

~~2. (II) AN ISSUE OR ISSUES OF PUBLIC IMPORTANCE RELATING TO THAT LEGISLATIVE OFFICE CHOSEN BY THE INCUMBENT OR CANDIDATE.~~

~~(H) "LEGISLATIVE NEWSLETTER" DOES NOT INCLUDE CORRESPONDENCE WITH PERSONS AS PART OF USUAL AND CUSTOMARY CONSTITUENT SERVICES, AS SET FORTH IN ARTICLE 40A, § 3-104 OF THE CODE.~~

(4) "PUBLICATION EXPENSE" MEANS AN EXPENDITURE RELATING TO WRITING, PUBLISHING, PRINTING, ISSUING, MAILING, OR DISTRIBUTING A LEGISLATIVE NEWSLETTER TO A VOTER, POTENTIAL VOTER, OR CONSTITUENT.

(B) AN INCUMBENT WHO HAS NOT FILED A CERTIFICATE OF CANDIDACY MAY PAY THE PUBLICATION EXPENSES OF A LEGISLATIVE NEWSLETTER FROM EITHER:

(1) THE INCUMBENT'S CAMPAIGN TREASURY IF THE INCUMBENT COMPLIES WITH ALL OTHER REQUIREMENTS OF THIS SUBTITLE REGARDING EXPENDITURES AND CAMPAIGN LITERATURE; OR

(2) THE PERSONAL FUNDS OF THE INCUMBENT OR THE SPOUSE OF THE INCUMBENT IF:

(I) THE INCUMBENT SIGNS AND FILES A REPORT WITH THE BOARD THAT:

1. CONTAINS A DETAILED LIST OF PUBLICATION EXPENSES;

2. CONTAINS AN AFFIDAVIT THAT NO FUNDS FOR THE LEGISLATIVE NEWSLETTER HAVE BEEN SOLICITED OR RECEIVED FROM ANOTHER SOURCE TO SUPPLEMENT THE PERSONAL FUNDS;

3. IS ON A FORM THAT THE BOARD PROVIDES; AND

4. IS FILED WITHIN 10 DAYS OF THE FIRST MAILING OR DISTRIBUTION OF EACH ISSUE; AND

(II) EACH ISSUE OF THE LEGISLATIVE NEWSLETTER CONTAINS A STATEMENT THAT IT IS DISSEMINATED AT THE PERSONAL EXPENSE OF THE INCUMBENT.

(C) AN ~~INCUMBENT~~ INDIVIDUAL WHO HAS FILED A CERTIFICATE OF CANDIDACY SHALL PAY THE PUBLICATION EXPENSES OF A LEGISLATIVE NEWSLETTER ONLY FROM THE ~~INCUMBENT'S~~ INDIVIDUAL'S CAMPAIGN TREASURY AND NOT FROM PUBLIC FUNDS.

~~(D) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO A LEGISLATIVE NEWSLETTER OR REPORT THAT:~~