

117TH CONGRESS
1ST SESSION

S. 1786

To amend the Federal Election Campaign Act of 1971 to require disclosures to contributors regarding recurring contributions or donations.

IN THE SENATE OF THE UNITED STATES

MAY 24, 2021

Ms. KLOBUCHAR (for herself, Mr. DURBIN, Mr. BLUMENTHAL, Mr. BOOKER, Mr. KING, Mr. MERKLEY, Mr. VAN HOLLEN, and Mr. PADILLA) introduced the following bill; which was read twice and referred to the Committee on Rules and Administration

A BILL

To amend the Federal Election Campaign Act of 1971 to require disclosures to contributors regarding recurring contributions or donations.

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 “Rescuing Every Con-
5 tributor from Unwanted Recurrences (RECUR) Act”.

1 **SEC. 2. REQUIRED DISCLOSURES TO CONTRIBUTORS RE-**
2 **GARDING RECURRING CONTRIBUTIONS OR**
3 **DONATIONS.**

4 (a) IN GENERAL.—Section 318(d) of the Federal
5 Election Campaign Act of 1971 (52 U.S.C. 30120(d)) is
6 amended by adding at the end the following new para-
7 graph:

8 “(3) COMMUNICATIONS THAT SOLICIT RECUR-
9 RING CONTRIBUTIONS OR DONATIONS.—

10 “(A) IN GENERAL.—Any person soliciting
11 a recurring contribution to a political com-
12 mittee, a recurring contribution to fund an
13 independent expenditure, or a recurring dona-
14 tion to fund an electioneering communication
15 must receive the affirmative consent of the con-
16 tributor or donor at the arrangement of the re-
17 curring contribution or donation. Passive action
18 by the contributor or donor, such as failing to
19 uncheck a pre-checked box authorizing a recur-
20 ring contribution, shall not meet the require-
21 ment of affirmative consent under this subpara-
22 graph.

23 “(B) REQUIREMENTS.—Any person ac-
24 cepting a recurring contribution or donation de-
25 scribed in subparagraph (A) shall—

1 “(i) provide a receipt for an initial
2 contribution or donation and each recur-
3 rence that clearly and conspicuously dis-
4 closes all material terms;

5 “(ii) provide all information needed to
6 cancel recurring contributions or donations
7 in each communication with the contrib-
8 utor or donor that concerns the contribu-
9 tion or donation; and

10 “(iii) shall immediately cancel recur-
11 ring contributions or donations upon re-
12 quest of the contributor or donor.”.

13 (b) DEADLINE FOR REGULATIONS.—Not later than
14 180 days after the date of enactment of this Act, the Fed-
15 eral Election Commission shall promulgate regulations to
16 carry out this Act.

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