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MAR 22 2001

Place On Calendar

HOUSE FILE 692
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO HF 92)

Passed House, ^(P. 950) Date 3-28-01
Vote: Ayes 99 Nays 0

Passed Senate, ^(P. 1403) Date 4/30/01
Vote: Ayes 42 Nays 3

Approved _____

A BILL FOR

1 An Act relating to mandatory disclosures in certain political
2 telephone communications, and applying a penalty.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 692

1 Section 1. NEW SECTION. 56.14A DISCLOSURES RELATED TO
2 POLITICAL TELEPHONE CALLS.

3 1. For the purposes of this section, unless the context
4 otherwise requires:

5 a. "Legitimate poll" means a telephone call conducted by a
6 polling firm for the purpose of a scientific poll of
7 respondents concerning public opinion concerning a candidate,
8 elected public official, or ballot issue that is part of a
9 series of like telephone calls that utilizes a scientific
10 sampling technique to produce a random sample of interviewees.

11 b. "Political telemarketing" means the canvassing of
12 persons under the guise of performing a poll or survey, with
13 the purpose of encouraging support of, or opposition to, a
14 clearly identified candidate for political office or the
15 passage or defeat of a clearly identified ballot issue.

16 2. The general assembly finds that political telephone
17 communication is increasingly used in political campaigns in
18 this state in a deceptive manner, including but not limited to
19 the use of political telemarketing, also known as push-
20 polling, where an anonymous telephone communication is
21 designed to appear as a legitimate poll, but is in fact used
22 as a vehicle to sway opinion through innuendo, by the
23 communication of certain negative information related to a
24 candidate or ballot issue in a manner designed to suggest that
25 such information may be true. The general assembly declares
26 that a compelling public interest exists to identify the
27 source of funding of telephonic communications related to
28 elections, in order to prevent corruption and deceit at the
29 expense of the electorate and to preserve accountability for
30 expenditures made in connection with political campaigns.

31 3. A candidate, or the authorized representative of a
32 candidate or the candidate's committee, who engages either in
33 a telephone communication for the purpose of soliciting
34 contributions or in a telephone communication that has the
35 effect of promoting or opposing the nomination or election of

1 a candidate for public office or the passage of a
2 constitutional amendment or public measure, shall disclose all
3 of the following by the end of the telephone call:

4 a. The identity of the individual who is calling and the
5 entity with which the individual is affiliated, if any.

6 b. The individual or entity that paid for the telephone
7 communication. If a committee has paid for or authorized the
8 telephone communication, the name of the committee shall be
9 disclosed. If any person other than the candidate or
10 candidate's committee has paid for the telephone
11 communication, the communication shall also state whether or
12 not the communication has been authorized by the candidate
13 intended to benefit from the communication.

14 c. The name, telephone number, and address of an
15 individual whom the call recipient can contact for further
16 information regarding the telephone communication.

17 4. An individual who, on behalf of, at the direction of,
18 or in cooperation with a political committee, engages either
19 in a telephone communication for the purpose of soliciting
20 contributions or in a telephone communication that has the
21 effect of promoting or opposing the nomination or election of
22 a candidate for public office or the passage of a
23 constitutional amendment or public measure shall disclose all
24 of the following at the commencement of the telephone call:

25 a. The identity of the individual who is calling and the
26 entity with which the individual is affiliated, if any.

27 b. The individual or entity that paid for the telephone
28 communication. If a committee has paid for or authorized the
29 telephone communication, the name of the committee shall be
30 disclosed. If any person other than the candidate or
31 candidate's committee has paid for the telephone
32 communication, the communication shall also state whether or
33 not the communication has been authorized by the candidate
34 intended to benefit from the communication.

35 c. The name, telephone number, and address of an

1 individual whom the call recipient can contact for further
2 information regarding the telephone communication.

3 5. The board shall adopt rules pursuant to chapter 17A
4 establishing procedures to administer this section.

5 EXPLANATION

6 This bill creates a new Code section that requires the
7 disclosure of certain information by the end of political
8 telephone calls that solicit contributions or that have the
9 effect of promoting or opposing a candidate or ballot issue.
10 The caller must disclose the name and affiliation of the
11 caller, the name of the individual or entity that paid for the
12 telephone call, whether a candidate that will benefit from the
13 call has authorized the call, and the name, address, and
14 telephone number of an individual whom the person can contact
15 for further information regarding the call.

16 Violations of this provision are punishable under Code
17 section 56.16 as a serious misdemeanor, which carries a
18 penalty of a fine of \$250 to \$1,500, and may also include a
19 sentence of up to one year in jail.

20 The bill also contains definitions of "legitimate poll",
21 and "political telemarketing", and contains a statement of
22 legislative intent regarding political telemarketing and push-
23 polling.

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HOUSE FILE 692

H-1325

- 1 Amend House File 692 as follows:
- 2 1. Page 1, line 20, by striking the word "where"
- 3 and inserting the following: "in which".
- 4 2. Page 2, line 24, by striking the words "at the
- 5 commencement" and inserting the following: "by the
- 6 end".

By JACOBS of Polk

H-1325 FILED MARCH 22, 2001

Adopted 3/28/01 (p. 949)

30

HOUSE FILE 692

H-1360

1 Amend House File 692 as follows:

2 1. Page 3, by inserting after line 4, the
3 following:

4 Sec. ____ . NEW SECTION. 56.14B FALSE INFORMATION
5 IN POLITICAL MATERIAL.

6 1. A person shall not be a sponsor of any
7 published material on behalf of or in opposition to
8 any candidate or ballot issue that contains any
9 assertion, representation, or statement of fact,
10 including, but not limited to, information concerning
11 a candidate's prior public record, that the sponsor
12 knows to be untrue, deceptive, or misleading.

13 2. For purposes of this section, "published
14 material" means statements or graphic representations
15 made through any public medium that includes, but is
16 not limited to, any of the following:

17 a. Electronic media such as live or prerecorded
18 radio or television broadcasts, broadcasts or
19 transmissions through other publicly available
20 electronic communications, and video or audio tape
21 recordings that are publicly distributed.

22 b. Print media, such as newspapers, pamphlets,
23 folders, display cards, signs, posters, or billboard
24 advertisements.

25 c. Any other methods or mediums designed for
26 publicly advertising or publishing information.

27 3. For purposes of this section, "sponsor" means a
28 person who pays for or approves published material and
29 shall include a candidate or committee that knows and
30 approves of an independent expenditure made by another
31 person under section 56.13."

32 2. Title page, line 1, by striking the words
33 "mandatory disclosures in" and inserting the
34 following: "limitations relating to".

35 3. Title page, line 2, by striking the word
36 "telephone".

37 4. By renumbering as necessary.

By JACOBS of Polk

WARNSTADT of Woodbury

CORMACK of Webster

MYERS of Johnson

GIPP of Winneshiek

H-1360 FILED MARCH 27, 2001

adopted
3/28/01
(p. 950)

S - 3/28/01 with Gov
S - 4/5/01 Dr Pass

S-4/12/01 UNFINISHED BUSINESS CALENDAR

HOUSE FILE 692
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO HF 92)

(As Amended and Passed by the House March 28, 2001)

Passed House, ^(P. 950) Date 3-28-01 Passed Senate, ^(P. 1403) Date 4/30/01
Vote: Ayes 99 Nays 0 Vote: Ayes 43 Nays 3
Approved _____

A BILL FOR

1 An Act relating to limitations relating to certain political
*2 communications, and applying a penalty.

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House Amendments _____
Deleted Language *

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2 POLITICAL TELEPHONE CALLS.

3 1. For the purposes of this section, unless the context
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5 a. "Legitimate poll" means a telephone call conducted by a
6 polling firm for the purpose of a scientific poll of
7 respondents concerning public opinion concerning a candidate,
8 elected public official, or ballot issue that is part of a
9 series of like telephone calls that utilizes a scientific
10 sampling technique to produce a random sample of interviewees.

11 b. "Political telemarketing" means the canvassing of
12 persons under the guise of performing a poll or survey, with
13 the purpose of encouraging support of, or opposition to, a
14 clearly identified candidate for political office or the
15 passage or defeat of a clearly identified ballot issue.

16 2. The general assembly finds that political telephone
17 communication is increasingly used in political campaigns in
18 this state in a deceptive manner, including but not limited to
19 the use of political telemarketing, also known as push-
20 polling, in which an anonymous telephone communication is
21 designed to appear as a legitimate poll, but is in fact used
22 as a vehicle to sway opinion through innuendo, by the
23 communication of certain negative information related to a
24 candidate or ballot issue in a manner designed to suggest that
25 such information may be true. The general assembly declares
26 that a compelling public interest exists to identify the
27 source of funding of telephonic communications related to
28 elections, in order to prevent corruption and deceit at the
29 expense of the electorate and to preserve accountability for
30 expenditures made in connection with political campaigns.

31 3. A candidate, or the authorized representative of a
32 candidate or the candidate's committee, who engages either in
33 a telephone communication for the purpose of soliciting
34 contributions or in a telephone communication that has the
35 effect of promoting or opposing the nomination or election of

1 a candidate for public office or the passage of a
2 constitutional amendment or public measure, shall disclose all
3 of the following by the end of the telephone call:

4 a. The identity of the individual who is calling and the
5 entity with which the individual is affiliated, if any.

6 b. The individual or entity that paid for the telephone
7 communication. If a committee has paid for or authorized the
8 telephone communication, the name of the committee shall be
9 disclosed. If any person other than the candidate or
10 candidate's committee has paid for the telephone
11 communication, the communication shall also state whether or
12 not the communication has been authorized by the candidate
13 intended to benefit from the communication.

14 c. The name, telephone number, and address of an
15 individual whom the call recipient can contact for further
16 information regarding the telephone communication.

17 4. An individual who, on behalf of, at the direction of,
18 or in cooperation with a political committee, engages either
19 in a telephone communication for the purpose of soliciting
20 contributions or in a telephone communication that has the
21 effect of promoting or opposing the nomination or election of
22 a candidate for public office or the passage of a
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31 candidate's committee has paid for the telephone
32 communication, the communication shall also state whether or
33 not the communication has been authorized by the candidate
34 intended to benefit from the communication.

5 c. The name, telephone number, and address of an

1 individual whom the call recipient can contact for further
2 information regarding the telephone communication.

3 5. The board shall adopt rules pursuant to chapter 17A
4 establishing procedures to administer this section.

5 Sec. 2. NEW SECTION. 56.14B FALSE INFORMATION IN
6 POLITICAL MATERIAL.

7 1. A person shall not be a sponsor of any published
8 material on behalf of or in opposition to any candidate or
9 ballot issue that contains any assertion, representation, or
10 statement of fact, including, but not limited to, information
11 concerning a candidate's prior public record, that the sponsor
12 knows to be untrue, deceptive, or misleading.

13 2. For purposes of this section, "published material"
14 means statements or graphic representations made through any
15 public medium that includes, but is not limited to, any of the
16 following:

17 a. Electronic media such as live or prerecorded radio or
18 television broadcasts, broadcasts or transmissions through
19 other publicly available electronic communications, and video
20 or audio tape recordings that are publicly distributed.

21 b. Print media, such as newspapers, pamphlets, folders,
22 display cards, signs, posters, or billboard advertisements.

23 c. Any other methods or mediums designed for publicly
24 advertising or publishing information.

25 3. For purposes of this section, "sponsor" means a person
26 who pays for or approves published material and shall include
27 a candidate or committee that knows and approves of an
28 independent expenditure made by another person under section
29 56.13.

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HOUSE FILE 692

S-3548

1 Amend House File 692, as amended, passed, and
2 reprinted by the House as follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. NEW SECTION. 56.14A DISCLOSURES
6 RELATED TO POLITICAL TELEPHONE CALLS.

7 For the purposes of this section, unless the
8 context otherwise requires:

9 a. "Legitimate poll" means a telephone call
10 conducted by a polling firm for the purpose of a
11 scientific poll of respondents concerning public
12 opinion concerning a candidate, elected public
13 official, or ballot issue that is part of a series of
14 like telephone calls that utilizes a scientific
15 sampling technique to produce a random sample of
16 interviewees.

17 b. "Political telemarketing" means the canvassing
18 of persons under the guise of performing a poll or
19 survey, with the purpose of encouraging support of, or
20 opposition to, a clearly identified candidate for
21 political office or the passage or defeat of a clearly
22 identified ballot issue.

23 2. The general assembly finds that political
24 telephone communication is increasingly used in
25 political campaigns in this state in a deceptive
26 manner, including but not limited to the use of
27 political telemarketing, also known as push-polling,
28 in which an anonymous telephone communication is
29 designed to appear as a legitimate poll, but is in
30 fact used as a vehicle to sway opinion through
31 innuendo, by the communication of certain negative
32 information related to a candidate or ballot issue in
33 a manner designed to suggest that such information may
34 be true. The general assembly declares that a
35 compelling public interest exists to identify the
36 source of funding of telephonic communications related
37 to elections, in order to prevent corruption and
38 deceit at the expense of the electorate and to
39 preserve accountability for expenditures made in
40 connection with political campaigns.

41 3. A candidate, or the authorized representative
42 of a candidate or the candidate's committee, who
43 engages either in a telephone communication for the
44 purpose of soliciting contributions or engages in
45 political telemarketing shall disclose all of the
46 following by the end of the telephone call:

47 a. The identity of the individual who is calling
48 and the entity with which the individual is
49 affiliated, if any.

50 b. The individual or entity that paid for the

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1 telephone communication. If a committee has paid for
2 or authorized the telephone communication, the name of
3 the committee shall be disclosed. If any person other
4 than the candidate or candidate's committee has paid
5 for the telephone communication, the communication
6 shall also state whether or not the communication has
7 been authorized by the candidate intended to benefit
8 from the communication.

9 c. The name, telephone number, and address of an
10 individual whom the call recipient can contact for
11 further information regarding the telephone
12 communication.

13 4. An individual who, on behalf of, at the
14 direction of, or in cooperation with a political
15 committee, state statutory political committee, or
16 county statutory political committee engages either in
17 a telephone communication for the purpose of
18 soliciting contributions or engages in political
19 telemarketing shall disclose all of the following by
20 the end of the telephone call:

21 a. The identity of the individual who is calling
22 and the entity with which the individual is
23 affiliated, if any.

24 b. The individual or entity that paid for the
25 telephone communication. If a committee has paid for
26 or authorized the telephone communication, the name of
27 the committee shall be disclosed. If any person other
28 than the candidate or candidate's committee has paid
29 for the telephone communication, the communication
30 shall also state whether or not the communication has
31 been authorized by the candidate intended to benefit
32 from the communication.

33 c. The name, telephone number, and address of an
34 individual whom the call recipient can contact for
35 further information regarding the telephone
36 communication.

37 5. An individual who, on behalf of, at the
38 direction of, or in cooperation with any person other
39 than a candidate's committee, political committee,
40 state statutory political committee, or county
41 statutory political committee, engages either in a
42 telephone communication for the purpose of soliciting
43 contributions or engages in political telemarketing
44 shall disclose all of the following by the end of the
45 telephone call:

46 a. The identity of the individual who is calling
47 and the entity with which the individual is
48 affiliated, if any.

49 b. The individual or entity that paid for the
50 telephone communication. If a committee has paid for

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Page 3

1 or authorized the telephone communication, the name of
2 the committee shall be disclosed. If any person other
3 than the candidate or candidate's committee has paid
4 for the telephone communication, the communication
5 shall also state whether or not the communication has
6 been authorized by the candidate intended to benefit
7 from the communication.

8 c. The name, telephone number, and address of an
9 individual whom the call recipient can contact for
10 further information regarding the telephone
11 communication.

12 6. Any person engaging in political telemarketing
13 shall submit to the board at least twenty-four hours
14 prior to commencing the initial phone call the
15 following:

16 a. A copy of the political telemarketing script to
17 be used by the political telemarketers during the
18 political telemarketing telephone calls.

19 b. Information that is required to be disclosed
20 under this section to persons receiving calls.

21 7. The board shall adopt rules pursuant to chapter
22 17A establishing procedures to administer this
23 section.

24 Sec. 2. NEW SECTION. 56.14B PUBLICATION OF
25 CERTAIN FALSE STATEMENTS OF FACT CONCERNING CANDIDATE
26 PROHIBITED.

27 1. It is the intent of the general assembly that
28 campaigns for public office not be impeded by the
29 publication of false statements and that members of
30 the public have trust and confidence in the electoral
31 process. The general assembly finds that the
32 increasing use of false statements of fact aimed at
33 candidates for public office impedes campaigns and
34 diminishes the trust and confidence of the public in
35 the electoral process. It is not the intent of the
36 general assembly to lessen political debate that
37 furthers the ability of the public to understand the
38 issues and positions of candidates for public office.
39 Rather, it is the intent of the general assembly to
40 prohibit the use of false statements of fact that
41 impede campaigns and diminish the public's trust and
42 confidence in the electoral process. The general
43 assembly declares that a compelling state interest
44 exists in prohibiting the use of false statements of
45 fact that impede campaigns for public office in Iowa
46 and diminish the public's trust and confidence in the
47 electoral process.

48 2. A person shall not, with actual malice, cause
49 to be published a false statement of fact concerning a
50 candidate for public office involving any of the

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- 1 following:
- 2 a. The education or training of the candidate.
- 3 b. The current profession or occupation of the
4 candidate or any former profession or occupation of
5 the candidate.
- 6 c. Whether the candidate committed, was indicted
7 for committing, or was convicted of committing a crime
8 punishable by law.
- 9 d. Whether the candidate was subject to discipline
10 or sanction by any body of the federal government,
11 state government, or political subdivision of the
12 state.
- 13 e. Whether the candidate has received treatment
14 for a mental illness.
- 15 f. Whether another person endorses or opposes the
16 candidate.
- 17 g. The record of voting of a candidate if the
18 candidate serves or formerly served in an elected
19 office.
- 20 3. Any candidate for public office who alleges
21 that a false statement of fact concerning the
22 candidate has been published in violation of this
23 section may file a complaint or information to the
24 board for possible board-initiated investigation.
- 25 4. If the board determines that a violation did
26 occur, the board may impose any of the recommended
27 actions under section 68B.32D, except the board shall
28 not refer any complaint or supporting information of a
29 violation of this section to the attorney general or
30 any county attorney for prosecution.
- 31 5. The board shall give priority to any complaint
32 or information for possible board-initiated
33 investigation filed under this section over all other
34 matters pending with the board.
- 35 6. As used in this section:
- 36 a. "Actual malice" means knowledge of the falsity
37 of a statement or reckless disregard for whether a
38 statement is true or false.
- 39 b. "Public office" means any state, county, city,
40 school, or other office of a political subdivision of
41 the state filled by election.
- 42 c. "Publish" means the act of printing, posting,
43 broadcasting, mailing, speaking, or otherwise
44 disseminating.
- 45 7. This section shall not preclude the filing of a
46 civil action based on the same facts or event giving
47 rise to a complaint filed with the board under this
48 section.
- 49 8. Section 56.16, which applies criminal penalties
50 for violations of chapter 56, shall not apply to

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1 violations of this section.
 2 Sec. 3. NEW SECTION. 56.14C STATEMENT OF FAIR
 3 CAMPAIGN PRACTICES FOR STATE OFFICES.
 4 The board shall prepare a statement of fair
 5 campaign practices to assist candidates in the proper
 6 conduct of political campaigns in accordance with this
 7 chapter. A copy of the statement shall be mailed to
 8 any incumbent state officeholder running for
 9 reelection to that office and to any other individual
 10 running for elected state office that has filed a
 11 statement of organization for that office pursuant to
 12 section 56.5. Any individual running for elected
 13 office for county, city, school, or other political
 14 subdivision may request a copy of the statement.
 15 Candidates choosing to abide by the statement shall
 16 sign and return the statement to the board.
 17 Compliance with the provisions of the statement shall
 18 be voluntary on the part of any candidate choosing to
 19 sign and return the statement to the board. The
 20 statement prepared by the board shall be adopted by
 21 rule pursuant to chapter 17A.
 22 Sec. 4. SEVERABILITY. If any section of this Act,
 23 or any portion of any section of this Act, or the
 24 application of the Act to any person or circumstance
 25 is found unconstitutional, invalid, or otherwise
 26 unenforceable by a court, the remaining sections or
 27 portions of sections shall be given effect to the
 28 fullest extent possible."
 29 2. By renumbering, relettering, redesignating,
 30 and correcting internal references as necessary.

By ANDY McKEAN
 JOHN P. KIBBIE

S-3548 FILED APRIL 26, 2001

adopted
4/30/01
(P. 1403)

**SENATED AMENDMENT TO
HOUSE FILE 692**

H-1795

1 Amend House File 692, as amended, passed, and
2 reprinted by the House as follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

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21 political office or the passage or defeat of a clearly
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33 a manner designed to suggest that such information may
34 be true. The general assembly declares that a
35 compelling public interest exists to identify the
36 source of funding of telephonic communications related
37 to elections, in order to prevent corruption and
38 deceit at the expense of the electorate and to
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7 been authorized by the candidate intended to benefit
8 from the communication.

9 c. The name, telephone number, and address of an
10 individual whom the call recipient can contact for
11 further information regarding the telephone
12 communication.

13 4. An individual who, on behalf of, at the
14 direction of, or in cooperation with a political
15 committee, state statutory political committee, or
16 county statutory political committee engages either in
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Page 3

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8 c. The name, telephone number, and address of an
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13 shall submit to the board at least twenty-four hours
14 prior to commencing the initial phone call the
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25 CERTAIN FALSE STATEMENTS OF FACT CONCERNING CANDIDATE
26 PROHIBITED.

27 1. It is the intent of the general assembly that
28 campaigns for public office not be impeded by the
29 publication of false statements and that members of
30 the public have trust and confidence in the electoral
31 process. The general assembly finds that the
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38 issues and positions of candidates for public office.
39 Rather, it is the intent of the general assembly to
40 prohibit the use of false statements of fact that
41 impede campaigns and diminish the public's trust and
42 confidence in the electoral process. The general
43 assembly declares that a compelling state interest
44 exists in prohibiting the use of false statements of
45 fact that impede campaigns for public office in Iowa
46 and diminish the public's trust and confidence in the
47 electoral process.

48 2. A person shall not, with actual malice, cause
49 to be published a false statement of fact concerning a
50 candidate for public office involving any of the

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1 following:

2 a. The education or training of the candidate.

3 b. The current profession or occupation of the
4 candidate or any former profession or occupation of
5 the candidate.6 c. Whether the candidate committed, was indicted
7 for committing, or was convicted of committing a crime
8 punishable by law.9 d. Whether the candidate was subject to discipline
10 or sanction by any body of the federal government,
11 state government, or political subdivision of the
12 state.13 e. Whether the candidate has received treatment
14 for a mental illness.15 f. Whether another person endorses or opposes the
16 candidate.17 g. The record of voting of a candidate if the
18 candidate serves or formerly served in an elected
19 office.20 3. Any candidate for public office who alleges
21 that a false statement of fact concerning the
22 candidate has been published in violation of this
23 section may file a complaint or information to the
24 board for possible board-initiated investigation.25 4. If the board determines that a violation did
26 occur, the board may impose any of the recommended
27 actions under section 68B.32D, except the board shall
28 not refer any complaint or supporting information of a
29 violation of this section to the attorney general or
30 any county attorney for prosecution.31 5. The board shall give priority to any complaint
32 or information for possible board-initiated
33 investigation filed under this section over all other
34 matters pending with the board.

35 6. As used in this section:

36 a. "Actual malice" means knowledge of the falsity
37 of a statement or reckless disregard for whether a
38 statement is true or false.39 b. "Public office" means any state, county, city,
40 school, or other office of a political subdivision of
41 the state filled by election.42 c. "Publish" means the act of printing, posting,
43 broadcasting, mailing, speaking, or otherwise
44 disseminating.45 7. This section shall not preclude the filing of a
46 civil action based on the same facts or event giving
47 rise to a complaint filed with the board under this
48 section.49 8. Section 56.16, which applies criminal penalties
50 for violations of chapter 56, shall not apply to**H-1795**

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1 violations of this section.

2 Sec. 3. NEW SECTION. 56.14C STATEMENT OF FAIR
3 CAMPAIGN PRACTICES FOR STATE OFFICES.

4 The board shall prepare a statement of fair
5 campaign practices to assist candidates in the proper
6 conduct of political campaigns in accordance with this
7 chapter. A copy of the statement shall be mailed to
8 any incumbent state officeholder running for
9 reelection to that office and to any other individual
10 running for elected state office that has filed a
11 statement of organization for that office pursuant to
12 section 56.5. Any individual running for elected
13 office for county, city, school, or other political
14 subdivision may request a copy of the statement.
15 Candidates choosing to abide by the statement shall
16 sign and return the statement to the board.
17 Compliance with the provisions of the statement shall
18 be voluntary on the part of any candidate choosing to
19 sign and return the statement to the board. The
20 statement prepared by the board shall be adopted by
21 rule pursuant to chapter 17A.

22 Sec. 4. SEVERABILITY. If any section of this Act,
23 or any portion of any section of this Act, or the
24 application of the Act to any person or circumstance
25 is found unconstitutional, invalid, or otherwise
26 unenforceable by a court, the remaining sections or
27 portions of sections shall be given effect to the
28 fullest extent possible."

29 2. By renumbering, relettering, redesignating,
30 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

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