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LEGISLATIVE ACTION

Senate

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House

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Floor: NC/2R

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03/08/2016 10:22 AM

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Senator Clemens moved the following:

**Senate Amendment (with title amendment)**

Before line 35

insert:

Section 1. Subsection (2) of section 112.3143, Florida Statutes, is amended to read:

112.3143 Voting conflicts.—

(2) (a) A state public officer, other than a member of the Legislature, may not vote on any matter that the officer knows would inure to his or her special private gain or loss. Any state public officer who abstains from voting in an official



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12 capacity upon any measure that the officer knows would inure to  
13 the officer's special private gain or loss, or who votes in an  
14 official capacity on a measure that he or she knows would inure  
15 to the special private gain or loss of any principal by whom the  
16 officer is retained or to the parent organization or subsidiary  
17 of a corporate principal by which the officer is retained, other  
18 than an agency as defined in s. 112.312(2); or which the officer  
19 knows would inure to the special private gain or loss of a  
20 relative or business associate of the public officer, shall make  
21 every reasonable effort to disclose the nature of his or her  
22 interest as a public record in a memorandum filed with the  
23 person responsible for recording the minutes of the meeting, who  
24 shall incorporate the memorandum in the minutes. If it is not  
25 possible for the state public officer to file a memorandum  
26 before the vote, the memorandum must be filed with the person  
27 responsible for recording the minutes of the meeting no later  
28 than 15 days after the vote.

29 (b) A member of the Legislature shall disclose any matter  
30 that the member knows would inure to his or her special private  
31 gain or loss; that he or she knows would inure to the special  
32 private gain or loss of any principal by whom he or she is  
33 retained, other than an agency as defined in s. 112.312(2); or  
34 that he or she knows would inure to the special private gain or  
35 loss of a relative or business associate of the member, upon  
36 being called to vote on a measure. Regardless of whether the  
37 member abstains from voting or votes on the measure, the member  
38 shall disclose the nature of his or her interest as a public  
39 record in a memorandum filed with the Secretary of the Senate or  
40 the Clerk of the House of Representatives as soon as he or she



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41 is aware of the conflict. If the member abstains from voting on  
42 the measure, he or she must also state the reasons for  
43 abstaining before the body which shall be recorded in the  
44 journal of his or her respective house. If the member becomes  
45 aware of the conflict during a committee, subcommittee, council,  
46 caucus, or other meeting, or during a sitting on the floor, the  
47 member must report the conflict as soon as possible after  
48 conclusion of the meeting or adjournment of the sitting ~~may~~  
49 ~~satisfy the disclosure requirements of this section by filing a~~  
50 ~~disclosure form created pursuant to the rules of the member's~~  
51 ~~respective house if the member discloses the information~~  
52 ~~required by this subsection.~~

53  
54 ===== T I T L E A M E N D M E N T =====

55 And the title is amended as follows:

56       Between lines 2 and 3  
57 insert:

58       112.3143, F.S.; revising voting conflicts and  
59       disclosure requirements applicable to members of the  
60       Legislature as to measures that would inure to the  
61       special private gain or loss of the member, or a  
62       principal, relative, or business associate thereof;  
63       amending s.