

By Senator Avila

39-00607-25

2025528\_\_

1                   A bill to be entitled  
2       An act relating to political polls; creating s.  
3       106.146, F.S.; defining the term "political poll";  
4       requiring that political polls contain a specified  
5       phrase; specifying requirements for providing or  
6       including such phrase; providing criminal penalties;  
7       defining the term "person"; providing an effective  
8       date.

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

11  
12       Section 1. Section 106.146, Florida Statutes, is created to  
13   read:

14       106.146 Requirements for political polls.-

15       (1) As used in this section, the term "political poll"  
16   means a sampling or collection of responses to questions on a  
17   political subject which are taken from a selected or random  
18   group of persons or voters for the purpose of analysis.

19       (2) A political poll conducted within this state,  
20   regardless of whether such poll is conducted by telephone call,  
21   text message, or e-mail, must contain the phrase "Sponsored and  
22   paid for by," followed by the name of the persons or  
23   organizations sponsoring and paying for the political poll. If  
24   the political poll is conducted by:

25       (a) A telephone call, the phrase must be provided at the  
26   beginning of the call.

27       (b) A text message, the text message must include the  
28   phrase at the beginning of the text message.

29       (c) An e-mail, the e-mail must include the phrase in bold

39-00607-25

2025528\_\_

30 type with a font size of at least 12 points.

31 (3)(a) A person who willfully violates subsection (2)  
32 commits a misdemeanor of the first degree, punishable as  
33 provided in s. 775.082 or s. 775.083.

34 (b) For purposes of paragraph (a), the term "person"  
35 includes any individual or organization conducting a political  
36 poll; any candidate, any officer of any political committee,  
37 affiliated party committee, or political party executive  
38 committee; any officer, partner, attorney, or other  
39 representative of a corporation, partnership, or other business  
40 entity; and any agent or other person acting on behalf of any  
41 candidate, political committee, affiliated party committee,  
42 political party executive committee, or corporation,  
43 partnership, or other business entity.

44 Section 2. This act shall take effect July 1, 2025.