

Senate Engrossed House Bill

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

CHAPTER 177

HOUSE BILL 2615

AN ACT

AMENDING SECTION 41-133, ARIZONA REVISED STATUTES; RELATING TO OFFICEHOLDER
EXPENSE ACCOUNTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-133, Arizona Revised Statutes, is amended to
3 read:

4 41-133. Officeholder expenses; account; reporting; limitations;
5 civil penalty; definition

6 A. Any person who holds elected statewide public office or a
7 legislative office in this state, whether by election or appointment, may
8 receive or spend monies to defray the costs of performing officeholder duties
9 as follows:

10 1. An officeholder may receive contributions pursuant to this section
11 only from individuals, and the maximum amount that may be received from an
12 individual during an election cycle is one hundred fifty dollars.

13 2. The total amount that an officeholder may receive or spend pursuant
14 to this section during an election cycle is ninety-eight thousand three
15 hundred sixty dollars for the governor, fifty-one thousand six hundred eighty
16 dollars for the secretary of state and the attorney general, twenty-five
17 thousand eight hundred forty dollars for all other statewide officeholders
18 and nine thousand eight hundred dollars for a legislator, which may include
19 personal monies as prescribed by paragraph 3 of this subsection. The
20 secretary of state shall adjust this amount biennially as prescribed in
21 section 16-905, subsection H.

22 3. An officeholder may contribute up to thirty per cent of the limits
23 as prescribed by paragraph 2 of this subsection of the officeholder's
24 personal monies to the officeholder's expense account.

25 B. For an officeholder's future campaign monies received do not
26 constitute a contribution as defined in section 16-901 if the monies are
27 received, expended and reported as prescribed in this section.

28 C. An officeholder shall establish a separate account for officeholder
29 expenses, which shall be separate from any candidate campaign account. The
30 officeholder shall file a statement of organization for the account
31 designated as an officeholder expense account. Monies raised or spent for
32 officeholder expenses shall be reported under campaign finance reporting
33 requirements pursuant to title 16, chapter 6, article 1.

34 D. An officeholder shall not use monies in the officeholder account
35 for campaign purposes. Permissible uses of monies in an officeholder account
36 include the following:

- 37 1. Office equipment and supplies.
- 38 2. Travel related to the officeholder's duties.
- 39 3. Meeting or communicating with constituents.
- 40 4. Expenses for informational and educational purposes, including
41 subscriptions to newspapers, magazines or other periodicals or websites or
42 other informational services, membership or participation in community,
43 professional or fraternal organizations and participation in conferences and
44 seminars.

1 E. An officeholder shall not receive or spend monies from the
2 officeholder account during the period beginning April 30 in an election
3 year, shall complete the purchase or otherwise use the item before April 30
4 in an election year and shall not spend those monies until after the day of
5 the general election. Any monies remaining in the officeholder expense
6 account beginning April 30 in an election year may not be used except as
7 follows:

8 1. Paid to the state general fund.

9 2. For a person who continues to hold office as prescribed in this
10 section, carried forward to an officeholder expense account for another
11 office or term of office, subject to the limitations prescribed by this
12 section.

13 3. DONATED TO A POLITICAL COMMITTEE OTHER THAN A PERSON'S EXPLORATORY
14 COMMITTEE OR A CANDIDATE'S CAMPAIGN COMMITTEE, UNLESS THE OFFICEHOLDER
15 CONTINUES TO HOLD OFFICE AS PRESCRIBED IN THIS SECTION OR THE OFFICEHOLDER
16 HOLDS ANY OTHER ELECTED OFFICE IMMEDIATELY FOLLOWING COMPLETION OF THE
17 OFFICEHOLDER'S TERM.

18 4. DONATED TO AN ORGANIZATION THAT QUALIFIES UNDER SECTION 501(c)(4)
19 OF THE UNITED STATES INTERNAL REVENUE CODE, UNLESS THE OFFICEHOLDER CONTINUES
20 TO HOLD OFFICE AS PRESCRIBED IN THIS SECTION OR THE OFFICEHOLDER HOLDS ANY
21 OTHER ELECTED OFFICE IMMEDIATELY FOLLOWING COMPLETION OF THE OFFICEHOLDER'S
22 TERM.

23 F. EXCEPT AS PRESCRIBED IN SUBSECTION E OF THIS SECTION, an
24 officeholder shall not transfer officeholder account monies to any other
25 account or committee except for another officeholder account for that same
26 officeholder.

27 G. Section 41-1234.01 applies to contributions to an officeholder
28 account for legislators.

29 H. A person who violates this section is subject to a civil penalty of
30 three times any amount improperly received, spent or reported.

31 I. Section 16-924 applies for the implementation and enforcement of
32 this section.

33 J. Any monies held by an officeholder pursuant to the officeholder
34 expense account rules established by the citizens clean elections commission
35 are subject to this section, and the citizens clean elections commission has
36 no further authority with respect to those monies.

37 K. For the purposes of this section, "officeholder" means a person who
38 holds an elected statewide public office or a legislative office in this
39 state, whether by election or appointment.

APPROVED BY THE GOVERNOR APRIL 23, 2014.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 24, 2014.

Passed the House March 6, 2014

by the following vote: 47 Ayes,

11 Nays, 2 Not Voting



Speaker of the House



Chief Clerk of the House

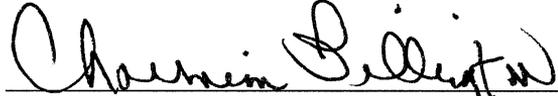
Passed the Senate April 17, 2014

by the following vote: 17 Ayes,

11 Nays, 2 Not Voting



President of the Senate



Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20____

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20____

at _____ o'clock _____ M.

Secretary of State

H.B. 2615

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 22, 2014,

by the following vote: 36 Ayes,

23 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this
23rd day of April, 2014,

at 11:50 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 23rd day of

April, 2014,

at 3:04 o'clock P. M.

[Signature]
Governor of Arizona

H.B. 2615

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 24th day of April, 2014,

at 8:57 o'clock a M.

[Signature]
Secretary of State