

SENATOR SCHMIT: Well, no, I say there is nothing wrong with it. What I am saying is that this is a political ad that doesn't come under the accountability law. Then, am I entitled to go out and collect funds to place similar ads to answer this ad without accounting to the Accountability Commission?

SENATOR HOAGLAND: I think you are, yes, if you don't collect them as campaign funds. If you set up a separate organization to run ads in support of 376, that doesn't fall within the accountability act.

SENATOR SCHMIT: Okay, what if I collect \$10,000 and I spend a \$1,000. What do I do with the \$9,000?

SENATOR HOAGLAND Well you could give it back if you. . . .

SENATOR SCHMIT: What if I don't want to give it back.

SENATOR HOAGLAND: Well then...we are talking about a different... why wouldn't you want to give it back if you are not going to spend it for that political issue?

SENATOR SCHMIT: Who is to know if I give it back or not? You see you have got a loophole here, Senator Hoagland.

SENATOR HOAGLAND: But then we have other provisions of the accountability act that would come into play in that situation...they might come into play, Senator Schmit, it depends upon who you collect the money from as to whether it would bring the sunshine act into play.

SENATOR SCHMIT: Is that right? And, who would make that decision?

SENATOR HOAGLAND: Well if somebody filed a complaint it would go before the Commission.

SENATOR SCHMIT: How would anyone know if I raised \$300 or \$3,000? There is no accounting. . . .no one must account. You see what I am saying is I think that if I am going to go out and raise money to counteract this ad, then I ought to be willing to list the contributors, I ought to be willing to list how much money I spend, if I had any money left over the public should know about it. But under the present rules it would be up to someone else to file a complaint against me in order to find out the truth, isn't that right?

SENATOR HOAGLAND: Yes, but, Senator Schmit, if you were to change the accountability act to cover every political issue in the state, federal or state, you are stretching it way, way out of shape. I mean you are extending it way, way