

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

AMEND House Committee Substitute for House Bill No. 507, Page 15, Section 115.635, Line 58,  
by inserting after said section and line the following:

"115.1630. 1. As used in this section, the following terms shall mean:

(1) "Donation", a payment, gift, subscription, loan, advance, deposit, or anything of value  
given to a person without consideration;

(2) "Election administration", any function directly related to the administration of elections,  
including voter registration, election security, ballot processing, and election official training. For  
the purposes of this section, "election administration" shall not include any post-election canvass,  
recount, contest, or audit processes;

(3) "Election officers", individuals who administer, implement, or oversee election-related  
policies, procedures, or technologies on behalf of any municipality, municipal agency, state, or state  
agency. Election officers include, but are not limited to, the secretary of state; any registrar of  
voters; any town, city, or county clerk; any member of a board or commission of elections; any  
member of the independent redistricting commission; or any of the aforementioned individual's  
agents, employees, representatives, or assigns;

(4) "Entity", an individual, partnership, association, corporation, organization, or any other  
combination or group of individuals;

(5) "Foreign donations", donations provided by a foreign national;

(6) "Foreign national", includes:

(a) An individual who is not a citizen of the United States;

(b) A government, or subdivision, of a foreign country or municipality thereof;

(c) A foreign political party; or

(d) Any entity, such as a partnership, association, corporation, organization, or other  
combination of persons, that is organized under the laws of or has its principal place of business in a  
foreign country;

(7) "Government entity", a state, county, local, or municipal government entity, or an  
officer, employee, or volunteer of one of these entities;

(8) "State officer", includes all elected officers and directors of the executive branch of state  
government.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1        2. No government entity shall solicit, accept, or use any funds or in-kind goods or services  
 2 for election administration if those funds or in-kind goods or services are donated directly or  
 3 indirectly by any person other than a government entity. An election officer may, however, solicit,  
 4 accept, or use funds or in-kind goods or services of de minimis value.

5        3. Government entities shall not be members of or participate in programs run by  
 6 organizations that engage in election administration and receive foreign funding. Subject to the  
 7 provisions of subsection 4 of this section, no government entity or election officer shall join the  
 8 membership of any entity, participate in any program, or purchase any services from any entity  
 9 unless the entity complies with the following certification requirements:

10        (1) The certification shall state that the entity:

11        (a) Has not directly or indirectly financed election administration; and

12        (b) Has been certified as being free of direct or indirect foreign donations;

13        (2) Certifications under subdivision (1) of subsection 3 of this section shall be:

14        (a) Renewed on an annual basis;

15        (b) Updated within five business days after obtaining information unknown at the time of  
 16 the initial certification; and

17        (c) Dated and sworn under penalty of perjury.

18  
 19 The restrictions in this subsection shall not apply to membership in professional organizations or  
 20 memberships of individuals in a private capacity, unrelated to election administration.

21        4. If, in his or her private capacity, an election officer joins or considers joining the  
 22 membership of an entity, or participates or considers participating in any program described in  
 23 subsection 3 of this section, the election officer has a duty to disclose his or her participation,  
 24 membership, or potential participation or membership, and to have such participation, membership,  
 25 or potential participation or membership considered in a public hearing and disclosed on public  
 26 websites, but shall not be required to appear on personal websites. The disclosure shall:

27        (1) Be conspicuous, publicly accessible, and publicly viewable;

28        (2) Be prepared in at least 14-point Times New Roman font, and in a contrasting color from  
 29 the background of the website;

30        (3) Be enclosed inside a box, separated from other text and graphics;

31        (4) Be displayed on the home page of the election officer's website, reasonably close to the  
 32 top of the page; and

33        (5) Include the following:

34        (a) The full name and title of the election officer;

35        (b) The date that the election officer participated in the program, joined the entity, or is  
 36 scheduled to begin participation in the program;

37        (c) The full name of the program or entity;

38        (d) An accurate description of the program or entity;

1       (e) A certification that the entity or program has not been, directly or indirectly, the recipient  
2 of foreign donations and a statement that the entity or program has not been the recipient of foreign  
3 donations or a statement that the entity or program has not submitted such certification; and

4       (f) The date of any public hearing at which membership or participation in the program is to  
5 be considered.

6       5. All disclosures filed under subsection 4 of this section shall include, in a publicly  
7 accessible format, all resources and documents received by the election officer from the entity or  
8 program, along with a disclosure of any funding for the program known to the election officer. All  
9 resources and documents received by the election officer shall be added to the disclosure within ten  
10 days of receipt.

11       6. If the election officer does not have a public website, the disclosure shall be included on  
12 the official homepage of the website most closely associated with the election officer, including that  
13 of his or her superior or supervisor. If there is no appropriate public website, the disclosure shall be  
14 submitted and displayed on the secretary of state's website.

15       7. All disclosures made under this section shall remain posted and accessible for at least  
16 thirty days before participation in the program or joining the entity and shall remain posted for one  
17 hundred eighty days after the program or membership in the entity ends.

18       8. Violation of the provisions of this section shall be a class B misdemeanor, enforceable  
19 only if a government entity knowingly accepts foreign-influenced funds for election  
20 administration."; and

21  
22 Further amend said bill by amending the title, enacting clause, and intersectional references  
23 accordingly.