

SENATE BILL NO. 357

INTRODUCED BY HAFNEY, FARRELL

BY REQUEST OF THE SENATE STATE ADMINISTRATION COMMITTEE

IN THE SENATE

FEBRUARY 17, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON STATE ADMINISTRATION.

FEBRUARY 20, 1987                   COMMITTEE RECOMMEND BILL  
DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 21, 1987                   PRINTING REPORT.

FEBRUARY 23, 1987                   SECOND READING, DO PASS.

FEBRUARY 24, 1987                   ENGROSSING REPORT.

FEBRUARY 25, 1987                   THIRD READING, PASSED.  
AYES, 31; NOES, 18.

TRANSMITTED TO HOUSE.

IN THE HOUSE

MARCH 3, 1987                       INTRODUCED AND REFERRED TO COMMITTEE  
ON STATE ADMINISTRATION.

MARCH 17, 1987                       COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

MARCH 20, 1987                       SECOND READING, CONCURRED IN AS  
AMENDED.

MARCH 23, 1987                       THIRD READING, CONCURRED IN.  
AYES, 98; NOES, 0.

RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

MARCH 26, 1987                       RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS  
CONCURRED IN.

MARCH 27, 1987

THIRD READING, AMENDMENTS  
CONCURRED IN.

SENT TO ENROLLING.

1 Senate BILL NO. 357  
 2 INTRODUCED BY Hiffey Farnell  
 3 BY REQUEST OF THE SENATE STATE ADMINISTRATION COMMITTEE

4  
 5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT ELECTION  
 6 MATERIALS TOO SMALL TO INCLUDE DISCLAIMERS BE FILED WITH THE  
 7 COMMISSIONER OF POLITICAL PRACTICES PRIOR TO PUBLIC  
 8 DISTRIBUTION; PROVIDING FOR NOTIFICATION OF INADVERTENT  
 9 DISCLAIMER OMISSION AND COMPLIANCE WITH ELECTION MATERIAL  
 10 PROCEDURES WITHIN 5 DAYS OF INITIAL PUBLIC DISTRIBUTION; AND  
 11 AMENDING SECTION 13-35-225, MCA."

12  
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Section 13-35-225, MCA, is amended to read:  
 15 "13-35-225. Election materials not to be anonymous.  
 16 (1) Whenever any person makes an expenditure for the purpose  
 17 of financing communications advocating the success or defeat  
 18 of a candidate, political party, or ballot issue through any  
 19 broadcasting station, newspaper, magazine, outdoor  
 20 advertising facility, direct mailing, poster, handbill,  
 21 bumper sticker, or other form of general political  
 22 advertising, such communication shall clearly and  
 23 conspicuously state the name and address of the printer, if  
 24 printed commercially, and the name and address of the person  
 25 who made or financed the expenditure for the communication;

1 including, in the case of a political committee, the name  
 2 and address of the treasurer.

3 (2) If any document or other article of advertising is  
 4 too small for the requirements of subsection (1) to be  
 5 conveniently included ~~or--if--necessary---information---is~~  
 6 ~~inadvertently---omitted,~~ the person financing the  
 7 communication shall file a copy of the article with the  
 8 commissioner, together with the required information, prior  
 9 to its public distribution.

10 (3) If information required to be printed in  
 11 subsection (1) is inadvertently omitted or not printed, the  
 12 person financing the communication has 5 days from the date  
 13 of its initial public distribution to file notification of  
 14 the omission with the commissioner and to make every  
 15 reasonable effort to bring the material into compliance with  
 16 subsection (1)."

-End-



-2- INTRODUCED BILL  
 SB - 357

APPROVED BY COMMITTEE  
ON STATE ADMINISTRATION

1                   SENATE BILL NO. 357  
2                   INTRODUCED BY HAFNEY, FARRELL  
3           BY REQUEST OF THE SENATE STATE ADMINISTRATION COMMITTEE  
4  
5   A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT ELECTION  
6   MATERIALS TOO SMALL TO INCLUDE DISCLAIMERS BE FILED WITH THE  
7   COMMISSIONER OF POLITICAL PRACTICES PRIOR TO PUBLIC  
8   DISTRIBUTION; PROVIDING FOR NOTIFICATION OF INADVERTENT  
9   DISCLAIMER OMISSION AND COMPLIANCE WITH ELECTION MATERIAL  
10  PROCEDURES WITHIN 5 DAYS OF INITIAL PUBLIC DISTRIBUTION; AND  
11  AMENDING SECTION 13-35-225, MCA."  
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13  BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
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17       of financing communications advocating the success or defeat  
18       of a candidate, political party, or ballot issue through any  
19       broadcasting station, newspaper, magazine, outdoor  
20       advertising facility, direct mailing, poster, handbill,  
21       bumper sticker, or other form of general political  
22       advertising, such communication shall clearly and  
23       conspicuously state the name and address of the printer, if  
24       printed commercially, and the name and address of the person  
25       who made or financed the expenditure for the communication;

1   including, in the case of a political committee, the name  
2   and address of the treasurer.  
3       (2) If any document or other article of advertising is  
4   too small for the requirements of subsection (1) to be  
5   conveniently included ~~or--if--necessary---information---is~~  
6   ~~inadvertently---omitted,~~ the person financing the  
7   communication shall file a copy of the article with the  
8   commissioner, together with the required information, prior  
9   to its public distribution.  
10       (3) If information required to---be---printed in  
11   subsection (1) is inadvertently omitted or not printed, the  
12   person financing the communication has 5 days from the date  
13   of its initial public distribution to file notification of  
14   the omission with the commissioner and to make every  
15   reasonable effort to bring the material into compliance with  
16   subsection (1)."

-End-



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18 of a candidate, political party, or ballot issue through any  
19 broadcasting station, newspaper, magazine, outdoor  
20 advertising facility, direct mailing, poster, handbill,  
21 bumper sticker, or other form of general political  
22 advertising, such communication shall clearly and  
23 conspicuously state the name and address of the printer, if  
24 printed commercially, and the name and address of the person  
25 who made or financed the expenditure for the communication;

1 including, in the case of a political committee, the name  
2 and address of the treasurer.

3 (2) If any document or other article of advertising is  
4 too small for the requirements of subsection (1) to be  
5 conveniently included or--if--necessary--information--is  
6 inadvertently----omitted, the person financing the  
7 communication shall file a copy of the article with the  
8 commissioner, together with the required information, prior  
9 to its public distribution.

10 (3) If information required to---be---printed in  
11 subsection (1) is inadvertently omitted or not printed, the  
12 person financing the communication has 5 days from the date  
13 of its initial public distribution to file notification of  
14 the omission with the commissioner and to make every  
15 reasonable effort to bring the material into compliance with  
16 subsection (1)."

-End-

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25 who made or financed the expenditure for the communication;

1 including, in the case of a political committee, the name  
2 and address of the treasurer.  
3       (2) If any document or other article of advertising is  
4 too small for the requirements of subsection (1) to be  
5 conveniently included ~~or--if--necessary---information---is~~  
6 ~~inadvertently---omitted,~~ the person financing the  
7 communication shall file a copy of the article with the  
8 commissioner, together with the required information, prior  
9 to its public distribution.  
10       (3) If information required to---be---printed in  
11 subsection (1) is inadvertently omitted or not printed, UPON  
12 DISCOVERING THE OMISSION, the person financing the  
13 communication has-5-days-from-the-date-of-its-initial-public  
14 distribution-to SHALL file notification of the omission with  
15 the commissioner WITHIN 5 DAYS and to make every reasonable  
16 effort to bring the material into compliance with subsection  
17 (1)."

-End-



# COMMITTEE OF THE WHOLE AMENDMENT

96

## HOUSE

~~3-20-87~~  
DATE

~~12-10~~  
TIME

MR. CHAIRMAN: I MOVE TO AMEND SB 357

3rd reading copy ( blue ) as follows:  
Color

PASSED

- 1) Page 2, line 11.  
Following: "printed,"  
Insert: "upon discovering the omission,"
  
- 2) Page 2, lines 12 and 13.  
Strike: "has" on line 12 through "to" on line 13  
Insert: "shall"
  
- 3) Page 2, line 14.  
Following: "commissioner"  
Insert: "within 5 days"  
Strike: "to"

ADOPT

REJECT

