

DE 90-15 - March 16, 1990

**Cash Contributions and Contributions by Cashier's Checks
Section 106.09, F.S.**

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Prepared by: Division of Elections

This is in reference to your request for an opinion on the Florida Election Code, Chapters 97-106, Florida Statutes. The Division of Elections has authority under Section 106.23(2), Florida Statutes, to issue opinions to several categories of persons. You ask this question on behalf of your client, Jack Dodd, who is a candidate for Commissioner of Agriculture; therefore, the Division has authority to issue this opinion.

Section 106.09, Florida Statutes, prohibits a person from making or accepting a cash contribution or contribution by means of cashier's check in excess of \$100. This section reads in its entirety:

No person shall make or accept a cash contribution or contribution by means of a cashier's check in excess of \$100.

Your question is:

Whether this prohibition applies to other money instruments, such as money orders and traveler's checks.

This statute specifically prohibits only cash contributions or contributions by means of a cashier's check in excess of \$100. The statute does not speak to other money instruments such as money orders and traveler's checks. Therefore, it is the opinion of the Division of Elections since it is not specifically precluded, that sums of money in excess of \$100 may be given by a money order or traveler's check. However, pursuant to Section 106.07(4)(a), Florida Statutes, the full name, address and occupation of such contributors must be reported on the campaign treasurer's report.

SUMMARY

It is the opinion of the Division of Elections, that sums of money in excess of \$100 may be given by a money order or traveler's check. Pursuant to Section 106.07(4)(a), Florida Statutes, the full name, address and occupation of such contributors must be reported on the campaign treasurer's report.