

Senate Bill 310

By: Senators Tate of the 38th, Henson of the 41st, Thompson of the 5th, Sims of the 12th,  
Fort of the 39th and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to ethics  
2 in government, so as to require persons and corporations receiving compensation from  
3 government contracts to disclose contributions to any entity required to file disclosure  
4 reports; to provide for related matters; to provide an effective date; to repeal conflicting laws;  
5 and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to ethics in  
9 government, is amended by adding a new article to read as follows:

10 "ARTICLE 5

11 21-5-90.

12 (a) Any person, corporation, or other entity that receives compensation pursuant to any  
13 state or local government contract in exchange for any goods or services, any employee of  
14 such a contractor, or any owner of such a contractor whose ownership interest is more than  
15 5 percent of the total ownership of the business and has a net fair market value of more  
16 than \$5,000.00 shall disclose any contributions over \$5,000.00 made by such person,  
17 corporation, employee, owner, or other entity to:

18 (1) Any person, corporation, or other entity required to file a campaign finance  
19 disclosure report pursuant to state or federal law; and

20 (2) Any person, corporation, or other entity that makes contributions to any person,  
21 corporation, or other entity required to file a campaign finance disclosure report pursuant  
22 to state or federal law.

23 (b)(1) All disclosure reports required by subsection (a) of this Code section shall contain  
24 the following:

25 (A) As to any contribution of more than \$5,000.00, its amount and date of issuance, the  
26 recipient of the contribution, the election or other purpose for which the contribution  
27 has been made, and the name and mailing address of the contributor, and, if the  
28 contributor is an individual, that individual's occupation and the name of his or her  
29 employer. Such contributions shall include, but shall not be limited to, the purchase of  
30 tickets for events such as dinners, luncheons, rallies, and similar fundraising events  
31 coordinated for the purpose of raising campaign contributions for the reporting entity;  
32 and

33 (B) When a contribution consists of a loan, advance, or other extension of credit, the  
34 name of the lending institution or party making the advance or extension of credit and  
35 the names, mailing addresses, occupations, and places of employment of all persons  
36 having any liability for repayment of the loan, advance, or extension of credit; and, if  
37 any such persons shall have a fiduciary relationship to the lending institution or party  
38 making the advance or extension of credit, the report shall specify such relationship.

39 (2) Each report shall be in such form as will allow for the separate identification of a  
40 contribution or contributions which are less than \$5,000.00 but which become reportable  
41 due to the receipt of an additional contribution or contributions which when combined  
42 with such previously received contribution or contributions cumulatively equal or exceed  
43 \$5,000.00.

44 (c) The reports required by this Code section shall be filed following the same schedule  
45 required for campaign finances contained in Code Section 21-5-34. Except when  
46 electronic filing is required, the mailing of such reports by United States mail with  
47 adequate postage affixed within the required filing time as determined by the official  
48 United States postage date cancellation shall be prima-facie evidence of filing."

49 **SECTION 2.**

50 This Act shall become effective on July 1, 2014.

51 **SECTION 3.**

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