

1 SB446
2 159803-1
3 By Senator Marsh
4 RFD: Constitution, Campaign Finance, Ethics, and Elections
5 First Read: 06-MAR-14

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8 SYNOPSIS: Currently, PAC to PAC transfers are
9 prohibited with certain exceptions.

10 This bill would allow a state political
11 party to contribute to local affiliates and subsets
12 of the party, which may also contribute to other
13 local affiliates and subsets and to the state
14 party.

15
16 A BILL
17 TO BE ENTITLED
18 AN ACT

19
20 To amend Section 17-5-15, Code of Alabama 1975,
21 relating to contributions between political action committees;
22 to allow a state political party to contribute to local party
23 affiliates and subsets and allow the local affiliates and
24 subsets to make contributions to other local party affiliates
25 and subsets, and to the state party.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Section 17-5-15, Code of Alabama 1975, is
2 amended to read as follows:

3 "§17-5-15.

4 "(a) ~~It~~ Except as otherwise provided in subsection
5 (c), it shall be unlawful for any person, acting for himself
6 or herself or on behalf of any entity, to make a contribution
7 in the name of another person or entity, or knowingly permit
8 his or her name, or the entity's name, to be used to effect
9 such a contribution made by one person or entity in the name
10 of another person or entity, or for any candidate, principal
11 campaign committee, or political action committee to knowingly
12 accept a contribution made by one person or entity in the name
13 of another person or entity; provided, however, that nothing
14 in this chapter prohibits any person from soliciting and
15 receiving contributions from other persons for the purpose of
16 making expenditures to a candidate, political campaign
17 committee, political action committee, or elected state or
18 local official required to file reports pursuant to Section
19 17-5-8.

20 "(b) ~~It~~ Except as otherwise provided in subsection
21 (c), it shall be unlawful for any political action committee
22 or tax exempt political organization under 26 U.S.C. § 527,
23 including a principal campaign committee, or any person
24 authorized to make an expenditure on behalf of such political
25 action committee or 527 organization, to make a contribution,
26 expenditure, or any other transfer of funds to any other
27 political action committee or 527 organization. It shall be

1 unlawful for any principal campaign committee or any person
2 authorized to make an expenditure on behalf of such principal
3 campaign committee to make a contribution, expenditure, or
4 other transfer of funds to any other principal campaign
5 committee, except where the contribution, expenditure, or any
6 other transfer of funds is made from a principal campaign
7 committee to another principal campaign committee on behalf of
8 the same person.

9 "(c) Notwithstanding ~~the foregoing,~~ a subsections
10 (a) and (b):

11 "(1) A political action committee that is not a
12 principal campaign committee may make contributions,
13 expenditures, or other transfers of funds to a principal
14 campaign committee; and a separate segregated fund established
15 by a corporation under federal law, if the fund does not
16 receive any contributions from within this state other than
17 contributions from its employees and directors, is not
18 restricted by this subsection in the amount it may transfer to
19 a political action committee established under the provisions
20 of Section 17-5-14.1 by the same or an affiliated corporation.

21 "(2) A state political party may contribute to a
22 local affiliate or subset of the political party. The local
23 affiliates and subsets may also contribute to other local
24 party affiliates and subsets and to the state party."

25 Section 2. This act shall become effective
26 immediately following its passage and approval by the
27 Governor, or its otherwise becoming law.

