



698106

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/13/2013	.	
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The Committee on Ethics and Elections (Clemens) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 1473 and 1474  
insert:

Section 11. Subsection (4) of section 106.11, Florida Statutes, is amended to read:

106.11 Expenses of and expenditures by candidates and political committees.—Each candidate and each political committee which designates a primary campaign depository pursuant to s. 106.021(1) shall make expenditures from funds on deposit in such primary campaign depository only in the following manner, with the exception of expenditures made from



698106

13 petty cash funds provided by s. 106.12:  
14 (4) No candidate, campaign manager, treasurer, deputy  
15 treasurer, or political committee or any officer or agent  
16 thereof, or any person acting on behalf of any of the foregoing,  
17 shall authorize any expenses, nor shall any campaign treasurer  
18 or deputy treasurer sign a check drawn on the primary campaign  
19 account for any purpose, unless there are sufficient funds on  
20 deposit in the primary depository account of the candidate or  
21 political committee to pay the full amount of the authorized  
22 expense, to honor all other checks drawn on such account, which  
23 checks are outstanding, and to meet all expenses previously  
24 authorized but not yet paid. However, an expense may be incurred  
25 for the purchase of goods or services if there are sufficient  
26 funds on deposit in the primary depository account to pay the  
27 full amount of the incurred expense, to honor all checks drawn  
28 on such account, which checks are outstanding, and to meet all  
29 other expenses previously authorized but not yet paid, provided  
30 that payment for such goods or services is made upon final  
31 delivery and acceptance of the goods or services; and an  
32 expenditure from petty cash pursuant to the provisions of s.  
33 106.12 may be authorized, if there is a sufficient amount of  
34 money in the petty cash fund to pay for such expenditure.  
35 ~~Payment for credit card purchases shall be made pursuant to s.~~  
36 ~~106.125.~~ Any expense incurred or authorized in excess of such  
37 funds on deposit shall, in addition to other penalties provided  
38 by law, constitute a violation of this chapter. As used in this  
39 subsection, the term "sufficient funds on deposit in the primary  
40 depository account of the candidate or political committee"  
41 means that the funds at issue have been delivered for deposit to



698106

42 the financial institution at which such account is maintained.  
43 The term shall not be construed to mean that such funds are  
44 available for withdrawal in accordance with the deposit rules or  
45 the funds availability policies of such financial institution.

46 Section 12. Section 106.125, Florida Statutes, is repealed.

47  
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete line 45

51 and insert:

52 made by the act; amending s. 106.11, F.S.; conforming  
53 a provision to changes made by the act; repealing s.  
54 106.125, F.S., relating to conditions on use of credit  
55 cards by certain candidates and political committees;  
56 amending s. 106.141, F.S.;