

Withdrawn



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1031*

AMENDMENT NO. A13
(to be filled in by
Principal Clerk)

H1031-AMC-78 [v.4]

Page 1 of 2

Comm. Sub. [YES]
Amends Title [NO]
Third Edition

Date _____, 2014

Representative _____

1 moves to amend the bill on page 9, lines 37-38, by inserting between the lines the following
2 language to read:

3 "SECTION 1.1.(d) Article 22A of Chapter 163 of the General Statutes is amended
4 by adding a new section to read:

5 "§ 163-278.23A. Disclosure of contribution-related activity involving appointees to
6 positions on the governing board of a nonprofit corporation with which the
7 Department of Commerce contracts pursuant to G.S. 143B-431A.

8 (a) Definitions. – As used in this section, the following definitions apply:

9 (1) Date of appointment. – The day of the public announcement by the
10 appointing authority that the individual will be appointed to the position or
11 the day the appointee begins serving in the position, whichever occurs first.
12 Beginning on the date of appointment, the individual subject to the
13 appointment is, for purposes of this section, the "appointee." For purposes of
14 this section, individuals appointed to the governing board of a nonprofit
15 corporation with which the Department of Commerce contracts pursuant to
16 G.S. 143B-431A are appointees.

17 (2) Fund-raising. – The receiving and forwarding of a contribution, or the
18 activity that results in an individual receiving, directly or indirectly, written
19 acknowledgement from a contributor or recipient of the contribution, or
20 from the agent of that contributor or recipient, that the individual is
21 responsible for a contribution.

22 (3) Immediate family. – As defined in G.S. 138A-3(17).

23 (4) Relevant political committee. – A candidate for the office with authority to
24 make the appointment or a political committee controlled by a candidate for
25 the office with authority to make the appointment, a political action
26 committee registered with the State Board of Elections, any political party in
27 North Carolina, or any organization that is a 501(c)(3) or 501(c)(4)
28 organization under the Internal Revenue Code.

29 (b) Initial Report by Appointees. – An appointing authority shall notify an appointee of
30 the appointment and duty to report within five days after the date of appointment, and shall
31 make available to the appointee the appropriate forms for reporting. Within five days after
32 notice to the appointee by the appointing authority, the appointee shall submit the following



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1 reports to the State Board of Elections in the form required by the State Board for contributions
2 made in the two years preceding the date of appointment:

3 (1) A list of contributions made by the appointee or a member of the appointee's
4 immediate family to a relevant political committee. A report is not required
5 if the total of those contributions is less than one thousand dollars (\$1,000)
6 during the period covered by the report.

7 (2) A list of contributions resulting from the appointee's fund-raising for a
8 relevant political committee. A report is not required if the total of such
9 contributions is less than one thousand dollars (\$1,000) during the period
10 covered by the report.

11 (c) Timing and Manner of Reporting by the State Board of Elections. – Within three
12 business days of receiving the reports required by subsection (b) of this section, the State Board
13 shall make the reports available in a manner that facilitates access and inspection by the public,
14 including on a page of the State Board's Internet Web site devoted to reporting required by this
15 section. The State Board shall check the reports provided by the appointee for consistency with
16 the State Board's other campaign finance records.

17 (d) A violation of a duty under this section by an appointee is a Class 2 misdemeanor."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____