

**By** the Committee on Governmental Oversight and Accountability;  
and Senators Bradley, Broxson, Farmer, Bracy, and Rader

585-03007-20

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1                   A bill to be entitled  
2       An act relating to public officers and employees;  
3       amending s. 112.3148, F.S.; defining terms;  
4       authorizing the giving, solicitation, and acceptance  
5       of gifts or compensation to be used toward costs  
6       incurred due to a serious bodily injury or the  
7       diagnosis of a serious disease or illness of specified  
8       reporting individuals, procurement employees, or a  
9       child thereof; specifying limitations and  
10      requirements; amending ss. 11.045 and 112.3215, F.S.;  
11      revising provisions regarding prohibited lobbying  
12      expenditures in the legislative and executive branches  
13      to conform to changes made by the act; providing an  
14      effective date.

15  
16 Be It Enacted by the Legislature of the State of Florida:

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18       Section 1. Present subsections (9) and (10) of section  
19      112.3148, Florida Statutes, are renumbered as subsections (10)  
20      and (11), respectively, and a new subsection (9) is added to  
21      that section, to read:

22       112.3148 Reporting and prohibited receipt of gifts by  
23      individuals filing full or limited public disclosure of  
24      financial interests and by procurement employees.—

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

26       1. "Serious bodily injury" means an injury that consists of  
27      a physical condition that creates a substantial risk of death,  
28      serious personal disfigurement, or protracted loss or impairment  
29      of the function of a bodily member or organ and requires care

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30 and treatment for an extended period of time.

31 2. "Serious disease or illness" means any disease or  
32 illness, including cancer, which causes significant functional  
33 impairment requiring care and treatment for an extended period  
34 of time.

35 (b) Notwithstanding the limitations established in this  
36 section, a vendor doing business with the reporting individual's  
37 or procurement employee's agency; a lobbyist who lobbies a  
38 reporting individual's or procurement employee's agency; the  
39 partner, firm, employer, or principal of a lobbyist; or another  
40 person on behalf of the lobbyist or partner, firm, principal, or  
41 employer of the lobbyist may provide, and a reporting  
42 individual, not including any elected officer, or a procurement  
43 employee may solicit or accept, any gift or compensation,  
44 regardless of value, if the reporting individual or procurement  
45 employee, or his or her child, has suffered serious bodily  
46 injury or has been diagnosed with a serious disease or illness.  
47 Any gift or compensation accepted pursuant to this subsection  
48 must be used toward expenses directly incurred, or in connection  
49 with, the care and treatment of the reporting individual,  
50 procurement employee, or a child thereof. The reporting  
51 requirements under this section apply to any gift made pursuant  
52 to this subsection.

53 Section 2. Paragraph (a) of subsection (4) of section  
54 11.045, Florida Statutes, is amended to read:

55 11.045 Lobbying before the Legislature; registration and  
56 reporting; exemptions; penalties.-

57 (4) (a) Notwithstanding s. 112.3148, s. 112.3149, or any  
58 other provision of law to the contrary, no lobbyist or principal

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59 shall make, directly or indirectly, and no member or employee of  
60 the Legislature shall knowingly accept, directly or indirectly,  
61 any expenditure, except floral arrangements or other celebratory  
62 items given to legislators and displayed in chambers the opening  
63 day of a regular session. However, a lobbyist or principal may  
64 make, and an employee of the Legislature may accept, an  
65 expenditure for a donation toward the care and treatment of a  
66 serious bodily injury or a serious disease or illness of the  
67 employee, or a child thereof, in accordance with the  
68 requirements and limitations of s. 112.3148(9).

69 Section 3. Paragraph (a) of subsection (6) of section  
70 112.3215, Florida Statutes, is amended to read:

71 112.3215 Lobbying before the executive branch or the  
72 Constitution Revision Commission; registration and reporting;  
73 investigation by commission.-

74 (6) (a) Notwithstanding s. 112.3148, s. 112.3149, or any  
75 other provision of law to the contrary, no lobbyist or principal  
76 shall make, directly or indirectly, and no agency official,  
77 member, or employee shall knowingly accept, directly or  
78 indirectly, any expenditure. However, a lobbyist or principal  
79 may make, and a nonelected agency official or employee may  
80 accept, an expenditure for a donation toward the care and  
81 treatment of a serious bodily injury or a serious disease or  
82 illness of the official or employee, or a child thereof, in  
83 accordance with the requirements and limitations of s.  
84 112.3148(9).

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