

1 A bill to be entitled
 2 An act relating to the disposition of surplus funds by
 3 candidates; amending s. 106.141, F.S.; prohibiting a
 4 candidate or the candidate's spouse, parent, child, or
 5 sibling from serving as a principal of a charitable
 6 organization that receives surplus funds or from
 7 receiving a direct financial benefit from such
 8 organization in exchange for the donation of surplus
 9 funds; providing an effective date.

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 11 Be It Enacted by the Legislature of the State of Florida:

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 13 Section 1. Paragraph (a) of subsection (4) of section
 14 106.141, Florida Statutes, is amended to read:

15 106.141 Disposition of surplus funds by candidates.—

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

20 1. Return pro rata to each contributor the funds that have
 21 not been spent or obligated.

22 2. Donate the funds that have not been spent or obligated
 23 to a charitable organization or organizations that meet the
 24 qualifications of s. 501(c)(3) of the Internal Revenue Code. If
 25 a donation is made to any charitable organization, the candidate

26 | or the candidate's spouse, parent, child, or sibling may not be
27 | a principal of the organization, and he or she may not receive a
28 | direct benefit in the form of compensation, such as any
29 | earnings, stipend, tips, or paid employment, from the
30 | organization in exchange for such donation.

31 | 3. Give not more than \$25,000 of the funds that have not
32 | been spent or obligated to the affiliated party committee or
33 | political party of which such 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 | Section 2. This act shall take effect July 1, 2019.