

## HOUSE BILL NO. HB0099

Campaign funds-personal use.

Sponsored by: Representative(s) Stubson, Brown and Greear  
and Senator(s) Landen and Von Flatern

A BILL

for

1 AN ACT relating to campaign funds; providing restrictions  
2 on use of campaign funds; providing for disposal of  
3 campaign funds after terms of office; providing for  
4 penalties; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 22-25-116 is created to read:

9

10 **22-25-116. Campaign funds authorized uses; required**  
11 **disposal of campaign funds.**

12

13 (a) Contributions received by a candidate or a  
14 candidate's campaign committee shall only be expended for  
15 purposes directly related to:

16

1           (i) Promoting the nomination or election of a  
2 candidate;

3

4           (ii) Promoting an issue of public concern; or

5

6           (iii) Performing the duties of public office or  
7 party position.

8

9           (b) Campaign funds shall not be converted to personal  
10 use, which shall include expenditures that:

11

12           (i) Are for the personal benefit of or to defray  
13 normal living expenses of the candidate, officeholder, his  
14 immediate family or any other person;

15

16           (ii) Are used to fulfill any commitment,  
17 obligation or expense that would exist irrespective of the  
18 candidate's campaign or duties as an officeholder.

19

20           (c) A candidate or candidate's campaign committee  
21 shall dispose of all campaign funds within eight (8) years  
22 after the later of:

23

1           (i) The end of the individual's most recent term  
2 of office; or

3

4           (ii) The date of the election in which the  
5 individual last was a filed candidate.

6

7           (d) Any candidate or candidate's campaign committee  
8 required to dispose of funds pursuant to subsection (c) of  
9 this section shall, at the option of the candidate, dispose  
10 of those funds by any of the following means or any  
11 combination thereof:

12

13           (i) Donating the funds to a charitable  
14 organization or organizations that meet the qualifications  
15 of section 501(c) of the United States Internal Revenue  
16 Code;

17

18           (ii) Donating the funds to the state university  
19 or a Wyoming community college;

20

21           (iii) Donating the funds to the state's general  
22 fund;

23

1           (iv) Transferring the funds to a political party  
2 committee registered with the secretary of state's office;  
3 or

4  
5           (v) Contributing the funds to a candidate,  
6 candidate's campaign committee or political action  
7 committee as permitted by law.

8  
9           (e) No candidate or candidate's campaign committee  
10 shall dispose of campaign funds by making expenditures for  
11 personal use as defined in subsection (b) of this section.

12  
13           (f) For purposes of this section, "campaign funds"  
14 means contributions received by a candidate or a  
15 candidate's campaign committee as provided under W.S.  
16 22-25-102.

17  
18           **Section 2.** W.S. 22-26-112(a)(ix) is amended to read:

19  
20           **22-26-112. Misdemeanor offenses generally.**

21  
22           (a) Unless a different penalty is specifically  
23 provided in this code, the following acts, if knowingly and  
24 willfully committed, are misdemeanor offenses punishable by

1 not more than six (6) months in a county jail or a fine of  
2 not more than one thousand dollars (\$1,000.00), or both:

3

4 (ix) Violating W.S. 22-25-101 through ~~22-25-115~~  
5 22-25-116;

6

7 **Section 3.** This act is effective July 1, 2013.

8

9 (END)