

By the Committees on Rules; and Ethics and Elections; and  
Senator Brodeur

595-03327-22

20221352c2

1 A bill to be entitled  
2 An act relating to limitations on political  
3 contributions; amending s. 106.08, F.S.; defining the  
4 term "foreign national"; providing that a foreign  
5 national may not make or offer to make certain  
6 contributions or expenditures; providing an effective  
7 date.

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

10  
11 Section 1. Subsection (12) is added to section 106.08,  
12 Florida Statutes, to read:

13 106.08 Contributions; limitations on.—

14 (12) (a)1. For purposes of this subsection, the term  
15 "foreign national" means:

16 a. A foreign government;

17 b. A foreign political party;

18 c. A foreign corporation, partnership, association,  
19 organization, or other combination of persons organized under  
20 the laws of or having its principal place of business in a  
21 foreign country;

22 d. A person with foreign citizenship; or

23 e. A person who is not a citizen or national of the United  
24 States and is not lawfully admitted to the United States for  
25 permanent residence.

26 2. The term does not include:

27 a. A person who is a dual citizen or dual national of the  
28 United States and a foreign country.

29 b. A domestic subsidiary of a foreign corporation,

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30 partnership, association, organization, or other combination of  
31 persons organized under the laws or having its principal place  
32 of business in a foreign country if:

33 (I) The donations and disbursements used toward a  
34 contribution or an expenditure are derived entirely from funds  
35 generated by the subsidiary's operations in the United States;  
36 and

37 (II) All decisions concerning donations and disbursements  
38 used toward a contribution or an expenditure are made by  
39 individuals who either hold United States citizenship or are  
40 permanent residents of the United States. For purposes of this  
41 sub-sub-subparagraph, decisions concerning donations and  
42 disbursements do not include decisions regarding the  
43 subsidiary's overall budget for contributions or expenditures in  
44 connection with an election.

45 (b) Consistent with the requirements of 52 U.S.C. s. 30121  
46 and 11 C.F.R. s. 110.20, a foreign national may not make or  
47 offer to make, directly or indirectly, a contribution or an  
48 expenditure in connection with any election held in the state.

49 Section 2. This act shall take effect July 1, 2022.