

ORDER
OF
STATE ELECTIONS BOARD

To amend EBD 6.05 relating to filing campaign reports by electronic transmission

ANALYSIS:

Statutory authority: ss.5.05(1)(f) and 227.11(2)(a)

Statutes interpreted: ss.11.21(2), 11.21(9), 11.21(16), 11.31(6) and 20.510(1)(i)

This amended rule interprets ss.11.21(2), 11.21(9), 11.21(16), 11.31(6) and 20.510(1)(i), Stats. The rule provides standards for those registrants who are required to file campaign finance reports in electronic format and those registrants who may elect to file campaign finance reports in electronic format. The current rule requires the registrant to use software designated by the Elections Board or software that meets the Board's specifications for a standard file format. The amendment to the rule, by limiting the term "electronic format," requires specified registrants to file campaign finance reports in one of three specified formats that are commercially available -- a computer data file created using Access or Excel software or software that produces a delimited text file.

Pursuant to the authority vested in the State of Wisconsin Elections Board by ss.5.05(1)(f) and 227.11(2)(a), Stats., the Elections Board hereby creates Rule EBD 6.05 interpreting ss.11.21(2), 11.21(9), 11.21(16), 11.31(6) and 20.510(1)(i), Stats., as follows:

SECTION 1. EBD 6.05 is amended to read:

ELBD 6.05 FILING CAMPAIGN FINANCE REPORTS IN ELECTRONIC FORMAT

(1) Definitions: As used in this rule:

(c) "Electronic format" means computer diskette, ~~modem, or other means of electronic transfer,~~ a computer data file created using Access or Excel software designated by the board or software that meets the board's specifications for a standard file format produces a delimited text file.

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~~(2) Beginning with any campaign finance report filed on or after July 1, 1999, a~~ Any registrant who files with the state elections board and who accepts contributions or makes disbursements in a total amount or value of \$20,000 or more during a campaign period shall file each campaign finance report that is required to be filed by ch. 11, Stats., in an electronic format.

~~(5) If a A registrant uses its own software to file electronically, it must~~ shall submit a trial report to the board before the end of the report period to determine if the software can generate a report is in a format that ~~is compatible with~~ meets the board's ~~campaign finance data base~~ requirements set out in this rule.

INITIAL REGULATORY FLEXIBILITY ANALYSIS:

The creation of this rule does not affect business.

FISCAL ESTIMATE:

The creation of this rule has no fiscal effect.

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The creation of this rule will take effect on the first day of the month following its publication in the Wisconsin Administrative Register pursuant to s.227.22(2), Stats.

Dated September 27, 2002

KEVIN J. KENNEDY
Executive Director