

Regular Session, 2012

HOUSE BILL NO. 711

BY REPRESENTATIVE PUGH

ELECTIONS/CANDIDATES: Provides for the requirements of the notice of candidacy by additionally requiring a candidate to certify that he has filed any campaign finance reports previously due

1 AN ACT

2 To amend and reenact R.S. 18:463(A)(2)(a)(v), relative to the notice of candidacy; to require  
3 a candidate to make certain certifications regarding campaign finance reports; to  
4 provide for penalties; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 18:463(A)(2)(a)(v) is hereby amended and reenacted to read as  
7 follows:

8 §463. Notice of candidacy; ~~financial~~ campaign finance disclosure; political  
9 advertising; penalties

10 A.

11 \* \* \*

12 (2)(a) The notice of candidacy also shall include a certificate, signed by the  
13 candidate, certifying all of the following:

14 \* \* \*

15 (v) That he acknowledges that he is subject to the provisions of the  
16 Campaign Finance Disclosure Act (~~R.S. 18:1481 et seq.~~) if he is a candidate for any  
17 office other than United States senator, representative in congress, or member of a  
18 committee of a political party, ~~and~~ that he does not owe any outstanding fines, fees,  
19 or penalties pursuant to the Campaign Finance Disclosure Act; and that he has filed

1 each report he has been required to file by the Campaign Finance Disclosure Act, if  
2 any were previously due.

3 \* \* \*

4 Section 2. This Act shall become effective on January 1, 2013.

#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Pugh

HB No. 711

**Abstract:** Requires a candidate to certify in his notice of candidacy that he has filed each report he has been required to file by the Campaign Finance Disclosure Act, if any were previously due.

Present law requires a person who desires to become a candidate in a primary election to qualify by timely filing a notice of candidacy accompanied by either a nominating petition or the qualifying fee and any additional fees. Provides relative to the content of a notice of candidacy and requires that it include a certificate, signed by the candidate, certifying all of the following:

- (1) That he has read the notice of his candidacy.
- (2) That he meets the qualifications of the office.
- (3) That he is not currently under an order of imprisonment for conviction of a felony and that he is not prohibited from qualifying as a candidate pursuant to present constitution (Art. I, §10) due to conviction of a felony.
- (4) That, except for a candidate for U.S. senator or representative, for each of the previous five tax years he has filed his federal and state income tax returns, has filed for an extension of time for filing either his federal or state income tax return or both, or was not required to file either a federal or state income tax return or both.
- (5) That he acknowledges that he is subject to the provisions of present law (Campaign Finance Disclosure Act) if he is a candidate for any office other than U.S. senator, representative in congress, or member of a committee of a political party and that he does not owe any outstanding fines, fees, or penalties pursuant to present law.
- (6) That he does not owe any outstanding fines, fees, or penalties pursuant to present law (Code of Governmental Ethics).
- (7) That all of the statements contained in it are true and correct.

Proposed law adds a requirement that the candidate certify that he has filed each report he has been required to file by the Campaign Finance Disclosure Act, if any were previously due.

Effective Jan. 1, 2013.

(Amends R.S. 18:463(A)(2)(a)(v))