ITEM #60(2)

(Replacement Exhibit 2).

ADDITIONAL MATERIAL

Public Hearing

NOVEMBER 12, 2024

SUBMITTED AT THE REQUEST OF

COMMISSIONER STEVE GELLER

Article V of the Broward County Code of Ordinances, Section 26-67, et seq., the following Standards of Conduct shall apply to each Elected Official:

(1) *Acceptance of gifts*.

a. No Elected Official or relative, registered domestic partner, or governmental office staff of any Elected Official, shall accept ~~any gift~~, directly or indirectly, <u>any gift of food and/or nonalcoholic beverages with a value in excess of $25.00 or any other gift</u> with a value in excess of $5.00, from lobbyists registered with the governmental entity on whose behalf they (or their registered domestic partner or relative) serve, or from any principal or employer of any such registered lobbyist, or from vendors or contractors of such governmental entity. In order to effectuate this provision, no lobbyist shall engage in any lobbying activity prior to registering as a lobbyist with the applicable governmental entity. For purposes of this paragraph, neither Broward County, any municipality within Broward County, <u>n</u>or any other governmental entity shall be considered a registered lobbyist, a principal or employer of a registered lobbyist, or a vendor or contractor of any governmental entity within Broward County.

. . .

e. When not otherwise permitted by this part (c)(1), "Acceptance of Gifts," the following items may be accepted to the full extent permissible under state law:

1. Items customarily given to express condolences or sympathy, such as flowers, food items, or cards, given to an Elected Official in connection with the death or significant injury or illness of the Elected Official or an immediate family member of the Elected Official;

2. Training, including the payment or reimbursement of expenses incurred in connection therewith, provided the training relates to the Elected Official's public service. The receipt of such training is deemed to directly benefit the public on whose behalf the Elected Official serves;

3. ~~Nonalcoholic beverages; and~~

~~4.~~ Admission tickets to charitable events available to the public, provided that any Elected Official or governmental office staff of the Elected Official who receives such tickets ~~shall~~:

a. Within fifteen (15) days after receiving such tickets, files for public inspection a disclosure form stating the name of the donor, the value of the tickets received, and the date and location of the event; and

b. Within thirty (30) days after the event, reimburses the donor for the value of the food and beverages consumed by the person(s) using the tickets; and

4. Admission to an Official Event for an Elected Official, or governmental office staff of an Elected Official, as well as

food, beverages, and commemorative items received by the Elected Official or governmental office staff of an Elected Official at the Official Event, provided that such food, beverages, and commemorative items are available to all attendees of the Official Event.

An Official Event is any event where:

a. At least thirty (30) persons not affiliated with the donor have been invited to attend, including multiple Elected Officials; and the Elected Official attends the event in their official capacity; or

b. The Elected Official's governmental entity has officially sponsored the event; or

c. The Elected Official was invited to the event in their official capacity and the governmental entity's legal counsel or chief budget officer has determined in writing that attendance at the event serves a public purpose.

For purposes of this Section 1-19(c)4, a person affiliated with a donor means:

a. The donor's relative as defined in Section 112.3135, Florida Statutes.

b. The donor's employee or employer; or

c. Any person or entity engaged in or carrying on a business enterprise with the donor as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

. . .

Section 2. Section 26-73 of the Broward County Code of Ordinances is hereby amended to read as follows:

Sec. 26-73. Code of Ethics.

(a) Solicitation or Acceptance of Gifts.

(1) Except as otherwise stated in the Code, County employees shall not solicit or accept any gift, regardless of value, in their official capacity as employees, nor shall they solicit or accept any gift in either an official or personal capacity that may be reasonably perceived to be given to encourage or discourage them from taking any action in connection with their County employment.

. . .

~~(6) Notwithstanding Section 26-73(a)(1), the office staff of County Commissioners may, with written approval of the County Commissioner for whom the staff member works, accept gifts of food and/or nonalcoholic beverages with a value not greater than $25.00.~~

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Coding: Words ~~stricken~~ are deletions from existing text. Words underlined are additions to existing text.