

1.1 Senator moves to amend S.F. No. 2845 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1
1.4 SMALL DONOR MATCH PROGRAM

1.5 Section 1. Minnesota Statutes 2022, section 10A.25, subdivision 1, is amended to read:

1.6 Subdivision 1. **Limits are voluntary.** The expenditure limits imposed by this section
1.7 apply only to a candidate who has signed an agreement under section 10A.322 to be bound
1.8 by them as a condition of receiving a public subsidy or a state match under section 10A.305
1.9 for eligible contributions to the candidate's campaign.

1.10 Sec. 2. [10A.305] SMALL DONOR CONTRIBUTION MATCH PROGRAM.

1.11 Subdivision 1. State match program established. Subject to the eligibility requirements
1.12 provided in subdivision 2, a candidate's principal campaign committee is eligible to receive
1.13 a state match for each contribution received by the committee from a contributor who is a
1.14 Minnesota resident, as follows:

1.15 (1) a contribution made by a contributor residing in the district that the candidate seeks
1.16 to represent must be matched with a state contribution equal to four times the amount of
1.17 the contribution; and

1.18 (2) a contribution made by a contributor who does not reside in the district that the
1.19 candidate seeks to represent must be matched with a state contribution equal to two times
1.20 the amount of the contribution.

1.21 Subd. 2. Eligibility. (a) To be eligible to receive a state match under subdivision 1, the
1.22 contribution must have been made by a Minnesota resident who is not a lobbyist, and the
1.23 contributor must not contribute more than \$50 to the candidate's principal campaign
1.24 committee during the election cycle.

1.25 (b) An individual may make eligible contributions to multiple principal campaign
1.26 committees during an election cycle, but only the first \$250 in contributions are eligible to
1.27 be matched under this section.

1.28 (c) If a contributor's contributions exceed \$50 to the candidate's principal campaign
1.29 committee during the election cycle after a contribution qualifies for a state match under
1.30 this section, the candidate must:

1.31 (1) refund the excess contribution to the contributor;

2.1 (2) return the match on the original contributions to the board; or

2.2 (3) transfer the excess contribution to the board for deposit in the state elections campaign
2.3 account.

2.4 Subd. 3. **Maximum amount of state match.** The maximum amount of state matching
2.5 funds an eligible candidate may receive in an election cycle is 50 percent of the election
2.6 cycle expenditure limit for the office provided in section 10A.25, subdivision 2.

2.7 Subd. 4. **Distribution of funds.** A small donor match account is established in the special
2.8 revenue fund. Money in the account must be used for the purpose of providing matching
2.9 funds under this section. The board must distribute state matching funds to qualifying
2.10 candidates on a first-come, first-served basis until all funds are exhausted. Any balance
2.11 remaining in an account after funds for all eligible match requests are distributed carry over
2.12 for distribution in the next general election year. Matching funds must be released within
2.13 30 days of application by a principal campaign committee. The board may prescribe a form
2.14 for this purpose and may require the committee to submit documentation demonstrating
2.15 each contribution's eligibility to receive a match. A distribution to a candidate must be in
2.16 the form of a check made "payable to the campaign fund of ... (name of candidate....)."

2.17 Subd. 5. **Rulemaking.** The board may adopt rules using the expedited process in section
2.18 14.389 as necessary to implement the program established by this section.

2.19 Sec. 3. Minnesota Statutes 2022, section 10A.322, subdivision 1, is amended to read:

2.20 Subdivision 1. **Agreement by candidate.** (a) As a condition of receiving a public subsidy
2.21 or a small donor match under section 10A.305, a candidate must sign and file with the board
2.22 a written agreement in which the candidate agrees that the candidate will comply with
2.23 sections 10A.25; 10A.27, subdivision 10; 10A.324; and 10A.38.

2.24 (b) Before the first day of filing for office, the board must forward agreement forms to
2.25 all filing officers. The board must also provide agreement forms to candidates on request
2.26 at any time. The candidate must file the agreement with the board at least three weeks before
2.27 the candidate's state primary. An agreement may not be filed after that date. An agreement
2.28 once filed may not be rescinded.

2.29 (c) The board must notify the commissioner of revenue of any agreement signed under
2.30 this subdivision.

2.31 (d) Notwithstanding paragraph (b), if a vacancy occurs that will be filled by means of
2.32 a special election and the filing period does not coincide with the filing period for the general

3.1 election, a candidate may sign and submit a spending limit agreement not later than the day
3.2 after the close of the filing period for the special election for which the candidate filed.

3.3 (e) Notwithstanding paragraphs (b) and (d), if a vacancy occurs that will be filled by
3.4 means of a special election called under section 204B.13, subdivision 2, paragraph (c), a
3.5 candidate may sign and submit a spending limit agreement not later than eight calendar
3.6 days after the general election.

3.7 Sec. 4. Minnesota Statutes 2022, section 10A.323, is amended to read:

3.8 **10A.323 AFFIDAVIT OF CONTRIBUTIONS.**

3.9 (a) In addition to the requirements of section 10A.322, to be eligible to receive a public
3.10 subsidy under section 10A.31 or a small donor match under section 10A.305 a candidate
3.11 or the candidate's treasurer must:

3.12 (1) between January 1 of the previous year and the cutoff date for transactions included
3.13 in the report of receipts and expenditures due before the primary election, accumulate
3.14 contributions from individuals eligible to vote in this state in at least the amount indicated
3.15 for the office sought, counting only the first \$50 received from each contributor, excluding
3.16 in-kind contributions:

3.17 (i) candidates for governor and lieutenant governor running together, \$35,000;

3.18 (ii) candidates for attorney general, \$15,000;

3.19 (iii) candidates for secretary of state and state auditor, separately, \$6,000;

3.20 (iv) candidates for the senate, \$3,000; and

3.21 (v) candidates for the house of representatives, \$1,500;

3.22 (2) file an affidavit with the board stating that the principal campaign committee has
3.23 complied with this paragraph. The affidavit must state the total amount of contributions that
3.24 have been received from individuals eligible to vote in this state, excluding:

3.25 (i) the portion of any contribution in excess of \$50;

3.26 (ii) any in-kind contribution; and

3.27 (iii) any contribution for which the name and address of the contributor is not known
3.28 and recorded; and

3.29 (3) submit the affidavit required by this section to the board in writing by the deadline
3.30 for reporting of receipts and expenditures before a primary under section 10A.20, subdivision
3.31 2.

4.1 (b) A candidate for a vacancy to be filled at a special election for which the filing period
 4.2 does not coincide with the filing period for the general election must accumulate the
 4.3 contributions specified in paragraph (a) and must submit the affidavit required by this section
 4.4 to the board within five days after the close of the filing period for the special election for
 4.5 which the candidate filed.

4.6 (c) Notwithstanding paragraphs (a) and (b), a candidate for a vacancy to be filled at a
 4.7 special election called under section 204B.13, subdivision 2, paragraph (c), must accumulate
 4.8 the contributions specified in paragraph (a) and must submit the affidavit required by this
 4.9 section to the board within 12 calendar days after the general election.

4.10 (d) A candidate or the candidate's treasurer must be able to electronically file the affidavit
 4.11 required under this section in the same manner as other reports required by this chapter.
 4.12 The board must not require the candidate or candidate's treasurer to notarize the affidavit
 4.13 of contribution.

4.14 Sec. 5. **TRANSFER.**

4.15 \$..... in fiscal year 2024 and \$..... in fiscal year 2025 are transferred from the general
 4.16 fund to the small donor match account established under Minnesota Statutes, section 10A.305,
 4.17 subdivision 4. The base for this transfer in fiscal year 2026 and each fiscal year thereafter
 4.18 is \$.....

4.19 Sec. 6. **EFFECTIVE DATE; RULEMAKING.**

4.20 Except where otherwise provided, this article is effective January 1, 2024, except that
 4.21 the Campaign Finance and Public Disclosure Board may proceed to propose and adopt
 4.22 administrative rules required by this article beginning the day following final enactment.

4.23 **ARTICLE 2**

4.24 **PUBLIC SUBSIDY FUNDING INCREASE**

4.25 Section 1. Minnesota Statutes 2022, section 10A.31, subdivision 4, is amended to read:

4.26 Subd. 4. **Appropriation.** (a) The amounts designated by individuals for the state elections
 4.27 campaign account, less three percent, are appropriated from the general fund, must be
 4.28 transferred and credited to the appropriate account in the state elections campaign account,
 4.29 and are annually appropriated for distribution as set forth in subdivisions 5, 5a, 6, and 7.
 4.30 The remaining three percent must be kept in the general fund for administrative costs.

5.1 (b) In addition to the amounts in paragraph (a), ~~\$1,020,000~~ \$6,020,000 for each general
5.2 election is appropriated from the general fund for transfer to the general account of the state
5.3 elections campaign account."

5.4 Amend the title accordingly