

Amendment No.

CHAMBER ACTION

Senate

House

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1 The State Affairs Committee offered the following:

2
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Paragraph (b) of subsection (1) of section
6 28.35, Florida Statutes, is amended to read:

7 28.35 Florida Clerks of Court Operations Corporation.—

8 (1)

9 (b)1. The executive council shall be composed of eight
10 clerks of the court elected by the clerks of the courts for a
11 term of 2 years, with two clerks from counties with a population
12 of fewer than 100,000, two clerks from counties with a
13 population of at least 100,000 but fewer than 500,000, two
14 clerks from counties with a population of at least 500,000 but

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15 fewer than 1 million, and two clerks from counties with a
16 population of ~~more than~~ 1 million or more. The executive council
17 shall also include, as ex officio members, a designee of the
18 President of the Senate and a designee of the Speaker of the
19 House of Representatives. The Chief Justice of the Supreme Court
20 shall designate one additional member to represent the state
21 courts system.

22 2. Members of the executive council of the corporation are
23 subject to ss. 112.313(1)-(8), (10), (12), and (15); 112.3135;
24 and 112.3143(2). For purposes of applying ss. 112.313(1)-(8),
25 (10), (12), and (15); 112.3135; and 112.3143(2) to activities of
26 executive council members, members shall be considered public
27 officers and the corporation shall be considered the members'
28 agency.

29 Section 2. Section 112.3142, Florida Statutes, is amended
30 to read:

31 112.3142 Ethics training for specified constitutional
32 officers and elected municipal officers.-

33 (1) As used in this section, the term "constitutional
34 officers" includes the Governor, the Lieutenant Governor, the
35 Attorney General, the Chief Financial Officer, the Commissioner
36 of Agriculture, state attorneys, public defenders, sheriffs, tax
37 collectors, property appraisers, supervisors of elections,
38 clerks of the circuit court, county commissioners, district
39 school board members, and superintendents of schools.

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40 (2) (a) All constitutional officers must complete 4 hours
41 of ethics training each calendar year which ~~annually that~~
42 addresses, at a minimum, s. 8, Art. II of the State
43 Constitution, the Code of Ethics for Public Officers and
44 Employees, and the public records and public meetings laws of
45 this state. This requirement may be satisfied by completion of a
46 continuing legal education class or other continuing
47 professional education class, seminar, or presentation if the
48 required subjects are covered.

49 (b) Beginning January 1, 2015, all elected municipal
50 officers must complete 4 hours of ethics training each calendar
51 year which addresses, at a minimum, s. 8, Art. II of the State
52 Constitution, the Code of Ethics for Public Officers and
53 Employees, and the public records and public meetings laws of
54 this state. This requirement may be satisfied by completion of a
55 continuing legal education class or other continuing
56 professional education class, seminar, or presentation if the
57 required subjects are covered.

58 (c) ~~(b)~~ The commission shall adopt rules establishing
59 minimum course content for the portion of an ethics training
60 class which ~~that~~ addresses s. 8, Art. II of the State
61 Constitution and the Code of Ethics for Public Officers and
62 Employees.

63 (d) The Legislature intends that a constitutional officer
64 or elected municipal officer who is required to complete ethics
65 training pursuant to this section receive the required training

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66 as close as possible to the date that he or she assumes office.
67 A constitutional officer or elected municipal officer assuming a
68 new office or new term of office on or before March 31 must
69 complete the annual training on or before December 31 of the
70 year in which the term of office began. A constitutional officer
71 or elected municipal officer assuming a new office or new term
72 of office after March 31 is not required to complete ethics
73 training for the calendar year in which the term of office
74 began.

75 (3) Each house of the Legislature shall provide for ethics
76 training pursuant to its rules.

77 Section 3. Subsections (6) through (9) of section
78 112.3144, Florida Statutes, are renumbered as subsections (7)
79 through (10), respectively, subsections (1) and (2), paragraph
80 (g) of subsection (5), and paragraphs (a) and (c) of present
81 subsection (7) are amended, and a new subsection (6) is added to
82 that section, to read:

83 112.3144 Full and public disclosure of financial
84 interests.—

85 (1) An officer who is required by s. 8, Art. II of the
86 State Constitution to file a full and public disclosure of his
87 or her financial interests for any calendar or fiscal year shall
88 file that disclosure with the Florida Commission on Ethics.

89 Additionally, beginning January 1, 2015, an officer who is
90 required to complete annual ethics training pursuant to s.
91 112.3142 must certify on his or her full and public disclosure

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92 of financial interests that he or she has completed the required
93 training.

94 (2) A person who is required, pursuant to s. 8, Art. II of
95 the State Constitution, to file a full and public disclosure of
96 financial interests and who has filed a full and public
97 disclosure of financial interests for any calendar or fiscal
98 year shall not be required to file a statement of financial
99 interests pursuant to s. 112.3145(2) and (3) for the same year
100 or for any part thereof notwithstanding any requirement of this
101 part. If an incumbent in an elective office has filed the full
102 and public disclosure of financial interests to qualify for
103 election to the same office or if ~~when a candidate has qualified~~
104 for office holds another office subject to the annual filing
105 requirement, the qualifying officer shall forward an electronic
106 copy of the full and public disclosure of financial interests to
107 the commission no later than July 1. The electronic copy of the
108 full and public disclosure of financial interests satisfies the
109 annual disclosure requirement of this section. A candidate who
110 does not qualify until after the annual full and public
111 disclosure of financial interests has been filed pursuant to
112 this section shall file a copy of his or her disclosure with the
113 officer before whom he or she qualifies.

114 (5) Forms for compliance with the full and public
115 disclosure requirements of s. 8, Art. II of the State
116 Constitution shall be created by the Commission on Ethics. The

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117 commission shall give notice of disclosure deadlines and
118 delinquencies and distribute forms in the following manner:

119 (g) The notification requirements and fines of this
120 subsection do not apply to candidates or to the first filing
121 required of any person appointed to elective constitutional
122 office or other position required to file full and public
123 disclosure, unless the person's name is on the commission's
124 notification list and the person received notification from the
125 commission. The appointing official shall notify such newly
126 appointed person of the obligation to file full and public
127 disclosure by July 1. The notification requirements and fines of
128 this subsection do not apply to the final filing provided for in
129 subsection (7) ~~(6)~~.

130 (6) If a person holding public office or public employment
131 fails or refuses to file a full and public disclosure of
132 financial interests for any year in which the person received
133 notice from the commission regarding the failure to file and has
134 accrued the maximum automatic fine authorized under this
135 section, regardless of whether the fine imposed was paid or
136 collected, the commission shall initiate an investigation and
137 conduct a public hearing without receipt of a complaint to
138 determine whether the person's failure to file is willful. Such
139 investigation and hearing must be conducted in accordance with
140 s. 112.324. Except as provided in s. 112.324(4), if the
141 commission determines that the person willfully failed to file a
142 full and public disclosure of financial interests, the

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143 commission shall enter an order recommending that the officer or
144 employee be removed from his or her public office or public
145 employment.

146 (8)(7)(a) The commission shall treat an amended full and
147 public disclosure of financial interests which ~~that~~ is filed
148 before ~~prior to~~ September 1 of the ~~current~~ year in which the
149 disclosure is due as the original filing, regardless of whether
150 a complaint has been filed. ~~If a complaint pertaining to the~~
151 ~~current year alleges a failure to properly and accurately~~
152 ~~disclose any information required by this section or if a~~
153 ~~complaint filed pertaining to a previous reporting period within~~
154 ~~the preceding 5 years alleges a failure to properly and~~
155 ~~accurately disclose any information required to be disclosed by~~
156 ~~this section, the commission may immediately follow complaint~~
157 ~~procedures in s. 112.324. However,~~ If a complaint filed after
158 August 25 alleges only an immaterial, inconsequential, or de
159 minimis error or omission, the commission may not take any
160 action on the complaint, other than notifying the filer of the
161 complaint. The filer must be given 30 days to file an amended
162 full and public disclosure of financial interests correcting any
163 errors. If the filer does not file an amended full and public
164 disclosure of financial interests within 30 days after the
165 commission sends notice of the complaint, the commission may
166 continue with proceedings pursuant to s. 112.324.

167 (c) For purposes of this section, an error or omission is
168 immaterial, inconsequential, or de minimis if the original

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169 filing provided sufficient information for the public to
170 identify potential conflicts of interest. However, failure to
171 certify completion of annual ethics training required under s.
172 112.3142 does not constitute an immaterial, inconsequential, or
173 de minimis error or omission.

174 Section 4. Subsections (4) through (11) of section
175 112.3145, Florida Statutes, are renumbered as subsections (5)
176 through (12), respectively, paragraphs (a) and (c) of present
177 subsection (9) are amended, paragraph (c) is added to present
178 subsection (7), and a new subsection (4) is added to that
179 section, to read:

180 112.3145 Disclosure of financial interests and clients
181 represented before agencies.—

182 (4) Beginning January 1, 2015, an officer who is required
183 to complete annual ethics training pursuant to s. 112.3142 must
184 certify on his or her statement of financial interests that he
185 or she has completed the required training.

186 (8) ~~(7)~~

187 (c) If a person holding public office or public employment
188 fails or refuses to file an annual statement of financial
189 interests for any year in which the person received notice from
190 the commission regarding the failure to file and has accrued the
191 maximum automatic fine authorized under this section, regardless
192 of whether the fine imposed was paid or collected, the
193 commission shall initiate an investigation and conduct a public
194 hearing without receipt of a complaint to determine whether the

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195 person's failure to file is willful. Such investigation and
196 hearing must be conducted in accordance with s. 112.324. Except
197 as provided in s. 112.324(4), if the commission determines that
198 the person willfully failed to file a statement of financial
199 interests, the commission shall enter an order recommending that
200 the officer or employee be removed from his or her public office
201 or public employment.

202 (10)(9)(a) The commission shall treat an amended annual
203 statement of financial interests which that is filed before
204 prior to September 1 of the current year in which the statement
205 is due as the original filing, regardless of whether a complaint
206 has been filed. If a complaint pertaining to the current year
207 alleges a failure to properly and accurately disclose any
208 information required by this section or if a complaint filed
209 pertaining to a previous reporting period within the preceding 5
210 years alleges a failure to properly and accurately disclose any
211 information required to be disclosed by this section, the
212 commission may immediately follow complaint procedures in s.
213 112.324. However, If a complaint filed after August 25 alleges
214 only an immaterial, inconsequential, or de minimis error or
215 omission, the commission may not take any action on the
216 complaint, other than notifying the filer of the complaint. The
217 filer must be given 30 days to file an amended statement of
218 financial interests correcting any errors. If the filer does not
219 file an amended statement of financial interests within 30 days

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220 after the commission sends notice of the complaint, the
221 commission may continue with proceedings pursuant to s. 112.324.

222 (c) For purposes of this section, an error or omission is
223 immaterial, inconsequential, or de minimis if the original
224 filing provided sufficient information for the public to
225 identify potential conflicts of interest. However, failure to
226 certify completion of annual ethics training required under s.
227 112.3142 does not constitute an immaterial, inconsequential, or
228 de minimis error or omission.

229 Section 5. Section 112.3251, Florida Statutes, is created
230 to read:

231 112.3251 Citizen support and direct-support organizations;
232 standards of conduct.-A citizen support or direct-support
233 organization created or authorized pursuant to law must adopt
234 its own ethics code. The ethics code must contain the standards
235 of conduct and disclosures required under ss. 112.313 and
236 112.3143(2), respectively. However, an ethics code adopted
237 pursuant to this section is not required to contain the
238 standards of conduct specified in s. 112.313(3) or (7). The
239 citizen support or direct-support organization may adopt
240 additional or more stringent standards of conduct and disclosure
241 requirements if those standards of conduct and disclosure
242 requirements do not otherwise conflict with this part. The
243 ethics code must be conspicuously posted on the citizen support
244 or direct-support organization's website.

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245 Section 6. Section 112.3261, Florida Statutes, is created
246 to read:

247 112.3261 Lobbying before water management districts;
248 registration and reporting.-

249 (1) As used in this section, the term:

250 (a) "District" means a water management district created
251 in s. 373.069 and operating under the authority of chapter 373.

252 (b) "Lobbies" means seeking, on behalf of another person,
253 to influence a district with respect to a decision of the
254 district in an area of policy or procurement or an attempt to
255 obtain the goodwill of a district official or employee. The term
256 "lobbies" shall be interpreted and applied consistently with the
257 rules of the commission implementing s. 112.3215.

258 (c) "Lobbyist" has the same meaning as provided in s.
259 112.3215.

260 (d) "Principal" has the same meaning as provided in s.
261 112.3215.

262 (2) A person may not lobby a district until such person
263 has registered as a lobbyist with that district. Such
264 registration shall be due upon initially being retained to lobby
265 and is renewable on a calendar-year basis thereafter. Upon
266 registration, the person shall provide a statement signed by the
267 principal or principal's representative stating that the
268 registrant is authorized to represent the principal. The
269 principal shall also identify and designate its main business on
270 the statement authorizing that lobbyist pursuant to a

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271 classification system approved by the district. Any changes to
272 the information required by this section must be disclosed
273 within 15 days by filing a new registration form. The
274 registration form shall require each lobbyist to disclose, under
275 oath, the following:

276 (a) The lobbyist's name and business address.

277 (b) The name and business address of each principal
278 represented.

279 (c) The existence of any direct or indirect business
280 association, partnership, or financial relationship with any
281 officer or employee of a district with which he or she lobbies
282 or intends to lobby.

283 (d) In lieu of creating its own lobbyist registration
284 forms, a district may accept a completed legislative branch or
285 executive branch lobbyist registration form.

286 (3) A district shall make lobbyist registrations available
287 to the public. If a district maintains a website, a database of
288 currently registered lobbyists and principals must be available
289 on the district's website.

290 (4) A lobbyist shall promptly send a written statement to
291 the district cancelling the registration for a principal upon
292 termination of the lobbyist's representation of that principal.
293 A district may remove the name of a lobbyist from the list of
294 registered lobbyists if the principal notifies the district that
295 a person is no longer authorized to represent that principal.

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296 (5) A district may establish an annual lobbyist
297 registration fee, not to exceed \$40, for each principal
298 represented. The district may use registration fees only to
299 administer this section.

300 (6) A district shall be diligent to ascertain whether
301 persons required to register pursuant to this section have
302 complied. A district may not knowingly authorize a person who is
303 not registered pursuant to this section to lobby the district.

304 (7) Upon receipt of a sworn complaint alleging that a
305 lobbyist or principal has failed to register with a district or
306 has knowingly submitted false information in a report or
307 registration required under this section, the commission shall
308 investigate a lobbyist or principal pursuant to the procedures
309 established under s. 112.324. The commission shall provide the
310 Governor with a report of its findings and recommendations in
311 any investigation conducted pursuant to this subsection. The
312 Governor is authorized to enforce the commission's findings and
313 recommendations.

314 (8) Water management districts may adopt rules to
315 establish procedures to govern the registration of lobbyists,
316 including the adoption of forms and the establishment of a
317 lobbyist registration fee.

318 Section 7. Section 286.012, Florida Statutes, is amended
319 to read:

320 286.012 Voting requirement at meetings of governmental
321 bodies.—A ~~No~~ member of a ~~any~~ state, county, or municipal

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322 governmental board, commission, or agency who is present at a
323 ~~any~~ meeting of any such body at which an official decision,
324 ruling, or other official act is to be taken or adopted may not
325 abstain from voting in regard to any such decision, ruling, or
326 act; and a vote shall be recorded or counted for each such
327 member present, unless ~~except when~~, with respect to any such
328 member, there is, or appears to be, a possible conflict of
329 interest under ~~the provisions of~~ s. 112.311, s. 112.313, ~~or~~ s.
330 112.3143, or additional or more stringent standards of conduct,
331 if any, adopted pursuant to s. 112.326. If there is, or appears
332 to be, a possible conflict under s. 112.311, s. 112.313, or s.
333 112.3143, the member shall comply with the disclosure
334 requirements of s. 112.3143. If the only conflict or possible
335 conflict is one arising from the additional or more stringent
336 standards adopted pursuant to s. 112.326, the member shall
337 comply with any disclosure requirements adopted pursuant to s.
338 112.326. If the official decision, ruling, or act occurs in the
339 context of a quasi-judicial proceeding, a member may abstain
340 from voting on such matter if the abstention is to assure a fair
341 proceeding free from potential bias or prejudice ~~In such cases,~~
342 ~~said member shall comply with the disclosure requirements of s.~~
343 ~~112.3143.~~

344 Section 8. Paragraph (c) of subsection (1) of section
345 288.901, Florida Statutes, is amended to read:

346 288.901 Enterprise Florida, Inc.—

347 (1) CREATION.—

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348 (c) The president, senior managers, and members of the
349 board of directors of Enterprise Florida, Inc., are subject to
350 ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and
351 112.3143(2). For purposes of applying ss. 112.313(1)-(8), (10),
352 (12), and (15); 112.3135; and 112.3143(2) to activities of the
353 president, senior managers, and members of the board of
354 directors, those persons shall be considered public officers or
355 employees and the corporation shall be considered their agency.
356 ~~The Legislature determines that it is in the public interest for~~
357 ~~the members of Enterprise Florida, Inc., board of directors to~~
358 ~~be subject to the requirements of ss. 112.3135, 112.3143(2), and~~
359 ~~112.313, excluding s. 112.313(2), notwithstanding the fact that~~
360 ~~the board members are not public officers or employees. For~~
361 ~~purposes of those sections, the board members shall be~~
362 ~~considered to be public officers or employees. The exemption set~~
363 ~~forth in s. 112.313(12) for advisory boards applies to the~~
364 ~~members of Enterprise Florida, Inc., board of directors.~~
365 Further, each member of the board of directors who is not
366 otherwise required to file financial disclosures pursuant to s.
367 8, Art. II of the State Constitution or s. 112.3144, shall file
368 disclosure of financial interests pursuant to s. 112.3145.

369 Section 9. Paragraph (b) of subsection (2) of section
370 288.92, Florida Statutes, is redesignated as paragraph (c), and
371 a new paragraph (b) is added to that subsection, to read:

372 288.92 Divisions of Enterprise Florida, Inc.—

373 (2)

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374 (b)1. The following officers and board members are subject
375 to ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and
376 112.3143(2):

377 a. Officers and members of the board of directors of the
378 divisions of Enterprise Florida, Inc.

379 b. Officers and members of the board of directors of
380 subsidiaries of Enterprise Florida, Inc.

381 c. Officers and members of the board of directors of
382 corporations created to carry out the missions of Enterprise
383 Florida, Inc.

384 d. Officers and members of the board of directors of
385 corporations with which a division is required by law to
386 contract to carry out its missions.

387 2. For purposes of applying ss. 112.313(1)-(8), (10),
388 (12), and (15); 112.3135; and 112.3143(2) to activities of the
389 officers and members of the board of directors specified in
390 subparagraph 1., those persons shall be considered public
391 officers or employees and the corporation shall be considered
392 their agency.

393 3. It is not a violation of s. 112.3143(2) or 112.3143(4)
394 for the officers or members of the board of directors of the
395 Florida Tourism Industry Marketing Corporation to:

396 a. Vote on the 4-year marketing plan required under s.
397 288.923 or vote on any individual component of or amendment to
398 the plan.

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399 b. Participate in the establishment or calculation of
400 payments related to the private match requirements of s.
401 288.904(3). The officer or member must file an annual disclosure
402 describing the nature of his or her interests or the interests
403 of his or her principals, including corporate parents and
404 subsidiaries of his or her principal, in the private match
405 requirements. This annual disclosure requirement satisfies the
406 disclosure requirement of s. 112.3143(4). This disclosure must
407 be placed either on the Florida Tourism Industry Marketing
408 Corporation's website or included in the minutes of each meeting
409 of the Florida Tourism Industry Marketing Corporation's board of
410 directors at which the private match requirements are discussed
411 or voted upon.

412 Section 10. Paragraph (a) of subsection (3) of section
413 288.9604, Florida Statutes, is amended to read:

414 288.9604 Creation of the authority.—

415 (3) (a) 1. A director may not ~~shall~~ receive ~~no~~ compensation
416 for his or her services, but is entitled to ~~the~~ necessary
417 expenses, including travel expenses, incurred in the discharge
418 of his or her duties. Each director shall hold office until his
419 or her successor has been appointed.

420 2. Directors are subject to ss. 112.313(1)-(8), (10),
421 (12), and (15); 112.3135; and 112.3143(2). For purposes of
422 applying ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and
423 112.3143(2) to activities of directors, directors shall be

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424 considered public officers and the corporation shall be
425 considered their agency.

426 Section 11. Subsection (5) is added to section 348.0003,
427 Florida Statutes, to read:

428 348.0003 Expressway authority; formation; membership.—

429 (5) In a county as defined in s. 125.011(1):

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

432 (b) A member or the executive director of an authority may
433 not:

434 1. Personally represent another person or entity for
435 compensation before the authority for a period of 2 years after
436 vacation of his or her position.

437 2. After retirement or termination, have an employment or
438 contractual relationship with a business entity other than an
439 agency, as defined in s. 112.312, in connection with a contract
440 in which the member or executive director personally and
441 substantially participated through decision, approval,
442 disapproval, recommendation, rendering of advice, or
443 investigation while he or she was a member or employee of the
444 authority.

445 (c) The authority's general counsel shall serve as the
446 authority's ethics officer.

447 (d) Authority board members, employees, and consultants
448 who hold positions that may influence authority decisions shall
449 refrain from engaging in any relationship that may adversely

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450 affect their judgment in carrying out authority business. To
451 prevent such conflicts of interest and preserve the integrity
452 and transparency of the authority to the public, the following
453 disclosures must be made annually on a disclosure form:

454 1. Any relationship that a board member, employee, or
455 consultant has which affords a current or future financial
456 benefit to such board member, employee, or consultant, or to a
457 relative or business associate of such board member, employee,
458 or consultant, and which a reasonable person would conclude has
459 the potential to create a prohibited conflict of interest. As
460 used in this subsection, the term "relative" has the same
461 meaning as provided in s. 112.312.

462 2. Whether a relative of such board member, employee, or
463 consultant is a registered lobbyist and, if so, the names of
464 such lobbyist's clients. Such names shall be provided in writing
465 to the ethics officer.

466 3. Any and all interests in real property that such board
467 member, employee, or consultant has, or that an immediate family
468 member of such board member, employee, or consultant has, if
469 such real property is located in, or within a 1/2-mile radius
470 of, any actual or prospective authority roadway project. The
471 executive director shall provide a corridor map and a property
472 ownership list reflecting the ownership of all real property
473 within the disclosure area, or an alignment map with a list of
474 associated owners, to all board members, employees, and
475 consultants.

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476 (e) The disclosure forms filed as required under paragraph
477 (d) must be reviewed by the ethics officer or, if a form is
478 filed by the general counsel, by the executive director.

479 (f) The conflict of interest process shall be outlined in
480 the authority's code of ethics.

481 (g) Authority employees and consultants are prohibited
482 from serving on the governing body of the authority while
483 employed by or under contract with the authority.

484 (h) The code of ethics policy shall be reviewed and
485 updated by the ethics officer and presented for board approval
486 at least once every 2 years.

487 (i) Employees shall be adequately informed and trained on
488 the code of ethics and shall continually participate in ongoing
489 ethics education.

490 (j) The requirements of paragraphs (b)-(i) are in addition
491 to requirements that the members and the executive director of
492 the authority are required to follow under chapter 112.

493 (k) Violations of paragraphs (b), (d), and (g) are
494 punishable in accordance with s. 112.317.

495 Section 12. Paragraph (d) of subsection (6) of section
496 627.351, Florida Statutes, is amended to read:

497 627.351 Insurance risk apportionment plans.—

498 (6) CITIZENS PROPERTY INSURANCE CORPORATION.—

499 (d)1. All prospective employees for senior management
500 positions, as defined by the plan of operation, are subject to
501 background checks as a prerequisite for employment. The office

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502 shall conduct the background checks pursuant to ss. 624.34,
503 624.404(3), and 628.261.

504 2. On or before July 1 of each year, employees of the
505 corporation must sign and submit a statement attesting that they
506 do not have a conflict of interest, as defined in part III of
507 chapter 112. As a condition of employment, all prospective
508 employees must sign and submit to the corporation a conflict-of-
509 interest statement.

510 3. The executive director, senior managers, and members of
511 the board of governors are subject to part III of chapter 112,
512 including, but not limited to, the code of ethics and public
513 disclosure and reporting of financial interests, pursuant to s.
514 112.3145. For purposes of applying part III of chapter 112 to
515 activities of the executive director, senior managers, and
516 members of the board of governors, those persons shall be
517 considered public officers or employees and the corporation
518 shall be considered their agency. Notwithstanding s.

519 112.3143(2), a board member may not vote on any measure that
520 would inure to his or her special private gain or loss; that he
521 or she knows would inure to the special private gain or loss of
522 any principal by whom he or she is retained or to the parent
523 organization or subsidiary of a corporate principal by which he
524 or she is retained, other than an agency as defined in s.

525 112.312; or that he or she knows would inure to the special
526 private gain or loss of a relative or business associate of the
527 public officer. Before the vote is taken, such member shall

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528 publicly state to the assembly the nature of his or her interest
529 in the matter from which he or she is abstaining from voting
530 and, within 15 days after the vote occurs, disclose the nature
531 of his or her interest as a public record in a memorandum filed
532 with the person responsible for recording the minutes of the
533 meeting, who shall incorporate the memorandum in the minutes.
534 Senior managers and board members are also required to file such
535 disclosures with the Commission on Ethics and the Office of
536 Insurance Regulation. The executive director of the corporation
537 or his or her designee shall notify each existing and newly
538 appointed member of the board of governors and senior managers
539 of their duty to comply with the reporting requirements of part
540 III of chapter 112. At least quarterly, the executive director
541 or his or her designee shall submit to the Commission on Ethics
542 a list of names of the senior managers and members of the board
543 of governors who are subject to the public disclosure
544 requirements under s. 112.3145.

545 4. Notwithstanding s. 112.3148, ~~or~~ s. 112.3149, or any
546 other provision of law, an employee or board member may not
547 knowingly accept, directly or indirectly, any gift or
548 expenditure from a person or entity, or an employee or
549 representative of such person or entity, which has a contractual
550 relationship with the corporation or who is under consideration
551 for a contract. An employee or board member who fails to comply
552 with subparagraph 3. or this subparagraph is subject to
553 penalties provided under ss. 112.317 and 112.3173.

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554 5. Any senior manager of the corporation who is employed
555 on or after January 1, 2007, regardless of the date of hire, who
556 subsequently retires or terminates employment is prohibited from
557 representing another person or entity before the corporation for
558 2 years after retirement or termination of employment from the
559 corporation.

560 6. The executive director, members of the board of
561 governors, and Any senior managers ~~manager~~ of the corporation
562 ~~are who is employed on or after January 1, 2007, regardless of~~
563 ~~the date of hire, who subsequently retires or terminates~~
564 ~~employment is~~ prohibited from having any employment or
565 contractual relationship for 2 years after retirement from or
566 termination of service to the corporation with an insurer that
567 has entered into a take-out bonus agreement with the
568 corporation.

569 Section 13. This act shall take effect July 1, 2014.

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572 **T I T L E A M E N D M E N T**

573 Remove everything before the enacting clause and insert:

574 A bill to be entitled

575 An act relating to governmental ethics; amending s.

576 28.35, F.S.; specifying the applicability of certain

577 provisions of the Code of Ethics for Public Officers

578 and Employees to members of the executive council of

579 the Florida Clerks of Court Operations Corporation;

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580 amending s. 112.3142, F.S.; requiring elected
581 municipal officers to participate in annual ethics
582 training; providing legislative intent; amending s.
583 112.3144, F.S.; requiring an officer required to
584 participate in annual ethics training to certify
585 participation on his or her full and public disclosure
586 of financial interests; revising the conditions under
587 which a qualifying officer forwards a full and public
588 disclosure of financial interests to the Commission on
589 Ethics; requiring the Commission on Ethics to initiate
590 an investigation and hold a public hearing without
591 receipt of a complaint in certain circumstances;
592 requiring the commission to enter an order
593 recommending removal of an officer or public employee
594 from public office or public employment in certain
595 circumstances; prohibiting the commission from taking
596 action on a complaint alleging certain errors or
597 omissions on a disclosure; providing that failure to
598 certify completion of annual ethics training on a
599 disclosure does not constitute an immaterial,
600 inconsequential, or de minimis error or omission;
601 amending s. 112.3145, F.S.; requiring an officer
602 required to participate in annual ethics training to
603 certify participation on his or her statement of
604 financial interests; requiring the Commission on
605 Ethics to initiate an investigation and hold a public

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606 hearing without receipt of a complaint in certain
607 circumstances; requiring the commission to enter an
608 order to remove an officer or public employee from
609 public office or public employment in certain
610 circumstances; prohibiting the commission from taking
611 action on a complaint alleging certain errors or
612 omissions on a statement; providing that failure to
613 certify completion of annual ethics training on a
614 statement does not constitute an immaterial,
615 inconsequential, or de minimis error or omission;
616 creating s. 112.3251, F.S.; requiring citizen support
617 and direct-support organizations to adopt a code of
618 ethics; establishing minimum requirements for a code
619 of ethics; creating s. 112.3261, F.S.; defining terms;
620 prohibiting a person from lobbying a water management
621 district before registering; establishing registration
622 requirements; requiring public availability of
623 lobbyist registrations; establishing procedures for
624 termination of a lobbyist's registration; authorizing
625 a water management district to establish a
626 registration fee; requiring a water management
627 district to monitor compliance with registration
628 requirements; requiring the commission to investigate
629 a lobbyist or principal upon receipt of a sworn
630 complaint containing certain allegations; requiring
631 the commission to provide the Governor with a report

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632 on the findings and recommendations resulting from the
633 investigation; authorizing the Governor to enforce the
634 commission's findings and recommendations; authorizing
635 water management districts to adopt rules governing
636 lobbyist registration and fees; amending s. 286.012,
637 F.S.; revising disclosure requirements with respect to
638 a voting abstention at a meeting of a governmental
639 body; authorizing a member to abstain from voting on a
640 decision, ruling, or act in a quasi-judicial
641 proceeding under certain circumstances; amending s.
642 288.901, F.S.; specifying the applicability of certain
643 provisions of the Code of Ethics for Public Officers
644 and Employees to the president, senior managers, and
645 members of the board of directors of Enterprise
646 Florida, Inc.; amending ss. 288.92 and 288.9604, F.S.;
647 specifying the applicability of certain provisions of
648 the Code of Ethics for Public Officers and Employees
649 to certain officers and board members associated with
650 the divisions of Enterprise Florida, Inc., and to the
651 board of directors of the Florida Development Finance
652 Corporation, respectively; amending s. 348.0003, F.S.;
653 prohibiting a lobbyist from serving as a member of an
654 expressway authority; providing certain lobbying
655 restrictions for members or the executive director of
656 an authority; providing that the authority's general
657 counsel is the authority's ethics officer; providing

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658 certain lobbying restrictions for authority board
659 members, employees, and consultants; requiring
660 disclosure of certain relationships or ownership of
661 real estate relating to conflicts of interest;
662 providing procedures for reporting such relationships
663 or ownership; providing that authority employees and
664 consultants are prohibited from serving on the
665 governing body of the authority; requiring the
666 authority to update its code of ethics policy and
667 present such policy for board approval at least once
668 every two years; requiring the authority to providing
669 certain training; providing applicability; providing
670 that certain violations are punishable as provided in
671 the Code of Ethics; amending s. 627.351, F.S.;
672 specifying the applicability of certain provisions of
673 the Code of Ethics for Public Officers and Employees
674 to the executive director of Citizens Property
675 Insurance Corporation; prohibiting a former executive
676 director, senior manager, or member of the board of
677 governors from entering employment or a contractual
678 relationship for a specified timeframe with certain
679 insurers; providing an effective date.

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