

House Engrossed Senate Bill
campaign expenditures; out-of-state; disclosures

State of Arizona
Senate
Fifty-fifth Legislature
First Regular Session
2021

SENATE BILL 1714

AN ACT

AMENDING SECTION 16-925, ARIZONA REVISED STATUTES; RELATING TO CAMPAIGN
CONTRIBUTIONS AND EXPENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-925, Arizona Revised Statutes, is amended to
3 read:

4 16-925. Advertising and fundraising disclosure statements

5 A. A person that makes an expenditure for an advertisement or
6 ~~fund-raising~~ FUNDRAISING solicitation, other than an individual, shall
7 include the following disclosures in the advertisement or solicitation:

8 1. The words "paid for by", followed by the name of the person
9 making the expenditure for the advertisement or ~~fund-raising~~ FUNDRAISING
10 solicitation.

11 2. Whether the expenditure was authorized by any candidate,
12 followed by the identity of the authorizing candidate, if any.

13 B. In addition to the disclosure required by subsection A of this
14 section, a political action committee that makes an expenditure for an
15 advertisement shall include a disclosure stating:

16 1. The names of the three political action committees making the
17 largest aggregate contributions to the political action committee making
18 the expenditure, ~~and that~~ IF THOSE AGGREGATE CONTRIBUTIONS exceed ~~twenty~~
19 ~~thousand dollars~~ \$20,000 during the election cycle, as calculated at the
20 time the advertisement was distributed for publication, display, delivery
21 or broadcast.

22 2. THE AGGREGATE PERCENTAGE OF OUT-OF-STATE CONTRIBUTORS AS
23 CALCULATED AT THE TIME THE ADVERTISEMENT WAS PRODUCED FOR PUBLICATION,
24 DISPLAY, DELIVERY OR BROADCAST. THE DISCLOSURE SHALL STATE "PAID FOR BY
25 _____" AS PRESCRIBED BY SUBSECTION A OF THIS SECTION, FOLLOWED BY "WITH
26 _____ % FROM OUT-OF-STATE CONTRIBUTORS" WITH THE BLANK TO BE FILLED BY THE
27 AGGREGATE PERCENTAGE PRESCRIBED BY THIS PARAGRAPH.

28 C. If a disclosure contains any acronym or nickname that is not
29 commonly known, the disclosure shall also spell out the acronym or provide
30 the full name.

31 D. If the advertisement is:

32 1. Broadcast on radio, the disclosure shall be clearly spoken at
33 the beginning or end of the advertisement.

34 2. Delivered by hand or BY mail ~~or electronically~~, the disclosure
35 shall be clearly readable, AND IF THE ADVERTISEMENT IS PAID FOR BY A
36 POLITICAL ACTION COMMITTEE, THE DISCLOSURE SHALL BE DISPLAYED IN A HEIGHT
37 THAT IS AT LEAST TEN PERCENT OF THE VERTICAL HEIGHT OF THE ADVERTISEMENT.

38 3. DELIVERED ELECTRONICALLY, THE DISCLOSURE SHALL BE CLEARLY
39 READABLE.

40 ~~3.~~ 4. Displayed on a sign or billboard, the disclosure shall be
41 displayed in a height that is at least four percent of the vertical height
42 of the sign or billboard, EXCEPT THAT IF THE ADVERTISEMENT IS PAID FOR BY
43 A POLITICAL ACTION COMMITTEE, THE DISCLOSURE SHALL BE DISPLAYED IN A
44 HEIGHT THAT IS AT LEAST TEN PERCENT OF THE VERTICAL HEIGHT OF THE SIGN OR
45 BILLBOARD.

1 ~~4.~~ 5. Broadcast on television or in a video or film, both of the
2 following requirements apply:

3 (a) The disclosure shall be both written and spoken at the
4 beginning or end of the advertisement, except that if the written
5 disclosure statement is displayed for the greater of at least one-sixth of
6 the broadcast duration or four seconds, a spoken disclosure statement is
7 not required.

8 (b) The written disclosure statement shall be printed in letters
9 that are displayed in a height that is at least four percent of the
10 vertical picture height, EXCEPT THAT IF THE ADVERTISEMENT IS PAID FOR BY A
11 POLITICAL ACTION COMMITTEE, THE WRITTEN DISCLOSURE STATEMENT SHALL BE
12 DISPLAYED IN A HEIGHT THAT IS AT LEAST TEN PERCENT OF THE VERTICAL PICTURE
13 HEIGHT.

14 E. This section does not apply to:

15 1. Social media messages, text messages or messages sent by a short
16 message service.

17 2. Advertisements that are placed as a paid link on a website, if
18 the message is not more than two hundred characters in length and the link
19 directs the user to another website that complies with this section.

20 3. Advertisements that are placed as a graphic or picture link, if
21 the statements required in this section cannot be conveniently printed due
22 to the size of the graphic or picture and the link directs the user to
23 another website that complies with this section.

24 4. Bumper stickers, pins, buttons, pens and similar small items on
25 which the statements required in this section cannot be conveniently
26 printed.

27 5. A solicitation of contributions by a separate segregated fund.

28 6. A communication by a tax-exempt organization solely to its
29 members.

30 7. A published book or a documentary film or video.