

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

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**HOUSE BILL 388**

Short Title: Campaign Disclosure. (Public)

Sponsors: Representatives Earle, Parmon, Lucas, Carney (Primary Sponsors);  
K. Alexander, M. Alexander, Bell, Bordsen, Bryant, Cotham,  
Farmer-Butterfield, Fisher, E. Floyd, Glazier, Harrison, Hughes, Insko, Mackey,  
Ross, Tarleton, and Wainwright.

Referred to: Election Law and Campaign Finance Reform, if favorable, Judiciary I.

March 4, 2009

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE THREE-THOUSAND-DOLLAR-OR-LESS EXEMPTION FOR  
CAMPAIGN REPORTING.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 163-278.10A is repealed.

**SECTION 2.** G.S. 163-278.9(a) reads as rewritten:

"(a) ~~Except as provided in G.S. 163-278.10A, the~~ The treasurer of each candidate and of each political committee shall file with the Board under certification of the treasurer as true and correct to the best of the knowledge of that officer the following reports:

(1) Organizational Report. – The appointment of the treasurer as required by G.S. 163-278.7(a), the statement of organization required by G.S. 163-278.7(b), and a report of all contributions and expenditures not previously reported shall be filed with the Board no later than the tenth day following the day the candidate files notice of candidacy or the tenth day following the organization of the political committee, whichever occurs first. Any candidate whose campaign is being conducted by a political committee which is handling all contributions and expenditures for his campaign shall file a statement with the Board stating such fact at the time required herein for the organizational report. Thereafter, the candidate's political committee shall be responsible for filing all reports required by law.

(2) Repealed by Session Laws 1999-31, s. 7(a), effective January 1, 2000.

(3) Postprimary Report(s). – Repealed by Session Laws 1997-515, s. 1.

(4) Preelection Report. – Repealed by Session Laws 1997-515, s. 1.

(4a) 48-Hour Report. – A political committee or political party that receives a contribution or transfer of funds shall disclose within 48 hours of receipt a contribution or transfer of one thousand dollars (\$1,000) or more received before an election but after the period covered by the last report due before that election. The disclosure shall be by report to the State Board of Elections identifying the source and amount of the funds. The State Board of Elections shall specify the form and manner of making the report, including the reporting of in-kind contributions.

(5) Repealed by Session Laws 1985, c. 164, s. 1.

(5a) Quarterly Reports. – During even-numbered years during which there is an election for that candidate or in which the campaign committee is supporting



1 or opposing a candidate, the treasurer shall file a report by mailing or  
2 otherwise delivering it to the Board no later than seven working days after  
3 the end of each calendar quarter covering the prior calendar quarter, except  
4 that:

5 a. The report for the first quarter shall also cover the period in April  
6 through the seventeenth day before the primary, the first quarter  
7 report shall be due seven days after that date, and the second quarter  
8 report shall not include that period if a first quarter report was  
9 required to be filed; and

10 b. The report for the third quarter shall also cover the period in October  
11 through the seventeenth day before the election, the third quarter  
12 report shall be due seven days after that date, and the fourth quarter  
13 report shall not include that period if a third quarter report was  
14 required to be filed.

15 (6) Semiannual Reports. – If contributions are received or expenditures made  
16 for which no reports are otherwise required by this Article, any and all such  
17 contributions and expenditures shall be reported by the last Friday in July,  
18 covering the period through the last day of June, and shall be reported by the  
19 last Friday in January, covering the period through the last day of  
20 December."

21 **SECTION 3.** G.S. 163-278.19B(5) reads as rewritten:

22 "(5) The political party executive committee shall report donations to and  
23 spending by a political party headquarters building fund on every report  
24 required to be made by G.S. 163-278.9. ~~If a committee is excused from~~  
25 ~~making general campaign finance reports under G.S. 163-278.10A, that~~  
26 ~~committee shall nonetheless report donations in any amount to and spending~~  
27 ~~in any amount by the political party headquarters building fund at the times~~  
28 ~~required for reports in G.S. 163-278.9."~~

29 **SECTION 4.** This act becomes effective February 1, 2010, and applies to all  
30 campaign finance reports due on or after that date.