

# SENATE BILL 755

G1, C7

(8lr2916)

## ENROLLED BILL

—Education, Health, and Environmental Affairs / Ways and Means—

Introduced by **Senator Dyson**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Election Law – Slot Machine Gaming Referendum – Campaign Finance**  
3 **Reports ~~by Corporations~~**

4 FOR the purpose of requiring ~~a corporation~~ certain persons to file certain information  
5 on a certain form ~~about itself and its activities~~ in connection with a certain slot  
6 machine gaming referendum; requiring ~~the corporation~~ certain persons  
7 thereafter to file certain campaign finance reports with regard to ~~its~~  
8 expenditures in connection with a certain slot machine gaming referendum;  
9 ~~requiring a ballot issue committee that is formed to promote the success or~~  
10 ~~defeat of a certain slot machine gaming referendum to file an additional~~  
11 ~~campaign finance report at a certain time; altering certain definitions; defining~~  
12 *certain terms*; and generally relating to expenditures and the filing of campaign  
13 finance reports by ~~a corporation~~ certain persons in connection with a certain slot  
14 machine gaming referendum.

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#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics* indicate opposite chamber / conference committee amendments.



1 BY repealing and reenacting, without amendments,  
 2 Article 1 – Rules of Interpretation  
 3 Section 15  
 4 Annotated Code of Maryland  
 5 (2005 Replacement Volume and 2007 Supplement)

6 BY repealing and reenacting, with amendments,  
 7 Chapter 4 of the Acts of the General Assembly of the 2007 Special Session  
 8 Section 10

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
 10 MARYLAND, That the Laws of Maryland read as follows:

11 **Article 1 – Rules of Interpretation**

12 15.

13 Unless such a construction would be unreasonable, the word person shall  
 14 include corporation, partnership, business trust, or limited liability company.

15 **Chapter 4 of the Acts of the Special Session of 2007**

16 SECTION 10. AND BE IT FURTHER ENACTED, That:

17 (a) (1) In this section the following words have the meanings indicated.

18 (2) “Ballot issue committee” has the meaning stated in § 1–101(f) of  
 19 the Election Law Article.

20 ~~(3) “Campaign finance report” has the meaning stated in § 1–101(i) of~~  
 21 ~~the Election Law Article.~~

22 ~~(4) “Campaign material **EXPENDITURE**” has the meaning stated in §~~  
 23 ~~1–101(k) § 1–101(y) of the Election Law Article.~~

24 **(3) “CAMPAIGN FINANCE REPORT” MEANS A REPORT,**  
 25 **STATEMENT, AFFIDAVIT, OR OTHER DOCUMENT THAT IS:**

26 **(I) AUTHORIZED OR REQUIRED UNDER THE ELECTION LAW**  
 27 **ARTICLE OR THIS ACT;**

28 **(II) RELATED TO THE CAMPAIGN FINANCE ACTIVITIES OF A**  
 29 **CAMPAIGN FINANCE ENTITY OR A PERSON; AND**

30 **(III) FILED OR SUBMITTED ON A FORM PRESCRIBED BY THE**  
 31 **STATE BOARD UNDER THE ELECTION LAW ARTICLE OR THIS ACT.**

1           **(4) “CAMPAIGN MATERIAL” HAS THE MEANING STATED IN §**  
 2 **1-101(K) OF THE ELECTION LAW ARTICLE.**

3           **(5) “EXPENDITURE” MEANS A GIFT, TRANSFER, DISBURSEMENT,**  
 4 **OR PROMISE OF MONEY OR A THING OF VALUE BY OR ON BEHALF OF A CAMPAIGN**  
 5 **FINANCE ENTITY OR PERSON TO PROMOTE THE SUCCESS OR DEFEAT OF THE**  
 6 **CONSTITUTIONAL AMENDMENT PROPOSED BY CHAPTER 5 (H.B. 4) OF THE ACTS**  
 7 **OF THE GENERAL ASSEMBLY OF THE SPECIAL SESSION OF 2007.**

8           (b) A ballot issue committee that is formed to promote the success or defeat  
 9 of the constitutional amendment proposed by Chapter 5 (S.B. 4/H.B. 4) of the Acts of  
 10 the General Assembly of the Special Session of 2007 shall file, in addition to the  
 11 campaign finance reports required under § 13-309 of the Election Law Article, a  
 12 campaign finance report;

13           ~~(1) on or before the fourth Friday immediately preceding the 2008~~  
 14 ~~general election; **AND**~~

15           ~~(2) ON OR BEFORE THE SECOND FRIDAY IMMEDIATELY~~  
 16 ~~PRECEDING THE 2008 GENERAL ELECTION.~~

17           (c) A ~~corporation~~ **PERSON** that ~~cumulatively spends~~ **MAKES CUMULATIVE**  
 18 **EXPENDITURES THAT TOTAL** more than \$10,000 ~~on campaign material~~ to promote  
 19 the success or defeat of the constitutional amendment proposed by Chapter 5 (S.B.  
 20 4/H.B. 4) of the Acts of the General Assembly of the Special Session of 2007 shall:

21           (1) **WITHIN 7 DAYS OF MAKING CUMULATIVE EXPENDITURES**  
 22 **MORE THAN \$10,000, FILE ON A FORM PRESCRIBED BY THE STATE BOARD OF**  
 23 **ELECTIONS:**

24           (I) **THE NAME OF THE ~~CORPORATION~~ PERSON;**

25           (II) **THE NAME OF THE ~~OFFICER OF THE CORPORATION~~**  
 26 **PERSON INDIVIDUAL WHO DIRECTS THE EXPENDITURES AND THE NAME OF THE**  
 27 **INDIVIDUAL WHO ASSUMES RESPONSIBILITY AND LIABILITY FOR FILING**  
 28 **CAMPAIGN FINANCE REPORTS AS REQUIRED UNDER TITLE 13, SUBTITLE 3 OF**  
 29 **THE ELECTION LAW ARTICLE AND THIS ACT;**

30           (III) **THE BUSINESS ADDRESS OF THE ~~CORPORATION~~**  
 31 **PERSON; AND**

32           (IV) **WHETHER THE ~~CORPORATION~~ PERSON IS EXPENDING**  
 33 **FUNDS TO SUPPORT OR OPPOSE THE CONSTITUTIONAL AMENDMENT;**

1           **(2) AFTER FILING THE FORM REQUIRED UNDER ITEM (1) OF THIS**  
 2 **SUBSECTION, file [a] ALL campaign finance [report] REPORTS on the same dates, IN**  
 3 **THE SAME MANNER, AND SUBJECT TO THE SAME SANCTIONS, as required for a**  
 4 **ballot issue committee under [§ 13–309] TITLE 13, SUBTITLE 3 of the Election Law**  
 5 **Article and this Act; and**

6           **[(2)] (3) EXCEPT FOR AN INDIVIDUAL WHO USES PERSONAL FUNDS AND**  
 7 **ACTS INDEPENDENTLY OF OTHERS IN MAKING EXPENDITURES SUBJECT TO THIS**  
 8 **SUBSECTION,** include the information required under § 13–401 of the Election Law  
 9 Article on all campaign material published or distributed by the ~~corporation~~ **PERSON**  
 10 to promote the success or defeat of the constitutional amendment proposed by Chapter  
 11 5 (S.B. 4/H.B. 4) of the Acts of the General Assembly of the Special Session of 2007.

12           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 13 June 1, 2008.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.