

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Judiciary Committee
 2 Representative Gregory offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsection (1) of section 20.201, Florida

Statutes, is amended to read:

20.201 Department of Law Enforcement.—

(1) There is created a Department of Law Enforcement. The
 head of the department is the Governor and Cabinet. The
 executive director of the department shall be appointed by the
 Governor subject to a majority vote of the Governor and Cabinet,
with the Governor on the prevailing side. The appointment is
~~with the approval of three members of the Cabinet and~~ subject to
 confirmation by the Senate. The executive director shall serve
 at the pleasure of the Governor and Cabinet. The executive

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17 director may establish a command, operational, and
18 administrative services structure to assist, manage, and support
19 the department in operating programs and delivering services.

20 Section 2. Subsection (1) of section 20.255, Florida
21 Statutes, is amended to read:

22 20.255 Department of Environmental Protection.—There is
23 created a Department of Environmental Protection.

24 (1) Notwithstanding s. 20.05(2), the head of the
25 Department of Environmental Protection shall be a secretary, who
26 shall be appointed by the Governor, with the concurrence of
27 three members of the Cabinet or subject to confirmation by the
28 Senate.

29 (a) Upon appointment, the Governor shall, in writing,
30 notify the Cabinet and the President of the Senate that he or
31 she will seek either the concurrence of three members of the
32 Cabinet or confirmation of the appointee by the Senate.

33 (b) If the Governor seeks the concurrence of three members
34 of the Cabinet for the appointment, such concurrence must be
35 obtained at the first scheduled meeting of the Cabinet following
36 the appointment. If concurrence of three members of the Cabinet
37 is not obtained at such meeting, the appointee may be held over
38 until his or her successor is appointed and qualified, but the
39 period of such holdover may not exceed 30 days from the date of
40 the Cabinet meeting at which the appointment was considered. An
41 appointee who does not receive the concurrence of three members

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42 of the Cabinet is not eligible for appointment to the same
43 office for 1 year after the date of the Cabinet meeting at which
44 the appointment was considered.

45 (c) If the Governor seeks confirmation of the appointee by
46 the Senate, s. 114.05 applies ~~The secretary shall be confirmed~~
47 ~~by the Florida Senate.~~

48 (d) The secretary shall serve at the pleasure of the
49 Governor.

50 Section 3. Subsection (1) of section 20.37, Florida
51 Statutes, is amended to read:

52 20.37 Department of Veterans' Affairs.—There is created a
53 Department of Veterans' Affairs.

54 (1) The head of the department is the Governor and
55 Cabinet. The executive director of the department shall be
56 appointed by the Governor subject to a majority vote of the
57 Governor and Cabinet, with the Governor on the prevailing side.
58 ~~The appointment is with the approval of three members of the~~
59 ~~Cabinet and~~ subject to confirmation by the Senate. The executive
60 director shall serve at the pleasure of the Governor and
61 Cabinet.

62 Section 4. This act shall take effect upon becoming a law.

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

66 Remove everything before the enacting clause and insert:

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67 An act relating to executive appointments; amending s.
68 20.201, F.S.; requiring that the executive director of
69 the Department of Law Enforcement be appointed subject
70 to a majority vote of the Governor and Cabinet, with
71 the Governor on the prevailing side; amending s.
72 20.255, F.S.; requiring the appointment of the
73 secretary of the Department of Environmental
74 Protection be subject to the concurrence of three
75 members of the Cabinet or confirmation by the Senate;
76 requiring the Governor to notify the Cabinet and the
77 President of the Senate in writing of the method of
78 confirmation; requiring the Governor, if seeking the
79 concurrence of the Cabinet, to seek such concurrence
80 at the first scheduled meeting after appointment;
81 providing that an appointee who does not receive the
82 concurrence of the Cabinet may serve for a specified
83 timeframe; providing that an appointee who does not
84 receive concurrence from the Cabinet is not eligible
85 for appointment to the same office for a specified
86 timeframe; providing procedures for confirmation by
87 the Senate; amending s. 20.37, F.S.; requiring that
88 the executive director of the Department of Veterans'
89 Affairs be appointed subject to a majority vote of the
90 Governor and Cabinet, with the Governor on the
91 prevailing side; providing an effective date.

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