

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Robaina offered the following:

2
3 **Substitute Amendment for Amendment (502847) to Senate Bill**
4 **(with title amendment)**

5 Between lines 1440 and 1441, insert:

6 Section 30. Effective upon this act becoming a law,
7 subsection (3) of section 106.071, Florida Statutes, is amended
8 to read:

9 106.071 Independent expenditures; electioneering
10 communications; reports; disclaimers.--

11 (3) Subsection (2) does not apply to novelty items having
12 a retail value of \$10 or less which support, but do not oppose,
13 a candidate or issue. Subsection (2) is inapplicable to an
14 individual using his or her personal resources, not to exceed
15 \$5,000, and acting independently of any candidate or committee
16 in a municipal election.

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17 Section 31. Effective upon this act becoming a law,
18 paragraph (b) of subsection (1) of section 106.143, Florida
19 Statutes, is amended to read:

20 106.143 Political advertisements circulated prior to
21 election; requirements.--

22 (1)

23 (b) Any other political advertisement published,
24 displayed, or circulated prior to, or on the day of, any
25 election must prominently:

26 1. Be marked "paid political advertisement" or with the
27 abbreviation "pd. pol. adv."

28 2. State the name and address of the persons sponsoring
29 the advertisement.

30 3.a.(I) State whether the advertisement and the cost of
31 production is paid for or provided in kind by or at the expense
32 of the entity publishing, displaying, broadcasting, or
33 circulating the political advertisement; or

34 (II) State who provided or paid for the advertisement and
35 cost of production, if different from the source of sponsorship.

36 b. This subparagraph does not apply if the source of the
37 sponsorship is patently clear from the content or format of the
38 political advertisement.

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40 This paragraph is inapplicable to an individual using his or her
41 personal resources, not to exceed \$5,000, and acting
42 independently of any candidate or committee in a municipal
43 election.

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45 This subsection does not apply to campaign messages used by a
46 candidate and the candidate's supporters if those messages are
47 designed to be worn by a person.

48 Section 32. Effective upon this act becoming a law,
49 section 106.1439, Florida Statutes, is amended to read:

50 106.1439 Electioneering communications; disclaimers.--

51 (1) Any electioneering communication shall prominently
52 state: "Paid electioneering communication paid for by (Name
53 and address of person paying for the communication) ."

54 (2) Subsection (1) is inapplicable to an individual using
55 his or her personal resources, not to exceed \$5,000, and acting
56 independently of any candidate or committee in a municipal
57 election.

58 (3)~~(2)~~ Any person who fails to include the disclaimer
59 prescribed in this section in any electioneering communication
60 that is required to contain such disclaimer commits a
61 misdemeanor of the first degree, punishable as provided in s.
62 775.082 or s. 775.083.

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66 **T I T L E A M E N D M E N T**

67 Between lines 81 and 82, insert:

68 amending ss. 106.071, 106.143, and 106.1439, F.S.; providing an
69 exemption from certain disclaimer requirements in a municipal
70 election for an individual who uses his or her personal
71 resources and acts independently of any candidate or committee;

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