



301400

LEGISLATIVE ACTION

Senate

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House

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Floor: 1/F/RM

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04/30/2009 05:46 PM

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Senator Wise moved the following:

1 **Senate Amendment to Amendment (563947) (with title**
2 **amendment)**

3
4 Delete lines 4 - 6
5 and insert:

6
7 Delete everything after the enacting clause
8 and insert

9 Section 1. Section 106.113, Florida Statutes, is created to
10 read:

11 106.113 Expenditures by local governments.-

12 (1) As used in this section, the term:



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13 (a) "Local government" means:

14 1. A county, municipality, school district, or other
15 political subdivision in this state; and

16 2. Any department, agency, board, bureau, district,
17 commission, authority, or similar body of a county,
18 municipality, school district, or other political subdivision of
19 this state.

20 (b) "Public funds" means all moneys under the jurisdiction
21 or control of the local government.

22 (2) A local government or a person acting on behalf of
23 local government may not expend or authorize the expenditure of,
24 and a person or group may not accept, public funds for a
25 political advertisement or electioneering communication
26 concerning an issue, referendum, or amendment that is subject to
27 a vote of the electors. This subsection does not apply to an
28 electioneering communication from a local government or a person
29 acting on behalf of a local government which is limited to
30 factual information.

31 (3) With the exception of the prohibitions specified in
32 subsection (2), this section does not preclude an elected
33 official of the local government from expressing an opinion on
34 any issue at any time.

35 Section 2. Section 106.295, Florida Statutes, is amended to
36 read:

37 106.295 Caucus accountability Leadership fund.-

38 (1) For purposes of this section:

39 (a) "Caucus accountability Leadership fund" means accounts
40 comprised of any moneys contributed to a political party,
41 directly or indirectly, which are designated to be used at the



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42 partial or total discretion of a leader.

43 (b) "Leader" means the President of the Senate, the Speaker
44 of the House of Representatives, the majority leader and the
45 minority leader of each house, and any person designated by a
46 political caucus of members of either house to succeed to any
47 such position.

48 (2) Notwithstanding any other provision of law, caucus
49 accountability leadership funds are authorized ~~prohibited~~ in
50 this state. ~~No leader shall accept any leadership funds.~~

51 ~~(3) This section applies to leadership funds in existence~~
52 ~~on or after January 1, 1990.~~

53 Section 3. This act shall take effect July 1, 2009.

54
55 ===== T I T L E A M E N D M E N T =====

56 And the title is amended as follows:

57 Delete everything before the enacting clause
58 and insert:

59 A bill to be entitled
60 An act relating to campaign financing; creating s.
61 106.113, F.S.; defining the terms "local government"
62 and "public funds"; prohibiting a local government
63 from expending, and a person or group from accepting,
64 public funds for a political advertisement or
65 electioneering communication concerning an issue,
66 referendum, or amendment that is subject to the vote
67 of the electors; providing an exception for certain
68 electioneering communications; clarifying restrictions
69 with respect to local officials; amending s. 106.295,
70 F.S.; defining the term "caucus accountability fund";



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authorizing the use of caucus accountability funds;
providing an effective date.