

SENATE BILL No. 11

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

A bill to amend sections 4 and 7 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 provide 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 sections 169.204 and 169.207 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 4 and 7 of Act No. 388 of the Public
2 Acts of 1976, being sections 169.204 and 169.207 of the Michigan
3 Compiled Laws, are amended to read as follows:

1 Sec. 4. (1) "Contribution" means a payment, gift,
2 HONORARIUM, subscription, assessment, expenditure, contract,
3 payment for services, dues, advance, forbearance, loan, donation,
4 pledge or promise of money or anything of ascertainable monetary
5 value, whether or not conditional or legally enforceable, or a
6 transfer of anything of ascertainable monetary value to a person,
7 made for the purpose of influencing the nomination or election of
8 a candidate, or for the qualification, passage, or defeat of a
9 ballot question. An offer or tender of a contribution is not a
10 contribution if expressly and unconditionally rejected or
11 returned.

12 (2) Contribution includes the purchase of tickets or payment
13 of an attendance fee for events such as dinners, luncheons, ral-
14 lies, testimonials, and similar fund raising events; an
15 individual's own money or property other than the individual's
16 homestead used on behalf of that individual's candidacy; the
17 granting of discounts or rebates not available to the general
18 public; or the granting of discounts or rebates by broadcast
19 media and newspapers not extended on an equal basis to all candi-
20 dates for the same office.

21 (3) Contribution does not include:

22 (a) Volunteer personal services provided without compensa-
23 tion, or payments of costs incurred of less than \$250.00 in a
24 calendar year by an individual for personal travel expenses if
25 the costs are voluntarily incurred without any understanding or
26 agreement that the costs shall be, directly or indirectly,
27 repaid.

1 (b) Amounts received pursuant to a pledge or promise to the
2 extent that the amounts were previously reported as a
3 contribution.

4 (c) Food and beverages, not to exceed \$50.00 in value during
5 a calendar year, which are donated by an individual and for which
6 reimbursement is not given.

7 Sec. 7. (1) "Filed" means the receipt by the appropriate
8 filing official of a statement or report required to be filed
9 under this act.

10 (2) "Filer" means a person required to file a statement or
11 report pursuant to this act.

12 (3) "Filing official" means the official designated pursuant
13 to this act to receive required statements and reports.

14 (4) "Fund raising event" means an event such as a dinner,
15 reception, testimonial, rally, auction, bingo, or similar affair
16 through which contributions are solicited or received by purchase
17 of a ticket, payment of an attendance fee, donations, ~~or~~
18 PURCHASE OF chances for prizes, or ~~through~~ purchase of goods or
19 services.

20 (5) "Gift" means a payment, subscription, advance, forbear-
21 ance, rendering, or deposit of money, services, or anything of
22 value, unless consideration of equal or greater value is given
23 therefor.

24 (6) "HONORARIUM" MEANS A PAYMENT OF MONEY OR ANYTHING OF
25 VALUE RECEIVED BY A CANDIDATE, IF IT IS ACCEPTED AS CONSIDERATION
26 FOR AN APPEARANCE, SPEECH, OR ARTICLE. AN HONORARIUM DOES NOT
27 INCLUDE REIMBURSEMENT FOR THE COST OF TRANSPORTATION,

1 ACCOMMODATIONS, AND MEALS FOR THE CANDIDATE AND THE CANDIDATE'S
2 SPOUSE.