

State of South Dakota

NINETY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2018

285Z0824

HOUSE ENGROSSED NO. **HB 1282** - 2/12/2018

Introduced by: Representatives Jamison, Ahlers, Beal, Campbell, Goodwin, Haugaard, Jensen (Kevin), Marty, McCleerey, Reed, Smith, and Willadsen and Senators Novstrup, Kolbeck, and Stalzer

1 FOR AN ACT ENTITLED, An Act to provide certain notice requirements regarding out-of-
2 state contributions to ballot question committees.

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

4 Section 1. That chapter 12-27 be amended by adding a NEW SECTION to read:

5 If any ballot question committee receives any contribution in excess of ten thousand dollars
6 from a person who is not a resident of this state, a political committee that is organized in a state
7 other than this state, or any other entity that is not filed as a domestic entity with the secretary
8 of state for the four years preceding a contribution, the ballot question committee shall include
9 a clear and conspicuous disclaimer that says "Paid for in-part with out-of-state money" in any
10 public communication, which includes any broadcast, cable, or satellite transmission; any
11 communication in a newspaper or magazine; outdoor advertising, including any billboard; any
12 mass mailing consisting of five hundred pieces or more; any telephone bank consisting of five
13 hundred calls or more; and any other public political advertising, including brochures.

14 If the ballot question committee fails to provide a clear and conspicuous disclaimer on any



1 public communication pursuant to this section, the ballot question committee is subject to a civil
2 penalty of not more than five thousand dollars per occurrence to be imposed by the secretary of
3 state and deposited into the general fund.