



350932

LEGISLATIVE ACTION

Senate

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House

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The Committee on Ethics and Elections (Taddeo) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 1073 and 1074

insert:

Section 22. Subsection (3) is added to section 104.061, Florida Statutes, to read:

104.061 Corruptly influencing voting.-

(3) (a) Any person who, in bad faith, qualifies as a candidate for an elective office, or any person who actively assists any such candidate, for the exclusive purpose of



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11 siphoning votes from another candidate running for nomination or  
12 election to the same office commits a felony of the third  
13 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
14 775.084.

15 (b) Any aggrieved candidate may file a complaint with the  
16 Florida Elections Commission pursuant to s. 106.25 if he or she  
17 reasonably believes an opposing candidate has violated paragraph  
18 (a). Notwithstanding any other law, the commission, or an  
19 administrative law judge if the case is referred to the Division  
20 of Administrative Hearings pursuant to s. 106.25(5), shall  
21 assess a civil penalty of up to \$10,000 against any candidate  
22 who is found to have violated paragraph (a), which shall be  
23 deposited into the General Revenue Fund.

24  
25 ===== T I T L E A M E N D M E N T =====

26 And the title is amended as follows:

27 Delete line 80

28 and insert:

29 providing exceptions; amending s. 104.061, F.S.;

30 providing a criminal penalty for any person who, in

31 bad faith, qualifies as a candidate, or any person who

32 actively assists any such candidate, for the exclusive

33 purpose of siphoning votes from another candidate in

34 the same race; authorizing an aggrieved candidate to

35 file a complaint with the Florida Elections

36 Commission; authorizing the imposition of civil

37 penalties if a violation is found; amending s.

38 104.0616, F.S.;