

REFERENCE TITLE: campaign finance; reporting threshold; lobbyists

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SB 1048

Introduced by
Senator Kavanagh

AN ACT

AMENDING SECTION 16-926, ARIZONA REVISED STATUTES; RELATING TO CAMPAIGN CONTRIBUTIONS AND EXPENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 16-926, Arizona Revised Statutes, is amended to
3 read:

4 16-926. Campaign finance reports; contents

5 A. A committee shall file campaign finance reports with the filing
6 officer. The secretary of state's instructions and procedures manual
7 adopted pursuant to section 16-452 shall prescribe the format for all
8 reports and statements.

9 B. A campaign finance report shall set forth:

10 1. The amount of cash on hand at the beginning of the reporting
11 period.

12 2. Total receipts during the reporting period, including:

13 (a) An itemized list of receipts in the following categories,
14 including the source, amount and date of receipt, together with the total
15 of all receipts in each category:

16 (i) Contributions from in-state individuals whose contributions
17 exceed ~~\$100~~ \$200 for that election cycle, including identification of the
18 contributor's occupation and employer. Notwithstanding section 16-901,
19 paragraph 29, subdivision (a), a person whose residential address is
20 protected from public disclosure pursuant to section 16-153 is not
21 required to disclose the person's residential address and shall instead
22 provide an alternate mailing address.

23 (ii) Contributions from out-of-state individuals, including
24 identification of the contributor's occupation and employer.

25 (iii) Contributions from candidate committees.

26 (iv) Contributions from political action committees.

27 (v) Contributions from political parties.

28 (vi) Contributions from partnerships.

29 (vii) CONTRIBUTIONS FROM INDIVIDUALS WHO ARE REGISTERED PURSUANT TO
30 TITLE 41, CHAPTER 7, ARTICLE 8.1 AS AN AUTHORIZED LOBBYIST, AUTHORIZED
31 PUBLIC LOBBYIST, DESIGNATED LOBBYIST, DESIGNATED PUBLIC LOBBYIST OR
32 LOBBYIST FOR COMPENSATION.

33 ~~(vii)~~ (viii) For a political action committee or political party,
34 contributions from corporations and limited liability companies, including
35 identification of the corporation's or limited liability company's file
36 number issued by the corporation commission.

37 ~~(viii)~~ (ix) For a political action committee or political party,
38 contributions from labor organizations, including identification of the
39 labor organization's file number issued by the corporation commission.

40 ~~(ix)~~ (x) For a candidate committee, a candidate's contribution of
41 personal monies.

42 ~~(x)~~ (xi) All loans, including identification of any endorser or
43 guarantor other than a candidate's spouse, and the contribution amount
44 endorsed or guaranteed by each.

45 ~~(xi)~~ (xii) Rebates and refunds.

- 1 ~~(xiii)~~ (xiii) Interest on committee monies.
2 ~~(xiii)~~ (xiv) The fair market value of in-kind contributions
3 received.
4 ~~(xiv)~~ (xv) Extensions of credit that remain outstanding, including
5 identification of the creditor and the purpose of the extension.
6 (b) The aggregate amount of contributions from all in-state
7 individuals whose contributions do not exceed ~~\$100~~ \$200 for the election
8 cycle.
9 3. An itemized list of all disbursements in excess of \$250 during
10 the reporting period in the following categories, including the recipient,
11 the recipient's address, a description of the disbursement and the amount
12 and date of the disbursement, together with the total of all disbursements
13 in each category:
14 (a) Disbursements for operating expenses.
15 (b) Contributions to candidate committees.
16 (c) Contributions to political action committees.
17 (d) Contributions to political parties.
18 (e) Contributions to partnerships.
19 (f) For a political action committee or political party,
20 contributions to corporations and limited liability companies, including
21 identification of the corporation's or limited liability company's file
22 number issued by the corporation commission.
23 (g) For a political action committee or political party,
24 contributions to labor organizations, including identification of the
25 labor organization's file number issued by the corporation commission.
26 (h) Repayment of loans.
27 (i) Refunds of contributions.
28 (j) Loans made.
29 (k) The value of in-kind contributions provided.
30 (l) Independent expenditures that are made to advocate the election
31 or defeat of a candidate, including identification of the candidate,
32 office sought by the candidate, election date, mode of advertising and
33 distribution or publication date.
34 (m) Expenditures to advocate the passage or defeat of a ballot
35 measure, including identification of the ballot measure, ballot measure
36 serial number, election date, mode of advertising and distribution or
37 publication date.
38 (n) Expenditures to advocate for or against the issuance of a
39 recall election order or for the election or defeat of a candidate in a
40 recall election, including identification of the officer to be recalled or
41 candidate supported or opposed, mode of advertising and distribution or
42 publication date.
43 (o) Any other disbursements or expenditures.
44 4. The total sum of all receipts and disbursements for the
45 reporting period.

1 5. A certification by the committee treasurer, issued under penalty
2 of perjury, that the contents of the report are true and correct.

3 C. For the purposes of reporting under subsection B of this
4 section:

5 1. A contribution is deemed to be received either on the date the
6 committee knowingly takes possession of the contribution or the date of
7 the check or credit card payment. For an in-kind contribution of
8 services, the contribution is deemed made either on the date the services
9 are performed or the date the committee receives the services.

10 2. An expenditure or disbursement is deemed made either on the date
11 the committee authorizes the monies to be spent or the date the monies are
12 withdrawn from the committee's account. For a transaction by check, the
13 expenditure or disbursement is deemed made on the date the committee signs
14 the check. For a credit card transaction on paper, the expenditure or
15 disbursement is deemed made on the date the committee signs the
16 authorization to charge the credit card. For an electronic transaction,
17 an expenditure or disbursement is deemed made on the date the committee
18 electronically authorizes the charge. For an agreement to purchase goods
19 or services, the expenditure or disbursement is deemed made either on the
20 date the parties enter into the agreement or the date the purchase order
21 is issued.

22 3. A committee may record its transactions using any of the methods
23 authorized by this subsection but for each type of contribution,
24 expenditure or disbursement made or received, the committee shall use a
25 consistent method of recording transactions throughout the election cycle.

26 D. The amount of an in-kind contribution of services shall be equal
27 to the usual and normal charges for the services on the date performed.

28 E. If any receipt or disbursement is earmarked, the committee shall
29 report the identity of the person to whom the receipt or disbursement is
30 earmarked.

31 F. Candidate committee reports shall be cumulative for the election
32 cycle to which they relate. Political action committee and political
33 party reports shall be cumulative for a two-year election cycle ending in
34 the year of a statewide general election. If there has been no change
35 during the reporting period in an item listed in the immediately preceding
36 report, only the amount need be carried forward.

37 G. For a political action committee that receives individual
38 contributions through a payroll deduction plan, that committee is not
39 required to separately itemize each contribution received from the
40 contributor during the reporting period. In lieu of itemization, the
41 committee may report all of the following:

42 1. The aggregate amount of contributions received from the
43 contributor through the payroll deduction plan during the reporting
44 period.

45 2. The individual's identity.

1 3. The amount deducted per pay period.
2 H. An entity that makes independent expenditures or ballot measure
3 expenditures in excess of \$1,000 during a reporting period shall file an
4 expenditure report with the filing officer for the applicable reporting
5 period. Expenditure reports shall identify the candidate or ballot
6 measure supported or opposed, office sought by the candidate, if any,
7 election date, mode of advertising and first date of publication, display,
8 delivery or broadcast of the advertisement.