

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

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1 Committee/Subcommittee hearing bill: State Affairs Committee  
 2 Representative Fasano offered the following:

**Amendment (with title amendment)**

Remove lines 1170-1209 and insert:

6 (2) A person who knowingly fails to file a disclosure  
 7 required by this part within 90 days after the specified date  
 8 commits a misdemeanor of the first degree, punishable as  
 9 provided in s. 775.082 or s. 775.083

10 (3)~~(2)~~ In any case in which the commission finds a  
 11 violation of this part or of s. 8, Art. II of the State  
 12 Constitution and the proper disciplinary official or body under  
 13 s. 112.324 imposes a civil penalty or restitution penalty, the  
 14 Attorney General shall bring a civil action to recover such  
 15 penalty. No defense may be raised in the civil action to enforce  
 16 the civil penalty or order of restitution that could have been  
 17 raised by judicial review of the administrative findings and  
 18 recommendations of the commission by certiorari to the district  
 19 court of appeal. The Attorney General shall collect any costs,

Amendment No.

20 ~~attorney~~ ~~attorney's~~ fees, expert witness fees, or other costs of  
21 collection incurred in bringing the action.

22 ~~(4)~~~~(3)~~ The penalties prescribed in this part shall not be  
23 construed to limit or to conflict with:

24 (a) The power of either house of the Legislature to  
25 discipline its own members or impeach a public officer.

26 (b) The power of agencies to discipline officers or  
27 employees.

28 ~~(5)~~~~(4)~~ Any violation of this part or of s. 8, Art. II of  
29 the State Constitution by a public officer constitutes ~~shall~~  
30 ~~constitute~~ malfeasance, misfeasance, or neglect of duty in  
31 office within the meaning of s. 7, Art. IV of the State  
32 Constitution.

33 ~~(6)~~~~(5)~~ By order of the Governor, upon recommendation of  
34 the commission, any elected municipal officer who violates ~~any~~  
35 ~~provision of~~ this part or ~~of~~ s. 8, Art. II of the State  
36 Constitution may be suspended from office and the office filled  
37 by appointment for the period of suspension. The suspended  
38 officer may at any time before removal be reinstated by the  
39 Governor. The Senate may, in proceedings prescribed by law,  
40 remove from office, or reinstate, the suspended official, and  
41 for such purpose the Senate may be convened in special session  
42 by its President or by a majority of its membership.

43 ~~(7)~~~~(6)~~ In any case in which the commission finds probable  
44 cause to believe that a complainant has committed perjury in  
45 regard to any document filed with, or any testimony given  
46 before, the commission, it shall refer such evidence to the  
47 appropriate law enforcement agency for prosecution and taxation

Amendment No.  
of costs.

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(8)~~(7)~~ In any case in which the commission determines that

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**T I T L E   A M E N D M E N T**

Between lines 172 and 173, insert:

providing a penalty;