

# Florida Division of Elections

## Frequently Asked Questions

The Florida Division of Elections assembled a list of questions most commonly asked of staff. These questions deal with a variety of issues grouped by category. Simply click on one of the topics to be directed to the website.

### **Candidates**

1. [What are the residency requirements for candidates?](#)
2. [If I want to be a no party affiliation candidate, can I still be registered to vote as a Republican or Democrat?](#)
3. [Do I have to designate a campaign treasurer and depository before I make public my intention to run for office?](#)
4. [What if I want to change my campaign treasurer or other officers?](#)
5. [How are judges elected in Florida and what are their terms?](#)
6. [Can a judicial candidate speak at a political party function?](#)
7. [I am a county court judge candidate. Where do I file and qualify?](#)
8. [When can I start collecting signatures to qualify as a petition candidate?](#)

### **Campaign Advertising**

1. [What information must be included on a political disclaimer?](#)
2. [Can my political ad say "re-elect" if I'm not the incumbent?](#)
3. [What is an electioneering communication?](#)
4. [Do electioneering communications need disclaimers?](#)
5. [Do I have to report expenditures for electioneering communications?](#)

### **Campaign Financing**

1. [Do candidates for precinct committeeperson have to file campaign reports and comply with Chapter 106, F.S.?](#)
2. [May a candidate appoint himself or herself as campaign treasurer?](#)
3. [Must a campaign treasurer be a registered voter in Florida?](#)
4. [How many deputy treasurers may a candidate or political committee have?](#)

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5. [Can a deputy treasurer file and submit campaign reports?](#)
6. [Who is responsible for keeping tabs on aggregate totals of campaign contributions?](#)
7. [May a candidate accept a contribution from a trust fund?](#)
8. [Do I have to itemize small contributions of \\$5, \\$10, \\$50, etc.?](#)
9. [Are in-kind contributions subject to the same limitations as monetary contributions?](#)
10. [How is the value of an in-kind contribution determined?](#)
11. [Can a corporation give to a candidate, political committee or political party?](#)
12. [Would a corporation have to file as a political committee if it contributes to a candidate or other political committee?](#)
13. [I am opposed in the general election, but I have no opposition in the primary election, therefore, my name will not be on the primary election ballot. Must I abide by the prohibition on accepting contributions less than five days prior to the primary election?](#)
14. [I was given cash at a rally and have no information on who it is from? What do I do?](#)
15. [As a candidate, what can I do with leftover campaign funds?](#)
16. [Can I combine my leftover campaign funds with a legislative account?](#)
17. [I am an elected official and still have funds in my office account. I am now beginning my re-election campaign. May I place the surplus funds in the office account into my campaign account for re-election?](#)
18. [Do I have to file campaign reports on the Electronic Filing System \(EFS\)?](#)
19. [Are there exceptions for sending a paper copy of a report?](#)
20. [If my treasurer is out of town, can I have an extension to file my report?](#)
21. [If I make a mistake on my report can I go back in and correct it on the EFS?](#)
22. [If I am late submitting my report, how is my fine calculated?](#)
23. [How long are campaign records kept at the Division of Elections or the Supervisor of Elections Offices?](#)

### **Resign-to-Run**

1. [Where is the "resign-to-run" law located?](#)
2. [What does the "resign-to-run" law state?](#)

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3. Are there any exceptions to the “resign-to-run” law?
4. Who is an “officer” for purposes of the “resign-to-run” law?
5. If an officer must resign under the “resign-to-run” law, when must the officer resign and when must the resignation take effect?
6. I am a school board member and I will not seek re-election at the next general election; instead, I wish to qualify to run for state representative. Do I have to submit a resignation under the resign-to-run law?
7. What can an officer do if he or she missed the deadline for submitting the resignation 10 days prior to the beginning of the qualifying period?
8. To whom must the resignation be submitted?
9. Can the officer later revoke the resignation?
10. What happens to an elected officer’s term of office if he or she submits a resignation under the “resign-to-run” law?
11. Does the “resign-to-run” law apply to subordinate officers, deputy sheriffs, or police officers?
12. Does a city’s Chief of Police have to resign in order to run for another public office?
13. What happens if an officer does not comply with the “resign-to-run” law?
14. May a person qualify to run for more than one office?
15. Does the “resign-to-run” law apply to federal officers?
16. Does the “resign-to-run” law require a state, district, county, or municipal officer to resign before running for federal office?
17. If a candidate does not have to resign from one office to run for another office, may he or she, if elected, continue to hold both offices?
18. What’s the difference in the treatment of district officers under the resign-to-run law and the dual officeholding constitutional provision?
19. How does the “resign-to-run” law relate to the “Hatch Act?”
20. Who can I contact about questions concerning Florida’s “resign-to-run” law?
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