A bill to be entitled

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An act relating to membership associations; creating s. 617.221, F.S.; defining the term "membership association"; requiring a membership association to file an annual report with the Legislature; specifying report requirements; prohibiting a membership association from expending public funds on litigation against the state; requiring the Auditor General to conduct an annual financial and operational audit of

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

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Section 1. Section 617.221, Florida Statutes, is created to read:

membership associations; providing an effective date.

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617.221 Membership associations; reporting requirements; restriction on use of funds.—

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(1) As used in this section, the term "membership association" means a corporation not for profit, including a department or division of such corporation, the majority of the board members of which are constitutional officers who, pursuant to s. 1001.32(2), operate, control, and supervise public entities that receive annual state appropriations through a statutorily defined formulaic allocation that is funded and prescribed annually in the General Appropriations Act or the

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substantive bill implementing the annual appropriations act. The

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term does not include a labor organization as defined in s.

447.02 or an entity funded through the Justice Administrative
Commission.

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- (2) A membership association shall file a report with the President of the Senate and the Speaker of the House of Representatives by January 1 of each year. The report must provide:
- (a) The name and address of the membership association and any parent membership association or state, national, or international membership association with which it is affiliated.
- (b) The names, titles, telephone numbers, and addresses of the principal officers and all representatives of the membership association.
- (c) The amount of the fee required to become a member of the membership association, if any, and the annual dues each member must pay.
- (d) The current annual financial statements of the membership association, as described in s. 617.1605.
- (e) A copy of the current constitution and bylaws of the membership association.
- (f) A description of the assets and liabilities of the membership association at the beginning and end of the preceding fiscal year.
- (g) A description of the salary, allowances, and other direct or indirect disbursements, including reimbursed expenses,

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to each officer and to each employee who, during the preceding fiscal year, received more than \$10,000 in the aggregate from the membership association and any other state, national, or international membership association affiliated with the membership association.

- (h) The annual amount of the following benefit packages paid to each of the principal officers of the membership association:
- 1. Health, major medical, vision, dental, and life insurance.
  - 2. Retirement plans.

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- 3. Automobile allowances.
- (i) The per-member amount of annual dues sent from the membership association to each state, national, or international affiliate.
- (j) The total amount of direct or indirect disbursements for lobbying activity at the federal, state, or local level incurred by the membership association, listed by full name and address of each person who received a disbursement.
- (k) The total amount of direct and indirect disbursements for litigation expenses incurred by the membership association, listed by case citation.
- (3) A membership association may not expend moneys received from public funds, as defined in s. 215.85(3), on litigation against the state.
  - (4) Dues paid to a membership association, which are paid

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- (5) The Auditor General shall conduct an annual financial and operational audit of the accounts and records of each membership association.
  - Section 2. This act shall take effect upon becoming a law.

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