



618138

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/24/2009	.	
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The Committee on Community Affairs (Altman) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 28.12, Florida Statutes, is amended to
read:

28.12 Clerk of the board of county commissioners.—

(1) In accordance with Article VIII of the State
Constitution, when not otherwise provided by county charter or
special law approved by the vote of the electors, the clerk of
the circuit court shall be ex officio clerk of the board of



618138

12 county commissioners, auditor, recorder, and custodian of all
13 county funds. The clerk of the circuit court shall be clerk and
14 accountant of the board of county commissioners. He or she shall
15 keep the minutes and accounts, prepare the financial statements
16 and the annual financial report of the county as required by s.
17 218.32, may make such inquiries as legally necessary to complete
18 the financial statements and the annual financial report, and
19 perform such other duties as provided by law. The clerk shall
20 have custody of the seal and affix the same to any paper or
21 instrument as required by law.

22 (2) Except as otherwise required to complete the financial
23 statements and the annual financial report in s. 218.32, this
24 section does not authorize the clerk of the circuit court to
25 perform performance, operational, post-payment audits, or the
26 independent audits required in s. 218.39 on the county or the
27 offices of county officers pursuant to s. 1(d), Art. VIII of the
28 State Constitution except as otherwise provided by charter or
29 special act approved by the vote of the electors.

30 Section 2. This act shall take effect July 1, 2009.

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

33 And the title is amended as follows:

34 Delete everything before the enacting clause
35 and insert:

36 A bill to be entitled
37 An act relating to clerk of the county commissioners;
38 amending s. 28.12, F.S.; requiring the clerk of the
39 circuit court to be ex officio clerk of the board of
40 county commissioners; requiring the clerk to prepare



618138

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the financial statements and annual financial report
of the county; prohibiting the clerk from performing
certain audits; providing an effective date.