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A BILL

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11 TO AMEND SECTION 8-13-1300, AS AMENDED, CODE OF
12 LAWS OF SOUTH CAROLINA, 1976, RELATING TO
13 DEFINITIONS IN REGARD TO CAMPAIGN PRACTICES, SO
14 AS TO REVISE CERTAIN DEFINITIONS.

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16 Be it enacted by the General Assembly of the State of South
17 Carolina:

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19 SECTION 1. Section 8-13-1300 (6), (7), (23), and (32) of the 1976
20 Code, as last amended by Act 76 of 2003, is further amended to read:

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22 “(6) ‘Committee’ means an association, a club, an organization,
23 or a group of persons, including a party committee, a legislative
24 caucus committee, or a noncandidate committee, ~~which, to influence~~
25 ~~the outcome of an elective office,~~ has as its major purpose the
26 nomination, election, or defeat of one or more candidates and
27 receives contributions or makes expenditures in excess of five
28 hundred dollars in the aggregate during an election cycle. It also
29 means a person who, ~~to influence the outcome of an elective office,~~
30 has the major purpose to support or oppose the nomination, election,
31 or defeat of one or more candidates and makes:

32

33 (a) contributions aggregating at least twenty-five thousand
34 dollars during an election cycle to or at the request of a candidate or
35 a committee, or a combination of them; or

36

37 (b) independent expenditures aggregating five hundred
38 dollars or more during an election cycle for the election or defeat of
39 a candidate.

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41 ~~‘Committee’ includes a party committee, a legislative caucus~~
42 ~~committee, a noncandidate committee, or a committee that is not a~~
43 ~~campaign committee for a candidate but that is organized for the~~
44 ~~purpose of influencing an election.~~

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1 (7) 'Contribution' means a gift, subscription, loan, guarantee
2 upon which collection is made, forgiveness of a loan, an advance,
3 in-kind contribution or expenditure, a deposit of money, or anything
4 of value made to a candidate or committee to influence an election;
5 or payment or compensation for the personal service of another
6 person which is rendered ~~for any purpose~~ to a candidate or
7 committee without charge to influence an election, whether any of
8 the above are made or offered directly or indirectly. 'Contribution'
9 does not include (a) volunteer personal services on behalf of a
10 candidate or committee for which the volunteer or any person acting
11 on behalf of or instead of the volunteer receives no compensation
12 either in cash or in-kind, directly or indirectly, from any source; ~~or~~
13 ~~(b) a gift, subscription, loan, guarantee upon which collection is~~
14 ~~made, forgiveness of a loan, an advance, in-kind contribution or~~
15 ~~expenditure, a deposit of money, or anything of value made to a~~
16 ~~committee, other than a candidate committee, and is used to pay for~~
17 ~~communications made not more than forty five days before the~~
18 ~~election to influence the outcome of an elective office as defined in~~
19 ~~Section 8-13-1300(31)(c). These funds must be deposited in an~~
20 ~~account separate from a campaign account as required in Section~~
21 ~~8-13-1312.~~
22

23 (23) 'Noncandidate committee' means a committee that is not a
24 campaign committee for a candidate but ~~is organized to influence an~~
25 ~~election or to support or oppose a candidate or public official~~ has as
26 its major purpose the nomination, election, or defeat of one or more
27 candidates, which receives contributions or makes expenditures in
28 excess of five hundred dollars in the aggregate during an election
29 cycle. 'Noncandidate committee' does not include political action
30 committees that contribute solely to federal campaigns.
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32 (32) 'Ballot measure committee' means:

33 (a) an association, club, an organization, or a group of persons
34 ~~which, to influence the outcome of a ballot measure, whose major~~
35 purpose is to promote or defeat a ballot measure and receives
36 contributions or makes expenditures in excess of two thousand five
37 hundred dollars in the aggregate during an election cycle;

38 (b) a person, other than an individual, who, to influence the
39 outcome of a ballot measure, makes contributions aggregating at
40 least fifty thousand dollars during an election cycle to or at the
41 request of a ballot measure committee; or

42 (c) a person, other than an individual, who, to influence the
43 outcome of a ballot measure, makes independent expenditures

1 aggregating two thousand five hundred dollars or more during an
2 election cycle.”
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4 SECTION 2. This act takes effect upon approval by the Governor.
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