

1                                   A bill to be entitled  
 2           An act relating to campaign finance; amending s.  
 3           106.08, F.S.; prohibiting the Governor, the Lieutenant  
 4           Governor, or a member of the Cabinet from soliciting  
 5           or accepting contributions during a regular, extended,  
 6           or special legislative session; providing that a  
 7           member of the Legislature is bound by the rules of his  
 8           or her respective house; providing penalties;  
 9           providing an effective date.

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

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 13           Section 1. Subsections (7) through (10) of section 106.08,  
 14           Florida Statutes, are renumbered as subsections (8) through  
 15           (11), respectively, present subsections (7) and (8) are amended,  
 16           and a new subsection (7) is added to that section, to read:

17           106.08 Contributions; limitations on.—

18           (7) (a) The Governor, the Lieutenant Governor, or a member  
 19           of the Cabinet may contribute to his or her own campaign but may  
 20           not solicit or accept a contribution during the 60-day regular  
 21           legislative session or any extended or special session:

22           1. On his or her own behalf.

23           2. On behalf of a political party.

24           3. On behalf of any organization with respect to which his  
 25           or her solicitation is regulated under s. 106.0701.

26           4. On behalf of a candidate for the Legislature or a  
27 candidate for the office of Governor, Lieutenant Governor, or  
28 Cabinet member.

29           (b) A member of the Legislature is bound by the rules of  
30 his or her respective house in accordance with s. 4, Art. III of  
31 the State Constitution.

32           (8) (a) ~~(7) (a)~~ Any person who knowingly and willfully makes  
33 or accepts no more than one contribution in violation of  
34 subsection (1), ~~or~~ subsection (5), or subsection (7), or any  
35 person who knowingly and willfully fails or refuses to return  
36 any contribution as required in subsection (3), commits a  
37 misdemeanor of the first degree, punishable as provided in s.  
38 775.082 or s. 775.083. If any corporation, partnership, or other  
39 business entity or any political party, affiliated party  
40 committee, political committee, or electioneering communications  
41 organization is convicted of knowingly and willfully violating  
42 any provision punishable under this paragraph, it shall be fined  
43 not less than \$1,000 and not more than \$10,000. If it is a  
44 domestic entity, it may be ordered dissolved by a court of  
45 competent jurisdiction; if it is a foreign or nonresident  
46 business entity, its right to do business in this state may be  
47 forfeited. Any officer, partner, agent, attorney, or other  
48 representative of a corporation, partnership, or other business  
49 entity, or of a political party, affiliated party committee,  
50 political committee, electioneering communications organization,

51 or organization exempt from taxation under s. 527 or s.  
52 501(c)(4) of the Internal Revenue Code, who aids, abets,  
53 advises, or participates in a violation of any provision  
54 punishable under this paragraph commits a misdemeanor of the  
55 first degree, punishable as provided in s. 775.082 or s.  
56 775.083.

57 (b) Any person who knowingly and willfully makes or  
58 accepts two or more contributions in violation of subsection  
59 (1), ~~or~~ subsection (5), or subsection (7) commits a felony of  
60 the third degree, punishable as provided in s. 775.082, s.  
61 775.083, or s. 775.084. If any corporation, partnership, or  
62 other business entity or any political party, affiliated party  
63 committee, political committee, or electioneering communications  
64 organization is convicted of knowingly and willfully violating  
65 any provision punishable under this paragraph, it shall be fined  
66 not less than \$10,000 and not more than \$50,000. If it is a  
67 domestic entity, it may be ordered dissolved by a court of  
68 competent jurisdiction; if it is a foreign or nonresident  
69 business entity, its right to do business in this state may be  
70 forfeited. Any officer, partner, agent, attorney, or other  
71 representative of a corporation, partnership, or other business  
72 entity, or of a political committee, political party, affiliated  
73 party committee, or electioneering communications organization,  
74 or organization exempt from taxation under s. 527 or s.  
75 501(c)(4) of the Internal Revenue Code, who aids, abets,

76 | advises, or participates in a violation of any provision  
77 | punishable under this paragraph commits a felony of the third  
78 | degree, punishable as provided in s. 775.082, s. 775.083, or s.  
79 | 775.084.

80 |       (9)~~(8)~~ Except when otherwise provided in subsection  
81 | (8)~~(7)~~, any person who knowingly and willfully violates any  
82 | provision of this section shall, in addition to any other  
83 | penalty prescribed by this chapter, pay to the state a sum equal  
84 | to twice the amount contributed in violation of this chapter.  
85 | Each campaign treasurer shall pay all amounts contributed in  
86 | violation of this section to the state for deposit in the  
87 | General Revenue Fund.

88 |       Section 2. This act shall take effect upon becoming a law.