

The House Committee on Governmental Affairs offers the following substitute to HB 1039:

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 5 of Title 21 of the Official Code of Georgia Annotated,
2 relating to campaign contributions, so as to provide that candidates, campaign committees,
3 independent committees, or political action committees shall require disclosures on content
4 or postings made by social media personalities that are paid for by such candidate or
5 committee; to provide a definition; to provide for related matters; to repeal conflicting laws;
6 and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 2 of Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to
10 campaign contributions, is amended by adding a new Code section to read as follows:

11 "21-5-37.

12 (a) As used in this Code section, the term 'social media personality' means a person, group
13 of people, or business entity that creates or posts content, messages, information, or images
14 that are viewable by other users on one or more social media platforms, as that term is
15 defined in Code Section 50-29-20, in return for monetary or nonmonetary remuneration.

16 (b) In the event that a candidate, campaign committee, independent committee, or political
17 action committee makes an expenditure to a social media personality in return for the
18 posting of content, messages, information, or images, such candidate, campaign committee,
19 independent committee, or political action committee shall require such social media
20 personality to disclose that said content, messages, information, or images were paid for
21 by said candidate, campaign committee, independent committee, or political action
22 committee.

23 (c) The disclosure required by subsection (b) of this Code section shall be in writing and
24 made verbally, when the respective media allows, and shall be made a part of each piece
25 of content, messages, information, or images posted that was paid for by the candidate,
26 campaign committee, independent committee, or political action committee and shall be
27 clearly legible. For the use of audible media it shall be announced, articulated, spoken, or
28 otherwise rendered completely using the same volume and rate of speaking as is used in
29 the remainder of the posting."

30 **SECTION 2.**

31 All laws and parts of laws in conflict with this Act are repealed.