

## (C) ACCEPTANCE OF OVERDUE REPORTS.

(1) A BOARD SHALL ACCEPT AN OVERDUE CAMPAIGN FINANCE REPORT THAT IS SUBMITTED WITHOUT PAYMENT OF THE LATE FILING FEE, BUT THE CAMPAIGN FINANCE REPORT IS NOT CONSIDERED FILED UNTIL THE FEE HAS BEEN PAID.

(2) AFTER AN OVERDUE CAMPAIGN FINANCE REPORT IS RECEIVED UNDER PARAGRAPH (1) OF THIS SUBSECTION NO FURTHER LATE FILING FEE SHALL BE INCURRED.

## (D) RESPONSIBILITY FOR PAYMENT.

A LATE FILING FEE IS THE JOINT AND SEVERAL LIABILITY OF THE RESPONSIBLE OFFICERS AND:

(1) MAY NOT BE PAID, DIRECTLY OR INDIRECTLY, BY THE CAMPAIGN FINANCE ENTITY; AND

(2) IS NEITHER A CONTRIBUTION TO NOR AN EXPENDITURE OF THE ENTITY.

**REVISOR'S NOTE:** This section is new language derived without substantive change from former Art. 33, § 13-403(a), as it related to the imposition of, and responsibility for, a late filing fee for the failure to file a campaign finance report.

Throughout this section, the defined term "campaign finance report" is substituted for the former references to "report", "statement of expenditures or contributions", or "statement" for clarity. See General Revisor's Note to this title and § 1-101 of this article.

In subsection (b)(2) of this section, the former reference to "§ 13-401(a)(1) and (2), (c), and (d) of this subtitle" is deleted for clarity and to remove any ambiguity regarding the applicability of this section to a noncontinuing political committee. The Election Law Article Review Committee calls this deletion to the attention of the General Assembly.

In subsection (c)(1) of this section, the former reference to a board "or its officer" is deleted as implicit in the reference to the "board" and the inherent power and authority of a board.

Also in subsection (c)(1) of this section, the former reference to a report being "officially" filed is deleted as surplusage.

In subsection (c)(2) of this section, the former phrase "notwithstanding the fact the report ... is not considered officially filed" is deleted as surplusage.

In subsection (d)(1) of this section, the prohibition against a fee being "paid ... by the campaign finance entity" is substituted for the former prohibition against a fee being "paid ... from contributions to the candidate or committee" for clarity and consistency with § 13-218 of this title.