

State of South Dakota

NINETY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2018

825Z0206

HOUSE BILL NO. 1003

Introduced by: Representatives Bartling, Johns, Soli, and Stevens and Senators Youngberg, Kennedy, and Sutton at the request of the Government Accountability Task Force

1 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the content of the
2 campaign finance disclosure reports and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 12-27-24 be amended to read:

5 12-27-24. A campaign finance disclosure report shall include the following information:

- 6 (1) The political committee name, mailing address, telephone number, and, if applicable,
7 e-mail address;
- 8 (2) Name, mailing address, telephone number, and, if applicable, an e-mail address, if
9 any of the political committee's treasurer;
- 10 (3) The type of campaign report (pre-primary, pre-general, year-end, amendment,
11 supplement, or termination);
- 12 (4) For any ballot question committee, the ballot question name and whether the
13 committee supports or opposes the ballot question;
- 14 (5) The balance of cash and cash equivalents on hand at the beginning of the reporting



- 1 period;
- 2 (6) The total amount of all contributions received during the reporting period;
- 3 (7) The total amount of any donated good or service received during the reporting
4 period;
- 5 (8) The total of refunds, rebates, interest, or other income not previously identified
6 during the reporting period;
- 7 (9) The total of expenditures made during the reporting period;
- 8 (10) The cash balance on hand as of the close of the reporting period;
- 9 (11) All contributions of one hundred dollars or less shall either be aggregated and
10 reported as a lump sum or the contributions shall be listed individually. The
11 individual contributions of one hundred dollars or less shall be noted on the
12 committee's books and a running total of each individual's contributions shall be
13 maintained;
- 14 (12) The name, mailing address, city, and state of each person making a contribution of
15 more than one hundred dollars in the aggregate during any calendar year and the
16 amount of the contribution. Any contribution from ~~any~~ an entity after July 1, 2017,
17 or political committee shall be itemized. Any contribution from a federal political
18 committee or political committee organized outside this state shall also include the
19 name and website address of the filing office where campaign finance disclosure
20 reports are regularly filed for the committee. If any information required by the
21 section is unknown to the political committee, the political committee may not
22 deposit the contribution;
- 23 (13) Any donated good or service contribution shall contain the same information as for
24 any monetary contribution, and shall also include a description of the donated good

1 or service contribution;

2 (14) Upon the request of the treasurer, any person making a donated good or service
3 contribution shall provide all necessary information to the treasurer, including the
4 value of the contribution;

5 (15) Any monetary or donated good or service contribution made by a political committee
6 to any political committee or nonprofit charitable entity shall be itemized;

7 (16) A categorical description and amount of any refunds, rebates, interest, sale of
8 property, or other receipts not previously identified during the reporting period;

9 (17) A categorical description and amount of any funds or donations by any entity to its
10 political committee for establishing and administering the political committee and
11 for any solicitation costs of the political committee;

12 (18) Each loan received shall be reported in the same manner as a contribution;

13 (19) Each loan repayment shall be reported in the same manner as an expenditure;

14 (20) Any expenditure made during the reporting period shall be categorized as
15 disbursements and itemized by expense categories. A miscellaneous expense
16 category is prohibited. Any contribution made by the political committee that is not
17 in exchange for any item of value or service shall be itemized;

18 (21) The amount of any independent communication expenditure from a political
19 committee made during the reporting period, and lists the name of the candidate,
20 public office holder, or ballot question related to the independent communication
21 expenditure and a description of the independent communication expenditure;

22 (22) The information contained in any statement provided pursuant to § 12-27-19; and

23 (23) A certification that the contents of the statement are true and correct signed by the
24 treasurer of the political committee.

1 Section 2. Whereas, this Act is necessary for the support of the state government and its
2 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
3 full force and effect from and after its passage and approval.