 (ii) Expenditures in-kind which have an attributable monetary value in excess
9 of ~~fifty~~ **two hundred** dollars, ~~made for any of the purposes stated in this Paragraph~~
10 **to a committee**. Expenditures in-kind shall include without limitation: the donation
11 by any person, ~~candidate, or committee~~ of the services of paid employees, the value
12 of which services exceeds ~~fifty~~ **two hundred** dollars, such value to be the amount
13 paid for such services; the donation of, or the donation of the right to use, any item
14 of tangible property when the same is used or consumed and not exchanged or
15 converted to cash or the equivalent of cash and when the ~~donating candidate, the~~
16 ~~chairman of the donating committee, or the~~ donating person required to file reports
17 under this Chapter, ~~and the campaign treasurer of such donor, if any,~~ determines that
18 its value or the use value, when only the right to use is given, exceeds ~~fifty~~ **two**
19 **hundred** dollars and such determination shall be prima facie evidence of the
20 correctness of the valuation of the item or the use value when applicable. In addition,
21 successive donations made to the same person, **candidate or committee in** which
22 donations individually are valued below ~~fifty~~ **two hundred** dollars ~~but~~ which
23 together exceed such amount, shall be deemed to be in-kind expenditures and shall
24 be aggregated for purposes of the requirements of this Chapter.

25 * * *

26 (d) "Expenditure" shall not include:

27 (i) Personal services provided voluntarily by any person without
28 compensation or by any person who is employed **by a candidate** for purposes other
29 than solely campaign purposes by the reporting candidate, by a partnership of which
30 ~~he~~ **the candidate** is a member, or by a corporation of which ~~he~~ **the candidate** owns

1 a majority of the stock.

2 * * *

3 (vi) Any communication over the internet, except for express advocacy
4 communications placed or promoted for a fee on another person's website,
5 digital device, application, or advertising platform. A communication is
6 promoted for a fee if a payment is made to a website, digital device, application,
7 or advertising platform in order to increase the circulation, prominence, or
8 availability of the communication on that website, digital device, application, or
9 advertising platform.

10 * * *

11 (21) "Participation" or "participating" in an election means the following:

12 * * *

13 (b) With regard to a ~~political~~ committee, that the committee:

14 * * *

15 (d) With regard to a person who ~~solicits or receives any contribution or~~
16 makes any expenditure in support of or in opposition to a proposition or question
17 submitted to the voters, that said person ~~solicited or received a contribution or made~~
18 an expenditure of two hundred fifty dollars or more.

19 * * *

20 §1491.5. Maintenance of records; valuation of in-kind contributions and
21 expenditures

22 * * *

23 B.(1) * * *

24 (2) Payments made to purchase raffle tickets or paraphernalia, other than
25 expenditures made by a committee for its own paraphernalia, and payments for
26 tickets to testimonials and similar fundraising events are contributions, and records
27 thereof shall be maintained, provided that:

28 (a) In the case of any single transaction involving the sale of raffle tickets or
29 paraphernalia which is for an amount not in excess of ~~fifty~~ **two hundred** dollars and
30 the proceeds of which are received and deposited by a political committee, no record

1 need be kept by the treasurer for such recipient committee, except the total amount
2 received and deposited from such sale and the fact that such amount was received
3 from such sale.

4 * * *

5 §1491.6. Reports required; reporting times and periods

6 * * *

7 D.(1) If the final report of a committee for an election, as required by
8 Paragraph (B)(5), (6), or (7) of this Section, or the most recent monthly report of
9 such committee pursuant to Subsection I of this Section shows a deficit or a surplus,
10 the chairman and treasurer of the committee, if any, shall file supplemental reports
11 with the supervisory committee of all information required in R.S. 18:1491.7. Such
12 reports shall be filed annually no later than ~~February twenty-eighth~~ **March fifteenth**
13 and shall be complete through the preceding December thirty-first. Such a
14 supplemental report shall be filed each year until a report has been filed which shows
15 no deficit and until any surplus campaign funds have been disposed of in accordance
16 with R.S. 18:1505.2(I). The report on surplus funds shall disclose the disbursement
17 of such funds in the same manner as expenditures are reported.

18 * * *

19 (3)(a) A report need not be filed under this Subsection if the committee is
20 dissolved and shows a deficit of less than five thousand dollars. However, if the
21 committee is dissolved and its deficit is equal to or greater than five thousand dollars,
22 the committee shall file supplemental reports with the supervisory committee of all
23 information required in R.S. 18:1491.7. Such report shall be filed annually no later
24 than ~~February twenty-eighth~~ **March fifteenth** and shall be complete through the
25 preceding December thirty-first. Such report shall be filed each year for five years
26 or until a report has been filed which shows no deficit or surplus.

27 (b) However, if after five years a committee with a deficit receives any
28 contribution or if any repayment occurs on an outstanding debt or loan, such
29 committee shall file a supplemental report by the following ~~February twenty-eighth~~
30 **March fifteenth** which shall be complete through the preceding December

1 thirty-first.

2 * * *

3 E. A report shall be filed for each committee of all information required in
4 R.S. 18:1491.7 no later than ~~February twenty-eighth~~ **March fifteenth** of each year
5 which shall be complete as of the preceding December thirty-first. The annual report
6 required by this Subsection shall not be required:

7 (1) If under another provision of this Section, the committee has filed another
8 report of the information required by R.S. 18:1491.7 at any time after the preceding
9 December tenth and prior to the ~~February fifteenth~~ **March fifteenth** due date, or

10 * * *

11 J. The provisions of this Section shall not apply to reports filed by a
12 leadership committee **or by the elected governor pursuant to R.S. 18:1501.3.**

13 * * *

14 §1491.7. Reports; contents

15 * * *

16 B. Each report required to be in conformity with this Section shall contain the
17 following information:

18 * * *

19 (4) Contributions received during the reporting period for which the report
20 is being completed shall be reported, and the same shall be reported irrespective of
21 the amount thereof except as otherwise provided, as follows:

22 (a) The full name and address of each person who has made one or more
23 contributions, except contributions in the form of a payroll deduction or dues check-
24 off system, to and which have been received and accepted by the committee during
25 the reporting period, **and whose contribution or contributions have an aggregate**
26 **amount or value in excess of two hundred dollars within the calendar year;** the
27 aggregate amount of such contributions, except in-kind contributions, from each
28 person, and the date and amount of each such contribution; and a brief description
29 of each in-kind contribution from each person, the valuation thereof made by the
30 chairman and the treasurer, and the date of the in-kind contribution.

1 (b) The full name and address of each person who has made one or more
2 contributions in the form of a payroll deduction or dues check-off system in excess
3 of twenty-five dollars in the aggregate in a calendar year to and which have been
4 received and accepted by the committee during the reporting period, and the date and
5 amount of each contribution. In the case of a political committee that supports
6 multiple candidates or issues and receives over ten thousand contributions in the
7 form of a payroll deduction or dues check-off system when no single contributor
8 contributes in excess of ~~twenty~~ **two hundred** dollars in the aggregate in a calendar
9 year, such committee may elect to report the names and addresses of its contributors
10 on an annual basis. Political committees making this election shall list the names and
11 addresses of its contributors, the total amount of the contributions received per
12 contributor, and the schedule of the receipt of such contributions on the annual report
13 due by ~~February twenty-eighth~~ **March fifteenth** complete through the preceding
14 December thirty-first.

15 * * *

16 (5)(a) The gross proceeds received and accepted by the committee during the
17 reporting period from the sale of paraphernalia. Purchases of paraphernalia from the
18 committee which are made by the same person and are of such amount as to be
19 reportable, either singly or in the aggregate, as provided in Paragraph (4) of this
20 Subsection, shall be so reported; however, single transactions to purchase
21 paraphernalia which are not in excess of ~~twenty~~ **two hundred** dollars must be reported
22 only in the report of gross proceeds and shall not be required to be reported as
23 provided in Paragraph (4) of this Subsection.

24 (b) The gross proceeds received and accepted by the committee during the
25 reporting period from the sale of raffle tickets. Purchases of raffle tickets that are
26 made by the same person and are of such amount as to be reportable, either singly
27 or in the aggregate, as required in Paragraph (4) of this Subsection, shall be so
28 reported; however, single transactions to purchase raffle tickets which are not in
29 excess of ~~twenty~~ **two hundred** dollars must be reported only in the report of gross
30 proceeds and shall not be required to be reported as provided in Paragraph (4) of this

1 Subsection.

2 * * *

3 (8) Any other cash receipts, not contributions, received from any other source
4 not included above during the reporting period, for example, refunds of
5 overpayments or excess contributions, **refunds for services or goods, interest on**
6 **cash balances, cash investment income,** and the nature, source, and an explanation
7 thereof.

8 * * *

9 §1491.9. Joint fundraising; joint fundraising representative or committee; authority,
10 requirements, and prohibitions

11 * * *

12 C. The participants shall designate a joint fundraising representative pursuant
13 to one of the following:

14 * * *

15 (2) The participants may designate a ~~political~~ committee to serve as the joint
16 fundraising representative, referred to in this Section as a "joint fundraising
17 committee". A joint fundraising committee shall report all contributions made to the
18 joint fundraising effort as contributions to the joint fundraising committee and shall
19 report the distribution of proceeds pursuant to this Section as expenditures made to
20 the participants pursuant to R.S. 18:1491.6, 1491.6.1, and 1491.7. Each participant
21 shall report the amounts received from the joint fundraising committee as
22 contributions from each contributor. The joint fundraising committee chairman shall
23 be responsible for all duties of the joint fundraising representative provided for in
24 this Section. Within ten days following the execution of the joint fundraising
25 agreement, the joint fundraising committee shall file a statement of organization with
26 the supervisory committee as provided in R.S. 18:1491.1.

27 * * *

28 §1495.3. Maintenance of records; valuation of in-kind contributions and
29 expenditures

30 * * *

1 in R.S. 18:1495.5. Such report shall be filed annually no later than ~~February twenty-~~
2 ~~eight~~ **March fifteenth** and shall be complete through the preceding December
3 thirty-first. Such report shall be filed each year for five years or until a report has
4 been filed which shows no deficit or surplus.

5 (b) However, if after five years a candidate with a deficit receives any
6 contribution or if any repayment occurs on an outstanding debt or loan, such
7 candidate shall file a supplemental report by the following ~~February fifteenth~~ **March**
8 **fifteenth** which shall be complete through the preceding December thirty-first.

9 * * *

10 E. A report shall be filed for each candidate, as defined by R.S. 18:1483(3),
11 of all information required in R.S. 18:1495.5 no later than ~~February fifteenth~~ **March**
12 **fifteenth** of each year which shall be complete as of the preceding December thirty-
13 first. The annual report required by this Subsection shall not be required:

14 (1) If under another provision of this Section the candidate has filed another
15 report of the information required by R.S. 18:1495.5 at any time after the preceding
16 December tenth and prior to ~~February fifteenth~~ **March fifteenth** due date, or

17 * * *

18 §1495.5. Reports; contents

19 * * *

20 B. Each report required to be in conformity with this Section shall contain the
21 following information:

22 * * *

23 (5)(a) The gross proceeds received and accepted by the candidate during the
24 reporting period from the sale of paraphernalia. Purchases of such campaign
25 paraphernalia which are made by the same person and which are of such amount as
26 to be reportable, either singly or in the aggregate, as required in Paragraph (4) of this
27 Subsection, shall be so reported; however, single transactions to purchase campaign
28 items or materials which are not in excess of ~~fifty~~ **two hundred** dollars must be
29 reported only in the report of gross proceeds and shall not be required to be reported
30 as provided in Paragraph (4) of this Subsection.

1 (b) The gross proceeds received and accepted by the candidate during the
 2 reporting period from the sale of raffle tickets. Purchases of raffle tickets that are
 3 made by the same person and are of such amount as to be reportable, either singly
 4 or in the aggregate, as provided in Paragraph (4) of this Subsection, shall be so
 5 reported; however, single transactions to purchase raffle tickets which are not in
 6 excess of ~~fifty~~ **two hundred** dollars must be reported only in the report of gross
 7 proceeds and shall not be required to be reported as provided in Paragraph (4) of this
 8 Subsection.

9 * * *

10 (7) Any other cash receipts, not contributions, from any other source not
 11 included above during the reporting period, for example, refunds of overpayments
 12 **or excess contributions, refunds for services or goods, interest on cash balances,**
 13 **cash investment income,** and the nature, source, and an explanation thereof.

14 * * *

15 §1501.3. Gubernatorial transition and inauguration; contribution limits; reports

16 * * *

17 C. On or before the sixtieth day after the gubernatorial inauguration and by
 18 ~~February twenty-eighth~~ **March fifteenth** annually thereafter until all contributions
 19 have been expended or used, the governor shall file an all-inclusive report with the
 20 supervisory committee. Each report shall be complete through January thirty-first.
 21 Each report shall state:

22 * * *

23 §1505.2. Contributions; expenditures; certain prohibitions and limitations

24 * * *

25 B.(1)

* * *

26 (2) Any single transaction involving the sale of paraphernalia, **in** which **the**
 27 transaction is ~~for~~ not in excess of ~~fifty~~ **two hundred** dollars and ~~in which transaction~~
 28 the purchaser is not known, shall not be deemed to constitute an anonymous
 29 contribution under the provisions of this Subsection.

30 * * *

1 H.(1)(a) * * *

2 * * *

3 (c) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the
4 contribution limit for contributions made to an unsuccessful major office candidate,
5 or the principal campaign committee and any subsidiary committee of such
6 unsuccessful candidate, who does not participate in the general election, or a party
7 primary candidate who does not participate in either the second party primary,
8 primary, or general election and for the time period for which such candidate has a
9 deficit for expenditures made through the day of the primary election or closed party
10 primary, shall be twenty-**four** thousand dollars.

11 (2)(a) * * *

12 (e) Notwithstanding the provisions of Paragraph (1) of this Subsection and
13 Subparagraph (a) of this Paragraph, the ~~contributions~~ **contribution** limit for
14 contributions by **leadership committees or** political committees to an unsuccessful
15 major office candidate, or the principal campaign committee and subsidiary
16 committee of such unsuccessful candidate, who does not participate in the general
17 election; or a party primary candidate who does not participate in either the second
18 party primary, primary, or general election; and for the time period for which such
19 candidate has a deficit for expenditures made through the day of the primary election
20 or closed party primary, shall be twenty-**four** thousand dollars.

21 * * *

22 (3)(a)(i) * * *

23 * * *

24 (iii) For purposes of this Subsection, for candidates for a ~~primary~~ party
25 **primary** office, principal campaign committees, political committees, and
26 independent expenditure-only committees that participate in a second party primary,
27 the reporting period for the second party primary election shall be deemed to begin
28 the day following the primary election.

29 * * *

30 (b) No person shall make a loan, transfer of funds, or contribution, including

1 but not limited to funds for any purchase of campaign materials for more than fifty
 2 **two hundred** dollars, funds for the purchase of testimonial tickets, and any in-kind
 3 contribution, in the aggregate for all reporting periods for an election, as defined in
 4 this Paragraph, including reporting periods for any supplemental reports required,
 5 in excess of the contribution limits established in Paragraphs (1) and (2) of this
 6 Subsection, except as otherwise specifically provided in this Subsection.

7 (c) No candidate including his principal campaign committee or subsidiary
 8 committee thereof or leadership committee, shall accept from the same contributor
 9 a loan, transfer of funds, or contribution, including but not limited to funds for any
 10 purchase of campaign materials for more than ~~fifty~~ **two hundred** dollars, funds for
 11 the purchase of testimonial tickets, and any in-kind contribution, in the aggregate for
 12 all reporting periods of an election, as defined in this Paragraph, including reporting
 13 periods for any supplemental reports, in excess of the contribution limits established
 14 in Paragraph (1) of this Subsection, except as otherwise specifically provided in this
 15 Subsection, and except that the provisions of Paragraph (2) shall apply for
 16 contributions accepted from a leadership committee, political committee, or principal
 17 campaign committee. The provisions of this Subparagraph shall not apply to
 18 recognized political parties and their state central committees.

19 * * *

20 I.(1)(a) Contributions received by a candidate or committee may be expended
 21 for any lawful purpose related to any of the following:

22 * * *

23 (b)(i) In addition to the permitted expenditures provided in Subparagraph (a)
 24 of this Paragraph, contributions received by a candidate or a candidate's principal
 25 campaign committee, or any subsidiary committee thereof, may also be expended for
 26 any lawful purpose related to any of the following:

27 * * *

28 (cc) Contributions to another candidate's principal campaign committee, to
 29 a political committee, ~~or~~ to a leadership committee, **to an independent-**
 30 **expenditure-only committee, or to a recognized political party of a parish**

1 executive committee.

2 * * *

3 (iii) ~~Excess~~ **Surplus** campaign ~~contributions~~ **funds** received by a candidate
4 or a candidate's principal campaign committee and not expended during a party
5 primary, **second party primary**, primary, or general election may be maintained in
6 a segregated fund or a fund of the candidate's principal campaign committee for use
7 in future political campaigns, activity related to preparing for future candidacy to
8 elective office, or for any lawful purpose provided for in this Subparagraph and
9 Subparagraph (a) of this Paragraph. Any ~~excess~~ **surplus** campaign contributions
10 received from a contributor deposited in **or transferred to** a segregated fund shall
11 **not** be considered **as** a contribution from the contributor for the **calculation of the**
12 **amount contributed by the contributor to the candidate for the** candidate's next
13 **election** campaign, **such that the limits on contributions calculated for each**
14 **contributor under this Section shall remain separately applicable for each**
15 **separate election.**

16 (c)(i) * * *

17 (iii) For purposes of this Subparagraph, use of funds by a leadership
18 committee to replace, **repair, or clean** articles lost, stolen, **soiled**, or damaged in
19 connection with the operations of the leadership committee or the holding of public
20 office or party position by the public officer shall not be considered personal use.

21 * * *

22 (2)(a) The following expenditures shall not be considered to be personal use
23 by the candidate or his principal campaign committee or a subsidiary committee
24 thereof, or by an elected official or his leadership committee:

25 (i) Expenses related to the attendance at political or professional events by
26 the candidate and any accompanying spouse and children, including:

27 * * *

28 (dd) Conventions and conferences of issue or social advocacy groups **or**
29 **related educational programs.**

30 (ii) Reasonable costs of security measures for a candidate, elected official,

1 member of their family, or campaign employees, including, but not limited to:

2 * * *

3 (cc) Security personnel ~~and~~, services, **and related transportation** that are
4 bona fide, legitimate, and professional.

5 * * *

6 (v) Reasonable costs to replace **or repair** articles lost, stolen, or damaged in
7 connection with the campaign **or to clean articles when required due to their use**
8 **in connection with the campaign or holding public office.**

9 * * *

10 (7) Contributions made in excess of the limits provided in this Section to a
11 candidate, principal campaign committee, political committee, or leadership
12 committee shall be returned by the candidate or committee to the contributor by
13 check drawn on the campaign account. If the check is not negotiated within twelve
14 months of the date of the check, the excess amount shall be presumed abandoned and
15 shall be paid, transferred, or caused to be paid or transferred in accordance with the
16 Uniform Unclaimed Property Act of 1997 by the candidate or committee not later
17 than ~~February twenty-eighth~~ **March fifteenth** of the calendar year after the calendar
18 year in which the excess amount was presumed abandoned.

19 * * *

20 §1505.2.1. Designation and attribution of contributions

21 A.(1) A candidate may receive contributions designated in writing for use in
22 connection with any election in a single election cycle, whether a party primary
23 election, **a second party primary election**, primary election, or general election.
24 The candidate shall use an acceptable accounting method to distinguish between
25 contributions attributed to each particular election.

26 * * *

27 G.(1) * * *

28 (2) A candidate may ~~request that~~ **redesignate** all or part of a contribution
29 designated for a certain election ~~be redesignated~~ for a different election if the
30 contribution, either on its face or when aggregated with other contributions from the

1 same contributor for the same election, exceeds the contributions limitation provided
2 in R.S. 18:1505.2(H).

3 * * *

4 §1505.4. Civil penalties; failure to file; timely and accurate filing; forfeiture

5 A. * * *

6 (2)(a) The amount of such penalty may be:

7 (i) One hundred dollars per day, not to exceed two thousand five hundred
8 dollars, for each candidate for major office ~~and~~, any treasurer or chairman of any
9 committee designated as a principal campaign committee or subsidiary committee
10 of such a candidate, **and the elected governor for a gubernatorial transition or**
11 **inauguration.**

12 * * *

13 §1505.5. Civil penalties; violation of Chapter

14 * * *

15 B. The amount of such penalty shall be:

16 (1) Not in excess of five hundred dollars for each candidate for a major office
17 ~~and~~, any treasurer or chairman of any committee designated as a principal campaign
18 committee or subsidiary committee of such a candidate, **and the elected governor**
19 **for a gubernatorial transition or inauguration.**

20 * * *

21 Section 2. R.S. 18:1491.7(B)(22) is hereby repealed.

22 Section 3. The provisions of this Act shall become effective on January 1, 2027.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____