

Notice of Development of Rulemaking

COMMISSION ON ETHICS

RULE NO.: RULE TITLE:

34-18.001 Scope and Applicability of Chapter

PURPOSE AND EFFECT: The purpose of Rule 34-18.001 is to provide an overview of Chapter 34-18. Chapter 34-18 is intended to address the recent amendment found in Article II, Section 8(h)(2) of the Florida Constitution. The amendment prohibits public officers and/or public employees from abusing their public positions to obtain a "disproportionate benefit" for themselves, their spouses, children, or employers, or any businesses with which they contract or serve as officers, partners, directors, or proprietors, or in which they own interest. The amendment requires the Florida Commission on Ethics, through the statutory procedures governing rule-making, to define the term "disproportionate benefit" and to prescribe the requisite intent for finding a violation of the prohibition.

SUBJECT AREA TO BE ADDRESSED: Abuse of Public Position

RULEMAKING AUTHORITY: Article II, Section 8(h)(2), Florida Constitution

LAW IMPLEMENTED: Article II, Section 8(h)(2), Florida Constitution

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATES AND TIMES: January 17, 2019, 10:00 a.m.; February 8, 2019, 10:00 a.m.; March 15, 2019, 10:00 a.m.

PLACE: Florida Commission on Ethics, 325 John Knox Road, Building E, Suite 200, Tallahassee, FL 32303

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Lynn Blais, Assistant to the Executive Director, Florida Commission on Ethics, (850)488-7864. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Gray Schafer, Senior Attorney, Florida Commission on Ethics, (850)488-7864

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.