

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

ETHICS AND ELECTIONS

Senator Richter, Chair

Senator Legg, Vice Chair

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00 —6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Richter, Chair; Senator Legg, Vice Chair; Senators Braynon, Clemens, Flores, Gaetz, Hays, Negron, Smith, and Thompson

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Senate Confirmation Hearing: A public hearing will be held for consideration of the below-named executive appointments to the offices indicated. (See attached documentation for Tabs 1-25.)			
Board of Chiropractic Medicine			
1	Fogarty, Kevin G. (Merritt Island)	10/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Clinical Laboratory Personnel			
2	Valdes, Linda (Orlando)	10/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Florida State College at Jacksonville			
3	Shoemaker-Crump, Randle P. (Jacksonville)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Florida Keys Community College			
4	Stoky, Robert C. (Key Largo)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Gulf Coast State College			
5	Tannehill, Joe K., Jr. (Panama City)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Hillsborough Community College			
6	Cona, Steve P. III (Tampa)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Indian River State College			
7	Feurer, Mark A. ()	05/31/2018	Recommend Confirm Yeas 9 Nays 0
	Luna, Christa C. (Okeechobee)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
	Raulerson, Phoebe H. (Okeechobee)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Lake-Sumter State College			
8	Blankenship, R. Scott (Clermont)	05/31/2018	Recommend Confirm Yeas 9 Nays 0

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Ethics and Elections

Tuesday, March 31, 2015, 4:00 —6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
	Lee, Emily A. (Eustis)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Pasco-Hernando State College			
9	Zika, Ardian (Land O' Lakes)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Pensacola State College			
10	Simmons, Chip W. ()	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of Santa Fe College			
11	Lee, Caridad E. (Alachua)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees of South Florida State College			
12	Lambert, Kenneth A. (Wauchula)	05/31/2018	Recommend Confirm Yeas 9 Nays 0
State Board of Education			
13	Olenick, Michael H. (Palm City)	12/31/2016	Temporarily Postponed
Board of Professional Engineers			
14	Fiorillo, Anthony Joseph (Winter Park)	10/31/2018	Recommend Confirm Yeas 9 Nays 0
	Varghese, Babu (Davie)	10/31/2016	Recommend Confirm Yeas 9 Nays 0
Florida Housing Finance Corporation			
15	Smith, Bernard E. (Jacksonville)	11/13/2018	Recommend Confirm Yeas 9 Nays 0
	Wheeler, Howard L., Jr. (Ft. Myers)	11/13/2018	Recommend Confirm Yeas 9 Nays 0
Juvenile Welfare Board of Pinellas County			
16	Aungst, Brian J., Jr. (Clearwater)	08/07/2018	Recommend Confirm Yeas 9 Nays 0
	Rolston, Susan (St. Petersburg)	08/11/2018	Recommend Confirm Yeas 9 Nays 0
	Sewell, James D. ()	08/11/2018	Recommend Confirm Yeas 9 Nays 0
Board of Opticianry			
17	Williams, Richard E. (Panama City)	10/31/2015	Recommend Confirm Yeas 9 Nays 0
Board of Psychology			
18	Mackintosh, Randi Celia (Tallahassee)	10/31/2018	Recommend Confirm Yeas 9 Nays 0

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TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
	O'Brien, Mary Denise (North Palm Beach)	10/31/2018	Recommend Confirm Yeas 9 Nays 0
Florida Public Service Commission			
19	Brown, Julie I. (Tampa)	01/01/2019	Recommend Confirm Yeas 8 Nays 0
	Patronis, Jimmy T., Jr. (Panama City)	01/01/2019	Recommend Confirm Yeas 7 Nays 1
Secretary of Transportation			
20	Boxold, James C. ()	Pleasure of Governor	Recommend Confirm Yeas 8 Nays 0
Board of Veterinary Medicine			
21	Partridge, Harvey (Terra Ceia)	10/31/2018	Recommend Confirm Yeas 9 Nays 0
Board of Trustees, Florida Atlantic University			
22	Feingold, Jeffrey P. (Delray Beach)	01/06/2020	Recommend Confirm Yeas 9 Nays 0
Board of Trustees, Florida Gulf Coast University			
23	Grady, Thomas R. (Naples)	01/06/2016	Recommend Confirm Yeas 9 Nays 0
Board of Trustees, Florida Polytechnic University			
24	O'Malley, Thomas D., Sr. (Palm Beach)	06/30/2015	Recommend Confirm Yeas 9 Nays 0
Board of Trustees, University of Florida			
25	Stern, Robert Gary (Tampa)	01/06/2020	Recommend Confirm Yeas 9 Nays 0
TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
26	CS/SB 1296 Military and Veterans Affairs, Space, and Domestic Security / Bean (Similar CS/H 1091, Compare H 7055)	Military and Veterans Affairs; Creating the Military and Overseas Voting Assistance Task Force within the Department of State; providing legislative intent for the State Board of Education and the Board of Governors of the State University System to work collaboratively to align existing degree programs at state universities and Florida College System institutions, train faculty, incorporate outreach services into existing disability services, facilitate statewide meetings for personnel, and provide sufficient courses and priority registration to veterans, etc. MS 03/10/2015 Temporarily Postponed MS 03/17/2015 Fav/CS EE 03/31/2015 Favorable ATD AP	Favorable Yeas 8 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

Tuesday, March 31, 2015, 4:00 —6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
27	SB 894 Thompson (Identical H 971)	Absentee Voting; Revising references of "absentee ballot" to "vote-by-mail ballot"; conforming terminology to changes made by the act, etc. EE 03/31/2015 Favorable ATD RC	Favorable Yeas 9 Nays 0
28	SB 1276 Flores (Identical H 989)	Expressway Authorities; Revising qualifications for membership on the governing body of certain expressway authorities; providing for termination from an authority's governing body upon a finding of a violation of specified ethical conduct provisions or failure to comply with a notice of failure to comply with financial disclosure requirements, etc. TR 03/19/2015 Favorable EE 03/31/2015 Fav/CS RC	Fav/CS Yeas 8 Nays 0
Other Related Meeting Documents			



Committee:

ETHICS AND ELECTIONS

Senator Richter, Chair
Senator Legg, Vice Chair

Meeting Packet

Tuesday, March 31, 2015

4:00—6:00 p.m.

Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

ETHICS AND ELECTIONS
 Senator Richter, Chair
 Senator Legg, Vice Chair

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MEMBERS: Senator Richter, Chair; Senator Legg, Vice Chair; Senators Braynon, Clemens, Flores, Gaetz, Hays, Negron, Smith, and Thompson

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Senate Confirmation Hearing: A public hearing will be held for consideration of the below-named executive appointments to the offices indicated. (See attached documentation for Tabs 1-25.)			
Board of Chiropractic Medicine			
1	Fogarty, Kevin G. (Merritt Island)	10/31/2018	
Board of Clinical Laboratory Personnel			
2	Valdes, Linda (Orlando)	10/31/2018	
Board of Trustees of Florida State College at Jacksonville			
3	Shoemaker-Crump, Randle P. (Jacksonville)	05/31/2018	
Board of Trustees of Florida Keys Community College			
4	Stoky, Robert C. (Key Largo)	05/31/2018	
Board of Trustees of Gulf Coast State College			
5	Tannehill, Joe K., Jr. (Panama City)	05/31/2018	
Board of Trustees of Hillsborough Community College			
6	Cona, Steve P. III (Tampa)	05/31/2018	
Board of Trustees of Indian River State College			
7	Feurer, Mark A. ()	05/31/2018	
	Luna, Christa C. (Okeechobee)	05/31/2018	
	Raulerson, Phoebe H. (Okeechobee)	05/31/2018	
Board of Trustees of Lake-Sumter State College			
8	Blankenship, R. Scott (Clermont)	05/31/2018	
	Lee, Emily A. (Eustis)	05/31/2018	
Board of Trustees of Pasco-Hernando State College			
9	Zika, Ardian (Land O' Lakes)	05/31/2018	
Board of Trustees of Pensacola State College			
10	Simmons, Chip W. ()	05/31/2018	

COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

Tuesday, March 31, 2015, 4:00 —6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Board of Trustees of Santa Fe College			
11	Lee, Caridad E. (Alachua)	05/31/2018	
Board of Trustees of South Florida State College			
12	Lambert, Kenneth A. (Wauchula)	05/31/2018	
State Board of Education			
13	Olenick, Michael H. (Palm City)	12/31/2016	
Board of Professional Engineers			
14	Fiorillo, Anthony Joseph (Winter Park)	10/31/2018	
	Varghese, Babu (Davie)	10/31/2016	
Florida Housing Finance Corporation			
15	Smith, Bernard E. (Jacksonville)	11/13/2018	
	Wheeler, Howard L., Jr. (Ft. Myers)	11/13/2018	
Juvenile Welfare Board of Pinellas County			
16	Aungst, Brian J., Jr. (Clearwater)	08/07/2018	
	Rolston, Susan (St. Petersburg)	08/11/2018	
	Sewell, James D. ()	08/11/2018	
Board of Opticianry			
17	Williams, Richard E. (Panama City)	10/31/2015	
Board of Psychology			
18	Mackintosh, Randi Celia (Tallahassee)	10/31/2018	
	O'Brien, Mary Denise (North Palm Beach)	10/31/2018	
Florida Public Service Commission			
19	Brown, Julie I. (Tampa)	01/01/2019	
	Patronis, Jimmy T., Jr. (Panama City)	01/01/2019	
Secretary of Transportation			
20	Boxold, James C. ()	Pleasure of Governor	
Board of Veterinary Medicine			
21	Partridge, Harvey (Terra Ceia)	10/31/2018	
Board of Trustees, Florida Atlantic University			
22	Feingold, Jeffrey P. (Delray Beach)	01/06/2020	
Board of Trustees, Florida Gulf Coast University			
23	Grady, Thomas R. (Naples)	01/06/2016	

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Tuesday, March 31, 2015, 4:00 —6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Board of Trustees, Florida Polytechnic University			
24	O'Malley, Thomas D., Sr. (Palm Beach)	06/30/2015	
Board of Trustees, University of Florida			
25	Stern, Robert Gary (Tampa)	01/06/2020	

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
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28	SB 1276 Flores (Identical H 989)	Expressway Authorities; Revising qualifications for membership on the governing body of certain expressway authorities; providing for termination from an authority's governing body upon a finding of a violation of specified ethical conduct provisions or failure to comply with a notice of failure to comply with financial disclosure requirements, etc. TR 03/19/2015 Favorable EE 03/31/2015 RC	

Other Related Meeting Documents

The Florida Senate
COMMITTEE MEETING PACKET TAB

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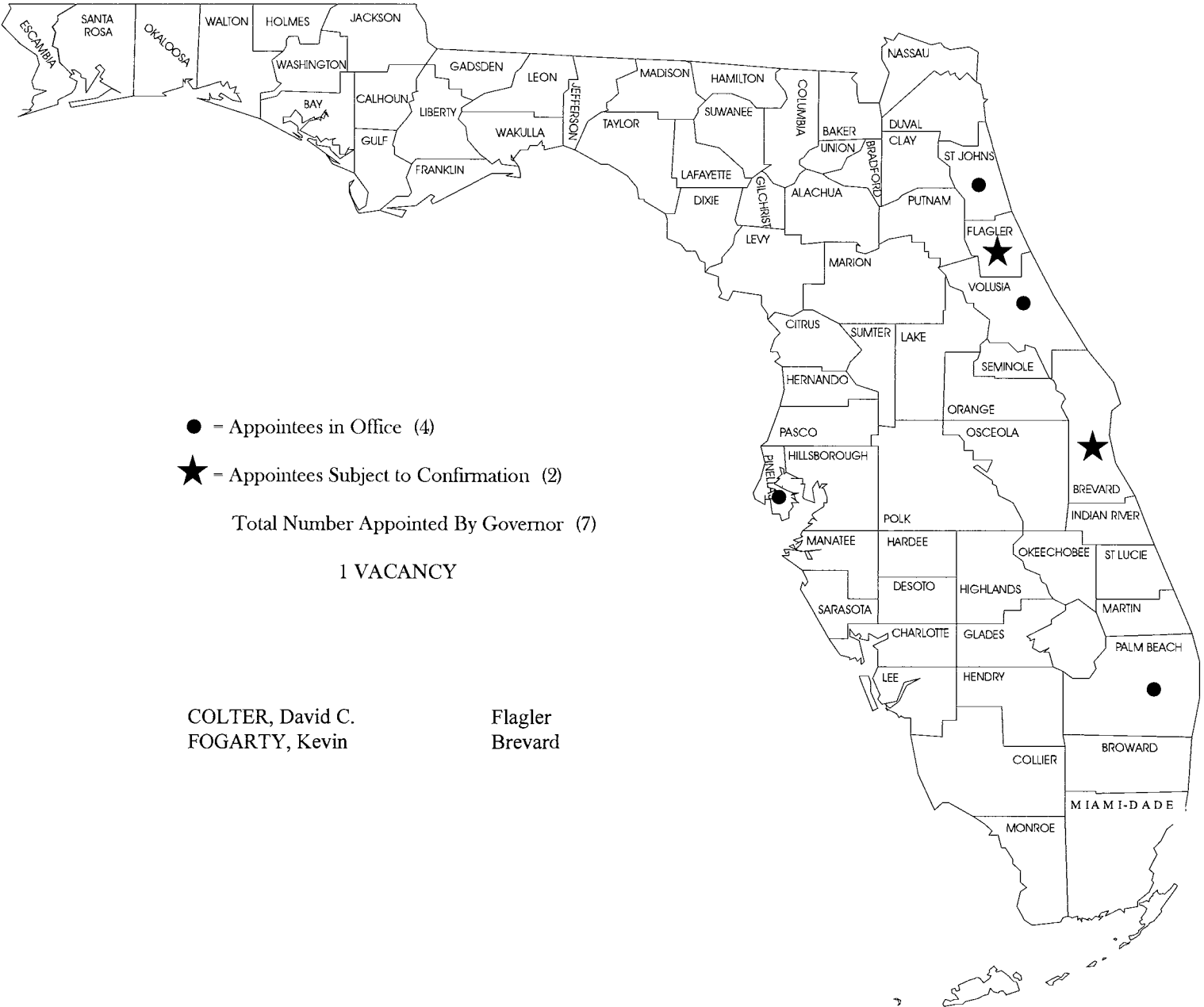
Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Chiropractic Medicine



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Fogarty, Kevin G.

Appointed: 02/19/2015

Term: 02/19/2015 – 10/31/2018

Prior Term: 04/23/2012 - 10/31/2014

City/County: Merritt Island/Brevard

Office: Board of Chiropractic Medicine, Member

Authority: 460.404(1), F.S. & 20.43(3)(g)4, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/13/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 3/17/15; See Below
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Owner of Fogarty Chiropractic Life Clinic (Chiropractor)

Attendance: Attended 15 of 15 meetings (100%) from April 23, 2012 through March 16, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The seven-member board consists of:

- Five members who are licensed chiropractic physicians who are residents of Florida and who have been licensed chiropractic physicians engaged in the practice of chiropractic medicine for at least four years;
- Two members who are residents of Florida who are not, and who have never been, licensed as chiropractic physicians or members of any closely related profession; and
- At least one member who is sixty years of age or older.

Additional Requirements: Terms are for four years. Terms expire on October 31. No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Chiropractic Physician

Number 11 - The Florida Commission on Ethics reported a complaint was filed against Dr. Fogarty in 2014 alleging he had violated s. 112.313(6), F.S. for misusing his public position while serving on the Board of Chiropractic Medicine. The complaint was dismissed on 12/12/2014 for legal insufficiency.

Number 15 - Dr. Fogarty disclosed he is a contracted expert medical provider for the Florida Department of Health.

Number 18 - Dr. Fogarty served on the Peer Review Board of Chiropractic from 1994-1996; the Advisory Council of Medical Physicists from 1998-2002; and the Commission on Excellence in Health Care from 2000-2001.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

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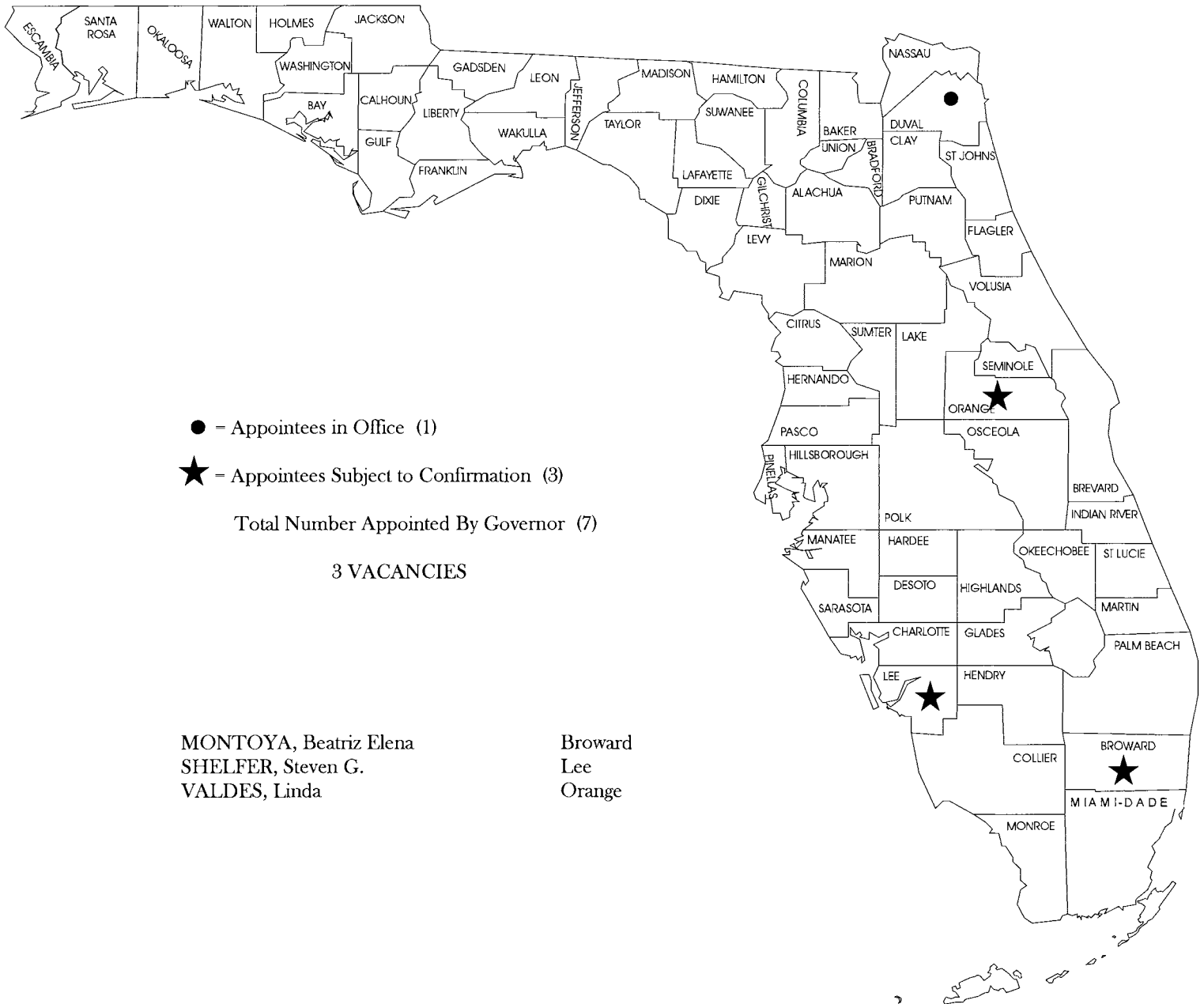
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MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Clinical Laboratory Personnel



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Valdes, Linda

Appointed: 02/19/2015

Term: 02/19/2015 – 10/31/2018

Prior Term: 03/04/2013 - 10/31/2014

City/County: Orlando/Orange

Office: Board of Clinical Laboratory Personnel, Member

Authority: 483.805, F.S. and 20.43(3)(g)22, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/11/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Laboratory Systems Administrative Coordinator, Florida Hospital

Attendance: Attended 8 of 9 meetings (89%) from March 4, 2013 through March 16, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The seven-member board consists of:

- Five members who are licensed clinical laboratory personnel including:

- One practicing clinical laboratory director,
 - Two practicing laboratory supervisors, and
 - Two practicing laboratory personnel; and

- Two members who are citizens of the state, who have never been licensed as health care practitioners, who are not and have never been licensed as clinical laboratory personnel, and who are in no way connected with the practice of such profession.

Additional Requirements: Terms are for four years. Terms expire on October 31. No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Practicing Clinical Laboratory Supervisor

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Shoemaker-Crump, Randle P.

Appointed: 02/02/2015

Term: 01/28/2015 – 05/31/2018

Prior Term: 12/03/2012 - 05/31/2014

City/County: Jacksonville/Duval

Office: Board of Trustees of Florida State College at Jacksonville, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/10/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: National Agency Counsel for Fidelity National Financial

Attendance: Attended 22 of 25 meetings (88%) from December 3, 2012 through March 6, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Duval County Resident.

Number 10 - Report 2014-176

Number 18 - Mrs. Shoemaker-Crump served as a Commissioner on the Jacksonville Economic Development Commission from 2006 to 2010.

Number 19 - Mrs. Shoemaker-Crump worked as an intern for the State Attorney's Office-4th Judicial Circuit in the summers of 1987 and 1988. Mrs. Shoemaker-Crump also worked as an intern for the General Counsel's Office (Duval County) in the summers of 1982 and 1983.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Stoky, Robert C.

Appointed: 02/05/2015

Term: 02/04/2015 – 05/31/2018

Prior Term: 04/09/2012 - 05/31/2014

City/County: Key Largo/Monroe

Office: Board of Trustees of Florida Keys Community College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 2/26/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	See Below
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/9/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: President, Senor Frijoles Inc. (Restaurant)

Attendance: Attended 29 of 32 meetings (91%) from April 9, 2012 through March 4, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Monroe County Resident
Number 9 - Mr. Stoky disclosed he was charged with trespassing in Gainesville, Florida in 1989. Adjudication was withheld. There was no record of this charge in the FDLE report.
Number 10 - Report 2014-180
Number 17 - Mr. Stoky serves on the Monroe County Tourist Development Council term of (4/7/2010 to 4/26/2016).
Number 19 - Mr. Stoky worked for the University of Florida on contract as a SCUBA instructor from 1990 to 1991. Mr. Stoky previously served as an Adjunct EMS Instructor at Florida Keys Community College.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Tannehill, Joe K., Jr.

Appointed: 02/16/2015

Term: 02/13/2015 – 05/31/2018

Prior Term: 04/23/2012 - 05/31/2014

City/County: Panama City/Bay

Office: Board of Trustees of Gulf Coast State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/5/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/11/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President/CEO of Merrick Industries, INC.

Attendance: Attended 29 of 33 meetings (88%) from April 23, 2012 through March 10, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Bay County Resident
Number 10 - Report 2015-120
Number 15 - Mr. Tannehill disclosed he is the owner of ENGEN, LLC, which operates the Bay County Waste to Energy Facility. In addition, he is the President of Merrick Industries, Inc., a supplier to multiple Florida municipal water treatment facilities.

COMMITTEE MEETING PACKET TAB

6

A320C

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Cona, Steve P., III
 Term: 02/04/2015 – 05/31/2018
 City/County: Tampa/Hillsborough
 Office: Board of Trustees of Hillsborough Community College, Member
 Authority: 1001.61(1)(2), F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 02/05/2015
 Prior Term:

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/18/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President/CEO of Associated Builders & Contractors

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Hillsborough County Resident
Number 15 - Mr. Cona disclosed his company, Associated Builders and Contractors, is an accredited construction apprenticeship program. His company has a workforce development partnership to provide apprenticeship training.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

7

A325F

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Feurer, Mark A.

Appointed: 02/05/2015

Term: 02/04/2015 – 05/31/2018

Prior Term: 04/18/2012 - 05/31/2014

City/County: /Indian River

Office: Board of Trustees of Indian River State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 6/10/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President, Communications International, Inc (High Tech)

Attendance: Attended 25 of 29 meetings (86%) from April 18, 2012 through March 6, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 6 - Mr Feurer served in the U.S. Navy from 1981 to 2004.
Number 8 - Indian River County Resident
Number 10 - Report 2015-079
Number 15 - Mr. Feurer is the President of Communications International, Inc., which is a contractor to the Florida Department of Corrections and the Florida Highway Patrol.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Luna, Christa C.

Appointed: 02/05/2015

Term: 02/04/2015 – 05/31/2018

Prior Term: 11/30/2012 - 05/31/2014

City/County: Okeechobee/Okeechobee

Office: Board of Trustees of Indian River State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/11/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/9/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Dealer / Gilbert Chevrolet Co., Inc.

Attendance: Attended 22 of 22 meetings (100%) from November 30, 2012 through March 4, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Okeechobee County Resident
Number 10 - Report 2015-079
Number 15 - Mrs. Luna is V.P. of Gilbert Chevrolet Co., Inc., Gilbert Ford, LLC, Gilbert Outdoors, and Gilbert Oil Co., Inc., which are vendors to government agencies.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Raulerson, Phoebe H.

Appointed: 02/05/2015

Term: 02/04/2015 – 05/31/2018

Prior Term: 04/18/2012 - 05/31/2014

City/County: Okeechobee/Okeechobee

Office: Board of Trustees of Indian River State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 5/28/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Retired

Attendance: Attended 26 of 29 meetings (90%) from April 18, 2012 through March 6, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Okeechobee County Resident

Number 10 - Report 2015-079

Number 18 - Mrs. Raulerson served on the State Board of Education from 2005-2010. Mrs. Raulerson served on the Education Practices Commission from 1998-2001. From 1998-2004, she was the Superintendent of Public Schools for Okeechobee County.

Number 19 - Mrs. Raulerson was employed by the Okeechobee County School Board from 1964-1998

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Blankenship, R. Scott

Appointed: 02/05/2015

Term: 02/04/2015 – 05/31/2018

Prior Term: 04/23/2012 - 05/31/2014

City/County: Clermont/Lake

Office: Board of Trustees of Lake-Sumter State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 3/17/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/11/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: President of Blankenship Consulting

Attendance: Attended 25 of 28 meetings (89%) from April 23, 2012 through March 10, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 6 - Mr. Blankenship served in the United States Air Force from 1976 to 1981.
Number 8 - Lake County Resident
Number 10 - Report 2014-024
Number 18 - Mr. Blankenship served on the Lake County Zoning Board, 2003 -2007.
Number 19 - Mr. Blankenship worked for the City of Clermont as Assistant City Manager from 1/2013 to 6/2014. Mr. Blankenship was the Director of Economic Development & Tourism, Lake County from 5/2011 to 1/2013.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Lee, Emily A.

Appointed: 02/05/2015

Term: 02/04/2015 – 05/31/2018

Prior Term: 04/23/2012 - 05/31/2014

City/County: Eustis/Lake

Office: Board of Trustees of Lake-Sumter State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/16/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/11/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Community Facilitator, Kids Central, Inc. (behavioral health organization)

Attendance: Attended 27 of 28 meetings (96%) from April 23, 2012 through March 10, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Lake County Resident
Number 10 - Report 2014-024
Number 19 - Mrs. Lee worked as the Director of Children's Services for the Lake County Board of County Commissioners from 1998-2007.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Zika, Ardian

Appointed: 02/19/2015

Term: 02/18/2015 – 05/31/2018

Prior Term:

City/County: Land O' Lakes/Pasco

Office: Board of Trustees of Pasco-Hernando State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/5/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Sr. VP/Director of Florida Community Bank

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Community College District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a community college district is confined to one school board district.

Seven members when a community college district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Represents Pasco County

Number 15 - Mr. Zika disclosed his employer, Florida Community Bank, may provide banking services to government agencies.

Number 17 - Mr. Zika serves on the Florida Council on Homelessness, 2013-Present.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Simmons, Chip W.

Appointed: 02/02/2015

Term: 01/28/2015 – 05/31/2018

Prior Term: 03/28/2104 - 05/31/2014

City/County: Cantonment/Escambia

Office: Board of Trustees of Pensacola State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/2/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Police Chief of the Pensacola Police Department

Attendance: Attended 10 of 10 meetings (100%) from March 28, 2104 through March 6, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Escambia County Resident

Number 10 - Report 2014-136

Number 17 - Chief Simmons is currently serving as the Police Chief for the City of Pensacola, 6/11/2010-Present.

Number 19 - Chief Simmons has worked for the City of Pensacola Police Department since 1986. Chief Simmons was a corrections officer for the Escambia County Sheriff's Office from 1985 to 1986.

COMMITTEE MEETING PACKET TAB

11

A390L

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Lee, Caridad E.

Appointed: 02/26/2015

Term: 02/25/2015 – 05/31/2018

Prior Term: 06/11/2012 - 05/31/2014

City/County: Alachua/Alachua

Office: Board of Trustees of Santa Fe College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 5/29/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: V.P. of Florida Woodland Inc. (Real Estate) President of Florida Blue Farms (Blueberry Farm)

Attendance: Attended 24 of 25 meetings (96%) from June 11, 2012 through March 10, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Alachua County Resident

Number 10 - Report 2015-108

Number 18 - Mrs. Lee served two terms on the Florida Commission on the Status of Women, 2002 to 2010.

Number 19 - Mrs. Lee worked as a teacher for the Marion County School Board from 1973 to 1978.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

12

A400L

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Lambert, Kenneth A.

Appointed: 02/05/2015

Term: 02/04/2015 – 05/31/2018

Prior Term: 04/23/2012 - 05/31/2014

City/County: Wauchula/Hardee

Office: Board of Trustees of South Florida State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/5/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/11/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Owner of Summit 105 Group

Attendance: Attended 40 of 40 meetings (100%) from April 23, 2012 through March 10, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Hardee County Resident
Number 10 - Report 2015-084
Number 17 - Mr. Lambert serves on the Wauchula City Commission, 2004 to Present.
Number 18 - Mr. Lambert served as Mayor for the City of Wauchula from 2000 to 2004.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Education Pre-K - 12
MEETING DATE: Wednesday, March 18, 2015
TIME: 4:00 —6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Education Pre-K - 12

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: State Board of Education

Appointee: Olenick, Michael H.

Term: 1/23/2015-12/31/2016

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Olenick, Michael H. Appointed: 01/26/2015
 Term: 01/23/2015 – 12/31/2016 Prior Term:
 City/County: Palm City/Martin
 Office: State Board of Education, Member
 Authority: 1001.01(1), F.S.
 Reference(s): Committee on Education Pre-K - 12-Recommend Confirm-03/18/2015
 Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/26/14
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/2/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: VP of Marsanti Group (Construction)

Compensation: Members of the board shall serve without compensation, but shall be entitled to reimbursement of travel and per diem expenses in accordance with s. 112.061, F.S.

Requirements: The Florida Board of Education consists of seven members who are residents of the state. Members are appointed by the Governor, subject to confirmation by the Senate.

Additional Requirements: Members of the board shall be appointed to staggered 4-year terms and may be reappointed by the Governor for additional terms not to exceed 8 years of consecutive service. Required to file Form 1 with the Commission on Ethics.

Notes: Number 15 - Mr. Olenick disclosed that his employer is a construction firm that does business with Broward County and Palm Beach County government entities and the Orange County Public School System.

Number 18 - Mr. Olenick served on the Martin County School Board from 1990 to 1994. Mr. Olenick served on the Florida Virtual School Board in 2013.

Number 19 - Mr Olenick was the General Counsel for the Department of Education and the State Board of Education from 1996 to 2000. Mr. Olenick was employed by Martin County from 1980 to 1986, and served as Assistant County Attorney and County Attorney. Mr. Olenick was the Assistant State Attorney for the Counties of Broward and St. Lucie from 1977 to 1980.

Education Verified

COMMITTEE MEETING PACKET TAB

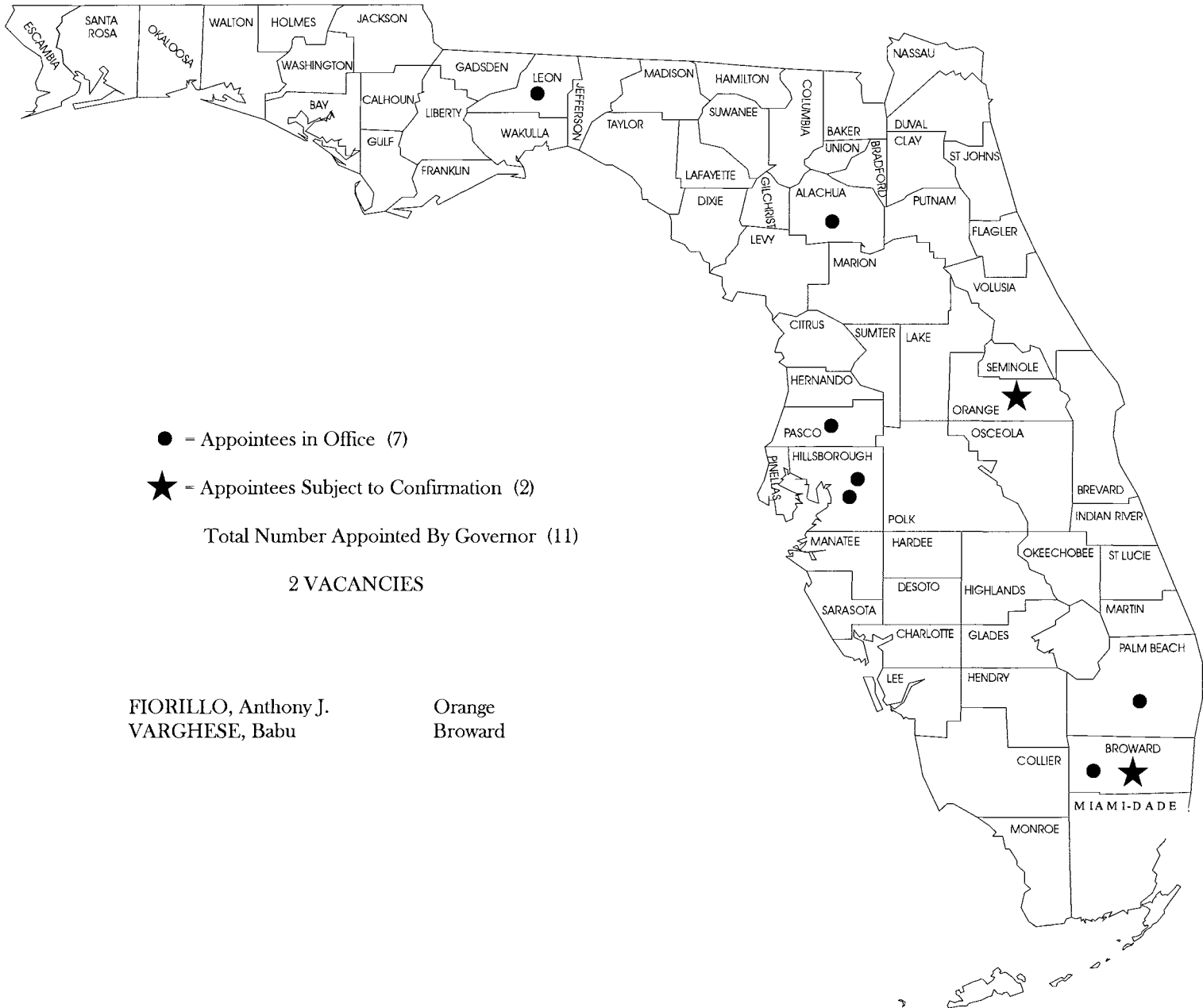
Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Professional Engineers



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Fiorillo, Anthony Joseph
 Term: 02/20/2015 – 10/31/2018
 City/County: Winter Park/Orange
 Office: Board of Professional Engineers, Member
 Authority: 471.007, F.S. & 20.165(4)(a)12, F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 02/20/2015
 Prior Term: 04/23/2012 - 10/31/2014

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/4/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President of ECS-Florida, LLC

Attendance: Attended 34 of 35 meetings (97%) from April 23, 2012 through March 6, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The Board of Professional Engineers shall consist of 11 members, 9 of whom shall be licensed engineers and 2 of whom shall be laypersons who are not and have never been engineers or members of any closely related profession or occupation. A member of the board who is a licensed engineer must be selected and appointed based on his or her qualifications to provide expertise and experience to the board at all times in civil engineering, structural engineering, electrical or electronic engineering, mechanical engineering, or engineering education.

A professional or technical engineering society may submit a list of qualified nominees to be considered by the Governor for appointment.

Additional Requirements: When the terms of members serving as of July 1, 2014, expire, the terms of their immediate successors shall be staggered so that three members are appointed for 2 years, four members are appointed for 3 years, and four members are appointed for 4 years, as determined by the Governor. Each member shall hold office until the expiration of his or her appointed term or until a successor has been appointed.

Following expiration of the terms of members appointed to initiate staggered terms members of the board shall be appointed by the Governor for terms of 4 years each. Terms expire on October 31. No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Civil Engineer

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Varghese, Babu
 Term: 02/20/2015 – 10/31/2016
 City/County: Davie/Broward
 Office: Board of Professional Engineers, Member
 Authority: 471.007, F.S. & 20.165(4)(a)12, F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 02/20/2015
 Prior Term:

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/12/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President of Abtech Engineering Inc.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The Board of Professional Engineers shall consist of 11 members, 9 of whom shall be licensed engineers and 2 of whom shall be laypersons who are not and have never been engineers or members of any closely related profession or occupation. A member of the board who is a licensed engineer must be selected and appointed based on his or her qualifications to provide expertise and experience to the board at all times in civil engineering, structural engineering, electrical or electronic engineering, mechanical engineering, or engineering education.

A professional or technical engineering society may submit a list of qualified nominees to be considered by the Governor for appointment.

Additional Requirements: When the terms of members serving as of July 1, 2014, expire, the terms of their immediate successors shall be staggered so that three members are appointed for 2 years, four members are appointed for 3 years, and four members are appointed for 4 years, as determined by the Governor. Each member shall hold office until the expiration of his or her appointed term or until a successor has been appointed.

Following expiration of the terms of members appointed to initiate staggered terms members of the board shall be appointed by the Governor for terms of 4 years each. Terms expire on October 31. No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Engineer

COMMITTEE MEETING PACKET TAB

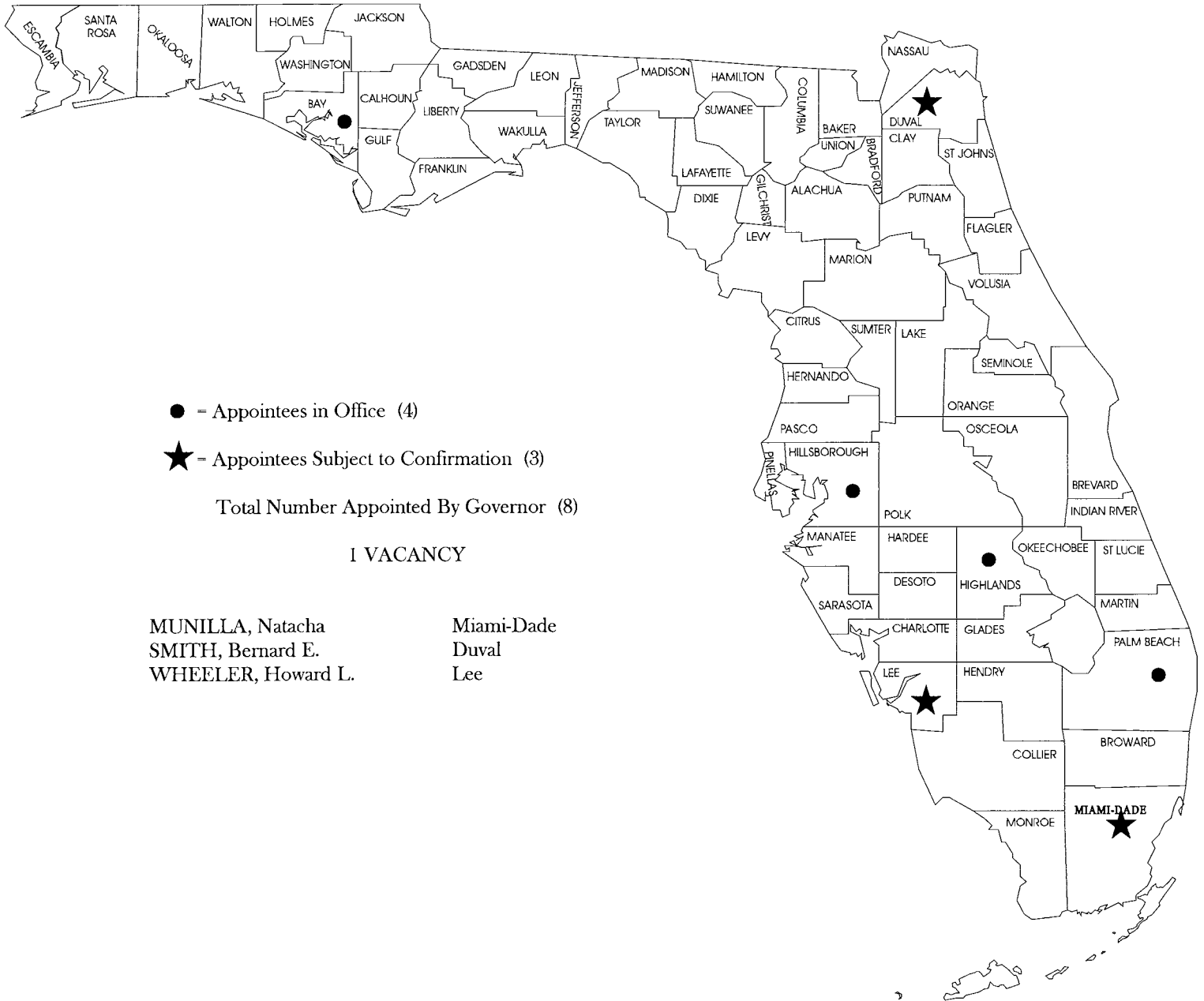
Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Housing Finance Corporation



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Smith, Bernard E.

Appointed: 03/03/2015

Term: 03/02/2015 – 11/13/2018

Prior Term: 04/23/2012 - 11/13/2014

City/County: Jacksonville/Duval

Office: Florida Housing Finance Corporation, Member

Authority: 420.504, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 6 filed as of 6/19/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President of Smith & Young Co. (Commercial Real Estate)

Attendance: Attended 32 of 32 meetings (100%) from April 23, 2012 through March 16, 2015.

Compensation: Reimbursed for necessary expenses, including per diem and travel expenses pursuant to s. 112.061, F.S.

Requirements: The corporation shall consist of a board of directors composed of the executive director of the Department of Economic Opportunity as an ex officio and voting member, or a senior-level agency employee designated by the director and eight members appointed by the Governor and subject to Senate confirmation, including:

- One citizen actively engaged in the residential home building industry;
- One citizen actively engaged in the banking or mortgage banking industry;
- One citizen who is a representative of those areas of labor engaged in home building;
- One citizen with experience in housing development who is an advocate for low income persons;
- One citizen actively engaged in the commercial building industry;
- One citizen who is a former local government elected official; and
- Two citizens of the state who are not principally employed as members or representatives of the above-named groups.

Additional Requirements: Terms are for four years.

The Governor may suspend a member for cause, including but not limited to, failure to attend at least three meetings of the board during any 12-month period.

Each member of the board of directors of the corporation shall file full and public disclosure of financial interests (Form 6) at the times and places and in the same manner required of elected constitutional officers under s. 8, Art. II of the State Constitution and any law implementing s. 8, Art. II of the State Constitution.

Notes: Number 8 - Mr. Smith is a lay citizen who is not associated with the other statutorily required appointments.

Number 10 - Report 2013-047

Number 18 - Mr. Smith served on the Jacksonville Housing Commission from 2003 to 2007 and the Jacksonville Affordable Housing Task Force in 2006. Mr. Smith served on the Jacksonville Housing Finance Authority from 2003 to 2011.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Wheeler, Howard L., Jr.

Appointed: 03/03/2015

Term: 03/02/2015 – 11/13/2018

Prior Term: 03/28/2014 - 11/13/2014

City/County: Ft. Myers/Lee

Office: Florida Housing Finance Corporation, Member

Authority: 420.504, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 6 filed as of 4/14/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Owner/President of Chris-Tel Construction

Attendance: Attended 7 of 7 meetings (100%) from March 28, 2014 through March 16, 2015.

Compensation: Reimbursed for necessary expenses, including per diem and travel expenses pursuant to s. 112.061, F.S.

Requirements: The corporation shall consist of a board of directors composed of the executive director of the Department of Economic Opportunity as an ex officio and voting member, or a senior-level agency employee designated by the director and eight members appointed by the Governor and subject to Senate confirmation, including:

- One citizen actively engaged in the residential home building industry;
- One citizen actively engaged in the banking or mortgage banking industry;
- One citizen who is a representative of those areas of labor engaged in home building;
- One citizen with experience in housing development who is an advocate for low income persons;
- One citizen actively engaged in the commercial building industry;
- One citizen who is a former local government elected official; and
- Two citizens of the state who are not principally employed as members or representatives of the above-named groups.

Additional Requirements: Terms are for four years.

The Governor may suspend a member for cause, including but not limited to, failure to attend at least three meetings of the board during any 12-month period.

Each member of the board of directors of the corporation shall file full and public disclosure of financial interests (Form 6) at the times and places and in the same manner required of elected constitutional officers under s. 8, Art. II of the State Constitution and any law implementing s. 8, Art. II of the State Constitution.

Notes: Number 8 - Mr. Wheeler is a citizen member who is a representative of areas of labor engaged in home building.

Number 15 - Mr. Wheeler has disclosed that he was selected as the construction manager on construction projects for the Lee County Board of County Commissioners, the Lee County Port Authority, the City of Fort Myers, and the Fort Myers Housing Authority.

COMMITTEE MEETING PACKET TAB

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A1310A

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Aungst, Brian J., Jr.

Appointed: 02/26/2015

Term: 02/25/2015 – 08/07/2018

Prior Term: 04/23/2012 - 08/07/2014

City/County: Clearwater/Pinellas

Office: Juvenile Welfare Board of Pinellas County, Member

Authority: 03-320, L.O.F.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/20/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Attorney, MacFarlane, Ferguson, McMullen, P.A.

Attendance: Attended 22 of 24 meetings (92%) from April 23, 2012 through March 16, 2015.

Compensation:

Requirements: The eleven-member board consists of:

- The county superintendent of public instruction;
- One judge in the juvenile division of the circuit court;
- The state attorney;
- The public defender;
- One appointed member of the Pinellas County Board of County Commissioners; and
- Six members appointed by the Governor and confirmed by the Senate.

Additional Requirements: Terms for the six members appointed by the Governor shall be for four years. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Governor's Appointment
Number 17 - Mr. Aungst serves on the City of Clearwater Business Task Force, 3/11-Present.
Number 18 - Mr. Aungst served on the Pinellas County Youth Advisory Committee, 1/01-6/02. From 7/04-2/06, Mr. Aungst served on the City of Gainesville Towing Advisory Board.
Number 19 - Mr. Aungst was a radio host (student) for the University of Florida from 2004 to 2008.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Rolston, Susan
 Term: 02/25/2015 – 08/11/2018
 City/County: St. Petersburg/Pinellas
 Office: Juvenile Welfare Board of Pinellas County, Member
 Authority: 03-320, L.O.F.
 Reference(s): Committee on Ethics and Elections

Appointed: 02/26/2015
 Prior Term:

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/4/15
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Retired

Compensation:

Requirements: The eleven-member board consists of:

- The county superintendent of public instruction;
- One judge in the juvenile division of the circuit court;
- The state attorney;
- The public defender;
- One appointed member of the Pinellas County Board of County Commissioners; and
- Six members appointed by the Governor and confirmed by the Senate.

Additional Requirements: Terms for the six members appointed by the Governor shall be for four years. Required to file Form 1 with the SOE's office.

Notes: Number 19 - Mrs. Rolston was a Supervisor for Community Involvement for the Pinellas County Schools, 1985 -2001.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Sewell, James D.

Appointed: 02/26/2015

Term: 02/25/2015 – 08/11/2018

Prior Term: 04/23/2012 - 08/11/2014

City/County: /Pinellas

Office: Juvenile Welfare Board of Pinellas County, Member

Authority: 03-320, L.O.F.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/9/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 3/17/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Self-employed/Management Consultant

Attendance: Attended 24 of 24 meetings (100%) from April 23, 2012 through March 16, 2015.

Compensation:

Requirements: The eleven-member board consists of:

- The county superintendent of public instruction;
- One judge in the juvenile division of the circuit court;
- The state attorney;
- The public defender;
- One appointed member of the Pinellas County Board of County Commissioners; and
- Six members appointed by the Governor and confirmed by the Senate.

Additional Requirements: Terms for the six members appointed by the Governor shall be for four years. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Governor's Appointment

Number 15 - Dr. Sewell provides management and training consulting services relating to law enforcement and criminal justice to state, county, and local government agencies.

Number 17 - Dr. Sewell serves on the City of St. Petersburg's Civil Service Board, 2007-Present.

Number 19 - Dr. Sewell has worked for the following: OPS Consultant/Special Assistant to the Secretary, Florida Department of Children and Families, 1/2007-12/2010; Florida Department of Law Enforcement, 1990-2005 and 1980-1982; City of Gulfport, Florida, 1986-1990; Florida Department of Safety and Motor Vehicles, 1982-1986; and The Florida State University Department of Public Safety, 1974-1980.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

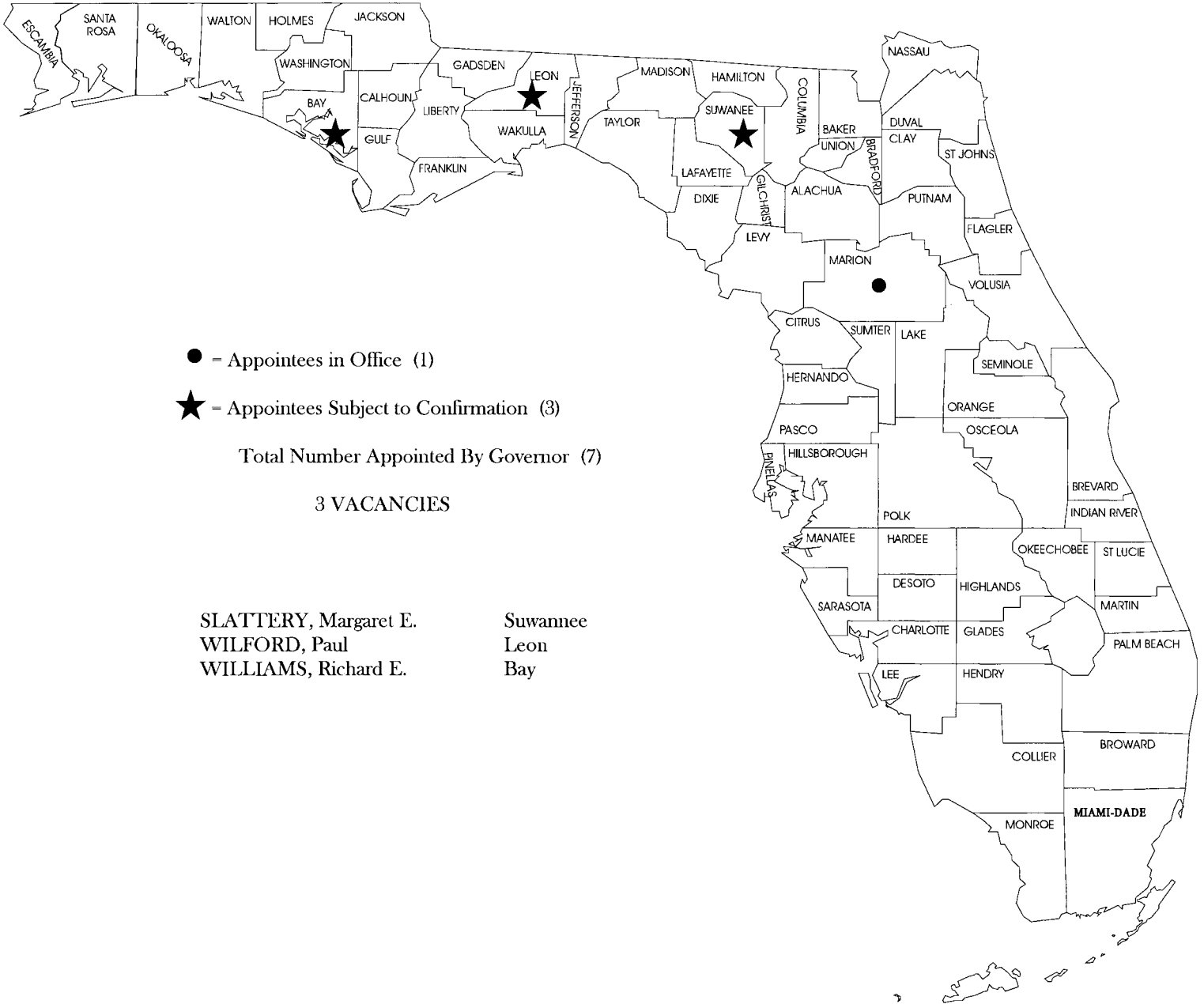
TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

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A1645W

Board of Opticianry



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Williams, Richard E.
 Term: 09/18/2014 – 10/31/2015
 City/County: Panama City/Bay
 Office: Board of Opticianry, Member
 Authority: 484.003(1), F.S. 20.43(3)(g)24, F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 09/18/2014
 Prior Term:

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 3/23/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 2/25/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Optician at Wal-Mart

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The seven-member board consists of:

- Five members who are licensed opticians;
- Two members who are state residents who have never been licensed as opticians and who are in no way connected with the practice of opticianry; and
- At least one member who is sixty years of age or older.

Additional Requirements: Terms are for four years.
Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 6 - Mr. Williams served in the U.S. Army Reserves from 1965 to 1971.
Number 8 - Optician
Number 18 - Mr. Williams served on the Board of Opticianry from 1984 to 1993.

COMMITTEE MEETING PACKET TAB

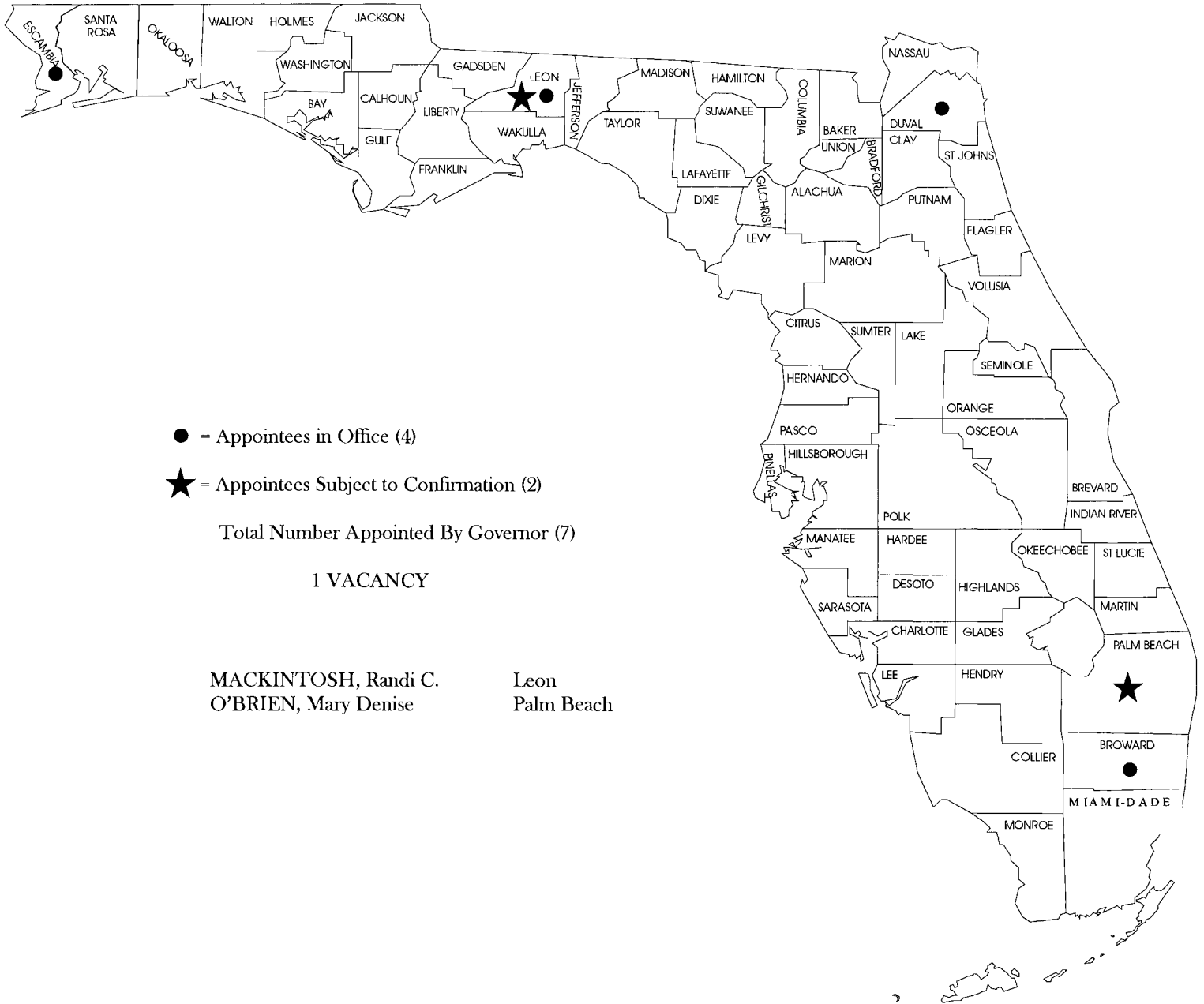
Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Psychology



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Mackintosh, Randi Celia
Term: 02/23/2015 – 10/31/2018

Appointed: 02/23/2015
Prior Term:

City/County: Tallahassee/Leon

Office: Board of Psychology, Member

Authority: 490.004(1), F.S. & 20.43(3)(g)27, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/9/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office			Not Applicable
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Staff Psychologist at the Florida State University Counseling Center

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The seven-member board consists of:

- Five members who are licensed psychologists in good standing in this state;
- Two members who are citizens of this state who are not and have never been licensed psychologists and who are in no way connected with the practice of psychology; and
- At least one member who is sixty years of age or older.

Additional Requirements: Terms are for four years.

Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Psychologist
Number 19 - Dr. Mackintosh is Staff Psychologist at the Florida State University Counseling Center, 2010-Present.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: O'Brien, Mary Denise
 Term: 02/23/2015 – 10/31/2018
 City/County: North Palm Beach/Palm Beach
 Office: Board of Psychology, Member
 Authority: 490.004(1), F.S. & 20.43(3)(g)27, F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 02/23/2015
 Prior Term: 08/15/2013 - 10/31/2014

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			No Report
7. Financial Disclosure Filed	X		Form 1 filed as of 3/9/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 3/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Retired

Attendance: Attended 11 of 12 meetings (92%) from August 15, 2013 through March 6, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

- Requirements:** The seven-member board consists of:
- Five members who are licensed psychologists in good standing in this state;
 - Two members who are citizens of this state who are not and have never been licensed psychologists and who are in no way connected with the practice of psychology; and
 - At least one member who is sixty years of age or older.

Additional Requirements: Terms are for four years.

Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Lay Member

Number 18 - Mrs. O'Brien served on the Zoning Board of Adjustment for the Village of North Palm Beach in 2013. Mrs. O'Brien served on the Zoning Board of Adjustment for the City of Palm Beach Gardens from 1985 to 1992.

Number 19 - Mrs. O'Brien worked for the Department of Business and Professional Regulation from 1994 to 2000 and then the Department of Health from 2000 to 2008, as an Attorney.

The Florida Senate
COMMITTEE MEETING PACKET TAB

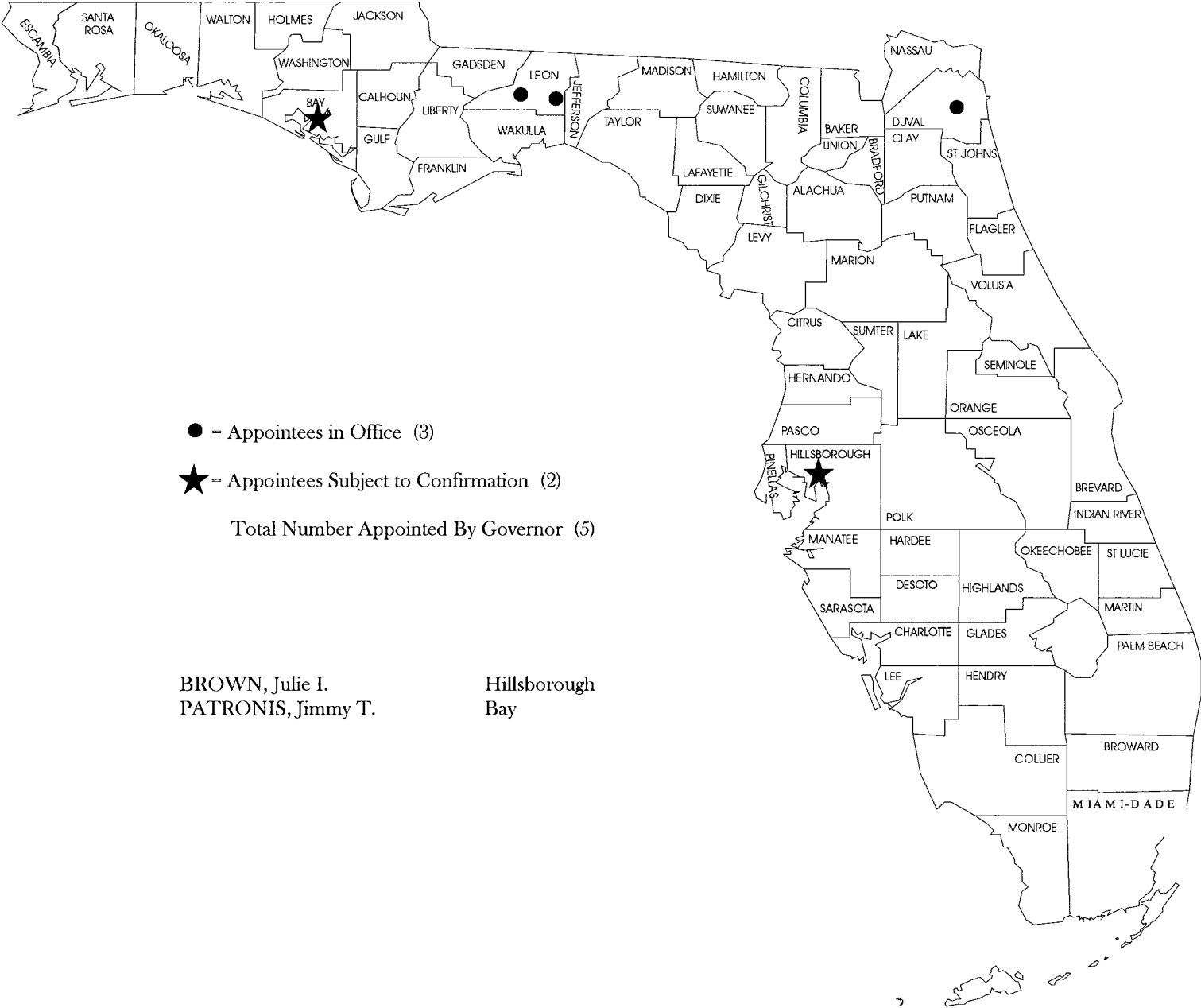
Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Public Service Commission



The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Communications, Energy, and Public Utilities
MEETING DATE: Tuesday, March 10, 2015
TIME: 4:00 —6:00 p.m.
PLACE: 301 Senate Office Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Communications, Energy, and Public Utilities

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Florida Public Service Commission

Appointee: Brown, Julie I.

Term: 1/2/2015-1/1/2019

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Brown, Julie I.

Appointed: 09/23/2014

Term: 01/02/2015 – 01/01/2019

Prior Term: 02/04/2011 - 01/01/2015

City/County: Tampa/Hillsborough

Office: Florida Public Service Commission, Member

Authority: 350.01(1), F.S.

Reference(s): Committee on Communications, Energy, and Public Utilities-Recommend Confirm-03/10/2015
Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 7/1/14
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 1/21/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist	X		See Below

Occupation: Commissioner, Florida Public Service Commission

Compensation: \$131,036.16 per year as of January 27, 2015.

Requirements: The commission consists of five members.

The Governor appoints each member from a list of applicants recommended by the Florida Public Service Commission Nominating Council.

The Florida Public Service Commission Nominating Council nominates to the Governor no fewer than three persons for each vacancy occurring on the Public Service Commission. The recommendations must be provided to the Governor by September 15 of those years in which the terms are to begin the following January, or within 60 days after a vacancy occurs for any reason other than the expiration of the term. The Governor shall fill a vacancy occurring on the Public Service Commission by appointment of one of the applicants nominated by the council only after a background investigation of such applicant has been conducted by the Florida Department of Law Enforcement. If the Governor has not made an appointment within 30 consecutive calendar days after the receipt of the recommendation the council, by majority vote, shall appoint, within 30 days after the expiration of the Governor's time to make an appointment, one person from the applicants previously nominated to the Governor to fill the vacancy.

Additional Requirements: Terms are for four years. Terms begin on January 2 of the year the term commences and ends on January 1, four years later.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 10 - Report 2013-082

Number 18 - Commissioner Brown served on the City of Tampa's Architectural Review Commission from 2006 to 2010.

Number 19 - Commissioner Brown was the Assistant City Attorney of the City of Tampa from 1/2004 to 5/2006.

Number 20 - Legislative
Education Verified

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Communications, Energy, and Public Utilities
MEETING DATE: Tuesday, March 10, 2015
TIME: 4:00 —6:00 p.m.
PLACE: 301 Senate Office Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Communications, Energy, and Public Utilities

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Florida Public Service Commission

Appointee: Patronis Jr., Jimmy T.

Term: 1/2/2015-1/1/2019

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Patronis, Jimmy T., Jr.

Appointed: 09/29/2014

Term: 01/02/2015 – 01/01/2019

Prior Term:

City/County: Panama City/Bay

Office: Florida Public Service Commission, Member

Authority: 350.01(1), F.S.

Reference(s): Committee on Ethics and Elections

Committee on Communications, Energy, and Public Utilities-Recommend Confirm-03/10/2015

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 1/21/15
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 2/12/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Commissioner, Florida Public Service Commission

Compensation: \$131,036.16 per year as of January 27, 2015.

Requirements: The commission consists of five members.

The Governor appoints each member from a list of applicants recommended by the Florida Public Service Commission Nominating Council.

The Florida Public Service Commission Nominating Council nominates to the Governor no fewer than three persons for each vacancy occurring on the Public Service Commission. The recommendations must be provided to the Governor by September 15 of those years in which the terms are to begin the following January, or within 60 days after a vacancy occurs for any reason other than the expiration of the term. The Governor shall fill a vacancy occurring on the Public Service Commission by appointment of one of the applicants nominated by the council only after a background investigation of such applicant has been conducted by the Florida Department of Law Enforcement. If the Governor has not made an appointment within 30 consecutive calendar days after the receipt of the recommendation the council, by majority vote, shall appoint, within 30 days after the expiration of the Governor's time to make an appointment, one person from the applicants previously nominated to the Governor to fill the vacancy.

Additional Requirements: Terms are for four years. Terms begin on January 2 of the year the term commences and ends on January 1, four years later.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 18 - Commissioner Patronis served as a State Representative, Florida House of Representatives, from 2006 to 2014. In addition, he served on the Florida Elections Commission from 1998 to 2003 and he served on the Bay County Airport and Industrial District, 2003 to 2005. He also served as a student member of the Florida Council on Vocational Education from 1992 to 1993.
Education Verified

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Transportation
MEETING DATE: Thursday, March 19, 2015
TIME: 1:00 —3:00 p.m.
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Transportation

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Secretary of Transportation

Appointee: Boxold, James C.

Term: 1/6/2015-Pleasure of Governor

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Boxold, James C. Appointed: 12/19/2014
 Term: 01/06/2015 – Pleasure of Governor Prior Term:
 City/County: Tallahassee/Leon
 Office: Secretary of Transportation, Member
 Authority: 20.23(1)(a)1, F.S.
 Reference(s): Committee on Ethics and Elections
 Committee on Transportation-Recommend Confirm-03/19/2015

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 7/3/14
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 2/12/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist	X		See Below

Occupation: Secretary, Department of Transportation

Compensation: \$141,000.86 per year as of February 27, 2015.

Requirements: The Secretary is appointed by the Governor from among three persons nominated by the Florida Transportation Commission, subject to Senate confirmation.

The Secretary shall be a proven, efficient administrator who by a combination of education and experience clearly possesses a broad knowledge of the administrative, financial, and technical aspects of the development, operation, and regulation of transportation or comparable systems and facilities.

Additional Requirements: The Secretary shall serve at the pleasure of the Governor.
Required to file Form 1 with the Commission on Ethics.

Notes: Number 19 - Mr. Boxold was the Chief of Staff for the Florida Department of Transportation from 2013 to 12/2014. In addition, Mr. Boxold was the Director of Cabinet Affairs for Department of Agriculture and Consumer Services from 2003 to 2013. Mr. Boxold was employed by the Executive Office of the Governor as Deputy Director, Cabinet Affairs from 2001 to 2002 and Government Analyst in 2001.
Number 20 - Legislative
Education Verified

COMMITTEE MEETING PACKET TAB

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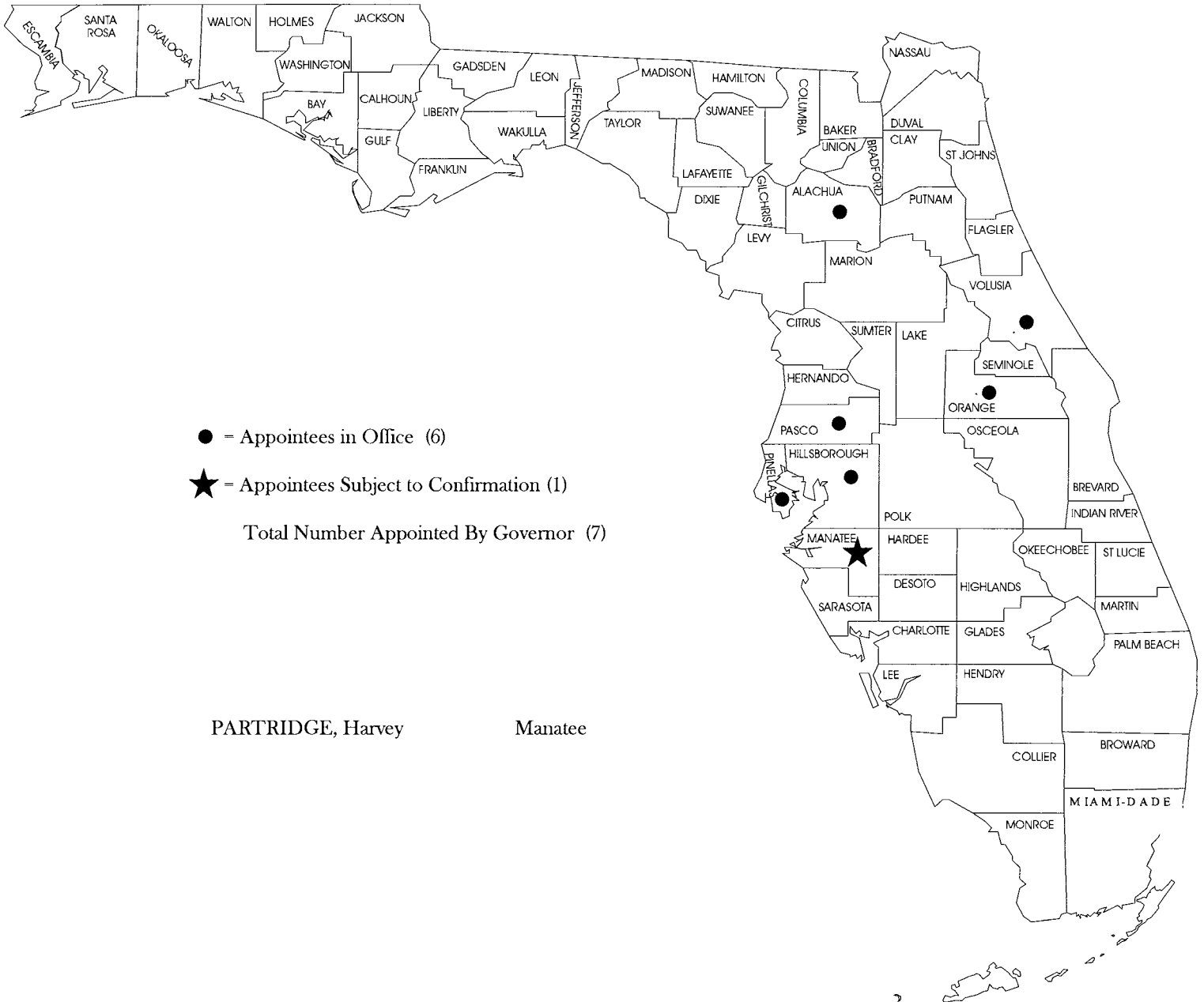
Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Veterinary Medicine



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Partridge, Harvey
 Term: 02/19/2015 – 10/31/2018
 City/County: Terra Ceia/Manatee
 Office: Board of Veterinary Medicine, Member
 Authority: 474.204, F.S. & 20.165(4)(a)15, F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 02/19/2015
 Prior Term:

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/20/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/11/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Veterinarian

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The seven-member board consists of:
 • Five members who are licensed veterinarians; and
 • Two lay persons who are not and never have been veterinarians or members of any closely related profession or occupation.

Additional Terms are for four years.

Requirements: Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Veterinarian

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

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A3005F

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Higher Education
MEETING DATE: Monday, March 23, 2015
TIME: 4:00 —6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Higher Education

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Board of Trustees, Florida Atlantic University

Appointee: Feingold, Jeffrey P.

Term: 2/13/2015-1/6/2020

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Feingold, Jeffrey P.

Appointed: 02/16/2015

Term: 02/13/2015 – 01/06/2020

Prior Term: 03/11/2010 - 01/06/2015

City/County: Delray Beach/Palm Beach

Office: Board of Trustees, Florida Atlantic University, Member

Authority: 1001.71(1), F.S.

Reference(s): Committee on Ethics and Elections

Committee on Higher Education-Recommend Confirm-03/23/2015

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 2/27/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 3/9/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President/CEO, MCNA Dental Plans; President/CEO, Dentaland Dental Center

Attendance: Attended 34 of 40 meetings (85%) from March 11, 2010 through March 4, 2015.

Compensation: Members of the board of trustees shall receive no compensation but may be reimbursed for travel and per diem expenses as provided in s. 112.061, F.S.

Requirements: Each university in the State University System shall have a 13-member board of trustees.

- Six citizen members shall be appointed by the Governor subject to Senate confirmation.
- Five citizen members shall be appointed by the Board of Governors subject to Senate confirmation.

In addition, the chair of the faculty senate, or the equivalent, and the president of the student body of the university shall also be members.

There shall be no state residency requirement for university board members, but the Governor shall consider diversity and regional representation.

Additional Requirements: Members of the board of trustees shall be appointed for staggered 5-year terms.

Required to file Form 1 with the Commission on Ethics.

No citizen member of a board of trustees of a local constituent university, shall have or hold any employment or contractual relationship as a legislative lobbyist requiring annual registration and reporting pursuant to s. 11.045.

Notes: Number 8 - Governor's Appointment

Number 10 - 2015-001

Number 15 - Dr. Feingold is President and CEO of MCNA Dental Plans, which is a vendor to Florida Healthy Kids Corporation and State Dental Medicaid.

Education Verified

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Higher Education
MEETING DATE: Monday, March 23, 2015
TIME: 4:00 —6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Higher Education

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Board of Trustees, Florida Gulf Coast University

Appointee: Grady, Thomas R.

Term: 7/3/2014-1/6/2016

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Grady, Thomas R.

Appointed: 07/08/2014

Term: 07/03/2014 – 01/06/2016

Prior Term:

City/County: Naples/Collier

Office: Board of Trustees, Florida Gulf Coast University, Member

Authority: 1001.71(1), F.S.

Reference(s): Committee on Ethics and Elections

Committee on Higher Education-Recommend Confirm-03/23/2015

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 7/31/14
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 1/8/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		
20. Currently a Registered Lobbyist		X	

Occupation: Attorney at GradyLaw

Compensation: Members of the board of trustees shall receive no compensation but may be reimbursed for travel and per diem expenses as provided in s. 112.061, F.S.

Requirements: Each university in the State University System shall have a 13-member board of trustees.

- Six citizen members shall be appointed by the Governor subject to Senate confirmation.
- Five citizen members shall be appointed by the Board of Governors subject to Senate confirmation.

In addition, the chair of the faculty senate, or the equivalent, and the president of the student body of the university shall also be members.

There shall be no state residency requirement for university board members, but the Governor shall consider diversity and regional representation.

Additional Requirements: Members of the board of trustees shall be appointed for staggered 5-year terms.

Required to file Form 1 with the Commission on Ethics.

No citizen member of a board of trustees of a local constituent university, shall have or hold any employment or contractual relationship as a legislative lobbyist requiring annual registration and reporting pursuant to s. 11.045.

Notes: Number 8 - Governor's Appointment

Number 18 - Mr. Grady served as a State Representative in the Florida House of Representatives from 2008 to 2010. Mr. Grady served as Interim President of Citizens Property Insurance in 2012. Mr. Grady also served as a Commissioner at the Office of Financial Regulation from 2011 to 2012.
Education Verified

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Higher Education
MEETING DATE: Monday, March 23, 2015
TIME: 4:00 —6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Higher Education

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Board of Trustees, Florida Polytechnic University

Appointee: O'Malley Sr., Thomas D.

Term: 5/12/2014-6/30/2015

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: O'Malley, Thomas D., Sr.

Appointed: 05/13/2014

Term: 05/12/2014 – 06/30/2015

Prior Term:

City/County: Palm Beach/Palm Beach

Office: Board of Trustees, Florida Polytechnic University, Member

Authority: 1001.71(1), F.S.

Reference(s): Committee on Ethics and Elections

Committee on Higher Education-Recommend Confirm-03/23/2015

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 2/11/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 1/8/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Executive Chairman of PBF Energy Company LLC

Compensation: Members of the board of trustees shall receive no compensation but may be reimbursed for travel and per diem expenses as provided in s. 112.061, F.S.

Requirements: Each university in the State University System shall have a 13-member board of trustees.

- Six citizen members shall be appointed by the Governor subject to Senate confirmation.
- Five citizen members shall be appointed by the Board of Governors subject to Senate confirmation.

In addition, the chair of the faculty senate, or the equivalent, and the president of the student body of the university shall also be members.

There shall be no state residency requirement for university board members, but the Governor shall consider diversity and regional representation.

Additional Requirements: No citizen member of a board of trustees of a local constituent university, shall have or hold any employment or contractual relationship as a legislative lobbyist requiring annual registration and reporting pursuant to s. 11.045.

Members of the board of trustees shall be appointed for staggered 5-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 6 - Mr. O'Malley served in the U.S. Army and U.S. Air Force from 1964 to 1970.
Number 8 - Governor's Appointment
Education Verified

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Tuesday, March 31, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
**COMMITTEE RECOMMENDATION ON
EXECUTIVE APPOINTMENT**

COMMITTEE: Committee on Higher Education
MEETING DATE: Monday, March 23, 2015
TIME: 4:00 —6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

TO: The Honorable Andy Gardiner, President

FROM: Committee on Higher Education

The committee was referred the following executive appointment subject to confirmation by the Senate:

Office: Board of Trustees, University of Florida

Appointee: Stern, Robert Gary

Term: 2/5/2015-1/6/2020

After inquiry and due consideration, the committee recommends that the Senate **confirm** the aforesaid executive appointment made by the Governor.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Stern, Robert Gary

Appointed: 02/05/2015

Term: 02/05/2015 – 01/06/2020

Prior Term:

City/County: Tampa/Hillsborough

Office: Board of Trustees, University of Florida, Member

Authority: 1001.71(1), F.S.

Reference(s): Committee on Ethics and Elections

Committee on Higher Education-Recommend Confirm-03/23/2015

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 3/13/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 3/9/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Attorney/Shareholder at Trenam Kemker Law Firm

Compensation: Members of the board of trustees shall receive no compensation but may be reimbursed for travel and per diem expenses as provided in s. 112.061, F.S.

Requirements: Each university in the State University System shall have a 13-member board of trustees.

- Six citizen members shall be appointed by the Governor subject to Senate confirmation.
- Five citizen members shall be appointed by the Board of Governors subject to Senate confirmation.

In addition, the chair of the faculty senate, or the equivalent, and the president of the student body of the university shall also be members.

There shall be no state residency requirement for university board members, but the Governor shall consider diversity and regional representation.

Additional Requirements: Members of the board of trustees shall be appointed for staggered 5-year terms.

Required to file Form 1 with the Commission on Ethics.
No citizen member of a board of trustees of a local constituent university, shall have or hold any employment or contractual relationship as a legislative lobbyist requiring annual registration and reporting pursuant to s. 11.045.

Notes: Number 8 - Governor's Appointment
Number 15 - Mr. Stern disclosed he is a shareholder in a law firm that provides outside legal counsel to the Port of Tampa Bay.
Number 18 - Mr. Stern served on the Postsecondary Education Planning Council in 1989.
Number 19 - Mr. Stern served as an adjunct professor at the University of South Florida.
Education Verified

The Florida Senate
Committee Notice Of Hearing

IN THE FLORIDA SENATE
TALLAHASSEE, FLORIDA

IN RE: Executive Appointment of

Julie I. Brown

Florida Public Service Commission

NOTICE OF HEARING

TO: Mrs. Julie I. Brown

YOU ARE HEREBY NOTIFIED that the Committee on Ethics and Elections of the Florida Senate will conduct a hearing on your executive appointment on Tuesday, March 31, 2015, in the Pat Thomas Committee Room, 412 Knott Building, commencing at 4:00 p.m., pursuant to Rule 12.7(1) of the Rules of the Florida Senate.

Please be present at the time of the hearing.
DATED this the 26th day of March, 2015

Committee on Ethics and Elections



Senator Garrett Richter
As Chair and by authority of the committee

cc: Members, Committee on Ethics and Elections
Office of the Sergeant at Arms

THE FLORIDA SENATE
APPEARANCE RECORD

Tab 19A

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/31/2015

Meeting Date

Bill Number (if applicable)

Topic Florida PSC Senate Confirmation

Amendment Barcode (if applicable)

Name Julie Brown

Job Title Commissioner

Address 2540 Shumard Oak Blvd.

Phone 850-413-6030

Street

Tallahassee

FL 32399

City

State

Zip

Email JBROWN@PSC.state.fl.us

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: ☒ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
Committee Notice Of Hearing

IN THE FLORIDA SENATE
TALLAHASSEE, FLORIDA

IN RE: Executive Appointment of

Jimmy T. Patronis Jr.

Florida Public Service Commission

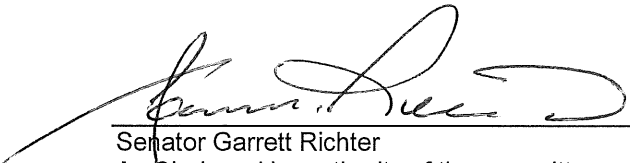
NOTICE OF HEARING

TO: Representative Jimmy T. Patronis Jr.

YOU ARE HEREBY NOTIFIED that the Committee on Ethics and Elections of the Florida Senate will conduct a hearing on your executive appointment on Tuesday, March 31, 2015, in the Pat Thomas Committee Room, 412 Knott Building, commencing at 4:00 p.m., pursuant to Rule 12.7(1) of the Rules of the Florida Senate.

Please be present at the time of the hearing.
DATED this the 26th day of March, 2015

Committee on Ethics and Elections



Senator Garrett Richter
As Chair and by authority of the committee

cc: Members, Committee on Ethics and Elections
Office of the Sergeant at Arms

THE FLORIDA SENATE
APPEARANCE RECORD

Tab 19(B)

03/31/2015 (Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)
Meeting Date

W/A
Bill Number (if applicable)

N/A
Amendment Barcode (if applicable)

Topic FLDR IDA PSL

Name JIMMY PATRONIS

Job Title COMMUNSSIONER

Address 2540 SHUMARD OAK BLVD

Street

TALUHASSEE, FL 32901

City

State

Zip

Phone 850 413-6004

Email _____

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: ☒ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

The Florida Senate
Committee Notice Of Hearing

IN THE FLORIDA SENATE
TALLAHASSEE, FLORIDA

IN RE: Executive Appointment of

James C. Boxold

Secretary of Transportation

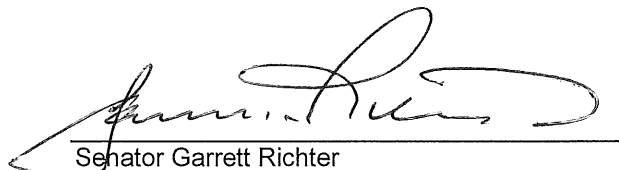
NOTICE OF HEARING

TO: Mr. James C. Boxold

YOU ARE HEREBY NOTIFIED that the Committee on Ethics and Elections of the Florida Senate will conduct a hearing on your executive appointment on Tuesday, March 31, 2015, in the Pat Thomas Committee Room, 412 Knott Building, commencing at 4:00 p.m., pursuant to Rule 12.7(1) of the Rules of the Florida Senate.

Please be present at the time of the hearing.
DATED this the 26th day of March, 2015

Committee on Ethics and Elections



Senator Garrett Richter
As Chair and by authority of the committee

cc: Members, Committee on Ethics and Elections
Office of the Sergeant at Arms

Tab 20

3/31/2015

Meeting Date

Bill Number (if applicable)

Topic Confirmation Hearing

Amendment Barcode (if applicable)

Name Jim Boxold

Job Title Secretary of Transportation

Address 905 Suwanee Street

Phone 850-414-4147

Street

Tallahassee

Florida

32309

Email jim.boxold@dot.state.fl.us

City

State

Zip

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Florida Department of Transportation

Appearing at request of Chair: ☒ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: CS/SB 1296

INTRODUCER: Military and Veterans Affairs, Space, and Domestic Security Committee and Senator Bean

SUBJECT: Military and Veterans Affairs

DATE: March 25, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Ryon	Ryon	MS	Fav/CS
2.	Fox	Roberts	EE	Favorable
3.			ATD	
4.			AP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1296 is a wide-ranging veterans bill that:

- Creates the Military and Overseas Voting Assistance Task Force within the Department of State, to study issues involving the development and implementation of an online voting system that allows absent military members to electronically submit *voted* ballots;
- Provides legislative intent regarding academic credit for military training and coursework and collaboration between the State Board of Education and the Board of Governors on student veteran issues;
- Establishes a voluntary check-off on driver license and identification card applications to allow a veteran to request written or electronic information on federal, state, and local benefits and services available to veterans;
- Waives driver license and identification card fees for combat veterans; and,
- Removes an existing provision that waives driver license and identification card fees for 100-percent total and permanent service-connected disabled veterans.

The bill takes effect July 1, 2015.

II. Present Situation:

Military Overseas Absentee Voters

Florida currently does not allow for the return of *voted* absentee ballots through an online system or by other Internet-related or electronic means, with the exception of overseas voters who may return their ballots via secure facsimile.¹

Regarding the general voting process for overseas voters, the federal Uniformed and Overseas Citizens Absentee Voting Act (“UOCAVA”) requires each state to permit absent uniformed services voters and overseas voters to use absentee registration procedures and to vote by absentee ballot in general, special, primary, and runoff elections for federal office. Florida law also permits the use of state absentee ballots for all state and local elections, merit retention, and ballot measures. An overseas voter can register to vote and request an absentee ballot at the same time by using the Federal Post Card Application (“FPCA”). The FPCA can be submitted by mail, e-mail, or fax if the overseas voter is already registered. If the overseas voter is not registered, the FPCA must be submitted by mail. An overseas voter may also obtain an absentee ballot by submitting a request to the supervisor of elections by telephone, mail, fax or e-mail. Absentee ballots are mailed to military and overseas voters no later than 45 days before each election. A voter can also request that the absentee ballot be faxed or e-mailed.

Additionally, the Federal Write-In Absentee Ballot (“FWAB”) is the emergency back-up absentee ballot that allows UOCAVA voters who have requested but not yet received their absentee ballot to vote in any election for federal office and any state or local election involving two or more candidates.² Overseas voters must return³ their voted absentee ballot or the FWAB to their local elections supervisor no later than 7:00 p.m. on Election Day (or no later than 10 days after Election Day for presidential preference primaries and general elections).

Veterans’ Training and Coursework

State Board of Education – Florida College System

The State Board of Education is the chief implementing and coordinating body of public education in Florida, except for the State University System.⁴ In accordance with Article IX, Section 2, of the State Constitution, the State Board of Education is responsible for supervising the system of free public education as is provided by law and appoints the Commissioner of the Department of Education.

There are 28 locally-governed public colleges in the Florida College System. While governed by local boards, the colleges are coordinated under the jurisdiction of the State Board of Education.

¹ Section 101.697, F.S.; Rule 1S-2.030, F.A.C. Notwithstanding, the law directs the Department of State to adopt rules providing for the receipt of absentee ballots from “overseas” (civilian and military) voters by “secure electronic means,” if the Department of State determines such security can be established (i.e., verification of the voter, security of the transmission, etc.) section 101.697, F.S.

² Section 101.6952, F.S.

³ Overseas voters may return their voted ballot by mail, by secure fax, in person, or through someone else on behalf of the voter. Section 101.697, F.S.; Rule 1S-2.030, F.A.C.

⁴ Section 1001.02(1), F.S.

Administratively, the Chancellor of Florida Colleges is the chief executive officer of the system, reporting to the Commissioner of Education who serves as the chief executive officer of Florida's K-20 System.⁵

Board of Governors - State University System

The Board of Governors is the governing body for the State University System of Florida. In accordance with Article IX, Section 7(d), of the State Constitution, it is required to “operate, regulate, control, and be fully responsible for the management of the whole university system.” Currently, there are 12 institutions within the State University System (SUS).⁶ The SUS enrolls over 337,000 students, offers nearly 1,800 degree programs at the baccalaureate, graduate, and professional levels, and annually awards over 81,000 degrees at all levels.⁷

College Credit for Military Training and Education

Section 1004.096, F.S., requires the Board of Governors to adopt regulations and the State Board of Education to adopt rules that enable eligible members of the U.S. Armed Forces to earn academic college credit at public postsecondary educational institutions for college-level training and education acquired in the military.⁸ Accordingly, Board of Governors Regulation 6.013 and Rule 6A-14.0302 of the Florida Administrative Code, require all Florida universities and colleges, respectively, to have an established policy and process in place for evaluating military training and education. Pursuant to both the rule and regulation, such military training and education must be recognized by the American Council on Education (ACE).

Priority Course Registration for Veterans

Section 1004.075, F.S., requires each Florida College System institution and state university to provide priority course registration for veterans receiving GI Bill benefits if the institution offers priority course registration for any segment of the student population.⁹ Additionally, a spouse or dependent child of a veteran to whom GI Bill benefits have been transferred are also entitled to priority course registration until the expiration of their GI Bill benefits.

Voluntary Contributions on Driver License/Identification Card Applications

The voluntary contribution process, also known as voluntary check-offs, provides the opportunity for citizens to make a donation by checking a box on a form when registering a vehicle or renewing a registration, as well as applying for a new or replacement driver license or identification card.¹⁰

⁵ Florida Department of Education website, About Us. Available at: <http://www.fldoe.org/schools/higher-ed/fl-college-system/about-us>.

⁶ The State University System 2025 System Strategic Plan, p 5. Available at: http://www.flbog.edu/pressroom/doc/2025_System_Strategic_Plan_Revised_FINAL.pdf.

⁷ *Id.*

⁸ Chapter 2012-169, Laws of Fla.

⁹ Chapter 2012-159, Laws of Fla.

¹⁰ Sections 320.02(8), (14), and (15) and 328.72(11) and (16), F.S., provide motor vehicle registration applicants with 26 options for voluntary contributions. Section 322.08(7), F.S., provides driver license applicants with 19 options for voluntary contributions.

An organization that desires to receive a voluntary contribution must be specifically authorized by Florida Statutes. Section 320.023, F.S., establishes requirements for organizations seeking to establish a voluntary contribution on motor vehicle registration application forms, and s. 322.081, F.S., establishes similar requirements for driver license and identification card applications. Both sections require the following:

- A request for the voluntary contribution being sought, describing the voluntary contribution in general terms;
- An application fee¹¹, not to exceed \$10,000, to defray the Department of Highway Safety and Motor Vehicles' (DHSMV) cost for reviewing the application and developing the voluntary contribution check off, if authorized; and
- A marketing strategy outlining short-term and long-term marketing plans for the contribution, and a financial analysis outlining the anticipated revenues and the planned expenditures of the revenues to be derived from the contributions.

There are three veteran or military-related voluntary contributions authorized for driver license and identification card applications. An applicant may elect to contribute \$1 to the State Homes for Veterans Trust Fund, the Disabled American Veterans, and Support Our Troops, Inc.¹²

The Florida Vets Connect Program

In 2010, the DHSMV and the Florida Department of Veterans' Affairs (FDVA) partnered to create the Florida Vets Connect Program to stimulate outreach efforts to veterans in Florida.¹³ Through the Florida Vets Connect Program, veterans have the opportunity to voluntarily identify their veteran status when applying for or renewing a Florida driver license or state of Florida identification card. Beginning in 2010, present on each driver license and identification card application is the option for an individual to indicate status as a veteran and interest in receiving information on benefits, services, and support available to veterans.¹⁴ The DHSMV and the FDVA entered into a Memorandum of Understanding to facilitate the sharing of a veteran's contact information from the DHSMV to the FDVA. The FDVA, through a third party provider, distributes general state of Florida veterans' benefits information via e-mail¹⁵ to those individuals who request such information on the driver license or identification card application.¹⁶ The FDVA distributed 50,350 e-mails during the 2014 calendar year under the Vets Connect Program.¹⁷ E-mails are distributed on a monthly basis.¹⁸

¹¹ State funds may not be used to pay the application fee.

¹² See Section 322.08(7)(n), (o), and (r), F.S.

¹³ See Florida Department of Financial Services Press Release. *CFO Sink Announces "Florida Vets Connect" to Recognize Brave Service of Florida Veterans*. March 3, 2010. Available at: <http://www.myfloridacfo.com/sitepages/newsroom/pressrelease.aspx?id=3449>.

¹⁴ Military and Veterans Affairs, Space, and Domestic Security Committee staff telephone conversation with Steve Murray, Communications Director, Florida Department of Veterans' Affairs. March 6, 2015.

¹⁵ According to the FDVA, it is too cost prohibitive to distribute printouts of the veterans' benefits information via the United States mail.

¹⁶ *Supra* note 9.

¹⁷ E-mail correspondence with FDVA staff on March 5, 2015. On file with the Senate Military and Veterans Affairs, Space, and Domestic Security Committee.

¹⁸ *Id.*

County and City Veteran Service Officers

Section 292.11, F.S., authorizes each county and city to employ a county or city veteran service officer to provide a myriad of assistance to veterans including presenting claims for and securing benefits or privileges to which veterans are or may become entitled by reason of their service in the military. County veteran service officers are county employees, but are certified by the FDVA.¹⁹ Each county currently employs a veteran service officer, however, in some cases, one veteran service officer may service two counties.²⁰ There are currently no certified city veteran service officers in Florida.²¹

Driver License and Identification Card Fees

Driver license fees are authorized in s. 322.21, F.S. An original or renewal commercial driver license is \$78; and an original renewal or extension of a Class E driver license is \$48. The revenues from these fees are deposited into the General Revenue Fund. Other fees established include replacement driver licenses and original, replacement, and renewal identification cards. A replacement driver license is \$25. Of this amount, \$7 is deposited into the Highway Safety Operating Trust Fund and \$18 is deposited into the General Revenue Fund.

An identification card is \$25.²² Of this amount, the fee distribution varies depending on the type of issuance. The fee for an original identification card is deposited into the General Revenue Fund. From the fee for a renewal identification card, \$6 is deposited into the Highway Safety Operating Trust Fund and \$19 into the General Revenue Fund; and for a replacement identification card, \$9 into the Highway Safety Operating Trust Fund and \$16 is deposited into the General Revenue Fund.

Current law requires that driver license issuance services be assumed by the tax collectors who are constitutional officers under s. 1(d), Art. VIII of the State Constitution by June 30, 2015.²³ Beginning July 1, 2015, or upon completion of the transition of driver license issuance services, a tax collector who issues a replacement driver license or replacement identification card may retain the portion of the fee that is currently deposited in the Highway Safety Operating Trust Fund, \$7 or \$9 respectively.²⁴

Fee Exemption for 100-Percent Total and Permanent Service-Connected Disabled Veterans

Section 322.21(7), F.S., provides an exemption from all driver license and identification card fees required by s. 322.21, F.S., for any honorably discharged veteran who: has been issued a valid identification card by the FDVA in accordance with s. 295.17, F.S.;²⁵ has been determined

¹⁹ Section 292.11(4), F.S.

²⁰ Listing of Florida County Veteran Service Officers: http://floridavets.org/wp-content/uploads/2014/02/CVSO_Directory_1-February-2014.pdf

²¹ E-mail correspondence with FDVA staff on March 6. On file with the Senate Military and Veterans Affairs, Space, and Domestic Security Committee.

²² Section 322.21(f), F.S.

²³ Section 322.135(5), F.S.

²⁴ Section 322.21(1)(e) and (1)(f)3., F.S.

²⁵ Pursuant to s. 295.17, F.S., the FDVA may issue an identification card to any veteran who is a permanent Florida resident and who has a 100-percent service-connected disability.

by the U.S. Department of Veterans Affairs (USDVA) or the Department of Defense to have a 100-percent total and permanent service-connected disability; and is qualified to obtain a Florida driver license.

Combat Veterans

Section 1.01(14), F.S., defines the term “veteran” as:

“[A] person who served in the active military, naval, or air service and who was discharged or released under honorable conditions only or who later received an upgraded discharge under honorable conditions, notwithstanding any action by the United States Department of Veterans Affairs on individuals discharged or released with other than honorable discharges.”

The Florida Statutes also defines “wartime veteran”²⁶ for the purpose of determining eligibility for certain state benefits, but does not define “combat veteran.”

For the purpose of determining eligibility for certain health care services provided by the USDVA, the U.S. Code defines “combat veteran” as:

“a veteran who served on active duty in a theater of combat operations during a period of war after the Persian Gulf War, or in combat against a hostile force during a period of hostilities after November 11, 1998.”²⁷

The USDVA considers the following documentation to determine service in a theater of combat operations:²⁸

- Military service documentation that reflects service in a combat theater;
- Receipt of combat service medals; or²⁹
- Receipt of imminent danger or hostile fire pay³⁰ or tax benefits.³¹

²⁶ Section 1.01(14), F.S. To receive benefits as a wartime veteran, a veteran must have served in a campaign or expedition for which a campaign badge has been authorized or a veteran must have served during one of the following periods of wartime service: (a) Spanish-American War, including the Philippine Insurrection and the Boxer Rebellion; (b) Mexican Border Period; (c) World War I; (d) World War II; (e) Korean Conflict; (f) Vietnam Era; (g) Persian Gulf War; (h) Operation Enduring Freedom; and (i) Operation Iraqi Freedom.

²⁷ 38 U.S.C. Section 1710(e)(1)(D)

²⁸ A combat operation is a military action that may involve carrying out a strategic, operational, or tactical mission against a hostile or unfriendly force, to include carrying on combat and any related movement, supply, attack, defense, or maneuvers needed to gain the objectives of a battle or campaign. Operations Enduring Freedom and Iraqi Freedom are examples of combat operations. Department of Defense: Financial Management Regulation 7000.14 – R, Volume 7a: “Military Pay Policy - Active Duty And Reserve Pay.” p. 13-3. Available at:

http://comptroller.defense.gov/Portals/45/documents/fmr/Volume_07a.pdf

²⁹ Air Force Cross, Air Medal with “V” Device, Army Commendation Medal with “V” Device, Bronze Star Medal with “V” Device, Combat Action Badge, Combat Action Ribbon, Combat Aircrew Insignia, Combat Infantry/Infantryman Badge, Combat Medical Badge, Distinguished Flying Cross, Distinguished Service Cross, Joint Service Commendation Medal with “V” Device, Medal of Honor, Navy Commendation Medal with “V” Device, Navy Cross, Purple Heart, and/or Silver Star.

³⁰ Hostile fire pay is defined as pay to anyone exposed to hostile fire or mine explosion, while imminent danger pay is paid to anyone on duty outside the United States area who is subject to physical harm or imminent danger due to wartime conditions, terrorism, civil insurrection, or civil war. USDVA Veterans Health Administration Directive 2008-054. Available at:

http://www.va.gov/vhapublications/ViewPublication.asp?pub_ID=1758

³¹ USDVA. Combat Veteran Eligibility. December 2011. Available at:

http://www.va.gov/healthbenefits/assets/documents/publications/ib-10-438_combat_veteran_eligibility.pdf

Florida is home to approximately 1.6 million veterans, of which 1.2 million are considered wartime veterans.³² There is no estimate available for the number of combat veterans residing in Florida.³³

III. Effect of Proposed Changes:

Section 1 establishes the Military and Overseas Voting Assistance Task Force (“Task Force”) within the Department of State to study issues involving the development and implementation of an online voting system that allows absent military members to electronically submit voted ballots.

The Task Force consists of the following 20 members:

- The Secretary of State or his or her designee, who shall serve as the chair of the Task Force;
- The Adjutant General or his or her designee;
- The executive director of the Florida Department of Veterans’ Affairs, or his or her designee;
- The executive director of the Agency for State Technology or his or her designee;
- One member of the Senate appointed by the President of the Senate;
- One member of the House of Representatives appointed by the Speaker of the House of Representatives;
- One member of the Senate appointed by the Minority Leader of the Senate;
- One member of the House of Representatives appointed by the Minority Leader of the House of Representatives;
- One member appointed by the Governor;
- Six supervisors of elections appointed by the Secretary of State;
- Five individuals appointed by the Secretary of State; and
- Five individuals appointed by the Secretary of State with relevant expertise in computers, the Internet, or other associated technologies.

Members of the Task Force shall serve without compensation, but are entitled to reimbursement for per diem and travel expenses.

The bill directs the Task Force to study and report on the following issues:

- Any factor that limits the ability of absent uniformed services voters to request, receive, and return absentee ballots within the current statutory time period for casting absentee ballots;
- The costs associated with the development and implementation of an online voting system;
- The feasibility of absent uniformed services voters using an online voting system to electronically submit a voted ballot;
- The security of electronically submitting a voted ballot through an online voting system; and
- Procedures adopted by other states to facilitate greater electoral participation among absent uniformed services voters.

³² FDVA. Fast Facts. Available at: <http://floridavets.org/our-veterans/profilefast-facts/>

³³ E-mail correspondence with FDVA staff on March 18, 2015. On file with Senate Military and Veterans Affairs, Space, and Domestic Security Committee.

The Secretary of State must submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by July 1, 2016, containing the Task Force's recommendation on whether the state should pursue the development and implementation of an online voting system for absent military voters. If the Task Force recommends an online voting system, the report must include recommended steps for developing and implementing such a system.

The Task Force will expire upon the submission of the Secretary of State's required report by July 1, 2016.

Additionally, the bill requires the Division of Elections of the Department of State to provide support staff for the Task Force and requires the Agency for State Technology to assist the Task Force upon request.

Section 2 provides legislative intent regarding the provision of college credit for military training and coursework and other services to student veterans. The bill provides that it is the intent of the Legislature that the State Board of Education and the Board of Governors work collaboratively to do the following:

- Align existing degree programs with applicable military training and experience to maximize academic credit awarded for such training and experience;
- Appoint and train specific faculty within each degree program at each institution as liaisons and contacts for veterans;
- Incorporate outreach services tailored to disabled veterans to inform disabled veterans of disability services provided by the USDVA, and other federal and state agencies, and private entities.
- Facilitate statewide meetings for campus personnel to discuss and develop best practices, exchange ideas and experiences, and hear presentations by individuals with expertise in the unique needs of veterans; and
- Provide veterans with sufficient courses required for graduation, including but not limited to, giving priority registration for veterans.

Section 3 amends s. 322.08, F.S., to provide a voluntary check-off on the application form for an original, renewal, or replacement driver license or identification card to allow veterans of the U.S. Armed Forces to request written or electronic information on federal, state, and local benefits and services available to veterans. The veteran may elect to receive the information through the U.S. mail or by e-mail. The FDVA will select one or more third-party providers to act on the FDVA's behalf and deliver the requested information to the veteran.

The Department of Highway Safety and Motor Vehicles (DHSMV) and the FDVA will collaborate to administer the voluntary check-off. The DHSMV will report monthly to the FDVA the name and mailing address or e-mail address of each veteran who selects the voluntary check-off. The FDVA will then distribute the veterans' contact information to the third-party provider to administer delivery of veteran benefit and service information via the indicated preferred method of delivery (U.S. mail or e-mail). The FDVA will also disseminate the contact information for veterans who select the voluntary check-off to the appropriate county or city veteran service officer in order to facilitate further outreach to veterans.

The bill requires that a third-party provider selected by the FDVA to act on its behalf be a nonprofit organization with sufficient ability to communicate with veterans throughout the state. “Nonprofit organization” is defined as an organization exempt from the federal income tax under s. 501 of the Internal Revenue Code of 1986 or any federal, state, or local governmental entity.

Additionally, the bill requires that a veteran’s contact information obtained by a third-party may only be used for purposes outlined in the bill, prohibits a third-party provider from selling a veteran’s contact information, and requires a third-party to maintain confidentiality of the contact information in accordance with Ch. 119, F.S., and the federal Driver’s Privacy Protection Act of 1994. Any person who willfully and knowingly violates the aforementioned conditions commits a misdemeanor of the first degree.

Section 4 amends s. 322.21(7), F.S., to remove the provision that waives the driver license and identification card fees provided in s. 322.21, F.S., for 100-percent total and permanent service-connected disabled veterans who are qualified to obtain a driver license.

The bill provides that any honorably discharged veteran who has served in combat and is qualified to obtain a driver license is exempt from the driver license and identification card fees provided in s. 322.21, F.S.

Section 5 provides an effective date of July 1, 2015.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The bill entitles veterans who served in combat and who are qualified to obtain a driver license to a free original, renewal, or replacement driver license or identification card.

Veterans with a 100-percent total and permanent service-connected disability are no longer entitled to a free original, renewal, or replacement driver license or identification card.

C. Government Sector Impact:

The Department of State would be responsible for the reimbursement of per diem and travel expenses for the Military and Overseas Voting Assistance Task Force members. Additionally, the Division of Elections within the Department of State will provide support staff for the Task Force. Depending on the scope of the Task Force's needs, this may require additional full-time employees.³⁴

There is no estimate available at this time for the cost to implement the veterans' voluntary check-off program. Program expenses may include postage fees, packaging materials, technical and staff support. The bill does not identify a funding source to pay for the implementation of the program and does not specify which entity referenced in the bill is responsible for the costs associated with the program.

The bill will have a negative fiscal impact on the General Revenue Fund, the Highway Safety Operating Trust Fund, and County Tax Collectors due to loss of revenue collected from driver license and identification card fees for combat veterans. The revenue loss estimate is indeterminate at this time.

The bill will have a positive fiscal impact on the General Revenue Fund, the Highway Safety Operating Trust Fund, and County Tax Collectors due to the removal of the existing driver license and identification card fee exemption for 100-percent total and permanent service-connected disabled veterans.

VI. Technical Deficiencies:

None.

VII. Related Issues:

The bill does not define a "veteran who served in combat" as it relates to the driver license and identification card fee exemption authorized in the bill. The bill also does not identify the appropriate documentation to verify that a veteran served in combat.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 322.08 and 322.21. This bill creates undesignated sections of the Florida Law.

³⁴ Department of State. SB 1296 Agency Bill Analysis. March 6, 2015.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Military and Veterans Affairs, Space, and Domestic Security on March 17, 2015:

The CS makes the following changes to the veterans voluntary check-off program:

- Replaces “direct-support organization” with “third-party provider” selected by the FDVA to act on its behalf;
- Defines “third-party provider;”
- Allows a veteran to opt to receive the benefit information via U.S. mail or e-mail;
- Provides that only the veteran’s name and mailing address or e-mail address will be shared;
- Removes requirement that a veteran present a DD-214 to be able to participate in the check-off program;
- Changes frequency in which DHSMV will disseminate veterans’ contact information to the FDVA from quarterly to monthly;
- Provides that a third-party provider, instead of a county or city veteran service officer, will distribute the benefit information directly to veterans;
- Requires FDVA to disseminate veterans’ contact information to each county and city veteran service officer for optional outreach to veterans;
- Provides a criminal penalty for any person who sells a veteran’s contact information or who does not maintain confidentiality of a veteran’s contact information; and
- Removes unnecessary redundant language.

The CS also revises the legislative intent regarding college and university student veteran support.

B. Amendments:

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
04/01/2015	.	
	.	
	.	
	.	

The Committee on Ethics and Elections (Flores) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Military and Overseas Voting Assistance Task Force.—The Military and Overseas Voting Assistance Task Force, a task force as defined in s. 20.03, Florida Statutes, is created within the Department of State. The task force is created for the express purpose of studying issues involving the development and implementation of an online voting system that allows absent



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uniformed services voters who are overseas to electronically submit voted ballots.

(1) The task force is composed of 20 members, as follows:

(a) The Secretary of State or his or her designee, who shall serve as chair of the task force.

(b) The Adjutant General or his or her designee.

(c) The executive director of the Department of Veterans' Affairs or his or her designee.

(d) The executive director of the Agency for State Technology or his or her designee.

(e) One member of the Senate appointed by the President of the Senate.

(f) One member of the House of Representatives appointed by the Speaker of the House of Representatives.

(g) One member of the Senate appointed by the Minority Leader of the Senate.

(h) One member of the House of Representatives appointed by the Minority Leader of the House of Representatives.

(i) One member appointed by the Governor.

(j) Six supervisors of elections appointed by the Secretary of State.

(k) Five individuals appointed by the Secretary of State, with relevant expertise in computers, the Internet, or other associated technologies.

(2) Members of the task force shall serve without compensation, but are entitled to reimbursement for per diem and travel expenses pursuant to s. 112.061, Florida Statutes.

(3) The task force, at a minimum, shall study and report on the following issues:



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40 (a) Any factor that limits the ability of absent uniformed
41 services voters who are overseas to request, receive, and return
42 absentee ballots within the current statutory time period for
43 casting absentee ballots.

44 (b) The costs associated with the development and
45 implementation of an online voting system.

46 (c) The feasibility of absent uniformed services voters who
47 are overseas using an online voting system to electronically
48 submit a voted ballot.

49 (d) The security of electronically submitting a voted
50 ballot through an online voting system.

51 (e) Procedures adopted by other states to facilitate
52 greater electoral participation among absent uniformed services
53 voters who are overseas.

54 (4) The Secretary of State shall submit a report to the
55 Governor, the President of the Senate, and the Speaker of the
56 House of Representatives by July 1, 2016, containing the task
57 force's recommendation concerning whether the state should
58 pursue the development and implementation of an online voting
59 system that allows absent uniformed services voters who are
60 overseas to electronically submit voted ballots. If the task
61 force favorably recommends an online voting system, the report
62 must include recommended steps for developing and implementing
63 such a system. Upon submission of the report, the task force
64 shall expire.

65 (5) The Division of Elections of the Department of State
66 shall provide support staff for the task force. The Agency for
67 State Technology shall assist the task force upon request.

68 Section 2. The Legislature finds that many veterans of the



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69 United States Armed Forces in this state have completed training
70 and coursework during their military service, including overseas
71 deployments, resulting in tangible and quantifiable strides in
72 their pursuit of a postsecondary degree. The Legislature further
73 finds that the State Board of Education and the Board of
74 Governors of the State University System must work together to
75 ensure that military training and coursework are granted
76 academic credit in order to assist veterans in continuing their
77 education. Therefore, it is the intent of the Legislature that
78 the State Board of Education and the Board of Governors work
79 collaboratively to:

80 (1) Align existing degree programs, including, but not
81 limited to, vocational and technical degrees, at each state
82 university and Florida College System institution with
83 applicable military training and experience to maximize academic
84 credit award for such training and experience.

85 (2) Appoint and train specific faculty within each degree
86 program at each state university and Florida College System
87 institution as liaisons and contacts for veterans.

88 (3) Incorporate outreach services tailored to disabled
89 veterans into existing disability services on the campus of each
90 state university and Florida College System institution to make
91 available to such veterans information on disability services
92 provided by the United States Department of Veterans Affairs,
93 other federal and state agencies, and private entities.

94 (4) Facilitate statewide meetings for personnel at state
95 universities and Florida College System institutions who provide
96 student services for veterans to discuss and develop best
97 practices, exchange ideas and experiences, and attend



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98 presentations by individuals with expertise in the unique needs
99 of veterans.

100 (5) Make every effort to provide veterans with sufficient
101 courses required for graduation, including, but not limited to,
102 giving priority registration to veterans.

103 Section 3. Present subsection (8) of section 322.08,
104 Florida Statutes, is redesignated as subsection (9), and a new
105 subsection (8) is added to that section, to read:

106 322.08 Application for license; requirements for license
107 and identification card forms.—

108 (8) (a) To support the carrying out of the duties of the
109 Department of Veterans' Affairs prescribed in s. 292.05 and to
110 facilitate outreach to veterans residing in this state, the
111 application form for an original, renewal, or replacement driver
112 license or identification card must include a voluntary checkoff
113 authorizing a veteran of the United States Armed Forces to
114 request written or electronic information on federal, state, and
115 local benefits and services available to veterans. The veteran
116 may elect to receive requested information through United States
117 mail or by e-mail. The requested information shall be delivered
118 to the veteran by any third party provider selected by the
119 Department of Veterans' Affairs to act on its behalf.

120 (b) The department shall collaborate with the Department of
121 Veterans' Affairs to administer this subsection. The department
122 shall report monthly to the Department of Veterans' Affairs the
123 name and mailing address or e-mail address of each veteran who
124 requests information as provided in paragraph (a). Following
125 receipt of the monthly report, the Department of Veterans'
126 Affairs shall disseminate the contact information for each such



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veteran to the third-party provider acting on its behalf. The
third-party provider must be a nonprofit organization with
sufficient ability to communicate with veterans residing
throughout this state. For purposes of this paragraph, the term
"nonprofit organization" means an organization exempt from the
federal income tax under s. 501 of the Internal Revenue Code of
1986 or any federal, state, or local governmental entity.

(c) In addition to the requirements of paragraph (b), the
Department of Veterans' Affairs shall disseminate the contact
information for a veteran who selects the voluntary checkoff to
the appropriate county or city veteran service officer in order
to facilitate further outreach to veterans.

(d)1. The contact information of a veteran which is
obtained by a third-party provider pursuant to this subsection
may be used only as authorized by this subsection. The third-
party provider may not sell such contact information. Except as
otherwise provided, the third-party provider must maintain the
confidentiality of the contact information in accordance with
chapter 119 and the federal Driver's Privacy Protection Act of
1994, 18 U.S.C. ss. 2721 et seq.

2. A person who willfully and knowingly violates this
paragraph commits a misdemeanor of the first degree, punishable
as provided in s. 775.082 or s. 775.083.

Section 4. This act shall take effect July 1, 2015.

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

And the title is amended as follows:

Delete everything before the enacting clause
and insert:



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A bill to be entitled
An act relating to military and veterans affairs;
creating the Military and Overseas Voting Assistance
Task Force within the Department of State; specifying
membership of the task force; authorizing
reimbursement for per diem and travel expenses;
prescribing duties of the task force; requiring
submission of a report to the Governor and the
Legislature by a specified date; providing for
expiration of the task force; providing for staffing;
providing legislative findings regarding continuing
education for veterans of the United States Armed
Forces; providing legislative intent for the State
Board of Education and the Board of Governors of the
State University System to work collaboratively to
align existing degree programs at state universities
and Florida College System institutions, train
faculty, incorporate outreach services into existing
disability services, facilitate statewide meetings for
personnel, and provide sufficient courses and priority
registration to veterans; amending s. 322.08, F.S.;
requiring the application form for an original,
renewal, or replacement driver license or
identification card to include a voluntary checkoff
authorizing veterans to request written or electronic
information on federal, state, and local benefits and
services for veterans; requiring the requested
information to be delivered by a third-party provider;
requiring the Department of Highway Safety and Motor



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Vehicles to report monthly to the Department of Veterans' Affairs the names and mailing or e-mail addresses of veterans who request information; requiring the Department of Veterans' Affairs to disseminate veteran contact information to the third-party provider; requiring that the third-party provider be a nonprofit organization; defining the term "nonprofit organization"; requiring that the Department of Veterans' Affairs provide veteran contact information to the appropriate county or city veteran service officer; specifying that a third-party provider may use veteran contact information only as authorized; prohibiting a third-party provider from selling veteran contact information; requiring a third-party provider to maintain confidentiality of veteran contact information under specified provisions; providing a penalty; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Bean

583-02396-15

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1 A bill to be entitled
 2 An act relating to military and veterans affairs;
 3 creating the Military and Overseas Voting Assistance
 4 Task Force within the Department of State; specifying
 5 membership of the task force; authorizing
 6 reimbursement for per diem and travel expenses;
 7 prescribing duties of the task force; requiring
 8 submission of a report to the Governor and the
 9 Legislature by a specified date; providing for
 10 expiration of the task force; providing for staffing;
 11 providing legislative findings regarding continuing
 12 education for veterans of the United States Armed
 13 Forces; providing legislative intent for the State
 14 Board of Education and the Board of Governors of the
 15 State University System to work collaboratively to
 16 align existing degree programs at state universities
 17 and Florida College System institutions, train
 18 faculty, incorporate outreach services into existing
 19 disability services, facilitate statewide meetings for
 20 personnel, and provide sufficient courses and priority
 21 registration to veterans; amending s. 322.08, F.S.;
 22 requiring the application form for an original,
 23 renewal, or replacement driver license or
 24 identification card to include a voluntary checkoff
 25 authorizing veterans to request written or electronic
 26 information on federal, state, and local benefits and
 27 services for veterans; requiring the requested
 28 information to be delivered by a third-party provider;
 29 requiring the Department of Highway Safety and Motor

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 Vehicles to report monthly to the Department of
 31 Veterans' Affairs the names and mailing or e-mail
 32 addresses of veterans who request information;
 33 requiring the Department of Veterans' Affairs to
 34 disseminate veteran contact information to the third-
 35 party provider; requiring that the third-party
 36 provider be a nonprofit organization; defining the
 37 term "nonprofit organization"; requiring that the
 38 Department of Veterans' Affairs provide veteran
 39 contact information to the appropriate county or city
 40 veteran service officer; specifying that a third-party
 41 provider may use veteran contact information only as
 42 authorized; prohibiting a third-party provider from
 43 selling veteran contact information; requiring a
 44 third-party provider to maintain confidentiality of
 45 veteran contact information under specified
 46 provisions; providing a penalty; amending s. 322.21,
 47 F.S.; revising eligibility for veterans for exemptions
 48 from certain license fees; providing an effective
 49 date.

51 Be It Enacted by the Legislature of the State of Florida:
 52

53 Section 1. Military and Overseas Voting Assistance Task
 54 Force.-The Military and Overseas Voting Assistance Task Force, a
 55 task force as defined in s. 20.03, Florida Statutes, is created
 56 within the Department of State. The task force is created for
 57 the express purpose of studying issues involving the development
 58 and implementation of an online voting system that allows absent

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uniformed services voters to electronically submit voted ballots.

(1) The task force is composed of 20 members, as follows:

(a) The Secretary of State or his or her designee, who shall serve as chair of the task force.

(b) The Adjutant General or his or her designee.

(c) The executive director of the Department of Veterans' Affairs or his or her designee.

(d) The executive director of the Agency for State Technology or his or her designee.

(e) One member of the Senate appointed by the President of the Senate.

(f) One member of the House of Representatives appointed by the Speaker of the House of Representatives.

(g) One member of the Senate appointed by the Minority Leader of the Senate.

(h) One member of the House of Representatives appointed by the Minority Leader of the House of Representatives.

(i) One member appointed by the Governor.

(j) Six supervisors of elections appointed by the Secretary of State.

(k) Five individuals appointed by the Secretary of State, with relevant expertise in computers, the Internet, or other associated technologies.

(2) Members of the task force shall serve without compensation, but are entitled to reimbursement for per diem and travel expenses pursuant to s. 112.061, Florida Statutes.

(3) The task force, at a minimum, shall study and report on the following issues:

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(a) Any factor that limits the ability of absent uniformed services voters to request, receive, and return absentee ballots within the current statutory time period for casting absentee ballots.

(b) The costs associated with the development and implementation of an online voting system.

(c) The feasibility of absent uniformed services voters using an online voting system to electronically submit a voted ballot.

(d) The security of electronically submitting a voted ballot through an online voting system.

(e) Procedures adopted by other states to facilitate greater electoral participation among absent uniformed services voters.

(4) The Secretary of State shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by July 1, 2016, containing the task force's recommendation concerning whether the state should pursue the development and implementation of an online voting system that allows absent uniformed services voters to electronically submit voted ballots. If the task force favorably recommends an online voting system, the report must include recommended steps for developing and implementing such a system. Upon submission of the report, the task force shall expire.

(5) The Division of Elections of the Department of State shall provide support staff for the task force. The Agency for State Technology shall assist the task force upon request.

Section 2. The Legislature finds that many veterans of the United States Armed Forces in this state have completed training

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and coursework during their military service, including overseas deployments, resulting in tangible and quantifiable strides in their pursuit of a postsecondary degree. The Legislature further finds that the State Board of Education and the Board of Governors of the State University System must work together to ensure that military training and coursework are granted academic credit in order to assist veterans in continuing their education. Therefore, it is the intent of the Legislature that the State Board of Education and the Board of Governors work collaboratively to:

(1) Align existing degree programs, including, but not limited to, vocational and technical degrees, at each state university and Florida College System institution with applicable military training and experience to maximize academic credit award for such training and experience.

(2) Appoint and train specific faculty within each degree program at each state university and Florida College System institution as liaisons and contacts for veterans.

(3) Incorporate outreach services tailored to disabled veterans into existing disability services on the campus of each state university and Florida College System institution to make available to such veterans information on disability services provided by the United States Department of Veterans Affairs, other federal and state agencies, and private entities.

(4) Facilitate statewide meetings for personnel at state universities and Florida College System institutions who provide student services for veterans to discuss and develop best practices, exchange ideas and experiences, and attend presentations by individuals with expertise in the unique needs

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of veterans.

(5) Make every effort to provide veterans with sufficient courses required for graduation, including, but not limited to, giving priority registration to veterans.

Section 3. Present subsection (8) of section 322.08, Florida Statutes, is redesignated as subsection (9), and a new subsection (8) is added to that section, to read:

322.08 Application for license; requirements for license and identification card forms.—

(8)(a) To support the carrying out of the duties of the Department of Veterans' Affairs prescribed in s. 292.05 and to facilitate outreach to veterans residing in this state, the application form for an original, renewal, or replacement driver license or identification card must include a voluntary checkoff authorizing a veteran of the United States Armed Forces to request written or electronic information on federal, state, and local benefits and services available to veterans. The veteran may elect to receive requested information through United States mail or by e-mail. The requested information shall be delivered to the veteran by any third party provider selected by the Department of Veterans' Affairs to act on its behalf.

(b) The department shall collaborate with the Department of Veterans' Affairs to administer this subsection. The department shall report monthly to the Department of Veterans' Affairs the name and mailing address or e-mail address of each veteran who requests information as provided in paragraph (a). Following receipt of the monthly report, the Department of Veterans' Affairs shall disseminate the contact information for each such veteran to the third-party provider acting on its behalf. The

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175 third-party provider must be a nonprofit organization with
 176 sufficient ability to communicate with veterans residing
 177 throughout this state. For purposes of this paragraph, the term
 178 "nonprofit organization" means an organization exempt from the
 179 federal income tax under s. 501 of the Internal Revenue Code of
 180 1986 or any federal, state, or local governmental entity.

181 (c) In addition to the requirements of paragraph (b), the
 182 Department of Veterans' Affairs shall disseminate the contact
 183 information for a veteran who selects the voluntary checkoff to
 184 the appropriate county or city veteran service officer in order
 185 to facilitate further outreach to veterans.

186 (d)1. The contact information of a veteran which is
 187 obtained by a third-party provider pursuant to this subsection
 188 may be used only as authorized by this subsection. The third-
 189 party provider may not sell such contact information. Except as
 190 otherwise provided, the third-party provider must maintain the
 191 confidentiality of the contact information in accordance with
 192 chapter 119 and the federal Driver's Privacy Protection Act of
 193 1994, 18 U.S.C. ss. 2721 et seq.

194 2. A person who willfully and knowingly violates this
 195 paragraph commits a misdemeanor of the first degree, punishable
 196 as provided in s. 775.082 or s. 775.083.

197 Section 4. Subsection (7) of section 322.21, Florida
 198 Statutes, is amended to read:

199 322.21 License fees; procedure for handling and collecting
 200 fees.—

201 (7) Any veteran honorably discharged from the Armed Forces
 202 who has served in combat ~~been issued a valid identification card~~
 203 ~~by the Department of Veterans' Affairs in accordance with s.~~

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204 ~~295.17, has been determined by the United States Department of~~
 205 ~~Veterans Affairs or its predecessor to have a 100-percent total~~
 206 ~~and permanent service-connected disability rating for~~
 207 ~~compensation, or has been determined to have a service-connected~~
 208 ~~total and permanent disability rating of 100 percent, is in~~
 209 ~~receipt of disability retirement pay from any branch of the~~
 210 ~~United States Armed Services, and who is qualified to obtain a~~
 211 ~~driver license under this chapter is exempt from all fees~~
 212 ~~required by this section.~~

213 Section 5. This act shall take effect July 1, 2015.



The Florida Senate

Committee Agenda Request

To: Senator Garrett Richter, Chair
Committee on Ethics and Elections

Subject: Committee Agenda Request

Date: March 18, 2015

I respectfully request that **Senate Bill # 1296**, relating to Military and Veterans Affairs , be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in cursive script that reads "Aaron Bean".

Senator Aaron Bean
Florida Senate, District 4

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SB 894

INTRODUCER: Senator Thompson

SUBJECT: Absentee Voting

DATE: March 30, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Fox	Roberts	EE	Favorable
2.			ATD	
3.			RC	

I. Summary:

Senate Bill 894 changes the phrase “absentee” to “vote-by-mail” where it appears in the Florida Statutes, most frequently in the context of the phrase “absentee ballot(s).”

The bill takes effect July 1, 2015.

II. Present Situation:

“In days of old, when knights were bold and journeyed from their castles...,”¹ casting a ballot without going to the polls on election day was the province of the military; widespread² absentee balloting in America had its origins during the Civil War, as a means for both sides to afford soldiers in the field — a not insignificant portion of the electorate at the time — the opportunity to vote.³ By 1924, all but a handful of states had absentee ballot laws for military folks, with

¹ Opening lyrics to the song *Gypsies in the Palace*, by Jimmy Buffett.

² Pennsylvania appears to have been the only state with an absentee ballot law pre-dating the Civil War (1813), allowing military personnel stationed more than 2 miles from their homes to cast an absentee ballot. *See*, Aaron Marshall, *Special Voting Access for the Military Nothing New, Dates from the Civil War*, Mike DeWine Says (Oct. 1, 2012), available on PolitifactOhio’s web site at <http://www.politifact.com/ohio/statements/2012/oct/01/mike-dewine/special-voting-access-military-nothing-new-dates-c/> (last accessed Mar. 27, 2014) (citing, generally, John C. Fortier & Norman J. Ornstein, *The Absentee Ballot and the Secret Ballot: Challenges for Election Reform*, 36 U. MICH. J.L. REFORM 483 (2003))[hereinafter, Marshall, *Special Military Voting*].

³ *Voting Integrity Project, Inc. v. Keisling*, 259 F.3d 1169, 1175 (9th Cir. 2001); Marshall, *Special Military Voting* *supra* at note 2. Nineteen of the 25 Union states (including the Border States) and 7 of 11 Confederate states had absentee voting laws for soldiers during the Civil War. *Id.* Though many states repealed their laws after the War — with only 6 states retaining them on the books as of 1915 — the advent of World War I ushered in a decade of new state absentee ballot laws. Daniel P. Tokaji & Ruth Colter, *Absentee Voting by People with Disabilities: Promoting Access and Integrity*, 38 MCGEORGE L.REV. 1015, 1020 (2007), reprinted at http://www.americanbar.org/content/dam/aba/migrated/aging/voting/pdfs/tokaji_authcheckdam.pdf (last accessed Mar. 27, 2015)[hereinafter, Tokaji, *Absentee Voting*].

many of them extending the franchise to civilians who could not attend the polls on account of illness or other physical disability.⁴

In 1986, the federal government codified the right of absent military and civilian overseas voters to cast an absentee ballot in federal races in the Uniformed Overseas Citizens Absentee Voting Act (“UOCAVA”).⁵ Through the 1990’s and especially the 2000’s, numerous states (including Florida)⁶ amended their absentee laws to allow for even greater absentee ballot participation by voters — removing the reasons that voters traditionally had to give in order to vote an absentee ballot.⁷ Today, a slim majority of states have some form of what the National Conference of State Legislatures refers to as “no-excuse absentee voting.”⁸

There seems, however, to be a lack of uniformity regarding what to call the current concept(s) of absentee voting. An Internet search of various statutes, federal and state executive agency sites for election administrators, and other professional organizations involved with voting indicates that the terms “absentee voting/balloting,” “no-excuse absentee balloting/voting,” “vote-by-mail,” and “all-mail balloting” are all quite common.

Oftentimes, terms are used interchangeably; several Florida supervisor of elections websites, for example, refer to the process as both “vote-by-mail” and “absentee.”⁹ In other cases, multiple terms are used to refer to the same thing depending on who’s doing the characterizing. For example, the California Statutes and its Secretary of State’s web site refer to the absentee process for UOCAVA (absent military/overseas) voters as “vote by mail;”¹⁰ the U.S. Department of Defense’s Federal Voting Assistance Program (“FVAP”) materials, designed to aid Californians in the military and citizens overseas cast valid ballots, refer to the California process as

⁴ *Id.*

⁵ 42 U.S.C. ss. 1973ff-1973ff-7.

⁶ Florida officially did away with reasons for voting absentee back in 2001, though voters had for years been able to obtain an absentee ballot by simply attending to the fact that they might not be in their precincts on Election Day. Ch. 2001-40, s. 53, LAWS OF FLA.

⁷ Tokaji, *Absentee Voting* supra note 3 at 1021; see, Enrijeta Shino, *Absentee Voting: A Cross State Analysis* at pp. 3-5 (University of Florida, Mar. 8, 2014) (2000 general election signaled the turning point in easing legal requirements for absentee voting), available at The Florida Political Science Association web site at

http://www.fpsanet.org/uploads/8/8/7/3/8873825/2014_nominee_shino.pdf (last accessed Mar. 27, 2015).

⁸ National Conference of State Legislatures, *Absentee and Early Voting* (February 11, 2015), available at <http://www.ncsl.org/research/elections-and-campaigns/absentee-and-early-voting.aspx> (last accessed Mar. 27, 2015).

⁹ See e.g., Escambia Co. Supervisor of Elections web site at <http://www.escambiavotes.com/vote-by-mail> and <http://www.escambiavotes.com/absentee-voting-and-registration> (generally, using the term “absentee ballot” to refer to military and overseas ballots and the phrase “vote-by-mail” to refer to other ballots)(last accessed Mar. 27, 2015); Pasco Co. Supervisor of Elections web site at <http://www.pascovotes.com/Vote-by-Mail/About-Voting-by-Mail#mil> (referring to most ballots, including military, as vote-by mail ballots); Leon Co. Supervisor of Elections web site at <http://www.leonvotes.org/Request-an-Absentee-Ballot> and Sarasota Co. Supervisor of Elections web site at <http://www.sarasotavotes.com/content.aspx?id=19> (using both terms, “vote-by-mail” and “absentee,” interchangeably and simultaneously).

¹⁰ See Cal Elec. Code s. 3000-3024 and 3101-3123 (detailing “vote by mail” requirements and procedures for all California voters, including UOCAVA military and overseas voters); see also, Cal. SOS web site at <http://www.sos.ca.gov/elections/voter-registration/military-overseas-voters/> and <http://www.sos.ca.gov/elections/voter-registration/vote-mail/> (using the phrase “vote-by-mail” to refer to all military and civilian voting) (last accessed Mar. 27, 2015).

“absentee” voting.¹¹ In still other cases, the absentee balloting process *itself* is bifurcated and referred to using multiple terms. Take, for example, Oregon, which conducts so-called “*all-mail-ballot*” elections (no polling places).¹² While the statutes don’t specifically use *either* term, the Oregon Secretary of State’s web site refers to ballots mailed to a voter’s *in-state* home address as “*vote-by-mail ballots*,” while those mailed outside the state (or to in-state voters who will be away from their home address during an election) are called “*absentee ballots*.”¹³

It’s also worth noting that Florida law currently sports something called the “*Mail Ballot Election Act*,” authorizing all-mail-ballot voting in certain local referenda elections.¹⁴ This could serve as a possible source of confusion with the term “vote-by-mail.”

III. Effect of Proposed Changes:

The bill changes the term “absentee” and “absentee ballot” to “vote-by-mail” and “vote-by-mail ballot,” respectively, where those terms appear in the Florida Statutes.

The bill takes effect July 1, 2015.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

¹¹ See, FVAP California web site at <http://www.fvap.gov/california> and <http://www.fvap.gov/vao/vag/chapter2/california> (describing California’s voting process for UOCAVA voters as “absentee voting guidelines,” providing links to the State’s vote by mail information, and providing information on how to receive an “absentee ballot”) (last accessed Mar. 27, 2015).

¹² See, Or. Rev. Stat. s. 254.465(1) (2013) (county clerks must conduct all elections by mail).

¹³ See Oregon Secretary of State web site at <http://sos.oregon.gov/voting/Pages/voteinor.aspx>; see also, Oregon’s Absentee Ballot Request form for in-state voters away from home, available at <http://sos.oregon.gov/elections/Documents/SEL111.pdf> (last accessed Mar. 27, 2015); E-mail from Brian Corley, Legislative Liaison for the Florida State Assn. of Supervisors of Elections and Supervisor of Pasco County to Jonathan Fox, Senate Ethics and Elections Chief Attorney (March 25, 2015) (Q&A’s about Oregon’s Vote-by-Mail/Absentee Balloting).

¹⁴ Sections 101.6101-101.6107, F.S.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

Some have expressed concern that changing the statutes from “absentee” balloting to “vote-by-mail” could potentially violate a U.S. Postal Service (“USPS”) Regulation¹⁵ requiring the use of specific words on the ballot mailing envelope, thereby possibly delaying the transmission and delivery of overseas ballots in both directions.

In brief, even if the statutory phraseology were changed from “absentee balloting” to “vote-by-mail,” there appears to be no legal impediment to the supervisors continuing to word their UOCAVA mailing envelopes with the term “Official Absentee Balloting Material” to meet the requirements of the USPS regulations at issue. In fact, the law as amended by the bill would arguably even *require* it. Further, the USPS regulations specifically authorize the use of *other* terms — such as “Vote-By-Mail” — if required by State law. Each of these points is discussed in detail in the following paragraphs.

First and foremost, the law *currently* requires that all “absentee envelopes” for UOCAVA voters comply with FVAP and USPS requirements.¹⁶ The current bill amends the law to require that “vote-by-mail” envelopes sent to such voters meet those same USPS requirements.¹⁷ Thus, if USPS regulations were read to require the mailing envelope to say “Official Absentee Balloting Material,” the revised law would sanction (and arguably even mandate) that wording.

Second, many supervisors currently market absentee balloting to voters as “vote-by-mail” — *notwithstanding that the statute says “absentee ballot.”* If this bill passes, envelopes for UOCAVA ballots could arguably be prepared with the phrase “Official Absentee Balloting

¹⁵ See U.S.P.S. Regulations, DMM 703.8.0, available at <http://pe.usps.com/text/dmm300/703.htm> (last accessed 3.26.2015) (requiring the term “Official Absentee Balloting Material—First-Class Mail” (or similar language required by state law) on the exterior of the envelope as one requirement for postage-free delivery of ballots to military and overseas citizens).

¹⁶ Section 101.694(3), F.S. Although housed in a section of the statutes entitled “Mailing of ballots upon receipt of federal postcard application,” a 2005 change to the law clarified that the requirements were applicable to ALL envelopes printed for UOCAVA voters — not just those ballots requested with the federal postcard application. See Ch. 2005-277, s. 50, at 2664, LAWS OF FLA. (codified at s. 101.694(3), F.S.) (striking language limiting the section to federal postcard applicants); *see also*, Florida House of Representatives, Bill Analysis - CS/HB 1567 (2005), at p. 13 (Apr. 20, 2005) (discussing changes to s. 101.694 as impacting envelope requirements for “absent electors overseas,” without reference to federal postcard applicants), available at <http://archive.flsenate.gov/data/session/2005/House/bills/analysis/pdf/h1567e.SAC.pdf> (last accessed Mar. 26, 2015).

¹⁷ Section 27 (amending s. 101.694(3), F.S.).

Material” so as to avoid delays in mailing or other confusion — *notwithstanding that the statute would say “vote-by-mail.”*

Third, the pertinent part of the USPS regulation at issue *actually* states:

8.2.5 Envelope

The envelope used to send balloting material and the envelope supplied for return of the ballots must have printed across the face the words “Official Absentee Balloting Material—First-Class Mail” **(or similar language required by state law)** in a rectangular box. Immediately below, the words “No Postage Necessary in the U.S. Mail—DMM 703.8.0” must be printed.¹⁸

(emphasis added). The postal regulation *on its face* appears to sanction a ballot envelope that reads something like, “Official Vote-By-Mail Balloting Material — First Class Mail.”

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 97.012, 97.021, 97.026, 98.065, 98.077, 98.0981, 98.255, 101.051, 101.151, 101.5612, 101.5614, 101.572, 101.591, 101.6105, 101.62, 101.64, 101.65, 101.655, 101.661, 101.662, 101.67, 101.68, 101.69, 101.6921, 101.6923, 101.6925, 101.694, 101.6951, 101.6952, 101.697, 102.031, 102.141, 102.168, 104.047, 104.0616, 104.17, 117.05, 394.459, 741.406, and 916.107.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.

¹⁸ U.S.P.S. Regulations, DMM 703.8.2.5, available at <http://pe.usps.com/text/dmm300/703.htm> (last accessed 3.26.2015).

By Senator Thompson

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A bill to be entitled

An act relating to absentee voting; amending ss.

97.012, 97.021, 97.026, 98.065, 98.077, 98.0981,
98.255, 101.051, 101.151, 101.5612, 101.5614, 101.572,
101.591, 101.6105, 101.62, 101.64, 101.65, 101.655,
101.661, 101.662, 101.67, 101.68, 101.69, 101.6921,
101.6923, 101.6925, 101.694, 101.6951, 101.6952,
101.697, 102.031, 102.141, 102.168, 104.047, 104.0616,
104.17, 117.05, 394.459, 741.406, and 916.107, F.S.;
revising references of "absentee ballot" to "vote-by-
mail ballot"; conforming terminology to changes made
by the act; providing an effective date.

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

Section 1. Subsection (13) of section 97.012, Florida
Statutes, is amended to read:

97.012 Secretary of State as chief election officer.—The
Secretary of State is the chief election officer of the state,
and it is his or her responsibility to:

(13) Designate an office within the department to be
responsible for providing information regarding voter
registration procedures and vote-by-mail ~~absentee~~ ballot
procedures to absent uniformed services voters and overseas
voters.

Section 2. Subsections (1) and (13) of section 97.021,
Florida Statutes, are amended to read:

97.021 Definitions.—For the purposes of this code, except
where the context clearly indicates otherwise, the term:

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(1) "Absent elector" means any registered and qualified
voter who casts a vote-by-mail ~~an absentee~~ ballot.

(13) "Election costs" shall include, but not be limited to,
expenditures for all paper supplies such as envelopes,
instructions to voters, affidavits, reports, ballot cards,
ballot booklets for vote-by-mail ~~absentee~~ voters, postage,
notices to voters; advertisements for registration book
closings, testing of voting equipment, sample ballots, and
polling places; forms used to qualify candidates; polling site
rental and equipment delivery and pickup; data processing time
and supplies; election records retention; and labor costs,
including those costs uniquely associated with vote-by-mail
~~absentee~~ ballot preparation, poll workers, and election night
canvass.

Section 3. Section 97.026, Florida Statutes, is amended to
read:

97.026 Forms to be available in alternative formats and via
the Internet.—It is the intent of the Legislature that all forms
required to be used in chapters 97-106 shall be made available
upon request, in alternative formats. Such forms shall include
vote-by-mail ~~absentee~~ ballots as alternative formats for such
ballots become available and the Division of Elections is able
to certify systems that provide them. Whenever possible, such
forms, with the exception of vote-by-mail ~~absentee~~ ballots,
shall be made available by the Department of State via the
Internet. Sections that contain such forms include, but are not
limited to, ss. 97.051, 97.052, 97.053, 97.057, 97.058, 97.0583,
97.071, 97.073, 97.1031, 98.075, 99.021, 100.361, 100.371,
101.045, 101.171, 101.20, 101.6103, 101.62, 101.64, 101.65,

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101.657, 105.031, 106.023, and 106.087.

Section 4. Paragraph (c) of subsection (4) of section 98.065, Florida Statutes, is amended to read:

98.065 Registration list maintenance programs.—

(4)

(c) The supervisor must designate as inactive all voters who have been sent an address confirmation final notice and who have not returned the postage prepaid, preaddressed return form within 30 days or for which the final notice has been returned as undeliverable. Names on the inactive list may not be used to calculate the number of signatures needed on any petition. A voter on the inactive list may be restored to the active list of voters upon the voter updating his or her registration, requesting a vote-by-mail ~~an absentee~~ ballot, or appearing to vote. However, if the voter does not update his or her voter registration information, request a vote-by-mail ~~an absentee~~ ballot, or vote by the second general election after being placed on the inactive list, the voter's name shall be removed from the statewide voter registration system and the voter shall be required to reregister to have his or her name restored to the statewide voter registration system.

Section 5. Subsection (4) of section 98.077, Florida Statutes, is amended to read:

98.077 Update of voter signature.—

(4) All signature updates for use in verifying vote-by-mail ~~absentee~~ and provisional ballots must be received by the appropriate supervisor of elections no later than the start of the canvassing of vote-by-mail ~~absentee~~ ballots by the canvassing board. The signature on file at the start of the

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canvass of the vote-by-mail ~~absentee~~ ballots is the signature that shall be used in verifying the signature on the vote-by-mail ~~absentee~~ and provisional ballot certificates.

Section 6. Paragraphs (b) and (d) of subsection (1) and paragraph (a) of subsection (2) of section 98.0981, Florida Statutes, are amended to read:

98.0981 Reports; voting history; statewide voter registration system information; precinct-level election results; book closing statistics.—

(1) VOTING HISTORY AND STATEWIDE VOTER REGISTRATION SYSTEM INFORMATION.—

(b) After receipt of the information in paragraph (a), the department shall prepare a report in electronic format which contains the following information, separately compiled for the primary and general election for all voters qualified to vote in either election:

1. The unique identifier assigned to each qualified voter within the statewide voter registration system;

2. All information provided by each qualified voter on his or her voter registration application pursuant to s. 97.052(2), except that which is confidential or exempt from public records requirements;

3. Each qualified voter's date of registration;

4. Each qualified voter's current state representative district, state senatorial district, and congressional district, assigned by the supervisor of elections;

5. Each qualified voter's current precinct; and

6. Voting history as transmitted under paragraph (a) to include whether the qualified voter voted at a precinct

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location, voted during the early voting period, voted by vote-
by-mail absentee ballot, attempted to vote by vote-by-mail
~~absentee~~ ballot that was not counted, attempted to vote by
provisional ballot that was not counted, or did not vote.

(d) File specifications are as follows:

1. The file shall contain records designated by the
categories below for all qualified voters who, regardless of the
voter's county of residence or active or inactive registration
status at the book closing for the corresponding election that
the file is being created for:
 - a. Voted a regular ballot at a precinct location.
 - b. Voted at a precinct location using a provisional ballot
that was subsequently counted.
 - c. Voted a regular ballot during the early voting period.
 - d. Voted during the early voting period using a provisional
ballot that was subsequently counted.
 - e. Voted by vote-by-mail absentee ballot.
 - f. Attempted to vote by vote-by-mail absentee ballot, but
the ballot was not counted.
 - g. Attempted to vote by provisional ballot, but the ballot
was not counted in that election.
2. Each file shall be created or converted into a tab-
delimited format.
3. File names shall adhere to the following convention:
 - a. Three-character county identifier as established by the
department followed by an underscore.
 - b. Followed by four-character file type identifier of
'VH03' followed by an underscore.
 - c. Followed by FVRS election ID followed by an underscore.

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d. Followed by Date Created followed by an underscore.

e. Date format is YYYYMMDD.

f. Followed by Time Created - HHMMSS.

g. Followed by ".txt".

4. Each record shall contain the following columns: Record
Identifier, FVRS Voter ID Number, FVRS Election ID Number, Vote
Date, Vote History Code, Precinct, Congressional District, House
District, Senate District, County Commission District, and
School Board District.

(2) PRECINCT-LEVEL ELECTION RESULTS.—

(a) Within 30 days after certification by the Elections
Canvassing Commission of a presidential preference primary
election, special election, primary election, or general
election, the supervisors of elections shall collect and submit
to the department precinct-level election results for the
election in a uniform electronic format specified by paragraph
(c). The precinct-level election results shall be compiled
separately for the primary or special primary election that
preceded the general or special general election, respectively.
The results shall specifically include for each precinct the
total of all ballots cast for each candidate or nominee to fill
a national, state, county, or district office or proposed
constitutional amendment, with subtotals for each candidate and
ballot type, unless fewer than 10 voters voted a ballot type.
"All ballots cast" means ballots cast by voters who cast a
ballot whether at a precinct location, by vote-by-mail absentee
ballot including overseas vote-by-mail absentee ballots, during
the early voting period, or by provisional ballot.

Section 7. Paragraph (b) of subsection (1) of section

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98.255, Florida Statutes, is amended to read:

98.255 Voter education programs.—

(1) The Department of State shall adopt rules prescribing minimum standards for nonpartisan voter education. The standards shall, at a minimum, address:

(a) Voter registration;

(b) Balloting procedures, by mail ~~absentee~~ and polling place;

(c) Voter rights and responsibilities;

(d) Distribution of sample ballots; and

(e) Public service announcements.

Section 8. Subsection (3) of section 101.051, Florida Statutes, is amended to read:

101.051 Electors seeking assistance in casting ballots; oath to be executed; forms to be furnished.—

(3) Any elector applying to cast a vote-by-mail ~~an absentee~~ ballot in the office of the supervisor, in any election, who requires assistance to vote by reason of blindness, disability, or inability to read or write may request the assistance of some person of his or her own choice, other than the elector's employer, an agent of the employer, or an officer or agent of his or her union, in casting his or her vote-by-mail ~~absentee~~ ballot.

Section 9. Paragraph (b) of subsection (1) of section 101.151, Florida Statutes, is amended to read:

101.151 Specifications for ballots.—

(1)

(b) Early voting sites may employ a ballot-on-demand production system to print individual marksense ballots,

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including provisional ballots, for eligible electors pursuant to s. 101.657. Ballot-on-demand technology may be used to produce marksense vote-by-mail ~~absentee~~ and election-day ballots.

Section 10. Subsection (3) of section 101.5612, Florida Statutes, is amended to read:

101.5612 Testing of tabulating equipment.—

(3) For electronic or electromechanical voting systems configured to tabulate vote-by-mail ~~absentee~~ ballots at a central or regional site, the public testing shall be conducted by processing a preaudited group of ballots so produced as to record a predetermined number of valid votes for each candidate and on each measure and to include one or more ballots for each office which have activated voting positions in excess of the number allowed by law in order to test the ability of the automatic tabulating equipment to reject such votes. If any error is detected, the cause therefor shall be corrected and an errorless count shall be made before the automatic tabulating equipment is approved. The test shall be repeated and errorless results achieved immediately before the start of the official count of the ballots and again after the completion of the official count. The programs and ballots used for testing shall be sealed and retained under the custody of the county canvassing board.

Section 11. Paragraph (a) of subsection (5) and subsections (7) and (8) of section 101.5614, Florida Statutes, are amended to read:

101.5614 Canvass of returns.—

(5) (a) If any vote-by-mail ~~absentee~~ ballot is physically damaged so that it cannot properly be counted by the automatic

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233 tabulating equipment, a true duplicate copy shall be made of the
 234 damaged ballot in the presence of witnesses and substituted for
 235 the damaged ballot. Likewise, a duplicate ballot shall be made
 236 of a vote-by-mail ~~an absentee~~ ballot containing an overvoted
 237 race or a marked vote-by-mail ~~absentee~~ ballot in which every
 238 race is undervoted which shall include all valid votes as
 239 determined by the canvassing board based on rules adopted by the
 240 division pursuant to s. 102.166(4). All duplicate ballots shall
 241 be clearly labeled "duplicate," bear a serial number which shall
 242 be recorded on the defective ballot, and be counted in lieu of
 243 the defective ballot. After a ballot has been duplicated, the
 244 defective ballot shall be placed in an envelope provided for
 245 that purpose, and the duplicate ballot shall be tallied with the
 246 other ballots for that precinct.

247 (7) Vote-by-mail ~~Absentee~~ ballots may be counted by
 248 automatic tabulating equipment if they have been marked in a
 249 manner which will enable them to be properly counted by such
 250 equipment.

251 (8) The return printed by the automatic tabulating
 252 equipment, to which has been added the return of write-in, vote-
 253 by-mail ~~absentee~~, and manually counted votes and votes from
 254 provisional ballots, shall constitute the official return of the
 255 election upon certification by the canvassing board. Upon
 256 completion of the count, the returns shall be open to the
 257 public. A copy of the returns may be posted at the central
 258 counting place or at the office of the supervisor of elections
 259 in lieu of the posting of returns at individual precincts.

260 Section 12. Section 101.572, Florida Statutes, is amended
 261 to read:

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262 101.572 Public inspection of ballots.—The official ballots
 263 and ballot cards received from election boards and removed from
 264 vote-by-mail ~~absentee~~ ballot mailing envelopes shall be open for
 265 public inspection or examination while in the custody of the
 266 supervisor of elections or the county canvassing board at any
 267 reasonable time, under reasonable conditions; however, no
 268 persons other than the supervisor of elections or his or her
 269 employees or the county canvassing board shall handle any
 270 official ballot or ballot card. If the ballots are being
 271 examined prior to the end of the contest period in s. 102.168,
 272 the supervisor of elections shall make a reasonable effort to
 273 notify all candidates whose names appear on such ballots or
 274 ballot cards by telephone or otherwise of the time and place of
 275 the inspection or examination. All such candidates, or their
 276 representatives, shall be allowed to be present during the
 277 inspection or examination.

278 Section 13. Paragraphs (a) and (b) of subsection (2) of
 279 section 101.591, Florida Statutes, are amended to read:

280 101.591 Voting system audit.—

281 (2) (a) A manual audit shall consist of a public manual
 282 tally of the votes cast in one randomly selected race that
 283 appears on the ballot. The tally sheet shall include election-
 284 day, vote-by-mail ~~absentee~~, early voting, provisional, and
 285 overseas ballots, in at least 1 percent but no more than 2
 286 percent of the precincts chosen at random by the county
 287 canvassing board or the local board responsible for certifying
 288 the election. If 1 percent of the precincts is less than one
 289 entire precinct, the audit shall be conducted using at least one
 290 precinct chosen at random by the county canvassing board or the

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291 local board responsible for certifying the election. Such
292 precincts shall be selected at a publicly noticed canvassing
293 board meeting.

294 (b) An automated audit shall consist of a public automated
295 tally of the votes cast across every race that appears on the
296 ballot. The tally sheet shall include election day, vote-by-mail
297 ~~absentee~~, early voting, provisional, and overseas ballots in at
298 least 20 percent of the precincts chosen at random by the county
299 canvassing board or the local board responsible for certifying
300 the election. Such precincts shall be selected at a publicly
301 noticed canvassing board meeting.

302 Section 14. Section 101.6105, Florida Statutes, is amended
303 to read:

304 101.6105 Vote-by-mail ~~Absentee~~ voting.—The provisions of
305 the election code relating to vote-by-mail ~~absentee~~ voting and
306 vote-by-mail ~~absentee~~ ballots shall apply to elections under ss.
307 101.6101-101.6107 only insofar as they do not conflict with the
308 provisions of ss. 101.6101-101.6107.

309 Section 15. Section 101.62, Florida Statutes, is amended to
310 read:

311 101.62 Request for vote-by-mail ~~absentee~~ ballots.—

312 (1) (a) The supervisor shall accept a request for a vote-by-
313 mail ~~an absentee~~ ballot from an elector in person or in writing.
314 One request shall be deemed sufficient to receive a vote-by-mail
315 ~~an absentee~~ ballot for all elections through the end of the
316 calendar year of the second ensuing regularly scheduled general
317 election, unless the elector or the elector's designee indicates
318 at the time the request is made the elections for which the
319 elector desires to receive a vote-by-mail ~~an absentee~~ ballot.

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320 Such request may be considered canceled when any first-class
321 mail sent by the supervisor to the elector is returned as
322 undeliverable.

323 (b) The supervisor may accept a written or telephonic
324 request for a vote-by-mail ~~an absentee~~ ballot to be mailed to an
325 elector's address on file in the Florida Voter Registration
326 System from the elector, or, if directly instructed by the
327 elector, a member of the elector's immediate family, or the
328 elector's legal guardian; if the ballot is requested to be
329 mailed to an address other than the elector's address on file in
330 the Florida Voter Registration System, the request must be made
331 in writing and signed by the elector. However, an absent
332 uniformed service voter or an overseas voter seeking a vote-by-
333 mail ~~an absentee~~ ballot is not required to submit a signed,
334 written request for a vote-by-mail ~~an absentee~~ ballot that is
335 being mailed to an address other than the elector's address on
336 file in the Florida Voter Registration System. For purposes of
337 this section, the term "immediate family" has the same meaning
338 as specified in paragraph (4) (c). The person making the request
339 must disclose:

- 340 1. The name of the elector for whom the ballot is
- 341 requested.
- 342 2. The elector's address.
- 343 3. The elector's date of birth.
- 344 4. The requester's name.
- 345 5. The requester's address.
- 346 6. The requester's driver license number, if available.
- 347 7. The requester's relationship to the elector.
- 348 8. The requester's signature (written requests only).

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(c) Upon receiving a request for a vote-by-mail ~~an absentee~~ ballot from an absent voter, the supervisor of elections shall notify the voter of the free access system that has been designated by the department for determining the status of his or her vote-by-mail ~~absentee~~ ballot.

(2) A request for a vote-by-mail ~~an absentee~~ ballot to be mailed to a voter must be received no later than 5 p.m. on the sixth day before the election by the supervisor of elections. The supervisor of elections shall mail vote-by-mail ~~absentee~~ ballots to voters requesting ballots by such deadline no later than 4 days before the election.

(3) For each request for a vote-by-mail ~~an absentee~~ ballot received, the supervisor shall record the date the request was made, the date the vote-by-mail ~~absentee~~ ballot was delivered to the voter or the voter's designee or the date the vote-by-mail ~~absentee~~ ballot was delivered to the post office or other carrier, the date the ballot was received by the supervisor, the absence of the voter's signature on the voter's certificate, if applicable, and such other information he or she may deem necessary. This information shall be provided in electronic format as provided by rule adopted by the division. The information shall be updated and made available no later than 8 a.m. of each day, including weekends, beginning 60 days before the primary until 15 days after the general election and shall be contemporaneously provided to the division. This information shall be confidential and exempt from s. 119.07(1) and shall be made available to or reproduced only for the voter requesting the ballot, a canvassing board, an election official, a political party or official thereof, a candidate who has filed

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qualification papers and is opposed in an upcoming election, and registered political committees for political purposes only.

(4) (a) No later than 45 days before each presidential preference primary election, primary election, and general election, the supervisor of elections shall send a vote-by-mail ~~an absentee~~ ballot as provided in subparagraph (c)2. to each absent uniformed services voter and to each overseas voter who has requested a vote-by-mail ~~an absentee~~ ballot.

(b) The supervisor of elections shall mail a vote-by-mail ~~an absentee~~ ballot to each absent qualified voter, other than those listed in paragraph (a), who has requested such a ballot, between the 35th and 28th days before the presidential preference primary election, primary election, and general election. Except as otherwise provided in subsection (2) and after the period described in this paragraph, the supervisor shall mail vote-by-mail ~~absentee~~ ballots within 2 business days after receiving a request for such a ballot.

(c) The supervisor shall provide a vote-by-mail ~~an absentee~~ ballot to each elector by whom a request for that ballot has been made by one of the following means:

1. By nonforwardable, return-if-undeliverable mail to the elector's current mailing address on file with the supervisor or any other address the elector specifies in the request.

2. By forwardable mail, e-mail, or facsimile machine transmission to absent uniformed services voters and overseas voters. The absent uniformed services voter or overseas voter may designate in the vote-by-mail ~~absentee~~ ballot request the preferred method of transmission. If the voter does not designate the method of transmission, the vote-by-mail ~~absentee~~

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ballot shall be mailed.

3. By personal delivery before 7 p.m. on election day to the elector, upon presentation of the identification required in s. 101.043.

4. By delivery to a designee on election day or up to 5 days prior to the day of an election. Any elector may designate in writing a person to pick up the ballot for the elector; however, the person designated may not pick up more than two vote-by-mail ~~absentee~~ ballots per election, other than the designee's own ballot, except that additional ballots may be picked up for members of the designee's immediate family. For purposes of this section, "immediate family" means the designee's spouse or the parent, child, grandparent, or sibling of the designee or of the designee's spouse. The designee shall provide to the supervisor the written authorization by the elector and a picture identification of the designee and must complete an affidavit. The designee shall state in the affidavit that the designee is authorized by the elector to pick up that ballot and shall indicate if the elector is a member of the designee's immediate family and, if so, the relationship. The department shall prescribe the form of the affidavit. If the supervisor is satisfied that the designee is authorized to pick up the ballot and that the signature of the elector on the written authorization matches the signature of the elector on file, the supervisor shall give the ballot to that designee for delivery to the elector.

5. Except as provided in s. 101.655, the supervisor may not deliver a vote-by-mail ~~an absentee~~ ballot to an elector or an elector's immediate family member on the day of the election

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unless there is an emergency, to the extent that the elector will be unable to go to his or her assigned polling place. If a ~~vote-by-mail~~ ~~an absentee~~ ballot is delivered, the elector or his or her designee shall execute an affidavit affirming to the facts which allow for delivery of the vote-by-mail ~~absentee~~ ballot. The department shall adopt a rule providing for the form of the affidavit.

(5) If the department is unable to certify candidates for an election in time to comply with paragraph (4)(a), the Department of State is authorized to prescribe rules for a ballot to be sent to absent uniformed services voters and overseas voters.

(6) Nothing other than the materials necessary to vote by mail ~~absentee~~ shall be mailed or delivered with any vote-by-mail ~~absentee~~ ballot.

Section 16. Subsections (1) and (4) of section 101.64, Florida Statutes, are amended to read:

101.64 Delivery of vote-by-mail ~~absentee~~ ballots; envelopes; form.—

(1) The supervisor shall enclose with each vote-by-mail ~~absentee~~ ballot two envelopes: a secrecy envelope, into which the absent elector shall enclose his or her marked ballot; and a mailing envelope, into which the absent elector shall then place the secrecy envelope, which shall be addressed to the supervisor and also bear on the back side a certificate in substantially the following form:

Note: Please Read Instructions Carefully Before
Marking Ballot and Completing Voter's Certificate.

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VOTER'S CERTIFICATE

I, . . . , do solemnly swear or affirm that I am a qualified and registered voter of . . . County, Florida, and that I have not and will not vote more than one ballot in this election. I understand that if I commit or attempt to commit any fraud in connection with voting, vote a fraudulent ballot, or vote more than once in an election, I can be convicted of a felony of the third degree and fined up to \$5,000 and/or imprisoned for up to 5 years. I also understand that failure to sign this certificate will invalidate my ballot.

... (Date) ...

... (Voter's Signature) ...

(4) The supervisor shall mark, code, indicate on, or otherwise track the precinct of the absent elector for each vote-by-mail ~~absentee~~ ballot.

Section 17. Section 101.65, Florida Statutes, is amended to read:

101.65 Instructions to absent electors.—The supervisor shall enclose with each vote-by-mail absentee ballot separate printed instructions in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY
BEFORE MARKING BALLOT.

1. VERY IMPORTANT. In order to ensure that your vote-by-mail absentee ballot will be counted, it should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no

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later than 7 p.m. on the day of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your vote-by-mail ~~absentee~~ ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one candidate, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope.

5. Insert the secrecy envelope into the enclosed mailing envelope which is addressed to the supervisor.

6. Seal the mailing envelope and completely fill out the Voter's Certificate on the back of the mailing envelope.

7. VERY IMPORTANT. In order for your vote-by-mail ~~absentee~~ ballot to be counted, you must sign your name on the line above (Voter's Signature). A vote-by-mail ~~An absentee~~ ballot will be considered illegal and not be counted if the signature on the voter's certificate does not match the signature on record. The signature on file at the start of the canvass of the vote-by-mail ~~absentee~~ ballots is the signature that will be used to verify your signature on the voter's certificate. If you need to update your signature for this election, send your signature

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update on a voter registration application to your supervisor of elections so that it is received no later than the start of the canvassing of vote-by-mail ~~absentee~~ ballots, which occurs no earlier than the 15th day before election day.

8. VERY IMPORTANT. If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.

9. Mail, deliver, or have delivered the completed mailing envelope. Be sure there is sufficient postage if mailed.

10. FELONY NOTICE. It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any other circumstances making your ballot false or fraudulent.

Section 18. Subsections (1) and (2) of section 101.655, Florida Statutes, are amended to read:

101.655 Supervised voting by absent electors in certain facilities.—

(1) The supervisor of elections of a county shall provide supervised voting for absent electors residing in any assisted living facility, as defined in s. 429.02, or nursing home facility, as defined in s. 400.021, within that county at the request of any administrator of such a facility. Such request for supervised voting in the facility shall be made by submitting a written request to the supervisor of elections no later than 21 days prior to the election for which that request is submitted. The request shall specify the name and address of the facility and the name of the electors who wish to vote by mail ~~absentee~~ in that election. If the request contains the

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names of fewer than five voters, the supervisor of elections is not required to provide supervised voting.

(2) The supervisor of elections may, in the absence of a request from the administrator of a facility, provide for supervised voting in the facility for those persons who have requested vote-by-mail ~~absentee~~ ballots. The supervisor of elections shall notify the administrator of the facility that supervised voting will occur.

Section 19. Section 101.661, Florida Statutes, is amended to read:

101.661 Voting vote-by-mail ~~absentee~~ ballots.—All electors must personally mark or designate their choices on the vote-by-mail ~~absentee~~ ballot, except:

(1) Electors who require assistance to vote because of blindness, disability, or inability to read or write, who may have some person of the elector's choice, other than the elector's employer, an agent of the employer, or an officer or agent of the elector's union, mark the elector's choices or assist the elector in marking his or her choices on the ballot.

(2) As otherwise provided in s. 101.051 or s. 101.655.

Section 20. Section 101.662, Florida Statutes, is amended to read:

101.662 Accessibility of vote-by-mail ~~absentee~~ ballots.—It is the intent of the Legislature that voting by vote-by-mail ~~absentee~~ ballot be by methods that are fully accessible to all voters, including voters having a disability. The Department of State shall work with the supervisors of elections and the disability community to develop and implement procedures and technologies, as possible, which will include procedures for

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581 providing vote-by-mail ~~absentee~~ ballots, upon request, in
 582 alternative formats that will allow all voters to cast a secret,
 583 independent, and verifiable vote-by-mail ~~absentee~~ ballot without
 584 the assistance of another person.

585 Section 21. Section 101.67, Florida Statutes, is amended to
 586 read:

587 101.67 Safekeeping of mailed ballots; deadline for
 588 receiving vote-by-mail ~~absentee~~ ballots.-

589 (1) The supervisor of elections shall safely keep in his or
 590 her office any envelopes received containing marked ballots of
 591 absent electors, and he or she shall, before the canvassing of
 592 the election returns, deliver the envelopes to the county
 593 canvassing board along with his or her file or list kept
 594 regarding said ballots.

595 (2) Except as provided in s. 101.6952(5), all marked absent
 596 electors' ballots to be counted must be received by the
 597 supervisor by 7 p.m. the day of the election. All ballots
 598 received thereafter shall be marked with the time and date of
 599 receipt and filed in the supervisor's office.

600 Section 22. Section 101.68, Florida Statutes, is amended to
 601 read:

602 101.68 Canvassing of vote-by-mail ~~absentee~~ ballot.-

603 (1) The supervisor of the county where the absent elector
 604 resides shall receive the voted ballot, at which time the
 605 supervisor shall compare the signature of the elector on the
 606 voter's certificate with the signature of the elector in the
 607 registration books or the precinct register to determine whether
 608 the elector is duly registered in the county and may record on
 609 the elector's registration certificate that the elector has

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610 voted. However, effective July 1, 2005, an elector who dies
 611 after casting a vote-by-mail ~~an absentee~~ ballot but on or before
 612 election day shall remain listed in the registration books until
 613 the results have been certified for the election in which the
 614 ballot was cast. The supervisor shall safely keep the ballot
 615 unopened in his or her office until the county canvassing board
 616 canvasses the vote. Except as provided in subsection (4), after
 617 a vote-by-mail ~~an absentee~~ ballot is received by the supervisor,
 618 the ballot is deemed to have been cast, and changes or additions
 619 may not be made to the voter's certificate.

620 (2) (a) The county canvassing board may begin the canvassing
 621 of vote-by-mail ~~absentee~~ ballots at 7 a.m. on the 15th day
 622 before the election, but not later than noon on the day
 623 following the election. In addition, for any county using
 624 electronic tabulating equipment, the processing of vote-by-mail
 625 ~~absentee~~ ballots through such tabulating equipment may begin at
 626 7 a.m. on the 15th day before the election. However,
 627 notwithstanding any such authorization to begin canvassing or
 628 otherwise processing vote-by-mail ~~absentee~~ ballots early, no
 629 result shall be released until after the closing of the polls in
 630 that county on election day. Any supervisor of elections, deputy
 631 supervisor of elections, canvassing board member, election board
 632 member, or election employee who releases the results of a
 633 canvassing or processing of vote-by-mail ~~absentee~~ ballots prior
 634 to the closing of the polls in that county on election day
 635 commits a felony of the third degree, punishable as provided in
 636 s. 775.082, s. 775.083, or s. 775.084.

637 (b) To ensure that all vote-by-mail ~~absentee~~ ballots to be
 638 counted by the canvassing board are accounted for, the

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canvassing board shall compare the number of ballots in its possession with the number of requests for ballots received to be counted according to the supervisor's file or list.

(c)1. The canvassing board shall, if the supervisor has not already done so, compare the signature of the elector on the voter's certificate or on the vote-by-mail ~~absentee~~ ballot affidavit as provided in subsection (4) with the signature of the elector in the registration books or the precinct register to see that the elector is duly registered in the county and to determine the legality of that vote-by-mail ~~absentee~~ ballot. The ballot of an elector who casts a vote-by-mail ~~an absentee~~ ballot shall be counted even if the elector dies on or before election day, as long as, prior to the death of the voter, the ballot was postmarked by the United States Postal Service, date-stamped with a verifiable tracking number by a common carrier, or already in the possession of the supervisor of elections. A vote-by-mail ~~An absentee~~ ballot shall be considered illegal if the voter's certificate or vote-by-mail ~~absentee~~ ballot affidavit does not include the signature of the elector, as shown by the registration records or the precinct register. However, a vote-by-mail ~~an absentee~~ ballot is not considered illegal if the signature of the elector does not cross the seal of the mailing envelope. If the canvassing board determines that any ballot is illegal, a member of the board shall, without opening the envelope, mark across the face of the envelope: "rejected as illegal." The vote-by-mail ~~absentee~~ ballot affidavit, if applicable, the envelope, and the ballot contained therein shall be preserved in the manner that official ballots voted are preserved.

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2. If any elector or candidate present believes that a vote-by-mail ~~an absentee~~ ballot is illegal due to a defect apparent on the voter's certificate or the vote-by-mail ~~absentee~~ ballot affidavit, he or she may, at any time before the ballot is removed from the envelope, file with the canvassing board a protest against the canvass of that ballot, specifying the precinct, the ballot, and the reason he or she believes the ballot to be illegal. A challenge based upon a defect in the voter's certificate or vote-by-mail ~~absentee~~ ballot affidavit may not be accepted after the ballot has been removed from the mailing envelope.

(d) The canvassing board shall record the ballot upon the proper record, unless the ballot has been previously recorded by the supervisor. The mailing envelopes shall be opened and the secrecy envelopes shall be mixed so as to make it impossible to determine which secrecy envelope came out of which signed mailing envelope; however, in any county in which an electronic or electromechanical voting system is used, the ballots may be sorted by ballot styles and the mailing envelopes may be opened and the secrecy envelopes mixed separately for each ballot style. The votes on vote-by-mail ~~absentee~~ ballots shall be included in the total vote of the county.

(3) The supervisor or the chair of the county canvassing board shall, after the board convenes, have custody of the vote-by-mail ~~absentee~~ ballots until a final proclamation is made as to the total vote received by each candidate.

(4)(a) The supervisor of elections shall, on behalf of the county canvassing board, notify each elector whose ballot was rejected as illegal and provide the specific reason the ballot

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697 was rejected. The supervisor shall mail a voter registration
 698 application to the elector to be completed indicating the
 699 elector's current signature if the elector's ballot was rejected
 700 due to a difference between the elector's signature on the
 701 voter's certificate or vote-by-mail ~~absentee~~ ballot affidavit
 702 and the elector's signature in the registration books or
 703 precinct register. This section does not prohibit the supervisor
 704 from providing additional methods for updating an elector's
 705 signature.

(b) Until 5 p.m. on the day before an election, the
 706 supervisor shall allow an elector who has returned a vote-by-
 707 mail ~~an absentee~~ ballot that does not include the elector's
 708 signature to complete and submit an affidavit in order to cure
 709 the unsigned vote-by-mail ~~absentee~~ ballot.

(c) The elector shall provide identification to the
 710 supervisor and must complete a vote-by-mail ~~an absentee~~ ballot
 711 affidavit in substantially the following form:

712 VOTE-BY-MAIL ~~ABSENTEE~~ BALLOT AFFIDAVIT

713 I,, am a qualified voter in this election and
 714 registered voter of County, Florida. I do solemnly swear or
 715 affirm that I requested and returned the vote-by-mail ~~absentee~~
 716 ballot and that I have not and will not vote more than one
 717 ballot in this election. I understand that if I commit or
 718 attempt any fraud in connection with voting, vote a fraudulent
 719 ballot, or vote more than once in an election, I may be
 720 convicted of a felony of the third degree and fined up to \$5,000
 721 and imprisoned for up to 5 years. I understand that my failure
 722 to sign this affidavit means that my vote-by-mail ~~absentee~~
 723

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726 ballot will be invalidated.
 727
 728 ... (Voter's Signature) ...
 729
 730 ... (Address) ...
 731

(d) Instructions must accompany the vote-by-mail ~~absentee~~
 732 ballot affidavit in substantially the following form:
 733
 734

735 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE
 736 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR
 737 BALLOT NOT TO COUNT.
 738

739 1. In order to ensure that your vote-by-mail ~~absentee~~
 740 ballot will be counted, your affidavit should be completed and
 741 returned as soon as possible so that it can reach the supervisor
 742 of elections of the county in which your precinct is located no
 743 later than 5 p.m. on the 2nd day before the election.

744 2. You must sign your name on the line above (Voter's
 745 Signature).

746 3. You must make a copy of one of the following forms of
 747 identification:

748 a. Identification that includes your name and photograph:
 749 United States passport; debit or credit card; military
 750 identification; student identification; retirement center
 751 identification; neighborhood association identification; or
 752 public assistance identification; or

753 b. Identification that shows your name and current
 754 residence address: current utility bill, bank statement,

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government check, paycheck, or government document (excluding voter identification card).

4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail, deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

(e) The department and each supervisor shall include the affidavit and instructions on their respective websites. The supervisor must include his or her office's mailing address, e-mail address, and fax number on the page containing the affidavit instructions; the department's instruction page must include the office mailing addresses, e-mail addresses, and fax numbers of all supervisors of elections or provide a conspicuous link to such addresses.

(f) The supervisor shall attach each affidavit received to the appropriate vote-by-mail ~~absentee~~ ballot mailing envelope.

Section 23. Section 101.69, Florida Statutes, is amended to read:

101.69 Voting in person; return of vote-by-mail ~~absentee~~ ballot.—The provisions of this code shall not be construed to prohibit any elector from voting in person at the elector's precinct on the day of an election or at an early voting site,

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notwithstanding that the elector has requested a vote-by-mail ~~an~~ ~~absentee~~ ballot for that election. An elector who has returned a voted vote-by-mail ~~absentee~~ ballot to the supervisor, however, is deemed to have cast his or her ballot and is not entitled to vote another ballot or to have a provisional ballot counted by the county canvassing board. An elector who has received a vote-by-mail ~~an~~ ~~absentee~~ ballot and has not returned the voted ballot to the supervisor, but desires to vote in person, shall return the ballot, whether voted or not, to the election board in the elector's precinct or to an early voting site. The returned ballot shall be marked "canceled" by the board and placed with other canceled ballots. However, if the elector does not return the ballot and the election official:

(1) Confirms that the supervisor has received the elector's vote-by-mail ~~absentee~~ ballot, the elector shall not be allowed to vote in person. If the elector maintains that he or she has not returned the vote-by-mail ~~absentee~~ ballot or remains eligible to vote, the elector shall be provided a provisional ballot as provided in s. 101.048.

(2) Confirms that the supervisor has not received the elector's vote-by-mail ~~absentee~~ ballot, the elector shall be allowed to vote in person as provided in this code. The elector's vote-by-mail ~~absentee~~ ballot, if subsequently received, shall not be counted and shall remain in the mailing envelope, and the envelope shall be marked "Rejected as Illegal."

(3) Cannot determine whether the supervisor has received the elector's vote-by-mail ~~absentee~~ ballot, the elector may vote a provisional ballot as provided in s. 101.048.

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813 Section 24. Subsections (1) and (2) of section 101.6921,
814 Florida Statutes, are amended to read:

815 101.6921 Delivery of special vote-by-mail ~~absentee~~ ballot
816 to certain first-time voters.—

817 (1) The provisions of this section apply to voters who are
818 subject to the provisions of s. 97.0535 and who have not
819 provided the identification or certification required by s.
820 97.0535 by the time the vote-by-mail ~~absentee~~ ballot is mailed.

821 (2) The supervisor shall enclose with each vote-by-mail
822 ~~absentee~~ ballot three envelopes: a secrecy envelope, into which
823 the absent elector will enclose his or her marked ballot; an
824 envelope containing the Voter's Certificate, into which the
825 absent elector shall place the secrecy envelope; and a mailing
826 envelope, which shall be addressed to the supervisor and into
827 which the absent elector will place the envelope containing the
828 Voter's Certificate and a copy of the required identification.

829 Section 25. Section 101.6923, Florida Statutes, is amended
830 to read:

831 101.6923 Special vote-by-mail ~~absentee~~ ballot instructions
832 for certain first-time voters.—

833 (1) The provisions of this section apply to voters who are
834 subject to the provisions of s. 97.0535 and who have not
835 provided the identification or information required by s.
836 97.0535 by the time the vote-by-mail ~~absentee~~ ballot is mailed.

837 (2) A voter covered by this section shall be provided with
838 printed instructions with his or her vote-by-mail ~~absentee~~
839 ballot in substantially the following form:

841 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR

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842 BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE
843 YOUR BALLOT NOT TO COUNT.

844
845 1. In order to ensure that your vote-by-mail ~~absentee~~
846 ballot will be counted, it should be completed and returned as
847 soon as possible so that it can reach the supervisor of
848 elections of the county in which your precinct is located no
849 later than 7 p.m. on the date of the election. However, if you
850 are an overseas voter casting a ballot in a presidential
851 preference primary or general election, your vote-by-mail
852 ~~absentee~~ ballot must be postmarked or dated no later than the
853 date of the election and received by the supervisor of elections
854 of the county in which you are registered to vote no later than
855 10 days after the date of the election.

856 2. Mark your ballot in secret as instructed on the ballot.
857 You must mark your own ballot unless you are unable to do so
858 because of blindness, disability, or inability to read or write.

859 3. Mark only the number of candidates or issue choices for
860 a race as indicated on the ballot. If you are allowed to "Vote
861 for One" candidate and you vote for more than one, your vote in
862 that race will not be counted.

863 4. Place your marked ballot in the enclosed secrecy
864 envelope and seal the envelope.

865 5. Insert the secrecy envelope into the enclosed envelope
866 bearing the Voter's Certificate. Seal the envelope and
867 completely fill out the Voter's Certificate on the back of the
868 envelope.

869 a. You must sign your name on the line above (Voter's
870 Signature).

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- 871 b. If you are an overseas voter, you must include the date
 872 you signed the Voter's Certificate on the line above (Date) or
 873 your ballot may not be counted.
- 874 c. A vote-by-mail ~~An absentee~~ ballot will be considered
 875 illegal and will not be counted if the signature on the Voter's
 876 Certificate does not match the signature on record. The
 877 signature on file at the start of the canvass of the vote-by-
 878 mail ~~absentee~~ ballots is the signature that will be used to
 879 verify your signature on the Voter's Certificate. If you need to
 880 update your signature for this election, send your signature
 881 update on a voter registration application to your supervisor of
 882 elections so that it is received no later than the start of
 883 canvassing of vote-by-mail ~~absentee~~ ballots, which occurs no
 884 earlier than the 15th day before election day.
- 885 6. Unless you meet one of the exemptions in Item 7., you
 886 must make a copy of one of the following forms of
 887 identification:
- 888 a. Identification which must include your name and
 889 photograph: United States passport; debit or credit card;
 890 military identification; student identification; retirement
 891 center identification; neighborhood association identification;
 892 or public assistance identification; or
- 893 b. Identification which shows your name and current
 894 residence address: current utility bill, bank statement,
 895 government check, paycheck, or government document (excluding
 896 voter identification card).
- 897 7. The identification requirements of Item 6. do not apply
 898 if you meet one of the following requirements:
- 899 a. You are 65 years of age or older.

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- 900 b. You have a temporary or permanent physical disability.
- 901 c. You are a member of a uniformed service on active duty
 902 who, by reason of such active duty, will be absent from the
 903 county on election day.
- 904 d. You are a member of the Merchant Marine who, by reason
 905 of service in the Merchant Marine, will be absent from the
 906 county on election day.
- 907 e. You are the spouse or dependent of a member referred to
 908 in paragraph c. or paragraph d. who, by reason of the active
 909 duty or service of the member, will be absent from the county on
 910 election day.
- 911 f. You are currently residing outside the United States.
- 912 8. Place the envelope bearing the Voter's Certificate into
 913 the mailing envelope addressed to the supervisor. Insert a copy
 914 of your identification in the mailing envelope. DO NOT PUT YOUR
 915 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR
 916 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR
 917 BALLOT WILL NOT COUNT.
- 918 9. Mail, deliver, or have delivered the completed mailing
 919 envelope. Be sure there is sufficient postage if mailed.
- 920 10. FELONY NOTICE. It is a felony under Florida law to
 921 accept any gift, payment, or gratuity in exchange for your vote
 922 for a candidate. It is also a felony under Florida law to vote
 923 in an election using a false identity or false address, or under
 924 any other circumstances making your ballot false or fraudulent.
- 925 Section 26. Subsections (1) and (2) of section 101.6925,
 926 Florida Statutes, are amended to read:
- 927 101.6925 Canvassing special vote-by-mail ~~absentee~~ ballots.-
- 928 (1) The supervisor of the county where the absent elector

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929 resides shall receive the voted special vote-by-mail ~~absentee~~
 930 ballot, at which time the mailing envelope shall be opened to
 931 determine if the voter has enclosed the identification required
 932 or has indicated on the Voter's Certificate that he or she is
 933 exempt from the identification requirements.

934 (2) If the identification is enclosed or the voter has
 935 indicated that he or she is exempt from the identification
 936 requirements, the supervisor shall make the note on the
 937 registration records of the voter and proceed to canvass the
 938 vote-by-mail ~~absentee~~ ballot as provided in s. 101.68.

939 Section 27. Section 101.694, Florida Statutes, is amended
 940 to read:

941 101.694 Mailing of ballots upon receipt of federal postcard
 942 application.—

943 (1) Upon receipt of a federal postcard application for a
 944 vote-by-mail ~~an absentee~~ ballot executed by a person whose
 945 registration is in order or whose application is sufficient to
 946 register or update the registration of that person, the
 947 supervisor shall send the ballot in accordance with s.
 948 101.62(4).

949 (2) Upon receipt of a federal postcard application for a
 950 vote-by-mail ~~an absentee~~ ballot executed by a person whose
 951 registration is not in order and whose application is
 952 insufficient to register or update the registration of that
 953 person, the supervisor shall follow the procedure set forth in
 954 s. 97.073.

955 (3) Vote-by-mail ~~Absentee~~ envelopes printed for voters
 956 entitled to vote by mail ~~absentee~~ under the Uniformed and
 957 Overseas Citizens Absentee Voting Act shall meet the

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958 specifications as determined by the Federal Voting Assistance
 959 Program of the United States Department of Defense and the
 960 United States Postal Service.

961 (4) Cognizance shall be taken of the fact that vote-by-mail
 962 ~~absentee~~ ballots and other materials such as instructions and
 963 envelopes are to be carried via air mail, and, to the maximum
 964 extent possible, such ballots and materials shall be reduced in
 965 size and weight of paper. The same ballot shall be used,
 966 however, as is used by other vote-by-mail ~~absentee~~ voters.

967 Section 28. Subsections (1) and (4) of section 101.6951,
 968 Florida Statutes, are amended to read:

969 101.6951 State write-in vote-by-mail ballot.—

970 (1) An overseas voter may request, not earlier than 180
 971 days before a general election, a state write-in vote-by-mail
 972 ~~absentee~~ ballot from the supervisor of elections in the county
 973 of registration. In order to receive a state write-in ballot,
 974 the voter shall state that due to military or other
 975 contingencies that preclude normal mail delivery, the voter
 976 cannot vote a vote-by-mail ~~an absentee~~ ballot during the normal
 977 vote-by-mail ~~absentee~~ voting period. State write-in vote-by-mail
 978 ~~absentee~~ ballots shall be made available to voters 90 to 180
 979 days prior to a general election. The Department of State shall
 980 prescribe by rule the form of the state write-in vote-by-mail
 981 ballot.

982 (4) The state write-in vote-by-mail ballot shall contain
 983 all offices, federal, state, and local, for which the voter
 984 would otherwise be entitled to vote.

985 Section 29. Section 101.6952, Florida Statutes, is amended
 986 to read:

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987 101.6952 Vote-by-mail ~~Absentee~~ ballots for absent uniformed
988 services and overseas voters.—

989 (1) If an absent uniformed services voter's or an overseas
990 voter's request for an official vote-by-mail ~~absentee~~ ballot
991 pursuant to s. 101.62 includes an e-mail address, the supervisor
992 of elections shall:

993 (a) Record the voter's e-mail address in the vote-by-mail
994 ~~absentee~~ ballot record;

995 (b) Confirm by e-mail that the vote-by-mail ~~absentee~~ ballot
996 request was received and include in that e-mail the estimated
997 date the vote-by-mail ~~absentee~~ ballot will be sent to the voter;
998 and

999 (c) Notify the voter by e-mail when the voted vote-by-mail
1000 ~~absentee~~ ballot is received by the supervisor of elections.

1001 (2) (a) An absent uniformed services voter or an overseas
1002 voter who makes timely application for but does not receive an
1003 official vote-by-mail ~~absentee~~ ballot may use the federal write-
1004 in absentee ballot to vote in any federal election and any state
1005 or local election involving two or more candidates.

1006 (b) 1. In an election for federal office, an elector may
1007 designate a candidate by writing the name of a candidate on the
1008 ballot. Except for a primary or special primary election, the
1009 elector may alternatively designate a candidate by writing the
1010 name of a political party on the ballot. A written designation
1011 of the political party shall be counted as a vote for the
1012 candidate of that party if there is such a party candidate in
1013 the race.

1014 2. In an election for a state or local office, an elector
1015 may vote in the section of the federal write-in absentee ballot

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1016 designated for nonfederal races by writing on the ballot the
1017 title of each office and by writing on the ballot the name of
1018 the candidate for whom the elector is voting. Except for a
1019 primary, special primary, or nonpartisan election, the elector
1020 may alternatively designate a candidate by writing the name of a
1021 political party on the ballot. A written designation of the
1022 political party shall be counted as a vote for the candidate of
1023 that party if there is such a party candidate in the race.

1024 (c) In the case of a joint candidacy, such as for the
1025 offices of President/Vice President or Governor/Lieutenant
1026 Governor, a valid vote for one or both qualified candidates on
1027 the same ticket shall constitute a vote for the joint candidacy.

1028 (d) For purposes of this subsection and except where the
1029 context clearly indicates otherwise, such as where a candidate
1030 in the election is affiliated with a political party whose name
1031 includes the word "Independent," "Independence," or similar
1032 term, a voter designation of "No Party Affiliation" or
1033 "Independent," or any minor variation, misspelling, or
1034 abbreviation thereof, shall be considered a designation for the
1035 candidate, other than a write-in candidate, who qualified to run
1036 in the race with no party affiliation. If more than one
1037 candidate qualifies to run as a candidate with no party
1038 affiliation, the designation shall not count for any candidate
1039 unless there is a valid, additional designation of the
1040 candidate's name.

1041 (e) Any abbreviation, misspelling, or other minor variation
1042 in the form of the name of an office, the name of a candidate,
1043 or the name of a political party must be disregarded in
1044 determining the validity of the ballot.

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(3) (a) An absent uniformed services voter or an overseas voter who submits a federal write-in absentee ballot and later receives an official vote-by-mail ~~absentee~~ ballot may submit the official vote-by-mail ~~absentee~~ ballot. An elector who submits a federal write-in absentee ballot and later receives and submits an official vote-by-mail ~~absentee~~ ballot should make every reasonable effort to inform the appropriate supervisor of elections that the elector has submitted more than one ballot.

(b) A federal write-in absentee ballot may not be canvassed until 7 p.m. on the day of the election. Each federal write-in absentee ballot received by 7 p.m. on the day of the election shall be canvassed pursuant to ss. 101.5614(5) and 101.68, unless the elector's official vote-by-mail ~~absentee~~ ballot is received by 7 p.m. on election day. If the elector's official vote-by-mail ~~absentee~~ ballot is received by 7 p.m. on election day, the federal write-in absentee ballot is invalid and the official vote-by-mail ~~absentee~~ ballot shall be canvassed. The time shall be regulated by the customary time in standard use in the county seat of the locality.

(4) For vote-by-mail ~~absentee~~ ballots received from absent uniformed services voters or overseas voters, there is a presumption that the envelope was mailed on the date stated on the outside of the return envelope, regardless of the absence of a postmark on the mailed envelope or the existence of a postmark date that is later than the date of the election.

(5) A vote-by-mail ~~An absentee~~ ballot from an overseas voter in any presidential preference primary or general election which is postmarked or dated no later than the date of the election and is received by the supervisor of elections of the

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county in which the overseas voter is registered no later than 10 days after the date of the election shall be counted as long as the vote-by-mail ~~absentee~~ ballot is otherwise proper.

Section 30. Section 101.697, Florida Statutes, is amended to read:

101.697 Electronic transmission of election materials.—The Department of State shall determine whether secure electronic means can be established for receiving ballots from overseas voters. If such security can be established, the department shall adopt rules to authorize a supervisor of elections to accept from an overseas voter a request for a vote-by-mail ~~an absentee~~ ballot or a voted vote-by-mail ~~absentee~~ ballot by secure facsimile machine transmission or other secure electronic means. The rules must provide that in order to accept a voted ballot, the verification of the voter must be established, the security of the transmission must be established, and each ballot received must be recorded.

Section 31. Paragraph (a) of subsection (4) of section 102.031, Florida Statutes, is amended to read:

102.031 Maintenance of good order at polls; authorities; persons allowed in polling rooms and early voting areas; unlawful solicitation of voters.—

(4) (a) No person, political committee, or other group or organization may solicit voters inside the polling place or within 100 feet of the entrance to any polling place, a polling room where the polling place is also a polling room, an early voting site, or an office of the supervisor of elections where vote-by-mail ~~absentee~~ ballots are requested and printed on demand for the convenience of electors who appear in person to

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1103 request them. Before the opening of the polling place or early
1104 voting site, the clerk or supervisor shall designate the no-
1105 solicitation zone and mark the boundaries.

1106 Section 32. Subsections (2), (3), and (4) of section
1107 102.141, Florida Statutes, are amended to read:

1108 102.141 County canvassing board; duties.—

1109 (2) The county canvassing board shall meet in a building
1110 accessible to the public in the county where the election
1111 occurred at a time and place to be designated by the supervisor
1112 of elections to publicly canvass the absent ~~absentee~~ electors'
1113 ballots as provided for in s. 101.68 and provisional ballots as
1114 provided by ss. 101.048, 101.049, and 101.6925. Provisional
1115 ballots cast pursuant to s. 101.049 shall be canvassed in a
1116 manner that votes for candidates and issues on those ballots can
1117 be segregated from other votes. Public notice of the time and
1118 place at which the county canvassing board shall meet to canvass
1119 the absent ~~absentee~~ electors' ballots and provisional ballots
1120 shall be given at least 48 hours prior thereto by publication on
1121 the supervisor of elections' website and once in one or more
1122 newspapers of general circulation in the county or, if there is
1123 no newspaper of general circulation in the county, by posting
1124 such notice in at least four conspicuous places in the county.
1125 As soon as the absent ~~absentee~~ electors' ballots and the
1126 provisional ballots are canvassed, the board shall proceed to
1127 publicly canvass the vote given each candidate, nominee,
1128 constitutional amendment, or other measure submitted to the
1129 electorate of the county, as shown by the returns then on file
1130 in the office of the supervisor of elections.

1131 (3) The canvass, except the canvass of absent ~~absentee~~

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1132 electors' returns and the canvass of provisional ballots, shall
1133 be made from the returns and certificates of the inspectors as
1134 signed and filed by them with the supervisor, and the county
1135 canvassing board shall not change the number of votes cast for a
1136 candidate, nominee, constitutional amendment, or other measure
1137 submitted to the electorate of the county, respectively, in any
1138 polling place, as shown by the returns. All returns shall be
1139 made to the board on or before 2 a.m. of the day following any
1140 primary, general, or other election. If the returns from any
1141 precinct are missing, if there are any omissions on the returns
1142 from any precinct, or if there is an obvious error on any such
1143 returns, the canvassing board shall order a retabulation of the
1144 returns from such precinct. Before canvassing such returns, the
1145 canvassing board shall examine the tabulation of the ballots
1146 cast in such precinct and determine whether the returns
1147 correctly reflect the votes cast. If there is a discrepancy
1148 between the returns and the tabulation of the ballots cast, the
1149 tabulation of the ballots cast shall be presumed correct and
1150 such votes shall be canvassed accordingly.

1151 (4) (a) The supervisor of elections shall upload into the
1152 county's election management system by 7 p.m. on the day before
1153 the election the results of all early voting and vote-by-mail
1154 ~~absentee~~ ballots that have been canvassed and tabulated by the
1155 end of the early voting period. Pursuant to ss. 101.5614(9),
1156 101.657, and 101.68(2), the tabulation of votes cast or the
1157 results of such uploads may not be made public before the close
1158 of the polls on election day.

1159 (b) The canvassing board shall report all early voting and
1160 all tabulated vote-by-mail ~~absentee~~ results to the Department of

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State within 30 minutes after the polls close. Thereafter, the canvassing board shall report, with the exception of provisional ballot results, updated precinct election results to the department at least every 45 minutes until all results are completely reported. The supervisor of elections shall notify the department immediately of any circumstances that do not permit periodic updates as required. Results shall be submitted in a format prescribed by the department.

Section 33. Subsection (8) of section 102.168, Florida Statutes, is amended to read:

102.168 Contest of election.—

(8) In any contest that requires a review of the canvassing board's decision on the legality of a vote-by-mail ~~an absentee~~ ballot pursuant to s. 101.68 based upon a comparison of the signature on the voter's certificate and the signature of the elector in the registration records, the circuit court may not review or consider any evidence other than the signature on the voter's certificate and the signature of the elector in the registration records. The court's review of such issue shall be to determine only if the canvassing board abused its discretion in making its decision.

Section 34. Subsection (1) of section 104.047, Florida Statutes, is amended to read:

104.047 Vote-by-mail ~~Absentee~~ ballots and voting; violations.—

(1) Except as provided in s. 101.62 or s. 101.655, any person who requests a vote-by-mail ~~an absentee~~ ballot on behalf of an elector is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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Section 35. Section 104.0616, Florida Statutes, is amended to read:

104.0616 Vote-by-mail ~~Absentee~~ ballots and voting; violations.—

(1) For purposes of this section, the term "immediate family" means a person's spouse or the parent, child, grandparent, or sibling of the person or the person's spouse.

(2) Any person who provides or offers to provide, and any person who accepts, a pecuniary or other benefit in exchange for distributing, ordering, requesting, collecting, delivering, or otherwise physically possessing more than two vote-by-mail ~~absentee~~ ballots per election in addition to his or her own ballot or a ballot belonging to an immediate family member, except as provided in ss. 101.6105-101.694, commits a misdemeanor of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 36. Section 104.17, Florida Statutes, is amended to read:

104.17 Voting in person after casting vote-by-mail ~~absentee~~ ballot.—Any person who willfully votes or attempts to vote both in person and by vote-by-mail ~~absentee~~ ballot at any election is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 37. Paragraph (b) of subsection (2) of section 117.05, Florida Statutes, is amended to read:

117.05 Use of notary commission; unlawful use; notary fee; seal; duties; employer liability; name change; advertising; photocopies; penalties.—

(2)

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1219 (b) A notary public may not charge a fee for witnessing a
 1220 ~~vote-by-mail an absentee~~ ballot in an election, and must witness
 1221 such a ballot upon the request of an elector, provided the
 1222 notarial act is in accordance with the provisions of this
 1223 chapter.

1224 Section 38. Subsection (7) of section 394.459, Florida
 1225 Statutes, is amended to read:

1226 394.459 Rights of patients.—

1227 (7) VOTING IN PUBLIC ELECTIONS.—A patient who is eligible
 1228 to vote according to the laws of the state has the right to vote
 1229 in the primary and general elections. The department shall
 1230 establish rules to enable patients to obtain voter registration
 1231 forms, applications for vote-by-mail ~~absentee~~ ballots, and vote-
 1232 by-mail ~~absentee~~ ballots.

1233 Section 39. Section 741.406, Florida Statutes, is amended
 1234 to read:

1235 741.406 Voting by program participant; use of designated
 1236 address by supervisor of elections.—A program participant who is
 1237 otherwise qualified to vote may request a vote-by-mail an
 1238 ~~absentee~~ ballot pursuant to s. 101.62. The program participant
 1239 shall automatically receive vote-by-mail ~~absentee~~ ballots for
 1240 all elections in the jurisdictions in which that individual
 1241 resides in the same manner as vote-by-mail ~~absentee~~ voters. The
 1242 supervisor of elections shall transmit the vote-by-mail ~~absentee~~
 1243 ballot to the program participant at the address designated by
 1244 the participant in his or her application as a vote-by-mail an
 1245 ~~absentee~~ voter. The name, address, and telephone number of a
 1246 program participant may not be included in any list of
 1247 registered voters available to the public.

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1248 Section 40. Subsection (7) of section 916.107, Florida
 1249 Statutes, is amended to read:

1250 916.107 Rights of forensic clients.—

1251 (7) VOTING IN PUBLIC ELECTIONS.—A forensic client who is
 1252 eligible to vote according to the laws of the state has the
 1253 right to vote in the primary and general elections. The
 1254 department and agency shall establish rules to enable clients to
 1255 obtain voter registration forms, applications for vote-by-mail
 1256 ~~absentee~~ ballots, and vote-by-mail ~~absentee~~ ballots.

1257 Section 41. This act shall take effect July 1, 2015.

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The Florida Senate

Committee Agenda Request

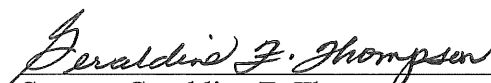
To: Senator Garrett Richter, Chair
Committee on Ethics and Elections

Subject: Committee Agenda Request

Date: March 3, 2015

I respectfully request that **Senate Bill #894**, relating to Absentee Voting, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.



Senator Geraldine F. Thompson
Florida Senate, District 12

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4:00 PM
Meeting Date

894
Bill Number (if applicable)

Topic Vote By Mail

Name Guthrie Richberg

Job Title Postal Clerk

Address 1418 California ST
Street

Tallahassee FL 32304
City State Zip

Phone (850) 222-8459

Email Guthrie.Richberg@yahoo.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-31-15
Meeting Date

SB 894
Bill Number (if applicable)

Topic AB SENATE VOTING

Amendment Barcode (if applicable)

Name RONALD CLEARY

Job Title UAW RETIREE

Address 29900 COCONUT AVE
Street

Phone 352 357 5942

City

State

Zip

Email RONALD71@EMBARQMAIL

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing UAW RETIREE

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

3-31-15

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 899

Bill Number (if applicable)

Topic

Absentee Voting / Ethics & Elections Committee

Amendment Barcode (if applicable)

Name

Amy Datz

Job Title

Retired State Worker

Address

1130 Crestview Ave.

Phone

850-322-7599

Street

Tallahassee

FL

32303

City

State

Zip

Email

amalie.datz@mac.com

Speaking:

☐

For

☐

Against

☐

Information

Waive Speaking:

☒

In Support

☐

Against

(The Chair will read this information into the record.)

Representing

AFSCME Retirees

Appearing at request of Chair:

☐

Yes

☒

No

Lobbyist registered with Legislature:

☐

Yes

☒

No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

3/31/15 (Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting) SB 894
Meeting Date Bill Number (if applicable)

Topic ABSENTEE VOTING / ETHICS & ELECTIONS COMMITTEE Amendment Barcode (if applicable)

Name DAVIN VECIC

Job Title Bus Driver

Address 4256 Houston Ln Phone _____
Street
North Port FL 34287 Email _____
City State Zip

Speaking: ☐ For ☐ Against ☐ Information

☒ Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Working Family Lobby corp

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/31/15

Meeting Date

894

Bill Number (if applicable)

Topic Absentee Voting

Name BRIAN Corley

Job Title Supervisor of Elections - PASCO COUNTY

Address 14236 6th Street

Street

PAGE CITY

City

FL

State

33526

Zip

Phone 352-521-4323

Email bcorley@pasco.net, com

Speaking: For ~~Against~~

Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida State Association of Supervisors of Elections (FSASE)

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4-1-15

Meeting Date

894

Bill Number (if applicable)

Topic VOTE By Mail

Amendment Barcode (if applicable)

Name Sean Pittman

Job Title ATTORNEY

Address _____
Street

Phone _____

City

State

Zip

Email _____

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Miami Dade County

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: CS/SB 1276

INTRODUCER: Ethics and Elections Committee and Senator Flores

SUBJECT: Expressway Authorities

DATE: March 31, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Price	Eichin	TR	Favorable
2.	Carlton	Roberts	EE	Fav/CS
3.			RC	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1276 reduces the Miami-Dade County Expressway Authority (MDX) governing body from thirteen to nine members, prohibits appointment of a person to serve as an MDX governing body member under certain circumstances, and provides for immediate termination from the MDX governing body for specified violations.

II. Present Situation:

The Miami-Dade County Expressway Authority

The Florida Expressway Authority Act (Act), codified in part I of Ch. 348, F.S.,¹ authorizes any county or two or more contiguous counties within a single district of the Florida Department of Transportation (FDOT) to form an expressway authority by resolution adopted by the board of county commissioners. The Miami-Dade County Expressway Authority (MDX), an agency of the state,² is the only expressway authority created under the Act.

The qualifications, terms of office, and obligations and rights of the members of the MDX, by statute, are determined by resolution or ordinance of the Miami-Dade County Commission

¹Part I of ch. 348, F.S., consists of ss. 348.0001 through 348.0012, F.S. Per the exemptions in s. 348.0012, F.S., Part I applies only to the Miami-Dade County Expressway Authority.

² Section 348.0003(1), F.S.

consistent with specified statutory provisions relating to the MDX governing body.³ The MDX was created by the Miami-Dade County Commission in 1994, pursuant to Chapter 2 Article XVIII of the Miami-Dade County Code of Ordinances.⁴

The MDX's system consists of the following roadways in Miami-Dade County:

- Airport Expressway (State Road 112);
- Dolphin Expressway (State Road 836);
- Don Shula Expressway (State Road 874);
- Snapper Creek Expressway (State Road 878); and
- Gragny Parkway (State Road 924).⁵

The MDX Governing Body

Section 348.0003(2)(d), F.S., provides the MDX governing body consists of up to 13 members, seven of whom are appointed by the County Commission and five of whom are appointed by the Governor. The 13th member is the FDOT's district six secretary, who is an ex-officio voting member. If the MDX governing body includes any member originally appointed by the County Commission as a nonvoting member, that member is replaced by a Governor's appointee when the nonvoting member's term expires, until the MDX governing body is composed of seven members appointed by the County Commission and five members appointed by the Governor.⁶

Members of the MDX governing body must comply with the applicable financial disclosure requirements of s. 8, Art. II of the State Constitution.⁷ A lobbyist may not serve as a member.⁸

Post-Employment Restrictions, Ethical Prohibitions, and Financial Disclosures

A member and the MDX executive director are prohibited from:

- Personally representing another person or entity for compensation before the MDX for two years after leaving his or her position;
- Having an employment or contractual relationship, after retirement or termination, with a business entity other than an agency⁹ in connection with a contract in which the member or executive director personally and substantially participated while he or she was a member or employee;¹⁰ and
- Engaging in any relationship that may adversely affect their judgment in carrying out authority business.¹¹

³ Section 348.0003(2)(d), F.S.

⁴ A copy of the ordinance is available at <http://mdxway.com/about/history> (Last visited March 13, 2015).

⁵ See the Florida Transportation Commission's *Transportation Authority Monitoring and Oversight Fiscal Year 2013 Report*: <http://www.ftc.state.fl.us/reports/TAMO.shtml>. Last visited March 13, 2015.

⁶ Section 348.0003(2)(d), F.S.

⁷ Section 348.0003(4)(c), F.S.

⁸ Section 348.0003(5)(a), F.S.

⁹ Defined to mean "any state, regional, county,, local, or municipal government entity of this state, whether executive, judicial, or legislative; any department, division, bureau, commission, authority, or political subdivision of this state therein; any public school, community college, or state university; or any special district as defined in s. 189.012." Section 112.312(2), F.S.

¹⁰ Section 348.0003(5)(b), F.S.

¹¹ Section 348.0003(5)(d), F.S.

The MDX members must make the following annual disclosures:

- Any relationship that affords a current or future financial benefit to a member, or a member's relative¹² or business associate, that a reasonable person would conclude has the potential to create a prohibited conflict of interest.¹³
- Whether a relative of the member is a registered lobbyist and the names of any such lobbyist's clients.¹⁴
- All interests in real property that a member or a member's immediate family has, if such property is located in or within a ½ mile radius of any actual or prospective authority roadway project.¹⁵

Violations and Penalties

These restrictions, prohibitions, and financial disclosure requirements are in addition to requirements that members and the executive director are required to follow under chapter 112, F.S.¹⁶ Violations of the prohibitions and financial disclosure requirements are punishable as provided in s. 112.317, F.S. Potential penalties include public censure and reprimand, suspension or dismissal from employment, a \$10,000 civil penalty, loss of some portion of salary, impeachment or removal from office, and restitution of any benefits received because of a violation.

III. Effect of Proposed Changes:

Section 1 reduces the MDX governing body from thirteen to nine members, providing that five members be appointed by the Miami-Dade County Commission, three members will be appointed by the Governor, and retaining the Florida Department of Transportation (FDOT) district six secretary as an ex-officio voting member.

The bill makes an exception from the requirement that qualifications, terms, obligations and rights of the MDX members be determined by resolution or ordinance of the Miami-Dade County Commission and prohibits a person from being appointed to or serve as a member of the governing body of the MDX if the person currently represents or represented in the previous four years:

- Any client for compensation before any state or municipal governmental body, including any agency, quasi-governmental entity, or body staffed by public employees, or entity that has its operations paid for by public dollars; or
- Any person or entity that is doing business or has in the previous four years done business with any state or municipal governmental agency or body.

The exception obviates the need for the Miami-Dade County Commission to amend its ordinance to include the prohibitions.

¹² See s. 112.312(21), F.S., for the broad definition of "relative."

¹³ Section 348.0003(5)(d)1., F.S.

¹⁴ Section 348.0003(5)(d)2., F.S.

¹⁵ Section 348.0003(5)(d)3., F.S.

¹⁶ Section 348.0003(5)(j), F.S.

In addition to existing penalties under s. 112.317, F.S., the bill also requires immediate termination of a member from the MDX governing body upon a finding of a violation of s. 348.0003(5), F.S., chapter 112, F.S., or for failure to comply within 90 days after receiving a notice of failure to comply with financial disclosure requirements.

Section 2 provides the bill takes effect upon becoming law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

To the extent that any of the penalties for specified violations are applied to any individual, that individual may experience a negative fiscal impact.

C. Government Sector Impact:

Indeterminate.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 348.0003 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Ethics and Elections on March 31, 2015:

The committee substitute differs from the original bill in that it:

- Prohibits a person from representing a client for compensation before the Miami Dade Expressway Authority (MDX) for a period of 4 years;
- Prohibits a person from serving as a member of the MDX Authority if that person has represented any person or entity before the MDX during the previous 4 years; and,
- Provides for a 9 member governing body of the MDX with 5 members being appointed by the Miami-Dade County Commission, 3 members being appointed by the Governor, and retaining the district secretary of the Department of Transportation as an ex officio voting member.

B. Amendments:

None.



775372

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/01/2015	.	
	.	
	.	
	.	

The Committee on Ethics and Elections (Flores) recommended the following:

Senate Amendment

Delete lines 33 - 48
and insert:
the county. Five ~~Seven~~ voting members shall be appointed by the governing body of the county. At the discretion of the governing body of the county, up to two of the members appointed by the governing body of the county may be elected officials residing in the county. Three ~~Five~~ voting members of the authority shall be appointed by the Governor. One member shall be the district



775372

11 secretary of the department serving in the district that
12 contains such county. This member shall be an ex officio voting
13 member of the authority. If the governing body ~~board~~ of an
14 authority includes any member originally appointed by the
15 governing body of the county as a nonvoting member, when the
16 term of such member expires, that member shall be replaced by a
17 member appointed by the Governor until the governing body of the
18 authority is composed of five ~~seven~~ members appointed by the
19 governing body of the county and three ~~five~~ members appointed by
20 the Governor. Except as provided in subsection (5), the
21



145132

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/01/2015	.	
	.	
	.	
	.	

The Committee on Ethics and Elections (Flores) recommended the following:

Senate Amendment

Delete lines 59 - 68
and insert:
represents or has in the previous 4 years represented any client
for compensation before any state or municipal governmental
body, including any agency, quasi-governmental entity, or body
staffed by public employees, or entity that has its operations
paid for by public dollars.

3. A person may not be appointed to or serve as a member of



145132

11 the governing body of an authority if that person currently
12 represents or has in the previous 4 years represented any person
13 or entity that is doing business, or in the previous 4 years has
14 done business, with any state or municipal

By Senator Flores

37-01197A-15

20151276__

A bill to be entitled

An act relating to expressway authorities; amending s. 348.0003, F.S.; revising qualifications for membership on the governing body of certain expressway authorities; providing for termination from an authority's governing body upon a finding of a violation of specified ethical conduct provisions or failure to comply with a notice of failure to comply with financial disclosure requirements; providing an effective date.

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

Section 1. Paragraph (d) of subsection (2) and paragraph (a) of subsection (5) of section 348.0003, Florida Statutes, are amended, and paragraph (1) is added to subsection (5) of that section, to read:

348.0003 Expressway authority; formation; membership.—

(2) The governing body of an authority shall consist of not fewer than five nor more than nine voting members. The district secretary of the affected department district shall serve as a nonvoting member of the governing body of each authority located within the district. Each member of the governing body must at all times during his or her term of office be a permanent resident of the county which he or she is appointed to represent.

(d) Notwithstanding any provision to the contrary in this subsection, in any county as defined in s. 125.011(1), the governing body of an authority shall consist of up to 9 ~~13~~

37-01197A-15

20151276__

members, and the following provisions of this paragraph shall apply specifically to such authority. Except for the district secretary of the department, the members must be residents of the county. ~~Four~~ Seven voting members shall be appointed by the governing body of the county. At the discretion of the governing body of the county, up to two of the members appointed by the governing body of the county may be elected officials residing in the county. ~~Four~~ Five voting members of the authority shall be appointed by the Governor. One member shall be the district secretary of the department serving in the district that contains such county. This member shall be an ex officio voting member of the authority. If the governing body ~~board~~ of an authority includes any member originally appointed by the governing body of the county as a nonvoting member, when the term of such member expires, that member shall be replaced by a member appointed by the Governor until the governing body of the authority is composed of four ~~seven~~ members appointed by the governing body of the county and four ~~five~~ members appointed by the Governor. Except as provided in subsection (5), the qualifications, terms of office, and obligations and rights of members of the authority shall be determined by resolution or ordinance of the governing body of the county in a manner that is consistent with subsections (3) and (4).

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

(a) 1. A lobbyist, as defined in s. 112.3215, may not be appointed or serve as a member of the governing body of an authority.

2. A person may not be appointed to or serve as a member of the governing body of an authority if that person currently

37-01197A-15

20151276__

59 represents or has in the previous 10 years represented any
60 client for compensation before any state or municipal
61 governmental body, including any agency, quasi-governmental
62 entity, or body staffed by public employees, or entity that has
63 its operations paid for by public dollars.

64 3. A person may not be appointed to or serve as a member of
65 the governing body of an authority if that person currently
66 represents or has in the previous 10 years represented any
67 person or entity that is doing business, or within the previous
68 10 years has done business, with any state or municipal
69 governmental agency or body.

70 (1) A finding of a violation of this subsection or chapter
71 112, or failure to comply within 90 days after receiving a
72 notice of failure to comply with financial disclosure
73 requirements, results in immediate termination from the
74 governing body of the authority.

75 Section 2. This act shall take effect upon becoming a law.



The Florida Senate

Committee Agenda Request

To: Senator Garrett Richter, Chair
Committee on Ethics and Elections

Subject: Committee Agenda Request

Date: March 24, 2015

I respectfully request that **Senate Bill #1276**, relating to Expressway Authorities, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in cursive script that reads "Anitere Flores".

Senator Anitere Flores
Florida Senate, District 37

CourtSmart Tag Report

Room: KN 412

Case:

Caption: Senate Ethics and Elections Committee

Type:

Judge:

Started: 3/31/2015 4:03:20 PM

Ends: 3/31/2015 4:51:39 PM

Length: 00:48:20

4:03:25 PM Roll Call
4:03:28 PM Quorum Present
4:03:44 PM Chair, Sen. Legg (Sen. Richter excused absence)
4:04:34 PM Sen. Thompson
4:04:42 PM TAB 27: SB 894 by Thompson; Absentee Voting
4:05:27 PM Chair
4:05:35 PM Public Appearances
4:05:37 PM Cynthia Richberg, Postal Clerk, waives in support
4:05:42 PM Ronald Cleary, UAW Retiree, waives in support
4:05:46 PM Amy Datz, Retired State Worker, Representing AFSCME Retirees, waives in support
4:05:50 PM David Velic, Bus Driver, Working Family Lobby Core, waives in support
4:06:05 PM Brian Corley, Supervisor of Elections-Pasco Co., speaks on bill
4:08:08 PM Chair
4:08:09 PM Sen. Clemens
4:08:22 PM Brian Corley responds
4:09:14 PM Sen. Clemens
4:09:19 PM Follow-up by Sen. Clemens
4:09:35 PM Brian Corley responds
4:10:00 PM Chair
4:10:05 PM Debate on SB 894
4:10:07 PM Sen. Clemens
4:11:00 PM Chair
4:11:05 PM Sean Pittman, Attorney, Miami-Dade Co., waives in support
4:11:11 PM Sen. Negron
4:12:17 PM Chair
4:12:22 PM Sen. Thompson recognized to close
4:13:19 PM Chair
4:13:42 PM Roll Call on SB 894
4:13:50 PM SB 894 reported favorably
4:14:09 PM TAB 26: CS/SB 1296 by Military and Veterans Affairs Comm. and Sen. Bean
4:14:38 PM Late File AM 580396 by Flores
4:15:39 PM Chair
4:15:42 PM Sen. Clemens
4:15:46 PM Sen. Bean responds
4:16:17 PM Sen. Clemens follow-up
4:16:23 PM Sen. Bean responds
4:16:45 PM Sen. Braynon
4:16:47 PM Sen. Bean responds
4:17:26 PM Chair
4:17:30 PM Debate on AM 580396
4:17:39 PM Sen. Braynon
4:18:03 PM Chair
4:18:05 PM Sen. Clemens
4:18:20 PM Chair
4:18:21 PM Sen. Gaetz
4:19:22 PM Chair
4:19:25 PM Sen. Bean waives close on AM
4:19:31 PM Comments by Chair
4:19:39 PM Roll Call on AM 580396
4:19:52 PM AM 580396 is not adopted/Unfavorable
4:20:10 PM Back on bill unamended
4:20:40 PM Sen. Bean closes on bill

4:21:01 PM Chair
 4:21:03 PM Roll Call on CS for SB 1296
 4:21:13 PM CS for SB 1296 reported favorably
 4:21:40 PM Sen. Smith requests to be shown in affirmative on SB 894
 4:22:23 PM Sen. Gaetz takes over Chair
 4:22:29 PM TABS 1-25: Senate Confirmation Hearing
 4:22:42 PM TABS 19-20 taken up individually
 4:23:04 PM Sen. Clemens
 4:23:24 PM Record Tab #13 as temporarily postponed
 4:23:50 PM Roll Call on TABS 1-25, except TABS 13, 19, 20
 4:24:14 PM Confirmation of Appointees (TABS 1-25, excluding TABS 13, 19, and 20) recommended for confirmation by the committee
 4:24:31 PM TAB 19(a): Confirmation of Julie Brown, Commissioner, FL Public Service Commission
 4:26:27 PM Sen. Gaetz as Chair
 4:26:46 PM Motion to recommend confirmation by Sen. Hays
 4:26:57 PM Roll Call
 4:27:16 PM Confirmation of Julie Brown is recommended favorably
 4:27:28 PM TAB 19(b): Confirmation of Jimmy T. Patronis, Commissioner, Public Service Commission
 4:27:59 PM Sen. Gaetz as Chair
 4:28:13 PM Jimmy T. Patronis recognized to address committee
 4:29:33 PM Sen. Gaetz as Chair
 4:29:38 PM Sen. Clemens
 4:29:43 PM Jimmy T. Patronis responds
 4:30:16 PM Sen. Gaetz as Chair
 4:30:32 PM Sen. Hays
 4:30:36 PM Jimmy T. Patronis responds
 4:31:23 PM Sen. Gaetz as Chair
 4:31:37 PM Sen. Hays
 4:32:11 PM Sen. Gaetz as Chair
 4:33:13 PM Sen. Legg is recognized
 4:34:29 PM Sen. Gaetz as Chair
 4:34:33 PM Sen. Smith
 4:35:06 PM Sen. Gaetz as Chair
 4:35:11 PM Sen. Hays moves to recommend confirmation
 4:35:19 PM Roll Call
 4:35:26 PM Confirmation of Jimmy T. Patronis, Tab 19(b) is recommended favorably
 4:35:47 PM Sen. Legg requests to be shown in favor of Commissioner Brown and other appointees
 4:36:01 PM Sen. Hays requests to be shown in affirmative on SB 894, SB 1296, and TABS 1-25 (Excluding TABS 13, 19, and 20)
 4:36:26 PM Chair returned to Sen. Legg
 4:36:46 PM TAB 20: Confirmation Hearing for Secretary of Transportation, James C. Boxold
 4:40:38 PM Chair
 4:40:50 PM Sen. Smith
 4:40:57 PM James C. Boxold responds
 4:41:12 PM Chair
 4:41:14 PM Sen. Braynon
 4:41:17 PM James C. Boxold responds
 4:42:38 PM Sen. Braynon follow-up
 4:42:42 PM James C. Boxold responds
 4:42:55 PM Chair
 4:42:57 PM Sen. Clemens
 4:43:10 PM James C. Boxold responds
 4:44:50 PM Chair
 4:44:56 PM Sen. Gaetz moves to recommend confirmation of James C. Boxold as Secretary of Transportation
 4:45:05 PM Roll Call
 4:45:14 PM Confirmation of James C. Boxold is recommended favorably
 4:45:32 PM TAB 28: SB 1276 by Flores; Expressway Authorities
 4:46:01 PM Chair
 4:46:06 PM AM 775373 by Flores
 4:46:39 PM Chair
 4:46:42 PM AM 775373 is adopted
 4:46:51 PM AM 145132 by Flores

4:47:13 PM	Chair
4:47:15 PM	AM 145132 is adopted
4:47:25 PM	Back on bill as amended
4:47:27 PM	Debate on bill as amended
4:47:30 PM	Sen. Clemens
4:48:15 PM	Chair
4:48:16 PM	Sen. Braynon
4:48:54 PM	Chair
4:48:55 PM	Sen. Gaetz
4:49:54 PM	Chair
4:49:58 PM	Sen. Flores closes on bill
4:50:53 PM	Chair
4:51:00 PM	Roll Call on SB 1276
4:51:09 PM	SB 1276 reported favorably as a committee substitute
4:51:28 PM	Sen. Flores moves to rise
4:51:32 PM	Meeting Adjourned