By the Committee on Ethics and Elections; and Senator Posey

582-1856-06

| 1 | A bill to be entitled |
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| 2 | An act relating to ethics; amending s. 112.321, |
| 3 | F.S.; prohibiting an individual who qualifies |
| 4 | as a lobbyist from serving on the Commission on |
| 5 | Ethics; prohibiting a member of the commission |
| 6 | from lobbying any state or local government |
| 7 | entity; providing exceptions for individuals |
| 8 | who are members of the commission on July 1, |
| 9 | 2006, until the expiration of their current |
| 10 | terms; amending s. 112.313, F.S.; prohibiting a |
| 11 | member of the Legislature from accepting |
| 12 | compensation from an agency or business entity |
| 13 | receiving state funds; providing penalties; |
| 14 | providing effective dates. |
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| 16 | Be It Enacted by the Legislature of the State of Florida: |
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| 18 | Section 1. Subsection (1) of section 112.321, Florida |
| 19 | Statutes, is amended to read: |
| 20 | 112.321 Membership, terms; travel expenses; staff |
| 21 | (1) The commission shall be composed of nine members. |
| 22 | Five of these members shall be appointed by the Governor, no |
| 23 | more than three of whom shall be from the same political |
| 24 | party, subject to confirmation by the Senate. One member |
| 25 | appointed by the Governor shall be a former city or county |
| 26 | official and may be a former member of a local planning or |
| 27 | zoning board which has only advisory duties. Two members shall |
| 28 | be appointed by the Speaker of the House of Representatives, |
| 29 | and two members shall be appointed by the President of the |
| 30 | Senate. Neither the Speaker of the House of Representatives |
| 31 | nor the President of the Senate shall appoint more than one |

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

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member from the same political party. Of the nine members of 2 the Commission, no more than five members shall be from the 3 same political party at any one time. No member may hold any public employment. An individual who qualifies as a lobbyist 4 pursuant to s. 11.045 or s. 112.3215 or pursuant to any local 5 government charter or ordinance may not serve as a member of 7 the commission, except that this prohibition does not apply to 8 an individual who is a member of the commission on July 1, 2006, until the expiration of his or her current term. A 9 member of the commission may not lobby any state or local 10 governmental entity as provided in s. 11.045 or s. 112.3215 or 11 12 as provided by any local government charter or ordinance, 13 except that this prohibition does not apply to an individual who is a member of the commission on July 1, 2006, until the 14 expiration of his or her current term. All members shall serve 15 2-year terms. No member shall serve more than two full terms 16 17 in succession. Any member of the commission may be removed for 18 cause by majority vote of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the 19 Chief Justice of the Supreme Court. 20 21 Section 2. Effective January 1, 2016, subsection (18) 22 is added to section 112.313, Florida Statutes, to read: 23 112.313 Standards of conduct for public officers, employees of agencies, and local government attorneys .--2.4 (18) LEGISLATORS; ADDITIONAL PROVISIONS. -- No member of 25 the Legislature shall receive compensation from any agency or 26 business entity that, directly or indirectly, receives state 27 28 funds. 29 Section 3. Except as otherwise expressly provided in 30 this act, this act shall take effect upon becoming a law.

| 1 | STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR |
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| 2 | Senate Bill 1754 |
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| 4 | The Committee Substitute prohibits legislative members from receiving compensation from any agency or business entity that |
| 5 | either directly or indirectly receives state funds rather than making it a conflict of interest. It also removes language |
| 6 | creating an exemption to the legislative conflict provision. |
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