

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 1432**

Short Title: Limit Political Party Campaign Fund-Raising. (Public)

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Sponsors: Representatives Current; Hurley, Neumann, and Walend.

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Referred to: Election Law and Campaign Finance Reform, if favorable, Judiciary I.

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April 12, 2007

A BILL TO BE ENTITLED  
AN ACT TO LIMIT THE ROLE OF POLITICAL PARTIES IN CAMPAIGN  
FUND-RAISING.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 163-278.13 reads as rewritten:

**"§ 163-278.13. Limitation on contributions.**

(a) No individual, political committee, or other entity shall contribute to any candidate or other political committee any money or make any other contribution in any election in excess of four thousand dollars (\$4,000) for that election.

(b) No candidate or political committee shall accept or solicit any contribution from any individual, other political committee, or other entity of any money or any other contribution in any election in excess of four thousand dollars (\$4,000) for that election.

(c) Notwithstanding the provisions of subsections (a) and (b) of this section, it shall be lawful for a candidate or a candidate's spouse, parents, brothers and sisters to make a contribution to the candidate or to the candidate's treasurer of any amount of money or to make any other contribution in any election in excess of four thousand dollars (\$4,000) for that election.

(d) For the purposes of this section, the term "an election" means any primary, second primary, or general election in which the candidate or political committee may be involved, without regard to whether the candidate is opposed or unopposed in the election, except that where a candidate is not on the ballot in a second primary, that second primary is not "an election" with respect to that candidate.

(e) Except as provided in subsections (e2) and (e3) of this section, and except for contributions to political party executive committees by candidates or candidate campaign committees and contributions by political party executive committees to candidates or candidate campaign committees, this section shall not apply to any national, State, district or county executive committee of any political party. For the purposes of this section only, the term "political party" means only those political

1 parties officially recognized under G.S. 163-96. As used in this section, "candidate  
2 campaign committee" is as defined in G.S. 163-278.38Z(3).

3 (e1) No referendum committee which received any contribution from a  
4 corporation, labor union, insurance company, business entity, or professional  
5 association may make any contribution to another referendum committee, to a candidate  
6 or to a political committee.

7 (e2) In order to make meaningful the provisions of Article 22D of this Chapter,  
8 the following provisions shall apply with respect to candidates for justice of the  
9 Supreme Court and judge of the Court of Appeals:

10 (1) No candidate shall accept, and no contributor shall make to that  
11 candidate, a contribution in any election exceeding one thousand  
12 dollars (\$1,000) except as provided for elsewhere in this subsection.

13 (2) A candidate may accept, and a family contributor may make to that  
14 candidate, a contribution not exceeding two thousand dollars (\$2,000)  
15 in an election if the contributor is that candidate's parent, child,  
16 brother, or sister.

17 (3) No candidate shall accept, and no contributor shall make to that  
18 candidate, a contribution during the period beginning 21 days before  
19 the day of the general election and ending the day after the general  
20 election if that contribution causes the candidate to exceed the "trigger  
21 for rescue funds" defined in G.S. 163-278.62(18). This subdivision  
22 applies with respect to a candidate opposed in the general election by a  
23 certified candidate as defined in Article 22D of this Chapter who has  
24 not received the maximum rescue funds available under  
25 G.S. 163-278.67. The recipient of a contribution that apparently  
26 violates this subdivision has three days to return the contribution or file  
27 a detailed statement with the State Board of Elections explaining why  
28 the contribution does not violate this subdivision.

29 As used in this subsection, "candidate" is also a political committee authorized by  
30 the candidate for that candidate's election. Nothing in this subsection shall prohibit a  
31 candidate or the spouse of that candidate from making a contribution or loan secured  
32 entirely by that individual's assets to that candidate's own campaign.

33 (e3) Notwithstanding the provisions of subsections (a) and (b) of this section, no  
34 candidate for superior court judge or district court judge shall accept, and no contributor  
35 shall make to that candidate, a contribution in any election exceeding one thousand  
36 dollars (\$1,000), except as provided in subsection (c) of this section. As used in this  
37 subsection, "candidate" is also a political committee authorized by the candidate for that  
38 candidate's election. Nothing in this subsection shall prohibit a candidate or the spouse  
39 of that candidate from making a contribution or loan secured entirely by that  
40 individual's assets to that candidate's own campaign.

41 (f) Any individual, candidate, political committee, referendum committee, or  
42 other entity that violates the provisions of this section is guilty of a Class 2  
43 misdemeanor."

1                   **SECTION 2.** This act becomes effective January 1, 2008, and applies to all  
2 contributions made or accepted on or after that date.