

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Humphrey

1 Amend reengrossed bill, page 2, line 6, strike "**document review -**" and
2 substitute "**audit 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 9, strike lines 4 and 5 and substitute "(5)(a)(IV), WHICH MUST BE
9 PROVIDED TO".

10 Page 10, strike lines 15 through 27 and substitute:

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

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

25 (I) THREE INDIVIDUALS APPOINTED BY THE GOVERNOR;

26 (II) THREE INDIVIDUALS APPOINTED BY THE SECRETARY;

27 (III) THREE INDIVIDUALS APPOINTED BY THE PRESIDENT OF THE
28 SENATE;

29 (IV) THREE INDIVIDUALS APPOINTED BY THE SPEAKER OF THE
30 HOUSE OF REPRESENTATIVES;

31 (V) THREE INDIVIDUALS APPOINTED BY THE MINORITY LEADER OF
32 THE SENATE; AND

33 (VI) THREE INDIVIDUALS APPOINTED BY THE MINORITY LEADER OF

1 THE HOUSE OF REPRESENTATIVES.
2 (c) THE MEMBERSHIP OF THE TASK FORCE MUST REFLECT A BROAD
3 SPECTRUM OF POLITICAL EXPERIENCE ON THE PART OF THE APPOINTEES AS
4 A GROUP, INCLUDING EXPERIENCE RELATING TO CANDIDATE COMMITTEES,
5 BALLOT MEASURES, INDEPENDENT EXPENDITURES, ELECTIONEERING
6 COMMUNICATIONS, AND POLITICAL PARTIES. MEMBERS OF THE TASK
7 FORCE SHALL NOT RECEIVE ANY COMPENSATION FOR THEIR SERVICE ON
8 THE TASK FORCE.
9 (d) BY FEBRUARY 1, 2020, THE TASK FORCE SHALL ISSUE A
10 REPORT, ADDRESSED TO THE GOVERNOR, THE SECRETARY, AND THE
11 GENERAL ASSEMBLY, CONTAINING ITS RECOMMENDATIONS CONCERNING:
12 (I) THE NEED FOR ADDITIONAL AUDIT CAPACITY FOR AUDITS TO BE
13 CONDUCTED BY THE DIVISION;
14 (II) THE EXPERIENCE IN OTHER STATES WHERE SUCH AUDIT
15 CAPACITY HAS BEEN AUTHORIZED;
16 (III) THE EXPENSE THAT WOULD BE INCURRED BY THE STATE IN
17 ADDING SUCH CAPACITY TO THE DIVISION'S CURRENT WORKLOAD; AND
18 (IV) STANDARDS THAT WOULD BE CODIFIED IN STATUTE FOR THE
19 DIVISION'S USE IN CONNECTION WITH:
20 (A) ENSURING THAT SUCH AUDIT CAPACITY IS EMPLOYED IN A
21 NONPARTISAN MANNER;
22 (B) EVALUATING DOCUMENTS AUDITED TO IDENTIFY THOSE
23 FILINGS THAT DO NOT SUBSTANTIALLY COMPLY WITH STATE CAMPAIGN
24 FINANCE LAW;
25 (C) OBTAINING VOLUNTARY AND COMPLETE REGISTRATIONS AND
26 DISCLOSURE BY THOSE SUBJECT TO SUCH REQUIREMENTS UNDER THE
27 STATE'S CAMPAIGN FINANCE LAWS;
28 (D) ASSESSING POSSIBLE ADMINISTRATIVE OR JUDICIAL REMEDIES
29 TO ENSURE COMPLIANCE WITH THE STATE'S CAMPAIGN FINANCE LAWS;
30 AND
31 (E) RECOMMEND APPROPRIATE FINES OR PENALTIES FOR PERSONS
32 WHOSE CONDUCT DEMONSTRATES A WILLFUL NONCOMPLIANCE WITH THE
33 STATE'S CAMPAIGN FINANCE LAWS."

34 Page 11, strike lines 1 through 6.

35 Page 11, line 7, strike "(c)" and substitute "(e)".

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