

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

448I0063

## SENATE BILL NO. 92

Introduced by: Senator Napoli

1 FOR AN ACT ENTITLED, An Act to restrict certain paid political advertising on radio and  
2 television.

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

4 Section 1. No owner, licensee, or operator of any radio, television, or cable television  
5 broadcasting station, network, or system, nor any agent or employee of such owner, licensee,  
6 or operator, may sell to any candidate, person representing any candidate, or any interest group  
7 advocating the election or defeat of any candidate, any advertising time for broadcast between  
8 June fifteenth and August thirtieth of each even-numbered year of any paid political  
9 advertisement soliciting the public to favor or disfavor the election or defeat of any candidate at  
10 the next South Dakota general election.

11 Section 2. No owner, licensee, or operator of any radio, television, or cable television  
12 broadcasting station, network, or system, nor any agent or employee of such owner, licensee,  
13 or operator, may sell to any candidate, person representing any candidate, or any interest group  
14 advocating the election or defeat of any candidate, any advertising time for broadcast between  
15 January fifteenth and March thirtieth of each even-numbered year of any paid political  
16 advertisement soliciting the public to favor or disfavor the election or defeat of any candidate at



1 the next South Dakota primary election.

2 Section 3. The entire proceeds from any sale of advertising made in violation of the  
3 provisions of sections 1 and 2 of this Act are forfeit to the State of South Dakota and, upon  
4 receipt, shall be deposited in the state general fund.