

**State of Rhode Island and Providence Plantations  
Rhode Island Board of Elections**

**Public Notice of Proposed Rule-Making**

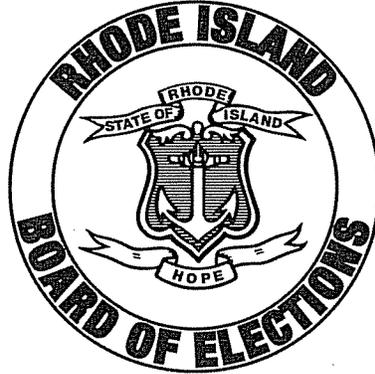
Pursuant to the provisions of Title 17 of the General Laws of Rhode Island, and in accordance with the Administrative Procedures Act Chapter 42-35 of the General Laws, the Rhode Island Board of Elections hereby gives notice of its intent to adopt the following; Rules and Regulations for Contributions and Expenditures Reporting.

The purpose of this adoption is to clarify and expand upon R.I.G.L. 17-25-11 and 17-25.2-5.

The proposed Rules and Regulations are available for public inspection online at [www.elections.ri.gov](http://www.elections.ri.gov), in person at the Rhode Island Board of Elections, 50 Branch Ave. Providence, R.I. 02904, requested by email at [GMcBurney@elections.ri.gov](mailto:GMcBurney@elections.ri.gov) or by calling Gregory McBurney at 401-222-1914.

In the development of the proposed adoption consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach, duplication, or overlap was identified based upon available information.

All interested parties are invited to submit written or oral comments concerning the adopted regulations by 4/21/2010 to Robert Kando, Rhode Island Board of Elections, 50 Branch Ave. Providence, R.I. 02904, 401-222-2345, [Feedback@elections.ri.gov](mailto:Feedback@elections.ri.gov). A public hearing to consider the proposed adoption shall be held on 4/21/2010 at 4:00 p.m. at 50 Branch Ave. Providence, R.I. 02904 at which time and place all persons interested will be heard. The room is accessible to the disabled and interpreter services for the hearing impaired will be provided if requested 48 hours prior to the hearing. Requests for this service can be made in writing or by calling 401-222-2345.



**RULES AND REGULATIONS  
FOR CONTRIBUTIONS AND  
EXPENDITURES REPORTING**

**PROPOSED**

**Promulgated by order of  
The Rhode Island State Board of Elections  
John A. Daluz, Chairman**

**RULES & REGULATIONS FOR CONTRIBUTIONS AND  
EXPENDITURES REPORTING ADOPTED BY THE RHODE  
ISLAND BOARD OF ELECTIONS**

*The Rhode Island Board of Elections hereby adopts the rules and regulations relating to contributions and expenditures reporting pursuant to and in accordance with R.I. Gen. Laws § 17-25-11 and 17-25.2-5.*

*Said rules and regulations are adopted pursuant to the Administrative Procedures Act (R.I.G.L. § 42-35 et seq.) and are available for public inspection at the offices of the Rhode Island Board of Elections, 50 Branch Avenue, Providence, Rhode Island.*

**Section 1. Purpose**

This rule is adopted by the Board of Elections for the purpose of clarifying and expanding upon R.I.G.L. § 17-25-11 and 17-25.2-5.

**Section 2. Definitions**

**Campaign Finance Report or Report** shall mean the Summary of Campaign Activity (CF-2) form and, unless otherwise not required, the Schedule of Contributions Received (CF-3) form and the Schedule of Expenditures (CF-4) form.

**Filer** shall mean any candidate, committee, or person required to file Campaign Finance Reports pursuant to R.I.G.L. § 17-25-11 and 17-25.2-5.

**Materially Amend** shall mean to add, delete, or alter more than 500 dollars (\$500) or ten percent (10%), whichever is larger, of the total fiscal sum of either the contributions or expenditures on any Campaign Finance Report. Provided, however, that any willful omission of any amount shall be subject to review and penalties by the Board.

**Substantially Complete** shall mean that ninety percent (90%) or more of the total fiscal sum of all required contributions and expenditures are disclosed on the CF-2 form and correspond to itemized amounts accounted for on the CF-3 and CF-4 forms.

**Section 3. Rules and Regulations for a Complete Report**

When a Filer submits a Campaign Finance Report to the Board of Elections pursuant to R.I.G.L. § 17-25-11 and 17-25.2-5 that is Substantially Complete, the date of the original submission will become the filing date.

When a Filer submits a Campaign Finance Report to the Board of Elections that is not Substantially Complete and later Materially Amends it, the date of amendment will become the actual filing date. As a result, late filing fines and fees may be assessed pursuant to R.I.G.L. § 17-25-11(g) and 17-25.2-5(d).

**Section 4. Notice and Appeals**

When the Board of Elections has reason to believe that any required portions of a Campaign Finance Report were late or willfully or knowingly left blank, incomplete, or inaccurate, the Board may take action against the Filer pursuant to R.I.G.L. § 17-25-13, 17-25-16, 17-25-11(g), and 17-25.2-5(d).

The Board of Elections shall notify the Filer of any violations by certified mail pursuant to the requirements of R.I.G.L. § 17-25-11 (3); the Filer has the opportunity to appeal any actions based on any violations.

Notwithstanding any of the provisions of these rules and regulations, the Board of Elections shall have the authority to waive late filing fees for good cause shown.

**Section 5. Implementation**

The Board of Elections may promulgate procedures and forms necessary to implement the within rules and regulations required under the Rhode Island General Laws.

These rules and regulations were adopted at a meeting of the State Board of Elections held on the \_\_\_\_\_ day of \_\_\_\_\_ 2010 pursuant to the Administrative Procedures Act (R.I.G.L. 42-35-1, *et seq.*).

By Order of the Rhode Island Board of Elections

\_\_\_\_\_  
John A. Daluz, Chairman

\_\_\_\_\_  
Date

Witnessed by

\_\_\_\_\_  
Robert Kando, Executive Director

\_\_\_\_\_  
Date