

RESOLUTION NO.10-10

A RESOLUTION OF THE TOWN OF ST. LEO, FLORIDA, IMPLEMENTING THE PROVISIONS OF SECTION 106.07(2)(a)2., FLORIDA STATUTES, REQUIRING ELECTRONIC FILING OF CAMPAIGN FINANCE REPORTS OF LOCAL CANDIDATES AND POLITICAL COMMITTEES; ESTABLISHING AN ELECTRONIC FILING SYSTEM AND REQUIRING A WRITTEN ACKNOWLEDGEMENT REGARDING CERTAIN MATTERS PERTAINING TO THE ELECTRONIC FILING SYSTEM.

WHEREAS, in accordance with the provisions of Section 106.07(2)(a)2., Florida Statutes, the Town Commission of the Town of St. Leo is authorized to require electronic filing, as provided for in Chapter 106, Florida Statutes, of candidates for elective office required to qualify for office with the Town Clerk of the Town of St. Leo; and

WHEREAS, Section 106.07(3), Florida Statutes, requires the campaign finance reports specified in Chapter 106, Florida Statutes, of political committees that have registered with the Town Clerk to be subject to the same filing conditions as established for the campaign finance reports of candidates for elective office within such town; and

WHEREAS, Brian Corley, Pasco County Supervisor of Elections has requested that the Town Commission of the Town of St. Leo adopt this Resolution so as to require electronic filing of said campaign finance reports; and

WHEREAS, by the adoption of this resolution, the Town Commission of the Town of St. Leo, Florida, intends to require the campaign finance reports of certain candidates for elective office within the Town and of political committees registered within the Town to be filed electronically with the Town Clerk by means of the Pasco County's Supervisor of Elections electronic filing system in accordance with the provisions of Sections 106.07(2)(a)2 and 106.07(3), Florida Statutes.

NOW, THEREFORE BE IT RESOLVED by the Town Commission of the Town of St. Leo, Florida:

Section 1. Upon request of the Town Commission of the Town of St. Leo and pursuant to the provisions of Section 106.07(2)(a)2., Florida Statutes, the following persons and committees are required to electronically file finance reports:

- (a) Candidates for elective office within the Town who are required by law to qualify before the Town Clerk;
- (b) Political committees that are required by law to qualify before the Town Clerk.

Electronic filing required. Pursuant to Sections 106.07(2)(a)2 and 106.07(3), Florida Statutes, the Town Commission of the Town of St. Leo hereby establishes the requirement that each campaign finance report of candidates, political committees and officers must be filed with the Town Clerk by means of the Supervisor of Elections' electronic filing system:

Section 2. Electronic filing specifications. The Pasco County Supervisor of Elections is authorized and directed to develop and establish an electronic filing system, inclusive of such uniform procedures and forms as may be necessary and appropriate for the implementation thereof. At a minimum, the electronic filing system shall satisfy the following requirements:

- (a) Be based on access by means of the Internet;
- (b) Be accessible by anyone with Internet access using standard web-browsing software;
- (c) Provide for direct entry of campaign finance information as well as upload of such information from campaign finance software certified by the Division;
- (d) Provide a method that prevents unauthorized access to electronic filing system functions;
- (e) Provide for the issuance of an electronic receipt to the person submitting a campaign finance report indicating and verifying that the same has been filed;
- (f) Include a conspicuous statement at or immediately following the log-in page that campaign finance reports must be completed and filed through the electronic filing system not later than midnight of the day required by law thereof, and that late-filed campaign finance reports are subject to the penalties prescribed under Section 106.07(8), Florida Statutes; and
- (g) Include a conspicuous statement at the prompt for submitting a 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 candidate's treasurer, in the case of a candidate, and by the political committee's chair and political committee's treasurer, in the case of a political committee, and that such persons are subject to the provisions of Section 106.07(5), Florida Statutes.

Section 3. Acknowledgement. The Town Clerk shall require each person given a secure sign-on to the electronic filing system to sign a written statement on a form prepared by the Pasco County Supervisor of Elections acknowledging the following:

- (a) Campaign finance reports must be completed and filed through the electronic filing system no later than midnight of the day required by law therefore.
- (b) Campaign finance reports not filed by midnight of the required day are deemed late-filed and are subject to the penalties prescribed under Section 106.07(8), Florida Statutes.

- (c) Campaign finance reports filed through the electronic filing system are considered to be certified as to the correctness within the meaning of Section 106.07(5), Florida Statutes, by the candidate and the candidate's treasurer, in the case of a candidate, or by the political committee's chair and the political committee's treasurer, in the case of a political committee, and such persons are subject to the provisions of Section 106.07(5), Florida Statutes.
- (d) The person signing the statement is responsible for protecting the sign-on credentials from disclosure, and for all filing using such credentials, unless the person has notified the Town Clerk that such credentials have been compromised.

Section 4. Alternative procedure. The Pasco County Supervisor of Elections is authorized and required to develop and establish an alternate filing procedure for campaign finance reports in the event the electronic filing system is not operable.

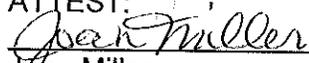
Section 5. Effective Date. This Resolution shall become effective on June 14, 2010.

DONE AND RESOLVED this 14th of June, 2010.

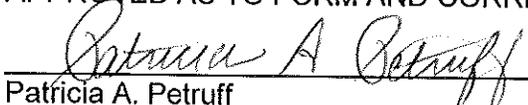
(S E A L)



William E. Hamilton
Mayor

ATTEST:


Joan Miller
Town Clerk

APPROVED AS TO FORM AND CORRECTNESS:


Patricia A. Petruff
City Attorney