

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.