

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Nuñez offered the following:

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

4 Between lines 25 and 26, insert:

5 Section 1. Paragraph (d) of subsection (2) of section
6 348.0003, Florida Statutes, is amended, and paragraph (a) of
7 subsection (5) of that section is amended and paragraph (1) is
8 added to that subsection, to read:

9 348.0003 Expressway authority; formation; membership.—

10 (2) The governing body of an authority shall consist of
11 not fewer than five nor more than nine voting members. The
12 district secretary of the affected department district shall
13 serve as a nonvoting member of the governing body of each
14 authority located within the district. Each member of the

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15 governing body must at all times during his or her term of
16 office be a permanent resident of the county which he or she is
17 appointed to represent.

18 (d) Notwithstanding any provision to the contrary in this
19 subsection, in any county as defined in s. 125.011(1), the
20 governing body of an authority must ~~shall~~ consist of 11 voting
21 ~~up to 13~~ members, and the following provisions of this paragraph
22 ~~shall~~ apply specifically to such authority. Six ~~Except for the~~
23 ~~district secretary of the department, the members must be~~
24 ~~residents of the county. Seven voting members of the authority~~
25 ~~shall be appointed by the governing body of the county,~~ At the
26 ~~discretion of the governing body of the county, up to two of the~~
27 ~~members appointed by the governing body of the county may be~~
28 ~~elected officials residing in the county. three~~ Five voting
29 ~~members of the authority shall be appointed by the Governor,~~
30 ~~and~~ one member shall be the district secretary of the
31 department serving in the district that contains the such
32 county, who. This member shall be serve an ex officio voting
33 ~~member of the authority. The county mayor shall serve as chair~~
34 of the authority. With the exception of the district secretary
35 of the department, the members of the authority must be
36 residents of the county. A member of the authority serving as of
37 October 1, 2015, may serve the remainder of his or her term.
38 However, upon the conclusion of his or her term or upon a
39 vacancy, such expired term or vacancy may not be filled unless
40 such appointment meets the requirements of this paragraph. When

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41 the term of a member expires or a vacancy occurs, the member may
42 not be replaced by the authority until the governing body of the
43 authority is composed of six voting members appointed by the
44 governing body of the county and three voting members, other
45 than the district secretary, appointed by the Governor. If the
46 governing board of an authority includes any member originally
47 appointed by the governing body of the county as a nonvoting
48 member, when the term of such member expires, that member shall
49 be replaced by a member appointed by the Governor until the
50 governing body of the authority is composed of seven members
51 appointed by the governing body of the county and five members
52 appointed by the Governor. Except as provided in subsection (5),
53 the qualifications, terms of office, and obligations and rights
54 of members of the authority shall be determined by resolution or
55 ordinance of the governing body of the county in a manner that
56 is consistent with subsections (3) and (4).

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

58 (a)1. A lobbyist, as defined in s. 112.3215, may not be
59 appointed or serve as a member of an authority.

60 2. A person may not be appointed as a member of the
61 governing body of an authority if that person currently
62 represents, or has in the previous 4 years represented, any
63 client for compensation before the authority.

64 3. A person may not be appointed as a member of the
65 governing body of an authority if he or she currently
66 represents, is employed by, or acts as an agent for, or has

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67 within the previous 4 years represented, been employed by, or
68 acted as an agent for, any person or entity that is performing
69 construction engineering and inspection services or construction
70 and design-build services, or within the previous 4 years has
71 performed construction engineering and inspection services or
72 construction and design-build services for the authority.

73 (1) A finding of a violation of this subsection or chapter
74 112, or failure to comply within 90 days after receiving a
75 notice of failure to comply with financial disclosure
76 requirements, results in immediate termination from the
77 governing body of the authority.

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

81 Remove lines 2-3 and insert:

82 An act relating to expressway authorities; amending s.
83 348.0003, F.S.; revising qualifications for membership
84 on the governing body of a specified expressway
85 authority; revising term requirements for such
86 membership; providing for termination from an
87 authority's governing body upon a finding of a
88 violation of specified ethical conduct provisions or
89 failure to comply with a notice of failure to comply
90 with financial disclosure requirements; revising the
91 title of part III of chapter

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