

106TH CONGRESS  
1ST SESSION

# H. R. 1867

To amend the Federal Election Campaign Act of 1971 to reform the financing of campaigns for elections for Federal office, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 19, 1999

Mr. HUTCHINSON (for himself, Mr. HILL of Indiana, Mr. HULSHOF, Mr. BRADY of Texas, Mr. MORAN of Kansas, Mr. PETRI, Mr. ENGLISH, Mr. BACHUS, and Mr. COOK) introduced the following bill; which was referred to the Committee on House Administration

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## A BILL

To amend the Federal Election Campaign Act of 1971 to reform the financing of campaigns for elections for Federal office, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Campaign Integrity  
5       Act of 1999”.

1 **TITLE I—SOFT MONEY AND CON-**  
2 **TRIBUTIONS AND EXPENDI-**  
3 **TURES OF POLITICAL PAR-**  
4 **TIES**

5 **SEC. 101. BAN ON SOFT MONEY OF NATIONAL POLITICAL**  
6 **PARTIES AND CANDIDATES.**

7 Title III of the Federal Election Campaign Act of  
8 1971 (2 U.S.C. 431 et seq.) is amended by adding at the  
9 end the following new section:

10 “BAN ON USE OF SOFT MONEY BY NATIONAL POLITICAL  
11 PARTIES AND CANDIDATES

12 “SEC. 323. (a) NATIONAL PARTIES.—A national  
13 committee of a political party, including the national con-  
14 gressional campaign committees of a political party, and  
15 any officers or agents of such party committees, may not  
16 solicit, receive, or direct any contributions, donations, or  
17 transfers of funds, or spend any funds, which are not sub-  
18 ject to the limitations, prohibitions, and reporting require-  
19 ments of this Act. This subsection shall apply to any entity  
20 that is established, financed, maintained, or controlled (di-  
21 rectly or indirectly) by, or acting on behalf of, a national  
22 committee of a political party, including the national con-  
23 gressional campaign committees of a political party, and  
24 any officers or agents of such party committees.

25 “(b) CANDIDATES.—

1           “(1) IN GENERAL.—No candidate for Federal  
2           office, individual holding Federal office, or any agent  
3           of such candidate or officeholder may solicit, receive,  
4           or direct—

5                   “(A) any funds in connection with any  
6           Federal election unless such funds are subject  
7           to the limitations, prohibitions and reporting re-  
8           quirements of this Act;

9                   “(B) any funds that are to be expended in  
10          connection with any election for other than a  
11          Federal office unless such funds are not in ex-  
12          cess of the amounts permitted with respect to  
13          contributions to Federal candidates and polit-  
14          ical committees under section 315(a)(1) and  
15          (2), and are not from sources prohibited from  
16          making contributions by this Act with respect  
17          to elections for Federal office; or

18                  “(C) any funds on behalf of any person  
19          which are not subject to the limitations, prohi-  
20          bitions, and reporting requirements of this Act  
21          if such funds are for the purpose of financing  
22          any activity on behalf of a candidate for elec-  
23          tion for Federal office or any communication  
24          which refers to a clearly identified candidate for  
25          election for Federal office.

1           “(2) EXCEPTION FOR CERTAIN ACTIVITIES.—

2           Paragraph (1) shall not apply to—

3                   “(A) the solicitation or receipt of funds by  
4                   an individual who is a candidate for a non-Fed-  
5                   eral office if such activity is permitted under  
6                   State law for such individual’s non-Federal  
7                   campaign committee; or

8                   “(B) the attendance by an individual who  
9                   holds Federal office or is a candidate for elec-  
10                  tion for Federal office at a fundraising event  
11                  for a State or local committee of a political  
12                  party of the State which the individual rep-  
13                  resents or seeks to represent as a Federal of-  
14                  ficeholder, if the event is held in such State.

15          “(c) PROHIBITING TRANSFERS OF NON-FEDERAL  
16 FUNDS BETWEEN STATE PARTIES.—A State committee  
17 of a political party may not transfer any funds to a State  
18 committee of a political party of another State unless the  
19 funds are subject to the limitations, prohibitions, and re-  
20 porting requirements of this Act.

21          “(d) APPLICABILITY TO FUNDS FROM ALL  
22 SOURCES.—This section shall apply with respect to funds  
23 of any individual, corporation, labor organization, or other  
24 person.”.

1 **SEC. 102. INCREASE IN AGGREGATE ANNUAL LIMIT ON**  
2 **CONTRIBUTIONS BY INDIVIDUALS TO POLIT-**  
3 **ICAL PARTIES.**

4 (a) IN GENERAL.—The first sentence of section  
5 315(a)(3) of the Federal Election Campaign Act of 1971  
6 (2 U.S.C. 441a(a)(3)) is amended by striking “in any cal-  
7 endar year” and inserting the following: “to political com-  
8 mittees of political parties, or contributions aggregating  
9 more than \$25,000 to any other persons, in any calendar  
10 year”.

11 (b) CONFORMING AMENDMENT.—Section  
12 315(a)(1)(B) of such Act (2 U.S.C. 441a(a)(1)(B)) is  
13 amended by striking “\$20,000” and inserting “\$25,000”.

14 **SEC. 103. REPEAL OF LIMITATIONS ON AMOUNT OF CO-**  
15 **ORDINATED EXPENDITURES BY POLITICAL**  
16 **PARTIES.**

17 (a) IN GENERAL.—Section 315(d) of the Federal  
18 Election Campaign Act of 1971 (2 U.S.C. 441a(d)) is  
19 amended by striking paragraphs (2) and (3).

20 (b) CONFORMING AMENDMENTS.—Section 315(d)(1)  
21 of such Act (2 U.S.C. 441a(d)(1)) is amended—

22 (1) by striking “(d)(1)” and inserting “(d)”;  
23 and

24 (2) by striking “, subject to the limitations con-  
25 tained in paragraphs (2) and (3) of this subsection”.

1 **SEC. 104. INCREASE IN LIMIT ON CONTRIBUTIONS BY**  
 2 **MULTICANDIDATE POLITICAL COMMITTEES**  
 3 **TO NATIONAL POLITICAL PARTIES.**

4 Section 315(a)(2)(B) of the Federal Election Cam-  
 5 paign Act of 1971 (2 U.S.C. 441a(a)(2)(B)) is amended  
 6 by striking “\$15,000” and inserting “\$20,000”.

7 **TITLE II—INDEXING**  
 8 **CONTRIBUTION LIMITS**

9 **SEC. 201. INDEXING CONTRIBUTION LIMITS.**

10 Section 315(c) of the Federal Election Campaign Act  
 11 of 1971 (2 U.S.C. 441a(c)) is amended by adding at the  
 12 end the following new paragraph:

13 “(3)(A) The amount of each limitation established  
 14 under subsection (a) shall be adjusted as follows:

15 “(i) For calendar year 2001, each such amount  
 16 shall be equal to the amount described in such sub-  
 17 section, increased (in a compounded manner) by the  
 18 percentage increase in the price index (as defined in  
 19 subsection (c)(2)) for each of the years 1999  
 20 through 2000.

21 “(ii) For calendar year 2005 and each fourth  
 22 subsequent year, each such amount shall be equal to  
 23 the amount for the fourth previous year (as adjusted  
 24 under this subparagraph), increased (in a com-  
 25 pounded manner) by the percentage increase in the  
 26 price index for each of the four previous years.

1 “(B) In the case of any amount adjusted under this  
 2 subparagraph which is not a multiple of \$100, the amount  
 3 shall be rounded to the nearest multiple of \$100.”.

## 4 **TITLE III—EXPANDING DISCLO-** 5 **SURE OF CAMPAIGN FINANCE** 6 **INFORMATION**

### 7 **SEC. 301. DISCLOSURE OF CERTAIN COMMUNICATIONS.**

8 (a) IN GENERAL.—Any person who expends an ag-  
 9 gregate amount of funds during a calendar year in excess  
 10 of \$25,000 for communications described in subsection (b)  
 11 relating to a single candidate for election for Federal office  
 12 (or an aggregate amount of funds during a calendar year  
 13 in excess of \$100,000 for all such communications relating  
 14 to all such candidates) shall file a report describing the  
 15 amount expended for such communications, together with  
 16 the person’s address and phone number (or, if appro-  
 17 priate, the address and phone number of the person’s prin-  
 18 cipal officer).

19 (b) COMMUNICATIONS DESCRIBED.—A communica-  
 20 tion described in this subsection is any communication  
 21 which is broadcast to the general public through radio or  
 22 television and which mentions or includes (by name, rep-  
 23 resentation, or likeness) any candidate for election for  
 24 Senator or for Representative in (or Delegate or Resident  
 25 Commissioner to) the Congress, other than any commu-

1 nication which would be described in clause (i), (iii), or  
2 (v) of section 301(9)(B) of the Federal Election Campaign  
3 Act of 1971 if the payment were an expenditure under  
4 such section.

5 (c) DEADLINE FOR FILING.—A person shall file a re-  
6 port required under subsection (a) not later than 7 days  
7 after the person first expends the applicable amount of  
8 funds described in such subsection, except that in the case  
9 of a person who first expends such an amount within 10  
10 days of an election, the report shall be filed not later than  
11 24 hours after the person first expends such amount. For  
12 purposes of the previous sentence, the term “election”  
13 shall have the meaning given such term in section 301(1)  
14 of the Federal Election Campaign Act of 1971.

15 (d) PLACE OF SUBMISSION.—Reports required under  
16 subsection (a) shall be submitted—

17 (1) to the Clerk of the House of Representa-  
18 tives, in the case of a communication involving a  
19 candidate for election for Representative in (or Dele-  
20 gate or Resident Commissioner to) the Congress;  
21 and

22 (2) to the Secretary of the Senate, in the case  
23 of a communication involving a candidate for elec-  
24 tion for Senator.

25 (e) PENALTIES.—Whoever knowingly fails to—



1           (1) remedy a defective filing within 60 days  
2       after notice of such a defect by the Secretary of the  
3       Senate or the Clerk of the House of Representatives;  
4       or

5           (2) comply with any other provision of this sec-  
6       tion,

7       shall, upon proof of such knowing violation by a prepon-  
8       derance of the evidence, be subject to a civil fine of not  
9       more than \$50,000, depending on the extent and gravity  
10      of the violation.

11   **SEC. 302. REQUIRING MONTHLY FILING OF REPORTS.**

12       (a) PRINCIPAL CAMPAIGN COMMITTEES.—Section  
13   304(a)(2)(A)(iii) of the Federal Election Campaign Act of  
14   1971 (2 U.S.C. 434(a)(2)(A)(iii)) is amended to read as  
15   follows:

16               “(iii) monthly reports, which shall be filed  
17       no later than the 20th day after the last day of  
18       the month and shall be complete as of the last  
19       day of the month, except that, in lieu of filing  
20       the reports otherwise due in November and De-  
21       cember of the year, a pre-general election report  
22       shall be filed in accordance with clause (i), a  
23       post-general election report shall be filed in ac-  
24       cordance with clause (ii), and a year end report

1           shall be filed no later than January 31 of the  
2           following calendar year.”.

3           (b) OTHER POLITICAL COMMITTEES.—Section  
4 304(a)(4) of such Act (2 U.S.C. 434(a)(4)) is amended  
5 to read as follows:

6           “(4)(A) In a calendar year in which a regularly  
7 scheduled general election is held, all political committees  
8 other than authorized committees of a candidate shall  
9 file—

10           “(i) monthly reports, which shall be filed no  
11 later than the 20th day after the last day of the  
12 month and shall be complete as of the last day of  
13 the month, except that, in lieu of filing the reports  
14 otherwise due in November and December of the  
15 year, a pre-general election report shall be filed in  
16 accordance with clause (ii), a post-general election  
17 report shall be filed in accordance with clause (iii),  
18 and a year end report shall be filed no later than  
19 January 31 of the following calendar year;

20           “(ii) a pre-election report, which shall be filed  
21 no later than the 12th day before (or posted by reg-  
22 istered or certified mail no later than the 15th day  
23 before) any election in which the committee makes  
24 a contribution to or expenditure on behalf of a can-

1 didate in such election, and which shall be complete  
2 as of the 20th day before the election; and

3 “(iii) a post-general election report, which shall  
4 be filed no later than the 30th day after the general  
5 election and which shall be complete as of the 20th  
6 day after such general election.

7 “(B) In any other calendar year, all political commit-  
8 tees other than authorized committees of a candidate shall  
9 file a report covering the period beginning January 1 and  
10 ending June 30, which shall be filed no later than July  
11 31 and a report covering the period beginning July 1 and  
12 ending December 31, which shall be filed no later than  
13 January 31 of the following calendar year.”.

14 (c) CONFORMING AMENDMENTS.—(1) Section 304(a)  
15 of such Act (2 U.S.C. 434(a)) is amended by striking  
16 paragraph (8).

17 (2) Section 309(b) of such Act (2 U.S.C. 437g(b))  
18 is amended by striking “for the calendar quarter” and in-  
19 serting “for the month”.

20 **SEC. 303. MANDATORY ELECTRONIC FILING FOR CERTAIN**  
21 **REPORTS.**

22 (a) IN GENERAL.—Section 304(a)(11)(A) of the Fed-  
23 eral Election Campaign Act of 1971 (2 U.S.C.  
24 434(a)(11)(A)) is amended by striking the period at the  
25 end and inserting the following: “, except that the Com-

1 mission shall require the reports to be filed and preserved  
 2 by such means, format, or method, unless the aggregate  
 3 amount of contributions or expenditures (as the case may  
 4 be) reported by the committee in all reports filed with re-  
 5 spect to the election involved (taking into account the pe-  
 6 riod covered by the report) is less than \$50,000.”.

7 (b) PROVIDING STANDARDIZED SOFTWARE PACK-  
 8 AGE.—Section 304(a)(11) of such Act (2 U.S.C.  
 9 434(a)(11)) is amended—

10 (1) by redesignating subparagraph (C) as sub-  
 11 paragraph (D); and

12 (2) by inserting after subparagraph (B) the fol-  
 13 lowing new subparagraph:

14 “(C) The Commission shall make available without  
 15 charge a standardized package of software to enable per-  
 16 sons filing reports by electronic means to meet the require-  
 17 ments of this paragraph.”.

18 **SEC. 304. WAIVER OF “BEST EFFORTS” EXCEPTION FOR IN-**  
 19 **FORMATION ON OCCUPATION OF INDIVIDUAL**  
 20 **CONTRIBUTORS.**

21 Section 302(i) of the Federal Election Campaign Act  
 22 of 1971 (2 U.S.C. 432(i)) is amended—

23 (1) by striking “(i) When the treasurer” and  
 24 inserting “(i)(1) Except as provided in paragraph  
 25 (2), when the treasurer”; and

1           (2) by adding at the end the following new  
2 paragraph:

3           “(2) Paragraph (1) shall not apply with respect to  
4 information regarding the occupation or the name of the  
5 employer of any individual who makes a contribution or  
6 contributions aggregating more than \$200 during a cal-  
7 endar year (as required to be provided under subsection  
8 (c)(3)).”.

## 9           **TITLE IV—EFFECTIVE DATE**

### 10       **SEC. 401. EFFECTIVE DATE.**

11           This Act and the amendments made by this Act shall  
12 apply with respect to elections occurring after January  
13 2001.

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