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LEGISLATIVE ACTION

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| Senate     | . | House |
| Comm: RS   | . |       |
| 04/03/2014 | . |       |
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The Committee on Transportation (Garcia) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 348.0003, Florida Statutes, is amended  
to read:

348.0003 Expressway authority; formation; membership.—

(1) Any county, or two or more contiguous counties located  
within a single district of the department, may, by resolution  
adopted by the board of county commissioners, form an expressway



450614

11 authority, which shall be an agency of the state, pursuant to  
12 the Florida Expressway Authority Act.

13 (2) The governing body of an authority shall consist of not  
14 fewer than five nor more than nine voting members. The district  
15 secretary of the affected department district shall serve as a  
16 nonvoting member of the governing body of each authority located  
17 within the district. Each member of the governing body must at  
18 all times during his or her term of office be a permanent  
19 resident of the county which he or she is appointed to  
20 represent.

21 (a) Two members of the authority shall be appointed for  
22 terms of 4 years by the Governor, subject to confirmation by the  
23 Senate. Such persons may not hold elective office during their  
24 terms of office.

25 (b) For a single-county authority, the remaining members  
26 shall be appointed by the board of county commissioners for  
27 terms of 3 years.

28 (c) For a multicounty authority, the remaining members  
29 shall be apportioned, based on the population of such counties,  
30 among the counties within the authority. Each such member shall  
31 be appointed by the applicable board of county commissioners for  
32 a term of 3 years.

33 (d) Notwithstanding any provision of ~~to the contrary in~~  
34 this subsection, in any county as defined in s. 125.011(1), the  
35 governing body of an authority shall consist of nine ~~up to 13~~  
36 members, and the ~~following~~ provisions of this paragraph shall  
37 apply specifically to such authority. Except for the district  
38 secretary of the department, the members must be residents of  
39 the county. Four ~~Seven~~ voting members shall be appointed by the



450614

40 governing body of the county. At the discretion of the governing  
41 body of the county, up to two of the members appointed by the  
42 governing body of the county may be elected officials residing  
43 in the county. Four ~~Five~~ voting members of the authority shall  
44 be appointed by the Governor. One member shall be the district  
45 secretary of the department serving in the district that  
46 contains such county. This member shall be an ex officio voting  
47 member of the authority. If the governing board of an authority  
48 includes any member originally appointed by the governing body  
49 of the county as a nonvoting member, when the term of such  
50 member expires, that member shall be replaced by a member  
51 appointed by the Governor until the governing body of the  
52 authority is composed of four ~~seven~~ members appointed by the  
53 governing body of the county and four ~~five~~ members appointed by  
54 the Governor. The qualifications, terms of office, and  
55 obligations and rights of members of the authority shall be  
56 determined by resolution or ordinance of the governing body of  
57 the county in a manner that is consistent with this paragraph,  
58 paragraphs (e)-(i), and subsections (3)-(12) ~~(3) and (4)~~.

59 (e) A member of an authority appointed by the governing  
60 board of the county or appointed by the Governor may not serve  
61 as a member of any other transportation-related board,  
62 commission, or organization while serving as a member of the  
63 authority.

64 (f) A lobbyist, as defined in s. 112.3215, may not be  
65 appointed or serve as a member of an authority.

66 (g) A member of an authority may be removed from office by  
67 the Governor for misconduct, malfeasance, misfeasance, or  
68 nonfeasance in office.



450614

69           (h) Members of an authority may receive reimbursement from  
70 the authority for travel and other necessary expenses incurred  
71 in connection with the business of the authority as provided in  
72 s. 112.061, but may not draw salaries or other compensation.

73           (i) Members of each expressway authority, transportation  
74 authority, bridge authority, or toll authority created pursuant  
75 to this chapter, chapter 343, or any other general law shall  
76 comply with the applicable financial disclosure requirements of  
77 s. 8, Art. II of the State Constitution. This paragraph does not  
78 subject any statutorily created authority, other than an  
79 expressway authority created under this part, to any requirement  
80 of this part except this paragraph.

81           (3) (a) The governing body of each authority shall elect one  
82 of its members as its chair and shall elect a secretary and a  
83 treasurer who need not be members of the authority. The chair,  
84 secretary, and treasurer shall hold their offices at the will of  
85 the authority. A simple majority of the governing body of the  
86 authority constitutes a quorum, and the vote of a majority of  
87 those members present is necessary for the governing body to  
88 take any action. A vacancy on an authority shall not impair the  
89 right of a quorum of the authority to exercise all of the rights  
90 and perform all of the duties of the authority.

91           (b) Upon the effective date of his or her appointment, or  
92 as soon thereafter as practicable, each appointed member of an  
93 authority shall enter upon his or her duties.

94           (4) ~~(a)~~ An authority may employ an executive secretary, an  
95 executive director, its own counsel and legal staff, technical  
96 experts, and such engineers and employees, permanent or  
97 temporary, as it may require and shall determine the



450614

98 qualifications and fix the compensation of such persons, firms,  
99 or corporations. An authority may employ a fiscal agent or  
100 agents; however, the authority must solicit sealed proposals  
101 from at least three persons, firms, or corporations for the  
102 performance of any services as fiscal agents. An authority may  
103 delegate to one or more of its agents or employees such of its  
104 power as it deems necessary to carry out the purposes of the  
105 Florida Expressway Authority Act, subject always to the  
106 supervision and control of the authority. ~~Members of an~~  
107 ~~authority may be removed from office by the Governor for~~  
108 ~~misconduct, malfeasance, misfeasance, or nonfeasance in office.~~

109 ~~(b) Members of an authority are entitled to receive from~~  
110 ~~the authority their travel and other necessary expenses incurred~~  
111 ~~in connection with the business of the authority as provided in~~  
112 ~~s. 112.061, but they may not draw salaries or other~~  
113 ~~compensation.~~

114 ~~(c) Members of each expressway authority, transportation~~  
115 ~~authority, bridge authority, or toll authority, created pursuant~~  
116 ~~to this chapter, chapter 343, or any other general law, shall~~  
117 ~~comply with the applicable financial disclosure requirements of~~  
118 ~~s. 8, Art. II of the State Constitution. This paragraph does not~~  
119 ~~subject any statutorily created authority, other than an~~  
120 ~~expressway authority created under this part, to any other~~  
121 ~~requirement of this part except the requirement of this~~  
122 ~~paragraph.~~

123 (5) (a) A member or the executive director of an authority  
124 may not:

125 1. Within 2 years after vacating his or her position as a  
126 board member or the executive director, personally represent



450614

127 another person or entity for compensation before the authority;

128 2. Within 2 years after vacating his or her position as a  
129 board member or the executive director, have an employment or  
130 contractual relationship with a business entity other than an  
131 agency, as defined in s. 112.312, which was doing business with  
132 the authority at any time during the person's membership on or  
133 employment by the authority; or

134 3. After vacating his or her position as a board member or  
135 the executive director, have an employment or contractual  
136 relationship with a business entity other than an agency, as  
137 defined in s. 112.312, in connection with a contract in which  
138 the member or executive director personally and substantially  
139 participated through decision, approval, disapproval,  
140 recommendation, rendering of advice, or investigation while he  
141 or she was a member or employee of the authority.

142 (b) A violation of this subsection is punishable in  
143 accordance with s. 112.317.

144 (6) An authority's general counsel shall serve as the  
145 authority's ethics officer.

146 (7) An authority board member, employee, or consultant who  
147 holds a position that may influence authority decisions may not  
148 engage in any relationship that may adversely affect his or her  
149 judgment in carrying out authority business. The following  
150 disclosures must be made annually on a disclosure form to  
151 prevent such conflicts of interest and preserve the integrity  
152 and transparency of the authority to the public:

153 (a) Any relationship that a board member, employee, or  
154 consultant has which affords a current or future financial  
155 benefit to such board member, employee, or consultant, or to a



450614

156 relative or business associate of such board member, employee,  
157 or consultant, and which a reasonable person would conclude has  
158 the potential to create a prohibited conflict of interest.

159 (b) Whether a relative of such board member, employee, or  
160 consultant is a registered lobbyist and, if so, the names of  
161 such lobbyist's clients. Such names shall be provided in writing  
162 to the ethics officer.

163 (c) All interests in real property that such board member,  
164 employee, or consultant has, or that a relative, principal,  
165 client, or business associate of such board member, employee, or  
166 consultant has, if such real property is located within, or  
167 within a 1/2-mile radius of, any actual or prospective authority  
168 roadway project. The executive director shall provide a corridor  
169 map and a property ownership list reflecting the ownership of  
170 all real property within the disclosure area, or an alignment  
171 map with a list of associated owners, to all board members,  
172 employees, and consultants.

173 (8) The disclosure forms filed as required under subsection  
174 (7) must be reviewed by the ethics officer or, if a form is  
175 filed by the general counsel, by the executive director.

176 (9) The conflict of interest process shall be outlined in  
177 the authority's code of ethics.

178 (10) Authority employees and consultants may not serve on  
179 the governing body of the authority while employed by or under  
180 contract with the authority.

181 (11) The code of ethics policy shall be reviewed and  
182 updated by the ethics officer and presented for board approval  
183 at least once every 2 years.

184 (12) Employees shall be adequately informed and trained on



450614

185 the code of ethics and shall continually participate in ongoing  
186 ethics education.

187 Section 2. Section 348.52, Florida Statutes, is amended to  
188 read:

189 348.52 Tampa-Hillsborough County Expressway Authority.—

190 (1) There is hereby created and established a body politic  
191 and corporate, an agency of the state, to be known as the  
192 “Tampa-Hillsborough County Expressway Authority.”

193 (2) The governing body of the authority shall consist of a  
194 board of seven members.

195 (a) Four of the members shall be appointed by the Governor  
196 subject to confirmation by the Senate at the next regular  
197 session of the Legislature. Refusal or failure of the Senate to  
198 confirm an appointment shall create a vacancy.

199 1. Each such member’s term of office shall be for 4 years  
200 or until his or her successor shall have been appointed and  
201 qualified.

202 2. Vacancies occurring in the governing body for any such  
203 members prior to the expiration of the affected term shall be  
204 filled for the unexpired term.

205 ~~3. The Governor shall have the authority to remove from~~  
206 ~~office any such member of the governing body in the manner and~~  
207 ~~for cause defined by the laws of this state.~~

208 3.4. Each such member, before entering upon his or her  
209 official duties, shall take and subscribe to an oath before some  
210 official authorized by law to administer oaths that he or she  
211 will honestly, faithfully, and impartially perform the duties  
212 devolving upon him or her in office as a member of the governing  
213 body of the authority and that he or she will not neglect any





450614

214 duties imposed upon him or her by this part.

215 (b) One member shall be the mayor, or the mayor's  
216 designate, who shall be the chair of the city council of the  
217 city in Hillsborough County having the largest population,  
218 according to the latest decennial census, who shall serve as a  
219 member ex officio.

220 (c) One member shall be a member of the Board of County  
221 Commissioners of Hillsborough County, selected by such board,  
222 who shall serve as a member ex officio.

223 (d) One member shall be the district secretary of the  
224 Department of Transportation serving in the district that  
225 contains Hillsborough County, who shall serve ex officio.

226 (e) A member of the authority appointed by the governing  
227 board of the county or appointed by the Governor may not serve  
228 as a member of any other transportation-related board,  
229 commission, or organization while serving as a member of the  
230 authority.

231 (f) A lobbyist, as defined in s. 112.3215, may not be  
232 appointed or serve as a member of the authority.

233 (g) A member of the authority may be removed from office by  
234 the Governor for misconduct, malfeasance, misfeasance, or  
235 nonfeasance in office.

236 (h) Members of the authority may receive reimbursement from  
237 the authority for travel and other necessary expenses incurred  
238 in connection with the business of the authority as provided in  
239 s. 112.061, but may not draw salaries or other compensation.

240 (3) The authority shall designate one of its members as  
241 chair. ~~The members of the authority shall not be entitled to~~  
242 ~~compensation but shall be entitled to receive their travel and~~



450614

243 ~~other necessary expenses as provided in s. 112.061.~~ A majority  
244 of the members of the authority shall constitute a quorum, and  
245 resolutions enacted or adopted by a vote of a majority of the  
246 members present and voting at any meeting shall become effective  
247 without publication or posting or any further action of the  
248 authority.

249 (4) The authority may employ a secretary and executive  
250 director, its own counsel and legal staff, and such legal,  
251 financial, and other professional consultants, technical  
252 experts, engineers, and employees, permanent or temporary, as it  
253 may require and may determine the qualifications and fix the  
254 compensation of such persons, firms, or corporations. The  
255 authority may contract with the Division of Bond Finance of the  
256 State Board of Administration for any financial services  
257 authorized herein.

258 (5) The authority may delegate to one or more of its  
259 officers or employees such of its powers as it shall deem  
260 necessary to carry out the purposes of this part, subject always  
261 to the supervision and control of the authority. ~~Members of the~~  
262 ~~authority may be removed from their office by the Governor for~~  
263 ~~misconduct, malfeasance, misfeasance, and nonfeasance in office.~~

264 (6) (a) A member or the executive director of the authority  
265 may not:

266 1. Within 2 years after vacating his or her position as a  
267 board member or the executive director, personally represent  
268 another person or entity for compensation before the authority;

269 2. Within 2 years after vacating his or her position as a  
270 board member or the executive director, have an employment or  
271 contractual relationship with a business entity other than an



450614

272 agency, as defined in s. 112.312, which was doing business with  
273 the authority at any time during the person's membership on or  
274 employment by the authority; or

275 3. After vacating his or her position as a board member or  
276 the executive director, have an employment or contractual  
277 relationship with a business entity other than an agency, as  
278 defined in s. 112.312, in connection with a contract in which  
279 the member or executive director personally and substantially  
280 participated through decision, approval, disapproval,  
281 recommendation, rendering of advice, or investigation while he  
282 or she was a member or employee of the authority.

283 (b) A violation of this subsection is punishable in  
284 accordance with s. 112.317.

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

287 (8) An authority board member, employee, or consultant who  
288 holds a position that may influence authority decisions may not  
289 engage in any relationship that may adversely affect his or her  
290 judgment in carrying out authority business. The following  
291 disclosures must be made annually on a disclosure form to  
292 prevent such conflicts of interest and preserve the integrity  
293 and transparency of the authority to the public:

294 (a) Any relationship a board member, employee, or  
295 consultant has which affords a current or future financial  
296 benefit to such board member, employee, or consultant, or to a  
297 relative or business associate of such board member, employee,  
298 or consultant, and which a reasonable person would conclude has  
299 the potential to create a prohibited conflict of interest.

300 (b) Whether a relative of such board member, employee, or



450614

301 consultant is a registered lobbyist and, if so, the names of  
302 such lobbyist's clients. Such names shall be provided in writing  
303 to the ethics officer.

304 (c) All interests in real property that such board member,  
305 employee, or consultant has, or that a relative, principal,  
306 client, or business associate of such board member, employee, or  
307 consultant has, if such real property is located within, or  
308 within a 1/2-mile radius of, any actual or prospective authority  
309 roadway project. The executive director shall provide a corridor  
310 map and a property ownership list reflecting the ownership of  
311 all real property within the disclosure area, or an alignment  
312 map with a list of associated owners, to all board members,  
313 employees, and consultants.

314 (9) The disclosure forms filed as required under subsection  
315 (8) must be reviewed by the ethics officer or, if a form is  
316 filed by the general counsel, by the executive director.

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

319 (11) Authority employees and consultants may not serve on  
320 the governing body of the authority while employed by or under  
321 contract with the authority.

322 (12) The code of ethics policy shall be reviewed and  
323 updated by the ethics officer and presented for board approval  
324 at least once every 2 years.

325 (13) Employees shall be adequately informed and trained on  
326 the code of ethics and shall continually participate in ongoing  
327 ethics education.

328 Section 3. Section 348.753, Florida Statutes, is amended to  
329 read:



450614

330 348.753 Orlando-Orange County Expressway Authority.-

331 (1) There is hereby created and established a body politic  
332 and corporate, an agency of the state, to be known as the  
333 Orlando-Orange County Expressway Authority, hereinafter referred  
334 to as "authority."

335 (2) (a) The governing body of the authority shall consist of  
336 five members. Three members shall be citizens of Orange County,  
337 who shall be appointed by the Governor. The fourth member shall  
338 be, ex officio, the chair of the County Commissioners of Orange  
339 County, and the fifth member shall be, ex officio, the district  
340 secretary of the Department of Transportation serving in the  
341 district that contains Orange County. The term of each appointed  
342 member shall be for 4 years. Each appointed member shall hold  
343 office until his or her successor has been appointed and has  
344 qualified. A vacancy occurring during a term shall be filled  
345 only for the balance of the unexpired term. Each appointed  
346 member of the authority shall be a person of outstanding  
347 reputation for integrity, responsibility, and business ability,  
348 but no person who is an officer or employee of any city or of  
349 Orange County in any other capacity shall be an appointed member  
350 of the authority. Any member of the authority shall be eligible  
351 for reappointment.

352 (b) A member of the authority appointed by the Governor may  
353 not serve as a member of any other transportation-related board,  
354 commission, or organization while serving as a member of the  
355 authority.

356 (c) A lobbyist, as defined in s. 112.3215, may not be  
357 appointed or serve as a member of the authority.

358 (d) A member of the authority may be removed from office by



450614

359 the Governor for misconduct, malfeasance, misfeasance, or  
360 nonfeasance in office.

361 (e) Members of the authority may receive reimbursement from  
362 the authority for travel and other necessary expenses incurred  
363 in connection with the business of the authority as provided in  
364 s. 112.061, but may not draw salaries or other compensation.

365 (3) (a) The authority shall elect one of its members as  
366 chair of the authority. The authority shall also elect a  
367 secretary and a treasurer who may or may not be members of the  
368 authority. The chair, secretary, and treasurer shall hold such  
369 offices at the will of the authority. Three members of the  
370 authority shall constitute a quorum, and the vote of three  
371 members shall be necessary for any action taken by the  
372 authority. No vacancy in the authority shall impair the right of  
373 a quorum of the authority to exercise all of the rights and  
374 perform all of the duties of the authority.

375 (b) Upon the effective date of his or her appointment, or  
376 as soon thereafter as practicable, each appointed member of the  
377 authority shall enter upon his or her duties.

378 ~~(4)(a)~~ The authority may employ an executive secretary, an  
379 executive director, its own counsel and legal staff, technical  
380 experts, such engineers, and such employees, permanent or  
381 temporary, as it may require and may determine the  
382 qualifications and fix the compensation of such persons, firms,  
383 or corporations and may employ a fiscal agent or agents,  
384 provided, however, that the authority shall solicit sealed  
385 proposals from at least three persons, firms, or corporations  
386 for the performance of any services as fiscal agents. The  
387 authority may delegate to one or more of its agents or employees



450614

388 such of its power as it shall deem necessary to carry out the  
389 purposes of this part, subject always to the supervision and  
390 control of the authority. ~~Members of the authority may be~~  
391 ~~removed from their office by the Governor for misconduct,~~  
392 ~~malfeasance, misfeasance, or nonfeasance in office.~~

393 ~~(b) Members of the authority shall be entitled to receive~~  
394 ~~from the authority their travel and other necessary expenses~~  
395 ~~incurred in connection with the business of the authority as~~  
396 ~~provided in s. 112.061, but they shall draw no salaries or other~~  
397 ~~compensation.~~

398 (5) (a) A member or the executive director of the authority  
399 may not:

400 1. Within 2 years after vacating his or her position as a  
401 board member or the executive director, personally represent  
402 another person or entity for compensation before the authority;

403 2. Within 2 years after vacating his or her position as a  
404 board member or the executive director, have an employment or  
405 contractual relationship with a business entity other than an  
406 agency, as defined in s. 112.312, which was doing business with  
407 the authority at any time during the person's membership on or  
408 employment by the authority; or

409 3. After vacating his or her position as a board member or  
410 the executive director, have an employment or contractual  
411 relationship with a business entity other than an agency, as  
412 defined in s. 112.312, in connection with a contract in which  
413 the member or executive director personally and substantially  
414 participated through decision, approval, disapproval,  
415 recommendation, rendering of advice, or investigation while he  
416 or she was a member or employee of the authority.



450614

417 (b) A violation of this subsection is punishable in  
418 accordance with s. 112.317.

419 (6) The authority's general counsel shall serve as the  
420 authority's ethics officer.

421 (7) An authority board member, employee, or consultant who  
422 holds a position that may influence authority decisions may not  
423 engage in any relationship that may adversely affect his or her  
424 judgment in carrying out authority business. The following  
425 disclosures must be made annually on a disclosure form to  
426 prevent such conflicts of interest and preserve the integrity  
427 and transparency of the authority to the public:

428 (a) Any relationship a board member, employee, or  
429 consultant has which affords a current or future financial  
430 benefit to such board member, employee, or consultant, or to a  
431 relative or business associate of such board member, employee,  
432 or consultant, and which a reasonable person would conclude has  
433 the potential to create a prohibited conflict of interest.

434 (b) Whether a relative of such board member, employee, or  
435 consultant is a registered lobbyist and, if so, the names of  
436 such lobbyist's clients. Such names shall be provided in writing  
437 to the ethics officer.

438 (c) All interests in real property that such board member,  
439 employee, or consultant has, or that a relative, principal,  
440 client, or business associate of such board member, employee, or  
441 consultant has, if such real property is located within, or  
442 within a 1/2-mile radius of, any actual or prospective authority  
443 roadway project. The executive director shall provide a corridor  
444 map and a property ownership list reflecting the ownership of  
445 all real property within the disclosure area, or an alignment





450614

446 map with a list of associated owners, to all board member,  
447 employees, and consultants.

448 (8) The disclosure forms filed as required under subsection  
449 (7) must be reviewed by the ethics officer or, if a form is  
450 filed by the general counsel, by the executive director.

451 (9) The conflict of interest process shall be outlined in  
452 the authority's code of ethics.

453 (10) Authority employees and consultants may not serve on  
454 the governing body of the authority while employed by or under  
455 contract with the authority.

456 (11) The code of ethics policy shall be reviewed and  
457 updated by the ethics officer and presented for board approval  
458 at least once every 2 years.

459 (12) Employees shall be adequately informed and trained on  
460 the code of ethics and shall continually participate in ongoing  
461 ethics education.

462 Section 4. Section 348.9952, Florida Statutes, is amended  
463 to read:

464 348.9952 Osceola County Expressway Authority.—

465 (1) There is created a body politic and corporate, an  
466 agency of the state, to be known as the Osceola County  
467 Expressway Authority.

468 (2) (a) The governing body of the authority shall consist of  
469 six members. Five members, at least one of whom must be a member  
470 of a racial or ethnic minority group, must be residents of  
471 Osceola County, three of whom shall be appointed by the  
472 governing body of the county and two of whom shall be appointed  
473 by the Governor. The sixth member shall be the district  
474 secretary of the department serving in the district that



450614

475 includes Osceola County, who shall serve as an ex officio,  
476 nonvoting member. The term of each appointed member shall be for  
477 4 years, except that the first term of the initial members  
478 appointed by the Governor shall be 2 years each. Each appointed  
479 member shall hold office until his or her successor has been  
480 appointed and has qualified. A vacancy occurring during a term  
481 shall be filled only for the balance of the unexpired term. Each  
482 appointed member of the authority shall be a person of  
483 outstanding reputation for integrity, responsibility, and  
484 business ability, but a person who is an officer or employee of  
485 any municipality or of Osceola County in any other capacity may  
486 not be an appointed member of the authority. A member of the  
487 authority is eligible for reappointment.

488 (b) A member of the authority appointed by the governing  
489 board of the county or appointed by the Governor may not serve  
490 as a member of any other transportation-related board,  
491 commission, or organization while serving as a member of the  
492 authority.

493 (c) A lobbyist, as defined in s. 112.3215, may not be  
494 appointed or serve as a member of the authority.

495 (d) ~~(b)~~ Members of the authority may be removed from office  
496 by the Governor for misconduct, malfeasance, misfeasance, or  
497 nonfeasance in office.

498 (e) Members of the authority may receive reimbursement from  
499 the authority for travel and other necessary expenses incurred  
500 in connection with the business of the authority as provided in  
501 s. 112.061, but may not draw salaries or other compensation.

502 (3) (a) The authority shall elect one of its members as  
503 chair. The authority shall also elect a secretary and a



450614

504 treasurer, who may be members of the authority. The chair,  
505 secretary, and treasurer shall hold such offices at the will of  
506 the authority.

507 (b) Three members of the authority constitute a quorum, and  
508 the vote of three members is necessary for any action taken by  
509 the authority. A vacancy in the authority does not impair the  
510 right of a quorum of the authority to exercise all of the rights  
511 and perform all of the duties of the authority.

512 (4) (a) The authority may employ an executive secretary, an  
513 executive director, its own counsel and legal staff, technical  
514 experts, engineers, and other employees, permanent or temporary,  
515 as it may require, and may determine the qualifications and fix  
516 the compensation of such persons, firms, or corporations.  
517 Additionally, the authority may employ a fiscal agent or agents.  
518 However, the authority shall solicit sealed proposals from at  
519 least three persons, firms, or corporations for the performance  
520 of any services as fiscal agents. The authority may delegate to  
521 one or more of its agents or employees such of its power as it  
522 deems necessary to carry out the purposes of this part, subject  
523 always to the supervision and control of the authority.

524 ~~(b) Members of the authority are entitled to receive from~~  
525 ~~the authority their travel and other necessary expenses incurred~~  
526 ~~in connection with the business of the authority as provided in~~  
527 ~~s. 112.061, but members shall not draw salaries or other~~  
528 ~~compensation.~~

529 (b) ~~(e)~~ The department is not required to grant funds for  
530 startup costs to the authority. However, the governing body of  
531 the county may provide funds for such startup costs.

532 (c) ~~(d)~~ The authority shall cooperate with and participate



450614

533 in any efforts to establish a regional expressway authority.

534 (d)~~(e)~~ Notwithstanding any other provision of law,  
535 including s. 339.175(3), the authority is not entitled to voting  
536 membership in a metropolitan planning organization in which  
537 Osceola County, or any of the municipalities therein, are also  
538 voting members.

539 (5) (a) A member or the executive director of the authority  
540 may not:

541 1. Within 2 years after vacating his or her position as a  
542 board member or the executive director, personally represent  
543 another person or entity for compensation before the authority;

544 2. Within 2 years after vacating his or her position as a  
545 board member or the executive director, have an employment or  
546 contractual relationship with a business entity other than an  
547 agency, as defined in s. 112.312, which was doing business with  
548 the authority at any time during the person's membership on or  
549 employment by the authority; or

550 3. After vacating his or her position as a board member or  
551 the executive director, have an employment or contractual  
552 relationship with a business entity other than an agency, as  
553 defined in s. 112.312, in connection with a contract in which  
554 the member or executive director personally and substantially  
555 participated through decision, approval, disapproval,  
556 recommendation, rendering of advice, or investigation while he  
557 or she was a member or employee of the authority.

558 (b) A violation of this subsection is punishable in  
559 accordance with s. 112.317.

560 (6) The authority's general counsel shall serve as the  
561 authority's ethics officer.



450614

562       (7) An authority board member, employee, or consultant who  
563 holds a position that may influence authority decisions may not  
564 engage in any relationship that may adversely affect his or her  
565 judgment in carrying out authority business. The following  
566 disclosures must be made annually on a disclosure form to  
567 prevent such conflicts of interest and preserve the integrity  
568 and transparency of the authority to the public:

569       (a) Any relationship a board member, employee, or  
570 consultant has which affords a current or future financial  
571 benefit to such board member, employee, or consultant, or to a  
572 relative or business associate of such board member, employee,  
573 or consultant, and which a reasonable person would conclude has  
574 the potential to create a prohibited conflict of interest.

575       (b) Whether a relative of such board member, employee, or  
576 consultant is a registered lobbyist and, if so, the names of  
577 such lobbyist's clients. Such names shall be provided in writing  
578 to the ethics officer.

579       (c) Any and all interests in real property that such board  
580 member, employee, or consultant has, or that a relative,  
581 principal, client, or business associate of such board member,  
582 employee, or consultant has, if such real property is located  
583 within, or within a 1/2-mile radius of, any actual or  
584 prospective authority roadway project. The executive director  
585 shall provide a corridor map and a property ownership list  
586 reflecting the ownership of all real property within the  
587 disclosure area, or an alignment map with a list of associated  
588 owners, to all board member, employees, and consultants.

589       (8) The disclosure forms filed as required under subsection  
590 (7) must be reviewed by the ethics officer or, if a form is



450614

591 filed by the general counsel, by the executive director.

592 (9) The conflict of interest process shall be outlined in  
593 the authority's code of ethics.

594 (10) Authority employees and consultants may not serve on  
595 the governing body of the authority while employed by or under  
596 contract with the authority.

597 (11) The code of ethics policy shall be reviewed and  
598 updated by the ethics officer and presented for board approval  
599 at least once every 2 years.

600 (12) Employees shall be adequately informed and trained on  
601 the code of ethics and shall continually participate in ongoing  
602 ethics education.

603 Section 5. Subsection (6) of section 343.1003, Florida  
604 Statutes, is amended to read:

605 343.1003 Northeast Florida Regional Transportation  
606 Commission.—

607 (6) Notwithstanding s. 348.0003(2)(i) ~~348.0003(4)(e)~~,  
608 members of the board shall file a statement of financial  
609 interest with the Commission on Ethics pursuant to s. 112.3145.

610 Section 6. This act shall take effect July 1, 2014.

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

613 And the title is amended as follows:

614 Delete everything before the enacting clause  
615 and insert:

616 A bill to be entitled  
617 An act relating to expressway authorities; amending s.  
618 348.0003, F.S.; revising requirements relating to  
619 expressway authority membership in specified counties;



450614

620 requiring members of each expressway authority,  
621 transportation authority, bridge authority, or toll  
622 authority to comply with specified financial  
623 disclosure requirements; prohibiting certain  
624 activities by authority board members and executive  
625 directors during and after membership or employment;  
626 prohibiting certain activities and providing a  
627 penalty; specifying who may serve as an ethics  
628 officer; requiring disclosure of certain relationships  
629 and interests; prohibiting employees and consultants  
630 from membership on a board; providing for a code of  
631 ethics policy; amending ss. 348.52, 348.753, and  
632 348.9952, F.S., relating to the Tampa-Hillsborough  
633 County Expressway Authority, the Orlando-Orange County  
634 Expressway Authority, and the Osceola County  
635 Expressway Authority, respectively; prohibiting  
636 certain activities by authority board members and  
637 executive directors during and after membership or  
638 employment; providing a penalty; specifying who may  
639 serve as an ethics officer; requiring disclosure of  
640 certain relationships and interests; prohibiting  
641 employees and consultants from membership on a board;  
642 providing for a code of ethics policy; amending s.  
643 343.1003, F.S.; conforming a cross-reference;  
644 providing an effective date.