

CHAMBER ACTION

1 The Transportation & Economic Development Appropriations
2 Committee recommends the following:

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4 **Council/Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to campaign financing; amending s.
8 106.141, F.S.; allowing unopposed legislative candidates
9 to transfer surplus campaign funds to or retain such funds
10 in a campaign account for reelection to the same office;
11 establishing limits on the transferable amount of such
12 funds; providing a prohibition from fundraising under
13 certain conditions; providing an effective date.

14
15 Be It Enacted by the Legislature of the State of Florida:

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17 Section 1. Paragraph (a) of subsection (4) of section
18 106.141, Florida Statutes, is amended to read:

19 106.141 Disposition of surplus funds by candidates.--

20 (4) (a) Except as provided in paragraph (b), any candidate
21 required to dispose of funds pursuant to this section shall, at
22 the option of the candidate, dispose of such funds by any of the
23 following means, or any combination thereof:

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24 | 1. Return pro rata to each contributor the funds that have
25 | not been spent or obligated.

26 | 2. Donate the funds that have not been spent or obligated
27 | to a charitable organization or organizations that meet the
28 | qualifications of s. 501(c)(3) of the Internal Revenue Code.

29 | 3. Give not more than \$10,000 of the funds that have not
30 | been spent or obligated to the political party of which such
31 | candidate is a member, except that a candidate for the ~~Florida~~
32 | Senate may give not more than \$30,000 of such funds to the
33 | political party of which the candidate is a member.

34 | 4. Give the funds that have not been spent or obligated:

35 | a. In the case of a candidate for state office, to the
36 | state, to be deposited in either the Election Campaign Financing
37 | Trust Fund or the General Revenue Fund, as designated by the
38 | candidate; or

39 | b. In the case of a candidate for an office of a political
40 | subdivision, to such political subdivision, to be deposited in
41 | the general fund thereof.

42 | 5. With respect to an unopposed candidate for the House of
43 | Representatives or the Senate, transfer the funds to or retain
44 | the funds in a campaign account for the same office to which the
45 | candidate was elected by virtue of being unopposed, with a
46 | maximum per election of \$50,000 for a candidate for the House of
47 | Representatives and \$150,000 for a candidate for the Senate. An
48 | unopposed candidate for the House of Representatives who
49 | exercises this option is prohibited from accepting campaign
50 | contributions for the same office for 1 year after the date of
51 | qualifying. An unopposed candidate for the Senate who exercises

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52 | this option is prohibited from accepting campaign contributions
53 | for the same office for 2 years after the date of qualifying.

54 | Section 2. This act shall take effect July 1, 2006.