

Jonathan Wayne

Executive Director

Maine Commission on Governmental Ethics and Election Practices

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Dear Director Wayne,

Pursuant to Section 2(3) of <u>21-A MRSA § 1064</u> ("Ballot Question 2"), the Maine Commission on Governmental Ethics and Election Practices (the "Commission") is charged with issuing an annual report "identifying anti-corruption amendment proposals introduced in Congress, and the members of Maine's Congressional Delegation sponsoring such proposals."

To support the Commission in carrying out its charge, American Promise respectfully submits these comments with two primary goals: (1) to update the Commission on the progress of nationwide efforts to urge Congress to propose an anti-corruption amendment to the U.S. Constitution, similar to Maine's Section 2 of Ballot Question 2, and (2) to identify whether members of Maine's Congressional Delegation are presently sponsoring such proposals.¹

American Promise is a nonprofit organization that mobilizes broad, cross-partisan support for an amendment to the United States Constitution that would empower the States and Congress to decide whether and how to set guardrails on money in our political system. We are proud to have nearly 8,500 supporters in the State of Maine, including several volunteer leaders who dedicate countless hours to educating their

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¹ American Promise submitted comments to the Commission last year. A complete copy of our 2024 comments is available on our website: https://americanpromise.net/american-promise-submission-to-maine-ethics-commission/.

fellow citizens about a workable and enduring constitutional solution to the vexing problem of money in politics.

I. Background: Ballot Question 2's Constitutional Amendment Provisions

On November 7, 2023, over <u>eighty-six percent</u> (86%) of the voters in Maine voted in favor of Ballot Question 2.

Ballot Question 2 has two main sections: Section 1 contains provisions to implement a prohibition of foreign spending in Maine's elections, and Section 2 contains provisions that reaffirm Maine's support for an amendment to the United States Constitution that would allow the States and Congress to enact limits on the role of money in elections. In this document, we focus exclusively on Section 2 of Ballot Question 2.

Section 2 reaffirms support of <u>Senate Paper 548</u> ("the 2013 Maine Resolution"), a joint resolution from 2013 in which Maine's legislature declared "our support for an amendment to the United States Constitution regarding campaign finance that would reaffirm the power of citizens through their government to regulate the raising and spending of money in elections." The 2013 Maine Resolution also called upon "each Member of the Maine Congressional Delegation to actively support and promote in Congress an amendment to the United States Constitution on campaign finance." Section 2 of Ballot Question 2 incorporates the substantive principles of the 2013 Maine Resolution by reference.

In the remainder of this document, we will (1) update the Commission on recent legislation in other states urging Congress to propose an amendment, and (2) identify the anticorruption amendment proposals that have been introduced so far in the 119th Congress, noting support by members of Maine's Congressional Delegation for such proposals.

II. Nationwide Progress of an Anti-Corruption Amendment

Since Question 2 appeared on the ballot in Maine in November of 2023, several other states have introduced legislation similar to Section 2. Notably, in March of this year, Utah officially became the 23rd state to call on Congress to propose an amendment to

the U.S. Constitution to restore the States' power to determine whether and how to regulate election spending within their borders.

Below is a list of legislation that has recently been introduced in a number of States across the country:

- Utah: Senate Joint Resolution 7
 - Passed by both legislative chambers as of March 17, 2025.
 - Passed the Utah State Senate (69% in favor) and Utah House of Representatives (84% in favor).
- Wisconsin: Senate Joint Resolution 58 and Assembly Joint Resolution 57
 - Currently pending in the Wisconsin State Senate and Wisconsin State Assembly.
- Wyoming: Senate Joint Resolution No. SJ 0008
 - Passed in the Wyoming Senate in February 2025 (55% in favor).
 - Received in the Wyoming House of Representatives; adjournment sine die.
- Oklahoma: <u>H.R.C. 1006</u>
 - Passed unanimously in the Oklahoma House of Representatives in March 2025.
 - First reading in the Oklahoma Senate; adjournment sine die.
- Texas: S.C.R. No. 28 and H.C.R 79
 - Introduced in the Texas Senate and Texas House of Representatives in 2025.
- Arizona: <u>S.C.R. 1012</u>
 - Introduced in the Arizona Senate; favorable vote by the Senate Federalism Committee in February 2025.

III. Maine Congressional Delegation's Support for Anti-Corruption Amendment Proposals Pending in the 119th Congress

American Promise regularly monitors resolutions introduced in Congress calling for an amendment to the U.S. Constitution concerning the regulation of money in elections and campaigns. Thus far in the 119th Congress, there has been one such bill introduced in the U.S. House of Representatives and one in the U.S. Senate.

The following table lists those bills and indicates whether members of Maine's Congressional Delegation "actively support and promote" such bills as sponsors or cosponsors:

| 119th Congress (2025-2026) | Maine's Congressional Delegation | | | |
|--|----------------------------------|------------------------|---------------------------|--------------------------|
| Resolution Proposing an Anti-Corruption Amendment | Senator Collins | Senator King | Representative Pingree | Representative Golden |
| House Joint Resolution 54 (Sponsor: Rep. Pramila Jayapal, 2/12/2025) | | | | |
| Senate Joint Resolution 43 (Sponsor: Sen. Jeanne Shaheen, 3/27/2025) | | Cosponsor (3/27/25) | | |

IV. Conclusion

Thank you for considering these comments, and for all of the work you do on behalf of the people of Maine. Please do not hesitate to contact us with any questions.

Best regards,

Brian Boyle
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American Promise

Chris Cayer

Director of Organizing

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² 21-A M.R.S. § 1064, Section 2(1)(A).