

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Gottlieb offered the following:

2

3 **Amendment to Amendment (426201) (with title amendment)**

4 Between line(s) 2131-2132, insert:

5 Section 48. Section 106.04, Florida Statutes, is repealed.

6 Section 49. Subsection (3) of section 101.62, Florida

7 Statutes, is amended to read:

8 101.62 Request for absentee ballots.--

9 (3) For each request for an absentee ballot received, the
10 supervisor shall record the date the request was made, the date
11 the absentee ballot was delivered or mailed, the date the ballot
12 was received by the supervisor, and such other information he or
13 she may deem necessary. This information shall be confidential
14 and exempt from the provisions of s. 119.07(1) and shall be made
15 available to or reproduced only for a canvassing board, an

562729

Amendment No. (for drafter's use only)

16 | election official, a political party or official thereof, a
17 | candidate who has filed qualification papers and is opposed in
18 | an upcoming election, and registered political committees ~~or~~
19 | ~~registered committees of continuous existence~~, for political
20 | purposes only.

21 | Section 50. Paragraph (c) of subsection (3) of section
22 | 102.031, Florida Statutes, is amended to read:

23 | 102.031 Maintenance of good order at polls; authorities;
24 | persons allowed in polling rooms; unlawful solicitation of
25 | voters.--

26 | (3)

27 | (c) No person, political committee, ~~committee of~~
28 | ~~continuous existence~~, or other group or organization may solicit
29 | voters within 50 feet of the entrance to any polling place, or
30 | polling room where the polling place is also a polling room, on
31 | the day of any election.

32 | 1. Solicitation shall not be restricted if:

33 | a. Conducted from a separately marked area within the 50-
34 | foot zone so as not to disturb, hinder, impede, obstruct, or
35 | interfere with voter access to the polling place or polling room
36 | entrance; and

37 | b. The solicitation activities and subject matter are
38 | clearly and easily identifiable by the voters as an activity in
39 | which they may voluntarily participate; or

40 | c. Conducted on property within the 50-foot zone which is
41 | a residence, established business, private property, sidewalk,

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

42 park, or property traditionally utilized as a public area for
43 discussion.

44 2. Solicitation shall not be permitted within the 50-foot
45 zone on a public sidewalk or other similar means of access to
46 the polling room if it is clearly identifiable to the poll
47 workers that the solicitation is impeding, obstructing, or
48 interfering with voter access to the polling room or polling
49 place.

50 Section 51. Subsection (1) of section 106.011, Florida
51 Statutes, is amended, subsection (2) of said section is
52 repealed, subsections (3) through (18) are renumbered as
53 subsections (2) through (17), respectively, and paragraph (b) of
54 present subsection (3), paragraph (b) of present subsection (5),
55 and present subsections (8) and (14) of said section are
56 amended, to read:

57 106.011 Definitions.--As used in this chapter, the
58 following terms have the following meanings unless the context
59 clearly indicates otherwise:

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

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

64 a. Accepts contributions for the purpose of making
65 contributions to any candidate, political committee, ~~committee~~
66 ~~of continuous existence~~, or political party;

562729

4/27/2005 12:10:23 PM

HOUSE AMENDMENT

Bill No. HB 1589 CS

Amendment No. (for drafter's use only)

67 b. Accepts contributions for the purpose of expressly
68 advocating the election or defeat of a candidate or the passage
69 or defeat of an issue;

70 c. Makes expenditures that expressly advocate the election
71 or defeat of a candidate or the passage or defeat of an issue;
72 or

73 d. Makes contributions to a common fund, other than a
74 joint checking account between spouses, from which contributions
75 are made to any candidate, political committee, ~~committee of~~
76 ~~continuous existence~~, or political party;

77 2. The sponsor of a proposed constitutional amendment by
78 initiative who intends to seek the signatures of registered
79 electors.

80 (b) Notwithstanding paragraph (a), the following entities
81 are not considered political committees for purposes of this
82 chapter:

83 1. ~~Organizations which are certified by the Department of~~
84 ~~State as committees of continuous existence pursuant to s.~~
85 ~~106.04~~, National political parties, and the state and county
86 executive committees of political parties regulated by chapter
87 103.

88 2. Corporations regulated by chapter 607 or chapter 617 or
89 other business entities formed for purposes other than to
90 support or oppose issues or candidates, if their political
91 activities are limited to contributions to candidates, political
92 parties, or political committees or expenditures in support of
93 or opposition to an issue from corporate or business funds and

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

94 if no contributions are received by such corporations or
95 business entities.

96 3. Organizations whose activities are limited to making
97 expenditures for electioneering communications or accepting
98 contributions for the purpose of making electioneering
99 communications; however, such organizations shall be required to
100 register and report contributions, ~~including those received from~~
101 ~~committees of continuous existence~~, and expenditures in the same
102 manner, at the same time, subject to the same penalties, and
103 with the same filing officer as a political committee supporting
104 or opposing a candidate or issue contained in the electioneering
105 communication. If any such organization would be required to
106 register and report with more than one filing officer, the
107 organization shall register and report solely with the Division
108 of Elections.

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

112 ~~(2)(3)~~ "Contribution" means:

113 (b) A transfer of funds between political committees,
114 ~~between committees of continuous existence, or between a~~
115 ~~political committee and a committee of continuous existence.~~

116
117 Notwithstanding the foregoing meanings of "contribution," the
118 word shall not be construed to include services, including, but
119 not limited to, legal and accounting services, provided without
120 compensation by individuals volunteering a portion or all of

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

121 their time on behalf of a candidate or political committee. This
122 definition shall not be construed to include editorial
123 endorsements.

124 ~~(4)(5)~~

125 (b) An expenditure for the purpose of expressly advocating
126 the election or defeat of a candidate which is made by the
127 national, state, or county executive committee of a political
128 party, including any subordinate committee of a national, state,
129 or county committee of a political party, or by any political
130 committee ~~or committee of continuous existence~~, or any other
131 person, shall not be considered an independent expenditure if
132 the committee or person:

133 1. Communicates with the candidate, the candidate's
134 campaign, or an agent of the candidate acting on behalf of the
135 candidate, including any pollster, media consultant, advertising
136 agency, vendor, advisor, or staff member, concerning the
137 preparation of, use of, or payment for, the specific expenditure
138 or advertising campaign at issue; or

139 2. Makes a payment in cooperation, consultation, or
140 concert with, at the request or suggestion of, or pursuant to
141 any general or particular understanding with the candidate, the
142 candidate's campaign, a political committee supporting the
143 candidate, or an agent of the candidate relating to the specific
144 expenditure or advertising campaign at issue; or

145 3. Makes a payment for the dissemination, distribution, or
146 republication, in whole or in part, of any broadcast or any
147 written, graphic, or other form of campaign material prepared by

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

148 the candidate, the candidate's campaign, or an agent of the
149 candidate, including any pollster, media consultant, advertising
150 agency, vendor, advisor, or staff member; or

151 4. Makes a payment based on information about the
152 candidate's plans, projects, or needs communicated to a member
153 of the committee or person by the candidate or an agent of the
154 candidate, provided the committee or person uses the information
155 in any way, in whole or in part, either directly or indirectly,
156 to design, prepare, or pay for the specific expenditure or
157 advertising campaign at issue; or

158 5. After the last day of qualifying for statewide or
159 legislative office, consults about the candidate's plans,
160 projects, or needs in connection with the candidate's pursuit of
161 election to office and the information is used in any way to
162 plan, create, design, or prepare an independent expenditure or
163 advertising campaign, with:

164 a. Any officer, director, employee, or agent of a
165 national, state, or county executive committee of a political
166 party that has made or intends to make expenditures in
167 connection with or contributions to the candidate; or

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

172 6. After the last day of qualifying for statewide or
173 legislative office, retains the professional services of any
174 person also providing those services to the candidate in

562729

4/27/2005 12:10:23 PM

HOUSE AMENDMENT

Bill No. HB 1589 CS

Amendment No. (for drafter's use only)

175 connection with the candidate's pursuit of election to office;
176 or

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

179 ~~(7)(8)~~ "Person" means an individual or a corporation,
180 association, firm, partnership, joint venture, joint stock
181 company, club, organization, estate, trust, business trust,
182 syndicate, or other combination of individuals having collective
183 capacity. The term includes a political party or, political
184 committee, ~~or committee of continuous existence.~~

185 ~~(13)(14)~~ "Filing officer" means the person before whom a
186 candidate qualifies, the agency or officer with whom a political
187 committee registers, ~~or the agency by whom a committee of~~
188 ~~continuous existence is certified.~~

189 Section 52. Paragraphs (a) and (d) of subsection (1) and
190 subsection (7) of section 106.07, Florida Statutes, are amended
191 to read:

192 106.07 Reports; certification and filing.--

193 (1) Each campaign treasurer designated by a candidate or
194 political committee pursuant to s. 106.021 shall file regular
195 reports of all contributions received, and all expenditures
196 made, by or on behalf of such candidate or political committee.
197 Reports shall be filed on the 10th day following the end of each
198 calendar quarter from the time the campaign treasurer is
199 appointed, except that, if the 10th day following the end of a
200 calendar quarter occurs on a Saturday, Sunday, or legal holiday,
201 the report shall be filed on the next following day which is not

562729

4/27/2005 12:10:23 PM

HOUSE AMENDMENT

Bill No. HB 1589 CS

Amendment No. (for drafter's use only)

202 a Saturday, Sunday, or legal holiday. Quarterly reports shall
203 include all contributions received and expenditures made during
204 the calendar quarter which have not otherwise been reported
205 pursuant to this section.

206 (a) Except as provided in paragraph (b), following the
207 last day of qualifying for office, the reports shall be filed on
208 the 32nd, 18th, and 4th days immediately preceding the first
209 primary and on the 18th and 4th days immediately preceding the
210 second primary and general election, for a candidate who is
211 opposed in seeking nomination or election to any office or, for
212 a political committee, ~~or for a committee of continuous~~
213 ~~existence.~~

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

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

225 (7) Notwithstanding any other provisions of this chapter,
226 in any reporting period during which a candidate or political
227 committee, ~~or committee of continuous existence~~ has not received
228 funds, made any contributions, or expended any reportable funds,

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

229 the filing of the required report for that period is waived.
230 However, the next report filed must specify that the report
231 covers the entire period between the last submitted report and
232 the report being filed, and any candidate or political
233 committee, ~~or committee of continuous existence~~ not reporting by
234 virtue of this subsection on dates prescribed elsewhere in this
235 chapter shall notify the filing officer in writing on the
236 prescribed reporting date that no report is being filed on that
237 date.

238 Section 53. Paragraph (b) of subsection (2) and
239 subsections (3) and (4) of section 106.0705, Florida Statutes,
240 are amended to read:

241 106.0705 Electronic filing of campaign treasurer's
242 reports.--

243 (2)

244 (b) Each political committee, ~~committee of continuous~~
245 ~~existence~~, or state executive committee that is required to file
246 reports with the division under s. 106.04, s. 106.07, or s.
247 106.29, as applicable, must file such reports with the division
248 by means of the division's electronic filing system.

249 (3) Reports filed pursuant to this section shall be
250 completed and filed through the electronic filing system not
251 later than midnight of the day designated. Reports not filed by
252 midnight of the day designated are late filed and are subject to
253 the penalties under ~~s. 106.04(8)~~, s. 106.07(8), or s. 106.29(3),
254 as applicable.

562729

4/27/2005 12:10:23 PM

HOUSE AMENDMENT

Bill No. HB 1589 CS

Amendment No. (for drafter's use only)

255 (4) Each report filed pursuant to this section is
256 considered to be under oath by the candidate and treasurer or
257 the chair and treasurer, whichever is applicable, and such
258 persons are subject to the provisions of ~~s. 106.04(4)(d)~~, s.
259 106.07(5)~~7~~ or s. 106.29(2), as applicable. Persons given a
260 secure sign-on to the electronic filing system are responsible
261 for protecting such from disclosure and are responsible for all
262 filings using such credentials, unless they have notified the
263 division that their credentials have been compromised.

264 Section 54. Paragraph (a) of subsection (1), paragraph (c)
265 of subsection (3), and subsection (7) of section 106.08, Florida
266 Statutes, are amended to read:

267 106.08 Contributions; limitations on.--

268 (1)(a) Except for political parties, no person or~~7~~
269 political committee, ~~or committee of continuous existence~~ may,
270 in any election, make contributions in excess of \$500 to any
271 candidate for election to or retention in office or to any
272 political committee supporting or opposing one or more
273 candidates. Candidates for the offices of Governor and
274 Lieutenant Governor on the same ticket are considered a single
275 candidate for the purpose of this section.

276 (3)

277 (c) With respect to any campaign for an office in which an
278 independent or minor party candidate has filed as required in s.
279 99.0955 or s. 99.096, but whose qualification is pending a
280 determination by the Department of State or supervisor of

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

281 elections as to whether or not the required number of petition
282 signatures was obtained:

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

286 2. Any contribution received by a candidate or the
287 campaign treasurer or deputy campaign treasurer of a candidate
288 after the candidate has been notified in writing by the
289 department or supervisor that he or she has become unopposed as
290 a result of an independent or minor party candidate failing to
291 obtain the required number of petition signatures shall be
292 returned to the person or, ~~political committee, or committee of~~
293 ~~continuous existence~~ contributing it and shall not be used or
294 expended by or on behalf of the candidate.

295 (7)(a) Any person who knowingly and willfully makes no
296 more than one contribution in violation of subsection (1) or
297 subsection (5), or any person who knowingly and willfully fails
298 or refuses to return any contribution as required in subsection
299 (3), commits a misdemeanor of the first degree, punishable as
300 provided in s. 775.082 or s. 775.083. If any corporation,
301 partnership, or other business entity or any political party or,
302 ~~political committee, or committee of continuous existence~~ is
303 convicted of knowingly and willfully violating any provision
304 punishable under this paragraph, it shall be fined not less than
305 \$1,000 and not more than \$10,000. If it is a domestic entity, it
306 may be ordered dissolved by a court of competent jurisdiction;
307 if it is a foreign or nonresident business entity, its right to

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

308 do business in this state may be forfeited. Any officer,
309 partner, agent, attorney, or other representative of a
310 corporation, partnership, or other business entity or of a
311 political party or, political committee, ~~or committee of~~
312 ~~continuous existence~~ who aids, abets, advises, or participates
313 in a violation of any provision punishable under this paragraph
314 commits a misdemeanor of the first degree, punishable as
315 provided in s. 775.082 or s. 775.083.

316 (b) Any person who knowingly and willfully makes two or
317 more contributions in violation of subsection (1) or subsection
318 (5) commits a felony of the third degree, punishable as provided
319 in s. 775.082, s. 775.083, or s. 775.084. If any corporation,
320 partnership, or other business entity or any political party or,
321 political committee, ~~or committee of continuous existence~~ is
322 convicted of knowingly and willfully violating any provision
323 punishable under this paragraph, it shall be fined not less than
324 \$10,000 and not more than \$50,000. If it is a domestic entity,
325 it may be ordered dissolved by a court of competent
326 jurisdiction; if it is a foreign or nonresident business entity,
327 its right to do business in this state may be forfeited. Any
328 officer, partner, agent, attorney, or other representative of a
329 corporation, partnership, or other business entity, or of a
330 political committee, ~~committee of continuous existence~~, or
331 political party who aids, abets, advises, or participates in a
332 violation of any provision punishable under this paragraph
333 commits a felony of the third degree, punishable as provided in
334 s. 775.082, s. 775.083, or s. 775.084.

562729

4/27/2005 12:10:23 PM

HOUSE AMENDMENT

Bill No. HB 1589 CS

Amendment No. (for drafter's use only)

335 Section 55. Section 106.082, Florida Statutes, is amended
336 to read:

337 106.082 Commissioner of Agriculture candidates; campaign
338 contribution limits.--

339 (1) No business which is inspected, licensed, or otherwise
340 authorized to do business as a food outlet or convenience store
341 pursuant to chapter 500; or any director, officer, lobbyist, or
342 controlling interest of that business; and no political
343 committee ~~or committee of continuous existence~~ representing the
344 interests of such business shall make or solicit a contribution
345 in excess of \$100, for any election, to or on behalf of any
346 candidate for the office of Commissioner of Agriculture. The
347 provisions of this subsection shall not prevent any candidate
348 for the office of Commissioner of Agriculture or members of that
349 candidate's immediate family from contributing to that
350 candidate's campaign as otherwise permitted by law.

351 (2) No candidate for the office of Commissioner of
352 Agriculture may solicit or accept a campaign contribution in
353 excess of \$100 from any business or person who is licensed or
354 inspected or otherwise authorized to do business as a food
355 outlet or convenience store pursuant to chapter 500; or any
356 director, officer, lobbyist, or controlling interest of that
357 person or business; or any political committee ~~or committee of~~
358 ~~continuous existence~~ that represents that person.

359 (3) No employee of the Department of Agriculture may
360 solicit a campaign contribution for any candidate for the office
361 of Commissioner of Agriculture from any person or business who

562729

4/27/2005 12:10:23 PM

HOUSE AMENDMENT

Bill No. HB 1589 CS

Amendment No. (for drafter's use only)

362 is licensed, inspected, or otherwise authorized to do business
363 as a food outlet or convenience store pursuant to chapter 500;
364 or any director, officer, lobbyist, or controlling interest of
365 that person; or any political committee ~~or committee of~~
366 ~~continuous existence~~ that represents that person. For purposes
367 of this section, "employee of the department" means any person
368 employed in the Department of Agriculture holding a position in
369 the Senior Management Service as defined in s. 110.402; any
370 person holding a position in the Selected Exempt Service as
371 defined in s. 110.602; any person having authority over food
372 outlet or convenience store regulation, or inspection
373 supervision; or any person, hired on a contractual basis, having
374 the power normally conferred upon such person, by whatever
375 title.

376 (4) Any person who commits a willful violation of this
377 section commits a misdemeanor of the first degree, punishable as
378 provided in s. 775.082 or s. 775.083.

379 Section 56. Subsection (2) of section 106.087, Florida
380 Statutes, is amended to read:

381 106.087 Independent expenditures; contribution limits;
382 restrictions on political parties and, political committees, ~~and~~
383 ~~committees of continuous existence.--~~

384 (2)(a) Any political committee ~~or committee of continuous~~
385 ~~existence~~ that accepts the use of public funds, equipment,
386 personnel, or other resources to collect dues from its members
387 agrees not to make independent expenditures in support of or
388 opposition to a candidate or elected public official. However,

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

389 expenditures may be made for the sole purpose of jointly
390 endorsing three or more candidates.

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

396 Section 57. Paragraph (b) of subsection (3) of section
397 106.147, Florida Statutes, is amended to read:

398 106.147 Telephone solicitation; disclosure requirements;
399 prohibitions; exemptions; penalties.--

400 (3)

401 (b) For purposes of paragraph (a), the term "person"
402 includes any candidate; any officer of any political committee,
403 ~~committee of continuous existence~~, or political party executive
404 committee; any officer, partner, attorney, or other
405 representative of a corporation, partnership, or other business
406 entity; and any agent or other person acting on behalf of any
407 candidate, political committee, ~~committee of continuous~~
408 ~~existence~~, political party executive committee, or corporation,
409 partnership, or other business entity.

410 Section 58. Subsection (2) of section 106.23, Florida
411 Statutes, is amended to read:

412 106.23 Powers of the Division of Elections.--

413 (2) The Division of Elections shall provide advisory
414 opinions when requested by any supervisor of elections,
415 candidate, local officer having election-related duties,

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

416 political party, political committee, ~~committee of continuous~~
417 ~~existence~~, or other person or organization engaged in political
418 activity, relating to any provisions or possible violations of
419 Florida election laws with respect to actions such supervisor,
420 candidate, local officer having election-related duties,
421 political party, committee, person, or organization has taken or
422 proposes to take. Requests for advisory opinions must be
423 submitted in accordance with rules adopted by the Department of
424 State. A written record of all such opinions issued by the
425 division, sequentially numbered, dated, and indexed by subject
426 matter, shall be retained. A copy shall be sent to said person
427 or organization upon request. Any such person or organization,
428 acting in good faith upon such an advisory opinion, shall not be
429 subject to any criminal penalty provided for in this chapter.

430 The opinion, until amended or revoked, shall be binding on any
431 person or organization who sought the opinion or with reference
432 to whom the opinion was sought, unless material facts were
433 omitted or misstated in the request for the advisory opinion.

434 Section 59. Paragraphs (c) and (d) of subsection (1) and
435 subsection (2) of section 106.265, Florida Statutes, are amended
436 to read:

437 106.265 Civil penalties.--

438 (1) The commission is authorized upon the finding of a
439 violation of this chapter or chapter 104 to impose civil
440 penalties in the form of fines not to exceed \$1,000 per count.
441 In determining the amount of such civil penalties, the

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

442 commission shall consider, among other mitigating and
443 aggravating circumstances:

444 (c) The appropriateness of such penalty to the financial
445 resources of the person, political committee, ~~committee of~~
446 ~~continuous existence~~, or political party; and

447 (d) Whether the person, political committee, ~~committee of~~
448 ~~continuous existence~~, or political party has shown good faith in
449 attempting to comply with the provisions of this chapter or
450 chapter 104.

451 (2) If any person, political committee, ~~committee of~~
452 ~~continuous existence~~, or political party fails or refuses to pay
453 to the commission any civil penalties assessed pursuant to the
454 provisions of this section, the commission shall be responsible
455 for collecting the civil penalties resulting from such action.

456 Section 60. Subsection (2) of section 106.27, Florida
457 Statutes, is amended to read:

458 106.27 Determinations by commission; legal disposition.--

459 (2) Civil actions may be brought by the commission for
460 relief, including permanent or temporary injunctions,
461 restraining orders, or any other appropriate order for the
462 imposition of civil penalties provided by this chapter. Such
463 civil actions shall be brought by the commission in the
464 appropriate court of competent jurisdiction, and the venue shall
465 be in the county in which the alleged violation occurred or in
466 which the alleged violator or violators are found, reside, or
467 transact business. Upon a proper showing that such person,
468 political committee, ~~committee of continuous existence~~, or

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

469 political party has engaged, or is about to engage, in
470 prohibited acts or practices, a permanent or temporary
471 injunction, restraining order, or other order shall be granted
472 without bond by such court, and the civil fines provided by this
473 chapter may be imposed.

474 Section 61. Section 111.075, Florida Statutes, is amended
475 to read:

476 111.075 Elected officials; prohibition concerning certain
477 committees.--Elected officials are prohibited from being
478 employed by, or acting as a consultant for compensation to, a
479 political committee ~~or committee of continuous existence.~~

480 Section 62. Subsections (3) and (4) and paragraph (a) of
481 subsection (5), of section 112.3148, Florida Statutes, are
482 amended to read:

483 112.3148 Reporting and prohibited receipt of gifts by
484 individuals filing full or limited public disclosure of
485 financial interests and by procurement employees.--

486 (3) A reporting individual or procurement employee is
487 prohibited from soliciting any gift from a political committee
488 ~~or committee of continuous existence~~, as defined in s. 106.011,
489 or from a lobbyist who lobbies the reporting individual's or
490 procurement employee's agency, or the partner, firm, employer,
491 or principal of such lobbyist, where such gift is for the
492 personal benefit of the reporting individual or procurement
493 employee, another reporting individual or procurement employee,
494 or any member of the immediate family of a reporting individual
495 or procurement employee.

562729

4/27/2005 12:10:23 PM

HOUSE AMENDMENT

Bill No. HB 1589 CS

Amendment No. (for drafter's use only)

496 (4) A reporting individual or procurement employee or any
497 other person on his or her behalf is prohibited from knowingly
498 accepting, directly or indirectly, a gift from a political
499 committee ~~or committee of continuous existence~~, as defined in s.
500 106.011, or from a lobbyist who lobbies the reporting
501 individual's or procurement employee's agency, or directly or
502 indirectly on behalf of the partner, firm, employer, or
503 principal of a lobbyist, if he or she knows or reasonably
504 believes that the gift has a value in excess of \$100; however,
505 such a gift may be accepted by such person on behalf of a
506 governmental entity or a charitable organization. If the gift is
507 accepted on behalf of a governmental entity or charitable
508 organization, the person receiving the gift shall not maintain
509 custody of the gift for any period of time beyond that
510 reasonably necessary to arrange for the transfer of custody and
511 ownership of the gift.

512 (5)(a) A political committee ~~or a committee of continuous~~
513 ~~existence~~, as defined in s. 106.011; a lobbyist who lobbies a
514 reporting individual's or procurement employee's agency; the
515 partner, firm, employer, or principal of a lobbyist; or another
516 on behalf of the lobbyist or partner, firm, principal, or
517 employer of the lobbyist is prohibited from giving, either
518 directly or indirectly, a gift that has a value in excess of
519 \$100 to the reporting individual or procurement employee or any
520 other person on his or her behalf; however, such person may give
521 a gift having a value in excess of \$100 to a reporting
522 individual or procurement employee if the gift is intended to be

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

523 transferred to a governmental entity or a charitable
524 organization.

525 Section 63. Subsections (3) and (4) of section 112.3149,
526 Florida Statutes, are amended to read:

527 112.3149 Solicitation and disclosure of honoraria.--

528 (3) A reporting individual or procurement employee is
529 prohibited from knowingly accepting an honorarium from a
530 political committee ~~or committee of continuous existence~~, as
531 defined in s. 106.011, from a lobbyist who lobbies the reporting
532 individual's or procurement employee's agency, or from the
533 employer, principal, partner, or firm of such a lobbyist.

534 (4) A political committee ~~or committee of continuous~~
535 ~~existence~~, as defined in s. 106.011, a lobbyist who lobbies a
536 reporting individual's or procurement employee's agency, or the
537 employer, principal, partner, or firm of such a lobbyist is
538 prohibited from giving an honorarium to a reporting individual
539 or procurement employee.

540 Section 64. Subsection (4) of section 1004.28, Florida
541 Statutes, is amended to read:

542 1004.28 Direct-support organizations; use of property;
543 board of directors; activities; audit; facilities.--

544 (4) ACTIVITIES; RESTRICTION.--A university direct-support
545 organization is prohibited from giving, either directly or
546 indirectly, any gift to a political committee ~~or committee of~~
547 ~~continuous existence~~ as defined in s. 106.011 for any purpose
548 other than those certified by a majority roll call vote of the
549 governing board of the direct-support organization at a

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

550 regularly scheduled meeting as being directly related to the
551 educational mission of the university.

552 Section 65. Paragraph (d) of subsection (4) of section
553 1004.70, Florida Statutes, is amended to read:

554 1004.70 Community college direct-support organizations.--

555 (4) ACTIVITIES; RESTRICTIONS.--

556 (d) A community college direct-support organization is
557 prohibited from giving, either directly or indirectly, any gift
558 to a political committee ~~or committee of continuous existence~~ as
559 defined in s. 106.011 for any purpose other than those certified
560 by a majority roll call vote of the governing board of the
561 direct-support organization at a regularly scheduled meeting as
562 being directly related to the educational mission of the
563 community college.

564 Section 66. Paragraph (c) of subsection (4) of section
565 1004.71, Florida Statutes, is amended to read:

566 1004.71 Statewide community college direct-support
567 organizations.--

568 (4) RESTRICTIONS.--

569 (c) A statewide community college direct-support
570 organization is prohibited from giving, either directly or
571 indirectly, any gift to a political committee ~~or committee of~~
572 ~~continuous existence~~ as defined in s. 106.011 for any purpose
573 other than those certified by a majority roll call vote of the
574 governing board of the direct-support organization at a
575 regularly scheduled meeting as being directly related to the
576 educational mission of the State Board of Education.

562729

4/27/2005 12:10:23 PM

Amendment No. (for drafter's use only)

577
578 ===== T I T L E A M E N D M E N T =====
579 Remove line(s) 2304 and insert:
580 repealing s. 106.04, F.S., relating to committees of continuous
581 existence; amending ss. 101.62, 102.031, 106.011, 106.07,
582 106.0705, 106.08, 106.082, 106.087, 106.12, 106.147, 106.148,
583 106.23, 106.265, 106.27, 106.29, 106.33, 111.075, 112.3148,
584 112.3149, 627.0623, 655.019, 1004.28, 1004.70, and 1004.71,
585 F.S.; removing or correcting references, to conform; providing
586 effective dates.

562729