

REFERENCE TITLE: campaign finance; caregiving expenditures

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

HB 2134

Introduced by
Representative Salman

AN ACT

AMENDING SECTION 16-921, 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 16-921, Arizona Revised Statutes, is amended to
3 read:

4 16-921. Exemptions from definition of expenditure

5 A. A person may make any expenditure not otherwise prohibited by
6 law.

7 B. The following are not expenditures:

8 1. The value of an individual's volunteer services or expenses that
9 are provided without compensation or reimbursement, including the
10 individual's:

11 (a) Travel expenses.

12 (b) Use of real or personal property.

13 (c) Cost of invitations, food or beverages.

14 (d) Use of ~~e-mail~~ EMAIL, internet activity or social media
15 messages, only if the individual's use is not paid for by the individual
16 or any other person and if the ~~e-mails~~ EMAILS, social media messages or
17 other internet activities do not contain or include transmittal of a paid
18 advertisement or paid ~~fund-raising~~ FUNDRAISING solicitation.

19 2. The value of any news story, commentary or editorial by any
20 broadcasting station, cable television operator, video service provider,
21 programmer or producer, newspaper, magazine, website or other periodical
22 publication that is not owned or operated by a candidate, a candidate's
23 spouse or any committee.

24 3. The payment by any person to defray a political party's
25 operating expenses or party-building activities, including:

26 (a) Party staff and personnel.

27 (b) Studies and reports.

28 (c) Voter registration, recruitment, polling and turnout efforts.

29 (d) Party conventions and party meetings.

30 (e) Construction, purchase or lease of party buildings or
31 facilities.

32 4. The value of any of the following to a committee:

33 (a) Interest earned on the committee's deposits or investments.

34 (b) Transfers between committees to reimburse expenses and
35 distribute monies raised through a joint ~~fund-raising~~ FUNDRAISING effort,
36 except that contributions shall be allocated as described in the
37 ~~fund-raising~~ FUNDRAISING solicitation and expenses shall be allocated in
38 the same proportion as contributions.

39 (c) Payment of a committee's legal or accounting expenses.

40 (d) An extension of credit for goods and services on a committee's
41 behalf by a creditor if the terms are substantially similar to extensions
42 of credit to nonpolitical debtors that are of similar risk and size of
43 obligation. The creditor must make a commercially reasonable attempt to
44 collect the debt, except that if an extension of credit remains
45 unsatisfied by the committee after six months the committee is deemed to

1 have received a contribution but the creditor is not deemed to have made a
2 contribution.

3 5. The value of nonpartisan communications that are intended to
4 encourage voter registration and turnout efforts.

5 6. Any payment by a person that is not a committee to a filing
6 officer for arguments in a publicity pamphlet.

7 7. Any payment for legal or accounting services that are provided
8 to a committee.

9 8. The payment of costs of publishing a book or producing a
10 documentary, if the publication and production are for distribution to the
11 general public through traditional distribution mechanisms or a fee is
12 obtained for the purchase of the publication or viewing of the
13 documentary.

14 C. A CANDIDATE COMMITTEE'S PAYMENT FOR DIRECT CARE, PROTECTION AND
15 SUPERVISION OF A CHILD OR OTHER INDIVIDUAL FOR WHOM THE CANDIDATE HAS
16 DIRECT CAREGIVING RESPONSIBILITIES IS A LAWFUL EXPENDITURE OF CANDIDATE
17 COMMITTEE MONIES.

18 ~~C.~~ D. This section does not imply that any transactions that are
19 not specifically listed in subsection B of this section are expenditures
20 unless those transactions otherwise meet the definition of expenditure as
21 defined in section 16-901.

22 Sec. 2. Legislative intent

23 The legislature intends that the amendments to section 16-921,
24 Arizona Revised Statutes, are clarifying changes only and do not
25 constitute substantive changes to existing law.