

CHAPTER 106 DISCUSSION TOPICS

True or False:

- A. ____ Chapter 106 allows payment of meal expenses of candidate's spouse from campaign funds when traveling with the candidate in the course of the campaign.
- B. ____ The statute of limitations for violations of Chapter 106 is two years from the date that violation was discovered.
- C. ____ Chapter 106 regulates the amount of the deposit that utility companies may charge candidates and political committee when creating an account with the utility.
- D. ____ A candidate may not have more than one campaign account open at any one time.

1. Proposal: Statewide Electronic Filing System. (Located on Division's SOE website)
2. Political Party Clubs. How are they regulated?
3. Reporting of Multiple Uniform Contributions by political committees (s. 106.07(4)(b), FS). *See separate Handout.*
4. Campaign Reimbursements – s. 106.021(3)(b), FS. Original payment for which reimbursement is sought must be reported per s. 106.07(4), FS.
5. Cash Contributions –applicable only to cash and cashier's checks, not money orders or traveler checks (s. 106.09, FS). No more than \$50 per election.
6. New law: More frequent reporting dates and municipal election reporting dates.
7. Disclaimers on "political advertisements" (s. 106.011(15), FS). To be a political ad: (1) paid expression; (2) in communications media (s. 106.011(4), FS); and express advocacy.
8. Regulation of the content of political ads; regulation is only of the disclaimer, except: (1) "Re-elect" and "for" issues (s. 106.143(6), FS); (2) false statements about opponent (s. 104.271, FS); and (3) false representation of military service (s. 104.2715, FS).
9. Calculation of late fines – How to apply 25% rule (s. 106.07(8), FS). *See separate Handout.*
10. Electioneering Communications: Communication must involve candidates, not issues; not regulated if outside of 30/60 day window.
11. Telephone solicitation registered agent. Applies to the business conducting the paid telephone calls, not the organization that hires the business (s. 106.1475, FS).
12. Normally, failure to comply with Chapter 106 has no effect on ability of candidate to qualify. (Exception: appointment of campaign treasurer/designation of campaign depository; even then, the candidate's filing the DS-DE 9 at the same time the candidate pays the qualifying fee is not disqualifying.)

13. Candidate using campaign funds to donate to a charity. (s. 106.08(5), FS)

14. Political Party involvement in nonpartisan races. See DE 03-02.

15. Campaign finance reports by individuals seeking political party executive committee positions (s. 106.0702, FS). (See email from Gary Holland on June 28, 2013 at 8:13AM, subject: Persons Running for Political Party Committee Positions and Filing of DS-DE 9.) Also, these people are not limited in the amount of contributions that they can receive as they are not “candidates.” Nor do they file termination reports – the only report is the 4th day report before the primary election.

16. Comparison chart – ECO v. PC (See separate Handout)