

104TH CONGRESS  
2D SESSION

# H. R. 3683

To amend the Federal Election Campaign Act of 1971 to prohibit use of labor organization dues and fees for political activities, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 19, 1996

Mr. TIAHRT introduced the following bill; which was referred to the Committee on House Oversight

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## A BILL

To amend the Federal Election Campaign Act of 1971 to prohibit use of labor organization dues and fees for political activities, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Congressional Cam-  
5       paign Integrity Act”.

6       **SEC. 2. PROHIBITION ON USE OF LABOR ORGANIZATION**  
7       **DUES AND FEES FOR POLITICAL ACTIVITIES.**

8       Section 316 of the Federal Election Campaign Act  
9       of 1971 (2 U.S.C. 441b) is amended by adding at the end  
10      the following new subsection:

1       “(c)(1) Notwithstanding any other provision of this  
2 Act or any other law, it shall be unlawful for a labor orga-  
3 nization to use dues or fees—

4               “(A) to make contributions or expenditures  
5 with respect to any Federal election; or

6               “(B) to support or promote any political activ-  
7 ity or organization.

8       “(2) As used in this subsection, the term ‘dues or  
9 fees’ means, with respect to a labor organization, any  
10 amount of dues or fees required to be paid to such labor  
11 organization by reason of the employment of the individual  
12 who pays the dues or fees.”.

13 **SEC. 3. PROHIBITION OF PERSONAL LOANS BY CAN-**  
14 **DIDATES TO THEIR CAMPAIGNS.**

15       Section 315 of the Federal Election Campaign Act  
16 of 1971 (2 U.S.C. 441a) is amended by adding at the end  
17 the following new subsection:

18       “(i) A candidate for Federal office may not make any  
19 loan to a campaign committee of the candidate or other-  
20 wise provide reimbursable financial support for the cam-  
21 paign of the candidate.”.

1 **SEC. 4. EQUALIZATION OF MULTICANDIDATE POLITICAL**  
2 **COMMITTEE CANDIDATE CONTRIBUTION**  
3 **LIMITATION WITH LIMITATION APPLICABLE**  
4 **TO OTHER PERSONS.**

5 (a) PERSONS GENERALLY.—Section 315(a)(1)(A) of  
6 the Federal Election Campaign Act of 1971 (2 U.S.C.  
7 441a(a)(1)(A)) is amended by striking out “\$1,000” and  
8 inserting in lieu thereof “\$2,000”.

9 (b) MULTICANDIDATE POLITICAL COMMITTEES.—  
10 Section 315(a)(2)(A) of the Federal Election Campaign  
11 Act of 1971 (2 U.S.C. 441a(a)(2)(A)) is amended by  
12 striking out “\$5,000” and inserting in lieu thereof  
13 “\$2,000”.

14 **SEC. 5. HOUSE OF REPRESENTATIVES ELECTION LIMITA-**  
15 **TION ON CONTRIBUTIONS FROM PERSONS**  
16 **OTHER THAN IN-STATE INDIVIDUAL RESI-**  
17 **DENTS.**

18 Section 315 of the Federal Election Campaign Act  
19 of 1971 (2 U.S.C. 441a), as amended by section 3, is fur-  
20 ther amended by adding at the end the following new sub-  
21 section:

22 “(j)(1) A candidate for the office of Representative  
23 in, or Delegate or Resident Commissioner to, the Congress  
24 may not, with respect to an election, accept contributions  
25 from persons other than in-State individual residents to-

1 taling the same as, or in excess of, the total of contribu-  
2 tions accepted from in-State individual residents.

3 “(2) As used in this subsection, the term ‘in-State  
4 individual resident’ means an individual who resides in the  
5 State in which the congressional district involved is lo-  
6 cated.”.

7 **SEC. 6. SOFT MONEY OF POLITICAL PARTIES.**

8 Title III of the Federal Election Campaign Act of  
9 1971 (2 U.S.C. 431 et seq.) is amended by adding at the  
10 end the following new section:

11 “SOFT MONEY OF POLITICAL PARTIES

12 “SEC. 323. (a) A national committee of a political  
13 party, including the national congressional campaign com-  
14 mittees of a political party, and any officers or agents of  
15 such party committees, shall not solicit or receive any con-  
16 tributions, donations, or transfers of funds, or spend any  
17 funds, not subject to the limitations, prohibitions, and re-  
18 porting requirements of this Act. This subsection shall  
19 apply to any entity that is established, financed, main-  
20 tained, or controlled by a national committee of a political  
21 party, including the national congressional campaign com-  
22 mittees of a political party, and any officers or agents of  
23 such party committees.

24 “(b)(1) Any amount expended or disbursed by a  
25 State, district, or local committee of a political party, dur-  
26 ing a calendar year in which a Federal election is held,

1 for any activity which might affect the outcome of a Fed-  
2 eral election, including but not limited to any voter reg-  
3 istration and get-out-the-vote activity, any generic cam-  
4 paign activity, and any communication that identifies a  
5 Federal candidate (regardless of whether a State or local  
6 candidate is also mentioned or identified) shall be made  
7 from funds subject to the limitations, prohibitions and re-  
8 porting requirements of this Act.

9 “(2) Paragraph (1) shall not apply to expenditures  
10 or disbursements made by a State, district or local com-  
11 mittee of a political party for—

12 “(A) a contribution to a candidate other than  
13 for Federal office, provided that such contribution is  
14 not designated or otherwise earmarked to pay for ac-  
15 tivities described in paragraph (1);

16 “(B) the costs of a State or district/local politi-  
17 cal convention;

18 “(C) the non-Federal share of a State, district  
19 or local party committee’s administrative and over-  
20 head expenses (but not including the compensation  
21 in any month of any individual who spends more  
22 than 20 percent of his or her time on activity during  
23 such month which may affect the outcome of a Fed-  
24 eral election). For purposes of this provision, the  
25 non-Federal share of a party committee’s adminis-

1 trative and overhead expenses shall be determined by  
2 applying the ratio of the non-Federal disbursements  
3 to the total Federal expenditures and non-Federal  
4 disbursements made by the committee during the  
5 previous presidential election year to the committee's  
6 administrative and overhead expenses in the election  
7 year in question;

8 “(D) the costs of grassroots campaign mate-  
9 rials, including buttons, bumper stickers, and yard  
10 signs, which materials solely name or depict a State  
11 or local candidate; or

12 “(E) the cost of any campaign activity con-  
13 ducted solely on behalf of a clearly identified State  
14 or local candidate, provided that such activity is not  
15 a get-out-the-vote activity or any other activity cov-  
16 ered by paragraph (1).

17 “(3) Any amount spent by a national, State, district  
18 or local committee or entity of a political party to raise  
19 funds that are used, in whole or in part, to pay the costs  
20 of any activity covered by paragraph (1) shall be made  
21 from funds subject to the limitations, prohibitions, and re-  
22 porting requirements of this Act. This paragraph shall  
23 apply to any entity that is established, financed, main-  
24 tained, or controlled by a State, district or local committee  
25 of a political party or any agent or officer of such party

1 committee in the same manner as it applies to that com-  
2 mittee.

3 “(c) No national, State, district or local committee  
4 of a political party shall solicit any funds for or make any  
5 donations to any organization that is exempt from Federal  
6 taxation under section 501(c) of the Internal Revenue  
7 Code of 1986.

8 “(d)(1) No candidate for Federal office, individual  
9 holding Federal office, or any agent of such candidate or  
10 officeholder, may solicit or receive (A) any funds in con-  
11 nection with any Federal election unless such funds are  
12 subject to the limitations, prohibitions and reporting re-  
13 quirements of this Act; (B) any funds that are to be ex-  
14 pended in connection with any election for other than a  
15 Federal election unless such funds are not in excess of  
16 the amounts permitted with respect to contributions to  
17 Federal candidates and political committees under section  
18 315(a) (1) and (2), and are not from sources prohibited  
19 from making contributions by this Act with respect to elec-  
20 tion for Federal office. This paragraph shall not apply to  
21 the solicitation or receipt of funds by an individual who  
22 is a candidate for a non-Federal office if such activity is  
23 permitted under State law for such individual’s non-Fed-  
24 eral campaign committee.

1       “(2)(A) No candidate for Federal office or individual  
2 holding Federal office may directly or indirectly establish,  
3 maintain, finance or control any organization described in  
4 section 501(c) of the Internal Revenue Code of 1986 if  
5 such organization raises funds from the public.

6       “(B) No candidate for Federal office or individual  
7 holding Federal office may raise funds for any organiza-  
8 tion described in section 501(c) of the Internal Revenue  
9 Code of 1986 if the activities of the organization include  
10 voter registration or get-out-the-vote campaigns.

11       “(C) For purposes of this paragraph, an individual  
12 shall be treated as holding Federal office if such individ-  
13 ual—

14               “(i) holds a Federal office; or

15               “(ii) holds a position described in level I of the  
16 Executive Schedule under 5312 of title 5, United  
17 States Code.”.

18 **SEC. 7. REPORTING REQUIREMENTS.**

19       (a) REPORTING REQUIREMENTS.—Section 304 of the  
20 Federal Election Campaign Act of 1971 (2 U.S.C. 434)  
21 is amended by adding at the end the following new sub-  
22 section:

23       “(d) POLITICAL COMMITTEES.—(1) A political com-  
24 mittee other than a national committee of a political party,  
25 any congressional campaign committee of a political party,

1 and any subordinate committee of either, to which section  
2 325(b)(1) applies shall report all receipts and disburse-  
3 ments.

4 “(2) Any political committee other than the commit-  
5 tees of a political party shall report any receipts or dis-  
6 bursements that are used in connection with a Federal  
7 election.

8 “(3) If a political committee has receipts or disburse-  
9 ments to which this subsection applies from any person  
10 aggregating in excess of \$200 for any calendar year, the  
11 political committee shall separately itemize its reporting  
12 for such person in the same manner as required in sub-  
13 section (b) (3)(A), (5), or (6).

14 “(4) Reports required to be filed under this sub-  
15 section shall be filed for the same time periods required  
16 for political committees under subsection (a).”.

17 (b) REPORTS BY STATE COMMITTEES.—Section 304  
18 of the Federal Election Campaign Act of 1971 (2 U.S.C.  
19 434), as amended by subsection (a), is further amended  
20 by adding at the end the following new subsection:

21 “(e) FILING OF STATE REPORTS.—In lieu of any re-  
22 port required to be filed by this Act, the Commission may  
23 allow a State committee of a political party to file with  
24 the Commission a report required to be filed under State

1 law if the Commission determines such reports contain  
2 substantially the same information.”.

3 (c) OTHER REPORTING REQUIREMENTS.—

4 (1) AUTHORIZED COMMITTEES.—Section  
5 304(b)(4) of the Federal Election Campaign Act of  
6 1971 (2 U.S.C. 434(b)(4)) is amended—

7 (A) by striking out “and” at the end of  
8 subparagraph (H);

9 (B) by inserting “and” at the end of sub-  
10 paragraph (I); and

11 (C) by adding at the end the following new  
12 subparagraph:

13 “(J) in the case of an authorized commit-  
14 tee, disbursements for the primary election, the  
15 general election, and any other election in which  
16 the candidate participates;”.

17 (2) NAMES AND ADDRESSES.—Section  
18 304(b)(5)(A) of the Federal Election Campaign Act  
19 of 1971 (2 U.S.C. 434(b)(5)(A)) is amended—

20 (A) by striking out “within the calendar  
21 year”; and

22 (B) by inserting “, and the election to  
23 which the operating expenditure relates” after  
24 “operating expenditure”.

1 **SEC. 8. SOFT MONEY OF PERSONS OTHER THAN POLITICAL**  
2 **PARTIES.**

3 Section 304 of the Federal Election Campaign Act  
4 of 1971 (2 U.S.C. 434), as amended by section 7, is fur-  
5 ther amended by adding at the end the following new sub-  
6 section:

7 “(f) ELECTION ACTIVITY OF PERSONS OTHER THAN  
8 POLITICAL PARTIES.—(1)(A)(i) If any person to which  
9 section 325 does not apply makes (or obligates to make)  
10 disbursements for activities described in section 325(b)(1)  
11 in excess of \$2,000, such person shall file a statement—

12 “(I) within 48 hours after the disbursements  
13 (or obligations) are made; or

14 “(II) in the case of disbursements (or obliga-  
15 tions) that are required to be made within 20 days  
16 of the election, within 24 hours after such disburse-  
17 ments (or obligations) are made.

18 “(ii) An additional statement shall be filed each time  
19 additional disbursements aggregating \$2,000 are made (or  
20 obligated to be made) by a person described in clause (i).

21 “(B) This paragraph shall not apply to—

22 “(i) a candidate or a candidate’s authorized  
23 committees; or

24 “(ii) an independent expenditure (as defined in  
25 section 301(17)).

1       “(2) Any statement under this section shall be filed  
2 with the Commission and shall contain such information  
3 as the Commission shall prescribe, including whether the  
4 disbursement is in support of, or in opposition to, 1 or  
5 more candidates or any political party.”.

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