

1 **Senate Bill No. 67**

2 (By Senator Facemire)

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4 [Introduced January 8, 2014; referred to the Committee on the

5 Judiciary.]

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10 A BILL to amend and reenact §3-8-10 of the Code of West Virginia,

11 1931, as amended, relating to regulation and control of

12 elections; use of certain contributions; and authorizing the

13 use of excess contributions by the candidate to pay back any

14 loans or debts from previous campaigns.

15 *Be it enacted by the Legislature of West Virginia:*

16 That §3-8-10 of the Code of West Virginia, 1931, as amended,

17 be amended and reenacted to read as follows:

18 **ARTICLE 8. REGULATION AND CONTROL OF ELECTIONS.**

19 **§3-8-10. Use of certain contributions.**

20 (a) Notwithstanding any provision of this code to the

21 contrary, amounts received by a candidate as contributions that are

22 in excess of any amount necessary to defray his or her expenditures

23 may be:

1 (1) Used by the candidate to defray any usual and customary
2 expenses incurred in connection with his or her duties as a holder
3 of public office; ~~and~~

4 (2) Contributed by the candidate, after the general election,
5 to:

6 (A) Any charitable organization or subsequent campaign by the
7 same candidate, without limitation;

8 (B) Any national committee in accordance with federal
9 requirements;

10 (C) Any state party executive committee or state party
11 legislative caucus committee, in an amount not to exceed \$15,000 in
12 a calendar year; or

13 (D) Any local committee of any political party or any other
14 candidate for public office, in accordance with the existing
15 limitations on contributions; and

16 (3) Used by the candidate to pay back any loans or debts from
17 previous campaigns.

18 (b) The State Election Commission shall promulgate emergency
19 and legislative rules, in accordance with ~~the provisions of~~ chapter
20 twenty-nine-a of this code, to establish guidelines for the
21 administration of this section.

NOTE: The purpose of this bill is authorizing the use of
excess contributions by the candidate to pay back any loans or

debts from previous campaigns.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.