

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

1 Representative(s) Gelber offered the following:

2
3 **Amendment (with title amendment)**

4 Remove line 54 and insert:

5
6 Section 2. Subsections (1), (3), (4), (13), and (18) of
7 section 106.011, Florida Statutes, are amended, and subsection
8 (19) is added to that section, to read:

9 106.011 Definitions.--As used in this chapter, the
10 following terms have the following meanings unless the context
11 clearly indicates otherwise:

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

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

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16 a. Accepts contributions for the purpose of making
17 contributions to any candidate, political committee, committee
18 of continuous existence, or political party;

19 b. Accepts contributions for the purpose of expressly
20 advocating the election or defeat of a candidate or the passage
21 or defeat of an issue;

22 c. Makes expenditures that expressly advocate the election
23 or defeat of a candidate or the passage or defeat of an issue;
24 or

25 d. Makes contributions to a common fund, other than a
26 joint checking account between spouses, from which contributions
27 are made to any candidate, political committee, committee of
28 continuous existence, or political party;

29 2. The sponsor of a proposed constitutional amendment by
30 initiative who intends to seek the signatures of registered
31 electors.

32 (b) Notwithstanding paragraph (a), the following entities
33 are not considered political committees for purposes of this
34 chapter:

35 1. Organizations which are certified by the Department of
36 State as committees of continuous existence pursuant to s.
37 106.04, national political parties, and the state and county
38 executive committees of political parties regulated by chapter
39 103.

40 2. Corporations regulated by chapter 607 or chapter 617 or
41 other business entities formed for purposes other than to
42 support or oppose issues or candidates, if their political
43 activities are limited to contributions to candidates, political
44 parties, or political committees or expenditures in support of
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45 or opposition to an issue from corporate or business funds and
46 if no contributions are received by such corporations or
47 business entities.

48 3. Electioneering communications organizations as defined
49 in subsection (19) ~~Organizations whose activities are limited to~~
50 ~~making expenditures for electioneering communications or~~
51 ~~accepting contributions for the purpose of making electioneering~~
52 ~~communications~~; however, such organizations shall be required to
53 register with and report expenditures and contributions,
54 including contributions ~~those~~ received from committees of
55 continuous existence, to the Division of Elections and
56 ~~expenditures~~ in the same manner, at the same time, and subject
57 to the same penalties, ~~and with the same filing officer~~ as a
58 political committee supporting or opposing an issue or a
59 legislative ~~a~~ candidate, except as otherwise specifically
60 provided in this chapter ~~or issue contained in the~~
61 ~~electioneering communication. If any such organization would be~~
62 ~~required to register and report with more than one filing~~
63 ~~officer, the organization shall register and report solely with~~
64 ~~the Division of Elections.~~

65 (3) "Contribution" means:

66 (a) A gift, subscription, conveyance, deposit, loan,
67 payment, or distribution of money or anything of value,
68 including contributions in kind having an attributable monetary
69 value in any form, made for the purpose of influencing the
70 results of an election or making an electioneering
71 communication.

72 (b) A transfer of funds between political committees,
73 between committees of continuous existence, between

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74 electioneering communications organizations, or between any
75 combination of these groups ~~or between a political committee and~~
76 ~~a committee of continuous existence.~~

77 (c) The payment, by any person other than a candidate or
78 political committee, of compensation for the personal services
79 of another person which are rendered to a candidate or political
80 committee without charge to the candidate or committee for such
81 services.

82 (d) The transfer of funds by a campaign treasurer or
83 deputy campaign treasurer between a primary depository and a
84 separate interest-bearing account or certificate of deposit, and
85 the term includes any interest earned on such account or
86 certificate.

87
88 Notwithstanding the foregoing meanings of "contribution," the
89 word shall not be construed to include services, including, but
90 not limited to, legal and accounting services, provided without
91 compensation by individuals volunteering a portion or all of
92 their time on behalf of a candidate or political committee. This
93 definition shall not be construed to include editorial
94 endorsements.

95 (4) (a) "Expenditure" means a purchase, payment,
96 distribution, loan, advance, transfer of funds by a campaign
97 treasurer or deputy campaign treasurer between a primary
98 depository and a separate interest-bearing account or
99 certificate of deposit, or gift of money or anything of value
100 made for the purpose of influencing the results of an election
101 or making an electioneering communication. However,
102 "expenditure" does not include a purchase, payment,

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103 distribution, loan, advance, or gift of money or anything of
104 value made for the purpose of influencing the results of an
105 election when made by an organization, in existence prior to the
106 time during which a candidate qualifies or an issue is placed on
107 the ballot for that election, for the purpose of printing or
108 distributing such organization's newsletter, containing a
109 statement by such organization in support of or opposition to a
110 candidate or issue, which newsletter is distributed only to
111 members of such organization.

112 (b) As used in this chapter, an "expenditure" for an
113 electioneering communication is made when the earliest of the
114 following occurs:

115 1. A person enters into ~~executes~~ a contract for applicable
116 goods or services;

117 2. A person makes payment, in whole or in part, for the
118 production or public dissemination of applicable goods or
119 services; or

120 3. The electioneering communication is publicly
121 disseminated.

122 (13) "Communications media" means broadcasting stations,
123 newspapers, magazines, outdoor advertising facilities, printers,
124 direct mail ~~mailing companies~~, advertising agencies, the
125 Internet, and telephone companies; but with respect to
126 telephones, an expenditure shall be deemed to be an expenditure
127 for the use of communications media only if made for the costs
128 of telephones, paid telephonists, or automatic telephone
129 equipment to be used by a candidate or a political committee to
130 communicate with potential voters but excluding any costs of
131 telephones incurred by a volunteer for use of telephones by such
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132 volunteer; however, with respect to the Internet, an expenditure
133 shall be deemed an expenditure for use of communications media
134 only if made for the cost of creating or disseminating a message
135 on a computer information system accessible by more than one
136 person but excluding internal communications of a campaign or of
137 any group.

138 (18)(a) "Electioneering communication" means a paid
139 expression in any communications media prescribed in subsection
140 (13) by means other than the spoken word in direct conversation
141 that:

142 1. Refers to or depicts a clearly identified candidate for
143 office or contains a clear reference indicating that an issue is
144 to be voted on at an election, without expressly advocating the
145 election or defeat of a candidate or the passage or defeat of an
146 issue.

147 2. For communications referring to or depicting a clearly
148 identified candidate for office, is targeted to the relevant
149 electorate. A communication is considered targeted if 1,000 or
150 more persons in the geographic area the candidate would
151 represent if elected will receive the communication.

152 ~~3. For communications referring to or depicting a clearly~~
153 ~~identified candidate for office, is published after the end of~~
154 ~~the candidate qualifying period for the office sought by the~~
155 ~~candidate.~~

156 ~~4.~~ For communications containing a clear reference
157 indicating that an issue is to be voted on at an election, is
158 published after the issue is designated a ballot position or 120
159 days before the date of the election on the issue, whichever
160 occurs first.

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161 (b) The term "electioneering communication" does not
162 include:

163 1. A statement or depiction by an organization, in
164 existence prior to the time during which a candidate named or
165 depicted qualifies or an issue identified is placed on the
166 ballot for that election, made in that organization's
167 newsletter, which newsletter is distributed only to members of
168 that organization.

169 2. An editorial endorsement, news story, commentary, or
170 editorial by any newspaper, radio, television station, or other
171 recognized news medium.

172 3. A communication that constitutes a public debate or
173 forum that includes at least two opposing candidates for an
174 office or one advocate and one opponent of an issue, or that
175 solely promotes such a debate or forum and is made by or on
176 behalf of the person sponsoring the debate or forum, provided
177 that:

178 a. The staging organization is either:

179 (I) A charitable organization that does not make other
180 electioneering communications and does not otherwise support or
181 oppose any political candidate or political party; or

182 (II) A newspaper, radio station, television station, or
183 other recognized news medium; and

184 b. The staging organization does not structure the debate
185 to promote or advance one candidate or issue position over
186 another.

187 (c) For purposes of this chapter, an expenditure made for,
188 or in furtherance of, an electioneering communication shall not
189 be considered a contribution to or on behalf of any candidate.

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190 (d) For purposes of this chapter, an electioneering
191 communication shall not constitute an independent expenditure
192 nor be subject to the limitations applicable to independent
193 expenditures.

194 (19) "Electioneering communications organization" means
195 any group, other than a political party, political committee, or
196 committee of continuous existence, whose activities are limited
197 to making expenditures for electioneering communications or
198 accepting contributions for the purpose of making electioneering
199 communications.

200 Section 3. Subsection (1) of section 106.022, Florida
201 Statutes, is amended to read:

202 106.022 Appointment of a registered agent; duties.--

203 (1) Each political committee, committee of continuous
204 existence, or electioneering communications organization ~~entity~~
205 shall have and continuously maintain in this state a registered
206 office and a registered agent and must file with the division a
207 statement of appointment for the registered office and
208 registered agent. The statement of appointment must:

209 (a) Provide the name of the registered agent and the
210 street address and phone number for the registered office;

211 (b) Identify the entity for whom the registered agent
212 serves;

213 (c) Designate the address the registered agent wishes to
214 use to receive mail;

215 (d) Include the entity's undertaking to inform the
216 division of any change in such designated address;

217 (e) Provide for the registered agent's acceptance of the
218 appointment, which must confirm that the registered agent is
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219 familiar with and accepts the obligations of the position as set
220 forth in this section; and

221 (f) Contain the signature of the registered agent and the
222 entity engaging the registered agent.

223 Section 4. Section 106.03, Florida Statutes, is amended to
224 read:

225 106.03 Registration of political committees.--

226 (1) (a) Each political committee that ~~which~~ anticipates
227 receiving contributions or making expenditures during a calendar
228 year in an aggregate amount exceeding \$500 or that ~~which~~ is
229 seeking the signatures of registered electors in support of an
230 initiative shall file a statement of organization as provided in
231 subsection (3) within 10 days after its organization or, if
232 later, within 10 days after the date on which it has information
233 that ~~which~~ causes the committee to anticipate that it will
234 receive contributions or make expenditures in excess of \$500.
235 If a political committee is organized within 10 days of any
236 election, it shall immediately file the statement of
237 organization required by this section.

238 (b) Each electioneering communications organization that
239 anticipates receiving contributions or making expenditures shall
240 file a statement of organization as provided in subsection (3)
241 by expedited delivery within 24 hours after its organization or,
242 if later, within 24 hours after the date on which it has
243 information that causes the organization to anticipate that it
244 will receive contributions or make expenditures for an
245 electioneering communication.

246 (2) The statement of organization shall include:

247 (a) The name and street address of the committee;

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- 248 (b) The names, street addresses, and relationships of
249 affiliated or connected organizations;
- 250 (c) The area, scope, or jurisdiction of the committee;
- 251 (d) The name, street address, and position of the
252 custodian of books and accounts;
- 253 (e) The name, street address, and position of other
254 principal officers, including officers and members of the
255 finance committee, if any;
- 256 (f) The name, address, office sought, and party
257 affiliation of:
- 258 1. Each candidate whom the committee is supporting;
- 259 2. Any other individual, if any, whom the committee is
260 supporting for nomination for election, or election, to any
261 public office whatever;
- 262 (g) Any issue or issues such organization is supporting or
263 opposing;
- 264 (h) If the committee is supporting the entire ticket of
265 any party, a statement to that effect and the name of the party;
- 266 (i) A statement of whether the committee is a continuing
267 one;
- 268 (j) Plans for the disposition of residual funds which will
269 be made in the event of dissolution;
- 270 (k) A listing of all banks, safe-deposit boxes, or other
271 depositories used for committee funds; and
- 272 (l) A statement of the reports required to be filed by the
273 committee with federal officials, if any, and the names,
274 addresses, and positions of such officials.
- 275 (3) (a) A political committee which is organized to support
276 or oppose statewide, legislative, or multicounty candidates or
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277 issues to be voted upon on a statewide or multicounty basis
278 shall file a statement of organization with the Division of
279 Elections.

280 (b) Except as provided in paragraph (c), a political
281 committee which is organized to support or oppose candidates or
282 issues to be voted on in a countywide election or candidates or
283 issues in any election held on less than a countywide basis
284 shall file a statement of organization with the supervisor of
285 elections of the county in which such election is being held.

286 (c) A political committee which is organized to support or
287 oppose only candidates for municipal office or issues to be
288 voted on in a municipal election shall file a statement of
289 organization with the officer before whom municipal candidates
290 qualify.

291 (d) Any political committee which would be required under
292 this subsection to file a statement of organization in two or
293 more locations by reason of the committee's intention to support
294 or oppose candidates or issues at state or multicounty and local
295 levels of government need file only with the Division of
296 Elections.

297 (4) Any change in information previously submitted in a
298 statement of organization shall be reported to the agency or
299 officer with whom such committee is required to register
300 pursuant to subsection (3), within 10 days following the change.

301 (5) Any committee which, after having filed one or more
302 statements of organization, disbands or determines it will no
303 longer receive contributions or make expenditures during the
304 calendar year in an aggregate amount exceeding \$500 shall so

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305 | notify the agency or officer with whom such committee is
306 | required to file the statement of organization.

307 | (6) If the filing officer finds that a political committee
308 | has filed its statement of organization consistent with the
309 | requirements of subsection (2), it shall notify the committee in
310 | writing that it has been registered as a political committee. If
311 | the filing officer finds that a political committee's statement
312 | of organization does not meet the requirements of subsection
313 | (2), it shall notify the committee of such finding and shall
314 | state in writing the reasons for rejection of the statement of
315 | organization.

316 | (7) The Division of Elections shall promulgate rules to
317 | prescribe the manner in which inactive committees may be
318 | dissolved and have their registration canceled. Such rules
319 | shall, at a minimum, provide for:

320 | (a) Notice which shall contain the facts and conduct which
321 | warrant the intended action, including but not limited to
322 | failure to file reports and limited activity.

323 | (b) Adequate opportunity to respond.

324 | (c) Appeal of the decision to the Florida Elections
325 | Commission. Such appeals shall be exempt from the
326 | confidentiality provisions of s. 106.25.

327 | Section 5. Section 106.0701, Florida Statutes, is created
328 | to read:

329 | 106.0701 Statewide and legislative officer's and
330 | candidate's solicitation of contributions; reporting
331 | requirements.--

332 | (1) The Governor, the Lieutenant Governor, a member of the
333 | Cabinet, a state legislator, or a candidate for any of these
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334 offices that solicits or causes to be solicited a contribution
335 for a committee of continuous existence, electioneering
336 communications organization, organization exempt from taxation
337 under 26 U.S.C. s. 527 other than a political party or the
338 campaign depository of the solicitor, or an organization exempt
339 from taxation under 26 U.S.C. s. 501(c)(4) shall, within 48
340 hours of such solicitation, file a statement with the division
341 pursuant to s. 106.0705. The statement shall contain the
342 following information:

343 (a) The name, street address, and office held or sought of
344 the officer or candidate making or causing the solicitation to
345 be made.

346 (b) The date the solicitation was made.

347 (c) The name, street address, and type of organization for
348 whom the solicitation was made.

349 (d) A description of the relationship between the officer
350 or candidate and the organization for whom the solicitation was
351 made.

352 (2) If an officer or candidate has not been issued a
353 secure sign-on to the division's electronic reporting system
354 pursuant to s. 106.0705, the officer or candidate making the
355 solicitation or causing the solicitation to be made shall,
356 within 24 hours of the solicitation, request one from the
357 division and file a report of the solicitation within 48 hours
358 after receiving the sign-on.

359 (3) For purposes of this section, "solicits or causes to
360 be solicited a contribution for a committee of continuous
361 existence, electioneering communications organization,
362 organization exempt from taxation under 26 U.S.C. s. 527 other
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363 than a political party or the campaign depository of the
364 solicitor, or an organization exempt from taxation under 26
365 U.S.C. s. 501(c)(4)" means to expressly seek, ask, petition,
366 beseech, or request, directly or indirectly, that a gift,
367 subscription, conveyance, deposit, loan, payment, or
368 distribution of money or anything of value, including
369 contributions in kind having an attributable monetary value in
370 any form, be given, directly or indirectly, to the committee or
371 organization; however, the term does not include a general
372 appeal to support the committee or organization if the appeal
373 fails to expressly seek, ask, petition, beseech, or request that
374 something with a monetary value be given to the committee or
375 organization.

376 (4) Any officer or employee who fails to timely file a
377 solicitation report required by this section shall be subject to
378 the penalties for late-filed campaign finance reports pursuant
379 to s. 106.07(8).

380 Section 6. Section 106.0703, Florida Statutes, is created
381 to read:

382 106.0703 Electioneering communications organizations;
383 additional reporting requirements.--

384 (1) In addition to the reporting requirements in s.
385 106.07, an electioneering communications organization shall,
386 within 2 days after receiving its initial password or secure
387 sign-on from the Department of State allowing confidential
388 access to the department's electronic campaign finance filing
389 system, electronically file the periodic campaign finance
390 reports that would have been required pursuant to s. 106.07 for

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391 reportable activities that occurred since the date of the last
392 general election.

393 (2) In addition to the reporting requirements in s.
394 106.07, an electioneering communications organization shall
395 electronically file a supplemental report of each contribution
396 of \$5,000 or more received by the organization within 2 days
397 after receipt. The supplemental report must include the
398 information required in s. 106.07(4)(a)1.-5. The electioneering
399 communications organization shall not include each contribution
400 reported pursuant to this subsection on the quarterly or
401 periodic campaign finance report pursuant to s. 106.07 for the
402 reporting period in which the contribution was received.

403 Section 7. Section 106.0705, Florida Statutes, is amended
404 to read:

405 106.0705 Electronic filing of campaign treasurer's
406 reports.--

407 (1) As used in this section, "electronic filing system"
408 means an Internet system for recording and reporting campaign
409 finance activity by reporting period.

410 (2)(a) Each candidate who is required to file reports
411 pursuant to s. 106.07 with the division must file such reports
412 with the division by means of the division's electronic filing
413 system.

414 (b) Each political committee, committee of continuous
415 existence, electioneering communications organization, or state
416 executive committee that is required to file reports with the
417 division under s. 106.04, s. 106.07, s. 106.0703, or s. 106.29,
418 as applicable, must file such reports with the division by means
419 of the division's electronic filing system.

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420 (c) Each person or organization that is required to file
421 reports with the division under s. 106.071 must file such
422 reports with the division by means of the division's electronic
423 filing system.

424 (3) Reports filed pursuant to this section shall be
425 completed and filed through the electronic filing system not
426 later than midnight of the day designated. Reports not filed by
427 midnight of the day designated are late filed and are subject to
428 the penalties under s. 106.04(8), s. 106.07(8), or s. 106.29(3),
429 as applicable.

430 (4) Each report filed pursuant to this section is
431 considered to be under oath by the candidate and treasurer or
432 the chair and treasurer, whichever is applicable, and such
433 persons are subject to the provisions of s. 106.04(4)(d), s.
434 106.07(5), or s. 106.29(2), as applicable. Persons given a
435 secure sign-on to the electronic filing system are responsible
436 for protecting such from disclosure and are responsible for all
437 filings using such credentials, unless they have notified the
438 division that their credentials have been compromised.

439 (5) The electronic filing system developed by the division
440 must:

441 (a) Be based on access by means of the Internet.

442 (b) Be accessible by anyone with Internet access using
443 standard web-browsing software.

444 (c) Provide for direct entry of campaign finance
445 information as well as upload of such information from campaign
446 finance software certified by the division.

447 (d) Provide a method that prevents unauthorized access to
448 electronic filing system functions.

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449 (6) The division shall adopt rules pursuant to ss.
450 120.536(1) and 120.54 to administer this section and provide for
451 the reports required to be filed pursuant to this section. Such
452 rules shall, at a minimum, provide:

453 (a) Alternate filing procedures in case the division's
454 electronic filing system is not operable.

455 (b) For the issuance of an electronic receipt to the
456 person submitting the report indicating and verifying that the
457 report has been filed.

458 (7) Notwithstanding anything in law to the contrary, any
459 report required to have been filed under this section for the
460 period ended March 31, 2005, shall be deemed to have been timely
461 filed if the report is filed under this section on or before
462 June 1, 2005.

463 Section 8. Effective upon this act becoming a law,
464 subsections (5) and (7) of section 106.08, Florida Statutes, are
465 amended to read:

466 106.08 Contributions; limitations on.--

467 (5) (a) A person may not make any contribution through or
468 in the name of another, directly or indirectly, in any election.

469 (b) Candidates, political committees, and political
470 parties may not solicit contributions from any religious,
471 charitable, civic, or other causes or organizations established
472 primarily for the public good.

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

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478 1. A candidate, political committee, or political party
479 executive committee to make gifts of money in lieu of flowers in
480 memory of a deceased person;

481 2. A candidate to continue membership in, or make regular
482 donations from personal or business funds to, religious,
483 political party, civic, or charitable groups of which the
484 candidate is a member or to which the candidate has been a
485 regular donor for more than 6 months; or

486 3. A candidate to purchase, with campaign funds, tickets,
487 admission to events, or advertisements from religious, civic,
488 political party, or charitable groups.

489 (d)1. Committees of continuous existence, electioneering
490 communications organizations, organizations exempt from taxation
491 under 26 U.S.C. s. 527 other than a political party, and
492 organizations exempt from taxation under 26 U.S.C. s. 501(c)(4)
493 shall not, in any election, accept contributions in excess of
494 \$500 from an individual or group if, during the current election
495 period ending on the date of the next general election, the
496 committee or organization directly or indirectly through one or
497 more intermediaries:

498 a. Reimburses or pays for any expenses of the Governor,
499 the Lieutenant Governor, a member of the Cabinet, a state
500 legislator, a candidate for any of these offices, an employee or
501 agent of the officer or candidate, or a member of the officer's
502 or candidate's immediate family.

503 b. Is, in whole or in part, established, organized,
504 operated, or controlled by the Governor, the Lieutenant
505 Governor, a member of the Cabinet, a state legislator, a
506 candidate for any of these offices, an employee or agent of the

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507 officer or candidate, or a member of the officer's or
508 candidate's immediate family, provided the committee or
509 organization directly or indirectly makes or has made a
510 contribution to, or an expenditure for the benefit of, the
511 officer's or candidate's campaign for publicly-elected office.

512 c. Knowingly receives contributions solicited by, caused
513 to be solicited by, or accepted on behalf of the committee or
514 organization by the Governor, the Lieutenant Governor, a member
515 of the Cabinet, a state legislator, a candidate for any of these
516 offices, an employee or agent of the officer or candidate, or a
517 member of the officer's or candidate's immediate family,
518 provided the committee or organization directly or indirectly
519 makes or has made a contribution to, or an expenditure for the
520 benefit of, the officer's or candidate's campaign for publicly-
521 elected office in an amount exceeding \$500 in the aggregate in
522 any election.

523 2. For purposes of this paragraph, "immediate family"
524 means the spouse, parent, child, grandparent, or sibling of the
525 officer or candidate.

526 3. Notwithstanding the limits provided in this paragraph,
527 a committee or organization that is subject to the \$500
528 contribution limit in subparagraph 1. shall not accept a
529 contribution in excess of \$100 from an unemancipated child under
530 the age of 18.

531 4. The contribution limits of this paragraph apply to each
532 election. For purposes of this paragraph, the primary election
533 and the general election are separate elections so long as the
534 candidate that the committee or organization supports or
535 opposes, or who is referred to or depicted in the committee's or

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536 organization's electioneering communications, is not an
537 unopposed candidate as defined in s. 106.011(15). However, for
538 the purpose of contribution limits with respect to committees
539 and organizations supporting or opposing only candidates for
540 retention as a justice or judge, or referring to or depicting
541 only candidates for retention as a justice or judge in the
542 committee's or organization's electioneering communications,
543 there is only one election, which is the general election.

544 (7) (a) Any person who knowingly and willfully makes,
545 solicits, or accepts no more than one contribution in violation
546 of subsection (1) or subsection (5), or any person who knowingly
547 and willfully fails or refuses to return any contribution as
548 required in subsection (3), commits a misdemeanor of the first
549 degree, punishable as provided in s. 775.082 or s. 775.083. If
550 any corporation, partnership, or other business entity or any
551 political party, political committee, or committee of continuous
552 existence is convicted of knowingly and willfully violating any
553 provision punishable under this paragraph, it shall be fined not
554 less than \$1,000 and not more than \$10,000. If it is a domestic
555 entity, it may be ordered dissolved by a court of competent
556 jurisdiction; if it is a foreign or nonresident business entity,
557 its right to do business in this state may be forfeited. Any
558 officer, partner, agent, attorney, or other representative of a
559 corporation, partnership, or other business entity or of a
560 political party, political committee, or committee of continuous
561 existence who aids, abets, advises, or participates in a
562 violation of any provision punishable under this paragraph
563 commits a misdemeanor of the first degree, punishable as
564 provided in s. 775.082 or s. 775.083.

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565 (b) Any person who knowingly and willfully makes,
566 solicits, or accepts two or more contributions in violation of
567 subsection (1) or subsection (5) commits a felony of the third
568 degree, punishable as provided in s. 775.082, s. 775.083, or s.
569 775.084. If any corporation, partnership, or other business
570 entity or any political party, political committee, or committee
571 of continuous existence is convicted of knowingly and willfully
572 violating any provision punishable under this paragraph, it
573 shall be fined not less than \$10,000 and not more than \$50,000.
574 If it is a domestic entity, it may be ordered dissolved by a
575 court of competent jurisdiction; if it is a foreign or
576 nonresident business entity, its right to do business in this
577 state may be forfeited. Any officer, partner, agent, attorney,
578 or other representative of a corporation, partnership, or other
579 business entity, or of a political committee, committee of
580 continuous existence, or political party who aids, abets,
581 advises, or participates in a violation of any provision
582 punishable under this paragraph commits a felony of the third
583 degree, punishable as provided in s. 775.082, s. 775.083, or s.
584 775.084.

585 Section 9. Subsection (4) of section 106.08, Florida
586 Statutes, is amended, subsections (5) and (7) of that section,
587 as amended by this act, are amended, and subsection (8) of that
588 section is reenacted, to read:

589 106.08 Contributions; limitations on.--

590 (4) (a) Any contribution received by the chair, campaign
591 treasurer, or deputy campaign treasurer of a political committee
592 supporting or opposing a candidate with opposition in an
593 election or supporting or opposing an issue on the ballot in an
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594 election on the day of that election or less than 5 days prior
595 to the day of that election may not be obligated or expended by
596 the committee until after the date of the election.

597 (b) Any contribution received by an electioneering
598 communications organization on the day of an election or less
599 than 10 days prior to the day of that election may not be
600 obligated or expended by the organization until after the date
601 of the election, and may not be expended to pay for any
602 obligation arising prior to the election.

603 (5) (a) A person may not make any contribution through or
604 in the name of another, directly or indirectly, in any election.

605 (b) Candidates, political committees, and political
606 parties may not solicit contributions from any religious,
607 charitable, civic, or other causes or organizations established
608 primarily for the public good.

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

614 1. A candidate, political committee, or political party
615 executive committee to make gifts of money in lieu of flowers in
616 memory of a deceased person;

617 2. A candidate to continue membership in, or make regular
618 donations from personal or business funds to, religious,
619 political party, civic, or charitable groups of which the
620 candidate is a member or to which the candidate has been a
621 regular donor for more than 6 months; or

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622 3. A candidate to purchase, with campaign funds, tickets,
623 admission to events, or advertisements from religious, civic,
624 political party, or charitable groups.

625 (d)1. Committees of continuous existence, electioneering
626 communications organizations, organizations exempt from taxation
627 under 26 U.S.C. s. 527 other than a political party, and
628 organizations exempt from taxation under 26 U.S.C. s. 501(c)(4)
629 shall not, in any election, accept contributions in excess of
630 \$500 from an individual or group if, during the current election
631 period ending on the date of the next general election, the
632 committee or organization directly or indirectly through one or
633 more intermediaries:

634 a. Reimburses or pays for any expenses of the Governor,
635 the Lieutenant Governor, a member of the Cabinet, a state
636 legislator, a candidate for any of these offices, an employee or
637 agent of the officer or candidate, or a member of the officer's
638 or candidate's immediate family.

639 b. Is, in whole or in part, established, organized,
640 operated, or controlled by the Governor, the Lieutenant
641 Governor, a member of the Cabinet, a state legislator, a
642 candidate for any of these offices, an employee or agent of the
643 officer or candidate, or a member of the officer's or
644 candidate's immediate family, provided the committee or
645 organization directly or indirectly makes or has made a
646 contribution to, or an expenditure for the benefit of, the
647 officer's or candidate's campaign for publicly-elected office.

648 c. Knowingly receives contributions solicited by, caused
649 to be solicited by, or accepted on behalf of the committee or
650 organization by the Governor, the Lieutenant Governor, a member
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651 of the Cabinet, a state legislator, a candidate for any of these
652 offices, an employee or agent of the officer or candidate, or a
653 member of the officer's or candidate's immediate family,
654 provided the committee or organization directly or indirectly
655 makes or has made a contribution to, or an expenditure for the
656 benefit of, the officer's or candidate's campaign for publicly-
657 elected office in an amount exceeding \$500 in the aggregate in
658 any election.

659 2. For purposes of this paragraph, "immediate family"
660 means the spouse, parent, child, grandparent, or sibling of the
661 officer or candidate.

662 3. Notwithstanding the limits provided in this paragraph,
663 a committee or organization that is subject to the \$500
664 contribution limit in subparagraph 1. shall not accept a
665 contribution in excess of \$100 from an unemancipated child under
666 the age of 18.

667 4. The contribution limits of this paragraph apply to each
668 election. For purposes of this paragraph, the primary election
669 and the general election are separate elections so long as the
670 candidate that the committee or organization supports or
671 opposes, or who is referred to or depicted in the committee's or
672 organization's electioneering communications, is not an
673 unopposed candidate as defined in s. 106.011(15). However, for
674 the purpose of contribution limits with respect to committees
675 and organizations supporting or opposing only candidates for
676 retention as a justice or judge, or referring to or depicting
677 only candidates for retention as a justice or judge in the
678 committee's or organization's electioneering communications,
679 there is only one election, which is the general election.

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680 (e) An electioneering communications organization may not
681 accept a contribution from an organization exempt from taxation
682 under 26 U.S.C. s. 527 or s. 501(c)(4), other than a political
683 committee, committee of continuous existence, or political
684 party, unless the contributing organization has registered as if
685 it were an electioneering communications organization pursuant
686 to s. 106.03 and has filed all campaign finance reports required
687 of electioneering communications organizations pursuant to ss.
688 106.07 and 106.0703.

689 (7) (a) Any person who knowingly and willfully makes,
690 solicits, or accepts no more than one contribution in violation
691 of subsection (1) or subsection (5), or any person who knowingly
692 and willfully fails or refuses to return any contribution as
693 required in subsection (3), commits a misdemeanor of the first
694 degree, punishable as provided in s. 775.082 or s. 775.083. If
695 any corporation, partnership, or other business entity or any
696 political party, political committee, ~~or~~ committee of continuous
697 existence, or electioneering communications organization is
698 convicted of knowingly and willfully violating any provision
699 punishable under this paragraph, it shall be fined not less than
700 \$1,000 and not more than \$10,000. If it is a domestic entity,
701 it may be ordered dissolved by a court of competent
702 jurisdiction; if it is a foreign or nonresident business entity,
703 its right to do business in this state may be forfeited. Any
704 officer, partner, agent, attorney, or other representative of a
705 corporation, partnership, or other business entity or of a
706 political party, political committee, ~~or~~ committee of continuous
707 existence, electioneering communications organization, or
708 organization exempt from taxation under 26 U.S.C. s. 527 or s.
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709 501(c)(4), who aids, abets, advises, or participates in a
710 violation of any provision punishable under this paragraph
711 commits a misdemeanor of the first degree, punishable as
712 provided in s. 775.082 or s. 775.083.

713 (b) Any person who knowingly and willfully makes,
714 solicits, or accepts two or more contributions in violation of
715 subsection (1) or subsection (5) commits a felony of the third
716 degree, punishable as provided in s. 775.082, s. 775.083, or s.
717 775.084. If any corporation, partnership, or other business
718 entity or any political party, political committee, ~~or~~ committee
719 of continuous existence, or electioneering communications
720 organization is convicted of knowingly and willfully violating
721 any provision punishable under this paragraph, it shall be fined
722 not less than \$10,000 and not more than \$50,000. If it is a
723 domestic entity, it may be ordered dissolved by a court of
724 competent jurisdiction; if it is a foreign or nonresident
725 business entity, its right to do business in this state may be
726 forfeited. Any officer, partner, agent, attorney, or other
727 representative of a corporation, partnership, or other business
728 entity, or of a political committee, committee of continuous
729 existence, ~~or~~ political party, electioneering communications
730 organization, or organization exempt from taxation under 26
731 U.S.C. s. 527 or s. 501(c)(4), who aids, abets, advises, or
732 participates in a violation of any provision punishable under
733 this paragraph commits a felony of the third degree, punishable
734 as provided in s. 775.082, s. 775.083, or s. 775.084.

735 (8) Except when otherwise provided in subsection (7), any
736 person who knowingly and willfully violates any provision of
737 this section shall, in addition to any other penalty prescribed
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738 | by this chapter, pay to the state a sum equal to twice the
739 | amount contributed in violation of this chapter. Each campaign
740 | treasurer shall pay all amounts contributed in violation of this
741 | section to the state for deposit in the General Revenue Fund.

742 | Section 10. For the purpose of incorporating the
743 | amendments made by this act to section 106.03, Florida Statutes,
744 | in a reference thereto, section 106.07, Florida Statutes, is
745 | reenacted to read:

746 | 106.07 Reports; certification and filing.--

747 | (1) Each campaign treasurer designated by a candidate or
748 | political committee pursuant to s. 106.021 shall file regular
749 | reports of all contributions received, and all expenditures
750 | made, by or on behalf of such candidate or political committee.
751 | Reports shall be filed on the 10th day following the end of each
752 | calendar quarter from the time the campaign treasurer is
753 | appointed, except that, if the 10th day following the end of a
754 | calendar quarter occurs on a Saturday, Sunday, or legal holiday,
755 | the report shall be filed on the next following day which is not
756 | a Saturday, Sunday, or legal holiday. Quarterly reports shall
757 | include all contributions received and expenditures made during
758 | the calendar quarter which have not otherwise been reported
759 | pursuant to this section.

760 | (a) Except as provided in paragraph (b), following the
761 | last day of qualifying for office, the reports shall be filed on
762 | the 32nd, 18th, and 4th days immediately preceding the primary
763 | and on the 46th, 32nd, 18th, and 4th days immediately preceding
764 | the election, for a candidate who is opposed in seeking
765 | nomination or election to any office, for a political committee,
766 | or for a committee of continuous existence.

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767 (b) Following the last day of qualifying for office, any
768 statewide candidate who has requested to receive contributions
769 from the Election Campaign Financing Trust Fund or any statewide
770 candidate in a race with a candidate who has requested to
771 receive contributions from the trust fund shall file reports on
772 the 4th, 11th, 18th, 25th, and 32nd days prior to the primary
773 election, and on the 4th, 11th, 18th, 25th, 32nd, 39th, 46th,
774 and 53rd days prior to the general election.

775 (c) Following the last day of qualifying for office, any
776 unopposed candidate need only file a report within 90 days after
777 the date such candidate became unopposed. Such report shall
778 contain all previously unreported contributions and expenditures
779 as required by this section and shall reflect disposition of
780 funds as required by s. 106.141.

781 (d)1. When a special election is called to fill a vacancy
782 in office, all political committees and committees of continuous
783 existence making contributions or expenditures to influence the
784 results of such special election shall file campaign treasurers'
785 reports with the filing officer on the dates set by the
786 Department of State pursuant to s. 100.111.

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

792 (e) The filing officer shall provide each candidate with a
793 schedule designating the beginning and end of reporting periods
794 as well as the corresponding designated due dates.

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795 (2) (a) All reports required of a candidate by this section
796 shall be filed with the officer before whom the candidate is
797 required by law to qualify. All candidates who file with the
798 Department of State shall file their reports pursuant to s.
799 106.0705. In addition, a copy of each report for candidates for
800 other than statewide office who qualify with the Department of
801 State shall be filed with the supervisor of elections in the
802 county where the candidate resides. Except as provided in s.
803 106.0705, reports shall be filed not later than 5 p.m. of the
804 day designated; however, any report postmarked by the United
805 States Postal Service no later than midnight of the day
806 designated shall be deemed to have been filed in a timely
807 manner. Any report received by the filing officer within 5 days
808 after the designated due date that was delivered by the United
809 States Postal Service shall be deemed timely filed unless it has
810 a postmark that indicates that the report was mailed after the
811 designated due date. A certificate of mailing obtained from and
812 dated by the United States Postal Service at the time of
813 mailing, or a receipt from an established courier company, which
814 bears a date on or before the date on which the report is due,
815 shall be proof of mailing in a timely manner. Reports shall
816 contain information of all previously unreported contributions
817 received and expenditures made as of the preceding Friday,
818 except that the report filed on the Friday immediately preceding
819 the election shall contain information of all previously
820 unreported contributions received and expenditures made as of
821 the day preceding that designated due date. All such reports
822 shall be open to public inspection.

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823 (b)1. Any report which is deemed to be incomplete by the
824 officer with whom the candidate qualifies shall be accepted on a
825 conditional basis, and the campaign treasurer shall be notified
826 by registered mail as to why the report is incomplete and be
827 given 3 days from receipt of such notice to file an addendum to
828 the report providing all information necessary to complete the
829 report in compliance with this section. Failure to file a
830 complete report after such notice constitutes a violation of
831 this chapter.

832 2. In lieu of the notice by registered mail as required in
833 subparagraph 1., the qualifying officer may notify the campaign
834 treasurer by telephone that the report is incomplete and request
835 the information necessary to complete the report. If, however,
836 such information is not received by the qualifying officer
837 within 3 days after the telephone request therefor, notice shall
838 be sent by registered mail as provided in subparagraph 1.

839 (3) Reports required of a political committee shall be
840 filed with the agency or officer before whom such committee
841 registers pursuant to s. 106.03(3) and shall be subject to the
842 same filing conditions as established for candidates' reports.
843 Incomplete reports by political committees shall be treated in
844 the manner provided for incomplete reports by candidates in
845 subsection (2).

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

847 1. The full name, address, and occupation, if any of each
848 person who has made one or more contributions to or for such
849 committee or candidate within the reporting period, together
850 with the amount and date of such contributions. For
851 corporations, the report must provide as clear a description as
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852 practicable of the principal type of business conducted by the
853 corporation. However, if the contribution is \$100 or less or is
854 from a relative, as defined in s. 112.312, provided that the
855 relationship is reported, the occupation of the contributor or
856 the principal type of business need not be listed.

857 2. The name and address of each political committee from
858 which the reporting committee or the candidate received, or to
859 which the reporting committee or candidate made, any transfer of
860 funds, together with the amounts and dates of all transfers.

861 3. Each loan for campaign purposes to or from any person
862 or political committee within the reporting period, together
863 with the full names, addresses, and occupations, and principal
864 places of business, if any, of the lender and endorsers, if any,
865 and the date and amount of such loans.

866 4. A statement of each contribution, rebate, refund, or
867 other receipt not otherwise listed under subparagraphs 1.
868 through 3.

869 5. The total sums of all loans, in-kind contributions, and
870 other receipts by or for such committee or candidate during the
871 reporting period. The reporting forms shall be designed to
872 elicit separate totals for in-kind contributions, loans, and
873 other receipts.

874 6. The full name and address of each person to whom
875 expenditures have been made by or on behalf of the committee or
876 candidate within the reporting period; the amount, date, and
877 purpose of each such expenditure; and the name and address of,
878 and office sought by, each candidate on whose behalf such
879 expenditure was made. However, expenditures made from the petty

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880 cash fund provided by s. 106.12 need not be reported
881 individually.

882 7. The full name and address of each person to whom an
883 expenditure for personal services, salary, or reimbursement for
884 authorized expenses as provided in s. 106.021(3) has been made
885 and which is not otherwise reported, including the amount, date,
886 and purpose of such expenditure. However, expenditures made from
887 the petty cash fund provided for in s. 106.12 need not be
888 reported individually.

889 8. The total amount withdrawn and the total amount spent
890 for petty cash purposes pursuant to this chapter during the
891 reporting period.

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

894 10. The amount and nature of debts and obligations owed by
895 or to the committee or candidate, which relate to the conduct of
896 any political campaign.

897 11. A copy of each credit card statement which shall be
898 included in the next report following receipt thereof by the
899 candidate or political committee. Receipts for each credit card
900 purchase shall be retained by the treasurer with the records for
901 the campaign account.

902 12. The amount and nature of any separate interest-bearing
903 accounts or certificates of deposit and identification of the
904 financial institution in which such accounts or certificates of
905 deposit are located.

906 13. The primary purposes of an expenditure made indirectly
907 through a campaign treasurer pursuant to s. 106.021(3) for goods
908 and services such as communications media placement or
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909 procurement services, campaign signs, insurance, and other
910 expenditures that include multiple components as part of the
911 expenditure. The primary purpose of an expenditure shall be that
912 purpose, including integral and directly related components,
913 that comprises 80 percent of such expenditure.

914 (b) The filing officer shall make available to any
915 candidate or committee a reporting form which the candidate or
916 committee may use to indicate contributions received by the
917 candidate or committee but returned to the contributor before
918 deposit.

919 (5) The candidate and his or her campaign treasurer, in
920 the case of a candidate, or the political committee chair and
921 campaign treasurer of the committee, in the case of a political
922 committee, shall certify as to the correctness of each report;
923 and each person so certifying shall bear the responsibility for
924 the accuracy and veracity of each report. Any campaign
925 treasurer, candidate, or political committee chair who willfully
926 certifies the correctness of any report while knowing that such
927 report is incorrect, false, or incomplete commits a misdemeanor
928 of the first degree, punishable as provided in s. 775.082 or s.
929 775.083.

930 (6) The campaign depository shall return all checks drawn
931 on the account to the campaign treasurer who shall retain the
932 records pursuant to s. 106.06. The records maintained by the
933 depository with respect to such account shall be subject to
934 inspection by an agent of the Division of Elections or the
935 Florida Elections Commission at any time during normal banking
936 hours, and such depository shall furnish certified copies of any

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937 of such records to the Division of Elections or Florida
938 Elections Commission upon request.

939 (7) Notwithstanding any other provisions of this chapter,
940 in any reporting period during which a candidate, political
941 committee, or committee of continuous existence has not received
942 funds, made any contributions, or expended any reportable funds,
943 the filing of the required report for that period is waived.
944 However, the next report filed must specify that the report
945 covers the entire period between the last submitted report and
946 the report being filed, and any candidate, political committee,
947 or committee of continuous existence not reporting by virtue of
948 this subsection on dates prescribed elsewhere in this chapter
949 shall notify the filing officer in writing on the prescribed
950 reporting date that no report is being filed on that date.

951 (8) (a) Any candidate or political committee failing to
952 file a report on the designated due date shall be subject to a
953 fine as provided in paragraph (b) for each late day, and, in the
954 case of a candidate, such fine shall be paid only from personal
955 funds of the candidate. The fine shall be assessed by the filing
956 officer and the moneys collected shall be deposited:

957 1. In the General Revenue Fund, in the case of a candidate
958 for state office or a political committee that registers with
959 the Division of Elections; or

960 2. In the general revenue fund of the political
961 subdivision, in the case of a candidate for an office of a
962 political subdivision or a political committee that registers
963 with an officer of a political subdivision.

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965 No separate fine shall be assessed for failure to file a copy of
966 any report required by this section.

967 (b) Upon determining that a report is late, the filing
968 officer shall immediately notify the candidate or chair of the
969 political committee as to the failure to file a report by the
970 designated due date and that a fine is being assessed for each
971 late day. The fine shall be \$50 per day for the first 3 days
972 late and, thereafter, \$500 per day for each late day, not to
973 exceed 25 percent of the total receipts or expenditures,
974 whichever is greater, for the period covered by the late report.
975 However, for the reports immediately preceding each primary and
976 general election, the fine shall be \$500 per day for each late
977 day, not to exceed 25 percent of the total receipts or
978 expenditures, whichever is greater, for the period covered by
979 the late report. For reports required under s. 106.141(7), the
980 fine is \$50 per day for each late day, not to exceed 25 percent
981 of the total receipts or expenditures, whichever is greater, for
982 the period covered by the late report. Upon receipt of the
983 report, the filing officer shall determine the amount of the
984 fine which is due and shall notify the candidate or chair. The
985 filing officer shall determine the amount of the fine due based
986 upon the earliest of the following:

- 987 1. When the report is actually received by such officer.
- 988 2. When the report is postmarked.
- 989 3. When the certificate of mailing is dated.
- 990 4. When the receipt from an established courier company is
991 dated.
- 992 5. When the electronic receipt issued pursuant to s.
993 106.0705 is dated.

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995 Such fine shall be paid to the filing officer within 20 days
996 after receipt of the notice of payment due, unless appeal is
997 made to the Florida Elections Commission pursuant to paragraph
998 (c). In the case of a candidate, such fine shall not be an
999 allowable campaign expenditure and shall be paid only from
1000 personal funds of the candidate. An officer or member of a
1001 political committee shall not be personally liable for such
1002 fine.

1003 (c) Any candidate or chair of a political committee may
1004 appeal or dispute the fine, based upon, but not limited to,
1005 unusual circumstances surrounding the failure to file on the
1006 designated due date, and may request and shall be entitled to a
1007 hearing before the Florida Elections Commission, which shall
1008 have the authority to waive the fine in whole or in part. The
1009 Florida Elections Commission must consider the mitigating and
1010 aggravating circumstances contained in s. 106.265(1) when
1011 determining the amount of a fine, if any, to be waived. Any such
1012 request shall be made within 20 days after receipt of the notice
1013 of payment due. In such case, the candidate or chair of the
1014 political committee shall, within the 20-day period, notify the
1015 filing officer in writing of his or her intention to bring the
1016 matter before the commission.

1017 (d) The appropriate filing officer shall notify the
1018 Florida Elections Commission of the repeated late filing by a
1019 candidate or political committee, the failure of a candidate or
1020 political committee to file a report after notice, or the
1021 failure to pay the fine imposed. The commission shall
1022 investigate only those alleged late filing violations

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1023 specifically identified by the filing officer and as set forth
1024 in the notification. Any other alleged violations must be
1025 separately stated and reported by the division to the commission
1026 under s. 106.25(2).

1027 (9) The Department of State may prescribe by rule the
1028 requirements for filing campaign treasurers' reports as set
1029 forth in this chapter.

1030 Section 11. For the purpose of incorporating the
1031 amendments made by this act to section 106.08, Florida Statutes,
1032 in a reference thereto, section 106.19, Florida Statutes, is
1033 reenacted to read:

1034 106.19 Violations by candidates, persons connected with
1035 campaigns, and political committees.--

1036 (1) Any candidate; campaign manager, campaign treasurer,
1037 or deputy treasurer of any candidate; committee chair, vice
1038 chair, campaign treasurer, deputy treasurer, or other officer of
1039 any political committee; agent or person acting on behalf of any
1040 candidate or political committee; or other person who knowingly
1041 and willfully:

1042 (a) Accepts a contribution in excess of the limits
1043 prescribed by s. 106.08;

1044 (b) Fails to report any contribution required to be
1045 reported by this chapter;

1046 (c) Falsely reports or deliberately fails to include any
1047 information required by this chapter; or

1048 (d) Makes or authorizes any expenditure in violation of s.
1049 106.11(4) or any other expenditure prohibited by this chapter;
1050 is guilty of a misdemeanor of the first degree, punishable as
1051 provided in s. 775.082 or s. 775.083.

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1052 (2) Any candidate, campaign treasurer, or deputy
1053 treasurer; any chair, vice chair, or other officer of any
1054 political committee; any agent or person acting on behalf of any
1055 candidate or political committee; or any other person who
1056 violates paragraph (1)(a), paragraph (1)(b), or paragraph (1)(d)
1057 shall be subject to a civil penalty equal to three times the
1058 amount involved in the illegal act. Such penalty may be in
1059 addition to the penalties provided by subsection (1) and shall
1060 be paid into the General Revenue Fund of this state.

1061 (3) A political committee sponsoring a constitutional
1062 amendment proposed by initiative which submits a petition form
1063 gathered by a paid petition circulator which does not provide
1064 the name and address of the paid petition circulator on the form
1065 is subject to the civil penalties prescribed in s. 106.265.

1066 Section 12. Except as otherwise expressly provided in this
1067 act and except for this section, which shall take effect upon
1068 becoming a law, this act shall take effect July 1, 2006.

1069
1070 ===== T I T L E A M E N D M E N T =====

1071 Remove line 12 and insert:

1072
1073 certain conditions; amending s. 106.011, F.S.; redefining
1074 the terms "political committee," "contribution,"
1075 "expenditure," "communications media," and "electioneering
1076 communication"; defining the term "electioneering
1077 communications organization"; amending s. 106.022, F.S.;
1078 conforming a reference to an electioneering communications
1079 organization; amending s. 106.03, F.S.; revising the
1080 registration requirements for political committees and

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Amendment No. (for drafter's use only)

1081 electioneering communications organizations; creating s.
1082 106.0701; establishing campaign finance reporting
1083 requirements for certain officers and candidates
1084 soliciting contributions for certain committees and
1085 organizations; providing penalties; creating s. 106.0703,
1086 F.S.; establishing campaign finance reporting requirements
1087 for electioneering communications organizations; providing
1088 definitions; amending s. 106.0705, F.S.; incorporating the
1089 new campaign finance reporting requirements for
1090 electioneering communications organizations into the
1091 Department of State's electronic campaign finance
1092 reporting system; amending s. 106.08, F.S.; prohibiting
1093 the use of certain contributions received by an
1094 electioneering communications organization proximate to an
1095 election; limiting contributions to certain committees of
1096 continuous existence, electioneering communications
1097 organizations, and tax-exempt organizations pursuant to 26
1098 U.S.C. s. 527 and 501(c)(4); reenacting ss. 106.07,
1099 106.08(8), and 106.19, F.S., relating to reports,
1100 certification and filing, and penalty provisions, to
1101 incorporate the amendments made by this act to ss. 106.03
1102 and 106.08, F.S., in references thereto; providing
1103 effective dates.