

1 A bill to be entitled
2 An act relating to elections; amending s. 97.055, F.S.;
3 eliminating the book-closing period for voter
4 registration; providing registration and changes in
5 registration at the polls on election day; amending ss.
6 97.021, 97.053, 97.071, 98.065, 98.081, 98.231, 101.045,
7 and 101.663, F.S., to conform; repealing s. 97.0555, F.S.,
8 relating to late registration, to conform; amending s.
9 100.011, F.S.; delaying the closing of the polls; amending
10 ss. 101.65, 101.67, 101.6923, and 101.6925, F.S., to
11 conform; amending ss. 99.061 and 105.031, F.S.; providing
12 for earlier qualifying for nomination or election to
13 public office; amending ss. 99.095, 99.0955, and 99.096,
14 F.S.; providing for earlier filing of the oath to qualify
15 by the alternative method; amending ss. 100.061 and
16 100.091, F.S.; providing for earlier primary elections;
17 amending s. 106.07, F.S.; providing for additional
18 campaign finance reporting periods; removing a reference
19 to conform to changes made by the act; amending s.
20 101.048, F.S.; authorizing the voting of a provisional
21 ballot at a precinct in the county other than that of a
22 voter's legal residence under certain circumstances;
23 amending s. 101.151, F.S.; restricting the length of
24 ballots; amending s. 101.5606, F.S.; requiring voting
25 systems approved for use in this state to provide each
26 voter casting a ballot with a paper receipt that indicates
27 each vote cast on the ballot; providing for phase-in of
28 such requirement over 3 years and requiring the state to
29 fully fund the cost; amending s. 101.657, F.S.; revising

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30 provisions relating to absentee voting to allow for
31 weekend voting; requiring the supervisor of elections to
32 provide additional locations for absentee voting;
33 authorizing the use of mobile voting units for absentee
34 voting; providing limitations; amending s. 110.117, F.S.;
35 making General Election Day a paid holiday observed by all
36 state branches and agencies; reenacting s. 683.01(1)(r),
37 F.S., relating to the designation of General Election Day
38 as a legal holiday; amending s. 106.161, F.S.; requiring
39 broadcast television and radio stations to provide certain
40 free air time to candidates for public office; creating a
41 task force to rebut false or inaccurate statements in
42 political campaigns; amending s. 106.08, F.S.; prohibiting
43 political committees from making contributions to
44 candidates for election to or retention in office;
45 providing a limit to contributions to state and county
46 executive committees of political parties; removing
47 provisions relating to nonallocable items for purposes of
48 limits on contributions from political party committees
49 and a related reporting requirement; providing penalties;
50 amending s. 106.021, F.S.; prohibiting an individual from
51 being appointed and serving as campaign treasurer for a
52 candidate and a political committee or any combination of
53 candidates and political committees; removing expenditure
54 authorization for certain joint endorsements; amending s.
55 106.03, F.S.; requiring a political committee to report
56 information relating to any candidate or political party
57 the committee opposes; amending s. 106.087, F.S.; removing
58 expenditure authorization for certain joint endorsements;

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59 removing references to committees of continuous existence;
 60 repealing s. 106.04, F.S., relating to organization,
 61 certification, and duties of committees of continuous
 62 existence; amending ss. 98.095, 98.0979, 101.62, 102.031,
 63 106.07, 106.12, 106.147, 106.148, 106.23, 106.265, 106.27,
 64 106.29, 106.33, 111.075, 112.3148, 112.3149, 1004.28,
 65 1004.70, and 1004.71, F.S.; removing or correcting
 66 references, to conform; amending s. 106.011, F.S.;
 67 revising and removing definitions, to conform; expanding
 68 the definition of "political advertisement"; amending s.
 69 106.082, F.S.; revising provisions relating to campaign
 70 financing restrictions on candidacies for Commissioner of
 71 Agriculture; removing references to committees of
 72 continuous existence; repealing s. 106.32(3), F.S.,
 73 relating to deposit of certain obsolete assessments, to
 74 conform; providing an effective date.

75

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

77

78 Section 1. Section 97.055, Florida Statutes, is amended to
 79 read:

80 97.055 Registration period open books; registration at
 81 polls when closed for an election.--

82 (1) The registration books shall remain open for purposes
 83 of registration and changes in registration as authorized in
 84 this code and may not ~~must~~ be closed on the 29th day before any
 85 ~~each election and must remain closed until after that election.~~
 86 Any person who is eligible under s. 97.041 may register to vote
 87 or update a voter registration at any time and in any manner

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88 authorized in this code, including on the day of an election. ~~If~~
 89 ~~an election is called and there are fewer than 29 days before~~
 90 ~~that election, the registration books must be closed~~
 91 ~~immediately. When the registration books are closed for an~~
 92 ~~election, voter registration and party changes must be accepted~~
 93 ~~but only for the purpose of subsequent elections.~~ However, party
 94 changes received between the ~~book-closing~~ date of the first
 95 primary election and the date of the second primary election are
 96 not effective until after the second primary election.

97 (2) Any person eligible under s. 97.041 who wishes to
 98 register to vote or update a voter registration on the day of an
 99 election may do so at the polls, while the polls are open, by
 100 completing a voter registration application to provide the
 101 required information. However, if the person has previously
 102 attempted to register either by mail or through the division, a
 103 driver license office, a voter registration agency, or an armed
 104 forces recruitment office and that registration has not been
 105 received by the supervisor in time to include the person's name
 106 on the registration books or precinct register for that
 107 election, the person shall, prior to completing the voter
 108 registration application at the polls, inform the supervisor,
 109 deputy supervisor, or other authorized registration official of
 110 the prior attempt to register. Any such prior registration or
 111 update of such a registration received by the supervisor after
 112 the election shall be considered obviated or superseded by the
 113 registration or update of a registration at the polls on the day
 114 of that election. ~~In computing the 29-day period for the closing~~
 115 ~~of the registration books, the day of the election is excluded~~
 116 ~~and all other days are included. If the 29th day preceding an~~

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117 ~~election falls on a Sunday or a legal holiday, the registration~~
 118 ~~books must be closed on the next day that is not a Sunday or a~~
 119 ~~legal holiday.~~

120 Section 2. Subsection (9) of section 97.021, Florida
 121 Statutes, is amended to read:

122 97.021 Definitions.--For the purposes of this code, except
 123 where the context clearly indicates otherwise, the term:

124 (9) "Election costs" shall include, but not be limited to,
 125 expenditures for all paper supplies such as envelopes,
 126 instructions to voters, affidavits, reports, ballot cards,
 127 ballot booklets for absentee voters, postage, and notices to
 128 voters; advertisements for ~~registration book closings~~, testing
 129 of voting equipment, sample ballots, and polling places; forms
 130 used to qualify candidates; polling site rental and equipment
 131 delivery and pickup; data processing time and supplies; election
 132 records retention; and labor costs, including those costs
 133 uniquely associated with absentee ballot preparation, poll
 134 workers, and election night canvass.

135 Section 3. Subsection (4) of section 97.053, Florida
 136 Statutes, is amended to read:

137 97.053 Acceptance of voter registration applications.--

138 (4) The registration date for a valid initial voter
 139 registration application that has been mailed and bears a clear
 140 postmark is the date of the postmark. If an initial voter
 141 registration application that has been mailed does not bear a
 142 postmark or if the postmark is unclear, the registration date is
 143 the date the registration is received by any supervisor or the
 144 division, ~~unless it is received within 5 days after the closing~~
 145 ~~of the books for an election, excluding Saturdays, Sundays, and~~

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146 ~~legal holidays, in which case the registration date is the book-~~
 147 ~~closing date.~~

148 Section 4. Subsection (3) of section 97.071, Florida
 149 Statutes, is amended to read:

150 97.071 Registration identification card.--

151 (3) In the case of a change of name, address, or party
 152 affiliation, the supervisor must issue the voter a new
 153 registration identification card. However, a registration
 154 identification card indicating a party affiliation change made
 155 between the ~~book-closing~~ date of ~~for~~ the first primary election
 156 and the date of the second primary election may not be issued
 157 until after the second primary election.

158 Section 5. Subsection (5) of section 98.065, Florida
 159 Statutes, is amended to read:

160 98.065 Registration list maintenance programs.--

161 (5) The supervisor must designate as inactive all voters
 162 who have been sent an address confirmation final notice and who
 163 have not returned the postage prepaid preaddressed return form
 164 within 30 days. A voter on the inactive list must be allowed to
 165 vote and to change the voter's name or address of legal
 166 residence at the polls ~~pursuant to s. 101.045~~. Names on the
 167 inactive list may not be used to calculate the number of
 168 signatures needed on any petition or the quantity of voting
 169 equipment needed.

170 Section 6. Subsections (1) and (3) of section 98.081,
 171 Florida Statutes, are amended to read:

172 98.081 Names removed from registration books; restrictions
 173 on reregistering; recordkeeping; restoration of erroneously or
 174 illegally removed names.--

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175 (1) Any person who requested that his or her name be
 176 removed from the registration books between the ~~book-closing~~
 177 date of the first primary and the date of the second primary may
 178 not register in a different political party until after the date
 179 of the second primary election.

180 (3) When the name of any elector has been erroneously or
 181 illegally removed from the registration books, the name of the
 182 elector shall be restored by the supervisor upon satisfactory
 183 proof, ~~even though the registration period for that election is~~
 184 ~~closed.~~

185 Section 7. Section 98.231, Florida Statutes, is amended to
 186 read:

187 98.231 Supervisor of elections to furnish Department of
 188 State number of registered electors.--The supervisor of each
 189 county, not less than ~~within~~ 15 days ~~after the closing of~~
 190 ~~registration books~~ prior to the election, shall, for the county
 191 and for each legislative and congressional district in which
 192 such county or any portion thereof is located, advise the
 193 Department of State of the total number of registered electors
 194 of each political party in which any elector has registered and
 195 the number of electors registered as independents or without
 196 party affiliation.

197 Section 8. Section 101.045, Florida Statutes, is amended
 198 to read:

199 101.045 Electors must be registered in precinct;
 200 provisions for residence or name change.--

201 (1) No person shall be permitted to vote in any election
 202 precinct or district other than the one in which the person has
 203 his or her legal residence and in which the person is

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204 registered. However, a person temporarily residing outside the
 205 county shall be registered in the precinct in which the main
 206 office of the supervisor, as designated by the supervisor, is
 207 located when the person has no permanent address in the county
 208 and it is the person's intention to remain a resident of Florida
 209 and of the county in which he or she is registered to vote. Such
 210 persons who are registered in the precinct in which the main
 211 office of the supervisor, as designated by the supervisor, is
 212 located and who are residing outside the county with no
 213 permanent address in the county shall not be registered electors
 214 of a municipality and therefore shall not be permitted to vote
 215 in any municipal election.

216 (2)(a) An elector who moves from the precinct within the
 217 county in which the elector is registered may be permitted to
 218 vote in the precinct to which he or she has moved his or her
 219 legal residence or, ~~provided such elector completes an~~
 220 ~~affirmation in substantially the following form:~~

~~Change of Legal Residence of Registered
 Voter~~

225 ~~Under penalties for false swearing, I, ... (Name of voter)~~
 226 ~~..., swear (or affirm) that the former address of my legal~~
 227 ~~residence was ... (Address of legal residence) ... in the~~
 228 ~~municipality of _____, in _____ County, Florida, and I was~~
 229 ~~registered to vote in the _____ precinct of _____ County,~~
 230 ~~Florida; that I have not voted in the precinct of my former~~
 231 ~~registration in this election; that I now reside at ...~~
 232 ~~(Address of legal residence) ... in the Municipality of _____,~~

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233 ~~in _____ County, Florida, and am therefore eligible to vote in~~
 234 ~~the _____ precinct of _____ County, Florida; and I further swear~~
 235 ~~(or affirm) that I am otherwise legally registered and entitled~~
 236 ~~to vote.~~

237
 238 ~~... (Signature of voter whose address of legal residence has~~
 239 ~~changed) ...~~

240
 241 ~~(b)~~ an elector whose name changes because of marriage or
 242 other legal process may be permitted to vote, provided such
 243 elector completes ~~an affirmation in substantially the following~~
 244 ~~form:~~

245
 246 ~~Change of Name of Registered~~
 247 ~~Voter~~

248
 249 ~~Under penalties for false swearing, I, ... (New name of voter)~~
 250 ~~..., swear (or affirm) that my name has been changed because of~~
 251 ~~marriage or other legal process. My former name and address of~~
 252 ~~legal residence appear on the registration books of precinct~~
 253 ~~_____ as follows:~~

- 254 ~~Name~~
- 255 ~~Address~~
- 256 ~~Municipality~~
- 257 ~~County~~
- 258 ~~Florida, Zip~~

259 ~~My present name and address of legal residence are as follows:~~

- 260 ~~Name~~
- 261 ~~Address~~

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262 ~~Municipality~~

263 ~~County~~

264 ~~Florida, Zip~~

265 ~~and I further swear (or affirm) that I am otherwise legally~~
 266 ~~registered and entitled to vote.~~

267
 268 ~~... (Signature of voter whose name has changed) ...~~

269
 270 ~~(c) Such affirmation, when completed and presented at the~~
 271 ~~precinct in which such elector is entitled to vote, and upon~~
 272 ~~verification of the elector's registration, shall entitle such~~
 273 ~~elector to vote as provided in this subsection. If the elector's~~
 274 ~~eligibility to vote cannot be determined, he or she shall be~~
 275 ~~entitled to vote a provisional ballot, subject to the~~
 276 ~~requirements and procedures in s. 101.048. Upon receipt of an~~
 277 ~~affirmation certifying a change in address of legal residence or~~
 278 ~~name, the supervisor shall as soon as practicable make the~~
 279 ~~necessary changes in the registration records of the county to~~
 280 ~~indicate the change in address of legal residence or name of~~
 281 ~~such elector.~~

282 ~~(d) Instead of the affirmation contained in paragraph (a)~~
 283 ~~or paragraph (b), an elector may complete a voter registration~~
 284 ~~application that indicates the change of name or change of~~
 285 ~~address of legal residence or change of name.~~

286 ~~(b)(e)~~ A request for an absentee ballot pursuant to s.
 287 101.62 which indicates that the elector has had a change of
 288 address of legal residence from that in the supervisor's records
 289 shall be sufficient as the notice to the supervisor of change of
 290 address of legal residence required by this section. Upon

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291 receipt of such request for an absentee ballot from an elector
 292 who has changed his or her address of legal residence, the
 293 supervisor shall provide the elector with the proper ballot for
 294 the precinct in which the elector then has his or her legal
 295 residence.

296 (3) When an elector's name does not appear on the
 297 registration books or precinct register of the election precinct
 298 in which the elector claims to be ~~is~~ registered, the elector may
 299 have his or her name restored by completing a voter registration
 300 application to provide the required information indicating
 301 eligibility under s. 97.041 ~~if the supervisor is otherwise~~
 302 ~~satisfied that the elector is validly registered, that the~~
 303 ~~elector's name has been erroneously omitted from the books, and~~
 304 ~~that the elector is entitled to have his or her name restored.~~
 305 The supervisor, ~~if he or she is satisfied as to the elector's~~
 306 ~~previous registration,~~ shall then allow such person to vote and
 307 shall thereafter issue a duplicate registration identification
 308 card.

309 Section 9. Section 101.663, Florida Statutes, is amended
 310 to read:

311 101.663 Electors; change of residence.--

312 (1) An elector who changes his or her residence to another
 313 county in Florida from the county in Florida in which he or she
 314 is registered as an elector must register in the county of his
 315 or her new residence prior to being allowed to vote in any
 316 election and may not vote, either in person or by absentee
 317 ballot, in the county of his or her former residence ~~after the~~
 318 ~~books in the county to which the elector has changed his or her~~
 319 ~~residence are closed for any general, primary, or special~~

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320 ~~election shall be permitted to vote absentee in the county of~~
 321 ~~his or her former residence in that election for President and~~
 322 ~~Vice President, United States Senator, statewide offices, and~~
 323 ~~statewide issues. Such person shall not be permitted to vote in~~
 324 ~~the county of the person's former residence after the general~~
 325 ~~election.~~

326 (2) An elector registered in this state who moves his or
 327 her permanent residence to another state and who is prohibited
 328 by the laws of that state from voting for the offices of
 329 President and Vice President of the United States may ~~shall~~ be
 330 permitted to vote absentee in the county of his or her former
 331 residence for those offices.

332 Section 10. Section 97.0555, Florida Statutes, is
 333 repealed.

334 Section 11. Subsection (1) of section 100.011, Florida
 335 Statutes, is amended to read:

336 100.011 Opening and closing of polls, all elections;
 337 expenses.--

338 (1) The polls shall be open at the voting places at 7 ~~7:00~~
 339 a.m., on the day of the election, and shall be kept open until 9
 340 ~~7:00~~ p.m., of the same day, and the time shall be regulated by
 341 the customary time in standard use in the county seat of the
 342 locality. The inspectors shall make public proclamation of the
 343 opening and closing of the polls. During the election and
 344 canvass of the votes, the ballot box shall not be concealed.

345 Section 12. Section 101.65, Florida Statutes, is amended
 346 to read:

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347 101.65 Instructions to absent electors.--The supervisor
 348 shall enclose with each absentee ballot separate printed
 349 instructions in substantially the following form:

350

351 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING BALLOT.

352 1. VERY IMPORTANT. In order to ensure that your absentee
 353 ballot will be counted, it should be completed and returned as
 354 soon as possible so that it can reach the supervisor of
 355 elections of the county in which your precinct is located no
 356 later than 9 7 p.m. on the day of the election.

357 2. Mark your ballot in secret as instructed on the ballot.
 358 You must mark your own ballot unless you are unable to do so
 359 because of blindness, disability, or inability to read or write.

360 3. Mark only the number of candidates or issue choices for
 361 a race as indicated on the ballot. If you are allowed to "Vote
 362 for One" candidate and you vote for more than one candidate,
 363 your vote in that race will not be counted.

364 4. Place your marked ballot in the enclosed secrecy
 365 envelope.

366 5. Insert the secrecy envelope into the enclosed mailing
 367 envelope which is addressed to the supervisor.

368 6. Seal the mailing envelope and completely fill out the
 369 Voter's Certificate on the back of the mailing envelope.

370 7. VERY IMPORTANT. In order for your absentee ballot to be
 371 counted, you must sign your name on the line above (Voter's
 372 Signature).

373 8. VERY IMPORTANT. If you are an overseas voter, you must
 374 include the date you signed the Voter's Certificate on the line
 375 above (Date) or your ballot may not be counted.

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376 9. VERY IMPORTANT. In order for your absentee ballot to be
 377 counted, it must include the signature and address of a witness
 378 18 years of age or older affixed to the Voter's Certificate. No
 379 candidate may serve as an attesting witness.

380 10. Mail, deliver, or have delivered the completed mailing
 381 envelope. Be sure there is sufficient postage if mailed.

382 11. FELONY NOTICE. It is a felony under Florida law to
 383 accept any gift, payment, or gratuity in exchange for your vote
 384 for a candidate. It is also a felony under Florida law to vote
 385 in an election using a false identity or false address, or under
 386 any other circumstances making your ballot false or fraudulent.

387 Section 13. Subsection (2) of section 101.67, Florida
 388 Statutes, is amended to read:

389 101.67 Safekeeping of mailed ballots; deadline for
 390 receiving absentee ballots.--

391 (2) All marked absent electors' ballots to be counted must
 392 be received by the supervisor by 9 7 p.m. the day of the
 393 election. All ballots received thereafter shall be marked with
 394 the time and date of receipt and filed in the supervisor's
 395 office.

396 Section 14. Subsection (2) of section 101.6923, Florida
 397 Statutes, is amended to read:

398 101.6923 Special absentee ballot instructions for certain
 399 first-time voters.--

400 (2) A voter covered by this section shall be provided with
 401 the following printed instructions with his or her absentee
 402 ballot:

403

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404 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR
 405 BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR
 406 BALLOT NOT TO COUNT.

407
 408 1. In order to ensure that your absentee ballot will be
 409 counted, it should be completed and returned as soon as possible
 410 so that it can reach the supervisor of elections of the county
 411 in which your precinct is located no later than 9 7 p.m. on the
 412 date of the election.

413 2. Mark your ballot in secret as instructed on the ballot.
 414 You must mark your own ballot unless you are unable to do so
 415 because of blindness, disability, or inability to read or write.

416 3. Mark only the number of candidates or issue choices for
 417 a race as indicated on the ballot. If you are allowed to "Vote
 418 for One" candidate and you vote for more than one, your vote in
 419 that race will not be counted.

420 4. Place your marked ballot in the enclosed secrecy
 421 envelope and seal the envelope.

422 5. Insert the secrecy envelope into the enclosed envelope
 423 bearing the Voter's Certificate. Seal the envelope and
 424 completely fill out the Voter's Certificate on the back of the
 425 envelope.

426 a. You must sign your name on the line above (Voter's
 427 Signature).

428 b. You must have your signature witnessed. Have the
 429 witness sign above (Signature of Witness) and include his or her
 430 address. No candidate may serve as an attesting witness.

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431 c. If you are an overseas voter, you must include the date
 432 you signed the Voter's Certificate on the line above (Date) or
 433 your ballot may not be counted.

434 6. Unless you meet one of the exemptions in Item 7., you
 435 must make a copy of one of the following forms of
 436 identification:

437 a. Identification which must include your name and
 438 photograph: current and valid Florida driver's license; Florida
 439 identification card issued by the Department of Highway Safety
 440 and Motor Vehicles; United States passport; employee badge or
 441 identification; buyer's club identification card; debit or
 442 credit card; military identification; student identification;
 443 retirement center identification; neighborhood association
 444 identification; entertainment identification; or public
 445 assistance identification; or

446 b. Identification which shows your name and current
 447 residence address: current utility bill, bank statement,
 448 government check, paycheck, or government document (excluding
 449 voter identification card).

450 7. The identification requirements of Item 6. do not apply
 451 if you meet one of the following requirements:

452 a. You are 65 years of age or older.

453 b. You have a temporary or permanent physical disability.

454 c. You are a member of a uniformed service on active duty
 455 who, by reason of such active duty, will be absent from the
 456 county on election day.

457 d. You are a member of the Merchant Marine who, by reason
 458 of service in the Merchant Marine, will be absent from the
 459 county on election day.

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460 e. You are the spouse or dependent of a member referred to
 461 in paragraph c. or paragraph d. who, by reason of the active
 462 duty or service of the member, will be absent from the county on
 463 election day.

464 f. You are currently residing outside the United States.

465 8. Place the envelope bearing the Voter's Certificate into
 466 the mailing envelope addressed to the supervisor. Insert a copy
 467 of your identification in the mailing envelope. DO NOT PUT YOUR
 468 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR
 469 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR
 470 BALLOT WILL NOT COUNT.

471 9. Mail, deliver, or have delivered the completed mailing
 472 envelope. Be sure there is sufficient postage if mailed.

473 10. FELONY NOTICE. It is a felony under Florida law to
 474 accept any gift, payment, or gratuity in exchange for your vote
 475 for a candidate. It is also a felony under Florida law to vote
 476 in an election using a false identity or false address, or under
 477 any other circumstances making your ballot false or fraudulent.

478 Section 15. Subsection (3) of section 101.6925, Florida
 479 Statutes, is amended to read:

480 101.6925 Canvassing special absentee ballots.--

481 (3) If the identification is not enclosed in the mailing
 482 envelope and the voter has not indicated that he or she is
 483 exempt from the identification requirements, the supervisor
 484 shall check the voter registration records to determine if the
 485 voter's identification was previously received or the voter had
 486 previously notified the supervisor that he or she was exempt.
 487 The envelope with the Voter's Certificate shall not be opened
 488 unless the identification has been received or the voter has

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489 indicated that he or she is exempt. The ballot shall be treated
 490 as a provisional ballot until 9 7 p.m. on election day and shall
 491 not be canvassed unless the supervisor has received the required
 492 identification or written indication of exemption by 9 7 p.m. on
 493 election day.

494 Section 16. Subsections (1) and (2) of section 99.061,
 495 Florida Statutes, are amended to read:

496 99.061 Method of qualifying for nomination or election to
 497 federal, state, county, or district office.--

498 (1) The provisions of any special act to the contrary
 499 notwithstanding, each person seeking to qualify for nomination
 500 or election to a federal, state, or multicounty district office,
 501 other than election to a judicial office as defined in chapter
 502 105 or the office of school board member, shall file his or her
 503 qualification papers with, and pay the qualifying fee, which
 504 shall consist of the filing fee and election assessment, and
 505 party assessment, if any has been levied, to, the Department of
 506 State, or qualify by the alternative method with the Department
 507 of State, at any time after noon of the 1st day for qualifying,
 508 which shall be as follows: the 120th day prior to the first
 509 primary, but not later than noon of the 116th day prior to the
 510 date of the first primary, for persons seeking to qualify for
 511 nomination or election to federal office; and noon of the 64th
 512 ~~50th~~ day prior to the first primary, but not later than noon of
 513 the 60th ~~46th~~ day prior to the date of the first primary, for
 514 persons seeking to qualify for nomination or election to a state
 515 or multicounty district office.

516 (2) The provisions of any special act to the contrary
 517 notwithstanding, each person seeking to qualify for nomination

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518 or election to a county office, or district or special district
 519 office not covered by subsection (1), shall file his or her
 520 qualification papers with, and pay the qualifying fee, which
 521 shall consist of the filing fee and election assessment, and
 522 party assessment, if any has been levied, to, the supervisor of
 523 elections of the county, or shall qualify by the alternative
 524 method with the supervisor of elections, at any time after noon
 525 of the 1st day for qualifying, which shall be the 64th ~~50th~~ day
 526 prior to the first primary or special district election, but not
 527 later than noon of the 60th ~~46th~~ day prior to the date of the
 528 first primary or special district election. ~~However,~~ If a
 529 special district election is held at the same time as the second
 530 primary or general election, qualifying shall be the 50th day
 531 prior to the first primary, but not later than noon of the 46th
 532 day prior to the date of the first primary. Within 30 days after
 533 the closing of qualifying time, the supervisor of elections
 534 shall remit to the secretary of the state executive committee of
 535 the political party to which the candidate belongs the amount of
 536 the filing fee, two-thirds of which shall be used to promote the
 537 candidacy of candidates for county offices and the candidacy of
 538 members of the Legislature.

539 Section 17. Subsection (1) of section 99.095, Florida
 540 Statutes, is amended to read:

541 99.095 Alternative method of qualifying.--

542 (1) A person seeking to qualify for nomination to any
 543 office may qualify to have his or her name placed on the ballot
 544 for the first primary election by means of the petitioning
 545 process prescribed in this section. A person qualifying by this
 546 alternative method shall not be required to pay the qualifying

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547 fee or party assessment required by this chapter. A person using
 548 this petitioning process shall file an oath with the officer
 549 before whom the candidate would qualify for the office stating
 550 that he or she intends to qualify by this alternative method for
 551 the office sought. If the person is running for an office which
 552 will be grouped on the ballot with two or more similar offices
 553 to be filled at the same election, the candidate must indicate
 554 in his or her oath for which group or district office he or she
 555 is running. The oath shall be filed at any time after the first
 556 Tuesday after the first Monday in November ~~January~~ of the year
 557 immediately preceding the year in which the first primary is
 558 held, but prior to the 21st day preceding the first day of the
 559 qualifying period for the office sought. The Department of State
 560 shall prescribe the form to be used in administering and filing
 561 such oath. No signatures shall be obtained by a candidate on any
 562 nominating petition until the candidate has filed the oath
 563 required in this section. If the person is running for an office
 564 which will be grouped on the ballot with two or more similar
 565 offices to be filled at the same election and the petition does
 566 not indicate the group or district office for which the person
 567 is running, the signatures obtained on such petition will not be
 568 counted.

569 Section 18. Paragraph (a) of subsection (3) of section
 570 99.0955, Florida Statutes, is amended to read:

571 99.0955 Candidates with no party affiliation; name on
 572 general election ballot.--

573 (3)(a) A candidate with no party affiliation may, in lieu
 574 of paying the qualifying fee, qualify for office by the
 575 alternative method prescribed in this subsection. A candidate

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576 using this petitioning process shall file an oath with the
 577 officer before whom the candidate would qualify for the office
 578 stating that he or she intends to qualify by this alternative
 579 method. If the person is running for an office that requires a
 580 group or district designation, the candidate must indicate the
 581 designation in his or her oath. The oath shall be filed at any
 582 time after the first Tuesday after the first Monday in November
 583 ~~January~~ of the year immediately preceding the year in which the
 584 election is held, but before the 21st day preceding the first
 585 day of the qualifying period for the office sought. The
 586 Department of State shall prescribe the form to be used in
 587 administering and filing the oath. Signatures may not be
 588 obtained by a candidate on any petition until the candidate has
 589 filed the oath required in this subsection. Upon receipt of the
 590 written oath from a candidate, the qualifying officer shall
 591 provide the candidate with petition forms in sufficient numbers
 592 to facilitate the gathering of signatures. If the candidate is
 593 running for an office that requires a group or district
 594 designation, the petition must indicate that designation or the
 595 signatures obtained on the petition will not be counted.

596 Section 19. Paragraph (a) of subsection (3) of section
 597 99.096, Florida Statutes, is amended to read:

598 99.096 Minor party candidates; names on ballot.--

599 (3)(a) A minor party candidate may, in lieu of paying the
 600 qualifying fee and party assessment, qualify for office by the
 601 alternative method prescribed in this subsection. A candidate
 602 using this petitioning process shall file an oath with the
 603 officer before whom the candidate would qualify for the office
 604 stating that he or she intends to qualify by this alternative

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605 method. If the person is running for an office that requires a
 606 group or district designation, the candidate must indicate the
 607 designation in his or her oath. The oath must be filed at any
 608 time after the first Tuesday after the first Monday in November
 609 ~~January~~ of the year immediately preceding the year in which the
 610 election is held, but before the 21st day preceding the first
 611 day of the qualifying period for the office sought. The
 612 Department of State shall prescribe the form to be used in
 613 administering and filing the oath. Signatures may not be
 614 obtained by a candidate on any petition until the candidate has
 615 filed the oath required in this section. Upon receipt of the
 616 written oath from a candidate, the qualifying officer shall
 617 provide the candidate with petition forms in sufficient numbers
 618 to facilitate the gathering of signatures. If the candidate is
 619 running for an office that requires a group or district
 620 designation, the petition must indicate that designation or the
 621 signatures on such petition will not be counted.

622 Section 20. Section 100.061, Florida Statutes, is amended
 623 to read:

624 100.061 First primary election.--In each year in which a
 625 general election is held, a first primary election for
 626 nomination of candidates of political parties shall be held on
 627 the Tuesday 15 ~~9~~ weeks prior to the general election. Each
 628 candidate receiving a majority of the votes cast in each contest
 629 in the first primary election shall be declared nominated for
 630 such office. A second primary election shall be held as provided
 631 by s. 100.091 in every contest in which a candidate does not
 632 receive a majority.

633 Section 21. Subsection (1) of section 100.091, Florida

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634 Statutes, is amended to read:

635 100.091 Second primary election.--

636 (1) In each year in which a general election is held, a
 637 second primary election for nomination of candidates of
 638 political parties where nominations were not made in the first
 639 primary election shall be held on the Tuesday 8 ~~5~~ weeks prior to
 640 the general election.

641 Section 22. Subsection (1) of section 105.031, Florida
 642 Statutes, is amended to read:

643 105.031 Qualification; filing fee; candidate's oath; items
 644 required to be filed.--

645 (1) TIME OF QUALIFYING.--Except for candidates for
 646 judicial office, nonpartisan candidates for multicounty office
 647 shall qualify with the Division of Elections of the Department
 648 of State and nonpartisan candidates for countywide or less than
 649 countywide office shall qualify with the supervisor of
 650 elections. Candidates for judicial office other than the office
 651 of county court judge shall qualify with the Division of
 652 Elections of the Department of State, and candidates for the
 653 office of county court judge shall qualify with the supervisor
 654 of elections of the county. Candidates for judicial office shall
 655 qualify no earlier than noon of the 120th day, and no later than
 656 noon of the 116th day, before the first primary election.

657 Candidates for the office of school board member shall qualify
 658 no earlier than noon of the 64th ~~50th~~ day, and no later than
 659 noon of the 60th ~~46th~~ day, before the first primary election.

660 Filing shall be on forms provided for that purpose by the
 661 Division of Elections and furnished by the appropriate
 662 qualifying officer. Any person seeking to qualify by the

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663 alternative method, as set forth in s. 105.035, if the person
 664 has submitted the necessary petitions by the required deadline
 665 and is notified after the fifth day prior to the last day for
 666 qualifying that the required number of signatures has been
 667 obtained, shall be entitled to subscribe to the candidate's oath
 668 and file the qualifying papers at any time within 5 days from
 669 the date he or she is notified that the necessary number of
 670 signatures has been obtained. Any person other than a write-in
 671 candidate who qualifies within the time prescribed in this
 672 subsection shall be entitled to have his or her name printed on
 673 the ballot.

674 Section 23. Paragraphs (a) and (b) of subsection (1) of
 675 section 106.07, Florida Statutes, are amended to read:

676 106.07 Reports; certification and filing.--

677 (1) Each campaign treasurer designated by a candidate or
 678 political committee pursuant to s. 106.021 shall file regular
 679 reports of all contributions received, and all expenditures
 680 made, by or on behalf of such candidate or political committee.
 681 Reports shall be filed on the 10th day following the end of each
 682 calendar quarter from the time the campaign treasurer is
 683 appointed, except that, if the 10th day following the end of a
 684 calendar quarter occurs on a Saturday, Sunday, or legal holiday,
 685 the report shall be filed on the next following day which is not
 686 a Saturday, Sunday, or legal holiday. Quarterly reports shall
 687 include all contributions received and expenditures made during
 688 the calendar quarter which have not otherwise been reported
 689 pursuant to this section.

690 (a) Except as provided in paragraph (b), following the
 691 last day of qualifying for office, the reports shall be filed on

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692 the 46th, 32nd, 18th, and 4th days immediately preceding the
 693 first primary and on the 32nd, 18th, and 4th days immediately
 694 preceding the second primary and general election, for a
 695 candidate who is opposed in seeking nomination or election to
 696 any office, or for a political committee, ~~or for a committee of~~
 697 ~~continuous existence.~~

698 (b) Following the last day of qualifying for office, any
 699 statewide candidate who has requested to receive contributions
 700 from the Election Campaign Financing Trust Fund or any statewide
 701 candidate in a race with a candidate who has requested to
 702 receive contributions from the trust fund shall file reports on
 703 the 4th, 11th, 18th, 25th, ~~and~~ 32nd, 39th, and 46th days prior
 704 to the first primary and general elections, and on the 4th,
 705 11th, 18th, ~~and~~ 25th, 32nd, and 39th days prior to the second
 706 primary.

707 Section 24. Subsections (1) and (2) of section 101.048,
 708 Florida Statutes, are amended to read:

709 101.048 Provisional ballots.--

710 (1) At all elections, a voter claiming to be properly
 711 registered in the county and eligible to vote ~~at the precinct~~ in
 712 the election, but whose eligibility cannot be determined, and
 713 other persons specified in the code shall be entitled to vote a
 714 provisional ballot in the county in which the voter claims to be
 715 registered, notwithstanding s. 101.045 or any other provision of
 716 law to the contrary. Once voted, the provisional ballot shall be
 717 placed in a secrecy envelope and thereafter sealed in a
 718 provisional ballot envelope. The provisional ballot shall be
 719 deposited in a ballot box. All provisional ballots shall remain
 720 sealed in their envelopes for return to the supervisor of

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721 elections. The department shall prescribe the form of the
 722 provisional ballot envelope.

723 (2)(a) The county canvassing board shall examine each
 724 provisional ballot envelope to determine if the person voting
 725 that ballot was entitled to vote ~~at the precinct where the~~
 726 ~~person cast a vote~~ in the election and that the person had not
 727 already cast a ballot in the election.

728 (b)1. If it is determined that the person was registered
 729 and entitled to vote ~~at the precinct where the person cast a~~
 730 ~~vote~~ in the election, the canvassing board shall compare the
 731 signature on the provisional ballot envelope with the signature
 732 on the voter's registration and, if it matches, shall count the
 733 ballot. The provisional ballot of a voter who is otherwise
 734 entitled to vote shall not be rejected because the voter did not
 735 cast his or her ballot in the precinct of his or her legal
 736 residence. However, if the voter voted a ballot to which he or
 737 she was not entitled, the canvassing board shall duplicate the
 738 ballot for the races for which the voter was entitled to vote in
 739 the precinct of the voter's legal residence and count the races
 740 for which the voter was entitled to vote.

741 2. If it is determined that the person voting the
 742 provisional ballot was not registered or entitled to vote ~~at the~~
 743 ~~precinct where the person cast a vote~~ in the election, the
 744 provisional ballot shall not be counted and the ballot shall
 745 remain in the envelope containing the Provisional Ballot Voter's
 746 Certificate and Affirmation and the envelope shall be marked
 747 "Rejected as Illegal."

748 Section 25. Subsection (8) of section 101.151, Florida
 749 Statutes, is renumbered as subsection (9), and a new subsection

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750 (8) is added to said section to read:

751 101.151 Specifications for ballots.--

752 (8) A ballot may not exceed seven standard letter size
 753 pages in length or the equivalent. The department shall provide
 754 by rule what constitutes the equivalent ballot length for voting
 755 systems that use a ballot card or paper ballot of a different
 756 size and for electronic or electromechanical voting systems that
 757 do not use a ballot card or paper ballot.

758 Section 26. Subsection (16) is added to section 101.5606,
 759 Florida Statutes, to read:

760 101.5606 Requirements for approval of systems.--No
 761 electronic or electromechanical voting system shall be approved
 762 by the Department of State unless it is so constructed that:

763 (16) It provides each voter casting a ballot with a paper
 764 receipt that indicates each vote cast on the ballot.

765 Section 27. The implementation of the amendment of s.
 766 101.5606, Florida Statutes, by this act requiring a paper
 767 receipt for each voted ballot shall be phased in over a 3-year
 768 period, as determined by the Division of Elections of the
 769 Department of State, and the cost of such implementation shall
 770 be fully funded by the state by appropriation to the division in
 771 the General Appropriations Act each fiscal year of the phase-in
 772 period.

773 Section 28. Subsection (2) of section 101.657, Florida
 774 Statutes, is amended to read:

775 101.657 Voting absentee ballots in person.--

776 (2)(a) As an alternative to the provisions of ss. 101.64
 777 and 101.65, the supervisor of elections may allow an elector to
 778 cast an absentee ballot in the main or branch office of the

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779 supervisor by depositing the voted ballot in a voting device
 780 used by the supervisor to collect or tabulate ballots. The
 781 results or tabulation may not be made before the close of the
 782 polls on election day.

783 (b) Three weeks prior to each primary and general
 784 election, the supervisor of elections shall allow voting by
 785 absentee ballot in the main office and each branch office each
 786 day of the week, including Saturday and Sunday, for a period of
 787 not less than 8 hours, beginning no later than 9 a.m. To the
 788 extent practicable, the supervisor shall also provide for voting
 789 by absentee ballot during this period in other locations located
 790 equally throughout the county. Such locations may include
 791 libraries, schools, and other facilities used as polling places
 792 on election day.

793 (c) The supervisor may authorize the use of mobile units
 794 for purposes of voting an absentee ballot under this section,
 795 provided the locations at which such units are set up do not
 796 include any location regularly used by and associated with a
 797 political party or partisan political organization.

798 (d)(a) The elector must provide identification as required
 799 in subsection (1) and must complete an In-Office Voter
 800 Certificate in substantially the following form:

801
 802 IN-OFFICE VOTER CERTIFICATE

803
 804 I, _____, am a qualified elector in this election and registered
 805 voter of _____ County, Florida. I do solemnly swear or affirm
 806 that I am the person so listed on the voter registration rolls
 807 of _____ County and that I reside at the listed address. I

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808 understand that if I commit or attempt to commit fraud in
 809 connection with voting, vote a fraudulent ballot, or vote more
 810 than once in an election I could be convicted of a felony of the
 811 third degree and both fined up to \$5,000 and imprisoned for up
 812 to 5 years. I understand that my failure to sign this
 813 certificate and have my signature witnessed invalidates my
 814 ballot.

815

816

817 ... (Voter's Signature) ...

818

819 ... (Address) ...

820

821 ... (City/State) ...

822

823 ... (Name of Witness) ...

824

825 ... (Signature of Witness) ...

826

827 ... (Type of identification provided) ...

828

829 (e)~~(b)~~ Any elector may challenge an elector seeking to
 830 cast an absentee ballot under the provisions of s. 101.111. Any
 831 challenged ballot must be placed in a regular absentee ballot
 832 envelope. The canvassing board shall review the ballot and
 833 decide the validity of the ballot by majority vote.

834 (f)~~(e)~~ The canvass of returns for ballots cast under this
 835 subsection shall be substantially the same as votes cast by
 836 electors in precincts, as provided in s. 101.5614.

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837 Section 29. Subsection (1) of section 110.117, Florida
 838 Statutes, is amended to read:

839 110.117 Paid holidays.--

840 (1) The following holidays shall be paid holidays observed
 841 by all state branches and agencies:

842 (a) New Year's Day.

843 (b) Birthday of Martin Luther King, Jr., third Monday in
 844 January.

845 (c) Memorial Day.

846 (d) Independence Day.

847 (e) Labor Day.

848 (f) General Election Day.

849 (g)~~(f)~~ Veterans' Day, November 11.

850 (h)~~(g)~~ Thanksgiving Day.

851 (i)~~(h)~~ Friday after Thanksgiving.

852 (j)~~(i)~~ Christmas Day.

853
 854 ~~(j)~~ If any of these holidays falls on Saturday, the
 855 preceding Friday shall be observed as a holiday. If any of these
 856 holidays falls on Sunday, the following Monday shall be observed
 857 as a holiday.

858 Section 30. Paragraph (r) of subsection (1) of section
 859 683.01, Florida Statutes, is reenacted to read:

860 683.01 Legal holidays.--

861 (1) The legal holidays, which are also public holidays,
 862 are the following:

863 (r) General Election Day.

864 Section 31. Section 106.161, Florida Statutes, is amended
 865 to read:

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866 106.161 Air time available at the lowest unit rate.--To
 867 the extent permitted by federal law, all broadcast radio and
 868 television stations and all cable television stations shall make
 869 air time available to candidates for public office at the lowest
 870 unit rate. To the extent permitted by federal law, all broadcast
 871 radio and television stations must offer 2.5 minutes of free air
 872 time prior to each election to each candidate for public office
 873 appearing on the ballot for that election within the area the
 874 station covers.

875 Section 32. There is created a task force to rebut false
 876 or inaccurate statements in political campaigns. Each major
 877 political party regulated under chapter 103, Florida Statutes,
 878 and each minor political party, as defined in s. 97.021(14),
 879 Florida Statutes, may select one member to serve on the task
 880 force. Any rebuttal issued by the task force shall be considered
 881 a public service announcement and not a political advertisement
 882 and is not subject to reporting as a contribution or expenditure
 883 under chapter 106, Florida Statutes. The cost of disseminating
 884 the rebuttal shall be borne equally by the political parties
 885 appointing members to the task force.

886 Section 33. Section 106.08, Florida Statutes, is amended
 887 to read:

888 106.08 Contributions; limitations on.--

889 (1)(a) ~~Except for political parties,~~ No person, ~~political~~
 890 ~~committee, or committee of continuous existence~~ may, in any
 891 election, make contributions in excess of \$500 to any candidate
 892 for election to or retention in office or to any political
 893 committee supporting or opposing one or more candidates.
 894 However, a political committee may not make a contribution to

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895 any candidate for election to or retention in office. Candidates
 896 for the offices of Governor and Lieutenant Governor on the same
 897 ticket are considered a single candidate for the purpose of this
 898 section.

899 (b)1. The contribution limits provided in this subsection
 900 do not apply to contributions made by a state or county
 901 executive committee of a political party regulated by chapter
 902 103 or to amounts contributed by a candidate to his or her own
 903 campaign.

904 2. Notwithstanding the limits provided in this subsection,
 905 an unemancipated child under the age of 18 years of age may not
 906 make a contribution in excess of \$100 to any candidate or to any
 907 political committee supporting one or more candidates.

908 (c) The contribution limits of this subsection apply to
 909 each election. For purposes of this subsection, the first
 910 primary, second primary, and general election are separate
 911 elections so long as the candidate is not an unopposed candidate
 912 as defined in s. 106.011~~(14)-(15)~~. However, for the purpose of
 913 contribution limits with respect to candidates for retention as
 914 a justice or judge, there is only one election, which is the
 915 general election. With respect to candidates in a circuit
 916 holding an election for circuit judge or in a county holding an
 917 election for county court judge, there are only two elections,
 918 which are the first primary election and general election.

919 (2) A person may not make contributions to the state and
 920 county executive committees of a political party, including any
 921 subordinate committee of a state or county executive committee
 922 of a political party, which contributions, including in-kind

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923 contributions, in the aggregate in any calendar year exceed
 924 \$5,000.

925 (3)(2)(a) A candidate may not accept contributions from
 926 national, state, including any subordinate committee of a
 927 national, state, or county committee of a political party, and
 928 county executive committees of a political party, which
 929 contributions in the aggregate exceed \$50,000, no more than
 930 \$25,000 of which may be accepted prior to the 28-day period
 931 immediately preceding the date of the general election.

932 ~~(b) Polling services, research services, costs for~~
 933 ~~campaign staff, professional consulting services, and telephone~~
 934 ~~calls are not contributions to be counted toward the~~
 935 ~~contribution limits of paragraph (a). Any item not expressly~~
 936 ~~identified in this paragraph as nonallocable is a contribution~~
 937 ~~in an amount equal to the fair market value of the item and must~~
 938 ~~be counted as allocable toward the \$50,000 contribution limits~~
 939 ~~of paragraph (a). Nonallocable, in-kind contributions must be~~
 940 ~~reported by the candidate under s. 106.07 and by the political~~
 941 ~~party under s. 106.29.~~

942 (4)(3)(a) Any contribution received by a candidate with
 943 opposition in an election or by the campaign treasurer or a
 944 deputy campaign treasurer of such a candidate on the day of that
 945 election or less than 5 days prior to the day of that election
 946 must be returned by him or her to the person ~~or committee~~
 947 contributing it and may not be used or expended by or on behalf
 948 of the candidate.

949 (b) Except as otherwise provided in paragraph (c), any
 950 contribution received by a candidate or by the campaign
 951 treasurer or a deputy campaign treasurer of a candidate after

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952 the date at which the candidate withdraws his or her candidacy,
 953 or after the date the candidate is defeated, becomes unopposed,
 954 or is elected to office must be returned to the person ~~or~~
 955 ~~committee~~ contributing it and may not be used or expended by or
 956 on behalf of the candidate.

957 (c) With respect to any campaign for an office in which an
 958 independent or minor party candidate has filed as required in s.
 959 99.0955 or s. 99.096, but whose qualification is pending a
 960 determination by the Department of State or supervisor of
 961 elections as to whether or not the required number of petition
 962 signatures was obtained:

963 1. The department or supervisor shall, no later than 3
 964 days after that determination has been made, notify in writing
 965 all other candidates for that office of that determination.

966 2. Any contribution received by a candidate or the
 967 campaign treasurer or deputy campaign treasurer of a candidate
 968 after the candidate has been notified in writing by the
 969 department or supervisor that he or she has become unopposed as
 970 a result of an independent or minor party candidate failing to
 971 obtain the required number of petition signatures shall be
 972 returned to the person, ~~political committee, or committee of~~
 973 ~~continuous existence~~ contributing it and shall not be used or
 974 expended by or on behalf of the candidate.

975 (5)~~(4)~~ Any contribution received by the chair, campaign
 976 treasurer, or deputy campaign treasurer of a political committee
 977 supporting or opposing a candidate with opposition in an
 978 election or supporting or opposing an issue on the ballot in an
 979 election on the day of that election or less than 5 days prior
 980 to the day of that election may not be obligated or expended by

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981 the committee until after the date of the election.

982 (6)~~(5)~~(a) A person may not make any contribution through
 983 or in the name of another, directly or indirectly, in any
 984 election.

985 (b) Candidates, political committees, and political
 986 parties may not solicit contributions from any religious,
 987 charitable, civic, or other causes or organizations established
 988 primarily for the public good.

989 (c) Candidates, political committees, and political
 990 parties may not make contributions, in exchange for political
 991 support, to any religious, charitable, civic, or other cause or
 992 organization established primarily for the public good. It is
 993 not a violation of this paragraph for:

994 1. A candidate, political committee, or political party
 995 executive committee to make gifts of money in lieu of flowers in
 996 memory of a deceased person;

997 2. A candidate to continue membership in, or make regular
 998 donations from personal or business funds to, religious,
 999 political party, civic, or charitable groups of which the
 1000 candidate is a member or to which the candidate has been a
 1001 regular donor for more than 6 months; or

1002 3. A candidate to purchase, with campaign funds, tickets,
 1003 admission to events, or advertisements from religious, civic,
 1004 political party, or charitable groups.

1005 (7)~~(6)~~ A political party may not accept any contribution
 1006 which has been specifically designated for the partial or
 1007 exclusive use of a particular candidate. Any contribution so
 1008 designated must be returned to the contributor and may not be
 1009 used or expended by or on behalf of the candidate.

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1010 (8)~~(7)~~(a) Any person who knowingly and willfully makes no
 1011 more than one contribution in violation of subsection (1),
 1012 subsection (2), or subsection (6) ~~(5)~~, or any person who
 1013 knowingly and willfully fails or refuses to return any
 1014 contribution as required in subsection (4) ~~(3)~~, commits a
 1015 misdemeanor of the first degree, punishable as provided in s.
 1016 775.082 or s. 775.083. If any corporation, partnership, or other
 1017 business entity or any political party or ~~political committee,~~
 1018 ~~or committee of continuous existence~~ is convicted of knowingly
 1019 and willfully violating any provision punishable under this
 1020 paragraph, it shall be fined not less than \$1,000 and not more
 1021 than \$10,000. If it is a domestic entity, it may be ordered
 1022 dissolved by a court of competent jurisdiction; if it is a
 1023 foreign or nonresident business entity, its right to do business
 1024 in this state may be forfeited. Any officer, partner, agent,
 1025 attorney, or other representative of a corporation, partnership,
 1026 or other business entity or of a political party or ~~political~~
 1027 ~~committee, or committee of continuous existence~~ who aids, abets,
 1028 advises, or participates in a violation of any provision
 1029 punishable under this paragraph commits a misdemeanor of the
 1030 first degree, punishable as provided in s. 775.082 or s.
 1031 775.083.

1032 (b) Any person who knowingly and willfully makes two or
 1033 more contributions in violation of subsection (1), subsection
 1034 (2), or subsection (6), or any combination thereof, ~~(5)~~ commits
 1035 a felony of the third degree, punishable as provided in s.
 1036 775.082, s. 775.083, or s. 775.084. If any corporation,
 1037 partnership, or other business entity or any political party or ~~political~~
 1038 ~~committee, or committee of continuous existence~~ is

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1039 convicted of knowingly and willfully violating any provision
 1040 punishable under this paragraph, it shall be fined not less than
 1041 \$10,000 and not more than \$50,000. If it is a domestic entity,
 1042 it may be ordered dissolved by a court of competent
 1043 jurisdiction; if it is a foreign or nonresident business entity,
 1044 its right to do business in this state may be forfeited. Any
 1045 officer, partner, agent, attorney, or other representative of a
 1046 corporation, partnership, or other business entity, or of a
 1047 political committee, ~~committee of continuous existence,~~ or
 1048 political party who aids, abets, advises, or participates in a
 1049 violation of any provision punishable under this paragraph
 1050 commits a felony of the third degree, punishable as provided in
 1051 s. 775.082, s. 775.083, or s. 775.084.

1052 (9)~~(8)~~ Except when otherwise provided in subsection (8)
 1053 ~~(7)~~, any person who knowingly and willfully violates any
 1054 provision of this section shall, in addition to any other
 1055 penalty prescribed by this chapter, pay to the state a sum equal
 1056 to twice the amount contributed in violation of this chapter.
 1057 Each campaign treasurer shall pay all amounts contributed in
 1058 violation of this section to the state for deposit in the
 1059 General Revenue Fund.

1060 (10)~~(9)~~ This section does not apply to the transfer of
 1061 funds between a primary campaign depository and a savings
 1062 account or certificate of deposit or to any interest earned on
 1063 such account or certificate.

1064 Section 34. Paragraph (c) of subsection (1) and subsection
 1065 (3) of section 106.021, Florida Statutes, are amended to read:

1066 106.021 Campaign treasurers; deputies; primary and
 1067 secondary depositories.--

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(1)

(c) Any campaign treasurer or deputy treasurer appointed pursuant to this section shall be a registered voter in this state and shall, before such appointment may become effective, have accepted appointment to such position in writing and filed such acceptance with the officer before whom the candidate is required to qualify or with the officer with whom the political committee is required to file reports. An individual may not be appointed and serve as campaign treasurer of a candidate and a political committee or two or more candidates and political committees. A candidate may appoint herself or himself as campaign treasurer.

(3) Except for independent expenditures, no contribution or expenditure, including contributions or expenditures of a candidate or of the candidate's family, shall be directly or indirectly made or received in furtherance of the candidacy of any person for nomination or election to political office in the state or on behalf of any political committee except through the duly appointed campaign treasurer of the candidate or political committee; however, a candidate or any other individual may be reimbursed for expenses incurred for travel, food and beverage, office supplies, and mementos expressing gratitude to campaign supporters by a check drawn upon the campaign account and reported pursuant to s. 106.07(4). ~~In addition, expenditures may be made directly by any political committee or political party regulated by chapter 103 for obtaining time, space, or services in or by any communications medium for the purpose of jointly endorsing three or more candidates, and any such expenditure shall not be considered a contribution or expenditure to or on~~

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1097 ~~behalf of any such candidates for the purposes of this chapter.~~

1098 Section 35. Subsection (2) of section 106.03, Florida
 1099 Statutes, is amended to read:

1100 106.03 Registration of political committees.--

1101 (2) The statement of organization shall include:

1102 (a) The name and address of the committee;

1103 (b) The names, addresses, and relationships of affiliated
 1104 or connected organizations;

1105 (c) The area, scope, or jurisdiction of the committee;

1106 (d) The name, address, and position of the custodian of
 1107 books and accounts;

1108 (e) The name, address, and position of other principal
 1109 officers, including officers and members of the finance
 1110 committee, if any;

1111 (f) The name, address, office sought, and party
 1112 affiliation of:

1113 1. Each candidate whom the committee is supporting or
 1114 opposing;

1115 2. Any other individual, if any, whom the committee is
 1116 supporting or opposing for nomination for election, or election,
 1117 to any public office whatever;

1118 (g) Any issue or issues such organization is supporting or
 1119 opposing;

1120 (h) If the committee is supporting or opposing the entire
 1121 ticket of any party, a statement to that effect and the name of
 1122 the party;

1123 (i) A statement of whether the committee is a continuing
 1124 one;

1125 (j) Plans for the disposition of residual funds which will

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1126 be made in the event of dissolution;

1127 (k) A listing of all banks, safe-deposit boxes, or other
 1128 depositories used for committee funds; and

1129 (l) A statement of the reports required to be filed by the
 1130 committee with federal officials, if any, and the names,
 1131 addresses, and positions of such officials.

1132 Section 36. Section 106.04, Florida Statutes, is repealed.

1133 Section 37. Paragraph (d) of subsection (2) of section
 1134 98.095, Florida Statutes, is amended to read:

1135 98.095 County registers open to inspection; copies.--

1136 (2) The information provided by the supervisor pursuant to
 1137 this section shall be furnished only to:

1138 (d) Registered political committees, ~~registered committees~~
 1139 ~~of continuous existence~~, and political parties or officials
 1140 thereof, for political purposes only; and

1141
 1142 Such information shall not be used for commercial purposes. No
 1143 person to whom a list of registered voters is made available
 1144 pursuant to this section, and no person who acquires such a
 1145 list, shall use any information contained therein for purposes
 1146 which are not related to elections, political or governmental
 1147 activities, voter registration, or law enforcement.

1148 Section 38. Paragraph (d) of subsection (2) of section
 1149 98.0979, Florida Statutes, is amended to read:

1150 98.0979 Statewide voter registration database open to
 1151 inspection; copies.--

1152 (2) The information provided by the division or supervisor
 1153 of elections pursuant to this section shall be furnished only
 1154 to:

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1155 (d) Registered political committees, ~~certified committees~~
 1156 ~~of continuous existence~~, and political parties or officials
 1157 thereof, for political purposes only; and

1158 Section 39. Subsection (3) of section 101.62, Florida
 1159 Statutes, is amended to read:

1160 101.62 Request for absentee ballots.--

1161 (3) For each request for an absentee ballot received, the
 1162 supervisor shall record the date the request was made, the date
 1163 the absentee ballot was delivered or mailed, the date the ballot
 1164 was received by the supervisor, and such other information he or
 1165 she may deem necessary. This information shall be confidential
 1166 and exempt from the provisions of s. 119.07(1) and shall be made
 1167 available to or reproduced only for a canvassing board, an
 1168 election official, a political party or official thereof, a
 1169 candidate who has filed qualification papers and is opposed in
 1170 an upcoming election, and registered political committees ~~or~~
 1171 ~~registered committees of continuous existence~~, for political
 1172 purposes only.

1173 Section 40. Paragraph (c) of subsection (3) of section
 1174 102.031, Florida Statutes, is amended to read:

1175 102.031 Maintenance of good order at polls; authorities;
 1176 persons allowed in polling rooms; unlawful solicitation of
 1177 voters.--

1178 (3)

1179 (c) No person, political committee, ~~committee of~~
 1180 ~~continuous existence~~, or other group or organization may solicit
 1181 voters within 50 feet of the entrance to any polling place, or
 1182 polling room where the polling place is also a polling room, on
 1183 the day of any election.

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1184 1. Solicitation shall not be restricted if:
 1185 a. Conducted from a separately marked area within the 50-
 1186 foot zone so as not to disturb, hinder, impede, obstruct, or
 1187 interfere with voter access to the polling place or polling room
 1188 entrance; and

1189 b. The solicitation activities and subject matter are
 1190 clearly and easily identifiable by the voters as an activity in
 1191 which they may voluntarily participate; or

1192 c. Conducted on property within the 50-foot zone which is
 1193 a residence, established business, private property, sidewalk,
 1194 park, or property traditionally utilized as a public area for
 1195 discussion.

1196 2. Solicitation shall not be permitted within the 50-foot
 1197 zone on a public sidewalk or other similar means of access to
 1198 the polling room if it is clearly identifiable to the poll
 1199 workers that the solicitation is impeding, obstructing, or
 1200 interfering with voter access to the polling room or polling
 1201 place.

1202 Section 41. Section 106.011, Florida Statutes, is amended
 1203 to read:

1204 106.011 Definitions.--As used in this chapter, the
 1205 following terms have the following meanings unless the context
 1206 clearly indicates otherwise:

1207 (1)(a) "Political committee" means:

1208 1. A combination of two or more individuals, or a person
 1209 other than an individual, that, in an aggregate amount in excess
 1210 of \$500 during a single calendar year:

1211 a. Accepts contributions for the purpose of making
 1212 contributions to any ~~candidate~~, political committee, ~~committee~~

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1213 ~~of continuous existence,~~ or political party;

1214 b. Accepts contributions for the purpose of expressly
1215 advocating the election or defeat of a candidate or the passage
1216 or defeat of an issue;

1217 c. Makes expenditures that expressly advocate the election
1218 or defeat of a candidate or the passage or defeat of an issue;
1219 or

1220 d. Makes contributions to a common fund, other than a
1221 joint checking account between spouses, from which contributions
1222 are made to any ~~candidate,~~ political committee, ~~committee of~~
1223 ~~continuous existence,~~ or political party.

1224 2. The sponsor of a proposed constitutional amendment by
1225 initiative who intends to seek the signatures of registered
1226 electors.

1227 (b) Notwithstanding paragraph (a), the following entities
1228 are not considered political committees for purposes of this
1229 chapter:

1230 1. ~~Organizations which are certified by the Department of~~
1231 ~~State as committees of continuous existence pursuant to s.~~
1232 ~~106.04,~~ National political parties, and the state and county
1233 executive committees of political parties regulated by chapter
1234 103.

1235 2. Corporations regulated by chapter 607 or chapter 617 or
1236 other business entities formed for purposes other than to
1237 support or oppose issues or candidates, if their political
1238 activities are limited to contributions to ~~candidates,~~ political
1239 parties, or political committees or expenditures in support of
1240 or opposition to an issue from corporate or business funds and
1241 if no contributions are received by such corporations or

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1242 business entities.

1243 ~~(2) "Committee of continuous existence" means any group,~~
 1244 ~~organization, association, or other such entity which is~~
 1245 ~~certified pursuant to the provisions of s. 106.04.~~

1246 (2)~~(3)~~ "Contribution" means:

1247 (a) A gift, subscription, conveyance, deposit, loan,
 1248 payment, or distribution of money or anything of value,
 1249 including contributions in kind having an attributable monetary
 1250 value in any form, made for the purpose of influencing the
 1251 results of an election.

1252 (b) A transfer of funds between political committees,
 1253 ~~between committees of continuous existence, or between a~~
 1254 ~~political committee and a committee of continuous existence.~~

1255 (c) The payment, by any person other than a candidate or
 1256 political committee, of compensation for the personal services
 1257 of another person which are rendered to a candidate or political
 1258 committee without charge to the candidate or committee for such
 1259 services.

1260 (d) The transfer of funds by a campaign treasurer or
 1261 deputy campaign treasurer between a primary depository and a
 1262 separate interest-bearing account or certificate of deposit, and
 1263 the term includes any interest earned on such account or
 1264 certificate.

1265
 1266 Notwithstanding the foregoing meanings of "contribution," the
 1267 word shall not be construed to include services, including, but
 1268 not limited to, legal and accounting services, provided without
 1269 compensation by individuals volunteering a portion or all of
 1270 their time on behalf of a candidate or political committee. This

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1271 definition shall not be construed to include editorial
1272 endorsements.

1273 (3)~~(4)~~ "Expenditure" means a purchase, payment,
1274 distribution, loan, advance, transfer of funds by a campaign
1275 treasurer or deputy campaign treasurer between a primary
1276 depository and a separate interest-bearing account or
1277 certificate of deposit, or gift of money or anything of value
1278 made for the purpose of influencing the results of an election.
1279 However, "expenditure" does not include a purchase, payment,
1280 distribution, loan, advance, or gift of money or anything of
1281 value made for the purpose of influencing the results of an
1282 election when made by an organization, in existence prior to the
1283 time during which a candidate qualifies or an issue is placed on
1284 the ballot for that election, for the purpose of printing or
1285 distributing such organization's newsletter, containing a
1286 statement by such organization in support of or opposition to a
1287 candidate or issue, which newsletter is distributed only to
1288 members of such organization.

1289 (4)~~(5)~~(a) "Independent expenditure" means an expenditure
1290 by a person for the purpose of advocating the election or defeat
1291 of a candidate or the approval or rejection of an issue, which
1292 expenditure is not controlled by, coordinated with, or made upon
1293 consultation with, any candidate, political committee, or agent
1294 of such candidate or committee. An expenditure for such purpose
1295 by a person having a contract with the candidate, political
1296 committee, or agent of such candidate or committee in a given
1297 election period shall not be deemed an independent expenditure.

1298 (b) An expenditure for the purpose of advocating the
1299 election or defeat of a candidate which is made by the national,

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1300 state, or county executive committee of a political party,
 1301 including any subordinate committee of a national, state, or
 1302 county committee of a political party, or by any political
 1303 committee ~~or committee of continuous existence,~~ or any other
 1304 person, shall not be considered an independent expenditure if
 1305 the committee or person:

1306 1. Communicates with the candidate, the candidate's
 1307 campaign, or an agent of the candidate acting on behalf of the
 1308 candidate, including any pollster, media consultant, advertising
 1309 agency, vendor, advisor, or staff member, concerning the
 1310 preparation of, use of, or payment for, the specific expenditure
 1311 or advertising campaign at issue; or

1312 2. Makes a payment in cooperation, consultation, or
 1313 concert with, at the request or suggestion of, or pursuant to
 1314 any general or particular understanding with the candidate, the
 1315 candidate's campaign, a political committee supporting the
 1316 candidate, or an agent of the candidate relating to the specific
 1317 expenditure or advertising campaign at issue; or

1318 3. Makes a payment for the dissemination, distribution, or
 1319 republication, in whole or in part, of any broadcast or any
 1320 written, graphic, or other form of campaign material prepared by
 1321 the candidate, the candidate's campaign, or an agent of the
 1322 candidate, including any pollster, media consultant, advertising
 1323 agency, vendor, advisor, or staff member; or

1324 4. Makes a payment based on information about the
 1325 candidate's plans, projects, or needs communicated to a member
 1326 of the committee or person by the candidate or an agent of the
 1327 candidate, provided the committee or person uses the information
 1328 in any way, in whole or in part, either directly or indirectly,

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1329 to design, prepare, or pay for the specific expenditure or
 1330 advertising campaign at issue; or

1331 5. After the last day of qualifying for statewide or
 1332 legislative office, consults about the candidate's plans,
 1333 projects, or needs in connection with the candidate's pursuit of
 1334 election to office and the information is used in any way to
 1335 plan, create, design, or prepare an independent expenditure or
 1336 advertising campaign, with:

1337 a. Any officer, director, employee, or agent of a
 1338 national, state, or county executive committee of a political
 1339 party that has made or intends to make expenditures in
 1340 connection with ~~or contributions to~~ the candidate; or

1341 b. Any person whose professional services have been
 1342 retained by a national, state, or county executive committee of
 1343 a political party that has made or intends to make expenditures
 1344 in connection with ~~or contributions to~~ the candidate; or

1345 6. After the last day of qualifying for statewide or
 1346 legislative office, retains the professional services of any
 1347 person also providing those services to the candidate in
 1348 connection with the candidate's pursuit of election to office;
 1349 or

1350 7. Arranges, coordinates, or directs the expenditure, in
 1351 any way, with the candidate or an agent of the candidate.

1352 (5)~~(6)~~ "Election" means any primary election, special
 1353 primary election, general election, special election, or
 1354 municipal election held in this state for the purpose of
 1355 nominating or electing candidates to public office, choosing
 1356 delegates to the national nominating conventions of political
 1357 parties, or submitting an issue to the electors for their

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1358 approval or rejection.

1359 (6)~~(7)~~ "Issue" means any proposition which is required by
 1360 the State Constitution, by law or resolution of the Legislature,
 1361 or by the charter, ordinance, or resolution of any political
 1362 subdivision of this state to be submitted to the electors for
 1363 their approval or rejection at an election, or any proposition
 1364 for which a petition is circulated in order to have such
 1365 proposition placed on the ballot at any election.

1366 (7)~~(8)~~ "Person" means an individual or a corporation,
 1367 association, firm, partnership, joint venture, joint stock
 1368 company, club, organization, estate, trust, business trust,
 1369 syndicate, or other combination of individuals having collective
 1370 capacity. The term includes a political party or~~7~~ political
 1371 committee, ~~or committee of continuous existence.~~

1372 (8)~~(9)~~ "Campaign treasurer" means an individual appointed
 1373 by a candidate or political committee as provided in this
 1374 chapter.

1375 (9)~~(10)~~ "Public office" means any state, county,
 1376 municipal, or school or other district office or position which
 1377 is filled by vote of the electors.

1378 (10)~~(11)~~ "Campaign fund raiser" means any affair held to
 1379 raise funds to be used in a campaign for public office.

1380 (11)~~(12)~~ "Division" means the Division of Elections of the
 1381 Department of State.

1382 (12)~~(13)~~ "Communications media" means broadcasting
 1383 stations, newspapers, magazines, outdoor advertising facilities,
 1384 printers, direct mailing companies, advertising agencies, and
 1385 telephone companies; but with respect to telephones, an
 1386 expenditure shall be deemed to be an expenditure for the use of

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1387 communications media only if made for the costs of telephones,
 1388 paid telephonists, or automatic telephone equipment to be used
 1389 by a candidate or a political committee to communicate with
 1390 potential voters but excluding any costs of telephones incurred
 1391 by a volunteer for use of telephones by such volunteer.

1392 (13)~~(14)~~ "Filing officer" means the person before whom a
 1393 candidate qualifies or~~7~~ the agency or officer with whom a
 1394 political committee registers,~~or the agency by whom a committee~~
 1395 ~~of continuous existence is certified.~~

1396 (14)~~(15)~~ "Unopposed candidate" means a candidate for
 1397 nomination or election to an office who, after the last day on
 1398 which any person, including a write-in candidate, may qualify,
 1399 is without opposition in the election at which the office is to
 1400 be filled or who is without such opposition after such date as a
 1401 result of any primary election or of withdrawal by other
 1402 candidates seeking the same office. A candidate is not an
 1403 unopposed candidate if there is a vacancy to be filled under s.
 1404 100.111(4), if there is a legal proceeding pending regarding the
 1405 right to a ballot position for the office sought by the
 1406 candidate, or if the candidate is seeking retention as a justice
 1407 or judge.

1408 (15)~~(16)~~ "Candidate" means any person to whom any one or
 1409 more of the following apply:

1410 (a) Any person who seeks to qualify for nomination or
 1411 election by means of the petitioning process.

1412 (b) Any person who seeks to qualify for election as a
 1413 write-in candidate.

1414 (c) Any person who receives contributions or makes
 1415 expenditures, or consents for any other person to receive

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1416 contributions or make expenditures, with a view to bring about
 1417 his or her nomination or election to, or retention in, public
 1418 office.

1419 (d) Any person who appoints a treasurer and designates a
 1420 primary depository.

1421 (e) Any person who files qualification papers and
 1422 subscribes to a candidate's oath as required by law.

1423
 1424 However, this definition does not include any candidate for a
 1425 political party executive committee.

1426 ~~(16)(a)(17)~~ "Political advertisement" means a paid
 1427 expression in any communications media prescribed in subsection
 1428 (12) ~~(13)~~, whether radio, television, newspaper, magazine,
 1429 periodical, campaign literature, direct mail, or display or by
 1430 means other than the spoken word in direct conversation, which
 1431 shall support or oppose any candidate, elected public official,
 1432 or issue. In addition, an advertisement is presumed to be a
 1433 political advertisement if it is a paid expression in any
 1434 communications media described in subsection (12), whether
 1435 radio, television, newspaper, magazine, periodical, campaign
 1436 literature, direct mail, or display or by means other than the
 1437 spoken word in direct conversation, which substantially mentions
 1438 or shows a clearly identifiable candidate for election or
 1439 reelection and is distributed at any point during the period
 1440 following the last day of qualifying for that candidacy through
 1441 the ensuing general election and which, when examined by a
 1442 reasonable person, would be understood as a communication made
 1443 for the purpose of influencing the results of an election on
 1444 that candidacy during that period and for which aggregate

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1445 expenditures on like advertisements exceed \$1,000.

1446 (b) However, "Political advertisement" does not include:

1447 1.(a) A statement by an organization, in existence prior
 1448 to the time during which a candidate qualifies or an issue is
 1449 placed on the ballot for that election, in support of or
 1450 opposition to a candidate or issue, in that organization's
 1451 newsletter, which newsletter is distributed only to the members
 1452 of that organization.

1453 2.(b) Editorial endorsements by any newspaper, radio or
 1454 television station, or other recognized news medium.

1455 3. A paid expression in any communications media which
 1456 mentions or shows a clearly identifiable candidate for election
 1457 or reelection which:

1458 a. Advertises a business rather than the candidate, is
 1459 paid for out of funds of that business, and is similar to other
 1460 advertisements for that business which have mentioned or shown
 1461 the candidate and have been distributed regularly over a period
 1462 of at least 1 year before the qualifying period for that
 1463 candidacy; or

1464 b. Is distributed or broadcast only to areas other than
 1465 the geographical area of the electorate for that candidacy.

1466 Section 42. Paragraph (d) of subsection (1), paragraph (a)
 1467 of subsection (4), and subsection (7) of section 106.07, Florida
 1468 Statutes, are amended to read:

1469 106.07 Reports; certification and filing.--

1470 (1) Each campaign treasurer designated by a candidate or
 1471 political committee pursuant to s. 106.021 shall file regular
 1472 reports of all contributions received, and all expenditures
 1473 made, by or on behalf of such candidate or political committee.

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1474 Reports shall be filed on the 10th day following the end of each
 1475 calendar quarter from the time the campaign treasurer is
 1476 appointed, except that, if the 10th day following the end of a
 1477 calendar quarter occurs on a Saturday, Sunday, or legal holiday,
 1478 the report shall be filed on the next following day which is not
 1479 a Saturday, Sunday, or legal holiday. Quarterly reports shall
 1480 include all contributions received and expenditures made during
 1481 the calendar quarter which have not otherwise been reported
 1482 pursuant to this section.

1483 (d)1. When a special election is called to fill a vacancy
 1484 in office, all political committees ~~and committees of continuous~~
 1485 ~~existence~~ making contributions or expenditures to influence the
 1486 results of such special election shall file campaign treasurers'
 1487 reports with the filing officer on the dates set by the
 1488 Department of State pursuant to s. 100.111.

1489 2. When an election is called for an issue to appear on
 1490 the ballot at a time when no candidates are scheduled to appear
 1491 on the ballot, all political committees making contributions or
 1492 expenditures in support of or in opposition to such issue shall
 1493 file reports on the 18th and 4th days prior to such election.

1494 (4)(a) Each report required by this section shall contain:

1495 1. The full name, address, and occupation, if any of each
 1496 person who has made one or more contributions to or for such
 1497 committee or candidate within the reporting period, together
 1498 with the amount and date of such contributions. For
 1499 corporations, the report must provide as clear a description as
 1500 practicable of the principal type of business conducted by the
 1501 corporation. However, if the contribution is \$100 or less or is
 1502 from a relative, as defined in s. 112.312, provided that the

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1503 relationship is reported, the occupation of the contributor or
 1504 the principal type of business need not be listed.

1505 2. The name and address of each political committee from
 1506 which the reporting committee ~~or the candidate~~ received, or to
 1507 which the reporting committee or candidate made, any transfer of
 1508 funds, together with the amounts and dates of all transfers.

1509 3. Each loan for campaign purposes to or from any person
 1510 or political committee within the reporting period, together
 1511 with the full names, addresses, and occupations, and principal
 1512 places of business, if any, of the lender and endorsers, if any,
 1513 and the date and amount of such loans.

1514 4. A statement of each contribution, rebate, refund, or
 1515 other receipt not otherwise listed under subparagraphs 1.
 1516 through 3.

1517 5. The total sums of all loans, in-kind contributions, and
 1518 other receipts by or for such committee or candidate during the
 1519 reporting period. The reporting forms shall be designed to
 1520 elicit separate totals for in-kind contributions, loans, and
 1521 other receipts.

1522 6. The full name and address of each person to whom
 1523 expenditures have been made by or on behalf of the committee or
 1524 candidate within the reporting period; the amount, date, and
 1525 purpose of each such expenditure; and the name and address of,
 1526 and office sought by, each candidate on whose behalf such
 1527 expenditure was made. However, expenditures made from the petty
 1528 cash fund provided by s. 106.12 need not be reported
 1529 individually.

1530 7. The full name and address of each person to whom an
 1531 expenditure for personal services, salary, or reimbursement for

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1532 authorized expenses as provided in s. 106.021(3) has been made
 1533 and which is not otherwise reported, including the amount, date,
 1534 and purpose of such expenditure. However, expenditures made from
 1535 the petty cash fund provided for in s. 106.12 need not be
 1536 reported individually.

1537 8. The total amount withdrawn and the total amount spent
 1538 for petty cash purposes pursuant to this chapter during the
 1539 reporting period.

1540 9. The total sum of expenditures made by such committee or
 1541 candidate during the reporting period.

1542 10. The amount and nature of debts and obligations owed by
 1543 or to the committee or candidate, which relate to the conduct of
 1544 any political campaign.

1545 11. A copy of each credit card statement which shall be
 1546 included in the next report following receipt thereof by the
 1547 candidate or political committee. Receipts for each credit card
 1548 purchase shall be retained by the treasurer with the records for
 1549 the campaign account.

1550 12. The amount and nature of any separate interest-bearing
 1551 accounts or certificates of deposit and identification of the
 1552 financial institution in which such accounts or certificates of
 1553 deposit are located.

1554 (7) Notwithstanding any other provisions of this chapter,
 1555 in any reporting period during which a candidate or political
 1556 committee, ~~or committee of continuous existence~~ has not received
 1557 funds, made any contributions, or expended any reportable funds,
 1558 the filing of the required report for that period is waived.
 1559 However, the next report filed must specify that the report
 1560 covers the entire period between the last submitted report and

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1561 the report being filed, and any candidate or, political
 1562 committee, ~~or committee of continuous existence~~ not reporting by
 1563 virtue of this subsection on dates prescribed elsewhere in this
 1564 chapter shall notify the filing officer in writing on the
 1565 prescribed reporting date that no report is being filed on that
 1566 date.

1567 Section 43. Subsections (1), (2), and (3) of section
 1568 106.082, Florida Statutes, are amended to read:

1569 106.082 Commissioner of Agriculture candidates; campaign
 1570 contribution limits.--

1571 (1) No director, officer, or lobbyist of a business which
 1572 is inspected, licensed, or otherwise authorized to do business
 1573 as a food outlet or convenience store pursuant to chapter 500+
 1574 ~~or any director, officer, lobbyist, or controlling interest of~~
 1575 ~~that business; and no political committee or committee of~~
 1576 ~~continuous existence representing the interests of such business~~
 1577 shall make or solicit a contribution in excess of \$100, for any
 1578 election, to or on behalf of any candidate for the office of
 1579 Commissioner of Agriculture. The provisions of this subsection
 1580 shall not prevent any candidate for the office of Commissioner
 1581 of Agriculture or members of that candidate's immediate family
 1582 from contributing to that candidate's campaign as otherwise
 1583 permitted by law.

1584 (2) No candidate for the office of Commissioner of
 1585 Agriculture may solicit or accept a campaign contribution in
 1586 excess of \$100 from any director, officer, or lobbyist of a
 1587 business which ~~or person who~~ is licensed or inspected or
 1588 otherwise authorized to do business as a food outlet or
 1589 convenience store pursuant to chapter 500; ~~or any director,~~

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1590 ~~officer, lobbyist, or controlling interest of that person or~~
 1591 ~~business; or any political committee or committee of continuous~~
 1592 ~~existence that represents that person.~~

1593 (3) No employee of the Department of Agriculture may
 1594 solicit a campaign contribution for any candidate for the office
 1595 of Commissioner of Agriculture from any director, officer, or
 1596 lobbyist of a person or business which ~~who~~ is licensed,
 1597 inspected, or otherwise authorized to do business as a food
 1598 outlet or convenience store pursuant to chapter 500; ~~or any~~
 1599 ~~director, officer, lobbyist, or controlling interest of that~~
 1600 ~~person; or any political committee or committee of continuous~~
 1601 ~~existence that represents that person.~~ For purposes of this
 1602 section, "employee of the department" means any person employed
 1603 in the Department of Agriculture holding a position in the
 1604 Senior Management Service as defined in s. 110.402; any person
 1605 holding a position in the Selected Exempt Service as defined in
 1606 s. 110.602; any person having authority over food outlet or
 1607 convenience store regulation, or inspection supervision; or any
 1608 person, hired on a contractual basis, having the power normally
 1609 conferred upon such person, by whatever title.

1610 Section 44. Paragraph (a) of subsection (1) and subsection
 1611 (2) of section 106.087, Florida Statutes, are amended to read:

1612 106.087 Independent expenditures; contribution limits;
 1613 restrictions on political parties and, ~~political committees, and~~
 1614 ~~committees of continuous existence.--~~

1615 (1)(a) As a condition of receiving a rebate of filing fees
 1616 and party assessment funds pursuant to s. 99.061(2), s.
 1617 99.092(1), s. 99.103, or s. 103.121(1)(b), the chair or
 1618 treasurer of a state or county executive committee shall take

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1619 and subscribe to an oath or affirmation in writing. During the
 1620 qualifying period for state candidates and prior to distribution
 1621 of such funds, a printed copy of the oath or affirmation shall
 1622 be filed with the Secretary of State and shall be substantially
 1623 in the following form:

1624
 1625 State of Florida
 1626 County of _____

1627 Before me, an officer authorized to administer oaths,
 1628 personally appeared ... (name) ..., to me well known, who,
 1629 being sworn, says that he or she is the ... (title) ... of the
 1630 ... (name of party) ... (state or specified county) ...
 1631 executive committee; that the executive committee has not made,
 1632 either directly or indirectly, an independent expenditure in
 1633 support of or opposition to a candidate or elected public
 1634 official in the prior 6 months; that the executive committee
 1635 will not make, either directly or indirectly, an independent
 1636 expenditure in support of or opposition to a candidate or
 1637 elected public official, through and including the upcoming
 1638 general election; and that the executive committee will not
 1639 violate the contribution limits applicable to candidates under
 1640 s. 106.08 (3) ~~(2)~~, Florida Statutes.

1641 ... (Signature of committee officer) ...
 1642 ... (Address) ...

1643
 1644 Sworn to and subscribed before me this _____ day of _____, ...
 1645 (year) ..., at _____ County, Florida.

1646 ... (Signature and title of officer administering oath) ...

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1648 (2)(a) Any political committee ~~or committee of continuous~~
 1649 ~~existence~~ that accepts the use of public funds, equipment,
 1650 personnel, or other resources to collect dues from its members
 1651 agrees not to make independent expenditures in support of or
 1652 opposition to a candidate or elected public official. ~~However,~~
 1653 ~~expenditures may be made for the sole purpose of jointly~~
 1654 ~~endorsing three or more candidates.~~

1655 (b) Any political committee ~~or committee of continuous~~
 1656 ~~existence~~ that violates this subsection is liable for a civil
 1657 fine of up to \$5,000 to be determined by the Florida Elections
 1658 Commission or the entire amount of the expenditures, whichever
 1659 is greater.

1660 Section 45. Subsection (3) of section 106.12, Florida
 1661 Statutes, is amended to read:

1662 106.12 Petty cash funds allowed.--

1663 (3) The petty cash fund so provided shall be spent only in
 1664 amounts less than \$100 and only for office supplies,
 1665 transportation expenses, and other necessities. Petty cash shall
 1666 not be used for the purchase of time, space, or services from
 1667 communications media as defined in s. 106.011(12)~~(13)~~.

1668 Section 46. Paragraph (b) of subsection (3) of section
 1669 106.147, Florida Statutes, is amended to read:

1670 106.147 Telephone solicitation; disclosure requirements;
 1671 prohibitions; exemptions; penalties.--

1672 (3)

1673 (b) For purposes of paragraph (a), the term "person"
 1674 includes any candidate; any officer of any political committee,
 1675 ~~committee of continuous existence,~~ or political party executive
 1676 committee; any officer, partner, attorney, or other

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1677 representative of a corporation, partnership, or other business
 1678 entity; and any agent or other person acting on behalf of any
 1679 candidate, political committee, ~~committee of continuous~~
 1680 ~~existence~~, political party executive committee, or corporation,
 1681 partnership, or other business entity.

1682 Section 47. Section 106.148, Florida Statutes, is amended
 1683 to read:

1684 106.148 Disclosure of on-line computer solicitation.--A
 1685 message placed on an information system accessible by computer
 1686 by a candidate, political party, or political committee, ~~or~~
 1687 ~~committee of continuous existence~~, or an agent of any such
 1688 candidate, party, or committee, which message is accessible by
 1689 more than one person, other than an internal communication of
 1690 the party, committee, or campaign, must include a statement
 1691 disclosing all information required of political advertisements
 1692 under s. 106.143.

1693 Section 48. Subsection (2) of section 106.23, Florida
 1694 Statutes, is amended to read:

1695 106.23 Powers of the Division of Elections.--

1696 (2) The Division of Elections shall provide advisory
 1697 opinions when requested by any supervisor of elections,
 1698 candidate, local officer having election-related duties,
 1699 political party, political committee, ~~committee of continuous~~
 1700 ~~existence~~, or other person or organization engaged in political
 1701 activity, relating to any provisions or possible violations of
 1702 Florida election laws with respect to actions such supervisor,
 1703 candidate, local officer having election-related duties,
 1704 political party, committee, person, or organization has taken or
 1705 proposes to take. Requests for advisory opinions must be

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1706 submitted in accordance with rules adopted by the Department of
 1707 State. A written record of all such opinions issued by the
 1708 division, sequentially numbered, dated, and indexed by subject
 1709 matter, shall be retained. A copy shall be sent to said person
 1710 or organization upon request. Any such person or organization,
 1711 acting in good faith upon such an advisory opinion, shall not be
 1712 subject to any criminal penalty provided for in this chapter.
 1713 The opinion, until amended or revoked, shall be binding on any
 1714 person or organization who sought the opinion or with reference
 1715 to whom the opinion was sought, unless material facts were
 1716 omitted or misstated in the request for the advisory opinion.

1717 Section 49. Subsections (1) and (2) of section 106.265,
 1718 Florida Statutes, are amended to read:

1719 106.265 Civil penalties.--

1720 (1) The commission is authorized upon the finding of a
 1721 violation of this chapter or chapter 104 to impose civil
 1722 penalties in the form of fines not to exceed \$1,000 per count.
 1723 In determining the amount of such civil penalties, the
 1724 commission shall consider, among other mitigating and
 1725 aggravating circumstances:

1726 (a) The gravity of the act or omission;

1727 (b) Any previous history of similar acts or omissions;

1728 (c) The appropriateness of such penalty to the financial
 1729 resources of the person, political committee, ~~committee of~~
 1730 ~~continuous existence~~, or political party; and

1731 (d) Whether the person, political committee, ~~committee of~~
 1732 ~~continuous existence~~, or political party has shown good faith in
 1733 attempting to comply with the provisions of this chapter or
 1734 chapter 104.

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1735 (2) If any person, political committee, ~~committee of~~
 1736 ~~continuous existence~~, or political party fails or refuses to pay
 1737 to the commission any civil penalties assessed pursuant to the
 1738 provisions of this section, the commission shall be responsible
 1739 for collecting the civil penalties resulting from such action.

1740 Section 50. Subsection (2) of section 106.27, Florida
 1741 Statutes, is amended to read:

1742 106.27 Determinations by commission; legal disposition.--

1743 (2) Civil actions may be brought by the commission for
 1744 relief, including permanent or temporary injunctions,
 1745 restraining orders, or any other appropriate order for the
 1746 imposition of civil penalties provided by this chapter. Such
 1747 civil actions shall be brought by the commission in the
 1748 appropriate court of competent jurisdiction, and the venue shall
 1749 be in the county in which the alleged violation occurred or in
 1750 which the alleged violator or violators are found, reside, or
 1751 transact business. Upon a proper showing that such person,
 1752 political committee, ~~committee of continuous existence~~, or
 1753 political party has engaged, or is about to engage, in
 1754 prohibited acts or practices, a permanent or temporary
 1755 injunction, restraining order, or other order shall be granted
 1756 without bond by such court, and the civil fines provided by this
 1757 chapter may be imposed.

1758 Section 51. Subsection (6) of section 106.29, Florida
 1759 Statutes, is amended to read:

1760 106.29 Reports by political parties; restrictions on
 1761 contributions and expenditures; penalties.--

1762 (6)(a) The national, state, and county executive
 1763 committees of a political party may not contribute to any

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1764 candidate any amount in excess of the limits contained in s.
 1765 106.08(3)~~(2)~~, and all contributions required to be reported
 1766 under s. 106.08(2) by the national executive committee of a
 1767 political party shall be reported by the state executive
 1768 committee of that political party.

1769 (b) A violation of the contribution limits contained in s.
 1770 106.08(3)~~(2)~~ is a misdemeanor of the first degree, punishable as
 1771 provided in s. 775.082 or s. 775.083. A civil penalty equal to
 1772 three times the amount in excess of the limits contained in s.
 1773 106.08(3)~~(2)~~ shall be assessed against any executive committee
 1774 found in violation thereof.

1775 Section 52. Section 106.33, Florida Statutes, is amended
 1776 to read:

1777 106.33 Election campaign financing; eligibility.--Each
 1778 candidate for the office of Governor or member of the Cabinet
 1779 who desires to receive contributions from the Election Campaign
 1780 Financing Trust Fund shall, upon qualifying for office, file a
 1781 request for such contributions with the filing officer on forms
 1782 provided by the Division of Elections. If a candidate requesting
 1783 contributions from the fund desires to have such funds
 1784 distributed by electronic fund transfers, the request shall
 1785 include information necessary to implement that procedure. For
 1786 the purposes of ss. 106.30-106.36, candidates for Governor and
 1787 Lieutenant Governor on the same ticket shall be considered as a
 1788 single candidate. To be eligible to receive contributions from
 1789 the fund, a candidate may not be an unopposed candidate as
 1790 defined in s. 106.011(14)~~(15)~~ and must:

1791 (1) Agree to abide by the expenditure limits provided in
 1792 s. 106.34.

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1793 (2)(a) Raise contributions as follows:

1794 1. One hundred fifty thousand dollars for a candidate for
1795 Governor.

1796 2. One hundred thousand dollars for a candidate for
1797 Cabinet office.

1798 (b) Contributions from individuals who at the time of
1799 contributing are not state residents may not be used to meet the
1800 threshold amounts in paragraph (a). For purposes of this
1801 paragraph, any person validly registered to vote in this state
1802 shall be considered a state resident.

1803 (3) Limit loans or contributions from the candidate's
1804 personal funds to \$25,000 and contributions from national,
1805 state, and county executive committees of a political party to
1806 \$25,000 in the aggregate, which loans or contributions shall not
1807 qualify for meeting the threshold amounts in subsection (2).

1808 (4) Submit to a postelection audit of the campaign account
1809 by the division.

1810 Section 53. Section 111.075, Florida Statutes, is amended
1811 to read:

1812 111.075 Elected officials; prohibition concerning
1813 political ~~certain~~ committees.--Elected officials are prohibited
1814 from being employed by, or acting as a consultant for
1815 compensation to, a political committee ~~or committee of~~
1816 ~~continuous existence~~.

1817 Section 54. Subsections (3) and (4) and paragraph (a) of
1818 subsection (5) of section 112.3148, Florida Statutes, are
1819 amended to read:

1820 112.3148 Reporting and prohibited receipt of gifts by
1821 individuals filing full or limited public disclosure of

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1822 financial interests and by procurement employees.--

1823 (3) A reporting individual or procurement employee is
 1824 prohibited from soliciting any gift from a political committee
 1825 ~~or committee of continuous existence~~, as defined in s. 106.011,
 1826 or from a lobbyist who lobbies the reporting individual's or
 1827 procurement employee's agency, or the partner, firm, employer,
 1828 or principal of such lobbyist, where such gift is for the
 1829 personal benefit of the reporting individual or procurement
 1830 employee, another reporting individual or procurement employee,
 1831 or any member of the immediate family of a reporting individual
 1832 or procurement employee.

1833 (4) A reporting individual or procurement employee or any
 1834 other person on his or her behalf is prohibited from knowingly
 1835 accepting, directly or indirectly, a gift from a political
 1836 ~~committee or committee of continuous existence~~, as defined in s.
 1837 106.011, or from a lobbyist who lobbies the reporting
 1838 individual's or procurement employee's agency, or directly or
 1839 indirectly on behalf of the partner, firm, employer, or
 1840 principal of a lobbyist, if he or she knows or reasonably
 1841 believes that the gift has a value in excess of \$100; however,
 1842 such a gift may be accepted by such person on behalf of a
 1843 governmental entity or a charitable organization. If the gift is
 1844 accepted on behalf of a governmental entity or charitable
 1845 organization, the person receiving the gift shall not maintain
 1846 custody of the gift for any period of time beyond that
 1847 reasonably necessary to arrange for the transfer of custody and
 1848 ownership of the gift.

1849 (5)(a) A political committee ~~or a committee of continuous~~
 1850 ~~existence~~, as defined in s. 106.011; a lobbyist who lobbies a

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1851 reporting individual's or procurement employee's agency; the
 1852 partner, firm, employer, or principal of a lobbyist; or another
 1853 on behalf of the lobbyist or partner, firm, principal, or
 1854 employer of the lobbyist is prohibited from giving, either
 1855 directly or indirectly, a gift that has a value in excess of
 1856 \$100 to the reporting individual or procurement employee or any
 1857 other person on his or her behalf; however, such person may give
 1858 a gift having a value in excess of \$100 to a reporting
 1859 individual or procurement employee if the gift is intended to be
 1860 transferred to a governmental entity or a charitable
 1861 organization.

1862 Section 55. Subsections (3) and (4) of section 112.3149,
 1863 Florida Statutes, are amended to read:

1864 112.3149 Solicitation and disclosure of honoraria.--

1865 (3) A reporting individual or procurement employee is
 1866 prohibited from knowingly accepting an honorarium from a
 1867 political committee ~~or committee of continuous existence~~, as
 1868 defined in s. 106.011, from a lobbyist who lobbies the reporting
 1869 individual's or procurement employee's agency, or from the
 1870 employer, principal, partner, or firm of such a lobbyist.

1871 (4) A political committee ~~or committee of continuous~~
 1872 ~~existence~~, as defined in s. 106.011, a lobbyist who lobbies a
 1873 reporting individual's or procurement employee's agency, or the
 1874 employer, principal, partner, or firm of such a lobbyist is
 1875 prohibited from giving an honorarium to a reporting individual
 1876 or procurement employee.

1877 Section 56. Subsection (4) of section 1004.28, Florida
 1878 Statutes, is amended to read:

1879 1004.28 Direct-support organizations; use of property;

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1880 board of directors; activities; audit; facilities.--

1881 (4) ACTIVITIES; RESTRICTION.--A university direct-support
 1882 organization is prohibited from giving, either directly or
 1883 indirectly, any gift to a political committee ~~or committee of~~
 1884 ~~continuous existence~~ as defined in s. 106.011 for any purpose
 1885 other than those certified by a majority roll call vote of the
 1886 governing board of the direct-support organization at a
 1887 regularly scheduled meeting as being directly related to the
 1888 educational mission of the university.

1889 Section 57. Paragraph (d) of subsection (4) of section
 1890 1004.70, Florida Statutes, is amended to read:

1891 1004.70 Community college direct-support organizations.--

1892 (4) ACTIVITIES; RESTRICTIONS.--

1893 (d) A community college direct-support organization is
 1894 prohibited from giving, either directly or indirectly, any gift
 1895 to a political committee ~~or committee of continuous existence~~ as
 1896 defined in s. 106.011 for any purpose other than those certified
 1897 by a majority roll call vote of the governing board of the
 1898 direct-support organization at a regularly scheduled meeting as
 1899 being directly related to the educational mission of the
 1900 community college.

1901 Section 58. Paragraph (c) of subsection (4) of section
 1902 1004.71, Florida Statutes, is amended to read:

1903 1004.71 Statewide community college direct-support
 1904 organizations.--

1905 (4) RESTRICTIONS.--

1906 (c) A statewide community college direct-support
 1907 organization is prohibited from giving, either directly or
 1908 indirectly, any gift to a political committee ~~or committee of~~

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1909 ~~continuous existence~~ as defined in s. 106.011 for any purpose
 1910 other than those certified by a majority roll call vote of the
 1911 governing board of the direct-support organization at a
 1912 regularly scheduled meeting as being directly related to the
 1913 educational mission of the State Board of Education.

1914 Section 59. Subsection (3) of section 106.32, Florida
 1915 Statutes, is repealed.

1916 Section 60. This act shall take effect January 1, 2005.