

By the Committee on Ethics and Elections; and Senator Perry

582-03039-20

2020814c1

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; authorizing  
6 any candidate to give certain surplus funds to the  
7 state or a political subdivision to be disbursed in a  
8 specified manner; providing an effective date.

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

11  
12 Section 1. Paragraph (a) of subsection (4) of section  
13 106.141, Florida Statutes, is amended to read:

14 106.141 Disposition of surplus funds by candidates.—

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

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

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

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

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

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30           ~~a. In the case of a candidate for state office,~~ To the  
31 state, to be deposited in either the Election Campaign Financing  
32 Trust Fund or the General Revenue Fund, as designated by the  
33 candidate; or

34           ~~b. In the case of a candidate for an office of a political~~  
35 ~~subdivision,~~ To a such political subdivision, to be deposited in  
36 the general fund thereof.

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