

103D CONGRESS
1ST SESSION

S. 334

To amend the Communications Act of 1934 regarding the broadcasting of certain material regarding candidates for Federal elective office, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 4 (legislative day, JANUARY 5), 1993

Mr. HOLLINGS (for himself, Mr. DANFORTH, and Mr. INOUE) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend the Communications Act of 1934 regarding the broadcasting of certain material regarding candidates for Federal elective office, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 SECTION 1. This Act may be cited as the “Clean
4 Campaign Act of 1993”.

5 SEC. 2. (a) Section 315 of the Communications Act
6 of 1934 (47 U.S.C. 315) is amended—

7 (1) by redesignating subsections (b), (c), and
8 (d) as subsections (d), (e), and (f), respectively; and

1 (2) by inserting immediately after subsection
2 (a) the following new subsections:

3 “(b)(1) If any legally qualified candidate for any Fed-
4 eral elective office (or an authorized committee of any such
5 candidate) who utilizes rights of access and conditions of
6 access under the provisions of this Act uses a broadcasting
7 station to refer, directly or indirectly, to another legally
8 qualified candidate for that office, such reference shall be
9 made in person by such legally qualified candidate.

10 “(2) If any licensee permits a broadcasting station
11 to be used in a manner not in accordance with the require-
12 ments of paragraph (1) of this subsection, such licensee
13 shall provide, within a reasonable period of time, to the
14 candidate to whom reference was made the opportunity
15 to use, without charge, the same amount of time on such
16 broadcasting station, during the same period of the day,
17 as was used by the legally qualified candidate (or by an
18 authorized committee of such legally qualified candidate).

19 “(c)(1) If any licensee permits a person to use a
20 broadcasting station to broadcast political advertising ma-
21 terial which either endorses a legally qualified candidate
22 for any Federal elective office or opposes a legally qualified
23 candidate for that office, such licensee shall, within a rea-
24 sonable period of time, provide to any legally qualified can-
25 didate opposing the candidate endorsed (or to an author-

1 ized committee of such legally qualified candidate), or to
2 any legally qualified candidate who was so opposed (or to
3 an authorized committee of such legally qualified can-
4 didate), the opportunity to use, without charge, the same
5 amount of time on such broadcasting station, during the
6 same period of the day, as was used by such person.

7 “(2) For purposes of this subsection, the term ‘per-
8 son’ includes an individual, partnership, committee, asso-
9 ciation, corporation, or any other organization or group
10 of persons, but such term does not include a legally quali-
11 fied candidate for any Federal elective office or an author-
12 ized committee of any such candidate.”.

13 (b) Section 315(a) of the Communications Act of
14 1934 (47 U.S.C. 315(a)) is amended by striking “section”
15 and inserting in lieu thereof “subsection”.

16 (c) Section 315(e) of the Communications Act of
17 1934, as so redesignated by subsection (a) of this section,
18 is amended—

19 (1) by redesignating paragraphs (1) and (2) as
20 paragraphs (2) and (3), respectively; and

21 (2) by inserting immediately after “section—”
22 the following new paragraph:

23 “(1) the term ‘authorized committee’ means,
24 with respect to any candidate for nomination for
25 election, or election, to any Federal elective office,

1 any committee, club, association, or other group of
2 persons which receives contributions or makes ex-
3 penditures during a calendar year in an aggregate
4 amount exceeding \$1,000 and which is authorized by
5 such candidate to accept contributions or make ex-
6 penditures on behalf of such candidate to further the
7 nomination or election of such candidate;”.

8 SEC. 3. If any provision of this Act or the application
9 of it to any person or circumstance is held invalid, the
10 remainder of this Act and the application of the provision
11 to any other person or circumstance shall not be affected
12 by such invalidation.

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