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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/31/2014	.	
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The Committee on Commerce and Tourism (Thompson) recommended the following:

Senate Amendment (with title amendment)

Delete lines 79 - 82

and insert:

(5) As used in this section, the term "direct-support organization" means a Florida not-for-profit corporation incorporated under chapter 617, Florida Statutes, and organized and operated to conduct programs and activities; initiate developmental projects; raise funds; request and receive grants, gifts, and bequests of moneys; acquire, receive, hold, invest,



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11 and administer, in its own name, securities, funds, objects of
12 value, or other property, real or personal; and make
13 expenditures to or for the direct or indirect benefit of the
14 commission.

15 (6) (a) The commission is authorized to organize and
16 incorporate a direct-support organization pursuant to the
17 requirements of this section and chapter 617, Florida Statutes.

18 (b) The board of the direct-support organization shall
19 consist of the members of the commission.

20 (c) The direct-support organization is subject to the
21 provisions of ss. 119.07 and 286.011, Florida Statutes, and
22 s.24, Article I of the State Constitution.

23 (d) Any administrative costs of running and promoting the
24 purposes of the corporation must be paid by private funds.

25 (7) The direct-support organization shall operate under
26 written contract with the commission. The contract must provide
27 for:

28 (a) Approval by the commission of the articles of
29 incorporation and bylaws of the direct-support organization.

30 (b) Submission of an annual budget for the approval of the
31 commission. The budget must comply with rules adopted by the
32 commission.

33 (c) Certification by the commission that the direct-support
34 organization is complying with the terms of the contract and in
35 a manner consistent with the goals and purposes of the
36 commission and in the best interest of the state. Such
37 certification must be made annually and reported in the official
38 minutes of a meeting of the commission.

39 (d) Reversion to the commission, or to the state if the



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40 commission ceases to exist, of moneys and property held in trust
41 by the direct-support organization if the direct-support
42 organization is no longer approved to operate for the commission
43 or the commission ceases to exist.

44 (e) A fiscal year for the direct-support organization
45 beginning on July 1 of each year and ending on June 30 of the
46 following year.

47 (f) The disclosure of material provisions of the contract
48 and the distinction between the board of directors and the
49 direct-support organization to donors of gifts, contributions,
50 or bequests, as well as on all promotional and fundraising
51 publications.

52 (8) The purposes and goals of the direct-support
53 organization must be consistent with priority issues and
54 objectives of the commission and must be in the best interests
55 of the state.

56 (9) Funds designated for the direct-support organization
57 must be used for the enhancement of programs and projects of the
58 commission. All moneys received by the organization must be
59 deposited into an account of the organization and must be used
60 by the organization in a manner consistent with the purposes and
61 goals of the commission.

62 (10) The direct-support organization shall comply with the
63 audit requirements of s. 215.981.

64
65 ===== T I T L E A M E N D M E N T =====

66 And the title is amended as follows:

67 Delete lines 11 - 13

68 and insert:



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69 expenses for commission members; defining the term
70 "direct-support organization"; authorizing the
71 commission to create a direct-support organization;
72 providing purposes and objectives; providing for
73 members of the board of the direct-support
74 organization; providing that the direct-support
75 organization is subject to public records and meetings
76 requirements; requiring expenses of the direct-support
77 organization to be paid by private funds; requiring
78 the direct-support organization to operate under a
79 written contract with the commission; specifying
80 contract requirements; providing guidelines for the
81 use of the funds; requiring the direct-support
82 organization to comply with audit requirements;
83 providing an