

109TH CONGRESS
1ST SESSION

H. R. 338

To amend the Federal Election Campaign Act of 1971 to require the disclosure of certain information by persons conducting phone banks during campaigns for election for Federal office, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 25, 2005

Mrs. MALONEY (for herself and Mr. PETRI) introduced the following bill;
which was referred to the Committee on House Administration

A BILL

To amend the Federal Election Campaign Act of 1971 to require the disclosure of certain information by persons conducting phone banks during campaigns for election for Federal office, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Voters’ Right to Know
5 Act of 2005”.

1 **SEC. 2. DISCLOSURE OF INFORMATION BY PERSONS CON-**
2 **DUCTING PHONE BANKS DURING FEDERAL**
3 **ELECTION CAMPAIGNS.**

4 (a) APPLICATION OF ADVERTISING DISCLAIMER
5 RULES.—Section 318(a) of the Federal Election Cam-
6 paign Act of 1971 (2 U.S.C. 441d(a)) is amended in the
7 matter preceding paragraph (1) by inserting after “section
8 304(f)(3))” the following: “or any communication through
9 a Federal election phone bank described in subsection
10 (e),”.

11 (b) FEDERAL ELECTION PHONE BANK DE-
12 SCRIBED.—Section 318 of such Act (2 U.S.C. 441d) is
13 amended by adding at the end the following new sub-
14 section:

15 “(e) FEDERAL ELECTION PHONE BANKS.—

16 “(1) ADDITIONAL DISCLOSURE REQUIRE-
17 MENTS.—In addition to any information required to
18 be disclosed under this section or otherwise reported
19 under this Act, each person who conducts a Federal
20 election phone bank shall report to the Commission
21 the following information:

22 “(A) The total cost of conducting the
23 phone bank.

24 “(B) All sources of funds used to conduct
25 the phone bank (other than any contribution for

1 which information is otherwise required to be
2 reported under this Act).

3 “(C) The total number of households con-
4 tacted.

5 “(D) A copy of the questions asked or in-
6 formation provided to respondents.

7 “(2) DEFINITION.—Except as provided in para-
8 graph (3), in this section, a ‘Federal election phone
9 bank’ means a project under which an aggregate
10 number of not fewer than 1,500 households are con-
11 tacted by telephone during the 25-day period which
12 ends on the date of an election for Federal office
13 and—

14 “(A) are asked to state a preference in the
15 election or to state the likelihood of their sup-
16 port of any candidate;

17 “(B) are asked to make a contribution or
18 expenditure with respect to the election;

19 “(C) are provided with information ex-
20 pressly advocating the election or defeat of a
21 clearly identified candidate for such office; or

22 “(D) are provided with any information re-
23 garding a clearly identified candidate for such
24 office.

1 “(3) EXCEPTION FOR PROJECTS CONDUCTED
2 BY GENERAL MEDIA.—A Federal election phone
3 bank does not include any project conducted through
4 the facilities of any broadcasting station, newspaper,
5 magazine, or other periodical publication, unless
6 such facilities are owned or controlled by any polit-
7 ical party, political committee, or candidate.”.

8 **SEC. 3. EFFECTIVE DATE.**

9 The amendments made by this Act shall apply with
10 respect to elections occurring after January 2006.

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