

# SENATE BILL No. 1368

June 2, 2010, Introduced by Senators JACOBS, SWITALSKI, ANDERSON, BRATER, HUNTER, CLARK-COLEMAN and PRUSI and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 54 (MCL 169.254), as amended by 1995 PA 264.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 54. (1) Except with respect to the exceptions and  
2 conditions in subsections (2) and (3) and section 55, and to loans  
3 made in the ordinary course of business, a corporation, joint stock  
4 company, domestic dependent sovereign, or labor organization shall  
5 not make a contribution or expenditure or provide volunteer  
6 personal services that are excluded from the definition of a  
7 contribution pursuant to section 4(3)(a).

8           (2) An officer, director, stockholder, attorney, agent, or any  
9 other person acting for a labor organization, a domestic dependent

1 sovereign, or a corporation or joint stock company, whether  
2 incorporated under the laws of this or any other state or foreign  
3 country, except corporations formed for political purposes, shall  
4 not make a contribution or expenditure or provide volunteer  
5 personal services that are excluded from the definition of a  
6 contribution pursuant to section 4(3)(a).

7 (3) A corporation, joint stock company, domestic dependent  
8 sovereign, or labor organization may make a contribution to a  
9 ballot question committee subject to this act. ~~A-SUBJECT TO~~  
10 **SECTIONS 55A, 55B, 55C, AND 55D, A** corporation, joint stock  
11 company, domestic dependent sovereign, or labor organization may  
12 make an independent expenditure in any amount for the  
13 qualification, passage, or defeat of a ballot question. A  
14 corporation, joint stock company, domestic dependent sovereign, or  
15 labor organization that makes an independent expenditure under this  
16 subsection is considered a ballot question committee for the  
17 purposes of this act.

18 (4) A person who knowingly violates this section is guilty of  
19 a felony punishable, if the person is an individual, by a fine of  
20 not more than \$5,000.00 or imprisonment for not more than 3 years,  
21 or both, or, if the person is not an individual, by a fine of not  
22 more than \$10,000.00.

23 Enacting section 1. This amendatory act does not take effect  
24 unless all of the following bills of the 95th Legislature are  
25 enacted into law:

26 (a) Senate Bill No. 1364.

27

1 (b) Senate Bill No. 1362.

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3 (c) Senate Bill No. 1363.

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5 (d) Senate Bill No. 1361.

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