



131008

LEGISLATIVE ACTION

Senate

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House

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The Committee on Community Affairs (Latvala) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 244 - 265

and insert:

authority shall enter upon his or her duties. Members of the authority may be removed from office by the Governor for misconduct, malfeasance, misfeasance, or nonfeasance in office.

(c) Members of the authority are entitled to receive reimbursement from the authority for travel and other necessary expenses incurred in connection with the business of the



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11 authority as provided in s. 112.061, but may not draw salaries  
12 or other compensation.

13 (5)~~(4)(a)~~ The authority may employ an executive secretary,  
14 an executive director, its own counsel and legal staff,  
15 technical experts, and the ~~such~~ engineers, ~~and such~~ employees  
16 ~~that, permanent or temporary,~~ as it requires. The authority may  
17 ~~require and may~~ determine the qualifications and fix the  
18 compensation of such persons, firms, or corporations and may  
19 employ a fiscal agent or agents; ~~provided, however, that~~ the  
20 authority shall solicit sealed proposals from at least three  
21 persons, firms, or corporations for the performance of any  
22 services as fiscal agents. The authority may delegate to one or  
23 more of its agents or employees the ~~such of its~~ power ~~as it~~  
24 deems ~~shall deem~~ necessary to carry out the purposes of this  
25 part, ~~subject always to the supervision and control of the~~  
26 ~~authority. Members of the authority may be removed from their~~  
27 ~~office by the Governor for misconduct, malfeasance, misfeasance,~~  
28 ~~or nonfeasance in office.~~

29 ~~(b) Members of the authority are shall be entitled to~~  
30 ~~receive from the authority their travel and other necessary~~  
31 ~~expenses incurred in connection with the business of the~~  
32 ~~authority as provided in s. 112.061, but may not they shall draw~~  
33 ~~no salaries or other compensation.~~

34 (6) A member or the executive director of the authority may  
35 not do any of the following:

36 (a) Directly or indirectly procure contractual services for  
37 the authority from a business entity of which a relative of the  
38 member or executive director is an officer, partner, director,  
39 or proprietor or in which the member or executive director or



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40 his or her spouse or child, has a material interest.

41 (b) Have an employment or contractual relationship that  
42 will create a continuing or recurring conflict between his or  
43 her private interests and the performance of his or her public  
44 duties or that would impede the full and faithful discharge of  
45 his or her public duties.

46 (c) Within 2 years after retirement or termination, have an  
47 employment or contractual relationship with a business entity  
48 other than an agency, as defined in s. 112.312, that was doing  
49 business with the authority at any time during the person's  
50 membership on or employment by the authority.

51 (d) After retirement or termination, have an employment or  
52 contractual relationship with a business entity other than an  
53 agency as defined in s. 112.312, in connection with a contract  
54 in which the member or executive director personally and  
55 substantially participated in through decision, approval,  
56 disapproval, recommendation, rendering of advice, or  
57 investigation while he or she was a member or employee of the  
58 authority.

59 (7) A violation of subsection (6) is punishable in  
60 accordance with s. 112.317.

61 Section 4. Section 348.7535, Florida Statutes, is created  
62 to read:

63 348.7535 Campaign contributions to members of the governing  
64 board.—

65 (1) For purposes of this section, the term "contractor"  
66 means a real person, corporation, partnership, limited  
67 partnership, company, limited liability company, proprietorship,  
68 firm, enterprise, franchise, association, self-employed



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69 individual, or trust, whether fictitiously named or not, doing  
70 business with the Central Florida Expressway Authority. The term  
71 does not include the spouse or family members of a real person  
72 doing business with the authority or an employee having no  
73 ownership interest in the entity doing business with the  
74 authority.

75 (2) A member of the governing body of the Central Florida  
76 Expressway Authority may not accept a campaign contribution for  
77 himself or herself, or for a political committee of which he or  
78 she is a member, from any of following persons or entities:

79 1. A contractor.

80 2. A principal of a contractor.

81 3. A person or entity that is currently bidding or  
82 negotiating to become a contractor.

83 4. A principal of a person or entity that is currently  
84 bidding or negotiating to become a contractor.

85  
86 ===== T I T L E A M E N D M E N T =====

87 And the title is amended as follows:

88 Delete line 17

89 and insert:

90 technical changes; prohibiting a member or the  
91 executive director of the authority from contracting  
92 with certain business entities and from having certain  
93 employment or contractual relationships; prohibiting a  
94 retired or terminated member or executive director of  
95 the authority from contracting with a business entity  
96 under certain circumstances; providing penalties;  
97 creating s. 348.7535, F.S.; prohibiting a member of



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98           the governing body of the Central Florida Expressway  
99           Authority from accepting certain campaign  
100          contributions from certain individuals; amending s.  
101          348.754, F.S.;