

By Senator Fasano

11-00543A-12

20121214

1 A bill to be entitled
2 An act relating to the State Board of Administration;
3 prohibiting an investment firm that does business with
4 the State Board of Administration from employing or
5 entering into a similar contractual relationship with
6 a former employee of the board under certain
7 circumstances; authorizing the executive director of
8 the board to waive the postemployment restriction
9 under certain circumstances; subjecting an investment
10 firm to a penalty for violations of the postemployment
11 restriction; requiring that the board provide to the
12 office of the Chief Financial Officer the identity of
13 certain former employees and the dates of their
14 termination of employment with the board; providing an
15 effective date.

16
17 Be It Enacted by the Legislature of the State of Florida:

18
19 Section 1. State Board of Administration; postemployment
20 restrictions; penalties.—

21 (1) An investment firm that employs or enters into a
22 similar contractual relationship with a former employee of the
23 State Board of Administration who was authorized to make or who
24 had the responsibility to recommend investments of moneys held
25 by the board may not do business with the board for a period of
26 3 years following the date of termination of the person's
27 employment with the board. If the former employee's position
28 with the board is eliminated and his or her duties are performed
29 by the investment firm, the executive director of the board may

11-00543A-12

20121214

30 waive this restriction in writing for a particular employee if
31 the executive director determines that the waiver will serve the
32 best interests of the state.

33 (2) An investment firm that violates this section is
34 subject to disgorgement of half of its profits resulting from
35 its business with the board while in violation of this section,
36 not to exceed \$1 million per former employee.

37 (3) The board shall provide to the office of the Chief
38 Financial Officer the identity of each former employee of the
39 board described in subsection (1) and the termination date of
40 his or her employment with the board within 15 days after
41 termination.

42 Section 2. This act shall take effect July 1, 2012.