

HOUSE BILL NO. 161

1/12 Introduced
1/12 Referred to State Administration
1/18 Adverse Committee Report
1/18 Hearing
1/21 Objection to Adverse Committee Report
1/23 2nd Reading Pass As Amended
1/25 3rd Reading Do Not Pass
1/25 Bill Killed

1 HOUSE BILL NO. 161
2 INTRODUCED BY Winstan

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING VOLUNTARY
5 EXPENDITURE LIMITS FOR CANDIDATES AND BALLOT ISSUES;
6 AMENDING SECTION 13-37-216, MCA."
7

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 13-37-216, MCA, is amended to read:

10 "13-37-216. Limitations on contributions -- voluntary
11 limitations on expenditures. (1) Aggregate contributions for
12 all elections in a campaign by an individual, other than the
13 candidate, to a candidate and political committees organized
14 on his behalf are limited as follows:

15 (a) for candidates filed jointly for the office of
16 governor and lieutenant governor, not to exceed ~~\$1,500~~
17 \$2,000;

18 (b) for a candidate to be elected for state office in
19 a statewide election, other than the candidates for governor
20 and lieutenant governor, not to exceed ~~\$750~~ \$1,000;

21 (c) for a candidate for public service commissioner,
22 ~~district--court--judge~~ or state senator, not to exceed ~~\$400~~
23 \$500; and

24 (d) for a candidate for any other public office, not
25 to exceed \$250.

1 (2) For the purposes of this subsection, an
2 independent committee means a committee which is not
3 specifically organized on behalf of a particular candidate
4 or which is not controlled either directly or indirectly by
5 a candidate or candidate's committee and which does not act
6 jointly with a candidate or candidate's committee in
7 conjunction with the making of expenditures or accepting
8 contributions. For the purpose of limitation on
9 contributions, political party organizations are independent
10 committees. Aggregate contributions by an independent
11 committee to a candidate and political committees organized
12 on his behalf for all elections in a campaign are limited as
13 follows:

14 (a) for candidates filed jointly for the offices of
15 governor and lieutenant governor, not to exceed \$8,000;

16 (b) for a candidate to be elected for state office in
17 a statewide election, other than the candidates for governor
18 and lieutenant governor, not to exceed \$2,000;

19 (c) for a candidate for public service commissioner,
20 not to exceed \$1,000;

21 (d) for a candidate for the state senate, not to
22 exceed \$600;

23 (e) for a candidate for any other public office, not
24 to exceed \$300.

25 (3) In the year in which an election is held for an



1 office sought by a candidate, a candidate is encouraged to
 2 voluntarily agree that no expenditures will be made by the
 3 candidate or the principal campaign committee of that
 4 candidate or otherwise on behalf of that candidate which
 5 result in an aggregate amount in excess of the following
 6 amounts:

7 (a) for governor and lieutenant governor, running
 8 together, \$750,000;

9 (b) for secretary of state, \$150,000;

10 (c) for attorney general, \$150,000;

11 (d) for state auditor, \$100,000;

12 (e) for superintendent of public instruction,
 13 \$100,000;

14 (f) for public service commissioner, \$30,000;

15 (g) for chief justice or justice of the supreme court,
 16 \$100,000;

17 (h) for district court judge, \$10,000;

18 (i) for state senator, \$10,000;

19 (j) for state representative, \$5,000;

20 (k) for county attorney, \$4,000;

21 (l) for clerk of district court, \$2,500;

22 (m) for county sheriff, \$8,000;

23 (n) for county clerk and recorder, \$2,500;

24 (o) for county commissioner, \$15,000;

25 (p) for county superintendent of schools, \$5,000;

1 (q) for county treasurer, \$5,000;

2 (r) for public administrator, \$2,000;

3 (s) for county assessor, \$2,000;

4 (t) for county coroner, \$2,000;

5 (u) for justice of the peace, \$2,000;

6 (v) for all other elected offices, \$2,000.

7 (4) In the year in which an election is held on a
 8 ballot issue, a person or political committee organized in
 9 support of or in opposition to a ballot issue is encouraged
 10 to voluntarily limit expenditures in support of or in
 11 opposition to the measure to an aggregate amount not to
 12 exceed \$250,000.

13 {3}(5) The limitations imposed by this section do not
 14 apply to public funds contributed to a candidate under part
 15 3 of this chapter."

16 NEW SECTION. Section 2. Extension of authority. Any
 17 existing authority of the commissioner of political
 18 practices to make rules on the subject of the provisions of
 19 this act is extended to the provisions of this act.

-End-

COMMITTEE
ON STATE ADMINISTRATION
RECOMMEND DO NOT PASS
OBJECTION RAISED TO
ADVERSE COMMITTEE REPORT

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16 governor and lieutenant governor, not to exceed ~~\$17500~~
17 \$2,000;

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19 a statewide election, other than the candidates for governor
20 and lieutenant governor, not to exceed ~~\$750~~ \$1,000;

21 (c) for a candidate for public service commissioner,
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4 (t) for county coroner, \$2,000;

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6 (v) for all other elected offices, \$2,000.

7 (4) In the year in which an election is held on a
 8 ballot issue, a person or political committee organized in
 9 support of or in opposition to a ballot issue is encouraged
 10 to voluntarily limit expenditures in support of or in
 11 opposition to the measure to an aggregate amount not to
 12 exceed \$250,000.

13 {3}{5} The limitations imposed by this section do not
 14 apply to public funds contributed to a candidate under part
 15 3 of this chapter."

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 18 practices to make rules on the subject of the provisions of
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22 exceed \$600;

23 (e) for a candidate for any other public office, not
24 to exceed \$300.

25 (3) In the year in which an election is held for an

1 office sought by a candidate, UNLESS SPECIAL CIRCUMSTANCES
 2 SUCH AS A CANDIDATE'S PHYSICAL DISABILITY ARE CLEARLY
 3 PRESENT, a candidate is encouraged to voluntarily agree that
 4 FOR THE GENERAL ELECTION no expenditures will be made by the
 5 candidate or the principal campaign committee of that
 6 candidate or otherwise on behalf of that candidate which
 7 result in an aggregate amount in excess of the following
 8 amounts:

- 9 (a) for governor and lieutenant governor, running
 10 together, \$750,000;
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 18 \$100,000;
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 10 ballot issue, a person or political committee organized in
 11 support of or in opposition to a ballot issue is encouraged
 12 to voluntarily limit expenditures in support of or in
 13 opposition to the measure to an aggregate amount not to
 14 exceed \$250,000.

15 (3)(5) The limitations imposed by this section do not
 16 apply to public funds contributed to a candidate under part
 17 3 of this chapter.

18 (6) THE LIMITATIONS OF THIS SECTION SHALL BE
 19 MULTIPLIED BY THE INFLATION FACTOR, AS DEFINED IN
 20 15-30-101(8), FOR THE YEAR IN WHICH GENERAL ELECTIONS ARE
 21 HELD AFTER 1986. THE COMMISSIONER OF POLITICAL PRACTICES
 22 SHALL PUBLISH THE REVISED LIMITATIONS AS A RULE."

23 NEW SECTION. Section 2. Extension of authority. Any
 24 existing authority of the commissioner of political
 25 practices to make rules on the subject of the provisions of

HB 0161/02

1 this act is extended to the provisions of this act.

-End-