

Oversight, Transparency & Administration Subcommittee

March 20, 2017 3:30 PM -6:30 PM Morris Hall

Action Packet

Committee Meeting Notice HOUSE OF REPRESENTATIVES

Oversight, Transparency & Administration Subcommittee

Start Date and Time:Monday, March 20, 2017 03:30 pmEnd Date and Time:Monday, March 20, 2017 06:30 pm

Location: Morris Hall (17 HOB)

Duration: 3.00 hrs

Consideration of the following bill(s):

HB 521 Vote-by-Mail Ballots by Davis

HB 533 City of Tampa, Hillsborough County by Cruz

HB 707 Secretary of State by Spano

HB 709 Pub.Rec./Statewide Voter Registration System by Spano

HB 1163 Agency Rulemaking by Spano

HB 1225 Division of Administrative Hearings by Fitzenhagen

HB 1261 Annual Corporate Reports and Fees by Grant, M.

HB 1283 Inspectors General & Auditors by Raulerson

HB 1285 Pub. Rec./Chief Inspector General and Agency Inspectors General by Raulerson

HB 1289 Local Financial Emergencies by Raulerson

HB 6031 Elections by Geller

HB 7053 Pub. Rec./Minor Victims of Sexual Offenses by Criminal Justice Subcommittee, Spano

Consideration of the following proposed committee bill(s):

PCB OTA 17-05 -- OGSR/Agency Personnel

PCB OTA 17-06 -- OGSR/Protective Injunctions for Certain Types of Violence

Oversight, Transparency & Administration Subcommittee 3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

Summary:

Oversight, Transparency & Administration Subcommittee

Monday March 20, 2017 03:30 pm

HB 521	Favorable	Yeas:	15	Nays:	0
HB 533	Favorable	Yeas:	12	Nays:	0
HB 707 A n	Favorable With Committee Substitute nendment 539247 Adopted Without Objection	Yeas:	13	Nays:	O
HB 709 A m	Favorable With Committee Substitute nendment 174869 Adopted Without Objection	Yeas:	13	Nays:	0
HB 1163	Favorable	Yeas:	13	Nays:	0
HB 1225 Am	Favorable With Committee Substitute nendment 909459 Adopted Without Objection	Yeas:	12	Nays:	3
HB 1261	Favorable	Yeas:	1.4	Nays:	Ω
	Tavolubio	1605.	14	rays.	U
HB 1283	Favorable With Committee Substitute nendment 804695 Adopted Without Objection	Yeas:		Nays:	
HB 1283 Am HB 1285	Favorable With Committee Substitute		13		0
HB 1283 Am HB 1285	Favorable With Committee Substitute nendment 804695 Adopted Without Objection Favorable With Committee Substitute	Yeas:	13	Nays:	0
HB 1283 Am HB 1285 Am	Favorable With Committee Substitute nendment 804695 Adopted Without Objection Favorable With Committee Substitute nendment 895021 Adopted Without Objection	Yeas: Yeas:	13	Nays:	0
HB 1283 Am HB 1285 Am HB 1289	Favorable With Committee Substitute nendment 804695 Adopted Without Objection Favorable With Committee Substitute nendment 895021 Adopted Without Objection Favorable	Yeas: Yeas:	13 13 14 13	Nays: Nays: Nays:	0
HB 1283 Am HB 1285 Am HB 1289 HB 6031	Favorable With Committee Substitute nendment 804695 Adopted Without Objection Favorable With Committee Substitute nendment 895021 Adopted Without Objection Favorable Favorable Favorable Favorable	Yeas: Yeas: Yeas:	13 13 14 13	Nays: Nays: Nays: Nays:	0 0 0

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

Attendance:

	Present	Absent	Excused
Neil Combee (Chair)	X		
Daisy Baez	X		
Kimberly Daniels	X		
Tracie Davis	X		
Brad Drake	X		
Katie Edwards	X		
Eric Eisnaugle	X		
Patrick Henry	X		
Biaise Ingoglia	X	,	
Bobby Payne	X		
Cary Pigman	X		
Daniel Raulerson	X		
Bob Rommel	X		
Rick Roth	X		
Clay Yarborough	×		
Totals:	15	0	0

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB) **HB 521 : Vote-by-Mail Ballots**

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels	X				
Tracie Davis	X				
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia	X				
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X			,	·
Clay Yarborough	X	···········			
Neil Combee (Chair)	X				
	Total Yeas: 15	Total Nays: ()		

Appearances:

Quintero, Kelly (Lobbyist) - Waive In Support League of Women Voters of Florida Legislative Advocate 5416 E Michigan St Orlando FL 32812

Phone: (772) 204-1792

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 533 : City of Tampa, Hillsborough County

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X		
Tracie Davis			X		
Brad Drake				X	······································
Katie Edwards	X				······································
Eric Eisnaugle	X		***************************************	***************************************	
Patrick Henry	X				w
Blaise Ingoglia	X			**************************************	
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X			***************************************	
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 12	Total Nays:	0		

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB) **HB 707 : Secretary of State**

X Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X		
Tracie Davis			X		
Brad Drake	X				
Katie Edwards	X			·	
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia	X			····	
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 13	Total Nays: 0			

HB 707 Amendments

Amendment 539247

X Adopted Without Objection

Appearances:

Quintero, Kelly (Lobbyist) - Waive In Support League of Women Voters of Florida Legislative Advocate 5416 E Michigan St Orlando FL 32812

Phone: (772) 204-1792

Stafford, David (General Public) - Proponent Florida State Association of Supervisors of Elections Escambia County Supervisor of Elections PO Box 12601

Pensacola FL 32591 Phone: 850-595-3900

Earley, Mark (General Public) - Waive In Support Voters of Leon County Leon County Supervisor of Elections

315 S. Calhoun St. Tallahassee FL 32301 Phone: 850-606-8683

Committee meeting was reported out: Monday, March 20, 2017 8:19PM



Amendment No. 1

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COMMITTEE/SUBCOMMITTEE	ACTION
ADOPTED	(Y/N
ADOPTED AS AMENDED	(Y/N
ADOPTED W/O OBJECTION	<u>/</u> (Y/n
FAILED TO ADOPT	(Y/N
WITHDRAWN	(Y/N
OTHER	

Committee/Subcommittee hearing bill: Oversight, Transparency & Administration Subcommittee

Representative Spano offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert: Section 1. Subsection (2) of section 98.075, Florida Statutes, is amended to read:

98.075 Registration records maintenance activities; ineligibility determinations.—

- (2) DUPLICATE REGISTRATION.-
- (a) The department shall identify those voters who are registered more than once within the state or those applicants whose registration applications within the state would result in duplicate registrations. The most recent application shall be deemed an update to the voter registration record.

539247 - HB 707 Strike-All Amendment.docx

Published On: 3/17/2017 3:54:50 PM



Amendment No. 1

(b)1. The department	may enter into interstate agreements
to share and exchange infor	mation in order to verify voter
registration information. I	he department shall provide such
information to the supervis	ors to conduct registration list
maintenance activities.	
The department may	only participate in an interstate
agreement that is controlle	d and operated by the participating
states. The interstate agre	ement may not be operated or
controlled by the Federal g	overnment or any other entity acting
on behalf of the Federal go	vernment. The department must be able
to withdraw from any inters	tate agreement entered into at any
time.	
3. If the department	enters into an interstate agreement,
the department must submit	a report to the Governor, the
President of the Senate, an	d the Speaker of the House of
Representatives by December	1 of each year. The report must
describe the agreement and	provide information on the total
number of voters removed fr	om the voter registration system as a
result of the agreement and	the reasons for their removal.
Section 2. This act s	hall take effect July 1, 2017.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

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Amendment No. 1

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An act relating to voter registration list maintenance; amendin
s. 98.075, F.S.; authorizing the Department of State to enter
into certain interstate agreements to verify voter registration
information; requiring the department to share certain
information with the supervisors of elections; establishing
requirements for participation in such agreements; establishing
reporting requirements; providing an effective date.

539247 - HB 707 Strike-All Amendment.docx

Published On: 3/17/2017 3:54:50 PM

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 709 : Pub.Rec./Statewide Voter Registration System

X

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X		
Tracie Davis			X		
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia	X				····
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	Х				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X		****		
Neil Combee (Chair)	X				
	Total Yeas: 13	Total Nays: 0			

HB 709 Amendments

Amendment 174869

X Adopted Without Objection

Appearances:

Earley, Mark (General Public) - Waive In Support Voters of Leon County Leon County Supervisor of Elections 315 S. Calhoun St. Tallahassee FL 32301

Phone: 850-606-8683

Phone: (772) 204-1792

Quintero, Kelly (Lobbyist) - Waive In Support League of Women Voters of Florida Legislative Advocate 5416 E Michigan St Orlando FL 32812

Committee meeting was reported out: Monday, March 20, 2017 8:19PM



Amendment No. 1

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ADOPTED	(Y/N)	
ADOPTED AS AMENDED	(Y/N)	
ADOPTED W/O OBJECTION	(Y/N)	
FAILED TO ADOPT	(Y/N)	
WITHDRAWN	(Y/N)	
OTHER		

Committee/Subcommittee hearing bill: Oversight, Transparency & Administration Subcommittee

Representative Spano offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subparagraph 4. is added to paragraph (b) of subsection (2) of section 98.075, Florida Statutes, as created by HB 707, 2017 Regular Session, to read:

98.075 Registration records maintenance activities; ineligibility determinations.—

- (2) DUPLICATE REGISTRATION.-
- (b) 4. Information received by the department, pursuant to an interstate agreement, from another state that is confidential or exempt pursuant to the laws of that state, is exempt from s.

 119.07(1) and s. 24(a), Article I of the State Constitution.

174869 - HB 709 Strike-All Amendment.docx

Published On: 3/17/2017 4:00:33 PM



Amendment No. 1

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This subparagraph is:	subject to the	ne Open Gover	nment Sunset	
Review Act in accordan	nce with s. :	119.15 and sh	all stand rep	pealed
on October 2, 2022, un	nless reviewe	ed and saved	from repeal	
through reenactment by				

Section 2. The Legislature finds that it is a public necessity that information received by the Department of State, pursuant to an interstate agreement entered into under s. 98.075(2), Florida Statutes, from another state that is confidential or exempt pursuant to the laws of that state be made exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. Participating in interstate agreements to share and exchange information with other states in order to verify voter registration information is critical to ensuring the accuracy of the statewide voter registration system. Maintaining an accurate statewide voter registration system is critical to fair elections in this state. Without the public record exemption, the department will be unable to receive information from other states that might otherwise be confidential or exempt pursuant to the laws of those states, which would impair the ability of the department and supervisors of elections to maintain accurate voter rolls. As a result, the effective and efficient administration of the statewide voter registration system would be hindered.

Section 3. This act shall take effect on the same date that HB 707 or similar legislation takes effect, if such

174869 - HB 709 Strike-All Amendment.docx

Published On: 3/17/2017 4:00:33 PM



Amendment No. 1

legislation is adopted in the same legislative session or an

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extension thereof and becomes a law.

TITLE AMENDMENT

Remove everything before the enacting clause and insert: An act relating to public records; amending s. 98.075, F.S.; creating a public record exemption for certain information received by the Department of State from another state that is confidential or exempt pursuant to the laws of that state; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)
HB 1163: Agency Rulemaking

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X		
Tracie Davis			X		
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia	X				
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 13	Total Nays:	0		

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 1225 : Division of Administrative Hearings

X | Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez		X			
Kimberly Daniels	X				
Tracie Davis		X			
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle		X			
Patrick Henry	X				
Blaise Ingoglia	X				
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 12	Total Nays: 3			

HB 1225 Amendments

Amendment 909459

X | Adopted Without Objection

Appearances:

Cohen, Robert (Lobbyist) (State Employee) - Information Only Division of Administrative Hearings Director & Chief Judge Div Of Administrative Hearings 1230 Apalachee Pky, DeSoto Bldg Tallahassee FL 32399-3060 Phone: (850) 488-9675



Amendment No. 1

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COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED ___ (Y/N)

ADOPTED AS AMENDED ___ (Y/N)

ADOPTED W/O OBJECTION ___ (Y/N)

FAILED TO ADOPT ___ (Y/N)

WITHDRAWN ___ (Y/N)

OTHER

Committee/Subcommittee hearing bill: Oversight, Transparency & Administration Subcommittee
Representative Inqoqlia offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Paragraphs (j), (r), and (w) of subsection (2)

of section 110.205, Florida Statutes, are amended to read:

110.205 Career service; exemptions.-

- (2) EXEMPT POSITIONS.—The exempt positions that are not covered by this part include the following:
- (j) The appointed secretaries and the State Surgeon General, assistant secretaries, deputy secretaries, and deputy assistant secretaries of all departments; attorneys who serve as administrative law judges pursuant to s. 120.65; the executive directors, assistant executive directors, deputy executive

909459 - HB 1225 Strike-All Amendment.docx



Amendment No. 1

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directors, and deputy assistant executive directors of all departments; the directors of all divisions and those positions determined by the department to have managerial responsibilities comparable to such positions, which positions include, but are not limited to, program directors, assistant program directors, district administrators, deputy district administrators, the Director of Central Operations Services of the Department of Children and Families, the State Transportation Development Administrator, the State Public Transportation and Modal Administrator, district secretaries, district directors of transportation development, transportation operations, transportation support, and the managers of the offices of the Department of Transportation specified in s. 20.23(3)(b). Unless otherwise fixed by law, the department shall set the salary and benefits of these positions and the positions of county health department directors and county health department administrators of the Department of Health in accordance with the rules of the Senior Management Service.

(r) All positions not otherwise exempt under this subsection which require as a prerequisite to employment: licensure as a physician pursuant to chapter 458, licensure as an osteopathic physician pursuant to chapter 459, licensure as a chiropractic physician pursuant to chapter 460, including those positions which are occupied by employees who are exempted from licensure pursuant to s. 409.352; licensure as an engineer

909459 - HB 1225 Strike-All Amendment.docx



Amendment No. 1

pursuant to chapter 471, which are supervisory positions; or for 12 calendar months, which require as a prerequisite to employment that the employee have received the degree of Bachelor of Laws or Juris Doctor from a law school accredited by the American Bar Association and thereafter membership in The Florida Bar, except for any attorney who serves as an administrative law judge pursuant to s. 120.65 or for hearings conducted pursuant to s. 120.57(1)(a). Unless otherwise fixed by law, the department shall set the salary and benefits for these positions in accordance with the rules established for the Selected Exempt Service.

(w) Managerial employees, as defined in s. 447.203(4), confidential employees, as defined in s. 447.203(5), and supervisory employees who spend the majority of their time communicating with, motivating, training, and evaluating employees, and planning and directing employees' work, and who have the authority to hire, transfer, suspend, lay off, recall, promote, discharge, assign, reward, or discipline subordinate employees or effectively recommend such action, including all employees serving as supervisors, administrators, and directors. Excluded are employees also designated as special risk or special risk administrative support and attorneys who serve as administrative law judges pursuant to s. 120.65 or for hearings conducted pursuant to s. 120.57(1)(a). Additionally, registered nurses licensed under chapter 464, dentists licensed under

909459 - HB 1225 Strike-All Amendment.docx Published On: 3/20/2017 1:11:30 PM



Amendment No. 1

chapter 466, psychologists licensed under chapter 490 or chapter 491, nutritionists or dietitians licensed under part X of chapter 468, pharmacists licensed under chapter 465, psychological specialists licensed under chapter 491, physical therapists licensed under chapter 486, and speech therapists licensed under part I of chapter 468 are excluded, unless otherwise collectively bargained.

Section 2. Subsections (1) through (4) of section 120.65, Florida Statutes, are amended to read:

120.65 Administrative law judges.-

(1) The Division of Administrative Hearings within the Department of Management Services shall be headed by the a director of the Division of Administrative Hearings. The director who shall be appointed by the Administration Commission and must be a full-time administrative law judge employed by the division and confirmed by the Senate. The director, who shall also serve as the chief administrative law judge, and any deputy chief administrative law judge must possess the same minimum qualifications as the administrative law judges employed by the division. The Deputy Chief Judge of Compensation Claims must possess the minimum qualifications established in s. 440.45(2) and shall report to the director. The division is shall be a separate budget entity, and the director shall be its agency head for all purposes. The Department of Management Services shall provide administrative support and service to the division

909459 - HB 1225 Strike-All Amendment.docx



Amendment No. 1

to the extent requested by the director. The division is shall not be subject to control, supervision, or direction by the Department of Management Services in any manner, including, but not limited to, personnel, purchasing, transactions involving real or personal property, and budgetary matters.

- (2) The Governor shall appoint full-time administrative law judges to conduct hearings in accordance with this chapter. A person may not serve as an administrative law judge unless he or she has been a member of The Florida Bar in good standing for the previous 5 years. An administrative law judge may not engage in the private practice of law during his or her term of office.
- (a) 1. Except as provided in paragraph (b), the Governor shall appoint an administrative law judge from a list of three persons nominated by a statewide nominating commission. The statewide nominating commission shall be composed of three members, at least one of whom must be a minority person as defined in s. 288.703, appointed by the Governor; two members appointed by the Attorney General; two members appointed by the Chief Financial Officer; and two members appointed by the Commissioner of Agriculture.
- 2. Beginning July 1, 2017, the Governor and each member of the Cabinet shall appoint one member to serve a 2-year term and appoint the remaining members to serve 4-year terms. Thereafter, each member shall be appointed for a 4-year term. A vacancy

909459 - HB 1225 Strike-All Amendment.docx Published On: 3/20/2017 1:11:30 PM



Amendment No. 1

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occurring on the commission shall be filled by the original appointing authority for the unexpired balance of the term.

- 3. The meetings and determinations of the nominating commission as to the administrative law judges shall be open to the public.
- (b) Each administrative law judge shall be appointed for a 4-year term, but during his or her term of office may be removed by the Governor for cause. Before the expiration of a judge's term of office, the statewide nominating commission shall review the judge's conduct and determine whether the judge's performance is satisfactory. In determining whether a judge's performance is satisfactory, the commission shall consider the extent to which the judge has met the requirements of this chapter. The commission shall report its finding to the Governor no later than 6 months before the expiration of the judge's term of office. The Governor shall review the commission's report and may reappoint the administrative law judge for an additional 4year term. If the Governor does not reappoint the judge, the Governor shall inform the commission. The judge shall remain in office until the Governor has appointed a successor judge in accordance with this subsection. If a vacancy occurs during a judge's unexpired term, the commission does not find the judge's performance satisfactory, or the Governor does not reappoint the judge, the Governor shall appoint a successor judge for a 4-year term in accordance with paragraph (a).

909459 - HB 1225 Strike-All Amendment.docx



Amendment No. 1

(c) The Governor shall appoint each administrative law
judge by June 30, 2018, for a term beginning on July 1, 2018.
For the term beginning on July 1, 2018, administrative law
judges shall be appointed in the following manner: 8 judges
appointed to a 1-year term; 8 judges appointed to a 2-year term;
8 judges appointed to a 3-year term; and 9 judges appointed to a
4-year term. Thereafter, each term of office shall be 4 years.
(d) The Division of Administrative Hearings shall maintain

- (d) The Division of Administrative Hearings shall maintain 33 administrative law judges as they exist on June 30, 2017.

 Each administrative law judge may continue to serve until June 30, 2018. Each administrative law judge currently serving may be initially appointed under the process for reappointments in paragraph (b).
- (3)(2) The director has the right to appeal actions by the Executive Office of the Governor that affect amendments to the division's approved operating budget or any personnel actions pursuant to chapter 216 to the Administration Commission, which shall decide such issue by majority vote. The appropriations committees may advise the Administration Commission on the issue. If the President of the Senate and the Speaker of the House of Representatives object in writing to the effects of the appeal, the appeal may be affirmed by the affirmative vote of two-thirds of the commission members present.
- (4)(3) Each state agency as defined in chapter 216 and each political subdivision shall make its facilities available,

909459 - HB 1225 Strike-All Amendment.docx



Amendment No. 1

at a time convenient to the provider, for use by the division in conducting proceedings pursuant to this chapter.

(4) The division shall employ administrative law judges to conduct hearings required by this chapter or other law. Any person employed by the division as an administrative law judge must have been a member of The Florida Bar in good standing for the preceding 5 years.

TITLE AMENDMENT

Remove everything before the enacting clause and insert: An act relating to the Division of Administrative Hearings; amending s. 110.205, F.S.; revising positions at the division that are exempt from the Career Service System; amending s. 120.65, F.S.; requiring the Administration Commission to select from full-time administrative law judges employed with the division in appointing a division director; removing the requirement that the division director is subject to Senate confirmation; deleting provisions regarding minimum qualifications of the division director and deputy chief administrative law judges; requiring the Governor to appoint administrative law judges; prohibiting an administrative law

909459 - HB 1225 Strike-All Amendment.docx



Amendment No. 1

judge from engaging in the private practice of law during his or her term of office; requiring the Governor to appoint administrative law judges from nominees recommended by a statewide nominating commission unless otherwise provided; specifying the composition and term lengths of members of the commission; providing that meetings and determinations of the commission are open to the public; specifying term lengths of administrative law judges; prescribing procedures for the commission to review a judge's performance before the expiration of a term; requiring the Governor to take certain action regarding a judge after the commission's review; providing for initial appointments of administrative law judges and staggered terms; providing transitional provisions; providing an effective date.

909459 - HB 1225 Strike-All Amendment.docx

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 1261: Annual Corporate Reports and Fees

X Favorable

Print Date: 3/20/2017 8:19 pm

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			Х		
Tracie Davis	X				
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle	X		······································		
Patrick Henry	X				•
Blaise Ingoglia	X				······································
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				· · · · · · · · · · · · · · · · · · ·
Bob Rommel	X				····
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 14	Total Nays: 0			

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 1283 : Inspectors General & Auditors

X | Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X	-			
Kimberly Daniels			X		
Tracie Davis			Х		
Brad Drake	X		· · · · · · · · · · · · · · · · · · ·		
Katie Edwards	X			······································	"
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia	X			***************************************	
Bobby Payne	X			***************************************	
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X			·····	
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X			***************************************	
	Total Yeas: 13	Total Nays: 0			

HB 1283 Amendments

Amendment 804695

X | Adopted Without Objection

Appearances:

Williams, Ash (Lobbyist) (State Employee) - Information Only State Board of Administration **Executive Director** State Board of Administration 1801 Hermitage Blvd Ste 100 Tallahassee FL 32308 Phone: (850) 413-1250



Amendment No. 1

COMMITTEE/SUBCOMMITTEE	ACTION
ADOPTED	(Y/N)
ADOPTED AS AMENDED	(Y/N)
ADOPTED W/O OBJECTION $\underline{\checkmark}$	(Y/N)
FAILED TO ADOPT	(Y/N)
withdrawn	(Y/N)
other	

Committee/Subcommittee hearing bill: Oversight, Transparency & Administration Subcommittee

Representative Raulerson offered the following:

Amendment

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Remove lines 308-335 and insert:

- 6. Any increase or decrease in the total allocations or total expenditures in the inspector general's budget for the preceding state fiscal year compared to the total allocations or total expenditures in the budget for the prior state fiscal year and any increase or decrease in the number of permanent, temporary, loaned, grant-funded, or full-time equivalent staff within the office of the inspector general.
- (10) Each agency inspector general shall, to the extent both necessary and practicable, include on his or her staff

804695 - HB 1283 amendment.lines 308-335.docx

Published On: 3/17/2017 7:04:03 PM



Amendment No. 1

16	individuals with <u>information technology</u> electronic data
17	processing auditing experience.
18	Section 3. Paragraph (a) of subsection (2) of section
19	20.121, Florida Statutes, is amended to read:
20	20.121 Department of Financial Services.—There is created
21	a Department of Financial Services.
22	(2) DIVISIONS.—The Department of Financial Services shall
23	consist of the following divisions and office:
24	(a) The Division of Accounting and Auditing. Any auditor
25	employed within the division is included in the Selected Exempt
26	Service as provided in chapter 110.
27	Section 4. Paragraphs (d) and (e) of subsection (2) of
28	section 215.44, Florida Statutes, are redesignated as paragraphs
29	(e) and (f), respectively, and a new paragraph (d) is added to
30	that subsection, to read:
31	215.44 Board of Administration; powers and duties in
32	relation to investment of trust funds
33	(2)
34	(d) The board shall appoint an inspector general who shall
35	perform the duties and responsibilities required in s. 20.055.
36	The board shall have sole authority to remove the inspector
37	general.

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 1285: Pub. Rec./Chief Inspector General and Agency Inspectors General

X Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X		
Tracie Davis			Χ		
Brad Drake	X	· · · · · · · · · · · · · · · · · · ·			······
Katie Edwards	X				
Eric Eisnaugle	X		***************************************		
Patrick Henry	X		······		
Blaise Ingoglia	X				
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X	***************************************			
Neil Combee (Chair)	X				· · · · · · · · · · · · · · · · · · ·
	Total Yeas: 13	Total Nays: 0			

HB 1285 Amendments

Amendment 895021

X Adopted Without Objection

Print Date: 3/20/2017 8:19 pm Leagis ® Page 11 of 16



Amendment No. 1

Committee/Subcommittee hearing bill: Oversight, Transparency & Administration Subcommittee
Representative Raulerson offered the following:

Amendment (with title amendment)

Remove lines 25-141 and insert:

of the State Constitution until such audit or investigation is no longer active. When the audit or investigation is no longer active, such audit or investigative workpapers, records, reports, reviews, inquiries, or other documentation shall be public records to the extent that they do not include information that has been made confidential and exempt from s. 119.07(1) by another exemption. This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2022, unless

895021 - HB 1285 Amendment.lines 25-141.docx
Published On: 3/17/2017 7:06:09 PM



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1285 (2017)

Amendment No. 1

reviewed and saved	from repeal through	gh reenactment by the
Legislature.		

Section 2. Paragraph (b) of subsection (6) and subsection (7) of section 20.055, Florida Statutes, are amended to read:

20.055 Agency inspectors general.-

- responsibilities of this act, each inspector general shall review and evaluate internal controls necessary to ensure the fiscal accountability of the state agency. The inspector general shall conduct financial, compliance, electronic data processing, and performance audits of the agency and prepare audit reports of his or her findings. The scope and assignment of the audits shall be determined by the inspector general; however, the agency head may at any time request the inspector general to perform an audit of a special program, function, or organizational unit. The performance of the audit shall be under the direction of the inspector general, except that if the inspector general does not possess the qualifications specified in subsection (4), the director of auditing shall perform the functions listed in this subsection.
- (b) Any audit workpapers, records, reports, reviews, inquiries, or other documentation obtained or created during or in relation to an active audit conducted pursuant to this section are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution until such audit is no

895021 - HB 1285 Amendment.lines 25-141.docx

Published On: 3/17/2017 7:06:09 PM



Amendment No. 1

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longer active. When the audit is no longer active, such audit workpapers, records, and reports, reviews, inquiries, or other documentation shall be public records to the extent that they do not include information that which has been made confidential and exempt from the provisions of s. 119.07(1) by another exemption pursuant to law. However, When the inspector general or a member of the staff receives from an individual a complaint or information that falls within the definition provided in s. 112.3187(5), the name or identity of the individual may not be disclosed to anyone else without the written consent of the individual, unless the inspector general determines that such disclosure is unavoidable during the course of the audit or investigation. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2022, unless reviewed and saved from repeal through reenactment by the Legislature. (7)(a) In carrying out the investigative duties and

(7) (a) In carrying out the investigative duties and responsibilities specified in this section, each inspector general shall initiate, conduct, supervise, and coordinate investigations designed to detect, deter, prevent, and eradicate fraud, waste, mismanagement, misconduct, and other abuses in state government. For these purposes, each inspector general shall:

1.(a) Receive complaints and coordinate all activities of the agency as required by the Whistle-blower's Act pursuant to

895021 - HB 1285 Amendment.lines 25-141.docx

Published On: 3/17/2017 7:06:09 PM



Amendment No. 1

ss. 112.3187-112.31895.

2.-(b) Receive and consider the complaints which do not meet the criteria for an investigation under the Whistle-blower's Act and conduct, supervise, or coordinate such inquiries, investigations, or reviews as the inspector general deems appropriate.

3.(c) Report expeditiously to the Department of Law Enforcement or other law enforcement agencies, as appropriate, whenever the inspector general has reasonable grounds to believe there has been a violation of criminal law.

4.(d) Conduct investigations and other inquiries free of actual or perceived impairment to the independence of the inspector general or the inspector general's office. This shall include freedom from any interference with investigations and timely access to records and other sources of information.

5.(e) At the conclusion of each investigation in which the subject of the investigation is a specific entity contracting with the state or an individual substantially affected as defined by this section, and if the investigation is not confidential or otherwise exempt from disclosure by law, the inspector general shall, consistent with s. 119.07(1), submit findings to the subject that is a specific entity contracting with the state or an individual substantially affected, who shall be advised in writing that they may submit a written response within 20 working days after receipt of the findings.

895021 - HB 1285 Amendment.lines 25-141.docx

Published On: 3/17/2017 7:06:09 PM



Amendment No. 1

Such response and the inspector general's rebuttal to the response, if any, shall be included in the final investigative report.

- 6.(f) Submit in a timely fashion final reports on investigations conducted by the inspector general to the agency head, except for whistle-blower's investigations, which shall be conducted and reported pursuant to s. 112.3189.
- (b) Any investigative workpapers, records, reports, reviews, inquiries, or other documentation obtained or created during or in relation to an active investigation conducted pursuant to this section are confidential and exempt from s.

 119.07(1) and s. 24(a), Art. I of the State Constitution until such investigation is no longer active. When the investigation is no longer active, such investigative workpapers, records, reports, reviews, inquiries, or other documentation shall be public records to the extent that they do not include information that has been made confidential and exempt from s.

 119.07(1) by another exemption. This paragraph is subject to the

TITLE AMENDMENT

Remove lines 9-10 and insert: until such audit or investigation is no longer active; providing for future

895021 - HB 1285 Amendment.lines 25-141.docx Published On: 3/17/2017 7:06:09 PM

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 1289 : Local Financial Emergencies

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X		
Tracie Davis	X				···
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia	X				
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 14	Total Nays: 0)		

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 6031 : Elections

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X		
Tracie Davis			X		
Brad Drake	X	MW			
Katie Edwards	X				
Eric Eisnaugle	X				
Patrick Henry	X	······································			
Blaise Ingoglia	X				**********
Bobby Payne	X			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X	****	***************************************		
Clay Yarborough	X		***************************************		
Neil Combee (Chair)	X				
	Total Yeas: 13	Total Nays: ()		

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

HB 7053: Pub. Rec./Minor Victims of Sexual Offenses

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels			X	***************************************	
Tracie Davis		·	X		
Brad Drake	X				***************************************
Katie Edwards	X		***************************************		
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia	X				
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X		******		
Neil Combee (Chair)	X				
	Total Yeas: 13	Total Nays: 0			

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Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

PCB OTA 17-05 : OGSR/Agency Personnel

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels	X				
Tracie Davis			X		
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle	X				***************************************
Patrick Henry	X				
Blaise Ingoglia			X		
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 13	Total Nays: 0	•		

Oversight, Transparency & Administration Subcommittee

3/20/2017 3:30PM

Location: Morris Hall (17 HOB)

PCB OTA 17-06: OGSR/Protective Injunctions for Certain Types of Violence

X Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Daisy Baez	X				
Kimberly Daniels	X				
Tracie Davis	X				
Brad Drake	X				
Katie Edwards	X				
Eric Eisnaugle	X				
Patrick Henry	X				
Blaise Ingoglia			X		
Bobby Payne	X				
Cary Pigman	X				
Daniel Raulerson	X				
Bob Rommel	X				
Rick Roth	X				
Clay Yarborough	X				
Neil Combee (Chair)	X				
	Total Yeas: 14	Total Nays: 0)		



				∠ B	ill Amendment
				Bill/PCS/PCB	Number: <u>52/</u>
			;	Amendment	Number:
Name	: Kelly	Quintero			
Repre	senting:	eague of	WOMER	Voters	of Florida.
Title	e: llg	Islative F	Helyocati	2	
Ado	dress: <u>540</u>	Bevery (
City	: Tallah	OSPE		State	e/Zip:_FL 3230/
Pho	one Number:	17220417	192	Mee	ting Date: 3/20/17
Con	nmittee/Subcon	nmittee: <u>OVP</u>	sight,	mnspare	ency + Administration
Pres	sentation/Work	shop Topic:	Te by 1	rail	V
		Registered I	Lobbyist: YES		
		State Emplo	yee: YES	NO NO	
	Appearing in res Appearing at the Judge or elected	ponse to an inquiry for ponse to subpoena written request of the officer appearing in ance form submitted	he chair official capacity		, committee, or staff
(If you a	re testifying on an a	amendment, please als	o indicate your p	osition as a propon	ent or opponent on the bill as a whole.)
	Bill:	Proponent	Opponent [Info o	nly
	Amendment:	Proponent	Opponent [Info o	nly



Bill Amendment Bill/PCS/PCB Number: 707 Amendment Number:
Name: MARK EARLEY Representing: Volses of Ceor Co.
Title: LEON CO SUPERU OF ELECTIONS
Address: 315 5 C41 HEUN
City:
Phone Number: 850 606 868 3 Meeting Date: 3/20/17
Committee/Subcommittee: 16055 074
Presentation/Workshop Topic:
Registered Lobbyist: YES NO
State Employee: YES NO V
 I wish to speak Appearing in response to an inquiry for information made by member, committee, or staff Appearing in response to subpoena Appearing at the written request of the chair Judge or elected officer appearing in official capacity Lobbyist Appearance form submitted online
If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)
Bill: Proponent Opponent Info only
Amendment: Proponent Opponent Info only



	Bill Amendment Bill/PCS/PCB Number: 70^7 Amendment Number:
Name: Kelly Quintono	
Representing: League of Women	Voters of Florida
Title: Legislative advocate	
Address: <u>S40 Beverly</u> (7.	
City: Tallamassee	State/Zip: Fl 3230/
Phone Number: 772 204 1792	Meeting Date: 3/20/17
Committee/Subcommittee: Oversignt	thansparency + Admin.
Presentation/Workshop Topic:	y of state
Registered Lobbyist: YES	Ď NO □
State Employee: YES	NO NO
I wish to speak Appearing in response to an inquiry for information of the Appearing in response to subpoena Appearing at the written request of the chair Judge or elected officer appearing in official capacity Lobbyist Appearance form submitted online	
If you are testifying on an amendment, please also indicate your p	osition as a proponent or opponent on the bill as a whole.)
Bill: Proponent Opponent	Info only
Amendment: Proponent Opponent	Info only



Please fill out the $\underline{\text{entire}}$ form and submit $\underline{\text{both}}$ copies to the Committee Administrative Assistant at the meeting.

Name: MVID STAFFOND
Representing: Floring STATE ASSON OF Survisor OF Ewations Title: ISWMBIN COUNTY Survisor OF Ewations
Address: 70 Box 12601 City: 75NcAcout State/Zip: FZ 32591 Phone Number: (650) 595-3900 Meeting Date: Committee/Subcommittee: 0 vonconr, Towar Amount
Presentation/Workshop Topic: Registered Lobbyist: YES NO State Employee: YES NO
I wish to speak Appearing in response to an inquiry for information made by member, committee, or staff Appearing in response to subpoena Appearing at the written request of the chair Judge or elected officer appearing in official capacity Lobbyist Appearance form submitted online
If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.) Bill: Proponent Opponent Info only Amendment: Proponent Opponent Info only





	Bill Amendment Bill/PCS/PCB Number: 709 Amendment Number:
Name: MARK FARLEY	
Representing: Vo 75 des et 6	for Co.
Title: LEON CO SIPERN	of Flections
Address: 315 5 Cal Hassa	
City: [AUA4	State/Zip: <u>F く 3 さまめ</u>
Phone Number: 850 606 868 3	Meeting Date: 3/20/17
Committee/Subcommittee: 月のらま	
Presentation/Workshop Topic:	
Registered Lobbyist: YES	NO NO
State Employee: YES	NO 4
I wish to speak Appearing in response to an inquiry for information Appearing in response to subpoena Appearing at the written request of the chair Judge or elected officer appearing in official capacit Lobbyist Appearance form submitted online	
If you are testifying on an amendment, please also indicate your	position as a proponent or opponent on the bill as a whole.)
Bill: Proponent Opponent	Info only
Amendment: Proponent Opponent	Info only



	Bill Amendment Bill/PCS/PCB Number: 709						
	Amendment Number:						
Name: Kelly Quintero							
Representing: <u>League of Women</u>	yoters of Florida						
Title: Legislative advocat	l:						
Address: <u>\$40 Beverly</u> Ct.							
city: <u>[allahassee</u>	State/Zip: FC 3230/						
Phone Number: 772 204 1792 Meeting Date: 3/20/17							
Committee/Subcommittee: OVEXSIGNT,	Transparency + Admin						
Presentation/Workshop Topic: <u>State Wiol</u>							
Registered Lobbyist: YES	NO D						
State Employee: YES	□ NO □						
 I wish to speak Appearing in response to an inquiry for information made by member, committee, or staff Appearing in response to subpoena Appearing at the written request of the chair Judge or elected officer appearing in official capacity Lobbyist Appearance form submitted online 							
If you are testifying on an amendment, please also indicate your	position as a proponent or opponent on the bill as a whole.)						
Bill: Proponent Opponent	Info only						
Amendment: Proponent Opponent	Info only						





Please fill out the entire form and submit two copies to the committee/subcommittee administrative assistant at the meeting.

☑ Bill ☐ Amendment

		Bill Number: Administrative	HB 1225 : Division of e Hearings				
		!	mendment #: N/A				
Name:	Cohen, Robert						
Representing:	Division of Administra	tive Hearings					
Title:	Director and Chief Judge						
Address:	Div Of Administrative	Hearings, 1230 Apalachee Pl	xy DeSoto Bldg				
City:	Tallahassee	State/Zip:	FL 32399-3060				
Phone Number:	(850) 488-9675	Meeting Date:	Mar 20 2017 3:30PM				
Committee/Subo	committee: Oversi	ght, Transparency & Admin	istration Subcommittee				
Presentation/Wo	orkshop Topic: N/A						
Registered Lo	-		Bill				
✓ State Employ			Info Only				
	✓ I Wish To Speak Amendment						
 ,	response to subpoena		N/A				
	*		member, committee or staff				
gramming	the written request of						
	ted officer appearing i						
⊔ Lobbyist App	earance Form Submit	ted					

NIOI MAIN LABORER



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

						ber: אפששאט
		DOPLEY		·····		
Repre	senting: Sea	•)				
Titl	e:					
Add	dress: <u>3525</u>	2 Thomasi	me Co.	<u>S07</u>	TE301	
City	1: Tauan	~~~			State/Zip:	Fu
Pho	one Number: 🙎	50-294-	3471		Meeting D	ate:3 2309
Cor	nmittee/Subcom	mittee: 🔼 🚾	int Took	A BOTO	1	
Pre	sentation/Works	hop Topic: DO	M			
		Registered L	obbyist: YES		NO 🗌	
		State Emplo	yee: YES [NO 📝	
	I wish to speak					
	Appearing in resp	oonse to an inquiry fo	or information n	nade by r	member, comi	mittee, or staff
	-	onse to subpoena				,
		written request of th				
		officer appearing in o	•			
	complist Appears	nce form submitted	onime			
(If you a	ire testifying on an a	mendment, please also	o indicate your po	osition as	a proponent or	opponent on the bill as a whole.)
	Bill:	Proponent	Opponent [Info only	\mathbf{Z}_{i}
	Amendment:	Proponent	Opponent [Info only	\mathbf{Z}





Please fill out the entire form and submit two copies to the committee/subcommittee administrative assistant at the meeting.

			Bill 🗆 Amendment
		Bill Number Auditors	:: HB 1283 : Inspectors General &
		PCB/PCS/A	mendment #: N/A
Name:	Williams, Ash		
Representing:	State Board of Administration	- Annother State Control of the Cont	
Title:	Executive Director & Chief Inv	/es	
Address:	1801 Hermitage Boulevard, Su	ite 100	
City:	Tallahassee	State/Zip:	Florida 32308
Phone Number:	(850) 413-1250	Meeting Date:	Mar 20 2017 3:30PM
Committee/Subo	committee: Oversight, Tra	nsparency & Admin	istration Subcommittee
Presentation/Wo	orkshop Topic: N/A	,	
	1/////		
Registered Lo	obbyist		Bill
☑ State Employ			Info Only
🛂 I Wish To Sp	eak		Amendment
	response to subpoena		N/A
Appearing in	response to an inquiry for inf	ormation made by	member, committee or staff
	the written request of the cha		
	ed officer appearing in offici	al capacity	
🛂 Lobbyist App	earance Form Submitted		