

SENATE BILL No. 10

January 11, 1989, Introduced by Senators SEDERBURG, EHLERS, POLLACK
and N. SMITH and referred to the Committee on Government Operations.

A bill to amend section 55 of Act No. 388 of the Public Acts
of 1976, entitled

"An act to regulate political activity; to regulate campaign
financing; to restrict campaign contributions and expenditures;
to require campaign statements and reports; to regulate anonymous
contributions; to regulate campaign advertising and literature;
to provide for segregated funds for political purposes; to pro-
vide for the use of public funds for political purposes; to
create a state campaign fund; to provide for reversion of, or
refunding of, unexpended balances; to require reports; to provide
appropriations; to prescribe penalties; and to repeal certain
acts and parts of acts,"

being section 169.255 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 55 of Act No. 388 of the Public Acts of
2 1976, being section 169.255 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 55. (1) A corporation or joint stock company formed
5 under the laws of this or another state or foreign country may

1 make an expenditure for the establishment and administration OF
2 and solicitation of contributions to a separate segregated fund
3 to be used for political purposes. A fund established under this
4 section shall be limited to making contributions to, and expendi-
5 tures on behalf of, candidate committees, ballot question commit-
6 tees, political party committees, and independent committees.

7 (2) Contributions for a fund established by a corporation or
8 joint stock company under this section may be solicited from any
9 of the following persons or their spouses:

10 (a) Stockholders of the corporation.

11 (b) Officers and directors of the corporation.

12 (c) Employees of the corporation who have policy-making,
13 managerial, professional, supervisory, or administrative noncler-
14 ical responsibilities.

15 (3) Contributions for a fund established under this section
16 by a corporation which is nonprofit may be solicited from any of
17 the following persons or their spouses:

18 (a) Members of the corporation who are individuals.

19 (b) Stockholders of members of the corporation.

20 (c) Officers or directors of members of the corporation.

21 (d) Employees of the members of the corporation who have
22 policy-making, managerial, professional, supervisory, or adminis-
23 trative nonclerical responsibilities.

24 (4) Contributions shall not be obtained for a fund estab-
25 lished under this section by use of coercion, BY USE OF physical
26 force, ~~or~~ as a condition of employment or membership, or by

1 using or threatening to use job discrimination or financial
2 reprisals.

3 (5) A CONTRIBUTION FROM A FUND ESTABLISHED PURSUANT TO THIS
4 SECTION TO A CANDIDATE COMMITTEE SHALL ONLY BE MADE DURING THE
5 TIME BEGINNING THE DAY AFTER THE FILING DEADLINE FOR THE OFFICE
6 FOR WHICH THE PERSON IS A CANDIDATE THROUGH THE DAY BEFORE THE
7 ELECTION FOR THAT OFFICE.

8 (6) ~~(5) A person~~ AN INDIVIDUAL who knowingly violates this
9 section is guilty of a felony ~~and shall be punished~~ PUNISHABLE
10 by a fine of not more than \$5,000.00 or ~~imprisoned~~ IMPRISONMENT
11 for not more than 3 years, or both. ~~, and if the~~ A person ~~is~~
12 other than an individual ~~, the person shall be fined~~ WHO KNOW-
13 INGLY VIOLATES THIS SECTION IS GUILTY OF A FELONY PUNISHABLE BY A
14 FINE OF not more than \$10,000.00.