

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Humphrey

- 1 Amend reengrossed bill, page 2, line 6, strike "**document review** -" and
- 2 substitute "**audit task force** -".

- 3 Page 7, line 17, strike "THE DIVISION".

- 4 Page 7, strike lines 18 and 19.

- 5 Page 7, line 21, strike "SECTION OR AN" and substitute "SECTION,".

- 6 Page 7, strike line 22.

- 7 Page 7, line 23, strike "THIS SECTION,".

- 8 Page 9, strike lines 4 and 5 and substitute "(5)(a)(IV), WHICH MUST BE
- 9 PROVIDED TO".

- 10 Page 10, strike lines 15 through 27 and substitute:
 - 11 (7) **Audit task force.** (a) IN ORDER TO ESTABLISH MEANINGFUL,
 - 12 APPROPRIATE, AND COST-EFFECTIVE STANDARDS FOR AUDITS BY THE
 - 13 DIVISION OF DOCUMENTS RECEIVED BY THE SECRETARY FOR FILING UNDER
 - 14 ARTICLE XXVIII, THIS ARTICLE 45, OR THE RULES, A TASK FORCE IS
 - 15 HEREBY CREATED TO STUDY THE NEED FOR AND SCOPE OF ADDITIONAL
 - 16 STATUTORY AUTHORITY NECESSARY TO ENABLE THE SECRETARY TO
 - 17 CONDUCT SUCH AUDITS.

- 18 (b) THE TASK FORCE SHALL BE COMPRISED OF INDIVIDUALS WHOSE
- 19 BACKGROUNDS DEMONSTRATE EXPERIENCE IN CAMPAIGN FINANCE, THE
- 20 AUDITING OF PUBLIC DOCUMENTS, OR REGULATORY COMPLIANCE.
- 21 MEMBERS OF THE TASK FORCE SHALL BE APPOINTED BY THE DESIGNATED
- 22 APPOINTING AUTHORITY SPECIFIED IN THIS SUBSECTION (7)(b) NOT LATER
- 23 THAN JUNE 30, 2019, IN ACCORDANCE WITH THE FOLLOWING
- 24 REQUIREMENTS:
 - 25 (I) THREE INDIVIDUALS APPOINTED BY THE GOVERNOR;
 - 26 (II) THREE INDIVIDUALS APPOINTED BY THE SECRETARY;
 - 27 (III) THREE INDIVIDUALS APPOINTED BY THE PRESIDENT OF THE
 - 28 SENATE;
 - 29 (IV) THREE INDIVIDUALS APPOINTED BY THE SPEAKER OF THE
 - 30 HOUSE OF REPRESENTATIVES;
 - 31 (V) THREE INDIVIDUALS APPOINTED BY THE MINORITY LEADER OF
 - 32 THE SENATE; AND
 - 33 (VI) THREE INDIVIDUALS APPOINTED BY THE MINORITY LEADER OF

1 THE HOUSE OF REPRESENTATIVES.

2 (c) THE MEMBERSHIP OF THE TASK FORCE MUST REFLECT A BROAD
3 SPECTRUM OF POLITICAL EXPERIENCE ON THE PART OF THE APPOINTEES AS
4 A GROUP, INCLUDING EXPERIENCE RELATING TO CANDIDATE COMMITTEES,
5 BALLOT MEASURES, INDEPENDENT EXPENDITURES, ELECTIONEERING
6 COMMUNICATIONS, AND POLITICAL PARTIES. MEMBERS OF THE TASK
7 FORCE SHALL NOT RECEIVE ANY COMPENSATION FOR THEIR SERVICE ON
8 THE TASK FORCE.

9 (d) BY FEBRUARY 1, 2020, THE TASK FORCE SHALL ISSUE A
10 REPORT, ADDRESSED TO THE GOVERNOR, THE SECRETARY, AND THE
11 GENERAL ASSEMBLY, CONTAINING ITS RECOMMENDATIONS CONCERNING:

12 (I) THE NEED FOR ADDITIONAL AUDIT CAPACITY FOR AUDITS TO BE
13 CONDUCTED BY THE DIVISION;

14 (II) THE EXPERIENCE IN OTHER STATES WHERE SUCH AUDIT
15 CAPACITY HAS BEEN AUTHORIZED;

16 (III) THE EXPENSE THAT WOULD BE INCURRED BY THE STATE IN
17 ADDING SUCH CAPACITY TO THE DIVISION'S CURRENT WORKLOAD; AND

18 (IV) STANDARDS THAT WOULD BE CODIFIED IN STATUTE FOR THE
19 DIVISION'S USE IN CONNECTION WITH:

20 (A) ENSURING THAT SUCH AUDIT CAPACITY IS EMPLOYED IN A
21 NONPARTISAN MANNER;

22 (B) EVALUATING DOCUMENTS AUDITED TO IDENTIFY THOSE
23 FILINGS THAT DO NOT SUBSTANTIALLY COMPLY WITH STATE CAMPAIGN
24 FINANCE LAW;

25 (C) OBTAINING VOLUNTARY AND COMPLETE REGISTRATIONS AND
26 DISCLOSURE BY THOSE SUBJECT TO SUCH REQUIREMENTS UNDER THE
27 STATE'S CAMPAIGN FINANCE LAWS;

28 (D) ASSESSING POSSIBLE ADMINISTRATIVE OR JUDICIAL REMEDIES
29 TO ENSURE COMPLIANCE WITH THE STATE'S CAMPAIGN FINANCE LAWS;
30 AND

31 (E) RECOMMEND APPROPRIATE FINES OR PENALTIES FOR PERSONS
32 WHOSE CONDUCT DEMONSTRATES A WILLFUL NONCOMPLIANCE WITH THE
33 STATE'S CAMPAIGN FINANCE LAWS.".

34 Page 11, strike lines 1 through 6.

35 Page 11, line 7, strike "(c)" and substitute "(e)".

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