



State of Wisconsin \ ELECTIONS BOARD

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Kevin J. Kennedy
Executive Director

CERTIFICATE

State of Wisconsin)
)
Elections Board)

I, Kevin J. Kennedy, Executive Director of the State Elections Board and custodian of the official records of the agency, do hereby certify that the annexed rule, ElBd 1.855 relating to contributions from conduit accounts, was duly created by this board on April 17, 1996.

I further certify that this copy has been compared by me with the original on file in this board and that the same is a true copy thereof and of the whole of such original.

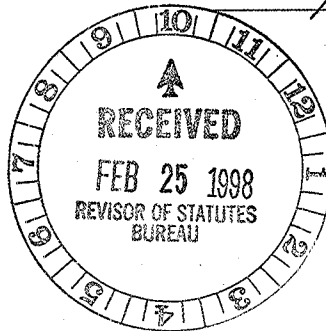
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the State Elections Board at 132 East Wilson Street, in the City of Madison, on February 20, 1998.



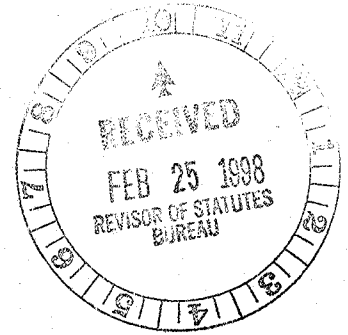
Kevin J. Kennedy

Kevin J. Kennedy
Executive Director

KJK/tg



ORDER
OF
STATE ELECTIONS BOARD



To create EIBd 1.855 relating to contributions from conduit accounts.

ANALYSIS:

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

Statutes interpreted: ss.11.01(5m), 11.06(11), 11.12(5), 11.24(1m), 11.26(12m),
and 11.50(2)(b)5.

This rule applies to all contributions from conduit accounts. The rule sanctions verbal authorizations by the conduit contributor if contemporaneous written records of the verbal authorization are maintained by the conduit administrator. The rule makes clear that a conduit must make its contributions in the form of a negotiable instrument and may not make in-kind contributions. The rule also requires that a conduit's contributions must be transferred to the candidate, political party, or legislative campaign committee within 15 days of receiving authorization from the contributor.

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 EIBd 1.855 interpreting ss.11.01(5m), 11.06(11), 11.12(5), 11.24(1m), 11.26(12m), and 11.50(2)(b)5., Stats., as follows:

SECTION 1. EIBd. 1.855 is created to read:

EIBd. 1.855 CONTRIBUTIONS FROM CONDUIT ACCOUNTS

- (1) No contribution may be made from a conduit member's account without the conduit member's authorization which is specific as to the amount of the contribution and as to the identity of the candidate who is to receive the contribution. The conduit member's authorization may be made in writing, or may be made orally if a contemporaneous written record of the oral authorization is made by the conduit administrator.
- (2) A contribution from a conduit account shall be in the form of a check or other negotiable instrument made out to the name candidate or to the candidate's personal campaign committee, or to a legislative campaign committee, political party committee, or support committee under s.11.18, Stats. A conduit may not make an in-kind contribution as defined in s. EIBd 1.20(1)(e).

- (3) A contribution from a conduit account shall be transferred to a candidate, a personal campaign or legislative campaign committee, or a political party or support committee, within 15 days of the conduit administrator's receipt of the member's authorization.

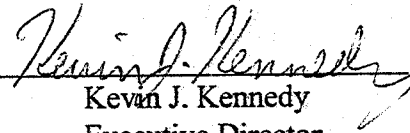
INITIAL REGULATORY FLEXIBILITY ANALYSIS:

The creation of this rule does not affect business.

FISCAL ESTIMATE:

The creation of this rule does not affect business.

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


Kevin J. Kennedy
Executive Director
State Elections Board

KJK/tg