



621812

LEGISLATIVE ACTION

Senate

.

House

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Floor: 2/WD/3R

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04/23/2015 01:24 PM

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Senator Flores moved the following:

Senate Amendment (with title amendment)

Before line 26

insert:

Section 1. Paragraph (d) of subsection (2) of section 348.0003, Florida Statutes, is amended, and paragraph (a) of subsection (5) of that section is amended and paragraph (1) is added to that subsection, to read:

348.0003 Expressway authority; formation; membership.—

(2) The governing body of an authority shall consist of not fewer than five nor more than nine voting members. The district



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12 secretary of the affected department district shall serve as a
13 nonvoting member of the governing body of each authority located
14 within the district. Each member of the governing body must at
15 all times during his or her term of office be a permanent
16 resident of the county which he or she is appointed to
17 represent.

18 (d) Notwithstanding any provision to the contrary in this
19 subsection, in any county as defined in s. 125.011(1), the
20 governing body of an authority must ~~shall~~ consist of 11 voting
21 ~~up to 13~~ members, and the following provisions of this paragraph
22 ~~shall~~ apply specifically to such authority. Six ~~Except for the~~
23 ~~district secretary of the department, the members must be~~
24 ~~residents of the county. Seven voting members of the authority~~
25 shall be appointed by the governing body of the county, At the
26 ~~discretion of the governing body of the county, up to two of the~~
27 ~~members appointed by the governing body of the county may be~~
28 ~~elected officials residing in the county. three~~ Five voting
29 members ~~of the authority~~ shall be appointed by the Governor,
30 and one member shall be the district secretary of the
31 department serving in the district that contains the such
32 county, who. This member shall be serve an ex officio voting
33 member of the authority. The county mayor shall serve as chair
34 of the authority. With the exception of the district secretary
35 of the department, the members of the authority must be
36 residents of the county. A member of the authority serving as of
37 October 1, 2015, may serve the remainder of his or her term.
38 However, upon the conclusion of his or her term or upon a
39 vacancy, such expired term or vacancy may not be filled unless
40 such appointment meets the requirements of this paragraph. When



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41 the term of a member expires or a vacancy occurs, the member may
42 not be replaced by the authority until the governing body of the
43 authority is composed of six voting members appointed by the
44 governing body of the county and three voting members, other
45 than the district secretary, appointed by the Governor. ~~If the~~
46 ~~governing board of an authority includes any member originally~~
47 ~~appointed by the governing body of the county as a nonvoting~~
48 ~~member, when the term of such member expires, that member shall~~
49 ~~be replaced by a member appointed by the Governor until the~~
50 ~~governing body of the authority is composed of seven members~~
51 ~~appointed by the governing body of the county and five members~~
52 ~~appointed by the Governor. Except as provided in subsection (5),~~
53 the qualifications, terms of office, and obligations and rights
54 of members of the authority shall be determined by resolution or
55 ordinance of the governing body of the county in a manner that
56 is consistent with subsections (3) and (4).

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

58 (a)1. A lobbyist, as defined in s. 112.3215, may not be
59 appointed or serve as a member of an authority.

60 2. A person may not be appointed as a member of the
61 governing body of an authority if that person currently
62 represents, or has in the previous 4 years represented, any
63 client for compensation before the authority.

64 3. A person may not be appointed as a member of the
65 governing body of an authority if he or she currently
66 represents, is employed by, or acts as an agent for, or has
67 within the previous 4 years represented, been employed by, or
68 acted as an agent for, any person or entity that is performing
69 construction engineering and inspection services or construction



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70 and design-build services, or within the previous 4 years has
71 performed construction engineering and inspection services or
72 construction and design-build services for the authority.

73 (1) A finding of a violation of this subsection or chapter
74 112, or failure to comply within 90 days after receiving a
75 notice of failure to comply with financial disclosure
76 requirements, results in immediate termination from the
77 governing body of the authority.

78
79 ===== T I T L E A M E N D M E N T =====

80 And the title is amended as follows:

81 Delete lines 2 - 3

82 and insert:

83 An act relating to expressway authorities; amending s.
84 348.0003, F.S.; revising qualifications for membership
85 on the governing body of a specified expressway
86 authority; revising term requirements for such
87 membership; providing for termination from an
88 authority's governing body upon a finding of a
89 violation of specified ethical conduct provisions or
90 failure to comply with a notice of failure to comply
91 with financial disclosure requirements; amending s.
92 348.753, F.S.; requiring the