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LEGISLATIVE ACTION

Senate

House

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Floor: 1/F/2R

03/24/2010 06:53 PM

Senator Gelber moved the following:

Senate Amendment (with title amendment)

Between lines 700 and 701

insert:

Section 10. Subsections (1) and (4) of section 106.07, Florida Statutes, are amended to read:

106.07 Reports; certification and filing.—

(1) Each campaign treasurer designated by a candidate or political committee pursuant to s. 106.021 or leader as defined in s. 103.092 shall file regular reports of all contributions received, and all expenditures made, by or on behalf of such candidate, ~~or~~ political committee, or affiliated party committee. Reports shall be filed on the 10th day following the



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14 end of each calendar quarter from the time the campaign
15 treasurer or leader is appointed, except that, if the 10th day
16 following the end of a calendar quarter occurs on a Saturday,
17 Sunday, or legal holiday, the report shall be filed on the next
18 following day which is not a Saturday, Sunday, or legal holiday.
19 Quarterly reports shall include all contributions received and
20 expenditures made during the calendar quarter which have not
21 otherwise been reported pursuant to this section.

22 (a) Except as provided in paragraph (b), following the last
23 day of qualifying for office, the reports shall be filed on the
24 32nd, 18th, and 4th days immediately preceding the primary and
25 on the 46th, 32nd, 18th, and 4th days immediately preceding the
26 election, for a candidate who is opposed in seeking nomination
27 or election to any office, for a political committee, for an
28 affiliated party committee, or for a committee of continuous
29 existence.

30 (b) Following the last day of qualifying for office, any
31 statewide candidate who has requested to receive contributions
32 from the Election Campaign Financing Trust Fund or any statewide
33 candidate in a race with a candidate who has requested to
34 receive contributions from the trust fund shall file reports on
35 the 4th, 11th, 18th, 25th, and 32nd days prior to the primary
36 election, and on the 4th, 11th, 18th, 25th, 32nd, 39th, 46th,
37 and 53rd days prior to the general election.

38 (c) Following the last day of qualifying for office, any
39 unopposed candidate need only file a report within 90 days after
40 the date such candidate became unopposed. Such report shall
41 contain all previously unreported contributions and expenditures
42 as required by this section and shall reflect disposition of



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43 funds as required by s. 106.141.

44 (d)1. When a special election is called to fill a vacancy
45 in office, all political committees, affiliated party
46 committees, and committees of continuous existence making
47 contributions or expenditures to influence the results of such
48 special election shall file campaign treasurers' reports with
49 the filing officer on the dates set by the Department of State
50 pursuant to s. 100.111.

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

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

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

60 1. The full name, address, and occupation, if any of each
61 person who has made one or more contributions to or for such
62 committee or candidate within the reporting period, together
63 with the amount and date of such contributions. For
64 corporations, the report must provide as clear a description as
65 practicable of the principal type of business conducted by the
66 corporation. However, if the contribution is \$100 or less or is
67 from a relative, as defined in s. 112.312, provided that the
68 relationship is reported, the occupation of the contributor or
69 the principal type of business need not be listed.

70 2. The name and address of each political committee from
71 which the reporting committee or the candidate received, or to



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72 which the reporting committee or candidate made, any transfer of
73 funds, together with the amounts and dates of all transfers.

74 3. Each loan for campaign purposes to or from any person or
75 political committee within the reporting period, together with
76 the full names, addresses, and occupations, and principal places
77 of business, if any, of the lender and endorsers, if any, and
78 the date and amount of such loans.

79 4. A statement of each contribution, rebate, refund, or
80 other receipt not otherwise listed under subparagraphs 1.
81 through 3.

82 5. The total sums of all loans, in-kind contributions, and
83 other receipts by or for such committee or candidate during the
84 reporting period. The reporting forms shall be designed to
85 elicit separate totals for in-kind contributions, loans, and
86 other receipts.

87 6. The full name and address of each person to whom
88 expenditures have been made by or on behalf of the committee or
89 candidate within the reporting period; the amount, date, and
90 purpose of each such expenditure; and the name and address of,
91 and office sought by, each candidate on whose behalf such
92 expenditure was made. However, expenditures made from the petty
93 cash fund provided by s. 106.12 need not be reported
94 individually.

95 7. The full name and address of each person to whom an
96 expenditure for personal services, salary, or reimbursement for
97 authorized expenses as provided in s. 106.021(3) has been made
98 and which is not otherwise reported, including the amount, date,
99 and purpose of such expenditure. However, expenditures made from
100 the petty cash fund provided for in s. 106.12 need not be



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101 reported individually.

102 8. The total amount withdrawn and the total amount spent
103 for petty cash purposes pursuant to this chapter during the
104 reporting period.

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

107 10. The amount and nature of debts and obligations owed by
108 or to the committee or candidate, which relate to the conduct of
109 any political campaign.

110 11. A copy of each credit card statement which shall be
111 included in the next report following receipt thereof by the
112 candidate or political committee and transaction information for
113 each credit card purchase. Receipts for each credit card
114 purchase shall be retained by the treasurer or leader of an
115 affiliated party committee as defined in s. 103.092 with the
116 records for the campaign account.

117 12. The amount and nature of any separate interest-bearing
118 accounts or certificates of deposit and identification of the
119 financial institution in which such accounts or certificates of
120 deposit are located.

121 13. The primary purposes of an expenditure made indirectly
122 through a campaign treasurer pursuant to s. 106.021(3) for goods
123 and services such as communications media placement or
124 procurement services, campaign signs, insurance, and other
125 expenditures that include multiple components as part of the
126 expenditure. The primary purpose of an expenditure shall be that
127 purpose, including integral and directly related components,
128 that comprises 80 percent of such expenditure.

129 (b) The filing officer shall make available to any



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130 candidate or committee a reporting form which the candidate or
131 committee may use to indicate contributions received by the
132 candidate or committee but returned to the contributor before
133 deposit.

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135 ===== T I T L E A M E N D M E N T =====

136 And the title is amended as follows:

137 Delete line 45

138 and insert:

139 committee; amending s. 106.07, F.S.; requiring that
140 transaction information for credit card purchases be
141 included in campaign reports; requiring that receipts
142 for credit card purchases be retained by the treasurer
143 or leader of an affiliated party committee; requiring
144 that a leader of an affiliated party committee file
145 certain contribution reports; amending s. 106.0701,
146 F.S.; exempting an