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1  
2 An act relating to executive appointments; amending s.  
3 20.201, F.S.; requiring that the executive director of  
4 the Department of Law Enforcement be appointed subject  
5 to a majority vote of the Governor and Cabinet, with  
6 the Governor on the prevailing side; amending s.  
7 20.255, F.S.; requiring the appointment of the  
8 secretary of the Department of Environmental  
9 Protection be subject to the concurrence of three  
10 members of the Cabinet or confirmation by the Senate;  
11 requiring the Governor to notify the Cabinet and the  
12 President of the Senate in writing of the method of  
13 confirmation; requiring the Governor, if seeking the  
14 concurrence of the Cabinet, to seek such concurrence  
15 at the first scheduled meeting after appointment;  
16 providing that an appointee who does not receive the  
17 concurrence of the Cabinet may serve for a specified  
18 timeframe; providing that an appointee who does not  
19 receive concurrence from the Cabinet is not eligible  
20 for appointment to the same office for a specified  
21 timeframe; providing procedures for confirmation by  
22 the Senate; amending s. 20.37, F.S.; requiring that  
23 the executive director of the Department of Veterans'  
24 Affairs be appointed subject to a majority vote of the  
25 Governor and Cabinet, with the Governor on the  
26 prevailing side; providing an effective date.

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28 Be It Enacted by the Legislature of the State of Florida:  
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30 Section 1. Subsection (1) of section 20.201, Florida  
31 Statutes, is amended to read:

32 20.201 Department of Law Enforcement.—

33 (1) There is created a Department of Law Enforcement. The  
34 head of the department is the Governor and Cabinet. The  
35 executive director of the department shall be appointed by the  
36 Governor subject to a majority vote of the Governor and Cabinet,  
37 with the Governor on the prevailing side. The appointment is  
38 ~~with the approval of three members of the Cabinet and~~ subject to  
39 confirmation by the Senate. The executive director shall serve  
40 at the pleasure of the Governor and Cabinet. The executive  
41 director may establish a command, operational, and  
42 administrative services structure to assist, manage, and support  
43 the department in operating programs and delivering services.

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

46 20.255 Department of Environmental Protection.—There is  
47 created a Department of Environmental Protection.

48 (1) Notwithstanding s. 20.05(2), the head of the Department  
49 of Environmental Protection shall be a secretary, who shall be  
50 appointed by the Governor, with the concurrence of three members  
51 of the Cabinet or subject to confirmation by the Senate.

52 (a) Upon appointment, the Governor shall, in writing,  
53 notify the Cabinet and the President of the Senate that he or  
54 she will seek either the concurrence of three members of the  
55 Cabinet or confirmation of the appointee by the Senate.

56 (b) If the Governor seeks the concurrence of three members  
57 of the Cabinet for the appointment, such concurrence must be  
58 obtained at the first scheduled meeting of the Cabinet following

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59 the appointment. If concurrence of three members of the Cabinet  
60 is not obtained at such meeting, the appointee may be held over  
61 until his or her successor is appointed and qualified, but the  
62 period of such holdover may not exceed 30 days from the date of  
63 the Cabinet meeting at which the appointment was considered. An  
64 appointee who does not receive the concurrence of three members  
65 of the Cabinet is not eligible for appointment to the same  
66 office for 1 year after the date of the Cabinet meeting at which  
67 the appointment was considered.

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

71 (d) The secretary shall serve at the pleasure of the  
72 Governor.

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

75 20.37 Department of Veterans' Affairs.—There is created a  
76 Department of Veterans' Affairs.

77 (1) The head of the department is the Governor and Cabinet.  
78 The executive director of the department shall be appointed by  
79 the Governor subject to a majority vote of the Governor and  
80 Cabinet, with the Governor on the prevailing side. The  
81 appointment is ~~with the approval of three members of the Cabinet~~  
82 ~~and~~ subject to confirmation by the Senate. The executive  
83 director shall serve at the pleasure of the Governor and  
84 Cabinet.

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