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Date: 5/2/2013 3:19:06 PM  
Subject: Fw: Subcommittee Meeting on H.3945, S.338, S.346, and S.347

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From: Patel, Swati  
Sent: Thursday, May 02, 2013 03:17 PM  
To: Veldran, Katherine  
Subject: Fw: Subcommittee Meeting on H.3945, S.338, S.346, and S.347

From: Mae Wilson [mailto:MaeWilson@scsenate.gov]  
Sent: Thursday, May 02, 2013 03:16 PM  
To: Mae Wilson <MaeWilson@scsenate.gov>  
Subject: Subcommittee Meeting on H.3945, S.338, S.346, and S.347

A subcommittee meeting on H.3945, S.338, S.346, and S.347 has been scheduled for Tuesday, May 7, 2013 at 3:00 p. m. in room 308 of the Gressette Building.

Subcommittee Members: Senators Rankin (Ch.), Hutto, Malloy, Campsen, Massey  
Staff: Heather Anderson, Bob Maldonado

H. 3945 -- Reps. G.M. Smith, Harrell, Lucas, Bannister, Toole, Stringer, Hamilton, Sottile, Barfield, Bingham, Spires, Hardwick, Owens, Hiott, Long, Erickson, Murphy, Horne, Willis, Gagnon, Simrill, Funderburk and Henderson: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 4 TO CHAPTER 13, TITLE 8 SO AS TO ESTABLISH THE SOUTH CAROLINA COMMISSION ON ETHICS ENFORCEMENT AND DISCLOSURE, TO PROVIDE FOR ITS POWERS, DUTIES, PROCEDURES, AND JURISDICTION, AND TO PROVIDE PENALTIES FOR CERTAIN VIOLATIONS; TO REPEAL ARTICLE 3, CHAPTER 13, TITLE 8 RELATING TO THE STATE ETHICS COMMISSION; TO REPEAL ARTICLE 5, CHAPTER 13, TITLE 8 RELATING TO THE HOUSE OF REPRESENTATIVES AND SENATE ETHICS COMMITTEES; TO AMEND SECTION 8 13 100, AS AMENDED, RELATING TO DEFINITIONS IN REGARD TO ETHICS, GOVERNMENT ACCOUNTABILITY, AND CAMPAIGN REFORM, SO AS TO REVISE CERTAIN DEFINITIONS; TO AMEND SECTION 8 13 700, AS AMENDED, RELATING TO USE OF AN OFFICIAL POSITION OR OFFICE FOR FINANCIAL GAIN, SO AS TO PROVIDE THAT IF A MEMBER OF THE GENERAL ASSEMBLY DETERMINES THAT HE HAS A CONFLICT OF INTEREST, HE MUST COMPLY WITH CERTAIN REQUIREMENTS BEFORE ABSTAINING FROM ALL VOTES ON THE MATTER, AND TO PROVIDE FOR WHEN A PUBLIC OFFICIAL WHO IS REQUIRED TO RECUSE HIMSELF FROM A MATTER MUST DO SO; TO AMEND SECTION 8 13 740, AS AMENDED, RELATING TO REPRESENTATION OF ANOTHER PERSON BY A PUBLIC OFFICIAL BEFORE A GOVERNMENTAL ENTITY, SO AS TO FURTHER DELINEATE WHAT IS CONSIDERED A CONTESTED CASE WHEN REPRESENTATION BY A MEMBER OF THE GENERAL ASSEMBLY IS PERMITTED; TO AMEND SECTION 8 13 745, RELATING TO PAID REPRESENTATION OF CLIENTS AND CONTRACTING BY A MEMBER OF THE GENERAL ASSEMBLY OR AN ASSOCIATE IN PARTICULAR SITUATIONS, SO AS TO DELETE A PROHIBITION AGAINST CERTAIN CONTRACTS WITH AN ENTITY FUNDED WITH GENERAL FUNDS; TO AMEND SECTION 8 13 1120, AS AMENDED, RELATING TO CONTENTS OF STATEMENTS OF ECONOMIC INTEREST, SO AS TO FURTHER PROVIDE FOR THESE CONTENTS; TO AMEND SECTION 8 13 1300, AS AMENDED, RELATING TO DEFINITIONS IN REGARD TO CAMPAIGN PRACTICES, SO AS TO REVISE CERTAIN DEFINITIONS; TO AMEND SECTION 8 13 1318, RELATING TO ACCEPTANCE OF CONTRIBUTIONS TO RETIRE CAMPAIGN DEBTS, SO AS TO REQUIRE ANY SUCH CONTRIBUTIONS TO BE USED FOR THIS PURPOSE ONLY; TO AMEND

SECTION 8 13 1338, RELATING TO PERSONS WHO MAY NOT SOLICIT CONTRIBUTIONS, SO AS TO INCLUDE THE HEAD OF ANY STATE AGENCY WHO IS SELECTED BY THE GOVERNOR, THE GENERAL ASSEMBLY, OR AN APPOINTED OR ELECTED BOARD; TO AMEND SECTION 8 13 1340, AS AMENDED, RELATING TO RESTRICTIONS ON CONTRIBUTIONS BY ONE CANDIDATE TO ANOTHER OR THROUGH COMMITTEES CONTROLLED BY A CANDIDATE, SO AS TO DELETE AN EXCEPTION FOR A COMMITTEE CONTROLLED BY A CANDIDATE IF IT IS THE ONLY SUCH COMMITTEE, AND TO MAKE CONFORMING CHANGES; TO AMEND SECTIONS 8 13 1510 AND 8 13 1520, BOTH AS AMENDED, RELATING TO PENALTIES FOR ETHICAL AND OTHER VIOLATIONS, AND BY ADDING SECTION 8 13 1530 SO AS TO FURTHER PROVIDE FOR THE PENALTIES FOR VIOLATIONS AND FOR WHERE CERTAIN WILFUL VIOLATIONS MUST BE TRIED; AND TO REPEAL SECTIONS 8 13 710 AND 8 13 715 RELATING TO REPORTING OF PARTICULAR GIFTS AND AUTHORIZED REIMBURSEMENTS FOR SPEAKING ENGAGEMENTS.

S. 338 -- Senators Hayes, L. Martin, Cromer, Fair, Alexander, O'Dell, Peeler, Gregory, Courson, Malloy, Lourie and Rankin: A BILL TO ESTABLISH THE "2013 ETHICS REFORM ACT", BY AMENDING CHAPTER 17, TITLE 2, SOUTH CAROLINA CODE OF LAWS, 1976, RELATING TO LOBBYISTS AND LOBBYING, SO AS TO REQUIRE THAT A LOBBYIST AND LOBBYIST PRINCIPAL PAY A TWO HUNDRED DOLLAR REGISTRATION FEE, AND THAT LOBBYISTS AND LOBBYIST PRINCIPALS' REPORTS ARE DUE BY JANUARY TENTH AND JULY TENTH; TO AMEND ARTICLE 1, CHAPTER 13, TITLE 8, RELATING TO GENERAL PROVISIONS CONCERNING ETHICS, GOVERNMENT ACCOUNTABILITY, AND CAMPAIGN REFORM, BY AMENDING THE DEFINITION OF "ECONOMIC INTEREST", ADDING A DEFINITION FOR "ELECTED OFFICIAL"; TO AMEND SECTION 8 13 130, RELATING TO AN ADMINISTRATIVE FEE FOR PERSONS VIOLATING THE ACT, SO AS TO PROVIDE FOR THE APPROPRIATE ETHICS COMMITTEE TO LEVY AN ENFORCEMENT OR ADMINISTRATIVE FEE; TO AMEND SECTION 8 13 320, RELATING TO THE DUTIES OF THE STATE ETHICS COMMISSION, SO AS TO PROVIDE WHICH DOCUMENTS MUST BE RELEASED FOLLOWING A FINDING OF PROBABLE CAUSE; TO AMEND SECTION 8 13 360, RELATING TO PUBLIC INSPECTION OF REPORTS FILED WITH THE COMMISSION, SO AS TO PROVIDE THAT THE COMMISSION MUST MAKE FILED STATEMENTS AND REPORTS ELECTRONICALLY ACCESSIBLE TO THE PUBLIC; TO AMEND SECTION 8 13 365, RELATING TO PUBLIC ACCESSIBILITY TO THE ELECTRONIC FILING SYSTEM, SO AS TO MAKE TECHNICAL CHANGES; TO AMEND SECTION 8 13 510, RELATING TO THE LEGISLATIVE ETHICS COMMITTEES, SO AS TO PROVIDE THAT THE RESPECTIVE HOUSE OF REPRESENTATIVES AND SENATE ETHICS COMMITTEES WILL BE GOVERNED ACCORDING TO THE APPROPRIATE LEGISLATIVE BODY'S RULES AND STATUTES; TO AMEND SECTION 8 13 530, RELATING TO DUTIES OF THE HOUSE AND SENATE ETHICS COMMITTEES, TO PROVIDE THAT IF A PERSON ALLEGES MISCONDUCT OF CHAPTER 13, TITLE 8, RULE OR CHAPTER 27, TITLE 2, BY A CANDIDATE FOR THE HOUSE OR SENATE WITHIN FIFTY DAYS BEFORE AN ELECTION, THE PERSON MAY PETITION THE COURT OF COMMON PLEAS; TO ADD SECTION 8 13 535, SO AS TO PROVIDE THE LEGISLATIVE ETHICS COMMITTEES MAY COMPEL BY SUBPOENA; TO AMEND SECTION 8 13 540, RELATING TO CONDUCT OF ETHICS COMMITTEE INVESTIGATIONS AND HEARINGS, SO AS TO PROVIDE THAT INVESTIGATIONS ARE CONFIDENTIAL UNTIL A FINDING OF PROBABLE CAUSE; TO AMEND SECTION 8 13 550, RELATING TO CONSIDERATION OF A LEGISLATIVE ETHICS COMMITTEE REPORT, SO AS TO PROVIDE THE SPEAKER OR PRESIDENT PRO TEMPORE SHALL CALL OPEN SESSION UPON RECOMMENDATION OF EXPULSION OR AN APPEAL; TO AMEND SECTION 8 13 560, RELATING TO SUSPENSION, REMOVAL, OR REINSTATEMENT OF A MEMBER, SO AS TO PROVIDE THAT THE SPEAKER OR PRESIDENT PRO TEMPORE SHALL CONTINUE THE SUSPENSION OF A LEGISLATOR WHO WAS REELECTED WHILE SUSPENDED; TO AMEND SECTION 8 13 710, RELATING TO REPORTING OF PARTICULAR GIFTS RECEIVED BY PUBLIC EMPLOYEE, OFFICIAL, OR MEMBER ON STATEMENT OF ECONOMIC INTERESTS, SO AS TO MAKE TECHNICAL CHANGES; TO AMEND SECTION 8 13 750, RELATING TO EMPLOYMENT, PROMOTION, ADVANCEMENT, OR DISCIPLINE OF FAMILY MEMBER OF PUBLIC OFFICIAL, MEMBER, OR EMPLOYEE, SO AS TO PROVIDE THAT NO PUBLIC OFFICIAL, PUBLIC MEMBER, OR PUBLIC EMPLOYEE MAY CAUSE THE EMPLOYMENT, APPOINTMENT, PROMOTION, TRANSFER, OR ADVANCEMENT OF A FAMILY MEMBER TO A STATE OR LOCAL OFFICE OR POSITION WITHIN THE PUBLIC OFFICIAL'S, PUBLIC MEMBER'S OR PUBLIC EMPLOYEE'S OFFICIAL RESPONSIBILITY; TO AMEND SECTION 8 13 760, RELATING TO EMPLOYMENT BY A GOVERNMENT CONTRACTOR OF FORMER PUBLIC OFFICIAL, MEMBER, OR EMPLOYEE WHO WAS ENGAGED IN PROCUREMENT, SO AS TO PROVIDE A PUBLIC OFFICIAL, MEMBER, OR EMPLOYEE DIRECTLY PARTICIPATING IN PROCUREMENT MAY NOT ACCEPT EMPLOYMENT WITH A PERSON AWARDED THE CONTRACT FOR THE DURATION OF THE CONTRACT; TO AMEND SECTION 8 13 775, RELATING TO THE PROHIBITION OF ECONOMIC INTERESTS IN CONTRACT, SO AS TO PROVIDE A PUBLIC OFFICIAL, PUBLIC MEMBER OR PUBLIC EMPLOYEE MAY NOT AWARD A CONTRACT NOR PARTICIPATE IN ANY DISCUSSION CONCERNING A BUSINESS OR INDIVIDUAL WITH WHICH HE OR A MEMBER OF HIS IMMEDIATE FAMILY IS ASSOCIATED; TO AMEND SECTION 8 13 780, RELATING TO REMEDIES FOR BREACHES OF ETHICAL STANDARDS BY PUBLIC OFFICIALS, MEMBERS, OR EMPLOYEES, SO AS TO PERMIT ETHICS COMMITTEES TO ISSUE WRITTEN WARNINGS AND DELETE THE OPTION OF ISSUING AN ORAL WARNING; TO AMEND SECTION 8 13 790, SO AS TO

REQUIRE THE RECOVERY OF THE VALUE OF ANYTHING TRANSFERRED IN VIOLATION OF ETHICAL STANDARDS; TO AMEND ARTICLE 11, CHAPTER 13, TITLE 8, RELATING TO DISCLOSURE OF ECONOMIC INTERESTS; TO AMEND SECTION 8 13 1110, RELATING TO PERSONS REQUIRED TO FILE STATEMENT OF ECONOMIC INTERESTS, SO AS TO REQUIRE THAT A FILING CONFORM WITH THE PROVISIONS OF SECTION 8 13 365; BY AMENDING SECTION 8 13 1120, SO AS TO REQUIRE ADDITIONAL INCOME DISCLOSURE; TO AMEND SECTION 8 13 1130, RELATING TO REPORT ON NAMES OF, AND PURCHASES BY, LOBBYISTS, SO AS TO REQUIRE REPORTING ON EMPLOYMENT; TO AMEND SECTION 8 13 1140, RELATING TO FILING OF AN UPDATED STATEMENT, SO AS TO REQUIRE A STATEMENT OF ECONOMIC INTERESTS TO BE FILED BY MARCH THIRTIETH; BY ADDING SECTION 8 13 1145, SO AS TO REQUIRE THE APPROPRIATE SUPERVISORY OFFICE TO SEND ELECTRONIC NOTICE OF OBLIGATION TO REPORT; TO AMEND SECTION 8 13 1150, REGARDING A CONSULTANT FILING A STATEMENT; TO AMEND SECTION 8 13 1170, RELATING TO TECHNICAL VIOLATIONS OF DISCLOSURE REQUIREMENTS AND EXTENSIONS OF TIME FOR FILING STATEMENTS, SO AS TO ELIMINATE THE CONFIDENTIALITY OF TECHNICAL VIOLATIONS; TO AMEND ARTICLE 13, CHAPTER 13, TITLE 8, RELATING TO CAMPAIGN PRACTICES DEFINITIONS, SO AS TO MAKE CONFORMING CHANGES IN THE DEFINITIONS OF "BUSINESS", "COMMITTEE", "CONTRIBUTION", "INDEPENDENT EXPENDITURE", "NONCANDIDATE COMMITTEE", "INFLUENCE THE OUTCOME OF AN ELECTIVE OFFICE", "BALLOT MEASURE COMMITTEE", AND TO ADD "PUBLIC MEMBER", "ELECTIONEERING COMMUNICATION", AND "INDEPENDENT EXPENDITURE ONLY COMMITTEE"; TO AMEND SECTIONS 8 13 1308 AND 8 13 1309, RELATING TO FILING OF CERTIFIED CAMPAIGN REPORTS, SO AS TO REQUIRE THAT FILING CONFORM WITH THE PROVISIONS OF SECTION 8 13 365; TO ADD SECTION 8 13 1311 REGARDING FILINGS BY AN INDEPENDENT EXPENDITURE ONLY COMMITTEE; TO AMEND SECTION 8 13 1312, RELATING TO CAMPAIGN BANK ACCOUNTS, SO AS TO MAKE A TECHNICAL CHANGE; TO ADD SECTION 8 13 1313 REGARDING A FILING FOR A PERSON WHO IS NOT A COMMITTEE AND MAKES AN INDEPENDENT EXPENDITURE OF FIVE HUNDRED DOLLARS IN A YEAR OR AN ELECTIONEERING COMMUNICATION; TO AMEND SECTION 8 13 1318, RELATING TO ACCEPTANCE OF CONTRIBUTIONS TO RETIRE CAMPAIGN DEBT, LIMITS, REPORTING REQUIREMENTS, SO AS TO REQUIRE A CONTRIBUTION TO RETIRE CAMPAIGN DEBT TO BE UTILIZED FOR THAT PURPOSE; TO AMEND SECTION 8 13 1320, RELATING TO CONTRIBUTIONS WITHIN SPECIFIED PERIOD AFTER PRIMARY, SPECIAL, OR GENERAL ELECTION ATTRIBUTED TO THAT PRIMARY OR ELECTION, SO AS TO ATTRIBUTE CONTRIBUTIONS AFTER A PRIMARY; TO AMEND SECTION 8 13 1322 RELATING TO CONTRIBUTION LIMITS, TO EXCLUDE INDEPENDENT EXPENDITURE ONLY COMMITTEES REGISTERED WITH THE STATE ETHICS COMMISSION; TO AMEND 8 13 1328, RELATING TO LIMITS ON REPAYMENT OF LOANS FROM CANDIDATE OR FAMILY MEMBERS TO CAMPAIGN, SO AS TO DELETE THE REFERENCE TO A CANDIDATE'S FAMILY MEMBER; TO ADD SECTION 8 13 1337, SO AS TO PROVIDE AN ELECTIVE OFFICIAL OR THE ELECTIVE OFFICIAL'S AGENT MAY NOT KNOWINGLY SOLICIT A CONTRIBUTION FROM AN EMPLOYEE IN THE ELECTIVE OFFICIAL'S AREA OF OFFICIAL RESPONSIBILITY; TO ADD SECTION 8 13 1339 TO PROHIBIT A POLITICAL ACTION COMMITTEE ORGANIZED ON OR BEHALF OF THE GOVERNOR, LIEUTENANT GOVERNOR, ANY STATEWIDE CONSTITUTIONAL OFFICER, A MEMBER OF THE GENERAL ASSEMBLY, PUBLIC OFFICIAL OF A COUNTY OR MUNICIPALITY, OR A DIRECTOR OR DEPUTY DIRECTOR OF A STATE DEPARTMENT APPOINTED BY THE GOVERNOR; TO AMEND SECTION 8 13 1340, RELATING TO RESTRICTIONS ON CONTRIBUTIONS BY ONE CANDIDATE TO ANOTHER, SO AS TO INCLUDE FEDERAL CANDIDATES AND TO MAKE CONFORMING CHANGES; TO AMEND SECTION 8 13 1344, RELATING TO CONTRIBUTIONS BY PUBLIC UTILITIES, SO AS TO PROHIBIT A CANDIDATE, COMMITTEE OR POLITICAL PARTY FROM OFFERING CONSIDERATION FOR AN ENDORSEMENT; TO AMEND SECTION 8 13 1352, RELATING TO CONTRIBUTIONS, SO AS TO MAKE TECHNICAL CHANGES; TO AMEND SECTION 8 13 1356 RELATING TO THE FILING OF STATEMENT OF ECONOMIC INTERESTS BY CANDIDATES, SO AS TO PROVIDE FOR ELECTRONIC FILING AND THE TIME IN WHICH CANDIDATES MUST FILE; TO AMEND SECTION 8 13 1360, RELATING TO CONTRIBUTION AND EXPENDITURE REPORTING, SO AS TO CONFORM WITH THE PROVISIONS OF SECTION 8 13 365; TO AMEND SECTION 8 13 1364, RELATING TO NOTIFICATION, SO AS TO PROVIDE THAT AN ELECTRONIC NOTICE OF OBLIGATION TO REPORT NO LESS THAN THIRTY DAYS BEFORE THE FILING DATE FOR EACH REPORTING PERIOD TO THE E MAIL ADDRESS PROVIDED BY THE CANDIDATE OR COMMITTEE; TO AMEND SECTION 8 13 1372, RELATING TO ERRORS AND OMISSIONS, SO AS TO DELETE THE PROVISION THAT TECHNICAL VIOLATIONS MUST REMAIN CONFIDENTIAL UNLESS REQUESTED TO BE MADE PUBLIC BY THE CANDIDATE FILING THE REPORT; AND TO REPEAL SECTIONS 8 13 520, 8 13 1160, 8 13 1180, 8 13 1310, 8 13 1350, 8 13 1358, 8 13 1362, AND 8 13 1366.

S. 346 -- Senators Hayes, L. Martin, Cromer, Fair, Alexander, Peeler, Gregory, Courson and Lourie: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 12, ARTICLE III OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO PUNISHMENT OF MEMBERS OF THE GENERAL ASSEMBLY, SO AS TO PROVIDE THAT THE SUPERVISION OF ETHICAL CONDUCT BY MEMBERS OF THE GENERAL ASSEMBLY, INCLUDING THE AUTHORITY TO DISCIPLINE OR PUNISH MEMBERS, EXCEPT FOR THE PUNISHMENT OF EXPULSION, IS VESTED IN THE STATE AGENCY

CHARGED BY LAW WITH INVESTIGATING, ENFORCING, AND ADJUDICATING ALLEGATIONS OF ETHICAL MISCONDUCT FOR ALL OTHER PUBLIC OFFICIALS.

S. 347 -- Senators Hayes, L. Martin, Cromer, Fair, Alexander, Peeler, Gregory, Courson and Lourie: A BILL TO AMEND SECTION 8 13 100, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEFINITIONS APPLICABLE TO THE GENERAL PROVISIONS OF THE ETHICS, GOVERNMENT ACCOUNTABILITY, AND CAMPAIGN REFORM ACT, SO AS TO ELIMINATE THE DEFINITION OF "APPROPRIATE SUPERVISORY OFFICE"; TO AMEND SECTION 8 13 320, AS AMENDED, RELATING TO THE DUTIES AND POWERS OF THE STATE ETHICS COMMISSION, SO AS TO INCLUDE THE MEMBERS, STAFF, AND CANDIDATES FOR THE GENERAL ASSEMBLY WITHIN THE JURISDICTION OF THE STATE ETHICS COMMISSION; TO AMEND SECTION 8 13 1300, AS AMENDED, RELATING TO THE DEFINITIONS APPLICABLE TO THE CAMPAIGN PRACTICES PROVISIONS OF THE ETHICS, GOVERNMENT ACCOUNTABILITY, AND CAMPAIGN REFORM ACT, SO AS TO ELIMINATE THE DEFINITION OF "APPROPRIATE SUPERVISORY OFFICE"; AND TO REPEAL SECTIONS 8 13 530, 8 13 540, AND 8 13 550 ALL RELATING TO THE HOUSE OF REPRESENTATIVES AND SENATE ETHICS COMMITTEES.

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