

## CHAPTER 10A

## CAMPAIGN FINANCE AND PUBLIC DISCLOSURE

10A.31 Designation of income tax payments.

**10A.31 DESIGNATION OF INCOME TAX PAYMENTS.***[For text of subds 1 and 3, see M.S.2000]*

Subd. 3a. **Qualification of political parties.** (a) A major political party qualifies for inclusion on the income tax form and property tax refund return as provided in subdivision 3 if it qualifies as a major political party by July 1 of the taxable year.

(b) A minor political party qualifies for inclusion on the income tax form and property tax refund return as provided in subdivision 3 if it qualifies as a minor party statewide by July 1 of the taxable year.

(c) The secretary of state shall notify each major and minor political party by the first Monday in January of each odd-numbered year of the conditions necessary for the party to participate in income tax form and property tax refund return programs.

(d) The secretary of state shall notify each political party, the commissioner of revenue, and the campaign finance and public disclosure board by July 1 of each year and following certification of the results of each general election of the political parties that qualify for inclusion on the income tax form and property tax refund return as provided in subdivision 3.

*[For text of subds 4 to 6a, see M.S.2000]*

Subd. 7. **Distribution of general account.** (a) As soon as the board has obtained the results of the primary election from the secretary of state, but no later than one week after certification of the primary results by the state canvassing board, the board must distribute the available money in the general account, as certified by the commissioner of revenue on September 1 and according to allocations set forth in subdivision 5, in equal amounts to all candidates of a major political party whose names are to appear on the ballot in the general election and who:

- (1) have signed a spending limit agreement under section 10A.322;
- (2) have filed the affidavit of contributions required by section 10A.323;
- (3) have filed the agreement required under paragraph (c); and
- (4) were opposed in either the primary election or the general election.

(b) The public subsidy under this subdivision may not be paid in an amount that would cause the sum of the public subsidy paid from the party account plus the public subsidy paid from the general account to exceed 50 percent of the expenditure limit for the candidate or 50 percent of the expenditure limit that would have applied to the candidate if the candidate had not been freed from expenditure limits under section 10A.25, subdivision 10. Money from the general account not paid to a candidate because of the 50 percent limit must be distributed equally among all other qualifying candidates for the same office until all have reached the 50 percent limit or the balance in the general account is exhausted.

(c) No later than one week after the primary results have been certified by the state canvassing board, a candidate wishing to receive money distributed by the board under this subdivision must execute and file an agreement with the board. The agreement must provide that:

(1) if the candidate does not expend or promise to disburse 50 percent of the money distributed by the board under this subdivision no later than the end of the final reporting period preceding the general election, then the candidate agrees to repay to the board the remainder of the money distributed to the candidate under this subdivision no later than six months following the date of the general election; and

(2) the candidate agrees to reimburse the board for all reasonable costs, including litigation costs, incurred in collecting any amount due following that date.

If the board determines that a candidate has failed to repay money as required by an agreement under this subdivision, the board may not distribute any additional money to the candidate under this subdivision until the entirety of the unexpended money is repaid or discharged.

*[For text of subs 10 to 11, see M.S.2000]*

**History:** 1Sp2001 c 10 art 18 s 1,2