

By Representative Futch

1 A bill to be entitled
2 An act relating to campaign contributions by
3 the gaming industry; creating s. 106.081, F.S.;
4 prohibiting contributions by applicants for and
5 holders of casino gambling licenses and their
6 affiliated organizations and employees to
7 candidates, political committees supporting or
8 opposing candidates, committees of continuous
9 existence, and state and county executive
10 committees of a political party; prohibiting a
11 candidate, political committees, committees of
12 continuous existence, and executive committees
13 of political parties from soliciting or
14 accepting such contributions; providing a
15 penalty; amending s. 921.0012, F.S.;
16 designating violations under offense severity
17 level 4 of the sentencing guidelines; providing
18 an effective date.

19
20 Be It Enacted by the Legislature of the State of Florida:

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22 Section 1. Section 106.081, Florida Statutes, is
23 created to read:

24 106.081 Casino gambling interests; prohibited
25 contributions.--

26 (1) No applicant for or holder of a casino gambling
27 license in any state, nor any holding, intermediary, or
28 subsidiary company thereof, nor any officer, director, or
29 employee of such applicant, licensee, or holding,
30 intermediary, or subsidiary company, nor any person or agent
31 on behalf of any of the foregoing persons, may make any

1 contribution to any candidate for nomination or election to
2 any public office subject to the provisions of this chapter,
3 to any political committee supporting or opposing one or more
4 candidates, to any committee of continuous existence, or to
5 the state or county executive committee of any political
6 party.

7 (2) No candidate, political committee supporting or
8 opposing one or more candidates, committee of continuous
9 existence, or state or county executive committee of a
10 political party may solicit or accept any such contribution.

11 (3) A person who violates subsection (1) or subsection
12 (2) is guilty of a felony of the third degree, punishable as
13 provided in s. 775.082 or s. 775.083, except that the amount
14 of the fine may be up to \$100,000, and in the case of a person
15 other than a natural person, the amount of the fine may be up
16 to \$250,000.

17 Section 2. Paragraph (d) of subsection (3) of section
18 921.0012, Florida Statutes, 1996 Supplement, is amended to
19 read:

20 921.0012 Sentencing guidelines offense levels; offense
21 severity ranking chart.--

22 (3) OFFENSE SEVERITY RANKING CHART

23 Florida	Felony	
24 Statute	Degree	Description

25
26
27
28 (d) LEVEL 4

29 <u>106.081</u>	<u>3rd</u>	<u>Prohibited campaign contributions</u>
		<u>by casino gambling interests.</u>

1	316.1935(2)	3rd	Fleeing or attempting to elude
2			law enforcement officer resulting
3			in high-speed pursuit.
4	784.07(2)(b)	3rd	Battery of law enforcement
5			officer, firefighter, intake
6			officer, etc.
7	784.075	3rd	Battery on detention or
8			commitment facility staff.
9	784.08(2)(c)	3rd	Battery on a person 65 years of
10			age or older.
11	784.081(3)	3rd	Battery on specified official or
12			employee.
13	784.082(3)	3rd	Battery by detained person on
14			visitor or other detainee.
15	787.03(1)	3rd	Interference with custody;
16			wrongly takes child from
17			appointed guardian.
18	787.04(2)	3rd	Take, entice, or remove child
19			beyond state limits with criminal
20			intent pending custody
21			proceedings.
22	787.04(3)	3rd	Carrying child beyond state lines
23			with criminal intent to avoid
24			producing child at custody
25			hearing or delivering to
26			designated person.
27	790.115(1)	3rd	Exhibiting firearm or weapon
28			within 1,000 feet of a school.
29	790.115(2)(b)	3rd	Possessing electric weapon or
30			device, destructive device, or
31			other weapon on school property.

1	790.115(2)(c)	3rd	Possessing firearm on school
2			property.
3	810.02(4)(a)	3rd	Burglary, or attempted burglary,
4			of an unoccupied structure;
5			unarmed; no assault or battery.
6	810.02(4)(b)	3rd	Burglary, or attempted burglary,
7			of an unoccupied conveyance;
8			unarmed; no assault or battery.
9	810.06	3rd	Burglary; possession of tools.
10	810.08(2)(c)	3rd	Trespass on property, armed with
11			firearm or dangerous weapon.
12	812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000
13			or more but less than \$20,000.
14	812.014		
15	(2)(c)4.-10.	3rd	Grand theft, 3rd degree, a will,
16			firearm, motor vehicle,
17			livestock, etc.
18	817.563(1)	3rd	Sell or deliver substance other
19			than controlled substance agreed
20			upon, excluding s. 893.03(5)
21			drugs.
22	828.125(1)	2nd	Kill, maim, or cause great bodily
23			harm or permanent breeding
24			disability to any registered
25			horse or cattle.
26	837.02(1)	3rd	Perjury in official proceedings.
27	837.021(1)	3rd	Make contradictory statements in
28			official proceedings.
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31			

1	843.025	3rd	Deprive law enforcement,
2			correctional, or correctional
3			probation officer of means of
4			protection or communication.
5	843.15(1)(a)	3rd	Failure to appear while on bail
6			for felony (bond estreatment or
7			bond jumping).
8	874.05(1)	3rd	Encouraging or recruiting another
9			to join a criminal street gang.
10	893.13(2)(a)1.	2nd	Purchase of cocaine (or other s.
11			893.03(1)(a), (b), or (d), or
12			(2)(a) or (b) drugs).
13	914.14(2)	3rd	Witnesses accepting bribes.
14	914.22(1)	3rd	Force, threaten, etc., witness,
15			victim, or informant.
16	914.23(2)	3rd	Retaliation against a witness,
17			victim, or informant, no bodily
18			injury.
19	918.12	3rd	Tampering with jurors.

21 Section 3. This act shall take effect July 1, 1997.

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24 SENATE SUMMARY

25 Prohibits applicants for and holders of a casino gambling
26 license, their affiliated organizations, and their agents
27 and employees from making contributions to candidates,
28 political committees supporting or opposing candidates,
29 committees of continuous existence, and state or county
30 executive committees of a political party. Prohibits a
31 candidate, political committee, committee of continuous
existence, or executive committee of a political party
from soliciting or accepting such contributions. Provides
a penalty for violating the prohibitions. Modifies the
sentencing guidelines to include prohibited campaign
contributions under offense severity level 4.