

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 1563

Constitution and Election Laws Committee Substitute Adopted 6/9/94

Third Edition Engrossed 6/15/94

House Committee Substitute Favorable 6/30/94

Short Title: Donor's Occupations.

(Public)

Sponsors:

Referred to:

May 25, 1994

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT INFORMATION TO BE REPORTED CONCERNING CAMPAIGN CONTRIBUTORS SHALL INCLUDE OCCUPATION, EMPLOYER'S NAME, AND BUSINESS ADDRESS; AND TO CHANGE THE LIMITATION ON CONTRIBUTIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-278.8(c) reads as rewritten:

"(c) A treasurer may not accept a contribution of more than one hundred dollars (\$100.00) from a nonresident of this State unless the contribution is accompanied by a written statement setting forth the ~~name and address~~ name, home mailing address, occupation, employer's name, and business mailing address of each contributor."

Sec. 2. G.S. 163-278.8(d) reads as rewritten:

"(d) A treasurer shall not be required to report the name of any resident of this State who makes a total contribution of one hundred dollars (\$100.00) or less but he shall instead report the fact that he has received a total contribution of one hundred dollars (\$100.00) or less, the amount of the contribution, and the date of receipt. If a treasurer receives contributions of one hundred dollars (\$100.00) or less, each at a single event, he may account for and report the total amount received at that event, the date and place of the event, the nature of the event, and the approximate number of people at the event. With respect to the proceeds of sale of services, campaign literature and materials, wearing apparel, tickets or admission prices to campaign events such as

1 rallies or dinners, and the proceeds of sale of any campaign-related services or goods, if
2 the price or value received for any single service or goods exceeds one hundred dollars
3 (\$100.00), the treasurer shall account for and report the name of the individual paying
4 for such services or ~~goods,~~ goods and other information concerning the individual
5 required in G.S. 163-278.11(a)(1), the amount received, and the date of receipt, but if
6 the price or value received for any single service or item of goods does not exceed one
7 hundred dollars (\$100.00), the treasurer may report only those services or goods
8 rendered or sold at a value that does not exceed one hundred dollars (\$100.00), the
9 nature of the services or goods, the amount received in the aggregate for the services or
10 goods, and the date of the receipt."

11 Sec. 3. G.S. 163-278.11 reads as rewritten:

12 **"§ 163-278.11. Contents of treasurer's statement of receipts and expenditures.**

13 (a) Statements filed pursuant to provisions of this Article shall set forth the
14 following:

15 (1) Contributions. – A list of all contributions required to be listed under
16 G.S. 163-278.8 received by or on behalf of a candidate, political
17 committee, or referendum committee. The statement shall list the ~~name~~
18 ~~and complete mailing address~~ name, home mailing address, occupation,
19 employer's name, and business mailing address of each contributor, the
20 amount contributed, and the date such contribution was received. The
21 total sum of all contributions to date shall be plainly exhibited. Forms
22 for required reports shall be prescribed by the Board.

23 (2) Expenditures. – A list of all expenditures required under G.S. 163-
24 278.8 made by or on behalf of a candidate, political committee, or
25 referendum committee. The statement shall list the name and complete
26 mailing address of each payee, the amount paid, the purpose, and the
27 date such payment was made. The total sum of all expenditures to date
28 shall be plainly exhibited. Forms for required reports shall be
29 prescribed by the Board.

30 (3) Loans. – Every candidate and treasurer shall attach to the campaign
31 transmittal submitted with each report an addendum listing all
32 proceeds derived from loans for funds used or to be used in this
33 campaign. The addendum shall be in the form as prescribed by the
34 State Board of Elections and shall list the amount of the loan, the
35 source, the period, the rate of interest, and the security pledged, if any,
36 and all makers and endorsers.

37 (b) Statements shall reflect anything of value paid for or contributed by any
38 person or individual, both as a contribution and expenditure."

39 Sec. 4. G.S. 163-278.13 reads as rewritten:

40 **"§ 163-278.13. Limitation on contributions.**

41 (a) No individual or political committee shall contribute to any candidate or other
42 political committee any money or make any other contribution in any election in excess
43 of ~~four thousand dollars (\$4,000)~~ five hundred dollars (\$500.00) for that election.

1 (b) No candidate or political committee shall accept or solicit any contribution
2 from any individual or other political committee of any money or any other contribution
3 in any election in excess of ~~four thousand dollars (\$4,000)~~ five hundred dollars (\$500.00)
4 for that election.

5 (c) Notwithstanding the provisions of subsections (a) and (b) of this section, it
6 shall be lawful for a candidate or a candidate's spouse, parents, brothers and sisters to
7 make a contribution to the candidate or to the candidate's treasurer of any amount of
8 money or to make any other contribution in any election in excess of ~~four thousand~~
9 ~~dollars (\$4,000)~~ five hundred dollars (\$500.00) for that election.

10 (d) For the purposes of this section, the term 'an election' means any primary,
11 second primary, or general election in which the candidate or political committee may
12 be involved, without regard to whether the candidate is opposed or unopposed in the
13 ~~election.~~ election, except that where a candidate is not on the ballot in a second primary,
14 that second primary is not 'an election' with respect to that candidate.

15 (e1) No referendum committee which received any contribution from a
16 corporation, labor union, insurance company, business entity, or professional
17 association may make any contribution to another referendum committee, to a candidate
18 or to a political committee.

19 (f) Any individual, candidate, political committee, or referendum committee who
20 violates the provisions of this section is guilty of a Class 2 misdemeanor."

21 Sec. 5. This act becomes effective January 1, 1995, and applies to the
22 reporting of all contributions accepted on or after that date. This act applies to reports
23 filed on or after January 1, 1995, but only to the extent that those reports describe
24 contributions accepted on or after January 1, 1995. Section 4 of this act applies only to
25 contributions made on or after January 1, 1995.