



Louisiana Clerks
OF COURT ASSOCIATION

CLERKS ONLY

2025 Legislative Update

Clerks Institute – Wednesday, August 13, 2025

Act	Bill No	Author	CLERKS' ONLY	Effective Date	Page #
301	HB 674	Beaillieu	ETHICS/CODE: Provides for revisions to the Code of Governmental Ethics	06/11/2025	3
374	HB 526	J Landry	PUBLIC PRINTING: Provides that a website established and maintained by the commissioner of administration shall be the official journal of the state and requires him to post certain information about boards and commissions on it	07/01/2027	27
398	HB 693	Wright	CAMPAIGN FINANCE: Provides for revisions to the Campaign Finance Disclosure Act		37
	HR 326	Illeg	ELECTED OFFICIALS: Requests the House Committee on House and Governmental Affairs to study the salary structure of all state and local elected officials and university administrator		122
	SR 205	Luneau	ELECTED OFFICIALS: Requests the Senate Committee on Senate and Governmental Affairs to study the salary structure and total compensation of all state and local elected officials and university administrators.		124

2025 Regular Session

ACT No. 301

HOUSE BILL NO. 674 (Substitute for House Bill No. 397 by Representative Beaulieu)

BY REPRESENTATIVE BEAULLIEU

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

AN ACT

To amend and reenact R.S. 42:1102(22), 1113(D)(2)(d), 1115.2(B)(1)(c), 1123(16) and (26), 1124(C)(1) and (2) and (E), 1124.2(D) and (E), 1124.3(C)(1)(a)(introductory paragraph) and (b), 1124.4(D)(3), 1124.6(A)(2), 1134(I), 1141(B)(1) and (C), 1141.2(A), and 1141.4(B)(2), (C), and (E) through (H), to enact R.S. 42:1102(24) and (25), 1111(A)(7), (8), and (9), 1113(A)(1)(c), 1115.2(C), 1121(J), 1123(48) through (50), 1134(N)(3), 1141(D) through (H), and 1141.4(B)(3), and to repeal R.S. 42:1141.4(D)(2), relative to the revision of the system of laws providing for governmental ethics; to make revisions to the Code of Governmental Ethics; to provide for definitions; to provide for payments made to certain public servants from nonpublic sources; to provide for prohibited contractual arrangements; to provide for limitations on food and drink; to provide for admission to events, lodging, and travel; to provide for the calculation of the value of air travel; to provide for exceptions to restrictions provided for in the Code of Governmental Ethics; to provide for financial disclosure statements and the contents thereof; to provide for the procedure and requirements for the assessment of penalties for the failure to file or timely file or omit information from a required report; to provide for the duties of the Board of Ethics and the Ethics Adjudicatory Board; to provide for eligibility to serve on the Ethics Adjudicatory Board; to provide for the contents of reports by the Board of Ethics regarding the administration of the Code of Governmental Ethics; to provide for the conduct of educational seminars; to provide for procedures related to the receipt of complaints and the conduct of investigations and hearings; to provide for

1 required notices; to provide for the issuance of subpoenas; and to provide for related
2 matters.

3 Be it enacted by the Legislature of Louisiana:

4 Section 1. R.S. 42:1102(22), 1113(D)(2)(d), 1115.2(B)(1)(c), 1123(16) and (26),
5 1124(C)(1) and (2) and (E), 1124.2(D) and (E), 1124.3(C)(1)(a)(introductory paragraph) and
6 (b), 1124.4(D)(3), 1124.6(A)(2), 1134(I), 1141(B)(1) and (C), 1141.2(A), and 1141.4(B)(2),
7 (C), and (E) through (H) are hereby amended and reenacted and R.S. 42:1102(24) and (25),
8 1111(A)(7), (8), and (9), 1113(A)(1)(c), 1115.2(C), 1121(J), 1123(48) through (50),
9 1134(N)(3), 1141(D) through (H), and 1141.4(B)(3) are hereby enacted to read as follows:

10 §1102. Definitions

11 Unless the context clearly indicates otherwise, the following words and
12 terms, when used in this Chapter, shall have the following meanings:

13 * * *

14 (22)(a) "Thing of economic value" means money or any other thing having
15 economic value, ~~except promotional items having no substantial resale value;~~
16 ~~pharmaceutical samples, medical devices, medical foods, and infant formulas in~~
17 ~~compliance with the Food, Drug, and Cosmetic Act, 21 U.S.C. 301 et seq., provided~~
18 ~~to a physician, health care professional, or appropriate public employee for the~~
19 ~~administration or dispensation to a patient at no cost to the patient; food, drink, or~~
20 ~~refreshments consumed by a public servant, including reasonable transportation and~~
21 ~~entertainment incidental thereto, while the personal guest of some person, and, with~~
22 ~~reference to legislators and employees in the legislative branch of state government~~
23 ~~only, reasonable transportation when organized primarily for educational or~~
24 ~~informational purposes, including food and drink incidental thereto; and includes but~~
25 is not limited to:

26 (i) Any loan, except a bona fide loan made by a duly licensed lending
27 institution at the normal rate of interest, any property interest, interest in a contract,
28 merchandise, service, and any employment or other arrangement involving a right
29 to compensation.

1 (ii) Any option to obtain a thing of economic value, irrespective of the
2 conditions to the exercise of such option.

3 (iii) Any promise or undertaking for the present or future delivery or
4 procurement of a thing of economic value.

5 (b) In the case of an option, promise, or undertaking, the time of receipt of
6 the thing of economic value shall be deemed to be, respectively, the time the right
7 to the option becomes fixed, regardless of the conditions to its exercise, and the time
8 when the promise or undertaking is made, regardless of the conditions to its
9 performance.

10 (c) Things of economic value shall not include any of the following:

11 (i) salary Salary and related benefits of the public employee due to his public
12 employment or salary and other emoluments of the office held by the elected official.
13 Salary and related benefits of public employees of higher education institutions,
14 boards, or systems shall include any supplementary compensation, use of property,
15 or other benefits provided to such employees from funds or property accruing to the
16 benefit of the institution, board, or system, as approved by the appropriate policy or
17 management board, from an alumni organization recognized by the management
18 board of a college or university within the state or from a foundation organized by
19 the alumni or other supportive individuals of a college or university within the state
20 the charter of which specifically provides that the purpose of the foundation is to aid
21 said college or university in a philanthropic manner.

22 (ii) Promotional items having no substantial resale value.

23 (iii) Pharmaceutical samples, medical devices, medical foods, and infant
24 formulas in compliance with the Food, Drug, and Cosmetic Act, 21 U.S.C. 301 et
25 seq., provided to a physician, health care professional, or appropriate public
26 employee for the administration or dispensation to a patient at no cost to the patient.

27 (iv) Food, drink, or refreshments consumed by a public servant, including
28 reasonable transportation and entertainment incidental thereto, while the personal
29 guest of some person.

(v) With reference to legislators and employees in the legislative branch of state government only, reasonable transportation when organized primarily for educational or informational purposes, including on-site inspections, and including food and drink incidental thereto.

(vi) With reference to legislators only, reasonable transportation organized primarily for making a public speech.

~~(d)(i) With reference to legislators and employees in the legislative branch of state government only, and for purposes of this Section, "reasonable transportation", when organized primarily for educational or for informational purposes, including on-site inspections, shall include transportation to any point within the boundaries of this state, including the territorial waters thereof, and to any offshore structure located on the outer continental shelf seaward of such territorial waters and offshore of Louisiana. With reference to employees in the legislative branch of state government, such transportation shall only be for official legislative purposes and shall have prior approval from the presiding officer of the respective house wherein such legislative employee is employed.~~

~~(ii) With references to legislators only, "reasonable transportation", when organized primarily for entertainment purposes incidental to food, drink, or refreshments, shall include transportation to any point within this state that is within a fifty-mile radius of the perimeter of the legislator's district, or within a fifty-mile radius of the perimeter of the parish wherein the state capitol is located if the legislator is conducting official business in said parish.~~

* * *

(24) "Public speech" means a speech, or other oral presentation, including a panel discussion, or radio or television appearance before the public at large, or before any civic, political, religious, or educational group or organization or an organization qualified for an exemption from federal income tax under Section 501 of the Internal Revenue Code by a member of the legislature in his capacity as a legislator.

(25)(a) With reference to employees in the legislative branch of state government only, "reasonable transportation" means transportation organized primarily for educational or for informational purposes, including on-site inspections, to any state, territory, or commonwealth of the United States, to the territorial waters of Louisiana, and to any offshore structure located on the outer continental shelf seaward of such territorial waters and offshore of Louisiana, if such transportation is for official legislative purposes and receives prior approval from the presiding officer of the respective house by which such legislative employee is employed.

(b) With reference to legislators only, "reasonable transportation" means transportation:

(i) Organized primarily for educational or for informational purposes, including on-site inspections, to any state, territory, or commonwealth of the United States, to the territorial waters of Louisiana, and to any offshore structure located on the outer continental shelf seaward of such territorial waters and offshore of Louisiana.

(ii) Organized primarily for entertainment purposes incidental to food, drink, or refreshments to any point within this state that is within a fifty-mile radius of the perimeter of the legislator's district, or within a fifty-mile radius of the perimeter of the parish wherein the state capitol is located.

(iii) Organized primarily for making a public speech from the legislator's home or the capitol, to and from the site of the public speech from the sponsoring group or organization, provided that the public speech is given in any state, territory, or commonwealth of the United States or any country in North America.

* * *

§1111. Payment from nonpublic sources

A. Payments for services to the governmental entity.

* * *

(7) Any compensation paid to any public school teacher, administrator, or supervisor, including kindergarten through the twelfth grade and postsecondary

education instructional faculty and administrators from any agency participating in a state or statewide public retirement system shall be deemed for purposes of this Part as compensation from his governmental entity to which he is duly entitled. Such services shall be deemed for purposes of this Part to be performed for the benefit of his governmental entity, although the time spent in such matters shall not be deemed as hours worked for his governmental entity.

(8) Any award or stipend provided to any public school teacher or administrator for his participation with any nonprofit provider of teacher or public-school administrator certification, shall be deemed for purposes of this Part as compensation from his governmental entity to which he is duly entitled. For the purposes of this Part, the services for which the award or stipend is received shall be deemed to be performed for the benefit of the public school.

(9) Any stipend provided to any public school athletic trainer for services performed for the benefit of his governmental entity paid for by a private entity that provides for the health and safety of student athletes and that does not receive third party reimbursements shall be deemed for purposes of this Part as compensation from his governmental entity to which he is duly entitled.

* * *

§1113. Prohibited contractual arrangements; exceptions; reports

A.(1)

* * *

(c)(i) This Paragraph shall not prohibit a public servant, any member of the public servant's immediate family, or a legal entity in which the public servant has an interest from obtaining basic governmental services from his agency, or entering into transactions arising from the administration or enforcement of basic governmental regulations by his agency, which services or regulations are applicable to members of the general public.

(ii) For purposes of this Section, "basic governmental services" shall include water, sewer, solid waste disposal, police protection, fire protection, public education, recreation, and other similar services afforded to the general public.

(iii) For purposes of this Section, "basic governmental regulations" include taxation, permitting, licensing, inspections, code enforcement, law enforcement, and other similar regulations applicable to the general public.

* * *

D.

* * *

(2) The provisions of this Subsection shall not prohibit the following:

* * *

(d) Except as otherwise specifically provided for in this Paragraph, completion ~~Completion~~ of any contract which, at the time it was entered into, was not prohibited by the provisions of this Subsection; however, no such contract shall be renewed except ~~as specifically provided for in this Paragraph~~ that a contract containing an option by state government to extend the contract may be renewed if all of the following apply:

(i) The option is at state government's discretion.

(ii) The contract renewal does not change the initial terms of the contract, including the services provided and the price.

(iii) State government is not otherwise prohibited from exercising the option to extend the term of the contract.

* * *

§1115.2. Admission to events; lodging; travel

* * *

B.(1) Any public servant who accepts complimentary admission, lodging, or transportation, or reimbursement for such expenses, shall file with the Board of Ethics, within sixty days after such acceptance, a certification, on a form designed by the board, disclosing all of the following:

* * *

(c) The amount expended on his behalf or reimbursed by the person for admission, lodging, and transportation. The amount expended on air transportation by private aircraft shall calculated as provided in Subsection C of this Section.

* * *

1 C. The amount expended on air transportation by private aircraft shall be
 2 calculated by any of the following methods:

3 (1) The cost of any of the following:

4 (a) The lower unrestricted and nondiscounted commercial, first class or
 5 business class, airfare for a flight comparable in departure location, destination, and
 6 time of travel, in the case of travel between locations served by regularly scheduled
 7 first class or business class commercial airline service.

8 (b) The lowest unrestricted and nondiscounted commercial, coach airfare for
 9 a flight comparable in departure location, destination, and time of travel, in the case
 10 of travel between locations not served by regularly scheduled first class or business
 11 class commercial airline service.

12 (c) The normal and usual charter fare or rental charge for a comparable
 13 aircraft of sufficient size to accommodate all travelers including security personnel,
 14 if applicable, in the case of travel to or from a city not regularly served by regularly
 15 scheduled commercial airline service.

16 (2) The actual cost of the private flight divided by the number of passengers.

17 (3) Any methodology accepted under generally accepted accounting
 18 principles or generally accepted auditing standards.

19 (4) Any methodology consistent with any provisions of the Code of Federal
 20 Regulations that values air transportation by private or non-commercial aircraft.

21 * * *

22 §1121. Assistance to certain persons after termination of public service

23 * * *

24 J. The provisions of this Section shall not prohibit a former commissioner
 25 of the Ernest N. Morial - New Orleans Exhibition Hall Authority with at least thirty
 26 years of work experience in hospitality or hotel management serving as a
 27 commissioner on January 1, 2025, from being employed by the authority regardless
 28 of when his public service terminated upon a finding by the board of commissioners

of the authority that circumstances require such action. The provisions of this Subsection shall terminate on December 31, 2025.

* * *

§1123. Exceptions

This Part shall not preclude:

* * *

(16)(a) ~~Notwithstanding the provisions of R.S. 42:1102(22), when~~ When making a public speech, the acceptance by a member of the legislature of food, refreshments, and lodging reasonably related to making such speech, as well as reasonable transportation ~~from his home, or the capitol, to and from the site of the speaking engagement from the sponsoring group or organization,~~ provided the public speech is given in any state, territory, or commonwealth of the United States, ~~or Canada~~ any country in North America, the territorial waters of Louisiana, or any offshore structure located on the outer continental shelf seaward of such territorial waters and offshore of Louisiana, and provided such member of the legislature, if making the speech outside this state, including the territorial waters thereof, and any offshore structure located on the outer continental shelf seaward of such territorial waters and offshore of Louisiana, files a statement with the Board of Ethics, within sixty days of making such public speech, disclosing the name of the sponsoring group or organization and the amount expended on his behalf by the sponsoring group or organization on food and refreshments, lodging, and transportation. The statement shall include a certification by the member of the legislature filing it that the information contained in the statement is true and correct to the best of his knowledge, information, and belief.

(b) For the purposes of this Paragraph, the phrase "public speech" shall mean a speech, or other oral presentation, including a panel discussion, or radio or television appearance before the public at large, or before any civic, political, religious, educational, or eleemosynary group or organization by a member of the legislature in his capacity as a legislator.

* * *

(26)(a) The acceptance by a public servant of anything of economic value as a gift or gratuity from any person when the value of such gift or gratuity does not exceed ~~one~~ two hundred dollars per event, for flowers or a donation to an organization qualified for an exemption from federal income tax under Section 501 of the Internal Revenue Code ~~in connection with~~ in sympathy of the death of a member of the immediate family of a public servant.

(b)(i) The acceptance by a public servant of seasonal or holiday foods or non-alcoholic beverages that commemorate a religious or state holiday from any person if the value of such foods and beverages does not exceed the value provided for in R.S. 42:1115.1(C) per holiday.

(ii) If the food or drink is given to more than one public servant, the value of the food or drink provided to a public servant shall be determined by dividing the total cost of the food or drink provided by the total number of public servants to whom the food or drink is given.

(b) (c) The acceptance by a public servant employed by a prekindergarten, kindergarten, elementary, or secondary school of anything of economic value as a gift from or on behalf of a student or former student when the value of the gift does not exceed twenty-five dollars and the aggregate value of all gifts from or on behalf of any one person pursuant to this Subparagraph does not exceed seventy-five dollars in a calendar year.

* * *

(48) A member of the Louisiana Racing Commission or the Executive Director of the Louisiana Racing Commission from being an owner of a racehorse which participates in any race meeting licensed by the Louisiana Racing Commission or from being an owner of a horse that sired or bred a racehorse that participates in a race meeting licensed by the Louisiana Racing Commission, or from participating in a breeder or stallion award.

(49) A peace officer, as defined in R.S. 40:2402, or fireman, as defined in R.S. 40:1665, or his immediate family member may receive any thing of economic value from an organization qualified for an exemption from federal income tax under

Section 501 of the Internal Revenue Code or a fund administered by such an organization as a member of a charitable class for the purpose of offsetting economic losses suffered by the peace officer or fireman or his immediate family member.

(50) A member or former member of the State Mineral and Energy Board from posting a bond or other security required by law or by the Department of Energy and Natural Resources.

* * *

§1124. Financial disclosure; statewide elected officials; certain public servants

* * *

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information:

(1) The full name and ~~residence~~ mailing address of the individual who is required to file.

(2) The full name of the individual's spouse, if any, and the spouse's occupation ~~and principal business address.~~

* * *

E. The financial statement shall be filed electronically with the Board of Ethics through the Board of Ethics Computerized Data Management System and shall be accompanied by the certification of the individual filing it certifying that the information contained in the financial statement is true and correct to the best of his knowledge, information, and belief. The financial statement shall be a public record, subject to the provisions of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950.

* * *

§1124.2. Financial disclosure; certain elected officials; members of certain boards and commissions; ethics administrator

* * *

D. When an amount is required to be disclosed pursuant to this Section, it shall be sufficient to report the amount by the following categories:

(a) Category I, less than ~~\$5,000~~ \$10,000.

(b) Category II, ~~\$5,000-\$24,999~~ \$10,000 to \$49,999.

(c) Category III, ~~\$25,000-\$100,000~~ \$50,000 to \$100,000.

(d) Category IV, more than \$100,000.

E. The financial statement shall be filed electronically with the Board of Ethics through the Board of Ethics Computerized Data Management System and shall be accompanied by the certification of the individual filing it certifying that the information contained in the financial statement is true and correct to the best of his knowledge, information, and belief. The financial statement shall be a public record, subject to the provisions of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950.

* * *

§1124.3. Financial disclosure; certain elected officials, voting districts of under five thousand

* * *

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information:

(1)(a) Any and all income exceeding ~~two hundred fifty~~ five hundred dollars received during the immediately preceding calendar year by the individual who is required to file or the spouse of such individual which is received from any of the following:

* * *

(b) Any and all income exceeding ~~two hundred fifty~~ five hundred dollars received during the immediately preceding calendar year by any business in which the individual required to file or his spouse, individually or collectively, owns at least ten percent, which is received for services performed for or in connection with a gaming interest as defined in R.S. 18:1505.2(L)(3)(a).

* * *

§1124.4. Penalties

* * *

D.

* * *

(3)(a) Findings pursuant to this Section shall be made by the board at a

1 public hearing conducted for that purpose.

2 (b) Any public hearing conducted pursuant to this Section shall be conducted
3 in accordance with the provisions of this Chapter no earlier than thirty days after the
4 person who is the subject of the hearing has received notice by certified mail
5 advising the person of the hearing date, time, and location, and advising the person
6 that he may exercise his constitutional right to counsel and may exercise his
7 constitutional right not to incriminate himself.

8 (c) The board shall provide the person who is the subject of the hearing, no
9 later than fifteen days before the hearing, with a copy of the report of the staff to the
10 board regarding the person's alleged failure to file or failure to timely file, a copy of
11 all information gathered by the board related to the alleged failure to file or failure
12 to timely file, and a copy of all potential exhibits to be introduced at the hearing.

13 (d) The person who is the subject of the hearing shall have the power and
14 authority to subpoena witnesses and compel the production of books, records, and
15 papers.

16 (e) The board shall, before the hearing, grant the person subject to the
17 hearing an opportunity to submit a brief statement in response to the report of the
18 staff.

19 (f) The board shall, at the election of the person subject to the hearing,
20 permit the person to appear for the hearing or to address the board in person, by
21 telephone, or by videoconference.

22 (g) The board shall, after the hearing, grant the person subject to the hearing
23 an opportunity to address, orally or in writing, the final report of the staff, the
24 evidence presented at the hearing, and any factual or legal issues relevant to the
25 alleged violation by the person subject to the hearing.

26 (h) The hearing shall be recorded at the expense of the board.

27 * * *

§1124.6. Disclosure statements; certain agency heads and appointees to state boards
and commissions

A.

* * *

(2) Each person who is appointed to a state board or commission, who is subject to annual financial statements as required by R.S. 42:1124.2.1, and who made a contribution or loan in excess of ~~one~~ two thousand dollars to a campaign of the official who appointed him shall disclose to the board his date of appointment, the amount of any compensation provided for such position, the name of the candidate to whom a contribution or loan was made, and the amount of any such contribution or loan. Each such person shall include the information required by this Subsection on the annual financial statement that is required by this Part.

* * *

§1134. Powers, duties, and responsibilities of the board

* * *

I. The board shall provide semi-annual reports and information to the governor, the legislature, and to governing authorities concerning the administration of this Chapter within its jurisdiction and conflict of interest matters generally. The board shall include in its reports all of the following:

(1) Aggregated data regarding investigations, including:

(a) Aggregated data regarding the number of complaints received.

(b) Aggregated data regarding the number of investigations.

(c) Aggregated data regarding the number and value of penalties and fees.

(d) Aggregated data regarding the number and value of penalty and fee waivers.

(e) Aggregated data regarding the number and nature of court and Ethics Adjudicatory Board proceedings regarding investigations.

(f) Aggregated data regarding categories of alleged violations yielding investigations.

(2) Aggregated data regarding charges issued, including:

1 (a) Aggregated data regarding the number of charges.

2 (b) Aggregated data regarding the length of proceedings resulting from
3 charges.

4 (c) Aggregated data regarding categories of alleged violations yielding
5 charges.

6 (3) Advisory opinions issued by the board.

7 (4) Judgments and opinions by the Ethics Adjudicatory Board and by state
8 and federal courts interpreting this Chapter.

9 * * *

10 N.

11 * * *

12 (3) The board shall conduct educational seminars specifically designed to
13 educate persons involved in filing campaign finance disclosures, including
14 committee chairmen and treasurers, professional campaign managers, public
15 relations firms and advertising agencies, attorneys, and certified professional
16 accountants, regarding the Campaign Financial Disclosure Act. The board shall
17 make reasonable efforts to assure that the seminars qualify for continuing legal
18 education credits and continuing education credits for certified public accountants.

19 * * *

20 §1141. Complaints and investigations

21 * * *

22 B.(1)(a) The Board of Ethics shall consider any signed sworn complaint
23 from any elector, hereinafter referred to as complainant, concerning a violation of
24 this Chapter which is within its jurisdiction or the regulations or orders issued by the
25 Board of Ethics, or may, by a two-thirds majority vote of its membership, consider
26 any matter which it has reason to believe may be a violation of this Chapter.
27 Additionally, the board may consider any matter which it has reason to believe may
28 be a violation of any other provision of law within its jurisdiction as provided in this
29 Subsection or as may be otherwise provided by law. However, the board shall not
30 use information contained in a request for an advisory opinion as the basis to initiate

an investigation.

(b) The board, after considering the matter, shall determine by a two-thirds majority vote of its membership whether there is probable cause to believe that a violation of this Chapter or other law within the board's jurisdiction has occurred. In determining probable cause, the board shall consider whether the totality of known circumstances is sufficient to justify the belief that the respondent has committed a violation.

(c)(i) If the board determines that there is probable cause to believe that a violation has occurred, ~~A~~ a certified copy of the vote; a detailed explanation of the matter; including the specific factual allegations upon which the board based its decision to investigate; and a copy of any complaint received by the board, from which the name of the complainant has been redacted, shall be sent by certified mail to the accused and the complainant within ten days after the vote occurs or after receipt of a signed sworn complaint.

(ii) The detailed explanation of the matter shall be prefaced by advising the respondent that he may exercise his constitutional right to counsel and may exercise his constitutional right not to incriminate himself.

(d) The chairman of the Board of Ethics may assign a matter to the appropriate panel for investigation, in which case the panel shall conduct a private investigation to elicit evidence upon which the panel shall determine whether to recommend to the board that a public hearing be conducted or that a violation has not occurred.

~~(b)~~ (e) The board shall provide a person who has filed a non-sworn complaint with only a notification stating the final disposition of the complaint.

* * *

C.(1)(a) ~~Upon receiving a sworn complaint or voting to consider a matter~~
determining that an investigation is warranted as provided in Subsection B of this
Section, a private investigation shall be conducted to elicit evidence upon which the
Board of Ethics shall determine whether a public hearing should be conducted or that
a violation has not occurred. The accused and the complainant shall be given written

1 notification of the commencement of the investigation not less than ten days prior
2 to the date set for the commencement of the investigation.

3 (b)(i) For purposes of an investigation, the Board of Ethics or the ethics
4 administrator may require the submission under oath of written reports or answers
5 to questions, or subpoena or compel the production of any books, records, and papers
6 which the board or the ethics administrator deems relevant or material to the
7 investigation or hearing. The board or ethics administrator shall require the
8 submission under oath of written reports or answers to questions, or subpoena or
9 compel the production of any books, records, and papers only upon a finding that the
10 importance of the information sought outweighs the burden of producing the
11 information.

12 (ii) The ethics administrator shall provide to the Board of Ethics a monthly
13 report of the number of subpoenas issued by the board and the ethics administrator
14 in the prior month.

15 (c) The subject of the investigation or any witness upon whom written
16 questions have been propounded shall serve a copy of the written answers and
17 objections, if any, within thirty days after the service of the questions.

18 (d) The subject of the investigation or any witness upon whom a subpoena
19 has been served to compel the production of books, records, or papers shall serve a
20 copy of the responses and objections, if any, within thirty days after the service of
21 the subpoena.

22 (e) The subject of the investigation or any witness upon whom a subpoena
23 has been served requiring the submission under oath of written reports shall produce
24 the written reports within thirty days after the service of the subpoena.

25 (f) The Board of Ethics shall promptly provide the subject of the
26 investigation with a copy of questions propounded or subpoenas served upon any
27 witness, as well as any answers, objections, books, records, or papers, or written
28 reports produced, or transcripts or recordings of answers to questions produced under
29 oath.

30 (g) Any demand, request, or subpoena propounded upon the subject of the

1 investigation or witness, orally or in writing, shall be prefaced by advising the
2 subject of the investigation or witness that he may exercise his constitutional right
3 to counsel and may exercise his constitutional right not to incriminate himself.

4 (h) An oral examination under oath shall be conducted under conditions
5 agreed upon by the subject of the investigation or witness, including that the
6 examination occur in a certain place, at a certain time, or by phone or
7 videoconference, and with counsel present, that the examination be transcribed or
8 audio recorded, and that the subject of the investigation or witness promptly receive
9 a copy of the transcript or audio recording.

10 (i) The Board of Ethics shall adopt rules providing for discovery consistent
11 with Chapter 3 of Title III of Book II of the Code of Civil Procedure and as
12 constrained by this Subsection, to the extent and in the manner appropriate to its
13 proceedings.

14 ~~(2) After the investigation has been completed, the Board of Ethics shall~~
15 ~~determine whether a public hearing should be conducted to receive evidence and to~~
16 ~~determine whether any violation of any provision of law within its jurisdiction has~~
17 ~~occurred. If a violation has not occurred, the defendant and the complainant shall be~~
18 ~~notified within ten days of the ruling.~~ (a) The Board of Ethics shall, after the
19 investigation and prior to determining whether a hearing should be conducted, grant
20 the person subject to the investigation an opportunity to address, orally or in writing,
21 the final report of the staff, the information gathered during the investigation, and
22 any factual or legal issues relevant to the alleged violation by the person subject to
23 the investigation.

24 (b) The Board of Ethics shall, at the election of the person subject to the
25 investigation, permit the person to address the board in person, by telephone, or by
26 videoconference.

27 D.(1)(a) In case of contumacy or refusal to obey a subpoena issued to any
28 public servant or other person, any district court of this state within the jurisdiction
29 of which the public servant or other person resides, upon application by the Board
30 of Ethics shall have jurisdiction to issue to such public servant or other person an

1 order requiring him to produce books, records, or papers, or to require the
2 submission under oath of written reports or answers to questions concerning the
3 matter under consideration.

4 (b) The district court shall subpoena or compel the production of books,
5 records, or papers, or require the submission under oath of written reports or answers
6 to questions, only upon a finding that the importance of the information sought
7 outweighs the burden of producing the information.

8 (2) Upon motion by the subject of the investigation, a prospective witness,
9 or any person whose books, records, papers, or other documents are the subject of
10 any subpoena, and for good cause shown, any district court within the jurisdiction
11 of which the movant resides may make any order which justice requires to protect
12 such person from undue burden or expense, including one or more of the following:

13 (a) That the inquiry not be had.

14 (b) That the inquiry may be had only upon specified terms and conditions
15 including a designation of the time and place.

16 (c) That the inquiry shall be conducted by a method other than selected by
17 the Board of Ethics.

18 (d) That certain matters not be inquired into or that the scope of the inquiry
19 be limited to certain matters.

20 (e) That the inquiry be conducted with no one present except persons
21 designated by the court.

22 (3) The Board of Ethics shall waive, upon written request by the affected
23 party, any right to be served by any means other than email transmission, and shall
24 provide an email address at which the Board of Ethics shall accept service.

25 (4) Any failure to obey such order of the court may be deemed by the district
26 court to be contempt of court.

27 (5) The district court, upon denying any application made pursuant to this
28 Subsection, may order the movant to pay the court costs and attorney's fees of the
29 prevailing party.

30 E.(1) After the investigation has been completed, the Board of Ethics shall,

1 by vote of two-thirds of its members, determine whether a public hearing before the
2 Ethics Adjudicatory Board should be conducted to receive evidence and to determine
3 whether any violation of any provision of law within its jurisdiction has occurred.

4 (2) Before the board determines whether a public hearing should be
5 conducted to receive evidence, the board shall:

6 (a) Provide the subject of the investigation with the final report of the staff
7 of the board to the board regarding the investigation of the alleged violation by
8 subject of the investigation.

9 (b) Provide the subject of the investigation with an opportunity to submit a
10 brief response to the final report of the staff.

11 (c) Provide the subject of the investigation with an opportunity to briefly
12 make a statement before the Board of Ethics to address the final report of the staff
13 and any factual or legal issues relevant to the alleged violation by the subject of the
14 investigation. Such statements may be presented in person, by telephone, or by
15 videoconference during executive session of the Board of Ethics, unless the subject
16 of the investigation requests that his comments be made in open session. Statements
17 by the subject of the investigation before the Board of Ethics in executive session
18 shall not be recorded.

19 (3) If the Board of Ethics determines a violation has not occurred, the subject
20 of the investigation and the complainant shall be notified within ten days of the
21 board's determination.

22 ~~(3)(a)~~ F.(1) If the board determines following an investigation that a public
23 hearing should be conducted, the board shall issue charges. A public hearing shall
24 be conducted to receive evidence relative to the facts alleged in the charges and to
25 determine whether any violation of any provision of law within the jurisdiction of
26 the board has occurred. The public hearing on such charges shall be conducted by
27 the Ethics Adjudicatory Board in accordance with the Administrative Procedure Act
28 and this Part.

29 ~~(b)~~ (2) The charges issued by the board shall contain each of the following:

30 ~~(i)~~ (a) A plain, concise, and definite written statement of the essential facts

1 constituting the alleged violation.

2 ~~(ii)~~ (b) The official or customary citation of the statute which is alleged to
3 have been violated.

4 ~~(iii)~~ (c) The date of the meeting at which the board voted to issue charges.

5 ~~(iv)~~ (d) The name of the trial attorney, if designated.

6 (e) A written statement advising the respondent that he may exercise his
7 constitutional right to counsel and may exercise his constitutional right not to
8 incriminate himself.

9 ~~(e)~~ G. If the Board of Ethics does not issue charges within one year from the
10 date upon which a sworn complaint is received or, if no sworn complaint was
11 received, within one year from the date the board voted to consider the matter, the
12 matter shall be dismissed. The one-year period ~~shall be~~ is prescriptive. The
13 prescriptive period may be suspended, interrupted, or renounced. The prescriptive
14 period shall be suspended by any of the following:

15 ~~(i)~~ (1) The person who is the subject of the investigation or complaint files
16 any pleading or proceeding in a state or federal court or with the Ethics Adjudicatory
17 Board related to the matter under investigation that has the effect of delaying or
18 impeding the proceeding.

19 ~~(ii)~~ (2) The person who is the subject of the investigation or complaint fails
20 to comply with a subpoena or other request from the Board of Ethics for information
21 related to or in connection with the investigation of the Board of Ethics.

22 ~~(d)~~ (3) The person who is the subject of the investigation or complaint may
23 consent in writing to the suspension of the prescriptive period.

24 ~~(e)~~ (4) Determinations concerning the prescriptive period provided for in
25 ~~Subparagraph (c) of this Paragraph~~ this Subsection shall be made by the Ethics
26 Adjudicatory Board.

27 ~~(f)~~ H. The Board of Ethics shall consider offering a consent opinion to each
28 person who is the subject of an investigation.

29 * * *

1 §1141.2. Ethics Adjudicatory Board

2 A. The director of the division of administrative law shall, at a public
3 meeting of the Board of Ethics in December of the year preceding the year in which
4 the terms are to begin, randomly select seven administrative law judges from among
5 those who meet the qualifications to comprise the Ethics Adjudicatory Board. The
6 last selected judge shall serve as the alternate. Members of the adjudicatory board
7 shall have not less than two years of experience as an administrative law judge ~~or~~
8 with the division of administrative law and not less than ten years experience in the
9 practice of law.

10 * * *

11 §1141.4. Notice and procedure

12 * * *

13 B.

14 * * *

15 (2) ~~The Board of Ethics and the Ethics Adjudicatory Board shall adopt rules~~
16 ~~providing for discovery consistent with Chapter 3 of Title III of Book II of the Code~~
17 ~~of Civil Procedure, to the extent and in the manner appropriate to its proceedings.~~
18 The person who is the subject of the hearing shall, no less than fifteen days before
19 the hearing, receive a copy of the final report of the staff of the Board of Ethics
20 regarding the investigation of the alleged violation by the person subject to the
21 hearing, a copy of all evidence gathered by the board, and a copy of all potential
22 exhibits to be introduced at the hearing.

23 (3) Before a hearing, the Ethics Adjudicatory Board shall grant the person
24 subject to the hearing an opportunity to submit a brief response to the final report of
25 the staff.

26 C. In case of contumacy or refusal to obey a subpoena to appear at a hearing
27 issued to any public servant or other person, any district court of this state within the
28 jurisdiction ~~of which the inquiry is carried on, or within which said public servant~~
29 ~~or other person is found, resides, or~~ or if the other person does not reside in this state,
30 within the jurisdiction of which the person transacts business, upon application by

1 the Board of Ethics or the Ethics Adjudicatory Board shall have jurisdiction to issue
2 to such public servant or other person an order requiring him to appear before the
3 board or its staff and to produce evidence, if so ordered, or to give testimony
4 concerning the matter under consideration. Any failure to obey such order of the
5 court may be deemed by the court as to be contempt of the court.

6 * * *

7 E. Any public servant or other person who is the subject of any hearing may
8 have legal counsel, cross-examine witnesses, call witnesses, subpoena and compel
9 witnesses, subpoena and compel the production of books, records, and papers, and
10 present evidence in his own behalf. If a person receives an advisory opinion from
11 the Board of Ethics and he acts based upon such advisory opinion, the advisory
12 opinion shall be admissible as evidence at the hearing.

13 F. Any public servant or other person ~~who is the subject of any investigation~~
14 who is not represented by counsel shall be advised of his right to have an attorney
15 present before any hearing commences.

16 G. Any witness may be accompanied by counsel at investigations or
17 hearings, which counsel may advise the witness of his rights, ~~subject to reasonable~~
18 ~~limitations to prevent obstruction of or interference with the orderly conduct of the~~
19 ~~investigation or hearing.~~ His counsel may also submit proposed questions to be
20 asked for his client.

21 H. A hearing transcript shall be provided to the subject of an investigation
22 or hearing upon his request at the expense of the Board of Ethics. Any witness at
23 any investigation or hearing, subject to rules and regulations promulgated by the
24 Board of Ethics or Ethics Adjudicatory Board, shall be entitled to a copy of his
25 testimony promptly upon written demand, ~~when it becomes important and relevant~~
26 ~~in a criminal proceeding or subsequent investigation or hearing, provided that the~~
27 ~~furnishing of such copy will not prejudice the public safety or security.~~

28 * * *

29 Section 2. R.S. 42:1141.4(D)(2) is hereby repealed in its entirety.

30 Section 3. The Louisiana State Law Institute is authorized and directed to arrange

1 in alphabetical order and renumber the definitions contained in R.S. 42:1102 and to correct
2 any cross-references to the renumbered paragraphs if necessary, consistent with the
3 provisions of this Act.

4 Section 4. This Act shall become effective upon signature by the governor or, if not
5 signed by the governor, upon expiration of the time for bills to become law without signature
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
8 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

2025 Regular Session

ACT No. 374

HOUSE BILL NO. 526

BY REPRESENTATIVES JACOB LANDRY, BOYER, CARRIER, DESHOTEL,
DEVILLIER, DICKERSON, ECHOLS, EGAN, EMERSON, FARNUM,
GADBERRY, HEBERT, HENRY, OWEN, SCHAMERHORN, VILLIO, AND
WRIGHT

1 AN ACT

2 To amend and reenact R.S. 43:81 and R.S. 49:1301 through 1308 and to repeal R.S.
3 42:19(A)(2)(c) and R.S. 43:81.1 through 90, relative to the official journal of the
4 state; to provide that the official journal of the state shall be a website established
5 and maintained by the commissioner of administration; to provide for
6 advertisements, public notices, or proclamations on a website maintained by the
7 legislature; to remove requirements designating a newspaper as the official journal
8 of the state, including provisions relative to printing, contracts, and bidding; to
9 provide for the publication of notices for a proposal to effect certain changes related
10 to any retirement system for public employees; to apply requirements pertaining to
11 a website containing information about certain boards and commissions to the
12 website serving as the official journal of the state; to broaden the application of such
13 requirements; to direct the Louisiana State Law Institute to redesignate certain
14 provisions of law; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 43:81 is hereby amended and reenacted to read as follows:

§81. Official journal of state

A. ~~The printing of advertisements;~~ Advertisements, public notices, proclamations, and all public notices and advertising to be done by the legislature, or the executive or other departments and institutions of the state government, shall be published ~~in a daily newspaper~~ on a website established and maintained by the commissioner of administration to be known and designated as the "Official Journal of the State", ~~which newspaper shall have and possess the following qualifications:~~ State". Except public notices required by the Constitution of Louisiana, the legislature may publish any advertisements, public notices, or proclamations on the legislature's website.

~~(1) It shall possess the periodicals class mailing privilege.~~

~~(2) It shall be published in and have a general circulation in Louisiana.~~

~~(3) It shall have been so published at least once per week for a period of not less than two years prior to the time that it is awarded the contract as the Official Journal of the State, as provided in this Chapter.~~

~~B.(1) For the purposes of Article III, Section 19 of the Constitution of Louisiana, the Official Journal of the State shall be the Internet website or portal of the Official Journal of the State.~~

~~(2) All~~ (1) For the purposes of Article III, Section 19 of the Constitution of Louisiana, all laws and joint resolutions shall be accessible through the Official Journal of the State as defined in this Subsection Section prior to the sixtieth day after final adjournment of the session in which they were enacted and shall remain accessible for at least one year. Any act that contains an effective date prior to the sixtieth day after final adjournment shall be accessible prior to the effective date contained therein, if possible, or if not possible, as soon as possible after such effective date.

(2) For purposes of Article X, Section 29 of the Constitution of Louisiana, the commissioner of administration shall promulgate rules and fees in accordance

1 with the Administrative Procedure Act to provide for the publication of notices on
2 the Official Journal of the State by any person, without cost to the state, of a proposal
3 to effect any change in existing laws or constitutional provisions relating to any
4 retirement system for public employees.

5 Section 2. R.S. 49:1301 through 1308 are hereby amended and reenacted to read as
6 follows:

7 §1301. Commissioner of administration; duties; sunset review of boards; and
8 commissions; ~~and like entities~~

9 A. The commissioner of administration shall ~~establish and maintain a~~
10 ~~website to post the information designated in R.S. 49:1302:~~ on the Official Journal
11 of the State.

12 B.(1) If the commissioner of administration determines that a board; or
13 ~~commission, or like entity covered by this Chapter~~ has failed to submit the
14 information required pursuant to R.S. 49:1304 in the manner required by this
15 Chapter, the commissioner shall send the board; or commission; ~~or like entity~~ a
16 notice of noncompliance by certified mail, return receipt requested.

17 (2)(a)(i) If the board; or commission; ~~or like entity~~ fails to submit the
18 information required pursuant to R.S. 49:1304 in the manner required by this Chapter
19 within the response period, the commissioner shall send notice detailing the failure
20 to comply to the board; or commission; ~~or like entity~~ and to the chief administrative
21 officer of the department of which the board; or commission; ~~or like entity~~ is a part,
22 if applicable.

23 (ii) The commissioner shall also send notice detailing the failure to comply
24 to the Senate Committee on Senate and Governmental Affairs, the House Committee
25 on House and Governmental Affairs, and the oversight committees for the board; or
26 commission; ~~or like entity~~.

27 (b)(i) Each oversight committee that receives a notice pursuant to Item (a)(ii)
28 of this Paragraph ~~shall~~ may within sixty days of receiving the notice evaluate the
29 board; or commission; ~~or like entity~~ and determine whether the board; or
30 commission; ~~or like entity~~ should be continued, modified, or terminated. The

1 committee may direct the board; or commission; ~~or like entity~~ to begin to terminate
2 its operations and to prepare for the orderly transfer or termination of its powers,
3 duties, responsibilities, and functions, as appropriate.

4 (ii) No later than thirty days prior to the beginning of a regular session, each
5 oversight committee that received a notice pursuant to Item (a)(ii) of this Paragraph
6 during the year prior to the year in which the session is to be held ~~shall~~ may submit
7 a report to the legislature and the governor. The report shall contain a summary of
8 all action taken by the committee with respect to each such notice. The report shall
9 also contain the committee's determination as to whether each board; or commission;
10 ~~or like entity~~ that was the subject of such a notice should be continued, modified, or
11 terminated and any legislation concerning the board; or commission; ~~or like entity~~
12 that the committee will propose to the legislature.

13 (c)(i) For purposes of this Paragraph, "response period" means the period of
14 time beginning with the day the notice of noncompliance sent pursuant to Paragraph
15 (1) of this Subsection is received by the board; or commission; ~~or like entity~~ and
16 ending ninety days later.

17 (ii) For purposes of this Paragraph, "oversight committees" means the
18 standing committees of the two houses of the legislature which have usual
19 jurisdiction over the affairs of the board; or commission; ~~or like entity~~.

20 C. The provisions of Subsection B of this Section shall not apply to any
21 board which is responsible for the administration of any statewide retirement fund
22 held in trust for the benefit of its participants and which retirement fund is not the
23 direct financial responsibility of the state.

24 §1302. ~~Website; content~~ Content

25 The ~~website established pursuant to R.S. 49:1301~~ shall contain commissioner
26 of administration shall post on the Official Journal of the State the following
27 information for boards; and commissions; ~~and like entities covered by this Chapter:~~

28 ~~A. (1)~~ Each notice of a meeting required to be given pursuant to R.S. 42:19,
29 including all of the information required pursuant to R.S. 42:19 to be included in the
30 notice.

1 ~~B. (2)~~ Minutes of meetings required to be made available to the public
2 pursuant to R.S. 42:20, including any attachments.

3 (3) Audio and video recordings of meetings required to be made available
4 pursuant to R.S. 42:23.

5 ~~C. (4)~~ Statutory citations to provisions specifically creating the board; or
6 commission; ~~or like entity~~; providing for its membership; and providing for its
7 powers and authority.

8 ~~D. (5)~~ Contact information, including the name of one or more contacts at
9 the board; or commission; ~~or like entity~~; a mailing address; an e-mail address, if
10 applicable; a website address, if applicable; and a phone number.

11 ~~E. (1)~~ (6)(a) Membership information, including the number, names,
12 compensation, terms, length of service, and method of selection of members.

13 ~~(2)~~ (b) The information required by ~~this Subsection~~ Subparagraph (a) of this
14 Paragraph shall include per diem and reimbursement for travel expenses, including
15 the amount of such expenses paid per meeting and an aggregate amount of such
16 expenses paid per fiscal year.

17 ~~F. (7)~~ Employee information, including the number, job description or title,
18 and salaries of employees.

19 ~~G. (8)~~ Financial and budget information, including a detailed description of
20 revenues and expenditures for the current fiscal year and the previous two fiscal
21 years.

22 ~~H. (9)~~ The rules, regulations, and procedures of the board; or commission;
23 ~~or like entity~~.

24 §1303. Submission of notices and minutes

25 A. Each board; and commission; ~~or like entity~~ ~~covered by this Chapter~~ shall
26 submit each notice required to be included on the ~~website~~ Official Journal of the
27 State pursuant to R.S. 49:1302(A) to the commissioner of administration in a manner
28 which allows the commissioner enough time to post the notice ~~on the website~~ prior
29 to the deadline applicable to the board; or commission; ~~or like entity~~ for giving
30 notice pursuant to R.S. 42:19.

1 B. Each board; and commission; ~~or like entity covered by this Chapter~~ shall
2 submit minutes required to be included on the ~~website~~ Official Journal of the State
3 pursuant to R.S. 49:1302(B) to the commissioner of administration within ten days
4 after the minutes are adopted by the board; or commission; ~~or like entity~~.

5 C. All submissions of information required by this Section shall be made in
6 an electronic format designated by the commissioner of administration.

7 §1304. Submission of other information

8 A. Each board; and commission; ~~or like entity covered by this Chapter~~ shall
9 fully cooperate with the commissioner of administration in implementing and
10 complying with the requirements of this Chapter.

11 B.(1) Except as provided in R.S. 49:1303, each board; and commission; ~~or~~
12 ~~like entity covered by this Chapter~~ shall submit to the commissioner of
13 administration all information required to be included on the ~~website~~ Official Journal
14 of the State pursuant to R.S. 49:1302 by February first of each year. Except as
15 provided in ~~R.S. 49:1302(E)(2) and (G)~~; R.S. 49:1302 relative to membership
16 information and financial and budget information, the information shall be complete
17 for the previous calendar year.

18 (2) The information required to be submitted pursuant to this Section shall
19 be submitted by an appropriate officer of the board; or commission; ~~or like entity~~.
20 The officer shall certify that the information submitted is true and correct to the best
21 of his knowledge, information, and belief.

22 C. All submissions of information required by this Section shall be made in
23 an electronic format designated by the commissioner of administration.

24 §1305. Applicability

25 ~~A. This Chapter shall apply to the following boards, commissions, and like~~
26 ~~entities:~~ For purposes of this Chapter, "boards and commissions" shall have the
27 same meaning as provided in R.S. 42:1124.2.1(D)(1)(a)(i) and shall include any
28 committee, subcommittee, or panel of any board or commission.

1 (1) ~~Any board, commission, or like entity that is a licensing agency pursuant~~
2 ~~to the Louisiana Licensing Agency Budget Act (R.S. 39:1331 et seq.).~~

3 (2) ~~The Louisiana Board of Cosmetology (R.S. 37:571).~~

4 (3) ~~Each board and commission whose members are required to file annual~~
5 ~~financial disclosure statements pursuant to R.S. 42:1124.2.1.~~

6 B. ~~This Chapter shall also apply to any committee, subcommittee, or panel~~
7 ~~of any board, commission, or like entity specified in Subsection A of this Section.~~

8 §1305.1. ~~Additional limited applicability of Chapter; notices of meetings only;~~
9 ~~duties~~ Duties of the commissioner

10 A. ~~Each public body as defined in R.S. 42:13 not included in R.S. 49:1305~~
11 ~~but which is required to give notice of its meetings in the manner required by R.S.~~
12 ~~42:19(A) is subject to the provisions of this Section but not to other provisions of this~~
13 ~~Chapter.~~

14 B. ~~Each public body subject to this Section shall submit each notice of a~~
15 ~~meeting to the commissioner of administration in a manner which allows the~~
16 ~~commissioner enough time to post the notice on the website established pursuant to~~
17 ~~R.S. 49:1301 prior to the deadline applicable to the public body for giving notice~~
18 ~~pursuant to R.S. 42:19(A).~~

19 C. ~~All submissions of notice required by this Section shall be made in an~~
20 ~~electronic format designated by the commissioner of administration.~~

21 D. A. ~~The commissioner of administration shall include each notice received~~
22 ~~pursuant to this Section on the website established pursuant to R.S. 49:1301~~ maintain
23 ~~the information required by this Chapter in an easily searchable format and shall~~
24 ~~provide for the capability for members of the public to request and receive electronic~~
25 ~~notifications of meetings.~~

26 E. B. ~~The commissioner of administration shall establish a timeline and plan~~
27 ~~for the implementation of the technological functions of the website established~~
28 ~~pursuant to R.S. 49:1301 required by Subsection D~~ A ~~of this Section.~~

1 §1306. Rules and regulations

2 The commissioner of administration may adopt rules and regulations in the
3 manner provided by the Administrative Procedure Act to implement the provisions
4 of this Chapter.

5 §1307. Legislative auditor

6 The legislative auditor shall work with the commissioner of administration
7 to ensure that each board; and commission; ~~or like entity covered by this Chapter~~
8 complies with the provisions of this Chapter.

9 §1308. Internet publication of certain information concerning permits and licenses;
10 information required to be published; manner of publication

11 A.~~(1)~~ Each state entity ~~subject to the provisions of this Chapter~~ that issues
12 a permit or license shall ~~prominently include on its internet website~~ submit the
13 information required by Subsection B of this Section for inclusion in the Official
14 Journal of the State.

15 ~~(2) If a state entity does not have an internet website, the department of~~
16 ~~which the state entity is a part shall include the information required by Subsection~~
17 ~~B of this Section for the state entity on the website of the department.~~

18 B. All of the following information shall be ~~included on the website:~~
19 included:

20 (1) A brief description of each permit or license that the state entity issues.
21 For each such permit or license, links to the following shall be included:

22 (a) The full text of the current application.

23 (b) A checklist of all information required to be submitted to complete the
24 application process.

25 (c) The name and contact information of the person within the state entity
26 responsible for responding to inquiries about the status of an application.

27 (d) The anticipated timeline for review of a completed application.

1 (2) A copy of the annual report submitted to the legislative oversight
2 committees or subcommittees by the state entity pursuant to Subsection C of this
3 Section.

4 C. Each state entity shall annually submit to its legislative oversight
5 committee or subcommittee a report containing the number of permit or license
6 applications received, the number of permits or licenses issued, and timelines for
7 approval of an application.

8 D. For the purposes of this Section, "state entity" means any department,
9 office, division, commission, council, board, bureau, or other regulatory agency of
10 state government.

11 Section 3. R.S. 42:19(A)(2)(c) and R.S. 43:81.1 through 90 are hereby repealed in
12 their entirety.

13 Section 4.(A) The Louisiana State Law Institute is hereby directed to incorporate
14 R.S. 49:1301, 1302, 1303, 1304, 1305, 1305.1, 1306, 1307, and 1308, all as amended and
15 reenacted by this Act, into Chapter 2 of Title 43 of the Louisiana Revised Statutes of 1950
16 in lieu of certain provisions repealed by this Act, as follows:

17 (1) R.S. 49:1301 shall be redesignated as R.S. 43:81.1.

18 (2) R.S. 49:1302 shall be redesignated as R.S. 43:82.

19 (3) R.S. 49:1303 shall be redesignated as R.S. 43:83.

20 (4) R.S. 49:1304 shall be redesignated as R.S. 43:84.

21 (5) R.S. 49:1305 shall be redesignated as R.S. 43:85.

22 (6) R.S. 49:1305.1 shall be redesignated as R.S. 43:86.

23 (7) R.S. 49:1306 shall be redesignated as R.S. 43:87.

24 (8) R.S. 49:1307 shall be redesignated as R.S. 43:88.

25 (9) R.S. 49:1308 shall be redesignated as R.S. 43:89.

26 (B) The Louisiana State Law Institute is hereby directed to review all statutes which
27 contain citations being redesignated by this Act in all statutory locations, including but not
28 limited to the citations contained in the provisions of Title 49 of the Louisiana Revised

1 Statutes of 1950 in Paragraph (A) of this Section, and change all such citations to conform
2 with such redesignations.

3 Section 5. This Act shall become effective on July 1, 2027.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

2025 Regular Session

ACT No. 398

HOUSE BILL NO. 693 (Substitute for House Bill No. 596 by Representative Wright)

BY REPRESENTATIVES WRIGHT AND BEAULLIEU

1 AN ACT

2 To amend and reenact R.S. 9:154(A)(18) and R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and

3 (b), (9)(a), (b)(ii), (c), (d)(ii) and (iii), (10), (12), (15)(a), (b)(ii), (c), and (d), (16),

4 (17), (19), (22), and (24), 1484(introductory paragraph), (2) and (3), 1485(E),

5 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), the heading of Part

6 II of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, 1491.1(A),

7 (B)(3), and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and

8 (H) through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory

9 paragraph), (1)(a), and (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A),

10 (B), (4)(a) and (b), (5) through (8), (10), (13), (14), (18), and (22), and (C), 1491.8,

11 1495.2, 1495.3(B)(1) and (2)(introductory paragraph) and (a) and (E),

12 1495.4(C)(introductory paragraph) and (1)(a) and (2) and (D)(1) and (3)(a),

13 1495.5(B)(5) and (9) and (C), 1495.6, 1501.1, 1501.3(C)(introductory paragraph),

14 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b) and (c),

15 (2)(a)(introductory paragraph), (b)(i)(introductory paragraph), (c), (e), (f) and (g),

16 (3)(a)(iii) through (vii) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and

17 (c) through (e), (6), and (7), (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and

18 (3)(a)(i), and (R)(2) and (3)(a)(i), 1505.2.1(A), (D), and (E), 1505.3(B) and (D)(1)(a)

19 and (2)(a)(i) and (b)(introductory paragraph) and (ii), 1505.4(A)(1), (2)(a), and (3)

20 and (B), 1505.5(B) and (C)(1), 1505.6(A) through (C), 1511.2(B), 1511.4(A)(2)(h)

21 and (i), (C)(1) and (2)(introductory paragraph), and (D), 1511.4.1(C)(3), and

22 1511.5(A)(1) and (B), to enact R.S. 18:1483(9)(d)(v), (15)(b)(iii) and (iv), and (25)

23 through (32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1, 1491.9, 1501.3(G),

24 1505.2(H)(2)(h) and (I)(8), 1511.2(D) and (E), 1511.4(C)(2)(f) and (3), and 1511.4.2,

25 and to repeal R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B), relative to

the revision of the system of laws related to election campaign finance; to provide for the Campaign Finance Disclosure Act; to establish leadership committees and provide authorizations and restrictions related thereto; to provide for the many various duties and requirements of committees, including political committees, principal campaign committees, subsidiary committees, independent expenditure-only committees, and leadership committees; to provide for contributions; to provide for contribution limits; to provide for contributions made to or by a political party; to provide for expenditures; to provide for limitations on expenditures; to provide for reporting requirements; to provide for contributions, expenditures, and reporting related to closed party primary elections; to provide for joint fundraising efforts and agreements; to provide for foreign nationals; to provide for the powers and duties of the Supervisory Committee on Campaign Finance Disclosure; to provide for investigations conducted by and penalties issued by the supervisory committee; to repeal provisions related to the regulation of contributions and expenditures related to proposition elections; to provide for loans; to provide for coordinated expenditures; to provide for excess contributions; to provide an exception to the Code of Governmental Ethics for persons contracting with, employed by, or volunteering for a gubernatorial transition or inauguration; to provide for definitions and terminology; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and (b), (9)(a), (b)(ii), (c), (d)(ii) and (iii), (10), (12), (16), (17), (19), (22), and (24), 1484(introductory paragraph), (2) and (3), 1485(E), 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), the heading of Part II of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, 1491.1(A), (B)(3), and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and (H) through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory paragraph), (1)(a), and (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A), (B), (4)(a) and (b), (5) through (8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and (2)(introductory paragraph) and (a) and (E), 1495.4(C)(1)(a) and (2) and (D)(1) and (3)(a), 1495.5(B)(5) and (9) and (C), 1495.6, 1501.1, 1501.3(C)(introductory paragraph),

1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b),
(2)(a)(introductory paragraph), (b)(i)(introductory paragraph), (c), and (g), (3)(a)(iii) through
(vi) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (e), (6), and
(7), (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and (3)(a)(i), and (R)(2) and
(3)(a)(i), 1505.3(B) and (D)(1)(a) and (2)(a)(i) and (b)(introductory paragraph) and (ii),
1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B) and (C)(1), 1505.6(A) through (C),
1511.2(B), 1511.4(A)(2)(h) and (i), (C)(1) and (2)(introductory paragraph), and (D),
1511.4.1(C)(3), and 1511.5(A)(1) and (B) are hereby amended and reenacted and R.S.
18:1483(9)(d)(v) and (25) through (32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1,
1491.9, 1501.3(G), 1505.2(H)(2)(h) and (I)(8), 1511.2(D) and (E), 1511.4(C)(2)(f) and (3),
and 1511.4.2 are hereby enacted to read as follows:

§1482. Statement of purpose

A. The legislature recognizes that the Constitution of the United States and
the Constitution of Louisiana protect political speech, especially speech related to
elections; that the financing of campaigns facilitates constitutionally protected
political speech; that the legislature may regulate the financing of campaigns to
prevent the occurrence and appearance of political corruption and to promote
transparency; and that the effectiveness of representative government is dependent
upon a knowledgeable electorate and the confidence of the electorate in their elected
public officials. The legislature, therefore, enacts this Chapter to provide public
disclosure of the financing of election campaigns and to regulate certain campaign
practices.

B. The legislature further recognizes that the provisions of this Chapter are
penal in nature, and that, in the interest of respecting the constitutional rights of free
speech and due process, that the regulation of campaign finance established in this
Chapter shall be interpreted narrowly and strictly and that any ambiguity be
interpreted in favor of a person accused of violating any provision of this Chapter,
and that no deference shall be afforded in interpretation of this Chapter to any agency
enforcing this Chapter, including the supervisory committee.

§1483. Definitions

As used in this Chapter, the following terms shall have the meanings given to each in this Section unless the context clearly indicates otherwise:

(1) "Affiliated organization" means any organization which is not a ~~political~~ committee but which directly or indirectly establishes, administers, or financially supports a ~~political~~ committee.

(2) "Aggregating period" means:

(a) For a ~~political~~ committee, except a ~~political~~ committee which supports only one candidate, the period from January first of the calendar year through December thirty-first of the same calendar year.

* * *

(4) "Chairman" means the principal executive officer of a political committee regardless of his title.

* * *

(6)(a) "Contribution", except as otherwise provided in this Chapter, means a gift, conveyance, payment, or deposit of money or anything of value, or the forgiveness of a loan or of a debt, made to any of the following:

(i) A committee.

(ii) A candidate for the purpose of supporting, opposing, or otherwise influencing the nomination or election of ~~a person~~ the candidate to public office, whether made before or after the election.

(iii) Any person for the purpose of funding an expenditure to influence the nomination or election of a person to public office, whether made before or after the election.

(iv) Any person for the purpose of funding an expenditure to support or oppose for the purpose of supporting or opposing a proposition or question submitted to the voters, or.

(v) Any person for the purpose of ~~supporting or opposing~~ funding an expenditure to influence the recall of a public officer, whether made before or after the election.

1 (b) "Contribution" shall also include, without limitation:

2 (i) Contributions in-kind made for any of the purposes stated in this
3 Paragraph, having an attributable monetary value in excess of ~~twenty-five~~ fifty
4 dollars. Contributions in-kind shall include without limitation: the donation by any
5 person, other than a candidate or a political committee, of the services of paid
6 employees, the value of which services exceeds ~~twenty-five~~ fifty dollars, such value
7 to be the amount paid for such services; the donation of, or the donation of the right
8 to use, any item of tangible property when the same is used or consumed and not
9 exchanged or converted to cash or the equivalent of cash and when the accepting
10 candidate, the chairman of the accepting political committee, or accepting person
11 required to file reports under this Chapter and the ~~campaign~~ treasurer of such
12 recipient, if any, determines that its value or the use value, when only the right of use
13 is given, exceeds ~~twenty-five~~ fifty dollars and such determination shall be prima
14 facie evidence of the correctness of the valuation of the item or of the use value when
15 applicable. In addition, successive donations made by the same person, which
16 donations individually are valued below ~~twenty-five~~ fifty dollars but which together
17 exceed such amount, shall be deemed to be in-kind contributions and shall be
18 aggregated for purposes of the requirements of this Chapter.

19 ~~(ii) Contributions shall also include expenditures made by any person in~~
20 ~~cooperation, consultation, or concert, with, or at the request or suggestion of, a~~
21 ~~candidate, his authorized political committees, or their agents~~ Coordinated
22 expenditures made for the purpose of supporting, opposing, or otherwise influencing
23 the nomination or election of the candidate and shall be considered to be a
24 contribution to such candidate.

25 ~~(ii)~~ (iii) A promissory note or written contract to make a contribution as
26 defined above.

27 ~~(iii)~~ (iv) A payment to purchase campaign paraphernalia, ~~such as campaign~~
28 ~~pins, buttons, badges, flags, emblems, hats, shirts, banners, literature, and similar~~
29 ~~items~~, other than expenditures made by a candidate or political committee to
30 purchase its own paraphernalia.

(iv) (v) A payment for tickets to a testimonial or similar fund-raising event.

* * *

(9)(a) "Expenditure" means a purchase, payment, advance, deposit, or gift, of money or anything of value ~~made for the purpose of supporting, opposing, or otherwise influencing the nomination or election of a person to public office, for the purpose of supporting or opposing a proposition or question submitted to the voters, or for the purpose of supporting or opposing the recall of a public officer, whether made before or after the election.~~ made for a purpose provided for in R.S. 18:1501.1(A) or 1505.2(I).

(b) "Expenditure" shall also include:

* * *

(ii) Expenditures in-kind which have an attributable monetary value in excess of ~~twenty-five~~ fifty dollars, made for any of the purposes stated in this Paragraph. Expenditures in-kind shall include without limitation: the donation by any person, candidate, or ~~political~~ committee of the services of paid employees, the value of which services exceeds ~~twenty-five~~ fifty dollars, such value to be the amount paid for such services; the donation of, or the donation of the right to use, any item of tangible property when the same is used or consumed and not exchanged or converted to cash or the equivalent of cash and when the donating candidate, the chairman of the donating committee, or the donating person required to file reports under this Chapter, and the campaign treasurer of such donor, if any, determines that its value or the use value, when only the right to use is given, exceeds ~~twenty-five~~ fifty dollars and such determination shall be prima facie evidence of the correctness of the valuation of the item or the use value when applicable. In addition, successive donations made to the same person, which donations individually are valued below ~~twenty-five~~ fifty dollars but which together exceed such amount, shall be deemed to be in-kind expenditures and shall be aggregated for purposes of the requirements of this Chapter.

(c) Expenditures made by a public relations firm, an advertising agency, or agent for a candidate, ~~political~~ committee, or other person required to file reports

under this Chapter shall be considered expenditures of the candidate, ~~political~~ committee, or such other person, and must be specifically reported as required by this Chapter. Each such firm, agency, or agent, which makes any expenditure for any candidate, ~~political~~ committee, or other person required to file reports under this Chapter, shall timely furnish to such candidate, ~~political~~ committee, or person such information relative thereto as may be required for compliance with this Chapter.

(d) "Expenditure" shall not include:

* * *

(ii) Any communication by any membership organization or business entity to its employees, members, directors, or stockholders, or their family members, if such membership organization or business entity is not organized primarily for the purpose of supporting, opposing, or otherwise influencing the nomination for election, or election, of any person to public office or for the purpose of supporting or opposing a proposition or question to be submitted to the voters. All other expenditures made by such membership organization or business entity which are otherwise reportable under the provisions of this Chapter shall be reported. For purposes of this definition, business entity means any proprietorship, partnership, corporation, or other legal entity, including their subsidiaries.

(iii) A transfer of funds between ~~political~~ committees.

* * *

(v) Any communication disseminated by a church unless the communication is of express advocacy for or against a specific candidate. Nothing in this Chapter shall require a church to disclose the identities, donations, or contributions of members of the church. For purposes of this Item, "church" means an organization considered a church by the Internal Revenue Service for federal tax purposes.

* * *

(10)(a) "Independent expenditure-only ~~political~~ committee" means a committee registered with the supervisory committee which makes independent expenditures, makes no political contributions to any candidate for any elected office in this state or any of its subdivisions, or such candidate's principal campaign

1 committee or a subsidiary committee thereof, and makes no coordinated
 2 expenditures with a candidate or such candidate's principal campaign committee or
 3 a subsidiary committee thereof.

4 (b) "Independent expenditure" means an expenditure ~~by a person expressly~~
 5 ~~advocating for express advocacy for~~ the election or defeat of a clearly identified or
 6 identifiable, qualified candidate for public office, including supporting or opposing
 7 the candidates of a political party, and that is not made in cooperation, consultation,
 8 or concert with, or at the request or suggestion of, a candidate, a candidate's
 9 ~~authorized~~ principal campaign committee or a subsidiary committee thereof, or their
 10 agents, or a political party committee or its agents.

11 * * *

12 (12) "Loan" means a transfer of money, property, or anything of value in
 13 exchange for an obligation to repay in whole or in part, made for ~~the purpose of~~
 14 ~~supporting, opposing, or otherwise influencing the nomination for election, or~~
 15 ~~election, of any person to public office, for the purpose of supporting or opposing a~~
 16 ~~proposition or question submitted to the voters, or for the purpose of supporting or~~
 17 ~~opposing the recall of a public officer,~~ any purpose provided for in R.S.
 18 18:1501.1(A) or 1505.2(I), whether made before or after the election.

19 * * *

20 (16) "Person" means any individual, partnership, limited liability company
 21 or corporation, association, labor union, ~~political~~ committee, corporation, or other
 22 legal entity, including their subsidiaries.

23 (17)(a)(i) "Political committee" ~~or "committee"~~ means a committee two or
 24 ~~more persons, other than a husband and wife, and any legal entity~~ organized for the
 25 primary purpose of making expenditures supporting or opposing one or more
 26 candidates, propositions, recalls of a public officer, or political parties, which accepts
 27 contributions in the name of the political committee, or makes expenditures from
 28 political committee funds or in the name of the political committee, or makes a
 29 transfer of funds to or receives a transfer of funds from another committee, or

1 receives or makes loans in an aggregate amount in excess of ~~five hundred one~~
2 thousand dollars within any calendar year.

3 (ii) "Political committee" or ~~"committee"~~ shall also include ~~two or more~~
4 ~~persons, other than a husband or wife, and any legal entity~~ a committee which
5 supports or opposes one or more candidates, propositions, recalls of a public officer,
6 or political parties, and which accepts direct payments for personal services related
7 to an election or a campaign in the name of the political committee in an aggregate
8 amount in excess of ~~five hundred one thousand~~ dollars within any calendar year.
9 Except that an entity that holds a license or permit duly issued by the appropriate
10 governmental entity to provide the personal services provided, regularly does
11 business in the ~~area~~ state, and regularly has done business in the ~~area~~ state for at least
12 ninety days prior to the date the personal services are provided and the personal
13 services provided are the same as the personal services regularly provided by the
14 business in the normal and usual scope of its usual business activities shall not
15 constitute a "political committee" for purposes of the requirements of R.S. 18:1491.1
16 through ~~1491.8~~ 1491.9 which would require such an entity to keep records and
17 submit reports.

18 (iii) Any state central committee, parish executive committee, and any other
19 committee of any political party which receives contributions or makes expenditures
20 ~~in such amount during such period~~ in an aggregate amount in excess of two thousand
21 five hundred dollars within any calendar year shall be considered a "political
22 committee" for the purposes of this Chapter.

23 (b) ~~An entity that during the reporting period has supported candidates in~~
24 ~~states other than Louisiana; has received less than fifty percent of its total receipts~~
25 ~~for the applicable reporting period from Louisiana candidates or committees formed~~
26 ~~to support Louisiana candidates; and has expended less than fifty percent, but not~~
27 ~~more than twenty thousand dollars, of its total disbursements for the applicable~~
28 ~~reporting period in support of or in opposition to Louisiana candidates shall not~~
29 ~~constitute a "political committee" for purposes of requirements of R.S. 18:1491.1~~
30 ~~through 1491.8 which would require such an entity to keep records and submit~~

reports: A principal campaign committee or subsidiary committee thereof, leadership committee, or independent expenditure-only committee shall not be considered a "political committee".

* * *

(19) "Principal campaign committee" means a ~~political~~ committee designated by a candidate pursuant to R.S. 18:1491.3(A) or a ~~political~~ committee which has designated subsidiary committee(s).

* * *

(22) "Subsidiary committee" means a ~~political~~ committee other than a principal campaign committee, designated by a candidate or by a principal campaign committee pursuant to R.S. 18:1491.3(B) or ~~R.S. 18:1491.3(C)~~ (C) to receive contributions or make expenditures on behalf of the candidate or the principal campaign committee.

* * *

(24) "Transfer of funds" means any money, regardless of amount, received by a committee from another committee or money given by a committee to another committee for any purpose provided for in R.S. 18:1505.2(I).

(25)(a) "Committee" means any legal entity, including an association or political party, or other group of two or more persons, other than a husband and wife, which receives or anticipates receiving contributions and makes or anticipates making expenditures, and has the primary purpose of making contributions to or expenditures to or on behalf of any state or local elected official, candidate, campaign, or other committee. An entity shall not be a committee if the entity makes expenditures for the purpose of supporting or opposing candidates or recalls using only the entity's general revenues and does not receive contributions for the purpose of supporting or opposing candidates or recalls. "Committee" includes any independent expenditure-only committee, leadership committee, political committee, or principal campaign committee, or subsidiary committee thereof.

(b) An entity that during a reporting period has supported candidates in states
other than Louisiana; has received less than fifty percent of its total receipts for the

1 applicable reporting period from Louisiana candidates or committees formed to
2 support Louisiana candidates; and has expended less than fifty percent, but not more
3 than fifty thousand dollars, of its total disbursements for the applicable reporting
4 period in support of or in opposition to Louisiana candidates shall not constitute a
5 "committee" for purposes of requirements of R.S. 18:1491.1 through 1491.9 which
6 would require such an entity to keep records and submit reports.

7 (26) "Coordinated expenditure" means an expenditure made by any person
8 in cooperation, consultation, or concert with, or at the request or suggestion of, a
9 candidate, his principal campaign committee or a subsidiary committee thereof, or
10 their agents for the purpose of supporting, opposing, or otherwise influencing the
11 nomination or election of the candidate.

12 (27) "Express advocacy" means communications containing express words
13 of advocacy of election, recall, or defeat, including but not limited to "vote for",
14 "elect", "support", "cast your ballot for", "vote against", "recall", "defeat", or "reject"
15 or the name of a candidate in combination with the office the candidate is seeking.

16 (28) "Joint fundraising agreement" means a written agreement between
17 committees or other organizations to engage in joint fundraising efforts,
18 proportionately share expenses of the joint fundraising, and distribute proceeds
19 according to an allotment schedule in accordance with R.S. 18:1491.9.

20 (29) "Leadership committee" means a committee registered with the
21 supervisory committee which is designated by an elected official, but which is not
22 the principal campaign committee of the elected official and does not make
23 expenditures in support of the candidacy of the elected official or in opposition to
24 any opponent of the elected official and that makes expenditures only as authorized
25 by R.S. 18:1505.2(I)(1)(a) and (c).

26 (30) "Paraphernalia" means campaign pins, buttons, badges, flags, emblems,
27 hats, shirts, banners, literature, and similar items.

28 (31) "Personal use" means any use of funds of a candidate, principal
29 campaign committee or subsidiary committee thereof, or leadership committee to
30 fulfill a commitment, obligation, or expense that primarily furthers the purposes of

1 the candidate or elected official or his immediate family member not connected to
 2 the conduct of a campaign by a candidate or the holding of office and that would
 3 exist irrespective of the candidate's campaign or the holding of office.

4 (32) "Primary purpose" means the purpose of making contributions or
 5 expenditures that constitute the preponderance of the association, political party, or
 6 group's spending during a calendar year.

7 §1484. Disclosure reports; persons required to file

8 Except as otherwise specifically provided, the following persons or their
 9 ~~campaign~~ treasurers, if any, shall file reports of contributions and expenditures as
 10 more specifically provided in this Chapter:

11 * * *

12 (2) Each candidate for any other public office who does either of the
 13 following:

14 (a) Makes expenditures in excess of ~~two thousand five hundred~~ five thousand
 15 dollars.

16 (b) Receives ~~a contribution~~ contributions in excess of ~~two hundred five~~
 17 thousand dollars in the aggregate during the aggregating period. For purposes of this
 18 Paragraph only, a contribution by a candidate for his own campaign for a public
 19 office other than a major office or district office shall not be considered in
 20 determining whether the candidate has received a contribution in excess of ~~two~~
 21 hundred five thousand dollars in the aggregate.

22 (3) Each ~~political~~ committee.

23 * * *

24 §1485. Filing; receipt by supervisory committee; special penalties

25 * * *

26 E.(1) Each person and ~~political~~ committee required to file reports pursuant
 27 to this Chapter that receives contributions or loans in excess of fifty thousand dollars
 28 in a calendar year or which makes expenditures in excess of fifty thousand dollars
 29 in a calendar year, other than a candidate or ~~an authorized political~~ principal
 30 campaign committee of a candidate or a subsidiary committee thereof or a political

committee of a recognized political party, shall file all reports required by this Chapter electronically with the supervisory committee through the Board of Ethics Computerized Data Management System as provided in R.S. 42:1158.

(2) In addition to any other applicable penalties, the failure of a person or ~~political~~ committee required by Paragraph (1) of this Subsection to file a report electronically shall subject such person or ~~political~~ committee to penalties of five hundred dollars per day until the report is filed as required by this Subsection.

* * *

§1486. Proposition and recall elections; required reports; ~~recall elections~~

A.(1) Any person, including a ~~political~~ committee, who receives and accepts any contribution, loan, or transfer of funds, or makes any expenditure in support of or in opposition to a proposition or question submitted to the voters shall be required to file reports of such contributions and expenditures.

(2) Any person, including a ~~political~~ committee, who receives and accepts any contribution, loan, or transfer of funds, or makes any expenditure in support of or in opposition to the recall of a public officer shall be required to file reports of such contributions and expenditures.

(3) Except as otherwise specifically provided in this Section and in R.S. 18:1505.4 and 1505.5, the provisions for reporting and filing requirements, prohibited practices, recordkeeping, and penalties applicable to ~~political~~ committees shall apply to persons subject to the provisions of Paragraphs (1) and (2) of this Subsection.

B. ~~These requirements~~ The requirements of Subsection A of this Section shall be applicable only if the aggregate amount of contributions, loans, and transfers of funds received and accepted or expenditures made equals or exceeds ~~two hundred~~ five thousand dollars at any time during the aggregating period; ~~except that, with regard to expenditures made in support of or in opposition to a proposition or question submitted to the voters by a person who is not a candidate or a member of the principal campaign committee of a candidate or of a political committee, these requirements shall be applicable only if the aggregate amount of expenditures made~~

~~equals or exceeds one thousand dollars.~~ "Aggregating period" for purposes of this Section shall mean the period from the date on which the first contribution is received or the first expenditure is made by the person or ~~political~~ committee, whichever is earlier, through the closing date for the last report required to be filed in accordance with this Chapter.

C.(1) The reports required as provided in Paragraph A(1) of this Section shall be filed not later than the thirtieth day prior to the election, which shall be complete through the fortieth day prior to the election, not later than the tenth day prior to the election, which shall be complete through the twentieth day prior to the election, and not later than the fortieth day after the election, which shall be complete through the thirtieth day after the election. During the period from midnight of the twentieth day prior to the election and extending through midnight of election day a report shall be filed within forty-eight hours after the time any contribution, loan, or transfer of funds is received and accepted or expenditure in excess of ~~two hundred~~ five thousand dollars is made; if such time falls other than during regular working hours, this report shall be filed with the supervisory committee on the next working day after the report is otherwise due. Such report shall provide information relative to such contributions, loans, and transfers of funds and expenditures in excess of ~~two hundred~~ five thousand dollars as provided in R.S. 18:1491.6(C). If the report filed on the fortieth day after the election shows a deficit, the person or ~~political~~ committee reporting shall be required to file supplemental reports as required by R.S. 18:1491.6(D).

(2) Any person or ~~political~~ committee who is required to file reports as provided in ~~Paragraph A(2)~~ Paragraph (A)(2) of this Section shall file reports as provided in this Chapter according to the following schedule:

* * *

(d) If the recall effort is successful in having the recall question submitted to the voters, the person or ~~political~~ committee shall be required to file reports as provided in Paragraph (1) of this Subsection.

* * *

PART II. ~~POLITICAL~~ COMMITTEES§1491.1. Registration of ~~political~~ committees

A. Each ~~political~~ committee, including a subsidiary committee, which knows or anticipates that it will receive contributions or loans, make expenditures or loans, or make a transfer of funds to or receive a transfer of funds from another committee during a calendar year in the aggregate amount exceeding ~~five hundred~~ one thousand dollars shall file a statement of organization with the supervisory committee annually after January ~~1~~ first and no later than January ~~31~~ thirty-first of each calendar year. Any such committee organized after January ~~31~~ thirty-first shall file the required statement of organization no later than the tenth day after its organization. Any committee which, after January ~~31~~ thirty-first, knows or anticipates that it will receive contributions, loans, or transfers of funds or make expenditures, loans, or transfers of funds in the aggregate in excess of ~~five hundred~~ one thousand dollars during the calendar year shall file the required statement of organization within ten days after the date on which it has information which causes it to know or anticipate that it will receive such contributions, loans, or transfers of funds or make such expenditures, loans, or transfers of funds. If a ~~political~~ committee which knows or anticipates that it will receive contributions, loans, or transfers of funds or make expenditures, loans, or transfers of funds in the aggregate in excess of ~~five hundred~~ one thousand dollars during a calendar year, is organized within ten days prior to any election, it shall file the statement of organization required by this Section no later than the third day after such organizing. Any committee required to file supplemental reports under the provisions of R.S. 18:1491.6 shall file the annual statement of organization. The supervisory committee shall issue a certificate of registration to each committee which submits the statement required by this Subsection.

B. The statement of organization shall include:

* * *

(3) The name and address of the ~~campaign~~ treasurer of the committee, if any, and of any deputy ~~campaign~~ treasurers of the committee.

* * *

1 (5)

2 * * *

3 (d) A statement, if applicable, that the committee is organized as a leadership
 4 committee, an identification of the elected official with whom the committee is
 5 affiliated, and a certification by the committee that the committee is not making and
 6 will not make contributions, whether direct or in-kind, to the principal campaign
 7 committee of the elected official with which it is affiliated, or any subsidiary
 8 committee thereof, or expenditures for the purpose of supporting the election to
 9 public office of the elected official with which it is affiliated, or opposing the
 10 election to public office of any opponent of the elected official with which it is
 11 affiliated.

12 (e) A statement, if applicable, that the committee is organized as a joint
 13 fundraising committee pursuant to R.S. 18:1491.9 and the name and mailing address
 14 of each committee and organization participating in the joint fundraising agreement
 15 that designates the committee as the joint fundraising committee.

16 * * *

17 D. No committee shall receive contributions or loans, make expenditures or
 18 loans or make a transfer of funds to or receive a transfer of funds from another
 19 committee in the aggregate in excess of ~~five hundred~~ one thousand dollars in any
 20 calendar year until it has filed the annual statement of organization required by this
 21 Section. Any committee which violates the provisions of this Subsection shall be
 22 subject to the penalties provided in R.S. 18:1505.5 and R.S. 18:1505.6.

23 * * *

24 §1491.2. Statement of dissolution

25 A.(1) ~~Each political committee, including any subsidiary committee,~~ which
 26 after having filed an annual statement of organization wishes to dissolve shall file a
 27 statement of dissolution with the supervisory committee prior to dissolving stating
 28 that the committee has determined either of the following: or disband and (1)
 29 determines that

1 (a) That it no longer meets the criteria set forth in R.S. 18:1491.1(A), ~~or (2)~~
 2 determines that

3 (b) That it will no longer receive any contributions, loans, or transfers of
 4 funds and will no longer make any expenditures, loans, or transfers of funds, ~~shall~~
 5 file a statement of dissolution with the supervisory committee prior to dissolving.

6 (2) No committee which has unpaid debts or obligations or which has any
 7 funds on hand shall file a statement of dissolution; until any debts or obligations have
 8 been paid or otherwise extinguished and any funds have been expended or otherwise
 9 distributed.

10 (3) A statement of dissolution shall include the following: ~~(1) a~~

11 (a) A certified statement by the committee chairman and ~~campaign~~ treasurer,
 12 if any, that the committee has not received contributions, transfers of funds, or loans,
 13 or made expenditures, transfers of funds, or loans in the aggregate during the
 14 calendar year in excess of ~~five hundred~~ one thousand dollars and does not anticipate
 15 doing so, or ~~(2) a certified statement by the committee chairman and campaign~~
 16 ~~treasurer, if any,~~ that the committee will receive no contributions, transfers of funds,
 17 or loans and will make no expenditures, transfers of funds, or loans, during the
 18 remainder of the calendar year.

19 (b) ~~The committee shall file a~~ A report of contributions and expenditures
 20 containing the information required in R.S. 18:1491.7, ~~with the statement of~~
 21 ~~dissolution.~~

22 B. No ~~political~~ committee shall dissolve or file a statement of dissolution as
 23 provided in Subsection A ~~above~~ of this Section and reorganize under a modified
 24 name, charter, or organizational structure ~~merely~~ as a subterfuge to avoid the
 25 reporting and other requirements of this Part. Any committee which dissolves or
 26 files a statement of dissolution as provided in Subsection A ~~above~~ of this Section and
 27 is thereafter recreated with substantially the same membership and purposes with the
 28 intent to avoid the requirements of this Part, for purposes of this Part, shall be
 29 deemed not to have been dissolved and shall be subject to the provisions of this Part
 30 as if no dissolution had taken place and no statement of dissolution filed. In

1 addition, any committee which violates the provisions of this Subsection shall be
 2 subject to the penalties provided in R.S. 18:1505.4, 1505.5, and 1505.6 ~~R.S.~~
 3 ~~18:1505.5, and R.S. 18:1505.6.~~

4 §1491.3. Principal campaign committees; subsidiary committees; consolidation of
 5 reports

6 A. Each candidate may designate only one ~~political committee~~ as his
 7 principal campaign committee. Such designation shall be in writing and a copy
 8 thereof shall be filed with the supervisory committee no later than ten days after such
 9 designation is made. Any committee which designates subsidiary committees shall
 10 be a principal campaign committee and shall file a self-designation as a principal
 11 campaign committee with the supervisory committee at the time it first files a
 12 designation of a subsidiary committee. A principal campaign committee of a
 13 candidate shall report, in lieu of the candidate, all information required to be reported
 14 by the candidate pursuant to R.S. 18:1495.4 and R.S. 18:1495.5.

15 * * *

16 §1491.4. ~~Campaign~~ Committee treasurers; campaign depositories; expenditures;
 17 petty cash fund

18 A. The chairman of each ~~political~~ committee shall be the ~~campaign~~ treasurer
 19 of the ~~political~~ committee, unless the ~~political~~ committee appoints a ~~campaign~~
 20 treasurer. ~~Political committees~~ Committees also may appoint one or more deputy
 21 ~~campaign~~ treasurers. The names and addresses of any ~~campaign~~ treasurer or deputy
 22 ~~campaign~~ treasurer so appointed shall be filed with the supervisory committee in the
 23 statement of organization required by R.S. 18:1491.1, or if appointed after the
 24 statement of organization is filed, the names and addresses of any ~~campaign~~ treasurer
 25 or deputy ~~campaign~~ treasurer shall be reported to the supervisory committee within
 26 ten days following appointment.

27 B.(1) Any person may solicit contributions for or on behalf of the ~~political~~
 28 committee, or sell political paraphernalia, ~~including such items as buttons, flags and~~
 29 ~~literature~~, or tickets to a testimonial or other fund-raising event, provided that all
 30 contribution(s) or proceeds are transmitted directly to the chairman of the ~~political~~

1 committee or its ~~designated~~ treasurer or a ~~designated~~ deputy treasurer of the
2 ~~committee~~ together with such information as may be required by this Chapter. No
3 chairman of a ~~political~~ committee or designated treasurer or deputy treasurer shall
4 accept such funds without such information and they shall be responsible under the
5 provisions of this Chapter for any errors and omissions in records or reports of such
6 funds. Any contributions or transfer of funds received by a ~~political~~ committee
7 which has appointed a ~~campaign~~ treasurer shall be transferred to the ~~campaign~~
8 treasurer.

9 (2) When any person who is not the ~~campaign~~ treasurer or a deputy treasurer
10 of a ~~political~~ committee makes any expenditure for the committee, he shall transmit
11 directly to the ~~campaign~~ treasurer or a deputy treasurer all information concerning
12 the expenditure required by this Chapter. The ~~campaign~~ treasurer of the committee
13 shall be responsible under the provisions of this Chapter for any errors or omissions
14 in the records or reports of such expenditures.

15 (3) For purposes of all reports required by this Chapter, all contributions
16 received by or transferred to a ~~campaign~~ treasurer or a deputy treasurer of a ~~political~~
17 committee, and all expenditures made by a ~~campaign~~ treasurer or a deputy treasurer
18 of a ~~political~~ committee or by any other person on behalf of the committee, shall be
19 considered contributions or expenditures of the ~~political~~ committee.

20 C. ~~Deputy campaign treasurers~~ A deputy treasurer of a committee may
21 exercise any of the powers and duties of a ~~campaign~~ treasurer as set forth in this
22 Chapter when specifically authorized to do so by the ~~campaign~~ treasurer and the
23 chairman of the ~~political~~ committee.

24 D.(1) The chairman of each ~~political~~ committee shall designate one or more
25 national or state banks or state or federally chartered savings and loan associations
26 or savings banks, or state or federally chartered credit unions, as the campaign
27 depositories of the committee and may invest in a money market mutual fund,
28 certificate of deposit, or United States treasury security and designate such
29 investment or fund as a campaign depository. The committee chairman, the
30 committee ~~campaign~~ treasurer, and any deputy treasurers shall deposit any

1 contributions received by them into an account or accounts maintained at such
2 depository or depositories. No expenditure shall be made by any committee
3 chairman, committee ~~campaign~~ treasurer, deputy treasurer, or any other person on
4 behalf of the committee, except by check drawn on such account or accounts, except
5 as specifically provided in Paragraph (2) of this Subsection and Subsection E of this
6 Section. Each check drawn on any such account shall be made payable to a specific
7 person, except a check made payable to petty cash. Each check drawn on such an
8 account shall indicate the objects or services for which such check is drawn and such
9 check shall be maintained as part of the records required by R.S. 18:1491.5. The
10 name and address of such campaign depository so designated shall be filed with the
11 supervisory committee in the statement of organization required by R.S. 18:1491.1.
12 If any additional depositories are designated, they shall be reported within ten days
13 following such designation as required by R.S. 18:1491.1.

14 (2) An expenditure may be made by a committee chairman, committee
15 ~~campaign~~ treasurer, deputy treasurer, or other authorized person on behalf of the
16 committee by electronic funds transfer provided that the transfer of funds is to a
17 specific person and that records are maintained as to the objects or services for which
18 such transfer of funds was made. Detailed records of each electronic fund transfer
19 shall be maintained as part of the records required by R.S. 18:1491.5.

20 (3) A ~~political~~ committee, which is not the principal campaign committee or
21 designated subsidiary committee of a candidate, or that makes a contribution to a
22 candidate or to the principal campaign committee or designated subsidiary
23 committee of a candidate shall clearly indicate to the candidate or the principal
24 campaign committee or designated subsidiary committee of the candidate that the
25 contribution is from a political committee either by a designation on the check or by
26 a separate notification attached to the contribution.

27 E. A ~~political~~ committee may maintain a petty cash fund or funds. A petty
28 cash fund shall be maintained on an imprest system, that is, expenditures may be
29 made in cash from the fund, and the fund shall from time to time be restored to its
30 original amount by a transfer of funds from other committee funds of a sum equal

1 to the aggregate of the sums expended from the fund. No expenditure in excess of
2 two hundred dollars shall be made from the petty cash fund, and no expenditure shall
3 be made from the petty cash fund for any personal services, except for gratuities paid
4 for the serving of food or drink. No expenditure shall be made from the petty cash
5 fund in violation of R.S. 18:1531. A complete record of petty cash expenditures
6 shall be maintained in accordance with the provisions of R.S. 18:1491.5(D).

7 §1491.5. Maintenance of records; valuation of in-kind contributions and
8 expenditures

9 A. The chairman of each ~~political~~ committee and the ~~campaign~~ treasurer, ~~if~~
10 ~~the chairman does not act as campaign treasurer~~, shall be responsible for providing
11 and maintaining such records of ~~campaign~~ the finances of the committee as are
12 necessary to comply with the provisions of this Part, including but not limited to the
13 records specifically required by this Section.

14 B.(1) Except as otherwise provided in this Section, the ~~campaign~~ treasurer
15 of each ~~political~~ committee shall keep such records of ~~campaign~~ contributions
16 received and accepted by him or a deputy treasurer as shall be necessary to comply
17 with the provisions of this Part, including the names and addresses of all
18 contributors, and the date of each contribution, the amount or value of the
19 contribution of whatever value, and a description and valuation of all in-kind
20 contributions.

21 (2) Payments made to purchase raffle tickets, ~~campaign or paraphernalia;~~
22 ~~such as campaign pins, buttons, badges, flags, emblems, hats, shirts, banners,~~
23 ~~literature, and similar items~~, other than expenditures made by a ~~political~~ committee
24 for its own paraphernalia, and payments for tickets to testimonials and similar
25 fundraising events are contributions, and records thereof shall be maintained,
26 provided that:

27 (a) In the case of any single transaction involving the sale of raffle tickets or
28 ~~of items such as campaign pins, buttons, badges, flags, emblems, hats, banners,~~
29 ~~literature, and similar material~~ paraphernalia which is for an amount not in excess
30 of ~~twenty-five~~ fifty dollars and the proceeds of which are received and deposited by

1 a political committee, no record need be kept by the ~~campaign~~ treasurer for such
 2 recipient committee, except the total amount received and deposited from such sale
 3 and the fact that such amount was received from such sale.

4 (b) No person shall sell or buy raffle tickets or ~~campaign~~ paraphernalia in
 5 successive single transactions for amounts below those for which specific records are
 6 required by this Paragraph as a subterfuge to avoid requirements of this Part that
 7 names and addresses of contributors and dates and amounts of contributions be
 8 recorded, aggregated, and reported. Such transactions shall be considered single
 9 transactions and shall be recorded and reported as provided in this Part. Any person
 10 who violates the provisions of this Section shall be subject to the penalties provided
 11 in R.S. 18:1505.4, 1505.5, and 1505.6 ~~R.S. 18:1505.5, and R.S. 18:1505.6~~.

12 (3) The ~~campaign~~ treasurer of each ~~political~~ committee shall also keep such
 13 records of campaign expenditures made or contracted as shall be necessary to
 14 comply with the provisions of this Part, including the name and address of the person
 15 or firm from whom goods or services were purchased or contracted, the date, the
 16 amount or value and the purpose of the expenditure, a description of the goods or
 17 services purchased or contracted, and a description and valuation of all in-kind
 18 expenditures.

19 * * *

20 E. A record shall be kept of each loan made by the committee to or from any
 21 person or ~~political~~ committee, together with the full name and address of the lender,
 22 of the recipient of the proceeds of the loan, and of any person who makes any type
 23 of security agreement binding himself or his property, directly or indirectly, for the
 24 repayment of all or any part of the loan. In addition, a record shall be kept of the
 25 repayment of each such loan and of the source of funds expended for repayment.

26 * * *

27 H. Expenditures made by a public relations firm, an advertising agency, or
 28 agent for a ~~political~~ committee shall be considered expenditures of the ~~political~~
 29 committee and must be specifically reported as required by this Part. Each such
 30 firm, agency, or agent shall timely furnish to such ~~political~~ committee such

1 information relative thereto as may be required for compliance with this Part.
 2 Failure by any such firm, agency or agent to timely furnish a ~~political~~ committee
 3 such information required for compliance with this Part shall be grounds for a civil
 4 action for damages.

5 I. A ~~campaign~~ treasurer shall preserve records required by this Part for six
 6 years; ~~except~~ However, a ~~campaign~~ treasurer for a committee which supports only
 7 one candidate shall preserve such records for two years after the final report which
 8 he is required by this Part to file for the election has been filed, including any
 9 supplemental reports required.

10 J. The accounts and records kept by a ~~campaign~~ treasurer under the
 11 provisions of this Part shall be available for inspection or use by the supervisory
 12 committee in connection with any investigation pursuant to this Chapter, or by any
 13 grand jury or court in connection with any proceeding instituted under the provisions
 14 of this Chapter; however, such accounts and records shall be kept strictly
 15 confidential by the supervisory committee and any court, except to the extent any
 16 contents thereof may become a public record in any judicial proceeding to enforce
 17 the provisions of this Chapter.

18 §1491.6. Reports required; reporting times and periods

19 A. The chairman of a ~~political~~ committee and the ~~campaign~~ treasurer of the
 20 committee, if any, shall be responsible for filing a report of all information required
 21 in this Section and R.S. 18:1491.7 with the supervisory committee at the times
 22 required in this Section. The ~~political~~ committee chairman and ~~campaign~~ treasurer
 23 ~~of the committee~~, if any, shall certify, in each report, that the information contained
 24 in the report is true and correct to the best of their knowledge, information, and
 25 belief, that no expenditures have been made and no contributions have been received
 26 that are not reported therein, and that no information required by this Part has been
 27 deliberately omitted.

28 B. A report shall be filed for a ~~political~~ committee for each regularly
 29 scheduled election in which the committee participates according to the following
 30 schedule:

31 * * *

1 C. During the period beginning at midnight of the twentieth day prior to a
 2 primary election and extending through midnight of primary election day, and during
 3 the period beginning at midnight of the twentieth day prior to a general election and
 4 extending through midnight of general election day, each committee which is
 5 participating in the election shall file a report with the supervisory committee of:

6 (1)(a) The full name and address of each person from whom the committee
 7 has received and accepted a contribution, loan, or transfer of funds during such
 8 period in excess of the following amounts: a committee participating in the election
 9 of a candidate for any major office, ~~one~~ two thousand dollars; a committee
 10 participating in the election of a candidate for district office, ~~five hundred one~~
 11 thousand dollars; a committee participating in the election of a candidate for any
 12 other office, ~~two~~ five hundred ~~fifty~~ dollars. If the committee is participating in the
 13 election of candidates for offices with different reporting amounts, the amount shall
 14 be the lowest for any candidate in whose election the committee is participating or
 15 in which any committee is participating to which it makes or from which it receives
 16 a transfer of funds.

17 * * *

18 (2) Any expenditure in excess of ~~two~~ five hundred dollars made to a
 19 candidate, committee, or person required to file reports by this Chapter, who makes
 20 endorsements, including the full name and address of each person to whom such
 21 expenditure is made, the amount, date and purpose of each such expenditure, and a
 22 brief description and valuation of an in-kind expenditure.

23 * * *

24 D.(1) If the final report of a ~~political~~ committee for an election, as required
 25 by Paragraph (5), (6), or (7) of Subsection B of this Section, or the most recent
 26 monthly report of a such committee pursuant to Subsection I of this Section shows
 27 a deficit or a surplus, the chairman and treasurer of the committee, if any, shall file
 28 supplemental reports with the supervisory committee of all information required in
 29 R.S. 18:1491.7. Such reports shall be filed annually no later than February ~~fifteenth~~
 30 twenty-eighth and shall be complete through the preceding December thirty-first.

Such a supplemental report shall be filed each year until a report has been filed which shows no deficit and until any surplus campaign funds have been disposed of in accordance with R.S. 18:1505.2(I). The report on surplus funds shall disclose the disbursement of such funds in the same manner as expenditures are reported.

(2) A "deficit", for purposes of this Subsection, means debts or obligations owed by the ~~political~~ committee which are required to be reported by R.S. 18:1491.7(B)(14).

(3)(a) A report need not be filed under this Subsection if the committee is dissolved ~~or disbanded~~ and shows a deficit of less than ~~two thousand five hundred~~ five thousand dollars. However, if the ~~political~~ committee is dissolved ~~or disbanded~~ and its deficit is equal to or greater than ~~two thousand five hundred~~ five thousand dollars, the ~~political~~ committee shall file supplemental reports with the supervisory committee of all information required in R.S. 18:1491.7. Such report shall be filed annually no later than February ~~fifteenth~~ twenty-eighth and shall be complete through the preceding December thirty-first. Such report shall be filed each year for five years or until a report has been filed which shows no deficit or surplus.

(b) However, if after five years ~~the political~~ a committee with a deficit receives any contribution or if any repayment occurs on an outstanding debt or loan, such ~~political~~ committee shall file a supplemental report by the following February ~~fifteenth~~ twenty-eighth which shall be complete through the preceding December thirty-first.

(c) If the ~~political~~ committee has surplus campaign funds, a report need not be filed under this Subsection if such ~~political~~ committee files an annual report in accordance with Subsection E of this Section which includes such surplus campaign funds.

E. A report shall be filed for each committee of all information required in R.S. 18:1491.7 no later than February ~~fifteenth~~ twenty-eighth of each year which shall be complete as of the preceding December thirty-first. The annual report required by this Subsection shall not be required:

* * *

G. The reporting period for all reports of ~~political~~ committees, except the first report of a committee, shall be the period from the time through which the preceding report was complete through the closing date for the particular report. The reporting period for the first report of a committee shall be the period from the time when the committee was organized through the closing date for the particular report.

* * *

I.(1) A political committee ~~other than a principal or subsidiary campaign committee of a candidate~~ or an independent expenditure-only committee, may file monthly reports due no later than the ~~tenth~~ fifteenth day of the month following a month in which the committee accepts a contribution or some other receipt or makes an expenditure or some other disbursement rather than file the reports otherwise required by ~~Subsections B, (C)(1), and F~~ Subsections B and F and Paragraph (C)(1) of this Section.

(2) Such monthly reports shall include all of the information required to be included in a report pursuant to R.S. 18:1491.7.

(3) A political committee or an independent expenditure-only committee wishing to file monthly reports may do so upon written notification to the supervisory committee of its intention to do so delivered to the supervisory committee no less than forty-five days prior to the due date for the next report the committee would otherwise be required to file. The committee shall file its first monthly report no later than the month following the month in which such notification is so delivered. Such report shall include all information required for reports pursuant to R.S. 18:1491.7 for the period since the committee's last report.

(4) Nothing in this Subsection shall exempt a political committee or an independent expenditure-only committee from filing the reports required by Paragraphs (2) and (3) of Subsection C of this Section.

J. The provisions of this Section shall not apply to reports filed by a leadership committee.

1 §1491.6.1. Leadership committees; reports required

2 A. A leadership committee shall file monthly reports due no later than the
 3 fifteenth day of the month following a month in which the committee accepts a
 4 contribution or some other receipt or makes an expenditure or some other
 5 disbursement.

6 B. Monthly reports filed as provided in this Section shall include all of the
 7 information required to be included pursuant to R.S. 18:1491.7.

8 §1491.7. Reports; contents

9 A.(1) Unless otherwise specifically provided, each report required by this
 10 Part shall contain the following information:

11 ~~(1) (a) the~~ The name and address of the ~~political~~ committee for whom the
 12 report is ~~filed~~; filed.

13 ~~(2) (b) the~~ The name and address of the treasurer completing the ~~report~~;
 14 report.

15 ~~(3) (c) the~~ The names and addresses of the committee chairman and of the
 16 other principal ~~officers~~; officers.

17 (2) Unless otherwise specifically provided, each report by a political
 18 committee, principal campaign committee, or independent expenditure-only
 19 committee required by this Part shall contain the following information:

20 ~~(4) (a) the~~ The name, address, office sought, and party affiliation of each
 21 candidate whom the committee is supporting or opposing, and a designation as to
 22 whether such committee is supporting or opposing such ~~candidate~~; candidate.

23 ~~(5) (b) whether~~ Whether the committee is supporting or opposing the entire
 24 ticket of any party, and, if so, the name of the ~~party~~; party.

25 ~~(6) (c) if~~ If the report is for a principal campaign committee, a statement that
 26 the committee is a principal campaign committee and the name of the candidate; ~~if~~
 27 ~~any~~; and of all subsidiary committees for whom the principal campaign committee
 28 is reporting and the address of such committees, or if a committee has no address,
 29 the address of the committee chairman.

1 (3) Unless otherwise specifically provided, each report by a leadership
 2 committee required by this Part shall contain the name of the elected official with
 3 whom the leadership committee is affiliated.

4 B. Each report required to be in conformity with this Section shall contain
 5 the following information:

6 * * *

7 (4) Contributions received during the reporting period for which the report
 8 is being completed shall be reported, and the same shall be reported irrespective of
 9 the amount thereof except as otherwise provided, as follows:

10 (a) The full name and address of each person who has made one or more
 11 contributions, except contributions in the form of a payroll deduction or dues check-
 12 off system, to and which have been received and accepted by the ~~political~~ committee
 13 during the reporting period; the aggregate amount of such contributions, except
 14 in-kind contributions, from each person, and the date and amount of each such
 15 contribution; and a brief description of each in-kind contribution from each person,
 16 the valuation thereof made by the chairman and the ~~campaign~~ treasurer, and the date
 17 of the in-kind contribution.

18 (b) The full name and address of each person who has made one or more
 19 contributions in the form of a payroll deduction or dues check-off system in excess
 20 of ~~five~~ twenty-five dollars in the aggregate in a calendar year to and which have been
 21 received and accepted by the ~~political~~ committee during the reporting period, and the
 22 date and amount of each contribution. In the case of a political committee that
 23 supports multiple candidates or issues and receives over ten thousand contributions
 24 in the form of a payroll deduction or dues check-off system when no single
 25 contributor contributes in excess of ~~twenty-four~~ fifty dollars in the aggregate in a
 26 calendar year, such committee may elect to report the names and addresses of its
 27 contributors on an annual basis. Political committees making this election shall list
 28 the names and addresses of its contributors, the total amount of the contributions
 29 received per contributor, and the schedule of the receipt of such contributions on the

1 annual report due by February ~~fifteenth~~ twenty-eighth complete through the
2 preceding December thirty-first.

3 * * *

4 (5)(a) The gross proceeds received and accepted by the ~~political~~ committee
5 during the reporting period from the sale of ~~items such as political campaign pins,~~
6 ~~buttons, badges, flags, emblems, hats, banners, literature, and similar materials~~
7 paraphernalia. Purchases of ~~campaign items and materials~~ paraphernalia from the
8 committee which are made by the same person and are of such amount as to be
9 reportable, either singly or in the aggregate, as provided in Paragraph (4) of this
10 Subsection, shall be so reported; however, single transactions to purchase ~~campaign~~
11 ~~items or materials~~ paraphernalia which are not in excess of ~~twenty-five~~ fifty dollars
12 must be reported only in the report of gross proceeds and shall not be required to be
13 reported as provided in Paragraph (4) of this Subsection.

14 (b) The gross proceeds received and accepted by the ~~political~~ committee
15 during the reporting period from the sale of raffle tickets. Purchases of raffle tickets
16 that are made by the same person and are of such amount as to be reportable, either
17 singly or in the aggregate, as required in Paragraph (4) of this Subsection, shall be
18 so reported; however, single transactions to purchase raffle tickets which are not in
19 excess of ~~twenty-five~~ fifty dollars must be reported only in the report of gross
20 proceeds and shall not be required to be reported as provided in Paragraph (4) of this
21 Subsection.

22 (6) The gross proceeds received and accepted by the ~~political~~ committee
23 during the reporting period from the sale of tickets to testimonials or similar
24 fundraising events. The proceeds of any such sale shall be considered a contribution,
25 and such contributions shall also be reported as provided in Paragraph (4).

26 (7) The name and address of each ~~political~~ committee from which the
27 reporting ~~political~~ committee received and accepted any transfer of funds during the
28 reporting period, and the amount of each such transfer.

29 (8) Any other cash receipts, not contributions, received from any other
30 source not included above during the reporting period, for example, refunds of

1 overpayments or excess contributions and the nature, source, and an explanation
2 thereof.

3 * * *

4 (10) The date and amount of each loan for campaign purposes made or
5 received by the ~~political~~ committee to or from any person or ~~political~~ committee
6 during the reporting period, together with the full name and address of the lender, of
7 the recipient of the proceeds of the loan, and of any person who makes any type of
8 security agreement binding himself or his property, directly or indirectly, for the
9 repayment of all or any part of the loan.

10 * * *

11 (13) The full name and address of each person to whom an expenditure has
12 been made by the committee during the reporting period. The amount, a description
13 of the purpose as it relates to the expenditure, the date of each expenditure, and, for
14 all committees other than leadership committees, the name and address of and office
15 sought by candidates on whose behalf each such expenditure was made shall be
16 reported. A brief description of an in-kind expenditure shall be given, as well as the
17 valuation made by the chairman and the ~~campaign~~ treasurer and the date(s) of the
18 expenditure. When multiple expenditures have been made to the same person during
19 the reporting period, the aggregate amount of such expenditures, other than in-kind
20 expenditures, and the aggregate valuation of in-kind expenditures shall be reported
21 for each such person. The aggregate of all expenditures made during the reporting
22 period, other than in-kind expenditures, and the aggregate valuation of all in-kind
23 expenditures shall also be reported. The aggregate amount expended for each
24 candidate shall also be reported.

25 (14) The amount and nature of debts and obligations owed by or to the
26 ~~political~~ committee during the reporting period which relate to the conduct of any
27 political campaign, including but not limited to loans required to be reported under
28 Paragraph (10) of this Subsection.

29 * * *

(18) The name and address of each ~~political~~ committee to which the reporting ~~political~~ committee made a transfer of funds, during the reporting period, and the date and amount of each such transfer.

* * *

(22) The total amount of expenditures during the reporting period made in relation to the publication, distribution, transportation, or transmission of statements relative to candidates ~~or propositions~~ which do not fully disclose the name of the individual or the name of the association, organization, committee, or corporation and the full and correct name and address of its chairman or other chief administrative officer and whether or not such individual, association, organization, committee, or corporation supports or opposes such candidate ~~or proposition~~.

C.(1) Expenditures made by a public relations firm, an advertising agency, or agent for a ~~political~~ committee shall be considered expenditures of the ~~political~~ committee and must be reported as required by this Section. Each such firm, agency, or agent, which makes any expenditure for any ~~political~~ committee shall timely furnish to such ~~political~~ committee such information relative thereto as may be required for compliance with this Part.

(2) The committee may report expenditures made to a public relations firm, advertising agency, or agent as an expenditure made to the public relations firm, advertising agency, or agent if the expenditure is less than five thousand dollars. However, expenditures of five thousand dollars or more made to a public relations firm, advertising agency, or agent shall be reported as expenditures made to the payee.

* * *

§1491.8. Small campaigns; affidavit in lieu of reports

Any ~~political~~ committee which did not receive a contribution in excess of ~~two~~ five hundred dollars and which did not make expenditures totaling in excess of ~~five~~ ten thousand dollars in the aggregate during the aggregating period, may file an affidavit setting out such facts, in lieu of any report required by R.S. 18:1491.6; but a separate affidavit shall be required in lieu of any such report.

1 §1491.9. Joint fundraising; joint fundraising representative or committee; authority,
2 requirements, and prohibitions

3 A.(1) Committees may, pursuant to a written joint fundraising agreement,
4 engage in joint fundraising efforts with other committees registered with the
5 supervisory committee pursuant to this Chapter, committees registered with the
6 Federal Election Commission, or with unregistered committees and organizations
7 including any of the following:

8 (a) A principal campaign committee.

9 (b) A state party central committee, or committee designated thereby.

10 (c) A leadership committee.

11 (d) An independent expenditure-only committee.

12 (e) An organization exempt from federal income tax under Section 501 of
13 the Internal Revenue Code.

14 (f) An entity that accepts contributions and makes expenditures for a
15 gubernatorial transition and inauguration pursuant to R.S. 18:1501.3.

16 (2) For purposes of this Section, "participants" means all committees and
17 organizations that enter into a joint fundraising agreement.

18 B.(1) Prior to engaging in joint fundraising activities, the participants shall
19 execute a joint fundraising agreement. The agreement shall designate a joint
20 fundraising representative as provided in Subsection C of this Section and establish
21 an allocation formula as provided in Subsection E of this Section.

22 (2) The joint fundraising representative shall file the written agreement with
23 the supervisory committee within ten days after the date that the agreement is
24 executed. If a committee is designated as the joint fundraising representative, the
25 committee chairman shall file the written joint fundraising agreement with the
26 supervisory committee within ten days after the date that the agreement is executed
27 or within ten days following the date that the committee's statement of organization
28 is filed with the supervisory committee, whichever is later. A joint fundraising
29 committee's statement of organization and written joint fundraising agreement may

1 be filed electronically by facsimile or through the Board of Ethics Computerized
2 Data Management System as provided in R.S. 18:1485 and R.S. 42:1158.

3 (3) The joint fundraising representative shall retain the written joint
4 fundraising agreement for a period of at least six years following the last joint
5 fundraising effort conducted pursuant to the agreement.

6 C. The participants shall designate a joint fundraising representative pursuant
7 to one of the following:

8 (1) The participants may designate a person, including a professional
9 fundraising firm, accounting firm, or other agent, to serve as the joint fundraising
10 representative. In such case, each participant shall report the contributions received
11 through a joint fundraising effort as if the contributions were received directly by the
12 participant from the contributor and as if the participant's share of expenses of the
13 joint fundraising effort were made directly by the participant, to be reported as an
14 expenditure of the participant. Notwithstanding R.S. 18:1483(17), a person shall not
15 be considered a political committee if acting solely as a financial agent to solicit and
16 receive contributions for participants, distribute contributions to participants, or
17 make expenditures on behalf of participants as provided in this Section.

18 (2) The participants may designate a political committee to serve as the joint
19 fundraising representative, referred to in this Section as a "joint fundraising
20 committee". A joint fundraising committee shall report all contributions made to the
21 joint fundraising effort as contributions to the joint fundraising committee and shall
22 report the distribution of proceeds pursuant to this Section as expenditures made to
23 the participants pursuant to R.S. 18:1491.6, 1491.6.1, and 1491.7. Each participant
24 shall report the amounts received from the joint fundraising committee as
25 contributions from each contributor. The joint fundraising committee chairman shall
26 be responsible for all duties of the joint fundraising representative provided for in
27 this Section. Within ten days following the execution of the joint fundraising
28 agreement, the joint fundraising committee shall file a statement of organization with
29 the supervisory committee as provided in R.S. 18:1491.1.

1 D.(1) The joint fundraising representative shall make expenditures and shall
2 collect contributions, pay fundraising costs from gross proceeds and from funds
3 advanced by participants, and disburse net proceeds to each participant as provided
4 in this Section.

5 (2) The joint fundraising representative shall be responsible for managing
6 all joint fundraising activities, including but not limited to the following:

7 (a) Recordkeeping and reporting as required by this Chapter or federal law.

8 (b) Collecting all contributions on behalf of the participants.

9 (c) Paying all costs of the joint fundraising effort incurred with gross
10 proceeds from the dedicated depository account or from funds contributed to the
11 dedicated depository account by the participants.

12 (d) Distributing net proceeds to each participant according to the allocation
13 formula or as otherwise provided in this Section.

14 E. The allocation formula adopted by the participants shall be stated in the
15 written agreement as the amount or percentage of each contribution received to be
16 allocated to each participant. If a participant participates solely for purposes of
17 receiving contributions to retire outstanding debts, the allocation formula shall
18 provide that if contributions allocated to the participant exceed the outstanding debts,
19 the allocation formula shall be adjusted.

20 F. The joint fundraising representative shall establish a dedicated depository
21 account to be used solely for the receipt of contributions received through the joint
22 fundraising effort, the payment of costs associated with the joint fundraising effort,
23 and distribution of contributions received to the participants. Only lawful
24 contributions and advanced funds shall be deposited into the dedicated depository
25 account.

26 G.(1) The fundraising representative shall collect and provide to participants
27 all contributor information required by R.S. 18:1491.7.

28 (2) Participants shall provide to the joint fundraising representative all
29 contributor information related to contributions received by the participant during
30 the contribution period.

1 (3) Prior to distributing any contributions received through the joint
2 fundraising effort, the joint fundraising representative and participants shall review
3 contributor records and determine whether any contributions violate the provisions
4 of this Chapter.

5 H.(1) Except as provided in Paragraph (2) of this Subsection, the amount of
6 funds advanced by each participant for fundraising costs shall be made in proportion
7 to the allocation formula.

8 (2) A participant may advance more than its proportionate share of the
9 fundraising costs, however, the amount advanced in excess of the participant's
10 proportionate share shall be considered a contribution made to the other participants
11 in accordance with the allocation formula, subject to the contribution limitations
12 provided in R.S. 18:1505.2.

13 I.(1) A person not otherwise prohibited by this Chapter from making
14 contributions to each participant may make a contribution to a joint fundraising
15 effort, subject to the contribution limits provided in R.S. 18:1505.2.

16 (2) The maximum contribution that may be received by the joint fundraising
17 representative from a contributor shall not exceed the contribution limitations set
18 forth in R.S. 18:1505.2 for each participant in the aggregate less any contributions
19 previously received by each respective participant from the specific contributor.

20 (3) Contributions may be designated by a contributor for a specific
21 participant or participants. The calculation of the maximum contribution limitation
22 for that specific contribution shall only include the maximum lawful amount for the
23 participant or participants from the particular contributor.

24 (4) For purposes of calculating the maximum contribution limitation, gross
25 proceeds shall be considered for the calculation of the amount of funds received by
26 each participant.

27 J. The joint fundraising representative shall deposit all contributions received
28 through the joint fundraising effort in the dedicated depository account. If one or
29 more participants may lawfully accept contributions that another participant may not
30 lawfully accept, the joint fundraising representative may either deposit such

1 contributions in a second depository account established for that purpose or may
2 forward such contributions directly to the appropriate participant or participants.

3 K.(1) The joint fundraising representative may distribute fundraising
4 proceeds to participants only after sufficient contributions are received and
5 correlating fundraising costs are paid.

6 (2) For reporting purposes, the date a contribution is deposited in the account
7 of the party responsible for reporting the contribution shall be deemed the date of
8 receipt of the contribution. For electronic transmission of a contribution, the date of
9 the completed transmission to the party responsible for reporting the contribution
10 shall be deemed the date of the receipt of the contribution.

11 (3) Participants shall report joint fundraising proceeds in accordance with
12 R.S. 18:1491.6, 1491.6.1, and 1491.7 in the reporting period in which they are
13 received by the participant. If any contributor's information is not known by the
14 close of the reporting period, the participant or participants shall report all available
15 information and amend the appropriate report once all contributor information is
16 known, but no later than fifteen days after the close of the reporting period.

17 L.(1) Reallocation of surplus funds shall be based upon the remaining
18 participants' proportionate shares under the allocation formula. However, if
19 reallocation would result in a violation of a contribution limit provided in R.S.
20 18:1505.2 or federal law, the joint fundraising representative shall return to the
21 contributor the amount of the contribution that exceeds the limit.

22 (2) Notwithstanding Paragraph (1) of this Subsection, designated
23 contributions which exceed the contributor's limit to the designated participant may
24 not be reallocated by the fundraising representative without the prior written
25 permission of the contributor.

26 M.(1) Fundraising costs of a joint fundraising event shall be paid by the joint
27 fundraising representative from the gross proceeds of the event.

28 (2) The joint fundraising representative shall calculate each participant's
29 proportionate share of fundraising costs based on the allocation formula set forth in
30 the joint fundraising agreement. If any contributions are received from prohibited

1 sources and distributed only to participants that may lawfully accept such
2 contributions or contributions are designated for a certain participant or participants,
3 those funds shall not be included in gross proceeds for the purpose of allocating
4 expenses.

5 (3) The joint fundraising representative shall calculate each participant's
6 share of the proceeds by subtracting fundraising costs from the gross proceeds and
7 allocating the remaining amount in accordance with the allocation formula.

8 (4) The costs from a series of fundraising events or activities shall be
9 allocated among the participants of each individual event.

10 N. Any solicitation for contributions made pursuant to this Section shall
11 include a joint fundraising notice. The notice may be made accessible via a
12 hyperlink or QR code, provided the recipient shall take no more than one action to
13 view the disclaimer. The notice shall include the following information:

14 (1) The names of all the participants of the joint fundraising effort.

15 (2) The allocation formula adopted by the participants.

16 (3) A statement that, notwithstanding the allocation formula, a contributor
17 may designate a contribution for a particular participant or participants.

18 (4) A statement that contributions will be distributed in accordance with the
19 allocation formula unless the distribution would exceed the maximum contribution
20 that may be received by a participant, a participant is prohibited from accepting a
21 contribution from the contributor, or the contribution is designated for a particular
22 participant or participants.

23 (5) If one or more participants engage in a joint fundraising activity solely
24 to receive contributions to pay outstanding debts, a statement informing contributors
25 that the allocation formula may be adjusted if a participant receives sufficient
26 contributions to pay its outstanding debts.

27 (6) A statement that contributions will be distributed only to those
28 participants that may lawfully accept them.

O. The joint fundraising representative shall retain all records required by R.S. 18:1491.5 regarding disbursement of contributions for a period of at least six years following the date of the disbursement.

* * *

§1495.2. Campaign treasurers; campaign depositories; expenditures; petty cash fund

A. The candidate shall be his own campaign treasurer, unless he appoints a campaign treasurer. ~~Candidates also may appoint one or more deputy campaign treasurers.~~ The ~~names and addresses of any~~ name and address of the campaign treasurer ~~or deputy campaign treasurer so appointed~~ shall be filed with the supervisory committee at the time of the first report following appointment. Changes in appointment shall be reported in the first report after such change.

B.(1) Any person may solicit contributions for or on behalf of a candidate; or sell ~~political paraphernalia, including such items as buttons, flags and literature,~~ or tickets to a testimonial or other fund-raising event, provided that all contribution(s) or proceeds are transmitted directly to the candidate or his designated treasurer ~~or a designated deputy treasurer~~ together with such information as may be required by this Chapter. No candidate or designated treasurer ~~or deputy treasurer~~ shall accept such funds without such information and they shall be responsible under the provisions of this Chapter for any errors and omissions in records or reports for such funds. Any contribution received by a candidate who has appointed a campaign treasurer shall be transferred to the campaign treasurer.

(2) When any person who is not the campaign treasurer ~~or a deputy treasurer~~ of a candidate makes any expenditure for the candidate, he shall transmit directly to the campaign treasurer ~~or a deputy treasurer~~ all information concerning the expenditure required by this Chapter. The candidate and his campaign treasurer, if any, shall be responsible under the provisions of this Chapter for any errors or omissions in the records or reports of such expenditures.

(3) For purposes of all reports required by this Chapter, all contributions received by or transferred to a campaign treasurer ~~or a deputy treasurer~~ of a candidate and all expenditures made by a campaign treasurer ~~or a deputy treasurer~~

1 ~~of a candidate~~ or by any other person on behalf of the candidate, shall be considered
2 contributions or expenditures of the candidate.

3 C. ~~Deputy campaign treasurers of a candidate may exercise any of the~~
4 ~~powers and duties of a campaign treasurer as set forth in this Chapter when~~
5 ~~specifically authorized to do so by the campaign treasurer and the candidate.~~

6 D.(1) The candidate shall designate one or more national or state banks or
7 state or federally chartered savings and loan associations or savings banks, or state
8 or federally chartered credit unions, as his campaign depositories and may invest in
9 a money market mutual fund and designate such fund as a campaign depository. The
10 candidate; and his campaign treasurer; ~~and any deputy treasurers~~ shall deposit any
11 contributions received by them into an account or accounts maintained at such
12 depository or depositories. No expenditure shall be made by any candidate,
13 campaign treasurer, ~~deputy treasurer~~, or any other person on behalf of the candidate,
14 except by check drawn on such account or accounts, except as specifically provided
15 in Paragraph (2) of this Subsection and Subsection ~~E~~ D of this Section. Each check
16 drawn on any such account shall be made payable to a specific person, except a
17 check made payable to petty cash. Each check drawn on such an account shall
18 indicate the objects or services for which such check is drawn and such check shall
19 be maintained as part of the records required by R.S. 18:1495.3. The name and
20 address of each campaign depository so designated shall be filed with the
21 supervisory committee in the first report after such designation. If any additional
22 depositories are designated, they shall be reported in the first report following such
23 designation.

24 (2) An expenditure may be made by the candidate, campaign treasurer,
25 ~~deputy treasurer~~, or other authorized person on behalf of the candidate by electronic
26 funds transfer provided that the transfer of funds is to a specific person and that
27 records are maintained as to the objects or services for which such transfer of funds
28 was made. Detailed records of each electronic fund transfer shall be maintained as
29 part of the records required by R.S. 18:1495.3.

E.D. A candidate may maintain a petty cash fund or funds. A petty cash fund shall be maintained on an imprest system, that is, expenditures may be made in cash from the fund, and the fund shall from time to time be restored to its original amount by a transfer of funds from other funds of the candidate of a sum equal to the aggregate of the sums expended from the fund. No expenditure in excess of two hundred dollars shall be made from the petty cash fund, and no expenditure shall be made from the petty cash fund for any personal services, except for gratuities paid for the serving of food or drink. No expenditure shall be made from the petty cash fund in violation of R.S. 18:1531. A complete record of petty cash expenditures shall be maintained in accordance with the provisions of R.S. 18:1495.3(D).

E. Any person not prohibited by law from doing so, including any candidate or elected official, may solicit contributions on behalf of any committee. Any such contributions shall be considered contributions made to the committee and reported
by the respective committee pursuant to R.S. 18:1491.6 and 1491.7.

§1495.3. Maintenance of records; valuation of in-kind contributions and expenditures

* * *

B.(1) Except as otherwise provided in this Section, the campaign treasurer for each candidate shall keep such records of campaign contributions received and accepted by him or ~~a deputy treasurer~~ as shall be necessary to comply with the provisions of this Part, including the names and addresses of all contributors, the date of each contribution, the amount or value of the contribution of whatever value, and a description and valuation of all in-kind contributions.

(2) Payments made to purchase raffle tickets; or campaign paraphernalia, such as campaign pins, buttons, badges, flags, emblems, hats, shirts, banners, literature, and similar items, other than expenditures made by a candidate for his own paraphernalia, and payments for tickets to testimonials and similar fundraising events are contributions, and records thereof shall be maintained, provided that:

(a) In the case of any single transaction involving the sale of raffle tickets or ~~of items such as campaign pins, buttons, badges, flags, emblems, hats, banners,~~

1 ~~literature, and similar material~~ paraphernalia which is for an amount not in excess
 2 of ~~twenty-five~~ fifty dollars and the proceeds of which are received and deposited by
 3 a candidate, no record need be kept by the campaign treasurer for such recipient
 4 candidate, except the total amount received and deposited from such sale and the fact
 5 that such amount was received from such sale.

6 * * *

7 E. A record shall be kept of each loan made by the candidate to or from any
 8 person or ~~political~~ committee, together with the full name and address of the lender,
 9 of the recipient of the proceeds of the loan, and of any person who makes any type
 10 of security agreement binding himself or his property, directly or indirectly, for the
 11 repayment of all or any part of the loan. In addition, a record shall be kept of the
 12 repayment of each such loan and of the source of funds expended for repayment.

13 * * *

14 §1495.4. Reports required; reporting times and periods; extension

15 * * *

16 C. During the period beginning at midnight of the twentieth day prior to a
 17 primary election and extending through midnight of primary election day, and during
 18 the period beginning at midnight of the twentieth day prior to a general election and
 19 extending through midnight of general election day, each candidate shall file a report
 20 with the supervisory committee of:

21 (1)(a) The full name and address of each person from whom the candidate
 22 has received and accepted a contribution or loan during such period in excess of the
 23 following amounts: a candidate for any major office, ~~one~~ two thousand dollars; a
 24 candidate for district office, ~~five hundred~~ one thousand dollars; a candidate for any
 25 other office, ~~two hundred fifty~~ five hundred dollars.

26 * * *

27 (2) Any expenditure in excess of ~~two~~ five hundred dollars made to a
 28 candidate, committee, or person required to file reports by this Chapter, who makes
 29 endorsements, including the full name and address of each person to whom such

1 expenditure is made, the amount, date, and purpose of each such expenditure, and
2 a brief description and valuation of an in-kind expenditure.

3 * * *

4 D.(1) If the final report of a candidate for an election, as required by
5 Paragraph (5), (6), or (7) of Subsection B of this Section, shows a deficit or a surplus,
6 the candidate and his treasurer, if any, shall file supplemental reports with the
7 supervisory committee of all information required in R.S. 18:1495.5. Such reports
8 shall be filed annually no later than February ~~fifteenth~~ twenty-eighth and shall be
9 complete through the preceding December thirty-first. Such a supplemental report
10 shall be filed each year until a report has been filed which shows no deficit and until
11 any surplus campaign funds have been disposed of in accordance with R.S.
12 18:1505.2(I). The report on surplus funds shall disclose the disbursement of such
13 funds in the same manner as expenditures are reported.

14 * * *

15 (3)(a) A report need not be filed under this Subsection if the candidate is not
16 an elected public official and shows either a deficit or a surplus of less than ~~two~~
17 ~~thousand five hundred~~ five thousand dollars. However, if the candidate is not an
18 elected public official and his deficit or surplus is equal to or greater than ~~two~~
19 ~~thousand five hundred~~ five thousand dollars, the candidate shall file supplemental
20 reports with the supervisory committee of all information required in R.S. 18:1495.5.
21 Such report shall be filed annually no later than February ~~fifteenth~~ twenty-eighth and
22 shall be complete through the preceding December thirty-first. Such report shall be
23 filed each year for five years or until a report has been filed which shows no deficit
24 or surplus.

25 * * *

26 §1495.5. Reports; contents

27 * * *

28 B. Each report required to be in conformity with this Section shall contain
29 the following information:

30 * * *

(5)(a) The gross proceeds received and accepted by the candidate during the reporting period from the sale of ~~items such as political campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials~~ paraphernalia. Purchases of such campaign ~~items and materials~~ paraphernalia which are made by the same person and which are of such amount as to be reportable, either singly or in the aggregate, as required in Paragraph (4) of this Subsection, shall be so reported; however, single transactions to purchase campaign items or materials which are not in excess of ~~twenty-five~~ fifty dollars must be reported only in the report of gross proceeds and shall not be required to be reported as provided in Paragraph (4) of this Subsection.

(b) The gross proceeds received and accepted by the candidate during the reporting period from the sale of raffle tickets. Purchases of raffle tickets that are made by the same person and are of such amount as to be reportable, either singly or in the aggregate, as provided in Paragraph (4) of this Subsection, shall be so reported; however, single transactions to purchase raffle tickets which are not in excess of ~~twenty-five~~ fifty dollars must be reported only in the report of gross proceeds and shall not be required to be reported as provided in Paragraph (4) of this Subsection.

* * *

(9) The date and amount of each loan for campaign purposes made or received by the candidate to or from any person or ~~political~~ committee during the reporting period, together with the full name and address of the lender, of the recipient of the proceeds of the loan, and of any person who makes any type of security agreement binding himself or his property, directly or indirectly, for the repayment of all or any part of the loan.

* * *

C.(1) Expenditures made by a public relations firm, an advertising agency, or agent for a candidate shall be considered expenditures of the candidate and must be reported as required by this Section. Each such firm, agency, or agent which

1 makes any expenditure for any candidate shall timely furnish to such candidate such
 2 information relative thereto as may be required for compliance with this Part.

3 (2) The candidate may report expenditures made to a public relations firm,
 4 advertising agency, or agent as an expenditure made to the public relations firm.
 5 advertising agency, or agent if the expenditure is less than five thousand dollars.
 6 However, expenditures of five thousand dollars or more made to a public relations
 7 firm, advertising agency, or agent shall be reported as expenditures made to the
 8 payee.

9 * * *

10 §1495.6. Small campaigns; affidavit in lieu of reports

11 Any candidate, for a major or district office required by this Chapter to file
 12 reports of information as provided in R.S. 18:1495.5, who did not receive a
 13 contribution in excess of ~~two~~ five hundred dollars and who did not make
 14 expenditures totaling in excess of ~~five~~ ten thousand dollars in the aggregate during
 15 the aggregating period, may file an affidavit setting out such facts in lieu of each
 16 report required by R.S. 18:1495.4, but a separate affidavit shall be required in lieu
 17 of each such report.

18 * * *

19 §1501.1. Reports by persons not candidates or committees

20 A.(1) Any person, other than a candidate or a ~~political~~ committee, who
 21 makes any expenditure ~~or who accepts a contribution, other than to or from a~~
 22 ~~candidate or to or from a political committee,~~ for express advocacy supporting or
 23 opposing the nomination or election of a person to public office, the recall of a public
 24 official, or a proposition or question submitted to the voters, or for a communication
 25 for which the only reasonable conclusion to be drawn from the presentation and
 26 content is that it is intended to appeal to vote for or against a specific candidate or
 27 for or against the recall of a specific elected official or a proposition or question
 28 submitted to the voters shall file reports if ~~either said~~ such expenditures ~~or said~~
 29 ~~contributions~~ exceed ~~five hundred~~ one thousand dollars in the aggregate during the
 30 aggregating period as defined for committees.

1 (2)(a) Each person, other than a candidate or ~~political~~ committee, who makes
 2 an expenditure on behalf of a candidate, independent expenditure-only committee,
 3 political committee, or principal campaign committee for purposes of canvassing,
 4 irrespective of the amount expended, shall submit in writing to the respective
 5 candidate or ~~political~~ committee on whose behalf such expenditure was made the full
 6 name; and address ~~and the last four digits of the social security number~~ of each
 7 individual to whom such an expenditure was made.

8 (b) Each person, other than a candidate or committee, who makes an
 9 expenditure on behalf of a candidate, independent expenditure-only committee,
 10 political committee, or principal campaign committee for purposes of canvassing in
 11 an amount of at least six hundred dollars shall maintain for six years a written record
 12 of the last four digits of the social security number of each individual to whom such
 13 expenditure was made or submit in writing to the respective candidate or committee
 14 on whose behalf such expenditure was made the last four digits of the social security
 15 number of each individual to whom such expenditure was made.

16 B. Such reports shall be filed at the same time, shall contain the same
 17 information, and shall be certified correct in the same manner as reports required of
 18 ~~political~~ principal campaign committees by this Chapter. However, a person that is
 19 not a candidate or committee shall not be required to include in such reports
 20 information about contributions or contributors or identify contributors, unless a
 21 contributor has designated his contribution for any purpose provided for in
 22 Subparagraph (A)(1)(a) of this Section; in which case, such reports shall include the
 23 name and address of the contributor who made the designated contribution and the
 24 amount and date of the designated contribution.

25 C. In addition to the reports filed in Subsection B of this Section, during the
 26 period beginning at midnight of the twentieth day prior to a primary election and
 27 extending through midnight of primary election day, and during the period beginning
 28 at midnight of the twentieth day prior to a general election and extending through
 29 midnight of general election day, any person, other than a candidate or a ~~political~~
 30 committee, who makes any expenditure ~~or who accepts a contribution~~ provided for

in Subsection A of this Section, other than to ~~or from~~ a candidate or to ~~or from~~ a political committee, shall file a report with the supervisory committee of:

(1) The full name and address of each person ~~from whom such person has received and accepted a contribution, or~~ to whom such person has made an expenditure during such period in excess of ~~the following amounts:~~ one thousand dollars.

~~(a) In support or opposition to a candidate for any major office, one thousand dollars.~~

~~(b) In support or opposition to a candidate for district office, five hundred dollars.~~

~~(c) In support or opposition to a candidate for any other office, five hundred dollars.~~

(2) Each report required by this Subsection shall be filed within forty-eight hours after the time the ~~contribution is received or~~ expenditure is made. If such time falls ~~other than during~~ outside of regular ~~working office~~ hours, the report shall be filed as soon as possible after the opening of the office of the supervisory committee on the next working day after the time at which the report is otherwise due.

* * *

§1501.3. Gubernatorial transition and inauguration; contribution limits; reports

* * *

C. On or before the sixtieth day after the gubernatorial inauguration and by February ~~fifteenth~~ twenty-eighth annually thereafter until all contributions have been expended or used, the governor shall file an all-inclusive report with the supervisory committee. Each report shall be complete through January thirty-first. Each report ~~which~~ shall state:

* * *

G. No person who contracts, is employed, or volunteers for a gubernatorial transition or inauguration shall be considered a public servant for purposes of the Code of Governmental Ethics by reason of such contract, employment, or volunteer service.

* * *

1 §1505.2. Contributions; expenditures; certain prohibitions and limitations

2 A.(1) No person shall give, furnish, or contribute monies, materials, supplies,
3 or make loans to or in support of a candidate or to any ~~political~~ committee, through
4 or in the name of another, directly or indirectly. This prohibition shall not apply to
5 dues or membership fees of any membership organization or corporation made by
6 its members or stockholders, if such membership organization or corporation is not
7 organized primarily for the purpose of supporting, opposing, or otherwise
8 influencing the nomination for election, or election of any person to public office.

9 * * *

10 B.(1) No candidate, ~~political or~~ committee, ~~or other person required to file~~
11 ~~reports under this Chapter~~ shall make any expenditure from funds the source of
12 which is anonymous, and any contribution received by a candidate, ~~political or~~
13 ~~committee, or other person required to file reports under this Chapter~~ from an
14 anonymous source and deposited shall be reported as provided in R.S.
15 18:1491.7(B)(19) and R.S. 18:1495.5(B)(18) and shall escheat to the state and shall
16 be paid over to the state by such candidate, ~~political or~~ committee, ~~or other such~~
17 ~~person.~~

18 (2) Any single transaction involving the sale of ~~items such as political~~
19 ~~campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar~~
20 ~~materials paraphernalia~~, which transaction is for not in excess of ~~twenty-five~~ fifty
21 dollars and in which transaction the purchaser is not known, shall not be deemed to
22 constitute an anonymous contribution under the provisions of this Subsection.

23 C.(1) No person shall make a cash contribution to a candidate or a committee
24 and no candidate or committee shall receive cash contributions in excess of ~~one~~ two
25 hundred dollars during any calendar year. Any contribution in excess of such ~~one~~
26 two hundred dollar aggregate amount, other than an in-kind contribution, shall be
27 made by an instrument containing the name of the ~~donor~~ contributor and the name
28 of the payee.

29 (2) Upon receipt of a cash contribution of ~~one~~ two hundred dollars or less,
30 the candidate or committee receiving the contribution shall provide to the contributor

1 a receipt for the exact amount of the contribution; such receipt shall contain the name
 2 and address of the contributor, shall be signed by the contributor, and the candidate
 3 or committee receiving the contribution shall retain a copy of the receipt. If the
 4 contributor refuses to furnish his name or address or refuses to sign the receipt, the
 5 contribution shall be immediately returned to said contributor. If the contributor is
 6 unable to write, he shall affix his mark to the receipt, and the person receiving the
 7 contribution shall affix the name of the incapacitated person to the receipt, provided
 8 he does so in the presence of a witness who shall also sign his name as witness to the
 9 mark. The copy of the receipt retained by the candidate or committee provided for
 10 in this Subsection shall be available to the supervisory committee for inspection.
 11 The supervisory committee shall promulgate rules and regulations relative to the
 12 receipt required by this Subsection.

13 D.

14 * * *

15 (3)

16 * * *

17 (b)(i) No organization shall directly or indirectly have as a condition of
 18 membership or participation the requirement that a person make a contribution to
 19 such organization which will be used by such organization for the purpose of
 20 supporting, opposing, or otherwise influencing the nomination or election of any
 21 person to public office, for the purpose of supporting or opposing a proposition or
 22 question submitted to the voters, or for the purpose of supporting or opposing the
 23 recall of a public officer.

24 * * *

25 (c) For the purposes of this Paragraph, "organization" shall mean a
 26 partnership, association, labor union, ~~political committee~~, corporation, or other legal
 27 entity, including its subsidiaries. For purposes of this Paragraph, "organization" does
 28 not include a political committee or independent expenditure-only committee.

1 (4) No ~~political~~ committee, candidate, or other person shall knowingly and
2 willfully make a contribution or expenditure using funds which were obtained
3 through practices prohibited in this Subsection.

4 (5) Any contribution received by a candidate, ~~political~~ committee, or other
5 person required to file reports under this Chapter which was obtained through
6 practices prohibited in this Subsection shall be reported as provided in R.S.
7 18:1491.7(B)(21) and 1495.5(B)(20) and shall escheat to the state and shall be paid
8 over to the state by such candidate, ~~political~~ committee, or other such person.

9 * * *

10 F. No profit or nonprofit corporation, labor organization, or trade, business,
11 or professional association shall make any ~~campaign~~ contribution or expenditure
12 unless specifically authorized to do so whether: by the vote of the board of directors
13 of the corporation, of the executive board of the labor organization or of the trade,
14 business, or professional association at a regular or special meeting thereof; by the
15 president, vice president, secretary, or treasurer of a corporation or labor
16 organization whom the board has specifically empowered to authorize such
17 contributions or expenditures, or, for a corporation, by any other person designated
18 by resolution of the board of directors of a corporation to authorize contributions or
19 expenditures; or by a vote of the membership of the labor organization. No profit or
20 nonprofit corporation, labor organization or trade, business, or professional
21 association shall make any contribution or expenditure, other than an in-kind
22 contribution or expenditure, except by check.

23 G. No committee shall receive contributions or loans or make expenditures
24 or loans, or make or receive a transfer of funds to or from another committee in the
25 aggregate in excess of ~~five hundred~~ one thousand dollars during a calendar year until
26 it has filed the annual statement of organization required by R.S. 18:1491.1. The
27 chairman and the treasurer of any committee which violates the provisions of this
28 Subsection shall be subject to the penalties provided in this Part. No candidate shall
29 make a contribution to any committee required to file an annual statement of

organization by the provisions of R.S. 18:1491.1 which has not filed such a statement.

H.(1)

* * *

(b) The provisions of this Paragraph shall not apply to contributions made to a candidate or the principal campaign committee or any subsidiary committee of a candidate by a recognized political party or ~~any committee thereof~~ a committee designated to receive such contributions on behalf of the state central committee of the political party by joint fundraising agreement or otherwise.

* * *

(2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection, the following contribution limits are established for contributions by political committees or leadership committees supporting or opposing a candidate for the following offices:

* * *

(b)(i) Notwithstanding the provisions of Paragraph (1) of this Subsection and Subparagraph (a) of this Paragraph, the following campaign contribution limits are established for contributions by political committees supporting or opposing a candidate for the following offices, the membership of which political committee exceeds two hundred fifty members as of the December thirty-first of the preceding calendar year, and additionally, provided that at least two hundred fifty of the members have each contributed at least ~~one hundred~~ fifty dollars to the political committee during the preceding one-year period:

* * *

(c) If the contribution is made to a leadership committee, political committee, or independent expenditure-only committee which is supporting or opposing candidates for different offices, the highest applicable limit shall apply.

* * *

(g) Notwithstanding the provisions of Subparagraphs (a) and (b) of this Paragraph, the contribution limit for contributions by a political committee,

1 leadership committee, or a principal campaign committee to a recognized political
2 party or any committee thereof designated to receive such contributions on behalf
3 of the state central committee of the political party by joint fundraising agreement
4 or otherwise shall be as provided in Subsection K of this Section.

5 (h) Notwithstanding the provisions of Subparagraphs (a) and (b) of this
6 Paragraph, the contribution limit for contributions by any committee to a leadership
7 committee shall be twenty-five thousand dollars per calendar year.

8 (3)(a)

9 * * *

10 (iii) For purposes of this Subsection, for candidates, principal campaign
11 committees, independent expenditure-only committees, and political committees that
12 participate in a general election, the reporting period for the general election shall be
13 deemed to begin the day following the primary election.

14 (iv) For purposes of this Subsection, if a judgment orders only a new general
15 election, for candidates, principal campaign committees, independent expenditure-
16 only committees, and political committees that participate in the court-ordered
17 general election, the reporting period shall be deemed to begin the day following the
18 rendering of the judgment.

19 (v) For purposes of this Subsection, for candidates, principal campaign
20 committees, independent expenditure-only committees, and political committees that
21 participate in an election held pursuant to R.S. 18:512, the reporting period for that
22 election shall be deemed to begin the day following the general election.

23 (vi) A candidate or his principal campaign committee or subsidiary
24 ~~campaign~~ committee thereof may receive contributions that are designated in
25 writing; or made in accordance with a properly noticed joint fundraising agreement
26 for use in connection with either the general election or primary election in a single
27 election cycle as provided in R.S. 18:1505.2.1.

28 * * *

29 (b) No person shall make a loan, transfer of funds, or contribution, including
30 but not limited to funds for any purchase of campaign materials for more than

~~twenty-five~~ fifty dollars, funds for the purchase of testimonial tickets, and any in-kind contribution, in the aggregate for all reporting periods for an election, as defined in this Paragraph, including reporting periods for any supplemental reports required, in excess of the contribution limits established in Paragraphs (1) and (2) of this Subsection, except as otherwise specifically provided in this Subsection.

(c) No candidate including his principal campaign committee ~~and any or~~ subsidiary committee thereof or leadership committee, shall accept from the same contributor a loan, transfer of funds, or contribution, including but not limited to funds for any purchase of campaign materials for more than ~~twenty-five~~ fifty dollars, funds for the purchase of testimonial tickets, and any in-kind contribution, in the aggregate for all reporting periods of an election, as defined in this Paragraph, including reporting periods for any supplemental reports, in excess of the contribution limits established in Paragraph (1) of this Subsection, except as otherwise specifically provided in this Subsection, and except that the provisions of Paragraph (2) shall apply for contributions accepted from a ~~political committee~~ leadership committee, political committee, or principal campaign committee. The provisions of this Subparagraph shall not apply to recognized political parties and their state central committees.

(d) ~~After January 1, 1989, no~~ No person shall make a loan, transfer of funds, or contribution to a candidate including his principal campaign committee or leadership committee with funds loaned to him without disclosing to the candidate or his committee the source of the funds. A candidate or his committee receiving such a loan, transfer of funds, or contribution shall not only report the name of the contributor, but also the source of the funds contributed.

* * *

(5) The provisions of this Subsection shall not apply to any contributions or loans a candidate makes to his own campaign or leadership committee.

* * *

~~I.(1)(a) On and after January 1, 1991, contributions received by candidate or a political committee may be expended for any lawful purpose, but such funds~~

1 ~~shall not be used, loaned, or pledged by any person for any personal use unrelated~~
2 ~~to a political campaign, the holding of a public office or party position, or, in the case~~
3 ~~of a political committee, other than a candidate's principal campaign committee or~~
4 ~~subsidiary committee, the administrative costs or operating expenses of the political~~
5 ~~committee; except that excess campaign funds may be returned to contributors on~~
6 ~~a pro rata basis, given as a charitable contribution as provided in 26 USC 170(c),~~
7 ~~given to a charitable organization as defined in 26 USC 501(c)(3), expended in~~
8 ~~support of or in opposition to a proposition, political party, or candidacy of any~~
9 ~~person, or maintained in a segregated fund for use in future political campaigns or~~
10 ~~activity related to preparing for future candidacy to elective office. However, the use~~
11 ~~of campaign funds of a candidate or his principal or subsidiary committees to~~
12 ~~reimburse a candidate for expenses related to his political campaign or his holding~~
13 ~~of a public office or party position shall not be considered personal use by the~~
14 ~~candidate. If a candidate is required by state or federal law to pay taxes on the~~
15 ~~interest earned by campaign funds of the candidate or any political committee of the~~
16 ~~candidate, the candidate may use the interest on which such tax is paid for such~~
17 ~~purpose. A payment from campaign funds shall not be considered as having been~~
18 ~~spent for personal use when the funds are used to replace articles lost, stolen, or~~
19 ~~damaged in connection with the campaign. Contributions received by a candidate~~
20 ~~or committee may be expended for any lawful purpose related to any of the~~
21 ~~following:~~

22 (i) Supporting or opposing a proposition or question submitted to the voters.

23 (ii) Supporting or opposing the recall of a public officer.

24 (iii) Contributions to a gubernatorial transition and inauguration.

25 (iv) Contributions to an independent expenditure-only committee.

26 (v) Donations to an organization exempt from federal income tax under
27 Section 501 of the Internal Revenue Code.

28 (vi) Lobbying.

29 (vii) Social and issue advocacy.

1 (viii) The administrative costs or operating expenses of the committee
2 making the expenditure, including costs and expense related to legal services and
3 costs, accounting services, and fundraising.

4 (b)(i) In addition to the permitted expenditures provided in Subparagraph (a)
5 of this Paragraph, contributions received by a candidate or a candidate's principal
6 campaign committee, or any subsidiary committee thereof, may also be expended for
7 any lawful purpose related to any of the following:

8 (aa) Supporting or nominating the candidate for election to a public office.

9 (bb) Supporting or opposing or otherwise influencing the nomination or
10 election of a person to public office.

11 (cc) Contributions to another candidate's principal campaign committee, to
12 a political committee, or to a leadership committee.

13 (dd) The holding of public office or party position.

14 (ee) The payment of fines, fees, or penalties assessed for a violation of this
15 Chapter.

16 (ii) Contributions received by a candidate or candidate's principal campaign
17 committee, or any subsidiary committee thereof, may not be used, loaned, or pledged
18 by any person for any personal use of the candidate or a member of his immediate
19 family.

20 (iii) Excess campaign contributions received by a candidate or a candidate's
21 principal campaign committee and not expended during a party primary, primary, or
22 general election may be maintained in a segregated fund or a fund of the candidate's
23 principal campaign committee for use in future political campaigns, activity related
24 to preparing for future candidacy to elective office, or for any lawful purpose
25 provided for in this Subparagraph and Subparagraph (a) of this Paragraph. Any
26 excess campaign contributions received from a contributor deposited in a segregated
27 fund shall be considered a contribution from the contributor for the candidate's next
28 campaign.

1 (c)(i) Contributions received by a leadership committee shall not be used,
2 loaned, or pledged by any person for any personal use unrelated to any of the
3 following:

4 (aa) Holding of the elected official's public office or party position.

5 (bb) Contributions to another candidate or another candidate's principal
6 campaign committee, or any subsidiary committee thereof.

7 (cc) Contributions to another elected official's leadership committee.

8 (dd) The payment of fines, fees, or penalties assessed for a violation of this
9 Chapter.

10 (ii) Notwithstanding Subparagraph (a) of this Paragraph, contributions
11 received by a leadership committee may not be used, loaned, or pledged by any
12 person for any personal use of the elected official or a member of his immediate
13 family or for making expenditures in support of the elected official's campaign, to
14 oppose the recall of the elected official, or to oppose an opponent of the elected
15 official.

16 (iii) For purposes of this Subparagraph, use of funds by a leadership
17 committee to replace articles lost, stolen, or damaged in connection with the
18 operations of the leadership committee or the holding of public office or party
19 position by the public officer shall not be considered personal use.

20 (d)(i) In addition to the permitted expenditures provided in Subparagraph (a)
21 of this Paragraph, contributions received by a political committee may be expended
22 for any lawful purpose, including any lawful purpose related to any of the following:

23 (aa) Supporting, opposing, or otherwise influencing the nomination or
24 election of any person to public office.

25 (bb) Contributions to any candidate's principal campaign committee, any
26 other political committee, or any leadership committee.

27 (ii) Contributions received by a political committee may not be used for the
28 personal use of any candidate or elected official, or his immediate family, or for
29 coordinated expenditures with a candidate or candidate's principal campaign
30 committee.

1 (e)(i) In addition to the permitted expenditures provided in Subparagraph (a)
2 of this Paragraph, contributions received by an independent expenditure-only
3 committee may be expended for any lawful purpose, including any lawful purpose
4 related to any of the following:

5 (aa) Supporting, opposing, or otherwise influencing the nomination or
6 election of any person to public office.

7 (bb) Contributions to any leadership committee.

8 (ii) Contributions received by an independent expenditure-only committee
9 may not be used, loaned, or pledged by any person for any of the following:

10 (aa) The personal use of any candidate or elected official, or a member of his
11 immediate family.

12 (bb) Contributions to any candidate or a candidate's principal campaign
13 committee, or a subsidiary committee thereof.

14 (cc) Coordinated expenditures with any candidate or candidate's principal
15 campaign committee.

16 ~~(2) The provisions of this Subsection shall not apply to campaign funds~~
17 ~~received prior to July 15, 1988.~~ (a) The following expenditures shall not be
18 considered to be personal use by the candidate or his principal campaign committee
19 or a subsidiary committee thereof, or by an elected official or his leadership
20 committee:

21 (i) Expenses related to the attendance at political or professional events by
22 the candidate and any accompanying spouse and children, including:

23 (aa) Events related to the Mardi Gras celebration held in Washington, D.C.

24 (bb) Political party conventions, caucuses, and conferences.

25 (cc) Conventions and conferences of professional associations for
26 officeholders or governmental officials.

27 (dd) Conventions and conferences of issue or social advocacy groups.

28 (ii) Reasonable costs of security measures for a candidate, elected official,
29 member of their family, or campaign employees, including, but not limited to:

1 (aa) Non-structural security devices, such as security hardware, locks, alarm
2 systems, motion detectors, and security camera systems.

3 (bb) Structural security devices, such as wiring, lighting, gates, doors, and
4 fencing, so long as such devices are intended solely to provide security and not to
5 improve property or increase its value.

6 (cc) Security personnel and services that are bona fide, legitimate, and
7 professional.

8 (dd) Cybersecurity software, devices, and services.

9 (iii) If a candidate or committee is required by state or federal law to pay
10 taxes on the interest earned by campaign funds of the candidate or the funds of any
11 committee, the use of the interest by the candidate or committee on which such tax
12 is paid to pay such taxes.

13 (iv) Any interest payments made to a candidate from campaign funds of such
14 candidate or any principal campaign committee or leadership committee of such
15 candidate on loans made by the candidate to his campaign, his principal campaign
16 committee, or his leadership committee, to the extent that the interest charged on
17 such loans does not exceed the judicial interest rate at the time the loan was made.

18 (v) Reasonable costs to replace articles lost, stolen, or damaged in
19 connection with the campaign.

20 (vi) Reimbursement by the candidate or his principal or subsidiary
21 committee paid to the candidate for expenses related to his political campaign or his
22 holding of a public office or party position.

23 (b) The following expenditures shall be presumed to be made for the
24 personal use of the candidate or his principal campaign committee or a subsidiary
25 committee thereof or an elected official or his leadership committee and shall be
26 prohibited unless the candidate, elected official, or committee overcomes the
27 presumption by showing by a preponderance of the evidence that the expenditure
28 was not for personal use:

29 (i) Expenditures for household food items or supplies.

(ii) Funeral, cremation, or burial expenses of the candidate or his immediate family, except those expenses incurred for a candidate or an employee or volunteer of an authorized committee whose death arises out of, or in the course of, campaign activity.

(iii) Clothing expenses, except for items of de minimis value that are used in the campaign, such as campaign shirts or hats, or specialized apparel necessary to attend a specific fundraising event or event related to the holding of office.

(iv) Tuition payments, other than those associated with training campaign
staff.

(v) Dues, fees, or gratuities at a private club, social organization, recreational facility, or other nonpolitical organization, unless any of the following apply:

(aa) The dues, fees, and gratuities are part of the cost of a specific
fundraising event that takes place on the facility's or organization's premises.

(bb) The dues, fees, and gratuities are part of the cost of meetings or activities of the campaign, principal campaign committee, or leadership committee.

(cc) The membership or attendance at the facility or organization facilitates interactions with constituents, colleagues or former colleagues in an elective or deliberative body, other elected officials, voters, electors, contributors, or potential contributors.

* * *

(4) No candidate, ~~political~~ committee, person required to file reports under this Chapter, nor any other person shall use a contribution, loan, or transfer of funds to pay a fine, fee, or penalty imposed pursuant to the provisions of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950.

(5)(a) No candidate nor the principal or any subsidiary political committee of a candidate, nor any elected official or the leadership committee of an elected official shall use a contribution, loan, or transfer of funds received by such candidate or committee to make any payment or expenditure to any immediate family member of the candidate or elected official.

(b) This Paragraph shall not prohibit a payment or expenditure to a business in which an immediate family member has any ownership interest, provided that all of the following apply:

* * *

(ii) The payment or expenditure is made solely for ~~campaign~~ purposes provided for in Subparagraphs (1)(a) through (c) of this Subsection.

* * *

(c) This Paragraph shall not prohibit a candidate nor the principal or any subsidiary political committee of a candidate, nor any elected official or the leadership committee of an elected official, from using a contribution, loan, or transfer of funds received by such candidate, elected official, or committee to make a contribution, loan, or transfer of funds to any immediate family member who is a candidate or elected official or to any principal or subsidiary political committee or leadership committee of such family member who is a candidate or elected official.

(d) For purposes of this Paragraph, "immediate family member" shall mean the candidate's or elected official's children, the spouses of his children, his brothers and their spouses, his sisters and their spouses, his parents, his spouse, and the parents of his spouse.

(e) Any candidate or elected official who violates the provisions of this Paragraph or whose principal campaign committee, ~~or subsidiary committee, or leadership committee~~ violates the provisions of this Paragraph shall be subject to the penalties provided in Subsection J of this Section, and the supervisory committee shall enforce the provisions of this Paragraph as provided in Subsection J of this Section and as otherwise provided in this Chapter.

(6) No candidate, political committee, principal campaign committee or subsidiary committee thereof, or leadership committee ~~or other person required to file reports pursuant to this Chapter~~, shall use a contribution, loan, or transfer of funds received by such candidate, or committee, or person to purchase immovable property or a motor vehicle. For purposes of this Paragraph, "motor vehicle" shall

1 have the same meaning as provided in R.S. 32:781, except that "motor vehicle" shall
2 not include a "trailer" as that term is defined in R.S. 32:1252.

3 (7) Contributions made in excess of the limits provided in this Section to a
4 candidate, principal campaign committee, political committee, or leadership
5 committee shall be returned by the candidate, ~~political committee, or other person~~
6 ~~required to file reports under this Chapter~~ or committee to the contributor by check
7 drawn on the campaign account. If the check is not negotiated within ~~six~~ twelve
8 months of the date of the check, the excess amount shall be presumed abandoned and
9 shall be paid, transferred, or caused to be paid or transferred in accordance with the
10 Uniform Unclaimed Property Act of 1997 by the candidate, ~~political committee, or~~
11 ~~other person required to file reports under this Chapter~~ or committee not later than
12 February twenty-eighth of the calendar year after the calendar year in which the
13 excess amount was presumed abandoned.

14 (8) The provisions of this Subsection shall not apply to campaign funds
15 received prior to July 15, 1988.

16 J.(1) Any candidate, treasurer, or chairman of a ~~political~~ committee who
17 violates any provision of Subsection H or I of this Section shall be assessed a penalty
18 of not more than five thousand dollars or the amount of the violation, whichever is
19 greater, except that the penalty for a knowing and willful violation shall not be more
20 than ten thousand dollars or two hundred percent of the violation, whichever is
21 greater. "Knowing and willful", for purposes of this Subsection, means conduct
22 which could have been avoided through the exercise of due diligence. The civil
23 penalties provided for in R.S. 18:1505.5 shall be inapplicable to violations of
24 Subsection H or I. Enforcement of Subsections H and I shall be in the same manner
25 provided for in Part VI of this Chapter.

26 (2) The supervisory committee shall institute civil proceedings to collect the
27 civil penalties provided for in this Subsection as soon as the supervisory committee
28 determines, as a result of its review and investigation of any sworn complaint or
29 other document or information received by the supervisory committee, that a
30 violation of Subsection H or I of this Section has occurred. If the supervisory

1 committee makes a determination of such violation at least ten days prior to the
2 election in which the candidate, treasurer, or chairman of a ~~political~~ committee in
3 apparent violation is participating, the supervisory committee shall institute such
4 civil proceedings at least by the fourth calendar day prior to the election.

5 K.(1) No person shall contribute more than one hundred thousand dollars per
6 calendar year to any leadership committee or any political committee or any
7 subsidiary committee of such political committee, ~~other than the principal or any~~
8 ~~subsidiary committee of a candidate~~. Such limitation on a contribution shall not
9 apply to any contribution from a national political party committee to an affiliated
10 regional or state political committee designated to receive such contributions on
11 behalf of the state central committee of a political party by joint fundraising
12 agreement or otherwise. However, during any four-year calendar period
13 commencing January 1, 2023, and every fourth year thereafter, no leadership
14 committee or political committee or subsidiary of such political committee, ~~other~~
15 ~~than the principal or any subsidiary committee of a candidate~~, shall accept more than
16 two hundred fifty thousand dollars from any person.

17 (2) No person shall contribute more than two hundred fifty thousand dollars
18 per calendar year to a recognized political party or any committee thereof designated
19 to receive such contributions on behalf of the state central committee of the political
20 party by joint fundraising agreement or otherwise. However, during any four-year
21 calendar period commencing January 1, 2023, and every fourth year thereafter, no
22 recognized political party or any committee thereof designated to receive such
23 contributions on behalf of the state central committee of the political party by joint
24 fundraising agreement or otherwise shall accept more than four hundred thousand
25 dollars from any person.

26 (3) The provisions of this Subsection shall not apply to contributions made
27 by a recognized political party or any committee thereof designated to make such
28 contributions on behalf of the state central committee of the political party by joint
29 fundraising agreement or otherwise.

1 L.

2 * * *

3 (2) No person to whom this Subsection is applicable as provided in
 4 Paragraph (3) of this Subsection shall make a contribution, loan, or transfer of funds,
 5 including but not limited to any in-kind contribution, as defined in this Chapter, to
 6 any candidate, any ~~political~~ principal campaign committee of any such candidate, or
 7 any subsidiary committee thereof, any leadership committee, or to any other political
 8 committee which supports or opposes any candidate. This Section shall not prohibit
 9 contributions made to any account of a political committee affiliated with a
 10 recognized political party organized under the laws of another jurisdiction, where the
 11 account is segregated and no funds from such segregated account are used to support
 12 or oppose any candidate in this state or any political committee of any candidate in
 13 this state, provided that any person to whom this Section applies shall expressly
 14 request, prior to making a contribution, that such political committee shall not use
 15 such funds to support or oppose any candidate or any political committee of any
 16 candidate in Louisiana.

17 * * *

18 (4) This Subsection shall not prohibit an expenditure by a candidate for his
 19 own campaign or a contribution, loan, or transfer of funds by a candidate to his own
 20 ~~political~~ principal campaign committee or by an elected official to his own
 21 leadership committee.

22 * * *

23 M.(1) No foreign national shall, directly or through any other person, make
 24 or promise to make, expressly or impliedly, any contribution of money or other thing
 25 of value, or promise expressly or impliedly, any such contribution, as follows:

26 (a) ~~in~~ In connection with an election to any political office or in connection
 27 with any ~~primary~~ election, convention, or caucus held to select candidates for any
 28 political office;

29 (b) In connection with a proposition or question submitted to the voters.

30 (c) In connection with the recall of a public officer.

1 (d) To any committee.

2 (e) To a gubernatorial transition or inauguration.

3 (2) ~~nor shall any~~ No person shall solicit, accept, or receive any such
 4 contribution provided for in Paragraph (1) of this Subsection from such foreign
 5 national.

6 (2) (3) As used in this Subsection, "foreign national" means:

7 (a) A foreign principal such as a government of a foreign country or a
 8 foreign political party, except that "foreign national" shall not mean any individual
 9 except an individual described in Subparagraphs (c), (d), or (e) of this Paragraph.

10 (b) A partnership, association, corporation, organization, or other
 11 combination of persons organized under the laws of or having its principal place of
 12 business in a foreign country, unless authorized and qualified to do business in
 13 Louisiana.

14 (c) An individual who meets any of the following:

15 (i) ~~who~~ Who is not a citizen of the United States and who is not lawfully
 16 admitted for permanent residence and accorded the privilege of residing permanently
 17 in the United States as an immigrant.

18 (ii) Who is a citizen of a foreign government identified as a foreign
 19 adversary in 15 CFR §7.4.

20 (iii) Who is a citizen of a foreign government designated a state sponsor of
 21 terrorism under Section 6(j) of the Export Administration Act.

22 (d) Any foreign non-government person, including an individual, identified
 23 as a foreign adversary in 15 CFR §7.4.

24 (e) Any foreign terrorist organization as designated by the United States
 25 secretary of state in accordance with Section 219 of the United States Immigration
 26 and Nationality Act, Section 40 of the United States Arms Export Control Act, or
 27 Section 620(A) of the United States Foreign Assistance Act of 1961.

28 (f) A partnership, association, corporation, organization, or other entity
 29 organized under the laws of a foreign government identified as a foreign adversary
 30 in 15 CFR §7.4 or Section 6(j) of the Export Administration Act, or organized under

1 the laws of or having its principal place of business in a foreign country designated
2 pursuant to Section 620(A) of the United States Foreign Assistance Act of 1961.

3 (4) No organization exempt from federal income tax under Section 501 of the
4 Internal Revenue Code, which having received more than one hundred thousand
5 dollars in contributions from a foreign national in the current or prior calendar year,
6 or having received more than twenty percent of its total contributions from a foreign
7 national in the current or prior year, shall, directly or through any other person, make
8 or promise to make, expressly or impliedly, any contribution of money or other thing
9 of value specified for a contribution to any committee or specified for any
10 expenditure as follows, nor shall make any expenditure as follows:

11 (a) In connection with an election to any political office or in connection with
12 any primary election, convention, or caucus held to select candidates for any political
13 office.

14 (b) In connection with a proposition or question submitted to the voters.

15 (c) In connection with the recall of a public officer.

16 ~~(3)~~(a) (5)(a) Any person who makes a contribution, loan, or transfer of funds
17 in violation of this Subsection shall be subject to the penalties provided in R.S.
18 18:1505.5 and R.S. 18:1505.6.

19 (b) If a candidate, committee, or person required to file reports is notified by
20 the supervisory committee that a contribution, loan, or transfer of funds to such
21 candidate, committee, or person was made in violation of this Subsection, such
22 contribution, loan, or transfer of funds shall escheat to the state. Any such
23 contribution, loan, or transfer of funds, or an amount equal thereto, shall be paid over
24 to the state by the recipient candidate, committee, or other person required to file
25 reports within ten business days after the recipient candidate, committee, or person
26 required to file reports is notified by the supervisory committee that the contribution,
27 loan, or transfer of funds was made by a person prohibited by this Subsection from
28 making such contribution, loan, or transfer of funds.

29 O.(1) A fine, fee, or penalty assessed for a violation of this Chapter shall be
30 paid only by the person against whom the fine, fee, or penalty was assessed. All

such fines, fees, or penalties may be paid only with the personal funds of such person or with contributions made to the candidate, the candidate's principal campaign committee, or an elected official's leadership committee in accordance with Subsection I of this Section; however, the supervisory committee may prohibit a candidate or elected official from using contributions received by, or other campaign funds of, such candidate or elected official or the principal or a subsidiary campaign committee or leadership committee of such candidate or elected official to pay a fine, fee, or penalty, assessed for a violation of this Chapter upon a finding that the violation was intentional or egregious.

* * *

P. No funds contributed which are subject to the Federal Election Campaign Act of 1971, as amended, to or for a person who seeks election to an office subject to the provisions of said Act shall be transferred, loaned, or contributed by a candidate, his agent, or his federal campaign committee to the candidate, any ~~political~~ principal campaign committee of such candidate, or to any other political committee which supports the election of the candidate; nor shall the candidate, his federal campaign committee, or his agent use such funds to otherwise support his candidacy.

Q.(1) No legislator or ~~any~~ his principal campaign committee or subsidiary committee ~~of a legislator~~ thereof shall accept or deposit a contribution, loan, or transfer of funds or accept and use any in-kind contribution, as defined in this Chapter, for his own campaign during a regular legislative session.

(2) If a legislator or ~~any~~ his principal campaign committee or subsidiary committee ~~of a legislator receives~~ thereof accepts or deposits a contribution, loan, or transfer of funds during a regular legislative session in violation of this Subsection, the legislator shall return such contribution, loan, or transfer of funds to the contributor within ten days after the ~~receipt~~ acceptance or deposit of such contribution, loan, or transfer of funds. Any contribution, loan, or transfer of funds so returned shall not be deemed to be accepted or deposited.

(3)(a)(i) The provisions of this Subsection shall not prohibit an expenditure by a legislator for his own campaign or a contribution, loan, or transfer of funds by a legislator to his own ~~political~~ principal campaign committee or subsidiary committee thereof or leadership committee.

* * *

R.

* * *

(2) If the governor or ~~any~~ his principal campaign committee or subsidiary committee ~~of the governor receives~~ thereof accepts or deposits a contribution, loan, or transfer of funds in violation of this Subsection, the governor shall return such contribution, loan, or transfer of funds to the contributor within ten days after the ~~receipt~~ acceptance or deposit of such contribution, loan, or transfer of funds. Any contribution, loan, or transfer of funds so returned shall not be deemed to be accepted or deposited.

(3)(a)(i) The provisions of this Subsection shall not prohibit an expenditure by the governor for his own campaign or a contribution, loan, or transfer of funds by the governor to his own ~~political~~ principal campaign committee or subsidiary committee thereof.

* * *

§1505.3. Subterfuge to avoid compliance with Chapter

* * *

B. As more specifically provided in R.S. 18:1491.2(B) no ~~political~~ committee shall dissolve and reorganize under a modified name, charter, or organizational structure as a subterfuge to avoid the reporting and other requirements of this Chapter. The chairman of any committee(s) which violates the provisions of said Subsection B shall be subject to the penalties provided in R.S. 18:1505.4, ~~R.S. 18:1505.5, and R.S. 18:1505.6~~ 1505.5, and 1505.6.

* * *

1 D.(1)(a) No public relations firm, advertising agency, media buyer, or other
2 person who purchases media advertising time or space shall accept payment for
3 placing any advertisement which purports to be paid for by a particular candidate or
4 ~~political~~ committee from any source other than such candidate or ~~political~~
5 committee.

6 * * *

7 (2)(a)(i) No person shall pay for an advertisement which purports to be paid
8 for by a particular candidate or ~~political~~ committee without the consent of such
9 candidate or ~~political~~ committee.

10 * * *

11 (b) If a publisher or broadcaster of an advertisement which purports to be
12 paid for by a particular candidate or ~~political~~ committee accepts payment for such
13 an advertisement from any source other than such candidate or ~~political~~ committee,
14 the publisher or broadcaster shall require, prior to publishing or broadcasting the
15 advertisement, that the person making the payment provide a written statement
16 containing the following:

17 * * *

18 (ii) A statement that the advertisement is being run with the knowledge and
19 consent of the candidate or ~~political~~ committee which the advertisement purports has
20 paid for the advertisement.

21 * * *

22 §1505.4. Civil penalties; failure to file; timely and accurate filing; forfeiture

23 A.(1) Any candidate, the treasurer or chairman of a ~~political~~ committee, or
24 any other person required to file any reports under this Chapter, who knowingly fails
25 to file or who knowingly fails to timely file any such reports as are required by this
26 Chapter may be assessed a civil penalty as provided in R.S. 18:1511.4.1 for each day
27 until such report is filed.

28 (2)(a) The amount of such penalty may be:

29 (i) One hundred dollars per day, not to exceed two thousand five hundred
30 dollars, for each candidate for major office and any treasurer or chairman of any

political committee designated as a principal campaign committee or subsidiary committee of such a candidate.

(ii) Sixty dollars per day, not to exceed one thousand dollars, for any candidate for district office and any treasurer or chairman of any political committee designated as a principal campaign committee or subsidiary committee of such a candidate.

(iii) Forty dollars per day, not to exceed five hundred dollars, for any candidate for all other offices and any treasurer or chairman of any political committee designated as a principal campaign committee or subsidiary committee of such a candidate.

(iv) Forty dollars per day, not to exceed one thousand dollars, for any person or the treasurer or chairman of any political committee or independent expenditure-only committee, not supporting or opposing a candidate, but only supporting or opposing any proposition or question submitted to the voters or any the recall of a public officer.

(v) Two hundred dollars per day, not to exceed three thousand dollars, for the treasurer or chairman of any political committee or independent expenditure-only committee supporting or opposing a candidate, other than a candidate's principal or subsidiary campaign committee.

* * *

(3)(a) If a person, other than a political committee or independent expenditure-only committee, required to file is supporting or opposing a candidate or candidates, the penalty applicable to such candidate or candidates as provided in Item (i), (ii), or (iii) of Subparagraph (2)(a) of this Subsection shall apply.

(b) If a person, other than a political committee or independent expenditure-only committee, required to file is supporting or opposing candidates with different penalty levels, the penalty shall be the highest penalty for any such candidate.

* * *

B. Any candidate, the treasurer or chairman of any political committee, or any other person required to file reports under this Chapter who knowingly and

1 willfully fails to disclose, or knowingly and willfully fails to accurately disclose, any
 2 information required by this Chapter to be disclosed in the reports required ~~herein~~
 3 by this Chapter, may be assessed a civil penalty for each day until such information
 4 is disclosed by amendment to the appropriate report of such candidate, ~~political~~
 5 committee, or other person. "Knowingly and willfully", for purposes of this
 6 Subsection, means conduct which could have been avoided through the exercise of
 7 due diligence. Such penalties shall be as provided in Subsection A above.

8 * * *

9 §1505.5. Civil penalties; violations of Chapter

10 * * *

11 B. The amount of such penalty shall be:

12 (1) Not in excess of five hundred dollars for each candidate for a major
 13 office and any treasurer or chairman of any ~~political~~ committee designated as a
 14 principal campaign committee or subsidiary committee of such a candidate.

15 (2) Not in excess of three hundred dollars for any candidate for district office
 16 and any treasurer or chairman of any ~~political~~ committee designated as a principal
 17 campaign committee or subsidiary committee of such a candidate.

18 (3) Not in excess of one hundred dollars for any candidate for all other
 19 offices and any treasurer or chairman of any ~~political~~ committee designated as a
 20 principal campaign committee or subsidiary committee of such a candidate.

21 (4) Not in excess of one hundred dollars for any person or any treasurer or
 22 chairman of any ~~political~~ committee, not supporting or opposing a candidate, but
 23 only supporting or opposing any proposition or question submitted to the voters or
 24 ~~any~~ the recall of a public officer.

25 (5) Not in excess of one thousand dollars for the treasurer or chairman of any
 26 ~~political~~ committee supporting or opposing a candidate, other than a candidate's
 27 principal or subsidiary campaign committee.

28 C.(1)(a) If a person, other than a political committee or independent
 29 expenditure-only committee, required to file is supporting or opposing a candidate

or candidates, the penalty applicable to such candidate or candidates as provided in Paragraph (1), (2), or (3) of Subsection B of this Section shall apply.

(b) If a person, other than a ~~political~~ committee, required to file is supporting or opposing candidates with different penalty levels, the penalty shall be the highest penalty for any such candidates.

* * *

§1505.6. Criminal penalties

A.(1) It shall be unlawful for any candidate, treasurer, or chairman of a ~~political~~ committee, or any other person required to file reports under this Part to knowingly, ~~wilfully~~ willfully, and fraudulently fail to file or knowingly, ~~wilfully~~ willfully, and fraudulently fail to timely file any such report.

(2) Any candidate, treasurer, or chairman of a ~~political~~ committee, or any other person required to file reports under this Chapter who knowingly, ~~wilfully~~ willfully, and fraudulently fails to file such report or knowingly, ~~wilfully~~ willfully, and fraudulently fails to file such report timely shall, upon conviction, be sentenced to not more than six months in a parish jail or to pay a fine of not more than five hundred dollars, or both.

B.(1) It shall be unlawful for any candidate, treasurer, or chairman of a ~~political~~ committee, or any other person required to file reports under the Chapter knowingly, ~~wilfully~~ willfully, and fraudulently to fail to disclose, or knowingly, ~~wilfully~~ willfully, and fraudulently to disclose inaccurately, any information required to be disclosed in the reports required by this Chapter.

(2) Any candidate, treasurer, or chairman of a ~~political~~ committee, or any other person required to file such reports who knowingly, ~~wilfully~~ willfully, and fraudulently fails to disclose any such information or who knowingly, ~~wilfully~~ willfully, and fraudulently fails to accurately disclose such information shall, upon conviction, be sentenced to not in excess of six months in the parish jail or to pay a fine of not more than five hundred dollars, or both.

C. Any candidate, chairman of a ~~political~~ committee, treasurer, person required to file reports under this Chapter, or any other person who knowingly,

1 ~~willfully~~ willfully, and fraudulently violates any provision of R.S. 18:1505.2 or R.S.
 2 18:1505.3, or any other provision of this Chapter shall, upon conviction, be
 3 sentenced to not in excess of six months in the parish jail or to pay a fine of not more
 4 than five hundred dollars, or both.

5 * * *

6 §1511.2. Supervisory Committee; rule-making authority; advisory opinions;
 7 inquiries; duties

8 * * *

9 B. The supervisory committee may render an advisory opinion concerning
 10 the application of a general provision of this Chapter, or a general provision
 11 prescribed as a rule or regulation by the committee. The supervisory committee shall
 12 publish its advisory opinions on the Board of Ethics website in an easily searchable
 13 format. The supervisory committee may render an opinion in response to a request
 14 by any public official, any candidate for public office, any ~~political~~ committee, or the
 15 supervisory committee may render an advisory opinion on its own initiative. Such
 16 an opinion shall not constitute a rule under the provisions of the Administrative
 17 Procedure Act and the supervisory committee shall not be subject to that Act in
 18 carrying out the provisions of this Subsection.

19 * * *

20 D. The supervisory committee shall submit an annual report to the Senate
 21 Committee on Senate and Governmental Affairs and the House Committee on House
 22 and Governmental Affairs including a detailed statement regarding the activities of
 23 the supervisory committee in carrying out its duties, recommendations for legislative
 24 or other action as the supervisory committee considers appropriate, and all of the
 25 following information:

26 (1) Aggregated data regarding investigations, including:

27 (a) Aggregated data regarding the number of complaints received.

28 (b) Aggregated data regarding the number and length of investigations.

29 (c) Aggregated data regarding the number and amount of fines and fine
 30 waivers.

(d) Aggregated data regarding the number and nature of court and supervisory committee proceedings regarding investigations.

(e) Aggregated data regarding categories of alleged violations yielding investigations.

(2) Aggregated data regarding charges issued, including:

(a) Aggregated data regarding the number of charges.

(b) Aggregated data regarding the length of proceedings resulting from charges issued.

(c) Aggregated data regarding categories of alleged violations yielding charges.

(3) Judgments and opinions issued by the supervisory committee and state and federal courts interpreting this Chapter.

(4) Federal Election Commission rulemakings regarding provisions of the Federal Election Campaign Act of 1971.

(5) Federal appellate court and state supreme court constitutional jurisprudence regarding the regulation of campaign finance.

E. The supervisory committee shall prepare and distribute to the general public through the offices of the clerks of court and in Orleans Parish the office of the clerk of the criminal district court and on its website, booklets of explanation and instruction concerning the provisions of this Chapter in such a manner as to inform the public of the procedures and requirements of this Chapter. The supervisory committee may publish and distribute additional material to assist persons in complying with the provisions of this Chapter.

* * *

§1511.4. Supervisory committee; investigations

A.

* * *

(2) The supervisory committee may initiate the investigation of an apparent or alleged violation of this Chapter in response to a complaint filed with the supervisory committee in the following manner:

* * *

(h)(i) Following either the expiration of the fifteen-day period or the receipt of a response, whichever occurs first, the supervisory committee shall, by a two-thirds vote of its membership, determine whether there is ~~reason~~ probable cause to believe that a respondent has committed a violation of this Chapter. In determining probable cause, the supervisory committee shall consider whether the totality of known circumstances is sufficient to justify the belief that the respondent has committed a violation of this Chapter.

(ii) If the supervisory committee finds no reason to believe that ~~a violation of this Chapter has occurred~~ the respondent has committed a violation of this Chapter, or otherwise terminates its proceedings, it shall so advise the complainant and any respondent named in the complaint by letter.

(i) If the supervisory committee determines by an affirmative vote of two-thirds of its membership that it has reason to believe that ~~a respondent has violated this Chapter~~ the respondent has committed a violation of this Chapter, the supervisory committee shall notify the respondent of its finding by letter, identifying the provision of law alleged to have been violated and the alleged factual basis supporting the finding, including reference to any specific transactions identified as a violation. The letter shall be prefaced by advising the respondent that he may exercise his constitutional right to counsel and may exercise his constitutional right not to incriminate himself.

* * *

C.(1) Pursuant to its authority under this Chapter the supervisory committee shall have the power and authority to hold hearings, to subpoena witnesses, administer oaths, compel the production of books, records, and papers, ~~public and private~~, require the submission under oath of written reports or written answers to written questions, and to do all that is necessary to effect the provisions of this Chapter. The supervisory committee shall issue subpoenas in accordance with R.S. 18:1511.4.2.

(2) Upon motion by an affected party including, but not limited to, a candidate, committee, any member of a committee, a prospective witness or any

person whose books, records, papers, or other documents are the subject of any subpoena, and for good cause shown, any district court within the jurisdiction of which any inquiry is being conducted may make any order which justice requires to protect such person from ~~annoyance, embarrassment, oppression, or~~ undue burden or expense, including one or more of the following:

* * *

(f) That the supervisory committee pay the costs and attorneys' fees of the affected party.

(3) For purposes of this Subsection, "undue burden or expense" includes subjecting a candidate to inquiry, over objection, when the supervisory committee has not exhausted inquiry upon sources other than the candidate, or the supervisory committee cannot establish that the candidate has personal knowledge of relevant information, or the supervisory committee cannot demonstrate that the candidate is uniquely able to provide relevant information that cannot be obtained from other sources.

~~D. Upon petition by the supervisory committee or an adjudicatory panel of the Ethics Adjudicatory Board any district court within the jurisdiction of which any inquiry is being carried on may, in case of refusal to obey a subpoena or order of the supervisory committee or an adjudicatory panel of the Ethics Adjudicatory Board issued pursuant to this Chapter, issue an order requiring compliance. Any failure to obey the order of the court may be punished by the court as a contempt thereof. The supervisory committee shall waive, upon request by the petitioning affected party, any right to be served by any means other than email transmission, and shall provide an email address at which the supervisory committee shall accept service.~~

§1511.4.1. Enforcement; failure to file; failure to timely file

* * *

C.

* * *

(3) The Ethics Adjudicatory Board, or a panel thereof, shall have the power and authority to subpoena witnesses, administer oaths, compel the production of

books, records, and papers, ~~public and private~~, require the submission under oath of written reports or written answers to written questions, and to do all that is necessary to effect the provisions of this Chapter.

* * *

§1511.4.2. Subpoenas

A.(1) The supervisory committee or the ethics administrator may subpoena witnesses, compel the production of books, records, and papers, or require the submission under oath of written reports or answers to questions, which the supervisory committee or the ethics administrator deems relevant or material to the investigation or hearing. The supervisory committee or ethics administrator shall require the submission under oath of written reports or answers to questions, or subpoena or compel the production of any books, records, and papers only upon a finding that the importance of the information sought outweighs the burden of producing the information.

(2) The ethics administrator shall provide to the supervisory committee a monthly report of the number of subpoenas issued by the supervisory committee and the ethics administrator in the prior month.

B. The respondent or any witness upon whom written questions have been propounded shall serve a copy of the written answers and objections, if any, within thirty days after the service of the questions.

C.(1) The respondent or any witness upon whom a subpoena has been served to compel the production of books, records, or papers shall serve a copy of the responses and objections, if any, within thirty days after the service of the subpoena.

(2) The respondent or any witness upon whom a subpoena has been served requiring the submission under oath of written reports shall produce the written reports within thirty days after the service of the subpoena.

(3) The supervisory committee shall promptly provide the respondent with a copy of questions propounded or subpoenas served upon any witness, as well as any answers, objections, books, records, or papers, or written reports produced, or transcripts or recordings of answers to questions produced under oath.

1 (4) Any demand, request, or subpoena propounded upon a respondent or
2 witness, orally or in writing, shall be prefaced with advising the respondent or
3 witness that he may exercise his constitutional right to counsel and may exercise his
4 constitutional right not to incriminate himself.

5 (5) An oral examination under oath shall be conducted under conditions
6 agreed upon by the respondent or witness, including that the examination occur in
7 a certain place, at a certain time, or by phone or videoconference, or with counsel
8 present, that the examination be transcribed or audio recorded, and that the
9 respondent or witness promptly receive a copy of the transcript or audio recording.

10 D.(1) Upon petition by the supervisory committee or the Ethics Adjudicatory
11 Board any district court within the jurisdiction of which any inquiry is being carried
12 on may, in case of refusal to obey a subpoena or order of the supervisory committee
13 or the Ethics Adjudicatory Board issued pursuant to this Chapter, issue an order
14 requiring compliance. Any failure to obey the order of the court may be punished
15 by the court as a contempt thereof.

16 (2) Before filing any petition to order compliance with a subpoena or order,
17 counsel for the supervisory committee shall confer in person, by telephone, or by
18 videoconference with the respondent or witness for the purpose of amicably
19 resolving the dispute over the alleged failure of the respondent or witness to obey the
20 subpoena or order. The counsel for the supervisory committee shall attempt to
21 arrange a suitable conference date with the respondent or witness and confirm the
22 date by written notice sent at least five days before the conference date, unless an
23 earlier date is agreed upon by the respondent or witness. If by telephone or
24 videoconference, the conference shall be initiated by the counsel for the supervisory
25 committee.

26 §1511.5. Procedure for enforcement; civil

27 A.(1)(a) When the results of the investigation by the supervisory committee
28 indicate that a violation of this Chapter has occurred which is subject to civil
29 penalties, the supervisory committee is authorized to file administrative proceedings
30 to collect the civil penalties provided in R.S. 18:1505.4 or 1505.5.

(b) Before the supervisory committee files administrative proceedings, the supervisory committee shall:

(i) Provide the respondent with the final report of the staff of the supervisory committee regarding the investigation of the alleged violation by the respondent.

(ii) Provide the respondent with an opportunity to submit a brief response to
the final report of the staff.

(iii) Provide the respondent with an opportunity to make a brief statement before the supervisory committee to address the final report of the staff and any factual or legal issues relevant to the alleged violation by the respondent. Such statement may be made in person, by telephone, or by videoconference during executive session of the supervisory committee, unless the respondent requests that his comments be made in open session. Statements made by the respondent in executive session shall not be recorded.

* * *

B. In determining the amount of the civil penalty to be assessed, the Ethics Adjudicatory Board or district court shall take into consideration the reason for the failure to file timely, the reason for failing to disclose required information, the reason for inaccurately disclosing required information, the nature of the office sought by the candidate, the nature of the office or offices supported or opposed by a political committee or other person, the significance of the information undisclosed or inaccurately disclosed to the voting public, ~~and~~ whether or not the candidate, the chairman or treasurer of the ~~political~~ committee, or other person actually has filed a report or disclosed such information prior to the election or prior to the institution of the administrative proceeding or rule to show cause, the number and frequency of past violations, the amount, the amount that was not disclosed or disclosed untimely in relation to the total contributions received, and the impact of the violation upon any election and the electoral process.

* * *

Section 2. R.S. 18:1483(15)(a), (b)(ii), (c), and (d), 1491.6(C)(introductory paragraph), 1495.4(C)(introductory paragraph), 1501.1(C)(introductory paragraph), 1505.2(H)(1)(c), (2)(e) and (f), and (3)(a)(iii) through (vii), and 1505.2.1(A), (D), and (E) are hereby amended and reenacted and R.S. 18:1483(15)(b)(iii) and (iv) are hereby enacted to read as follows:

§1483. Definitions

As used in this Chapter, the following terms shall have the meanings given to each in this Section unless the context clearly indicates otherwise:

* * *

(15) "Participation" or "participating" in an election means the following:

(a) With regard to a candidate, that the candidate was opposed by another candidate in the election; however, any person who is a candidate as defined in this Chapter shall be deemed to participate in the primary election whether or not the candidate has failed to qualify for office after becoming a candidate, has withdrawn from the election, or is unopposed therefor. ~~Additionally, any~~ Any candidate who withdraws from a general election subsequent to a party primary election or the primary election and prior to the general election who would have been qualified to appear on the general election ballot shall be deemed to participate in the general election, as shall the person who would have been opposed by the one withdrawing. Any candidate who withdraws after a party primary election and prior to the second party primary election who would have been qualified to appear on the second party primary election ballot shall be deemed to participate in the second party primary election, as shall the person who would have been opposed by the candidate withdrawing.

(b) With regard to a political committee, that the committee:

* * *

(ii) With regard to the party primary election, gave or received a contribution prior to the party primary election from, to, or for a candidate participating in the party primary election, made an expenditure in support of or in opposition to a candidate participating in the party primary election, made a loan to or received a

1 loan from a candidate or committee participating in the party primary election, or
 2 made a transfer of funds to or from another committee participating in the party
 3 primary election.

4 (iii) With regard to the second party primary election, gave or received a
 5 contribution subsequent to the first party primary election and prior to the second
 6 party primary election from, to, or for a candidate participating in the second party
 7 primary election, made an expenditure in support of or in opposition to a candidate
 8 participating in the second party primary election, made a loan to or received a loan
 9 from a candidate or committee participating in the second party primary election, or
 10 made a transfer of funds to or from another committee participating in the second
 11 party primary election.

12 ~~(ii)~~ (iv) With regard to the general election, that the committee gave or
 13 received a contribution subsequent to the primary election from, to, or for a
 14 candidate participating in the general election, made an expenditure in support of or
 15 in opposition to a candidate participating in the general election, made a loan to or
 16 received a loan from a candidate or committee participating in that general election,
 17 or made a transfer of funds to or from another committee participating in the general
 18 election.

19 (c) A candidate or committee which participates in a party primary election,
 20 primary election, or the general election shall be deemed to participate in the
 21 election.

22 (d) With regard to a person who solicits or receives any contribution or
 23 makes any expenditure in support of or in opposition to a proposition or question
 24 submitted to the voters, that said person solicited or received a contribution or made
 25 an expenditure of ~~two hundred fifty~~ five hundred dollars or more.

26 * * *

27 §1491.6. Reports required; reporting times and periods

28 * * *

29 C. During the period beginning at midnight of the twentieth day prior to a
 30 primary election and extending through midnight of primary election day; during the

period beginning at midnight of the twentieth day prior to a second party primary election and extending through midnight of a second party primary election day, if applicable; and during the period beginning at midnight of the twentieth day prior to a general election and extending through midnight of general election day, each political committee, principal campaign committee, or independent expenditure-only committee which is participating in the election shall file a report with the supervisory committee of:

* * *

§1495.4. Reports required; reporting times and periods; extension

* * *

C. During the period beginning at midnight of the twentieth day prior to a primary election and extending through midnight of primary election day; during the period beginning at midnight of the twentieth day prior to a second party primary election and extending through midnight of the second party primary election day, if applicable; and during the period beginning at midnight of the twentieth day prior to a general election and extending through midnight of general election day, each candidate shall file a report with the supervisory committee of:

* * *

§1501.1. Reports by persons not candidates or committees

* * *

C. In addition to the reports filed in accordance with Subsection B of this Section, during the period beginning at midnight of the twentieth day prior to a primary election and extending through midnight of primary election day; during the period beginning at midnight of the twentieth day prior to a second party primary election and extending through midnight of the second party primary election day, if applicable; and during the period beginning at midnight of the twentieth day prior to a general election and extending through midnight of general election day, any person, other than a candidate or a ~~political~~ committee, who makes any expenditure ~~or who accepts a contribution, other than to or from a candidate or to or from a~~ ~~political~~ committee, shall file a report with the supervisory committee of:

* * *

§1505.2. Contributions; expenditures; certain prohibitions and limitations

* * *

H.(1)

* * *

(c) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the contribution limit for contributions made to an unsuccessful major office candidate, or the principal campaign committee and any subsidiary committee of such unsuccessful candidate, who does not participate in the general election, or a party primary candidate who does not participate in either the second party primary, primary, or general election and for the time period for which such candidate has a deficit for expenditures made through the day of the primary election or closed party primary, shall be twenty thousand dollars.

* * *

(2)

* * *

(e) Notwithstanding the provisions of Paragraph (1) and Subparagraph (2)(a) of this Subsection, the contributions limit for contributions by political committees to an unsuccessful major office candidate, or the principal campaign committee and subsidiary committee of such unsuccessful candidate, who does not participate in the general election, or a party primary candidate who does not participate in either the second party primary, primary, or general election and for the time period for which such candidate has a deficit for expenditures made through the day of the primary election or closed party primary, shall be ~~ten~~ twenty thousand dollars.

(f) Notwithstanding the provisions of Paragraph (1) and Subparagraphs (2)(a) and (b) of this Subsection, the contributions limit for contributions by political committees certified according to the provisions of Subparagraph (2)(b) to an unsuccessful major office candidate, or the principal campaign committee and subsidiary committee of such unsuccessful candidate, who does not participate in a second party primary or the general election and for the time period for which such candidate has a deficit for expenditures made through ~~the day of the~~ later of the day

of the party primary or the second party primary election, shall be ~~twenty~~ forty thousand dollars.

* * *

(3)(a)

* * *

(iii) For purposes of this Subsection, for candidates for a primary party ~~office~~ and office, principal campaign committees, political committees, and independent expenditure-only committees that participate in a second party primary, the reporting period for the second party primary election shall be deemed to begin the day following the primary election.

(iv) For purposes of this Subsection, for ~~candidates and~~ candidates, principal campaign committees, political committees, and independent expenditure-only committees that participate in a general election, the reporting period for the general election shall be deemed to begin the day following the primary election at which the candidate qualified for the general election, except that for a nonparty primary candidate, the reporting period for the general election shall be deemed to begin the day that the candidate became a candidate for a party primary office.

(v) For purposes of this Subsection, if a judgment orders only a new general election, for ~~candidates and~~ candidates, principal campaign committees, political committees, and independent expenditure-only committees that participate in the court-ordered general election, the reporting period shall be deemed to begin the day following the rendering of the judgment.

(vi) For purposes of this Subsection, for ~~candidates and~~ candidates, principal campaign committees, political committees, and independent expenditure-only committees that participate in an election held pursuant to R.S. 18:512, the reporting period for that election shall be deemed to begin the day following the general election.

(vii) A candidate or his principal campaign committee or subsidiary campaign committee thereof may receive contributions that are designated in writing; or made in accordance with a properly noticed joint fundraising agreement

for use in connection with either the general election or primary election in a single election cycle or, for a party primary office, with either a party primary, the primary, or the general election, as provided in R.S. 18:1505.2.1.

* * *

§1505.2.1. Designation and attribution of contributions

A.(1) A candidate may receive contributions designated in writing for use in connection with ~~either the primary election or the general~~ any election in a single election cycle, whether a party primary election, primary election, or general election. The candidate shall use an acceptable accounting method to distinguish between contributions attributed to ~~the primary election and contributions attributed to the general~~ each particular election.

(2)(a) Acceptable accounting methods include but are not limited to the creation and designation of separate accounts for each election or the establishment of separate books and records for each election.

~~(b) A candidate's records shall demonstrate that prior to the primary election, recorded cash on hand was at all times equal to or in excess of the sum of general election contributions received less the sum of general election disbursements made.~~

* * *

D. The candidate may accept contributions that are designated in writing for use in ~~the general~~ a particular election prior to the date of ~~the primary election~~ a prior election in the same election cycle.

E. If the candidate does not participate in ~~the general election~~ one or more elections within an election cycle after participating in the first election in the election cycle, any contributions designated for ~~the general~~ an election in which the candidate did not participate shall be treated as excess campaign funds and may be redesignated as provided in Subsection G of this Section or expended as provided in R.S. 18:1505.2(I), except that such funds may not be expended in support of or in opposition to a proposition, political party; or the candidacy of a person; or maintained in a segregated fund for use in future political campaigns or activity related to preparing for future candidacy to elective office.

* * *

1 Section 3. R.S. 9:154(A)(18) is hereby amended and reenacted to read as follows:

2 §154. Presumptions of abandonment

3 A. Property is presumed abandoned if it is unclaimed by the apparent owner
4 during the time set forth below for the particular property for the following:

5 * * *

6 (18) Checks drawn on a campaign account pursuant to R.S. 18:1505.2 for the
7 return of campaign contributions made in excess of contribution limits, ~~six~~ twelve
8 months from the date of the check if not negotiated.

9 * * *

10 Section 4. R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B) are hereby
11 repealed in their entirety.

12 Section 5. The Louisiana State Law Institute is authorized and directed to arrange
13 in alphabetical order and renumber the definitions contained in R.S. 18:1481 and to correct
14 any cross-references to the renumbered paragraphs if necessary, consistent with the
15 provisions of this Act.

16 Section 6. The provisions of Section 2 of this Act shall supersede those same
17 provisions of Section 1 of this Act and those same provisions of Act No. 1 of the 2024 First
18 Extraordinary Session of the Legislature of Louisiana and Act No. 640 of the 2024 Regular
19 Session of the Legislature of Louisiana upon the effective date of Act 640 of the 2024
20 Regular Session of the Legislature of Louisiana.

21 Section 7. The Supervisory Committee on Campaign Finance Disclosure shall
22 prepare updated forms and instructions and explanations for the completion of such forms
23 in compliance with this Act as provided in R.S. 18:1511.3 no later than January 15, 2026.
24 All committees, candidates, and other persons required to file reports with the supervisory
25 committee pursuant to the provisions of this Act may file reports containing the information
26 required by this Act using the forms offered by the supervisory committee on the effective
27 date of this Act until such forms have been updated as provided in this Section. Until such
28 forms have been updated, the supervisory committee shall not find a candidate, committee,
29 or other person required to file reports pursuant to this Act in violation of the Campaign

1 Finance Disclosure Act for failure to file any information required by this Act but not
2 provided for on the forms offered by the supervisory committee on the effective date of this
3 Act.

4 Section 8.(A) Section 2 of this Act shall become effective upon the effective date
5 of Act No. 640 of the 2024 Regular Session of the Legislature of Louisiana.

6 (B) This Section and Sections 1, 3, 4, 5, 6, and 7 of this Act shall become effective
7 upon signature of this Act by the governor or, if not signed by the governor, upon expiration
8 of the time for bills to become law without signature by the governor, as provided by Article
9 III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and
10 subsequently approved by the legislature, this Section and Sections 1, 3, 4, 5, 6, and 7 of this
11 Act shall become effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

2025 Regular Session

HOUSE RESOLUTION NO. 326

BY REPRESENTATIVES ILLG AND JACKSON

A RESOLUTION

To request the House Committee on House and Governmental Affairs to study and make recommendations with respect to the salary structure of all state and local elected officials and university administrators and to report its findings to the legislature.

WHEREAS, the House of Representatives of the Legislature of Louisiana finds it a priority that state and local elected officials and university administrators be adequately compensated; and

WHEREAS, it would benefit the House of Representatives to study the compensation of state and local elected officials and university administrators in Louisiana and in other states; and

WHEREAS, the legislature, by law, establishes compensation for various elected offices; and

WHEREAS, the legislature will benefit from the recommendations from the House Committee on House and Governmental Affairs regarding appropriate adjustments to salary structures for state and local elected officials and university administrators.

THEREFORE, BE IT RESOLVED the House of Representatives of the Legislature of Louisiana does hereby request the House Committee on House and Governmental Affairs to study the salary structure of all state and local elected officials and university administrators in comparison with state and local elected officials and university administrators in other states.

BE IT FURTHER RESOLVED that in the course of such study the House Committee on House and Governmental Affairs shall examine fully all compensation of all state and local elected officials and university administrators and shall review comparative material for the several states with particular focus on other southern states, such material including but not limited to studies conducted by the National Conference of State Legislatures and the Council of State Governments.

BE IT FURTHER RESOLVED that the House Committee on House and Governmental Affairs report its findings and recommendations to the House of Representatives prior to the convening of the 2026 Regular Session of the Legislature of Louisiana.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

SENATE RESOLUTION NO. 205

BY SENATOR LUNEAU

A RESOLUTION

To request the Senate Committee on Senate and Governmental Affairs to study and make recommendations with respect to the salary structure and total compensation of all state and local elected officials and university administrators and to report its findings to the Senate.

WHEREAS, the Senate of the Legislature of Louisiana finds it a priority that state and local elected officials and university administrators be adequately compensated; and

WHEREAS, it would benefit the Senate to study the compensation of state and local elected officials and university administrators in Louisiana and in other states; and

WHEREAS, the legislature, by law, establishes compensation for various elected offices; and

WHEREAS, the legislature will benefit from the recommendations from the Senate Committee on Senate and Governmental Affairs regarding appropriate adjustments to salary structures and total compensation packages for state and local elected officials and university administrators.

THEREFORE, BE IT RESOLVED the Senate of the Legislature of Louisiana does hereby request the Senate Committee on Senate and Governmental Affairs to study the salary structure and total compensation packages of all state and local elected officials and university administrators in comparison with state and local elected officials and university administrators in other states.

BE IT FURTHER RESOLVED that in the course of its study the Senate Committee on Senate and Governmental Affairs shall examine fully all compensation of all state and local elected officials and university administrators and shall review comparative material for the several states with particular focus on other southern states, such material including but not limited to studies conducted by the National Conference of State Legislatures and the Council of State Governments.

BE IT FURTHER RESOLVED that the Senate Committee on Senate and Governmental Affairs report its findings and recommendations to the Senate prior to the convening of the 2026 Regular Session of the Legislature of Louisiana.

PRESIDENT OF THE SENATE