

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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**HOUSE BILL 1847
Committee Substitute Favorable 5/24/06**

Short Title: Treasurer Training.

(Public)

Sponsors:

Referred to:

May 10, 2006

A BILL TO BE ENTITLED

1 AN ACT TO STRENGTHEN POLITICAL COMMITTEE TREASURER TRAINING,
2 AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON ETHICS
3 AND GOVERNMENTAL REFORM.
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 163-278.7 reads as rewritten:

7 "**§ 163-278.7. Appointment of political treasurers.**

8 (a) Each candidate, political committee, and referendum committee shall appoint
9 a treasurer and, under verification, report the name and address of the treasurer to the
10 Board. A candidate may appoint himself or any other individual, including any relative
11 except his spouse, as his treasurer, and, upon failure to file report designating a
12 treasurer, the candidate shall be concluded to have appointed himself as treasurer and
13 shall be required to personally fulfill the duties and responsibilities imposed upon the
14 appointed treasurer and subject to the penalties and sanctions hereinafter provided.

15 (b) Each appointed treasurer shall file with the Board at the time required by
16 G.S. 163-278.9(a)(1) a statement of organization that includes:

17 (1) The Name, Address and Purpose of the Candidate, Political
18 Committee, or Referendum Committee. – When the political
19 committee or referendum committee is created pursuant to
20 G.S. 163-278.19(b), the name shall be or include the name of the
21 corporation, insurance company, business entity, labor union or
22 professional association whose officials, employees, or members
23 established the committee. When the political committee or
24 referendum committee is not created pursuant to G.S. 163-278.19(b),
25 the name shall be or include the economic interest, if identifiable,
26 principally represented by the committee's organizers or intended to be
27 advanced by use of the committee's receipts.

- 1 (2) The names, addresses, and relationships of affiliated or connected
2 candidates, political committees, referendum committees, political
3 parties, or similar organizations;
- 4 (3) The territorial area, scope, or jurisdiction of the candidate, political
5 committee, or referendum committee;
- 6 (4) The name, address, and position with the candidate or political
7 committee of the custodian of books and accounts;
- 8 (5) The name and party affiliation of the candidate(s) whom the
9 committee is supporting or opposing, and the office(s) involved;
- 10 (5a) The name of the referendum(s) which the referendum committee is
11 supporting or opposing, and whether the committee is supporting or
12 opposing the referendum;
- 13 (6) The name of the political committee or political party being supported
14 or opposed if the committee is supporting the ticket of a particular
15 political or political party;
- 16 (7) A listing of all banks, safety deposit boxes, or other depositories used,
17 including the names and numbers of all accounts maintained and the
18 numbers of all such safety deposit boxes used, provided that the Board
19 shall keep any account number included in any report filed after March
20 1, 2003, and required by this Article confidential except as necessary
21 to conduct an audit or investigation, except as required by a court of
22 competent jurisdiction, or unless confidentiality is waived by the
23 treasurer. Disclosure of an account number in violation of this
24 subdivision shall not give rise to a civil cause of action. This limitation
25 of liability does not apply to the disclosure of account numbers in
26 violation of this subdivision as a result of gross negligence, wanton
27 conduct, or intentional wrongdoing that would otherwise be
28 actionable.
- 29 (8) The name or names and address or addresses of any assistant treasurers
30 appointed by the treasurer. Such assistant treasurers shall be authorized
31 to act in the name of the ~~treasurer, candidate, political committee, or~~
32 ~~referendum committee~~ who and shall be fully responsible for any act
33 or acts committed by ~~an~~ the assistant ~~treasurer, treasurer, and the~~ The
34 treasurer shall be fully liable for any violation of this Article
35 committed by any assistant treasurer; and
- 36 (9) Any other information which might be requested by the Board that
37 deals with the campaign organization of the candidate or referendum
38 committee.
- 39 (c) Any change in information previously submitted in a statement of
40 organization shall be reported to the Board within a 10-day period following the change.
- 41 (d) A candidate, political committee or referendum committee may remove his or
42 its treasurer. In case of the death, resignation or removal of his or its treasurer before
43 compliance with all obligations of a treasurer under this Article, such candidate,
44 political committee or referendum committee shall appoint a successor within 10 days

1 of the vacancy of such office, and certify the name and address of the successor in the
2 manner provided in the case of an original appointment.

3 (e) Every treasurer of a referendum committee shall receive, prior to every
4 election in which the referendum committee is involved, training from the State Board
5 of Elections as to the duties of the office, including the requirements of
6 G.S. 163-278.13(e1), provided that the treasurer may designate an employee or
7 volunteer of the committee to receive the training.

8 ~~The State Board of Elections shall provide training for every~~Every treasurer
9 of a political committee, ~~prior to the election in which the political committee is~~
10 ~~involved,~~ committee shall participate in training as to the duties of the office, office
11 ~~within three months of appointment, and at least once every four years thereafter.~~ The
12 State Board of Elections shall provide each treasurer with a CD-ROM, DVD, videotape,
13 ~~or other electronic document containing the~~ training as to the duties of the office, office
14 ~~in person, through~~ and shall conduct regional seminars for in person training, seminars,
15 and through interactive electronic means. The treasurer may designate an assistant
16 treasurer to participate in the training, if one is named under subdivision (b)(8) of this
17 section. The treasurer may choose to participate in training prior to each election in
18 which the political committee is involved. All such training shall be free of charge to the
19 treasurer, treasurer and assistant treasurer."

20 **SECTION 2.** G.S. 163-278.9 is amended by adding a new subsection to
21 read:

22 "(k) All reports under this section must be filed by a treasurer or assistant treasurer
23 who has completed all training as to the duties of the office required by
24 G.S. 163-278.7(f)."

25 **SECTION 3.** This act becomes effective October 1, 2006.