



The Ins and Outs of Campaign Financing



Campaign Financing Rules

- Municipal Election
 - July 23, 2010 (Dunnottar, Winnipeg Beach, Victoria Beach)
 - October 27, 2010 (all other municipalities)
- Not applicable to Local Urban District Elections



Who has responsibility?

- Councils
- Candidates
- Senior Election Officials (SEOs)
- Chief Administrative Officers

Council Responsibility





Campaign Expenses and Contribution By-Law

- Must be adopted before May 1, 2010
(Dunnottar, Winnipeg Beach, Victoria
Beach adopted prior to February 1, 2010)
- What happens if council does not adopt
by-law?



The by-law prescribes:

- Campaign expense limit
- The Form for the election finance statement
- Date to file election finance statement (not more than 210 days following election)



Auditing of election finance statements

- Are candidates required to have their election finance statements audited?
- If yes, who pays for the audit?
- If required, is the cost of the audit considered a campaign expense?



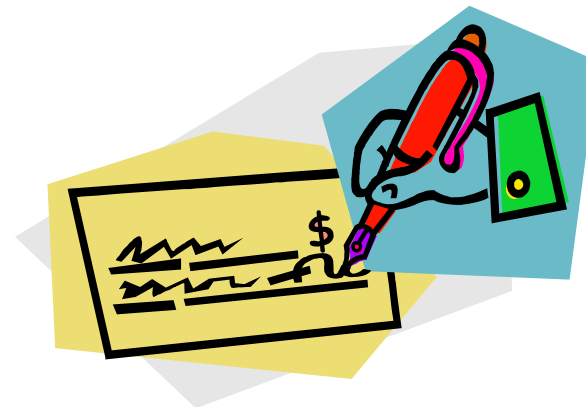
Tax Credits and Rebates for Contributions

- Are campaign contributions Income Tax deductible?
- Councils, may by by-law, establish tax credits and rebates for campaign contributions.

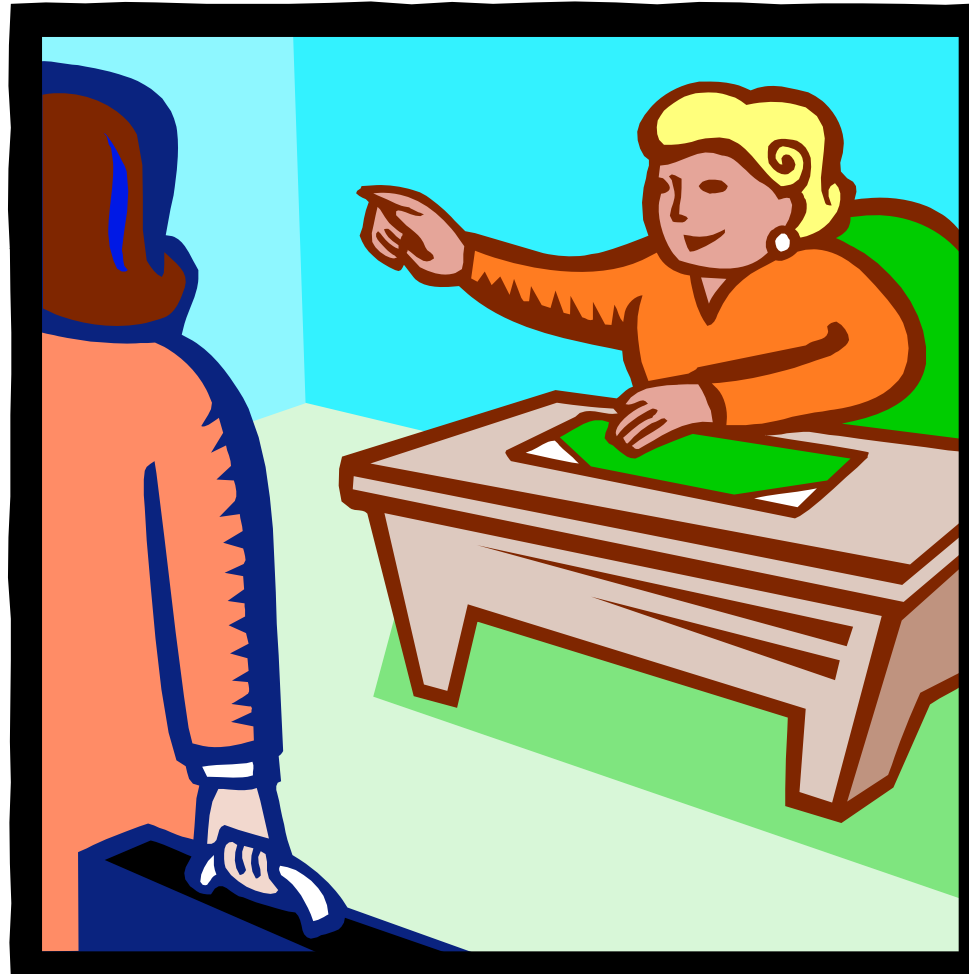


Reimbursements of Campaign Expenses

- Are campaign expenses Income Tax deductible?
- Council, may by by-law, establish a program for reimbursement of campaign expenses.



Senior Election Official responsibility





Registering Candidates

- Ensure that prospective candidates are aware of new campaign finance rules – Public Notice of Registration
- Accept Candidates' Registrations
- Provide Candidates with an Information Package



**FORM 10A
NOTICE OF REGISTRATION
OF PROSPECTIVE CANDIDATE FOR GENERAL MUNICIPAL ELECTION**

NAME OF LOCAL AUTHORITY

Prospective municipal election candidates must register with the Senior Election Official (SEO) during the registration period before they may begin to accept contributions, incur expenses, fundraise or borrow money for their campaign.

NOTICE IS HEREBY GIVEN that I will be receiving candidate registrations:

For the office of head of council: Between May 1, 2010 and September 21, 2010

For the office of councillor: Between June 30, 2010 and September 21, 2010

at the name of local authority office, location of office during the regular hours of business.

To obtain a registration form contact the S.E.O. at the telephone number listed below.

S.E.O. name

S.E.O. contact telephone number

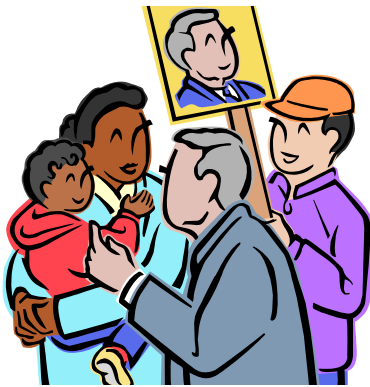
Fax Number

Dated at _____ on _____
(location) (date)

Senior Election Official (S.E.O.)

Name of the local authority

Candidate Responsibility



Candidate Registration

- Register with SEO before
 - accepting contributions/spending money on campaign
 - Deadline – close of nominations
- Know the rules
 - Who can contribute and how much?
 - What is the expense limit?
- Keep track
- File election finance statement with CAO





Form 11A
(Name of municipality)
**REGISTRATION OF PROSPECTIVE CANDIDATE
FOR GENERAL MUNICIPAL ELECTION**

To be filed with the Senior Election Official as follows:

Head of Council: between May 1, 2010 and September 21, 2010 (date of close of nominations)

Councillor: between June 30, 2010 and September 21, 2010 (date of close of nominations)

Name of office (Head of council or councillor, and Ward if applicable)		
Name of candidate		
Permanent mailing address		
		Postal Code
Phone	Phone (alternate)	Fax Number
E-mail address		

Note: To be completed prior to using a bank account for the purpose of the campaign.

Name and address of financial institution (Bank, Credit Union, Trust Company, or other similar institution)	Account number(s)
Signing Officer	Mailing Address / Postal Code
Phone (Business)	Fax Number

Who can contribute and how much?



- Only residents of Manitoba
- Union, corporate and anonymous donations banned.
- Contribution limits
 - \$1,500 per contributor for a Head of council or councillor candidate elected at large;
 - \$750 for a councillor candidate elected by ward.
- Same limits apply to candidate and spouse.
- Monetary and non-monetary

What is the expense limit?

- Expense limit set in municipality's campaign expense & contribution by-law.
- Eligible expenses may include:
 - Newspaper advertisements, pamphlets, signs
 - Hall or room rentals
 - Food and refreshments for candidates, campaign workers
 - Travel expenses such as gas



Keeping track



- Accurate records of
 - Contribution \$\$ with Contributor name /address
 - Expense \$\$ with description of service / good
- Retain records (copies of receipts, cancelled cheques, bank statements) for at least 2 years after the election.





File Election Finance Statement with CAO

- Page 1
 - Candidate's name / contact information
- Page 2
 - Total Contributions
 - Total Expenses
 - Surplus / (Deficit)
- Page 3
 - Individual contributor's name & address if more than \$250.00
- Page 4
 - Fund-Raising Event Statement
- Page 5
 - Loan Details
 - Candidate Declaration – statement is accurate disclosure and *The Municipal Act* and Municipality's by-law requirements met.


CAO Responsibility





Election Finance Statement

- Remind registered candidates to file.
- Accept the election finance statements.
- Make reports available to the public.
- Advise Council of outstanding statements.



Failure to file election finance statement

- Penalties for not filing:
 - Elected candidates – forfeiture of seat on council
 - Registered but not Nominated or Registered and Nominated but not elected – ineligible for next election.

Campaign Finance Offences

- Incurring expenses or accepting contributions before being registered
- Exceeding expense limit
- Accepting ineligible contributions

If guilty - \$5,000.00 fine

