

official, be liable, then the General Assembly may wish to clarify that intent in subsection (e) of this section.

Defined terms: "Campaign finance entity" § 1-101

"Candidate" § 1-101

"Contribution" § 1-101

"Election" § 1-101

"State Board" § 1-101

13-236. STATE FUNDED ENTITIES.

AN ENTITY THAT AT ANY TIME DURING AN ELECTION CYCLE DERIVES THE MAJORITY OF ITS OPERATING FUNDS FROM THE STATE MAY NOT MAKE A CONTRIBUTION TO ANY CAMPAIGN FINANCE ENTITY DURING THAT ELECTION CYCLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 33, § 13-212(c).

The phrase "make a contribution" is substituted for the former phrase "contribute any money or thing of value" for brevity and in light of the defined term "contribution". See § 1-101 of this article.

The Election Law Article Review Committee notes, for consideration by the General Assembly, that former Art. 33, § 13-212(c), which is revised in this section, is ambiguous. For example, it is unclear whether it was the intent of the General Assembly to prohibit an entity that makes a contribution to a campaign finance entity in the first year of an election cycle from ever receiving the majority of its operating funds from the State during that election cycle. It is unclear whether the prohibition applies even if the entity does not know that it derives – or intends to derive – at the time the contribution is made, the majority of (or for that matter, any of) its operating funds from the State. Alternatively, it may have been the intent of the General Assembly to prohibit the entity that derives the majority of its operating funds from the State from *thereafter* making a contribution to a campaign finance entity during any election cycle in which the entity derives the majority of its operating funds from the State. The General Assembly may wish to clarify this section.

Defined term: "Contribution" § 1-101

13-237. RESERVED.

13-238. RESERVED.

PART VII. CONTRIBUTIONS — MISCELLANEOUS PROVISIONS.

13-239. ANONYMOUS CONTRIBUTIONS — IN GENERAL.

EXCEPT AS PROVIDED IN § 13-240 OF THIS SUBTITLE, IF A CAMPAIGN FINANCE ENTITY RECEIVES A CONTRIBUTION FROM AN ANONYMOUS SOURCE, THE CAMPAIGN FINANCE ENTITY: