

## SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Gardner

1 Amend printed bill, page 2, line 6, strike "**audits -**" and substitute "**audit**  
2 **task force -**".

3 Page 7, line 17, strike "THE DIVISION".

4 Page 7, strike lines 18 and 19.

5 Page 7, line 21, strike "SECTION OR AN" and substitute "SECTION,".

6 Page 7, strike line 22.

7 Page 7, line 23, strike "THIS SECTION,".

8 Page 10, strike lines 10 through 27 and substitute:

9 (7) **Audit task force.** (a) IN ORDER TO ESTABLISH MEANINGFUL,  
10 APPROPRIATE, AND COST-EFFECTIVE STANDARDS FOR AUDITS BY THE  
11 DIVISION OF DOCUMENTS RECEIVED BY THE SECRETARY FOR FILING UNDER  
12 ARTICLE XXVIII, THIS ARTICLE 45, OR THE RULES, A TASK FORCE IS  
13 HEREBY CREATED TO STUDY THE NEED FOR AND SCOPE OF ADDITIONAL  
14 STATUTORY AUTHORITY NECESSARY TO ENABLE THE SECRETARY TO  
15 CONDUCT SUCH AUDITS.

16 (b) THE TASK FORCE SHALL BE COMPRISED OF INDIVIDUALS WHOSE  
17 BACKGROUNDS DEMONSTRATE EXPERIENCE IN CAMPAIGN FINANCE, THE  
18 AUDITING OF PUBLIC DOCUMENTS, OR REGULATORY COMPLIANCE.  
19 MEMBERS OF THE TASK FORCE SHALL BE APPOINTED BY THE DESIGNATED  
20 APPOINTING AUTHORITY SPECIFIED IN THIS SUBSECTION (7)(b) NOT LATER  
21 THAN JUNE 30, 2019, IN ACCORDANCE WITH THE FOLLOWING  
22 REQUIREMENTS:

23 (I) THREE INDIVIDUALS APPOINTED BY THE GOVERNOR;

24 (II) THREE INDIVIDUALS APPOINTED BY THE SECRETARY;

25 (III) THREE INDIVIDUALS APPOINTED BY THE PRESIDENT OF THE  
26 SENATE;

27 (IV) THREE INDIVIDUALS APPOINTED BY THE SPEAKER OF THE  
28 HOUSE OF REPRESENTATIVES;

29 (V) THREE INDIVIDUALS APPOINTED BY THE MINORITY LEADER OF  
30 THE SENATE; AND

31 (VI) THREE INDIVIDUALS APPOINTED BY THE MINORITY LEADER OF  
32 THE HOUSE OF REPRESENTATIVES.

33 (c) THE MEMBERSHIP OF THE TASK FORCE MUST REFLECT A BROAD  
34 SPECTRUM OF POLITICAL EXPERIENCE ON THE PART OF THE APPOINTEES AS

1 A GROUP, INCLUDING EXPERIENCE RELATING TO CANDIDATE COMMITTEES,  
2 BALLOT MEASURES, INDEPENDENT EXPENDITURES, ELECTIONEERING  
3 COMMUNICATIONS, AND POLITICAL PARTIES. MEMBERS OF THE TASK  
4 FORCE SHALL NOT RECEIVE ANY COMPENSATION FOR THEIR SERVICE ON  
5 THE TASK FORCE.

6 (d) BY FEBRUARY 1, 2020, THE TASK FORCE SHALL ISSUE A  
7 REPORT, ADDRESSED TO THE GOVERNOR, THE SECRETARY, AND THE  
8 GENERAL ASSEMBLY, CONTAINING ITS RECOMMENDATIONS CONCERNING:

9 (I) THE NEED FOR ADDITIONAL AUDIT CAPACITY FOR AUDITS TO BE  
10 CONDUCTED BY THE DIVISION;

11 (II) THE EXPERIENCE IN OTHER STATES WHERE SUCH AUDIT  
12 CAPACITY HAS BEEN AUTHORIZED;

13 (III) THE EXPENSE THAT WOULD BE INCURRED BY THE STATE IN  
14 ADDING SUCH CAPACITY TO THE DIVISION'S CURRENT WORKLOAD; AND

15 (IV) STANDARDS THAT WOULD BE CODIFIED IN STATUTE FOR THE  
16 DIVISION'S USE IN CONNECTION WITH:

17 (A) ENSURING THAT SUCH AUDIT CAPACITY IS EMPLOYED IN A  
18 NONPARTISAN MANNER;

19 (B) EVALUATING DOCUMENTS AUDITED TO IDENTIFY THOSE  
20 FILINGS THAT DO NOT SUBSTANTIALLY COMPLY WITH STATE CAMPAIGN  
21 FINANCE LAW;

22 (C) OBTAINING VOLUNTARY AND COMPLETE REGISTRATIONS AND  
23 DISCLOSURE BY THOSE SUBJECT TO SUCH REQUIREMENTS UNDER THE  
24 STATE'S CAMPAIGN FINANCE LAWS;

25 (D) ASSESSING POSSIBLE ADMINISTRATIVE OR JUDICIAL REMEDIES  
26 TO ENSURE COMPLIANCE WITH THE STATE'S CAMPAIGN FINANCE LAWS;  
27 AND

28 (E) RECOMMEND APPROPRIATE FINES OR PENALTIES FOR PERSONS  
29 WHOSE CONDUCT DEMONSTRATES A WILLFUL NONCOMPLIANCE WITH THE  
30 STATE'S CAMPAIGN FINANCE LAWS."

31 Page 11, strike lines 1 and 2.

32 Pag 11, line 3, strike "(c)" and substitute "(e)".

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