

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 88

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

Craig Brandt

AN ACT

RELATING TO CAMPAIGN FINANCE; AUTHORIZING THE EXPENDITURE OF
CAMPAIGN FUNDS BY ADDITIONAL MEANS THAT AUTOMATICALLY RECORD
TRANSACTIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 1-19-34 NMSA 1978 (being Laws 1979,
Chapter 360, Section 10, as amended) is amended to read:

"1-19-34. CANDIDATES--POLITICAL COMMITTEES--TREASURER--
BANK ACCOUNT--ANONYMOUS CONTRIBUTIONS--CONTRIBUTIONS FROM
SPECIAL EVENTS.--

A. It is unlawful for the members of any political
committee or any candidate to make any expenditure or solicit
or accept any contribution for a political purpose unless:

(1) a treasurer has been appointed and is
constantly maintained; provided, however, when a duly appointed

.191062.1

underscored material = new
~~[bracketed material] = delete~~

underscored material = new
[bracketed material] = delete

1 treasurer is unable for any reason to continue as treasurer,
2 the candidate or political committee shall appoint a successor;
3 and provided further that a candidate may serve as [~~his~~] the
4 candidate's own treasurer;

5 (2) all disbursements of money and receipts of
6 contributions are authorized by and through the candidate or
7 treasurer;

8 (3) a separate bank account has been
9 established and all receipts of money contributions and all
10 expenditures of money are deposited in and disbursed from the
11 one bank account maintained by the treasurer in the name of the
12 candidate or political committee; provided that nothing in this
13 section shall prohibit investments from the bank account to
14 earn interest as long as the investments and earnings are fully
15 reported. All disbursements except for disbursements made from
16 a petty cash fund of one hundred dollars (\$100) or less shall
17 be [~~by check made payable to the person or entity receiving the~~
18 ~~disbursement and not to "cash" or "bearer"~~] made in a form such
19 that the date, amount and payee of the transaction are
20 automatically recorded; and

21 (4) the treasurer upon disbursing or receiving
22 money or other things of value immediately enters and
23 thereafter keeps a proper record preserved by [~~him~~] the
24 treasurer, including a full, true and itemized statement and
25 account of each sum disbursed or received, the date of such

.191062.1

underscoring material = new
~~[bracketed material] = delete~~

1 disbursal or receipt, to whom disbursed or from whom received
2 and the object or purpose for which it was disbursed or
3 received.

4 B. No anonymous contributions may be accepted in
5 excess of one hundred dollars (\$100). The aggregate amount of
6 anonymous contributions received by a reporting individual
7 during a primary or general election or a statewide special
8 election shall not exceed two thousand dollars (\$2,000) for
9 statewide races and five hundred dollars (\$500) for all other
10 races.

11 C. Cash contributions received at special events
12 that are unidentifiable as to specific contributor but
13 identifiable as to the special event are not subject to the
14 anonymous contribution limits provided for in this section so
15 long as no single special event raises, after expenses, more
16 than one thousand dollars (\$1,000) in such cash contributions.
17 For those contributions, due diligence and best efforts shall
18 be made to disclose on a special prescribed form the sponsor,
19 date, place, total amount received, expenses incurred,
20 estimated number of persons in attendance and other
21 identifiable factors that describe the special event. For
22 purposes of this subsection, "special event" includes an event
23 such as a barbecue or similar fundraiser where tickets costing
24 fifteen dollars (\$15.00) or less are sold or an event such as a
25 coffee, tea or similar reception.

.191062.1

