# 2020 Candidate Workshop

For Candidates Who File with the IRC Supervisor of Elections Office



IMPORTANT: Information in this presentation is subject to change upon passage of new legislation



# This Power Point Presentation is available via our website:

www.VoteIndianRiver.com

## 2020 Elections

Presidential Preference Primary Election: March 17, 2020 Book Closing: February 18, 2020

Primary Election: August 18, 2020

Book Closing: July 20, 2020

General Election: November 3, 2020

Book Closing: October 5, 2020

# PLEASE REVIEW YOUR HANDOUT: 2020 ELECTIONS DATES CALENDAR



# Becoming a Candidate

Becoming a candidate is a two-part process:

- ✓ Filing for office
- **√Qualifying for office**

# Becoming a Candidate

Two forms are required to become a candidate:

DS-DE 9: Appointment of Campaign Treasurer
 Designation of Campaign Depository for Candidates

DS-DE 84: Statement of Candidate

# FILING FOR OFFICE

# Filing Officer: SOE

The SOE is the filing officer

Exception: municipal candidates

# IRC Candidate Requirements

Prior to submitting the DS-DS 9 form, IRC candidates must be:

- Registered voter in IRC
- Legal resident of the district they are representing when assuming office

Exception: School board and write-in candidates must be legal residents of their district at qualifying

### DS-DE 9 Form:

Appointment of Campaign Treasurer Designation of Campaign Depository for Candidates

#### Candidates must:

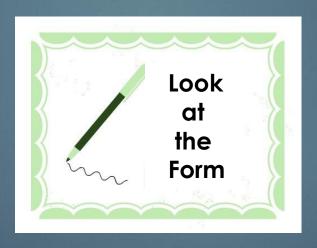
- Designate a primary campaign depository
- Appoint a treasurer and/or deputy treasurer(s)
- File with the SOE office prior to opening a bank account (Banks require a clocked-in copy of the form)

## Prior to Submission of DS-DE 9

#### DO NOT:

- Accept contributions
- Make expenditures
- Accept signed petitions

# PLEASE LOOK AT YOUR NEXT HANDOUT PAGE



# Who signs the DS-DE 9?

- Candidate
- Campaign Treasurer
- Deputy Treasurer(s)

(PLEASE	Y FOR CA 106.021(1), PRINT OR	CAMPAIGN INDIDATES F.S.)							
NOTE: This form must officer before opening t			alitying				(	OFFICE	USE ONL
CHECK APPROPRIATE     Initial Filing of Form				asurer/Deputy				D/F	
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				code)	nado po	at dillido box	or burde	at, only, c	sato, Ep
4. Telephone	5. E-mail	address							
6. Office sought (include	district, circ	cuit, group num	nber)		cable:	e for a non			, check if
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## Filling Out the DS-DE 9

- Form must be signed and dated by the candidate and treasurers (no more than 3 deputy treasurers)
- Depository must be a Florida authorized bank, savings
   & loan, or credit union
- May open a separate interest bearing account

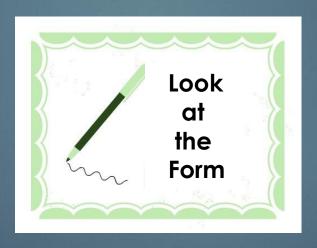
Candidates: Consider being a treasurer or deputy treasurer in order to sign campaign checks

# What if my treasurer resigns?

Resignation or removal of a treasurer and/or deputy treasurer:

- Must be in writing
- Not effective until filed with the SOE

# PLEASE LOOK AT YOUR NEXT HANDOUT PAGE



# DS-DE 84 Form

#### **Statement of Candidate**

#### OFFICE USE ONLY STATEMENT OF **CANDIDATE** (Section 106.023, F.S.) (Please print or type) candidate for the office of have been provided access to read and understand the requirements of Chapter 106, Florida Statutes. Signature of Candidate Each candidate must file a statement with the qualifying officer within 10 days after the Appointment of Campaign Treasurer and Designation of Campaign Depository is filed. Willful failure to file this form is a first degree misdemeanor and a civil violation of the Campaign Financing Act which may result in a fine of up to \$1,000, (ss. 106.19(1)(c), 106.265(1), Florida Statutes). DS-DE 84 (05/11)

## **DS-DE 84**

Candidate has access to, read and understands the requirements of Chapter 106, F.S. (campaign finance)

Must file within 10 days of filing the DS-DE 9

# QUALIFYING FOR OFFICE

# 3 Ways to Qualify as a Candidate

- Pay a qualifying fee
- Petition process
- Write-in candidate



# Qualifying Officer: SOE

The responsibilities of the SOE officer are ministerial in nature only. The SOE officer does not determine whether the contents of the documents are accurate, but will:

- Examine the face of qualifying papers
- Review documents to determine they are properly completed
- Accept documents if in proper order

## April Pre-Qualifying & Qualifying Weeks

### Offices that Qualify with the Florida Division of Elections:

- US Senator
- US Representative
- State Attorney
- Public Defender
- Judicial candidates (except County Court Judges)

#### Office that Qualifies with IRC SOE:

County Court Judges

Pre-qualifying: April 6 through April 17, 2020 Qualifying: Noon, April 20 through Noon, April 24, 2020

# June Pre-Qualifying & Qualifying Weeks

#### Offices that Qualify with the Florida Division of Elections:

- Statewide
- Multi-County candidates (Sebastian Inlet Taxing District)

#### Offices that Qualify with IRC SOE:

- Constitutional Officers
- County Commissioners
- School Board
- IRC Hospital District
- IRC Soil & Water Management
- IRC Mosquito Control

Pre-qualifying: May 26 through June 5, 2020

Qualifying: Noon, June 8 through Noon, June 12, 2020



# Law that may affect candidates

### Resign to Run

- **No person** may qualify as a candidate for more than one public office, if the terms or any part thereof run concurrently with each other
- No officer may qualify as a candidate for another if the terms or any part thereof run concurrently with each other without resigning from the office he or she presently holds

F.S. 99.012If questions, seek DOE opinion

# Political Party Candidates

#### Political party candidates may:

- Not have been a registered member of any other political party for 365 days before the beginning of qualifying preceding the general election for which the person seeks to qualify
- Run as a no-party affiliate without changing party affiliation

# Qualifying Fees

Qualifying fees are based on the salary of the office sought. As of July 1, 2019, the fees are:

- Partisan candidates: 6%
- Non-partisan candidates: 4%



Exception: Fee is \$25 for special district candidates

# Qualifying Fees

Office	<b>Annual Salary</b>	3% Filing Fee	1% Election Assessment	2 % Party Assessment	Total Qualifying Fee
Clerk of Court	\$129,783.00	\$3,893.49	\$1,297.83	\$2,595.66	\$7,786.98
County Commission	\$64,339.00	\$1,930.17	\$643.39	\$1,286.78	\$3,860.34
Property Appraiser	\$129,783.00	\$3,893.49	\$1,297.83	\$2,595.66	\$7,786.98
Sheriff	\$139,211.00	\$4,176.33	\$1,392.11	\$2,784.22	\$8,352.66
Supervisor of Elections	\$129,783.00	\$3,893.49	\$1,297.83	\$2,595.66	\$7,786.98
Tax Collector	\$129,783.00	\$3,893.49	\$1,297.83	\$2,595.66	\$7,786.98
School Board	\$35,607.00	\$1,068.21	\$356.07	\$0.00	\$1,424.28
Hospital District	\$0.00	\$0.00	\$0.00	\$0.00	\$25.00
Soil and Water	\$0.00	\$0.00	\$0.00	\$0.00	\$25.00
Mosquito Control	\$4,800.00	\$0.00	\$0.00	\$0.00	\$25.00

# How do I pay fees?

Campaign check signed by the campaign treasurer or deputy treasurer

Candidates may sign the check if they are a treasurer or deputy treasurer



Not acceptable: Cashiers check, personal check or money order

**Exception:** Personal check is OK for special district candidates

## Returned fees

Fees are returned if the candidate:

- Withdraws prior to the last date to qualify
- Deceases prior to the last date to qualify, then the candidate's beneficiary is entitled to the fee
- Fails to qualify

## **Petition Process**

Sign

**Petition!** 

- No qualifying fee
- 1,134 valid petitions
   (Based on 1% of active voters in the 2018 general election)
- Submit petitions to:
   Local candidates: IRC SOE office

## Petition Verification Fees

- Fee is .10¢ per petition
- Fee can be paid by:
  - √ Campaign check
  - ✓ Petty cash
  - ✓ Third party, reimbursed by campaign
- Candidate is responsible for providing an accurate count
- Payment is required when submitting petitions
- All petitions submitted to SOE are verified

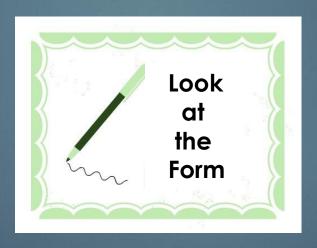
## **Petition Due Date**

Deadlines for submitting petitions for verification:

- April qualifying: Noon, March 23, 2020
- ✓ June qualifying: Noon, May 11, 2020



# PLEASE LOOK AT YOUR NEXT HANDOUT PAGE



## **Petitions:**

Form DS-DE 104

#### Petitions must contain:

- Name of candidate
- Party designation
- Office, including district, circuit, group or seat number, if applicable



# Petition Requirements

Valid petitions must be signed by registered voters and include:

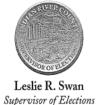
- ✓ Name
- ✓ Date of birth or voter registration number
- Address, including city and county
- ✓ Signature and date signed

# **DS-DE 104**

CANDIDATE PETITION  Notes: - All information on this form becomes a public record upon receipt by the Superviso  - It is a crime to knowingly sign more than one petition for a candidate. [Section 104  - If all requested information on this form is not completed, the form will not be valid	.185, Florida Statutes1
I,	the undersigned, a registered voter
(print name as it appears on your voter information card)	Market Market
in said state and county, petition to have the name of	
placed on the Primary/General Election Ballot as a: [check/complete box, as applicable]	
Nonpartisan No party affiliation	Party candidate for the office of
(insert title of office and include district, circuit, group, seat number	if applieable)
Date of Birth or Voter Registration Number (MM/DD/YY)	
County State Indian River	Zip Code
Signature of Voter	Date Signed (MM/DD/YY) [to be completed by Voter]
Rule 1S-2.045, F.A.C.	DS-DE 104 (Eff. 09/11)

Be sure to verify the date of birth for accuracy

#### **Certificate of Petition Qualifying**



Indian River County

#### PETITION CERTIFICATION FOR PETITION PROCESS OF QUALIFYING

STATE OF FLORIDA COUNTY OF INDIAN RIVER
DATE:
I, Leslie Swan, Supervisor of Elections of Indian River County, Florida, do hereby certify that
, Candidate for Indian River County, submitted
petition signatures.
I further certify that of those signatures were qualified electors in Indian River County.
Leslie Rossway Swan

Supervisor of Elections

## Issued when 1,134 valid petitions are verified

## Oath of Undue Burden: DS-DE 19A

Candidate must file "Oath of Undue Burden"

No charge for verification of signatures



#### Write-In Candidate

- Not required to pay a qualifying fee or submit petitions
- Must comply with finance laws
- Must reside in the district at qualifying
- Qualify for general election ballot only
- Name will not appear on ballot

## Qualifying Forms

- Candidate oath (SOE will provide correct oath)
- Name on oath is name printed on the ballot
- Party affiliation
- Properly notarized



### Nickname on Candidate Oath

- First name, shortened version of first name or nickname:
  - ✓ Rob" instead of "Robert" is OK
  - ✓ Robert "Rob" Smith is OK
  - ✓ Robert "Buzz" Smith is OK
- May not use descriptive information, such as esquire, doctor, reverend, etc.

## Financial Disclosure Forms:

Form 1 and Form 6

- SOE will provide proper form
- Form 1 requires less information
- Form 6 requires detailed information

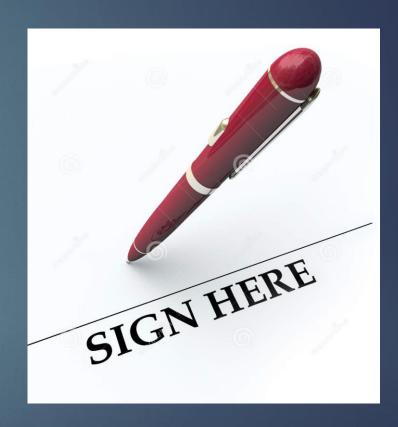


## Why Financial Disclosure Forms?

- Only a snap shot of "financial situation" to disclose certain assets and sources of income
- Not the same as a "financial statement"
- Monitors potential conflicts of interest
- Deters activity that may result in conflict of interest

## More Qualifying Forms

- Public test notification
- Poll watcher information
- Political signage information
- Candidate handbook
- Canvassing board dates



## Qualifying ends and the fun begins

- Qualifying ends June 12, 2020 at noon
- Qualifying for judicial candidates ends
   April 24, 2020 at noon



No corrections can be made to qualifying papers after the close of qualifying

## CAMPAIGN FINANCE RULES

## Campaign Treasurer

- Campaign treasurer should have some basic bookkeeping and computer skills
- It is imperative that the campaign treasurer reviews every bank statement when it is received
- Maintain accurate record keeping

### Treasurer's Duties

**Keep Detailed Accounts** 

- Deposit funds within 5 business days
- Bank slip must include the name of each contributor
- Preserve accounts (term of office = years preserved)



#### Record all Transactions

All transactions must be recorded in the campaign finance report:

- Contributions
- Expenditures
- Bank fees
- Other fees, such as Pay Pal service fees



#### Be Aware

Campaign reports must be filed on time by the treasurer or deputy treasurer

#### Fined for:

Not filing a report

Fines must be paid from candidate's personal funds

Campaign accounts can be inspected before, during or after an election by a DOE or FEC representative.

## When are reports due?

- Reports\* are due on the 10<sup>th</sup> day following the end of each calendar month after filing for office
- Frequency of reports increases after the qualifying period



\*Statewide candidates should check with the DOE for reporting dates

## Fines are Hefty for Late Reports

First 3 days: \$50 per day

After first 3 days: \$500 per day

Reports immediately preceding primary and general elections: \$500 per day



Fines cannot exceed 25% of total receipts or expenditures, whichever is greater.

Fines must be paid within 20 days of notice of payment due.

# No contributions or expenditures in reporting period?

Required to file a "Waiver Report"

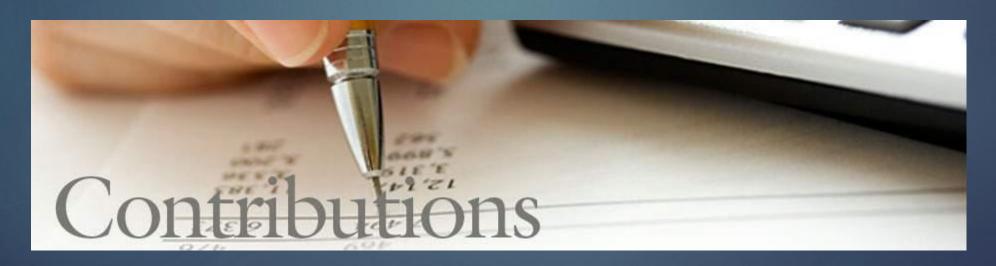
## Incomplete Reports

- All reports are accepted on a conditional basis
- We will notify you if a report is incomplete
- Addendum is due within 7 days
- Addendum must include updated information to complete the report

## CAMPAIGN FINANCE: CONTRIBUTIONS

### What is considered a contribution?

A gift, subscription, conveyance, deposit, loan, payment or distribution of money or anything of value, including contributions in-kind, made for the purpose of influencing the results of an election



## Contribution exceptions

#### **Exceptions include:**

- ✓ Services by volunteers (no compensation)
- ✓ Editorial endorsements

All contributions must be reported, regardless of whether it's .50¢ or \$1,000

## Reporting Contributions

Reporting for each contribution, must list:

- Full name
- Address
- Specific occupation (individual), if contribution is more than \$100
- Principal type of business (corporation), if contribution is more than \$100
- Amount
- Date

Be sure to report any transfer of funds or loans

### Contribution limits for candidates

- \$1,000 for the following candidates:
  - ✓ Countywide Office
  - ✓ County Court Judge
  - ✓ Special District
  - ✓ City or Town Council

## When to Stop Accepting Contributions

Candidates may not accept contributions after he or she:

- Withdraws his or her candidacy
- Is defeated
- Becomes unopposed
- Is elected

## Contribution Limit Exceptions

Exception: Contribution limits do not apply to contributions by a candidate to his or her own campaign

#### REMEMBER!

# The primary and general elections are separate elections

## Debit and Credit Card Contributions

A candidate may accept contributions via:

- Credit card
- Debit card
- Money order



Categorized as a "check" for reporting purposes

### Cash Contributions

A cash contribution may not exceed \$50 per election



Note: Money orders and traveler's checks are not considered "cash"

#### In-Kind Contributions

Anything of value made for the purpose of influencing the results of an election

Candidates may give unlimited in-kind donations to their own campaign

#### In-kind contributions:

- Must be reported using a fair market value
- Are subject to contribution limits

## **Exceptions to In-kind Contributions**

- Personal services provided without compensation by volunteers
- Independent expenditures, as defined in Section 106.011(5)F.S.
- Endorsements of three or more candidates by political committees or parties

## **Anonymous Contributions**

- Must be reported as an anonymous contribution
- A letter should be submitted to the filing officer explaining the circumstances surrounding acceptance of an anonymous contribution
- Candidate cannot spend the anonymous contribution, but at the end of the campaign, can donate funds to the appropriate entity under 106.141 F.S.

#### Joint Accounts

When a candidate receives a contribution in the form of a check drawn on a joint account, the person signing the check is considered the contributor

Note: Only the person, not the couple, who signs the check should be reported in the itemized contributions section of the campaign treasurer's report.

#### **Fundraisers**

- All monies and contributions received from campaign fundraisers are campaign contributions
- Subject to contribution limits



#### **Unauthorized Contributions**

Any contribution received on the day of the election or less than five days before the day of the election must be returned to the contributor and may not be used or expended by or on behalf of the candidate

#### Form DS-DE 2:

**Returning Contributions** 

If the contribution has been deposited into the campaign account:

- Report the contribution returned on Form DS-DE 2
- Write a check from the campaign account to the contributor for the amount of the contribution

CONTRIBUTIONS RETURNED	
ACC 100 000000 000000 0000	
(Section 106.07(4)(b), F.S.) (PLEASE TYPE)	
(FEEASE TIPE)	
	OFFICE USE ONLY
his report applies only to contributions received be the contributor before being deposited in the car	y any candidate, committee, or organization but returned mpaign account.
Candidate	Committee or Organization
ull Name:	
ull Address:	
Full Name and Address of Contributor:	Full Name and Address of Contributor:
CONTROL OF THE CONTRO	
·	
Amount of Contribution: \$	Amount of Contribution: \$
Date Received:	
Date Returned:	Date Returned:
Full Name and Address of Contributor:	Full Name and Address of Contributor:
Amount of Contribution: \$	Amount of Contribution: \$
Date Received:	Date Received:
Date Returned:	Date Returned:
I CERTIFY THAT I HAVE EXAMINED THIS RE	PORT AND IT IS TRUE, CORRECT AND COMPLETE.
Type or Print Name of C	andidate, Treasurer or Chairman

## Returning Contributions

- Report returned contributions
- Use the itemized contribution report to record the contribution type as "refund"
- Returned contributions are reported as a negative

# Changing Designated Office

Candidates who change the designated office for which they are a candidate must:

- Submit a new Form DS-DE 9 and a written statement to the SOE filing officer
- Notify all contributors in writing of intent to seek a different office

# Changing Designated Office

- Offer to return pro rata and, upon request, return the contribution within 30 days of the notification
- Use the contribution if the donor does not request the contribution be returned within the 30-day period

Note: The amount of the prior contribution for the former office counts toward the contribution limit for the new office

# Form DS-DE 86:

Request for Return of Contribution

If a contributor would like a refund, use the DS-DE 86 form to request the return of the contribution

REQUEST FOR RETURN OF CONTRIBUTION (Section 106.021, F.S.) (PLEASE TYPE)				
	est that the pro rata share			
campaign of	f	as a		
candidate for	the office of			
	o me pursuant to Section 106.02	1(1)(a), Florida Statutes.		
X				
	Signature	1(1)(a), Florida Statutes.  Date		
	Signature			

DS-DE 86 (Rev. 09/95)

### Loans

Loans are considered contributions and are subject to contribution limitations

Exception: Loans made by a candidate to his or her own campaign are not subject to contribution limits

- A candidate making a loan to his or her campaign may be reimbursed for the loan at any time the campaign account has sufficient funds
- Loans must be reported on the campaign treasurer's report

### Form DS-DE 73:

Campaign Loans Report

All personal loans exceeding \$500 in value, made in the 12 months preceding a candidate's election to office, must file the DS-DE 73 form

Any person who makes a contribution to pay all or part of a loan incurred in the 12 months preceding the election, to be used for the campaign, may not contribute more than the amount allowed by law

CAMPAIGN LOANS REPORT (Section 108.075, F.S.)	OFFICE USE ONLY			
(PLEASE TYPE)				
This report applies to all candidates ELECT exceeding \$500 in value, which were accepurposes within the 12 months preceding to must be reported to the filing officer within 1 election to office.	ted and used for campaign			
Full Name of Newly Elected Official				
Office				
	CAMPAICN LOAN	P DEDORT ITEMIZED		
Mailing Address	CAMPAIGN LOANS	S REPORT ITEMIZED		
City	Page of (PLEASE TYPE)			
	FULL NAME AND ADDRESS OF LENDER:	FULL NAME AND ADDRESS OF LENDER:		
	Total Williams Todal Coo of Echbert.	TOLE TO ME AND ADDRESS OF ELABER.		
I CERTIFY THAT I HAVE EXAMINE				
AND IT IS TRUE, CORRECT AN				
	OCCUPATION:	OCCUPATION:		
Type or Print Name of Newly Ele	AMOUNT OF LOAN:	AMOUNT OF LOAN:		
X	DATE RECEIVED:	DATE RECEIVED:		
Signature	FULL NAME AND ADDRESS OF LENDER:	FULL NAME AND ADDRESS OF LENDER:		
DS-DE 73 (Rev. 08/03)				
D3-DE 73 (Rev. 00/03)				
	OCCUPATION:	OCCUPATION:		
	AMOUNT OF LOAN:	AMOUNT OF LOAN:		
	DATE RECEIVED:	DATE RECEIVED:		
	FULL NAME AND ADDRESS OF LENDER:	FULL NAME AND ADDRESS OF LENDER:		
	TOLETH WILL THIS TOUR LOOK OF LETISLITY.	TOLE NAME AND ADDRESS OF ELECTRIC		
Harris III				
	OCCUPATION:	OCCUPATION:		
	AMOUNT OF LOAN:	AMOUNT OF LOAN:		
	DATE RECEIVED:	DATE RECEIVED:		

# CAMPAIGN FINANCE: EXPENDITURES

# Campaign Finance: Expenditures

An expenditure is a purchase, payment, distribution, loan, advance or transfer of funds for the purpose of influencing the results of an election

# Campaign Expenditures

#### A candidate must:

- Pay all campaign expenditures with a campaign check (except petty cash)
- Pay all expenses upon final delivery and acceptance of goods and services
- Pay for public utilities when bill is received (utility companies must charge a deposit to meet all anticipated charges during a billing period)

# Campaign Account

### Campaign accounts must contain:

- Name of the candidate or committee within it
- Name of bank
- Account number



# Campaign Checks

Checks must contain as a minimum the following information:

- Exact amount of expenditure
- Signature of campaign treasurer/deputy treasurer, who is responsible for accuracy of all checks
- Exact purpose of expenditure
- Name of the payee

Name of the campaign account of the candidate or political committee

November 16, 2019

Pay To The Order of

A-1 Sign Company \$ 150.00

One Hundred and Fifty and 00/100\_\_\_\_\_\_ Dollars

Hometown Bank

Hometown, FL 01234

FOR Sign Materials

Signature of Campaign Treasurer

Information may be typed or hand printed on starter checks provided by the bank until printed checks arrive

### Debit cards

Debit cards may be used for campaign expenditures:

- Must be from the same bank as the designated primary depository
- Must be issued in the name of the treasurer, deputy treasurer or authorized user
- Must contain the name of the candidate
- No more than three debit cards shall be issued
- Cannot receive cash back

# **Debit Card Receipts**

### All debit card receipts must contain:

- Last four digits of the debit card number
- Exact amount of the expenditure
- Name of payees
- Signature of authorized user (treasurer, etc.)
- Exact purpose of expenditure
- If not included on the receipt, information may be handwritten



### **Credit Cards**

Candidates who qualify with the IRC Supervisor of Elections may not obtain a campaign credit card



# Expenditures

IMPORTANT: No candidate, campaign manager, treasurer or deputy treasurer shall authorize any expenses, unless there are:

- Sufficient funds on deposit in the primary depository account to pay the full amount of the expenditure
- Sufficient funds to honor all other checks drawn on the account
- Sufficient funds for authorized expenses that have not been paid

# Reporting Expenditures

### Each report must contain:

- Full name
- Address
- Amount
- Date
- Purpose of expenditure
- Total amount withdrawn from total spent from petty cash
- Total sum of expenditures during the reporting period

### Reimbursements

- A candidate or other individual may be reimbursed for expenses by a check drawn on the campaign account
- All reimbursement must be reported

# Reimbursing Expenses

Example: Candidate Smith paid for printing of campaign signs with his own money

This type of reimbursement will require two entries:

**Entry #1: Itemized expenditures** 

A check to reimburse Mr. Smith for the cost for printing campaign signs would be recorded as a reimbursement

# Entering Expenditures For Reimbursement

(1) NameLes1	11/1/2019	11/30/2019	(2) I.D. Numbe		398
(3) Cover Perio	d/through		(4) Page1	of	1
(5) Date	(7) Full Name	(8) Purpose	(9)	(10)	(11)
(6) Sequence Number	(Last, Suffix, First, Middle Street Address & City, State, Zip Code	(add office sought if contribution to a candidate)	Expenditure Type	Amendment	Amount
11/12/2019	Swan, Leslie 1234 Beachland Boulevard Vero Beach, FL 32963	postcards & postage	RM		\$3,101.00

# Reimbursing Expenses

**Entry #2: Distributions** 

This entry designates the individual who paid for the campaign signs

Note: The distribution line item only explains the reason for the purchase and does not add to your report totals

# Entering Distribution Corresponds to Reimbursement

#### CAMPAIGN TREASURER'S REPORT - ITEMIZED DISTRIBUTIONS

d thro	ough11/30/2019	(4) Page	1 0	of 1
(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9)  Related  Expenditures	(10)	(11)
All Service Graphics, Inc., 1020 West Eau Gallie Blvd. Melbourne, FL 32935	postcards & postage	2019-M11-1		\$3,101.00

### **Fundraisers**

All expenses incurred from a campaign fundraiser are campaign expenditures



# **Living Expenses**

A candidate and/or spouse of a candidate may not use campaign funds to defray normal living expenses

Only expenses incurred during the campaign for transportation, meals, and lodging may be reimbursed



# Petty Cash Funds

- Campaign treasurer may provide a petty cash fund
- Campaign treasurer must write a check drawn on the primary campaign account for petty cash
- Petty cash may only be used for office supplies, transportation expenses, and other necessities

# Petty Cash Limits

### A candidate must:

- Spend petty cash only in amounts less than \$100
- Report total amount withdrawn or spent from petty cash per report period
- Keep complete records of petty cash



# Reporting Petty Cash Expenditures

- Each expenditure does not have to be reported individually
- Do not mix cash contributions with petty cash
- Do not use petty cash for the purchase of time,
   space or services from any communications media

# Petty Cash Maximums

From the date a candidate appoints his or her campaign treasurer, until the last day of qualifying for the office:

Petty cash maximum is \$500 per calendar quarter

After qualifying is over and until the election:

Petty cash maximum is \$100 per week for local candidates

### Using Campaign Funds After Election

Campaign funds may be used after election night as long as the candidate obligates the funds before election night

Otherwise, the candidate would have to use his or her own funds (for example, to hold a victory party)

# Disposing Surplus Funds

Any candidate required to dispose of funds may, before such disposition, be reimbursed by the campaign, in full or in part, for any reported:

- Contributions to the campaign by the candidate
- Loans to the campaign by the candidate

# **Expending Surplus Funds**

Once a candidate withdraws, becomes unopposed, is eliminated or elected to office, he or she may only expend funds from the campaign account by:

- Purchasing "thank you" advertising for up to 75 days after candidate withdraws, becomes unopposed, eliminated or elected to office
- Paying for items that were obligated before candidate withdrew, became unopposed, was eliminated, or elected to office

# **Expending Surplus Funds**

### **Expend surplus funds by:**

- Paying for expenditures necessary to close down the campaign office and prepare final campaign reports
- Giving funds to the county executive committee of a political party per 106.141F.S.

# Surplus Funds and Termination Reports

Within 90 days of withdrawing as a candidate, becoming unopposed, elected or eliminated:

- A termination report must be filed
- Funds must be dispersed
- Account must be closed



# Dispersing Funds

The most common ways for funds to be dispersed is:

- Return pro rata to each contributor the funds that have not been spent or obligated
- Donate the excess funds to a 501(c)(3) charity or organization

Note: F.S. 106.141 outlines other means to disperse surplus campaign funds

### **Refund Checks**

If a refund check is received after all surplus funds have been disposed of:

- The check may be endorsed by the candidate and the refund disposed of pursuant to Section 106.141 F.S.
- An amended termination report must be filed with the filing officer

# Affidavit of Undue Burden Reimbursement

If a candidate filed an Affidavit of Undue Burden (unable to pay the fee for petition verification), he or she must reimburse any waived petition verification fees to the state or local government

# CANDIDATE FINANCE REPORTING

# Filing Campaign Reports

- Start by keeping your bank statements current and balanced
- Keep current with your campaign contributions and expenditures in the campaign reporting module

Do not forget to list any bank charges or other expenses on your campaign finance reports that are automatically deducted from your account

### Filing Candidate Reports Online

- Reports must be submitted via VoteIndianRiver.com, the SOE website
- When the data entry is complete, the report is submitted using electronic signature(s)
- Reports will be released on the SOE website when they are accepted by the SOE officer

### Filing Candidate Reports Online

When you file for office, you will be provided with:

- Candidate ID number
- Candidate password
- Candidate PIN (for electronic signature)
- Treasurer PIN (for electronic signature)
- "How to File Financial Reports" Manual

#### Filing Reports

- Go to SOE website: VoteIndianRiver.com
- In the candidate section, click on candidate login

#### HOME

MEET YOUR SUPERVISOR

#### **CANDIDATES**

Offices Up For Election

Becoming a Candidate

Candidate Forms

Candidate Login

Candidate Publications

City Clerks

**Data Request Form** 

Handbook (State)

Profiles and Financials

**Search Financial Reports** 

State Candidates & Financials

Vote-by-Mail Data Request

**Workshop Presentation** 

#### Candidate/Committee Log In

Don't forget that the report IS NOT LEGALLY FILED until the electronically filed and electronically signed report is received by the elections office. This <u>must</u> be done on or before the due date of the report. If the report is delinquent, you are subject to a fine.

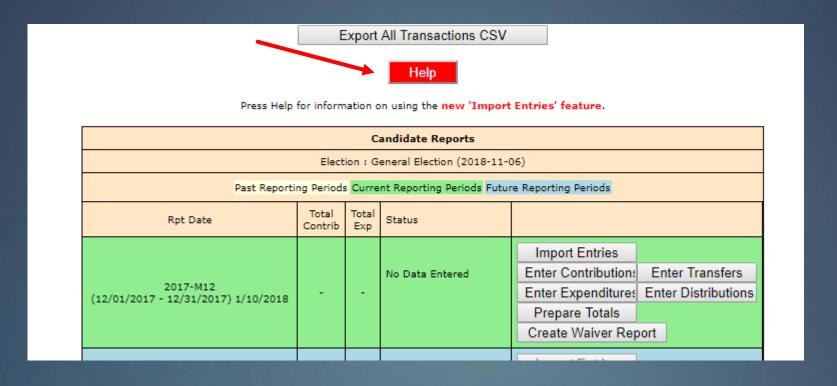
Once the report is electronically received by the elections office, the elections office will publish the data entered by you on the web site.

Using the system is very easy and there is no cost to you.

Use the Candidate ID, Candidate Password, Candidate/Treasurer signature PIN number provided by the Supervisor of Elections office to log in to the Financial Reporting System.

Numeric ID (no leading zeros)	Password		Login
		_	

# Entering contributions and expenditures



- Choose the reporting period
- Enter contributions, expenditures, distributions, etc.

NOTE: The RED Help button is a step-by-step tutorial for "How to File Finance Reports Online"

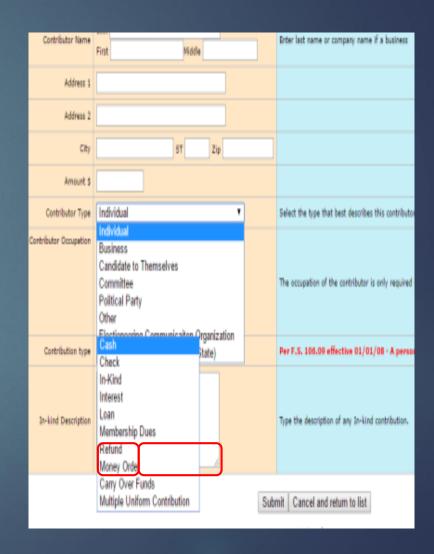
# **Entering Contributions**

Date	12 🔻 / 15 🔻 / 2017 🔻	Date of item (mm/dd/yyyy)
Contributor Name	First Middle	Enter last name or company name if a business
Address 1		
Address 2		
City	ST Zip	
Amount \$		
Contributor Type	Individual ▼	Select the type that best describes this contributor
Contributor Occupation		The occupation of the contributor is only required <b>if the amount is over \$100</b>
Contribution type	Cash ▼	Per F.S. 106.09 effective 01/01/08 - A person may not make or accept a cash contribution in excess of \$50.
In-kind Description		Type the description of any In-kind contribution.

#### **Submitting Entries**

Click "submit" after each entry

When finished with all entries for your session, select "cancel and return to list"



# **Entering Expenditures**

Date	12 ▼ / 15 ▼ / 2017 ▼	Date of item (mm/dd/yyyy)
Vendor Name	Last First Middle	Enter last name or company name if a business
Address 1		
Address 2		
City	ST Zip	
Amount \$		
Purpose		Type the purpose of the expenditure.
Expenditure type	Monetary ▼	Please refer to the <u>Campaign Treasurer Handbook</u> for the state of Florida to ensure you are using the correct transaction type.

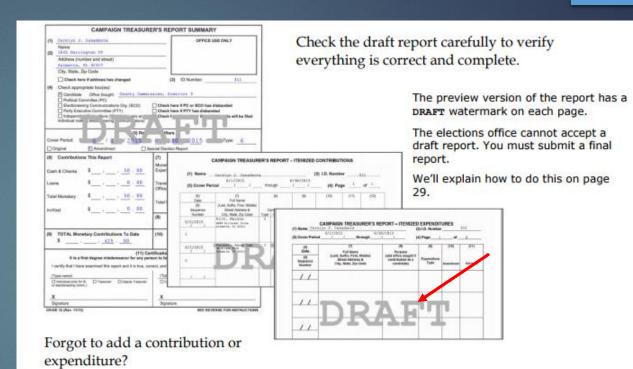
# Finalizing the report

When done entering all information for the reporting period, select "prepare totals"



# Previewing the Report

A "draft" allows you to preview the report



On the Report List, notice that the Prepare Totals button is now labeled Preview.



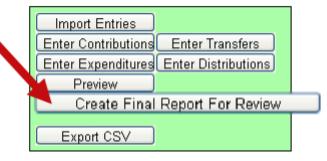
That's OK: You can continue to

add them after doing the

preview.

#### To finalize the report:

Click



to bring up instructions:

#### Create Final Report For Review

Candidate : Carolyn J. Casadonte (312) Office : County Commission, District 3 Report Period 06/01/2015-06/30/2015 Due Date 7/10/2015

Contributions \$425.00 Expenditures \$500.00

Transfers \$0.00 Distributions \$0.00

By submitting this campaign finance report that the same is considered to be certified as to correctness within the meaning of Section 106.07(5) Florida Statutes, by the candidate and the candidates treasurer, in the case of a candidate, or the political committee's chair and treasurer, in the case of a political committee or county executive committee, and that such persons are subject to the previsions of Section 106.07(5) Florida Statutes.

**PLEASE NOTE: This report is NOT** filed until it is electronically signed by the Candidate/Committee and Treasurer using their respective electronic PIN.

Create Final Report For Review Cancel

### Electronic Signature

Your PIN is your electronic signature

To submit the report, assign both PINs as described below. Reporting Period: 6 (6/1/2015 - 6/30/2015) **Electronic Signature PINs** To signary your approval of this report, easer your PIN in the appropriate field and click Assign. PIN. Once both PINs have been assigned, the report will be submitted to the Supervisor of If both parties are present, both PINs can be assigned now. Or you can assign your PIN now and the other party can enter theirs later during their own session. If you do not want to awayn a PIN at this time, click Later. If the report useds modification, click Undo Final Report. This will unlock the report to you can. make the necessary changes and recreate a new final report for PIN assignment and submission. Candidate Communities

As required in F.S. 106 0705(4), I, as

Electronic Signature
and Laws enumered this report and it is true. correct, and complete. An required in F.S. 106.0705(4), I, so compagn beautier for this Treasurer Electronic Conductor consumbles certify that I have enumined this report and it is true, correct, and Click Assign PIN to songn the PIN you entered above to the report. When both PIN's have been entered in the above fields, clicking Assign PIN Assign PIN subunts the report to the Supervisor of Elections. Click Later if you want to come back later to session a PIN. The report is now locked and Later. cannot be modified Chrir Undo Final Report to remove all PDVs and unlock the report. This will allow you to make modifications to the report. CAMPAIGN TREASURER'S REPORT SUMMARY (f) Caralyn J. Casalmore OFFICE USE ONLY 110081191 (2) 1645 Sarrington Cf Substituted and Address (number and sinset) 674/2005 16:25:26 (seatern) State. Zo Code

This report has not yet been submitted to the Supervisor of Elections.

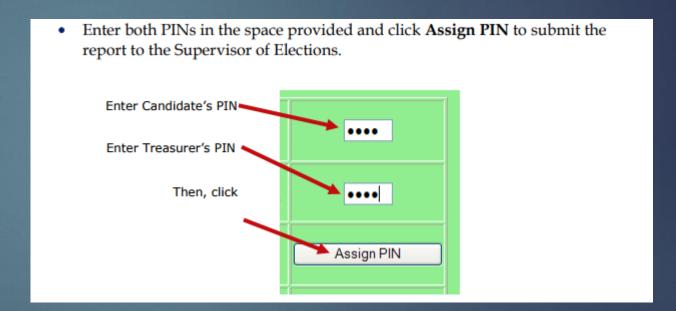
...followed by an online view of the report.

### Electronic signature

#### You must enter:

- Candidate's PIN
- Treasurer's PIN

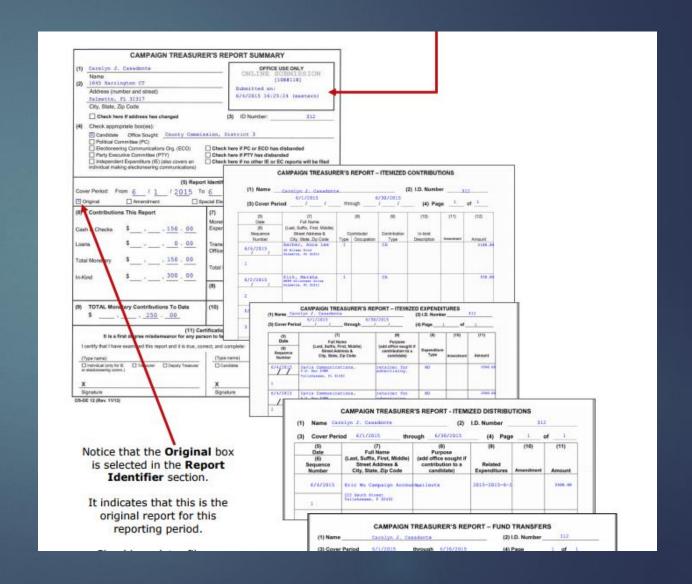
Always select "Assign PIN"



# Creating a Final Report

The final report appears and "draft" is gone

Notice the submitted date and time



#### Report Received

Notice that the report has been received on the reports page

Upon SOE approval, the report will be released on the SOE website

# When will my report appear on the elections website?

That depends on your county's procedures. Most counties reserve the right to review reports before releasing them to the public. Typically, when the report status changes to **Received**, the report is available on the website, but this can vary, so check with your county to find out what you can expect.



### Modifying a report

You can always change a report by filing an amended report for a current or a past reporting period

# POLITICAL ADVERTISING

#### Political Advertising

A political advertisement is a paid expression in a communications media prescribed in Section 106.011(15) F.S., which expressly advocates the election or defeat of a candidate or the approval or rejection of an issue

Political advertisements include radio, TV, newspaper, campaign literature, mail or messages other than the spoken word in direct conversation

#### **Advertising Disclaimers**

Advertising disclaimers are required for political ads that are paid for by a candidate and published or circulated

Disclaimers must be verbatim per Section 106.143 F.S.



Reminder: All candidates receive a copy of the Florida Election Code when filing

### Political Ads Paid for by Candidate

If published, displayed or circulated before or on election day, political advertisements must state:

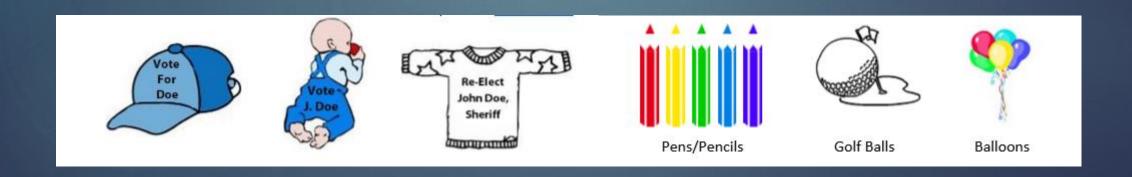
- "Political advertisement paid for and approved by name of candidate, party affiliation, for office sought," or
- "Paid for by name of candidate, party affiliation, for office sought"

Section 106.143(1)(a)(1), F.S

### Disclaimer Exceptions

There are many exceptions to disclaimer requirements in advertising under Section 106.143 F.S., such as:

- Items designed to be worn by a person
- Novelty items having a retail value of \$10 or less which support, but do not oppose, a candidate



#### Disclaimer Exceptions

Any candidate running for an office with a district, group or seat number does not have to indicate the district, group or seat number in a political advertisement

Refer to 106.143 (1-10) F.S. for all disclaimer requirements

#### **Definitions**

Incumbent: Candidate who is currently holding office

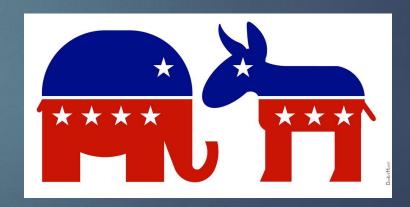
Non Incumbent: Candidate who is running for an office and does not currently hold the position

Partisan candidate: Candidate who can campaign and qualify for office with a political party affiliation

Non Partisan candidate: Candidate who is prohibited from campaigning and qualifying for office with a political party affiliation

### Running for a Partisan Office?

In political advertisements, candidates must state the name of the political party for which they seek



Section 106.143(3) F.S.

#### Incumbent Candidates

 The word "re-elect" in an advertisement may only be used for an incumbent candidate

Example: Re-elect Jane Doe for ...

Section 106.143(6)F.S.

#### **RE-ELECT**

JANE DOE
For County Commissioner
District 1

Political advertisement paid for and approved by Jane Doe, Democrat, for County Commissioner District 1

#### Non-incumbent Candidates

 Non-incumbent candidates must use the word "for" in advertisements so that incumbency is not implied

Example: Elect John Doe for ...

Section 106.143(6)F.S.

ELECT JOHN DOE Sheriff

Paid by John Doe, Republican, for Sheriff

#### **No-Party Candidates**

 Candidates for a partisan office running with no party affiliation must state that the candidate has no party affiliation

Example: Susan Smith, no party affiliation, for...

Section 106.143(3) F.S

ELECT
Susan Smith
For Tax Collector

Political advertisement paid for and approved by Susan Smith, No Party Affiliation, for Tax Collector

#### Write-in Candidates

 Write-in candidates must state "write-in candidate" in advertisements

Example: Mike Lester, write-in candidate for...

Section 106.143(1) F.S

ELECT
Jane Doe
For Property Appraiser

Political advertisement paid for and approved by Mike Lester, write-in candidate, for Property Appraiser

#### **Fundraisers**

Any tickets or advertising for campaign fundraisers must comply with the disclaimer requirements in Section 106.143 F.S.

#### Political Advertisement Endorsements

An ad placed by an organization in support of a candidate must be approved by the candidate

Since the organization paid for the ad, it is considered an in-kind donation to the candidate, and must:

- State who supported and paid for the ad
- Include "in-kind" in the ad
- Be approved by the candidate, who must provide a written statement of authorization

ust

Section 106.143(5) F.S.

#### Political Advertisement Endorsements

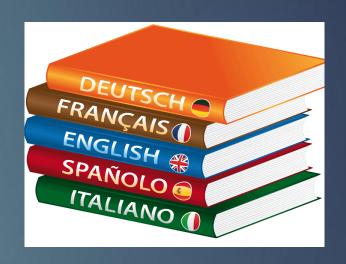
The endorsement does not apply to an editorial endorsement advocating the candidacy of its nominees by any:

- Newspaper
- Radio
- TV station
- Other recognized news medium publication by a party committee



# Advertising in Another Language

May provide any disclaimers required in the language used in the advertisement



Section 106.143(9) F.S.

### Closed Captioning

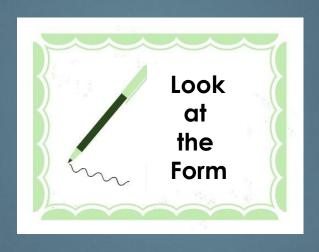
Each candidate, political party and political committee must use closed captioning and descriptive narrative, or must file a written statement with the qualifying SOE officer with reason for not doing so

#### Telephone Solicitation

- Caller must identify the persons or organization sponsoring the call by stating "paid for by" or "paid for on behalf of"
- No telephone call shall state or imply that the caller represents any organization unless given the approval in writing



# PLEASE LOOK AT YOUR NEXT HANDOUT PAGE



#### **Q & A**

partisan office is placing and paying for an advertisement in a local newspaper to promote his or her campaign. What disclaimer is necessary in the ad?



#### **Q & A**

"Political advertisement paid for and approved by name of candidate, party affiliation, office sought"

OR

"Paid by name of candidate, party affiliation, office sought"

### Campaign Signage

- Each municipality and the county has sign ordinances
- On election day, sign-related complaints (outside the 150' no-solicitation zone) must be directed to the code enforcement unit assigned to the specific voting area
- The SOE is not be responsible for any signs left or posted outside the 150' no-solicitation zone

#### More about signage

Code enforcement officers can provide information on local permits and/or sign regulations for:

- Fellsmere
- Indian River County
- Indian River Shores
- Sebastian
- Town of Orchid
- Vero Beach

#### POLL WATCHERS

#### **Poll Watchers**

- Candidates and political parties may have one poll watcher in each polling room or early voting site at any one time
- All members of the public may observe opening and closing procedures
- Deadlines for election day poll watcher designations must be submitted prior to noon of the second
   Tuesday preceding the election

#### **Poll Watchers**

- For early voting sites, designations must be submitted prior to noon, at least 14 days before early voting begins
- Poll watchers shall be approved by the SOE no later than 7 days before early voting begins or election day

#### VOTE-BY-MAIL BALLOTS

#### Vote-by-Mail Ballots

Can I obtain a list of who has requested a vote-by-mail ballot?

Vote-by-mail ballot request information is confidential and exempt from public disclosure, unless you are one of the following:

- Canvassing board member
- Election official
- Political party or official thereof
- Qualified candidate who is opposed in an upcoming election
- Registered political committee



#### Vote-by-Mail Ballot Information Request Form

Indian River County Supervisor of Elections 4375 43<sup>rd</sup> Avenue, Vero Beach, FL 32967 Phone (772) 226-3440 | Fax (772) 770-5367 VoteIndianRiver.com

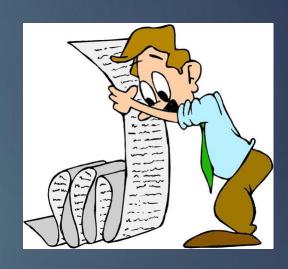
Vote-by-mail ballot request information is confidential and exempt from public disclosure under Florida Statutes 101.62(3), except to the following persons or entities that may obtain and use it for political purposes: voter requesting the ballot, a canvassing board, an election official, a political party or official thereof, a candidate who has filed qualification papers and is opposed in an upcoming election, and registered political committees for political purposes only.

only.		1 . 1				
To access this information, check your qualifying category below:    Voter (only to access their own ballot information)   Canvassing Board   Election Official						
□ Political party or official □ Candidate (qualified and opposed) □ Registered political committee						
		The second secon	F			
Requester's Name: Title/ Officer:						
Name of Committee:						
		Email:				
	Signature of person requesting information:		Date:			
	um a person authorized by Florida Statutes, 1	01.62(3) to receive this inf	formation.			
Vote-by-Mail Request Information Data						
Election(s)	Mail Out Type	Voter Status	Party			
☐ Municipal	☐ Initial mail out requests only	☐ All Voters	☐ All Parties			
☐ Primary	☐ All mail out requests for election cycle	☐ Domestic	☐ Republican			
☐ General	(initial mail out and daily mail outs)	☐ Military	☐ Democratic			
☐ Special		☐ Overseas	☐ No Party Affiliation			
		☐ Military & Overseas	☐ Other:			
Data Delivery	Data Format					
□ CD	☐ Excel Spreadsheet Format ☐ Text Format					
☐ Email	□ 1ext Format					
Special Instructions:						
*If file is too large, data can only be saved on a CD						
Note: Data files on CDs and emails are in comma delimited ASCII format unless specified. First row contains						
headers. For ease of interpretation, data shall be imported into a suitable database program such as Microsoft						
Access or Excel. The Supervisor of Elections cannot provide technical support beyond this information.						

## Look at your next handout

#### Requesting Registered Voter Information

- Payment for any requested list must be paid by cash or check
- We do not accept credit cards or debit cards for payment



#### Why would I need this list?

- Walk a neighborhood house-by-house
- Send flyers to registered voters
- Send flyers to households
- Review previous voting history



#### Registered Voter Information Request Form

Indian River County Supervisor of Elections 4375 43<sup>rd</sup> Avenue, Vero Beach, FL 32967 Phone (772) 266-3440 | Fax (772) 770-5367 VoteIndianRiver.com

Your Vote Is Your Voice...Speak Up!

Sort Order			Data Delivery Preference			
☐ Alpha by Name			Digital Media \$15.00			
Alpha by Precinct				CD Email		
			*If file is too large, data can only be saved on a CD			
☐ Alpha by Residence (walking list)		l —	Paper Printout S 0.15 per page			
Household		☐ Paper Pri	☐ Paper Printout			
Payment of cash or check accepted. Make checks payable to "Supervisor of Elections"						
Please select all that apply:						
☐ All registered voters in Indian River County						
☐ All registered voters in District:						
(Mosquito, Soil & Water Conservation, etc.)						
□ Voters in Precinct(s):						
Age range:						
Party:	□ A11	□ Republican	☐ Democrat	☐ No Party ☐ Other(s)		
raity.	D All	Li Republican	- Democrat	□ No Party □ Other(s)		
Gender:	□ All	☐ Males	☐ Females			
Race:	□ All	☐ American India	an/ Alaskan Native	☐ Asian/ Pacific Islander		
	☐ Hispanic	☐ Black, non-His	panic	☐ White, non-Hispanic		
Requester's Name:			Special Instructions:			
Sign	nature:					
Ad	ldress:			_		
				1		
				_		
Home P	hone:					
				Save file in Excel □YES □NO		

Note: Data files on CDs and emails are in comma delimited ASCII format unless specified. First row contains headers. For ease of interpretation, data shall be imported into a suitable database program such as Microsoft Access or Excel. The Supervisor of Elections cannot provide technical support beyond this information.

## Look at your next handout

### List Categories

Lists of registered voters from Indian River County are formatted in Excel and can be sorted by:

- Name
- Precinct
- Residence
- Household
- Specific district
- Specific age range
- Gender
- Race
- Party



#### ETHICAL CONDUCT

#### Speaking at Public Meetings

- Candidates may not pay money or give anything of value for speaking at a political meeting to further their candidacy
- Candidates may not make any contribution in the name of another, directly or indirectly

#### Contribution Solicitation

 Candidates may not solicit contributions from or make contributions in exchange for political support to any religious, charitable, political party, civic or other organizations established primarily for the public good

#### Use of Campaign Funds

A candidate may use campaign funds to purchase tickets, admission to events, or advertisements from the following groups:

- Religious
- Charitable
- Political party
- Civic



#### Memberships

Candidates may continue membership in and, if they have been a member for more than six months, make donations to the following groups:

- Religious
- Charitable
- Political party
- Civic



#### Malicious Statements

A candidate may not, with actual malice, make any false statement about an opposing candidate

This is a felony of the third degree per Section 04.271 F.S.



#### **Election Night Results**

Election night voting results are released after the polls are closed:

- Early voting totals and vote-by-mail ballot totals are released within 30 minutes
- Election day results are updated every 45 minutes thereafter

### Candidate Responsibilities

As the candidate, you are responsible for all aspects of your campaign



#### Polling Place Etiquette

Candidates and campaign volunteers, please take time to look around the polling sites before you leave on election day and pick up any remaining signs, flyers, trash, etc.

Our office is very fortunate to have such nice facilities available for us to rent on election day



# Thank You and Good Luck!



# A Few Additional Bits of Information for Judicial Candidates



#### **Judicial Candidate Limitations**

Judicial candidates shall not participate in any partisan political party activities except:

- Register to vote as a member of any political party
- Voting in any party primary contest

#### **Judicial Candidate Limitations**

**Judicial Candidates shall not:** 

- Campaign as a member of any political party
- Make political speeches other than on the candidate's own behalf
- Make contributions to a political party fund
- Solicit or accept contributions for any political party

#### **Judicial Candidate Limitations**

Limitations on political activity:

- Make contributions to a political party fund
- Solicit or accept contributions for any political party