

PROPOSED

ORDINANCE NO. 2019-

1 AN ORDINANCE OF THE BOARD OF COUNTY
2 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
3 PERTAINING TO ELECTION CAMPAIGN PRACTICES;
4 CREATING A NEW ARTICLE V WITHIN CHAPTER 11 OF
5 THE BROWARD COUNTY CODE OF ORDINANCES
6 ("CODE") ENTITLED "ETHICAL CAMPAIGN PRACTICES";
7 CREATING CODE SECTIONS 11-66 THROUGH 11-71;
8 RENUMBERING AND AMENDING SECTION 11-4 OF THE
9 CODE; AND PROVIDING FOR SEVERABILITY, INCLUSION
10 IN THE CODE, AND AN EFFECTIVE DATE.

11 (Sponsored by Senator Steve Geller)

12 WHEREAS, false and misleading statements made as part of an election
13 campaign harm the public interest by confusing voters and increasing the likelihood that
14 elections will be decided, in part, on the basis of such statements rather than on the merits
15 and actual record of candidates seeking office;

16 WHEREAS, the Broward County Ethical Campaign Practices Act, Section 11-4 of
17 the Broward County Code of Ordinances ("Code"), applies to each candidate whose
18 constituency resides, in whole or in part, in Broward County, and allows candidates to
19 whom the Act applies to voluntarily pledge to follow the Statement of Ethical Campaign
20 Practices;

21 WHEREAS, no body within Broward County presently determines whether
22 candidates adhere to the principles stated in the Statement of Ethical Campaign
23 Practices;

24 WHEREAS, the Florida Elections Commission and Federal Elections Commission
have limited authority to investigate, adjudicate, and penalize claims of unfair campaign
practices;

1 WHEREAS, even where the Florida Elections Commission and Federal Elections
2 Commission have jurisdiction to adjudicate unfair campaign practices, they generally take
3 months or years to resolve cases, at which point false and misleading statements have
4 done irreparable harm to a candidate's reputation and election prospects; and

5 WHEREAS, the Board of County Commissioners of Broward County, Florida,
6 hereby establishes the Fair Campaign Practices Committee to enable allegations of unfair
7 campaign practices to be promptly addressed,

8
9 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
10 BROWARD COUNTY, FLORIDA:

11
12 Section 1. Chapter 11, Article V, Sections 11-66 through 11-71 of the Broward
13 County Code of Ordinances are hereby created to read as follows:

14 [Underlining omitted]

15 **ARTICLE V. ETHICAL CAMPAIGN PRACTICES**

16 **Sec. 11-66. Purpose.**

17 (a) The Board of County Commissioners hereby creates the Broward County
18 Fair Campaign Practices Committee ("Committee"). The Committee will provide
19 candidates the opportunity to timely and fairly adjudicate disputes involving alleged unfair
20 campaign practices, make findings of fact, and issue a public statement regarding the
21 alleged violation of the Ethical Campaign Practices Principles.

22 (b) This article shall not be interpreted in any way as granting Broward County
23 the power to regulate speech or political expression; compel participation in any part of
24 any proceeding; or affect anyone's rights, duties, or privileges. No decision or opinion of

1 the Committee will have any effect on any candidate's ability to seek redress by any other
2 means provided by law.

3 **Sec. 11-67. Definitions.**

4 The following words, phrases, and terms when used in this article shall have the
5 indicated meanings:

6 (a) *Candidate* shall have the meaning set forth in Section 106.011(3), Florida
7 Statutes, as amended or renumbered.

8 (b) *Committee Member* or *Member* means the Representative Members and
9 Honorary Members of the Committee, as defined by Section 11-69(a) of the Broward
10 County Code of Ordinances ("Code").

11 (c) *Election* shall have the meaning set forth in Section 106.011(7), Florida
12 Statutes, as amended or renumbered.

13 (d) *Ethical Campaign Practices Principles* means those principles enumerated
14 in Section 11-68 of the Code.

15 (e) *Political advertisement* shall have the meaning set forth in
16 Section 106.011(15), Florida Statutes, as amended or renumbered.

17 (f) *Political Committee* shall have the meaning set forth in Section 106.011(16),
18 Florida Statutes, as amended or renumbered.

19 (g) *Supermajority Vote* means a vote requiring two-thirds (2/3) approval of
20 Committee Members in attendance at any meeting.

21 **Sec. 11-68. Ethical Campaign Practices Principles.**

22 (a) The Board of County Commissioners of Broward County expresses that the
23 following minimum standards of conduct should govern the statements and conduct of
24 Candidates and Political Committees. A Candidate or Political Committee should:

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underscored type are additions.

- 1 (1) Not make an opponent's race, color, religion, gender, national origin,
2 physical disability, or sexual orientation a significant or recurring issue in a
3 campaign;
- 4 (2) Condemn any appeal to prejudice based on race, color, religion, gender,
5 national origin, age, marital status, familial status, physical disability, or
6 sexual orientation that is made in support of, or in opposition to, either one's
7 own or an opponent's campaign;
- 8 (3) Not question an opponent's patriotism;
- 9 (4) Not publish, display, or circulate anonymous campaign literature or political
10 advertisements;
- 11 (5) Not destroy or unlawfully remove campaign materials or signs displayed on
12 public or private property;
- 13 (6) Run a positive campaign emphasizing a Candidate's qualifications for office
14 and positions on issues of public concern, and limit attacks on an opponent
15 to legitimate challenges to that person's record, qualifications, and
16 positions;
- 17 (7) Not use malicious untruths, innuendoes about an opponent's personal life,
18 or unfounded accusations to discredit an opponent;
- 19 (8) Not use campaign material that falsifies, distorts, or misrepresents facts;
- 20 (9) Prohibit any member of his or her campaign from engaging in activities or
21 making statements that would violate these principles; and
- 22 (10) Repudiate the support of any individual or entity engaging in activities or
23 making statements in violation of these principles.
- 24

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1 (b) These principles shall be interpreted in accordance with common sense
2 notions of fairness, taking into account the realities of both politics and government
3 operation. The consideration of whether conduct or expression comports with these
4 principles should include whether said conduct or expression is misleading or unfair by
5 omission or creates a misleading, unfair, or prejudicial implication.

6 (c) Adherence to these principles is strictly voluntary and shall not, in any way,
7 affect any Candidate's rights, duties, or privileges.

8 **Sec. 11-69. Ethical Campaign Practices Committee; generally.**

9 (a) *Composition.* The Committee shall be composed of between nine (9) and
10 fifteen (15) Representative Members, up to three (3) Honorary Members, and two (2)
11 Nonvoting Representatives.

12 (1) *Representative Members.* Representative Members are those Committee
13 Members who have been nominated by a nonpartisan, community
14 organization.

15 a. The following organizations may each nominate one (1)
16 Representative Member:

- 17 1. The League of Women Voters of Broward County, Inc.;
- 18 2. The National Association for the Advancement of Colored
19 People, Fort Lauderdale/Broward Branch;
- 20 3. Broward County Bar Association;
- 21 4. Broward Hispanic Bar Association;
- 22 5. Nova Southeastern University College of Law;
- 23 6. South Florida Manufacturers Association;
- 24 7. Marine Industries Association of South Florida;

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- 1 8. South Florida Aviation Maintenance Council;
- 2 9. Anti-Defamation League Corp.; and
- 3 10. Urban League of Broward County, Incorporated.

4 b. By two-thirds (2/3) vote of the entire Committee, the Committee may
5 add additional groups that may nominate Representative Members.
6 The Chair shall notify the Board of County Commissioners and
7 County Attorney if any additional groups have been added and, by
8 majority vote, the County Commission may nullify the addition of any
9 group. A group added pursuant to this paragraph should be
10 experienced in legal matters, must be a bona fide entity representing
11 community interests, and may not endorse candidates or be parent
12 to, subsidiary of, or be in formal legal affiliation with organizations
13 that endorse Candidates.

14 (2) *Honorary Members.* The Committee may, by majority vote, nominate
15 up to three (3) Honorary Members. While not representative of any
16 particular group, Honorary Members should be those who have provided a
17 lifetime of service to the community and who have an outstanding reputation
18 and unimpeachable credibility. Examples of possible Honorary Members
19 include, but are not limited to, retired judges, former elected officials,
20 attorneys with distinguished careers performing pro bono work, retired
21 university deans and presidents, retired journalists, and other prominent
22 community leaders.

23 (3) *Nonvoting Representatives.* The Broward Democratic Party and Broward
24 Republican Party may each nominate one (1) Nonvoting Representative

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1 that shall be entitled to sit with the Committee and take part in the
2 Committee's business but may not vote and shall not be counted for
3 purposes of determining a quorum. Minor political parties, as defined by
4 Section 97.021(19), Florida Statutes, as amended and renumbered, may
5 nominate a Nonvoting Representative if, in the previous Florida Governor's
6 election, the minor political party's Candidate received at least ten percent
7 (10%) of the vote in Broward County.

8 (4) All Committee Members and Nonvoting Representatives are subject to
9 confirmation by the Board of County Commissioners.

10 (5) Before a Committee Member may vote at any hearing held pursuant to
11 Section 11-70, the Committee Member must receive at least one (1) training
12 session on common campaign practices, as provided by Section 11-69(e).

13 (b) *Committee Member Requirements.* All Committee Members shall be
14 residents of Broward County. In addition, the following restrictions and limitations apply:

15 (1) *Disqualifications.* No Committee Member may:

- 16 a. Be a Candidate for any elected office;
- 17 b. Currently hold elected office or have held elected office within the
18 previous two (2) year period preceding the date of his or her
19 appointment;
- 20 c. Be a member of any partisan organization (merely being a registered
21 member of a political party shall not, in itself, be disqualifying); or
- 22 d. Be employed by Broward County or by any other government entity
23 over whose elections the Committee has jurisdiction.
- 24

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1 (2) *Recusal.* A Committee Member must recuse himself or herself from any
2 decision or proceeding involving any Candidate whom the Committee
3 Member has endorsed or if the Committee Member has donated to the
4 Candidate's campaign or Political Committee.

5 (c) *Removal.* Committee Members and Nonvoting Representatives have a
6 four-year term and may otherwise serve until they are removed, resign, or are replaced
7 by a successor named by the nominating organization. Committee Members and
8 Nonvoting Representatives may be reappointed for and serve for an unlimited number of
9 terms.

10 (1) Committee Members and Nonvoting Representatives may be removed by
11 majority vote of the Board of County Commissioners or Supermajority Vote
12 of the Committee.

13 (2) A Committee Member is automatically removed if he or she has more than
14 three (3) consecutive unexcused absences. The automatic removal of a
15 Committee Member is deemed effective when written notice of the reason
16 for the removal is sent to the Committee Member and to the appointing
17 organization, if any, by the County Attorney or his or her designee. The
18 absence of a Committee Member shall be deemed excused under the
19 following circumstances:

20 a. When the Member is performing an authorized alternative activity
21 relating to Committee business that directly conflicts with the properly
22 noticed meeting;

23 b. The death of an immediate family member, defined as a spouse,
24 father, mother, stepparent, one who has stood in the place of a

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1 parent (in loco parentis), child, stepchild, grandparent, grandchild,
2 guardian, or custodian;

3 c. The death of a Member's domestic partner, or the death of a child,
4 stepchild, parent, grandparent, or grandchild of a Member's domestic
5 partner;

6 d. The Member's hospitalization or receipt of necessary emergency
7 medical treatment at or around the time of a properly noticed
8 meeting;

9 e. When the Member is summoned to jury duty;

10 f. When the Member is attending a deposition, hearing, trial, or other
11 legal proceeding for which attendance is required by a subpoena or
12 by order of a court of competent jurisdiction; or

13 g. For other good cause, as determined by the Chair, where such
14 absence does not prevent the Committee from convening due to the
15 lack of a quorum.

16 (d) *General Committee Procedures.*

17 (1) The Committee will elect a Chair and Vice-Chair, both of whom must be
18 members in good standing of any state bar or former members of any state
19 bar whose lapse in membership is not the result of disciplinary action, and
20 such other officers from among its Members as it may deem necessary. In
21 any instance where this article prescribes a duty to the Chair, and the Chair
22 is unavailable or delegates such duty to the Vice-Chair, the Vice-Chair will
23 perform that duty. Each officer shall be elected by a majority vote for a term
24 of one (1) year. All officers shall take office on the date of the election.

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1 (2) Meetings may be called by the Chair or the Vice-Chair or by any two (2)
2 Committee Members.

3 (3) A majority of Committee Members shall constitute a quorum. A majority
4 vote of those present and voting shall be required to make any decision,
5 except as otherwise provided in this article.

6 (4) The Office of the County Attorney shall represent the Committee and shall
7 supply the required administrative assistance to the Committee. The
8 County Administrator shall supply the Committee with required meeting
9 space.

10 (e) *Meetings*. The Committee shall meet from time to time in order to conduct
11 any business of the Committee as it may deem necessary. No fewer than two (2) times
12 a year, the Committee shall conduct training, including hearing from speakers who are
13 experienced in common campaign practices, in order to educate the Committee
14 Members.

15 **Sec. 11-70. Ethical Campaign Practices Committee; hearings.**

16 (a) *Jurisdiction*. The Committee may act only upon a written complaint filed by
17 a Candidate or authorized representative of a Candidate ("Complainant") that alleges
18 another Candidate or a Political Committee ("Respondent") has violated the Ethical
19 Campaign Practices Principles in a manner directly affecting the Complainant. The
20 Committee is without jurisdiction to consider a complaint involving any of the following
21 offices:

- 22 (1) Federal office;
23 (2) Judicial office;
24 (3) Statewide office; or

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1 (4) An office that has a majority of its constituency residing outside of Broward
2 County.

3 (b) *Complaints.* Complaints must include all claims against a Respondent that
4 are known to the Complainant, and the failure to include any existing, known claims will
5 result, for purposes of the process established by this Ordinance, in the waiver of those
6 claims. The complaint must contain the following:

7 (1) The Complainant's name, e-mail address, and telephone number;

8 (2) The elected office the Complainant is seeking;

9 (3) The Respondent's name, address, e-mail address, and telephone number;

10 (4) The Ethical Campaign Practices Principle(s) alleged to have been violated;

11 (5) A statement of facts alleging the Respondent committed a violation of the
12 Ethical Campaign Practices Principles in a manner that directly affected the
13 Complainant; and

14 (6) Any documentary evidence possessed or controlled by the Complainant
15 establishing or confirming any assertion upon which the Complaint is based.

16 (c) *Preliminary Evaluation.* The Chair is responsible for conducting a
17 preliminary evaluation of all complaints prior to any hearing being scheduled.

18 (1) Upon receipt of a written complaint, the Chair will determine whether the
19 complaint contains sufficient information and whether, assuming all factual
20 allegations are true, the complaint states a prima facie basis for showing
21 that a violation of the Ethical Campaign Practices Principles has occurred
22 and that the violation, if any, is more than de minimis. If a complaint fails to
23 state a prima facie basis, fails to contain any of the required information
24

1 stated in Section 11-70(b), or states only a de minimis violation of the Ethical
2 Campaign Practices Principles, it must be dismissed by the Chair.

3 (2) Where a complaint is not dismissed pursuant to the preceding paragraph,
4 the Chair will notify the Respondent of the Complaint and request that the
5 Respondent respond in writing to the allegations made in the complaint.
6 The Respondent shall be given five (5) business days to respond, except
7 as provided in Section 11-71. If after consideration of the Respondent's
8 response or nonresponse, the Chair finds there exists any reasonable basis
9 for finding a violation has occurred and the violation is more than de
10 minimis, the Chair will convene a hearing. If no such reasonable basis
11 exists or if the violation is de minimis, the complaint must be dismissed. The
12 Chair may not consider any counterclaims asserted in the response at the
13 hearing on the complaint, and such counterclaims must be brought as a
14 separately filed complaint.

15 (3) Dismissal of a complaint is final and unreviewable. However, a new
16 complaint may be submitted if it is based on facts that occurred or were
17 discovered by the Complainant after the date of filing the initial complaint.
18 Upon dismissing the complaint, the Chair will notify the Complainant in
19 writing of the reason for the dismissal. Amendment to a dismissed
20 complaint is not permitted.

21 (4) If the Chair finds that the same Candidate or authorized representative has
22 filed repetitious and frivolous complaints, the Chair may, in his or her
23 discretion, immediately deny, without comment, all future complaints from
24 that Candidate or authorized representative.

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1 (d) *Notice.* Except as provided in Section 11-71, the Complainant and
2 Respondent must be given at least five (5) business days' notice of a hearing. Notice is
3 sufficient if it is mailed via commercial overnight carrier to, hand-delivered to, e-mailed to,
4 or posted at a Candidate's official address as stated in his or her qualifying papers or, in
5 the case of Political Committees, the applicable address of the Political Committee's
6 registered agent. The notice must include:

- 7 (1) The place, date, and time of the hearing;
- 8 (2) A true copy of the complaint and any other documentary materials provided
9 by the Complainant in connection therewith;
- 10 (3) A true copy of the response, if any;
- 11 (4) A copy of this article;
- 12 (5) A statement explaining that participation in the proceeding, by all parties
13 and witnesses, is completely voluntary, and that the Committee has no
14 authority to impose any legal sanction, but does have the authority to make
15 findings of fact and issue a public statement regarding the alleged conduct;
16 and
- 17 (6) A statement explaining that the parties are entitled to be represented by
18 counsel, and have the ability to be heard and to call witnesses,
19 cross-examine witnesses, and present evidence.

20 (e) *Hearing Procedures.*

- 21 (1) Unless more specifically stated herein, the Chair shall determine whether
22 hearing procedures conform to fundamental principles of due process and
23 shall govern proceedings accordingly to ensure a full, fair, and efficient
24 adjudication of issues presented to the Committee.

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- 1 (2) The following shall generally be the order of the proceeding:
- 2 a. All persons who will be providing testimony shall be sworn.
- 3 b. The Complainant will make a presentation, including any witnesses
- 4 the Complainant may wish to call.
- 5 c. The Respondent will make a presentation, including any witnesses
- 6 the Respondent may wish to call.
- 7 d. Rebuttal by the Complainant, if requested.
- 8 (3) Formal rules of evidence do not apply, but fundamental principles of due
- 9 process shall be observed and govern the proceedings. All evidence of a
- 10 type commonly relied upon by reasonably prudent persons in the conduct
- 11 of their affairs will be admissible whether or not such evidence would be
- 12 admissible in a state of Florida court.
- 13 a. The Chair is entitled to make all determinations as to the admissibility
- 14 of evidence.
- 15 b. The Office of the County Attorney will provide the Chair and
- 16 Committee with legal advice as to evidence's admissibility and
- 17 procedural matters.
- 18 (4) After each witness provides testimony, the other party will be entitled to
- 19 conduct cross-examination, limited to the scope of the direct testimony.
- 20 a. The Committee may also question either party or any witness.
- 21 b. The Chair may direct the person conducting cross-examination not
- 22 to harass, intimidate, or embarrass the witness, or may direct the
- 23 witness not to address matters that are irrelevant or beyond the
- 24 scope of the witness's direct testimony.

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1 c. If the party conducting the cross-examination violates direction from
2 the Chair to end a line of questioning deemed irrelevant or designed
3 to harass, intimidate, or embarrass a witness, the Chair may
4 terminate the cross-examination.

5 (5) The Chair shall establish reasonable time limits on hearings as well as all
6 proceedings at the hearing and may confer with the Complainant and
7 Respondent to determine what time limits may be appropriate. All hearings
8 must conclude no later than eight (8) hours after they begin.

9 (6) The Chair may consolidate separately filed complaints so long as all
10 complaints are substantially related and consolidation will not cause delay.

11 (7) Hearings must be publicly noticed and open to the public. All testimony
12 shall be under oath, minutes shall be taken, and the proceedings shall be
13 recorded.

14 (8) Participation at all stages of the proceeding is voluntary and no witness or
15 party may be compelled to respond to any question or request. In making
16 its findings, the Committee may take into account a party's refusal to
17 participate or appear.

18 (9) If the Complainant fails to appear, the complaint must be dismissed. If the
19 Respondent fails to appear, the Committee may proceed ex parte.

20 (10) All parties and witnesses may be represented by an attorney.

21 (f) *Findings and Conclusions.*

22 (1) Upon the conclusion of proceedings, the Committee will determine whether
23 the Respondent has committed more than a de minimis violation of the
24 Ethical Campaign Practices Principles. A finding that there has been more

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1 than a de minimis violation of the Ethical Campaign Practices Principles
2 requires a Supermajority Vote and must be based on clear and convincing
3 evidence of the violation. If the Supermajority Vote fails, the complaint must
4 be dismissed.

5 (2) Upon a finding that the Ethical Campaign Practices Principles have been
6 violated, the Committee must decide the level of culpability. The following
7 levels of culpability apply:

8 a. *Inadvertent violation.* Applicable where the unintentional violation
9 occurs as a result of negligence, such as the failure to monitor
10 campaign staff or campaign materials. A finding of an inadvertent
11 violation requires only a majority vote.

12 b. *Reprimand.* Applicable where intentional conduct violates Ethical
13 Campaign Practices Principles. A reprimand requires a
14 Supermajority Vote.

15 c. *Reprimand with condemnation.* Applicable where intentional
16 conduct violates Ethical Campaign Practices Principles in a serious
17 and egregious way or where violations of the Ethical Campaign
18 Practices Principles are pervasive. A reprimand with condemnation
19 requires a Supermajority Vote.

20 (3) The Committee should consider, but is not bound by, precedent of prior
21 proceedings.

22 (g) *Announcement.* The Committee must announce its decision at or
23 immediately following the hearing. The Chair shall, on behalf of the Committee, state
24 findings of fact and conclusions of law. The decision will be promptly reduced to writing

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1 by the Office of the County Attorney and published upon the Chair's approval. The Office
2 of the County Attorney shall maintain all written decisions on the County's website and
3 ensure these decisions are available to serve as precedent.

4 (h) *Dismissal*. The Chair must dismiss the complaint if, prior to the conclusion
5 of any proceeding:

6 (1) The Election that the allegations relate to occurs; or

7 (2) The Committee would be without jurisdiction to hear the complaint.

8 **Sec. 11-71. Expedited procedures.**

9 (a) The following procedures supplement those procedures provided for in
10 Section 11-70. These procedures apply if a complaint is filed within thirty (30) calendar
11 days before the applicable Election.

12 (b) Complaints should be evaluated as expeditiously as possible. As
13 determined by the Chair, the Respondent will have between one (1) and five (5) business
14 days to respond in writing to a complaint's allegations.

15 (c) At the Chair's discretion, the Chair may either call an expedited hearing to
16 be convened as soon as practicable, providing no less than three (3) business days'
17 notice, or may convene a hearing of the Committee as soon as practicable, providing
18 notice to both the Complainant and Respondent, to decide whether a violation has
19 occurred based upon only the complaint and response, if any.

20 (d) Any decision by the Committee must be made immediately after the hearing
21 concludes or as soon thereafter as practicable.

22
23 Section 2. Section 11-4 of the Broward County Code of Ordinances is hereby
24 renumbered as Section 11-72 and amended to read as follows:

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Sec. 11-72. Ethical campaign practices.

(a) This section may be cited as the "Broward County Ethical Campaign Practices Act."

...

(e) As used in this section, "candidate" means any person to whom any one or more of the following applies:

- (1) Any person who seeks to qualify for nomination or election by means of the petitioning process;
- (2) Any person who seeks to qualify for election as a write-in candidate;
- (3) Any person who receives contributions or makes expenditures, with a view to bringing about his or her nomination or election to, or retention in, public office;
- (4) Any person who appoints a treasurer and designates a primary depository; or
- (5) Any person who files qualification papers and subscribes to a candidate's oath as required by law.

(d) (c) *Ethical Campaign Practices*. Upon becoming a eCandidate for an elected public office, a eCandidate shall obtain from the officer before whom the eCandidate qualifies the statement described in ~~sub~~sSection ~~(e)~~ (d) for the purpose of voluntarily executing said statement and agreeing to abide by the eEthical eCampaign pPractices established in this section. A eCandidate's decision regarding whether to execute the statement is strictly voluntary.

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1 ~~(e)~~ (d) *Statement of Ethical Campaign Practices.* In accordance with ~~sub~~Section
2 ~~(d)~~ (c), the following statement of Ethical Campaign Practices shall be provided to each
3 eCandidate for elected public office in Broward County:

4 . . .

5 ~~(f)~~ (e) A eCandidate executing the statement of ~~e~~Ethical eCampaign ~~p~~Pactices in
6 ~~sub~~Section ~~(e)~~ (d) shall file the original and a copy of the executed statement, bearing
7 the eCandidate's signature, with the officer before whom the eCandidate qualifies within
8 five (5) days after becoming a eCandidate for the elected public office.

9
10 Section 3. Severability.

11 If any portion of this Ordinance is determined by any court to be invalid, the invalid
12 portion will be stricken, and such striking will not affect the validity of the remainder of this
13 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
14 legally applied to any individual, group, entity, property, or circumstance, such
15 determination will not affect the applicability of this Ordinance to any other individual,
16 group, entity, property, or circumstance.

17
18 Section 4. Inclusion in the Broward County Code of Ordinances.

19 It is the intention of the Board of County Commissioners that the provisions of this
20 Ordinance become part of the Broward County Code of Ordinances as of the effective
21 date. The sections of this Ordinance may be renumbered or relettered and the word
22 "ordinance" may be changed to "section," "article," or such other appropriate word or
23 phrase to the extent necessary in order to accomplish such intention.

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1 Section 5. Effective Date.

2 This Ordinance is effective as of the date provided by law.

3
4 ENACTED

PROPOSED

5 FILED WITH THE DEPARTMENT OF STATE

6 EFFECTIVE

7
8 Approved as to form and legal sufficiency:
9 Andrew J. Meyers, County Attorney

10 By /s/ Joseph K. Jarone 01/31/19
11 Joseph K. Jarone (date)
Assistant County Attorney

12 By /s/ Maite Azcoitia 01/31/19
13 Maite Azcoitia (date)
Deputy County Attorney

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Fair Campaign Practices Ord.doc
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