

By the Committee on Ethics and Elections; and Senator Klein

313-668-00

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A bill to be entitled

An act relating to campaign financing; amending  
s. 106.09, F.S.; increasing penalties for  
making certain illegal campaign contributions;  
providing an effective date.

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

Section 1. Section 106.09, Florida Statutes, is  
amended to read:

106.09 Cash contributions and contribution by  
cashier's checks.--

(1) A ~~No~~ person may not ~~shall~~ make or accept a cash  
contribution or contribution by means of a cashier's check in  
excess of \$100.

(2)(a) Any person who knowingly and willfully makes or  
accepts a contribution in an amount of more than \$5,000 in  
violation of this section is guilty of a felony of the third  
degree, punishable as provided in s. 775.082, s. 775.083, or  
s. 775.084.

(b) Any person who makes or accepts a contribution in  
an amount more than \$100 but not more than \$5,000 in violation  
of this section is guilty of a misdemeanor of the first  
degree, punishable as provided in s. 775.082, or s. 775.083.

Section 2. This act shall take effect July 1, 2000.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
SB 120

Committee Substitute for Senate Bill 120 modifies the categories of felony offenses in the original bill for making or accepting a cash contribution over \$5,000, while retaining the current first-degree misdemeanor penalty for a cash contribution of more than \$100 but not more than \$5,000; the committee substitute also requires that the act be "knowing and willful" to subject the violator to the felony offense.