

By Senator Lee

23-683-98

1 A bill to be entitled
 2 An act relating to campaign financing; amending
 3 s. 106.011, F.S.; modifying definitions of the
 4 terms "political committee," "contribution,"
 5 and "expenditure"; amending s. 106.04, F.S.;
 6 prohibiting committees of continuous existence
 7 from making certain expenditures; providing an
 8 effective date.

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 10 Be It Enacted by the Legislature of the State of Florida:

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 12 Section 1. Subsections (1), (3), and (4) of section
 13 106.011, Florida Statutes, are amended to read:

14 106.011 Definitions.--As used in this chapter, the
 15 following terms have the following meanings unless the context
 16 clearly indicates otherwise:

17 (1) "Political committee" means a combination of two
 18 or more individuals, or a person other than an individual, the
 19 primary or incidental purpose of which is to support or oppose
 20 any candidate, issue, or political party, which accepts
 21 contributions or makes expenditures during a calendar year in
 22 an aggregate amount in excess of \$500.~~7~~"Political committee"
 23 also means the sponsor of a proposed constitutional amendment
 24 by initiative who intends to seek the signatures of registered
 25 electors."Political committee" also means a combination of
 26 two or more individuals or a person other than an individual
 27 which anticipates spending funds for political advertising in
 28 support of or in opposition to an elected public official
 29 during a calendar year in an aggregate amount in excess of
 30 \$500.Organizations which are certified by the Department of
 31 State as committees of continuous existence pursuant to s.

1 106.04, national political parties, and the state and county
2 executive committees of political parties regulated by chapter
3 103 shall not be considered political committees for the
4 purposes of this chapter. Corporations regulated by chapter
5 607 or chapter 617 or other business entities formed for
6 purposes other than to support or oppose issues or candidates
7 are not political committees if their political activities are
8 limited to contributions to candidates, political parties, or
9 political committees or expenditures in support of or
10 opposition to an issue from corporate or business funds and if
11 no contributions are received by such corporations or business
12 entities.

13 (3) "Contribution" means:

14 (a) A gift, subscription, conveyance, deposit, loan,
15 payment, or distribution of money or anything of value,
16 including contributions in kind having an attributable
17 monetary value in any form, made for the purpose of
18 influencing the results of an election.

19 (b) A transfer of funds between political committees,
20 between committees of continuous existence, or between a
21 political committee and a committee of continuous existence.

22 (c) The payment, by any person other than a candidate
23 or political committee, of compensation for the personal
24 services of another person which are rendered to a candidate
25 or political committee without charge to the candidate or
26 committee for such services.

27 (d) The transfer of funds by a campaign treasurer or
28 deputy campaign treasurer between a primary depository and a
29 separate interest-bearing account or certificate of deposit,
30 and the term includes any interest earned on such account or
31 certificate.

1 (e) Any funds received by a political committee which
2 are used or intended to be used, directly or indirectly, to
3 pay for a political advertisement supporting or opposing an
4 elected public official.

5
6 Notwithstanding the foregoing meanings of "contribution," the
7 word shall not be construed to include services, including,
8 but not limited to, legal and accounting services, provided
9 without compensation by individuals volunteering a portion or
10 all of their time on behalf of a candidate or political
11 committee. This definition shall not be construed to include
12 editorial endorsements.

13 (4) "Expenditure" means a purchase, payment,
14 distribution, loan, advance, transfer of funds by a campaign
15 treasurer or deputy campaign treasurer between a primary
16 depository and a separate interest-bearing account or
17 certificate of deposit, or gift of money or anything of value
18 made for the purpose of influencing the results of an election
19 or for purchasing a political advertisement supporting or
20 opposing an elected public official. However, "expenditure"
21 does not include a purchase, payment, distribution, loan,
22 advance, or gift of money or anything of value made for the
23 purpose of influencing the results of an election when made by
24 an organization, in existence prior to the time during which a
25 candidate qualifies or an issue is placed on the ballot for
26 that election, for the purpose of printing or distributing
27 such organization's newsletter, containing a statement by such
28 organization in support of or opposition to a candidate or
29 issue, which newsletter is distributed only to members of such
30 organization.

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