

1 AN ACT relating to campaign finance.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 121.180 is amended to read as follows:

4 (1) (a) ~~Any candidate, slate of candidates, or political issues committee shall be~~
5 ~~exempt from filing any preelection finance reports required by subsection (3)~~
6 ~~of this section if the candidate, slate of candidates, or political issues~~
7 ~~committee chairman files a form prescribed and furnished by the registry~~
8 ~~stating that contributions will not be accepted or expended in excess of three~~
9 ~~thousand dollars (\$3,000) in any one (1) election to further the candidacy or to~~
10 ~~support or oppose a constitutional amendment or public question which will~~
11 ~~appear on the ballot. For a candidate for judicial office who desires to be~~
12 ~~exempt from filing preelection campaign finance reports as provided in this~~
13 ~~paragraph, the request for exemption shall be filed by the campaign treasurer~~
14 ~~of the candidate's campaign committee, but the candidate shall be personally~~
15 ~~liable for any violation if the campaign treasurer accepts contributions or~~
16 ~~makes expenditures in excess of the limit and shall be subject to the same~~
17 ~~penalties as a candidate as provided in paragraph (1)1. or 2. of this subsection.~~
18 ~~A separate form shall be required for each primary, regular, or special election~~
19 ~~in which the candidate or slate of candidates participates or in which the~~
20 ~~public question appears on the ballot, unless the candidate, slate of candidates,~~
21 ~~or political issues committee chairman indicates on a request for exemption~~
22 ~~that the request will be applicable to more than one (1) election. The form~~
23 ~~shall be filed with the same office with which a candidate or slate of~~
24 ~~candidates files nomination papers or, in the case of a political issues~~
25 ~~committee, with the registry.~~

26 (b) Any candidate, slate of candidates, or political issues committee shall be
27 exempt from filing any campaign finance reports required by subsections (3)

1 and (4) of this section if the candidate, slate of candidates, or political issues
2 committee chair~~chairman~~ files a form prescribed and furnished by the
3 registry stating that currently no contributions have been received and that
4 contributions will not be accepted or expended in excess of three~~one~~
5 thousand dollars (\$3,000)~~(\$1,000)~~ in any one (1) election. For a candidate
6 for judicial office who desires to be exempt from filing any campaign finance
7 reports as provided in this paragraph, the request for exemption shall be filed
8 by the campaign treasurer of the candidate's campaign committee, but the
9 candidate shall be personally liable for any violation if the campaign treasurer
10 accepts contributions or makes expenditures in excess of the limit and shall be
11 subject to the same penalties as a candidate as provided in subparagraph ~~(1)~~1.
12 or 2. of paragraph (k) of this subsection. A separate form shall be required for
13 each primary, regular, or special election in which the candidate or slate of
14 candidates participates or in which the public question appears on the ballot,
15 unless the candidate, slate of candidates, or political issues committee
16 chair~~chairman~~ indicates on a request for exemption that the request will be
17 applicable to more than one (1) election. The form shall be filed with the same
18 office with which a candidate or slate of candidates files nomination papers
19 or, in the case of a political issues committee, with the registry.

20 ~~(b)~~~~(e)~~ For a primary~~election~~, a candidate or slate of candidates shall file a
21 request for exemption not later than the deadline for filing nomination papers
22 and, except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this
23 subsection, shall be bound by its terms unless it is rescinded in writing not
24 later than fifteen (15) days after the filing deadline. For a regular election, a
25 candidate or slate of candidates shall file or rescind in writing a request for
26 exemption not later than twenty-five (25) days after the date of the preceding
27 primary election, except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~

1 of this subsection. For a special election, a candidate or slate of candidates
 2 shall file a request for exemption not later than ten (10) days after the
 3 candidate or slate of candidates is nominated for a special election and shall
 4 be bound by its terms unless it is rescinded in writing not later than twenty-
 5 five (25) days after the date on which the nomination for a special election is
 6 made. A political issues committee ~~chair~~~~[chairman]~~ shall file a request for
 7 exemption not later than ten (10) days after the date on which the committee
 8 registers with the registry and shall be bound by its terms unless it is rescinded
 9 in writing not later than fifteen (15) days after the date on which the request
 10 for exemption is filed.

11 ~~(c)~~~~(d)~~ 1. A candidate or slate of candidates that revokes a request for
 12 exemption in a timely manner ~~shall~~~~[may exercise the remaining option~~
 13 ~~or may]~~ file all reports required of a candidate intending to raise or
 14 spend in excess of three thousand dollars (\$3,000) in an election. **To**
 15 **revoke the request for an exemption**~~[If a candidate or slate of~~
 16 ~~candidates elects to exercise a different option]~~, the candidate or slate of
 17 candidates shall file the appropriate form with the ~~registry~~~~[officer who~~
 18 ~~received the filing papers of the candidate or slate of candidates]~~ not
 19 later than the deadline for filing a revocation.

20 2. A candidate for any city, **urban-county government, charter county**
 21 **government, consolidated local government, unified local government,**
 22 or county office or for any school board office, who is exempted from~~[~~
 23 ~~some or all]~~ campaign finance reporting requirements pursuant to
 24 paragraph (a)~~[or (b)]~~ of this subsection but who accepts contributions or
 25 makes expenditures in excess of the exempted amount in an election,
 26 shall file all applicable reports required for the remainder of that
 27 election, based upon the amount of contributions or expenditures the

1 candidate accepts or receives in that election. The filing of applicable
2 required reports by a candidate after the exempted amount is exceeded
3 shall serve as notice to the registry that the initial exemption has been
4 rescinded. No further notice to the registry shall be required and no
5 penalty for exceeding the initial exempted amount shall be imposed
6 against the candidate, except for failure to file applicable reports
7 required after the exempted amount is exceeded.

8 ~~(d)~~~~(e)~~ Any candidate or slate of candidates that is subject to an August filing
9 deadline and that intends to execute a request for exemption shall file the
10 appropriate request for exemption not later than the filing deadline and, except
11 as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this subsection, shall
12 be bound by its terms unless it is rescinded in writing not later than fifteen
13 (15) days after the filing deadline. A candidate or slate of candidates that is
14 covered by this paragraph shall have the same reversion rights as those
15 provided in subparagraph 1. of paragraph ~~(c)~~~~(d)~~ of this subsection.

16 ~~(e)~~~~(f)~~ Any candidate or slate of candidates that will appear on the ballot in a
17 regular election that has signed ~~a~~~~either~~ request for exemption for that
18 election may exercise the reversion rights provided in subparagraph 1. of
19 paragraph ~~(c)~~~~(d)~~ of this subsection if a candidate or slate of candidates that is
20 subject to an August filing deadline subsequently files in opposition to the
21 candidate or slate of candidates. Except as provided in subparagraph 2. of
22 paragraph ~~(c)~~~~(d)~~ of this subsection, a candidate or slate of candidates
23 covered by this paragraph shall comply with the deadline for rescission
24 provided in subparagraph 1. of paragraph ~~(c)~~~~(d)~~ of this subsection.

25 ~~(f)~~~~(g)~~ Except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this
26 subsection, any candidate or slate of candidates that has filed a request for
27 exemption for a regular election that later is opposed by a person who has

1 filed a declaration of intent to receive write-in votes may rescind the request
2 for exemption and exercise the reversion rights provided in subparagraph 1. of
3 paragraph ~~(c)~~~~(d)~~ of this subsection.

4 ~~(g)~~~~(h)~~ Any candidate or slate of candidates that has filed a request for
5 exemption may petition the registry to determine whether another person is
6 campaigning as a write-in candidate prior to having filed a declaration of
7 intent to receive write-in votes, and, if the registry determines upon a
8 preponderance of the evidence that a person who may later be a write-in
9 candidate is conducting a campaign, the candidate or slate of candidates,
10 except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this subsection,
11 may petition the registry to permit the candidate or slate of candidates to
12 exercise the reversion rights provided in subparagraph 1. of paragraph ~~(c)~~~~(d)~~
13 of this subsection.

14 ~~(h)~~~~(i)~~ If the opponent of a candidate or slate of candidates is replaced due to
15 his withdrawal because of death, disability, or disqualification, the candidate
16 or slate of candidates, except as provided in subparagraph 2. of paragraph
17 ~~(c)~~~~(d)~~ of this subsection, may exercise the reversion rights provided in
18 subparagraph 1. of paragraph ~~(c)~~~~(d)~~ of this subsection not later than fifteen
19 (15) days after the party executive committee nominates a replacement for the
20 withdrawn candidate or slate of candidates.

21 ~~(i)~~~~(j)~~ A person intending to be a write-in candidate for any office in a regular
22 or special election may execute a request for exemption under paragraph (a)~~(b)~~
23 ~~or (b)~~ of this subsection and shall be bound by its terms unless it is rescinded
24 in writing not later than fifteen (15) days after the filing deadline for the
25 regular or special election. A person intending to be a write-in candidate who
26 revokes a request for exemption in a timely manner ~~shall~~~~may exercise the~~
27 ~~remaining exemption option or may~~ file all reports required of a candidate

1 intending to raise or spend in excess of three thousand dollars (\$3,000) in an
 2 election. Except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this
 3 subsection, a person intending to be a write-in candidate who **revokes a**
 4 **request for exemption**~~[elects to exercise a different exemption option]~~ shall
 5 file the appropriate form with the **registry**~~[officer who received the initial~~
 6 ~~request for exemption]~~ not later than fifteen (15) days after the filing deadline
 7 for the regular or special election.

8 ~~(j)~~~~(k)~~ Except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this
 9 subsection, the campaign committee of any candidate or slate of candidates
 10 that has filed a request for exemption or a political issues committee whose
 11 **chair**~~[chairman]~~ has filed a request for exemption shall be bound by its terms
 12 unless it is rescinded in a timely manner~~[and no new request for exemption~~
 13 ~~has been executed]~~.

14 ~~(k)~~~~(l)~~ 1. Except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this
 15 subsection, any candidate, slate of candidates, or political issues
 16 committee that is exempt from filing campaign finance reports pursuant
 17 to paragraph (a), **(d), or (i)**~~(b), (e), or (j)]~~ of this subsection that accepts
 18 contributions or makes expenditures, or whose campaign treasurer
 19 accepts contributions or makes expenditures, in excess of the applicable
 20 limit in any one (1) election without rescinding the request for
 21 exemption in a timely manner shall comply with all applicable reporting
 22 requirements and, in lieu of other penalties prescribed by law, pay a fine
 23 of not more than five hundred dollars (\$500) plus the amount by which
 24 the spending limit was exceeded.

25 2. Except as provided in subparagraph 2. of paragraph ~~(c)~~~~(d)~~ of this
 26 subsection, a candidate, slate of candidates, campaign committee, or
 27 political issues committee that is exempt from filing campaign finance

1 reports pursuant to paragraph (a), (d), or (i)~~[(b), (e), or (j)]~~ of this
2 subsection that knowingly accepts contributions or makes expenditures
3 in excess of the applicable spending limit in any one (1) election without
4 rescinding the request for exemption in a timely manner shall comply
5 with all applicable reporting requirements and shall be guilty of a Class
6 D felony.

7 (2) (a) State and county executive committees, and caucus campaign committees
8 shall make a full report, upon a prescribed form, to the registry, of all money,
9 loans, or other things of value, received from any source, and expenditures
10 authorized, incurred, or made, since the date of the last report, including:

- 11 1. For each contribution of any amount made by a permanent committee,
12 the name and business address of the permanent committee, the date of
13 the contribution, the amount contributed, and a description of the major
14 business, social, or political interest represented by the permanent
15 committee;
- 16 2. For other contributions in excess of one hundred dollars (\$100), the full
17 name, address, age if less than the legal voting age, the date of the
18 contribution, the amount of the contribution, and the employer and
19 occupation of each contributor. If the contributor is self-employed, the
20 name under which he or she is doing business shall be listed;
- 21 3. The total amount of cash contributions received during the reporting
22 period; and
- 23 4. A complete statement of expenditures authorized, incurred, or made.
24 The complete statement of expenditures shall include the name and
25 address of each person to whom an expenditure is made in excess of
26 twenty-five dollars (\$25), and the amount, date, and purpose of each
27 expenditure.

1 (b) In addition to the reporting requirements in paragraph (a) of this
2 subsection, the state executive committee of a political party that has
3 established a building fund account under Section 4 of this Act shall make
4 a full report, upon a prescribed form, to the registry, of all contributions
5 received from any source, and expenditures authorized, incurred, or made,
6 since the date of the last report for the separate building fund account,
7 including:

8 1. For each contribution of any amount made by a corporation, the
9 name and business address of the corporation, the date of the
10 contribution, the amount contributed, and a description of the major
11 business conducted by the corporation;

12 2. For other contributions in excess of one hundred dollars (\$100), the
13 full name and address of the contributor, the date of the contribution,
14 the amount of the contribution, and the employer and occupation of
15 each contributor. If the contributor is self-employed, the name under
16 which he or she is doing business shall be listed;

17 3. The total amount of cash contributions received during the reporting
18 period; and

19 4. A complete statement of expenditures authorized, incurred, or made.
20 The complete statement of expenditures shall include the name and
21 address of each person to whom an expenditure is made in excess of
22 twenty-five dollars (\$25), and the amount, date, and purpose of each
23 expenditure.

24 (c) The~~[This]~~ report required by paragraph (a) of this subsection shall be made
25 on a semiannual basis and shall be received by~~[in the hands of]~~ the registry~~[~~
26 ~~or postmarked]~~ by January 31 and by July 31, and any report received by the
27 registry within five (5) days after each filing deadline shall be deemed timely

1 filed. The January report shall cover the period from July 1 to December
 2 31. The July report shall cover the period from January 1 to June 30~~[within~~
 3 ~~five (5) days after the thirtieth day following the primary and regular~~
 4 ~~elections]~~. If an individual gives a reportable contribution to a caucus
 5 campaign committee or to a state or county executive committee with the
 6 intention that the contribution or a portion of the contribution go to a
 7 candidate or slate of candidates, the name of the contributor and the sum shall
 8 be indicated on the committee report. The report required by paragraph (b)
 9 of this subsection relating to a state executive committee's building fund
 10 account shall be received by the registry within five (5) days after the close
 11 of each calendar quarter. The receipts and expenditures of funds remitted to
 12 each political party under KRS 141.071 to 141.073 shall be separately
 13 accounted for and reported to the registry in the manner required by KRS
 14 121.230. The separate report may be made a separate section within the report
 15 required, by this subsection, to be received by~~[in the hands of]~~ the registry by
 16 January 31, and if received by the registry within five (5) days after the
 17 filing deadline it shall be deemed timely filed~~[or postmarked within five (5)~~
 18 ~~days after the thirtieth day following each regular election]~~.

19 (3) (a) Except for candidates or slates of candidates, campaign committees, or
 20 political issues committees exempted from reporting requirements pursuant to
 21 subsection (1) of this section, each campaign treasurer of a candidate, slate of
 22 candidates, campaign committee, or political issues committee who accepts
 23 contributions or expends, expects to accept contributions or expend, or
 24 contracts to expend more than three thousand dollars (\$3,000) in any one (1)
 25 election, and each fundraiser who secures contributions in excess of three
 26 thousand dollars (\$3,000) in any one (1) election, shall make a full report to
 27 the registry, on a form provided or using a format approved by the registry, of

1 all money, loans, or other things of value, received from any source, and
2 expenditures authorized, incurred, and made, since the date of the last report,
3 including:

- 4 1. For each contribution of any amount made by a permanent committee,
5 the name and business address of the permanent committee, the date of
6 the contribution, the amount contributed, and a description of the major
7 business, social, or political interest represented by the permanent
8 committee;
- 9 2. For each contribution in excess of one hundred dollars (\$100) made to a
10 candidate or slate of candidates for a statewide-elected state office, or to
11 a campaign committee for a candidate or slate of candidates for a
12 statewide-elected state office, the date, name, address, occupation, and
13 employer of each contributor and the spouse of the contributor or, if the
14 contributor or spouse of the contributor is self-employed, the name
15 under which he or she is doing business, and the amount contributed by
16 each contributor; and
- 17 3. For each contribution in excess of one hundred dollars (\$100) made to
18 any candidate or campaign committee other than those specified in
19 subparagraph 2. of this paragraph or a political issues committee, the full
20 name, address, age if less than the legal voting age, the date of the
21 contribution, the amount of the contribution, and the employer and
22 occupation of each other contributor. If the contributor is self-employed,
23 the name under which he or she is doing business shall be listed;
- 24 4. The total amount of cash contributions received during the reporting
25 period; and
- 26 5. A complete statement of all expenditures authorized, incurred, or made.
27 The complete statement of expenditures shall include the name, address,

1 and occupation of each person to whom an expenditure is made in
 2 excess of twenty-five dollars (\$25), and the amount, date, and purpose of
 3 each expenditure.

4 (b) Reports of all candidates, slates of candidates, campaign committees, political
 5 issues committees, and registered fundraisers shall be made as follows:

6 1. Candidates as defined in KRS 121.015(8), slates of candidates,
 7 campaign committees, political issues committees, and fundraisers
 8 which register in the year before the year an election in which the
 9 candidate, a slate of candidates, or public question shall appear on the
 10 ballot, shall file financial reports with the registry at the end of the first
 11 calendar quarter after persons become candidates or slates of candidates,
 12 or following registration of the committee or fundraiser, and each
 13 calendar quarter thereafter, ending with the last calendar quarter of that
 14 year. Candidates, slates of candidates, committees, and registered
 15 fundraisers shall make all reports required by this section during the year
 16 in which the election takes place;

17 2. All candidates, slates of candidates, campaign committees, political
 18 issues committees, and registered fundraisers shall make reports on
 19 the sixtieth day preceding a regular election, including all previous
 20 contributions and expenditures;

21 3. All candidates, slates of candidates, campaign committees, political
 22 issues committees, and registered fundraisers shall make reports on the
 23 thirtieth~~[thirty-second]~~ day preceding an election, including all previous
 24 contributions and expenditures;

25 4.~~[3.]~~ All candidates, slates of candidates, campaign committees, political
 26 issues committees, and registered fundraisers shall make reports on the
 27 fifteenth day preceding the date of the election; and

1 ~~5.4.~~ All reports to the registry shall be received by the registry ***on or before***
2 ***each filing deadline, and any report received by the registry*** ~~or~~
3 ~~postmarked~~ within five (5) days after each filing deadline ***shall be***
4 ***deemed timely filed.***

5 (4) Except for candidates, slates of candidates, and political issues committees,
6 exempted pursuant to subsection (1)~~(a)~~~~(b)~~ of this section, all candidates,
7 regardless of funds received or expended, campaign committees, political issues
8 committees, and registered fundraisers shall make post-election reports within thirty
9 (30) days after the election, ***and any report received by the registry within five (5)***
10 ***days after each filing deadline shall be deemed timely filed.***

11 (5) In making the preceding reports, the total gross receipts from each of the following
12 categories shall be listed: proceeds from the sale of tickets for events such as
13 testimonial affairs, dinners, luncheons, rallies, and similar fundraising events, mass
14 collections made at the events, and sales of items such as campaign pins, buttons,
15 hats, ties, literature, and similar materials. When any individual purchase or the
16 aggregate purchases of any item enumerated above from a candidate or slate of
17 candidates for a statewide-elected state office or a campaign committee for a
18 candidate or slate of candidates for a statewide-elected state office exceeds one
19 hundred dollars (\$100), the purchaser shall be identified by name, address, age, if
20 less than the legal voting age, occupation, and employer and the employer of the
21 spouse of the purchaser or, if the purchaser or the spouse of the purchaser is self-
22 employed, the name under which he ***or she*** is doing business, and the amount of the
23 purchase. When any individual purchase or the aggregate purchases of any item
24 enumerated above from any candidate or campaign committee other than a
25 candidate or slate of candidates for a statewide-elected state office or campaign
26 committee for a candidate or slate of candidates for a statewide-elected state office
27 exceeds one hundred dollars (\$100), the purchaser shall be identified by name,

1 address, age if less than the legal voting age, occupation, and employer, or if the
2 purchaser is self-employed, the name under which he or she is doing business, and
3 the amount of the purchase. The lists shall be maintained by the campaign treasurer,
4 political issues committee treasurer, registered fundraiser, or other sponsor for
5 inspection by the registry for six (6) years following the date of the election.

6 (6) Each permanent committee, except a federally registered out-of-state permanent
7 committee, inaugural committee, or contributing organization shall make a full
8 report to the registry, on a form provided or using a format approved by the registry,
9 of all money, loans, or other things of value, received by it from any source, and all
10 expenditures authorized, incurred, or made, since the date of the last report,
11 including:

12 (a) For each contribution of any amount made by a permanent committee, the
13 name and business address of the permanent committee, the date of the
14 contribution, the amount contributed, and a description of the major business,
15 social, or political interest represented by the permanent committee;

16 (b) For other contributions in excess of one hundred dollars (\$100), the full name,
17 address, age if under the legal voting age, the date of the contribution, the
18 amount of the contribution, and the employer and occupation of each
19 contributor. If the contributor is self-employed, the name under which he or
20 she is doing business shall be listed;

21 (c) An aggregate amount of cash contributions, the amount contributed by each
22 contributor, and the date of each contribution; and

23 (d) A complete statement of all expenditures authorized, incurred, or made,
24 including independent expenditures. This report shall be made by a permanent
25 committee, inaugural committee, or contributing organization to the registry
26 on the last day of the first calendar quarter following the registration of the
27 committee with the registry and on the last day of each succeeding calendar

1 quarter until such time as the committee terminates. A contributing
2 organization shall file a report of contributions received and expenditures on a
3 form provided or using a format approved by the registry not later than the last
4 day of each calendar quarter in which contributions are received or
5 expenditures are made. All reports to the registry shall be **received on or**
6 **before each filing deadline, and any report received by the registry**
7 **within**~~postmarked or received not later than~~ five (5) days after each filing
8 deadline **shall be deemed timely filed.**

9 (7) If the final statement of a candidate, campaign committee, or political issues
10 committee shows an unexpended balance of contributions, continuing debts and
11 obligations, or an expenditure deficit, the campaign treasurer shall file with the
12 registry a supplemental statement of contributions and expenditures not more than
13 thirty (30) days after the deadline for filing the final statement. Subsequent
14 supplemental statements shall be filed annually, to be received by the registry~~or~~
15 ~~postmarked not later than ten (10) days after~~ **by December**~~November~~ 1 of each
16 year, **and any statement received by the registry within five (5) days after**
17 **December 1 of each year shall be deemed timely filed,** until the account shows no
18 unexpended balance, continuing debts and obligations, expenditures, or deficit, or
19 until the year before the candidate or a slate of candidates seeks to appear on the
20 ballot for the same office for which the funds in the campaign account were
21 originally contributed, in which case the candidate or a slate of candidates shall file
22 the supplemental annual report~~not later than ten (10) days after~~ **by**
23 **December**~~November~~ 1 of that year or at the end of the first calendar quarter of that
24 year after the candidate or slate of candidates files nomination papers for the next
25 year's primary or regular election, **and any report received by the registry within**
26 **five (5) days after the applicable filing deadline shall be deemed timely filed.** All
27 contributions shall be subject to KRS 121.150.

- 1 (8) All reports filed under the provisions of this chapter shall be a matter of public
2 record open to inspection by any member of the public immediately upon receipt of
3 the report by the registry.
- 4 (9) A candidate or slate of candidates is relieved of the duty personally to file reports
5 and keep records of receipts and expenditures if the candidate or slate states in
6 writing or on forms provided by the registry that:
- 7 (a) Within five (5) business days after personally receiving any contributions, the
8 candidate or slate of candidates shall surrender possession of the contributions
9 to the treasurer of their principal campaign committee without expending any
10 of the proceeds thereof. No contributions shall be commingled with the
11 candidate's or slated candidates' personal funds or accounts. Contributions
12 received by check, money order, or other written instrument shall be endorsed
13 directly to the campaign committee and shall not be cashed or redeemed by
14 the candidate;
- 15 (b) The candidate or slate of candidates shall not make any unreimbursed
16 expenditure for the campaign, except that this paragraph does not preclude a
17 candidate or slate from making an expenditure from personal funds to the
18 designated principal campaign committee, which shall be reported by the
19 committee as a contribution received; and
- 20 (c) The waiver shall continue in effect as long as the candidate or slate of
21 candidates complies with the conditions under which it was granted.
- 22 (10) No candidate, slate of candidates, campaign committee, political issues committee,
23 or contributing organization shall use or permit the use of contributions or funds
24 solicited or received for the person or in support of or opposition to a public issue
25 which will appear on the ballot to further the candidacy of the person for a different
26 public office, to support or oppose a different public issue, or to further the
27 candidacy of any other person for public office; except that nothing in this

1 subsection shall be deemed to prohibit a candidate or slate of candidates from using
2 funds in the campaign account to purchase admission tickets for any fundraising
3 event or testimonial affair for another candidate or slate of candidates if the amount
4 of the purchase does not exceed ~~two~~~~[one]~~ hundred dollars ~~(\$100)~~~~(\$100)~~ (\$200) per event
5 or affair. Any funds or contributions solicited or received by or on behalf of a
6 candidate, slate of candidates, or any committee, which has been organized in whole
7 or in part to further any candidacy for the same person or to support or oppose the
8 same public issue, shall be deemed to have been solicited or received for the current
9 candidacy or for the election on the public issue if the funds or contributions are
10 solicited or received at any time prior to the regular election for which the
11 candidate, slate of candidates, or public issue is on the ballot. Any unexpended
12 balance of funds not otherwise obligated for the payment of expenses incurred to
13 further a political issue or the candidacy of a person shall, in whole or in part, at the
14 election of the candidate or committee, escheat to the State Treasury, be returned
15 pro rata to all contributors, or, in the case of a partisan candidate, be transferred to a
16 caucus campaign committee, or to the state or county executive committee of the
17 political party of which the candidate is a member except that a candidate,
18 committee, or an official may retain the funds to further the same public issue or to
19 seek election to the same office or may donate the funds to any charitable,
20 nonprofit, or educational institution recognized under Section 501(c)(3) of the
21 United States Internal Revenue Code of 1986, as amended, and any successor
22 thereto.

23 (11) (a) For the purposes of this subsection, "election cycle," as applied to
24 contributions, expenditures, or loans to support or oppose a candidate for a
25 particular office, means the period of time beginning January 1 following a
26 regular election for the office and ending December 31 following the next
27 regular election for that office.

- 1 (b) For the purpose of this subsection, "election cycle," as applied to
2 contributions, expenditures, or loans to support or oppose a constitutional
3 amendment or public question which appears on the ballot, means the period
4 of time beginning January 1 following a regular election for any state
5 legislative office and ending December 31 following the next regular election
6 for any state legislative office.
- 7 (c) If adequate and appropriate agency funds are available to implement this
8 subsection, the option of electronic reporting shall be made available by the
9 registry to all candidates, committees, registered fundraisers, and persons
10 making independent expenditures, in addition to those candidates, slates of
11 candidates, and campaign committees that are required to electronically report
12 under KRS 121.120(6)(h).
- 13 (12) Filers specified in subsection (11) of this section ~~may~~~~shall also continue to~~ file
14 required campaign finance reports in paper or electronic format ~~until the registry~~
15 ~~deems it is no longer necessary~~. **If the candidate or slate of candidates chooses to**
16 **file a report in electronic format,** the electronic~~paper~~ copy shall ~~continue to~~ be
17 the official version for audit and other legal purposes.
- 18 (13) Filers not required to file reports electronically, as set forth in this section, are
19 strongly encouraged to do so voluntarily.
- 20 (14) The date that an electronic or on-line report shall be deemed to have been filed with
21 the registry shall be the date on which it is received by the registry.
- 22 (15) All electronic or online filers shall affirm, under penalty of perjury, that the report
23 filed with the registry is complete and accurate.
- 24 (16) Filers who submit computer disks which are not readable, cannot be copied, or are
25 not accompanied by any requisite paper copy shall be deemed to not be in
26 compliance with the requirements set forth in this section.
- 27 (17) No candidate is obligated to file any reports electronically, except for those

1 candidates, slates of candidates, and campaign committees that are required to
2 electronically report under KRS 121.120(6)(h).

3 (18) (a) On each paper and electronic form that it supplies for the reports required
4 under subsections (2), (3), and (6) of this section, the registry shall include an
5 entry reading, "No change since last report."

6 (b) If a person or entity that is required to report under subsection (2), (3), or (6)
7 of this section has received no money, loans, or other things of value from any
8 source since the date of its last report and has not authorized, incurred, or
9 made any expenditures since that date, the person or entity may check or
10 otherwise designate the entry that reads, "No change since last report." A
11 person or entity designating this entry in a report shall state the balance carried
12 forward from the last report but need not specify receipts or expenditures in
13 further detail.

14 ➔Section 2. KRS 121.150 is amended to read as follows:

15 (1) No contribution shall be made or received, directly or indirectly, other than an
16 independent expenditure, to support inauguration activities or to support or defeat a
17 candidate, slate of candidates, constitutional amendment, or public question which
18 will appear on the ballot in an election, except through the duly appointed campaign
19 manager, or campaign treasurer of the candidate, slate of candidates, or registered
20 committee. Any person making an independent expenditure, shall report these
21 expenditures when the expenditures by that person exceed five hundred dollars
22 (\$500) in the aggregate in any one (1) election, on a form provided or using a format
23 approved by the registry and shall sign a statement on the form, under penalty of
24 perjury, that the expenditure was an actual independent expenditure and that there
25 was no prior communication with the campaign on whose behalf it was made.

26 (2) Except as provided in KRS 121.180(10), the solicitation from and contributions by
27 campaign committees, caucus campaign committees, political issues committees,

1 permanent committees, and party executive committees to any religious, charitable,
2 civic, eleemosynary, or other causes or organizations established primarily for the
3 public good is expressly prohibited; except that it shall not be construed as a
4 violation of this section for a candidate or a slate of candidates to contribute to
5 religious, civic, or charitable groups.

6 (3) No candidate, slate of candidates, committee, or contributing organization, nor
7 anyone acting on their behalf, shall accept any anonymous contribution in excess of
8 one hundred~~fifty~~ dollars (\$100)~~(\$50)~~, and all anonymous contributions in
9 excess of one hundred~~fifty~~ dollars (\$100)~~(\$50)~~ shall be returned to the donor, if
10 the donor can be determined. If no donor is found, the contribution shall escheat to
11 the state. No candidate, slate of candidates, committee, or contributing organization,
12 nor anyone acting on their behalf shall accept anonymous contributions in excess of
13 two~~one~~ thousand dollars (\$2,000)~~(\$1,000)~~ in the aggregate in any one (1)
14 election. Anonymous contributions in excess of two~~one~~ thousand dollars
15 (\$2,000)~~(\$1,000)~~ in the aggregate which are received in any one (1) election shall
16 escheat to the state.

17 (4) No candidate, slate of candidates, committee, or contributing organization, nor
18 anyone on their behalf, shall accept a cash contribution in excess of one
19 hundred~~fifty~~ dollars (\$100)~~(\$50)~~ in the aggregate from each contributor in any
20 one (1) election. No candidate, slate of candidates, committee, or contributing
21 organization, nor anyone on their behalf, shall accept a cashier's check or money
22 order in excess of the maximum cash contribution limit unless the instrument
23 clearly identifies both the payor and the payee. A contribution made by cashier's
24 check or money order which identifies both the payor and payee shall be treated as a
25 contribution made by check for purposes of the contribution limits contained in this
26 section. No person shall make a cash contribution in excess of one hundred~~fifty~~
27 dollars (\$100)~~(\$50)~~ in the aggregate in any one (1) election to a candidate, slate of

1 candidates, committee, or contributing organization, nor anyone on their behalf.

2 (5) No candidate, slate of candidates, committee, contributing organization, nor anyone
3 on their behalf, shall accept any contribution in excess of one hundred dollars
4 (\$100) from any person who shall not become eighteen (18) years of age on or
5 before the day of the next general election.

6 (6) **Except as provided in subsection (22) of this section,** no candidate, slate of
7 candidates, campaign committee,~~political issues committee,~~ nor anyone acting on
8 their behalf, shall accept a contribution of more than ~~two~~^{one} thousand dollars
9 **(\$2,000)**~~(\$1,000)~~ **as indexed for inflation every odd-numbered year using the**
10 **preceding year's percent increase in the non-seasonally adjusted annual average**
11 **Consumer Price Index for all Urban Consumers (CPI-U), U.S. City Average, All**
12 **Items, for that year as published by the United States Bureau of Labor Statistics**
13 **and rounded to the nearest hundred dollar,** from any person, permanent
14 committee, or contributing organization in any one (1) election. No person,
15 permanent committee, or contributing organization shall contribute more than
16 ~~two~~^{one} thousand dollars **(\$2,000)**~~(\$1,000)~~ **as indexed for inflation every odd-**
17 **numbered year using the preceding year's percent increase in the non-seasonally**
18 **adjusted annual average Consumer Price Index for all Urban Consumers (CPI-**
19 **U), U.S. City Average, All Items, as published by the United States Bureau of**
20 **Labor Statistics and rounded to the nearest hundred dollar,** to any one (1)
21 candidate, campaign committee,~~political issues committee,~~ nor anyone acting on
22 their behalf, in any one (1) election.

23 (7) Permanent committees or contributing organizations affiliated by bylaw structure or
24 by registration, as determined by the Registry of Election Finance, shall be
25 considered as one (1) committee for purposes of applying the contribution limits of
26 subsection (6) of this section.

27 (8) No permanent committee shall contribute funds to another permanent committee for

1 the purpose of circumventing contribution limits of subsection (6) of this section.

2 (9) No person shall contribute funds to a permanent committee, political issues
3 committee, or contributing organization for the purpose of circumventing the
4 contribution limits of subsection (6) of this section.

5 (10) No person shall contribute more than ~~two~~~~one~~ thousand ~~five hundred~~ dollars
6 (\$2,000)~~(\$1,500)~~ as indexed for inflation every odd-numbered year using the
7 preceding year's percent increase in the non-seasonally adjusted annual average
8 Consumer Price Index for all Urban Consumers (CPI-U), U.S. City Average, All
9 Items, for that year as published by the United States Bureau of Labor Statistics
10 and rounded to the nearest hundred dollar, to ~~a~~~~all~~ permanent
11 committee~~committees~~ or~~and~~ contributing organization~~organizations~~ in any
12 one (1) year.

13 (11) (a) No person shall contribute more than five thousand~~two thousand five~~
14 ~~hundred~~ dollars (\$5,000)~~(\$2,500)~~ to the state executive committee of a
15 political party ~~and its subdivisions and affiliates~~ in any one (1) year. The
16 contribution limit in this paragraph shall not apply to a contribution
17 designated exclusively for a state executive committee's building fund
18 account established under Section 4 of this Act.

19 (b) No person shall contribute more than five thousand dollars (\$5,000) to a
20 subdivision or affiliate of a state political party in any one (1) year.

21 (c) No person shall contribute more than five~~two~~ thousand ~~five hundred~~
22 dollars (\$5,000)~~(\$2,500)~~ to a caucus campaign committee in any one (1)
23 year. ~~Contributions a person makes to any executive committee other than the~~
24 ~~state executive committee in excess of one thousand dollars (\$1,000) in any~~
25 ~~one (1) year shall be deposited in a separate account which the state executive~~
26 ~~committee maintains for the exclusive purpose of paying administrative costs~~
27 ~~incurred by the political party.]~~

1 (12) No person shall make a payment, distribution, loan, advance, deposit, or gift of
2 money to another person to contribute to a candidate, a slate of candidates,
3 committee, contributing organization, or anyone on their behalf. No candidate, slate
4 of candidates, committee, contributing organization, nor anyone on their behalf
5 shall accept a contribution made by one (1) person who has received a payment,
6 distribution, loan, advance, deposit, or gift of money from another person to
7 contribute to a candidate, a slate of candidates, committee, contributing
8 organization, or anyone on their behalf.

9 ~~(13) [No candidates running as a slate for the offices of Governor and Lieutenant~~
10 ~~Governor shall make combined total personal loans to their committee in excess of~~
11 ~~fifty thousand dollars (\$50,000) in any one (1) election. No candidate for any other~~
12 ~~statewide elected state office shall lend to his committee any amount in excess of~~
13 ~~twenty five thousand dollars (\$25,000) in any one (1) election. In campaigning for~~
14 ~~all other offices, no candidate shall lend to his committee more than ten thousand~~
15 ~~dollars (\$10,000) in any one (1) election.~~

16 ~~(14)~~ Subject to the provisions of subsection (17)~~[(18)]~~ of this section, no candidate or
17 slate of candidates for nomination to any state, county, city, or district office, nor
18 their campaign committees, nor anyone on their behalf, shall solicit or accept
19 contributions for primary election expenses after the date of the primary. No person
20 other than the candidate or slate of candidates shall contribute for primary election
21 expenses after the date of the primary.

22 (14)~~[(15)]~~ Subject to the provisions of subsection (17)~~[(18)]~~ of this section, no candidate
23 or slate of candidates for any state, county, city, or district office at a regular
24 election, nor their campaign committees, nor anyone on their behalf, shall solicit or
25 accept contributions for regular election expenses after the date of the regular
26 election. No person other than the candidate or slate of candidates shall contribute
27 for regular election expenses after the date of the regular election.

1 ~~(15)~~~~(16)~~ Subject to the provisions of subsection ~~(17)~~~~(18)~~ of this section, no candidate
 2 or slate of candidates for nomination or election to any state, county, city, or district
 3 office, nor their campaign committees, nor anyone on their behalf, shall solicit or
 4 accept contributions for special election expenses after the date of the special
 5 election. No person other than the candidate or slate of candidates shall contribute
 6 for special election expenses after the date of the special election.

7 ~~(16)~~~~(17)~~ The provisions of subsections ~~(13)~~~~(14)~~ and ~~(14)~~~~(15)~~ of this section shall
 8 apply only to those candidates in a primary or regular election which shall be
 9 conducted subsequent to January 1, 1989. The provisions of subsection ~~(15)~~~~(16)~~
 10 of this section shall apply only to those candidates or slates of candidates in a
 11 special election which shall be conducted subsequent to January 1, 1993.

12 ~~(17)~~~~(18)~~ A candidate, slate of candidates, or a campaign committee may solicit and
 13 accept contributions after the date of a primary election, regular election, or special
 14 election to defray necessary expenses that arise after the date of the election
 15 associated with election contests, recounts, and recanvasses of a specific election,
 16 complaints regarding alleged campaign finance violations that are filed with the
 17 registry pertaining to a specific election, or other legal actions pertaining to a
 18 specific election to which a candidate, slate of candidates, or campaign committee is
 19 a party, **and for repayment of debts and obligations owed by the campaign.**
 20 Reports of contributions received and expenditures made after the date of the
 21 specific election shall be made in accordance with KRS 121.180.

22 ~~[(19) No slate of candidates for Governor and Lieutenant Governor or their immediate~~
 23 ~~families shall loan any money, service, or other thing of value to their campaign,~~
 24 ~~and all moneys, services, or other things of value which are loaned shall be deemed~~
 25 ~~a contribution, which may not be recovered by the slate of candidates, except to the~~
 26 ~~extent of a combined total of fifty thousand dollars (\$50,000).~~

27 ~~(20)~~~~(18)~~ No candidate, slate of candidates, committee, except a political issues

1 committee, or contributing organization, nor anyone on their behalf, shall
2 knowingly accept a contribution from a corporation, directly or indirectly, except to
3 the extent that the contribution is designated to a state executive committee's
4 building fund account established under Section 4 of this Act.

5 ~~(19)~~~~(21)~~ Nothing in this section shall be construed to restrict the ability of a
6 corporation to administer its permanent committee insofar as its actions can be
7 deemed not to influence an election as prohibited by KRS 121.025.

8 ~~(20)~~~~(22)~~ No candidate, slate of candidates, or committee, nor anyone on their behalf,
9 shall solicit a contribution of money or services from a state employee, whether or
10 not the employee is covered by the classified service provisions of KRS Chapter
11 18A. However, it shall not be a violation of this subsection for a state employee to
12 receive a solicitation directed to him as a registered voter in an identified precinct as
13 part of an overall plan to contact voters not identified as state employees.

14 ~~[(23) (a)]~~ ~~A candidate or a slate of candidates for elective public office shall not accept~~
15 ~~contributions from permanent committees which, in the aggregate, exceed~~
16 ~~fifty percent (50%) of the total contributions accepted by the candidate or a~~
17 ~~slate of candidates in any one (1) election or ten thousand dollars (\$10,000) in~~
18 ~~any one (1) election, whichever is the greater amount. The percentage of the~~
19 ~~total contributions or dollar amounts of contributions accepted by a candidate~~
20 ~~or a slate of candidates in an election that is accepted from permanent~~
21 ~~committees shall be calculated as of the day of each election. Funds in a~~
22 ~~candidate's or a slate of candidates' campaign account which are carried~~
23 ~~forward from one (1) election to another shall not be considered in calculating~~
24 ~~the acceptable percentage or dollar amount of contributions which may be~~
25 ~~accepted from permanent committees for the election for which the funds are~~
26 ~~carried forward. A candidate or a slate of candidates may, without penalty,~~
27 ~~contribute funds to his campaign account not later than sixty (60) days~~

1 following the election so as not to exceed the permitted percentage or dollar
2 amount of contributions which may be accepted from permanent committees
3 or the candidate or a slate of candidates may, not later than sixty (60) days
4 after the end of the election, refund any excess permanent committee
5 contributions on a pro rata basis to the permanent committees whose
6 contributions are accepted after the aggregate limit has been reached.

7 ~~(b) The provisions of paragraph (a) of this subsection regarding the receipt of~~
8 ~~aggregate contributions from permanent committees in any one (1) election~~
9 ~~shall also apply separately to the receipt of aggregate contributions from~~
10 ~~executive committees of any county, district, state, or federal political party in~~
11 ~~any one (1) election.~~

12 ~~(c) The provisions of paragraph (a) of this subsection regarding the receipt of~~
13 ~~aggregate contributions from permanent committees in any one (1) election~~
14 ~~shall also apply separately to the receipt of aggregate contributions from~~
15 ~~caucus campaign committees.]~~

16 ~~(21)~~~~[(24)]~~ No candidate or slate of candidates for any office in this state shall accept a
17 contribution, including an in-kind contribution, which is made from funds in a
18 federal campaign account. No person shall make a contribution, including an in-
19 kind contribution, from funds in a federal campaign account to any candidate or
20 slate of candidates for any office in this state.

21 **(22) It shall be permissible for a married couple to make a contribution with one (1)**
22 **check that reflects the combined individual contribution limits of each individual**
23 **spouse per election, as set forth in subsection (6) of this section, for all elections**
24 **in a calendar year and the following shall be required to be written on the check:**

25 **(a) The signatures of both spouses on the signature line of the check; and**

26 **(b) The designation of each contribution amount and the election or elections**
27 **to which they apply shall be memorialized on the memo line of the check.**

1 ➔Section 3. KRS 121.230 is amended to read as follows:

- 2 (1) No state or local governing authority of a political party to which funds are remitted
3 under KRS 141.071 to 141.073 shall use such funds other than in support of the
4 party's candidates in a general election and for the administrative costs of
5 maintaining a political party headquarters.
- 6 (2) Each state or local governing authority of a political party to which funds are
7 remitted under KRS 141.071 to 141.073 shall deposit such funds in a bank account
8 and shall report the amount of such funds received as a separate entry on its
9 committee report. All expenditures from such remitted funds shall be by check. A
10 copy of each canceled check written on the account of funds remitted under KRS
11 141.071 to 141.073 shall be retained by the state or local governing authority of the
12 political party for a period of not less than four (4) years.
- 13 (3) The designated official of each state or local governing authority of a political party
14 to which funds are remitted under KRS 141.071 to 141.073 shall maintain a current
15 record of the receipts, balance, and expenditures of the funds so remitted. In
16 addition, the official shall, ***by January 31***~~[within thirty (30) days after]~~ each
17 ***year***~~[general election]~~, forward to the Registry of Election Finance a report of:
- 18 (a) The unexpended and unobligated balance of such remitted funds; and
- 19 (b) An itemized listing of each expenditure authorized, incurred or made from
20 such remitted funds, indicating the amount, date, and purpose of each
21 expenditure, regardless of the amount, and the name, address, and occupation
22 of each person to whom an expenditure of fifty dollars (\$50) or more was
23 made, since the date of the last report.
- 24 (4) The reports required by subsection (3) of this section shall be a matter of public
25 record open to inspection by any member of the public immediately upon receipt of
26 the report by the registry.
- 27 (5) The Registry of Election Finance may annually audit the accounts and records of

1 receipts and expenditures of funds in the amount of one thousand five hundred
 2 dollars (\$1,500) or less that are remitted to each state or local governing authority of
 3 a political party under KRS 141.071 to 141.073. The registry shall annually audit
 4 the accounts and records of receipts and expenditures of funds in the amount of
 5 more than one thousand five hundred dollars (\$1,500) that are remitted to each state
 6 or local governing authority of a political party under KRS 141.071 to 141.073. The
 7 registry shall report the results of each audit conducted to the General Assembly. In
 8 the course of such audits, the registry or its authorized agents may ascertain the
 9 amount of such remitted funds on deposit in the separate bank account, required by
 10 subsection (2) of this section, of the political party audited and may audit the
 11 account on the books of the bank. No bank shall be liable for making available to
 12 the registry any of the information required under this section.

13 ➔SECTION 4. A NEW SECTION OF KRS CHAPTER 121 IS CREATED TO
 14 READ AS FOLLOWS:

15 *(1) A state executive committee of a political party may establish a building fund*
 16 *account. The registry shall promulgate administrative regulations, in accordance*
 17 *with KRS Chapter 13A, necessary to implement this section.*

18 *(2) A building fund account established under this section may be used for*
 19 *expenditures related to the purchase, construction, maintenance, renovation, and*
 20 *repair of the state executive committee's main headquarters facility. Permissible*
 21 *expenditures from a building fund account shall be limited to payments for or*
 22 *purchases of:*

23 *(a) Land;*

24 *(b) Leases and property taxes;*

25 *(c) Appliances and fixtures;*

26 *(d) Utilities, pest control, lawn care, security, and trash removal;*

27 *(e) Equipment for Internet, telephone, cable or satellite television, or other*

- 1 communications services;
- 2 (f) Building construction, expansion, or renovation;
- 3 (g) Major and minor repairs to the state executive committee's main
4 headquarters facility, including but not limited to the facility's roof,
5 foundation, and structure, and to the facility's plumbing, HVAC, and
6 electrical systems; and
- 7 (h) The services of contractors, subcontractors and other building design or
8 construction professionals related to the state executive committee's main
9 headquarters facility.
- 10 (3) A building fund account established under this section shall not be used to
11 advocate for or against the election or defeat of a clearly identified candidate or a
12 ballot measure or for issue advocacy.
- 13 (4) Prohibited expenditures from a building fund account include:
- 14 (a) Money or in-kind contributions to a federal, state, or local candidate or
15 slate of candidates;
- 16 (b) Money or in-kind contributions to a state or local committee; and
- 17 (c) Money or in-kind contributions to advocate for or against the election or
18 defeat of a clearly identified candidate or a ballot measure or for issue
19 advocacy.
- 20 (5) Contributions solicited and accepted by a state executive committee for a building
21 fund account established under this section shall be designated as being
22 exclusively for the state executive committee's building fund account.
- 23 (6) The state executive committee shall advise all potential contributors to a building
24 fund account established under this section that funds contributed will be used
25 exclusively for the building fund account and will not be used to advocate for or
26 against the election or defeat of a clearly identified candidate or a ballot measure
27 or for issue advocacy.

1 (7) For any building fund account established under this section, a state executive
 2 committee shall establish a separate bank account into which all contributions
 3 shall be deposited, and no other contributions shall be commingled with building
 4 fund account contributions.

5 (8) A state executive committee shall report all contributions to and expenditures
 6 from a building fund account to the Registry of Election Finance on a quarterly
 7 basis, as required by Section 1 of this Act.

8 →Section 5. KRS 121.025 is amended to read as follows:

9 No corporation authorized to do business in this state or in another state, and no officer or
 10 agent of a corporation on its behalf, shall contribute, either directly or indirectly, any
 11 money, service, or other thing of value towards the nomination or election of any state,
 12 county, city, or district officer in this state, or pay, promise, loan, or become liable in any
 13 way for any money or other valuable thing on behalf of any candidate for office at any
 14 election, primary or nominating convention held in this state. No attorney or other person
 15 shall accept employment and compensation from a corporation with the understanding or
 16 agreement, either direct or implied, that he or she will contribute to any such candidate,
 17 or on his or her behalf, any part or all of such compensation, towards the nomination or
 18 election of such candidate. The prohibitions in this section shall not prevent a
 19 corporation from making a monetary contribution to a state executive committee's
 20 building fund account established under Section 4 of this Act.

21 →Section 6. KRS 121.035 is amended to read as follows:

22 (1) No corporation organized or authorized to do business in this state or in another
 23 state shall, by itself or by or through an officer, agent, attorney, or employee,
 24 subscribe, give, procure or furnish, or afterwards reimburse or compensate in any
 25 way any person who has subscribed, given, procured, or furnished, any money,
 26 privilege, favor, or other thing of value to any political or quasi-political
 27 organization, or any officer or member thereof, to be used by such organization for

1 the purpose of aiding, assisting, or advancing any candidate for public office in this
2 state in any way whatever.

3 (2) No officer, agent, attorney, or employee of any corporation organized or authorized
4 to do business in this state or in another state, or person acting for or representing
5 any such corporation, shall disburse, distribute, pay out, or in any way handle any
6 money, funds, or other thing of value that belongs to or has been or is being
7 furnished by any such corporation or any officer, agent, attorney, or employee
8 thereof to be used or employed in any way for the purpose of aiding, assisting, or
9 advancing any candidate for public office in this state in any way whatever.

10 (3) Nothing in this section shall be construed to prohibit a corporation from making
11 contributions in support of a constitutional amendment, a public question which
12 appears on the ballot, or position on an issue of public importance, or to prohibit a
13 corporation from making contributions to a state executive committee's building
14 fund account established under Section 4 of this Act. Nothing in this chapter shall
15 be construed to prohibit a not-for-profit corporation, which does not derive a
16 substantial portion of its revenue from for-profit corporations, from making
17 independent expenditures.

18 ➔Section 7. KRS 6.767 is amended to read as follows:

19 (1) For purposes of this section, "accept" means the date a contribution is
20 postmarked, if mailed, or the date of the hand delivery, if the contribution is
21 hand-delivered.

22 (2) A member of the General Assembly, candidate for the General Assembly, or his or
23 her campaign committee shall not accept a campaign contribution from a legislative
24 agent. Violation of this provision is ethical misconduct.

25 (3)~~(2)~~ A member of the General Assembly, candidate for the General Assembly, or
26 his or her campaign committee shall not, during a regular session of the General
27 Assembly, accept a campaign contribution from an employer of a legislative agent,

1 or from a permanent committee as defined in KRS 121.015. This subsection shall
2 not apply to candidates for the General Assembly in a special election held during a
3 regular session of the General Assembly. Violation of this provision is ethical
4 misconduct.

5 ~~(4)~~⁽³⁾ It shall be a complete defense under this section if the legislator, candidate, or
6 his or her campaign committee receives a campaign contribution from a legislative
7 agent or, during a regular session, from an employer or from a permanent
8 committee, which fact is unknown to the legislator, candidate, or committee at the
9 time of receipt, if the legislator, candidate, or his or her campaign committee either
10 returns the contribution within thirty (30) days of receipt, and within fourteen (14)
11 additional days makes that fact, together with the name of the contributor, amount
12 of the contribution, and the date of return or payment known, in writing to the
13 commission. It shall also be a defense if a legislator, candidate, or his or her
14 campaign committee receives a campaign contribution from a legislative agent
15 whose name does not yet appear on the list of legislative agents and their employers
16 furnished to the Legislative Research Commission if the legislator, candidate, or his
17 or her campaign committee returns the campaign contribution within thirty (30)
18 days of the Legislative Research Commission's receipt of the list bearing the name
19 of the legislative agent and all employers and makes the written disclosure to the
20 commission required in this subsection. The time periods shall be tolled upon the
21 filing with the commission of a request for an advisory opinion regarding the
22 campaign contribution. Upon the issuance of the opinion or decision not to render
23 an opinion, the time period shall resume.