

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

ETHICS AND ELECTIONS
Senator Baxley, Chair
Senator Braynon, Vice Chair

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Baxley, Chair; Senator Braynon, Vice Chair; Senators Diaz, Passidomo, Powell, Rodriguez, and Stargel

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Senate Confirmation Hearing: A public hearing will be held for consideration of the below-named executive appointments to the offices indicated.			
Florida Citrus Commission			
1	Hancock, Jonathan Ned (Sebring)	05/31/2022	Recommend Confirm Yeas 7 Nays 0
	Martinez, Carlos H. (Orlando)	05/31/2021	Recommend Confirm Yeas 7 Nays 0
	Schirard, John Patrick (Vero Beach)	05/31/2022	Recommend Confirm Yeas 7 Nays 0
Board of Trustees of Daytona State College			
2	Holness, Betty Jean (Ormond Beach)	05/31/2023	Recommend Confirm Yeas 7 Nays 0
	Howard, Randall B. (New Smyrna Beach)	05/31/2022	Recommend Confirm Yeas 7 Nays 0
	Lloyd, Robert W. (Port Orange)	05/31/2023	Recommend Confirm Yeas 7 Nays 0
	Lubi, Garry R. (Palm Coast)	05/31/2022	Recommend Confirm Yeas 7 Nays 0
Board of Trustees of Miami-Dade College			
3	Abraham, Anay Marie ()	05/31/2023	Recommend Confirm Yeas 7 Nays 0
	Bileca, Michael (Miami)	05/31/2021	Recommend Confirm Yeas 7 Nays 0
Board of Trustees of St. Petersburg College			
4	Gibbons, Deveron M. (St. Petersburg)	05/31/2022	Recommend Confirm Yeas 7 Nays 0
Board of Trustees of Valencia College			
5	Lopez-Cid, Daisy (Kissimmee)	05/31/2020	Recommend Confirm Yeas 7 Nays 0
	Sasso, Michael Adam ()	05/31/2021	Recommend Confirm Yeas 7 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

Tuesday, January 21, 2020, 4:30—6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Board of Trustees for the Florida School for the Deaf and the Blind			
6	Kramer, Matthew (St. Augustine)	02/07/2023	Recommend Confirm Yeas 7 Nays 0
Central Florida Expressway Authority			
7	Madara, Jay (Windermere)	06/20/2022	Recommend Confirm Yeas 7 Nays 0
Board of Medicine			
8	Cairns, Kevin (Fort Lauderdale)	10/31/2022	Recommend Confirm Yeas 7 Nays 0
Tampa Port Authority			
9	Allman, Patrick H. III (Tampa)	02/06/2022	Recommend Confirm Yeas 7 Nays 0
	Mai, Hung T. (Lutz)	11/15/2023	Recommend Confirm Yeas 7 Nays 0
Jacksonville Port Authority			
10	Fleming, Edward J., Jr. (Jacksonville)	09/30/2023	Recommend Confirm Yeas 7 Nays 0
Board of Professional Surveyors and Mappers			
11	Hall, Iarelis Diaz (Apopka)	10/31/2023	Recommend Confirm Yeas 7 Nays 0
Governing Board of the Northwest Florida Water Management District			
12	Roberts, George A. (Panama City Beach)	03/01/2022	Recommend Confirm Yeas 7 Nays 0
Governing Board of the Suwannee River Water Management District			
13	Keith, Charles G. ()	03/01/2022	Recommend Confirm Yeas 7 Nays 0
	Schwab, Richard (Perry)	03/01/2023	Recommend Confirm Yeas 7 Nays 0

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Ethics and Elections

Tuesday, January 21, 2020, 4:30—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
14	SB 1490 Bradley (Similar H 1435)	Public Officers and Employees; Authorizing specified reporting individuals and procurement employees to accept gifts or compensation to be used toward costs incurred due to a serious bodily injury or the diagnosis of a serious disease or illness of the individual, employee, or a child thereof; revising provisions regarding prohibited lobbying expenditures in the legislative and executive branches to conform to changes made by the act, etc. EE 01/21/2020 Favorable GO RC	Favorable Yeas 6 Nays 1
15	SB 832 Stargel (Identical H 1191)	Public Records/Members of the Legislature and the Cabinet; Providing an exemption from public records requirements for certain identifying and location information of current members of the Legislature and the Cabinet, and the children and spouses of such legislators and officers; providing for retroactive application; providing a statement of public necessity, etc. EE 01/21/2020 Favorable GO RC	Favorable Yeas 4 Nays 3
16	SB 1108 Baxley (Identical H 1327, Compare HJR 1325, Linked SJR 1110)	Campaign Finance; Repealing provisions relating to the Florida Election Campaign Financing Act; deleting provisions governing the public funding of campaigns for candidates for statewide office who agree to certain expenditure limits, etc. EE 01/21/2020 Favorable JU RC	Favorable Yeas 4 Nays 3
17	SJR 1110 Baxley (Identical HJR 1325, Compare H 1327, Linked S 1108)	Repeal of Public Campaign Financing Requirement; Proposing an amendment to the State Constitution which requires the availability of public financing of campaigns of candidates for elective statewide office who agree to campaign spending limits, etc. EE 01/21/2020 Favorable JU RC	Favorable Yeas 4 Nays 3

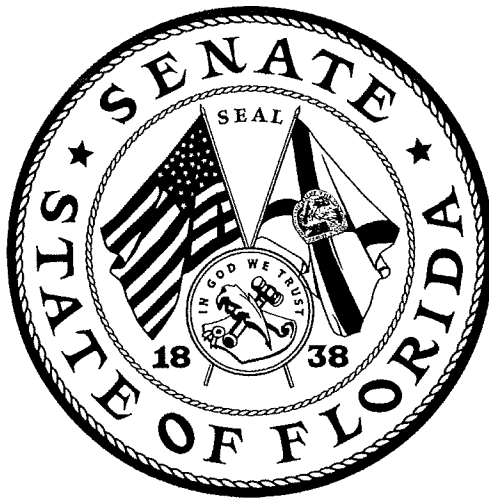
COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

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TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
18	SR 1458 Baxley (Similar HR 323)	Supporting the Preservation of the Electoral College; Reaffirming the oath of office made by each member of the Senate to support, protect, and defend the United States Constitution, including the 12th Amendment, and supporting the preservation of the Electoral College, etc. EE 01/21/2020 Favorable JU RC	Favorable Yeas 4 Nays 3

Other Related Meeting Documents



Committee:

ETHICS AND ELECTIONS

Senator Baxley, Chair
Senator Braynon, Vice Chair

Meeting Packet
Tuesday, January 21, 2020
4:30—6:00 p.m.
Pat Thomas Committee Room, 412 Knott Building

The meeting materials for bills on the agenda are in the following order behind each tab:

If a Proposed Committee Substitute is being offered, materials precede the original bill in this order (a separate tab may be used for combined PCS and materials):

- o Bill Analysis for the PCS*
- o Filed amendments to the PCS*
- o Proposed Committee Substitute*
- o Miscellaneous information*

- Bill Analysis**
- Filed amendments to the bill**
- Bill**
- Amendments from previous committees**
- Miscellaneous information**

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COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

Tuesday, January 21, 2020, 4:30—6:00 p.m.

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	Jacksonville Port Authority		
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11	Hall, Iarelis Diaz (Apopka)	10/31/2023	
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Other Related Meeting Documents			

COMMITTEE MEETING PACKET TAB

1

A180H

Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Hancock, Jonathan Ned
Term: 09/18/2019 – 05/31/2022

Appointed: 09/18/2019
Prior Term: 08/09/2017 - 5/31/2019

City/County: Sebring/Highlands

Office: Florida Citrus Commission, Member

Authority: 601.04, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/25/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Owner/President of Hancock Citrus, Inc.

Attendance: Attended 21 of 21 meetings (100%) from August 9, 2017 through November 8, 2019.

Compensation: Twenty-five dollars for each day traveling to or from meetings, or in transacting other business; reimbursed for per diem and expenses pursuant to s. 112.061, F.S.

Requirements: The Florida Citrus Commission is composed of nine members appointed by the Governor. Each member must be a resident citizen of the state who is and has been actively engaged in the growing, growing and shipping, or growing and processing of citrus fruit in the state for at least 5 years immediately before appointment to the commission and has, during that 5-year period:

1. Derived a major portion of her or his income from such growing, growing and shipping, or growing and processing of citrus fruit; or
2. Been the owner of, member of, officer of, or paid employee of a corporation, firm, or partnership that has, during that 5-year period, derived the major portion of its income from such growing, growing and shipping, or growing and processing of citrus fruit.

- Six members of the commission shall be classified as grower members and shall be primarily engaged in the growing of citrus fruit as an individual owner; as the owner of, or as stockholder of, a corporation; or as a member of a firm or partnership primarily engaged in citrus growing. Such members may not receive any compensation from any licensed citrus fruit dealer or handler, as defined in s. 601.03, other than gift fruit shippers, but any of the grower members shall not be disqualified as a member if, individually, or as the owner of, a member of, an officer of, or a stockholder of a corporation, firm, or partnership primarily engaged in citrus growing which processes, packs, and markets its own fruit and whose business is primarily not purchasing and handling fruit grown by others.

- Three members of the commission shall be classified as grower-handler members and shall be engaged as owners, or as paid officers or employees, of a corporation, firm, partnership, or other business unit engaged in handling citrus fruit. One such member shall be primarily engaged in the fresh fruit business, and two such members shall be primarily engaged in the processing of citrus fruits.

In addition, three commission members shall be appointed from each of the three citrus districts designated in s. 601.09. Members appointed from the same citrus district shall serve staggered terms, such that the term of one of the district's three members expires each year. Each member must reside in the district from which she or he was appointed. For the purposes of this section, a member's residence is her or his actual physical and permanent residence.

The state is divided into three Citrus districts composed of:

(1) Citrus District One: Levy, Alachua, Brevard, Putnam, St. Johns, St. Lucie, Flagler, Indian River, Marion, Seminole, Orange, Okeechobee, Polk, Volusia, and Osceola Counties.

(2) Citrus District Two: Hardee, DeSoto, Highlands, and Glades Counties.

(3) Citrus District Three: Charlotte, Citrus, Collier, Hernando, Hendry, Hillsborough, Lake, Lee, Manatee, Monroe, Martin, Pasco, Palm Beach, Pinellas, Sarasota, Sumter, Broward, and Miami-Dade Counties.

**Additional
Requirements:**

The members shall be appointed to terms of 3 years each.

To establish staggered terms of members from each citrus district, the terms of members appointed before July 1, 2012, shall be shortened as follows:

- The term of one member from each citrus district shall expire June 30, 2012, and her or his successor shall be appointed to a term beginning July 1, 2012, and expiring May 31, 2015.
- The term of one member from each citrus district shall expire June 30, 2013, and her or his successor shall be appointed to a term beginning July 1, 2013, and expiring May 31, 2016.
- The term of one member from each citrus district shall expire June 30, 2014, and her or his successor shall be appointed to a term beginning July 1, 2014, and ending May 31, 2017.

Subsequent appointments shall be made in accordance with this section.

Appointments shall be made by February 1 preceding the commencement of the term and are subject to confirmation by the Senate in the following legislative session. Each member is eligible for reappointment and shall serve until her or his successor is appointed and qualified. The regular terms begin on June 1 and expire on May 31 of the third year after such appointment.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Grower/District 2

Number 18 - Mr. Hancock served on the Highlands County School Board from 1996 to 2012. Mr. Hancock has served on the Florida Citrus Commission since 3/21/2014.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Martinez, Carlos H.

Appointed: 09/18/2019

Term: 09/18/2019 – 05/31/2021

Prior Term:

City/County: Orlando/Orange

Office: Florida Citrus Commission, Member

Authority: 601.04, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/19/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Procurement Manager for the Coca-Cola Company

Compensation: Twenty-five dollars for each day traveling to or from meetings, or in transacting other business; reimbursed for per diem and expenses pursuant to s. 112.061, F.S.

Requirements: The Florida Citrus Commission is composed of nine members appointed by the Governor. Each member must be a resident citizen of the state who is and has been actively engaged in the growing, growing and shipping, or growing and processing of citrus fruit in the state for at least 5 years immediately before appointment to the commission and has, during that 5-year period:

1. Derived a major portion of her or his income from such growing, growing and shipping, or growing and processing of citrus fruit; or
2. Been the owner of, member of, officer of, or paid employee of a corporation, firm, or partnership that has, during that 5-year period, derived the major portion of its income from such growing, growing and shipping, or growing and processing of citrus fruit.

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- Three members of the commission shall be classified as grower-handler members and shall be engaged as owners, or as paid officers or employees, of a corporation, firm, partnership, or other business unit engaged in handling citrus fruit. One such member shall be primarily engaged in the fresh fruit business, and two such members shall be primarily engaged in the processing of citrus fruits.

In addition, three commission members shall be appointed from each of the three citrus districts designated in s. 601.09. Members appointed from the same citrus district shall serve staggered terms, such that the term of one of the district's three members expires each year. Each member must reside in the district from which she or he was appointed. For the purposes of this section, a member's residence is her or his actual physical and permanent residence.

The state is divided into three Citrus districts composed of:

(1) Citrus District One: Levy, Alachua, Brevard, Putnam, St. Johns, St. Lucie, Flagler, Indian River, Marion, Seminole, Orange, Okeechobee, Polk, Volusia, and Osceola Counties.

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(3) Citrus District Three: Charlotte, Citrus, Collier, Hernando, Hendry, Hillsborough, Lake, Lee, Manatee, Monroe, Martin, Pasco, Palm Beach, Pinellas, Sarasota, Sumter, Broward, and Miami-Dade Counties.

**Additional
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Required to file Form 1 with the Commission on Ethics.

- Notes:** Number 8 - Grower/Handler/Processor - District 1
Number 18 - Mr. Martinez served on the Florida Citrus Commission from 2017-2018.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Schirard, John Patrick

Appointed: 09/18/2019

Term: 09/18/2019 – 05/31/2022

Prior Term:

City/County: Vero Beach/Indian River

Office: Florida Citrus Commission, Member

Authority: 601.04, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 8/2/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: President of GEM Indian River Select

Compensation: Twenty-five dollars for each day traveling to or from meetings, or in transacting other business; reimbursed for per diem and expenses pursuant to s. 112.061, F.S.

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Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Grower/Packer - District 1

Number 15 - Mr. Schirard disclosed that his employer, GEM Indian River Select, has a contractual relationship (State Farmers' Market: Tenant Fort Pierce).

Number 19 - Mr. Schirard was a citrus forecast surveyor for the Florida Department of Agriculture and Consumer Services in 1983.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

2

A295H

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Holness, Betty Jean

Appointed: 10/14/2019

Term: 10/14/2019 – 05/31/2023

Prior Term: 12/08/2016 - 05/31/2019

City/County: Ormond Beach/Volusia

Office: Board of Trustees of Daytona State College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/21/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Retired

Attendance: Attended 26 of 29 meetings (90%) from December 8, 2016 through November 8, 2019.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for terms of four (4) years.

A member of a board of trustees must be a resident of the service delivery area of the college.

Daytona State College serves Flagler and Volusia Counties.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Volusia County Resident

Number 15 - Mrs. Holness is the V.P. of JWH Consulting and she disclosed the consulting firm is a contract provider to Volusia County.

Number 18 - Mrs. Holness served on the Halifax Medical Center Board of Commissioners, 2002-2010. Mrs. Holness has served on the Daytona State College Board of Trustees since 2011.

Number 19 - Mrs. Holness worked for Volusia County, as a Community Outreach Manager, 2016-2019. Mrs. Holness was a County Council Liaison for the Volusia County Commission, 1997-2011.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Howard, Randall B.

Appointed: 07/30/2019

Term: 07/30/2019 – 05/31/2022

Prior Term:

City/County: New Smyrna Beach/Volusia

Office: Board of Trustees of Daytona State College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 11/21/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Senior VP & CFO of Embry-Riddle Aeronautical University

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for terms of four (4) years.

A member of a board of trustees must be a resident of the service delivery area of the college.

Daytona State College serves Flagler and Volusia Counties.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 6 - Dr. Howard served in the United States Air Force, 1986 - 2006.

Number 8 - Volusia County Resident

Number 15 - Dr. Howard disclosed that his employer, Embry-Riddle Aeronautical University, receives state funding/grants.

Number 17 - Dr. Howard is serving on the Volusia County Educational Finance Authority.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Lloyd, Robert W.

Appointed: 10/14/2019

Term: 10/14/2019 – 05/31/2023

Prior Term:

City/County: Port Orange/Volusia

Office: Board of Trustees of Daytona State College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 11/4/10
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: General Counsel, Brown and Brown, Inc., (insurance and brokerage)

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for terms of four (4) years.

A member of a board of trustees must be a resident of the service delivery area of the college.

Daytona State College serves Flagler and Volusia Counties.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Volusia County Resident

Number 15 - Mr. Lloyd disclosed that his employer and various subsidiaries of Brown & Brown, Inc., represents multiple state and local governmental agencies in Florida.

Number 18 - Mr. Lloyd served on Volusia County's Charter Review Commission, 1995-1996.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Lubi, Garry R.

Appointed: 11/01/2019

Term: 11/01/2019 – 05/31/2022

Prior Term: 6/8/2018 - 5/31/2022

City/County: Palm Coast/Flagler

Office: Board of Trustees of Daytona State College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 5/31/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 11/26/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Senior Vice President, CenterState Bank

Attendance: Attended 11 of 12 meetings (92%) from June 8, 2018 through November 18, 2019.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Trustees shall be appointed for terms of four (4) years.

Requirements: A member of a board of trustees must be a resident of the service delivery area of the college.

Daytona State College serves Flagler and Volusia Counties.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Flagler County Resident

Number 15 - Mr. Lubi disclosed that his current employer, CenterState Bank, and past employer, Ameris Bank, have contractual relationships (loans) with various cities and counties in the State.

Number 18 - Mr. Lubi has served on the Board of Trustees of Daytona State College since 2/2014.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Abraham, Anay Marie

Appointed: 05/31/2019

Term: 06/01/2019 – 05/31/2023

Prior Term: 05/01/2019 - 05/31/2019

City/County: Miami/Miami-Dade

Office: Board of Trustees of Miami-Dade College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 4/12/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 12/18/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Managing Director, City Year (non-profit education)

Attendance: Attended 12 of 13 meetings (92%) from May 1, 2019 through December 3, 2019.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for terms of four (4) years.

A member of a board of trustees must be a resident of the service delivery area of the college.

Miami Dade College serves Miami-Dade County.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Miami-Dade County Resident

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Bileca, Michael

Appointed: 03/21/2019

Term: Upon Senate Confirmation – 05/31/2021

Prior Term:

City/County: Miami/Miami-Dade

Office: Board of Trustees of Miami-Dade College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 11/19/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 8/19/19; See Below
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Executive at Dental Care Alliance

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for terms of four (4) years.

A member of a board of trustees must be a resident of the service delivery area of the college.

Miami Dade College serves Miami-Dade County.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Miami-Dade County Resident

Number 11 - The Commission on Ethics reported one complaint filed against Mr. Bileca alleging possible violations relating to Art. II, s. 8, FL Const. (disclosure of financial interests), while he was serving as a member of the Florida House of Representatives. The COE dismissed Complaint 12-240 on January 30, 2013 for legal insufficiency.

Number 18 - Mr. Bileca served as a Representative in the Florida House of Representatives, 2010-2018.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Gibbons, Deveron M.

Appointed: 07/30/2019

Term: 07/30/2019 – 05/31/2022

Prior Term: 06/12/2015 - 05/31/2018

City/County: St. Petersburg/Pinellas

Office: Board of Trustees of St. Petersburg College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 9/4/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist	X		See Below

Occupation: V.P. of Public Affairs, Amscot Financial/Financial Services

Attendance: Attended 47 of 49 meetings (96%) from June 12, 2015 through November 8, 2019.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Trustees shall be appointed for terms of four (4) years.

Requirements: A member of a board of trustees must be a resident of the service delivery area of the college.

St. Petersburg College serves Pinellas County.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Pinellas County Resident

Number 18 - Mr. Gibbons has served on the Board of Trustees of St. Petersburg College since 6/2006. Mr. Gibbons served on the Pinellas County Housing Authority from 2006-2009.

Number 19 - Mr. Gibbons was the Legislative Affairs Director/Recruiter at USF-St. Petersburg campus from 8/2001-9/2002. Mr. Gibbons also worked for the Department of Community Affairs from 2000 to 2001. Mr. Gibbons was employed by the City of St. Petersburg from 1996 to 2000.

Number 20 - Legislative and Executive

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Lopez-Cid, Daisy

Appointed: 08/29/2019

Term: 08/29/2019 – 05/31/2020

Prior Term:

City/County: Kissimmee/Osceola

Office: Board of Trustees of Valencia College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 8/14/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Real Estate Broker, Remax Premier Properties

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for terms of four (4) years.
A member of a board of trustees must be a resident of the service delivery area of the college.

Valencia College serves Orange and Osceola Counties.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Osceola County Resident
Number 18 - Mrs. Lopez-Cid served on the Board of Trustees of Valencia College from 2013-2019

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Sasso, Michael Adam

Appointed: 08/29/2019

Term: 08/29/2019 – 05/31/2021

Prior Term:

City/County: Orlando/Orange

Office: Board of Trustees of Valencia College, Member

Authority: 1001.61(1) and (2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 7/26/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	See Below
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Attorney/partner, Sasso & Sasso, P.A.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution boards of trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for terms of four (4) years.

A member of a board of trustees must be a resident of the service delivery area of the college.

Valencia College serves Orange and Osceola Counties.

It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Orange County Resident

Number 9 - Mr. Sasso disclosed that he was charged in 2013, in Orlando, for driving under the influence. All charges were dropped after completion of a pretrial diversion program. FDLE and HSMV reported this charge.

Number 15 - Mr. Sasso disclosed that his firm has represented Seminole County and Orange County Public Schools in construction litigation. Mr. Sasso disclosed that his firm represented the Department of Emergency Management in state and federal court.

Number 17 - Mr. Sasso is serving on the Ninth Judicial Circuit Judicial Nominating Commission, 8/2019-Present.

The Florida Senate
COMMITTEE MEETING PACKET TAB

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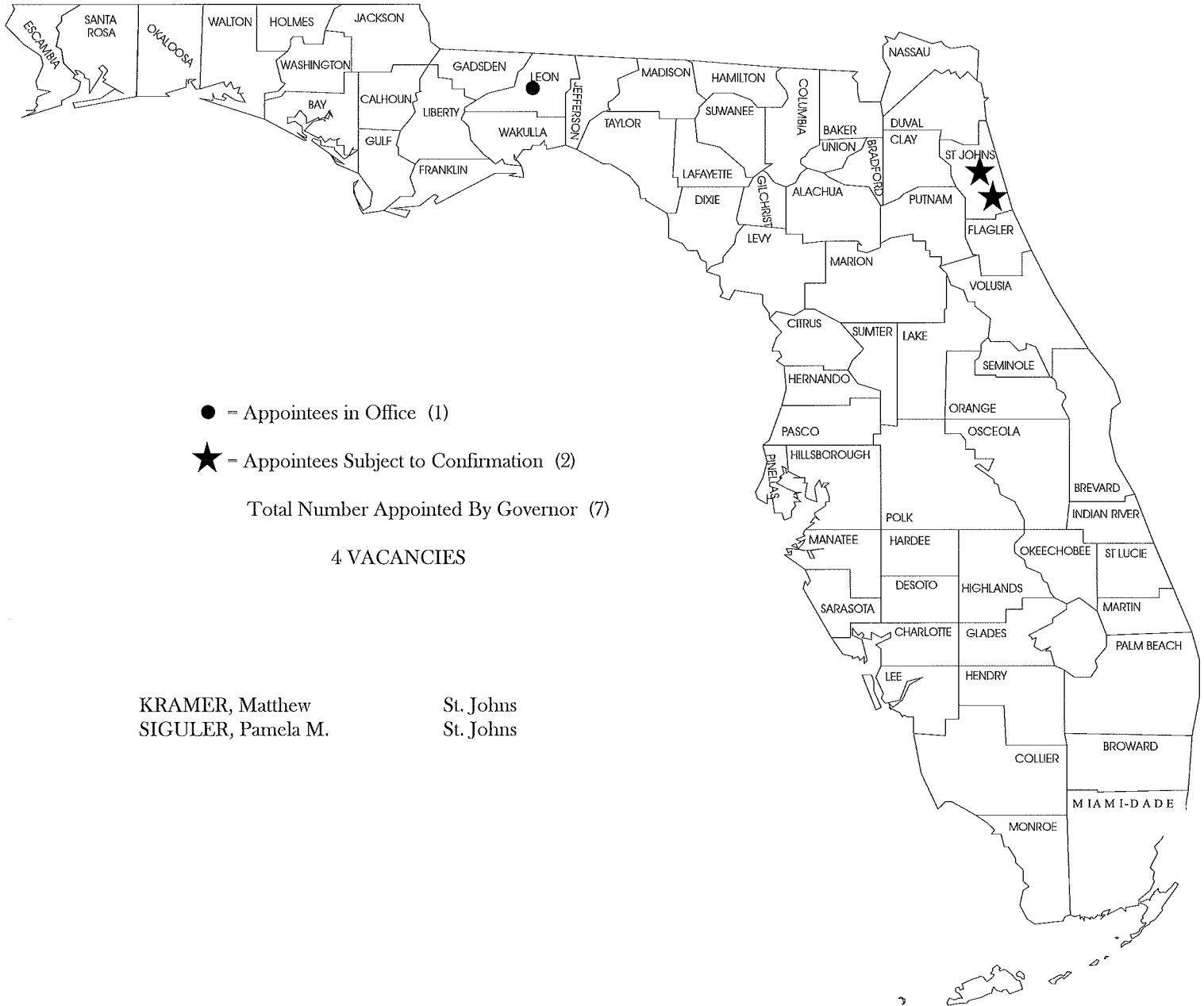
Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Trustees for the Florida School for the Deaf and the Blind



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Kramer, Matthew

Appointed: 08/09/2019

Term: 08/09/2019 – 02/07/2023

Prior Term:

City/County: St. Augustine/St. Johns

Office: Board of Trustees for the Florida School for the Deaf and the Blind, Member

Authority: 1002.36(4)(a), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 9/9/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 12/18/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Executive Therapeutic Specialist at Gilead Sciences

Compensation: Reimbursed for travel expenses pursuant to s. 112.061, F.S.

Requirements: There is hereby created a Board of Trustees for the Florida School for the Deaf and the Blind which shall consist of seven members. Of these seven members

- One member shall be a blind person; and
- One member shall be a deaf person.

Each member shall have been residents of the state for at least ten years.

Additional Terms are for four years.

Requirements: Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Lay Member
Number 15 - Mr. Kramer disclosed that he served on the Board of Directors for a non-profit, Growing Together Behavioral Center, which receives funding in part from the Department of Education.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

7

A825M

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Madara, Jay

Appointed: 04/04/2019

Term: Upon Senate Confirmation – 06/20/2022

Prior Term:

City/County: Windermere/Orange

Office: Central Florida Expressway Authority, Member

Authority: 348.753 (3), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 6 filed as of 7/1/19
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 12/18/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Chief Financial Officer at the Golf Channel

Compensation: Members of the authority are entitled to receive reimbursement from the authority for travel and other necessary expenses incurred in connection with the business of the authority as provided in s. 112.061, F.S. but may not draw salaries or other compensation.

Requirements: The governing body of the authority shall consist of ten members. The chairs of the boards of the county commissions of Seminole, Lake, Brevard, and Osceola Counties shall each appoint one member from his or her respective county, who must be a commission member or chair or the county mayor. The Mayor of Orange County shall appoint a member from the Orange County Commission.

Subject to confirmation by the Senate during the next regular session of the Legislature, the Governor shall appoint three citizen members, each of whom must be a resident of either Orange County, Seminole County, Lake County, Brevard County, or Osceola County. Refusal or failure of the Senate to confirm an appointment shall create a vacancy.

The Mayor of Orange County and the Mayor of the City of Orlando shall also serve as members. The executive director of the Florida Turnpike Enterprise shall serve as a nonvoting advisor to the governing body of the authority.

Each appointed member of the authority must be a person of outstanding reputation for integrity, responsibility, and business ability, but, except as provided in this subsection, a person who is an officer or employee of a municipality or county may not be an appointed member of the authority.

Additional Requirements: Each member appointed by the Governor shall serve for 4 years, with his or her term ending on December 31 of his or her last year of service.

Each county-appointed member shall serve for 2 years.

Each appointed member shall hold office until his or her successor has been appointed and has qualified. A vacancy occurring during a term must be filled only for the balance of the unexpired term.

Any member of the authority is eligible for reappointment.

Required to file Form 6 with Commission on Ethics.

Notes: Number 18 - Mr. Madara served on the Central Florida Expressway Authority, 2014 - 2018.

The Florida Senate
COMMITTEE MEETING PACKET TAB

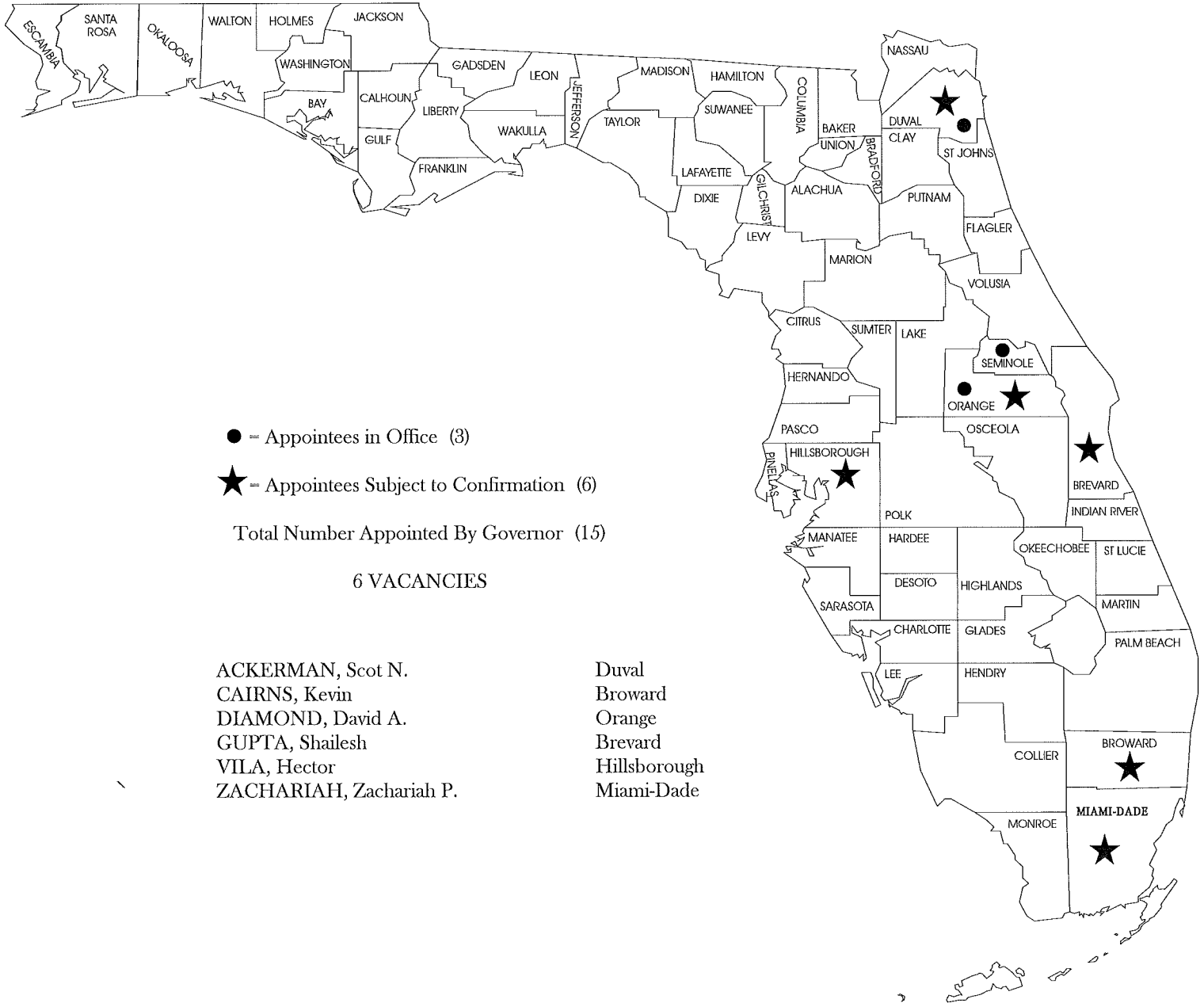
Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Medicine



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Cairns, Kevin
 Term: 08/20/2019 – 10/31/2022
 City/County: Fort Lauderdale/Broward
 Office: Board of Medicine, Member
 Authority: 458.307(1), F.S. & 20.43(3)(g)2, F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 08/20/2019
 Prior Term:

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 11/27/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Attending MD & Owner of Florida Spine Specialists

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

- Requirements:** The 15-member board consists of Florida residents as follows: Twelve members who are licensed physicians in good standing in this state who have engaged in the active practice or teaching of medicine for at least four years prior to their appointment:
- One of whom is on the full-time faculty of a medical school in Florida;
 - One of whom is in private practice and on the full-time staff of a teaching hospital in Florida; and
 - At least one of whom is a graduate of a foreign medical school;

Three members who are not, and who have never been, licensed health care practitioners;

One member who is a health care risk manager

At least one member who is sixty years of age or older.

Additional Requirements: Terms are for four years.

Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Physician

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Allman, Patrick H., III
 Term: 10/14/2019 – 02/06/2022
 City/County: Tampa/Hillsborough
 Office: Tampa Port Authority, Member
 Authority: 95-488, L.O.F. & 05-332, L.O.F.
 Reference(s): Committee on Ethics and Elections

Appointed: 10/14/2019
 Prior Term: 03/24/2014 - 02/06/2018

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 6/3/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: General Manager of Odyssey Manufacturing Co. (Chemical Manufacturing)

Attendance: Attended 64 of 67 meetings (96%) from March 24, 2014 through November 8, 2019.

Compensation: Members may not be compensated by the port authority for their services but may be otherwise reimbursed for travel as provided by this act.

- Requirements:** The port authority shall consist of seven member seats with Seats 1 through 5 appointed by the Governor.
- The numerical assignment of Seats 1, 2, and 3 shall be designated by the port authority and appointed by the Governor.
 - Members occupying Seat 4 and Seat 5 shall be appointed from a list of persons who have maritime industry backgrounds, notwithstanding any provision of general law to the contrary, nominated for that purpose by a nominating committee and as otherwise provided by this act.

The Governor shall make appointments through the standard application process if no nominations for Seat 4 or Seat 5 are received from the nominating committee.

- Seat 6 shall be occupied by a member of the board of county commissioners, appointed by that board, ex officio.
- Seat 7 shall be occupied by the Mayor of the City of Tampa, ex officio.

Each appointed member of the port authority must be a qualified elector of the county.

- Additional Requirements:** Terms shall be for four years.
- Required to file Form 1 with SOE's office.

- Notes:** Number 6 - Mr. Allman served in the U.S. Navy from 8/1978 to 6/2013, (8 years active; 27 years reserves).
- Number 8 - Seat 5
- Number 15 - Mr. Allman disclosed that the company he is a General Manager for (Odyssey Manufacturing Co.) sells chemicals and related products to most water and wastewater utilities in Florida. Mr. Allman disclosed that his company does not have a contractual relationship with the Tampa Port Authority.
- Number 18 - Mr. Allman has served on the Tampa Port Authority since 8/2011.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Mai, Hung T.

Appointed: 10/14/2019

Term: 11/16/2019 – 11/15/2023

Prior Term:

City/County: Lutz/Hillsborough

Office: Tampa Port Authority, Member

Authority: 95-488, L.O.F. & 05-332, L.O.F.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 7/2/19
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 12/18/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	See Below
15. Contracts with State/Local Governments (sworn statement)		X	See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President/Owner of H.T. Mai, Inc.

Compensation: Members may not be compensated by the port authority for their services but may be otherwise reimbursed for travel as provided by this act.

- Requirements:** The port authority shall consist of seven member seats with Seats 1 through 5 appointed by the Governor.
- The numerical assignment of Seats 1, 2, and 3 shall be designated by the port authority and appointed by the Governor.
 - Members occupying Seat 4 and Seat 5 shall be appointed from a list of persons who have maritime industry backgrounds, notwithstanding any provision of general law to the contrary, nominated for that purpose by a nominating committee and as otherwise provided by this act.

The Governor shall make appointments through the standard application process if no nominations for Seat 4 or Seat 5 are received from the nominating committee.

- Seat 6 shall be occupied by a member of the board of county commissioners, appointed by that board, ex officio.
- Seat 7 shall be occupied by the Mayor of the City of Tampa, ex officio.

Each appointed member of the port authority must be a qualified elector of the county.

Additional Terms shall be for four years.

Requirements: Required to file Form 1 with SOE's office.

Notes: Number 14 - The Board of Professional Engineers reported a complaint was filed against Mr. Mai in 1998 alleging a violation of s. 471.033(1)(j), F.S. No violation was found and the case was closed on May 25, 1999. In addition, a second complaint was filed in 2008 alleging violation of s. 471.033(1)(g), F.S. The case was closed on May 20, 2008 and a letter of guidance was issued.

Number 15 - Mr. Mai disclosed that his company was a sub-consultant to HDR, Inc. as SBE/MBE and he has since terminated the contract.

Number 18 - Mr. Mai served on the Hillsborough River Basin Board of the Southwest Florida Water Management District, 1999 to 2007.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Fleming, Edward J., Jr.
 Term: 10/21/2019 – 09/30/2023
 City/County: Jacksonville/Duval
 Office: Jacksonville Port Authority, Member
 Authority: 04-465, L.O.F.
 Reference(s): Committee on Ethics and Elections

Appointed: 10/21/2019
 Prior Term: 12/04/2015 - 09/30/2019

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/1/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 11/20/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Part time advisor at the Saint Johns Boat Yard

Attendance: Attended 53 of 55 meetings (96%) from December 4, 2015 through November 8, 2019.

Compensation: Members are entitled to payment of reasonable expenses as provided by the council of the City of Jacksonville.

Requirements: The authority shall consist of seven members:

- Three appointed by the Governor and confirmed by the Senate
- Four appointed by the Mayor of the City of Jacksonville and confirmed by the Jacksonville City Council

Additional Requirements: Members shall serve four year terms.

Members shall initially serve staggered terms with two gubernatorial appointments and two mayoral appointments being for initial two year terms, which shall count as a full term for the purpose of term limits herein.

Terms commence on October 1 of the year of the appointment or for the unexpired portion of a term deemed to commence on October 1.

Members shall not be eligible for more than two consecutive full terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Governor's Appointment

Number 17 - Mr. Fleming is currently serving as a Waterways Commissioner for the City of Jacksonville, 2012-Present. Mr. Fleming began serving a partial term on the Jacksonville Port Authority on 1/14/2014 and was subsequently reappointed to a full term beginning 12/4/2015.

Number 19 - Mr. Fleming worked as a Student Assistant/Clerk for the Jacksonville Public Libraries from 1973 to 1977.

The Florida Senate
COMMITTEE MEETING PACKET TAB

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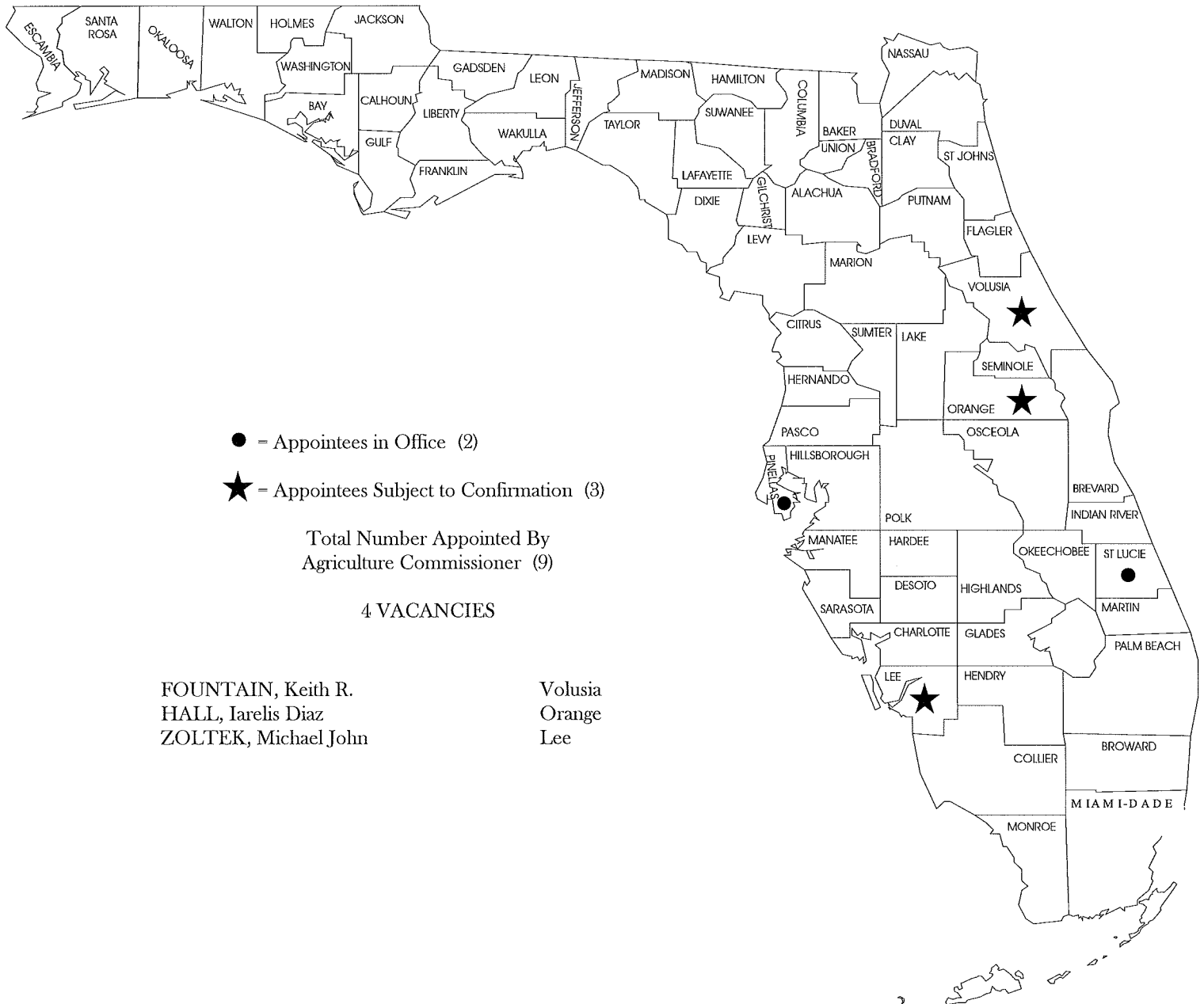
Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Professional Surveyors and Mappers



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Hall, Iarelis Diaz

Appointed: 09/25/2019

Term: 11/01/2019 – 10/31/2023

Prior Term:

City/County: Apopka/Orange

Office: Board of Professional Surveyors and Mappers, Member

Authority: 472.007, F.S. & 20.165(4)(a)14, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 12/20/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 12/18/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office			
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Senior Survey Manager at GPI Geospatial, Inc.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

- Requirements:** The nine-member board appointed by the Commissioner of Agriculture consists of:
- Seven of whom shall be registered surveyors and mappers primarily engaged in the practice of surveying and mapping and
 - Two of whom shall be laypersons who are not and have never been surveyors and mappers or members of any closely related profession or occupation.

Additional Terms are for four years.

Requirements: Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

- Notes:** Number 8 - Professional Surveyor and Mapper
Number 15 - Ms. Hall disclosed that her employer, GPI Geospatial, Inc., is a contract provider of survey consulting services to government agencies.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

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A2405R

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Environment and Natural Resources
MEETING DATE: Monday, December 9, 2019
TIME: 4:00—6:00 p.m.
PLACE: Mallory Horne Committee Room, 37 Senate Building

TO: The Honorable Bill Galvano, President

FROM: Committee on Environment and Natural Resources

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Governing Board of the Northwest Florida Water Management District

Appointee: Roberts, George A.

Term: 8/26/2019-3/1/2022

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Roberts, George A.

Appointed: 08/26/2019

Term: 08/26/2019 – 03/01/2022

Prior Term:

City/County: Panama City Beach/Bay

Office: Governing Board of the Northwest Florida Water Management District, Member

Authority: 373.073 & 373.073(2)(a), F.S.

Reference(s): Committee on Environment and Natural Resources-Recommend Confirm-12/09/2019
Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/7/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 10/16/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Vice President of Roberts And Roberts, Inc. (construction)

Compensation: Reimbursed for actual travel expenses, subsistence, lodging, and other expenses while on official business, not to exceed the statutory amount allowed under s. 112.061, F.S.

Payment for the use of private or charter aircraft may be no greater than that allowed for commercial air travel for equivalent distances.

Requirements: The nine-member board consists of:

- One member who resides in the "Perdido River Basin-Perdido Bay Coastal Area-Lower Conecuh River-Escambia River Basin" hydrologic units and that portion of the "Escambia Bay Coastal Area" hydrologic unit which lies west of Pensacola Bay and Escambia Bay;
- One member who resides in the "Blackwater River Basin-Yellow River Basin-Choctawhatchee Bay Coastal Area" hydrologic units and that portion of the "Escambia Bay Coastal Area" hydrologic unit which lies east of Pensacola Bay and Escambia Bay;
- One member who resides in the "Choctawhatchee River Basin-St. Andrews Bay Coastal Area" hydrologic units;
- One member who resides in the "Lower Chattahoochee- Apalachicola River-Chipola River Basin-Coastal Area between Ochlockonee River-Apalachicola Rivers-Apalachicola Bay Coastal Area and offshore islands" hydrologic units;
- One member who resides in the "Ochlockonee River Basin-St. Marks and Wakulla Rivers and Coastal Area between Aucilla and Ochlockonee River Basin" hydrologic units; and
- Four at large members, provided that no county shall have more than two members on the governing board.

Membership on governing boards shall be selected from candidates who have significant experience in one or more of the following areas, including, but not limited to: agriculture, the development industry, local government, government-owned or privately owned water utilities, law, civil engineering, environmental science, hydrology, accounting or financial business.

Additional Requirements: Terms are for four years.

Terms begin March 2 of the year in which the appointment is made and terminates March 1 of the fourth calendar year of the term or may continue until a successor is appointed, but not more than 180 days.

Terms of office of governing board members shall be staggered to help maintain consistency and continuity in the exercise of governing board duties and to minimize disruption in district operations.

Required to file Form 1 with SOE's office.

Commencing January 1, 2011, the Governor shall appoint the following number of governing board members in each year of the Governor's 4-year term of office:

- In the first year of the Governor's term of office, the Governor shall appoint three members to the governing.
- In the second year of the Governor's term of office, the Governor shall appoint two members to the governing board.
- In the third year of the Governor's term of office, the Governor shall appoint three members to the governing board of the Southwest Florida Water Management District and two members to the governing board of each other district.
- In the fourth year of the Governor's term of office, the Governor shall appoint two members to the governing board of each other district.

Notes: Number 8 - Represents Choctawhatchee River Basin
Number 18 - Mr. Roberts has served on the Governing Board of the Northwest Florida Water Management District since 3/2006.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, January 21, 2020

TIME: 4:30—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Environment and Natural Resources
MEETING DATE: Monday, December 9, 2019
TIME: 4:00—6:00 p.m.
PLACE: Mallory Horne Committee Room, 37 Senate Building

TO: The Honorable Bill Galvano, President

FROM: Committee on Environment and Natural Resources

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Governing Board of the Suwannee River Water Management District

Appointee: Keith, Charles G.

Term: 9/11/2019-3/1/2022

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Keith, Charles G.

Appointed: 09/11/2019

Term: 09/11/2019 – 03/01/2022

Prior Term:

City/County: Lake City/Columbia

Office: Governing Board of the Suwannee River Water Management District, Member

Authority: 373.073 & 373.073(2)(b), F.S.

Reference(s): Committee on Environment and Natural Resources-Recommend Confirm-12/09/2019
Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/4/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 10/16/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: President of American Pawn Brokers

Compensation: Reimbursed for actual travel expenses, subsistence, lodging, and other expenses while on official business, not to exceed the statutory amount allowed under s. 112.061, F.S.

Payment for the use of private or charter aircraft may be no greater than that allowed for commercial air travel for equivalent distances.

- Requirements:** The nine-member board consists of:
- One member who resides in the "Aucilla River Basin" hydrologic unit;
 - One member who resides in the "Coastal Area between Suwannee and Aucilla Rivers" hydrologic units;
 - One member who resides in the "Withlacoochee River Basin-Alapaha River Basin-Suwannee River Basin above the Withlacoochee River" hydrologic unit;
 - One member who resides in the "Suwannee River Basin below the Withlacoochee River excluding the Santa Fe River Basin" hydrologic unit;
 - One member who resides in the "Santa Fe Basin-Waccasassa River and Coastal Area between Withlacoochee and Suwannee River" hydrologic units; and
 - Four at large members, provided that no county shall have more than two members on the governing board.

Membership on governing boards shall be selected from candidates who have significant experience in one or more of the following areas, including, but not limited to: agriculture, the development industry, local government, government-owned or privately owned water utilities, law, civil engineering, environmental science, hydrology, accounting or financial business.

Additional Requirements: Terms are for four years.

Terms begin March 2 of the year in which the appointment is made and terminates March 1 of the fourth calendar year of the term or may continue until a successor is appointed, but not more than 180 days.

Terms of office of governing board members shall be staggered to help maintain consistency and continuity in the exercise of governing board duties and to minimize disruption in district operations.

Required to file Form 1 with SOE's office.

Notes: Number 8 - Member at Large
Number 18 - Mr. Keith served on the Suwannee River Water Management District Governing Board from 11/2016-4/2019.
Number 19 - Mr. Keith served as a Deputy for the Hillsborough County Sheriff's Office, 1975-1977.
Education Verified

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Environment and Natural Resources
MEETING DATE: Monday, December 9, 2019
TIME: 4:00—6:00 p.m.
PLACE: Mallory Horne Committee Room, 37 Senate Building

TO: The Honorable Bill Galvano, President

FROM: Committee on Environment and Natural Resources

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Governing Board of the Suwannee River Water Management District

Appointee: Schwab, Richard

Term: 9/11/2019-3/1/2023

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Schwab, Richard

Appointed: 09/11/2019

Term: 09/11/2019 – 03/01/2023

Prior Term: 4/13/2015-3/1/2019

City/County: Perry/Taylor

Office: Governing Board of the Suwannee River Water Management District, Member

Authority: 373.073 & 373.073(2)(b), F.S.

Reference(s): Committee on Environment and Natural Resources-Recommend Confirm-12/09/2019
Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 5/29/19
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			
11. Adverse Ethics Commission Action		X	As of 10/16/19
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	See Below
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Procurement Manager at M. A. Rigoni Inc., (logging)

Attendance: Attended 50 of 54 meetings (93%) from April 13, 2015 through October 9, 2019.

Compensation: Reimbursed for actual travel expenses, subsistence, lodging, and other expenses while on official business, not to exceed the statutory amount allowed under s. 112.061, F.S.

Payment for the use of private or charter aircraft may be no greater than that allowed for commercial air travel for equivalent distances.

Requirements: The nine-member board consists of:

- One member who resides in the "Aucilla River Basin" hydrologic unit;
- One member who resides in the "Coastal Area between Suwannee and Aucilla Rivers" hydrologic units;
- One member who resides in the "Withlacoochee River Basin-Alapaha River Basin-Suwannee River Basin above the Withlacoochee River" hydrologic unit;
- One member who resides in the "Suwannee River Basin below the Withlacoochee River excluding the Santa Fe River Basin" hydrologic unit;
- One member who resides in the "Santa Fe Basin-Waccasassa River and Coastal Area between Withlacoochee and Suwannee River" hydrologic units; and
- Four at large members, provided that no county shall have more than two members on the governing board.

Membership on governing boards shall be selected from candidates who have significant experience in one or more of the following areas, including, but not limited to: agriculture, the development industry, local government, government-owned or privately owned water utilities, law, civil engineering, environmental science, hydrology, accounting or financial business.

Additional Requirements: Terms are for four years.

Terms begin March 2 of the year in which the appointment is made and terminates March 1 of the fourth calendar year of the term or may continue until a successor is appointed, but not more than 180 days.

Terms of office of governing board members shall be staggered to help maintain consistency and continuity in the exercise of governing board duties and to minimize disruption in district operations.

Required to file Form 1 with SOE's office.

Notes: Number 8 - Resides in Coastal area between Suwannee and Aucilla Rivers
Number 16 - Mr. Schwab's employer previously provided contract timber harvesting services to the Suwannee River Water Management District.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SB 1490

INTRODUCER: Senators Bradley, Broxson, and Farmer

SUBJECT: Public Officers and Employees

DATE: January 15, 2020

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Mitchell	Roberts	EE	Favorable
2. _____	_____	GO	_____
3. _____	_____	RC	_____

I. Summary:

SB 1490 amends the Florida Code of Ethics and the Legislative Branch Expenditure Ban to allow a state employee to receive gifts or compensation in certain circumstances.

The Florida Code of Ethics and other statutory gift bans prohibit a number of state employees from receiving gifts or donations, no matter the purpose of the funds. The bill allows gifts or compensation, regardless of value, to be accepted by the following, so long as the employee or official, or his or her child, has suffered serious bodily injury or has been diagnosed with a serious disease or illness:

- A non-elected state employee or agency official required, pursuant to Article II, section 8 of the Florida Constitution or s. 112.3145, F.S., to file full or limited public disclosure of his or her financial interests;
- A state procurement employee; or
- A legislative employee.

The bill requires any gift or compensation to be used toward expenses directly incurred, or in connection with, the care and treatment of the employee or official, or his or her child. The reporting requirements of s. 112.3148, F.S., apply to any such gifts.

II. Present Situation:

Public Employee Gifts

Gifts to public officers and employees are regulated pursuant to s. 112.3148, F.S. "Gift" is defined in s. 112.312(12)(a), (b), (c), and (d), F.S., and encompasses nearly anything of value. Under s. 112.3148, F.S., a reporting individual or procurement employee is prohibited from soliciting any gift from a vendor doing business with the reporting individual's or procurement employee's agency, a political committee, a lobbyist who lobbies the reporting individual's or

procurement employee's agency, or an employer, principal, partner or firm of such lobbyist where such gift is for the personal benefit of the reporting individual or procurement employee, another reporting individual or procurement employer, or any member of the immediate family of a reporting individual or procurement employee.

A "reporting individual" is anyone who is required to file financial disclosure, including candidates.¹ A "procurement employee" is an employee of an officer, department, board, commission, or council of the executive or judicial branch of state government who participates through decision, approval, disapproval, recommendation, preparation of any part of a purchase request, influencing the content of any specification or procurement standard, rendering of advice, investigation, or auditing or in any other advisory capacity in the procurement of contractual services or commodities as defined in s. 287.012, F.S., if the cost of such services or commodities exceeds \$10,000 in any year.²

Additionally, a reporting individual or procurement employee is prohibited from knowingly accepting a gift from a vendor doing business with the reporting individual's or procurement employee's agency, a political committee, a lobbyist, or an employer, principal, partner or firm of a lobbyist if the gift is valued over \$100. A vendor doing business with the reporting individual's or procurement employee's agency; a political committee; a lobbyist who lobbies the reporting individual's or procurement employee's agency; the partner, firm, principal, or employer of such lobbyist; or another on behalf of the lobbyist or partner, firm, principal, or employer of the lobbyist is prohibited from giving, either directly or indirectly, a gift that has a value in excess of \$100 to the reporting individual or procurement employee or any other person on his or her behalf.

If a vendor, political committee, lobbyist, or an employer, principal, partner or firm of a lobbyist gives a gift valued between \$25 and \$100 to a reporting individual or procurement employee, the donor of the gift is required to report the gift on a quarterly basis using a CE Form 30.

Each reporting individual or procurement employee must file a statement (Form 9, Quarterly Gift Disclosure) with the Commission on Ethics not later than the last day of each calendar quarter, for the previous calendar quarter, containing a list of gifts which he or she believes to be in excess of \$100 in value, if any, accepted by him or her, for which compensation was not provided by the donee to the donor within 90 days of receipt of the gift to reduce the value to \$100 or less. Gifts from relatives, gifts prohibited from being accepted, and gifts required to be disclosed elsewhere are not reported on Form 9. The form need not be filed if no such gift was received during the calendar quarter.³

Gifts from Certain Political Committees

Political committees are statutory entities authorized in s. 106.03, F.S., to engage in certain political activities. Currently, s. 112.3148, F.S., prohibits a reporting individual or procurement employee from soliciting a "gift" from a political committee. "Gift" is defined in s. 112.312(12)(a), (b), (c), and (d), F.S., and encompasses nearly anything of value. However,

¹ Section 112.3148(2)(d), F.S.

² Section 112.3148(2)(e), F.S.

³ Section 112.3148(8), F.S.

there are some items in that definition which are specifically excluded from the definition of “gift,” the most significant of which is a campaign contribution or expenditure regulated by Chapter 106 and/or federal law.⁴

Current law also prohibits a reporting individual or procurement employee from accepting anything over \$100 in value. If a reporting individual or procurement employee accepts a “gift” valued less than \$100, but greater than \$25, the political committee must disclose the gift by filing a CE Form 30 with the Florida Commission on Ethics.

Executive Branch Expenditure Ban

The “Executive Branch Expenditure Ban” is found in s. 112.3215, F.S. That section is the sister provision to the “Legislative Branch Expenditure Ban” in s. 11.045, F.S. The “Executive Branch Expenditure Ban” requires individuals to register with the Commission on Ethics prior to engaging in lobbying the executive branch. Each lobbying firm is required to make certain disclosures and is required to maintain records corroborating those disclosures.⁵

Under the “Executive Branch Expenditure Ban,” an official, member, or employee of the executive branch is prohibited from soliciting or accepting, directly or indirectly, an expenditure from a lobbyist or principal.⁶ For purposes of this prohibition, the terms “agency official” or “employee” mean any individual who is required by law to file full or limited public disclosure of his or her financial interests. For purposes of this prohibition, the term “expenditure” means a payment, distribution, loan, advance, reimbursement, deposit, or anything of value made by a lobbyist or principal for the purpose of lobbying. The term “expenditure” does not include contributions or expenditures reported pursuant to ch. 106, F.S., or federal election law, campaign-related personal services provided without compensation by individuals volunteering their time, any other contribution or expenditure made by or to a political party or an affiliated party committee, or any other contribution or expenditure made by an organization that is exempt from taxation under 26 U.S.C. s. 527 or s. 501(c)(4). A lobbying firm is subject to a fine of up to \$5,000 for violating the “Executive Branch Expenditure Ban.”⁷

Legislative Branch Expenditure Ban

Section 11.045, F.S., contains provisions requiring legislative lobbying registration and legislative lobbyist compensation reports, and it contains the “Legislative Branch Expenditure Ban.” Section 11.045(4)(a), F.S., provides in pertinent part, that “no lobbyist or principal shall make, directly or indirectly, and no member or employee of the legislature shall knowingly accept, directly or indirectly, any expenditure, except floral arrangements or other celebratory items given to legislators and displayed in chambers the opening day of a regular session.”

A “principal” is defined as “the person, firm, corporation, or other entity which has employed or retained a lobbyist.”⁸ For purposes of this statute, the term “expenditure” means a payment,

⁴ Section 112.312(12)(b)2., F.S.

⁵ Section 112.3215(5), F.S.

⁶ Section 112.3215(6)(a), F.S.

⁷ Section 112.3215(10), F.S.

⁸ Section 11.045(1)(i), F.S.

distribution, loan, advance, reimbursement, deposit, or anything of value made by a lobbyist or principal for the purpose of lobbying. The term does not include contributions or expenditures reported pursuant to chapter 106 or federal election law, campaign-related personal services provided without compensation by individuals volunteering their time, any other contribution or expenditure made by or to a political party or affiliated party committee, or any other contribution or expenditure made by an organization that is exempt from taxation under 26 U.S.C. s. 527 or s. 501(c)(4).⁹ The term “lobbying” means “influencing or attempting to influence legislative action or nonaction through oral or written communication or an attempt to obtain the goodwill of a member or employee of the Legislature.”¹⁰

The following penalties can be imposed for violation of the Legislative Branch Expenditure Ban:

- A fine of not more than \$5,000;
- Reprimand;
- Censure;
- Probation; or
- Prohibition on lobbying for a period not to exceed 24 months.¹¹

Cumulative Effects

The effect of these statutory gift bans is to reduce significantly the universe of donors a state employee could receive financial assistance from in the event of catastrophic medical expenses necessitated by the treatment of severe illness or injury.

III. Effect of Proposed Changes:

SB 1490 amends the Florida Code of Ethics and the Legislative Branch Expenditure Ban to allow a state employee to receive gifts or compensation in certain circumstances.

The bill amends the statutory section prohibiting the receipt of gifts by individuals filing full or limited public disclosure of financial interests and by procurement employees.¹² The bill language allows a reporting individual, not including any elected officer, or a procurement employee to accept any gift or compensation, regardless of value, if the reporting individual or procurement employee, or his or her child, has suffered serious bodily injury or has been diagnosed with a serious disease or illness.

The term “serious bodily injury” is defined in the bill to mean an injury that consists of a physical condition that creates a substantial risk of death, serious personal disfigurement, or protracted loss or impairment of the function of a bodily member or organ and requires care and treatment for an extended period of time. In the bill, the term “serious disease or illness” is defined to mean any disease or illness, including cancer, which causes significant functional impairment requiring care and treatment for an extended period of time.

⁹ Section 11.045(1)(c), F.S.

¹⁰ Section 11.045(1)(e), F.S.

¹¹ Section 11.045(7), F.S.

¹² Section 112.3148, F.S.

The bill requires any gift or compensation to be used toward expenses directly incurred, or in connection with, the care and treatment of the reporting individual, procurement employee, or child. Reporting requirements of the section¹³ apply to any such gifts.

The bill also amends the Legislative Branch Expenditure Ban¹⁴ to allow a lobbyist or principal to make, and a legislative employee to accept, an expenditure for a donation toward the care and treatment of a serious bodily injury or a serious disease or illness of the employee or his or her child. Any such expenditure must be in accordance with the same requirements and limitations governing the receipt of such gifts added in section 1 of the bill.

In like fashion, the bill amends the Executive Branch Expenditure Ban¹⁵ to also allow a lobbyist or principal to make, and a nonelected agency official or employee to accept, an expenditure for a donation toward the care and treatment of a serious bodily injury or a serious disease or illness of the official or employee or his or her child. The amended statutory section defines “agency official” or “employee” to mean an individual who is required by law to file full or limited public disclosure of his or her financial interests.¹⁶ Similarly, any such expenditure must be in accordance with the same requirements and limitations governing the receipt of such gifts added in section 1 of the bill.

The bill will take effect on July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

¹³ Id.

¹⁴ Section 11.045, F.S.

¹⁵ Section 112.3215, F.S.

¹⁶ Section 112.3215(1)(b), F.S.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends sections 112.3148, 11.045, and 112.3215 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

By Senator Bradley

5-00569-20

20201490__

A bill to be entitled

An act relating to public officers and employees;
amending s. 112.3148, F.S.; defining terms;
authorizing specified reporting individuals and
procurement employees to accept gifts or compensation
to be used toward costs incurred due to a serious
bodily injury or the diagnosis of a serious disease or
illness of the individual, employee, or a child
thereof; specifying limitations and requirements;
amending ss. 11.045 and 112.3215, F.S.; revising
provisions regarding prohibited lobbying expenditures
in the legislative and executive branches to conform
to changes made by the act; providing an effective
date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Present subsections (9) and (10) of section
112.3148, Florida Statutes, are renumbered as subsections (10)
and (11), respectively, and a new subsection (9) is added to
that section, to read:

112.3148 Reporting and prohibited receipt of gifts by
individuals filing full or limited public disclosure of
financial interests and by procurement employees.—

(9)(a) As used in this subsection, the term:

1. "Serious bodily injury" means an injury that consists of
a physical condition that creates a substantial risk of death,
serious personal disfigurement, or protracted loss or impairment
of the function of a bodily member or organ and requires care

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and treatment for an extended period of time.

2. "Serious disease or illness" means any disease or
illness, including cancer, which causes significant functional
impairment requiring care and treatment for an extended period
of time.

(b) Notwithstanding the limitations established in this
section, a reporting individual, not including any elected
officer, or a procurement employee may accept any gift or
compensation, regardless of value, if the reporting individual
or procurement employee, or his or her child, has suffered
serious bodily injury or has been diagnosed with a serious
disease or illness. Any gift or compensation accepted pursuant
to this subsection must be used toward expenses directly
incurred, or in connection with, the care and treatment of the
reporting individual, procurement employee, or a child thereof.
The reporting requirements under this section apply to any gift
made pursuant to this subsection.

Section 2. Paragraph (a) of subsection (4) of section
11.045, Florida Statutes, is amended to read:

11.045 Lobbying before the Legislature; registration and
reporting; exemptions; penalties.—

(4)(a) Notwithstanding s. 112.3148, s. 112.3149, or any
other provision of law to the contrary, no lobbyist or principal
shall make, directly or indirectly, and no member or employee of
the Legislature shall knowingly accept, directly or indirectly,
any expenditure, except floral arrangements or other celebratory
items given to legislators and displayed in chambers the opening
day of a regular session. However, a lobbyist or principal may
make, and an employee of the Legislature may accept, an

5-00569-20

20201490

59 expenditure for a donation toward the care and treatment of a
60 serious bodily injury or a serious disease or illness of the
61 employee, or a child thereof, in accordance with the
62 requirements and limitations of s. 112.3148(9).

63 Section 3. Paragraph (a) of subsection (6) of section
64 112.3215, Florida Statutes, is amended to read:

65 112.3215 Lobbying before the executive branch or the
66 Constitution Revision Commission; registration and reporting;
67 investigation by commission.—

68 (6) (a) Notwithstanding s. 112.3148, s. 112.3149, or any
69 other provision of law to the contrary, no lobbyist or principal
70 shall make, directly or indirectly, and no agency official,
71 member, or employee shall knowingly accept, directly or
72 indirectly, any expenditure. However, a lobbyist or principal
73 may make, and a nonelected agency official or employee may
74 accept, an expenditure for a donation toward the care and
75 treatment of a serious bodily injury or a serious disease or
76 illness of the official or employee, or a child thereof, in
77 accordance with the requirements and limitations of s.
78 112.3148(9).

79 Section 4. This act shall take effect July 1, 2020.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/2020

Meeting Date

SB 1490

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Commissioner Melissa McKinley

Job Title Palm Beach County

Address 301 N. Olive Avenue

Phone 561-355-2204

Street

WPB

City

FL

State

33401

Zip

Email mmckinley@plbcgov.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Junior Leagues of Florida

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

1490

Bill Number (if applicable)

Topic Amending the gift ban

Amendment Barcode (if applicable)

Name Alexis Lambert

Job Title _____

Address 3821 Overlook Dr.

Phone _____

Street

TLH

FL

32311

City

State

Zip

Email _____

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

SB 1490

Bill Number (if applicable)

Topic Senate Ethics and Elections

Amendment Barcode (if applicable)

Name Chris Carmody

Job Title Lobbyist/Shareholder

Address 301 E Pine St.

Street

Phone 407-843-8880

Orlando, FL

City

State

Zip

Email Chris.Carmody@

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against

(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Bill Number (if applicable)

Topic

Amendment Barcode (if applicable)

Name

Job Title

Address

Street

Phone

City

State

Zip

Email

Speaking:

☒

For

☐

Against

☐

Information

Waive Speaking:

☒

In Support

☐

Against

(The Chair will read this information into the record.)

Representing

Appearing at request of Chair:

☐

Yes

☒

No

Lobbyist registered with Legislature:

☒

Yes

☐

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/21/20
Meeting Date

1490
Bill Number (if applicable)

Topic GIFT BAN EXEMPTION

Amendment Barcode (if applicable)

Name Sal Nuzzo

Job Title Vice President of Policy

Address 100 N Duval Street

Phone 850-322-9941

Street

Tallahassee

FL

32301

Email snuzzo@jamesmadison.org

City

State

Zip

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing The James Madison Institute

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

Duplicate

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

1490

Bill Number (if applicable)

Topic Public Officers/Employees

Amendment Barcode (if applicable)

Name Rebecca O'Hara

Job Title Deputy General Counsel

Address PO Box 1757
Street

Phone 222 9684

Tallahassee FL 32303
City State Zip

Email rohara@flcities.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Fla League of Cities

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

APPEARANCE RECORD

Waive in support

1/21/2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 1490

Bill Number (if applicable)

Topic Public officers and Employees

Amendment Barcode (if applicable)

Name Jessica CassoneJob Title AdministratorAddress 2321 Dunbar AvenuePhone (321) 537-3987

Street

MelbourneFL32901

City

State

Zip

Email JessicaCassone
@yahoo.comSpeaking: ☐ For ☐ Against ☐ InformationWaive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)Representing Junior League of South BrevardAppearing at request of Chair: ☐ Yes ☐ NoLobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

APPEARANCE RECORD

Waive in support

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

SB1490

Bill Number (if applicable)

Topic Public Officers & Employees

Amendment Barcode (if applicable)

Name Nichole Pieper

Job Title Attorney

Address 421 Magnolia Avenue

Phone (850) 872-4473

Street

Panama City FL 32401

City

State

Zip

Email

Speaking: ☒ For ☐ Against ☐ InformationWaive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Junior League of Panama City

Appearing at request of Chair: ☐ Yes ☐ NoLobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

01.21.20

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 1490

Bill Number (if applicable)

Topic SB1490-Public Officers and Employees

Amendment Barcode (if applicable)

Name Amber Smith

Job Title (on behalf of self)

Address 405 S. Dale Mabry Hwy #232

Street

Phone 813.767.5306

Tampa

FL

33609

City

State

Zip

Email AmberSmithFL@gmail.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing (on behalf of self)

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

1490

Bill Number (if applicable)

Topic PUBLIC OFFICERS & EMPLOYEES

Amendment Barcode (if applicable)

Name VICKI LOPEZ

Job Title CONSULTANT

Address 2101 BRICKELL AVE.

Street

MIAMI

City

FL

State

33129

Zip

Phone 305-216-7794

Email vllconsulting@icloud.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-21-20

Meeting Date

SB 1490

Bill Number (if applicable)

Topic Public Officers + Employees

Amendment Barcode (if applicable)

Name Erin Collins

Job Title _____

Address 4060 Kuna Ave Dr

Street

Phone (561) 625-4168

Tallahassee FL

City

State

32312

Zip

Email erin-chay@gmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Jan 21, 2020
Meeting Date

1490
Bill Number (if applicable)

Topic Gift ban reform

Amendment Barcode (if applicable)

Name Kate Wallace

Job Title ~~Executive~~ State Public Affairs Cmte Chair, Jr. League of Greater Lakeland

Address 1115 Affton St
Street

Phone

Lakeland FL 33803
City State Zip

Email

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Jr League of Greater Lakeland

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SB 832

INTRODUCER: Senator Stargel

SUBJECT: Public Records/Members of the Legislature and the Cabinet

DATE: January 16, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Fox	Roberts	EE	Favorable
2.			GO	
3.			RC	

I. Summary:

SB 832 creates a new public records exemption for certain identifying and location information of current Cabinet officers and State legislators, along with their spouses and children, specifically:

- Home address, telephone numbers, and birth dates of all aforementioned persons;
- Current places of employment, for spouses and children; and,
- Names and locations of schools and day-care facilities attended by children.

These new exemptions mirror those already in Section 119.071, F.S., for such persons as justices and judges, state attorneys and statewide prosecutors, firefighters, emergency medical technicians and paramedics, and a host of other state officers and employees performing sensitive, public functions.

The bill takes effect July 1, 2020.

II. Present Situation:

Access to Public Records - Generally

The Florida Constitution provides that the public has the right to inspect or copy records made or received in connection with official governmental business.¹ The right to inspect or copy applies to the official business of any public body, officer, or employee of the state, including all three branches of state government, local governmental entities, and any person acting on behalf of the government.²

¹ FLA. CONST. art. I, s. 24(a).

² *Id.*

Additional requirements and exemptions related to public records are found in various statutes and rules, depending on the branch of government involved. For instance, section 11.0431, Florida Statutes (F.S.), provides public access requirements for legislative records. Relevant exemptions are codified in s. 11.0431(2)-(3), F.S., and the statutory provisions are adopted in the rules of each house of the legislature.³ Florida Rule of Judicial Administration 2.420 governs public access to judicial branch records.⁴ Lastly, chapter 119, F.S., provides requirements for public records held by executive agencies.

Executive Agency Records – The Public Records Act

Chapter 119, F.S., known as the Public Records Act, provides that all state, county and municipal records are open for personal inspection and copying by any person, and that providing access to public records is a duty of each agency.⁵

A public record includes virtually any document or recording, regardless of its physical form or how it may be transmitted.⁶ The Florida Supreme Court has interpreted the statutory definition of “public record” to include “material prepared in connection with official agency business which is intended to perpetuate, communicate, or formalize knowledge of some type.”⁷

The Florida Statutes specify conditions under which public access to public records must be provided. The Public Records Act guarantees every person’s right to inspect and copy any public record at any reasonable time, under reasonable conditions, and under supervision by the custodian of the public record.⁸ A violation of the Public Records Act may result in civil or criminal liability.⁹

The Legislature may exempt public records from public access requirements by passing a general law by a two-thirds vote of both the House and the Senate.¹⁰ The exemption must state with specificity the public necessity justifying the exemption and must be no broader than necessary to accomplish the stated purpose of the exemption.¹¹

³ See Rule 1.48, *Rules and Manual of the Florida Senate*, (2018-2020) and Rule 14.1, *Rules of the Florida House of Representatives*, Edition 2, (2018-2020)

⁴ *State v. Wooten*, 260 So. 3d 1060 (Fla. 4th DCA 2018).

⁵ Section 119.01(1), F.S. Section 119.011(2), F.S., defines “agency” as “any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law including, for the purposes of this chapter, the Commission on Ethics, the Public Service Commission, and the Office of Public Counsel, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency.”

⁶ Section 119.011(12), F.S., defines “public record” to mean “all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.”

⁷ *Shevin v. Byron, Harless, Schaffer, Reid and Assoc., Inc.*, 379 So. 2d 633, 640 (Fla. 1980).

⁸ Section 119.07(1)(a), F.S.

⁹ Section 119.10, F.S. Public records laws are found throughout the Florida Statutes, as are the penalties for violating those laws.

¹⁰ FLA. CONST. art. I, s. 24(c).

¹¹ *Id.* See, e.g., *Halifax Hosp. Medical Center v. News-Journal Corp.*, 724 So. 2d 567 (Fla. 1999) (holding that a public meetings exemption was unconstitutional because the statement of public necessity did not define important terms and did not justify the breadth of the exemption); *Baker County Press, Inc. v. Baker County Medical Services, Inc.*, 870 So. 2d 189

General exemptions from the public records requirements are contained in the Public Records Act.¹² Specific exemptions often are placed in the substantive statutes relating to a particular agency or program.¹³

When creating a public records exemption, the Legislature may provide that a record is “exempt” or “confidential and exempt.” Custodians of records designated as “exempt” are not prohibited from disclosing the record; rather, the exemption means that the custodian cannot be compelled to disclose the record.¹⁴ Custodians of records designated as “confidential and exempt” may not disclose the record except under circumstances specifically defined by the Legislature.¹⁵

Open Government Sunset Review Act

The Open Government Sunset Review Act¹⁶ (the Act) prescribes a legislative review process for newly created or substantially amended¹⁷ public records or open meetings exemptions, with specified exceptions.¹⁸ It requires the automatic repeal of such exemption on October 2nd of the fifth year after creation or substantial amendment, unless the Legislature reenacts the exemption.¹⁹

The Act provides that a public records or open meetings exemption may be created or maintained only if it serves an identifiable public purpose and is no broader than is necessary.²⁰ An exemption serves an identifiable purpose if it meets one of the following purposes *and* the Legislature finds that the purpose of the exemption outweighs open government policy and cannot be accomplished without the exemption:

- It allows the state or its political subdivisions to effectively and efficiently administer a governmental program, and administration would be significantly impaired without the exemption;²¹
- It protects sensitive, personal information, the release of which would be defamatory, cause unwarranted damage to the good name or reputation of the individual, or would jeopardize the individual’s safety. If this public purpose is cited as the basis of an exemption, however, only personal identifying information is exempt;²² or

(Fla. 1st DCA 2004) (holding that a statutory provision written to bring another party within an existing public records exemption is unconstitutional without a public necessity statement).

¹² See, e.g., s. 119.071(1)(a), F.S. (exempting from public disclosure examination questions and answer sheets of examinations administered by a governmental agency for the purpose of licensure).

¹³ See, e.g., s. 213.053(2)(a), F.S. (exempting from public disclosure information contained in tax returns received by the Department of Revenue).

¹⁴ See *Williams v. City of Minneola*, 575 So. 2d 683, 687 (Fla. 5th DCA 1991).

¹⁵ *WFTV, Inc. v. The School Board of Seminole*, 874 So. 2d 48 (Fla. 5th DCA 2004).

¹⁶ Section 119.15, F.S.

¹⁷ An exemption is considered to be substantially amended if it is expanded to include more records or information or to include meetings as well as records. Section 119.15(4)(b), F.S.

¹⁸ Section 119.15(2)(a) and (b), F.S., provide that exemptions that are required by federal law or are applicable solely to the Legislature or the State Court System are not subject to the Open Government Sunset Review Act.

¹⁹ Section 119.15(3), F.S.

²⁰ Section 119.15(6)(b), F.S.

²¹ Section 119.15(6)(b)1., F.S.

²² Section 119.15(6)(b)2., F.S.

- It protects information of a confidential nature concerning entities, such as trade or business secrets.²³

The Act also requires specified questions to be considered during the review process.²⁴ In examining an exemption, the Act directs the Legislature to carefully question the purpose and necessity of reenacting the exemption.

If the exemption is continued and expanded, then a public necessity statement and a two-thirds vote for passage are required.²⁵ If the exemption is continued without substantive changes or if the exemption is continued and narrowed, then a public necessity statement and a two-thirds vote for passage are *not* required. If the Legislature allows an exemption to sunset, the previously exempt records will remain exempt unless provided for by law.²⁶

Public Records Exemptions for Certain Public Officers/Employees in Sensitive Roles

There is currently no general public records exemption covering Cabinet members, State legislators, and/or their spouses and children.

Such protection *does* exist for a wide range of State officers and employees who may make sensitive decisions, such as justices and judges, state attorneys and statewide prosecutors, firefighters, emergency medical technicians and paramedics.²⁷ For example, with respect to judges, Florida law exempts the following public records from inspection and copying:²⁸

(e) The home addresses, dates of birth, and telephone numbers of current or former justices of the Supreme Court, district court of appeal judges, circuit court judges, and county court judges; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of current or former justices or judges; and the name and locations of schools and day care facilities attended by the children of current or former justices and judges.

The bill directly mirrors these protections for Cabinet members, State legislators, and their immediate families, except that the bill *is less expansive* in that it only addresses “current” office holders.

²³ Section 119.15(6)(b)3., F.S.

²⁴ Section 119.15(6)(a), F.S. The specified questions are:

- What specific records or meetings are affected by the exemption?
- Whom does the exemption uniquely affect, as opposed to the general public?
- What is the identifiable public purpose or goal of the exemption?
- Can the information contained in the records or discussed in the meeting be readily obtained by alternative means? If so, how?
- Is the record or meeting protected by another exemption?
- Are there multiple exemptions for the same type of record or meeting that it would be appropriate to merge?

²⁵ See generally s. 119.15, F.S.

²⁶ Section 119.15(7), F.S.

²⁷ See s. 119.071(4), F.S. (detailing public records’ protections for a long list of State officers, employees, and their immediate families).

²⁸ Section 119.071(4)(d)2.e., F.S.

III. Effect of Proposed Changes:

Section 1. SB 832 adds *current* Cabinet members, State legislators, and their spouses and children to the list of State officers and employees worthy of additional public records protection due to the sensitive nature of their jobs and decisionmaking. Specifically, the following public records are exempt:

- Home address, telephone numbers, and birth dates of all aforementioned persons;
- Current places of employment, for spouses and children; and,
- Names and locations of schools and day-care facilities attended by children.

Again, these protections mirror existing protections for other State officers and employees serving in sensitive roles, and in many cases is even more limited in scope.

Section 2. The requisite public necessity statement identifies potential retribution against officers (and their families) for making necessary and impactful policy decisions as one justification for the bill. It also cites such threats, harassment, and intimidation as potentially discouraging residents from seeking elective office.

Section 3. The bill takes effect July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

Vote Requirement

Article I, s. 24(c) of the State Constitution requires a two-thirds vote of the members present and voting for final passage of a bill creating or expanding an exemption to the public records requirements. This bill enacts a new exemption for certain identifying and location information of Cabinet members, State legislators, and their immediate families, thus, the bill requires a two-thirds vote to be enacted.

Public Necessity Statement

Article I, s. 24(c) of the State Constitution requires a bill creating or expanding an exemption to the public records requirements to state with specificity the public necessity justifying the exemption. Section 2 of the bill contains a statement of public necessity for the exemption.

Breadth of Exemption

Article I, s. 24(c) of the State Constitution requires an exemption to the public records requirements to be no broader than necessary to accomplish the stated purpose of the law. The purpose of the law is to protect Cabinet members and State legislators from threats, harassment, and intimidation that may result from their necessary and impactful policy decisions. This bill exempts only such officers and their immediate families from public records requirements. To a large degree, it mirrors (and is even more limited than) existing exemptions for other sensitive state officers and employees. Thus, the exemption does not appear to be broader than necessary to accomplish the purpose of the law.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 119.071, F.S.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Stargel

22-01075-20

2020832__

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 119.071, F.S.; providing an exemption from public
 4 records requirements for certain identifying and
 5 location information of current members of the
 6 Legislature and the Cabinet, and the children and
 7 spouses of such legislators and officers; providing
 8 for retroactive application; providing a statement of
 9 public necessity; providing an effective date.
 10
 11 Be It Enacted by the Legislature of the State of Florida:
 12
 13 Section 1. Paragraph (d) of subsection (4) of section
 14 119.071, Florida Statutes, is amended to read:
 15 119.071 General exemptions from inspection or copying of
 16 public records.—
 17 (4) AGENCY PERSONNEL INFORMATION.—
 18 (d)1. For purposes of this paragraph, the term:
 19 a. "Home addresses" means the dwelling location at which an
 20 individual resides and includes the physical address, mailing
 21 address, street address, parcel identification number, plot
 22 identification number, legal property description, neighborhood
 23 name and lot number, GPS coordinates, and any other descriptive
 24 property information that may reveal the home address.
 25 b. "Telephone numbers" includes home telephone numbers,
 26 personal cellular telephone numbers, personal pager telephone
 27 numbers, and telephone numbers associated with personal
 28 communications devices.
 29 2.a. The home addresses, telephone numbers, dates of birth,

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30 and photographs of active or former sworn law enforcement
 31 personnel or of active or former civilian personnel employed by
 32 a law enforcement agency, including correctional and
 33 correctional probation officers, personnel of the Department of
 34 Children and Families whose duties include the investigation of
 35 abuse, neglect, exploitation, fraud, theft, or other criminal
 36 activities, personnel of the Department of Health whose duties
 37 are to support the investigation of child abuse or neglect, and
 38 personnel of the Department of Revenue or local governments
 39 whose responsibilities include revenue collection and
 40 enforcement or child support enforcement; the names, home
 41 addresses, telephone numbers, photographs, dates of birth, and
 42 places of employment of the spouses and children of such
 43 personnel; and the names and locations of schools and day care
 44 facilities attended by the children of such personnel are exempt
 45 from s. 119.07(1) and s. 24(a), Art. I of the State
 46 Constitution.
 47 b. The home addresses, telephone numbers, dates of birth,
 48 and photographs of current or former nonsworn investigative
 49 personnel of the Department of Financial Services whose duties
 50 include the investigation of fraud, theft, workers' compensation
 51 coverage requirements and compliance, other related criminal
 52 activities, or state regulatory requirement violations; the
 53 names, home addresses, telephone numbers, dates of birth, and
 54 places of employment of the spouses and children of such
 55 personnel; and the names and locations of schools and day care
 56 facilities attended by the children of such personnel are exempt
 57 from s. 119.07(1) and s. 24(a), Art. I of the State
 58 Constitution.

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c. The home addresses, telephone numbers, dates of birth, and photographs of current or former nonsworn investigative personnel of the Office of Financial Regulation's Bureau of Financial Investigations whose duties include the investigation of fraud, theft, other related criminal activities, or state regulatory requirement violations; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

d. The home addresses, telephone numbers, dates of birth, and photographs of current or former firefighters certified in compliance with s. 633.408; the names, home addresses, telephone numbers, photographs, dates of birth, and places of employment of the spouses and children of such firefighters; and the names and locations of schools and day care facilities attended by the children of such firefighters are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

e. The home addresses, dates of birth, and telephone numbers of current or former justices of the Supreme Court, district court of appeal judges, circuit court judges, and county court judges; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of current or former justices and judges; and the names and locations of schools and day care facilities attended by the children of current or former justices and judges are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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f. The home addresses, telephone numbers, dates of birth, and photographs of current or former state attorneys, assistant state attorneys, statewide prosecutors, or assistant statewide prosecutors; the names, home addresses, telephone numbers, photographs, dates of birth, and places of employment of the spouses and children of current or former state attorneys, assistant state attorneys, statewide prosecutors, or assistant statewide prosecutors; and the names and locations of schools and day care facilities attended by the children of current or former state attorneys, assistant state attorneys, statewide prosecutors, or assistant statewide prosecutors are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

g. The home addresses, dates of birth, and telephone numbers of general magistrates, special magistrates, judges of compensation claims, administrative law judges of the Division of Administrative Hearings, and child support enforcement hearing officers; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of general magistrates, special magistrates, judges of compensation claims, administrative law judges of the Division of Administrative Hearings, and child support enforcement hearing officers; and the names and locations of schools and day care facilities attended by the children of general magistrates, special magistrates, judges of compensation claims, administrative law judges of the Division of Administrative Hearings, and child support enforcement hearing officers are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

h. The home addresses, telephone numbers, dates of birth,

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and photographs of current or former human resource, labor relations, or employee relations directors, assistant directors, managers, or assistant managers of any local government agency or water management district whose duties include hiring and firing employees, labor contract negotiation, administration, or other personnel-related duties; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

i. The home addresses, telephone numbers, dates of birth, and photographs of current or former code enforcement officers; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

j. The home addresses, telephone numbers, places of employment, dates of birth, and photographs of current or former guardians ad litem, as defined in s. 39.820; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such persons; and the names and locations of schools and day care facilities attended by the children of such persons are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

k. The home addresses, telephone numbers, dates of birth, and photographs of current or former juvenile probation

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officers, juvenile probation supervisors, detention superintendents, assistant detention superintendents, juvenile justice detention officers I and II, juvenile justice detention officer supervisors, juvenile justice residential officers, juvenile justice residential officer supervisors I and II, juvenile justice counselors, juvenile justice counselor supervisors, human services counselor administrators, senior human services counselor administrators, rehabilitation therapists, and social services counselors of the Department of Juvenile Justice; the names, home addresses, telephone numbers, dates of birth, and places of employment of spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

l. The home addresses, telephone numbers, dates of birth, and photographs of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; and the names and locations of schools and day care facilities attended by the children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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175 m. The home addresses, telephone numbers, dates of birth,
 176 and photographs of current or former investigators or inspectors
 177 of the Department of Business and Professional Regulation; the
 178 names, home addresses, telephone numbers, dates of birth, and
 179 places of employment of the spouses and children of such current
 180 or former investigators and inspectors; and the names and
 181 locations of schools and day care facilities attended by the
 182 children of such current or former investigators and inspectors
 183 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 184 Constitution.

185 n. The home addresses, telephone numbers, and dates of
 186 birth of county tax collectors; the names, home addresses,
 187 telephone numbers, dates of birth, and places of employment of
 188 the spouses and children of such tax collectors; and the names
 189 and locations of schools and day care facilities attended by the
 190 children of such tax collectors are exempt from s. 119.07(1) and
 191 s. 24(a), Art. I of the State Constitution.

192 o. The home addresses, telephone numbers, dates of birth,
 193 and photographs of current or former personnel of the Department
 194 of Health whose duties include, or result in, the determination
 195 or adjudication of eligibility for social security disability
 196 benefits, the investigation or prosecution of complaints filed
 197 against health care practitioners, or the inspection of health
 198 care practitioners or health care facilities licensed by the
 199 Department of Health; the names, home addresses, telephone
 200 numbers, dates of birth, and places of employment of the spouses
 201 and children of such personnel; and the names and locations of
 202 schools and day care facilities attended by the children of such
 203 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of

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204 the State Constitution.

205 p. The home addresses, telephone numbers, dates of birth,
 206 and photographs of current or former impaired practitioner
 207 consultants who are retained by an agency or current or former
 208 employees of an impaired practitioner consultant whose duties
 209 result in a determination of a person's skill and safety to
 210 practice a licensed profession; the names, home addresses,
 211 telephone numbers, dates of birth, and places of employment of
 212 the spouses and children of such consultants or their employees;
 213 and the names and locations of schools and day care facilities
 214 attended by the children of such consultants or employees are
 215 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 216 Constitution.

217 q. The home addresses, telephone numbers, dates of birth,
 218 and photographs of current or former emergency medical
 219 technicians or paramedics certified under chapter 401; the
 220 names, home addresses, telephone numbers, dates of birth, and
 221 places of employment of the spouses and children of such
 222 emergency medical technicians or paramedics; and the names and
 223 locations of schools and day care facilities attended by the
 224 children of such emergency medical technicians or paramedics are
 225 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 226 Constitution.

227 r. The home addresses, telephone numbers, dates of birth,
 228 and photographs of current or former personnel employed in an
 229 agency's office of inspector general or internal audit
 230 department whose duties include auditing or investigating waste,
 231 fraud, abuse, theft, exploitation, or other activities that
 232 could lead to criminal prosecution or administrative discipline;

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the names, home addresses, telephone numbers, dates of birth, and places of employment of spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

s. The home addresses, telephone numbers, dates of birth, and photographs of current or former directors, managers, supervisors, nurses, and clinical employees of an addiction treatment facility; the home addresses, telephone numbers, photographs, dates of birth, and places of employment of the spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. For purposes of this sub-subparagraph, the term "addiction treatment facility" means a county government, or agency thereof, that is licensed pursuant to s. 397.401 and provides substance abuse prevention, intervention, or clinical treatment, including any licensed service component described in s. 397.311(26).

t. The home addresses, telephone numbers, dates of birth, and photographs of current or former directors, managers, supervisors, and clinical employees of a child advocacy center that meets the standards of s. 39.3035(1) and fulfills the screening requirement of s. 39.3035(2), and the members of a Child Protection Team as described in s. 39.303 whose duties include supporting the investigation of child abuse or sexual abuse, child abandonment, child neglect, and child exploitation or to provide services as part of a multidisciplinary case

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review team; the names, home addresses, telephone numbers, photographs, dates of birth, and places of employment of the spouses and children of such personnel and members; and the names and locations of schools and day care facilities attended by the children of such personnel and members are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

u. The home addresses, telephone numbers, and dates of birth of current members of the Senate, members of the House of Representatives, and Cabinet officers; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of current legislators and Cabinet officers; and the names and locations of schools and day care facilities attended by the children of current legislators and Cabinet officers are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

3. An agency that is the custodian of the information specified in subparagraph 2. and that is not the employer of the officer, employee, justice, judge, or other person specified in subparagraph 2. shall maintain the exempt status of that information only if the officer, employee, justice, judge, other person, or employing agency of the designated employee submits a written request for maintenance of the exemption to the custodial agency.

4. An officer, an employee, a justice, a judge, or other person specified in subparagraph 2. may submit a written request for the release of his or her exempt information to the custodial agency. The written request must be notarized and must specify the information to be released and the party that is authorized to receive the information. Upon receipt of the

22-01075-20

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291 written request, the custodial agency shall release the
 292 specified information to the party authorized to receive such
 293 information.

294 5. The exemptions in this paragraph apply to information
 295 held by an agency before, on, or after the effective date of the
 296 exemption.

297 6. This paragraph is subject to the Open Government Sunset
 298 Review Act in accordance with s. 119.15 and shall stand repealed
 299 on October 2, 2024, unless reviewed and saved from repeal
 300 through reenactment by the Legislature.

301 Section 2. The Legislature finds that it is a public
 302 necessity that the home addresses, telephone numbers, and dates
 303 of birth of current members of the Senate and the House of
 304 Representatives and Cabinet officers; the names, home addresses,
 305 telephone numbers, dates of birth, and places of employment of
 306 the spouses and children of such legislators and officers; and
 307 the names and locations of schools and day care facilities
 308 attended by the children of such legislators and officers be
 309 made exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
 310 Article I of the State Constitution. Members of the Legislature
 311 and the Cabinet are often confronted with making difficult and
 312 impactful policy decisions. As a result, legislators and Cabinet
 313 officers, and their families, may receive threats including, but
 314 not limited to, verbal threats, harassment, and intimidation as
 315 a result of carrying out their official duties. Vulnerability to
 316 such threats may discourage residents of this state from seeking
 317 elected office in order to protect themselves and their
 318 families. The Legislature further finds that the harm that may
 319 result from the release of such personal identifying and

Page 11 of 12

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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320 location information outweighs any public benefit that may be
 321 derived from the disclosure of the information.

322 Section 3. This act shall take effect July 1, 2020.

Page 12 of 12

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on
Education, *Chair*
Appropriations
Education
Ethics and Elections
Finance and Tax
Judiciary
Rules

JOINT COMMITTEE:
Joint Select Committee on Collective Bargaining

SENATOR KELLI STARGEL

22nd District

December 20, 2019

The Honorable Dennis Baxley
Senate Committee on Ethics and Elections, Chair
320 Senate Building
404 South Monroe Street
Tallahassee, FL 32399-1100

Dear Chair Baxley:

I respectfully request that SB 832, related to *Public Records Exemption for Identifying and Location Information of Current Members of the Legislature and the Cabinet*, be placed on the Ethics and Elections meeting agenda at your earliest convenience.

Thank you for your consideration, and please do not hesitate to contact me should you have any questions.

Sincerely,

A handwritten signature in dark ink that reads "Kelli Stargel". The signature is fluid and cursive, with a long horizontal stroke extending from the end.

Kelli Stargel
State Senator, District 22

Cc: Dawn Roberts/Staff Director
Diane Vause/AA

REPLY TO:

- ☐ 2033 East Edgewood Drive, Suite 1, Lakeland, Florida 33803 (863) 668-3028
- ☐ 408 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5022

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/22/20

Meeting Date

SB 832

Bill Number (if applicable)

Topic Public Records

Amendment Barcode (if applicable)

Name Dr. Rich Templin

Job Title _____

Address 135 S. Monroe

Phone 850-224-6526

Street

Tallahassee

City

FL

State

32304

Zip

Email _____

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Florida AFL-CIO

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

832

Bill Number (if applicable)

Topic Public Records Exemption

Amendment Barcode (if applicable)

Name IRAN Acevedo

Job Title Bus operator

Address 3892 Lake Tahoe Cir

Phone _____

Street

Wpb

City

FL

State

33409

Zip

Email _____

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair: ☒ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

832

Bill Number (if applicable)

Topic Public Record Exemptions

Amendment Barcode (if applicable)

Name SHARON MARAS

Job Title BUS OPERATE

Address 16393 E PRESTWICH DR
Street

Phone 1-561-537-6989

LOXAHATCHEE FL 33470
City State Zip

Email Sharonsudashebell@south.net

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20

Meeting Date

SB 832

Bill Number (if applicable)

Topic Public Records Exemptions

Amendment Barcode (if applicable)

Name Oscar A. Manzanares

Job Title Labor Steward

Address 1482 Nocatee St.

Phone (407) 953-3469

Street

Intercession

FL

33848

Email Oscar manzanares 1980@yahoo.com

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing Oscar A. Manzanares

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20
Meeting Date

SB 832
~~HB 1234~~
Bill Number (if applicable)

Topic Public Records Exemptions

Amendment Barcode (if applicable)

Name Adam Brier

Job Title Laborer Steward

Address 5407 Chenault Ave
Street

Phone 407 501 0153

Orlando FL 32839
City State Zip

Email _____

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing Adam Brier

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-20-2020

Meeting Date

832

Bill Number (if applicable)

Topic Public Records Exemptions

Amendment Barcode (if applicable)

Name Keith Dye

Job Title _____

Address 2160 Corbett St
Street

Phone 239-440-6799

Ft. Myers
City

FL
State

33907
Zip

Email kdye1@yahoo.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/2020

Meeting Date

832

Bill Number (if applicable)

Topic PUBLIC RECORDS EXEMPTIONS

Amendment Barcode (if applicable)

Name RICHARD JONES

Job Title

Address 25397 Kowloon LN

Phone 941 628 0813

Street

PUNTA GORDA

FL

33983

Email RJONES@DC78.ORG

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/20
Meeting Date

832
Bill Number (if applicable)

Topic PUBLIC ZONING EXEMPTIONS

Amendment Barcode (if applicable)

Name NORWOOD ORRICK

Job Title N/A

Address 6603 E CHURCH

Phone 813 626 5136

Street

TAMPA

City

FL

State

33610

Zip

Email _____

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01-21-20

Meeting Date

SB 832

Bill Number (if applicable)

Topic Public Records Exemptions

Amendment Barcode (if applicable)

Name Christina Regalado

Job Title N/A

Address 6603 E. Chelsea St.
Street

Phone 813-626-5136

Tampa FL 33610
City State Zip

Email _____

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/2020

Meeting Date

SB 832

Bill Number (if applicable)

Topic

Public Records of Member of Legislature
+ Cabinet

Amendment Barcode (if applicable)

Name

Amerey Justus

Job Title

Address

3574 Justin Dr

Phone

727-492-6309

Street

Palm Harbor

FL

34685

City

State

Zip

Email

Speaking:

☐

For

☐

Against

☐

Information

Waive Speaking:

☐

In Support

☒

Against

(The Chair will read this information into the record.)

Representing

Appearing at request of Chair:

☐

Yes

☒

No

Lobbyist registered with Legislature:

☐

Yes

☒

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/2020
Meeting Date

SB832
Bill Number (if applicable)

Topic Public Records of Members of Legislature & Cabinet Exemptions Amendment Barcode (if applicable)
Name Gina Coley

Job Title _____

Address 5504 Gannett Ct Phone 727-534-5291
Street
New Port Richey FL 34655
City State Zip

Speaking: ☐ For ☐ Against ☐ Information
Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: ☐ Yes ☒ No
Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/21/2020

Meeting Date

SB 832

Bill Number (if applicable)

Topic Public Records of Members of Legislature
Amendment Barcode (if applicable)

Name LISA MAZZA

Job Title

Address 37413 Price Drive
Street

Phone 813-770-9223

Zephyrhills FL 33541
City State Zip

Email

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-21-2020

Meeting Date

SB 832

Bill Number (if applicable)

Topic

Amendment Barcode (if applicable)

Name David Ash

Job Title

Address PO Box 11201

Street

Phone 850-251-0985

Tallahassee

FL

32302

City

State

Zip

Email

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing Common Cause FL

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SB 1108

INTRODUCER: Senator Baxley

SUBJECT: Campaign Finance

DATE: January 16, 2020

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Mitchell	Roberts	EE	Favorable
2. _____	_____	JU	_____
3. _____	_____	RC	_____

I. Summary:

SB 1108 makes the necessary statutory deletions and conforming changes to effectuate a complete and total repeal of Florida's public financing program for statewide elections on January 4, 2021. The statutory repeal of the public financing program in this bill is contingent upon the passage of SJR 1110, which proposes a repeal of the constitutional authorization for public financing in Article VI, s. 7, of the Florida Constitution, to be voted at the general election in 2020.

Effective January 4, 2021, the bill repeals the following sections of the Florida Statutes: 106.30, 106.31, 106.32, 106.33, 106.34, 106.35, 106.353, 106.355, and 106.36, and amends the following sections of the Florida Statutes, to conform: 106.021, 106.141, 106.22, 328.72, and 607.1622.

The repeal of public campaign financing would eliminate an expenditure that routinely occurs every four years from the General Revenue Fund typically ranging from \$4 million to \$12 million per election cycle. The first year of this anticipated cost avoidance would occur in Fiscal Year 2024-2025.

II. Present Situation:

Florida

Currently, the State Constitution requires public campaign financing for statewide candidates (Governor and Cabinet officers), with implementation by general law. The State Constitution provides:

It is the policy of this state to provide for statewide elections in which all qualified candidates may compete effectively. A method of public financing for campaigns for statewide office shall

be established by law. Spending limits shall be established for such campaigns for candidates who use public funds in their campaigns. The legislature shall provide funding for this provision. General law implementing this paragraph shall be at least as protective of effective competition by a candidate who uses public funds as the general law in effect on January 1, 1998.¹

This constitutional provision has been in place since 1998, after being proposed by the Constitution Revision Commission and approved by the voters in the 1998 general election. The program itself, however, has been in place in statute since 1986.²

The matching funds program is provided by general law in ss. 106.30-106.36, F.S., and administered by the Department of State's Division of Elections (division). The program can be summarized as follows:

- Statewide candidates must have opposition.
- Only personal contributions from state residents are eligible for matching from the General Revenue Fund.³ Corporate and political committee contributions are not matched.
- Contributions received after September 1 of the calendar year preceding the election are eligible for matching.
- Candidates choosing to participate in the public financing program must raise an initial amount of money – \$150,000 (for gubernatorial candidates) or \$100,000 (for candidates for Cabinet offices) – in order to be eligible to receive public funds. This upfront money is matched with public funds on a two-to-one basis.
- After that, eligible contributions are matched on a dollar-for-dollar basis, up to \$250 per individual contribution. For example, if a Florida individual makes a \$250 contribution, it is matched with \$250 from the state. If a person makes a \$500 contribution, only \$250 of that contribution will be matched with state money.
- In exchange for receiving public money, candidates agree to abide by certain limits on their overall campaign expenditures (see discussion, below).

Participating candidates must complete a form declaring their intention to apply for public campaign financing at the time of qualifying, and subsequently submit their contributions for audit by the division to determine eligibility for the match. The division audits the submissions and makes payment to the candidate, beginning immediately on the 32nd day before the primary election and every seven days thereafter.

The program was originally funded from the Election Campaign Financing Trust Fund, which was established in 1986. The trust fund was funded with a portion of candidate qualifying fees and civil penalties collected by the Florida Elections Commission. The trust fund expired by operation of s. 19(f), Article III, Fla. Constitution, on November 4, 1996, which required state trust funds in existence prior to 1992 to terminate not more than four years from November 4, 1992. Since the trust fund terminated, the program has been funded from the General Revenue Fund.

¹ Article VI, s. 7, Fla. Const.

² Chapter 86-276, s. 1, Laws of Fla.

³ In 2001, the Legislature enacted a law that excluded out-of-state contributions from eligibility for matching. Ch. 2001-40, s. 69, Laws of Fla.

Statewide candidates participating in the public financing program must agree to abide by campaign expenditure limits.⁴ In 2005, the Legislature increased these expenditure limits to the following amounts for the general election:⁵

- Governor/Lt. Governor – Increased from \$7.1 million⁶ to \$2.00 per each Florida-registered voter⁷; and
- Cabinet Offices – Increased from \$2.82 million⁸ per race to \$1.00 per each Florida-registered voter.⁹

A Florida-registered voter is defined as a voter who is registered to vote in Florida as of June 30 of each odd-numbered year. The division must certify the total number of Florida-registered voters no later than July 31 of each odd-numbered year. The total number must be calculated by adding the number of registered voters in each county as of June 30 in the year of the certification date.¹⁰ The 2018 election cycle campaign expenditure limits for statewide candidates participating in the public financing program were approximately \$27.09 million for the Governor's and Lieutenant Governor's races and \$13.55 million for the remaining cabinet races.¹¹

Total public financing expenditures in the last four general election cycles for the Governor's race and 3 cabinet races are as follows:

- 2018 election cycle – \$9.85 million;
- 2014 election cycle – \$4.34 million;
- 2010 election cycle – \$6.07 million; and
- 2006 election cycle – \$11.1 million.¹²

Current Florida law provides that, in addition to the matching funds specifically authorized to participating candidates for the general election and contested primaries, if a nonparticipating statewide candidate exceeds the expenditure limit, all opposing candidates participating in the public financing program receive a dollar-for-dollar match of public funds for the amount that the nonparticipating candidate exceeds the limit, up to a maximum of twice the applicable

⁴ Section 106.34, F.S. (2008)

⁵ Ch. 2005-278, s. 48, at 2735, Laws of Fla. The changes became effective January 1, 2006. *Id.* at 2738. Primary expenditure limits for candidates with primary opposition is 60 percent of the general election limits. *Id.* at 2735.

⁶ Section 106.34(1)(a), F.S. (2004). Although Florida law in 2005 explicitly provided for a cap of \$5 million for gubernatorial candidates, the law also required that the limit be adjusted quadrennially for inflation; therefore, at the end of 2005, this \$5 million expenditure limit, which was originally established in law in 1992, had risen to an inflation-adjusted figure of \$7,135,606.

⁷ Section 106.34(1)(a), F.S.

⁸ Ch. 2005-278, s. 48, at 2735, Laws of Fla. Although Florida law in 2005 explicitly provided for a cap of \$2 million for Cabinet office candidates, the law also required the limit to be adjusted quadrennially for inflation; therefore, at the end of 2005, this \$2 million expenditure limit, which was originally established in law in 1992, had risen to an inflation-adjusted figure of \$2,854,242.

⁹ Section 106.34(1)(b), F.S.

¹⁰ Section 106.34(3), F.S.

¹¹ The number of Florida-registered voters as of June 30, 2017 was 13,545,731. *See* Florida Division of Elections, *2018 Public Campaign Financing Handbook*, 3 at <https://www.dos.myflorida.com/media/698987/public-campaign-financing-2018.pdf> (last viewed on January 16, 2020).

¹² *See* Florida Division of Elections, Candidates and Committees, Campaign Finance at <https://www.dos.myflorida.com/elections/candidates-committees/campaign-finance/> (last viewed on January 16, 2020).

expenditure limit.¹³ The constitutionality of this provision has been challenged, however, in a decision by the 11th U.S. Circuit Court of Appeals.¹⁴ (see below)

An identical resolution to repeal the public financing program for statewide elections was adopted in the 2009 legislative session.¹⁵ The measure appeared on the ballot in November 2010, but did not receive the necessary 60 percent affirmative votes required for adoption.¹⁶

Other States

According to the National Conference of State Legislatures, Florida is one of a small number of states that offer some form of full or partial public matching funds to political candidates:

States cannot require candidates to use public financing programs, and the financial advantages of private fundraising frequently prompt candidates to opt out of public financing programs, which often include expenditure limits for participants. Candidates who opt not to use public funds can solicit contributions from individuals, PACs, unions, parties, and corporations, without having to abide by state expenditure limits ...

Today, 14 states provide some form of public financing option for campaigns. Each of these plans require the candidate to accept public money for his or her campaign in exchange for a promise to limit both how much the candidate spends on the election and how much they receive in donations from any one group or individual ...

The two main types of programs states offer for public financing of elections are the clean elections programs offered in states such as Maine and Arizona, and programs that provide a candidate with matching funds for each qualifying contribution they receive. The “clean election states” offer full funding for the campaign, and the matching funds programs provide a candidate with a portion of the funds needed to run the campaign.¹⁷

In most states, public funds constitute only a portion of a participating candidate’s expenditures, and candidates continue to raise and spend campaign funds from private sources within the limits provided by law.¹⁸

III. Effect of Proposed Changes:

The bill completes the repeal of Florida’s public financing program for statewide elections proposed in Senate Joint Resolution 1110, and makes other conforming statutory changes.

If SJR 1110 or similar constitutional amendment repealing the constitutional authorization for Florida’s public financing program is passed by the voters at the November 2020 general

¹³ Section 106.355, F.S. The candidates participating in public financing are also released from the expenditure limit to the extent the nonparticipating candidate exceeds the limit.

¹⁴ *Scott v. Roberts*, 612 F.3d 1279 (11th Cir. 2010).

¹⁵ House Joint Resolution No. 81, filed with the Secretary of State on May 19, 2009.

¹⁶ See Florida Division of Elections, Constitutional Amendments at <https://dos.elections.myflorida.com/initiatives/initdetail.asp?account=10&seqnum=71> (last viewed on January 16, 2020).

¹⁷ National Conference of State Legislatures, *Public Financing of Campaigns: Overview* (last viewed on January 16, 2020), available at <http://www.ncsl.org/research/elections-and-campaigns/public-financing-of-campaigns-overview.aspx>.

¹⁸ *Id.*

election, this bill will take effect on January 4, 2021 to completely remove all statutory references to the public campaign financing program.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

In the landmark case of Buckley v. Valeo, the United States Supreme Court ruled that laws imposing limitations on overall campaign expenditures by candidates violated the free speech guarantees of the U.S. Constitution.¹⁹ The Buckley Court, however, upheld the federal statute providing for public financing of presidential elections, finding that overall campaign expenditures *may be limited* if a candidate *voluntarily* waives his or her right to make unlimited expenditures in exchange for receiving public campaign funds.²⁰

In 2010, gubernatorial candidate Rick Scott brought an action for injunctive relief to prevent the operation of the excess spending subsidy provision²¹ of the Florida Election Campaign Financing Act in his primary campaign, alleging that it violated his First and Fourteenth Amendment rights to spend unlimited sums of his personal funds and private donations to his campaign in support of his candidacy. On his appeal from an adverse district court decision, a panel of the 11th Circuit Court of Appeals ruled that he was entitled to the preliminary injunction and that there was a substantial likelihood that he would succeed on the merits of his constitutional claim. The court held that candidate Scott would be forced to speak less in order to prevent his opponent from receiving matching funds. The court ruled that the subsidy provision was severable from the rest of the campaign financing act.²²

¹⁹ *Buckley v. Valeo*, 424 U.S. 1, 54-58 (1976); *see also*, *Randall v. Sorrell*, 126 S. Ct. 2479, 2487-2491 (2006) (applying *Buckley* to invalidate Vermont law limiting overall campaign expenditures).

²⁰ *Buckley* at 57, fn. 65 (Congress “may condition acceptance of public funds on an agreement by the candidate to abide by specified expenditure limitations.”)

²¹ Section 106.355, F.S.

²² *Scott v. Roberts*, 612 F.3d 1279 (11th Cir. 2010).

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

If the public campaign financing program is abolished, statewide candidates would no longer be able to depend on public funds for their campaigns and would likely turn to private contributions to fill the void. The precise fiscal impact is indeterminate.

C. Government Sector Impact:

The repeal of public campaign financing would eliminate an expenditure that routinely occurs every four years from the General Revenue Fund typically ranging from \$4 million to \$12 million per election cycle. The first year of the anticipated cost avoidance would occur in Fiscal Year 2024-2025.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends sections 106.141, 106.22, and 328.72 of the Florida Statutes.

This bill makes technical amendments to section 106.021 of the Florida Statutes.

This bill repeals sections 106.30, 106.31, 106.32, 106.33, 106.34, 106.35, 106.353, 106.355, and 106.36 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

By Senator Baxley

12-01600-20

20201108__

A bill to be entitled

An act relating to campaign finance; repealing ss. 106.30, 106.31, 106.32, 106.33, 106.34, 106.35, 106.353, 106.355, and 106.36, F.S., relating to the Florida Election Campaign Financing Act; deleting provisions governing the public funding of campaigns for candidates for statewide office who agree to certain expenditure limits; amending ss. 106.021, 106.141, 106.22, and 328.72, F.S.; conforming cross-references and provisions to changes made by the act; providing a contingent effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Sections 106.30, 106.31, 106.32, 106.33, 106.34, 106.35, 106.353, 106.355, and 106.36, Florida Statutes, are repealed.

Section 2. Paragraph (a) of subsection (1) of section 106.021, Florida Statutes, is amended to read:

106.021 Campaign treasurers; deputies; primary and secondary depositories.—

(1)(a) Each candidate for nomination or election to office and each political committee shall appoint a campaign treasurer. Each person who seeks to qualify for nomination or election to, or retention in, office shall appoint a campaign treasurer and designate a primary campaign depository before qualifying for office. Any person who seeks to qualify for election or nomination to any office by means of the petitioning process shall appoint a treasurer and designate a primary depository on

Page 1 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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20201108__

or before the date he or she obtains the petitions. At the same time a candidate designates a campaign depository and appoints a treasurer, the candidate shall also designate the office for which he or she is a candidate. If the candidate is running for an office that will be grouped on the ballot with two or more similar offices to be filled at the same election, the candidate must indicate for which group or district office he or she is running. This subsection does not prohibit a candidate, at a later date, from changing the designation of the office for which he or she is a candidate. However, if a candidate changes the designated office for which he or she is a candidate, the candidate must notify all contributors in writing of the intent to seek a different office and offer to return pro rata, upon their request, those contributions given in support of the original office sought. This notification shall be given within 15 days after the filing of the change of designation and shall include a standard form developed by the Division of Elections for requesting the return of contributions. The notice requirement does not apply to any change in a numerical designation resulting solely from redistricting. If, within 30 days after being notified by the candidate of the intent to seek a different office, the contributor notifies the candidate in writing that the contributor wishes his or her contribution to be returned, the candidate shall return the contribution, on a pro rata basis, calculated as of the date the change of designation is filed. Up to a maximum of the contribution limits specified in s. 106.08, a candidate who runs for an office other than the office originally designated may use any contribution that a donor does not request be returned within the 30-day

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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period for the newly designated office, provided the candidate disposes of any amount exceeding the contribution limit pursuant to the options in s. 106.11(5)(b) and (c) or s. 106.141(4)(a), (b), or (d) ~~s. 106.141(4)(a)1., 2., or 4.~~; notwithstanding, the full amount of the contribution for the original office shall count toward the contribution limits specified in s. 106.08 for the newly designated office. A person may not accept any contribution or make any expenditure with a view to bringing about his or her nomination, election, or retention in public office, or authorize another to accept such contributions or make such expenditure on the person's behalf, unless such person has appointed a campaign treasurer and designated a primary campaign depository. A candidate for an office voted upon statewide may appoint not more than 15 deputy campaign treasurers, and any other candidate or political committee may appoint not more than 3 deputy campaign treasurers. The names and addresses of the campaign treasurer and deputy campaign treasurers so appointed shall be filed with the officer before whom such candidate is required to qualify or with whom such political committee is required to register pursuant to s. 106.03.

Section 3. Subsection (4) of section 106.141, Florida Statutes, is amended to read:

106.141 Disposition of surplus funds by candidates.—

~~(4)(a) Except as provided in paragraph (b),~~ Any candidate required to dispose of funds pursuant to this section shall, at the option of the candidate, dispose of such funds by any of the following means, or any combination thereof:

(a)1- Return pro rata to each contributor the funds that

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have not been spent or obligated.

(b)2- Donate the funds that have not been spent or obligated to a charitable organization or organizations that meet the qualifications of s. 501(c)(3) of the Internal Revenue Code.

(c)3- Give not more than \$25,000 of the funds that have not been spent or obligated to the affiliated party committee or political party of which such candidate is a member.

(d)4- Give the funds that have not been spent or obligated:
1.a- In the case of a candidate for state office, to the state, to be deposited in ~~either the Election Campaign Financing Trust Fund or the General Revenue Fund, as designated by the candidate;~~ or

2.b- In the case of a candidate for an office of a political subdivision, to such political subdivision, to be deposited in the general fund thereof.

~~(b) Any candidate required to dispose of funds pursuant to this section who has received contributions pursuant to the Florida Election Campaign Financing Act shall, after all monetary commitments pursuant to s. 106.11(5)(b) and (c) have been met, return all surplus campaign funds to the General Revenue Fund.~~

Section 4. Subsection (6) of section 106.22, Florida Statutes, is amended to read:

106.22 Duties of the Division of Elections.—It is the duty of the Division of Elections to:

(6) Make, from time to time, audits and field investigations with respect to reports and statements filed under the provisions of this chapter and with respect to alleged

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117 failures to file any report or statement required under the
 118 provisions of this chapter. ~~The division shall conduct a~~
 119 ~~postelection audit of the campaign accounts of all candidates~~
 120 ~~receiving contributions from the Election Campaign Financing~~
 121 ~~Trust Fund.~~

122 Section 5. Subsection (11) of section 328.72, Florida
 123 Statutes, is amended to read:

124 328.72 Classification; registration; fees and charges;
 125 surcharge; disposition of fees; fines; marine turtle stickers.—

126 (11) VOLUNTARY CONTRIBUTIONS.—The application form for boat
 127 registration shall include a provision to allow each applicant
 128 to indicate a desire to pay an additional voluntary contribution
 129 to the Save the Manatee Trust Fund to be used for the purposes
 130 specified in s. 379.2431(4). This contribution shall be in
 131 addition to all other fees and charges. The amount of the
 132 request for a voluntary contribution solicited shall be \$2 or \$5
 133 per registrant. A registrant who provides a voluntary
 134 contribution of \$5 or more shall be given a sticker or emblem by
 135 the tax collector to display, which signifies support for the
 136 Save the Manatee Trust Fund. All voluntary contributions shall
 137 be deposited in the Save the Manatee Trust Fund and shall be
 138 used for the purposes specified in s. 379.2431(4). ~~The form~~
 139 ~~shall also include language permitting a voluntary contribution~~
 140 ~~of \$5 per applicant, which contribution shall be transferred~~
 141 ~~into the Election Campaign Financing Trust Fund. A statement~~
 142 ~~providing an explanation of the purpose of the trust fund shall~~
 143 ~~also be included.~~

144 Section 6. This act shall take effect on the effective date
 145 of SJR __, or a similar joint resolution having substantially

12-01600-20 20201108__

146 the same specific intent and purpose, if that joint resolution
 147 is approved by the electors at the general election to be held
 148 in November 2020, or at an earlier special election specifically
 149 authorized by law for that purpose.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/21/2020

Meeting Date

SB 1108

Bill Number (if applicable)

Topic Campaign Finance

Amendment Barcode (if applicable)

Name Starla Brown

Job Title Deputy State Director

Address

Phone

Street

City

State

Zip

Email

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Americans for Prosperity

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/21/2020

Meeting Date

1108

Bill Number (if applicable)

Topic campaign Finance

Amendment Barcode (if applicable)

Name Lauren Gaillo

Job Title Lobbyist

Address 106 E college Ave suite 640

Street

Tallahassee

City

FL

State

32301

Zip

Phone (850) 224-1660

Email laurengaillo@gmail.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against
(The Chair will read this information into the record.)

Representing League of Women Voters

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SJR 1110

INTRODUCER: Senator Baxley

SUBJECT: Repeal of Public Campaign Financing Requirement

DATE: January 16, 2020

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Mitchell	Roberts	EE	Favorable
2. _____	_____	JU	_____
3. _____	_____	RC	_____

I. Summary:

SJR 1110 proposes an amendment to the State Constitution to repeal the public financing program for statewide elections.

The joint resolution must be approved by a three-fifths vote of the membership of each house of the Legislature. If so enacted, the proposal will be presented to the electors of Florida at the 2020 general election. Approval requires a favorable vote from at least 60 percent of the electors voting on the matter. If approved, repeal of the program would take effect January 4, 2021.

The joint resolution proposes an amendment to the Florida Constitution to repeal Section 7 of Article VI.

II. Present Situation:

Florida

Currently, the State Constitution requires public campaign financing for statewide candidates (Governor and cabinet officers), with implementation by general law. The State Constitution provides:

It is the policy of this state to provide for statewide elections in which all qualified candidates may compete effectively. A method of public financing for campaigns for statewide office shall be established by law. Spending limits shall be established for such campaigns for candidates who use public funds in their campaigns. The legislature shall provide funding for this provision. General law implementing this paragraph shall be at least as protective of effective competition by a candidate who uses public funds as the general law in effect on January 1, 1998.¹

¹ Article VI, s. 7, Fla. Const.

This constitutional provision has been in place since 1998, after being proposed by the Constitution Revision Commission and approved by the voters in the 1998 general election. The program itself, however, has been in place in statute since 1986.²

The matching funds program is provided by general law in ss. 106.30-106.36, F.S., and administered by the Department of State's Division of Elections (division). The program can be summarized as follows:

- Statewide candidates must have opposition;
- Only personal contributions from state residents are eligible for matching from the General Revenue Fund.³ Corporate and political committee contributions are not matched;
- Contributions received after September 1 of the calendar year preceding the election are eligible for matching;
- Candidates choosing to participate in the public financing program must raise an initial amount of money – \$150,000 (for gubernatorial candidates) or \$100,000 (for candidates for Cabinet offices) – in order to be eligible to receive public funds. This upfront money is matched with public funds on a two-to-one basis;
- After that, eligible contributions are matched on a dollar-for-dollar basis, up to \$250 per individual contribution. For example, if a Florida individual makes a \$250 contribution, it is matched with \$250 from the state. If a person makes a \$500 contribution, only \$250 of that contribution will be matched with state money; and
- In exchange for receiving public money, candidates agree to abide by certain limits on their overall campaign expenditures (see discussion, below).

Participating candidates must complete a form declaring their intention to apply for public campaign financing at the time of qualifying, and subsequently submit their contributions for audit by the division to determine eligibility for the match. The division audits the submissions and makes payment to the candidate, beginning immediately on the 32nd day before the primary election and every seven days thereafter.

The program was originally funded from the Election Campaign Financing Trust Fund, which was established in 1986. The trust fund was funded with a portion of candidate qualifying fees and civil penalties collected by the Florida Elections Commission. The trust fund expired by operation of s. 19(f), Article III, Fla. Constitution, on November 4, 1996, which required state trust funds in existence prior to 1992 to terminate not more than four years from November 4, 1992. Since the trust fund terminated, the program has been funded from the General Revenue Fund.

² Chapter 86-276, s. 1, Laws of Fla.

³ In 2001, the Legislature enacted a law that excluded out-of-state contributions from eligibility for matching. Ch. 2001-40, s. 69, Laws of Fla.

Statewide candidates participating in the public financing program must agree to abide by campaign expenditure limits.⁴ In 2005, the Legislature increased these expenditure limits to the following amounts for the general election:⁵

- Governor/Lt. Governor – Increased from \$7.1 million⁶ to \$2.00 for each Florida-registered voter⁷; and
- Cabinet Offices – Increased from \$2.82⁸ million per race to \$1.00 for each Florida-registered voter.⁹

A Florida-registered voter is defined as a voter who is registered to vote in Florida as of June 30 of each odd-numbered year. The division must certify the total number of Florida-registered voters no later than July 31 of each odd-numbered year. The total number must be calculated by adding the number of registered voters in each county as of June 30 in the year of the certification date.¹⁰ The 2018 election cycle campaign expenditure limits for statewide candidates participating in the public financing program were approximately \$27.09 million for the Governor's and Lieutenant Governor's races and \$13.55 million for the remaining cabinet races.¹¹

Total public financing expenditures in the last four general election cycles for the Governor's race and 3 cabinet races are as follows:

- 2018 election cycle – \$9.85 million;
- 2014 election cycle – \$4.34 million;
- 2010 election cycle – \$6.07 million; and
- 2006 election cycle – \$11.1 million.¹²

Current Florida law provides that, in addition to the matching funds specifically authorized to participating candidates for the general election and contested primaries, if a nonparticipating statewide candidate exceeds the expenditure limit, all opposing candidates participating in the public financing program receive a dollar-for-dollar match of public funds for the amount that the nonparticipating candidate exceeds the limit, up to a maximum of twice the applicable

⁴ Section 106.34, Florida Statutes (F.S.)

⁵ Chapter 2005-278, Laws of Fla. Expenditure limits for candidates with primary opposition only is 60 percent of the general election limits.

⁶ Section 106.34(1)(a), F.S. Although Florida law in 2005 explicitly provided for a cap of \$5 million for gubernatorial candidates, the law also required that the limit be adjusted quadrennially for inflation; therefore, at the end of 2005, this \$5 million expenditure limit, which was originally established in law in 1992, had risen to an inflation-adjusted figure of \$7,135,606.

⁷ Section 106.34(1)(a), F.S.

⁸ Ch. 2005-278, s. 48, at 2735, Laws of Fla. Although Florida law in 2005 explicitly provided for a cap of \$2 million for Cabinet office candidates, the law also required the limit to be adjusted quadrennially for inflation; therefore, at the end of 2005, this \$2 million expenditure limit, which was originally established in law in 1992, had risen to an inflation-adjusted figure of \$2,854,242.

⁹ Section 106.34(1)(b), F.S.

¹⁰ Section 106.34(3), F.S.

¹¹ The number of Florida-registered voters as of June 30, 2017 was 13,545,731. See Florida Division of Elections, *2018 Public Campaign Financing Handbook*, 3 at <https://www.dos.myflorida.com/media/698987/public-campaign-financing-2018.pdf> (last viewed on January 16, 2020).

¹² See Florida Division of Elections, Candidates and Committees, Campaign Finance at <https://www.dos.myflorida.com/elections/candidates-committees/campaign-finance/> (last viewed on January 16, 2020).

expenditure limit.¹³ The constitutionality of this provision has been challenged, however, in a decision by the 11th U.S. Circuit Court of Appeals.¹⁴ (see below)

An identical resolution to repeal the public financing program for statewide elections was adopted in the 2009 legislative session.¹⁵ The measure appeared on the ballot in November 2010, but did not receive the necessary 60 percent affirmative votes required for adoption.¹⁶

Other States

According to the National Conference of State Legislatures, Florida is one of a small number of states that offer some form of full or partial public matching funds to political candidates:

States cannot require candidates to use public financing programs, and the financial advantages of private fundraising frequently prompt candidates to opt out of public financing programs, which often include expenditure limits for participants. Candidates who opt not to use public funds can solicit contributions from individuals, PACs, unions, parties, and corporations, without having to abide by state expenditure limits ...

Today, 14 states provide some form of public financing option for campaigns. Each of these plans require the candidate to accept public money for his or her campaign in exchange for a promise to limit both how much the candidate spends on the election and how much they receive in donations from any one group or individual ...

The two main types of programs states offer for public financing of elections are the clean elections programs offered in states such as Maine and Arizona, and programs that provide a candidate with matching funds for each qualifying contribution they receive. The “clean election states” offer full funding for the campaign, and the matching funds programs provide a candidate with a portion of the funds needed to run the campaign.¹⁷

In most states, public funds constitute only a portion of a participating candidate’s expenditures, and candidates continue to raise and spend campaign funds from private sources within the limits provided by law.¹⁸

III. Effect of Proposed Changes:

The Joint Resolution proposes the repeal of the constitutional authorization for the public financing of statewide elections.

¹³ Section 106.355, F.S. The candidates participating in public financing are also released from the expenditure limit to the extent the nonparticipating candidate exceeds the limit.

¹⁴ *Scott v. Roberts*, 612 F.3d 1279 (11th Cir. 2010).

¹⁵ House Joint Resolution No. 81, filed with the Secretary of State on May 19, 2009.

¹⁶ See Florida Division of Elections, Constitutional Amendments at <https://dos.elections.myflorida.com/initiatives/initdetail.asp?account=10&seqnum=71> (last viewed on January 16, 2020).

¹⁷ National Conference of State Legislatures, *Public Financing of Campaigns: Overview* (last viewed on January 16, 2020), available at <http://www.ncsl.org/research/elections-and-campaigns/public-financing-of-campaigns-overview.aspx>.

¹⁸ *Id.*

If approved by a three-fifths vote of the membership of each house of the Legislature, the proposal will be presented to the electors of Florida at the 2020 general election. Approval requires a favorable vote from at least 60 percent of the electors voting on the matter.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

In the landmark case of Buckley v. Valeo, the United States Supreme Court ruled that laws imposing limitations on overall campaign expenditures by candidates violated the free speech guarantees of the U.S. Constitution.¹⁹ The Buckley Court, however, upheld the federal statute providing for public financing of presidential elections, finding that overall campaign expenditures may be limited if a candidate voluntarily waives his or her right to make unlimited expenditures in exchange for receiving public campaign funds.²⁰

In 2010, gubernatorial candidate Rick Scott brought an action for injunctive relief to prevent the operation of the excess spending subsidy provision²¹ of the Florida Election Campaign Financing Act in his primary campaign, alleging that it violated his First and Fourteenth Amendment rights to spend unlimited sums of his personal funds and private donations to his campaign in support of his candidacy. On his appeal from an adverse district court decision, a panel of the 11th Circuit Court of Appeals ruled that he was entitled to the preliminary injunction and that there was a substantial likelihood that he would succeed on the merits of his constitutional claim. The court held that candidate Scott would be forced to speak less in order to prevent his opponent from receiving matching funds. The court ruled that the subsidy provision was severable from the rest of the campaign-financing act.²²

¹⁹ *Buckley v. Valeo*, 424 U.S. 1, 54-58 (1976); *see also, Randall v. Sorrell*, 126 S. Ct. 2479, 2487-2491 (2006) (applying *Buckley* to invalidate Vermont law limiting overall campaign expenditures).

²⁰ *Buckley* at 57, fn. 65 (Congress “may condition acceptance of public funds on an agreement by the candidate to abide by specified expenditure limitations.”)

²¹ Section 106.355, F.S.

²² *Scott v. Roberts*, 612 F.3d 1279 (11th Cir. 2010).

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

If the public campaign financing program is abolished, statewide candidates would no longer be able to depend on public funds for their campaigns and would likely turn to private contributions to fill the void. The precise fiscal impact is indeterminate.

C. Government Sector Impact:

The repeal of public campaign financing would eliminate an expenditure that routinely occurs every four years from the General Revenue Fund typically ranging from \$4 million to \$12 million per election cycle. The first year of the anticipated cost avoidance would occur in Fiscal Year 2024-2025.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This joint resolution approves the repeal of Section 7 of Article VI of the Florida Constitution and submits the repeal to the electors for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

By Senator Baxley

12-01599-20

20201110__

Senate Joint Resolution

A joint resolution proposing the repeal of Section 7 of Article VI of the State Constitution which requires the availability of public financing of campaigns of candidates for elective statewide office who agree to campaign spending limits.

Be It Resolved by the Legislature of the State of Florida:

That the repeal of Section 7 of Article VI of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE VI, SECTION 7

REPEAL OF PUBLIC CAMPAIGN FINANCING REQUIREMENT.—Proposing the repeal of the provision in the State Constitution which requires public financing of campaigns of candidates for elective statewide office who agree to campaign spending limits.

THE FLORIDA SENATE

APPEARANCE RECORD

1/21/2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 1110

Bill Number (if applicable)

Topic Repeal of Public Campaign Financing Requirement Amendment Barcode (if applicable)

Name STARLA BROWN

Job Title Deputy State Director

Address _____
Street

Phone _____

City

State

Zip

Email _____

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing AMERICANS FOR PROSPERITY

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SR 1458

INTRODUCER: Senator Baxley

SUBJECT: Supporting the Preservation of the Electoral College

DATE: January 17, 2020

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Mitchell	Roberts	EE	Favorable
2. _____	_____	JU	_____
3. _____	_____	RC	_____

I. Summary:

SR 1458 proposes that the Senate of the State of Florida reaffirm the oath of office made by each member of the Senate to support, protect, and defend the United States Constitution, including the 12th Amendment, and support the preservation of the Electoral College.

II. Present Situation:

Creation of the Electoral College

The Electoral College is not a place; it is a process. The Founding Fathers established it in the Constitution, in part, as a compromise between the election of the President of the United States by a popular vote of qualified citizens and the election of the President by a vote in Congress.¹ The Electoral College was established by Article 2, section 1, clause 2 of the United States Constitution as an indirect method of electing the President. Clause 2 states:

Each state shall appoint, in such manner as the legislature thereof may direct, a number of electors, equal to the whole number of senators and representatives to which the state may be entitled in the Congress: but no senator or representative, or person holding an office of trust or profit under the United States, shall be appointed an elector.²

Modifications by Amendment

Constitutional provisions related to the Electoral College were modified by the 12th and 23rd Amendments³ to the Constitution. The 12th Amendment to the United States Constitution states:

¹ National Archives, *Electoral College – What Is the Electoral College?* (December 23, 2019), <https://www.archives.gov/electoral-college/about> (last visited January 17, 2020).

² U.S. CONST. art. 2, s. 1, cl. 2.

³ The 23rd Amendment provided for electors for the District of Columbia.

The electors shall meet in their respective states and vote by ballot for President and Vice-President, one of whom, at least, shall not be an inhabitant of the same state with themselves; they shall name in their ballots the person voted for as President, and in distinct ballots the person voted for as Vice-President, and they shall make distinct lists of all persons voted for as President, and of all persons voted for as Vice-President, and of the number of votes for each, which lists they shall sign and certify, and transmit sealed to the seat of the government of the United States, directed to the President of the Senate;--The President of the Senate shall, in the presence of the Senate and House of Representatives, open all the certificates and the votes shall then be counted;--the person having the greatest number of votes for President, shall be the President, if such number be a majority of the whole number of electors appointed; and if no person have such majority, then from the persons having the highest numbers not exceeding three on the list of those voted for as President, the House of Representatives shall choose immediately, by ballot, the President. But in choosing the President, the votes shall be taken by states, the representation from each state having one vote; a quorum for this purpose shall consist of a member or members from two-thirds of the states, and a majority of all the states shall be necessary to a choice. *And if the House of Representatives shall not choose a President whenever the right of choice shall devolve upon them, before the fourth day of March next following, then the Vice-President shall act as President, as in the case of the death or other constitutional disability of the President.*⁴ The person having the greatest number of votes as Vice-President, shall be the Vice-President, if such number be a majority of the whole number of electors appointed, and if no person have a majority, then from the two highest numbers on the list, the Senate shall choose the Vice-President; a quorum for the purpose shall consist of two-thirds of the whole number of Senators, and a majority of the whole number shall be necessary to a choice. But no person constitutionally ineligible to the office of President shall be eligible to that of Vice-President of the United States.⁵

Electoral College Membership

The Electoral College consists of a total of 538 members, one for each U.S. senator and representative, and three additional electors representing the District of Columbia. Each state's number of electoral votes is equal to the combined total of its congressional delegation, and each state legislature is free to determine the method it will use to select its own electors. At present, all states select electors through a popular vote, but historically, in many states, the state legislature selected electors, a practice common until the mid-1800s.⁶

Operation of the Electoral College

Nomination of Electors

In the spring and summer of an election year, the political parties in each state nominate their electors. The U.S. Constitution does not specify procedures for the nomination of candidates for

⁴ The italicized sentence in the 12th Amendment language was modified by the 20th Amendment to the U.S. Constitution.

⁵ U.S. CONST. amend. XII.

⁶ National Conference of State Legislatures, *The Electoral College* (January 6, 2020), <https://www.ncsl.org/research/elections-and-campaigns/the-electoral-college.aspx> (last visited January 17, 2020).

presidential elector. The two most common methods states have adopted are nomination by state party convention and by state party committee. Generally, the parties select members known for their loyalty and service to the party, such as party leaders, state and local elected officials and party activists, to help ensure that they will cast their votes for the party's nominee for president.

Election Day

Voters in each state select their presidential electors. The names of electors are not on the ballot in most states. Instead, a vote for a presidential candidate is actually a vote for the electors already selected by the party of that candidate. If a majority of voters in a state vote for the Republican candidate for president, the Republican slate of electors is elected. If a majority vote for the Democratic candidate, the Democratic slate of electors is chosen.⁷

Meeting of the Electors

The electors meet in each state and cast their ballots for president and vice president. The meeting of the electors takes place on the first Monday after the second Wednesday in December after the general election.⁸ Each elector votes on his or her own ballot and signs it. The ballots are immediately transmitted to various people: one copy goes to the president of the U.S. Senate (who is also the vice president of the United States); this is the copy that will be officially counted later. Other copies go to the state's secretary of state, the National Archives and Records Administration, and the presiding judge in the district where the electors meet (this serves as a backup copy that would replace the official copy sent to the president of the Senate if it is lost or destroyed).⁹

Counting of the Electoral Ballots

Each State's electoral votes are counted in a joint session of Congress on the 6th of January in the year following the meeting of the electors. Members of the House and Senate meet in the House Chamber to conduct the official count of electoral votes. The Vice President, as President of the Senate, presides over the count and announces the results of the vote. The President of the Senate then declares which persons, if any, have been elected President and Vice President of the United States.

Inauguration Day

The President-elect takes the oath of office and is sworn in as President of the United States on January 20th in the year following the general election.¹⁰

⁷ *Id.*

⁸ National Archives, *Electoral College – What Is the Electoral College?* (December 23, 2019), <https://www.archives.gov/electoral-college/about> (last visited January 17, 2020).

⁹ National Conference of State Legislatures, *The Electoral College* (January 6, 2020), <https://www.ncsl.org/research/elections-and-campaigns/the-electoral-college.aspx> (last visited January 17, 2020).

¹⁰ National Archives, *Electoral College – What Is the Electoral College?* (December 23, 2019), <https://www.archives.gov/electoral-college/about> (last visited January 17, 2020).

Awarding Electoral Votes

The Winner-Take-All System

In 48 states and the District of Columbia, when a candidate for president wins a state's popular vote, that party's slate of electors will be the ones to cast the vote for president of the United States in December. For example, Florida has 29 electoral votes. The 29 electors nominated by the party whose candidate wins the popular vote in Florida in November will be selected. These 29 people will gather in December to cast their votes for president.

The District System

Maine and Nebraska are the only states that do not use a winner-take-all system. Instead, in these two states, one electoral vote is awarded to the presidential candidate who wins the popular vote in each congressional district, and the remaining two electoral votes are awarded to the candidates receiving the most votes statewide. This is known as the district system. It is possible under the district system to split the electoral vote for the state.¹¹

Reforming the Electoral College

In the years since the 2000 presidential election, bills have been introduced in every state in the country to change the process for selecting electors. During the period of 2001-2006, most Electoral College reform bills proposed switching to the district system. None of these bills passed.

In the years since, attention has largely shifted to the National Popular Vote (NPV). This is an idea that would allow states to bypass the Electoral College without amending the U.S. Constitution. When a state joins the NPV Compact, it promises that it will give all of its electoral votes to the party that wins the *national* popular vote, rather than the party that wins the *state* popular vote. For instance, if the Democratic candidate won the popular vote in California, but the Republican candidate won the popular vote nationwide, California would be required to send the Republican slate of electors to the meeting of the electors. The NPV has not yet taken effect; states with a total of at least 270 electoral votes must join before it can function.¹²

Abolishing the Electoral College

The idea of abolishing the Electoral College and instead electing the president by direct popular vote comes about every few years. Abolishing the Electoral College requires an amendment to the U.S. Constitution. There are two ways to do that:

- Congress can propose an amendment by a two-thirds vote of both chambers. The amendment then has to be ratified by the legislatures of three-fourths of the states. All existing amendments to the Constitution were made in this manner.

¹¹ National Conference of State Legislatures, *The Electoral College* (January 6, 2020), <https://www.ncsl.org/research/elections-and-campaigns/the-electoral-college.aspx> (last visited January 17, 2020).

¹² *Id.*

- The legislatures of two-thirds of the states can petition Congress to convene a Constitutional Convention. At a Constitutional Convention, any part of the Constitution could be amended; action is not restricted to the sections governing the Electoral College or any other part of the Constitution. Again, any proposed amendment would have to be ratified by three-fourths of the states. This method has never been invoked.¹³

III. Effect of Proposed Changes:

SR 1458 proposes that the Senate of the State of Florida reaffirm the oath of office made by each member of the Senate to support, protect, and defend the United States Constitution, including the 12th Amendment, and support the preservation of the Electoral College.

In support of the reaffirmation of the oath of office, the resolution provides whereas clauses which assert that:

- The 12th Amendment to the United States Constitution provides the only constitutional procedure for electing the President and Vice President of the United States; and
- Article V of the United States Constitution provides the only constitutional procedure for amending the United States Constitution; and
- Florida legislators swear an oath to support, protect, and defend the United States Constitution, and thereby the integrity of the voting process enacted in the great State of Florida by our founding fathers; and
- To consider the abolishment of the Electoral College, in which Florida has 29 electors, would further enable the destruction of the remaining balance of power between the 50 states and the Federal Government and effectively dissolve the United States constitutional republic; and
- Abolishment of the Electoral College would conceivably provide the impetus to force this state to pass a bill implementing the National Popular Vote Interstate Compact (NPVIC); and
- The NPVIC requires the electors of participating states to vote for the candidates for President and Vice President who receive the overall popular vote in the United States instead of allowing individual states to determine how to allocate their electoral votes on the basis of statewide voting results; and
- The enactment of a bill implementing the NPVIC opens the door to an ever-increasing problem of votes being cast by illegal voters, thereby creating a vastly inaccurate representation of bona fide United States citizens; and
- Proposing and passing a resolution to support, protect, and defend the United States Constitution and preserve the Electoral College will properly and accurately be a true representation to Florida citizens that gives voters the confidence of knowing their duly elected legislators will honor their oath of office.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

¹³ *Id.*

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This Senate resolution resolves that the Senate of the State of Florida reaffirms the oath of office made by each member of the Senate to support, protect, and defend the United States Constitution, including the 12th Amendment, and supports the preservation of the Electoral College.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Baxley

12-01350-20

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Senate Resolution

A resolution reaffirming the oath of office made by each member of the Senate to support, protect, and defend the United States Constitution, including the 12th Amendment, and supporting the preservation of the Electoral College.

WHEREAS, the 12th Amendment to the United States Constitution provides the only constitutional procedure for electing the President and Vice President of the United States, and

WHEREAS, Article V of the United States Constitution provides the only constitutional procedure for amending the United States Constitution, and

WHEREAS, Florida legislators swear an oath to support, protect, and defend the United States Constitution, and thereby the integrity of the voting process enacted in the great State of Florida by our founding fathers, and

WHEREAS, to consider the abolishment of the Electoral College, in which Florida has 29 electors, would further enable the destruction of the remaining balance of power between the 50 states and the Federal Government and effectively dissolve the United States constitutional republic, and

WHEREAS, abolishment of the Electoral College would conceivably provide the impetus to force this state to pass a bill implementing the National Popular Vote Interstate Compact (NPVIC), and

WHEREAS, the NPVIC requires the electors of participating states to vote for the candidates for President and Vice

12-01350-20

20201458__

President who receive the overall popular vote in the United States instead of allowing individual states to determine how to allocate their electoral votes on the basis of statewide voting results, and

WHEREAS, the enactment of a bill implementing the NPVIC opens the door to an ever-increasing problem of votes being cast by illegal voters, thereby creating a vastly inaccurate representation of bona fide United States citizens, and

WHEREAS, proposing and passing a resolution to support, protect, and defend the United States Constitution and preserve the Electoral College will properly and accurately be a true representation to Florida citizens that gives voters the confidence of knowing their duly elected legislators will honor their oath of office, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate of the State of Florida reaffirms the oath of office made by each member of the Senate to support, protect, and defend the United States Constitution, including the 12th Amendment, and supports the preservation of the Electoral College.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

January 21, 2020

Meeting Date

SR 1458

Bill Number (if applicable)

Topic Electoral College and National Popular Vote

Amendment Barcode (if applicable)

Name Kathleen Crampton

Job Title _____

Address 2335 South Ocean Blvd B5

Phone 561 540 1520

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Florida

33480

Email krcrampton@gmail.com

City

State

Zip

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Floridians for National Popular Vote

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-21-20

Meeting Date

SR 1458

Bill Number (if applicable)

Topic Electoral College and National Popular Vote

Amendment Barcode (if applicable)

Name PATRICK ROSENSTIEL

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Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing NATIONAL POPULAR VOTE

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

CourtSmart Tag Report

Room: KN 412
Caption: Senate Ethics and Elections Committee

Type:
Judge:

Started: 1/21/2020 4:32:13 PM
Ends: 1/21/2020 5:26:43 PM
Length: 00:54:31

4:32:12 PM Meeting called to order
4:32:14 PM Roll Call - Quorum is present
4:32:30 PM Chair
4:32:49 PM Tabs 1 - 13 - Executive Appointments
4:33:06 PM Remarks by Chair. One vote for all appointments
4:33:31 PM Appearance Cards? None
4:33:39 PM Debate? None
4:33:43 PM Motion by Senator Braynon to Recommend confirm on all appointees Tabs 1-13
4:33:46 PM Roll Call on Tabs 1-13 - Confirmation of appointments recommended favorably
4:34:17 PM Tab 14 - SB 1490 by Senator Bradley - Public Officers and Employees
4:35:16 PM Chair
4:36:16 PM Questions?
4:36:21 PM Senator Stargel
4:36:53 PM Senator Bradley
4:37:58 PM Senator Rodriguez
4:38:30 PM Senator Bradley
4:39:12 PM Senator Rodriguez
4:39:42 PM Appearance Forms?
4:40:50 PM Alexis Lambert, Tallahassee, speaking for the bill
4:42:56 PM Commissioner Mellissa McKinlay, Palm Beach County, Junior League of Florida, speaking for
4:44:42 PM Chris Carmody, Lobbyist/Shareholder waives in support
4:45:38 PM Christian Camara waives in support
4:45:55 PM Sal Nuzzo, Vice-Pres. of Policy, James Madison Institute, waives in support
4:46:03 PM Rebecca O'Hara, Dep. Gen. Counsel, FL League of Cities, waives in support
4:46:20 PM Jessica Cassone, Administrator, Jr. League of South Brevard, waives in support
4:46:25 PM Nichole Pieper, Atty., Jr. League of Panama City, waives in support
4:46:31 PM Amber Smith, waives in support
4:46:43 PM Vicki Lopez, waives in support
4:46:51 PM Erin Collins, waives in support
4:46:58 PM Kate Wallace, State Public Affairs Committee Chair, Jr. League of Greater Lakeland, speaking in support
4:49:03 PM Debate?
4:49:17 PM Senator Stargel
4:50:12 PM
4:50:13 PM Chair
4:50:17 PM Senator Bradley to close
4:50:52 PM Roll Call SB 1490 - Favorable
4:51:53 PM Tab 15 - SB 832 by Senator Stargel - Public Records/Members
4:53:16 PM Questions?
4:53:20 PM Appearance Forms?
4:53:25 PM Dr. Rich Templin, Florida AFL-CIO, speaking against
4:54:23 PM Iran Acevedo waives in opposition
4:55:22 PM Sharon Maras waives in opposition
4:55:32 PM Oscar Manzanares waives in opposition
4:55:43 PM Adam Brier waives in opposition
4:55:51 PM Keith Dye waives in opposition
4:56:10 PM Richard Jones waives in opposition
4:56:26 PM Norwod Orrick waives in opposition
4:56:37 PM Christina Regalado waives in opposition
4:56:45 PM Amerey Justus waives in opposition
4:56:53 PM Gina Coley waives in opposition
4:56:58 PM Lisa Mazza waives in opposition
4:57:05 PM David Ash, Common Cause, FL, waives in opposition

4:57:21 PM	Debate?
4:57:23 PM	Senator Rogriquez
4:58:44 PM	Senator Stargel to close
5:01:11 PM	Roll Call on SB 832- Favorable
5:01:50 PM	Gavel to Vice Chair Braynon
5:02:06 PM	Tab 18 - SR 1458 by Senator Baxley - Supporting the Preservation of the Electoral College
5:02:52 PM	Questions?
5:02:56 PM	Senator Rodriguez
5:03:06 PM	Senator Baxley
5:05:32 PM	Chair
5:06:31 PM	Senator Rodriguez
5:06:42 PM	Senator Baxley
5:08:33 PM	Chair
5:08:36 PM	Appearance Forms?
5:08:51 PM	Kathleen Crampton, Floridians for National Popular Vote, speaking for information
5:11:16 PM	Patrick Rosenstiel, National Popular Vote, speaking for information
5:14:45 PM	Senator Powell
5:16:43 PM	Patrick Rosenstiel, speaker
5:17:49 PM	Debate? None
5:17:53 PM	Senator Baxley to close
5:19:36 PM	Roll Call on SR 1458 - Favorable
5:21:00 PM	Tab 17 - SJR 1110 by Senator Baxley, Campaign Finance
5:22:36 PM	Chair
5:23:36 PM	Questions? None
5:23:40 PM	Appearance Forms?
5:23:47 PM	Starla Brown, Dep. State Dir., Americans for Prosperity, waives in support
5:23:56 PM	Debate? None
5:24:01 PM	Senator Baxley waives close
5:24:10 PM	Roll Call SJR 1110- Favorable
5:24:38 PM	Tab 16 - SB 1108 by Senator Baxley
5:24:55 PM	Questions? None
5:24:57 PM	Appearance Cards?
5:25:04 PM	Starla Brown, Dep. State Dir., Americans for Prosperity, waives in support
5:25:08 PM	Lauren Gallo, League of Women Voters, waives in opposition
5:25:15 PM	Debate? None
5:25:18 PM	Senator Baxley to close
5:25:42 PM	Roll Call SB 1108 - Favorable
5:26:08 PM	Gavel returned to Chair
5:26:23 PM	Chair
5:26:24 PM	Any Senators wish to vote on missed bills?
5:26:28 PM	Other business? None
5:26:30 PM	Senator Diaz moves to adjourn. Motion is adopted. Meeting is adjourned.