

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

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## HOUSE ENGROSSED NO. **HB 1008** - 01/27/2003

Introduced by: The Committee on Local Government at the request of the Secretary of State

1 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning campaign  
2 contributions and reports.

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

4 Section 1. That § 12-25-1.1 be amended to read as follows:

5 12-25-1.1. It is a Class 2 misdemeanor for any natural person, except as otherwise provided  
6 in this chapter, to contribute more than one thousand dollars to or in behalf of any individual  
7 candidate for state-wide office in any calendar year or more than two hundred fifty dollars to or  
8 in behalf of any individual candidate for legislative or county office in any calendar year. The  
9 limitation on individual contributions to any individual candidate in this section does not apply  
10 to contributions from the candidate, ~~his~~ the candidate's spouse, any relative within the third  
11 degree of kinship of the candidate or ~~his~~ the candidate's spouse, and the spouses of such  
12 relatives.

13 No candidate for state-wide office in any calendar year may accept more than one thousand  
14 dollars from any natural person. No candidate for legislative office in any calendar year may  
15 accept more than two hundred fifty dollars from any natural person. If a state-wide or legislative  
16 candidate accepts a contribution in excess of the limits provided by this section, the secretary of



1 state shall notify such candidate by personal service or by certified mail. If the candidate fails to  
2 comply with this section within thirty days after receipt or delivery of such notice, the candidate  
3 is guilty of a Class 2 misdemeanor.

4 No candidate for county office in any calendar year may accept more than two hundred fifty  
5 dollars from any natural person. If a candidate for county office accepts a contribution in excess  
6 of the limits provided by this section, the county auditor shall notify such candidate by personal  
7 service or by certified mail. If the candidate fails to comply with this section within thirty days  
8 after receipt or delivery of such notice, the candidate is guilty of a Class 2 misdemeanor.

9 Section 2. That § 12-25-13.1 be amended to read as follows:

10 12-25-13.1. If any candidate, candidate's committee, ballot question committee, political  
11 action committee, or political party committee receives any contribution of five hundred dollars  
12 or more within the nine days immediately prior to any election from any individual contributor,  
13 such candidate or committee shall ~~make and file~~ fax or deliver to the secretary of state a  
14 supplement to the statement required in § 12-25-13 or 12-25-19.1 stating the name, residence  
15 address, and place of employment of any individual contributor or the name and address of the  
16 committee and the amount of the contribution within forty-eight hours of the receipt thereof. A  
17 violation of this section is a Class 2 misdemeanor.