

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
1	Housekeeping – updated reference to relevant section of MEA so as to reflect changes brought on by Bill 181	Amend – lead-in	WHEREAS subsection 88.11(1) of the <i>Municipal Elections Act, 1996</i>	WHEREAS subsection 82(1) of the Municipal Elections Act, 1996
2	Housekeeping – added definition to clarify the responsibilities of individuals involved in the contribution rebate program	Add – Section 1	“participating candidate” means a candidate for an office on the municipal council who has submitted a completed application form to the City Clerk for the purpose of participating in the Contribution Rebate Program and who meets the requirements of this by-law.	
3	Housekeeping	Amend – multiple sections	participating candidate	candidate
4	Housekeeping – added further detail, expanding on process for clarity	Amend – Section 2	2. The payment of rebates to individuals who make contributions to participating candidates for an office on the municipal council is authorized provided such candidate has submitted a completed application form in person at the Municipal Elections Office or to the City Clerk, by 2 p.m. on nomination day, using the form established for that purpose by the City Clerk and	2. The payment of rebates to individuals who make contributions to candidates for an office on the municipal council is authorized provided such candidate has registered to participate in the contribution rebate program with the City Clerk by the end of nomination day.

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
			that the requirements of this by-law are met.	
5	Housekeeping - per Bill 181, <i>Municipal Elections Modernization Act, 2016</i> , detail added to clarify which entities the program applies to	Add - Section 2	Contributions to candidates for school board Trustee are not eligible for the payment of rebates. Contributions to registered third parties in relation to the election in the municipality are also not eligible for the payment or rebates.	
6	Housekeeping – all references to “for a rebate” updated to reflect changes made to Section 2	Amend – multiple sections	the payment of a rebate	for a rebate
7	Housekeeping – section removed because it is no longer relevant	Delete – Former Section 3		3. Despite Section 2, for the Ward 1 – Orleans by-election to be held on January 9, 2006, the payment of rebates to individuals who make contributions to candidates during this by-election is authorized provided such candidate has registered to participate in the contribution rebate program by 4:30 p.m. on Friday, December 16, 2005.
8	Housekeeping – for clarity	Amend – Section 3	3. Subject to Section 6, an individual, who makes a contribution	4. Subject to Section 6, an individual, who makes a contribution to a

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
			to a participating candidate for an office on the council of the City of Ottawa during a municipal election or by-election, may apply to the City Clerk for payment of a rebate on or after the date the receipt is issued by the participating candidate who accepted the contribution.	candidate for an office on the council of the City of Ottawa during a municipal election or by-election, may apply to the City Clerk for a rebate or on after the date the receipt is issued.
9	Housekeeping – updated reference to relevant section of MEA so as to reflect changes brought on by Bill 181, addition for clarity	Amend - Section 4 Add - Subsection 4(b)	4. Despite Section 88.15 of the Act, a. only a contribution of money accepted by the participating candidate will be eligible for the payment of a rebate, b. a contribution of services and goods are not eligible for the payment of a rebate c. a candidate’s contribution of inventory from a prior election is not eligible for the payment of a rebate.	5. Despite Section 66 of the Act, (a) only a contribution of money will be eligible for a campaign contribution rebate, (b) a candidate’s contribution of inventory from a prior election is not eligible for a campaign contribution rebate.
10	Housekeeping – reworded for clarity, updated references to relevant sections of MEA so as to reflect changes brought on by Bill 181, application deadline	Amend - Section 5	<u>5. An individual must submit the original, signed version of the form established by the City Clerk</u> , which must be received by the Municipal Elections Office or the City Clerk on or before 2 p.m., on the date that is sixty (60) days after the filing deadline for the financial statement for the participating candidate, unless the participating candidate’s campaign period is extended under	6. The application for rebate must be received by the City Clerk on or before 4:30 p.m. on the date that is ninety (90) days after the filing deadline for the financial statement for the candidate, unless the candidate’s campaign period is extended under paragraphs 4 or 5 of subsection 68(1) of the Act. If a candidate’s campaign period is extended, the application for rebate

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
	adjusted to avoid administrative challenge and to maintain procedural consistency		paragraphs 4 or 5 of subsection 88.24(1) of the Act. If a participating candidate’s campaign period is extended, the individual application for a contribution rebate for the extended period shall be made on or before 2 p.m. on the date that is sixty (60) days after the filing deadline for the supplementary financial statement for the participating candidate.	for contributions made during the extended period shall be made on or before 4:30 p.m. on the date that is ninety (90) days after the filing deadline for the supplementary financial statement for the candidate.
11	Housekeeping – reworded for procedural clarity	Amend - Section 6	6. The individual’s application for the payment of a rebate shall be in the form established for that purpose by the City Clerk.	7. The application for rebate shall be in the form established for that purpose by the City Clerk.
12	Housekeeping – reworded for procedural clarity	Amend - Section 7	7. The individual’s application for the payment of a rebate shall include: <ul style="list-style-type: none"> a. a receipt issued by the participating candidate who accepted the contribution; b. the receipt shall be in the prescribed receipt form approved by the City Clerk; and c. the receipt must be signed by or on behalf of the candidate. 	8. The application for rebate shall include a receipt in the form provided by the City Clerk and the receipt must be signed by or on behalf of the candidate.
13	Housekeeping – reworded for procedural clarity, updated reference to	Amend - Section 8	8. A participating candidate shall: <ul style="list-style-type: none"> a. comply with subsections 88.25(1) to (7) inclusive of the Act; b. include with the documents 	9. A candidate for an office on the municipal council shall: <ul style="list-style-type: none"> (a) comply with subsections 78(1) to (4) inclusive of the Act; and (b) include with the documents

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
	relevant subsections of MEA so as to reflect changes brought on by Bill 181		<p>filed with the City Clerk under subsection 88.25(1) or (7) of the Act, as the case may be, a copy of the receipt issued for each contribution received;</p> <p>c. submit an auditor’s report and an auditor’s statement, regardless of whether the total contributions received and total expenses incurred in the election campaign up to the end of the relevant period are each equal to or less than \$10,000</p> <p>d. submit an additional form, one established for that purpose by the City Clerk, upon which the auditor confirms that he or she has verified all contributions against a bank statement for the campaign account; and</p> <p>e. notwithstanding 88.25(8) of the Act, all financial statements submitted must be audited and include an auditor’s report.</p>	<p>filed under subsection 78(1) or (2) of the Act, as the case may be, a copy of the receipt issued for each contribution and an auditor’s statement that the auditor has verified all contributions against a bank statement for the campaign account.</p>
14	Housekeeping – reworded for clarity, updated reference to relevant sections of by-	Amend – Section 9	9. Despite Sections 2, 3 and 4 of this by-law, a candidate for an office on municipal council, a spouse of a candidate or any dependent child of a candidate or a candidate’s spouse are not eligible to receive a rebate	10. Despite Sections 2, 3 and 4 of this by-law, a candidate for an office on municipal council, the spouse of the candidate or any dependent child of the candidate or the candidate’s spouse will not be eligible to receive

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
	law		for any contribution of money made to any participating candidate.	a rebate.
15	Housekeeping – updated to reflect changes brought on by Bill 181	Amend – Section 10	10. The City Clerk shall review the receipt filed by the applicant seeking payment of a rebate and the copy filed by the participating candidate to determine consistency and may request further information from the applicant or participating candidate in order to determine whether a payment of a rebate may be made in accordance with the requirements of this by-law.	11. The City Clerk shall compare the receipt filed by the applicant and the copy filed by the candidate to ensure consistency.
16	Housekeeping – updated reference to relevant sections of by-law, updated reference to relevant sections of MEA so as to reflect changes brought on by Bill 181, addition for procedural clarity	Amend – Section 11 Add – Subsection 11(f)	11. The City Clerk shall pay the applicant the rebate in accordance with Sections 12 and 13 if the following conditions are met to the satisfaction of the City Clerk: <ul style="list-style-type: none"> a. the application complies with Sections 6, 7 and 8 inclusive, b. the participating candidate has complied with Section 9, c. the receipt filed by the applicant and the copy filed by the participating candidate are consistent, d. the participating candidate 	12. The City Clerk shall pay the applicant the rebate in accordance with Sections 13 and 14 if the following conditions are met: <ul style="list-style-type: none"> (a) the application complies with Sections 6, 7 and 8 inclusive, (b) the candidate has complied with Section 9, (c) the receipt filed by the applicant and the copy filed by the candidate are consistent, (d) the candidate has filed the documents required by Section 78 of the Act by the relevant filing date and that no such document shows on its face that the candidate has

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
			<p>has filed the documents required by Section 88.25 of the Act by the relevant filing date and that no such document shows on its face that the candidate has incurred expenses exceeding what is permitted under Section 88.20 of the Act,</p> <p>e. the participating candidate has paid any surplus in accordance with the provisions of Section 88.32 of the Act within the time period stipulated in that Section,</p> <p>f. the participating candidate has filed an auditor’s report as required by Section 88.25 of the Act, and auditor’s statement, in the form established for that purpose by the City Clerk, stating that the auditor has verified all contributions against a bank statement for the campaign account,</p> <p>g. in the case of a contribution made to a participating candidate during an election</p>	<p>incurred expenses exceeding what is permitted under Section 76 of the Act,</p> <p>(e) the City Clerk is satisfied that the candidate has paid any surplus in accordance with the provisions of Section 79 of the Act within the time period stipulated in that Section,</p> <p>(f) in the case of a contribution made on or the end of the candidate’s election campaign period as defined in subsection 68(1) of the Act, the time for an application for a compliance audit under Section 81 of the Act has expired, and</p> <p>(g) in the case of a contribution made to a candidate during an election campaign period that is extended pursuant to paragraph (4) of subsection 68(1) of the Act, the time for an application under Section 81 of the Act has expired.</p>

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
			<p>campaign period as defined in subsection 88.24(1) of the Act, the time for an application for a compliance audit under Section 88.33 of the Act has expired, any proceedings in relation to a compliance audit have been completed, and the compliance audit committee or prosecutor decides not to commence legal proceedings and the candidate is not otherwise convicted of an offence with respect to an alleged contravention of the MEA, and</p> <p>h. in the case of a contribution made to a participating candidate during an election campaign period that is extended pursuant to paragraph (4) of subsection 88.24(1) of the Act, the time for an application under Section 88.33 of the Act has expired, any proceedings in relation to a compliance audit have been completed and the compliance audit committee or prosecutor decides not to</p>	

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
			commence legal proceedings and the participating candidate is not otherwise convicted of an offence with respect to an alleged contravention of the MEA.	
17	Housekeeping – for clarity	Amend Section 12	<p>12. Subject to Section 14, the rebate to an eligible individual shall be calculated as follows:</p> <ul style="list-style-type: none"> a. a minimum contribution of \$25.01 is required to be eligible for a rebate, b. if the contribution is \$25.01 but not more than \$100.00, the rebate is 50% of the contribution, c. if the contribution is \$100.01 but not more than \$200.00, the rebate is \$50.00 plus 25% of the amount by which the contribution exceeds \$100.00, d. the maximum rebate to an individual shall not exceed \$75.00. 	<p>13. Subject to Section 14, the rebate to an individual shall be calculated as follows:</p> <ul style="list-style-type: none"> (a) a minimum contribution of \$25.01 is required to be eligible for a rebate, (b) if the contribution is \$25.01 but not more than \$100.00, the rebate is 50% of the contribution, (c) if the contribution is \$100.01 but not more than \$200.00, the rebate is \$50.00

Document 6 – Contribution Rebate Program By-law Amendments Table

	Reason for Amendment	Action/Section	Recommended Language	Current Language
18	Housekeeping – section removed because By-law No. 2003-26 is no longer relevant	Delete – Former Section 15		15. By-law No. 2003-26 entitled “A by-law of the City of Ottawa to authorize the payment of rebates to individuals who make contributions to candidates for office on the municipal council in the 2003 municipal election” is repealed.
19	Housekeeping – added to consolidate By-law No. 2005-505 and By-law No. 2013-333	Add - Section 14	14. By-law No. 2005-505 entitled “A by-law of the City of Ottawa to authorize the payment of rebates to individuals who make contributions to candidates for office on the municipal council” as amended is repealed.	
20	Housekeeping - added to consolidate By-law No. 2005-505 and By-law No. 2013-333	Add - Section 15	15. By-law No. 2013-333 entitled “A by-law to authorize the payment of rebates to individuals who make contributions to candidates for office on the municipal council” is repealed.	