

By Senator Posey

15-1251-02

See HB 707

1 A bill to be entitled
2 An act relating to reporting requirements of
3 committees of continuous existence; amending s.
4 106.04, F.S.; requiring membership dues of
5 committees of continuous existence to be
6 reported in the same manner as regular
7 contributions; removing a requirement for
8 committees of continuous existence to provide
9 their membership lists, upon request, to the
10 Division of Elections of the Department of
11 State for its inspection; providing penalties;
12 providing an effective date.

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14 Be It Enacted by the Legislature of the State of Florida:
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16 Section 1. Subsection (2) and paragraph (c) of
17 subsection (4) of section 106.04, Florida Statutes, are
18 amended to read:

19 106.04 Committees of continuous existence.--
20 (2) Any group, organization, association, or other
21 entity may seek certification from the Department of State as
22 a committee of continuous existence by filing an application
23 with the Division of Elections on a form provided by the
24 division. Such application shall provide the information
25 required of political committees by s. 106.03(2). Each
26 application shall be accompanied by the name and street
27 address of the principal officer of the applying entity as of
28 the date of the application; a copy of the charter or bylaws
29 of the organization; a copy of the dues or assessment schedule
30 of the organization, or formula by which dues or assessments
31 are levied; and a complete financial statement or annual audit

1 summarizing all income received, and all expenses incurred, by
2 the organization during the 12 months preceding the date of
3 application. ~~A membership list shall be made available for~~
4 ~~inspection if deemed necessary by the division.~~

5 (4)

6 (c) All committees of continuous existence shall file
7 the original and one copy of their reports with the Division
8 of Elections. In addition, a duplicate copy of each report
9 shall be filed with the supervisor of elections in the county
10 in which the committee maintains its books and records, except
11 that if the filing officer to whom the committee is required
12 to report is located in the same county as the supervisor no
13 such duplicate report is required to be filed with the
14 supervisor. Reports shall be on forms provided by the
15 division and shall contain the following information:

16 1. The full name, address, and occupation of each
17 person who has made one or more contributions, including
18 contributions which represent the payment of membership dues,
19 to the committee during the reporting period, together with
20 the amounts and dates of such contributions. For
21 corporations, the report must provide as clear a description
22 as practicable of the principal type of business conducted by
23 the corporation. However, if the contribution is \$100 or
24 less, the occupation of the contributor or principal type of
25 business need not be listed. ~~However, for any contributions~~
26 ~~which represent the payment of dues by members in a fixed~~
27 ~~amount pursuant to the schedule on file with the Division of~~
28 ~~Elections, only the aggregate amount of such contributions~~
29 ~~need be listed, together with the number of members paying~~
30 ~~such dues and the amount of the membership dues.~~

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1 2. The name and address of each political committee or
2 committee of continuous existence from which the reporting
3 committee received, or the name and address of each political
4 committee, committee of continuous existence, or political
5 party to which it made, any transfer of funds, together with
6 the amounts and dates of all transfers.

7 3. Any other receipt of funds not listed pursuant to
8 subparagraph 1. or subparagraph 2., including the sources and
9 amounts of all such funds.

10 4. The name and address of, and office sought by, each
11 candidate to whom the committee has made a contribution during
12 the reporting period, together with the amount and date of
13 each contribution.

14 (d) The treasurer of each committee shall certify as
15 to the correctness of each report and shall bear the
16 responsibility for its accuracy and veracity. Any treasurer
17 who willfully certifies to the correctness of a report while
18 knowing that such report is incorrect, false, or incomplete
19 commits a misdemeanor of the first degree, punishable as
20 provided in s. 775.082 or s. 775.083.

21 Section 2. This act shall take effect upon becoming a
22 law.

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25 HOUSE SUMMARY

26 Requires the membership dues of committees of continuous
27 existence to be reported in the same manner as regular
28 contributions. Removes a requirement for committees of
29 continuous existence to provide their membership lists,
upon request, to the Division of Elections of the
Department of State for its inspection.