

INSTRUCTIONS FOR REPORT OF INDEPENDENT EXPENDITURES

An individual or a political action committee may make both independent expenditures on behalf of a candidate and direct contributions to the candidate.

An independent expenditure committee is prohibited from most activity other than independent expenditures – no contributions may be made to candidates, political parties, legislative campaign committees, or PACs. Contributions may be made to other independent expenditure committees and referendum committees.

A Report of Independent Expenditures must be filed by individuals, committees and independent expenditure groups who or which made independent expenditures to advocate the election or defeat of a clearly identified candidate or candidates, in excess of \$2,500 per calendar year. The individual, committee or independent expenditure group making the independent expenditure may not coordinate express advocacy with any candidate or agent or authorized committee of a candidate who is supported or opposed with respect to the independent expenditure. Contributions made directly to a candidate or in-kind contributions made on behalf of a candidate do not constitute independent expenditures and do not require this form to be completed.

SPECIAL 72-HOUR REPORT OF INDEPENDENT EXPENDITURE

An individual, committee or independent expenditure group must file a special report if any independent expenditure of more than \$2,500 cumulatively is made to advocate the election or defeat of a clearly identified candidate and the communication occurs 60 days or less before a primary or an election in which the candidate's name appears on the ballot. An independent expenditure is an expenditure made without coordination with a candidate or agent or authorized committee of a candidate who is supported or opposed, and not controlled by such a candidate, agent or committee. The individual, treasurer or agent of the committee or independent expenditure group making the independent expenditure shall, within 72 hours of the communication, file this form. If the committee is required to register under 11.0501 or 11.0601, the information on this form shall also be included in the next regular report of the individual, committee or independent expenditure group under ss. 11.0504 or 11.0604, Stats.

For purposes of this report, expenditures cumulate beginning with the start of the calendar year. All independent expenditures over \$2,500 must be itemized. For registered committees, communications made more than 60 days before a primary or election are reported along with the ETHCF-2 form when that report is due. Communications made 60 or fewer days before a primary or election are reported both on the ETHCF-7 form, within 72 hours, and along with the ETHCF-2 form, when that is due.

REQUIREMENT TO FILE OATH

Sections 11.0505, 11.0605, and 11.1001 of the Wisconsin Statutes governs reporting by registered committees, individuals, and other groups who make independent expenditures used to advocate the election or defeat of any clearly identified candidate or candidates in any election. If a committee, individual, or other group exceeds \$2,500 in independent expenditures in a calendar year, that entity must report the expenditures. That entity shall also file a statement under oath affirming that the committee or individual does not act in coordination with, or under the control of, any candidate or any agent or authorized committee of a candidate who is supported or who benefits from the independent expenditure. Any person who falsely makes such an oath or any committee or agent of a committee who carries on any activities with intent to violate such oath is guilty of a violation of Chapter 11, Wisconsin Statutes.