

By Senator Perry

8-01021-20

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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 from donating surplus funds to a charitable
5 organization that employs the candidate; providing an
6 effective date.

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

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10 Section 1. Paragraph (a) of subsection (4) of section
11 106.141, Florida Statutes, is amended to read:

12 106.141 Disposition of surplus funds by candidates.—

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

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

19 2. Donate the funds that have not been spent or obligated
20 to a charitable organization or organizations that meet the
21 qualifications of s. 501(c)(3) of the Internal Revenue Code,
22 except that the candidate may not be employed by the charitable
23 organization to which he or she donates the funds.

24 3. Give not more than \$25,000 of the funds that have not
25 been spent or obligated to the affiliated party committee or
26 political party of which such candidate is a member.

27 4. Give the funds that have not been spent or obligated:

28 a. In the case of a candidate for state office, to the
29 state, to be deposited in either the Election Campaign Financing

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30 Trust Fund or the General Revenue Fund, as designated by the
31 candidate; or

32 b. In the case of a candidate for an office of a political
33 subdivision, to such political subdivision, to be deposited in
34 the general fund thereof.

35 Section 2. This act shall take effect July 1, 2020.