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LEGISLATIVE ACTION

Senate

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House

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03/20/2014 02:41 PM

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Senator Simmons moved the following:

1 **Senate Substitute for Amendment (438032) (with title**
2 **amendment)**

3
4 Delete lines 301 - 363

5 and insert:

6 (6) A member or the executive director of the authority may
7 not:

8 (a) Personally represent another person or entity for
9 compensation before the authority for a period of 2 years
10 following vacation of his or her position.

11 (b) After retirement or termination, have an employment or



12 contractual relationship with a business entity other than an
13 agency as defined in s. 112.312, in connection with a contract
14 in which the member or executive director personally and
15 substantially participated in through decision, approval,
16 disapproval, recommendation, rendering of advice, or
17 investigation while he or she was a member or employee of the
18 authority.

19 (7) The authority's general counsel shall serve as the
20 authority's ethics officer.

21 (8) Authority board members, employees, and consultants who
22 hold positions that may influence authority decisions shall
23 refrain from engaging in any relationship that may adversely
24 affect their judgment in carrying out authority business. To
25 prevent such conflicts of interest and preserve the integrity
26 and transparency of the authority to the public, the following
27 disclosures must be made annually on a disclosure form:

28 (a) Any relationship a board member, employee, or
29 consultant has which affords a current or future financial
30 benefit to such board member, employee, or consultant, or to a
31 relative or business associate of such board member, employee,
32 or consultant, and which a reasonable person would conclude has
33 the potential to create a prohibited conflict of interest. As
34 used in this subsection, the term "relative" has the same
35 meaning as in s. 112.312.

36 (b) Whether a relative of a board member, employee, or
37 consultant is a registered lobbyist, and if so, the names of the
38 lobbyist's clients. Such names shall be provided in writing to
39 the ethics officer.

40 (c) Any and all interests in real property that a board



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41 member, employee, or consultant has, or that a relative,
42 principal, client, or business associate of such board member,
43 employee, or consultant has, if such real property is located
44 within, or within a one-half mile radius of, any actual or
45 prospective authority roadway project. The executive director
46 shall provide a corridor map and a property ownership list
47 reflecting the ownership of all real property within the
48 disclosure area, or an alignment map with a list of associated
49 owners, to all board members, employees, and consultants.

50 (9) The disclosure forms required under subsection (9) must
51 be reviewed by the ethics officer or, if a form is filed by the
52 general counsel, by the executive director.

53 (10) The conflict of interest process shall be outlined in
54 the authority's code of ethics.

55 (11) Authority employees and consultants are prohibited
56 from serving on the governing body of the authority while
57 employed by or under contract with the authority.

58 (12) The code of ethics policy shall be reviewed and
59 updated by the ethics officer and presented for board approval
60 at a minimum of once every 2 years.

61 (13) Employees shall be adequately informed and trained on
62 the code of ethics and shall continually participate in ongoing
63 ethics education.

64 (14) The requirements in subsections (6) through (14) are
65 in addition to the requirements that the members and the
66 executive director of the authority are required to follow under
67 chapter 112.

68 (15) Violations of subsections (6), (8), and (11) are
69 punishable in accordance with s. 112.317.



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

And the title is amended as follows:

Delete lines 23 - 33

and insert:

under certain circumstances; requiring authority board members, employees, and consultants to make certain annual disclosures; requiring an ethics officer to review such disclosures; requiring the authority code of ethics to include a conflict of interest process; prohibiting authority employees and consultants from serving on the board during their employment or contract period; requiring the code of ethics to be reviewed and updated at least every 2 years; requiring employees to participate in ongoing ethics education; providing penalties; amending s.