

Bill No. CS for CS for SB 760

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Ostalkiewicz moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 52, between lines 28 and 29,		
15			
16	insert:		
17	Section 17. Paragraph (b) of subsection (1) of section		
18	288.904, Florida Statutes, is amended to read:		
19	288.904 Powers of the board of directors of Enterprise		
20	Florida, Inc.--		
21	(1) The board of directors of Enterprise Florida,		
22	Inc., shall have the power to:		
23	(b) Make and enter into contracts and other		
24	instruments necessary or convenient for the exercise of its		
25	powers and functions, except that <u>no any</u> contract <u>may be</u> made		
26	with an organization represented on <del>the nominating council or</del>		
27	<del>on the board of directors of Enterprise Florida, Inc., or on</del>		
28	<u>the board of directors of any of its affiliate boards.</u> <del>must be</del>		
29	<del>approved by a two-thirds vote of the entire board of</del>		
30	<del>directors, and the board member representing such organization</del>		
31	<del>shall abstain from voting. No more than 65 percent of the</del>		

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1 ~~dollar value of all contracts or other agreements entered into~~  
2 ~~in any fiscal year, exclusive of grant programs, shall be made~~  
3 ~~with an organization represented on the nominating council or~~  
4 ~~the board of directors.~~An organization represented on the  
5 board of directors of Enterprise Florida, Inc., or on the  
6 board of directors of any of its affiliate boards ~~or on the~~  
7 ~~nominating council~~ may not enter into a contract to receive a  
8 state-funded economic development incentive or similar grant.7  
9 ~~unless such incentive award is specifically endorsed by a~~  
10 ~~two-thirds vote of the entire board. The board member~~  
11 ~~representing such organization, if applicable, shall abstain~~  
12 ~~from voting and refrain from discussing the issue with other~~  
13 ~~members of the board. No more than 50 percent of the dollar~~  
14 ~~value of grants issued by the board in any fiscal year may go~~  
15 ~~to businesses associated with board members.~~

16 Section 18. Paragraph (g) of subsection (1) of section  
17 288.9414, Florida Statutes, is amended to read:

18 288.9414 Powers and authority of board of directors of  
19 International Trade and Economic Development Board.--

20 (1) The board shall have all the powers and authority  
21 not explicitly prohibited by statute necessary or convenient  
22 to carry out and effectuate its functions, duties, and  
23 responsibilities, including, but not limited to:

24 (g) Contracting with public and private entities as  
25 necessary to further the directives of this act, except that  
26 no any contract may be made with an organization represented  
27 on the nominating council or on the board of directors of  
28 Enterprise Florida, Inc., or on the board of directors of any  
29 of its affiliate boards.~~must be approved by a two-thirds vote~~  
30 ~~of the entire board of directors, and the board member~~  
31 ~~representing such organization shall abstain from voting. No~~

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1 ~~more than 65 percent of the dollar value of all contracts or~~  
2 ~~other agreements entered into in any fiscal year, exclusive of~~  
3 ~~grant programs, shall be made with an organization represented~~  
4 ~~on the nominating council or the board of directors. An~~  
5 ~~organization represented on the board of directors of~~  
6 ~~Enterprise Florida, Inc., or on the board of directors of any~~  
7 ~~of its affiliate boards or on the nominating council may not~~  
8 ~~enter into a contract to receive a state-funded economic~~  
9 ~~development incentive or similar grant, unless such incentive~~  
10 ~~award is specifically endorsed by a two-thirds vote of the~~  
11 ~~entire board. The board member representing such organization,~~  
12 ~~if applicable, shall abstain from voting and refrain from~~  
13 ~~discussing the issue with other members of the board. No more~~  
14 ~~than 50 percent of the dollar value of grants issued by the~~  
15 ~~board in any fiscal year may go to businesses associated with~~  
16 ~~board members.~~

17 Section 19. Paragraph (h) of subsection (1) of section  
18 288.9514, Florida Statutes, is amended to read:

19 288.9514 Powers and authority of board of directors.--

20 (1) The technology development board shall achieve the  
21 purposes stated in s. 288.9512 through technology application,  
22 technology commercialization, and technology development, as  
23 well as other activities related to building a competitive,  
24 knowledge-based economy. The board shall have all the powers  
25 and authority not explicitly prohibited by statute necessary  
26 or convenient to carry out and effectuate its functions,  
27 duties, and responsibilities, including, but not limited to:

28 (h) Contracting with public and private entities as  
29 necessary to further the directives of this act, except that  
30 no any contract may be made with an organization represented  
31 ~~on the nominating council or on the board of directors of~~ of

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1 Enterprise Florida, Inc., or on the board of directors of any  
 2 of its affiliate boards.~~must be approved by a two-thirds vote~~  
 3 ~~of the entire board of directors, and the board member~~  
 4 ~~representing such organization shall abstain from voting. No~~  
 5 ~~more than 65 percent of the dollar value of all contracts or~~  
 6 ~~other agreements entered into in any fiscal year, exclusive of~~  
 7 ~~grant programs, shall be made with an organization represented~~  
 8 ~~on the nominating council or the board of directors.~~An  
 9 organization represented on the board of directors of  
 10 Enterprise Florida, Inc., or on the board of directors of any  
 11 of its affiliate boards ~~or on the nominating council~~ may not  
 12 enter into a contract to receive a state-funded economic  
 13 development incentive or similar grant., ~~unless such incentive~~  
 14 ~~award is specifically endorsed by a two-thirds vote of the~~  
 15 ~~entire board. The board member representing such organization,~~  
 16 ~~if applicable, shall abstain from voting and refrain from~~  
 17 ~~discussing the issue with other members of the board. No more~~  
 18 ~~than 50 percent of the dollar value of grants issued by the~~  
 19 ~~board in any fiscal year may go to businesses associated with~~  
 20 ~~board members.~~

21 Section 20. Subsection (8) of section 288.9613,  
 22 Florida Statutes, is amended to read:

23 288.9613 Powers and authority of the capital  
 24 development board.--The capital development board shall have  
 25 all the powers and authority, not explicitly prohibited by  
 26 statute, necessary or convenient to carry out and effectuate  
 27 the purposes of this act, as well as the functions, duties,  
 28 and responsibilities of the board, including, but not limited  
 29 to, the following:

30 (8) Contract with public and private entities as  
 31 necessary to further the directives of this act, except that

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1 ~~no any contract may be made with an organization represented~~  
2 ~~on the nominating council or on the board of directors of~~  
3 ~~Enterprise Florida, Inc., or on the board of directors of any~~  
4 ~~of its affiliate boards. must be approved by a two-thirds vote~~  
5 ~~of the entire board of directors, and the board member~~  
6 ~~representing such organization shall abstain from voting. No~~  
7 ~~more than 65 percent of the dollar value of all contracts or~~  
8 ~~other agreements entered into in any fiscal year, exclusive of~~  
9 ~~grant programs, shall be made with an organization represented~~  
10 ~~on the nominating council or the board of directors. An~~  
11 ~~organization represented on the board of directors of~~  
12 ~~Enterprise Florida, Inc., or on the board of directors of any~~  
13 ~~of its affiliate boards or on the nominating council may not~~  
14 ~~enter into a contract to receive a state-funded economic~~  
15 ~~development incentive or similar grant, unless such incentive~~  
16 ~~award is specifically endorsed by a two-thirds vote of the~~  
17 ~~entire board. The board member representing such organization,~~  
18 ~~if applicable, shall abstain from voting and refrain from~~  
19 ~~discussing the issue with other members of the board. No more~~  
20 ~~than 50 percent of the dollar value of grants issued by the~~  
21 ~~board in any fiscal year may go to businesses associated with~~  
22 ~~board members.~~

23 Section 21. Paragraph (h) of subsection (6) of section  
24 288.9620, Florida Statutes, is amended to read:

25 288.9620 Workforce development board.--

26 (6) The workforce development board shall have all the  
27 powers and authority, not explicitly prohibited by statute,  
28 necessary or convenient to carry out and effectuate the  
29 purposes of this section, as well as its functions, duties,  
30 and responsibilities, including, but not limited to, the  
31 following:

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1           (h) Contracting with public and private entities as  
2 necessary to further the directives of this section, except  
3 that ~~no any~~ contract may be made with an organization  
4 represented on ~~the nominating council or on~~ the board of  
5 directors of Enterprise Florida, Inc., or on the board of  
6 directors of any of its affiliate boards.~~must be approved by~~  
7 ~~a two-thirds vote of the entire board of directors, and the~~  
8 ~~board member representing such organization shall abstain from~~  
9 ~~voting. No more than 65 percent of the dollar value of all~~  
10 ~~contracts or other agreements entered into in any fiscal year,~~  
11 ~~exclusive of grant programs, shall be made with an~~  
12 ~~organization represented on the nominating council or the~~  
13 ~~board of directors.~~An organization represented on the board  
14 of directors of Enterprise Florida, Inc., or on the board of  
15 directors of any of its affiliate boards ~~or on the nominating~~  
16 ~~council~~ may not enter into a contract to receive a  
17 state-funded economic development incentive or similar grant.7  
18 ~~unless such incentive award is specifically endorsed by a~~  
19 ~~two-thirds vote of the entire board. The board member~~  
20 ~~representing such organization, if applicable, shall abstain~~  
21 ~~from voting and refrain from discussing the issue with other~~  
22 ~~members of the board. No more than 50 percent of the dollar~~  
23 ~~value of grants issued by the board in any fiscal year may go~~  
24 ~~to businesses associated with board members.~~

25  
26 (Redesignate subsequent sections.)

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29 ===== T I T L E    A M E N D M E N T =====

30 And the title is amended as follows:

31           On page 3, line 24, after the semicolon

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1 insert:  
2           amending ss. 288.904, 288.9414, 288.9514,  
3           288.9613, and 288.9620, F.S.; prohibiting the  
4           boards of directors of Enterprise Florida,  
5           Inc., and its affiliate boards from entering  
6           into contracts with organizations represented  
7           on such boards; prohibiting organizations  
8           represented on the boards of directors of  
9           Enterprise Florida, Inc., and its affiliate  
10          boards from entering into contracts to receive  
11          state-funded economic development incentives or  
12          similar grants;

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