

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Eskamani offered the following:

Amendment (with title amendment)

Remove lines 2547-2657 and insert:

Section 45. Subsection (1) and paragraph (c) of subsection (8) of section 106.07, Florida Statutes, are amended to read:

106.07 Reports; certification and filing.—

(1) Each campaign treasurer designated by a candidate or political committee pursuant to s. 106.021 shall file regular reports of all contributions received, and all expenditures made, by or on behalf of such candidate or political committee.

Except as provided in paragraphs (a) and (b), reports must ~~shall~~ be filed on the 10th day following the end of each calendar

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14 month from the time the campaign treasurer is appointed, except
15 that, if the 10th day following the end of a calendar month
16 occurs on a Saturday, Sunday, or legal holiday, the report must
17 ~~shall~~ be filed on the next following day that is not a Saturday,
18 Sunday, or legal holiday. Monthly reports must ~~shall~~ include all
19 contributions received and expenditures made during the calendar
20 month which have not otherwise been reported pursuant to this
21 section.

22 (a) A statewide candidate or a political committee
23 required to file reports with the division must file reports:

24 1. On the 60th day immediately preceding the primary
25 election, and each week thereafter, with the last weekly report
26 being filed on the 4th day immediately preceding the general
27 election.

28 2. On the 10th day immediately preceding the general
29 election, and each day thereafter, with the last daily report
30 being filed the 5th day immediately preceding the general
31 election.

32 (b) Any other candidate or a political committee required
33 to file reports with a filing officer other than the division
34 must file reports on the 60th day immediately preceding the
35 primary election, and biweekly on each Friday thereafter through
36 and including the 4th day immediately preceding the general
37 election, with additional reports due on the 25th and 11th days
38 before the primary election and the general election.

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39 (c) Following the last day of qualifying for office, any
40 unopposed candidate need only file a report within 90 days after
41 the date such candidate became unopposed. Such report shall
42 contain all previously unreported contributions and expenditures
43 as required by this section and shall reflect disposition of
44 funds as required by s. 106.141.

45 (d)1. When a special election is called to fill a vacancy
46 in office, all political committees making contributions or
47 expenditures to influence the results of such special election
48 or the preceding special primary election shall file campaign
49 treasurers' reports with the filing officer on the dates set by
50 the Department of State pursuant to s. 100.111.

51 2. When an election is called for an issue to appear on
52 the ballot at a time when no candidates are scheduled to appear
53 on the ballot, all political committees making contributions or
54 expenditures in support of or in opposition to such issue shall
55 file reports on the 18th and 4th days before such election.

56 (e) The filing officer shall provide each candidate with a
57 schedule designating the beginning and end of reporting periods
58 as well as the corresponding designated due dates.

59 (f) A county, a municipality, or any other local
60 governmental entity is expressly preempted from enacting or
61 adopting a reporting schedule that differs from the requirements
62 established in this subsection.

63 (8)

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64 (c) Any candidate or chair of a political committee may
65 appeal or dispute the fine, based upon, but not limited to,
66 unusual circumstances surrounding the failure to file on the
67 designated due date, and may request and shall be entitled to a
68 hearing before the Florida Elections Commission, which shall
69 have the authority to waive the fine in whole or in part. The
70 Florida Elections Commission must consider the mitigating and
71 aggravating circumstances contained in s. 106.265(3) ~~s.~~
72 ~~106.265(2)~~ when determining the amount of a fine, if any, to be
73 waived. Any such request shall be made within 20 days after
74 receipt of the notice of payment due. In such case, the
75 candidate or chair of the political committee shall, within the
76 20-day period, notify the filing officer in writing of his or
77 her intention to bring the matter before the commission.

78 Section 46. Paragraph (c) of subsection (7) of section
79 106.0702, Florida Statutes, is amended to read:

80 106.0702 Reporting; political party executive committee
81 candidates.-

82 (7)

83 (c) A reporting individual may appeal or dispute the fine,
84 based upon, but not limited to, unusual circumstances
85 surrounding the failure to file on the designated due date, and
86 may request and is entitled to a hearing before the Florida
87 Elections Commission, which has the authority to waive the fine
88 in whole or in part. The Florida Elections Commission must

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89 consider the mitigating and aggravating circumstances contained
90 in s. 106.265(3) ~~s. 106.265(2)~~ when determining the amount of a
91 fine, if any, to be waived. Any such request shall be made
92 within 20 days after receipt of the notice of payment due. In
93 such case, the reporting individual must, within 20 days after
94 receipt of the notice, notify the supervisor in writing of his
95 or her intention to bring the matter before the commission.

96 Section 47. Paragraph (c) of subsection (7) of section
97 106.0703, Florida Statutes, is amended to read:

98 106.0703 Electioneering communications organizations;
99 reporting requirements; certification and filing; penalties.-

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102

T I T L E A M E N D M E N T

103

Remove lines 303-311 and insert:

104

amending s. 106.07, F.S.; preempting local governments

105

from establishing reporting schedules that differ from

106

certain requirements; conforming a cross-reference;

107

amending s. 106.0702, F.S.; conforming a cross-

108

reference; amending s. 106.0703, F.S.; conforming a

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