

HB 7155

2014

1 A bill to be entitled

2 An act relating to ethics training for public
3 officers; amending s. 112.3142, F.S.; requiring
4 elected municipal officers to participate in annual
5 ethics training; providing legislative intent;
6 amending s. 112.3144, F.S.; requiring an officer who
7 is required to participate in annual ethics training
8 to certify participation on his or her full and public
9 disclosure of financial interests; providing that
10 failure to certify completion of annual ethics
11 training on a disclosure does not constitute an
12 immaterial, inconsequential, or de minimis error or
13 omission; amending s. 112.3145, F.S.; requiring an
14 officer who is required to participate in annual
15 ethics training to certify participation on his or her
16 statement of financial interests; providing that
17 failure to certify completion of annual ethics
18 training on a disclosure does not constitute an
19 immaterial, inconsequential, or de minimis error or
20 omission; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

23
24 Section 1. Subsection (2) of section 112.3142, Florida
25 Statutes, is amended to read:

26 112.3142 Ethics training for specified constitutional

27 officers and elected municipal officers.—

28 (2) (a) ~~All~~ Constitutional officers must complete 4 hours
 29 of ethics training each calendar year which ~~annually that~~
 30 addresses, at a minimum, s. 8, Art. II of the State
 31 Constitution, the Code of Ethics for Public Officers and
 32 Employees, and the public records and public meetings laws of
 33 this state. This requirement may be satisfied by completion of a
 34 continuing legal education class or other continuing
 35 professional education class, seminar, or presentation if the
 36 required subjects are covered.

37 (b) On or after January 1, 2015, elected municipal
 38 officers must complete 4 hours of ethics training each calendar
 39 year which addresses, at a minimum, s. 8, Art. II of the State
 40 Constitution, the Code of Ethics for Public Officers and
 41 Employees, and the public records and public meetings laws of
 42 this state. This requirement may be satisfied by completion of a
 43 continuing legal education class or other continuing
 44 professional education class, seminar, or presentation if the
 45 required subjects are covered.

46 (c) ~~(b)~~ The commission shall adopt rules establishing
 47 minimum course content for the portion of an ethics training
 48 class which ~~that~~ addresses s. 8, Art. II of the State
 49 Constitution and the Code of Ethics for Public Officers and
 50 Employees.

51 (d) The Legislature intends that a constitutional officer
 52 or elected municipal officer who is required to complete ethics

53 training pursuant to this section receive the required training
 54 as close as possible to the date that he or she assumes office.
 55 A constitutional officer or elected municipal officer assuming a
 56 new office or new term of office on or before March 31 must
 57 complete the annual training on or before December 31 of the
 58 year in which the term of office began. A constitutional officer
 59 or elected municipal officer assuming a new office or new term
 60 of office after March 31 is not required to complete ethics
 61 training for the calendar year in which the term of office
 62 began.

63 Section 2. Subsection (1) and paragraph (c) of subsection
 64 (7) of section 112.3144, Florida Statutes, are amended to read:

65 112.3144 Full and public disclosure of financial
 66 interests.—

67 (1) An officer who is required by s. 8, Art. II of the
 68 State Constitution to file a full and public disclosure of his
 69 or her financial interests for any calendar or fiscal year shall
 70 file that disclosure with the Florida Commission on Ethics. On
 71 or after January 1, 2015, an officer who is required to complete
 72 annual ethics training pursuant to s. 112.3142 must certify on
 73 his or her full and public disclosure of financial interests
 74 that he or she has completed the required training.

75 (7)

76 (c) For purposes of this section, an error or omission is
 77 immaterial, inconsequential, or de minimis if the original
 78 filing provided sufficient information for the public to

79 identify potential conflicts of interest. Failure to certify
80 completion of annual ethics training required under s. 112.3142
81 does not constitute an immaterial, inconsequential, or de
82 minimis error or omission.

83 Section 3. Subsections (4) through (11) of section
84 112.3145, Florida Statutes, are renumbered as subsections (5)
85 through (12), respectively, a new subsection (4) is added to
86 that section, and paragraph (c) of present subsection (9) of
87 that section is amended, to read:

88 112.3145 Disclosure of financial interests and clients
89 represented before agencies.—

90 (4) On or after January 1, 2015, an officer required to
91 complete annual ethics training pursuant to s. 112.3142 must
92 certify on his or her statement of financial interests that he
93 or she has completed the required training.

94 (10)-(9)-

95 (c) For purposes of this section, an error or omission is
96 immaterial, inconsequential, or de minimis if the original
97 filing provided sufficient information for the public to
98 identify potential conflicts of interest. Failure to certify
99 completion of annual ethics training required under s. 112.3142
100 does not constitute an immaterial, inconsequential, or de
101 minimis error or omission.

102 Section 4. This act shall take effect July 1, 2014.