

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 penalties;
 7 providing an effective date.

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

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

15 106.08 Contributions; limitations on.—

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

20 (a) On his or her own behalf.

21 (b) On behalf of a political party.

22 (c) On behalf of any organization with respect to which
 23 his or her solicitation is regulated under s. 106.0701.

24 (d) On behalf of a candidate for the Legislature or a
 25 candidate for the office of Governor, Lieutenant Governor, or

26 Cabinet member.

27 (8) (a) ~~(7) (a)~~ Any person who knowingly and willfully makes
 28 or accepts no more than one contribution in violation of
 29 subsection (1), ~~or~~ subsection (5), or subsection (7), or any
 30 person who knowingly and willfully fails or refuses to return
 31 any contribution as required in subsection (3), commits a
 32 misdemeanor of the first degree, punishable as provided in s.
 33 775.082 or s. 775.083. If any corporation, partnership, or other
 34 business entity or any political party, affiliated party
 35 committee, political committee, or electioneering communications
 36 organization is convicted of knowingly and willfully violating
 37 any provision punishable under this paragraph, it shall be fined
 38 not less than \$1,000 and not more than \$10,000. If it is a
 39 domestic entity, it may be ordered dissolved by a court of
 40 competent jurisdiction; if it is a foreign or nonresident
 41 business entity, its right to do business in this state may be
 42 forfeited. Any officer, partner, agent, attorney, or other
 43 representative of a corporation, partnership, or other business
 44 entity, or of a political party, affiliated party committee,
 45 political committee, electioneering communications organization,
 46 or organization exempt from taxation under s. 527 or s.
 47 501(c) (4) of the Internal Revenue Code, who aids, abets,
 48 advises, or participates in a violation of any provision
 49 punishable under this paragraph commits a misdemeanor of the
 50 first degree, punishable as provided in s. 775.082 or s.

51 775.083.

52 (b) Any person who knowingly and willfully makes or
53 accepts two or more contributions in violation of subsection
54 (1), ~~or~~ subsection (5), or subsection (7) commits a felony of
55 the third degree, punishable as provided in s. 775.082, s.
56 775.083, or s. 775.084. If any corporation, partnership, or
57 other business entity or any political party, affiliated party
58 committee, political committee, or electioneering communications
59 organization is convicted of knowingly and willfully violating
60 any provision punishable under this paragraph, it shall be fined
61 not less than \$10,000 and not more than \$50,000. If it is a
62 domestic entity, it may be ordered dissolved by a court of
63 competent jurisdiction; if it is a foreign or nonresident
64 business entity, its right to do business in this state may be
65 forfeited. Any officer, partner, agent, attorney, or other
66 representative of a corporation, partnership, or other business
67 entity, or of a political committee, political party, affiliated
68 party committee, or electioneering communications organization,
69 or organization exempt from taxation under s. 527 or s.
70 501(c)(4) of the Internal Revenue Code, who aids, abets,
71 advises, or participates in a violation of any provision
72 punishable under this paragraph commits a felony of the third
73 degree, punishable as provided in s. 775.082, s. 775.083, or s.
74 775.084.

75 (9)~~(8)~~ Except when otherwise provided in subsection

76 | (8)~~(7)~~, any person who knowingly and willfully violates any
77 | provision of this section shall, in addition to any other
78 | penalty prescribed by this chapter, pay to the state a sum equal
79 | to twice the amount contributed in violation of this chapter.
80 | Each campaign treasurer shall pay all amounts contributed in
81 | violation of this section to the state for deposit in the
82 | General Revenue Fund.

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