

REPORTING OF SOLICITATION OF CONTRIBUTIONS FOR POLITICAL COMMITTEES, ELECTIONEERING COMMUNICATIONS ORGANIZATIONS, 501(c)(4) ORGANIZATIONS, AND POLITICAL PARTIES BY MUNICIPAL CANDIDATES

In accordance Sections 12-14.2.1 and 12-14.2.2 of the Code of Miami-Dade County, Florida, municipal candidates must file form MD-ED 28 to publicly disclose their fundraising activities for Political Committees, Electioneering Communications Organizations, organizations exempt under Section 501(c)(4) of the Internal Revenue Code (except for homeowners associations) or Political Parties.

A copy of Form MD-ED 28 is included in the City's "Most Commonly Used Election Forms" webpage located at <https://www.miamibeachfl.gov/city-hall/city-clerk/election-information/most-commonly-used-election-forms/>

Candidate Reporting Requirements

Each candidate for municipal office in Miami-Dade County shall ensure that their designated campaign treasurer shall, within five (5) days of commencing solicitation activities, either directly or indirectly, on behalf of a Political Committee, Electioneering Communications Organization, 501(c)(4) Organization or Political Party, file a one-time report with the City Clerk indicating that the candidate is undertaking solicitation activities on behalf of such Political Committee, Electioneering Communications Organization, 501(c)(4) Organization or Political Party. The report shall identify the name of the Political Committee, Electioneering Communications Organization, 501(c)(4) Organization or Political Party on behalf of whom such funds are being solicited, and a description of the relationship between the candidate and Political Committee, Electioneering Communications Organization, 501(c)(4) Organization or Political Party. The report shall be filed on a form MD-ED 28.

Failure to Report / Appeals

Any candidate for municipal office who fails to file the report as required by Miami-Dade County Code Sections 12-14.2 and 12-14.2.1 on the designated due date shall, for the first violation, be sent a letter of reprimand and instruction regarding the provisions of these Sections, and for each subsequent violation, be subject to a fine of \$50 per day for the first three (3) days, and thereafter, \$500 per day for each day late, not to exceed \$5,000. Such fine shall not be an allowable campaign expense and shall be paid only from the personal funds of the candidate for municipal office.

Any candidate for municipal office may appeal or dispute the fine to the Miami-Dade County Commission on Ethics and Public Trust based upon, but not limited to, unusual circumstances surrounding the failure to file on the designated due date, and may request, and shall be entitled to a hearing before the Commission on Ethics and Public Trust, which shall have the authority to waive the fine in whole or in part. Any such appeal or dispute shall be made within twenty (20) days after receipt of notice from the City Clerk that payment is due or such appeal or dispute shall be waived.

A copy Sections 12-14.2.1 and 12-14.2.2 of the Code of Miami-Dade County is in TAB 20 of this handbook.