



286166

LEGISLATIVE ACTION

Senate

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House

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Senator Bradley moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Present subsections (9) and (10) of section
112.3148, Florida Statutes, are renumbered as subsections (10)
and (11), respectively, and a new subsection (9) is added to
that section, to read:

112.3148 Reporting and prohibited receipt of gifts by
individuals filing full or limited public disclosure of
financial interests and by procurement employees.—



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12 (9) (a) As used in this subsection, the term:

13 1. "Serious bodily injury" means an injury that consists of
14 a physical condition that creates a substantial risk of death,
15 serious personal disfigurement, or protracted loss or impairment
16 of the function of a bodily member or organ and requires care
17 and treatment for an extended period of time.

18 2. "Serious disease or illness" means any disease or
19 illness, including cancer, which causes significant functional
20 impairment requiring care and treatment for an extended period
21 of time.

22 (b) Notwithstanding the limitations established in this
23 section, a vendor doing business with the reporting individual's
24 or procurement employee's agency; a lobbyist who lobbies a
25 reporting individual's or procurement employee's agency; the
26 partner, firm, employer, or principal of a lobbyist; or another
27 person on behalf of the lobbyist or partner, firm, principal, or
28 employer of the lobbyist may provide, and a reporting
29 individual, not including any elected officer, or a procurement
30 employee may solicit or accept, any gift or compensation,
31 regardless of value, if the reporting individual or procurement
32 employee, or his or her spouse or child, has suffered serious
33 bodily injury or has been diagnosed with a serious disease or
34 illness during the period of his or her employment. Any gift or
35 compensation accepted pursuant to this subsection must be used
36 toward expenses directly incurred, or in connection with, the
37 care and treatment of the reporting individual, procurement
38 employee, or a spouse or child thereof. Notwithstanding the
39 reporting requirements of this section, any gift of \$100 or more
40 which is provided and accepted pursuant to this subsection must



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41 be reported to the Commission on Ethics by the recipient of the
42 gift.

43 Section 2. Paragraph (a) of subsection (4) of section
44 11.045, Florida Statutes, is amended to read:

45 11.045 Lobbying before the Legislature; registration and
46 reporting; exemptions; penalties.—

47 (4) (a) Notwithstanding s. 112.3148, s. 112.3149, or any
48 other provision of law to the contrary, no lobbyist or principal
49 shall make, directly or indirectly, and no member or employee of
50 the Legislature shall knowingly accept, directly or indirectly,
51 any expenditure, except floral arrangements or other celebratory
52 items given to legislators and displayed in chambers the opening
53 day of a regular session. However, a lobbyist or principal may
54 make, and an employee of the Legislature may accept, an
55 expenditure for a donation toward the care and treatment of a
56 serious bodily injury or a serious disease or illness of the
57 employee, or a spouse or child thereof, in accordance with the
58 requirements and limitations of s. 112.3148(9).

59 Section 3. Paragraph (a) of subsection (6) of section
60 112.3215, Florida Statutes, is amended to read:

61 112.3215 Lobbying before the executive branch or the
62 Constitution Revision Commission; registration and reporting;
63 investigation by commission.—

64 (6) (a) Notwithstanding s. 112.3148, s. 112.3149, or any
65 other provision of law to the contrary, no lobbyist or principal
66 shall make, directly or indirectly, and no agency official,
67 member, or employee shall knowingly accept, directly or
68 indirectly, any expenditure. However, a lobbyist or principal
69 may make, and a nonelected agency official or employee may



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70 accept, an expenditure for a donation toward the care and
71 treatment of a serious bodily injury or a serious disease or
72 illness of the official or employee, or a spouse or child
73 thereof, in accordance with the requirements and limitations of
74 s. 112.3148(9).

75 Section 4. This act shall take effect July 1, 2020.

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

78 And the title is amended as follows:

79 Delete everything before the enacting clause
80 and insert:

81 A bill to be entitled
82 An act relating to public officers and employees;
83 amending s. 112.3148, F.S.; defining terms;
84 authorizing the giving, solicitation, and acceptance
85 of gifts or compensation to be used toward costs
86 incurred due to a serious bodily injury or the
87 diagnosis of a serious disease or illness of specified
88 reporting individuals, procurement employees, or
89 spouse or child thereof, who meet certain conditions;
90 specifying limitations and requirements; providing
91 reporting requirements; amending ss. 11.045 and
92 112.3215, F.S.; revising provisions regarding
93 prohibited lobbying expenditures in the legislative
94 and executive branches, respectively, to conform to
95 changes made by the act; providing an effective date.