

DE 076-31-October 5, 1976

**CHAPTER 106, FLORIDA
STATUTES; COMMITTEE OF
CONTINUOUS EXISTENCE**

*To: Mr. Fred Schultz, Chairman, Florida Business Forum, Inc., Post Office Box 10085,
Tallahassee, Florida 32302*

Prepared by: Division of Elections

You have posed two questions:

(1) Can committees of continuous existence give and/or accept contributions from each other?

(2) If the first question is answered in the affirmative, are there limitations either per election or cumulative on the amount of contributions from one committee of continuous existence to another?

Committees of continuous existence, as established and defined by Section 106.04, F.S., are "persons" as defined by Section 106.011(7), F.S., except when such committees expend money in support of or opposition to an issue and, as required, register as, and become political committees. Section 106.04(5), F.S.

There is no prohibition in Chapter 106 upon persons or committees of continuous existence transmitting monies between themselves. There is a requirement, however, that a committee of continuous existence must derive at least twenty-five percent of its income from dues or assessments payable on a regular basis by its membership. Section 106.04(1)(c), F.S.

Although Section 106.08, F.S., limits contributions to candidates or political committees, and although a transfer of funds between political committees is a contribution under Section 106.011 (3)(b), F.S., and although the payment by a committee of continuous existence for the personal services of another rendered to a political committee or candidate would be a contribution under Section 106.011 (3)(c), F.S., there would appear to be no statutory limitation on the amount of contribution or monies passed from one committee of continuous existence to another.