

PDC 2019 Request Legislation – Draft version Z-0120.5

Outline of changes made to previous draft (Z-0120.3) based on feedback:

- Adds intent section (**Sec 1**)
- Limits a commissioner’s ability to participate in election campaigns to out-of-state elections; and where the participation does not create the “appearance” of a conflict of interest (**Sec 6**)
- Removes reference to “contributions” an incidental committee has the expectation to make, because incidental committees only report on expenditures made (**Sec 15**)
- Clarifies that an incidental committee only reports on its top ten sources of payment and expenditure activity, not other information required of political committees (**Sec 21**)
- Eliminates unnecessary reference to contributions made by an incidental committee (**Sec 21**)
- Updates and clarifies requirement for commercial advertisers to provide books of account and “related materials” instead of “documents” (**Sec 26**)
- Provides for the PDC to maintain commercial advertiser information on the PDC website if resources are available (**Sec 26**)
- Changes the retention period for commercial advertisers’ books of account from 3 to 5 years (**Sec 26**)
- Clarifies that the large contribution reporting requirement does not apply to contributions made to a ballot committee (**Sec 27**)
- Includes reference to “incidental committees” regarding determinations of cumulative violations (**Sec 38**)
- Includes an emergency clause (**Sec 44**)
- Technical changes:
 - Several additional changes made in definitions of “continuing political committee” and “contribution” (**Sec 3**)
 - Description of reporting requirements from “apparent” to “alleged” violations (**Sec 7**)
 - Public disclosure exemption of materials for a modification hearing changed to clarify matters that present a concern to an individual (**Sec 10**)
 - NOTE: Drafting correction needed to add “personal safety” concern
 - Clarifies discretionary authority to amend contribution limits (**Sec 11**)
 - Provides consistent terms throughout section (**Sec 32**)
 - Clarifies that a defendant must “pay” the attorney fees and costs, rather than “reimburse” the plaintiff.” (**Sec 40**)