

TEXAS ETHICS COMMISSION
P.O. Box 12070, Austin, Texas 78711-2070
(512) 463-5800

Mary K. “Katie” Kennedy, Chair
Randall H. Erben, Vice Chair
Chad M. Craycraft
Chris Flood

Patrick W. Mizell
Richard S. Schmidt
Joseph O. Slovacek
Steven D. Wolens

MEETING AGENDA

Date and Time: 3:00 p.m., Wednesday, September 28, 2022
Location: Room E1.014, Capitol Extension, Austin, Texas

**INFORMATION ON HOW TO VIEW AND/OR PARTICIPATE IN THE ONLINE
BROADCAST OF THIS MEETING WILL BE POSTED ON OUR WEBSITE ON THE
DAY OF THE MEETING HERE:**

https://www.ethics.state.tx.us/meetings/meetings_2020-2024.php#2022

1. Call to order; roll call.
2. **Executive session pursuant to Section 551.071, Government Code, Consultation with Attorneys, and Section 551.074, Government Code, Personnel Matters; Closed Meeting.**
 - A. Discussion of pending litigation to seek legal advice relating to the following:
 - i. Cause No. D-1-GN-17-001878: *Texas Ethics Commission v. Michael Quinn Sullivan*, in the 250th Judicial District Court in Travis County, Texas; Cause No. 03-17-00392-CV: *Michael Quinn Sullivan v. Texas Ethics Commission*, in the Third Court of Appeals at Austin, Texas; Cause No. 03-21-00033, *Michael Quinn Sullivan v. Texas Ethics Commission*, in the Third Court of Appeals at Austin, Texas; and Cause No. 18-0580: *Michael Quinn Sullivan v. Texas Ethics Commission*, in the Supreme Court of Texas.
 - ii. Cause No. D-1-GN-15-004455: *Texas Ethics Commission v. Empower Texans, Inc. and Michael Quinn Sullivan*, in the 345th Judicial District Court of Travis County, Texas; and related case, Cause No. 03-16-00872-CV: *Empower Texans, Inc., and Michael Quinn Sullivan v. Texas Ethics Commission*, in the Third Court of Appeals, Austin, Texas.
 - iii. Cause No. D-1-GN-21-003269, *Michael Quinn Sullivan v. Texas Ethics Commission*, in the 459th Judicial District Court in Travis County, Texas.

For more information, contact J.R. Johnson, Interim Executive Director, at (512) 463-5800.

- iv. Cause No. 22-CV-1130, *Matt Wiggins v. Texas Ethics Commission*, in the 122nd Judicial District of Galveston County, Texas
 - B. Discussion of contemplated litigation to seek legal advice relating to regarding the collection of imposed penalties.
 - C. Discussion of contemplated litigation to seek legal advice relating to the enforcement of Section 253.007 of the Election Code.
 - D. Discussion of personnel matters, including the positions of Executive Director and General Counsel.
 - E. Reconvene in open session.
3. Discussion and possible action regarding the appointment of Executive Director and General Counsel.
4. Adjourn.

CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements. Certifying Official & Agency Liaison: J.R. Johnson, Interim Executive Director.

NOTICE: Under the Americans with Disabilities Act, an individual with a disability must have an equal opportunity for effective communication and participation in public meetings. Upon request, the Texas Ethics Commission will provide auxiliary aids and services, such as interpreters for the deaf and hearing impaired, readers, and large print or Braille documents. In determining the type of auxiliary aid or service, the Commission will give primary consideration to the individual's request. Those requesting auxiliary aids or services should notify Margie Castellanos at (512) 463-5800 or RELAY Texas at (800) 735-2989 two days before this meeting so that appropriate arrangements can be made. Please also contact Ms. Castellanos if you need assistance in having English translated into Spanish.

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MEETING AGENDA

Date and Time: 9:00 a.m., Thursday, September 29, 2022
Location: Room E1.014, Capitol Extension, Austin, Texas

**INFORMATION ON HOW TO VIEW AND/OR PARTICIPATE IN THE ONLINE
BROADCAST OF THIS MEETING WILL BE POSTED ON OUR WEBSITE ON THE
DAY OF THE MEETING HERE:**

https://www.ethics.state.tx.us/meetings/meetings_2020-2024.php#2022

1. Call to order; roll call.
2. Discussion of, and possible action on, any unfinished business from the Executive Session or Public Meeting held on September 28, 2022.
3. Recognition of Tom Ramsay.
4. Discussion and possible action regarding election of Chair and Vice Chair of the Texas Ethics Commission.
5. Discussion regarding dates for next quarterly Commission meeting.
6. Approve minutes for the following meetings:
 - o Public Meeting – May 12, 2022; and
 - o Pubic Meeting – August 1, 2022.

CTA TERMINATIONS

7. Discussion and possible action regarding the termination of a campaign treasurer appointment for the following inactive individuals and political committees:

INDIVIDUALS:

1. Larry McKinzie (00084539)

For more information, contact J.R. Johnson, General Counsel, at (512) 463-5800.

2. Marcus A. Nervis (00085544)
3. Billy E. Pierce (00085687)

POLITICAL COMMITTEES:

4. San Antonio Young Democrats, Rafael Alcoser III, Treasurer (00081448)
5. Balch Springs Fire Fighters Political Action Committee, Lindsay Jack Branton, Treasurer (00062490)
6. Texas Senate District 11, Travis A. Bryan I, Treasurer (00070095)
7. Move Tarrant Forward, Angela Darden, Treasurer (00085002)
8. Republican National Hispanic Assembly – Texas Chapter, Elizabeth Castro Gray, Treasurer (00085160)
9. Black Equity PAC, Eddie Johnson III, Treasurer (00084860)
10. Family and Economic Prosperity PAC, Matthew H. Logan II, Treasurer (00070400)
11. Better Together Project (MPAC), Sally A. McFeron, Treasurer (00084878)
12. Bowie County Patriots (MPAC), Steve Oglesby, Treasurer (00085061)
13. The Redacted Caucus, Caige M. Sutton, Treasurer (00085502)
14. LPCounties, Anastasia Wilford, Treasurer (00081870)
15. Change Texas PAC, Julian Wilson, Treasurer (00085509)

ADMINISTRATIVE APPEALS OF FINES

8. Discussion and possible action on appeals of determinations made under Ethics Commission Rules §§ 18.11, 18.25 and 18.26 relating to administrative waiver or reduction of a fine, for the following filers:
 1. Ramsey E. Cantu (00084315)
 2. Angie Parker (00054835)
 3. Vanessa F. Hicks-Calloway (00084152)
 4. Todd J. Rathner (00070798)
 5. Chioma Okoro (00082662)

RULEMAKING

Rule Adoption

9. Discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to 1 Tex. Admin. Code § 8.11, regarding withdrawals of advisory opinion requests.
10. Discussion and possible action on the adoption or proposal and publication in the Texas Register of an amendment to 1 Tex. Admin. Code § 18.31, regarding the adjustments of reporting thresholds, and Ethics Commission Rules that are affected by the adoption of an amendment to 1 Tex. Admin. Code § 18.31, including §§ 20.62, 20.65, 20.217, 20.219, 20.220, 20.221, 20.275, 20.279, 20.301, 20.303, 20.313, 20.329, 20.331, 20.333, 20.401, 20.405, 20.431, 20.433, 20.434, 20.435, 20.553, 20.555, 22.1, 22.6, 22.7, 34.41, and 34.43.

For more information, contact J.R. Johnson, Interim Executive Director, at (512) 463-5800.

Rule Publication

11. Discussion and possible action on the proposal and publication in the Texas Register of an amendment to 1 Tex. Admin. Code § 50.1 (Legislative Per Diem) relating to the legislative per diem required to be set under Article III, Section 24a, of the Texas Constitution.

ADVISORY OPINIONS

12. Draft Advisory Opinion No. AOR-660: Whether a corporation subject to section 253.094 of the Texas Election Code may provide pro bono legal services to candidates or political committees in Texas for the purpose of challenging in court the interpretation or constitutionality of a Texas law or regulation subject to the jurisdiction of the Texas Ethics Commission.

This opinion construes sections 253.094 of the Election Code.

13. Draft Advisory Opinion No. AOR-665: Whether an employee of a university system participates in a procurement or contract negotiation for the purposes of Section 572.069 of the Government Code when the employee informally recommends an attorney to provide outside legal services to the university system decision makers, but has no involvement in the formal selection process or negotiating the terms of the contract.

This opinion construes section 572.069 of the Government Code.

14. Draft Advisory Opinion No. AOR-668: Whether a government employee's direct communications with a potential contracting partner over the terms of a prospective deal constitutes participating in a procurement or contract negotiation under Section 572.069 of the Government Code. Whether Section 572.069 of the Government Code prohibits a former employee of a state agency from accepting employment from an affiliate of a person that was involved in procurements or contract negotiations in which the employee participated during his state service.

This opinion construes section 572.069 of the Government Code.

15. Draft Advisory Opinion No. AOR-670: Whether any of the State's revolving door provisions prohibit a former state employee from accepting certain employment.

This opinion construes sections 572.054 and 572.069 of the Government Code.

16. Draft Advisory Opinion No. AOR-667: Whether candidates for party precinct chair are subject to the campaign treasurer and campaign finance filing requirements of Title 15 of the Texas Election Code.

This opinion construes Title 15 of the Election Code

OTHER MATTERS

17. Discussion and possible action, including the appointment of a committee of commissioners, regarding recommendations for statutory changes to the 88th Legislature as required by section 571.073 of the Government Code.
18. Adjourn.

CERTIFICATION: I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements. Certifying Official & Agency Liaison: J.R. Johnson, Interim Executive Director.

NOTICE: Under the Americans with Disabilities Act, an individual with a disability must have an equal opportunity for effective communication and participation in public meetings. Upon request, the Texas Ethics Commission will provide auxiliary aids and services, such as interpreters for the deaf and hearing impaired, readers, and large print or Braille documents. In determining the type of auxiliary aid or service, the Commission will give primary consideration to the individual's request. Those requesting auxiliary aids or services should notify Margie Castellanos at (512) 463-5800 or RELAY Texas at (800) 735-2989 two days before this meeting so that appropriate arrangements can be made. Please also contact Ms. Castellanos if you need assistance in having English translated into Spanish.

The draft meeting minutes will be available on our website the day before the meeting, at <https://www.ethics.state.tx.us/DraftMinutes>.

If you would like a copy of the draft minutes, please provide your email address below, and return this sheet to Ethics Commission staff at the meeting.

Email address:

AGENDA 3, ITEMS 9 THROUGH 11, EXHIBIT A

Text of Proposed Rule

The proposed new language is indicated by underlined text.
The deleted language is indicated by [~~striketrough~~] text.

CHAPTER 8. ADVISORY OPINIONS

§8.11. Review and Processing of a Request.

(a) Upon receipt of a written request for an advisory opinion, the executive director shall determine whether the request:

(1) pertains to the application of a law specified under §8.3 of this chapter;

(2) meets the standing requirements of §8.5 of this chapter;

(3) meets the form requirements of §8.7 of this chapter; and

(4) cannot be answered by written response under § 8.17 of this chapter by reference to the plain language of a statute, commission rule, or advisory opinion.

(b) If the executive director determines that a request for an opinion meets the requirements of this chapter as set forth in subsections (a)(1)-(3) of this section and that the request cannot be answered by written response under §8.17 of this chapter, the executive director shall assign an AOR number to the request. The executive director shall notify the person making the request of the AOR number and of the proposed wording of the question to be answered by the commission.

(c) If the executive director determines that a request for an opinion does not meet the requirements of this chapter as set forth in subsections (a)(1)-(3) of this section or that the request can be answered by written response under §8.17 of this chapter, the executive director shall notify the person making the request of the reason the person making the request is not entitled to an advisory opinion in response to the request.

(d) A person who requests an opinion may withdraw the request prior to its inclusion on a meeting agenda filed by the Commission pursuant to the Open Meetings Law. Once a request is included on such an agenda, it may not be withdrawn by the requestor.

1 **AGENDA 3, ITEMS 9 THROUGH 11, EXHIBIT B**

2 **Text of Proposed Amendments**

3 The proposed new language is indicated by underlined text.

4 The deleted language is indicated by [~~striketrough~~] text.

5 **Chapter 18. GENERAL RULES CONCERNING REPORTS**

6 **§18.31. Adjustments to Reporting Thresholds.**

7 (a) Pursuant to section 571.064 of the Government Code, the reporting thresholds are adjusted
8 as follows:

Campaign Finance Reports: Section of Election Code	Threshold Description	Original Threshold Amount	Adjusted Amount
253.031(b)	PAC: Amount of contributions or expenditures permitted before TA is required	\$500	<u>\$980</u> [\$930]
253.031(d)(2)	CEC: Amount of contributions or expenditures permitted before TA is required	\$25,000	<u>\$36,630</u> [\$34,220]
253.032(a)	Contribution by Out-of-state PAC: Threshold above which certain paperwork is required	\$500	<u>\$1,010</u> [\$940]
253.032(a)(1)	Contribution to Out-of-state PAC: Threshold above which certain contribution information is required	\$100	<u>\$200</u> [\$190]
253.032(e)	Contribution by Out-of-state PAC: Threshold at or below which certain information is required	\$500	<u>\$1,010</u> [\$940]
254.031(a)(1)	Contributions: Threshold over which more information is required	\$50	<u>\$100</u> [\$90]
254.031(a)(2)	Loans: Threshold over which more information is required	\$50	<u>\$100</u> [\$90]
254.031(a)(3)	Expenditures: Threshold over which more information is required	\$100	<u>\$200</u> [\$190]
254.031(a)(5)	Contributions: Threshold at or below which more information is not required	\$50	<u>\$100</u> [\$90]
254.031(a)(5)	Expenditures: Threshold at or below which more information is not required	\$100	<u>\$200</u> [\$190]
254.031(a)(9)	Interest, credits, refunds: Threshold over which more information is required	\$100	<u>\$130</u> [\$120]
254.031(a)(10)	Sale of political assets: Threshold over which proceeds must be reported	\$100	<u>\$130</u> [\$120]
254.031(a)(11)	Investment Gain: Threshold over which more information is required	\$100	<u>\$130</u> [\$120]

Campaign Finance Reports: Section of Election Code	Threshold Description	Original Threshold Amount	Adjusted Amount
254.031(a)(12)	Contribution Gain: Threshold over which more information is required	\$100	<u>\$130</u> [\$120]
254.0311(b)(1)	Caucus, contributions from non-caucus members: Threshold over which more information is required	\$50	<u>\$100</u> [\$90]
254.0311(b)(2)	Caucus, loans: Threshold over which more information is required	\$50	<u>\$100</u> [\$90]
254.0311(b)(3)	Caucus, expenditures: Threshold over which more information is required	\$50	<u>\$100</u> [\$90]
254.0311(b)(4)	Caucus, contributions and expenditures: Threshold at or below which more information is not required	\$50	<u>\$100</u> [\$90]
254.0312	Contributions, Best Efforts: Threshold under which filer is not required to request contributor information to be in compliance	\$500	<u>\$770</u> [\$720]
254.036	Electronic Filing Exemption: Threshold at or below which a filer may qualify	\$20,000	<u>\$30,820</u> [\$28,800]
254.038(a)	Daily Reports by certain candidates and PACs: Contribution threshold triggering report	\$1,000	<u>\$2,020</u> [\$1,890]
254.039	Daily Reports by GPACs: Contribution threshold triggering report	\$5,000	<u>\$6,910</u> [\$6,450]
254.039	Daily reports by GPACs: DCE expenditure thresholds (single candidate/group of candidates)	\$1,000/\$15,000	<u>\$2,020/\$30,330</u> [\$1,890/\$28,330]
254.0611(a)(2)	Judicial candidates, contributions: Threshold over which more information is required	\$50	<u>\$100</u> [\$90]
254.0611(a)(3)	Judicial candidates, asset purchase: Threshold over which more information is required	\$500	<u>\$1,010</u> [\$940]
254.0612	Statewide executive and legislative candidates, contributions: Threshold over which more information is required	\$500	<u>\$1,010</u> [\$940]
254.095	Local officeholders, contributions: Threshold under which reporting is not required	\$500	<u>\$1,010</u> [\$940]
254.151(6)	GPAC, contributions: Threshold over which more information is required	\$50	<u>\$100</u> [\$90]
254.1541(a)	GPAC, higher itemization threshold: Threshold under which it applies	\$20,000	<u>\$29,300</u> [\$27,380]
254.1541(b)	GPACs that meet higher itemization threshold: Threshold over which more contributor information is required	\$100	<u>\$200</u> [\$190]

Campaign Finance Reports: Section of Election Code	Threshold Description	Original Threshold Amount	Adjusted Amount
254.156(1)	MPAC: Threshold over which contribution, lender and expenditure information is required	\$10	\$20
254.156(2)	MPACs that meet higher itemization threshold: Threshold over which more contributor information is required	\$20	\$40
254.181 254.182 254.183	Candidate or SPACs, modified reporting: Contribution or expenditure threshold at or below which filers may avoid pre-election reports	\$500	<u>\$1,010</u> [\$940]
254.261	DCE filers: Threshold over which a report must be filed	\$100	<u>\$150</u> [\$140]

1

Lobby Registrations and Reports: Section of Government Code	Threshold Description	Original Threshold Amount	Adjusted Amount
305.003(1)	Lobbyist, expenditures: Threshold over which registration is required	\$500, by 1 Tex. Admin. Code §34.41	<u>\$880</u> [\$820]
305.003(2)	Lobbyist, compensation: Threshold over which registration is required	\$1,000, by 1 Tex. Admin. Code §34.43	<u>\$1,760</u> [\$1,640]
305.004(7)	Lobbying for political party: Threshold at or below which registration is not required	\$5,000	<u>\$10,110</u> [\$9,440]
305.005(g)(2)	Lobbyist: Compensation threshold	\$10,000	<u>Less than \$20,220</u> [Less than \$18,890]
305.005(g)(3)	Lobbyist: Compensation threshold	\$25,000	<u>\$20,220 to less than \$50,540</u> [\$18,890 to less than \$47,220]
305.005(g)(4)	Lobbyist: Compensation threshold	\$50,000	<u>\$50,540 to less than \$101,090</u> [\$47,220 to less than \$94,440]
305.005(g)(5)	Lobbyist: Compensation threshold	\$100,000	<u>\$101,090 to less than \$202,180</u> [\$94,440 to less than \$188,890]
305.005(g)(6)	Lobbyist: Compensation threshold	\$150,000	<u>\$202,180 to less than \$303,270</u> [\$188,890 to less than \$283,330]
305.005(g)(7)	Lobbyist: Compensation threshold	\$200,000	<u>\$303,270 to less than \$404,350</u>

Lobby Registrations and Reports: Section of Government Code	Threshold Description	Original Threshold Amount	Adjusted Amount
			[\$283,330 to less than \$377,770]
305.005(g)(8)	Lobbyist: Compensation threshold	\$250,000	\$404,350 to less than \$505,440 [\$377,770 to less than \$472,220]
305.005(g)(9)	Lobbyist: Compensation threshold	\$300,000	\$505,440 to less than \$606,530 [\$472,220 to less than \$566,660]
305.005(g)(10)	Lobbyist: Compensation threshold	\$350,000	\$606,530 to less than \$707,620 [\$566,660 to less than \$661,100]
305.005(g)(11)	Lobbyist: Compensation threshold	\$400,000	\$707,620 to less than \$808,710 [\$661,100 to less than \$755,540]
305.005(g)(12)	Lobbyist: Compensation threshold	\$450,000	\$808,710 to less than \$909,800 [\$755,540 to less than \$849,990]
305.005(g)(13)	Lobbyist: Compensation threshold	\$500,000	\$909,800 to less than \$1,010,880 [\$849,990 to less than \$944,430]
305.005(g-1)	Lobbyist: Compensation threshold	\$500,000	\$1,010,880 or more [\$944,430 or more]
305.0061(c)(3)	Lobbyist, legislative/executive branch member: Threshold over which gifts, awards and mementos must be disclosed	\$50	\$100 [\$90]
305.0061(e-1)	Lobbyist, food and beverage: Threshold at or below which it is considered a gift and reported as such	\$50	\$100 [\$90]
305.0063	Lobbyist, annual filer: Expenditure threshold at or below which filer may file annually	\$1,000	\$2,020 [\$1,890]

1

Personal Financial Statements: Section of Gov't Code	Threshold Description	Original Threshold Amount	Adjusted Amount
572.022(a)(1)	PFS threshold	less than \$5,000	less than \$10,110 [\$9,440]

Personal Financial Statements: Section of Gov't Code	Threshold Description	Original Threshold Amount	Adjusted Amount
572.022(a)(2)	PFS threshold	\$5,000 to less than \$10,000	<u>\$10,110</u> [\$9,440] to less than <u>\$20,220</u> [\$18,890]
572.022(a)(3)	PFS threshold	\$10,000 to less than \$25,000	<u>\$20,220</u> [\$18,890] to less than <u>\$50,540</u> [\$47,220]
572.022(a)(4)	PFS threshold	\$25,000 or more	<u>\$50,540</u> [\$47,220] or more
572.005, 572.023(b)(1)	PFS, retainer: Threshold over which filer with a substantial interest in a business entity must report more information	\$25,000	<u>\$50,540</u> [\$47,220]
572.023(b)(4)	PFS, interest, dividends, royalties and rents: Threshold over which information must be reported	\$500	<u>\$1,010</u> [\$940]
572.023(b)(5)	PFS, loans: Threshold over which information must be reported	\$1,000	<u>\$2,020</u> [\$1,890]
572.023(b)(7)	PFS, gifts: Threshold over which information must be reported	\$250	<u>\$510</u> [\$470]
572.023(b)(8)	PFS, income from trust: Threshold over which information must be reported	\$500	<u>\$1,010</u> [\$940]
572.023(b)(15)	PFS, government contracts: Threshold of aggregate over which more information must be reported	Exceeds \$10,000	Exceeds <u>\$11,100</u> [\$10,370]
572.023(b)(15)(A)	PFS, government contracts: Itemization threshold	\$2,500 or more	<u>\$2,770</u> [\$2,590] or more
572.023(b)(16)(D)(i)	PFS, bond counsel fees paid to legislator: Threshold	less than \$5,000	less than <u>\$5,550</u> [\$5,180]
572.023(b)(16)(D)(ii)	PFS, bond counsel fees paid to legislator: Threshold	at least \$5,000 but less than \$10,000	at least <u>\$5,550</u> [\$5,180] but less than <u>\$11,100</u> [\$10,370]
572.023(b)(16)(D)(iii)	PFS, bond counsel fees paid to legislator: Threshold	at least \$10,000 but less than \$25,000	at least <u>\$11,100</u> [\$10,370] but less than <u>\$27,740</u> [\$25,920]
572.023(b)(16)(D)(iv)	PFS, bond counsel fees paid to legislator: Threshold	\$25,000 or more	<u>\$27,740</u> [\$25,920] or more
572.023(b)(16)(E)(i)	PFS, bond counsel fees paid to individual's firm: Threshold	less than \$5,000	less than <u>\$5,550</u> [\$5,180]
572.023(b)(16)(E)(ii)	PFS, bond counsel fees paid to individual's firm: Threshold	at least \$5,000 but less than \$10,000	at least <u>\$5,550</u> [\$5,180] but less than <u>\$11,100</u> [\$10,370]

Personal Financial Statements: Section of Gov't Code	Threshold Description	Original Threshold Amount	Adjusted Amount
572.023(b)(16)(E)(iii)	PFS, bond counsel fees paid to individual's firm: Threshold	at least \$10,000 but less than \$25,000	at least <u>\$11,100</u> [\$10,370] but less than <u>\$27,740</u> [\$25,920]
572.023(b)(16)(E)(iv)	PFS, bond counsel fees paid to individual's firm: Threshold	\$25,000 or more	<u>\$27,740</u> [\$25,920] or more

1

Speaker Election and Certain Ceremonial Reports: Section of Government Code	Threshold Type	Current Threshold Amount	Adjusted Amount
302.014(4)	Speaker: Expenditures over which more information must be reported	\$10	\$20
303.005(a)(1) – (10)	Governor for a Day/Speaker's Day: Threshold over which more information must be reported	\$50	<u>\$100</u> [\$90]

2

3 (b) The changes made by this rule apply only to conduct occurring on or after the effective date
4 of this rule.

5 (c) The effective date of this rule is January 1, 2023~~[2]~~.

6 (d) In this section:

7 (1) "CEC" means county executive committee;

8 (2) "DCE" means direct campaign expenditure-only filer;

9 (3) "GPAC" means general-purpose political committee;

10 (4) "MPAC" means monthly-filing general-purpose political committee;

11 (5) "PAC" means political committee;

12 (6) "PFS" means personal financial statement;

13 (7) "SPAC" means specific-purpose political committee; and

14 (8) "TA" means treasurer appointment.

15

1 **Chapter 20. REPORTING POLITICAL CONTRIBUTIONS AND EXPENDITURES**

2 **Subchapter B. GENERAL REPORTING RULES**

3 **§20.62. Reporting Staff Reimbursement.**

4 (a) Political expenditures made out of personal funds by a staff member of an officeholder, a
5 candidate, or a political committee with the intent to seek reimbursement from the officeholder,
6 candidate, or political committee that in the aggregate do not exceed \$6,910 [~~\$6,450~~] during the
7 reporting period may be reported as follows IF the reimbursement occurs during the same
8 reporting period that the initial expenditure was made:

9 (1) the amount of political expenditures that in the aggregate exceed \$200 [~~\$190~~] and that
10 are made during the reporting period, the full names and addresses of the persons to
11 whom the expenditures are made and the dates and purposes of the expenditures; and

12 (2) included with the total amount or a specific listing of the political expenditures of
13 \$200 [~~\$190~~] or less made during the reporting period.

14 (b) Except as provided by subsection (a) of this section, a political expenditure made out of
15 personal funds by a staff member of an officeholder, a candidate, or a political committee with
16 the intent to seek reimbursement from the officeholder, candidate, or political committee must be
17 reported as follows:

18 (1) the aggregate amount of the expenditures made by the staff member as of the last day
19 of the reporting period is reported as a loan to the officeholder, candidate, or political
20 committee;

21 (2) the expenditure made by the staff member is reported as a political expenditure by the
22 officeholder, candidate, or political committee; and

23 (3) the reimbursement to the staff member to repay the loan is reported as a political
24 expenditure by the officeholder, candidate, or political committee.
25

26 **§20.65. Reporting No Activity.**

27 (a) As a general rule, a candidate or officeholder must file a report required by Subchapter C of
28 this chapter (relating to Reporting Requirements for a Candidate) or Subchapter D of this chapter
29 (relating to Reporting Requirements for an Officeholder Who Does Not Have a Campaign
30 Treasurer Appointment on File), even if there has been no reportable activity during the period
31 covered by the report.

32 (b) This general rule does not apply to:

33 (1) special pre-election reports;

34 (2) special session reports; or

1 (3) a local officeholder who does not have a campaign treasurer appointment on file and
2 who does not accept more than \$1,010 [~~\$940~~] in political contributions or make more
3 than \$1,010 [~~\$940~~] in political expenditures during the reporting period.

4 (c) If a required report will disclose that there has been no reportable activity during the reporting
5 period, the filer shall submit only those pages of the report necessary to identify the filer and to
6 swear to the lack of reportable activity.

7 **Subchapter C. REPORTING REQUIREMENTS FOR A CANDIDATE**

8 **§20.217. Modified Reporting.**

9 (a) An opposed candidate who does not intend to accept more than \$1,010 [~~\$940~~] in political
10 contributions or make more than \$1,010 [~~\$940~~] in political expenditures (excluding filing fees)
11 in connection with any election in an election cycle may choose to file under the modified
12 schedule.

13 (b) Under the modified schedule, an opposed candidate is not required to file pre-election reports
14 or a runoff report.

15 (c) To select modified filing, a candidate must file a declaration of intent not to accept more than
16 \$1,010 [~~\$940~~] in political contributions or make more than \$1,010 [~~\$940~~] in political
17 expenditures (excluding filing fees) in connection with the election. The declaration must include
18 a statement that the candidate understands that if either one of those limits is exceeded, the
19 candidate will be required to file pre-election reports and, if necessary, a runoff report.

20 (d) A declaration under subsection (c) of this section is filed with the candidate's campaign
21 treasurer appointment.

22 (e) To file under the modified schedule, a candidate must file the declaration required under
23 subsection (c) of this section no later than the 30th day before the first election to which the
24 declaration applies. A declaration filed under subsection (c) of this section is valid for one
25 election cycle only.

26 (f) If an opposed candidate exceeds either of the \$1,010 [~~\$940~~] limits, the candidate must file
27 reports under §20.213 of this title (relating to Pre-election Reports) and §20.215 of this title
28 (relating to Runoff Report).

29 (g) If an opposed candidate exceeds either of the \$1,010 [~~\$940~~] limits after the 30th day before the
30 election, the candidate must file a report not later than 48 hours after exceeding the limit. If this is
31 the candidate's first report filed, the report covers a period that begins on the day the candidate's
32 campaign treasurer appointment was filed. Otherwise, the period begins on the first day after the
33 period covered by the last report required by this subchapter (other than a special pre-election
34 report or a special session report) or Subchapter D of this chapter (relating to Reporting
35 Requirements for an Officeholder Who Does Not Have a Campaign Treasurer Appointment on
36 File). The period covered by the report continues through the day the candidate exceeded one of
37 the limits for modified reporting.

1 **§20.219. Content of Candidate’s Sworn Report of Contributions and Expenditures.**

2 Semiannual reports, pre-election reports, and runoff reports must cover reportable activity during
3 the reporting period and must include the following information:

- 4 (1) the candidate’s full name;
- 5 (2) the candidate’s address;
- 6 (3) the office sought by the candidate, if known;
- 7 (4) the identity and date of the election for which the report is filed, if known;
- 8 (5) the campaign treasurer’s name;
- 9 (6) the campaign treasurer’s telephone number;
- 10 (7) the campaign treasurer’s residence or business street address;
- 11 (8) for each political committee from which the candidate received notice under §20.319
12 of this title (relating to Notice to Candidate or Officeholder) or §20.421 of this title
13 (relating to Notice to Candidate or Officeholder):
 - 14 (A) the committee’s full name;
 - 15 (B) the committee’s address;
 - 16 (C) identification of the political committee as a general-purpose or a specific-
17 purpose committee;
 - 18 (D) the full name of the committee’s campaign treasurer; and
 - 19 (E) the address of the committee’s campaign treasurer;
- 20 (9) on a separate page, the following information for each expenditure from political
21 contributions made to a business in which the candidate has a participating interest of
22 more than 10%, holds a position on the governing body of the business, or serves as an
23 officer of the business:
 - 24 (A) the full name of the business to which the expenditure was made;
 - 25 (B) the address of the person to whom the expenditure was made;
 - 26 (C) the date of the expenditure;
 - 27 (D) the purpose of the expenditure; and
 - 28 (E) the amount of the expenditure;

1 (10) for each person from whom the candidate accepted a political contribution (other
2 than a pledge, loan, or a guarantee of a loan) of more than \$100 [~~\$90~~] in value or political
3 contributions (other than pledges, loans, or guarantees of loans) that total more than \$100
4 [~~\$90~~] in value:

5 (A) the full name of the person making the contribution;

6 (B) the address of the person making the contribution;

7 (C) the total amount of contributions;

8 (D) the date each contribution was accepted; and

9 (E) a description of any in-kind contribution;

10 (11) for each person from whom the candidate accepted a pledge or pledges to provide
11 more than \$100 [~~\$90~~] in money or goods or services worth more than \$100 [~~\$90~~]:

12 (A) the full name of the person making the pledge;

13 (B) the address of the person making the pledge;

14 (C) the amount of each pledge;

15 (D) the date each pledge was accepted; [~~and~~]

16 (E) a description of any goods or services pledged; and

17 (F) the total of all pledges accepted during the period for \$100 [~~\$90~~] and less from
18 a person, except those reported under subparagraphs (A)-(E) of this paragraph;

19 (12) for each person making a loan or loans to the candidate for campaign purposes, if the
20 total amount loaned by the person during the period is more than \$100 [~~\$90~~]:

21 (A) the full name of the person or financial institution making the loan;

22 (B) the address of the person or financial institution making the loan;

23 (C) the amount of the loan;

24 (D) the date of the loan;

25 (E) the interest rate;

26 (F) the maturity date;

27 (G) the collateral for the loan, if any; and

28 (H) if the loan has guarantors:

- 1 (i) the full name of each guarantor;
- 2 (ii) the address of each guarantor;
- 3 (iii) the principal occupation of each guarantor;
- 4 (iv) the name of the employer of each guarantor; and
- 5 (v) the amount guaranteed by each guarantor;

6 (13) the total amount of loans accepted during the period for \$100 [~~\$90~~] and less from
7 persons other than financial institutions engaged in the business of making loans for more
8 than one year, except for a loan reported under paragraph (12) of this section;

9 (14) for political expenditures made during the reporting period that total more than \$200
10 [~~\$190~~] to a single payee, other than expenditures reported under paragraph (9) of this
11 section:

- 12 (A) the full name of the person to whom each expenditure was made;
- 13 (B) the address of the person to whom the expenditure was made;
- 14 (C) the date of the expenditure;
- 15 (D) the purpose of the expenditure; and
- 16 (E) the amount of the expenditure;

17 (15) for each political expenditure of any amount made out of personal funds for which
18 reimbursement from political contributions is intended:

- 19 (A) the full name of the person to whom each expenditure was made;
- 20 (B) the address of the person to whom the expenditure was made;
- 21 (C) the date of the expenditure;
- 22 (D) the purpose of the expenditure;
- 23 (E) a declaration that the expenditure was made out of personal funds;
- 24 (F) a declaration that reimbursement from political contributions is intended; and
- 25 (G) the amount of the expenditure;

26 (16) for each non-political expenditure made from political contributions, other than
27 expenditures reported under paragraph (9) of this section:

- 28 (A) the date of each expenditure;

- 1 (B) the full name of the person to whom the expenditure was made;
- 2 (C) the address of the person to whom the expenditure was made;
- 3 (D) the purpose of the expenditure; and
- 4 (E) the amount of the expenditure;
- 5 (17) for each other candidate or officeholder who benefits from a direct campaign
6 expenditure made by the candidate during the reporting period:
- 7 (A) the name of the candidate or officeholder; and
- 8 (B) the office sought or held by the candidate or officeholder;
- 9 (18) for each political contribution from an out-of-state political committee, the
10 information required by §22.7 of this title (relating to Contribution from Out-of-State
11 Committee);
- 12 (19) any credit, interest, rebate, refund, reimbursement, or return of a deposit fee resulting
13 from the use of a political contribution or an asset purchased with a political contribution
14 that is received during the reporting period and the amount of which exceeds \$130
15 [~~\$120~~];
- 16 (20) any proceeds of the sale of an asset purchased with a political contribution that is
17 received during the reporting period and the amount of which exceeds \$130 [~~\$120~~];
- 18 (21) any other gain from a political contribution that is received during the reporting
19 period and the amount of which exceeds \$130 [~~\$120~~];
- 20 (22) any investment purchased with a political contribution that is received during the
21 reporting period and the amount of which exceeds \$130 [~~\$120~~];
- 22 (23) the full name and address of each person from whom an amount described by
23 paragraph (19), (20), (21), or (22) of this section is received, the date the amount is
24 received, and the purpose for which the amount is received;
- 25 (24) the following total amounts:
- 26 (A) the total principal amount of all outstanding loans as of the last day of the
27 reporting period;
- 28 (B) the total amount or an itemized listing of political contributions (other than
29 pledges, loans, or guarantees of loans) of \$100 [~~\$90~~] and less;
- 30 (C) the total amount of all political contributions (other than pledges, loans, or
31 guarantees of loans);

1 (D) the total amount or an itemized listing of the political expenditures of \$200
2 [~~\$190~~] and less; and

3 (E) the total amount of all political expenditures; and

4 (25) an affidavit, executed by the candidate, stating: "I swear, or affirm, that the
5 accompanying report is true and correct and includes all information required to be reported
6 by me under Title 15, Election Code."

7 **§20.220. Additional Disclosure for the Texas Comptroller of Public Accounts.**

8 (a) For purposes of this section and §2155.003(e) of the Government Code, the term "vendor"
9 means:

10 (1) a person, who during the comptroller's term of office, bids on or receives a contract
11 under the comptroller's purchasing authority that was transferred to the comptroller by
12 §2151.004 of the Government Code; and

13 (2) an employee or agent of a person described by subsection (a)(1) of this section who
14 communicates directly with the chief clerk, or an employee of the Texas Comptroller of
15 Public Accounts who exercises discretion in connection with the vendor's bid or contract,
16 about a bid or contract.

17 (b) Each report filed by the comptroller, or a specific-purpose committee created to support the
18 comptroller, shall include:

19 (1) for each vendor whose aggregate campaign contributions equal or exceed \$650 [~~\$620~~]
20 during the reporting period, a notation that:

21 (A) the contributor was a vendor during the reporting period or during the 12-
22 month period preceding the last day covered by the report; and

23 (B) if the vendor is an individual, includes the name of the entity that employs or
24 that is represented by the individual; and

25 (2) for each political committee directly established, administered, or controlled by a
26 vendor whose aggregate campaign contributions equal or exceed \$650 [~~\$620~~] during the
27 reporting period, a notation that the contributor was a political committee directly
28 established, administered, or controlled by a vendor during the reporting period or during
29 the 12-month period preceding the last day covered by the report.

30 (c) The comptroller, or a specific-purpose committee created to support the comptroller, is
31 considered to be in compliance with this section if:

32 (1) each written solicitation for a campaign contribution includes a request for the
33 information required by subsection (b) of this section; and

1 (2) for each contribution that is accepted for which the information required by this
2 section is not provided at least one oral or written request is made for the missing
3 information. A request under this subsection:

4 (A) must be made not later than the 30th day after the date the contribution is
5 received;

6 (B) must include a clear and conspicuous statement requesting the information
7 required by subsection (b) of this section;

8 (C) if made orally, must be documented in writing; and

9 (D) may not be made in conjunction with a solicitation for an additional campaign
10 contribution.

11 (d) The comptroller, or a specific-purpose committee created to support the comptroller, must
12 report the information required by subsection (b) of this section that is not provided by the
13 person making the political contribution and that is in the comptroller's or committee's records of
14 political contributions or previous campaign finance reports required to be filed under Title 15 of
15 the Election Code filed by the comptroller or committee.

16 (e) If the comptroller, or a specific-purpose committee created to support the comptroller,
17 receives the information required by this section after the filing deadline for the report on which
18 the contribution is reported the comptroller or committee must include the missing information
19 on the next required campaign finance report.

20 (f) The disclosure required under subsection (b) of this section applies only to a contributor who
21 was a vendor or a political committee directly established, administered, or controlled by a vendor
22 on or after September 1, 2007.

23 **§20.221. Special Pre-Election Report by Certain Candidates.**

24 (a) As provided by subsection (b) of this section, certain candidates must file reports about
25 certain contributions accepted during the period that begins on the ninth day before an election
26 and ends at noon on the day before an election. Reports under this section are known as "special
27 pre-election" reports.

28 (b) An opposed candidate for an office specified by §252.005(1), Election Code, who, during the
29 period described in subsection (a) of this section, accepts one or more political contributions
30 from a person that in the aggregate exceed \$2,020 [~~\$1,890~~] must file special pre-election reports.

31 (c) Except as provided in subsection (e) of this section, a candidate must file a special pre-
32 election report so that the report is received by the commission no later than the first business
33 day after the candidate accepts a contribution from a person that triggers the requirement to file
34 the special pre-election report.

35 (d) If, during the reporting period for special pre-election contributions, a candidate receives
36 additional contributions from a person whose previous contribution or contributions have

1 triggered the requirement to file a special pre-election report during that period, the candidate
2 must file an additional special pre-election report for each such contribution. Except as provided
3 in subsection (e) of this section, each such special pre-election report must be filed so that it is
4 received by the commission no later than the first business day after the candidate accepts the
5 contribution.

6 (e) A candidate must file a special pre-election report that is exempt from electronic filing under
7 §254.036(c), Election Code, so that the report is received by the commission no later than 5 p.m.
8 of the first business day after the candidate accepts a contribution from a person that triggers the
9 requirement to file the special pre-election report.

10 (f) A candidate must file a special pre-election report for each person whose contribution or
11 contributions made during the period for special pre-election reports exceed the threshold for
12 special pre-election reports.

13 (g) A candidate must also report contributions reported on a special pre-election report on the
14 next semiannual, pre-election, or runoff report filed, as applicable.

15 **Subchapter D. REPORTING REQUIREMENTS FOR AN OFFICEHOLDER WHO**
16 **DOES NOT HAVE A CAMPAIGN TREASURER APPOINTMENT ON FILE**

17 **§20.275. Exception from Filing Requirement for Certain Local Officeholders.**

18 An officeholder is not required to file a semiannual report of contributions and expenditures if
19 the officeholder:

20 (1) is required to file with an authority other than the commission;

21 (2) does not have a campaign treasurer appointment on file; and

22 (3) does not accept more than \$1,010 [~~\$940~~] in political contributions or make more than
23 \$1,010 [~~\$940~~] in political expenditures during the reporting period.

24 **§20.279. Contents of Officeholder's Sworn Report of Contributions and Expenditures.**

25 An officeholder's semiannual report of contributions and expenditures required by this
26 subchapter must cover reportable activity during the reporting period and must include the
27 following information:

28 (1) the officeholder's full name;

29 (2) the officeholder's address;

30 (3) the office held by the officeholder;

31 (4) for each political committee from which the officeholder received notice under
32 §20.319 of this title (relating to Notice to Candidate or Officeholder) or §20.421 of this
33 title (relating to Notice to Candidate or Officeholder):

- 1 (A) the committee’s full name;
- 2 (B) the committee’s address;
- 3 (C) identification of the political committee as a general-purpose or a specific-
- 4 purpose committee;
- 5 (D) the full name of the committee’s campaign treasurer; and
- 6 (E) the address of the committee’s campaign treasurer;

7 (5) on a separate page, the following information for each expenditure from political
8 contributions made to a business in which the officeholder has a participating interest of
9 more than 10%, holds a position on the governing body of the business, or serves as an
10 officer of the business:

- 11 (A) the full name of the business to which the expenditure was made;
- 12 (B) the address of the business to which the expenditure was made;
- 13 (C) the date of the expenditure;
- 14 (D) the purpose of the expenditure; and
- 15 (E) the amount of the expenditure;

16 (6) for each person from whom the officeholder accepted a political contribution (other
17 than a pledge, loan, or a guarantee of a loan) of more than \$100 [~~\$90~~] in value or political
18 contributions (other than pledges, loans, or guarantees of loans) that total more than \$100
19 [~~\$90~~] in value:

- 20 (A) the full name of the person making the contribution;
- 21 (B) the address of the person making the contribution;
- 22 (C) the total amount of contributions;
- 23 (D) the date each contribution was accepted; and
- 24 (E) a description of any in-kind contribution;

25 (7) for each person from whom the officeholder accepted a pledge or pledges to provide
26 more than \$100 [~~\$90~~] in money or goods or services worth more than \$100 [~~\$90~~]:

- 27 (A) the full name of the person making the pledge;
- 28 (B) the address of the person making the pledge;
- 29 (C) the amount of each pledge;

- 1 (D) the date each pledge was accepted; and
- 2 (E) a description of any goods or services pledged;
- 3 (8) the total of all pledges accepted during the period for \$100 [~~\$90~~] and less from a
4 person, except those reported under paragraph (7) of this section;
- 5 (9) for each person making a loan or loans to the officeholder for officeholder purposes,
6 if the total amount loaned by the person during the period is more than \$100 [~~\$90~~]:
- 7 (A) the full name of the person or financial institution making the loan;
- 8 (B) the address of the person or financial institution making the loan;
- 9 (C) the amount of the loan;
- 10 (D) the date of the loan;
- 11 (E) the interest rate;
- 12 (F) the maturity date;
- 13 (G) the collateral for the loan, if any; and
- 14 (H) if the loan has guarantors:
- 15 (i) the full name of each guarantor;
- 16 (ii) the address of each guarantor;
- 17 (iii) the principal occupation of each guarantor;
- 18 (iv) the name of the employer of each guarantor; and
- 19 (v) the amount guaranteed by each guarantor;
- 20 (10) the total amount of loans accepted during the period for \$100 [~~\$90~~] and less from
21 persons other than financial institutions engaged in the business of making loans for more
22 than one year, except those reported under paragraph (9) of this section;
- 23 (11) for political expenditures made during the reporting period that total more than \$200
24 [~~\$190~~] to a single payee, other than expenditures reported under paragraph (5) of this
25 section:
- 26 (A) the full name of the person to whom each expenditure was made;
- 27 (B) the address of the person to whom the expenditure was made;
- 28 (C) the date of the expenditure;

1 (D) the purpose of the expenditure; and

2 (E) the amount of the expenditure;

3 (12) for each political expenditure of any amount made out of personal funds for which
4 reimbursement from political contributions is intended:

5 (A) the full name of the person to whom each expenditure was made;

6 (B) the address of the person to whom the expenditure was made;

7 (C) the date of each expenditure;

8 (D) the purpose of the expenditure;

9 (E) a declaration that the expenditure was made from personal funds;

10 (F) a declaration that reimbursement from political contributions is intended; and

11 (G) the amount of the expenditure;

12 (13) for each non-political expenditure made from political contributions, other than
13 expenditures reported under paragraph (5) of this section:

14 (A) the date of each expenditure;

15 (B) the full name of the person to whom the expenditure was made;

16 (C) the address of the person to whom the expenditure was made;

17 (D) the purpose of the expenditure; and

18 (E) the amount of the expenditure;

19 (14) for each candidate or other officeholder who benefits from a direct campaign
20 expenditure made by the officeholder during the reporting period:

21 (A) the name of the candidate or officeholder; and

22 (B) the office sought or held by the candidate or officeholder;

23 (15) for each political contribution from an out-of-state political committee, the
24 information required by §22.7 of this title (relating to Contribution from Out-of-State
25 Committee);

26 (16) any credit, interest, rebate, refund, reimbursement, or return of a deposit fee resulting
27 from the use of a political contribution or an asset purchased with a political contribution
28 that is received during the reporting period and the amount of which exceeds \$130
29 [\$120];

1 (17) any proceeds of the sale of an asset purchased with a political contribution that is
2 received during the reporting period and the amount of which exceeds \$130 [~~\$120~~];

3 (18) any other gain from a political contribution that is received during the reporting
4 period and the amount of which exceeds \$130 [~~\$120~~];

5 (19) any investment purchased with a political contribution that is received during the
6 reporting period and the amount of which exceeds \$130 [~~\$120~~];

7 (20) the full name and address of each person from whom an amount described by
8 paragraph (16), (17), (18), or (19) of the section is received, the date the amount is
9 received, and the purpose for which the amount is received;

10 (21) the following total amounts:

11 (A) the total principal amount of all outstanding loans as of the last day of the
12 reporting period;

13 (B) the total amount or an itemized listing of political contributions (other than
14 pledges, loans, or guarantees of loans) of \$100 [~~\$90~~] and less;

15 (C) the total amount of all political contributions (other than pledges, loans, or
16 guarantees of loans);

17 (D) the total amount or an itemized listing of the political expenditures of \$200
18 [~~\$190~~] and less; and

19 (E) the total amount of all political expenditures; and

20 (22) an affidavit, executed by the officeholder, stating: "I swear, or affirm, that the
21 accompanying report is true and correct and includes all information required to be reported
22 by me under Title 15, Election Code."

23 **Subchapter E. REPORTS BY A SPECIFIC-PURPOSE COMMITTEE**

24 **§20.301. Thresholds for Campaign Treasurer Appointment.**

25 (a) A specific-purpose committee may not accept political contributions exceeding \$980 [~~\$920~~]
26 and may not make or authorize political expenditures exceeding \$980 [~~\$920~~] without filing a
27 campaign treasurer appointment with the appropriate filing authority.

28 (b) A specific-purpose committee may not knowingly make or authorize campaign contributions
29 or campaign expenditures exceeding \$980 [~~\$920~~] to support or oppose a candidate in a primary
30 or general election for an office listed below unless the committee's campaign treasurer
31 appointment as filed not later than the 30th day before the appropriate election day:

32 (1) a statewide office;

33 (2) a seat in the state legislature;

- 1 (3) a seat on the State Board of Education;
- 2 (4) a multi-county district office; or
- 3 (5) a judicial district office filled by voters of only one county.

4 **§20.303. Appointment of Campaign Treasurer.**

5 (a) A specific-purpose committee may appoint a campaign treasurer at any time before
6 exceeding the thresholds described in §20.301(a) of this title (relating to Thresholds for
7 Campaign Treasurer Appointment).

8 (b) After a specific-purpose committee appoints a campaign treasurer, the campaign treasurer
9 must comply with all the requirements of this subchapter, even if the committee has not yet
10 exceeded \$980 [~~\$920~~] in political contributions or expenditures.

11 (c) With the exception of the campaign treasurer appointment, the individual named as a
12 committee's campaign treasurer is legally responsible for filing all reports of the specific-purpose
13 committee, including a report following the termination of his or her appointment as campaign
14 treasurer.

15 **§20.313. Converting to a General-Purpose Committee.**

16 (a) A specific-purpose committee that changes its operation and becomes a general-purpose
17 committee is subject to the requirements applicable to a general-purpose committee as of the date
18 it files its campaign treasurer appointment as a general-purpose committee with the commission.

19 (b) The campaign treasurer of a specific-purpose committee that becomes a general-purpose
20 committee must deliver written notice of its change in status to the authority with whom the
21 committee was required to file as a specific-purpose committee.

22 (c) The notice required under subsection (b) of this section is due no later than the next deadline
23 for filing a report under this subchapter that:

24 (1) occurs after the committee's change in status; and

25 (2) would be applicable to the political committee if it were still a specific-purpose
26 committee.

27 (d) The notice must state that future reports will be filed with the commission.

28 (e) The notice required under subsection (b) of this section is in addition to the requirement that
29 the new general-purpose committee file a campaign treasurer appointment with the commission
30 before it exceeds \$980 [~~\$920~~] in political expenditures or \$980 [~~\$920~~] in political contributions as
31 a general-purpose committee.

32

1 **§20.329. Modified Reporting.**

2 (a) A specific-purpose committee that would otherwise be required to file pre-election reports
3 and a runoff report, if necessary, may choose to file under the modified schedule if the
4 committee does not intend to accept more than \$1,010 [~~\$940~~] in political contributions or make
5 more than \$1,010 [~~\$940~~] in political expenditures (excluding filing fees) in connection with any
6 election in an election cycle.

7 (b) Under the modified schedule, the campaign treasurer of a specific-purpose committee is not
8 required to file pre-election reports or a runoff report.

9 (c) To select modified filing, a specific-purpose committee must file a declaration of the
10 committee's intent not to accept more than \$1,010 [~~\$940~~] in political contributions or make more
11 than \$1,010 [~~\$940~~] in political expenditures (excluding filing fees) in connection with the
12 election. The declaration must include a statement that the committee understands that if either
13 one of those limits is exceeded, the committee's campaign treasurer will be required to file pre-
14 election reports and, if necessary, a runoff report.

15 (d) A declaration under subsection (c) of this section is filed with the committee's campaign
16 treasurer appointment.

17 (e) To file under the modified schedule, a specific-purpose committee must file the declaration
18 required under subsection (c) of this section no later than the 30th day before the first election to
19 which the declaration applies. A declaration filed under subsection (c) of this section is valid for
20 one election cycle only.

21 (f) Except as provided by subsection (g) of this section, a specific-purpose committee's
22 campaign treasurer must file pre-election reports and, if necessary, a runoff report under the
23 schedule set out in §20.325 of this title (relating to Pre-election Reports) and §20.327 of this title
24 (relating to Runoff Report) if the committee exceeds either of the \$1,010 [~~\$940~~] limits for
25 modified reporting.

26 (g) If a specific-purpose committee exceeds either of the \$1,010 [~~\$940~~] limits for modified
27 reporting after the 30th day before the election, the committee's campaign treasurer must file a
28 report not later than 48 hours after exceeding the limit.

29 (1) The period covered by a 48-hour report shall begin either on the day the committee's
30 campaign treasurer appointment was filed (if it is the committee's first report of
31 contributions and expenditures) or on the first day after the period covered by the last
32 report (other than a special pre-election report or special session report) filed under this
33 subchapter, as applicable.

34 (2) The period covered by a 48-hour report shall continue through the day the committee
35 exceeded one of the limits for modified reporting.

36 (h) A specific-purpose committee that exceeds either of the \$1,010 [~~\$940~~] limits for modified
37 reporting after the 30th day before the election and on or before the 10th day before the election

1 must file a report under §20.325(f) of this title [~~-(relating to Pre-Election Reports)~~], in addition to
2 any required special pre-election reports.

3 **§20.331. Contents of Specific-Purpose Committee Sworn Report of Contributions and**
4 **Expenditures.**

5 Semiannual reports, pre-election reports, and runoff reports must cover reportable activity during
6 the reporting period and must include the following information:

- 7 (1) the full name of the specific-purpose committee;
- 8 (2) the address of the specific-purpose committee;
- 9 (3) the full name of the specific-purpose committee's campaign treasurer;
- 10 (4) the residence or business street address of the specific-purpose committee's campaign
11 treasurer;
- 12 (5) the committee campaign treasurer's telephone number;
- 13 (6) the identity and date of the election for which the report is filed, if applicable;
- 14 (7) for each candidate supported or opposed by the specific-purpose committee:
 - 15 (A) the full name of the candidate;
 - 16 (B) the office sought by the candidate; and
 - 17 (C) an indication of whether the committee supports or opposes the candidate;
- 18 (8) for each officeholder assisted by the specific-purpose committee:
 - 19 (A) the full name of the officeholder;
 - 20 (B) the office held by the officeholder; and
 - 21 (C) an indication of whether the committee supports or opposes the officeholder;
- 22 (9) for each measure supported or opposed by the specific-purpose committee:
 - 23 (A) a description of the measure; and
 - 24 (B) an indication of whether the committee supports or opposes the measure;
- 25 (10) for each political expenditure by the committee that was made as a political
26 contribution to a candidate, officeholder, or another political committee and that was
27 returned to the specific-purpose committee during the reporting period:
 - 28 (A) the amount returned;

1 (B) the full name of the person to whom the expenditure was originally made;

2 (C) the address of the person to whom the expenditure was originally made; and

3 (D) the date the expenditure was returned to the specific-purpose committee;

4 (11) on a separate page, the following information for each expenditure from political
5 contributions made to a business in which the candidate has a participating interest of
6 more than 10%, holds a position on the governing body of the business, or serves as an
7 officer of the business:

8 (A) the full name of the business to which the expenditure was made;

9 (B) the address of the business to which the expenditure was made;

10 (C) the date of the expenditure;

11 (D) the purpose of the expenditure; and

12 (E) the amount of the expenditure;

13 (12) if the specific-purpose committee supports or opposes measures exclusively, for
14 each contribution accepted from a labor organization or corporation, as defined by §20.1
15 of this title (relating to Definitions):

16 (A) the date each contribution was accepted;

17 (B) the full name of the corporation or labor organization making the
18 contribution;

19 (C) the address of the corporation or labor organization making the contribution;

20 (D) the amount of the contribution; and

21 (E) a description of any in-kind contribution;

22 (13) for each person from whom the specific-purpose committee accepted a political
23 contribution (other than a pledge, loan, or a guarantee of a loan) of more than \$100 [~~\$90~~]
24 in value or political contributions (other than pledges, loans, or guarantees of loans) that
25 total more than \$100 [~~\$90~~] in value:

26 (A) the full name of the person;

27 (B) the address of the person;

28 (C) the total amount of contributions;

29 (D) the date each contribution was accepted; and

- 1 (E) a description of any in-kind contribution;
- 2 (14) for each person from whom the specific-purpose committee accepted a pledge or
3 pledges to provide more than \$100 [~~\$90~~] in money or to provide goods or services worth
4 more than \$100 [~~\$90~~]:
- 5 (A) the full name of the person making a pledge;
- 6 (B) the address of the person making a pledge;
- 7 (C) the amount of the pledge;
- 8 (D) the date each pledge was accepted; and
- 9 (E) a description of any goods or services pledged;
- 10 (15) the total of all pledges accepted during the period for \$100 [~~\$90~~] and less from a
11 person, except those reported under paragraph (14) of this section;
- 12 (16) for each person making a loan or loans to the specific-purpose committee for
13 campaign or officeholder purposes, if the total amount loaned by the person during the
14 period is more than \$100 [~~\$90~~]:
- 15 (A) the full name of the person or financial institution making the loan;
- 16 (B) the address of the person or financial institution making the loan;
- 17 (C) the amount of the loan;
- 18 (D) the date of the loan;
- 19 (E) the interest rate;
- 20 (F) the maturity date;
- 21 (G) the collateral for the loan, if any; and
- 22 (H) if the loan has guarantors:
- 23 (i) the full name of each guarantor;
- 24 (ii) the address of each guarantor;
- 25 (iii) the principal occupation of each guarantor;
- 26 (iv) the name of the employer of each guarantor; and
- 27 (v) the amount guaranteed by each guarantor;

1 (17) the total amount of loans accepted during the period for \$100 [~~\$90~~] and less from
2 persons other than financial institutions engaged in the business of making loans for more
3 than one year, except those reported under paragraph (16) of this section;

4 (18) for political expenditures made during the reporting period that total more than \$200
5 [~~\$190~~] to a single payee:

6 (A) the full name of the person to whom each expenditure was made;

7 (B) the address of the person to whom the expenditure was made;

8 (C) the date of the expenditure;

9 (D) the purpose of the expenditure; and

10 (E) the amount of the expenditure;

11 (19) for each direct campaign expenditure benefiting a candidate or officeholder, except
12 for a direct campaign expenditure made by a committee supporting only one candidate or
13 officeholder:

14 (A) the name of the candidate or officeholder; and

15 (B) the office sought or held by the candidate or officeholder;

16 (20) for each non-political expenditure made from political contributions, other than
17 expenditures reported under paragraph (11) of this section:

18 (A) the date of each expenditure;

19 (B) the full name of the person to whom the expenditure was made;

20 (C) the address of the person to whom the expenditure was made;

21 (D) the purpose of the expenditure; and

22 (E) the amount of the expenditure;

23 (21) for each political contribution accepted from an out-of-state political committee, the
24 information required by §22.7 of this title (relating to Contribution from Out-of-State
25 Committee);

26 (22) any credit, interest, rebate, refund, reimbursement, or return of a deposit fee resulting
27 from the use of a political contribution or an asset purchased with a political contribution
28 that is received during the reporting period and the amount of which exceeds \$130
29 [~~\$120~~];

30 (23) any proceeds of the sale of an asset purchased with a political contribution that is
31 received during the reporting period and the amount of which exceeds \$130 [~~\$120~~];

1 (24) any other gain from a political contribution that is received during the reporting
2 period and the amount of which exceeds \$130 [~~\$120~~];

3 (25) any investment purchased with a political contribution that is received during the
4 reporting period and the amount of which exceeds \$130 [~~\$120~~];

5 (26) the full name and address of each person from whom an amount described by
6 paragraph (22), (23), (24), or (25) of this section is received, the date the amount is
7 received, and the purpose for which the amount is received;

8 (27) the following total amounts:

9 (A) the total principal amount of all outstanding loans as of the last day of the
10 reporting period;

11 (B) the total amount or an itemized listing of political contributions (other than
12 pledges, loans, or guarantees of loans) of \$100 [~~\$90~~] and less;

13 (C) the total amount of all political contributions (other than pledges, loans, or
14 guarantees of loans);

15 (D) the total amount or an itemized listing of the political expenditures of \$200
16 [~~\$190~~] and less; and

17 (E) the total amount of all political expenditures; and

18 (28) an affidavit, executed by the campaign treasurer, stating: "I swear, or affirm, that the
19 accompanying report is true and correct and includes all information required to be reported
20 by me under Title 15, Election Code."

21 **§20.333. Special Pre-Election Report by Certain Specific-Purpose Committees.**

22 (a) As provided by subsection (b) of this section, certain specific-purpose committees must file
23 reports about certain contributions accepted during the period that begins on the ninth day before
24 an election and ends at noon on the day before an election. Reports under this section are known
25 as "special pre-election" reports.

26 (b) A campaign treasurer for a specific-purpose committee for supporting or opposing a
27 candidate for an office specified by §252.005(1), Election Code, that, during the period described
28 in subsection (a) of this section, accepts one or more political contributions from a person that in
29 the aggregate exceed \$2,020 [~~\$1,890~~] must file special pre-election reports.

30 (c) Except as provided in subsection (e) of this section, the campaign treasurer of a specific-
31 purpose committee must file a report so that the report is received by the commission no later
32 than the first business day after the committee accepts a contribution from a person that triggers
33 the requirement to file the special pre-election report.

1 (d) If, during the reporting period for special pre-election contributions, a committee receives
2 additional contributions from a person whose previous contribution or contributions have
3 triggered the requirement to file a special pre-election report during the period, the campaign
4 treasurer for the committee must file an additional special pre-election report for each such
5 contribution. Except as provided in subsection (e) of this section, each such special pre-election
6 report must be filed so that it is received by the commission no later than the first business day
7 after the committee accepts the contribution.

8 (e) The campaign treasurer of a specific-purpose committee must file a special pre-election
9 report for each person whose contribution or contributions made during the period for special
10 pre-election reports exceed the threshold for special pre-election reports.

11 (f) A campaign treasurer of a specific-purpose committee must also report contributions reported
12 on a special pre-election report on the next semiannual, pre-election, or runoff report filed, as
13 applicable.

14 **Subchapter F. REPORTING REQUIREMENT FOR A GENERAL PURPOSE**
15 **COMMITTEE**

16 **§20.401. Thresholds for Appointment of Campaign Treasurer by a General-Purpose**
17 **Committee.**

18 (a) A general-purpose committee may not accept political contributions exceeding \$980 [~~\$920~~]
19 and may not make or authorize political expenditures exceeding \$980 [~~\$920~~] without filing a
20 campaign treasurer appointment with the commission.

21 (b) Unless the committee's campaign treasurer appointment was filed not later than the 30th day
22 before the appropriate election day, a general-purpose committee may not knowingly make or
23 authorize campaign contributions or campaign expenditures exceeding \$980 [~~\$920~~] to support or
24 oppose a candidate in a primary or general election for the following:

25 (1) a statewide office;

26 (2) a seat in the state legislature;

27 (3) a seat on the State Board of Education;

28 (4) a multi-county district office; or

29 (5) a judicial district office filled by voters of only one county.

30 **§20.405. Campaign Treasurer Appointment for a General-Purpose Committee.**

31 (a) A general-purpose committee may appoint a campaign treasurer at any time before exceeding
32 the thresholds described in §20.401(a) of this title (relating to Thresholds for Appointment of
33 Campaign Treasurer by a General-Purpose Committee).

1 (b) After a general-purpose committee appoints a campaign treasurer, the campaign treasurer
2 must comply with all the requirements of this subchapter, even if the committee has not yet
3 exceeded \$980 [~~\$920~~] in political contributions or expenditures.

4 (c) With the exception of the campaign treasurer appointment, the individual named as a
5 committee's campaign treasurer is legally responsible for filing all reports of the general-purpose
6 committee, including a report following the termination of his or her appointment as campaign
7 treasurer.

8 **§20.431. Monthly Reporting.**

9 (a) A monthly report filed by a general-purpose committee shall include the information required
10 by §20.433 of this title (relating to Contents of General-Purpose Committee Sworn Report of
11 Contributions and Expenditures), except that the threshold reporting amount of \$100 [~~\$90~~] set
12 out in §20.433(11)-(16), and (20) of this title [~~(relating to Contents of General Purpose~~
13 ~~Committee Sworn Report of Contributions and Expenditures)] does not apply to a general-
14 purpose committee reporting monthly. For a general-purpose committee reporting monthly, the
15 threshold reporting amount under §20.433(11)-(16) and (20) of this title is \$20, except as
16 provided by §20.434 of this title (relating to Alternate Reporting Requirements for Certain General-
17 Purpose Committees).~~

18 (b) A monthly report is due not later than the fifth day of the month following the end of the
19 period covered by the report. A monthly report covering the month preceding an election in
20 which the committee is involved must be received by the authority with whom the report is
21 required to be filed no later than the fifth day of the month following the end of the period
22 covered by the report.

23 (c) Except for the first monthly report filed, a monthly report covers a period that begins on the
24 26th day of one month and ends on the 25th day of the next month.

25 (d) The beginning day for the first monthly report filed by a general-purpose committee shall be
26 as follows.

27 (1) For a general-purpose committee that has been filing on the regular schedule and
28 chooses monthly filing between January 1 and January 15 of a particular year, the first
29 report will cover a period that begins on January 1 of that year.

30 (2) For a general-purpose committee that elected to file monthly at the time it filed its
31 campaign treasurer appointment, the period covered by the first monthly report depends
32 on the day of the month that the campaign treasurer was appointed.

33 (A) If the general-purpose committee filed its campaign treasurer appointment
34 before the 25th of the month, the first report will cover a period that begins on the
35 day the appointment was filed and ends on the 25th day of the same month.

36 (B) If the general-purpose committee filed its campaign treasurer appointment on or after the 25th
37 of the month, the first report will cover the period that begins on the day the appointment is filed
38 and ends on the 25th day of the next month.

1 **§20.433. Contents of General-Purpose Committee Sworn Report of Contributions and**
2 **Expenditures.**

3 Semiannual reports, pre-election reports, and runoff reports must cover reportable activity during
4 the reporting period and must include the following information:

5 (1) the full name of the general-purpose committee;

6 (2) the address of the general-purpose committee;

7 (3) the full name of the general-purpose committee's campaign treasurer;

8 (4) the residence or business street address of the general-purpose committee's campaign
9 treasurer;

10 (5) the committee campaign treasurer's telephone number;

11 (6) the identity and date of the election for which the report is filed, if applicable;

12 (7) the full name of each identified candidate or measure or classification by party of
13 candidates supported or opposed by the general-purpose committee and an indication of
14 whether the general-purpose committee supports or opposes each listed candidate,
15 measure, or classification by party of candidates;

16 (8) the full name of each identified officeholder or classification by party of officeholders
17 assisted by the general-purpose committee;

18 (9) if the general-purpose committee supports or opposes measures exclusively, for each
19 contribution accepted from a corporation as defined by §20.1 of this title (relating to
20 Definitions):

21 (A) the date each contribution was accepted;

22 (B) the full name of the corporation or labor organization making the
23 contribution;

24 (C) the address of the corporation or labor organization making the contribution;

25 (D) the amount of the contribution; and

26 (E) a description of any in-kind contribution;

27 (10) for each political expenditure by the general-purpose committee that was made as a
28 political contribution to a candidate, officeholder, or another political committee and that
29 was returned to the general-purpose committee during the reporting period:

30 (A) the amount returned;

31 (B) the full name of the person to whom the expenditure was originally made;

1 (C) the address of the person to whom the expenditure was originally made; and

2 (D) the date the expenditure was returned to the general-purpose committee;

3 (11) for each person from whom the general-purpose committee accepted a political
4 contribution other than a pledge or a loan of more than \$100 [~~\$90~~] in value, or political
5 contributions other than pledges or loans that total more than \$100 [~~\$90~~] in value (or
6 more than \$20 for a general-purpose committee reporting monthly):

7 (A) the date each contribution was accepted;

8 (B) the full name of the person making the contribution;

9 (C) the address of the person making the contribution;

10 (D) the principal occupation of the person making the contribution;

11 (E) the amount of the contribution; and

12 (F) a description of any in-kind contribution;

13 (12) for each person from whom the general-purpose committee accepted a pledge or
14 pledges to provide more than \$100 [~~\$90~~] in money or to provide goods or services worth
15 more than \$100 [~~\$90~~] (more than \$20 for a general-purpose committee reporting
16 monthly):

17 (A) the full name of the person making the pledge;

18 (B) the address of the person making the pledge;

19 (C) the principal occupation of the person making the pledge;

20 (D) the amount of each pledge;

21 (E) the date each pledge was accepted; and

22 (F) a description of any goods or services pledged;

23 (13) the total of all pledges accepted during the period for \$100 [~~\$90~~] and less from a
24 person, except for those reported under paragraph (12) of this subsection;

25 (14) for each person making a loan or loans to the general-purpose committee for
26 campaign purposes, if the total amount loaned by the person during the period is more
27 than \$100 [~~\$90~~] (more than \$20 for a general-purpose committee reporting monthly):

28 (A) the full name of the person or financial institution making the loan;

29 (B) the address of the person or financial institution making the loan;

- 1 (C) the amount of the loan;
- 2 (D) the date of the loan;
- 3 (E) the interest rate;
- 4 (F) the maturity date;
- 5 (G) the collateral for the loan, if any; and
- 6 (H) if the loan has guarantors:
- 7 (i) the full name of each guarantor;
- 8 (ii) the address of each guarantor;
- 9 (iii) the principal occupation of each guarantor;
- 10 (iv) the name of the employer of each guarantor; and
- 11 (v) the amount guaranteed by each guarantor;
- 12 (15) the total amount of loans accepted during the period for \$100 [~~\$90~~] and less from
- 13 persons other than financial institutions engaged in the business of making loans for more
- 14 than one year, except for those reported under paragraph (14) of this section;
- 15 (16) for political expenditures made during the reporting period that total more than \$200
- 16 [~~\$190~~] (more than \$20 for a general-purpose committee reporting monthly) to a single
- 17 payee:
- 18 (A) the full name of the person to whom each expenditure was made;
- 19 (B) the address of the person to whom the expenditure was made;
- 20 (C) the date of the expenditure;
- 21 (D) the purpose of the expenditure;
- 22 (E) the amount of the expenditure; and
- 23 (F) indication for an expenditure paid in full or in part from corporations or labor
- 24 organizations that it was paid from such sources.
- 25 (17) for each non-political expenditure made from political contributions:
- 26 (A) the date of each expenditure;
- 27 (B) the full name of the person to whom the expenditure was made;

- 1 (C) the address of the person to whom the expenditure was made;
- 2 (D) the purpose of the expenditure;
- 3 (E) the amount of the expenditure; and
- 4 (F) indication for an expenditure paid in full or in part from corporations or labor
- 5 organizations that it was paid from such sources.

6 (18) for each candidate or officeholder who benefits from a direct campaign expenditure
7 made by the committee:

- 8 (A) the name of the candidate or officeholder; and
- 9 (B) the office sought or held by the candidate or officeholder;

10 (19) for each political contribution from an out-of-state political committee, the
11 information required by §22.7 of this title (relating to Contribution from Out-of-State
12 Committee);

13 (20) any credit, interest, rebate, refund, reimbursement, or return of a deposit fee resulting
14 from the use of a political contribution or an asset purchased with a political contribution
15 that is received during the reporting period and the amount of which exceeds \$130
16 [~~\$120~~];

17 (21) any proceeds of the sale of an asset purchased with a political contribution that is
18 received during the reporting period and the amount of which exceeds \$130 [~~\$120~~];

19 (22) any other gain from a political contribution that is received during the reporting
20 period and the amount of which exceeds \$130 [~~\$120~~];

21 (23) any investment purchased with a political contribution that is received during the
22 reporting period and the amount of which exceeds \$130 [~~\$120~~];

23 (24) [F]the full name and address of each person from whom an amount described by
24 paragraph (20), (21), (22), or (23) of this section is received, the date the amount is
25 received, and the purpose for which the amount is received;

26 (25) the following total amounts:

27 (A) the total principal amount of all outstanding loans as of the last day of the
28 reporting period;

29 (B) the total amount or an itemized listing of political contributions (other than
30 pledges, loans, or guarantees of loans) of \$100 [~~\$90~~] and less (\$20 and less for a
31 general-purpose committee reporting monthly);

32 (C) the total amount of all political contributions (other than pledges, loans, or
33 guarantees of loans);

1 (D) the total amount or an itemized listing of the political expenditures of \$200
2 [~~\$190~~] and less (\$20 and less for a general-purpose committee reporting
3 monthly); and

4 (E) the total amount of all political expenditures; and

5 (26) an affidavit, executed by the campaign treasurer, stating: "I swear, or affirm, that the
6 accompanying report is true and correct and includes all information required to be reported
7 by me under Title 15, Election Code."

8 **§20.434. Alternate Reporting Requirements for General-Purpose Committees.**

9 (a) This section and Election Code §254.1541 apply only to a general-purpose committee with
10 less than \$29,300 [~~\$27,380~~] in one or more accounts maintained by the committee in which
11 political contributions are deposited, as of the last day of the preceding reporting period for
12 which the committee was required to file a report.

13 (b) The alternative reporting requirement in Election Code §254.1541 applies only to
14 contributions.

15 (c) A report by a campaign treasurer of a general-purpose committee to which this section and
16 Election Code §254.1541 apply shall include the information required by §20.433 of this title
17 (relating to Contents of General-Purpose Committee Sworn Report of Contributions and
18 Expenditures), except that the campaign treasurer may choose a threshold reporting amount for
19 political contributions of \$200 [~~\$190~~] instead of the threshold reporting amount of \$100 [~~\$90~~] set
20 out in §20.433(11) [~~§20.433(a)(11)~~] and (25)(B) [~~(a)(20)(B)~~] of this title.

21 (d) A monthly report by a campaign treasurer of a general-purpose committee to which this section
22 and Election Code §254.1541 apply shall include the information required by §20.433 of this title
23 [~~(Contents of General Purpose Committee Sworn Report of Contributions and Expenditures)~~],
24 except that the campaign treasurer may choose a threshold reporting amount for political
25 contributions of \$40 instead of the threshold reporting amount of \$20 set out in §20.433(11)
26 [~~§20.433(a)(11)~~] and (25)(B) [~~(a)(20)(B)~~] of this title.

27 **§20.435. Special Pre-Election Reports by Certain General-Purpose Committees.**

28 (a) In addition to other reports required by this chapter, a general-purpose committee must file a
29 special pre-election report if the committee is involved in an election and if it:

30 (1) makes direct campaign expenditures supporting or opposing a single candidate that in
31 the aggregate exceed \$2,020 [~~\$1,890~~] or a group of candidates that in the aggregate
32 exceed \$30,330 [~~\$28,330~~] during the reporting period for special pre-election reports; or

33 (2) accepts political contributions from a person that in the aggregate exceed \$6,910
34 [~~\$6,450~~] during the reporting period for special pre-election reports.

35 (b) The period for special pre-election reports begins on the ninth day before election day and
36 ends at noon on the day before election day.

1 (c) Except as provided by subsection (d) of this section, a report under this section must be
2 received by the commission no later than the first business day after the contribution is accepted
3 or the expenditure is made.

4 (d) A special pre-election report that is exempt from electronic filing under §254.036(c), Election
5 Code, must be received by the commission no later than 5 p.m. of the first business day after the
6 contribution is accepted or the expenditure is made.

7 (e) Expenditures and contributions reported under this section must be reported again in the next
8 applicable sworn report of contributions and expenditures.

9 **Subchapter I. RULES APPLICABLE TO A POLITICAL PARTY'S COUNTY**
10 **EXECUTIVE COMMITTEE**

11 **§20.553. Campaign Treasurer Appointment Not Required for County Executive Committee**
12 **Accepting Contributions or Making Expenditures under Certain Amount.**

13 (a) A county executive committee accepting political contributions or making political
14 expenditures totaling \$36,630 [~~\$34,220~~] or less in a calendar year is not required to:

15 (1) appoint a campaign treasurer before accepting political contributions or making
16 political expenditures; or

17 (2) file the reports required by Subchapter F of this chapter (relating to Reporting
18 Requirements for a General-Purpose Committee).

19 (b) A county executive committee described in subsection (a) of this section is required to comply
20 with §20.551 of this title (relating to Obligation To Maintain Records).

21 **§20.555. County Executive Committee Accepting Contributions or Making Expenditures**
22 **That Exceed Certain Amount.**

23 (a) A county executive committee described by subsection (b) of this section is subject to the
24 requirements of Subchapter F of this chapter (relating to Reporting Requirements for a General-
25 Purpose Committee), except where those rules conflict with this subchapter. In the case of
26 conflict, this subchapter prevails over Subchapter F of this chapter.

27 (b) A county executive committee that accepts political contributions or that makes political
28 expenditures that, in the aggregate, exceed \$36,630 [~~\$34,220~~] in a calendar year shall file:

29 (1) a campaign treasurer appointment with the commission no later than the 15th day
30 after the date that amount is exceeded; and

31 (2) the reports required by Subchapter F of this chapter (relating to Reporting
32 Requirements for a General-Purpose Committee). The first report filed must include all
33 political contributions accepted and all political expenditures made before the county
34 executive committee filed its campaign treasurer appointment.

1 (c) Contributions accepted from corporations and labor organizations under section 253.104 of
2 the Election Code and reported under Subchapter H of this chapter (relating to Accepting and
3 Reporting Contributions from Corporations and Labor Organizations) do not count against the
4 \$36,630 [~~\$34,220~~] thresholds described in subsection (b) of this section.

5 (d) A county executive committee that filed a campaign treasurer appointment may file a final
6 report, which will notify the commission that the county executive committee does not intend to
7 file future reports unless it exceeds one of the \$36,630 [~~\$34,220~~] thresholds. The final report may
8 be filed:

9 (1) beginning on January 1 and by the January 15 filing deadline if the committee has
10 exceeded one of the \$36,630 [~~\$34,220~~] thresholds in the previous calendar year; or

11 (2) at any time if the committee has not exceeded one of the \$36,630 [~~\$34,220~~] thresholds
12 in the calendar year.

13 **Chapter 22. RESTRICTIONS ON CONTRIBUTIONS AND EXPENDITURES**

14 **§22.1. Certain Campaign Treasurer Appointments Required before Political Activity Begins.**

15 (a) An individual must file a campaign treasurer appointment with the proper authority before
16 accepting a campaign contribution or making or authorizing a campaign expenditure.

17 (1) An officeholder may accept an officeholder contribution and make or authorize an
18 officeholder expenditure without a campaign treasurer appointment on file.

19 (2) An officeholder who does not have a campaign treasurer appointment on file may not
20 accept a campaign contribution or make or authorize a campaign expenditure.

21 (b) A political committee may not accept political contributions exceeding \$980 [~~\$920~~] and may
22 not make or authorize political expenditures exceeding \$980 [~~\$920~~] without filing a campaign
23 treasurer appointment with the appropriate filing authority.

24 (c) Unless the committee's campaign treasurer appointment was filed not later than the 30th day
25 before the appropriate election day, a political committee may not knowingly make or authorize
26 campaign contributions or campaign expenditures exceeding \$980 [~~\$920~~] to support or oppose a
27 candidate in a primary or general election for the following:

28 (1) a statewide office;

29 (2) a seat in the state legislature;

30 (3) a seat on the State Board of Education;

31 (4) a multi-county district office; or

32 (5) a judicial district office filled by voters of only one county.

1 (d) This section does not apply to the county executive committee of a political party except as
2 provided in Chapter 20, Subchapter I of this title (relating to Rules Applicable to a Political Party's
3 County Executive Committee).

4 **§22.6. Reporting Direct Campaign Expenditures.**

5 Section 254.261 of the Election Code applies to a person who, not acting in concert with another
6 person, makes one or more direct campaign expenditures that exceed \$150 [~~\$140~~] in an election
7 from the person's own property.

8
9 **§22.7. Contribution from Out-of-State Committee.**

10
11 (a) For each reporting period during which a candidate, officeholder, or political committee
12 accepts a contribution or contributions from an out-of-state political committee totaling more
13 than \$1,010 [~~\$940~~], the candidate, officeholder, or political committee must comply with
14 subsections (b) and (c) of this section.

15 (b) The candidate, officeholder, or political committee covered by subsection (a) of this section
16 must first obtain from the out-of-state committee one of the following documents before
17 accepting the contribution that causes the total received from the out-of-state committee to
18 exceed \$1,010 [~~\$940~~] during the reporting period:

19 (1) a written statement, certified by an officer of the out-of-state political committee,
20 listing the full name and address of each person who contributed more than \$200 [~~\$190~~]
21 to the out-of-state political committee during the 12 months immediately preceding the
22 date of the contribution; or

23 (2) a copy of the out-of-state political committee's statement of organization filed as
24 required by law with the Federal Election Commission and certified by an officer of the
25 out-of-state committee.

26 (c) The document obtained pursuant to subsection (b) of this section shall be included as part of
27 the report that covers the reporting period in which the candidate, officeholder, or political
28 committee accepted the contribution that caused the total accepted from the out-of-state
29 committee to exceed \$1,010 [~~\$940~~].

30 (d) A candidate, officeholder, or political committee that:

31 (1) receives contributions covered by subsection (a) of this section from the same out-of-
32 state committee in successive reporting periods; and

33 (2) complies with subsection (b)(2) of this section before accepting the first contribution
34 triggering subsection (a) of this section, may comply with subsection (c) of this section in
35 successive reporting periods by submitting a copy of the certified document obtained
36 before accepting the first contribution triggering subsection (a) of this section, rather than
37 by obtaining and submitting an original certified document for each reporting period,
38 provided the document has not been amended since the last submission.

1 (e) A candidate, officeholder, or political committee that accepts a contribution or contributions
2 totaling \$1,010 [~~\$940~~] or less from an out-of-state political committee shall include as part of the
3 report covering the reporting period in which the contribution or contributions are accepted
4 either:

5 (1) a copy of the out-of-state committee's statement of organization filed as required by
6 law with the Federal Election Commission and certified by an officer of the out-of-state
7 committee; or

8 (2) the following information:

9 (A) the full name of the committee, and, if the name is an acronym, the words the
10 acronym represents;

11 (B) the address of the committee;

12 (C) the telephone number of the committee;

13 (D) the name of the person appointing the campaign treasurer; and

14 (E) the following information for the individual appointed campaign treasurer and
15 assistant campaign treasurer:

16 (i) the individual's full name;

17 (ii) the individual's residence or business street address; and

18 (iii) the individual's telephone number.

19 (f) This section does not apply to a contribution from an out-of-state political committee if the
20 committee filed a campaign treasurer appointment with the commission before making the
21 contribution.

22 **Chapter 34. REGULATION OF LOBBYISTS**

23 **Subchapter B. REGISTRATION REQUIRED**

24 **§34.41. Expenditure Threshold.**

25
26
27
28 (a) A person must register under Government Code, §305.003(a)(1), if the person makes total
29 expenditures of more than \$880 [~~\$820~~] in a calendar quarter, not including expenditures for the
30 person's own travel, food, lodging, or membership dues, on activities described in Government
31 Code §305.006(b) to communicate directly with one or more members of the legislative or
32 executive branch to influence legislation or administrative action.

33 (b) An expenditure made by a member of the judicial, legislative, or executive branch of state
34 government or an officer or employee of a political subdivision of the state acting in his or her

1 official capacity is not included for purposes of determining whether a person is required to
2 register under Government Code, §305.003(a)(1).

3 (c) An expenditure made in connection with an event to promote the interests of a designated
4 geographic area or political subdivision is not included for purposes of determining whether a
5 person has crossed the registration threshold in Government Code, §305.003(a)(1), if the
6 expenditure is made by a group that exists for the limited purpose of sponsoring the event or by a
7 person acting on behalf of such a group.

8 **§34.43. Compensation and Reimbursement Threshold.**

9

10 (a) A person must register under Government Code, §305.003(a)(2), if the person receives, or is
11 entitled to receive under an agreement under which the person is retained or employed, more
12 than \$1,760 [~~\$1,640~~] in a calendar quarter in compensation and reimbursement, not including
13 reimbursement for the person's own travel, food, lodging, or membership dues, from one or
14 more other persons to communicate directly with a member of the legislative or executive branch
15 to influence legislation or administrative action.

16 (b) For purposes of Government Code, §305.003(a)(2), and this chapter, a person is not required
17 to register if the person spends not more than 40 hours for which the person is compensated or
18 reimbursed during a calendar quarter engaging in lobby activity, including preparatory activity as
19 described by §34.3 of this title (relating to Compensation for Preparation Time).

20 (c) For purposes of Government Code, §305.003(a)(2), and this chapter, a person shall make a
21 reasonable allocation of compensation between compensation for lobby activity and compensation
22 for other activities.

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AGENDA 3, ITEMS 9 THROUGH 11, EXHIBIT C

Text of Proposed Amendments

The proposed new language is indicated by underlined text.
The deleted text is indicated by [~~striketrough~~] text.

CHAPTER 50. LEGISLATIVE SALARIES AND PER DIEM

§ 50.1. Legislative Per Diem

- (a) The legislative per diem is \$204 [~~\$224~~]. The per diem is intended to be paid to each member of the legislature and the lieutenant governor for each day during the regular session and for each day during any special session.
- (b) If necessary, this rule shall be applied retroactively to ensure payment of the \$204 [~~\$224~~] per diem for 2023 [~~2024~~].