

Amendment No.

CHAMBER ACTION

Senate

House

.

Representatives Nuñez and Oliva offered the following:

Amendment to Amendment (483745) (with title amendment)

Between lines 400 and 401, insert:

Section 11. Subsection (5) is added to section 348.0003, Florida Statutes, to read:

348.0003 Expressway authority; formation; membership.—

(5) In a county as defined in s. 125.011(1):

(a) A lobbyist, as defined in s. 112.3215, may not be appointed or serve as a member of an authority.

(b) A member or the executive director of an authority may not:

1. Personally represent another person or entity for compensation before the authority for a period of 2 years after

942619

Approved For Filing: 4/30/2014 12:12:55 AM

Amendment No.

15 vacation of his or her position.

16 2. After retirement or termination, have an employment or
17 contractual relationship with a business entity other than an
18 agency, as defined in s. 112.312, in connection with a contract
19 in which the member or executive director personally and
20 substantially participated through decision, approval,
21 disapproval, recommendation, rendering of advice, or
22 investigation while he or she was a member or employee of the
23 authority.

24 (c) The authority's general counsel shall serve as the
25 authority's ethics officer.

26 (d) Authority board members, employees, and consultants
27 who hold positions that may influence authority decisions shall
28 refrain from engaging in any relationship that may adversely
29 affect their judgment in carrying out authority business. To
30 prevent such conflicts of interest and preserve the integrity
31 and transparency of the authority to the public, the following
32 disclosures must be made annually on a disclosure form:

33 1. Any relationship that a board member, employee, or
34 consultant has which affords a current or future financial
35 benefit to such board member, employee, or consultant, or to a
36 relative or business associate of such board member, employee,
37 or consultant, and which a reasonable person would conclude has
38 the potential to create a prohibited conflict of interest. As
39 used in this subsection, the term "relative" has the same
40 meaning as provided in s. 112.312.

942619

Approved For Filing: 4/30/2014 12:12:55 AM

Amendment No.

41 2. Whether a relative of such board member, employee, or
42 consultant is a registered lobbyist and, if so, the names of
43 such lobbyist's clients. Such names shall be provided in writing
44 to the ethics officer.

45 3. Any and all interests in real property that such board
46 member, employee, or consultant has, or that a relative,
47 principal, client, or business associate of such board member,
48 employee, or consultant has, if such real property is located
49 in, or within a 1/2-mile radius of, any actual or prospective
50 authority roadway project. The executive director shall provide
51 a corridor map and a property ownership list reflecting the
52 ownership of all real property within the disclosure area, or an
53 alignment map with a list of associated owners, to all board
54 members, employees, and consultants.

55 (e) The disclosure forms filed as required under paragraph
56 (d) must be reviewed by the ethics officer or, if a form is
57 filed by the general counsel, by the executive director.

58 (f) The conflict of interest process shall be outlined in
59 the authority's code of ethics.

60 (g) Authority employees and consultants are prohibited
61 from serving on the governing body of the authority while
62 employed by or under contract with the authority.

63 (h) The code of ethics policy shall be reviewed and
64 updated by the ethics officer and presented for board approval
65 at least once every 2 years.

66 (i) Employees shall be adequately informed and trained on

942619

Approved For Filing: 4/30/2014 12:12:55 AM

Amendment No.

67 the code of ethics and shall continually participate in ongoing
68 ethics education.

69 (j) The requirements of paragraphs (b)-(i) are in addition
70 to requirements that the members and the executive director of
71 the authority are required to follow under chapter 112.

72 (k) Violations of paragraphs (b), (d), and (g) are
73 punishable in accordance with s. 112.317.

74

75 -----

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

77 Remove line 557 and insert:

78 Corporation, respectively; amending s. 348.0003, F.S.;

79 prohibiting a lobbyist from serving as a member of an

80 expressway authority; providing certain lobbying

81 restrictions for members or the executive director of

82 an authority; providing that the authority's general

83 counsel is the authority's ethics officer; providing

84 certain lobbying restrictions for authority board

85 members, employees, and consultants; requiring

86 disclosure of certain relationships or ownership of

87 real estate relating to conflicts of interest;

88 providing procedures for reporting such relationships

89 or ownership; providing that authority employees and

90 consultants are prohibited from serving on the

91 governing body of the authority; requiring the

92 authority to update its code of ethics policy and

942619

Approved For Filing: 4/30/2014 12:12:55 AM

Amendment No.

93 present such policy for board approval at least once
94 every two years; requiring the authority to providing
95 certain training; providing applicability; providing
96 that certain violations are punishable as provided in
97 the Code of Ethics; amending s. 627.351, F.S.;

942619

Approved For Filing: 4/30/2014 12:12:55 AM