

By Commissioner Sundberg

1 A proposal to create
2 ARTICLE VI, s. 7, Fla. Const.; prohibiting a
3 business entity or labor organization from
4 making any contribution for the purpose of
5 influencing an election held to fill a public
6 office in the state; prohibiting a candidate or
7 other person from knowingly accepting any such
8 unlawful contribution; prohibiting an officer
9 or director of a business entity or labor
10 organization from consenting to any such
11 unlawful contribution; providing that the
12 establishment of an independent committee does
13 not constitute an unlawful activity; specifying
14 that the provision of certain indirect support
15 services does not constitute an unlawful
16 activity.
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18 It is proposed by the Florida Constitution Revision Commission
19 that:
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21 Section 1. Section 7 is added to Article VI of the
22 Florida Constitution to read:
23 ARTICLE VI
24 SUFFRAGE AND ELECTIONS
25 SECTION 7. Campaign contributions from business
26 entities and labor organizations.--
27 (a) It is unlawful for:
28 (1) Any business entity or labor organization,
29 organized by authority of any law of Congress or any state, to
30 make a contribution for the purpose of influencing an election
31 to any elective public office in this state or for the purpose

1 of influencing any primary election, or political convention
2 or caucus, held to select a candidate for any elective public
3 office in this state.

4 (2) Any candidate or other person to knowingly accept
5 or receive any contribution prohibited by this section.

6 (3) Any officer or director of a business entity or
7 labor organization, organized by authority of any law of
8 Congress or any state, to consent to any contribution that is
9 prohibited by this section.

10 (b) This section does not prohibit an employee,
11 shareholder, or member of a business entity or labor
12 organization, organized under the authority of Congress or the
13 laws of any state, from establishing a committee that operates
14 free of any support from the business entity or labor
15 organization, subject to the limitations otherwise provided in
16 this section.

17 (c) This section does not prohibit a business entity
18 or labor organization, organized under the authority of
19 Congress or the laws of any state, from providing indirect
20 support for administrative or compliance purposes if such
21 indirect support is not provided to a political party or to a
22 candidate for elective public office in this state. Such
23 indirect support may not include fundraising or activities
24 related to fundraising.

25 (d) This section does not apply to any election held
26 to fill a federal office which is under the jurisdiction of
27 the Federal Election Campaign Act of 1971, as amended.
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