

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

HB24-1283 be amended as follows:

1 Amend the State, Civic, Military, & Veterans Affairs Committee Report,
2 dated March 11, 2024, page 2, line 10, strike "REGARDING MUNICIPAL"
3 and substitute "THAT AUTHORIZES THE MUNICIPALITY TO REFER A
4 CAMPAIGN FINANCE COMPLAINT TO THE SECRETARY BASED ON AN ACTUAL
5 OR POTENTIAL CONFLICT OF THE CLERK OR THE CLERK'S STAFF, AS
6 DETERMINED IN WRITING BY THE CLERK."

7 Page 2, strike lines 11 through 36.

8 Page 3, line 1, strike "COMPLAINT." and substitute "COMPLAINT IF THE
9 MUNICIPALITY HAS ADOPTED AN ORDINANCE THAT AUTHORIZES THE
10 MUNICIPALITY TO REFER A CAMPAIGN FINANCE COMPLAINT TO THE
11 SECRETARY BECAUSE THE MUNICIPALITY DOES NOT HAVE A CAMPAIGN
12 FINANCE COMPLAINT AND HEARING PROCESS."

13 Page 3, after line 1 insert:

14 "(d) TO REFER A CAMPAIGN FINANCE COMPLAINT TO THE
15 SECRETARY PURSUANT TO THIS SUBSECTION (10), A MUNICIPALITY MUST
16 HAVE AN ORDINANCE THAT AUTHORIZES THE MUNICIPALITY TO REFER
17 SUCH A COMPLAINT TO THE SECRETARY AND MUST PROVIDE A COPY OF THE
18 ORDINANCE TO THE SECRETARY. A MUNICIPALITY IS NOT AUTHORIZED TO
19 REFER A CAMPAIGN FINANCE COMPLAINT TO THE SECRETARY PURSUANT
20 TO THIS SUBSECTION (10) FOR AN ELECTION THAT IS FEWER THAN ONE
21 HUNDRED AND EIGHTY DAYS AFTER THE ORDINANCE IS PROVIDED TO THE
22 SECRETARY. A MUNICIPAL ORDINANCE THAT AUTHORIZES THE A
23 MUNICIPALITY TO REFER A CAMPAIGN FINANCE COMPLAINT TO THE
24 SECRETARY MUST:

25 (I) AUTHORIZE THE SECRETARY TO USE THE PROVISIONS OF
26 SUBSECTIONS (3) TO (7) OF THIS SECTION TO PROCESS, INVESTIGATE, AND
27 RESOLVE THE CAMPAIGN FINANCE COMPLAINT; EXCEPT THAT THE
28 DETERMINATION OF WHETHER THE COMPLAINT WAS TIMELY FILED
29 PURSUANT TO SUBSECTION (3)(a)(I) OF THIS SECTION SHALL CONSIDER THE
30 TIME FOR FILING A COMPLAINT UNDER LOCAL LAW;

31 (II) PERMIT THE FILING OF A CAMPAIGN FINANCE COMPLAINT NO
32 MORE THAN ONE HUNDRED EIGHTY DAYS AFTER THE DATE ON WHICH THE
33 COMPLAINANT EITHER KNEW OR SHOULD HAVE KNOWN, BY THE EXERCISE
34 OF REASONABLE DILIGENCE, OF THE ALLEGED VIOLATION;

35 (III) REQUIRE THE FILING OF A CAMPAIGN FINANCE COMPLAINT TO
36 BE IN WRITING AND SIGNED BY THE COMPLAINANT ON A FORM PROVIDED
37 BY THE SECRETARY, INCLUDING IDENTIFICATION OF ONE OR MORE
38 RESPONDENTS AND INCLUDING THE INFORMATION REQUIRED TO BE

1 PROVIDED ON THE FORM;
2 (IV) DIRECT THE MUNICIPALITY TO COOPERATE WITH THE
3 SECRETARY IN THE PROCESSING AND INVESTIGATION OF THE CAMPAIGN
4 FINANCE COMPLAINT; AND
5 (V) DISCLAIM ANY INTEREST OF THE MUNICIPALITY IN FINES
6 COLLECTED IN CONNECTION WITH A REFERRED CAMPAIGN FINANCE
7 COMPLAINT."
8 Reletter succeeding paragraphs accordingly.

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