



Committee:
ETHICS AND ELECTIONS

Senator Latvala, Chair
Senator Sobel, Vice Chair

Meeting Packet
Monday, March 3, 2014
4:00—5:00 p.m.
Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

ETHICS AND ELECTIONS
Senator Latvala, Chair
Senator Sobel, Vice Chair

MEETING DATE: Monday, March 3, 2014
TIME: 4:00 —5:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Latvala, Chair; Senator Sobel, Vice Chair; Senators Benacquisto, Braynon, Clemens, Diaz de la Portilla, Flores, Gardiner, Joyner, Lee, Legg, Soto, and Thrasher

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 1-24.			
Board of Athletic Training			
1	Pappas, Nicholas A. (Tallahassee)	10/31/2015	
	Watson, James T. (Tallahassee)	10/31/2015	
Florida Building Commission			
2	Langille, Brian (Clearwater)	06/30/2017	
Board of Chiropractic Medicine			
3	Fox, Christopher J. (West Palm Beach)	10/31/2014	
Regulatory Council of Community Association Managers			
4	Phillips, Angela M. (Satellite Beach)	10/31/2015	
Florida Communities Trust			
5	Stanbridge, Ruth (Vero Beach)	01/31/2015	
Board of Trustees of St. Petersburg College			
6	Westine, Lauralee G. (Palm Harbor)	05/31/2017	
State of Florida Correctional Medical Authority			
7	Chaykin, Lee B. (Davie)	07/01/2016	
	Cuddy, Leigh-Ann (St. Cloud)	07/01/2016	
Board of Dentistry			
8	Britten, Leonard L. (Lutz)	10/31/2015	
	Martini, Anthony J. (St. Johns)	10/31/2014	
	Perdomo, Robert L. III (Coral Gables)	10/31/2016	
	Pyle, Timothy S. (Pensacola)	10/31/2016	
Education Practices Commission			
9	Howard, Tequila E. (Sunrise)	09/30/2016	
	Marcadis, Annette (Tampa)	07/14/2017	

COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

Monday, March 3, 2014, 4:00 —5:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Electrical Contractors' Licensing Board			
10	McHaffie, Thomas N. (Tallahassee)	10/31/2015	
Tampa-Hillsborough County Expressway Authority			
11	Smith, Rebecca J. (Tampa)	07/01/2015	
Citrus County Hospital Board			
12	Fallows, Christopher Mark (Crystal River)	07/08/2014	
Florida Inland Navigation District			
13	Blow, John Carl (St. Augustine)	01/09/2017	
	Chappell, Tyler (Lighthouse Point)	01/09/2017	
	Cuozzo, Donald J. (Palm City)	01/09/2017	
	Dritenbas, Paul U. (Vero Beach)	01/09/2017	
	Isiminger, Charles C. (North Palm Beach)	01/09/2015	
	McCabe, Susanne D. (Port Orange)	01/09/2017	
	Netts, Jonathan S. (Palm Coast)	01/09/2015	
	Williams, Lynn (Fernandina Beach)	01/09/2017	
Board of Landscape Architecture			
14	Conant, Richard R. (Orlando)	10/31/2017	
	Kroll, Michael D. (Weston)	10/31/2016	
	Smith, Phillip J. (Sarasota)	10/31/2017	
Board of Nursing Home Administrators			
15	Helmer, Michael K. (Naples)	10/31/2017	
	Schroeppel, Thomas O. (Tampa)	10/31/2017	
Board of Pharmacy			
16	Philip, Jeenu (St. Johns)	10/31/2017	
	Weizer, Michele (Boca Raton)	10/31/2016	
Board of Pilot Commissioners			
17	Walters, Cliff ()	10/31/2016	
Tampa Port Authority			
18	Grandoff, John B. III (Tampa)	11/15/2015	
Board of Psychology			
19	Miller, Jonathan Drake (Pensacola Beach)	10/31/2017	
Northeast Florida Regional Planning Council, Region 4			
20	Palencia, Jeovanny (Crescent City)	10/01/2015	

COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

Monday, March 3, 2014, 4:00 —5:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
East Central Florida Regional Planning Council, Region 6			
21	Rose, Jill (Orlando)	10/01/2014	
Treasure Coast Regional Planning Council, Region 10			
22	Weaver, Steven M. (Ft. Pierce)	10/01/2015	
State Retirement Commission			
23	Davis, Warren (Tallahassee)	12/31/2015	
Florida Transportation Commission			
24	Browning, John P., Jr. (East Palatka)	09/30/2015	
	Sebesta, James A. (St. Petersburg)	09/30/2015	

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
25	SB 602 Latvala (Identical H 495, Compare H 571)	Residency of Candidates and Public Officers; Requiring a candidate or public officer required to reside in a specific geographic area to have only one domicile at a time; providing factors that may be considered when determining residency; providing exceptions for active duty military members, etc.	
		EE 03/03/2014 JU RC	
26	SB 606 Clemens (Similar H 655, Compare CS/S 846)	Governmental Ethics; Requiring elected municipal officials to participate in annual ethics training; deleting the requirement that each reporting individual or procurement employee file a quarterly statement disclosing certain gifts with the Commission on Ethics; authorizing a reporting individual or procurement employee to request an advisory opinion regarding application of the section; requiring the commission to impose a civil penalty on a person who has filed a complaint with malicious intent under certain circumstances, etc.	
		EE 02/17/2014 Temporarily Postponed EE 03/03/2014 CA AP	

Other Related Meeting Documents

The Florida Senate
COMMITTEE MEETING PACKET TAB

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A65P

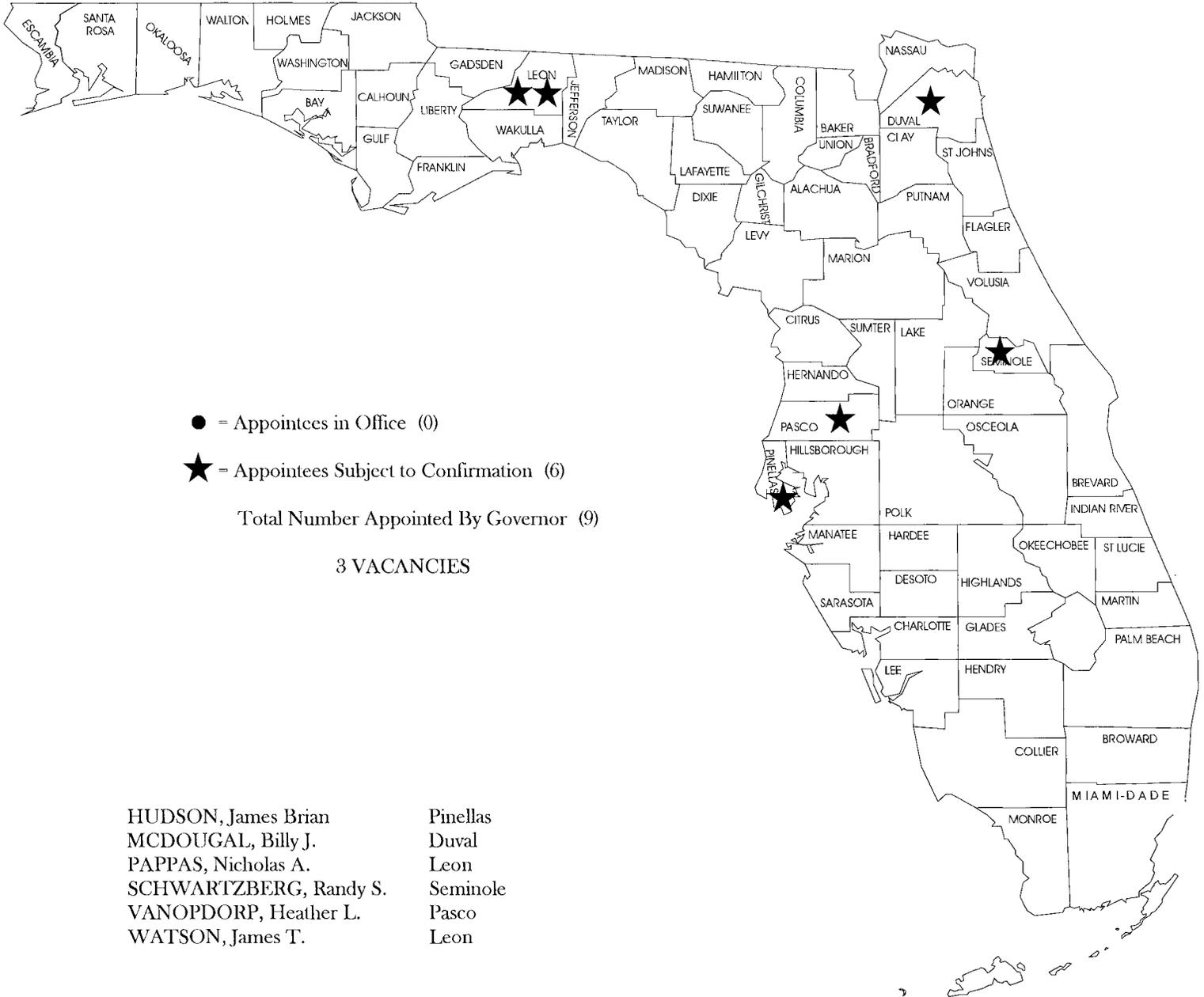
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Athletic Training



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Pappas, Nicholas A.

Appointed: 07/31/2013

Term: 07/30/2012 – 10/31/2015

Prior Term:

City/County: Tallahassee/Leon

Office: Board of Athletic Training, Member

Authority: 468.703(1)-(4), F.S. & 20.43(3)(g)18, F.S.

Reference(s): Committee on Ethics and Elections-Temporarily Postponed-01/13/2014

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 8/26/13
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 9/30/13
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	

Occupation: Athletic Trainer at the Florida State University

Compensation: A board member shall be compensated fifty dollars for each day he or she attends an official board meeting and for each day he or she participates in any other board business. A board member shall also be entitled to reimbursement for expenses pursuant to s. 112.061, F. S. Travel out of the state shall require the prior approval of the secretary of the department.

Requirements: The nine-member board shall include:

- Five licensed athletic trainers
- One physician licensed under chapter 458 or chapter 459
- One physician licensed under chapter 460
- Two members shall be consumer members, each of whom must be a resident of this state who has never worked as an athletic trainer, who has no financial interest in the practice of athletic training and who has never been a licensed health care practitioner as defined in s. 456.001(4), F.S.

Additional Requirements: Terms are for four years. Terms expire on October 31st. For the purpose of staggering terms, the Governor shall appoint the initial members of the board as follows: Three members for terms of 2 years each. Three members for terms of 3 years each. Three members for terms of 4 years each. As the terms of the members expire, the Governor shall appoint successors for terms of 4 years and such members shall serve until their successors are appointed. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Licensed Athletic Trainer
Number 19 - Mr. Pappas is an Athletic Trainer with the Florida State University, 2005-Present.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Watson, James T.

Appointed: 07/31/2013

Term: 07/30/2013 – 10/31/2015

Prior Term:

City/County: Tallahassee/Leon

Office: Board of Athletic Training, Member

Authority: 468.703(1)-(4), F.S. & 20.43(3)(g)18, 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 10/16/13
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 11/18/13
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: Athletic Trainer, Tallahassee Orthopedic & Sports Physical Therapy

Compensation: A board member shall be compensated fifty dollars for each day he or she attends an official board meeting and for each day he or she participates in any other board business. A board member shall also be entitled to reimbursement for expenses pursuant to s. 112.061, F. S. Travel out of the state shall require the prior approval of the secretary of the department.

Requirements: The nine-member board shall include:

- Five licensed athletic trainers
- One physician licensed under chapter 458 or chapter 459
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- Two members shall be consumer members, each of whom must be a resident of this state who has never worked as an athletic trainer, who has no financial interest in the practice of athletic training and who has never been a licensed health care practitioner as defined in s. 456.001(4), F.S.

Additional Requirements: Terms are for four years. Terms expire on October 31st. For the purpose of staggering terms, the Governor shall appoint the initial members of the board as follows: Three members for terms of 2 years each. Three members for terms of 3 years each. Three members for terms of 4 years each. As the terms of the members expire, the Governor shall appoint successors for terms of 4 years and such members shall serve until their successors are appointed. Required to file Form 1 with the Commission on Ethics.

Notes: Number 6 – Mr. Watson served in the U.S. Navy from 1975 to 1978.
Number 8 - Athletic Trainer

The Florida Senate
COMMITTEE MEETING PACKET TAB

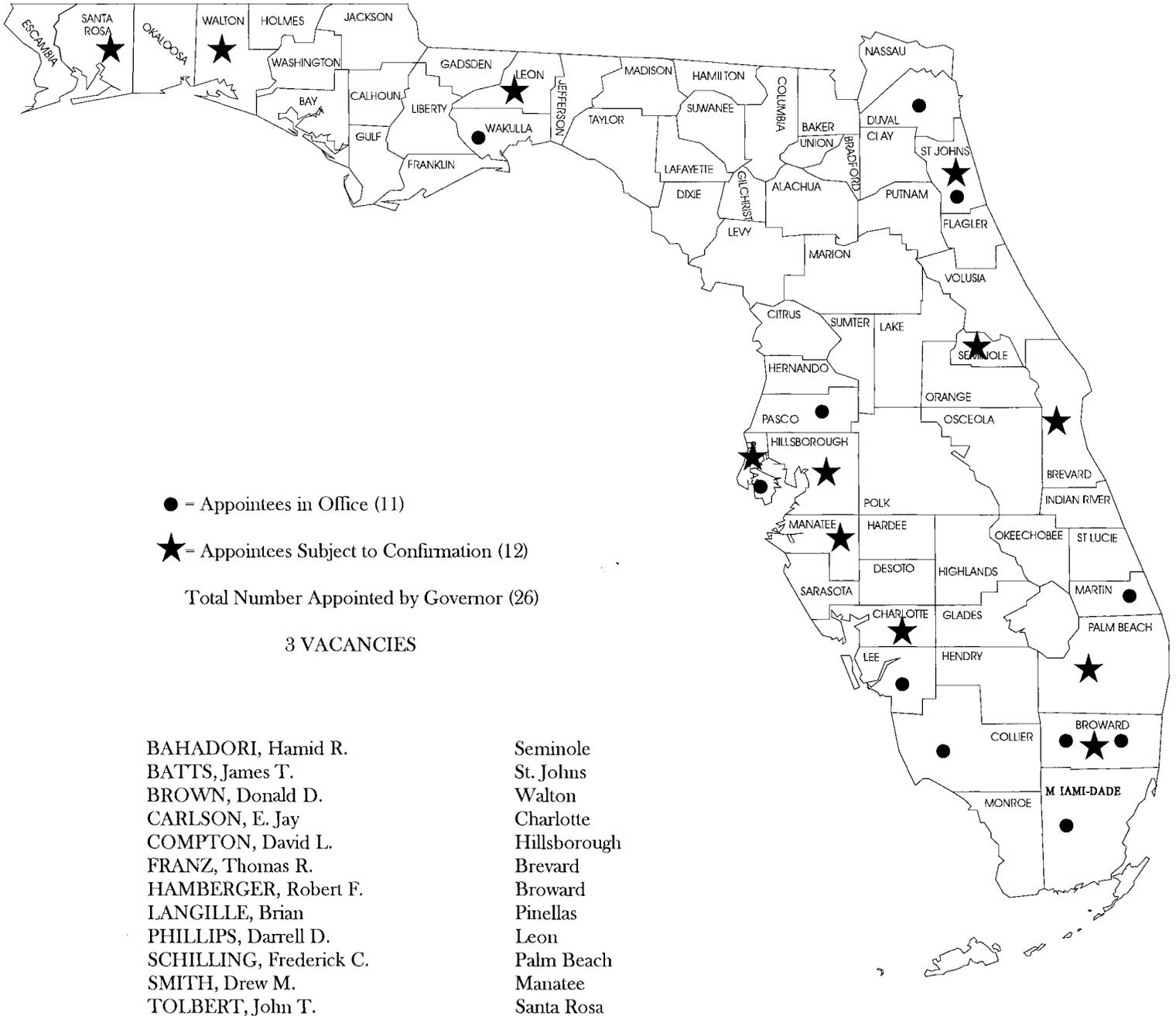
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Building Commission



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Langille, Brian

Appointed: 08/28/2013

Term: 08/27/2013 – 06/30/2017

Prior Term:

City/County: Clearwater/Pinellas

Office: Florida Building Commission, Member

Authority: 553.74, 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 10/9/13
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 1/15/14
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	

Occupation: Operations Manager for the Clearwater Gas System (City of Clearwater)

Compensation: Members of the board serve without compensation, but shall be entitled to reimbursement for per diem and travel expenses as provided by s. 112.061, F.S.

Requirements: The 26 member commission shall be composed of the following:

- One architect registered to practice in this state and actively engaged in the profession;
- One structural engineer registered to practice in this state and actively engaged in the profession;
- One mechanical contractor certified to do business in this state and actively engaged in the profession;
- One electrical contractor certified to do business in this state and actively engaged in the profession;
- One member from fire protection engineering or technology who is actively engaged in the profession;
- One general contractor certified to do business in this state and actively engaged in the profession;
- One plumbing contractor licensed to do business in this state and actively engaged in the profession;
- One roofing, sheet metal, or air-conditioning contractor certified to do business in this state and actively engaged in the profession;
- One residential contractor licensed to do business in this state and actively engaged in the profession;
- Three members who are municipal or district codes enforcement officials, one of whom is also a fire official;
- One member who represents the Department of Financial Services;
- One member who is a county codes enforcement official;
- One member of a Florida-based organization of persons with disabilities or a nationally chartered organization of persons with disabilities with chapters in this state;
- One member of the manufactured buildings industry who is licensed to do business in this state and is actively engaged in the industry;
- One mechanical or electrical engineer registered to practice in this state and actively engaged in the profession;
- One member who is a representative of a municipality or a charter county;
- One member of the building products manufacturing industry who is authorized to do business in this state and actively engaged in the industry;
- One member who is a representative of the building owners and managers industry who is actively engaged in commercial building ownership or management;
- One member who is a representative of the insurance industry; and,
- One member who is a representative of public education;
- One member who is a swimming pool contractor licensed to do business in this state and actively engaged in the profession; and
- One member who is a representative of the green building industry and who is a third-party commission agent, a Florida board member of the United States Green Building Council or Green Building Initiative, or a LEED-accredited professional;
- One member who is a representative of the natural gas distribution system;
- One member who shall be chair.

Additional Requirements: All appointments shall be for terms of four years. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Representative of the natural gas distribution system
Number 19 - Mr. Langille is employed by the City of Clearwater; Operations Manager of the Clearwater Gas System, 2/1/2009-present and Gas Program Coordinator, 5/99-1/09.

The Florida Senate
COMMITTEE MEETING PACKET TAB

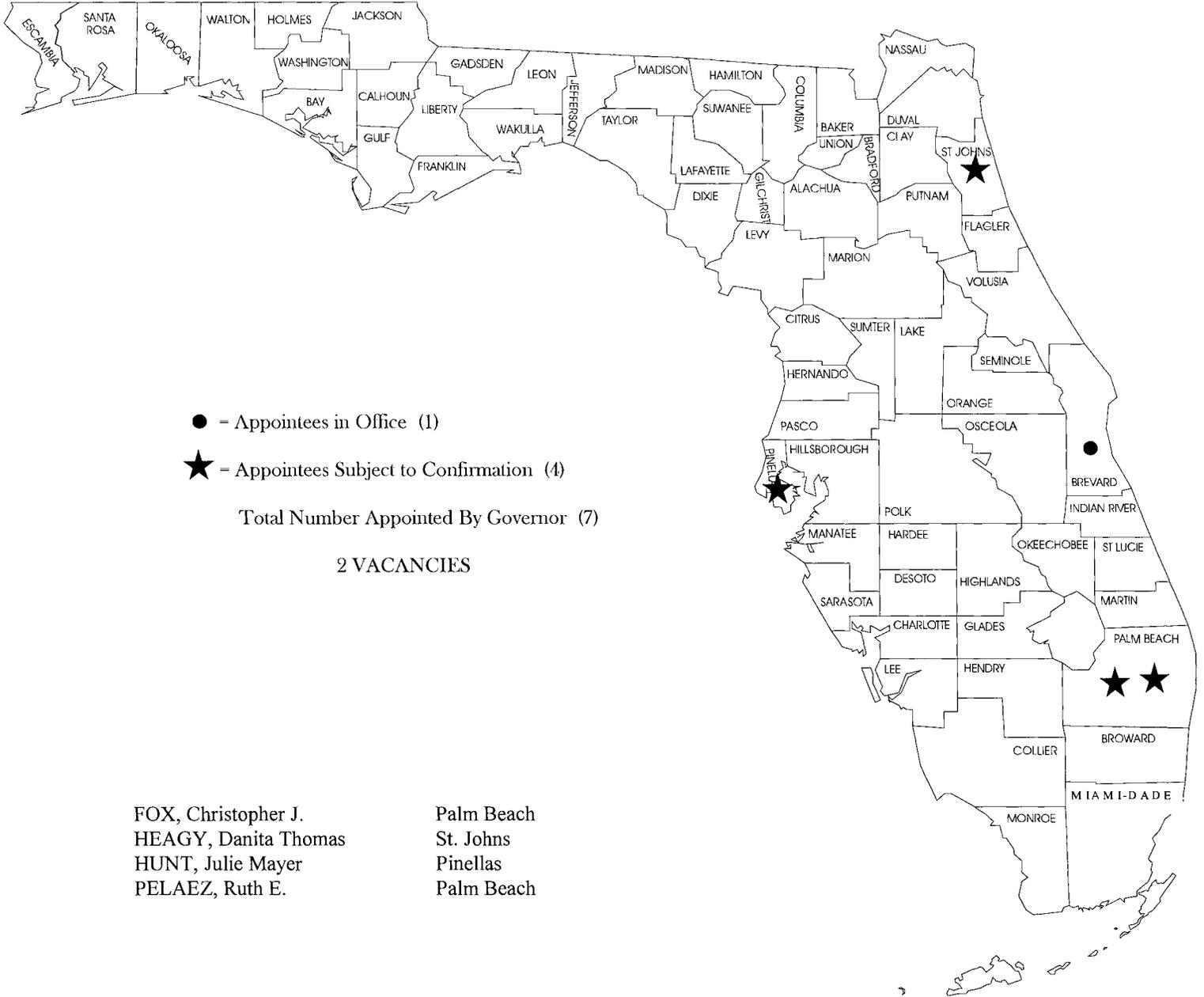
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Chiropractic Medicine



FOX, Christopher J.
 HEAGY, Danita Thomas
 HUNT, Julie Mayer
 PELAEZ, Ruth E.

Palm Beach
 St. Johns
 Pinellas
 Palm Beach

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Fox, Christopher J.

Appointed: 09/25/2013

Term: 09/25/2013 – 10/31/2014

Prior Term:

City/County: West Palm Beach/Palm Beach

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 10/16/13
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 11/18/13
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: Chiropractic Physician

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

The Florida Senate
COMMITTEE MEETING PACKET TAB

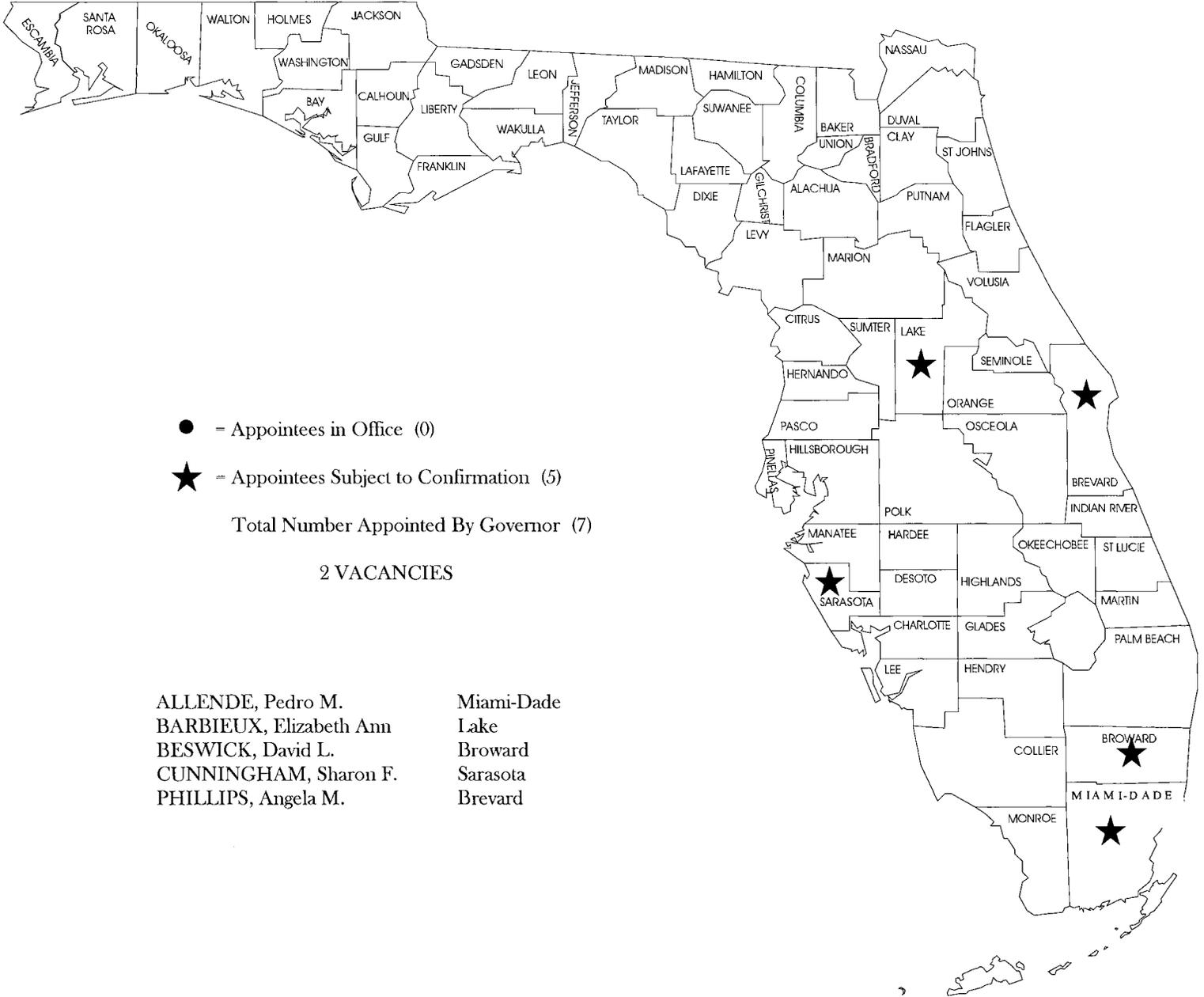
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Regulatory Council of Community Association Managers



- = Appointees in Office (0)
 - ★ = Appointees Subject to Confirmation (5)
- Total Number Appointed By Governor (7)
- 2 VACANCIES

ALLENDE, Pedro M.	Miami-Dade
BARBIEUX, Elizabeth Ann	Lake
BESWICK, David L.	Broward
CUNNINGHAM, Sharon F.	Sarasota
PHILLIPS, Angela M.	Brevard

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Phillips, Angela M.

Appointed: 09/18/2013

Term: 09/18/2013 – 10/31/2015

Prior Term:

City/County: Satellite Beach/Brevard

Office: Regulatory Council of Community Association Managers, Member

Authority: 468.4315

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 10/29/13
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 1/15/14
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: Manager at Dependable Property Mgmt, LLC (CAM Firm)

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 council consists of:

- Five members who are licensed community association managers, one of whom may be a community association manager employed by a timeshare managing entity as described in ss. 468.438 and 721.13, who have held an active license for at least five years; and
- Two members who are residents of the state who are not and have never been connected with the business of community association management, and shall not be prohibited from serving because the member is or has been a resident or board member of a community association.

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 - Licensed Community Association Manager

The Florida Senate
COMMITTEE MEETING PACKET TAB

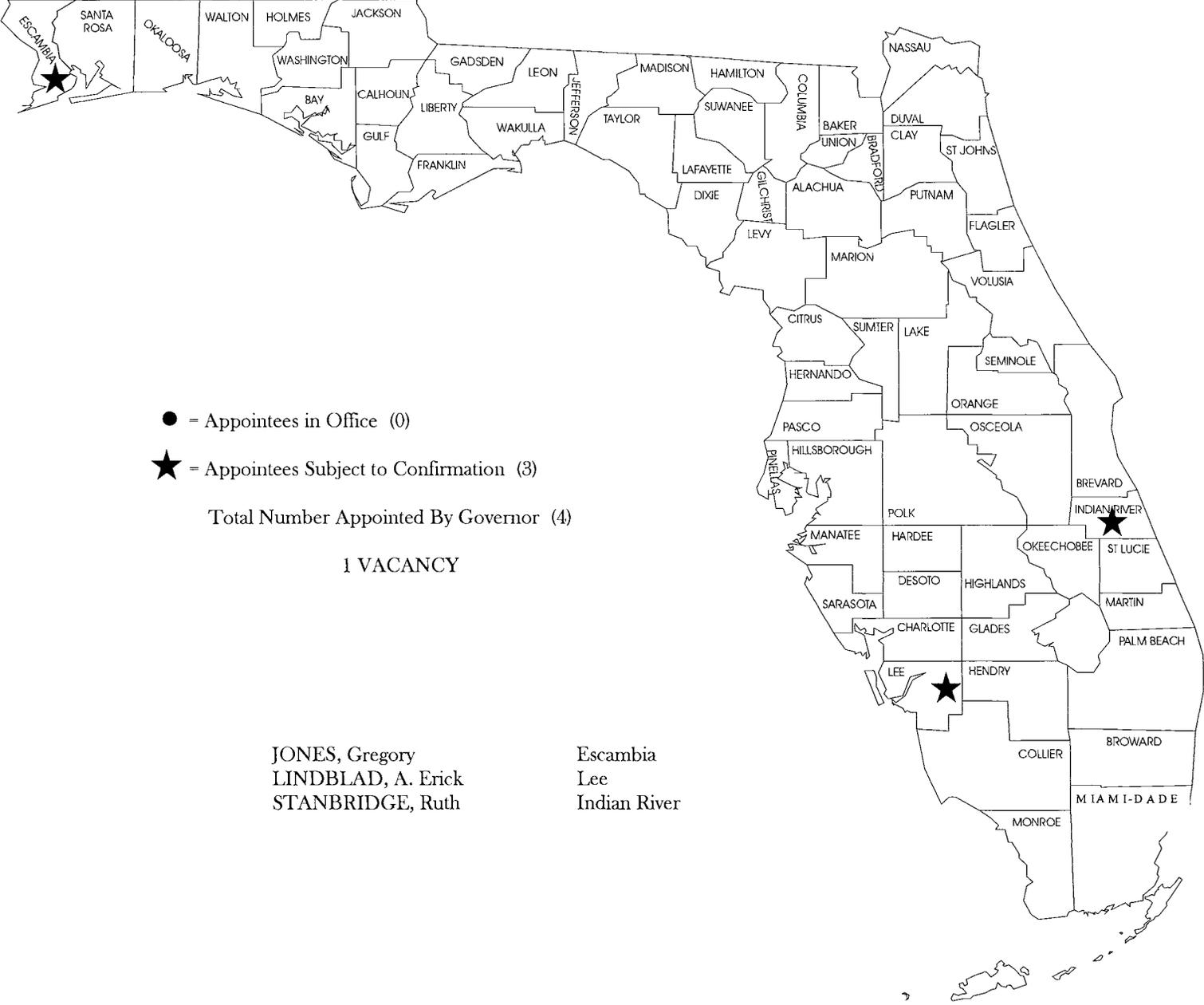
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Communities Trust



- = Appointees in Office (0)
- ★ = Appointees Subject to Confirmation (3)

Total Number Appointed By Governor (4)

1 VACANCY

JONES, Gregory
 LINDBLAD, A. Erick
 STANBRIDGE, Ruth

Escambia
 Lee
 Indian River

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Stanbridge, Ruth

Appointed: 09/05/2013

Term: 09/04/2013 – 01/31/2015

Prior Term: 08/30/2007 - 01/31/2011

City/County: Vero Beach/Indian River

Office: Florida Communities Trust, Member

Authority: 380.504, 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 1 filed as of 6/20/13
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 1/15/14
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		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Consultant, Ruth Stanbridge

Attendance: Attended 19 of 24 meetings (79%) from August 30, 2007 through January 9, 2014.

Compensation: Necessary expenses, including per diem and travel expenses, incurred in the discharge of their duties as provided by law.

Requirements: The governing body of the trust shall consist of:

- The Secretary of Community Affairs;
- The Secretary of Environmental Protection; and
- Four public members appointed by the Governor, subject to Senate confirmation, as follows:

A former elected official of a county government;
A former elected official of a metropolitan municipal government;
A representative of the development industry; and
A representative of a specified non-profit organization.
The Secretary of Community Affairs shall be the chairman.

Additional Requirements: Terms are for four years. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Former elected official
Number 18 - Mrs. Stanbridge was an Indian River County Commissioner from 1998-2002. In addition, she served on the Indian River Planning and Zoning Board from 1983-1989 and she served on the Florida Greenways and Trails Commission from 1999-2001.
Number 19 - Mrs. Stanbridge was employed by the Florida Game and Fresh Water Fish Commission, Office of Environmental Services as an administrative secretary from 1963-1998.

COMMITTEE MEETING PACKET TAB

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A385W

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Westine, Lauralee G.

Appointed: 09/12/2013

Term: 09/10/2013 – 05/31/2017

Prior Term:

City/County: Palm Harbor/Pinellas

Office: Board of Trustees of St. Petersburg 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 6/10/13
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 1/15/14
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: Attorney

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 - Pinellas County Resident
Number 17 - Mrs. Westine is currently serving on the Local Planning Agency in Pinellas County, 2009-Present.
Number 19 - Mrs. Westine was the Assistant State Attorney for the 6th Judicial Circuit from 1995 to 2000.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

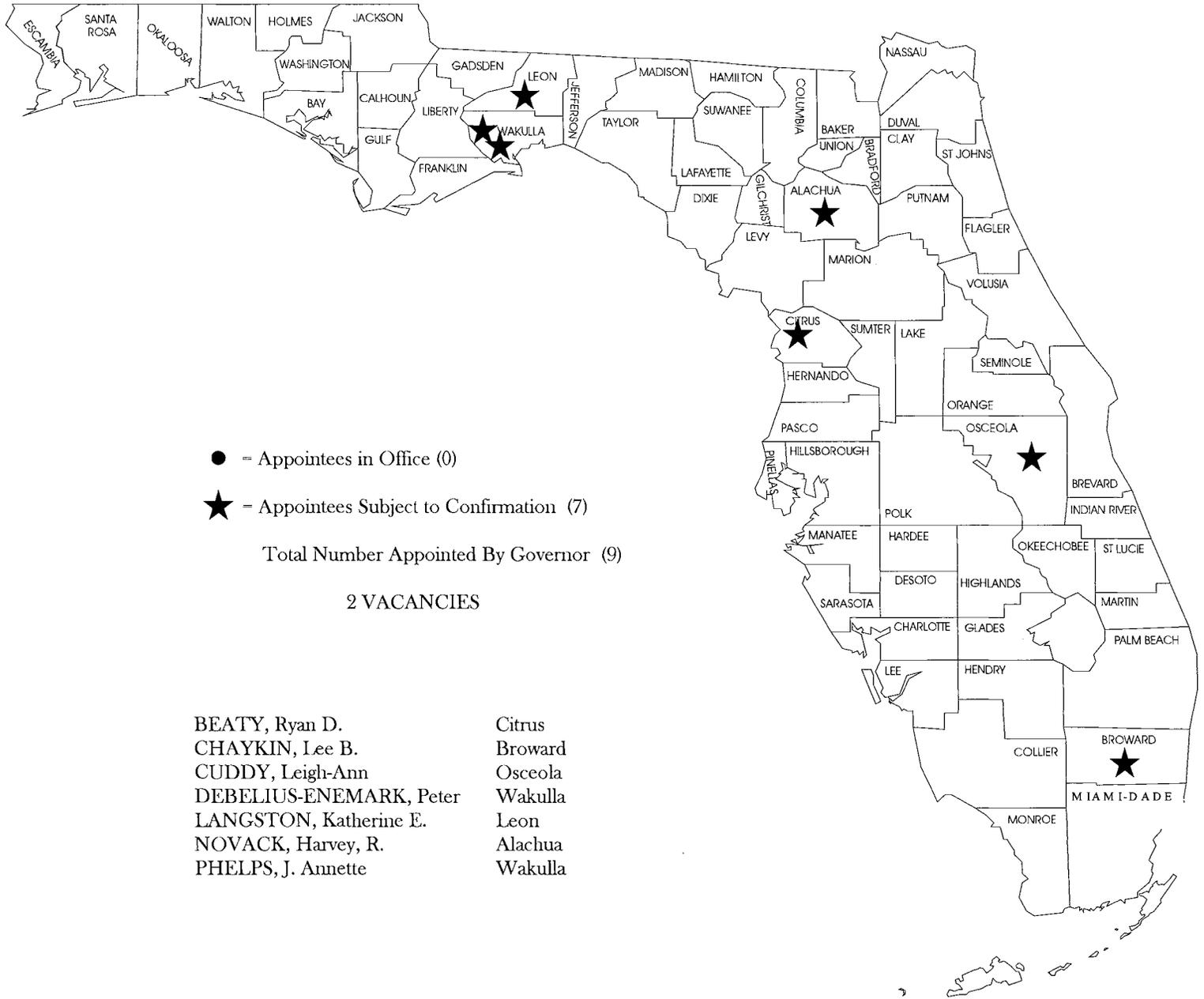
TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

7

A480C

State of Florida Correctional Medical Authority



- = Appointees in Office (0)
- ★ = Appointees Subject to Confirmation (7)

Total Number Appointed By Governor (9)

2 VACANCIES

BEATY, Ryan D.	Citrus
CHAYKIN, Lee B.	Broward
CUDDY, Leigh-Ann	Osceola
DEBELIUS-ENEMARK, Peter	Wakulla
LANGSTON, Katherine E.	Leon
NOVACK, Harvey, R.	Alachua
PHELPS, J. Annette	Wakulla

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Chaykin, Lee B.

Appointed: 06/06/2013

Term: 03/06/2013 – 07/01/2016

Prior Term:

City/County: Davie/Broward

Office: State of Florida Correctional Medical Authority, Member

Authority: 945.602, 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 2/3/14
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 9/30/13
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: Administrator, HCA, (Healthcare Management)

Compensation: Reimbursed for per diem and travel expenses pursuant to s. 112.061, F.S. Required to file Form 1 w/ Commission on Ethics.

Requirements: The seven member governing board consists of:

- One member who is a member of the Florida Hospital Association;
- One member who is a member of the Florida Medical Association;
- At least one member of the authority must be a physician licensed under chapter 458;
- One member of the authority may be a physician licensed under chapter 458 or chapter 459. At least two other members of the authority must have had at least 5 years' experience in health care administration.
- At least one member of the authority must have at least 5 years' experience in the identification and treatment of mental disorders.
- At least one member of the authority must be a dentist licensed under chapter 466 and have at least 5 years' experience in the practice of dentistry.
- At least one member of the authority must be a nurse licensed under part I of chapter 464 and have at least 5 years' experience in the practice of nursing.

A member of the authority may not be a current employee of the Department of Corrections. Not more than one member of the authority may be a former employee of the Department of Corrections, and such member, if appointed, may not be appointed to a term of office which begins within 5 years after the date of his or her last employment with the Department of Corrections.

Additional Requirements: Terms shall be for four years. Notwithstanding any general or special law, rule, regulation or ordinance of any local agency to the contrary, service as a member of an authority by a trustee, director, officer, or employee of a health facility shall not in and of itself constitute a conflict of interest. However, any member of the authority who is employed by, or has received income from, a health facility under consideration by the authority shall not vote on any matter related to such facility. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Florida Hospital Association Position. Mr. Chaykin is a member of the American College of Healthcare Executives.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Cuddy, Leigh-Ann

Appointed: 08/13/2013

Term: 08/13/2013 – 07/01/2016

Prior Term:

City/County: St. Cloud/Osceola

Office: State of Florida Correctional Medical Authority, Member

Authority: 945.602, 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 10/14/13
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 11/18/13
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	

Occupation: Program Supervisor/Criminal Justice Planning Analyst with Osceola County Corrections

Compensation: Reimbursed for per diem and travel expenses pursuant to s. 112.061, F.S. Required to file Form 1 w/ Commission on Ethics.

Requirements: The seven member governing board consists of:

- One member who is a member of the Florida Hospital Association;
- One member who is a member of the Florida Medical Association;
- At least one member of the authority must be a physician licensed under chapter 458;
- One member of the authority may be a physician licensed under chapter 458 or chapter 459. At least two other members of the authority must have had at least 5 years' experience in health care administration.
- At least one member of the authority must have at least 5 years' experience in the identification and treatment of mental disorders.
- At least one member of the authority must be a dentist licensed under chapter 466 and have at least 5 years' experience in the practice of dentistry.
- At least one member of the authority must be a nurse licensed under part I of chapter 464 and have at least 5 years' experience in the practice of nursing.

A member of the authority may not be a current employee of the Department of Corrections. Not more than one member of the authority may be a former employee of the Department of Corrections, and such member, if appointed, may not be appointed to a term of office which begins within 5 years after the date of his or her last employment with the Department of Corrections.

Additional Terms shall be for four years.

Requirements: Notwithstanding any general or special law, rule, regulation or ordinance of any local agency to the contrary, service as a member of an authority by a trustee, director, officer, or employee of a health facility shall not in and of itself constitute a conflict of interest. However, any member of the authority who is employed by, or has received income from, a health facility under consideration by the authority shall not vote on any matter related to such facility. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Experience in identification and treatment of mental disorders
Number 19 - Ms. Cuddy is a Program Supervisor/Criminal Justice Planning Analyst with Osceola County Corrections, since 2008

The Florida Senate
COMMITTEE MEETING PACKET TAB

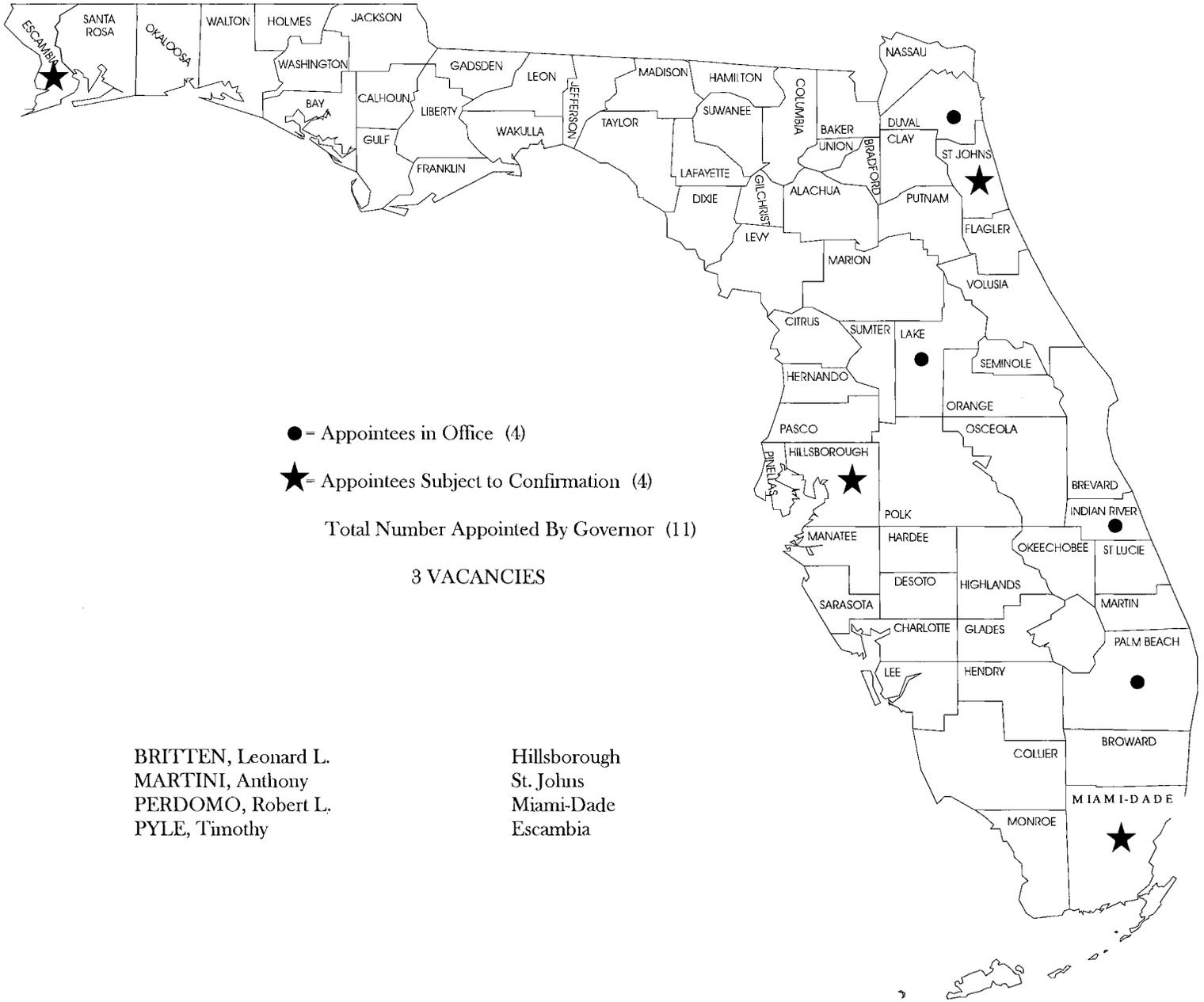
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Dentistry



● - Appointees in Office (4)
 ★ - Appointees Subject to Confirmation (4)
 Total Number Appointed By Governor (11)
 3 VACANCIES

BRITTEN, Leonard L.
 MARTINI, Anthony
 PERDOMO, Robert L.
 PYLE, Timothy

Hillsborough
 St. Johns
 Miami-Dade
 Escambia

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Britten, Leonard L.

Appointed: 07/22/2013

Term: 07/22/2013 – 10/31/2015

Prior Term:

City/County: Lutz/Hillsborough

Office: Board of Dentistry, Member

Authority: 466.004(1), F.S. & 20.43(3)(g)11, 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 8/23/13
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 11/18/13
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: Dentist

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 eleven-member board, appointed by the Governor, consists of:

- Seven members who are licensed dentists actively engaged in the clinical practice of dentistry in this state and has practiced dentistry primarily as a clinical practitioner for at least 5 years immediately preceding the date of appointment. The member must remain primarily in clinical practice during all subsequent periods of appointment.
- Two members who are licensed dental hygienists actively engaged in the practice of dental hygiene in this state, who have been so engaged for at least five years preceding their appointment;
- Two members who are lay persons who are not, and have never been, dentists, dental hygienists, or members of any closely related profession or occupation; and

At least one member who is sixty years of age or older.

Each member of the board who is connected in any way with any dental college or community college must be in compliance with s. 456.007.

Additional Requirements: Members shall be appointed for 4-year terms, but may serve no more than a total of 10 years. Terms expire on October 31. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Dentist

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Martini, Anthony J.

Appointed: 07/22/2013

Term: 07/22/2013 – 10/31/2014

Prior Term:

City/County: St. Johns/St. Johns

Office: Board of Dentistry, Member

Authority: 466.004(1), F.S. & 20.43(3)(g)11, 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 8/14/13
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 9/30/13
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: Retired

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 eleven-member board, appointed by the Governor, consists of:

- Seven members who are licensed dentists actively engaged in the clinical practice of dentistry in this state and has practiced dentistry primarily as a clinical practitioner for at least 5 years immediately preceding the date of appointment. The member must remain primarily in clinical practice during all subsequent periods of appointment.
- Two members who are licensed dental hygienists actively engaged in the practice of dental hygiene in this state, who have been so engaged for at least five years preceding their appointment;
- Two members who are lay persons who are not, and have never been, dentists, dental hygienists, or members of any closely related profession or occupation; and

At least one member who is sixty years of age or older.

Each member of the board who is connected in any way with any dental college or community college must be in compliance with s. 456.007.

Additional Requirements: Members shall be appointed for 4-year terms, but may serve no more than a total of 10 years. Terms expire on October 31. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Lay Member

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Perdomo, Robert L., III
 Term: 07/22/2013 – 10/31/2016

Appointed: 07/22/2013
 Prior Term: 05/20/2009 - 10/31/2012

City/County: Coral Gables/Miami-Dade
 Office: Board of Dentistry, Member
 Authority: 466.004(1), F.S. & 20.43(3)(g)11, 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 6/26/13
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 11/18/13
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	

Occupation: Robert L. Perdomo, D.M.D.

Attendance: Attended 21 of 25 meetings (84%) from May 20, 2009 through November 13, 2013.

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 eleven-member board, appointed by the Governor, consists of:

- Seven members who are licensed dentists actively engaged in the clinical practice of dentistry in this state and has practiced dentistry primarily as a clinical practitioner for at least 5 years immediately preceding the date of appointment. The member must remain primarily in clinical practice during all subsequent periods of appointment.
- Two members who are licensed dental hygienists actively engaged in the practice of dental hygiene in this state, who have been so engaged for at least five years preceding their appointment;
- Two members who are lay persons who are not, and have never been, dentists, dental hygienists, or members of any closely related profession or occupation; and

At least one member who is sixty years of age or older.

Each member of the board who is connected in any way with any dental college or community college must be in compliance with s. 456.007.

Additional Requirements: Members shall be appointed for 4-year terms, but may serve no more than a total of 10 years. Terms expire on October 31. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Dentist
Number 19 - Dr. Perdomo was an examiner for the Department of Health on an as needed basis in 2003 and 2004.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Pyle, Timothy S.

Appointed: 07/22/2013

Term: 07/05/2013 – 10/31/2016

Prior Term:

City/County: Pensacola/Escambia

Office: Board of Dentistry, Member

Authority: 466.004(1), F.S. & 20.43(3)(g)11, 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 1/27/14
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 11/18/13
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	See Below
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: Salesperson for Otis Elevator

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 eleven-member board, appointed by the Governor, consists of:

- Seven members who are licensed dentists actively engaged in the clinical practice of dentistry in this state and has practiced dentistry primarily as a clinical practitioner for at least 5 years immediately preceding the date of appointment. The member must remain primarily in clinical practice during all subsequent periods of appointment.
- Two members who are licensed dental hygienists actively engaged in the practice of dental hygiene in this state, who have been so engaged for at least five years preceding their appointment;
- Two members who are lay persons who are not, and have never been, dentists, dental hygienists, or members of any closely related profession or occupation; and

At least one member who is sixty years of age or older.

Each member of the board who is connected in any way with any dental college or community college must be in compliance with s. 456.007.

Additional Requirements: Members shall be appointed for 4-year terms, but may serve no more than a total of 10 years. Terms expire on October 31. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Lay Member.

Number 14 - Mr. Pyle's questionnaire indicated he is a licensed wine distributor. The license information check disclosed his license was delinquent and litigation was pending for failure to collect and remit tax payments from audit periods August 24, 2012-January 31, 2012; February 1, 2012-May 31, 2012; and June 1, 2012-September 30, 2012. On January 27, 2014, a consent order between the Department of Business and Professional Regulation and Mr. Pyle was issued. The disciplinary actions issued require that Mr. Pyle be required to pay \$3,024.84 in outstanding excise tax payments to the Division of Alcohol Beverages and Tobacco. Mr. Pyle requested a payment plan and the first payment is due on February 28, 2014, and final payment is due on July 31, 2014. In addition, Mr. Pyle received a Warning. The consent order also included that Mr. Pyle is currently out of the wine and liquor distributor business and the findings showed he did not intentionally commit the violation.

Number 18 - Mr. Pyle served on the Escambia County West End Advisory Committee to District 2 from 2009-2010.

The Florida Senate
COMMITTEE MEETING PACKET TAB

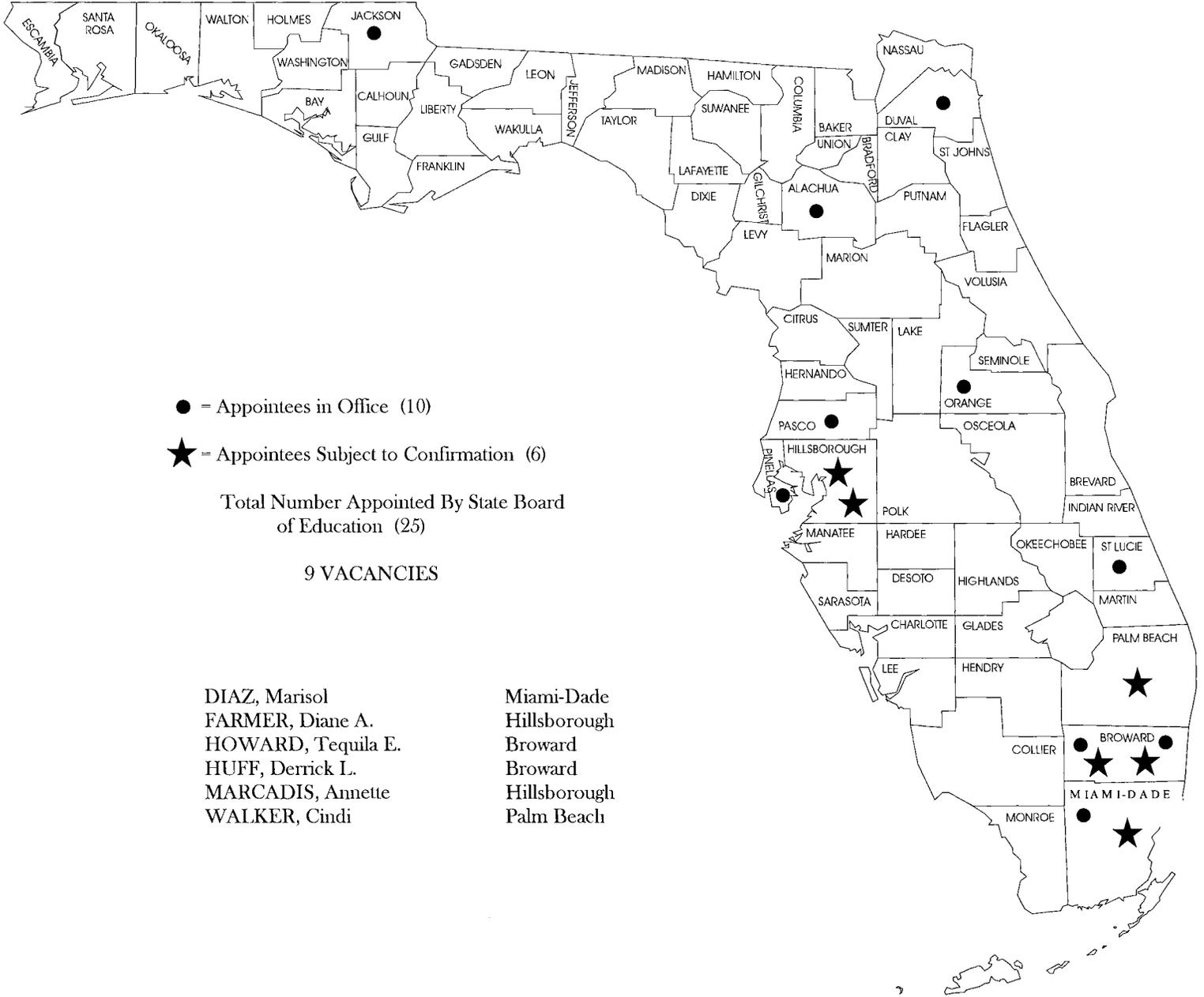
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Education Practices Commission



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Howard, Tequila E.

Appointed: 10/30/2013

Term: 09/17/2013 – 09/30/2016

Prior Term:

City/County: Sunrise/Broward

Office: Education Practices Commission, Member

Authority: 1012.79(1), 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 12/2/13
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 1/15/14
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	

Occupation: Teacher for Broward County Public Schools

Compensation: Reimbursed for expenses pursuant to s. 1012.79(10), F.S.

Requirements: The 25-member commission consists of persons appointed by the State Board of Education, from nominations made by the Commissioner of Education, with an effort toward achieving equal geographical representation, as follows:

- Eight teacher members who are certified to teach, and who have practiced the profession for at least five years immediately preceding their appointment;
- Five school administrator members, with at least one of whom shall represent a private school. School administrator members must have an endorsement on the educator certificate in the area of school administration or supervision and must have been practicing school administrators for at least five years immediately preceding their appointment;
- Seven lay members, five of whom shall be parents of public school students and who are unrelated to public school employees and two of whom are former district school board members; and
- Five sworn law enforcement officials (each must have served in the profession for at least five years immediately preceding appointment and have background expertise in child safety).

All members shall be residents of the state.

Additional Requirements: Members shall serve four-year staggered terms. A member may not serve more than eight years. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Teacher
Number 19 - Dr. Howard is a teacher for Broward County Public Schools, 2007 - Present.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Marcadis, Annette

Appointed: 10/21/2013

Term: 10/15/2013 – 07/14/2017

Prior Term: 07/14/2009 - 07/13/2013

City/County: Tampa/Hillsborough

Office: Education Practices Commission, Member

Authority: 1012.79(1), 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 6/17/13
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 1/15/14
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: Legal Assistant at Marcadis Singer, PA

Attendance: Attended 13 of 13 meetings (100%) from July 14, 2009 through January 15, 2014.

Compensation: Reimbursed for expenses pursuant to s. 1012.79(10), F.S.

Requirements: The 25-member commission consists of persons appointed by the State Board of Education, from nominations made by the Commissioner of Education, with an effort toward achieving equal geographical representation, as follows:

- Eight teacher members who are certified to teach, and who have practiced the profession for at least five years immediately preceding their appointment;
- Five school administrator members, with at least one of whom shall represent a private school. School administrator members must have an endorsement on the educator certificate in the area of school administration or supervision and must have been practicing school administrators for at least five years immediately preceding their appointment;
- Seven lay members, five of whom shall be parents of public school students and who are unrelated to public school employees and two of whom are former district school board members; and
- Five sworn law enforcement officials (each must have served in the profession for at least five years immediately preceding appointment and have background expertise in child safety).

All members shall be residents of the state.

Additional Requirements: Members shall serve four-year staggered terms. A member may not serve more than eight years. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Lay Member/Parent

COMMITTEE MEETING PACKET TAB

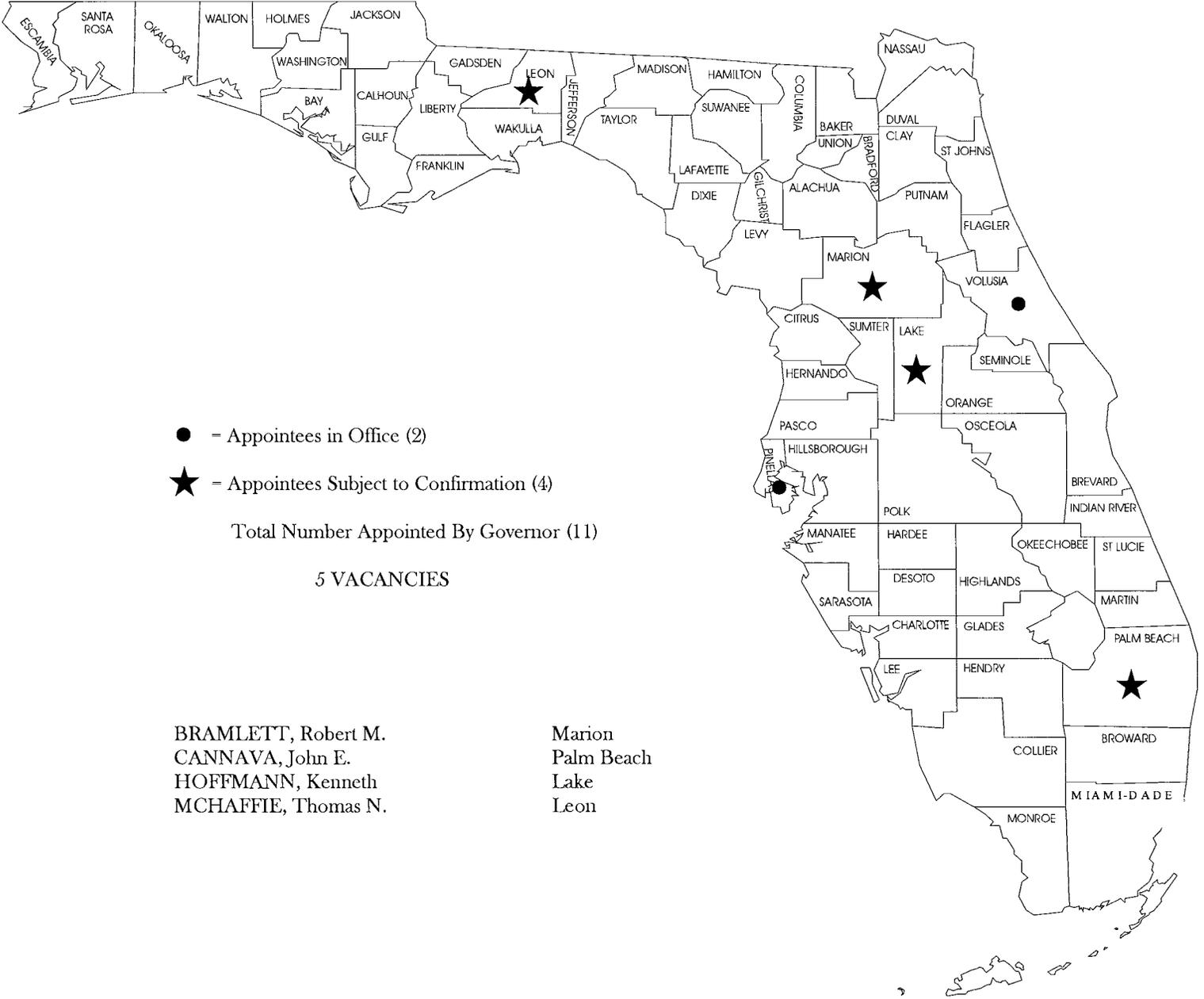
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Electrical Contractors Licensing Board



- - Appointees in Office (2)
- ★ - Appointees Subject to Confirmation (4)

Total Number Appointed By Governor (11)

5 VACANCIES

BRAMLETT, Robert M.
 CANNAVA, John E.
 HOFFMANN, Kenneth
 MCHAFFIE, Thomas N.

Marion
 Palm Beach
 Lake
 Leon

Recommendation for Senate Confirmation of Executive Appointment

Appointee: McHaffie, Thomas N.

Appointed: 09/12/2013

Term: 09/12/2013 – 10/31/2015

Prior Term:

City/County: Tallahassee/Leon

Office: Electrical Contractors' Licensing Board, Member

Authority: 489.507, F.S. & 20.165(4)(a)7, 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 10/15/13
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 1/15/14
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		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Electrical Contractor

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 eleven-member board consists of persons who are citizens and residents of the state as follows:

- Seven members who are certified electrical contractors;
- Two members who are certified alarm system contractors I; and
- Two members who are lay persons who are not and have never been electrical contractors or members of any closely related profession or occupation.

Each of the contractor members must be certified by the board in the category with respect to which they have been appointed, be actively engaged in the construction business, and have been so engaged for a period of not fewer than five consecutive years prior to the date of appointment.

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 - Certified Electrical Contractor
Number 15 - Mr. McHaffie disclosed on his questionnaire that he is an independent contractor that provides contract services to government agencies.
Number 19 - Mr. McHaffie was a police officer with the City of Tallahassee from 1978 to 1980 and 1982 to 1984.

The Florida Senate
COMMITTEE MEETING PACKET TAB

11

A840S

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 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, February 20, 2014
TIME: 9:00 —11:00 a.m.
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

TO: The Honorable Don Gaetz, President

FROM: Committee on Transportation

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

Office: Tampa-Hillsborough County Expressway Authority

Appointee: Smith, Rebecca J.

Term: 3/19/2013-7/1/2015

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: Smith, Rebecca J.

Appointed: 03/19/2013

Term: 03/19/2013 – 07/01/2015

Prior Term: 08/14/2009 - 07/01/2011

City/County: Tampa/Hillsborough

Office: Tampa-Hillsborough County Expressway Authority, Member

Authority: 348.52(2)(a), F.S.

Reference(s): Committee on Ethics and Elections
Committee on Transportation

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 5/13/13
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 9/30/13
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: President/Owner - The A.D. Morgan Corporation

Attendance: Attended 42 of 51 meetings (82%) from August 14, 2009 through September 13, 2013.

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

Requirements: The authority consists of seven members, as follows:

- Four members who are appointed by the Governor subject to Senate confirmation;
- One member who is the Mayor of Tampa or the mayor's designee, serving as a member ex officio;
- One member who is a member of the Board of County Commissioners of Hillsborough County, serving as a member ex officio; and
- One member who is a district secretary of the Department of Transportation from the district which contains Hillsborough County, serving as a member ex officio.

Additional Terms are for four years.

Requirements: As of July 1, 2009, required to file Form 6 with SOE's office.

Notes: Number 8 - Governor Appointment

Number 15 - Ms. Smith is the owner of a construction firm that provides general contracting services to government agencies.

Number 18 - Ms. Smith served on the PRIDE Board of Directors, 2005-2008. In addition, Ms. Smith is a past member of the following: The Governor's Council for Small and Minority Business, the Construction Industry Licensing Board, and the Variance Review Board for the City of Tampa.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Fallows, Christopher Mark

Appointed: 06/17/2013

Term: 06/17/2013 – 07/08/2014

Prior Term:

City/County: Crystal River/Citrus

Office: Citrus County Hospital Board, Member

Authority: 11-256, 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)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 7/12/13
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 9/30/13
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: Physician/Owner of Nature Coast Pain Associates, Inc. dba Pain Institute of Central Florida

Compensation: None.

Requirements: The board is composed of and governed by five members to be known as trustees. Each appointment is made by the Governor, subject to confirmation by the Senate.

Additional Requirements: Terms are for four years. Required to file Form 1 with the SOE's office.

Notes: Number 6 - Dr. Fallows served in the U.S. Marine Corp in 1979.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Blow, John Carl
 Term: 05/16/2013 – 01/09/2017

Appointed: 05/17/2013
 Prior Term: 03/29/2013 - 01/9/2017

City/County: St. Augustine/St. Johns

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 6/5/13
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 9/30/13
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, Great Oaks Properties (Real Estate Management)

Attendance: Attended 8 of 8 meetings (100%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

Notes: Number 6 - Mr. Blow served in the U.S. Navy in 1980.
Number 8 - St. Johns County Resident
Number 17 - Mr. Blow currently serves on the St. Augustine Industrial Development Authority, 2012-Present.
Number 18 - Mr. Blow served on the St. Augustine Planning & Zoning Board from 2006 to 2012 and the St. Augustine Port Waterway & Beach District from 2006 to 2010.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Chappell, Tyler

Appointed: 05/17/2013

Term: 05/16/2013 – 01/09/2017

Prior Term: 03/29/2013 - 01/09/2017

City/County: Lighthouse Point/Broward

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 5/31/13
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 9/30/13
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: V.P., The Chappell Group, Inc. (Environmental Consulting)

Attendance: Attended 12 of 13 meetings (92%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Broward County Resident

Number 15 - Mr. Chappell is the vice president of a consulting firm that provides contract services to various counties and cities.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Cuozzo, Donald J.

Appointed: 05/17/2013

Term: 05/16/2013 – 01/09/2017

Prior Term: 03/29/2013 - 01/09/2017

City/County: Palm City/Martin

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 6/20/13
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 9/30/13
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		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Owner, Houston Cuzzo Group, Inc. Owner, Cuzzo Design Group

Attendance: Attended 11 of 13 meetings (85%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

- Notes:**
- Number 8 - Martin County Resident
 - Number 15 - Mr. Cuzzo disclosed that his company has a continuing service contract with Martin County.
 - Number 18 - Mr. Cuzzo served on the Treasure Coast Regional Planning Council from 1998-2002 and he was a member of the Martin County Board of Zoning and Adjustment from 1992-1996. In addition, Mr. Cuzzo previously served on the Florida Century Commission.
 - Number 19 - Mr. Cuzzo was employed as a planner for the Martin County Board of County Commissioners.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Dritenbas, Paul U.

Appointed: 05/17/2013

Term: 05/16/2013 – 01/09/2017

Prior Term: 03/29/2013 - 01/09/2017

City/County: Vero Beach/Indian River

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 4/16/13
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 9/30/13
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: Architect at Edlund, Dritenbas, Binkley Architects; Captain of Reel Life Fishing Charters

Attendance: Attended 6 of 8 meetings (75%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

Notes: Number 6 - Mr. Dritenbas served in the U.S. Air Force from 1971 to 1974 and the U.S. Air Force Reserve until 1977.

Number 8 - Indian River Resident

Number 15 - Mr. Dritenbas' firm has continuing services contracts with six municipal government entities in Indian River and St. Lucie Counties.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Isiminger, Charles C.

Appointed: 05/17/2013

Term: 05/16/2013 – 01/09/2015

Prior Term: 03/29/2013 - 01/09/2015

City/County: North Palm Beach/Palm Beach

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 4/15/13
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 9/30/13
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		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Engineer/President of Isiminger & Stubbs Engineering, Inc.

Attendance: Attended 6 of 8 meetings (75%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Palm Beach County Resident
Number 15 - Mr. Isiminger disclosed that his firm provides contractual engineering consultant services to municipal governments.
Number 17 - Mr. Isiminger is currently serving as the Palm Beach Countywide Coastal Council Delegate from the Village of North Palm Beach and on the Village of North Palm Beach Construction Board of Adjustments.
Number 18 - Mr. Isiminger served on the following boards for the Village of North Palm Beach: Code Enforcement Board from 1993 to 1997, Equity Study Commission in 1994 and 1996, Planning Commission from 1997 to 2003, Waterways Board from 2005 to 2010. Mr. Isiminger also served on the Town of Palm Beach Shore Protection Board from 1995 to 1999.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: McCabe, Susanne D.

Appointed: 05/17/2013

Term: 05/16/2013 – 01/09/2017

Prior Term: 03/29/2013 - 01/09/2017

City/County: Port Orange/Volusia

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 6/7/13
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 9/30/13
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: Partner, Bonus McCabe (Law Firm)

Attendance: Attended 6 of 8 meetings (75%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Volusia County Resident

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Netts, Jonathan S.

Appointed: 05/17/2013

Term: 05/16/2013 – 01/09/2015

Prior Term: 03/29/2013 - 01/09/2015

City/County: Palm Coast/Flagler

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 5/21/13
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 9/30/13
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		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: Mayor, City of Palm Coast

Attendance: Attended 11 of 13 meetings (85%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Flagler County Resident
Number 17 - Mr. Netts is currently the Mayor of the City of Palm Coast 2007-Present. He was first elected to the Palm Coast City Council in 2001.
Number 18 - Mr. Netts served as a Palm Coast City Councilman from 2001 until elected Mayor in 2007. Mr. Netts served on the Palm Coast Code Enforcement Board from 2000- 2002. He also served briefly on the Northeast Central Florida Regional Planning Council.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Williams, Lynn

Appointed: 05/17/2013

Term: 05/16/2013 – 01/09/2017

Prior Term: 03/29/2013 - 01/09/2017

City/County: Fernandina Beach/Nassau

Office: Florida Inland Navigation District, Member

Authority: 374.983, 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 6/12/13
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 9/30/13
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	
20. Currently a Registered Lobbyist		X	

Occupation: Retired

Attendance: Attended 6 of 8 meetings (75%) from March 29, 2013 through September 25, 2013.

Compensation: Reimbursed for per diem and travel expenses as provided in s. 112.061, F.S.

Requirements: The Florida Inland Navigation District is a special taxing district composed of 12 members, appointed by the Governor, and confirmed by the Senate.

One member shall be appointed for each of the following counties:

- Broward;
- Miami-Dade;
- Duval;
- Flagler;
- Indian River;
- Martin;
- Nassau;
- Palm Beach;
- St. Johns;
- St. Lucie; and
- Volusia.

No two members shall reside in the same county in the district.

Additional Requirements: Terms are for four years. Commencing on January 10, 1997, the Governor shall appoint the Commissioners from Broward, Indian River, Martin, St. Johns, and Volusia Counties. On January 10, 1999, the Governor shall appoint the Commissioners from Brevard, Dade, Duval, Flagler, Palm Beach, and St. Lucie Counties. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Nassau County Resident
Number 17 - Mr. Williams serves on the Board of Adjustment for City of Fernandina Beach, 2012-Present.

The Florida Senate
COMMITTEE MEETING PACKET TAB

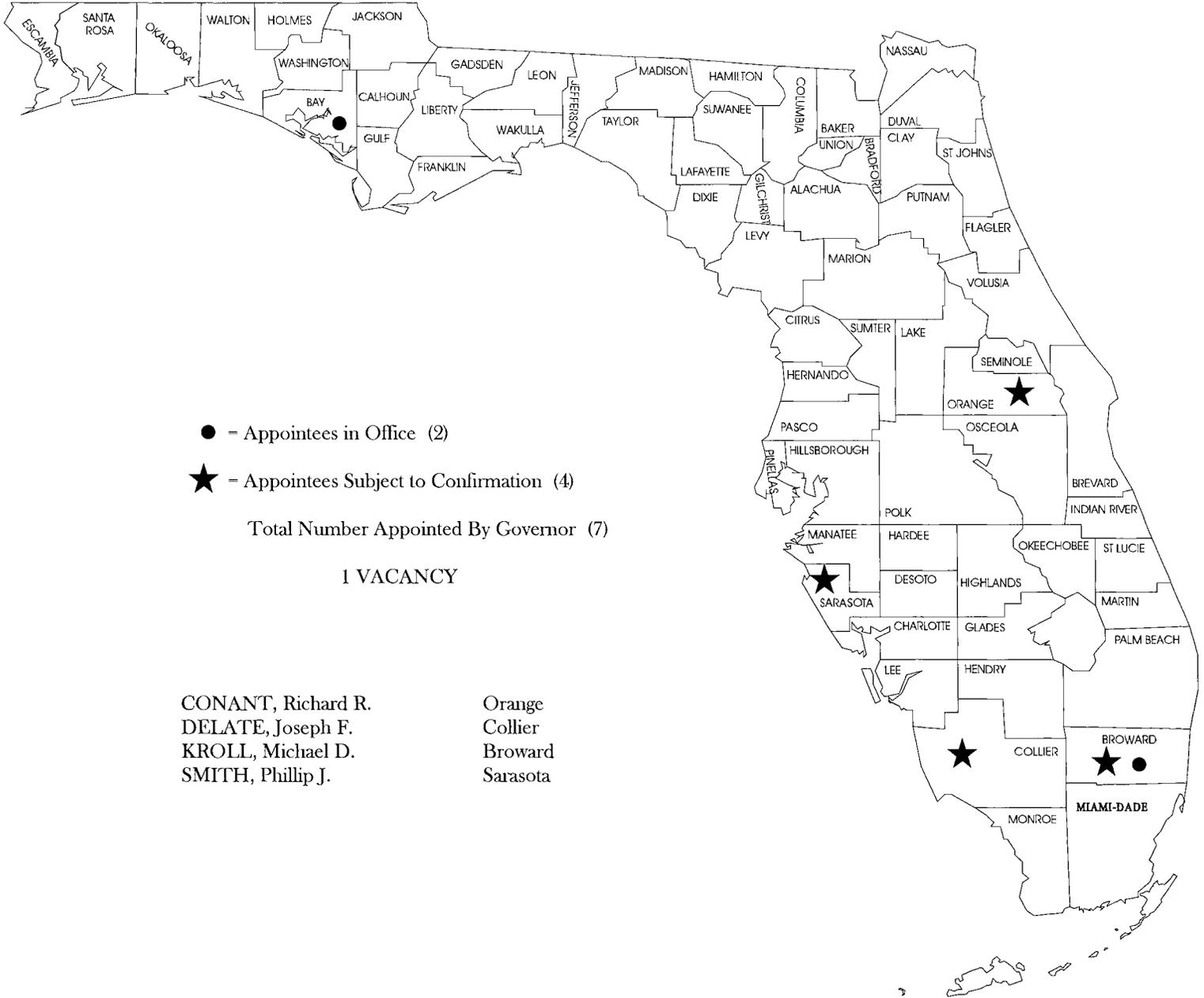
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Landscape Architecture



- - Appointees in Office (2)
- ★ - Appointees Subject to Confirmation (4)

Total Number Appointed By Governor (7)

1 VACANCY

CONANT, Richard R.
 DELATE, Joseph F.
 KROLL, Michael D.
 SMITH, Phillip J.

Orange
 Collier
 Broward
 Sarasota

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Conant, Richard R.

Appointed: 12/19/2013

Term: 12/19/2013 – 10/31/2017

Prior Term: 09/11/2013 - 10/31/2013

City/County: Orlando/Orange

Office: Board of Landscape Architecture, Member

Authority: 481.305, F.S. & 20.165(4)(a)10, 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 10/9/13
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 11/12/13
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 of Foster Conant & Associates Inc. (Landscape Architecture)

Attendance: Attended 1 of 1 meetings (100%) from September 11, 2013 through January 22, 2014.

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 registered landscape architects; and
- Two members who are lay persons who are not and have never been registered landscape architects or members of any closely related 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 - Registered Landscape Architect
Number 15 - Mr. Conant disclosed that he provides contract consulting services to the City of Winter Garden and the City of Inverness.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Kröll, Michael D.

Appointed: 09/11/2013

Term: 09/11/2013 – 10/31/2016

Prior Term:

City/County: Weston/Broward

Office: Board of Landscape Architecture, Member

Authority: 481.305, F.S. & 20.165(4)(a)10, 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 11/12/13
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 1/15/14
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: Vice President, Miller Legg (Engineering/LA)

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 registered landscape architects; and
- Two members who are lay persons who are not and have never been registered landscape architects or members of any closely related 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 - Registered Landscape Architect
Number 15 - Mr. Kroll disclosed that his employer, Miller Legg, is an engineering and landscape architect consulting service provider to government agencies.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Smith, Phillip J.

Appointed: 12/19/2013

Term: 12/19/2013 – 10/31/2017

Prior Term: 09/11/2013 - 10/31/2013

City/County: Sarasota/Sarasota

Office: Board of Landscape Architecture, Member

Authority: 481.305, F.S. & 20.165(4)(a)10, 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 10/15/13
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 1/15/14
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: Landscape Architecture and Owner of David W. Johnston Associates, Inc.

Attendance: Attended 1 of 1 meetings (100%) from September 11, 2013 through January 22, 2014.

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 registered landscape architects; and
- Two members who are lay persons who are not and have never been registered landscape architects or members of any closely related 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 - Registered Landscape Architect
Number 15 - Mr. Smith disclosed that his business provides contractual consulting services to the County of Sarasota and City of Sarasota.

The Florida Senate
COMMITTEE MEETING PACKET TAB

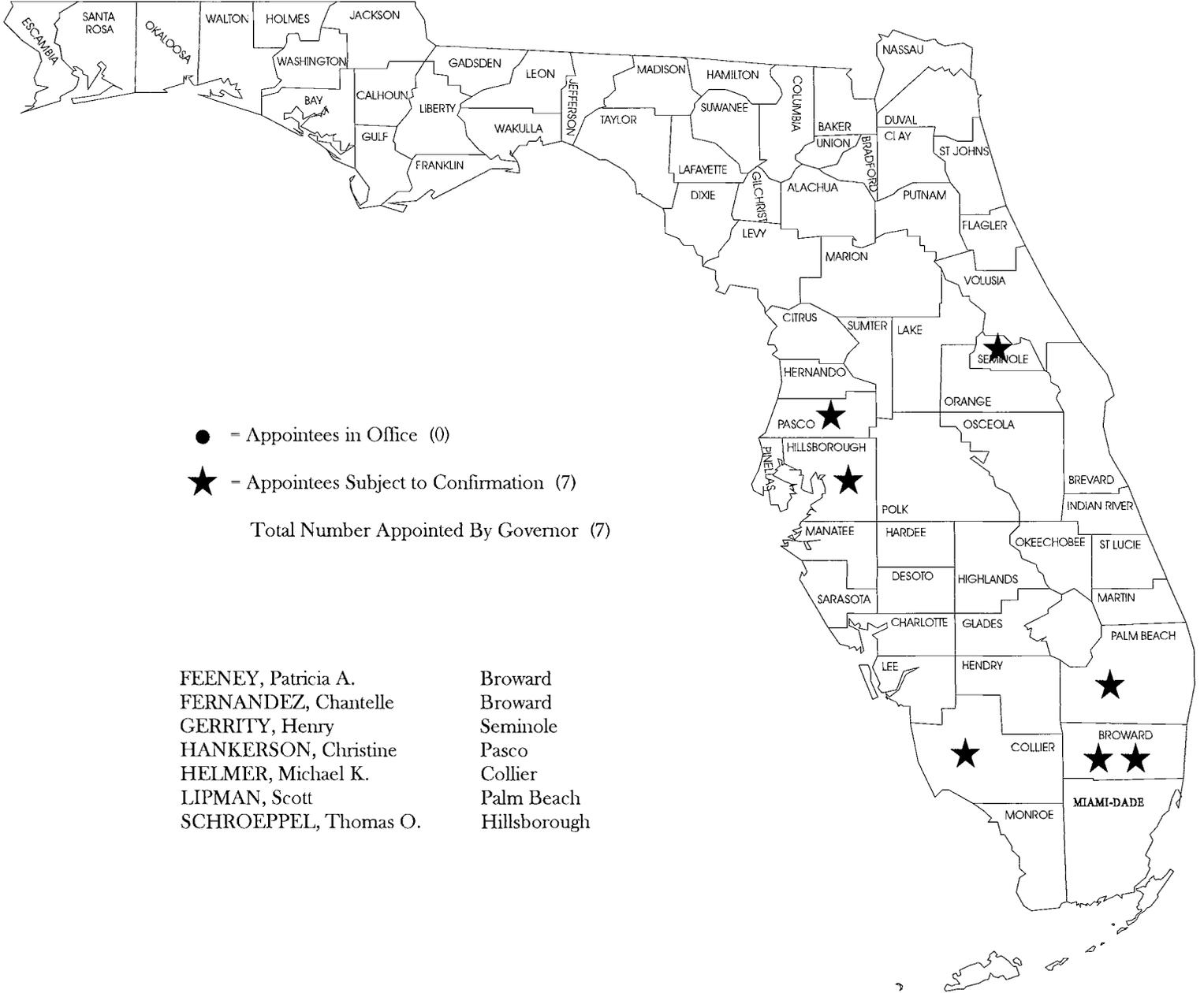
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Nursing Home Administrators



● = Appointees in Office (0)
 ★ = Appointees Subject to Confirmation (7)
 Total Number Appointed By Governor (7)

FEENEY, Patricia A.	Broward
FERNANDEZ, Chantelle	Broward
GERRITY, Henry	Seminole
HANKERSON, Christine	Pasco
HELMER, Michael K.	Collier
LIPMAN, Scott	Palm Beach
SCHROEPPPEL, Thomas O.	Hillsborough

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Helmer, Michael K.

Appointed: 11/01/2013

Term: 11/01/2013 – 10/31/2017

Prior Term:

City/County: Naples/Collier

Office: Board of Nursing Home Administrators, Member

Authority: 468.1665(1), F.S. & 20.43(3)(g)14, 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 12/2/13
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 1/15/14
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: IT Consultant, GDI InfoTech, 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 seven-member board consists of:
- Three members who are licensed nursing home administrators;
 - Two members who are health care practitioners; and
 - Two lay members who are not and have never been nursing home administrators or members of any health care profession or occupation.

At least one of the members must be sixty years of age or older and only members who are nursing home administrators may have a direct financial interest in any nursing home.

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 - Prior to moving to Florida, Mr. Helmer served on the Michigan Board of Medicine from 1/2002-5/2010. In addition, he served on the Michigan Board of Osteopathic Medicine and Surgery from 8/1996-12/2001.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Schroepfel, Thomas O.
 Term: 11/01/2013 – 10/31/2017

Appointed: 11/01/2013
 Prior Term:

City/County: Tampa/Hillsborough

Office: Board of Nursing Home Administrators, Member

Authority: 468.1665(1), F.S. & 20.43(3)(g)14, 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 12/16/13
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 1/15/14
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	
20. Currently a Registered Lobbyist		X	

Occupation: Author

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:
- Three members who are licensed nursing home administrators;
 - Two members who are health care practitioners; and
 - Two lay members who are not and have never been nursing home administrators or members of any health care profession or occupation.

At least one of the members must be sixty years of age or older and only members who are nursing home administrators may have a direct financial interest in any nursing home.

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. Schroepfel served in the U.S. Army from 1966 to 1969.
Number 8 - Lay Member
Number 17 - Mr. Schroepfel is currently serving on the Governor's Panel on Excellence in Long-Term Care, 2009-Present.

The Florida Senate
COMMITTEE MEETING PACKET TAB

16

A1725P

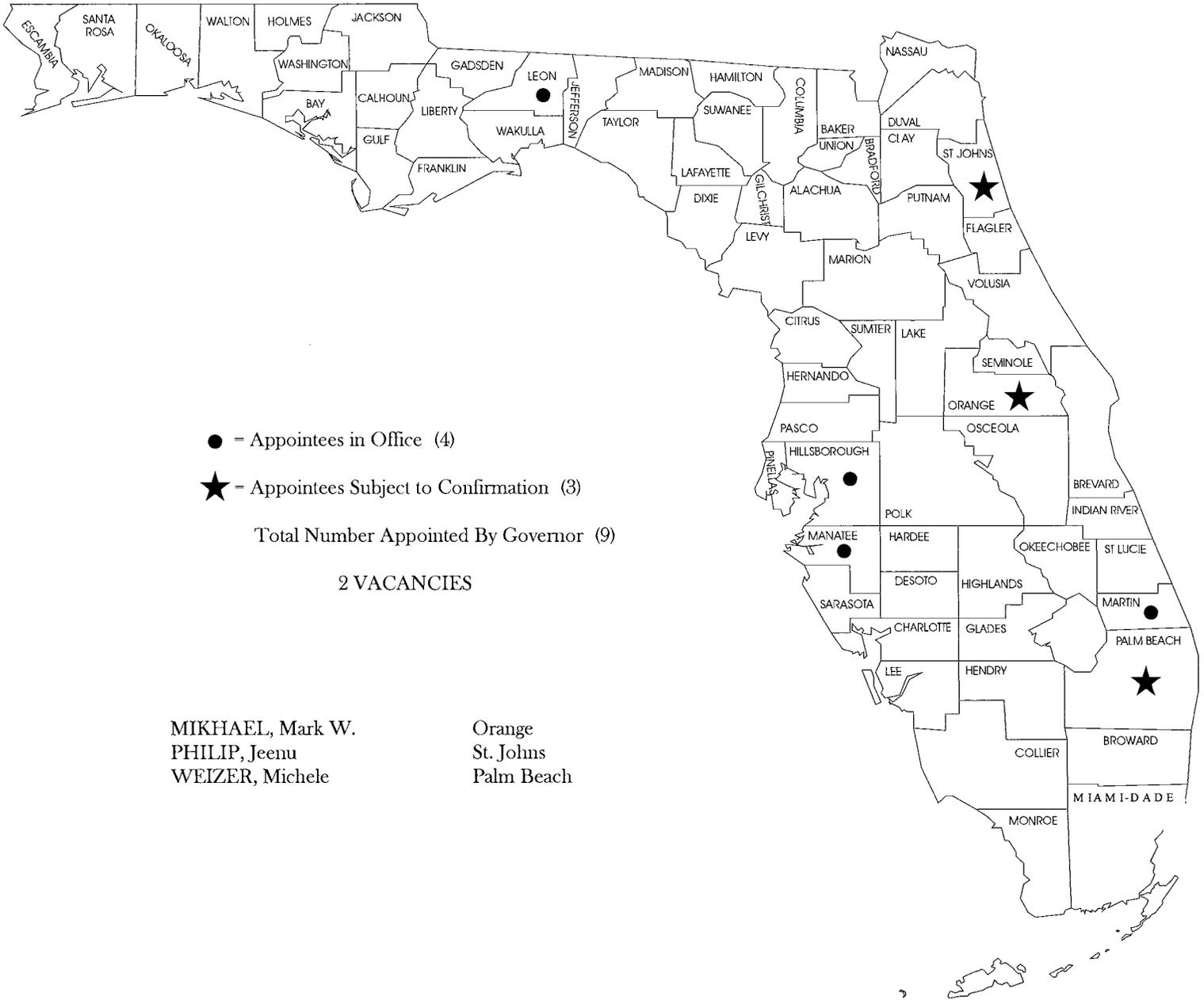
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Pharmacy



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Philip, Jeenu

Appointed: 11/06/2013

Term: 11/06/2013 – 10/31/2017

Prior Term:

City/County: St. Johns/St. Johns

Office: Board of Pharmacy, Member

Authority: 465.004(1), F.S. & 20.43(3)(g)10, 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 11/27/13
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 1/15/14
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: Pharmacist

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 nine-member board is composed as follows:
- Seven members must be licensed pharmacists who are residents of this state, who have been engaged in practice of the profession of pharmacy in this state for at least four years and to the extent practicable, represent the various pharmacy practice settings;
 - One pharmacist member must be currently engaged in the practice of pharmacy in a community pharmacy;
 - One pharmacist member must be currently engaged in the practice of pharmacy in a Class II institutional pharmacy or a Modified Class II institutional pharmacy;
 - The remaining five pharmacist members shall be pharmacists licensed in the state, irrespective of practice settings.
 - Two members must be residents of this state who have never been licensed as pharmacists and who are in no way connected with the profession of pharmacy. No lay member may be connected in any way with a drug manufacturer or wholesaler; and
 - At least one member must be 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 - Community Pharmacist
Number 18 - Mr. Philip served on the Prescriber Review Panel from 8/2010 to 10/2013.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Weizer, Michele

Appointed: 08/26/2013

Term: 08/26/2013 – 10/31/2016

Prior Term: 05/20/2009 - 10/31/2012

City/County: Boca Raton/Palm Beach

Office: Board of Pharmacy, Member

Authority: 465.004(1), F.S. & 20.43(3)(g)10, 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 6/28/13
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 11/18/13
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	

Occupation: Associate Professor, College of Pharmacy University of Florida

Attendance: Attended 28 of 31 meetings (90%) from May 20, 2009 through November 19, 2013.

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 nine-member board is composed as follows:
- Seven members must be licensed pharmacists who are residents of this state, who have been engaged in practice of the profession of pharmacy in this state for at least four years and to the extent practicable, represent the various pharmacy practice settings;
 - One pharmacist member must be currently engaged in the practice of pharmacy in a community pharmacy;
 - One pharmacist member must be currently engaged in the practice of pharmacy in a Class II institutional pharmacy or a Modified Class II institutional pharmacy;
 - The remaining five pharmacist members shall be pharmacists licensed in the state, irrespective of practice settings.
 - Two members must be residents of this state who have never been licensed as pharmacists and who are in no way connected with the profession of pharmacy. No lay member may be connected in any way with a drug manufacturer or wholesaler; and
 - At least one member must be sixty years of age or older.

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 - Pharmacist
Number 19 - Dr. Weizer is an associate professor at the College of Pharmacy, University of Florida.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

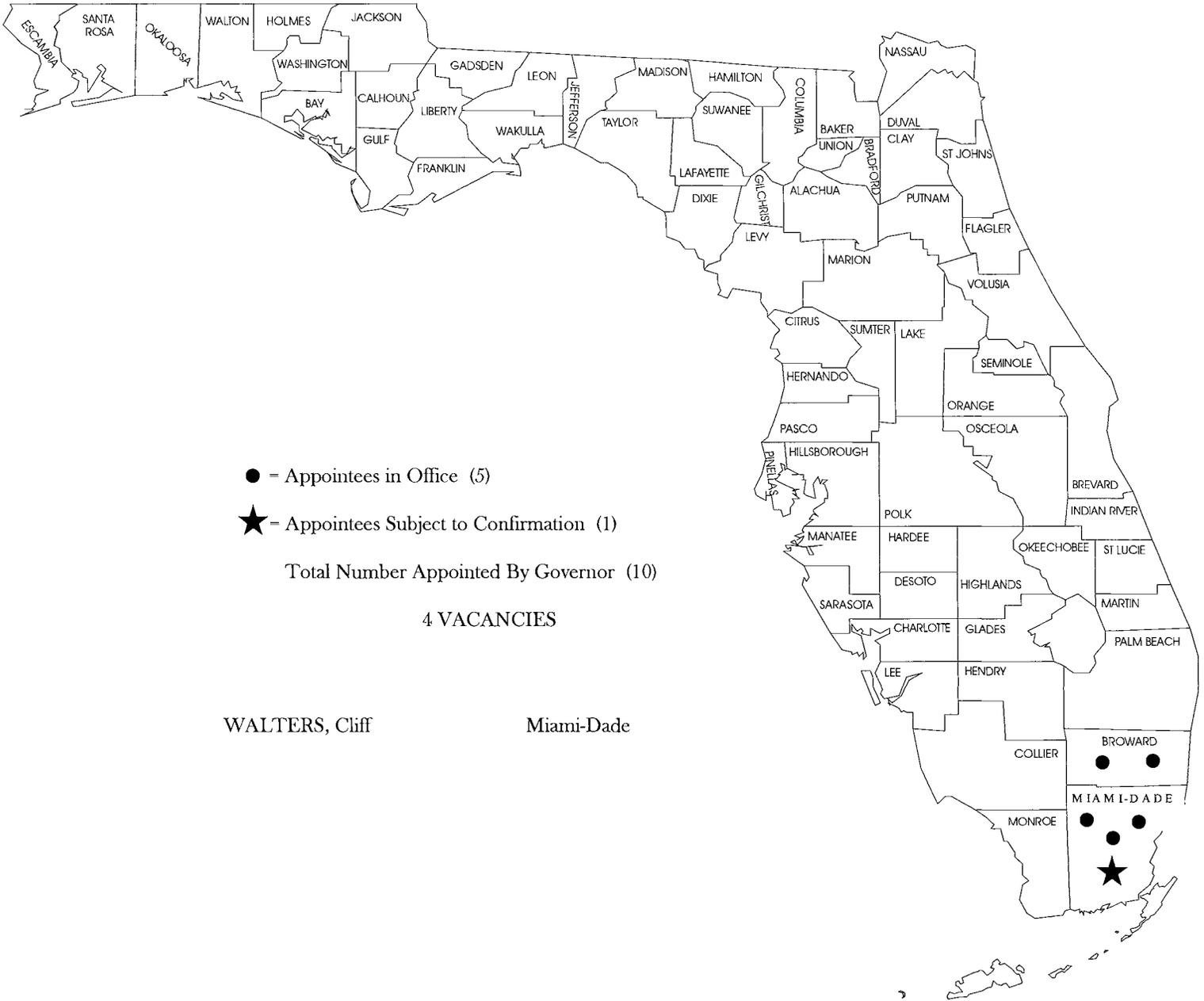
TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

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A1765W

Board of Pilot Commissioners



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Walters, Cliff

Appointed: 07/01/2013

Term: 06/28/2013 – 10/31/2016

Prior Term:

City/County: Miami Shores/Miami-Dade

Office: Board of Pilot Commissioners, Member

Authority: 310.011, F.S. & 20.165(5) 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 12/13/13
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	See Below
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/30/13
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		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Principal of Cliff Walters Consulting LLC (Government Consultant)

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 ten-member board consists of:
- Five licensed state pilots who are actively practicing their profession. The Governor shall appoint:
 - one member from the state at large;
 - one member from any of the following ports: Pensacola, Panama City, or Port St. Joe;
 - one member from any of the following ports: Tampa Bay, Boca Grande, Punta Gorda, Charlotte Harbor or Key West;
 - one member from any of the following ports: Fernandina, Jacksonville, or Port Canaveral; and
 - one member from any of the following ports: Ft. Pierce, Miami, Port Everglades, or Palm Beach.
 - Five members who are citizens of the state who are not licensed pilots, three of whom are not involved in or monetarily interested in the piloting profession, the maritime industry or marine shipping, one whom shall be actively involved in a professional or business capacity in maritime or marine shipping, and one who shall be a user of piloting services. The "user of piloting services" may be an owner, manager, or employee of a business which regularly uses the piloting services of licensed state pilots.

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. Walters served in the U.S. Army from 1968 to 1970.
 - Number 8 - Citizen Member
 - Number 9 - Mr. Walters disclosed in his questionnaire he was arrested for a drug related offense in Albuquerque, NM in January 1972 and the case was dropped. There was no reference of this incident in the FDLE report.
 - Number 18 - Mr. Walters previously served on the Miami River Coordinating Committee as the County Manager's representative.
 - Number 19 - Mr. Walters was employed as Associate Director of the Miami-Dade Water and Sewer Department from 1992 to 1998 and the Assistant to the County Manager of the Miami-Dade County Manager's Office from 1986 to 1992.

COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Grandoff, John B., III

Appointed: 09/10/2013

Term: 09/10/2013 – 11/15/2015

Prior Term:

City/County: Tampa/Hillsborough

Office: Tampa Port Authority, Member

Authority: 95-488, L.O.F. & 05-332, 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 9/24/13
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 11/18/13
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: Attorney at Hill, Ward and Henderson

Compensation: Members may not be compensated by the port authority for their services but may be otherwise reimbursed for travel as provided by this act.

- Requirements:** The port authority shall consist of seven member seats with Seats 1 through 5 appointed by the Governor.
- The numerical assignment of Seats 1, 2, and 3 shall be designated by the port authority and appointed by the Governor.
 - Members occupying Seat 4 and Seat 5 shall be appointed from a list of persons who have maritime industry backgrounds, notwithstanding any provision of general law to the contrary, nominated for that purpose by a nominating committee and as otherwise provided by this act.

The Governor shall make appointments through the standard application process if no nominations for Seat 4 or Seat 5 are received from the nominating committee.

- Seat 6 shall be occupied by a member of the board of county commissioners, appointed by that board, ex officio.
- Seat 7 shall be occupied by the Mayor of the City of Tampa, ex officio.

Each appointed member of the port authority must be a qualified elector of the county.

Additional Requirements: Terms shall be for four years.

Requirements: Required to file Form 1 with SOE's office.

- Notes:** Number 8 - Represents Seat 2
Number 18 - Mr. Grandoff served on the Tampa Bay Area Research and Development Authority Board from 1994 to 1998.
Number 19 - Mr. Grandoff worked as a Judicial Law Clerk at the Second District Court of Appeal in 1986.

The Florida Senate
COMMITTEE MEETING PACKET TAB

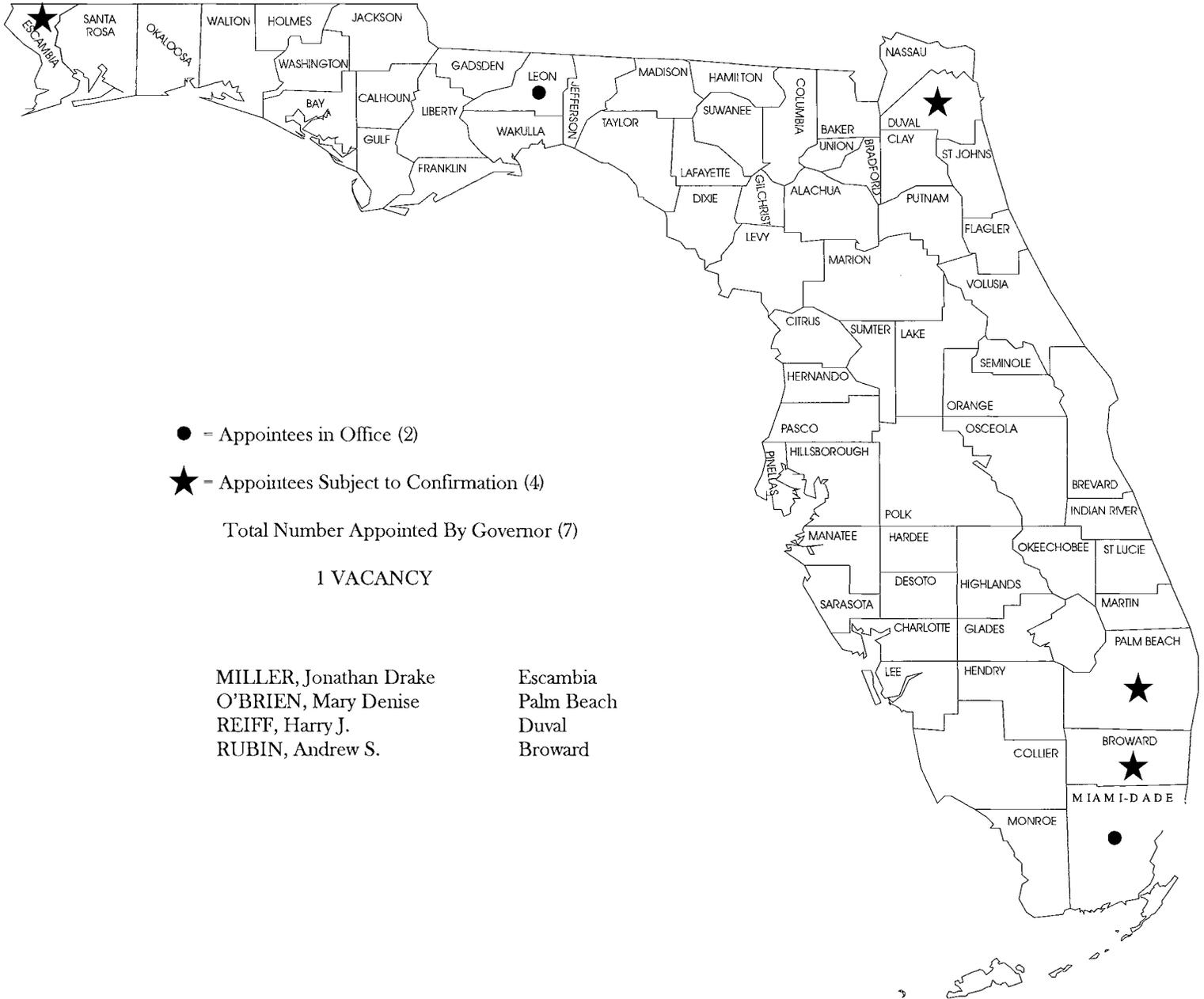
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Psychology



● = Appointees in Office (2)
 ★ = Appointees Subject to Confirmation (4)
 Total Number Appointed By Governor (7)
 1 VACANCY

MILLER, Jonathan Drake	Escambia
O'BRIEN, Mary Denise	Palm Beach
REIFF, Harry J.	Duval
RUBIN, Andrew S.	Broward

- 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. Miller is employed by the U.S. Department of Veterans Affairs, 2012-Present. Dr. Miller was employed by the Florida Department of Corrections from 2001 to 2012.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Palencia, Jeovanny

Appointed: 10/14/2013

Term: 10/14/2013 – 10/01/2015

Prior Term:

City/County: Crescent City/Putnam

Office: Northeast Florida Regional Planning Council, Region 4, Member

Authority: 186.504, 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 1 filed as of 11/13/13
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 1/15/14
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	

Occupation: Owner, Geo's Autos

Compensation: The Florida Statutes make no provision for compensation.

Requirements: No less than two-thirds of the representatives serving as voting members on the governing bodies of regional planning councils shall be elected officials of local general-purpose governments chosen by the cities and counties of the region, provided each county shall have at least one vote. The remaining one-third of the voting members on the governing board shall be appointed by the Governor, to include one elected school board member, subject to confirmation by the Senate, and shall reside in the region from each of the following counties:

- Baker;
- Clay;
- Duval;
- Flagler;
- Nassau;
- Putnam; and
- St. Johns.

The elected school board member, appointed by the Governor, will be nominated by the Florida School Board Association.

No two appointees of the Governor shall have their places of residence in the same county until each county within the region is represented by a Governor's appointee.

Nothing contained in this section shall deny to local governing bodies or the Governor the option of appointing either locally elected officials or lay citizens provided at least two-thirds is composed of locally elected officials.

Additional Requirements: The Florida Statutes make no provision for terms.

Each county shall be a member of the Regional Planning Council created within the comprehensive planning district encompassing the county.

Required to file Form 1 with SOE's office.

Notes: Number 8 - Putnam County Resident
Number 19 - Mr. Palencia worked for the Putnam County Tax Collector's Office from 2009 to 2011,

The Florida Senate
COMMITTEE MEETING PACKET TAB

21

A2150R

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Rose, Jill

Appointed: 10/03/2013

Term: 10/02/2013 – 10/01/2014

Prior Term:

City/County: Orlando/Orange

Office: East Central Florida Regional Planning Council, Region 6, Member

Authority: 186.504, 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 1 filed as of 11/19/13
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 1/15/14
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: Director of Leasing & Sales at Tavistock Development Company

Compensation: The Florida Statutes make no provision for compensation.

Requirements: No less than two-thirds of the representatives serving as voting members on the governing bodies of regional planning councils shall be elected officials of local general-purpose governments chosen by the cities and counties of the region, provided each county shall have at least one vote. The remaining one-third of the voting members on the governing board shall be appointed by the Governor, to include one elected school board member, subject to confirmation by the Senate, and shall reside in the region from each of the following counties:

- Brevard;
- Lake;
- Orange;
- Osceola;
- Seminole; and
- Volusia.

The elected school board member, appointed by the Governor, will be nominated by the Florida School Board Association.

No two appointees of the Governor shall have their places of residence in the same county until each county within the region is represented by a Governor's appointee.

Nothing contained in this section shall deny to local governing bodies or the Governor the option of appointing either locally elected officials or lay citizens provided at least two-thirds is composed of locally elected officials.

Additional Requirements: The Florida Statutes make no provision for terms.

Each county shall be a member of the Regional Planning Council created within the comprehensive planning district encompassing the county.

Required to file Form 1 with SOE's office.

Notes: Number 8 - Orange County Resident
Number 15 - Ms. Rose disclosed that her employer, Tavistock Development Company, has multiple development approval applications with the City of Orlando and Orange County.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

22

A2170W

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Weaver, Steven M.

Appointed: 08/09/2013

Term: 08/05/2013 – 10/01/2015

Prior Term:

City/County: Ft. Pierce/St. Lucie

Office: Treasure Coast Regional Planning Council, Region 10, Member

Authority: 186.504, 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 1 filed as of 7/2/13
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	See Below
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 11/18/13
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: President of Real Time Property & Development Services, Inc.

Compensation: The Florida Statutes make no provision for compensation.

Requirements: No less than two-thirds of the representatives serving as voting members on the governing bodies of regional planning councils shall be elected officials of local general-purpose governments chosen by the cities and counties of the region, provided each county shall have at least one vote. The remaining one-third of the voting members on the governing board shall be appointed by the Governor, to include one elected school board member, subject to confirmation by the Senate, and shall reside in the region from each of the following counties:

- Indian River;
- Martin;
- Palm Beach; and
- St. Lucie.

The elected school board member, appointed by the Governor, will be nominated by the Florida School Board Association.

No two appointees of the Governor shall have their places of residence in the same county until each county within the region is represented by a Governor's appointee.

Nothing contained in this section shall deny to local governing bodies or the Governor the option of appointing either locally elected officials or lay citizens provided at least two-thirds is composed of locally elected officials.

Additional Requirements: The Florida Statutes make no provision for terms.

Each county shall be a member of the Regional Planning Council created within the comprehensive planning district encompassing the county.

Required to file Form 1 with SOE's office.

Notes: Number 8 - St. Lucie County Resident

Number 9 - Mr. Weaver disclosed he was charged with D.U.I. in Winnebago City, IL on 8/14/1989 and the charge was dismissed. Mr. Weaver disclosed he was charged with possession of a controlled substance in Ormond Beach, FL on 4/7/1988 and the disposition was nolle prossed. He also disclosed he was charged for being disorderly in Daytona Beach, FL, on 4/25/1983 and adjudication was withheld. FDLE reported the controlled substance violation in Ormond Beach, FL and concurred that the disposition was nolle prossed.

Number 17 - Mr. Weaver serves on the City of Fort Pierce Planning Board, 2010-Present. He also serves on the City of Fort Pierce Land Development Regulation Re-write Committee, 2010-Present.

Number 18 - Mr. Weaver served on the City of Fort Pierce Building Permit Process Refinement Committee from 2009 to 2010 and the City of Fort Pierce Citizens Utility Advisory Committee from 2008 to 2009.

Number 19 - Mr. Weaver was previously employed by the North Broward Hospital District from 2002-2003.

The Florida Senate
COMMITTEE MEETING PACKET TAB

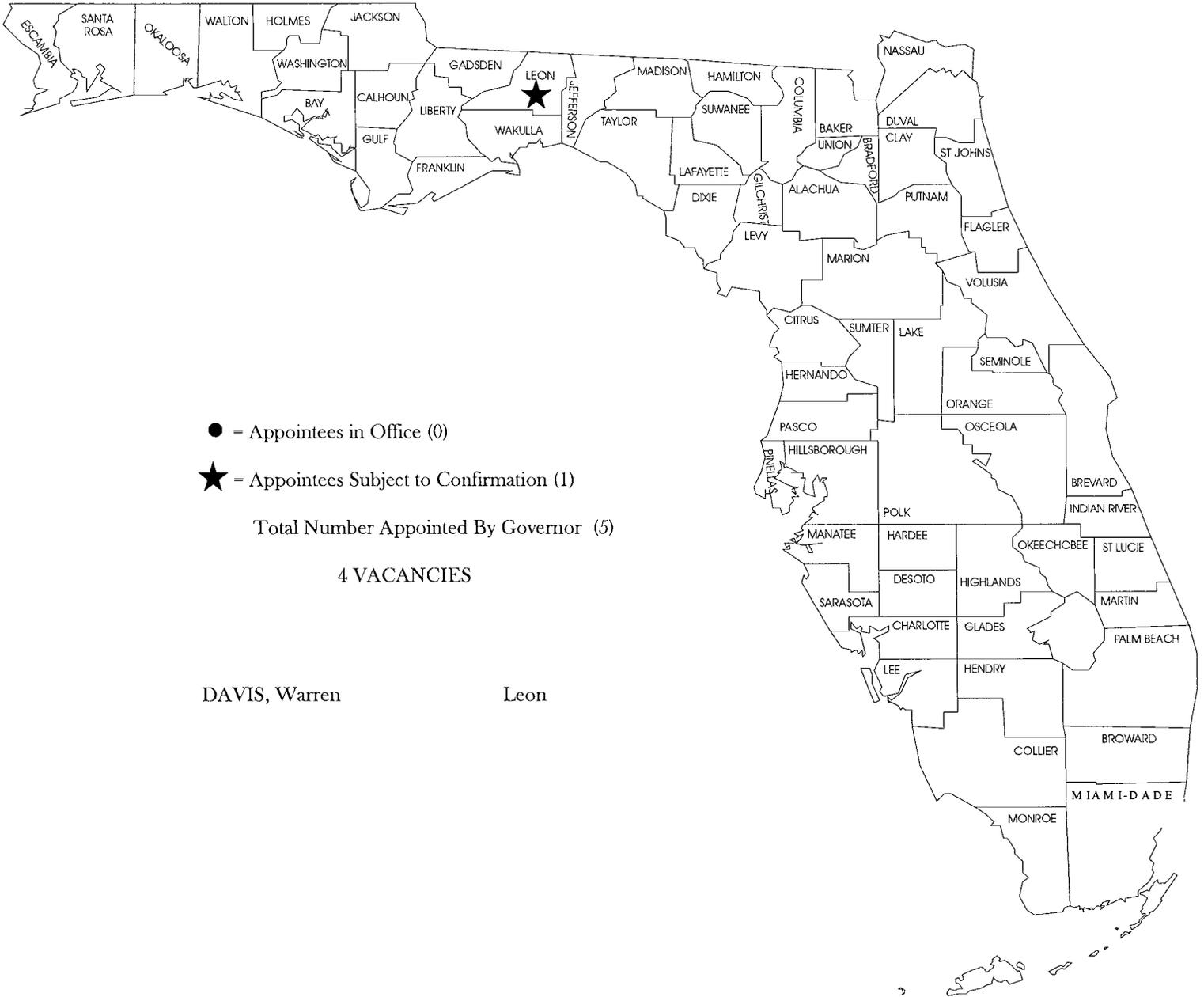
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

State Retirement Commission



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Davis, Warren

Appointed: 09/23/2013

Term: 08/08/2013 – 12/31/2015

Prior Term:

City/County: Tallahassee/Leon

Office: State Retirement Commission, Member

Authority: 121.22(1), 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 6/25/13
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 1/15/14
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: Director of Citizen Services, Executive Office of the Governor

Compensation: Members shall be paid a stipend of \$100 for each day spent on work of the commission. Additionally, each member shall be reimbursed for per diem and travel expenses pursuant to s. 112.061, F.S.

Requirements: The five-member commission consists of:

- Two members who are retired under a state-supported retirement system administered by the Department of Management Services;
- Two members who are active in a state-supported retirement system which is administered by the Department of Management Services; and
- One member who is neither a retiree, beneficiary or member of a state-supported retirement system which is administered by the Department of Management Services.

Each member shall have a different occupational background from the other members.

An appointee to the commission must have been a citizen of Florida for at least three years immediately prior to the appointment.

Additional Requirements: Terms are for four years.
No person shall serve who holds an elective public office of the state or any political subdivision thereof, or holds an office or serves as an agent for a political party.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Active in a state supported retirement system
Number 19 - Mr. Davis has been employed by the Executive Office of the Governor since 2003. He currently is the Director of Citizen Services. Mr. Davis worked for DOAH from 2002 to 2003.

The Florida Senate
COMMITTEE MEETING PACKET TAB

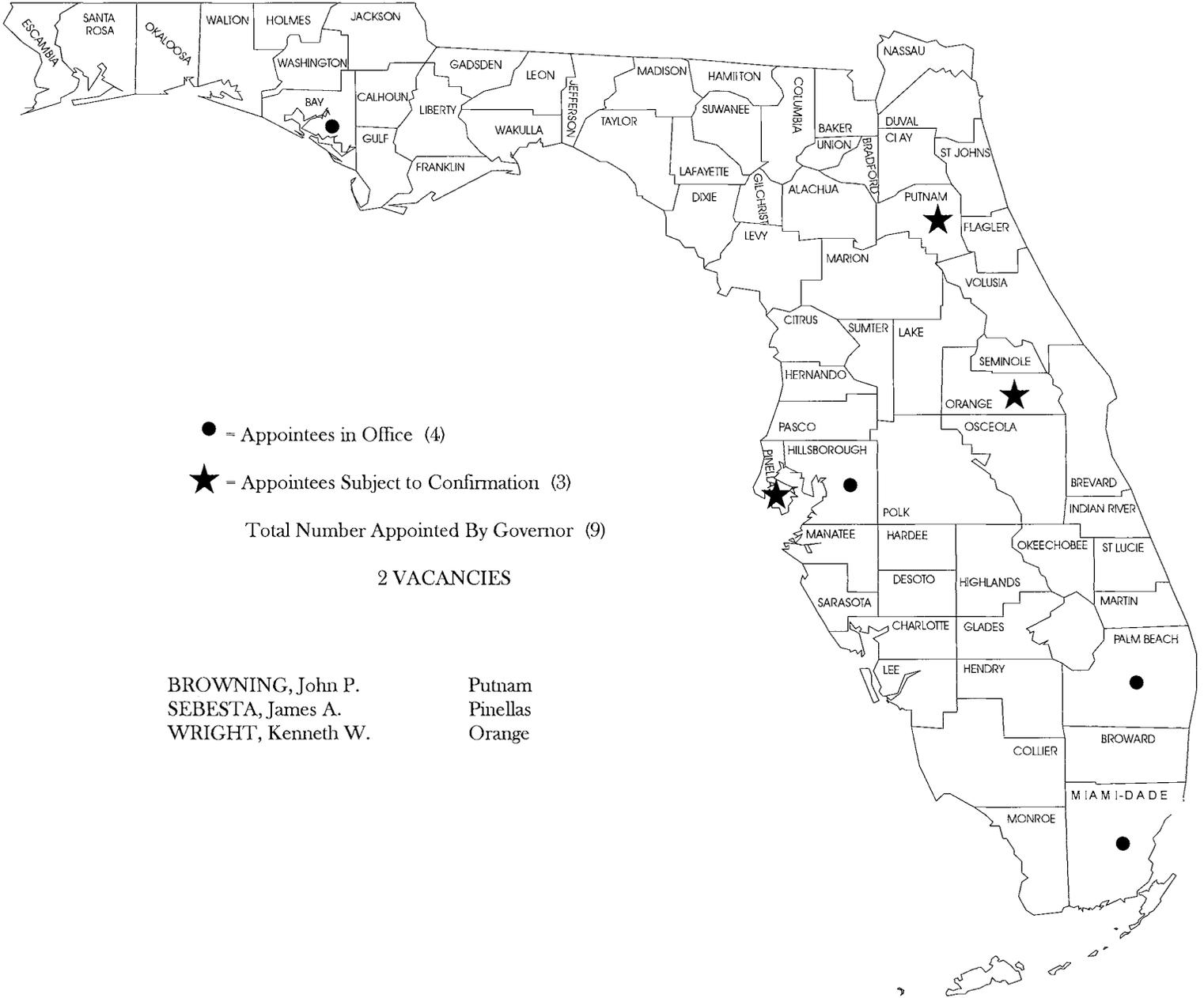
Ethics and Elections

MEETING DATE: Monday, March 3, 2014

TIME: 4:00—5:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Transportation Commission



- = Appointees in Office (4)
- ★ = Appointees Subject to Confirmation (3)

Total Number Appointed By Governor (9)

2 VACANCIES

BROWNING, John P.
 SEBESTA, James A.
 WRIGHT, Kenneth W.

Putnam
 Pinellas
 Orange

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

COMMITTEE: Committee on Transportation
MEETING DATE: Thursday, February 20, 2014
TIME: 9:00 —11:00 a.m.
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

TO: The Honorable Don Gaetz, President

FROM: Committee on Transportation

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

Office: Florida Transportation Commission

Appointee: Browning Jr., John P.

Term: 6/25/2013-9/30/2015

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: Browning, John P., Jr.

Appointed: 06/25/2013

Term: 06/25/2013 – 09/30/2015

Prior Term:

City/County: East Palatka/Putnam

Office: Florida Transportation Commission, Member

Authority: 20.23(2)(a)1, F.S.

Reference(s): Committee on Ethics and Elections
Committee on Transportation

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 7/8/13
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 9/30/13
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		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President of Browning Consulting and President of Browning Packing

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

Requirements: The nine-member commission, who is appointed by the Governor, consists of registered voters and citizens of the state who are appointed to equitably represent all geographic areas of the state.

Each member of the commission must possess business managerial experience in the private sector.

A member may not have any interest, direct or indirect, in any contract, franchise, privilege, or other benefit granted or awarded by the department during the appointment and for two years after the termination of the appointment.

Additional Requirements: Terms are for four years.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 6 - Mr. Browning served in the U.S. Army National Guard from 1968 to 1981.
Number 15 - Mr. Browning disclosed on his questionnaire that he is a mitigation banking consultant that has had work relations with government agencies.
Number 18 - Mr. Browning previously served on the Florida Transportation Commission from 1997 to 2001. In addition, Mr. Browning also served on the Putnam County Planning Commission from 1979 to 1987. Mr. Browning has also served on the Florida High Speed Rail Commission and the Florida Statewide Passenger Rail Commission.
Education Verified

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

COMMITTEE: Committee on Transportation
MEETING DATE: Thursday, February 20, 2014
TIME: 9:00 —11:00 a.m.
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

TO: The Honorable Don Gaetz, President

FROM: Committee on Transportation

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

Office: Florida Transportation Commission

Appointee: Sebesta, James A.

Term: 6/25/2013-9/30/2015

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: Sebesta, James A.

Appointed: 06/25/2013

Term: 06/25/2013 – 09/30/2015

Prior Term:

City/County: St. Petersburg/Pinellas

Office: Florida Transportation Commission, Member

Authority: 20.23(2)(a)1, F.S.

Reference(s): Committee on Ethics and Elections
Committee on Transportation

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 7/5/13
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 10/1/13; 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	
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 Sebesta Consulting Services

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

Requirements: The nine-member commission, who is appointed by the Governor, consists of registered voters and citizens of the state who are appointed to equitably represent all geographic areas of the state.

Each member of the commission must possess business managerial experience in the private sector.

A member may not have any interest, direct or indirect, in any contract, franchise, privilege, or other benefit granted or awarded by the department during the appointment and for two years after the termination of the appointment.

Additional Requirements: Terms are for four years.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 6 - Senator Sebesta served in the U.S. Navy from 1955 to 1963.
Number 11 - The Commission on Ethics reported Complaint No. 05-030, was filed against Senator Sebesta alleging he violated Article II, Section 8 Florida Constitution, and Section 112.3144, F. S. relating to lack of information reported on his Form 6 financial disclosure. The complaint was dismissed on 7/26/2005.
Number 18 - Senator Sebesta served in the Florida Senate from 1998 to 2006. Senator Sebesta served as the Supervisor of Elections for Hillsborough County from 1970 to 1974. Senator Sebesta served on the Commission on Ethics from 1976 to 1981. Senator Sebesta previously served on the Pinellas County Housing Finance Authority from 2008 to 2013. Senator Sebesta served as a City Commissioner for Lake Wales in 1965.
Education Verified

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 602

INTRODUCER: Ethics and Elections Committee and Senator Latvala

SUBJECT: Residency of Candidates and Public Officers

DATE: March 4, 2014

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Carlton	Roberts	EE	Fav/CS
2.			JU	
3.			RC	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Technical Changes

I. Summary:

CS/SB 602 clarifies what the term “residence” means when used in “residence” requirements in the Florida Constitution and Florida Statutes. The bill provides a non-exhaustive list of factors that a court may consider in determining where a candidate or officer resides. The analysis for determining a person’s “residence” applies to those subject to a residence requirement upon qualifying as a candidate, regardless of whether the person is seeking partisan office, and for the residence requirements that apply only when a person takes office.

II. Present Situation:

The Florida Constitution and Florida Statutes contain various provisions requiring that certain public officers “reside” in a prescribed geographic area. Some of the residence requirements apply at the time that a person qualifies as a candidate for that office, while others apply only once a person takes office. For example, the Florida Constitution specifies that, unless otherwise provided in county charter, the counties must be divided into districts and that “One commissioner residing in each district shall be elected as provided by law.”¹

Currently, there is no definition of the term “residence” in the Florida Constitution or Florida Statutes. However, over the past 100 years, the courts have consistently opined that, for purposes

¹ Art. VIII, s. 1(e), Fla. Const.

of residence requirements, a person's residence is their domicile.² "Domicile" is a legal term of art. The courts have explained domicile as follows:

One can have only one domicile.³ Legal residence, or domicile, means a residence at a particular place, accompanied with positive or presumptive proof of an intention to remain there for an unlimited time.⁴ Legal residence consists of the concurrence of both fact and intention. In terms of establishing residence, the bona fides of the intention is a highly significant factor.⁵ Historically, the place where a married person's family resides is generally deemed to be his legal residence. However, this presumption can be overcome by other circumstances.⁶ Absence from one's current domicile or legal residence without the intent to abandon it does not result in the obtainment of a new domicile at wherever one might be presently located, even where the absence may be for an extended period of time.⁷ Establishment of residence will usually depend on a variety of acts or declarations all of which must be weighed in the particular case as evidence would be weighed upon any other subject.⁸

Some of the factors that have been considered by the courts are:

- selling the home where one was previously domiciled;⁹
- transferring one's bank accounts to where one maintains a residence;¹⁰
- maintaining a residence with one's spouse;¹¹
- where one conducts business affairs;¹²
- where one leases an apartment;¹³
- where one plans the construction of a new home;¹⁴
- where one has registered as a voter;¹⁵
- where one maintains a homestead exemption;¹⁶
- where one has identified the residence on their driver's license or other government documents;¹⁷

² "The rule is well settled that the terms 'residence,' 'residing,' or equivalent terms, when used in statutes, or actions, or suits relating to taxation, right of suffrage, divorce, limitations of actions, and the like, are used in the sense of 'legal residence'; that is to say, the place of domicile or permanent abode, as distinguished from temporary residence." *Herron v. Passailaigue*, 110 So. 539, 543 (Fla. 1926).

³ *Minick v. Minick*, 111 Fla. 469, 478 (Fla. 1933).

⁴ *Bloomfield v. City of St. Petersburg Beach*, 82 So.2d 364, 368 (Fla. 1955).

⁵ *Id.*

⁶ *Smith v. Croom*, 7 Fla. 81 (Fla. 1857).

⁷ See e.g. *Bloomfield v. City of St. Petersburg Beach*, 82 So. 2d 364 (Fla. 1955); *Wade v. Wade*, 113 So. 374, 377 (Fla. 1927); *Warren v. Warren*, 75 So. 35 (Fla. 1917); and *Dennis v. State*, 17 Fla. 389 (1879).

⁸ *Id.*

⁹ See *Bloomfield v. City of St. Petersburg Beach*, 82 So. 2d 364 (Fla. 1955).

¹⁰ See *id.*

¹¹ See *id.*; see also *Smith v. Croom*, 7 Fla. 81 (1857).

¹² See *Bloomfield v. City of St. Petersburg Beach*, 82 So. 2d 364 (Fla. 1955).

¹³ See *Frank v. Frank*, 75 So. 2d 282 (Fla. 1954).

¹⁴ See *Biederman v. Cheatham*, 161 So. 2d 538 (Fla. 2d DCA 1964).

¹⁵ See Op. Atty. Gen. 063-31 (March 20, 1963).

¹⁶ *Weiler v. Weiler*, 861 So. 2d 472, 477 (Fla. 5th DCA 2003).

¹⁷ See *id.*

- where one receives mail and correspondence;
- where one customarily resides;¹⁸
- whether the structure has the normal features of a home;¹⁹ and
- statements made indicating intention to move to the district.²⁰

In essence, any evidence that would indicate that one has adopted a particular location as one's home and the "chief seat of [one's] affairs and interests" would be instrumental in proving permanent residency when combined with one's intent to make that location one's permanent residence.²¹ Although some authorities suggest that factors such as where one possesses and exercises political rights might be given less weight,²² the better course indicates that all the evidence should be weighed in the totality of the circumstances.²³

Failure to maintain the legal residence required results in a vacancy in office.²⁴ The Legislature has codified Art. X, s. 3, Fla. Const., and provided a mechanism to address such vacancies.²⁵ Specifically, if an officer fails to maintain the residence required of him or her by law, the Governor is required to file an Executive Order with the Secretary of State setting forth the facts which give rise to the vacancy.²⁶ The office shall be considered vacant as of the date specified in the Executive Order or, in the absence of such a date, as of the date the order is filed with the Secretary of State. The office would then be filled as provided by law.²⁷

III. Effect of Proposed Changes:

CS/SB 602 creates two new statutes codifying the judicial interpretations concerning residence requirements. Newly created s. 99.0125, F.S., would apply to all candidate residence requirements regardless of whether the office sought was partisan.²⁸ Newly created s. 111.015, F.S., would apply to residence requirements that would apply once a person assumes office. Both new sections would establish statutory guidance for determining whether a candidate or officer is a resident of the geographic area. Specifically, the bill states that a person may only have one domicile. CS/SB 602 provides that the address of a person's domicile must be used to determine

¹⁸ *See id.*

¹⁹ *See Perez v. Marti*, 770 So.2d 284 (Fla. 3rd DCA 2000).

²⁰ *See Walker v. Harris*, 398 So.2d 955 (Fla. 4th DCA 1981) and *Butterworth v. Espey*, 565 So.2d 398 (Fla. 2nd DCA 1990).

²¹ *See Bloomfield v. City of St. Petersburg Beach*, 82 So. 2d 364, 368 (Fla. 1955).

²² *Smith v. Croom*, 7 Fla. 81, 159 (1857).

²³ *See Bloomfield v. City of St. Petersburg Beach*, 82 So. 2d 364, 368 (Fla. 1955).

²⁴ Art. X, s. 3, Fla. Const., provides, "Vacancy in office shall occur upon the creation of an office, upon the death, removal from office, or resignation of the incumbent or the incumbent's succession to another office, unexplained absence for sixty consecutive days, **or failure to maintain the residence required when elected or appointed**, and upon failure of one elected or appointed to office to qualify within thirty days from the commencement of the term." (Emphasis supplied.)

²⁵ Section 114.01, F.S.

²⁶ Section 114.01(2), F.S.

²⁷ Section 114.01(2), F.S.

²⁸ Historically, courts have been reluctant to insert themselves into the political realm of whether a member can occupy a seat. Art. III, s. 2, Fla. Const., provides that "Each house of the Legislature is the sole judge of the qualifications, election, and returns of its members..." As such, complaints concerning residence of a member of the Legislature should be sent to each house pursuant to its rules. Those complaints would be governed by Florida's Constitution, the Joint Rules of the Florida Legislature, and the rules of the respective house. Even though the houses would currently use the same analysis described in the present situation section of this analysis to determine whether the residence requirement was satisfied, it is important to note that the Legislature is considering SCR 954 which will formally adopt similar guidelines in a Joint Rule.

whether the residence requirement is satisfied. The building claimed as the domicile must be zoned for residential use and must comply with all requirements necessary to obtain a certificate of occupancy or certificate of completion pursuant to applicable building codes. The bill provides a non-exhaustive list of factors that may be considered in determining whether a residence requirement is satisfied. Those factors are:

- A formal declaration of domicile in the public records of the county;
- A statement, whether oral or written, indicating the intention to establish a place as his or her domicile;
- Whether he or she transferred the title to his or her previous residence;
- The address at which he or she claims a homestead exemption;
- An address at which he or she has purchased, rented, or leased property;
- The address where he or she plans to build a new home;
- The amount of time that he or she spends at property he or she owns, leases, or rents;
- Proof of payment for, and usage activity of, utilities at property owned by the candidate;
- The address at which he or she receives mail and correspondence;
- The address provided to register his or her dependent children for school;
- The address of his or her spouse or immediate family members;
- The physical address of his or her employment;
- Previous permanent residency in a state other than Florida or in another country, and the date his or her residency was terminated;
- The address on his or her voter information card or other official correspondence from the supervisor of elections providing proof of voter registration;
- The address on his or her valid Florida driver license issued under s. 322.18, F.S., valid Florida identification card issued under s. 322.051, F.S., or any other license required by law;
- The address on the title to, or a certificate of registration of, his or her motor vehicle;
- The address listed on filed federal income tax returns;
- The location where his or her bank statements and checking accounts are registered;
- A request made to a federal, state, or local government agency to update or change his or her address; and
- Whether he or she has relinquished a license or permit held in another jurisdiction.

Additionally, the bill provides that active duty military members do not automatically establish or abandon domicile in the state of Florida solely by virtue of where he or she is stationed. However, the bill does not impair the right of active duty military members to establish a new domicile.

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:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates the following sections of the Florida Statutes: 99.0125, and 111.015.

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 3, 2014:

The committee substitute clarifies that active duty military members do not automatically establish or abandon domicile in the state of Florida *solely* by virtue of where he or she is stationed.

B. Amendments:

None.



385388

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/04/2014	.	
	.	
	.	
	.	

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

Senate Amendment

Delete lines 66 - 73
and insert:

(3) An active duty military member may not be deemed to have acquired a domicile in this state solely by reason of being stationed on duty in this state; nor shall an active duty military member be deemed to have abandoned domicile in this state solely because he or she is stationed in another municipality, state, or country. However, this subsection does



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11 not prohibit an active duty military member from establishing a
12 new domicile where he or she is stationed.

13

14 Delete lines 127 - 134

15 and insert:

16 (3) An active duty military member may not be deemed to
17 have acquired a domicile in this state solely by reason of being
18 stationed on duty in this state; nor shall an active duty
19 military member be deemed to have abandoned domicile in this
20 state solely because he or she is stationed in another
21 municipality, state, or country. However, this subsection does
22 not prohibit an active duty military member from establishing a
23 new domicile where he or she is stationed.

By Senator Latvala

20-00324E-14

2014602__

1 A bill to be entitled
 2 An act relating to the residency of candidates and
 3 public officers; creating ss. 99.0125 and 111.015,
 4 F.S.; requiring a candidate or public officer required
 5 to reside in a specific geographic area to have only
 6 one domicile at a time; providing factors that may be
 7 considered when determining residency; providing
 8 exceptions for active duty military members; providing
 9 an effective date.

10
 11 Be It Enacted by the Legislature of the State of Florida:

12
 13 Section 1. Section 99.0125, Florida Statutes, is created to
 14 read:

15 99.0125 Residency; candidates.-
 16 (1) The address at which a candidate maintains his or her
 17 domicile must be used to satisfy any candidate residency
 18 requirement. A candidate may have only one domicile at a time.
 19 The building claimed as a domicile must be zoned for residential
 20 use and must comply with all requirements necessary to obtain a
 21 certificate of occupancy or certificate of completion pursuant
 22 to applicable building codes.
 23 (2) Factors that may be considered in determining whether a
 24 candidate meets a residency requirement include, but are not
 25 limited to:
 26 (a) A formal declaration of domicile in the public records
 27 of the county.
 28 (b) A statement, whether oral or written, indicating the
 29 intention to establish a place as his or her domicile.

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

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30 (c) Whether he or she transferred the title to his or her
 31 previous residence.
 32 (d) The address at which he or she claims a homestead
 33 exemption.
 34 (e) An address at which he or she has purchased, rented, or
 35 leased property.
 36 (f) The address where he or she plans to build a new home.
 37 (g) The amount of time that he or she spends at property he
 38 or she owns, leases, or rents.
 39 (h) Proof of payment for, and usage activity of, utilities
 40 at property owned by the candidate.
 41 (i) The address at which he or she receives mail and
 42 correspondence.
 43 (j) The address provided to register his or her dependent
 44 children for school.
 45 (k) The address of his or her spouse or immediate family
 46 members.
 47 (l) The physical address of his or her employment.
 48 (m) Previous permanent residency in a state other than
 49 Florida or in another country, and the date his or her residency
 50 was terminated.
 51 (n) The address on his or her voter information card or
 52 other official correspondence from the supervisor of elections
 53 providing proof of voter registration.
 54 (o) The address on his or her valid Florida driver license
 55 issued under s. 322.18, valid Florida identification card issued
 56 under s. 322.051, or any other license required by law.
 57 (p) The address on the title to, or a certificate of
 58 registration of, his or her motor vehicle.

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

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59 (q) The address listed on filed federal income tax returns.

60 (r) The location where his or her bank statements and
61 checking accounts are registered.

62 (s) A request made to a federal, state, or local government
63 agency to update or change his or her address.

64 (t) Whether he or she has relinquished a license or permit
65 held in another jurisdiction.

66 (3) An active duty military member may not be deemed to
67 have acquired a domicile in this state by reason of being
68 stationed on duty in this state; nor shall an active duty
69 military member be deemed to have abandoned domicile in this
70 state because he or she is stationed in another municipality,
71 state, or country. However, this subsection does not prohibit an
72 active duty military member from establishing a new domicile
73 where he or she is stationed.

74 Section 2. Section 111.015, Florida Statutes, is created to
75 read:

76 111.015 Residency; public officers.-

77 (1) The address at which a public officer maintains his or
78 her domicile must be used to satisfy any residency requirement.
79 A public officer may have only one domicile at a time. The
80 building claimed as a domicile must be zoned for residential use
81 and must comply with all requirements necessary to obtain a
82 certificate of occupancy or certificate of completion pursuant
83 to applicable building codes.

84 (2) Factors that may be considered in determining whether a
85 public officer meets a residency requirement include, but are
86 not limited to:

87 (a) A formal declaration of domicile in the public records

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88 of the county.

89 (b) A statement, whether oral or written, indicating the
90 intention to establish a place as his or her domicile.

91 (c) Whether he or she transferred the title to his or her
92 previous residence.

93 (d) The address at which he or she claims a homestead
94 exemption.

95 (e) An address at which he or she has purchased, rented, or
96 leased property.

97 (f) The address where he or she plans to build a new home.

98 (g) The amount of time that he or she spends at property he
99 or she owns, leases, or rents.

100 (h) Proof of payment for, and usage activity of, utilities
101 at property owned by the public officer.

102 (i) The address at which he or she receives mail and
103 correspondence.

104 (j) The address provided to register his or her dependent
105 children for school.

106 (k) The address of his or her spouse or immediate family
107 members.

108 (l) The physical address of his or her employment.

109 (m) Previous permanent residency in a state other than
110 Florida or in another country, and the date his or her residency
111 was terminated.

112 (n) The address on his or her voter information card or
113 other official correspondence from the supervisor of elections
114 providing proof of voter registration.

115 (o) The address on his or her valid Florida driver license
116 issued under s. 322.18, valid Florida identification card issued

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2014602__

117 under s. 322.051, or any other license required by law.

118 (p) The address on the title to, or a certificate of

119 registration of, his or her motor vehicle.

120 (q) The address listed on filed federal income tax returns.

121 (r) The location where his or her bank statements and

122 checking accounts are registered.

123 (s) A request made to a federal, state, or local government

124 agency to update or change his or her address.

125 (t) Whether he or she has relinquished a license or permit

126 held in another jurisdiction.

127 (3) An active duty military member may not be deemed to

128 have acquired a domicile in this state by reason of being

129 stationed on duty in this state; nor shall an active duty

130 military member be deemed to have abandoned domicile in this

131 state because he or she is stationed in another municipality,

132 state, or country. However, this subsection does not prohibit an

133 active duty military member from establishing a new domicile

134 where he or she is stationed.

135 Section 3. This act shall take effect January 1, 2015.

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 606

INTRODUCER: Senator Clemens

SUBJECT: Governmental Ethics

DATE: February 12, 2014

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Carlton	Roberts	EE	Pre-meeting
2.			CA	
3.			AP	

I. Summary:

SB 606 amends several provisions of the Code of Ethics for Public Officers and Employees in Part III, Chapter 112, Florida Statutes. Specifically, the bill:

- Requires elected municipal officials to complete ethics training each calendar year;
- Repeals provisions concerning gift reporting;
- Provides that reporting individuals and procurement employees may obtain an advisory opinion from his or her agency attorney concerning applicability of the gifts law in s. 112.3148, F.S., and the honoraria law in s. 112.3149, F.S.;
- Requires the agency attorney to issue the opinion within 10 days;
- Provides, under certain circumstances, a safe harbor for conduct consistent with the attorney's advisory opinion;
- Imposes an additional penalty between \$1,000 and \$5,000 on complainants who disclose or permit to be disclosed the existence of a complaint and/or the contents of any document associated with the complaint prior to the matter becoming public;
- Requires the Commission to dismiss any complaint when the officer or employee received legal guidance from his or her attorney after consultation and full disclosure of all material facts, and acted in accordance with the guidance offered;
- Permits electors of a political subdivision to impose additional or more stringent standards of conduct on its officers;
- Prohibits one political subdivision from imposing additional or more stringent standards of conduct and disclosure requirements upon the officers and employees of another political subdivision; and
- Provides that members of governmental bodies may abstain from voting on a matter if there is, or appears to be, a conflict of interest established by an additional or more stringent standard imposed by a political subdivision.

The bill is effective July 1, 2014.

II. Present Situation:

The present situation will be addressed in the Effects of Proposed Changes section below.

III. Effect of Proposed Changes:**Annual Ethics Training****Current Law:**

Section 112.3142, F.S., requires constitutional officers to receive a minimum of four hours of training that addresses the Sunshine Amendment (Article II, Section 8, Florida Constitution), the Code of Ethics for Public Officers and Employees (Part III, Chapter 112, Florida Statutes), public records laws (Chapter 119, F.S.), and open meetings laws. The requirement can be satisfied by attending, or via recording of, continuing legal education classes, other continuing professional education classes, seminars, or other presentations so long as the specific subjects required are covered.

For purposes of s. 112.3142, F.S., “constitutional officers” means: the Governor, Lt. Governor, Attorney General, Chief Financial Officer, Agriculture Commissioner, state attorneys, public defenders, sheriffs, tax collectors, property appraisers, supervisors of elections, clerks of the circuit courts, county commissioners, school board members, and school superintendents.

Effects of Proposed Changes:

SB 606 requires elected municipal officials to complete ethics training each calendar year.

Gift Reporting**Current Law:**

Section 112.3148(8), F.S., requires a reporting individual or procurement employee (“RIPE”) to disclose gifts that he or she believes to be in excess of \$100 quarterly. However, a RIPE is not required to report:

- Gifts from relatives;
- Gifts prohibited by s. 112.313(4), F.S.;
- Gifts from lobbyists in excess of \$100; and
- Gifts otherwise required to be disclosed by s. 112.3148, F.S.

Section 112.3148(8), F.S., also specifies the information to be contained on the gift disclosure forms, including the requirement that they be sworn, and that the deadline for filing the quarterly gift disclosure is 5 p.m. on the last date of the quarter. Finally, s. 112.3148(8), F.S., provides an exemption from the reporting requirement if no reportable gift was received during that quarter.

Effects of Proposed Changes:

SB 606 repeals the provisions concerning gift reporting.

Advisory Opinions

Current law:

Currently, pursuant to s. 112.322(3), F.S., the Commission on Ethics is charged with issuance of advisory opinions concerning the provisions of the Code of Ethics for Public Officers and Employees. The Commission can issue advisory opinions in two circumstances:

- to an officer or employee concerned about whether, or how, the ethics laws apply to himself or herself; or
- where a public officer or employee has the authority to hire or terminate an employee, the public officer or employee may request an opinion about conduct of the subordinate employee.

Ethics opinions are binding until amended or revoked, unless material facts were omitted or misstated in the request for the opinion.

Effects of Proposed Changes:

SB 606 provides that reporting individuals and procurement employees may obtain an advisory opinion *from his or her agency attorney* concerning applicability of the gifts law in s. 112.3148 and the honoraria law in s. 112.3149, F.S. The bill requires the agency attorney to issue the opinion within 10 days. The bill provides that the requestor may reasonably rely upon the advisory opinion of his or her agency attorney.

Penalties for Disclosing the Existence or Contents of Complaints

Current law:

Section 112.324(2), F.S., provides that ethics complaints, and all documents associated with an ethics complaint, are confidential and exempt from public records until such time as: the Commission determines that the complaint is legally insufficient to indicate a potential violation of the Code of Ethics; the Commission determines whether probable cause exists; or until waived by the subject of the complaint. However, there are no penalties specified for disclosing the existence of a complaint or the contents of a complaint.

Effect of Proposed Changes:

SB 606 provides an additional penalty between \$1,000 and \$5,000 to be assessed against complainants who willfully disclose or permit to be disclosed the existence of a complaint and/or the contents of any document associated with the complaint prior to the matter becoming public.

Dismissal of Complaints

Current law:

Currently, the Commission is not required by statute to dismiss any complaint.¹ However, the Commission is authorized to dismiss complaints in the following circumstances:

- If the Commission determines that a complaint alleges a de minimis violation attributable to an inadvertent or unintentional error; or
- If the Commission determines that the public interest would not be served by proceeding further.

Effects of Proposed Changes:

SB 606 requires the Commission to dismiss any complaint if it finds that, before the alleged violation occurred, the officer or employee: consulted with his or her agency attorney; provided full and complete written disclosure or made an oral disclosure at a duly noticed public meeting of all material facts relevant to the allegation before the Commission; received a written or oral opinion at a duly noticed public meeting from his or her agency's attorney relating to the allegation before the Commission; and acted in accordance with the opinion.

Additional or More Stringent Standards of Conduct

Current law:

Section 112.326, F.S., provides that the governing body of any political subdivision may, by ordinance, or agency, by rule, impose upon its own officers and employees additional or more stringent standards of conduct and disclosure requirements than those contained in the Code of Ethics. However, those standards of conduct and disclosure requirements are only permissible if they do not otherwise conflict with the Code of Ethics.

Effects of Proposed Changes:

SB 606 permits electors of a political subdivision to impose additional or more stringent standards of conduct on its officers. The bill also prohibits one political subdivision from imposing additional or more stringent standards of conduct and disclosure requirements upon the officers and employees of another political subdivision.

Abstention from Voting

Current law:

Section 286.012, F.S., prohibits a member of any state, county, or municipal governmental board, commission, or agency who is present at any meeting of any such body at which an official decision, ruling, or other official act is to be taken or adopted from abstaining except

¹ Section 112.324(11)-(12), F.S.

when, he or she has, or appears to have, a possible conflict of interest under the provisions of ss. 112.311, 112.313, or 112.3143, F.S. In such cases, said member shall comply with the disclosure requirements of s. 112.3143, F.S.

The law does not permit abstention based upon additional or more stringent standards of conduct or disclosure requirements established by a political subdivision pursuant to s. 112.326, F.S.

Effects of Proposed Changes:

In addition to current law, SB 606 would allow members of governmental bodies to abstain from voting on a matter if there is, or appears to be, a conflict of interest proscribed in an additional or more stringent standard of conduct imposed by a political subdivision pursuant to s. 112.326, F.S.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. Other Constitutional Issues:

The bill authorizes an additional penalty ranging from \$1,000 to \$5,000 for disclosing the existence of any complaint or disclosing contents of complaint-related documents. Political speech is protected by the First Amendment to the U.S. Constitution and Article I, Section 4, Florida Constitution. To the extent that disclosure of some of the contents of a complaint may be considered protected political speech, this provision may be constitutionally suspect as a prior restraint upon free speech on an “as applied” basis.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill requires agency attorneys to issue advisory opinions under certain circumstances. Agencies may have retained an attorney on an independent contractor basis who bill on an hourly rate. It is not known how many requests for an advisory opinion might be generated. Thus, the fiscal impact on government is indeterminate.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 112.3142, 112.3148, 112.3149, 112.317, 112.322, 112.326, and 286.012.

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.



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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
02/28/2014	.	
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The Committee on Ethics and Elections (Clemens) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 112.3142, Florida Statutes, is amended
to read:

112.3142 Ethics training for specified constitutional
officers and elected municipal officers.—

(1) As used in this section, the term "constitutional
officers" includes the Governor, the Lieutenant Governor, the



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11 Attorney General, the Chief Financial Officer, the Commissioner
12 of Agriculture, state attorneys, public defenders, sheriffs, tax
13 collectors, property appraisers, supervisors of elections,
14 clerks of the circuit court, county commissioners, district
15 school board members, and superintendents of schools.

16 (2) (a) All constitutional officers must complete 4 hours of
17 ethics training each calendar year which annually that
18 addresses, at a minimum, s. 8, Art. II of the State
19 Constitution, the Code of Ethics for Public Officers and
20 Employees, and the public records and public meetings laws of
21 this state. This requirement may be satisfied by completion of a
22 continuing legal education class or other continuing
23 professional education class, seminar, or presentation if the
24 required subjects are covered.

25 (b) Beginning January 1, 2015, all elected municipal
26 officers must complete 4 hours of ethics training each calendar
27 year which addresses, at a minimum, s. 8, Art. II of the State
28 Constitution, the Code of Ethics for Public Officers and
29 Employees, and the public records and public meetings laws of
30 this state. This requirement may be satisfied by completion of a
31 continuing legal education class or other continuing
32 professional education class, seminar, or presentation if the
33 required subjects are covered.

34 (c) ~~(b)~~ The commission shall adopt rules establishing
35 minimum course content for the portion of an ethics training
36 class which that addresses s. 8, Art. II of the State
37 Constitution and the Code of Ethics for Public Officers and
38 Employees.

39 (d) The Legislature intends that a constitutional officer



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40 or elected municipal officer who is required to complete ethics
41 training pursuant to this section receive the required training
42 as close as possible to the date on which he or she assumes
43 office. A constitutional officer or elected municipal officer
44 assuming a new office or new term of office on or before March
45 31 must complete the annual training on or before December 31 of
46 the year in which the term of office began. A constitutional
47 officer or elected municipal officer assuming a new office after
48 March 31 is not required to complete ethics training for the
49 calendar year in which he or she assumes the new office.

50 (3) Each house of the Legislature shall provide for ethics
51 training pursuant to its rules.

52 Section 2. Subsection (7) of section 112.317, Florida
53 Statutes, is amended to read:

54 112.317 Penalties.—

55 (7) If ~~In any case in which~~ the commission determines that
56 a person has filed a complaint against a public officer or
57 employee with a malicious intent to injure the reputation of
58 such officer or employee, which intent may be shown by the
59 filing of the complaint with knowledge that the complaint
60 contains one or more false allegations or with reckless
61 disregard for whether the complaint contains false allegations
62 of fact material to a violation of this part:7

63 (a) The complainant is ~~shall be~~ liable for costs and ~~plus~~
64 reasonable attorney fees incurred in the defense of the person
65 complained against, including the costs and reasonable attorney
66 fees incurred in proving entitlement to and the amount of costs
67 and fees; and

68 (b) If the commission further finds the complainant



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69 willfully disclosed, or permitted to be disclosed, the existence
70 or contents of the complaint, or any document, action, or
71 proceeding in connection with a preliminary investigation of the
72 commission, before such complaint, document, action, or
73 proceeding became a public record as provided in this part, the
74 commission shall impose on the complainant a civil penalty of
75 not less than \$1,000 but not more than \$5,000.

76
77 If the complainant fails to pay such penalty, if any, costs, and
78 fees voluntarily within 30 days after following such finding by
79 the commission, the commission shall forward such information to
80 the Department of Legal Affairs, which shall bring a civil
81 action in a court of competent jurisdiction to recover the
82 amount of such penalty, costs, and fees awarded by the
83 commission.

84 Section 3. Present subsections (4) through (9) of section
85 112.322, Florida Statutes, are renumbered as subsections (5)
86 through (10), respectively, and a new subsection (4) is added to
87 that section, to read:

88 112.322 Duties and powers of commission.—

89 (4)(a) A public officer, candidate for public office, or
90 public employee, or an attorney on such person's behalf, when in
91 doubt about the applicability and interpretation of this part or
92 s. 8, Art. II of the State Constitution to himself or herself in
93 a particular context, may submit the facts of the situation to
94 commission staff for a request for guidance to establish the
95 standard of public duty. Additionally, a public officer or
96 public employee who has authority to hire or terminate employees
97 may request guidance from commission staff as to the application



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98 of this part or s. 8, Art. II of the State Constitution with
99 respect to an employee or applicant for employment. Upon
100 request, written guidance shall be rendered by commission staff
101 to the requestor in an expedited manner not to exceed 7 calendar
102 days from the original date of request for guidance, unless the
103 requestor agrees to a time extension.

104 (b) If the requestor relies upon and acts in accordance
105 with the written guidance, the written guidance, until amended
106 or revoked, shall be considered to be binding on the conduct of
107 the public officer, public employee, or candidate who sought the
108 guidance or with reference to whom the guidance was sought,
109 unless material facts were omitted or misstated in the request
110 for guidance. Any action or inaction taken by the requestor in
111 reliance on the written guidance may not form the basis of a
112 complaint under this part or s. 8, Art. II of the State
113 Constitution.

114 Section 4. Section 112.326, Florida Statutes, is amended to
115 read:

116 112.326 Additional requirements by political subdivisions
117 and agencies not prohibited.—Nothing in this part prohibits ~~act~~
118 ~~shall prohibit~~ the electors or the governing body of a ~~any~~
119 political subdivision, by charter or ordinance, or agency, by
120 rule, from imposing upon its own officers and employees
121 additional or more stringent standards of conduct and disclosure
122 requirements than those specified in this part, if provided that
123 those standards of conduct and disclosure requirements do not
124 otherwise conflict with ~~the provisions of~~ this part. A political
125 subdivision is prohibited from imposing additional or more
126 stringent standards of conduct and disclosure requirements upon



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127 the officers and employees of another political subdivision;
128 however, such prohibition does not apply to a political
129 subdivision that as of March 1, 2014 has imposed additional or
130 more stringent standards of conduct and disclosure requirements
131 upon the officers and employees of another political
132 subdivision. Such a political subdivision may impose further
133 additional or more stringent standards of conduct and disclosure
134 requirements upon the officers or employees of another political
135 subdivision as provided by law.

136 Section 5. Section 286.012, Florida Statutes, is amended to
137 read:

138 286.012 Voting requirement at meetings of governmental
139 bodies.—No member of any state, county, or municipal
140 governmental board, commission, or agency who is present at any
141 meeting of any such body at which an official decision, ruling,
142 or other official act is to be taken or adopted may abstain from
143 voting in regard to any such decision, ruling, or act; and a
144 vote shall be recorded or counted for each such member present,
145 unless ~~except when~~, with respect to any such member, there is,
146 or appears to be, a possible conflict of interest under ~~the~~
147 ~~provisions of~~ s. 112.311, s. 112.313, ~~or~~ s. 112.3143, or
148 additional or more stringent standards of conduct, if any,
149 adopted pursuant to s. 112.326. If there is, or appears to be, a
150 possible conflict under s. 112.311, s. 112.313, or s. 112.3143,
151 the member shall comply with the disclosure requirements of s.
152 112.3143. If the only conflict or possible conflict is one
153 arising from additional or more stringent standards adopted
154 pursuant to s. 112.326, the member shall comply with any
155 disclosure requirements adopted pursuant to s. 112.326. ~~In such~~



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156 ~~eases, said member shall comply with the disclosure requirements~~
157 ~~of s. 112.3143.~~

158 Section 6. If any provision of this act or its application
159 to any person or circumstance is held invalid, the invalidity
160 does not affect other provisions or applications of the act
161 which can be given effect without the invalid provision or
162 application, and to this end the provisions of this act are
163 severable.

164 Section 7. This act shall take effect July 1, 2014.

165
166 ===== T I T L E A M E N D M E N T =====

167 And the title is amended as follows:

168 Delete everything before the enacting clause
169 and insert:

170 A bill to be entitled
171 An act relating to governmental ethics; amending s.
172 112.3142, F.S.; requiring elected municipal officers
173 to complete annual ethics training; providing
174 legislative intent; amending s. 112.317, F.S.;
175 requiring the Commission on Ethics to impose a civil
176 penalty on a person who has filed a complaint with
177 malicious intent under certain circumstances; amending
178 s. 112.322, F.S.; authorizing certain individuals to
179 request written guidance from the commission under
180 certain circumstances; requiring the commission to
181 render written guidance within a specified timeframe;
182 providing that the written guidance is binding on the
183 conduct of the requestor; providing exceptions;
184 providing that action or inaction in reliance on



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185 written guidance may not form the basis of a
186 complaint; amending s. 112.326, F.S.; prohibiting a
187 political subdivision from imposing additional
188 standards of conduct upon the public officers and
189 employees of another political subdivision; providing
190 exceptions; amending s. 286.012, F.S.; revising
191 disclosure requirements with respect to a voting
192 abstention at a meeting of a governmental body;
193 providing for severability; providing an effective
194 date.



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LEGISLATIVE ACTION

Senate

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House

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

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 112.3142, Florida Statutes, is amended
to read:

112.3142 Ethics training for specified constitutional
officers and elected municipal officers.—

(1) As used in this section, the term “constitutional
officers” includes the Governor, the Lieutenant Governor, the



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11 Attorney General, the Chief Financial Officer, the Commissioner
12 of Agriculture, state attorneys, public defenders, sheriffs, tax
13 collectors, property appraisers, supervisors of elections,
14 clerks of the circuit court, county commissioners, district
15 school board members, and superintendents of schools.

16 (2) (a) All constitutional officers must complete 4 hours of
17 ethics training each calendar year which annually that
18 addresses, at a minimum, s. 8, Art. II of the State
19 Constitution, the Code of Ethics for Public Officers and
20 Employees, and the public records and public meetings laws of
21 this state. This requirement may be satisfied by completion of a
22 continuing legal education class or other continuing
23 professional education class, seminar, or presentation if the
24 required subjects are covered.

25 (b) Beginning January 1, 2015, all elected municipal
26 officers must complete 4 hours of ethics training each calendar
27 year which addresses, at a minimum, s. 8, Art. II of the State
28 Constitution, the Code of Ethics for Public Officers and
29 Employees, and the public records and public meetings laws of
30 this state. This requirement may be satisfied by completion of a
31 continuing legal education class or other continuing
32 professional education class, seminar, or presentation if the
33 required subjects are covered.

34 (c) ~~(b)~~ The commission shall adopt rules establishing
35 minimum course content for the portion of an ethics training
36 class which that addresses s. 8, Art. II of the State
37 Constitution and the Code of Ethics for Public Officers and
38 Employees.

39 (d) The Legislature intends that a constitutional officer



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40 or elected municipal officer who is required to complete ethics
41 training pursuant to this section receive the required training
42 as close as possible to the date on which he or she assumes
43 office. A constitutional officer or elected municipal officer
44 assuming a new office or new term of office on or before March
45 31 must complete the annual training on or before December 31 of
46 the year in which the term of office began. A constitutional
47 officer or elected municipal officer assuming a new office after
48 March 31 is not required to complete ethics training for the
49 calendar year in which he or she assumes the new office.

50 (3) Each house of the Legislature shall provide for ethics
51 training pursuant to its rules.

52 Section 2. Subsection (1) of section 112.317, Florida
53 Statutes, is amended to read:

54 112.317 Penalties.—

55 (1) Any violation of this part, including, but not limited
56 to, failure to file disclosures required by this part or
57 violation of any standard of conduct imposed by this part, ~~or~~
58 any violation of s. 8, Art. II of the State Constitution, or a
59 standard of conduct which is adopted pursuant to s. 112.326 and
60 is not in conflict with this part, in addition to any criminal
61 penalty or other civil penalty involved, under applicable
62 constitutional and statutory procedures, constitutes grounds
63 for, and may be punished by, one or more of the following:

64 (a) In the case of a public officer:

- 65 1. Impeachment.
- 66 2. Removal from office.
- 67 3. Suspension from office.
- 68 4. Public censure and reprimand.



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69 5. Forfeiture of no more than one-third of his or her
70 salary per month for no more than 12 months.

71 6. A civil penalty not to exceed \$10,000.

72 7. Restitution of any pecuniary benefits received because
73 of the violation committed. The commission may recommend that
74 the restitution penalty be paid to the agency of which the
75 public officer was a member or to the General Revenue Fund.

76 (b) In the case of an employee or a person designated as a
77 public officer by this part who otherwise would be deemed to be
78 an employee:

79 1. Dismissal from employment.

80 2. Suspension from employment for not more than 90 days
81 without pay.

82 3. Demotion.

83 4. Reduction in his or her salary level.

84 5. Forfeiture of no more than one-third salary per month
85 for no more than 12 months.

86 6. A civil penalty not to exceed \$10,000.

87 7. Restitution of any pecuniary benefits received because
88 of the violation committed. The commission may recommend that
89 the restitution penalty be paid to the agency by which the
90 public employee was employed, or of which the officer was deemed
91 to be an employee, or to the General Revenue Fund.

92 8. Public censure and reprimand.

93 (c) In the case of a candidate who violates this part or s.
94 8(a) and (i), Art. II of the State Constitution:

95 1. Disqualification from being on the ballot.

96 2. Public censure.

97 3. Reprimand.



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98 4. A civil penalty not to exceed \$10,000.

99 (d) In the case of a former public officer or employee who
100 has violated a provision applicable to former officers or
101 employees or whose violation occurred before the officer's or
102 employee's leaving public office or employment:

103 1. Public censure and reprimand.

104 2. A civil penalty not to exceed \$10,000.

105 3. Restitution of any pecuniary benefits received because
106 of the violation committed. The commission may recommend that
107 the restitution penalty be paid to the agency of the public
108 officer or employee or to the General Revenue Fund.

109 (e) In the case of a person who is subject to the standards
110 of this part, other than a lobbyist or lobbying firm under s.
111 112.3215 for a violation of s. 112.3215, but who is not a public
112 officer or employee:

113 1. Public censure and reprimand.

114 2. A civil penalty not to exceed \$10,000.

115 3. Restitution of any pecuniary benefits received because
116 of the violation committed. The commission may recommend that
117 the restitution penalty be paid to the agency of the person or
118 to the General Revenue Fund.

119 Section 3. Subsection (1), paragraph (a) of subsection (2),
120 and subsections (3), (5), and (7) of section 112.322, Florida
121 Statutes, are amended to read:

122 112.322 Duties and powers of commission.—

123 (1) It is the duty of the Commission on Ethics to receive
124 and investigate sworn complaints of a violation of the code of
125 ethics as established in this part, of a violation of a standard
126 of conduct adopted pursuant to s. 112.326 which is identical to



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127 a standard of conduct in this part, and of any other breach of
128 the public trust, as provided in s. 8(f), Art. II of the State
129 Constitution, including investigation of all facts and parties
130 materially related to the complaint at issue.

131 (2) (a) Any public officer or employee may request a hearing
132 before the Commission on Ethics to present oral or written
133 testimony in response to allegations that he or she ~~such person~~
134 violated the code of ethics established in this part or a
135 standard of conduct adopted pursuant to s. 112.326 which is
136 identical to a standard of conduct in this part, or allegations
137 of any other breach of the public trust, as provided in s. 8,
138 Art. II of the State Constitution, if provided a majority of the
139 commission members present and voting consider that the
140 allegations are of such gravity as to affect the general welfare
141 of the state and the ability of the subject public officer or
142 employee to effectively ~~to~~ discharge the duties of the office.
143 If the allegations made against the subject public officer or
144 employee are made under oath, the public officer or employee
145 ~~then he or she~~ shall also be required to testify under oath.

146 (3) (a) A ~~Every~~ public officer, candidate for public office,
147 or public employee, when in doubt about the applicability and
148 interpretation of this part, a standard of conduct adopted
149 pursuant to s. 112.326 which is identical to a standard of
150 conduct in this part, or s. 8, Art. II of the State Constitution
151 to himself or herself in a particular context, may submit in
152 writing the facts of the situation to the Commission on Ethics
153 with a request for an advisory opinion to establish the standard
154 of public duty. Any public officer or employee who has the power
155 to hire or terminate employees may likewise seek an advisory



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156 opinion from the commission as to the application of ~~the~~
157 ~~provisions of~~ this part, a standard of conduct adopted pursuant
158 to s. 112.326 which is equivalent to a standard of conduct in
159 this part, or s. 8, Art. II of the State Constitution to any
160 such employee or applicant for employment. The commission may
161 provide an informal advisory opinion or a formal advisory
162 opinion. If a formal ~~An~~ advisory opinion is ~~shall be~~ rendered by
163 the commission, ~~and each~~ such opinion must ~~shall~~ be numbered,
164 dated, and published without naming the person making the
165 request, unless such person consents to the use of his or her
166 name.

167 (b) If the executive director determines that sufficient
168 legal or formal advisory opinion precedent exists to establish
169 the standard of public duty, the executive director must provide
170 the requestor with a written informal advisory opinion
171 containing the requested guidance. The commission must render an
172 informal advisory opinion within 10 business days after receipt
173 of the request, unless the executive director determines that
174 good cause exists for a reasonable extension of time.

175 (c) If insufficient precedent exists, or if there is
176 substantial concern that the commission would render an opinion
177 differing from that stated in applicable opinions or legal
178 precedent under the material facts presented, commission staff
179 shall prepare a draft formal opinion of the commission. The
180 commission must address the draft formal opinion request at the
181 next scheduled commission meeting, unless good cause exists for
182 a reasonable extension of time.

183 (d) ~~(b)~~ An informal or formal advisory ~~Such~~ opinion, until
184 amended or revoked, shall be binding on the conduct of the



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185 officer, employee, or candidate who sought the opinion or with
186 reference to whom the opinion was sought, unless material facts
187 were omitted or misstated in the request for the advisory
188 opinion, or have subsequently changed. If the material facts do
189 not differ from those contained in the request, and the
190 requestor has complied with the guidance provided by the
191 commission or the executive director, the commission shall
192 dismiss any complaint alleging that the conduct that is the
193 subject of the formal or informal advisory opinion violated this
194 part or s. 8, Art. II of the State Constitution.

195 (5) The commission may recommend that the Governor initiate
196 judicial proceedings in the name of the state against any
197 executive or administrative state, county, or municipal officer
198 to enforce compliance with any provision of this part, a
199 standard of conduct adopted pursuant to s. 112.326 which is
200 identical to a standard of conduct in this part, or ~~of~~ s. 8,
201 Art. II of the State Constitution or to restrain violations of
202 this part, a standard of conduct adopted pursuant to s. 112.326
203 which is identical to a standard of conduct in this part, or ~~of~~
204 s. 8, Art. II of the State Constitution, pursuant to s. 1(b),
205 Art. IV of the State Constitution; and the Governor may without
206 further action initiate such judicial proceedings.

207 (7) The commission may prepare materials designed to assist
208 persons in complying with the provisions of this part, with a
209 standard of conduct adopted pursuant to s. 112.326 which is
210 identical to a standard of conduct in this part, and with s. 8,
211 Art. II of the State Constitution.

212 Section 4. Subsection (1) of section 112.3231, Florida
213 Statutes, is amended to read:



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214 112.3231 Time limitations.-

215 (1) On or after October 1, 1993, all sworn complaints
216 alleging a violation of this part, a violation of a standard of
217 conduct adopted pursuant to s. 112.326 which is identical to a
218 standard of conduct in this part, or of any other breach of the
219 public trust within the jurisdiction of the Commission on Ethics
220 under s. 8, Art. II of the State Constitution, shall be filed
221 with the commission within 5 years of the alleged violation or
222 other breach of the public trust.

223 Section 5. Subsection (1) of section 112.324, Florida
224 Statutes, is amended to read:

225 112.324 Procedures on complaints of violations and
226 referrals; public records and meeting exemptions.-

227 (1) The commission shall investigate an alleged violation
228 of this part, a standard of conduct adopted pursuant to s.
229 112.326 which is equivalent to a standard of conduct in this
230 part, or other alleged breach of the public trust within the
231 jurisdiction of the commission as provided in s. 8(f), Art. II
232 of the State Constitution:

233 (a) Upon a written complaint executed on a form prescribed
234 by the commission and signed under oath or affirmation by any
235 person; or

236 (b) Upon receipt of a written referral of a possible
237 violation of this part or other possible breach of the public
238 trust from the Governor, the Department of Law Enforcement, a
239 state attorney, or a United States Attorney which at least six
240 members of the commission determine is sufficient to indicate a
241 violation of this part or any other breach of the public trust.
242



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243 Within 5 days after receipt of a complaint by the commission or
244 a determination by at least six members of the commission that
245 the referral received is deemed sufficient, a copy shall be
246 transmitted to the alleged violator.

247 Section 6. Section 112.326, Florida Statutes, is amended to
248 read:

249 112.326 Additional requirements by political subdivisions
250 and agencies not prohibited.—

251 (1) ~~Nothing in~~ This part does not prohibit the electors or
252 ~~act shall prohibit~~ the governing body of a any political
253 subdivision, by charter or ordinance, or agency, by rule, from
254 imposing upon its own officers and employees additional or more
255 stringent standards of conduct and disclosure requirements than
256 those specified in this part, ~~if provided that~~ those standards
257 of conduct and disclosure requirements do not otherwise conflict
258 with ~~the provisions of~~ this part. If a political subdivision or
259 agency has imposed a standard of conduct identical to a standard
260 contained in this part, a complaint regarding allegations of a
261 breach of such standard, or a request for an advisory opinion
262 with respect to such standard, must be made to the commission,
263 which shall respond to the complaint or the request for an
264 advisory opinion in the same manner as provided in ss. 112.317,
265 112.322, and 112.324.

266 (2) A political subdivision is prohibited from imposing
267 additional or more stringent standards of conduct and disclosure
268 requirements upon the public officers and employees of another
269 political subdivision, unless the imposition of such standards
270 and requirements are approved by a majority of the electors in
271 the political subdivision voting upon the measure. This



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272 subsection does not apply to a political subdivision that has
273 imposed additional or more stringent standards of conduct and
274 disclosure requirements upon the public officers and employees
275 of another political subdivision on or before March 1, 2014, and
276 such a political subdivision may impose further additional or
277 more stringent standards of conduct and disclosure requirements
278 upon the public officers or employees of another political
279 subdivision as authorized by law.

280 Section 7. Section 286.012, Florida Statutes, is amended to
281 read:

282 286.012 Voting requirement at meetings of governmental
283 bodies.—A No member of any state, county, or municipal
284 governmental board, commission, or agency who is present at any
285 meeting of any such body at which an official decision, ruling,
286 or other official act is to be taken or adopted may not abstain
287 from voting in regard to any such decision, ruling, or act; and
288 a vote shall be recorded or counted for each such member
289 present, unless ~~except when~~, with respect to any such member,
290 there is, or appears to be, a possible conflict of interest
291 under ~~the provisions of~~ s. 112.311, s. 112.313, ~~or~~ s. 112.3143,
292 or additional or more stringent standards of conduct, if any,
293 adopted pursuant to s. 112.326. If there is, or appears to be, a
294 possible conflict under s. 112.311, s. 112.313, or s. 112.3143,
295 the member shall comply with the disclosure requirements of s.
296 112.3143. If the only conflict or possible conflict is one
297 arising from the additional or more stringent standards adopted
298 pursuant to s. 112.326, the member shall comply with any
299 disclosure requirements adopted pursuant to s. 112.326. If the
300 official decision, ruling, or act occurs in the context of a



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301 quasi-judicial proceeding, a member may abstain from voting on
302 such matter if the abstention is to assure a fair proceeding
303 free from potential bias or prejudice ~~In such cases, said member~~
304 ~~shall comply with the disclosure requirements of s. 112.3143.~~

305 Section 8. This act shall take effect July 1, 2014.

306
307 ===== T I T L E A M E N D M E N T =====

308 And the title is amended as follows:

309 Delete everything before the enacting clause
310 and insert:

311 A bill to be entitled

312 An act relating to governmental ethics; amending s.
313 112.3142, F.S.; requiring elected municipal officers
314 to complete annual ethics training; providing
315 legislative intent; amending s. 112.317, F.S.;
316 conforming a provision to changes made by the act;
317 amending s. 112.322, F.S.; revising the duties and
318 powers of the Commission on Ethics; requiring the
319 commission to receive and investigate complaints
320 alleging certain violations of a standard of conduct
321 imposed by a political subdivision or agency;
322 specifying the circumstances in which the commission
323 may render an informal or formal advisory opinion;
324 requiring the commission to dismiss a complaint under
325 certain circumstances; conforming provisions; amending
326 s. 112.3231, F.S.; requiring that complaints alleging
327 a violation of certain standards of conduct within the
328 commission's jurisdiction be filed within a specified
329 timeframe; amending s. 112.324, F.S.; conforming a



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330 provision to changes made by the act; amending s.
331 112.326, F.S.; requiring the commission to respond to
332 certain complaints or requests for advisory opinions;
333 prohibiting a political subdivision or agency from
334 imposing additional standards of conduct upon the
335 public officers and employees of another political
336 subdivision; providing exceptions; amending s.
337 286.012, F.S.; revising disclosure requirements with
338 respect to a voting abstention at a meeting of a
339 governmental body; authorizing a member to abstain
340 from voting on a decision, ruling, or act in a quasi-
341 judicial proceeding under certain circumstances;
342 providing an effective date.



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LEGISLATIVE ACTION

Senate

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House

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

1 **Senate Substitute for Amendment (976080) (with title**
2 **amendment)**

3
4 Delete everything after the enacting clause
5 and insert:

6 Section 1. Section 112.3142, Florida Statutes, is amended
7 to read:

8 112.3142 Ethics training for specified constitutional
9 officers and elected municipal officers.—

10 (1) As used in this section, the term "constitutional



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11 officers" includes the Governor, the Lieutenant Governor, the
12 Attorney General, the Chief Financial Officer, the Commissioner
13 of Agriculture, state attorneys, public defenders, sheriffs, tax
14 collectors, property appraisers, supervisors of elections,
15 clerks of the circuit court, county commissioners, district
16 school board members, and superintendents of schools.

17 (2) (a) All constitutional officers must complete 4 hours of
18 ethics training each calendar year which ~~annually that~~
19 addresses, at a minimum, s. 8, Art. II of the State
20 Constitution, the Code of Ethics for Public Officers and
21 Employees, and the public records and public meetings laws of
22 this state. This requirement may be satisfied by completion of a
23 continuing legal education class or other continuing
24 professional education class, seminar, or presentation if the
25 required subjects are covered.

26 (b) Beginning January 1, 2015, all elected municipal
27 officers must complete 4 hours of ethics training each calendar
28 year which addresses, at a minimum, s. 8, Art. II of the State
29 Constitution, the Code of Ethics for Public Officers and
30 Employees, and the public records and public meetings laws of
31 this state. This requirement may be satisfied by completion of a
32 continuing legal education class or other continuing
33 professional education class, seminar, or presentation if the
34 required subjects are covered.

35 (c) ~~(b)~~ The commission shall adopt rules establishing
36 minimum course content for the portion of an ethics training
37 class which ~~that~~ addresses s. 8, Art. II of the State
38 Constitution and the Code of Ethics for Public Officers and
39 Employees.



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40 (d) The Legislature intends that a constitutional officer
41 or elected municipal officer who is required to complete ethics
42 training pursuant to this section receive the required training
43 as close as possible to the date on which he or she assumes
44 office. A constitutional officer or elected municipal officer
45 assuming a new office or new term of office on or before March
46 31 must complete the annual training on or before December 31 of
47 the year in which the term of office began. A constitutional
48 officer or elected municipal officer assuming a new office after
49 March 31 is not required to complete ethics training for the
50 calendar year in which he or she assumes the new office.

51 Section 2. Subsection (3) of section 112.322, Florida
52 Statutes, is amended to read:

53 112.322 Duties and powers of commission.—

54 (3) (a) A ~~Every~~ public officer, candidate for public office,
55 or public employee, when in doubt about the applicability and
56 interpretation of this part or s. 8, Art. II of the State
57 Constitution to himself or herself in a particular context, may
58 submit in writing the facts of the situation to the Commission
59 on Ethics with a request for an advisory opinion to establish
60 the standard of public duty. Any public officer or employee who
61 has the power to hire or terminate employees may likewise seek
62 an advisory opinion from the commission as to the application of
63 ~~the provisions of~~ this part or s. 8, Art. II of the State
64 Constitution to any such employee or applicant for employment.
65 The commission may provide an informal advisory opinion or a
66 formal advisory opinion. If a formal ~~An~~ advisory opinion is
67 ~~shall be~~ rendered by the commission, ~~and each~~ such opinion must
68 ~~shall~~ be numbered, dated, and published without naming the



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69 person making the request, unless such person consents to the
70 use of his or her name.

71 (b) If the executive director determines that sufficient
72 legal or formal advisory opinion precedent exists to establish
73 the standard of public duty, the executive director must provide
74 the requestor with a written informal advisory opinion
75 containing the requested guidance. The commission must render an
76 informal advisory opinion within 10 business days after receipt
77 of the request, unless the executive director determines that
78 good cause exists for a reasonable extension of time.

79 (c) If insufficient precedent exists, or if there is
80 substantial concern that the commission would render an opinion
81 differing from that stated in applicable opinions or legal
82 precedent under the material facts presented, commission staff
83 shall prepare a draft formal opinion of the commission. The
84 commission must address the draft formal opinion request at the
85 next scheduled commission meeting, unless good cause exists for
86 a reasonable extension of time.

87 (d) ~~(b)~~ An informal or formal advisory ~~Such~~ opinion, until
88 amended or revoked, shall be binding on the conduct of the
89 officer, employee, or candidate who sought the opinion or with
90 reference to whom the opinion was sought, unless material facts
91 were omitted or misstated in the request for the advisory
92 opinion, or have subsequently changed. If the material facts do
93 not differ from those contained in the request, and the
94 requestor has complied with the guidance provided by the
95 commission or the executive director, the commission shall
96 dismiss any complaint alleging that the conduct that is the
97 subject of the formal or informal advisory opinion violated this



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98 part or s. 8, Art. II of the State Constitution.

99 Section 3. Section 112.326, Florida Statutes, is amended to
100 read:

101 112.326 Additional requirements by political subdivisions
102 and agencies not prohibited.—

103 (1) A political subdivision or agency is prohibited from
104 imposing a standard of conduct identical to a standard contained
105 in this part. This part does not prohibit the electors or
106 ~~Nothing in this act shall prohibit~~ the governing body of a any
107 political subdivision, by charter or ordinance, or agency, by
108 rule, from imposing upon its own officers and employees
109 additional or more stringent standards of conduct and disclosure
110 requirements than those specified in this part, if provided that
111 those standards of conduct and disclosure requirements do not
112 otherwise conflict with the provisions of this part.

113 (2) A political subdivision is prohibited from imposing
114 additional or more stringent standards of conduct and disclosure
115 requirements upon the public officers and employees of another
116 political subdivision, unless the imposition of such standards
117 and requirements are approved by a majority of the electors in
118 the political subdivision voting upon the measure. This
119 subsection does not apply to a political subdivision that has
120 imposed additional or more stringent standards of conduct and
121 disclosure requirements upon the public officers and employees
122 of another political subdivision on or before March 1, 2014, and
123 such a political subdivision may impose further additional or
124 more stringent standards of conduct and disclosure requirements
125 upon the public officers or employees of another political
126 subdivision as authorized by law.



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127 Section 4. Section 286.012, Florida Statutes, is amended to
128 read:

129 286.012 Voting requirement at meetings of governmental
130 bodies.—A ~~No~~ member of any state, county, or municipal
131 governmental board, commission, or agency who is present at any
132 meeting of any such body at which an official decision, ruling,
133 or other official act is to be taken or adopted may not abstain
134 from voting in regard to any such decision, ruling, or act; and
135 a vote shall be recorded or counted for each such member
136 present, unless ~~except when~~, with respect to any such member,
137 there is, or appears to be, a possible conflict of interest
138 under the provisions of s. 112.311, s. 112.313, or s. 112.3143,
139 or additional or more stringent standards of conduct, if any,
140 adopted pursuant to s. 112.326. If there is, or appears to be, a
141 possible conflict under s. 112.311, s. 112.313, or s. 112.3143,
142 the member shall comply with the disclosure requirements of s.
143 112.3143. If the only conflict or possible conflict is one
144 arising from the additional or more stringent standards adopted
145 pursuant to s. 112.326, the member shall comply with any
146 disclosure requirements adopted pursuant to s. 112.326. If the
147 official decision, ruling, or act occurs in the context of a
148 quasi-judicial proceeding, a member may abstain from voting on
149 such matter if the abstention is to assure a fair proceeding
150 free from potential bias or prejudice ~~In such cases, said member~~
151 ~~shall comply with the disclosure requirements of s. 112.3143.~~

152 Section 5. This act shall take effect July 1, 2014

153
154 ===== T I T L E A M E N D M E N T =====
155 And the title is amended as follows:



218222

156 Delete everything before the enacting clause
157 and insert:

158 A bill to be entitled
159 An act relating to governmental ethics; amending s.
160 112.3142, F.S.; requiring elected municipal officers
161 to complete annual ethics training; providing
162 legislative intent; amending s. 112.322, F.S.;
163 revising the duties and powers of the Commission on
164 Ethics; specifying the circumstances in which the
165 commission may render an informal or formal advisory
166 opinion; amending s. 112.326, F.S.; prohibiting a
167 political subdivision or agency from imposing a
168 standard of conduct identical to a standard in the
169 Code of Ethics for Public Officers and Employees;
170 prohibiting a political subdivision or agency from
171 imposing additional standards of conduct upon the
172 public officers and employees of another political
173 subdivision; providing exceptions; amending s.
174 286.012, F.S.; revising disclosure requirements with
175 respect to a voting abstention at a meeting of a
176 governmental body; authorizing a member to abstain
177 from voting on a decision, ruling, or act in a quasi-
178 judicial proceeding under certain circumstances;
179 providing an effective date.

By Senator Clemens

27-00510B-14

2014606__

1 A bill to be entitled
 2 An act relating to governmental ethics; amending s.
 3 112.3142, F.S.; requiring elected municipal officials
 4 to participate in annual ethics training; amending s.
 5 112.3148, F.S.; deleting the requirement that each
 6 reporting individual or procurement employee file a
 7 quarterly statement disclosing certain gifts with the
 8 Commission on Ethics; authorizing a reporting
 9 individual or procurement employee to request an
 10 advisory opinion regarding application of the section;
 11 requiring the opinion to be issued within 10 days
 12 after the request is received; providing that a
 13 reporting individual or procurement employee may
 14 reasonably rely on such opinion; amending s. 112.3149,
 15 F.S.; authorizing a reporting individual or
 16 procurement employee to request an advisory opinion
 17 regarding application of the section; requiring the
 18 opinion to be issued within 10 days after the request
 19 is received; providing that a reporting individual or
 20 procurement employee may reasonably rely on such
 21 opinion; amending s. 112.317, F.S.; requiring the
 22 commission to impose a civil penalty on a person who
 23 has filed a complaint with malicious intent under
 24 certain circumstances; amending s. 112.322, F.S.;
 25 requiring the commission to dismiss a complaint
 26 against a state, county, municipal, or school district
 27 officer or employee if certain circumstances are met;
 28 amending s. 112.326, F.S.; prohibiting a political
 29 subdivision from imposing additional standards of

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30 conduct upon the officers and employees of another
 31 political subdivision; amending s. 286.012, F.S.;
 32 conforming a provision to changes made by the act;
 33 providing for severability; providing effective dates.
 34
 35 Be It Enacted by the Legislature of the State of Florida:
 36
 37 Section 1. Effective January 1, 2015, section 112.3142,
 38 Florida Statutes, is amended to read:
 39 112.3142 Ethics training for specified constitutional
 40 officers and elected municipal officials.-
 41 (1) As used in this section, the term "constitutional
 42 officers" includes the Governor, the Lieutenant Governor, the
 43 Attorney General, the Chief Financial Officer, the Commissioner
 44 of Agriculture, state attorneys, public defenders, sheriffs, tax
 45 collectors, property appraisers, supervisors of elections,
 46 clerks of the circuit court, county commissioners, district
 47 school board members, and superintendents of schools.
 48 (2) (a) All constitutional officers and elected municipal
 49 officials must complete 4 hours of ethics training each calendar
 50 year which ~~annually that~~ addresses, at a minimum, s. 8, Art. II
 51 of the State Constitution, the Code of Ethics for Public
 52 Officers and Employees, and the public records and public
 53 meetings laws of this state. This requirement may be satisfied
 54 by completion of a continuing legal education class or other
 55 continuing professional education class, seminar, or
 56 presentation if the required subjects are covered.
 57 (b) The commission shall adopt rules establishing minimum
 58 course content for the portion of an ethics training class which

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59 ~~that~~ addresses s. 8, Art. II of the State Constitution and the
60 Code of Ethics for Public Officers and Employees.

61 (3) Each house of the Legislature shall provide for ethics
62 training pursuant to its rules.

63 Section 2. Subsections (8) through (10) of section
64 112.3148, Florida Statutes, are amended to read:

65 112.3148 Reporting and prohibited receipt of gifts by
66 individuals filing full or limited public disclosure of
67 financial interests and by procurement employees.-

68 ~~(8)(a) Each reporting individual or procurement employee~~
69 ~~shall file a statement with the Commission on Ethics not later~~
70 ~~than the last day of each calendar quarter, for the previous~~
71 ~~calendar quarter, containing a list of gifts which he or she~~
72 ~~believes to be in excess of \$100 in value, if any, accepted by~~
73 ~~him or her, for which compensation was not provided by the donee~~
74 ~~to the donor within 90 days of receipt of the gift to reduce the~~
75 ~~value to \$100 or less, except the following:~~

76 ~~1. Gifts from relatives.~~

77 ~~2. Gifts prohibited by subsection (4) or s. 112.313(4).~~

78 ~~3. Gifts otherwise required to be disclosed by this~~
79 ~~section.~~

80 ~~(b) The statement shall include:~~

81 ~~1. A description of the gift, the monetary value of the~~
82 ~~gift, the name and address of the person making the gift, and~~
83 ~~the dates thereof. If any of these facts, other than the gift~~
84 ~~description, are unknown or not applicable, the report shall so~~
85 ~~state.~~

86 ~~2. A copy of any receipt for such gift provided to the~~
87 ~~reporting individual or procurement employee by the donor.~~

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88 ~~(c) The statement may include an explanation of any~~
89 ~~differences between the reporting individual's or procurement~~
90 ~~employee's statement and the receipt provided by the donor.~~

91 ~~(d) The reporting individual's or procurement employee's~~
92 ~~statement shall be sworn to by such person as being a true,~~
93 ~~accurate, and total listing of all such gifts.~~

94 ~~(e) Statements must be filed not later than 5 p.m. of the~~
95 ~~due date. However, any statement that is postmarked by the~~
96 ~~United States Postal Service by midnight of the due date is~~
97 ~~deemed to have been filed in a timely manner, and a certificate~~
98 ~~of mailing obtained from and dated by the United States Postal~~
99 ~~Service at the time of the mailing, or a receipt from an~~
100 ~~established courier company, which bears a date on or before the~~
101 ~~due date constitutes proof of mailing in a timely manner.~~

102 ~~(f) If a reporting individual or procurement employee has~~
103 ~~not received any gifts described in paragraph (a) during a~~
104 ~~calendar quarter, he or she is not required to file a statement~~
105 ~~under this subsection for that calendar quarter.~~

106 (8)(9) A person, other than a lobbyist regulated under s.
107 11.045, who violates ~~the provisions of~~ subsection (5) commits a
108 noncriminal infraction, punishable by a fine of up to not more
109 than \$5,000 and by a prohibition for a period of not more than
110 24 months on lobbying, or employing a lobbyist to lobby, before
111 the agency of the reporting individual or procurement employee
112 to which the gift was given in violation of subsection (5), ~~for~~
113 ~~a period of not more than 24 months.~~ The state attorney, or an
114 agency, if otherwise authorized, may initiate an action to
115 impose or recover a fine authorized under this section or to
116 impose or enforce a limitation on lobbying provided in this

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117 section.

118 ~~(9) (a) (10)~~ A member of the Legislature may request an
 119 advisory opinion from the general counsel of the house of which
 120 he or she is a member as to the application of this section to a
 121 specific situation. The general counsel shall issue the opinion
 122 within 10 days after receiving the request. The member of the
 123 Legislature may reasonably rely on such opinion.

124 (b) A reporting individual or procurement employee may
 125 request an advisory opinion from his or her agency's attorney as
 126 to the application of this section to a specific situation. The
 127 attorney shall issue the opinion within 10 days after receiving
 128 the request. The reporting individual or procurement employee
 129 may reasonably rely on such opinion.

130 Section 3. Subsection (8) of section 112.3149, Florida
 131 Statutes, is amended to read:

132 112.3149 Solicitation and disclosure of honoraria.—

133 (8) (a) A member of the Legislature may request an advisory
 134 opinion from the general counsel of the house of which he or she
 135 is a member as to the application of this section to a specific
 136 situation. The general counsel shall issue the opinion within 10
 137 days after receiving the request. The member of the Legislature
 138 may reasonably rely on such opinion.

139 (b) A reporting individual or procurement employee may
 140 request an advisory opinion from his or her agency's attorney as
 141 to the application of this section to a specific situation. The
 142 attorney shall issue the opinion within 10 days after receiving
 143 the request. The reporting individual or procurement employee
 144 may reasonably rely on such opinion.

145 Section 4. Subsection (7) of section 112.317, Florida

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146 Statutes, is amended to read:

147 112.317 Penalties.—

148 (7) ~~If in any case in which~~ the commission determines that
 149 a person has filed a complaint against a public officer or
 150 employee with ~~a~~ malicious intent to injure the reputation of
 151 such officer or employee, which intent may be shown by the
 152 filing of the complaint with knowledge that the complaint
 153 contains one or more false allegations or with reckless
 154 disregard for whether the complaint contains false allegations
 155 of fact material to a violation of this part:—

156 (a) The complainant is ~~shall be~~ liable for costs and plus
 157 reasonable attorney fees incurred in the defense of the person
 158 complained against, including the costs and reasonable attorney
 159 fees incurred in proving entitlement to and the amount of costs
 160 and fees; and

161 (b) If the commission further finds the complainant
 162 willfully disclosed, or permitted to be disclosed, the existence
 163 or contents of the complaint, or any document, action, or
 164 proceeding in connection with a preliminary investigation of the
 165 commission, before such complaint, document, action, or
 166 proceeding became a public record as provided in this part, the
 167 commission shall impose on the complainant a civil penalty of
 168 not less than \$1,000 but not more than \$5,000.

169
 170 If the complainant fails to pay such penalty, if any, costs, and
 171 fees voluntarily within 30 days after following such finding by
 172 the commission, the commission shall forward such information to
 173 the Department of Legal Affairs, which shall bring a civil
 174 action ~~in a court of competent jurisdiction~~ to recover the

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175 amount of such penalty, costs, and fees awarded by the
 176 commission.

177 Section 5. Present subsections (4) through (9) of section
 178 112.322, Florida Statutes, are redesignated as subsections (5)
 179 through (10), respectively, and a new subsection (4) is added to
 180 that section, to read:

181 112.322 Duties and powers of commission.—

182 (4) The commission shall dismiss a complaint that a state,
 183 county, municipal, or school district officer or employee
 184 violated any provision of this part or s. 8, Art. II of the
 185 State Constitution relating to a possible conflict of interest
 186 if the commission finds that, before the act that forms the
 187 basis of the complaint, the officer or employee:

188 (a) Consulted with his or her agency's attorney;

189 (b) Provided a full and complete written disclosure or made
 190 an oral disclosure at a duly noticed public meeting of all
 191 material facts relevant to the allegation before the commission;

192 (c) Received a written or oral opinion at a duly noticed
 193 public meeting from his or her agency's attorney relating to the
 194 allegation before the commission; and

195 (d) Reasonably relied upon the opinion of the agency's
 196 attorney and acted in accordance with the opinion.

197 Section 6. Section 112.326, Florida Statutes, is amended to
 198 read:

199 112.326 Additional requirements by political subdivisions
 200 and agencies not prohibited.—Nothing in this part prohibits act
 201 shall prohibit the electors or the governing body of a any
 202 political subdivision, by charter or ordinance, or agency, by
 203 rule, from imposing upon its own officers and employees

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204 additional or more stringent standards of conduct and disclosure
 205 requirements than those specified in this part, if provided that
 206 those standards of conduct and disclosure requirements do not
 207 otherwise conflict with the provisions of this part. A political
 208 subdivision is prohibited from imposing additional or more
 209 stringent standards of conduct and disclosure requirements upon
 210 the officers and employees of another political subdivision.

211 Section 7. Section 286.012, Florida Statutes, is amended to
 212 read:

213 286.012 Voting requirement at meetings of governmental
 214 bodies.—No member of any state, county, or municipal
 215 governmental board, commission, or agency who is present at any
 216 meeting of any such body at which an official decision, ruling,
 217 or other official act is to be taken or adopted may abstain from
 218 voting in regard to ~~any~~ such decision, ruling, or act; and a
 219 vote shall be recorded or counted for each such member present,
 220 unless except when, with respect to any such member, there is,
 221 or appears to be, a possible conflict of interest under the
 222 provisions of s. 112.311, s. 112.313, ~~or~~ s. 112.3143, or
 223 additional or more stringent standards of conduct, if any,
 224 adopted pursuant to s. 112.326. In such cases, such ~~said~~ member
 225 shall comply with the disclosure requirements of s. 112.3143 or
 226 any disclosure requirements adopted under s. 112.326.

227 Section 8. If any provision of this act or its application
 228 to any person or circumstance is held invalid, the invalidity
 229 does not affect other provisions or applications of the act
 230 which can be given effect without the invalid provision or
 231 application, and to this end the provisions of this act are
 232 severable.

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233 Section 9. Except as otherwise expressly provided in this
234 act, this act shall take effect July 1, 2014.

THE FLORIDA SENATE
APPEARANCE RECORD

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

3/3/14
Meeting Date

Topic Governmental Ethics

Bill Number SB 606
(if applicable)

Name Kraig Conn

Amendment Barcode Substitute
(if applicable)

Job Title Legislative Counsel

976080

Address 301 S. Bronough Suite 300
Street

Phone 222 9684

T-11 FL 32301
City State Zip

E-mail Kconn@flcities.com

Speaking: For Against Information

Representing Florida League of Cities

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)

3/3/14

Meeting Date

Topic

Ethics & Elections

Bill Number

606

Name

Les Hurley

*Amendment Barcode

218222

(if applicable)

(if applicable)

Job Title

Address

100 S. Monroe St.

Phone

850.977.4300

Street

Tallahassee, FL

32301

City

State

Zip

E-mail

lhurley@fl-counties.com

Speaking:

For

Against

Information

Representing

FL Assoc. of Counties

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.



SENATOR ANDY GARDINER
13th District

THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on Transportation,
Tourism, and Economic Development, *Chair*
Appropriations
Appropriations Subcommittee on Finance and Tax
Environmental Preservation and Conservation
Ethics and Elections
Gaming
Judiciary
Military Affairs, Space, and Domestic Security
Rules

JOINT COMMITTEE:
Joint Legislative Budget Commission

March 3, 2014

The Honorable Jack Latvala, Chair
Ethics and Elections
420 Knott Building
404 South Monroe Street
Tallahassee, FL 32399

Dear Chair Latvala:

I am writing to respectfully request that I be excused from the Committee on Ethics and Elections meeting scheduled for Monday, March 3. I have a prior commitment and will not be able to attend.

If you have any questions regarding this request, please do not hesitate to call my office. Thank you for your time and consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Gardiner".

Senator Andy Gardiner

AG:gh

Cc: Dawn Roberts, Staff Director
Diane Vause, Administrative Assistant

REPLY TO:

- 1013 East Michigan Street, Orlando, Florida 32806 (407) 428-5800
- 420 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5013

Senate's Website: www.flsenate.gov

DON GAETZ
President of the Senate

GARRETT RICHTER
President Pro Tempore



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

SENATOR ARTHENIA L. JOYNER
19th District

COMMITTEES:
Appropriations Subcommittee on Criminal and
Civil Justice, *Vice Chair*
Appropriations
Appropriations Subcommittee on General
Government
Ethics and Elections
Health Policy
Judiciary
Transportation

SELECT COMMITTEE:
Select Committee on Indian River Lagoon
and Lake Okeechobee Basin

JOINT COMMITTEE:
Joint Committee on Public Counsel Oversight

February 27, 2014

Senator Jack Latvala, Chair
Senate Committee on Ethics and Elections
420 Knott
Tallahassee, FL 32399

Dear Senator Latvala:

This letter is to request to be excused from the Committee on Ethics and Elections meeting on Monday, March 3. I have a bill to present to the Committee on Criminal Justice agenda and may not finish presenting it prior to the adjournment of the Committee on Ethics & Elections. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Arthenia L. Joyner".

Arthenia L. Joyner
State Senator, District 19

REPLY TO:

- 508 W. Dr. Martin Luther King, Jr. Blvd., Suite C, Tampa, Florida 33603-3415 (813) 233-4277
- 202 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5019 FAX: (813) 233-4280

Senate's Website: www.flsenate.gov

DON GAETZ
President of the Senate

GARRETT RICHTER
President Pro Tempore

CourtSmart Tag Report

Room: KN 412

Caption: Senate Ethics and Elections

Case:

Judge:

Type:

Started: 3/3/2014 4:02:56 PM

Ends: 3/3/2014 4:40:40 PM Length: 00:37:45

4:03:00 PM Meeting Called to Order
4:03:05 PM Roll Call
4:03:30 PM Chair Latvala makes opening comments
4:03:43 PM Motion by Sen. Benacquisto to recommend confirm on the Exec. Appts., Tabs 1-24 (except Tab 8d-Pyle)
4:04:18 PM Chair Latvala asks for public testimony
4:04:39 PM Favorable Roll Call to recommend confirmation on Tabs 1-24 (except Tab 8d-Temp. Postponed)
4:05:14 PM Sen. Sobel makes sure her "yes" vote was heard
4:05:23 PM Tab 26 - SB 606 by Sen. Clemens relating to Governmental Ethics
4:05:42 PM Sen. Clemens explains substitute AM 218222
4:09:55 PM Chair Latvala asks for questions
4:09:59 PM Sen. Sobel asks question
4:10:11 PM Sen. Clemens responds
4:10:36 PM Sen. Sobel asks follow-up question
4:10:53 PM Sen. Clemens responds
4:11:13 PM Sen. Sobel asks question about confusing laws
4:11:23 PM Sen. Clemens responds
4:11:34 PM Chair Latvala asks question
4:11:51 PM Sen. Clemens responds
4:11:55 PM Chair Latvala asks follow-up question
4:12:03 PM Sen. Clemens responds with regard to the discretion of the voters
4:12:36 PM Sen. Sobel asks question about cities creating their own standards
4:12:58 PM Sen. Clemens responds
4:13:14 PM Sen. Sobel asks follow-up question
4:13:33 PM Sen. Clemens responds
4:14:39 PM Chair Latvala asks for other questions
4:14:48 PM Sen. Benacquisto asks question
4:15:09 PM Sen. Clemens responds
4:16:38 PM Sen. Benacquisto asks follow-up question with regard to formal or informal opinion
4:16:53 PM Sen. Clemens responds
4:17:22 PM Sen. Benacquisto asks follow-up question
4:17:31 PM Sen. Clemens responds
4:18:10 PM Sen. Benacquisto asks question
4:18:19 PM Sen. Clemens responds
4:18:26 PM Sen. Thrasher asks question
4:18:46 PM Sen. Clemens responds with regard to local government
4:19:31 PM Sen. Thrasher asks follow-up question
4:19:47 PM Sen. Clemens responds
4:19:52 PM Sen. Thrasher asks question
4:20:09 PM Sen. Clemens responds with regard to context of bill
4:21:54 PM Sen. Thrasher asks follow-up question
4:22:36 PM Sen. Clemens responds
4:22:55 PM Chair Latvala makes comment
4:23:16 PM Testimony by Kraig Conn, Florida League of Cities
4:24:24 PM Sen. Clemens makes comment about late strike-all
4:24:37 PM Sen. Thrasher makes comment
4:25:08 PM Sen. Clemens makes comment about complexity of bill
4:25:51 PM Chair Latvala makes comment about importance of bill
4:26:49 PM Testimony by Kraig Conn, Florida League of Cities
4:30:38 PM Chair Latvala asks for questions
4:30:48 PM Sen. Lee asks question
4:32:19 PM Mr. Conn responds
4:32:27 PM Chair Latvala makes comment

4:32:49 PM Sen. Lee responds
4:33:17 PM Sen. Thrasher asks question
4:33:40 PM Mr. Conn responds
4:34:10 PM SB 606 - will be Temporarily Postponed
4:34:33 PM Chair Latvala explains SB 602
4:38:03 PM Sen. Sobel thanks Chair Latvala and asks for questions
4:38:16 PM Chair Latvala provides clarification
4:38:42 PM Sen. Sobel asks for questions
4:38:49 PM Chair Latvala waives close
4:39:03 PM Sen. Sobel asks for debate
4:39:10 PM Chair Latvala closes on bill with motion for committee substitute and for staff to prepare technical amendments, if needed.
4:39:42 PM Roll Call
4:40:06 PM Sen. Sobel shows bill passing as committee substitute
4:40:27 PM Move to Rise