
By Mr. Locke, a petition (accompanied by bill, Senate, No. 427) of David H. Locke, Mary L. Padula, Paul V. Doane and Peter C. Webber for legislation relative to campaign contributions and the reporting thereof. Election Laws.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-four.

AN ACT RELATIVE TO CAMPAIGN CONTRIBUTIONS AND THE REPORTING THEREOF.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 SECTION 1. Section 2 of chapter 55 of the General Laws, as
2 most recently amended by chapter 1173 of the Acts of 1973,
3 is hereby amended by striking out clauses one through 8 in-
4 clusive and inserting in place thereof the following: —
- 5 “(1) the full name, residential address, occupation and em-
6 ployer of each person who has made a contribution in a re-
7 porting period; provided, however that any contributions re-
8 sulting from any purchases from a candidate or a person
9 acting in his behalf, whether through the device of tickets,
10 advertisements or otherwise, for any fundraising activities,
11 including testimonials, held on behalf of said candidate, re-
12 gardless of the purpose of said activity, shall not be included
13 with the accounts of those contributions described herein, but
14 shall be included in clause (2) of this section.
- 15 (2) for those contributions resulting from such purchases
16 as are excluded from clause (1), the full name, residential ad-
17 dress, occupation and employer of each person who has made
18 such purchases in a reporting period, and the amount or value
19 paid and date of the purchase;
- 20 (3) the full name, address, occupation and employer of each
21 person to whom an expenditure is made in a reporting period,
22 receipted bill stating the particular for each such expendi-
23 ture, including the amount or value, date and purpose of each
24 such expenditure; provided, however, that any expenditures

25 resulting from such purchases as are excluded from clause
26 (1) shall not be included with the accounts of those expendi-
27 tures described herein;

28 (4) for those "expenditures" resulting from such "pur-
29 chases" as are excluded under clause (3) the full name, ad-
30 dress, occupation and employer of each person to whom an
31 expenditure is made including the amount or value, date and
32 purpose of each expenditure made in a reporting period."

1 SECTION 2. Section 2 of chapter 55, as most recently amended
2 by said chapter 1173, is hereby further amended by inserting
3 after the second paragraph thereof the following paragraph:—

4 "Each contribution shall be acknowledged by the candidate
5 by issuing to the contributor a receipt on a form approved
6 by the Commissioner of Corporations and Taxation. Said re-
7 ceipt shall be filed with the contributor's personal income tax
8 return in the event the contribution is listed as a deduction.
9 The candidate, political committee, or official party finance
10 committee shall retain a duplicate of said receipt and it shall
11 be kept until the term of the office the candidate is seeking
12 has ended."

1 SECTION 3. Section 6 of chapter 55, as most recently
2 amended by said chapter 1173, is hereby further amended by
3 striking out the third, fourth and fifth sentences and insert-
4 ing in place thereof the following sentences: —

5 "Any individual may make campaign contributions to candi-
6 dates or non-elected political committees organized on behalf
7 of candidates; provided, however, that the aggregate of all
8 such contributions for the benefit of any one candidate and
9 the non-elected political committee organized on such candi-
10 date's behalf shall not exceed on any one calendar year the
11 sum of one hundred dollars. Any individual may in addition
12 make campaign contributions for the benefit of elected politi-
13 cal committees or non-elected political committees organized
14 on behalf of a political party; provided, that the aggregate of
15 such campaign contributions for the benefit of the political
16 committees of any one political party shall not exceed in any
17 one calendar year the sum of one hundred dollars. Any indi-
18 vidual may in addition make campaign contributions not ex-

19 ceeding in any one calendar year the sum of one hundred dol-
20 lars to non-elected political committees not organized on be-
21 half of any candidate or candidates or political party.”

1 SECTION 4. Section 16 of chapter 55, as most recently
2 amended by said chapter 1173, is hereby further amended by
3 striking out the eleventh paragraph thereof and inserting in
4 place the following: —

5 “Each report required to be filed under the provisions of
6 this section by a candidate or a political committee shall dis-
7 close: (1) the amount of money on hand at the beginning of
8 the reporting period; (2) the full name, residential address,
9 occupation and employer, listed alphabetically, of each person
10 who has made a contribution, except for those contributions
11 identified in clauses (4) and (5) of this paragraph and which
12 shall be reported therein, in the reporting period, and the
13 amount or value and date of the contribution and the total of
14 all contributions listed; provided, however, that any contribu-
15 tions resulting from any purchases from an individual, candi-
16 date, or political committee, or from a person acting on be-
17 half of said individual, candidate, or political committee,
18 whether through the device of tickets, advertisements, or
19 otherwise, for any fund-raising activities, including testi-
20 monials, held on behalf of said individual, candidate or politi-
21 cal committee, regardless of the purpose of such activity, shall
22 not be included together with those contributions reportable
23 under the provisions of this clause; but shall be reported in
24 clauses (3) and (6); (3) for those contributions resulting from
25 such purchases as are excluded from clause (2), the full name,
26 residential address, occupation and employer, listed alpha-
27 betically, of each person who has made such purchases in the
28 reporting period and the amount or value paid and date of
29 the purchase and the total of all amounts listed; (4) the full
30 name, address, occupation and employer, listed alphabetically,
31 of each candidate or political committee from which was re-
32 ceived, or to which was made, any transfer of money or any-
33 thing of value, in the reporting period, together with the
34 amount or value and date of such transfer; (5) the amount
35 or value and date of each loan to or from any person, in the
36 reporting period, together with the full name, address, oc-

37 cupation and employer of the lender and endorser, if any, listed
38 alphabetically; (6) the net proceeds from such amounts or
39 value paid for such purchases as are excluded from clause (2),
40 in the reporting period, which is the total amount of clause
41 (3) minus the clause (10); (7) the total sum of all contri-
42 butions received, in the reporting period, which is the sum
43 of clauses (2), (4), (5) and (6); (8) the full name, address,
44 occupation and employer, listed alphabetically, of each person
45 to whom an expenditure is made, in the reporting period, the
46 amount of value, date and purpose of each such expenditure
47 and the total of all such expenditures listed, and in the case
48 of a political committee supporting more than one candidate,
49 the name and address, the elective office held, if any, and of-
50 fice sought by each such candidate on whose behalf said ex-
51 penditure was made; provided, however, that any expendi-
52 tures resulting from such purchases as are excluded from
53 clause (2) shall not be included together with those expendi-
54 tures reportable under this clause; but shall be reported in
55 clause (9); (9) for those expenditures resulting from such
56 purchases as are excluded from clause (8), the full name, ad-
57 dress, occupation and employer, listed alphabetically, of each
58 person to whom an expenditure is made, in the reporting
59 period, the amount or value, date and purpose of each such
60 expenditure and the total of all such expenditures listed; (10)
61 the totoal sum of expenditures made in the reporting period
62 which is the sum of clauses (8) and (9); (11) the amount and
63 date of each then existing liability remaining unfulfilled and
64 in force when the report is made, the full name, address, oc-
65 cupation and employer of the person to whom the liability
66 exists, and a clear statement of the purpose for which it was
67 incurred; (12) a listing of all banks or other financial institu-
68 tions used; and (13) in the event of the dissolution detailing
69 the intended or actual disposition of any residual funds."

1 SECTION 5. Section 3 of chapter 62 of the General Laws is
2 hereby amended by inserting after clause (6) thereof the fol-
3 lowing clause: —

4 "(7) An amount equal to the contribution made to any
5 candidate, political committee or party finance committee, as
6 defined in section one of chapter 55 of the General Laws, ex-

7 cept the total of such deductions in any one taxable year shall
8 not exceed five percent of such adjusted gross income, as de-
9 fined in section 2 of this chapter.

1 SECTION 6. Chapter 55 of the General Laws is hereby
2 amended by inserting after section 38 the following section: —

3 *Section 39.* Any person whose occupation or activities qual-
4 ify him as a legislative counsel or agent as defined in section
5 thirty-nine of chapter three shall be prohibited from making
6 any contribution or expenditure as defined in this chapter.

7 Violation of any provision of this section shall be punished
8 by disbarment as a legislative agent or counsel and no person
9 who has thus been disbarred shall again be employed as a
10 legislative agent or counsel until the termination of the third
11 regular session of the general court after such disbarment."



