

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Nuñez offered the following:

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3 **Amendment to Amendment (483745) (with title amendment)**

4 Between lines 400 and 401, insert:

5 Section 11. Subsection (5) is added to section 348.0003,
6 Florida Statutes, to read:

7 348.0003 Expressway authority; formation; membership.—

8 (5) In a county as defined in s. 125.011(1):

9 (a) A lobbyist, as defined in s. 112.3215, may not be
10 appointed or serve as a member of an authority.

11 (b) A member or the executive director of an authority may
12 not:

13 1. Personally represent another person or entity for
14 compensation before the authority for a period of 2 years after

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15 vacation of his or her position.

16 2. After retirement or termination, have an employment or
17 contractual relationship with a business entity other than an
18 agency, as defined in s. 112.312, in connection with a contract
19 in which the member or executive director personally and
20 substantially participated through decision, approval,
21 disapproval, recommendation, rendering of advice, or
22 investigation while he or she was a member or employee of the
23 authority.

24 (c) The authority's general counsel shall serve as the
25 authority's ethics officer.

26 (d) Authority board members, employees, and consultants
27 who hold positions that may influence authority decisions shall
28 refrain from engaging in any relationship that may adversely
29 affect their judgment in carrying out authority business. To
30 prevent such conflicts of interest and preserve the integrity
31 and transparency of the authority to the public, the following
32 disclosures must be made annually on a disclosure form:

33 1. Any relationship that a board member, employee, or
34 consultant has which affords a current or future financial
35 benefit to such board member, employee, or consultant, or to a
36 relative or business associate of such board member, employee,
37 or consultant, and which a reasonable person would conclude has
38 the potential to create a prohibited conflict of interest. As
39 used in this subsection, the term "relative" has the same
40 meaning as provided in s. 112.312.

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41 2. Whether a relative of such board member, employee, or
42 consultant is a registered lobbyist and, if so, the names of
43 such lobbyist's clients. Such names shall be provided in writing
44 to the ethics officer.

45 3. Any and all interests in real property that such board
46 member, employee, or consultant has, or that an immediate family
47 member of such board member, employee, or consultant has, if
48 such real property is located in, or within a 1/2-mile radius
49 of, any actual or prospective authority roadway project. The
50 executive director shall provide a corridor map and a property
51 ownership list reflecting the ownership of all real property
52 within the disclosure area, or an alignment map with a list of
53 associated owners, to all board members, employees, and
54 consultants.

55 (e) The disclosure forms filed as required under paragraph
56 (d) must be reviewed by the ethics officer or, if a form is
57 filed by the general counsel, by the executive director.

58 (f) The conflict of interest process shall be outlined in
59 the authority's code of ethics.

60 (g) Authority employees and consultants are prohibited
61 from serving on the governing body of the authority while
62 employed by or under contract with the authority.

63 (h) The code of ethics policy shall be reviewed and
64 updated by the ethics officer and presented for board approval
65 at least once every 2 years.

66 (i) Employees shall be adequately informed and trained on

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67 the code of ethics and shall continually participate in ongoing
68 ethics education.

69 (j) The requirements of paragraphs (b)-(i) are in addition
70 to requirements that the members and the executive director of
71 the authority are required to follow under chapter 112.

72 (k) Violations of paragraphs (b), (d), and (g) are
73 punishable in accordance with s. 112.317.

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76 **T I T L E A M E N D M E N T**

77 Remove line 557 and insert:

78 Corporation, respectively; amending s. 348.0003, F.S.;
79 prohibiting a lobbyist from serving as a member of an
80 expressway authority; providing certain lobbying
81 restrictions for members or the executive director of
82 an authority; providing that the authority's general
83 counsel is the authority's ethics officer; providing
84 certain lobbying restrictions for authority board
85 members, employees, and consultants; requiring
86 disclosure of certain relationships or ownership of
87 real estate relating to conflicts of interest;
88 providing procedures for reporting such relationships
89 or ownership; providing that authority employees and
90 consultants are prohibited from serving on the
91 governing body of the authority; requiring the
92 authority to update its code of ethics policy and

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93 present such policy for board approval at least once
94 every two years; requiring the authority to providing
95 certain training; providing applicability; providing
96 that certain violations are punishable as provided in
97 the Code of Ethics; amending s. 627.351, F.S.;

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