

Proposed Rules
Of
The Tennessee Registry of Election Finance

Chapter 0530-01-03
Campaign Financial Disclosure Rules

Presented herein are proposed rules of the Registry of Election Finance submitted pursuant to T.C.A. §4-5-202 in lieu of a rulemaking hearing. It is the intent of the Registry of Election Finance to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed rules are published. Such petition to be effective must be filed in Suite 1614 of the Parkway Towers Building located at 404 James Robertson Parkway, Nashville, TN 37243-1360, and in the Department of State, Eighth Floor, William R. Snodgrass Tower, 312 Eighth Avenue North, Nashville, TN 37243, and must be signed by twenty-five (25) persons who will be affected by the rule, or submitted by a municipality which will be affected by the rule, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For a copy of these proposed rules, contact: Drew Rawlins, 404 James Robertson Parkway, Suite 1614, Nashville, TN 37243-1360, Registry of Election Finance, (615) 741-7959.

The text of the proposed rules is as follows:

Amendments

Rule 0530-01-03-.02 Campaign Contributions is amended by deleting the current paragraphs (5) in its entirety so that as amended the new rule shall read:

- (1) Contributions from a candidate's family members are subject to the same dollar limitations as contributions from any other individual.
- (2) A child under eighteen (18) years of age may make contributions from monies he/she owns or controls if the child knowingly and voluntarily makes such contributions. Children may not use funds provided as a gift to them for the purpose of making a contribution.
- (3) If a person is a candidate for more than one state or local office, an individual or multicandidate political campaign committee may make contributions which do not exceed the dollar limits as set forth in T.C.A. §§2-10-302 and 2-10-306, to the candidate or his/her authorized political committees for each election for each office, as long as:
 - (a) Separate campaign bank accounts are maintained for each campaign.
 - (b) Each campaign shall have different and distinct campaign names (i.e. John Doe for State Senate and John Doe for Property Assessor).
 - (c) Separate contribution checks must be written to each separate campaign.
- (4) A candidate who accepts contributions for an election in a particular election year may not accept contributions for the same office in any future election year until the completion of all elections in which the candidate is involved in the present election year. (i.e., an individual who is a candidate in a 2000 election cannot collect monies for the 2002 elections for the same office until all the 2000 elections in which the person is a candidate have been completed.)

Authority: T.C.A. §§2-10-206(5), 2-10-207(1), 2-10-302(a) and 2-10-309.

Paragraph (2) of Rule 0530-01-03-.03 Attribution of Campaign Contributions is amended by deleting the current paragraph in its entirety and adding new paragraph (2) so that the new paragraph shall read:

(2) A candidate who has outstanding loans and/or obligations from a previous election cycle may accept contributions in the current election to apply to the loans of the previous election. However, these contributions count towards the current election campaign contribution limits whether they are used to pay off the previous campaign loans and/or obligations or used in the current election campaign.

Authority: T.C.A. §§2-10-112 and 2-10-207(1).

The proposed rules set out herein were properly filed in the Department of State on the 17th day of November, 2007, and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 28th day of March, 2008. (FS 11-17-07; DBID 2760)