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1  
2 An act relating to ethics for public officers and  
3 employees; amending s. 112.312, F.S.; revising the  
4 definition of the term "relative" to include foster  
5 parents and foster children; amending s. 112.3135,  
6 F.S.; providing that specified provisions do not  
7 prohibit a board, council, commission, or collegial  
8 body from appointing, employing, promoting, or  
9 advancing elected public officials who are related to  
10 a leadership position on the same board, council,  
11 commission, or collegial body; reenacting ss.  
12 106.07(4)(a), 106.0702(4)(a), 348.0305, and 1001.421,  
13 F.S., relating to a campaign treasurer's reports of  
14 campaign contributions; reports of campaign  
15 contributions to candidates for a position on a  
16 political party executive committee; ethical  
17 requirements for officers, employees, and consultants  
18 for the Greater Miami Expressway Agency; and gifts to  
19 district school board members, respectively, to  
20 incorporate the amendment made to s. 112.312, F.S., in  
21 references thereto; reenacting ss. 28.35(1)(b),  
22 288.012(6)(d), 288.8014(4), 288.9604(3)(a),  
23 295.21(4)(d), 627.311(5)(m), 1002.33(24), 1002.83(9),  
24 and 1012.23(2), F.S., relating to the executive  
25 council of the Florida Clerks of Court Operations  
26 Corporation; the senior managers and members of the  
27 board of directors of the direct-support organization  
28 of the State of Florida international offices; members  
29 of the board of directors of Triumph Gulf Coast, Inc.;

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30 the directors of the Florida Development Finance  
31 Corporation; the board of directors of Florida Is For  
32 Veterans, Inc.; senior managers and officers of joint  
33 underwriters and joint insurers; charter school  
34 personnel in schools operated by municipalities or  
35 other public entities; members of early learning  
36 coalitions; and prohibiting district school  
37 superintendents and district school board members from  
38 appointing or employing a relative, respectively, to  
39 incorporate the amendment made to s. 112.3135, F.S.,  
40 in references thereto; providing an effective date.

41  
42 Be It Enacted by the Legislature of the State of Florida:

43  
44 Section 1. Subsection (21) of section 112.312, Florida  
45 Statutes, is amended to read:

46 112.312 Definitions.—As used in this part and for purposes  
47 of the provisions of s. 8, Art. II of the State Constitution,  
48 unless the context otherwise requires:

49 (21) "Relative," unless otherwise specified in this part,  
50 means an individual who is related to a public officer or  
51 employee as father, mother, son, daughter, brother, sister,  
52 uncle, aunt, first cousin, nephew, niece, husband, wife, father-  
53 in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-  
54 law, sister-in-law, stepfather, stepmother, stepson,  
55 stepdaughter, stepbrother, stepsister, half brother, half  
56 sister, grandparent, great grandparent, grandchild, great  
57 grandchild, step grandparent, step great grandparent, step  
58 grandchild, or step great grandchild; an individual who, while

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59 the public officer or employee was a minor, was his or her  
60 legally recognized foster parent in the jurisdiction where the  
61 relationship occurred or an individual who is a current or  
62 former legally recognized foster child of the public officer or  
63 employee in the jurisdiction where the relationship occurs or  
64 occurred; a~~7~~ person who is engaged to be married to the public  
65 officer or employee or who otherwise holds himself or herself  
66 out as or is generally known as the person whom the public  
67 officer or employee intends to marry or with whom the public  
68 officer or employee intends to form a household;~~7~~ or any other  
69 natural person having the same legal residence as the public  
70 officer or employee.

71 Section 2. Paragraph (c) is added to subsection (2) of  
72 section 112.3135, Florida Statutes, to read:

73 112.3135 Restriction on employment of relatives.—

74 (2)

75 (c) This subsection does not prohibit the board, council,  
76 commission, or collegial body on which an elected public  
77 official serves from appointing, employing, promoting, or  
78 advancing a relative who is an elected public official serving  
79 on the same board, council, commission, or collegial body to a  
80 leadership position thereof.

81 Section 3. For the purpose of incorporating the amendment  
82 made by this act to section 112.312, Florida Statutes, in a  
83 reference thereto, paragraph (a) of subsection (4) of section  
84 106.07, Florida Statutes, is reenacted to read:

85 106.07 Reports; certification and filing.—

86 (4) (a) Except for daily reports, to which only the  
87 contributions provisions below apply, and except as provided in

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88 paragraph (b), each report required by this section must  
89 contain:

90 1. The full name, address, and occupation, if any, of each  
91 person who has made one or more contributions to or for such  
92 committee or candidate within the reporting period, together  
93 with the amount and date of such contributions. For  
94 corporations, the report must provide as clear a description as  
95 practicable of the principal type of business conducted by the  
96 corporation. However, if the contribution is \$100 or less or is  
97 from a relative, as defined in s. 112.312, provided that the  
98 relationship is reported, the occupation of the contributor or  
99 the principal type of business need not be listed.

100 2. The name and address of each political committee from  
101 which the reporting committee or the candidate received, or to  
102 which the reporting committee or candidate made, any transfer of  
103 funds, together with the amounts and dates of all transfers.

104 3. Each loan for campaign purposes to or from any person or  
105 political committee within the reporting period, together with  
106 the full names, addresses, and occupations, and principal places  
107 of business, if any, of the lender and endorsers, if any, and  
108 the date and amount of such loans.

109 4. A statement of each contribution, rebate, refund, or  
110 other receipt not otherwise listed under subparagraphs 1.  
111 through 3.

112 5. The total sums of all loans, in-kind contributions, and  
113 other receipts by or for such committee or candidate during the  
114 reporting period. The reporting forms shall be designed to  
115 elicit separate totals for in-kind contributions, loans, and  
116 other receipts.

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117           6. The full name and address of each person to whom  
118 expenditures have been made by or on behalf of the committee or  
119 candidate within the reporting period; the amount, date, and  
120 purpose of each such expenditure; and the name and address of,  
121 and office sought by, each candidate on whose behalf such  
122 expenditure was made. However, expenditures made from the petty  
123 cash fund provided by s. 106.12 need not be reported  
124 individually.

125           7. The full name and address of each person to whom an  
126 expenditure for personal services, salary, or reimbursement for  
127 authorized expenses as provided in s. 106.021(3) has been made  
128 and which is not otherwise reported, including the amount, date,  
129 and purpose of such expenditure. However, expenditures made from  
130 the petty cash fund provided for in s. 106.12 need not be  
131 reported individually. Receipts for reimbursement for authorized  
132 expenditures shall be retained by the treasurer along with the  
133 records for the campaign account.

134           8. The total amount withdrawn and the total amount spent  
135 for petty cash purposes pursuant to this chapter during the  
136 reporting period.

137           9. The total sum of expenditures made by such committee or  
138 candidate during the reporting period.

139           10. The amount and nature of debts and obligations owed by  
140 or to the committee or candidate, which relate to the conduct of  
141 any political campaign.

142           11. Transaction information for each credit card purchase.  
143 Receipts for each credit card purchase shall be retained by the  
144 treasurer with the records for the campaign account.

145           12. The amount and nature of any separate interest-bearing

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146 accounts or certificates of deposit and identification of the  
147 financial institution in which such accounts or certificates of  
148 deposit are located.

149 13. The primary purposes of an expenditure made indirectly  
150 through a campaign treasurer pursuant to s. 106.021(3) for goods  
151 and services such as communications media placement or  
152 procurement services, campaign signs, insurance, and other  
153 expenditures that include multiple components as part of the  
154 expenditure. The primary purpose of an expenditure shall be that  
155 purpose, including integral and directly related components,  
156 that comprises 80 percent of such expenditure.

157 Section 4. For the purpose of incorporating the amendment  
158 made by this act to section 112.312, Florida Statutes, in a  
159 reference thereto, paragraph (a) of subsection (4) of section  
160 106.0702, Florida Statutes, is reenacted to read:

161 106.0702 Reporting; political party executive committee  
162 candidates.—

163 (4) (a) Each report required by this section must contain:

164 1. The full name, address, and occupation of each person  
165 who has made one or more contributions to or for the reporting  
166 individual within the reporting period, together with the amount  
167 and date of such contributions. For corporations, the report  
168 must provide as clear a description as practicable of the  
169 principal type of business conducted by the corporations.  
170 However, if the contribution is \$100 or less or is from a  
171 relative, as defined in s. 112.312, provided that the  
172 relationship is reported, the occupation of the contributor or  
173 the principal type of business need not be listed.

174 2. The name and address of each political committee from

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175 which the reporting individual has received, or to which the  
176 reporting individual has made, any transfer of funds within the  
177 reporting period, together with the amounts and dates of all  
178 transfers.

179 3. Each loan for campaign purposes from any person or  
180 political committee within the reporting period, together with  
181 the full name, address, and occupation, and principal place of  
182 business, if any, of the lender and endorser, if any, and the  
183 date and amount of such loans.

184 4. A statement of each contribution, rebate, refund, or  
185 other receipt not otherwise listed under subparagraphs 1.-3.

186 5. The total sums of all loans, in-kind contributions, and  
187 other receipts by or for such reporting individual during the  
188 reporting period. The reporting forms shall be designed to  
189 elicit separate totals for in-kind contributions, loans, and  
190 other receipts.

191 6. The full name and address of each person to whom  
192 expenditures have been made by or on behalf of the reporting  
193 individual within the reporting period; the amount, date, and  
194 purpose of each such expenditure; and the name and address of,  
195 and office sought by, each reporting individual on whose behalf  
196 such expenditure was made.

197 7. The amount and nature of debts and obligations owed by  
198 or to the reporting individual which relate to the conduct of  
199 any political campaign.

200 8. Transaction information for each credit card purchase.  
201 Receipts for each credit card purchase shall be retained by the  
202 reporting individual.

203 9. The amount and nature of any separate interest-bearing

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204 accounts or certificates of deposit and identification of the  
205 financial institution in which such accounts or certificates of  
206 deposit are located.

207 Section 5. For the purpose of incorporating the amendment  
208 made by this act to section 112.312, Florida Statutes, in a  
209 reference thereto, section 348.0305, Florida Statutes, is  
210 reenacted to read:

211 348.0305 Ethics requirements.—

212 (1) Notwithstanding any other provision of law to the  
213 contrary, members and employees of the agency are subject to  
214 part III of chapter 112. As used in this section, the term:

215 (a) "Agency" means the Greater Miami Expressway Agency.

216 (b) "Lobby" means to seek to influence the agency, on  
217 behalf of another person, with respect to a decision of the  
218 agency in an area of policy or procurement or to attempt to  
219 obtain the goodwill of an officer, employee, or consultant of  
220 the agency. The term does not include representing a client in  
221 any stage of applying for or seeking approval of any  
222 administrative action, or opposition to such action, provided  
223 such action does not require legislative discretion and is  
224 subject to judicial review by petitioning for writ of  
225 certiorari.

226 (c) "Lobbyist" means a person who is employed and receives  
227 payment, or who contracts for economic consideration, to lobby  
228 or a person who is principally employed for governmental affairs  
229 by another person or entity to lobby on behalf of such person or  
230 entity. The term does not include a person who:

231 1. Represents a client in a judicial proceeding or in a  
232 formal administrative proceeding before the agency.

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233           2. Is an officer or employee of any governmental entity  
234 acting in the normal course of his or her duties.

235           3. Consults under contract with the agency and communicates  
236 with the agency regarding issues related to the scope of  
237 services in his or her contract.

238           4. Is an expert witness who is retained or employed by an  
239 employer, principal, or client to provide only scientific,  
240 technical, or other specialized information provided in agenda  
241 materials or testimony only in public hearings, provided the  
242 expert identifies such employer, principal, or client at such  
243 hearing.

244           5. Seeks to procure a contract that is less than \$20,000 or  
245 a contract pursuant to s. 287.056.

246           (d) "Officer" means a member of the governing body of the  
247 agency.

248           (e) "Principal" has the same meaning as in s. 112.3215.

249           (f) "Relative" has the same meaning as in s. 112.312.

250           (2)(a) A lobbyist may not be appointed or serve as a member  
251 of the governing body of the agency.

252           (b) A person may not be appointed or serve as an officer if  
253 that person currently represents or has in the previous 4 years  
254 lobbied the agency or the former Miami-Dade County Expressway  
255 Authority.

256           (c) A person may not be appointed or serve as an officer if  
257 that person has in the previous 4 years done business, or been  
258 an employee of a person or entity that has done business, with  
259 the agency or the former Miami-Dade County Expressway Authority.

260           (d) A person may not be appointed or serve as an officer if  
261 that person has in the previous 2 years been an employee of the

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262 agency.

263 (3) An officer, employee, or consultant of the agency or of  
264 the former Miami-Dade County Expressway Authority may not, for a  
265 period of 4 years after vacation of his or her position with the  
266 agency:

267 (a) Lobby the agency.

268 (b) Have an employment or contractual relationship with a  
269 business entity in connection with a contract in which the  
270 officer, employee, or consultant personally and substantially  
271 participated through decision, approval, disapproval,  
272 recommendation, rendering of advice, or investigation while he  
273 or she was an officer, employee, or consultant of the agency.  
274 When an agency employee's position is eliminated and his or her  
275 former duties are performed by the business entity, this  
276 paragraph does not prohibit him or her from employment or a  
277 contractual relationship with the business entity if the  
278 employee's participation in the contract was limited to  
279 recommendation, rendering of advice, or investigation and if the  
280 executive director of the agency determines that the best  
281 interests of the agency will be served thereby and provides  
282 prior written approval for the particular employee.

283 (c) Have or hold any employment or contractual relationship  
284 with a business entity in connection with any contract for  
285 contractual services which was within his or her responsibility  
286 while an officer, employee, or consultant. If an agency  
287 employee's position is eliminated and his or her former duties  
288 are performed by the business entity, this paragraph may be  
289 waived by the executive director of the agency through prior  
290 written approval for the particular employee if the executive

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291 director determines that the best interests of the agency will  
292 be served thereby.

293 (4) Each officer, employee, and consultant of the agency  
294 must promptly disclose:

295 (a) Every relationship that may create a conflict between  
296 his or her private interests and the performance of his or her  
297 duties to the agency or that would impede the full and faithful  
298 discharge of his or her duties to the agency.

299 (b) Any relative and any employment or contractual  
300 relationship of such relative which, if held by the officer,  
301 employee, or consultant, would violate any provision of s.  
302 112.313.

303 (c) Any relative who is a lobbyist and such lobbyist's  
304 principal.

305 (d) Any direct or indirect interest in real property and  
306 such interest of any relative if such property is located within  
307 one-half mile of any actual or prospective agency project. The  
308 executive director of the agency shall provide a corridor map  
309 and a property ownership list reflecting the ownership of all  
310 real property within the disclosure area, or an alignment map  
311 with a list of associated owners, to all officers, employees,  
312 and consultants.

313 (5) The disclosures required under subsection (4) must be  
314 filed with the agency general counsel in the manner specified by  
315 the general counsel. When the disclosure is filed by the general  
316 counsel, a copy must be provided to the executive director of  
317 the agency.

318 (6) A violation of this section shall be considered a  
319 violation of the violator's official, employment, or contractual

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320 duties to the agency.

321 (7) Officers, employees, and consultants of the agency  
322 shall be adequately informed and trained on the provisions of  
323 this section and the state code of ethics and shall receive  
324 ongoing ethics training.

325 (8) The state code of ethics shall apply to officers,  
326 employees, and consultants of the agency, and this section shall  
327 be enforced by the Commission on Ethics as part of the state  
328 code of ethics.

329 (9) For purposes of this section, "consultant" does not  
330 include firms or individuals retained by the agency to provide  
331 architectural, engineering, landscape architecture, or  
332 registered surveying and mapping services as described in s.  
333 287.055.

334 Section 6. For the purpose of incorporating the amendment  
335 made by this act to section 112.312, Florida Statutes, in a  
336 reference thereto, section 1001.421, Florida Statutes, is  
337 reenacted to read:

338 1001.421 Gifts.—Notwithstanding any other provision of law  
339 to the contrary, district school board members and their  
340 relatives, as defined in s. 112.312(21), may not directly or  
341 indirectly solicit any gift, or directly or indirectly accept  
342 any gift in excess of \$50, from any person, vendor, potential  
343 vendor, or other entity doing business with the school district.  
344 The term "gift" has the same meaning as in s. 112.312(12).

345 Section 7. For the purpose of incorporating the amendment  
346 made by this act to section 112.3135, Florida Statutes, in a  
347 reference thereto, paragraph (b) of subsection (1) of section  
348 28.35, Florida Statutes, is reenacted to read:

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349 28.35 Florida Clerks of Court Operations Corporation.—

350 (1)

351 (b)1. The executive council shall be composed of eight  
352 clerks of the court elected by the clerks of the courts for a  
353 term of 2 years, with two clerks from counties with a population  
354 of fewer than 100,000, two clerks from counties with a  
355 population of at least 100,000 but fewer than 500,000, two  
356 clerks from counties with a population of at least 500,000 but  
357 fewer than 1 million, and two clerks from counties with a  
358 population of 1 million or more. The executive council shall  
359 also include, as ex officio members, a designee of the President  
360 of the Senate and a designee of the Speaker of the House of  
361 Representatives. The Chief Justice of the Supreme Court shall  
362 designate one additional member to represent the state courts  
363 system.

364 2. Members of the executive council of the corporation are  
365 subject to ss. 112.313(1)-(8), (10), (12), and (15); 112.3135;  
366 and 112.3143(2). For purposes of applying ss. 112.313(1)-(8),  
367 (10), (12), and (15); 112.3135; and 112.3143(2) to activities of  
368 executive council members, members shall be considered public  
369 officers and the corporation shall be considered the members'  
370 agency.

371 Section 8. For the purpose of incorporating the amendment  
372 made by this act to section 112.3135, Florida Statutes, in a  
373 reference thereto, paragraph (d) of subsection (6) of section  
374 288.012, Florida Statutes, is reenacted to read:

375 288.012 State of Florida international offices; direct-  
376 support organization.—The Legislature finds that the expansion  
377 of international trade and tourism is vital to the overall

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378 health and growth of the economy of this state. This expansion  
379 is hampered by the lack of technical and business assistance,  
380 financial assistance, and information services for businesses in  
381 this state. The Legislature finds that these businesses could be  
382 assisted by providing these services at State of Florida  
383 international offices. The Legislature further finds that the  
384 accessibility and provision of services at these offices can be  
385 enhanced through cooperative agreements or strategic alliances  
386 between private businesses and state, local, and international  
387 governmental entities.

388 (6)

389 (d) The senior managers and members of the board of  
390 directors of the organization are subject to ss. 112.313(1)-(8),  
391 (10), (12), and (15); 112.3135; and 112.3143(2). For purposes of  
392 applying ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and  
393 112.3143(2) to activities of the president and staff, those  
394 persons shall be considered public officers or employees and the  
395 corporation shall be considered their agency. The exemption set  
396 forth in s. 112.313(12) for advisory boards applies to the  
397 members of board of directors. Further, each member of the board  
398 of directors who is not otherwise required to file financial  
399 disclosures pursuant to s. 8, Art. II of the State Constitution  
400 or s. 112.3144, shall file disclosure of financial interests  
401 pursuant to s. 112.3145.

402 Section 9. For the purpose of incorporating the amendment  
403 made by this act to section 112.3135, Florida Statutes, in a  
404 reference thereto, subsection (4) of section 288.8014, Florida  
405 Statutes, is reenacted to read:

406 288.8014 Triumph Gulf Coast, Inc.; organization; board of

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407 directors.—

408 (4) The Legislature determines that it is in the public  
409 interest for the members of the board of directors to be subject  
410 to the requirements of ss. 112.313, 112.3135, and 112.3143,  
411 notwithstanding the fact that the board members are not public  
412 officers or employees. For purposes of those sections, the board  
413 members shall be considered to be public officers or employees.  
414 In addition to the postemployment restrictions of s. 112.313(9),  
415 a person appointed to the board of directors must agree to  
416 refrain from having any direct interest in any contract,  
417 franchise, privilege, project, program, or other benefit arising  
418 from an award by Triumph Gulf Coast, Inc., during the term of  
419 his or her appointment and for 6 years after the termination of  
420 such appointment. It is a misdemeanor of the first degree,  
421 punishable as provided in s. 775.082 or s. 775.083, for a person  
422 to accept appointment to the board of directors in violation of  
423 this subsection or to accept a direct interest in any contract,  
424 franchise, privilege, project, program, or other benefit granted  
425 by Triumph Gulf Coast, Inc., to an awardee within 6 years after  
426 the termination of his or her service on the board. Further,  
427 each member of the board of directors who is not otherwise  
428 required to file financial disclosure under s. 8, Art. II of the  
429 State Constitution or s. 112.3144 shall file disclosure of  
430 financial interests under s. 112.3145.

431 Section 10. For the purpose of incorporating the amendment  
432 made by this act to section 112.3135, Florida Statutes, in a  
433 reference thereto, paragraph (a) of subsection (3) of section  
434 288.9604, Florida Statutes, is reenacted to read:

435 288.9604 Creation of the corporation.—

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436 (3) (a) 1. A director may not receive compensation for his or  
437 her services, but is entitled to necessary expenses, including  
438 travel expenses, incurred in the discharge of his or her duties.  
439 Each appointed director shall hold office until his or her  
440 successor has been appointed.

441 2. Directors are subject to ss. 112.313(1)-(8), (10), (12),  
442 and (15); 112.3135; and 112.3143(2). For purposes of applying  
443 ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and  
444 112.3143(2) to activities of directors, directors are considered  
445 public officers and the corporation is considered their agency.

446 Section 11. For the purpose of incorporating the amendment  
447 made by this act to section 112.3135, Florida Statutes, in a  
448 reference thereto, paragraph (d) of subsection (4) of section  
449 295.21, Florida Statutes, is reenacted to read:

450 295.21 Florida Is For Veterans, Inc.—

451 (4) GOVERNANCE.—

452 (d) The Legislature finds that it is in the public interest  
453 for the members of the board of directors to be subject to the  
454 requirements of ss. 112.313, 112.3135, and 112.3143.

455 Notwithstanding the fact that they are not public officers or  
456 employees, for purposes of ss. 112.313, 112.3135, and 112.3143,  
457 the board members shall be considered to be public officers or  
458 employees. In addition to the postemployment restrictions of s.  
459 112.313(9), a person appointed to the board of directors may not  
460 have direct interest in a contract, franchise, privilege,  
461 project, program, or other benefit arising from an award by the  
462 corporation during the appointment term and for 2 years after  
463 the termination of such appointment. A person who accepts  
464 appointment to the board of directors in violation of this

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465 subsection, or accepts a direct interest in a contract,  
466 franchise, privilege, project, program, or other benefit granted  
467 by the corporation to an awardee within 2 years after the  
468 termination of his or her service on the board, commits a  
469 misdemeanor of the first degree, punishable as provided in s.  
470 775.082 or s. 775.083. Further, each member of the board of  
471 directors who is not otherwise required to file financial  
472 disclosure under s. 8, Art. II of the State Constitution or s.  
473 112.3144 shall file a statement of financial interests under s.  
474 112.3145.

475 Section 12. For the purpose of incorporating the amendment  
476 made by this act to section 112.3135, Florida Statutes, in a  
477 reference thereto, paragraph (m) of subsection (5) of section  
478 627.311, Florida Statutes, is reenacted to read:

479 627.311 Joint underwriters and joint reinsurers; public  
480 records and public meetings exemptions.—

481 (5)

482 (m) Senior managers and officers, as defined in the plan of  
483 operation, and members of the board of governors are subject to  
484 the provisions of ss. 112.313, 112.3135, 112.3143, 112.3145,  
485 112.316, and 112.317. Senior managers, officers, and board  
486 members are also required to file such disclosures with the  
487 Commission on Ethics and the Office of Insurance Regulation. The  
488 executive director of the plan or his or her designee shall  
489 notify each newly appointed and existing appointed member of the  
490 board of governors, senior manager, and officer of his or her  
491 duty to comply with the reporting requirements of s. 112.3145.  
492 At least quarterly, the executive director of the plan or his or  
493 her designee shall submit to the Commission on Ethics a list of

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494 names of the senior managers, officers, and members of the board  
495 of governors who are subject to the public disclosure  
496 requirements under s. 112.3145. Notwithstanding s. 112.313, an  
497 employee, officer, owner, or director of an insurance agency,  
498 insurance company, or other insurance entity may be a member of  
499 the board of governors unless such employee, officer, owner, or  
500 director of an insurance agency, insurance company, other  
501 insurance entity, or an affiliate provides policy issuance,  
502 policy administration, underwriting, claims handling, or payroll  
503 audit services. Notwithstanding s. 112.3143, such board member  
504 may not participate in or vote on a matter if the insurance  
505 agency, insurance company, or other insurance entity would  
506 obtain a special or unique benefit that would not apply to other  
507 similarly situated insurance entities.

508 Section 13. For the purpose of incorporating the amendment  
509 made by this act to section 112.3135, Florida Statutes, in a  
510 reference thereto, subsection (24) of section 1002.33, Florida  
511 Statutes, is reenacted to read:

512 1002.33 Charter schools.—

513 (24) RESTRICTION ON EMPLOYMENT OF RELATIVES.—

514 (a) This subsection applies to charter school personnel in  
515 a charter school operated by a private entity. As used in this  
516 subsection, the term:

517 1. "Charter school personnel" means a president,  
518 chairperson of the governing board of directors, superintendent,  
519 governing board member, principal, assistant principal, or any  
520 other person employed by the charter school who has equivalent  
521 decisionmaking authority and in whom is vested the authority, or  
522 to whom the authority has been delegated, to appoint, employ,

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523 promote, or advance individuals or to recommend individuals for  
524 appointment, employment, promotion, or advancement in connection  
525 with employment in a charter school, including the authority as  
526 a member of a governing body of a charter school to vote on the  
527 appointment, employment, promotion, or advancement of  
528 individuals.

529 2. "Relative" means father, mother, son, daughter, brother,  
530 sister, uncle, aunt, first cousin, nephew, niece, husband, wife,  
531 father-in-law, mother-in-law, son-in-law, daughter-in-law,  
532 brother-in-law, sister-in-law, stepfather, stepmother, stepson,  
533 stepdaughter, stepbrother, stepsister, half brother, or half  
534 sister.

535 (b) Charter school personnel may not appoint, employ,  
536 promote, or advance, or advocate for appointment, employment,  
537 promotion, or advancement, in or to a position in the charter  
538 school in which the personnel are serving or over which the  
539 personnel exercises jurisdiction or control any individual who  
540 is a relative. An individual may not be appointed, employed,  
541 promoted, or advanced in or to a position in a charter school if  
542 such appointment, employment, promotion, or advancement has been  
543 advocated by charter school personnel who serve in or exercise  
544 jurisdiction or control over the charter school and who is a  
545 relative of the individual or if such appointment, employment,  
546 promotion, or advancement is made by the governing board of  
547 which a relative of the individual is a member.

548 (c) The approval of budgets does not constitute  
549 "jurisdiction or control" for the purposes of this subsection.

550  
551 Charter school personnel in schools operated by a municipality

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552 or other public entity are subject to s. 112.3135.

553 Section 14. For the purpose of incorporating the amendment  
554 made by this act to section 112.3135, Florida Statutes, in a  
555 reference thereto, subsection (9) of section 1002.83, Florida  
556 Statutes, is reenacted to read:

557 1002.83 Early learning coalitions.—

558 (9) Each member of an early learning coalition is subject  
559 to ss. 112.313, 112.3135, and 112.3143. For purposes of s.  
560 112.3143(3)(a), each voting member is a local public officer who  
561 must abstain from voting when a voting conflict exists.

562 Section 15. For the purpose of incorporating the amendment  
563 made by this act to section 112.3135, Florida Statutes, in a  
564 reference thereto, subsection (2) of section 1012.23, Florida  
565 Statutes, is reenacted to read:

566 1012.23 School district personnel policies.—

567 (2) Neither the district school superintendent nor a  
568 district school board member may appoint or employ a relative,  
569 as defined in s. 112.3135, to work under the direct supervision  
570 of that district school board member or district school  
571 superintendent. The limitations of this subsection do not apply  
572 to employees appointed or employed before the election or  
573 appointment of a school board member or district school  
574 superintendent. The Commission on Ethics shall accept and  
575 investigate any alleged violations of this section pursuant to  
576 the procedures contained in ss. 112.322-112.3241.

577 Section 16. This act shall take effect upon becoming a law.