

1 A bill to be entitled
2 An act relating to Broward County; providing a short
3 title; providing definitions; creating the Broward County
4 Office of Inspector General; providing functions,
5 authority, and powers of the Inspector General; providing
6 for qualifications, selection, contract, facilities, and
7 staff; providing for reporting and budgeting; providing
8 for removal; providing for funding; authorizing imposition
9 of a contract fee; providing applicability with respect to
10 the state attorney and United States Attorney for the
11 Southern District of Florida; providing for a code of
12 ethics for local governments within Broward County;
13 providing for amendment by special act; providing that the
14 act controls with respect to any conflict with the county
15 charter or any county ordinance; providing for referenda;
16 providing an effective date.

17
18 WHEREAS, various public officials throughout South Florida
19 have recently been charged with public corruption and the misuse
20 of office, and

21 WHEREAS, misconduct involving abuse, corruption, fraud, and
22 mismanagement by elected and appointed local government
23 officials and employees in Broward County agencies and
24 instrumentalities, and by contractors and other parties doing
25 business with Broward County and receiving local government
26 funds, undermines public confidence in local government and
27 prevents the local government in Broward County from operating
28 honestly, efficiently, and effectively, and

29 WHEREAS, it is critically important that elected and
 30 appointed local government officials and employees within
 31 Broward County discharge their duties and responsibilities in a
 32 lawful and ethical manner and be held accountable for their
 33 misconduct, inefficiency, and ineffectiveness, and

34 WHEREAS, imposing the duty on all elected and appointed
 35 local government officials and employees to cooperate with and
 36 report misconduct to the Inspector General will broaden and
 37 strengthen the Inspector General's ability to detect,
 38 investigate, eliminate, and deter misconduct by Broward County
 39 officials and employees, vendors, and government-funded entities
 40 and promote integrity, honesty, and efficiency in government,
 41 NOW, THEREFORE,

42
 43 Be It Enacted by the Legislature of the State of Florida:

44
 45 Section 1. Short title.—This act may be cited as the
 46 "Broward County Office of Inspector General Act."

47 Section 2. Definitions.—As used in this act, the term:

48 (1) "Board" means the Board of County Commissioners of
 49 Broward County.

50 (2) "County" means the Charter Government of Broward
 51 County.

52 (3) "Inspector General" means the Broward County Office of
 53 Inspector General created pursuant to this act.

54 (4) "Local government" or "Broward County local
 55 government" means the Charter Government of Broward County, the
 56 Broward County School Board or Broward County School District,

57 any municipality within Broward County, any constitutional
 58 officer of Broward County, as provided in s. 1, Art. VIII of the
 59 State Constitution, or any special district operating solely
 60 within Broward County.

61 (5) "State attorney" means the State Attorney of the
 62 Seventeenth Judicial Circuit in and for Broward County or any
 63 elected or appointed successor or interim officers or special
 64 prosecutors acting in the state attorney's stead.

65 Section 3. Broward County Office of Inspector General.—

66 (1) CREATED AND ESTABLISHED.—There is established the
 67 Broward County Office of Inspector General, which is created in
 68 order to detect misconduct involving abuse, corruption, fraud,
 69 waste, inefficiencies, and mismanagement by elected and
 70 appointed local government officials and employees, local
 71 government agencies and instrumentalities, and contractors and
 72 other parties doing business with local governments or receiving
 73 local government funds. The Inspector General shall head the
 74 Office of Inspector General. The organization and administration
 75 of the Office of Inspector General shall be independent to
 76 ensure that no interference or influence external to the Office
 77 of Inspector General adversely affects the independence and
 78 objectivity of the Inspector General.

79 (2) FUNCTIONS, AUTHORITY, AND POWERS.—

80 (a) The Inspector General shall establish a form to
 81 receive complaints from identified persons. The complaint form
 82 shall require the person to verify the contents of the form by
 83 including the following statement: "Under penalties of perjury,
 84 I declare that I have read the foregoing document and that the

85 facts stated in it are true," followed by the signature of the
86 person making the declaration. The written declaration shall be
87 printed or typed at the end of or immediately below the document
88 being verified and above the signature of the person making the
89 declaration. The requirements of this paragraph must be
90 completed before the Inspector General begins his or her
91 investigation.

92 (b) Upon receipt of a complaint filed under paragraph (a),
93 the Inspector General may:

94 1. Make investigations of local government matters and
95 publish the results of such investigations.

96 2. Review and audit past, present, and proposed local
97 government programs, accounts, records, contracts, change
98 orders, and transactions.

99 3. Prepare reports and recommendations to the local
100 government based on investigations. All elected and appointed
101 local government officials and employees, local government
102 agencies and instrumentalities, and contractors and other
103 parties doing business with the local government or receiving
104 local government funds shall fully cooperate with the Inspector
105 General.

106 (c) When a complaint is filed under paragraph (a) that
107 alleges a criminal violation, or in the scope of the
108 investigation the Inspector General suspects a criminal
109 violation has occurred, the Inspector General shall immediately
110 notify the appropriate enforcing agency before continuing his or
111 her investigation.

112 (d) The Inspector General may, upon receiving a complaint,
113 conduct audits of, require reports from, and receive full and
114 unrestricted access to the records of the local governments; all
115 elected and appointed local government officials and employees;
116 and local government departments, divisions, agencies, and
117 instrumentalities. The Inspector General may also conduct audits
118 of and review documents made or received by persons and entities
119 doing business with local governments or receiving local
120 government funds in conjunction with such transactions with
121 Broward County local governments. The Inspector General's
122 jurisdiction shall include, but is not limited to, all projects,
123 programs, contracts, or transactions that are funded in whole or
124 in part by Broward County local governments. The Inspector
125 General may contract with outside entities as deemed necessary
126 to perform the functions of that office. This paragraph does not
127 apply to collective bargaining agreements.

128 (e) In the case of a refusal to obey a request by the
129 Inspector General for documents or for an interview in
130 investigating a complaint, the Inspector General may subpoena
131 witnesses, administer oaths, and require the production of
132 records. Seventy-two hours before serving a subpoena, the
133 Inspector General must provide written notice to the state
134 attorney and the United States Attorney for the Southern
135 District of Florida. The Inspector General may not interfere
136 with any ongoing criminal investigation or prosecution of the
137 state attorney or the United States Attorney for the Southern
138 District of Florida. When the state attorney or the United
139 States Attorney for the Southern District of Florida has

140 explicitly notified the Inspector General in writing that the
141 Inspector General's investigation is interfering with an ongoing
142 criminal investigation or prosecution, the Inspector General
143 shall suspend service of subpoena, examination of witnesses, or
144 other investigative activities as set forth in the notice. In
145 the case of a refusal to obey a subpoena served to any person,
146 the Inspector General may make application to any circuit court
147 of this state, which shall have jurisdiction to order the
148 witness to appear before the Inspector General and to produce
149 evidence if so ordered or to give testimony concerning the
150 matter in question. This act does not abridge an individual's
151 rights under the Fifth Amendment to the United States
152 Constitution.

153 (f) The Inspector General may make a report or forward a
154 complaint related to a possible violation of any state, federal,
155 or local law or rule, regulation, or policy and shall notify the
156 appropriate civil, criminal, or administrative agencies charged
157 with enforcement of the violation. In the case of a possible
158 violation of a rule, regulation, or policy governing a local
159 government employee, the Inspector General shall also notify the
160 chief administrative officer of the local government for which
161 the employee works. After referring the matter to the
162 appropriate entity for fact finding, the Inspector General may
163 assist the entity in conducting the investigation.

164 (g) Upon the investigation of a complaint under paragraph
165 (a), the Inspector General may audit, investigate, monitor,
166 inspect, and review the operations, activities, performance, and
167 procurement processes, including, but not limited to,

168 establishment of bid specifications; bid submittals; activities
169 of the contractor and its officers, agents, and employees;
170 lobbyists; local government staff; and officials in order to
171 ensure compliance with contract specifications and detect
172 corruption and fraud.

173 (h) The Inspector General may receive, review, and
174 investigate any complaints under paragraph (a) regarding
175 projects, programs, contracts, or transactions funded by Broward
176 County local governments.

177 (i) The Inspector General may, upon the investigation of a
178 complaint, attend all duly noticed local government meetings
179 relating to the procurement of goods or services and may pose
180 questions and raise concerns consistent with the functions,
181 authority, and powers of the Inspector General.

182 (j) The Inspector General shall investigate complaints
183 received pursuant to section 112.3188(1), Florida Statutes, and
184 shall establish procedures to investigate such complaints.

185 (k) The Inspector General may recommend remedial actions
186 and may provide prevention and training services to local
187 government officials, employees, and any other persons covered
188 by this act. The Inspector General may follow up to determine
189 whether recommended remedial actions have been taken.

190 (l) The Inspector General shall establish policies and
191 procedures for investigations and monitor the costs of
192 investigations undertaken. The Inspector General shall cooperate
193 with other governmental agencies to recover such costs from
194 other entities involved in willful misconduct in regard to local
195 government funds.

196 (m) This subsection does not abridge an employee's
197 constitutional right to collective bargaining.

198 (3) REPORTS.—The Inspector General shall publish and
199 deliver finalized reports and recommendations to any affected
200 local government and to the offices represented on the Inspector
201 General Selection Committee. Notwithstanding any other provision
202 of this act, whenever the Inspector General determines that it
203 is appropriate to publish and deliver a report or recommendation
204 that contains findings as to the person or entity that is the
205 subject of the report or the person or entity that is the
206 subject of the recommendation, the Inspector General shall
207 provide the affected person or entity with a copy of the report
208 or recommendation. Such person or entity shall have 15 working
209 days to submit a written explanation or rebuttal of the findings
210 before the report or recommendation is finalized. Such timely
211 submitted written explanation or rebuttal shall be attached to
212 the finalized report or recommendation. This subsection does not
213 apply when the Inspector General, in conjunction with the state
214 attorney or the United States Attorney for the Southern District
215 of Florida, determines that supplying the affected person or
216 entity with such report will jeopardize a pending criminal
217 investigation.

218 (4) QUALIFICATIONS AND SELECTION.—

219 (a)1. The Inspector General shall be a person who has at
220 least 7 years of experience in any one or a combination of the
221 following:

222 a. As a federal, state, or local law enforcement officer
223 or official.

- 224 b. As a federal or state court judge.
- 225 c. As a federal, state, or local government attorney or
 226 private attorney with experience in investigating fraud,
 227 corruption, and violations of law.
- 228 d. As an inspector general, certified public accountant,
 229 or internal auditor.
- 230 e. As a person with progressive supervisory and managerial
 231 experience in an investigative public agency similar to an
 232 inspector general's office.
- 233 f. As a person who has managed and completed complex
 234 investigations involving allegations of fraud, theft, deception,
 235 or conspiracy.
- 236 g. As a person who has demonstrated the ability to work
 237 with local, state, and federal law enforcement agencies and the
 238 judiciary.
- 239 h. As a person who has a 4-year degree from an accredited
 240 institution of higher learning.
- 241 2. A candidate for Inspector General shall also have
 242 experience in the management of private business or a public
 243 entity or subdivision thereof.
- 244 3. A highly qualified candidate for Inspector General
 245 shall also have audit-related skills or hold one or more of the
 246 following professional certifications at the time of selection:
 247 Certified Inspector General (CIG), Certified Inspector General
 248 Investigator (CIGI), Certified Inspector General Auditor (CIGA),
 249 Certified Public Accountant (CPA), Certified Internal Auditor
 250 (CIA), or Certified Fraud Examiner (CFE).
- 251 4. A candidate for Inspector General shall not have been:

252 a. Employed by Broward County or any other governmental
 253 entity subject to the authority of the Office of Inspector
 254 General during the 2-year period immediately preceding
 255 selection.

256 b. Found guilty of, regardless of adjudication, or entered
 257 a plea of nolo contendere to any felony, or misdemeanor
 258 involving a breach of public trust, by any court of record in
 259 the United States.

260 (b) Responsibility for selecting the Inspector General
 261 shall be vested solely with the Inspector General Selection
 262 Committee ("selection committee"), which shall meet periodically
 263 to perform its duties required by this act subject to
 264 government-in-the-sunshine requirements.

265 1. The selection committee shall be comprised of:

266 a. One person chosen by the Mayor of Broward County.

267 b. One person chosen by the chairperson of the Broward
 268 Legislative Delegation.

269 c. One person chosen by the chairperson of the Broward
 270 County School Board.

271 d. One person chosen by the Broward League of Cities.

272 e. The State Attorney for the Seventeenth Judicial
 273 Circuit.

274 f. The Public Defender for the Seventeenth Judicial
 275 Circuit.

276 g. The President of the Broward County Chiefs of Police
 277 Association.

278

279 A person chosen pursuant to sub-subparagraph a., sub-

280 subparagraph b., sub-subparagraph c., or sub-subparagraph d.
 281 must not have been a lobbyist, as defined by county ordinance or
 282 general law, for 2 years preceding selection or be an elected or
 283 appointed official or employee of any Broward County local
 284 government at the time of selection.

285 2. The chairperson of the selection committee shall be
 286 selected by the members of the selection committee, and the
 287 selection committee shall determine its own rules of procedure.

288 3. After thoroughly reviewing qualifications, background
 289 information, and personal and professional referrals, the
 290 selection committee shall notify the County Attorney of Broward
 291 County of its selection. The county attorney shall assist the
 292 selected Inspector General as set forth in this section.

293 (c) Within 30 days after the effective date of this act,
 294 the Human Resources Division of Broward County shall solicit
 295 qualified candidates for the position of Inspector General.
 296 Within 120 days after the effective date of this act, the
 297 selection committee shall in good faith endeavor to select the
 298 Inspector General.

299 (d) The Human Resources Division of Broward County shall
 300 provide staff to the selection committee and as necessary shall
 301 advertise the acceptance of resumes for the position of
 302 Inspector General. All resumes received by the Human Resources
 303 Division shall be forwarded to the selection committee for
 304 consideration. The Human Resources Division shall identify
 305 applicants who have not been found guilty of, regardless of
 306 adjudication, or entered a plea of nolo contendere to any
 307 felony, or misdemeanor involving a breach of public trust, by

308 any court of record in the United States. Under penalty of
309 perjury, all applicants shall attest to the accuracy of the
310 information requested to qualify for employment. All candidates
311 shall disclose all personal and business relationships with
312 Broward County local government. After the initial selection of
313 the Inspector General, the selection committee, for future
314 selection processes as described in paragraph (b), may continue
315 to employ the services of the Human Resources Division or may
316 use the Inspector General's staff to solicit candidates for the
317 position of Inspector General. All advertisements for the
318 acceptance of resumes for the position of Inspector General
319 shall include a salary range commensurate with public officials
320 of like experience and expertise.

321 (e) The Inspector General shall serve for a term of 4
322 years. At least 6 months before the end of each contract term,
323 the selection committee shall determine whether to renew the
324 Inspector General's contract for an additional term of 4 years
325 and shall promptly notify the Inspector General of its decision.
326 If the selection committee elects not to renew the Inspector
327 General's contract, the selection committee shall promptly
328 convene as necessary to solicit candidates for the selection of
329 a new Inspector General in the same manner as described in
330 paragraph (b). The incumbent Inspector General may submit his or
331 her name as a candidate to be considered for selection. The
332 incumbent Inspector General shall serve until a successor is
333 selected and assumes office.

334 (f) If there is a vacancy in the position of Inspector
335 General, the chairperson of the selection committee may appoint

336 a member of the Inspector General's Office as interim Inspector
 337 General within 10 days after the vacancy occurs until such time
 338 as a successor Inspector General is selected and assumes office.

339 A successor Inspector General shall be selected in the same
 340 manner as described in paragraph (b), except for the following
 341 specific time constraints:

342 1. Solicitation for qualified candidates for selection
 343 should be published within 20 days, but must be published no
 344 later than 40 days, after the date the vacancy occurs; and

345 2. The selection committee must in good faith endeavor to
 346 convene and select an Inspector General within 90 days after the
 347 date the vacancy occurs.

348 (g) The selection committee, with the assistance of the
 349 County Attorney of Broward County, shall negotiate a contract of
 350 employment with the Inspector General substantially consistent
 351 with the terms included in contracts of other contractual
 352 employees of Broward County. The Inspector General shall be paid
 353 at a rate commensurate with public officials of like experience
 354 and expertise. Before the selection committee approves a
 355 contract for the Inspector General, a public hearing on the
 356 contract must be scheduled by the Board of County Commissioners
 357 of Broward County. The contract shall cover the 4-year term,
 358 subject to the removal provisions in subsection (5). The
 359 contract shall include a provision that voids the contract if
 360 the Office of Inspector General ceases to exist and a provision
 361 requiring the selection committee to provide notice of its
 362 decision to renew or not to renew the contract at least 6 months
 363 before the termination of the contract. The contract shall

364 provide that the Inspector General may not represent a political
365 party, be on any executive committee of a political party, or
366 seek public office during his or her term of service or for 4
367 years after the end of the term of service. The limitation in
368 this paragraph does not include seeking selection as Inspector
369 General for a subsequent term. The contract shall further
370 provide that the Inspector General may not be a lobbyist, as
371 defined in Broward County ordinances or general law, for 2 years
372 after the end of the term of service. The Office of Inspector
373 General and the Inspector General Selection Committee shall be
374 deemed a part of the Charter Government of Broward County and,
375 except as provided in this act, shall be subject to all
376 regularly enacted ordinances, rules, regulations, policies, and
377 procedures of Broward County.

378 (5) REMOVAL.—The Inspector General may be removed only for
379 cause based upon specified charges of the following: neglect of
380 duty, abuse of power or authority, discrimination, or ethical
381 misconduct. The removal process shall be initiated at a duly
382 noticed public hearing of the selection committee. An
383 affirmative vote of at least four members of the selection
384 committee is required to present the Inspector General with the
385 charges and to proceed to final public hearings. The selection
386 committee must transmit a copy of the charges to the Inspector
387 General at least 60 days before all final public hearings, which
388 shall be convened by the selection committee. The Inspector
389 General may be heard in person and by counsel at the final
390 public hearings before the votes being taken on his or her
391 removal. The Inspector General may be removed only upon the

392 affirmative vote of a majority of the members of the selection
 393 committee. A record of the proceedings, together with the
 394 charges and findings, shall be filed with the County
 395 Administrator of Broward County. The Inspector General shall be
 396 removed without a public hearing if the Inspector General is
 397 convicted of or enters a plea of guilty or nolo contendere to a
 398 state or federal felony.

399 (6) PHYSICAL FACILITIES AND STAFF.—

400 (a) The county shall provide the Office of Inspector
 401 General with appropriately located office space and sufficient
 402 physical facilities, together with necessary office supplies,
 403 equipment, and furnishings, to enable the Inspector General to
 404 perform his or her functions.

405 (b) The Inspector General shall have the power to appoint,
 406 employ, and remove such assistants, employees, and personnel and
 407 establish personnel procedures as deemed necessary for the
 408 efficient and effective administration of the activities of the
 409 Office of Inspector General.

410 (7) FUNDING.—

411 (a) Each Broward County local government is responsible
 412 for the funding of the Office of Inspector General. Pursuant to
 413 its annual budget process, the Board of County Commissioners of
 414 Broward County shall provide sufficient financial support for
 415 the Office of Inspector General to fulfill its duties as set
 416 forth in this act. In order to ensure adequate funding for the
 417 prompt establishment of the Office of Inspector General, the
 418 Board of County Commissioners of Broward County shall approve an
 419 amount equal to \$200,000 to fund all Inspector General related

420 operations for the remainder of the 2010-2011 fiscal year. The
421 Inspector General shall timely deliver to the board of county
422 commissioners a budget, including a reasonable estimate of
423 operating and capital expenditures of the Office of Inspector
424 General, and shall include revenues, including, but not limited
425 to, projected Inspector General contract fee revenue, to be
426 collected from the county and any other participating local
427 governments and public agencies. The Inspector General's budget
428 may not be implemented until a public hearing is held by the
429 Board of County Commissioners of Broward County. The Inspector
430 General shall establish a fiscal year that coincides with that
431 of Broward County. This paragraph does not prohibit the
432 Inspector General from transmitting to the Board of County
433 Commissioners of Broward County supplemental budget requests,
434 which shall be scheduled for a public hearing and, if approved
435 by the commission, shall constitute amendments to the county
436 budget.

437 (b) To fund the Office of Inspector General, each local
438 government's share of the Inspector General's budget as set
439 forth in this section shall be calculated based on its
440 representative share of the countywide total of taxes levied by
441 all local governments in Broward County.

442 (c) To defray the costs of reviews, audits, inspections,
443 and investigations by the Inspector General, any local
444 government may enact by ordinance or resolution imposition of an
445 Inspector General contract fee, which shall be a maximum of 0.25
446 percent of the contract price added to each local government
447 contract.

448 1. The Inspector General contract fee does not apply to
 449 the following local government contracts, grants, or agreements:

- 450 a. Contracts for legal services.
- 451 b. Auditing contracts.
- 452 c. Grants funded by federal, state, or local government.
- 453 d. Interlocal agreements.

454
 455 Notwithstanding this subparagraph, the local government may
 456 authorize the inclusion of the Inspector General contract fee in
 457 any contract to which the local government is a party.

458 2. This paragraph does not limit the power of the
 459 Inspector General under this act to perform audits, inspections,
 460 reviews, and investigations on all local government contracts,
 461 including, but not limited to, contracts specifically exempted
 462 from the Inspector General contract fee.

463 3. The Charter Government of Broward County shall provide
 464 a procedure in which each local government shall remit the
 465 Inspector General contract fees collected in order to fund the
 466 Office of Inspector General. Full payment from each local
 467 government must be made within 90 days after the enactment of
 468 the budget of Broward County or any amendment to the budget of
 469 Broward County representing funding for the Office of Inspector
 470 General.

471 4. The Inspector General contract fee may be used only to
 472 fund the Office of Inspector General and shall be held in a
 473 separate account by Broward County to be used only by the
 474 Inspector General in succeeding years. The Inspector General
 475 contract fee may not be used for any other purpose.

476 Section 4. Code of ethics and ordinance violations.-

477 (1) Broward County and each municipality within Broward
 478 County shall establish by ordinance, and each independent
 479 special district within Broward County, and the School Board or
 480 School District of Broward County, shall establish by binding
 481 resolution, a code of ethics regulating the behavior of elected
 482 and appointed officials and employees of that local government.
 483 Broward County and each municipality within the county shall
 484 adopt a code of ethics that is binding on each district that is
 485 dependent on the county or the municipality.

486 (2) To assist local governments in developing ethics
 487 policies, the Inspector General shall develop a model policy
 488 that shall be provided to local governments no later than May 1,
 489 2011. Any local government that has not established a code of
 490 ethics by November 1, 2011, shall be bound by the model policy
 491 until the time of such adoption.

492 Section 5. Amendment.-This act may be amended by special
 493 act of the Legislature.

494 Section 6. Conflict.-Pursuant to s. 1(g), Art. VIII of the
 495 State Constitution, any charter provision or ordinance of the
 496 Charter Government of Broward County which creates an Office of
 497 Inspector General or an officer or employees or agents that
 498 function substantially the same as the Office of Inspector
 499 General as provided in this act shall be deemed inconsistent
 500 with this act. Any such office or officers, employees, or agents
 501 created by the Charter Government of Broward County shall be
 502 determined to be a part of the Office of Inspector General as
 503 created in this act and subject to the direction of the

504 Inspector General created by this act along with all duties,
 505 responsibilities, and requirements provided in this act. This
 506 section does not apply to the Office of the County Auditor as
 507 provided in Section 4.01 of the Charter of Broward County as it
 508 exists on the effective date of this act.

509 Section 7. Referendum on continuation of the Office of
 510 Inspector General.—

511 (1) The Board of County Commissioners of Broward County
 512 shall schedule a referendum on continuation of the Office of
 513 Inspector General to be held in conjunction with the general
 514 election of November 2016 in accordance with the provisions of
 515 law relating to elections currently in force.

516 (2) The item that shall appear on the ballot shall be as
 517 follows:

518
 519 Continuation of the Broward County Office of Inspector General

520
 521 Shall the Broward County Office of Inspector General be
 522 continued? The Inspector General detects misconduct involving
 523 abuse, corruption, fraud, waste, inefficiencies, or
 524 mismanagement by elected and appointed officers, employees, and
 525 contractors of Broward County, including Broward County
 526 constitutional officers, the Broward County School District,
 527 municipalities, and special districts operating solely within
 528 Broward County.

529
 530 Yes

531 No

532
 533 (3) This act shall expire and be of no force and effect on
 534 the date after the general election of November 2016 unless the
 535 ballot question placed on such ballot as provided in subsection
 536 (2) is approved by vote of the qualified electors of Broward
 537 County voting in that referendum.

538 Section 8. Ballot statement.—The Broward County Board of
 539 County Commissioners shall schedule a referendum to be held in
 540 conjunction with the general election of November 2010 in
 541 accordance with the provisions of law relating to elections
 542 currently in force. The item that shall appear on the ballot
 543 shall be as follows:

544
 545 Creation of the Broward County Office of Inspector General
 546
 547 Shall there be created the Broward County Office of Inspector
 548 General, appointed by an independent selection committee and
 549 funded by Broward County local governments to monitor each local
 550 government's ethics code and to detect misconduct involving
 551 abuse, corruption, fraud, waste, inefficiencies, or
 552 mismanagement by elected and appointed officers, employees, and
 553 contractors of Broward County, including Broward County
 554 constitutional officers, the Broward County School District,
 555 municipalities, and special districts operating solely within
 556 Broward County?

557
 558 Yes
 559 No

560
561 Section 9. This act shall take effect only upon approval
562 by a majority of those qualified electors of Broward County
563 voting in a referendum to be held by the Board of County
564 Commissioners of Broward County in conjunction with the November
565 2010 general election, except that this section and section 8
566 shall take effect upon this act becoming a law.