

1 A bill to be entitled
 2 An act relating to Broward County; providing a short title;
 3 providing definitions; creating the Broward County Office of
 4 Inspector General; providing functions, authority, and powers
 5 of the Inspector General; providing for qualifications,
 6 selection, contract, facilities, and staff; providing for
 7 reporting and budgeting; providing for removal; providing
 8 applicability with respect to the state attorney and United
 9 States Attorney; providing for a code of ethics for local
 10 governments within Broward County; providing that the act
 11 controls with respect to any conflict with the county charter
 12 or any county ordinance; providing for referenda; providing
 13 effective dates.

14
 15 WHEREAS, various public officials throughout South Florida
 16 have recently been charged with public corruption and the misuse
 17 of office, and

18 WHEREAS, misconduct involving abuse, corruption, fraud, and
 19 mismanagement by elected and appointed local government
 20 officials and employees in Broward County agencies and
 21 instrumentalities, contractors, and other parties doing business
 22 with Broward County and receiving local government funds
 23 undermines public confidence in local government and prevents
 24 the local government in Broward County from operating honestly,
 25 efficiently, and effectively, and

26 WHEREAS, it is critically important that elected and
 27 appointed local government officials and employees within

28 | Broward County discharge their duties and responsibilities in a
 29 | lawful and ethical manner and be held accountable for their
 30 | misconduct, inefficiency, and ineffectiveness, and

31 | WHEREAS, imposing the duty on all elected and appointed
 32 | local government officials and employees to cooperate with and
 33 | report misconduct to the Inspector General will broaden and
 34 | strengthen the Inspector General's ability to detect,
 35 | investigate, eliminate, and deter misconduct by Broward County
 36 | officials and employees, vendors, and government-funded entities
 37 | and promote integrity, honesty, and efficiency in government,
 38 | NOW, THEREFORE,

39 |
 40 | Be It Enacted by the Legislature of the State of Florida:

41 |
 42 | Section 1. Short title.—This act may be cited as the
 43 | "Broward County Office of Inspector General Act."

44 | Section 2. Definitions.—As used in this act, the term:

45 | (1) "Board" means the Board of County Commissioners of
 46 | Broward County.

47 | (2) "County" means the Charter Government of Broward
 48 | County.

49 | (3) "Inspector General" means the Broward County Office of
 50 | Inspector General created pursuant to this act.

51 | (4) "Local government" or "Broward County local
 52 | government" means the Charter Government of Broward County, the
 53 | Broward County School Board or Broward County School District,
 54 | any municipality within Broward County, any constitutional

55 officer of Broward County, as provided in s. 1, Art. VIII of the
 56 State Constitution, or any special district operating solely
 57 within Broward County.

58 (5) "State attorney" means the State Attorney of the 17th
 59 Judicial Circuit in and for Broward County or any elected or
 60 appointed successor or interim officers or special prosecutors
 61 acting in the state attorney's stead.

62 Section 3. Broward County Office of Inspector General.-

63 (1) CREATED AND ESTABLISHED.-There is established the
 64 Broward County Office of Inspector General, which is created in
 65 order to detect misconduct involving abuse, corruption, fraud,
 66 waste, inefficiencies, and mismanagement by elected and
 67 appointed local government officials and employees, local
 68 government agencies and instrumentalities, and contractors and
 69 other parties doing business with local governments or receiving
 70 local government funds. The Inspector General shall head the
 71 Office of Inspector General. The organization and administration
 72 of the Office of Inspector General shall be independent to
 73 ensure that no interference or influence external to the Office
 74 of Inspector General adversely affects the independence and
 75 objectivity of the Inspector General.

76 (2) FUNCTIONS, AUTHORITY, AND POWERS.-

77 (a) The Inspector General shall establish a form to
 78 receive complaints from identified persons. The complaint form
 79 shall require the person to verify the contents of the form by
 80 including the following statement: "Under penalties of perjury,
 81 I declare that I have read the foregoing document and that the

82 facts stated in it are true," followed by the signature of the
 83 person making the declaration. The written declaration shall be
 84 printed or typed at the end of or immediately below the document
 85 being verified and above the signature of the person making the
 86 declaration. The requirements of this paragraph must be
 87 completed before the Inspector General begins his or her
 88 investigation.

89 (b) Upon receipt of a complaint filed under paragraph (a),
 90 the Inspector General may:

91 1. Make investigations of local government matters and
 92 publish the results of such investigations.

93 2. Review and audit past, present, and proposed local
 94 government programs, accounts, records, contracts, change
 95 orders, and transactions.

96 3. Prepare reports and recommendations to the local
 97 government based on investigations. All elected and appointed
 98 local government officials and employees, local government
 99 agencies and instrumentalities, and contractors and other
 100 parties doing business with the local government or receiving
 101 local government funds shall fully cooperate with the Inspector
 102 General.

103 (c) When a complaint is filed under paragraph (a) that
 104 alleges a criminal violation, or in the scope of the
 105 investigation the Inspector General suspects a criminal
 106 violation has occurred, the Inspector General shall immediately
 107 notify the appropriate enforcing agency before continuing his or
 108 her investigation.

109 (d) The Inspector General may, upon receiving a complaint,
 110 conduct audits of, require reports from, and receive full and
 111 unrestricted access to the records of the local governments; all
 112 elected and appointed local government officials and employees;
 113 local government departments, divisions, agencies, and
 114 instrumentalities. The Inspector General may also conduct audits
 115 of and review documents made or received by persons and entities
 116 doing business with local governments or receiving local
 117 government funds in conjunction with such transactions with
 118 Broward County local governments. The Inspector General's
 119 jurisdiction shall include, but is not limited to, all projects,
 120 programs, contracts, or transactions that are funded in whole or
 121 in part by Broward County local governments. The Inspector
 122 General may contract with outside entities as deemed necessary
 123 to perform the functions of that office. This paragraph does not
 124 apply to collective bargaining agreements.

125 (e) In the case of a refusal to obey a request by the
 126 Inspector General for documents or for an interview in
 127 investigating a complaint, the Inspector General may subpoena
 128 witnesses, administer oaths, and require the production of
 129 records. Seventy-two hours before serving a subpoena, the
 130 Inspector General must provide written notice to the state
 131 attorney and the United States Attorney for the Southern
 132 District of Florida. The Inspector General may not interfere
 133 with any ongoing criminal investigation or prosecution of the
 134 state attorney or the United States Attorney for the Southern
 135 District of Florida. When the state attorney or the United

136 States Attorney for the Southern District of Florida has
 137 explicitly notified the Inspector General in writing that the
 138 Inspector General's investigation is interfering with an ongoing
 139 criminal investigation or prosecution, the Inspector General
 140 shall suspend service of subpoena, examination of witnesses, or
 141 other investigative activities as set forth in the notice. In
 142 the case of a refusal to obey a subpoena served to any person,
 143 the Inspector General may make application to any circuit court
 144 of this state, which shall have jurisdiction to order the
 145 witness to appear before the Inspector General and to produce
 146 evidence if so ordered or to give testimony concerning the
 147 matter in question. This act does not abridge an individual's
 148 rights under the Fifth Amendment to the United States
 149 Constitution.

150 (f) The Inspector General may make a report or forward a
 151 complaint related to a possible violation of any state, federal,
 152 or local law or rule, regulation, or policy, and shall notify
 153 the appropriate civil, criminal, or administrative agencies
 154 charged with enforcement of the violation. In the case of a
 155 possible violation of a rule, regulation, or policy governing a
 156 local government employee, the Inspector General shall also
 157 notify the chief administrative officer of the local government
 158 for which the employee works. After referring the matter to the
 159 appropriate entity for fact finding, the Inspector General may
 160 assist the entity in conducting the investigation.

161 (g) Upon the investigation of a complaint under paragraph
 162 (a), the Inspector General may audit, investigate, monitor,

163 inspect, and review the operations, activities, performance, and
164 procurement processes, including, but not limited to,
165 establishment of bid specifications; bid submittals; activities
166 of the contractor and its officers, agents, and employees;
167 lobbyists; local government staff; and officials in order to
168 ensure compliance with contract specifications and detect
169 corruption and fraud.

170 (h) The Inspector General may receive, review, and
171 investigate any complaints under paragraph (a) regarding
172 projects, programs, contracts, or transactions funded by Broward
173 County local governments.

174 (i) The Inspector General may, upon the investigation of a
175 complaint, attend all duly noticed local government meetings
176 relating to the procurement of goods or services and may pose
177 questions and raise concerns consistent with the functions,
178 authority, and powers of the Inspector General.

179 (j) The Inspector General shall investigate complaints
180 received pursuant to s. 112.3188(1), F.S., and shall establish
181 procedures to investigate such complaints.

182 (k) The Inspector General may recommend remedial actions
183 and may provide prevention and training services to local
184 government officials, employees, and any other persons covered
185 by this act. The Inspector General may follow up to determine
186 whether recommended remedial actions have been taken.

187 (l) The Inspector General shall establish policies and
188 procedures for investigations and monitor the costs of
189 investigations undertaken. The Inspector General shall cooperate

190 with other governmental agencies to recover such costs from
 191 other entities involved in willful misconduct in regard to local
 192 government funds.

193 (m) This subsection does not abridge an employee's
 194 constitutional right to collective bargaining.

195 (3) REPORTS.—The Inspector General shall publish and
 196 deliver finalized reports and recommendations to any affected
 197 local government and to the offices represented on the Inspector
 198 General Selection Committee. Notwithstanding any other provision
 199 of this act, whenever the Inspector General determines that it
 200 is appropriate to publish and deliver a report or recommendation
 201 that contains findings as to the person or entity that is the
 202 subject of the report or the person or entity that is the
 203 subject of the recommendation, the Inspector General shall
 204 provide the affected person or entity with a copy of the report
 205 or recommendation. Such person or entity shall have 15 working
 206 days to submit a written explanation or rebuttal of the findings
 207 before the report or recommendation is finalized. Such timely
 208 submitted written explanation or rebuttal shall be attached to
 209 the finalized report or recommendation. This subsection does not
 210 apply when the Inspector General, in conjunction with the state
 211 attorney or the United States Attorney, determines that
 212 supplying the affected person or entity with such report will
 213 jeopardize a pending criminal investigation.

214 (4) QUALIFICATIONS AND SELECTION.—

215 (a)1. The Inspector General shall be a person who has at
 216 least 7 years of experience in any one or a combination of the

- 217 following:
- 218 a. As a federal, state, or local law enforcement officer
 219 or official.
- 220 b. As a federal or state court judge.
- 221 c. As a federal, state, or local government attorney or
 222 private attorney with experience in investigating fraud,
 223 corruption, and violations of law.
- 224 d. As an inspector general, certified public accountant,
 225 or internal auditor.
- 226 e. As a person with progressive supervisory and managerial
 227 experience in an investigative public agency similar to an
 228 inspector general's office.
- 229 f. As a person who has managed and completed complex
 230 investigations involving allegations of fraud, theft, deception,
 231 or conspiracy.
- 232 g. As a person who has demonstrated the ability to work
 233 with local, state, and federal law enforcement agencies and the
 234 judiciary.
- 235 h. As a person who has a 4-year degree from an accredited
 236 institution of higher learning.
- 237 i. As a person who has not been employed by Broward County
 238 or any other governmental entity subject to the authority of the
 239 Office of Inspector General during the 2-year period immediately
 240 preceding selection.
- 241 2. Highly qualified candidates shall also have audit-
 242 related skills or hold one or more of the following professional
 243 certifications at the time of selection: Certified Inspector

244 General (CIG), Certified Inspector General Investigator (CIGI),
 245 Certified Inspector General Auditor (CIGA), Certified Public
 246 Accountant (CPA), Certified Internal Auditor (CIA), or Certified
 247 Fraud Examiner (CFE).

248 3. In addition to having a background in sub-subparagraphs
 249 1.a.-f., a candidate for Inspector General shall also have
 250 experience in the management of private business or a public
 251 entity or subdivision thereof.

252 4. A candidate for Inspector General shall be an
 253 individual that must not have been found guilty of, regardless
 254 of adjudication, or entered a plea of nolo contendere to any
 255 felony, or misdemeanor involving a breach of public trust, by
 256 any court of record in the United States.

257 (b) Responsibility for selecting the Inspector General
 258 shall be vested solely with the Inspector General Selection
 259 Committee ("selection committee"), who will meet periodically to
 260 perform their duties required by this act subject to Florida's
 261 Government-in-the-Sunshine Law.

- 262 1. The selection committee shall be comprised of:
 263 a. One person chosen by the Mayor of Broward County.
 264 b. One person chosen by the Chairperson of the Broward
 265 Legislative Delegation.
 266 c. One person chosen by the Broward League of Cities.
 267 d. The State Attorney for the 17th Judicial Circuit.
 268 e. The Public Defender for the 17th Judicial Circuit.
 269 f. The President of the Broward County Chiefs of Police
 270 Association.

271 g. The Dean of Nova Southeastern Shepard Broad Law Center.

272
 273 A person chosen pursuant to sub-subparagraph a., sub-
 274 subparagraph b., or sub-subparagraph c. must not have been a
 275 lobbyist, as defined by county ordinance or general law, for 2
 276 years preceding selection or be an elected or appointed official
 277 or employee of any Broward County local government at the time
 278 of selection.

279 2. The chairperson of the selection committee shall be
 280 selected by the members of the selection committee, and the
 281 selection committee shall determine its own rules of procedure.

282 3. After thoroughly reviewing qualifications, background
 283 information, and personal and professional referrals, the
 284 selection committee shall notify the County Attorney of Broward
 285 County of its selection. The county attorney shall assist the
 286 selected Inspector General as set forth in this section.

287 (c) Within 30 days after the effective date of this act,
 288 the Human Resources Division of Broward County shall solicit
 289 qualified candidates. Within 120 days after the effective date
 290 of this act, the selection committee shall in good faith
 291 endeavor to select the Inspector General.

292 (d) The Human Resources Division of Broward County shall
 293 provide staff to the selection committee and as necessary shall
 294 advertise the acceptance of resumes for the position of
 295 Inspector General. All resumes received by the Human Resources
 296 Division shall be forwarded to the selection committee for
 297 consideration. The Human Resources Division shall identify

298 applicants that have not been found guilty of, regardless of
 299 adjudication, or entered a plea of nolo contendere to any
 300 felony, or misdemeanor involving a breach of public trust, by
 301 any court of record in the United States. Under penalty of
 302 perjury, all applicants shall attest to the accuracy of the
 303 information requested to qualify for employment. All candidates
 304 shall disclose all personal and business relationships with
 305 Broward County local government. After the initial selection of
 306 the Inspector General, the selection committee, for future
 307 selection processes as described in paragraph (b), may continue
 308 to employ the services of the Human Resources Division or may
 309 use the Inspector General's staff to solicit candidates for the
 310 position of Inspector General. All advertisements for the
 311 acceptance of resumes for the position of Inspector General
 312 shall include a salary range commensurate with public officials
 313 of like experience and expertise.

314 (e) The Inspector General shall serve for a term of 4
 315 years. At least 6 months before the end of each contract term,
 316 the selection committee shall determine whether to renew the
 317 Inspector General's contract for an additional term of 4 years
 318 and shall promptly notify the Inspector General of its decision.
 319 If the selection committee elects not to renew the Inspector
 320 General's contract, the selection committee shall promptly
 321 convene as necessary to solicit candidates for the selection of
 322 a new Inspector General in the same manner as described in
 323 paragraph (b). The incumbent Inspector General may submit his or
 324 her name as a candidate to be considered for selection. The

325 incumbent Inspector General shall serve until a successor is
 326 selected and assumes office.

327 (f) If there is a vacancy in the position of Inspector
 328 General, the chairperson of the selection committee may appoint
 329 a member of the Inspector General's Office as interim Inspector
 330 General within 10 days after the vacancy occurs until such time
 331 as a successor Inspector General is selected and assumes office.
 332 A successor Inspector General shall be selected in the same
 333 manner as described in paragraph (b), except for the following
 334 specific time constraints:

335 1. Solicitation for qualified candidates for selection
 336 should be published within 20 days, but must be published no
 337 later than 40 days, after the date the vacancy occurs; and

338 2. The selection committee must in good faith endeavor to
 339 convene and select an Inspector General within 90 days after the
 340 date the vacancy occurs.

341 (g) The selection committee, with the assistance of the
 342 County Attorney of Broward County, shall negotiate a contract of
 343 employment with the Inspector General substantially consistent
 344 with the terms included in contracts of other contractual
 345 employees of Broward County. The Inspector General shall be paid
 346 at a rate commensurate with public officials of like experience
 347 and expertise. Before the selection committee approves a
 348 contract for the Inspector General, a public hearing on the
 349 contract must be scheduled by the Board of County Commissioners
 350 of Broward County. The contract shall cover the 4-year term,
 351 subject to the removal provisions in subsection (5). The

352 contract shall include a provision that voids the contract if
353 the Office of Inspector General ceases to exist and a provision
354 requiring the selection committee to provide notice of its
355 decision to renew or not to renew the contract at least 6 months
356 before the termination of the contract. The contract shall
357 provide that the Inspector General may not represent a political
358 party, be on any executive committee of a political party, or
359 seek public office during his or her term of service or for 4
360 years after the end of the term of service. The limitation in
361 this paragraph does not include seeking selection as Inspector
362 General for a subsequent term. The contract shall further
363 provide that the Inspector General may not be a lobbyist, as
364 defined in Broward County ordinances or general law, for 2 years
365 after the end of the term of service. The Office of Inspector
366 General and the Inspector General Selection Committee shall be
367 deemed a part of the Charter Government of Broward County and,
368 except as provided in this act, shall be subject to all
369 regularly enacted ordinances, rules, regulations, policies, and
370 procedures of Broward County.

371 (5) REMOVAL.—The Inspector General may be removed only for
372 cause based upon specified charges of the following: neglect of
373 duty, abuse of power or authority, discrimination, or ethical
374 misconduct. The removal process shall be initiated at a duly
375 noticed public hearing of the selection committee. An
376 affirmative vote of at least four members of the selection
377 committee is required to present the Inspector General with the
378 charges and to proceed to final public hearings. The selection

379 committee must transmit a copy of the charges to the Inspector
 380 General at least 60 days before all final public hearings, which
 381 shall be convened by the selection committee. The Inspector
 382 General may be heard in person and by counsel at the final
 383 public hearings before the votes being taken on his or her
 384 removal. The Inspector General may be removed only upon the
 385 affirmative vote of a majority of the members of the selection
 386 committee. A record of the proceedings, together with the
 387 charges and findings, shall be filed with the County
 388 Administrator of Broward County. The Inspector General shall be
 389 removed without a public hearing if the Inspector General is
 390 convicted of or enters a plea of guilty or nolo contendere to a
 391 state or federal felony.

392 (6) PHYSICAL FACILITIES AND STAFF.—

393 (a) The county shall provide the Office of Inspector
 394 General with appropriately located office space and sufficient
 395 physical facilities, together with necessary office supplies,
 396 equipment, and furnishings, to enable the Inspector General to
 397 perform his or her functions.

398 (b) The Inspector General shall have the power to appoint,
 399 employ, and remove such assistants, employees, and personnel and
 400 establish personnel procedures as deemed necessary for the
 401 efficient and effective administration of the activities of the
 402 Office of Inspector General.

403 (7) FUNDING.—

404 (a) Each Broward County local government is responsible
 405 for the funding of the Office of Inspector General. Pursuant to

406 its annual budget process, the Board of County Commissioners of
407 Broward County shall provide sufficient financial support for
408 the Office of Inspector General to fulfill its duties as set
409 forth in this act. In order to ensure adequate funding for the
410 prompt establishment of the Office of Inspector General, the
411 Board of County Commissioners of Broward County shall approve an
412 amount equal to \$200,000 to fund all Inspector General related
413 operations for the remainder of the 2010-2011 fiscal year. The
414 Inspector General shall timely deliver to the board of county
415 commissioners a budget, including a reasonable estimate of
416 operating and capital expenditures of the Office of Inspector
417 General, and shall include revenues, including, but not limited
418 to, projected Inspector General contract fee revenue, to be
419 collected from the county and any other participating local
420 governments and public agencies. The Inspector General's budget
421 may not be implemented until a public hearing is held by the
422 Board of County Commissioners of Broward County. The Inspector
423 General shall establish a fiscal year that coincides with that
424 of Broward County. This paragraph does not prohibit the
425 Inspector General from transmitting to the Board of County
426 Commissioners of Broward County supplemental budget requests,
427 which shall be scheduled for a public hearing and, if approved
428 by the commission, shall constitute amendments to the county
429 budget.

430 (b) To fund the Office of Inspector General, each local
431 government's share of the Inspector General's budget as set
432 forth in this section shall be calculated based on its

433 representative share of the countywide total of taxes levied by
 434 all local governments in Broward County.

435 (c) To defray the costs of reviews, audits, inspections,
 436 and investigations by the Inspector General, any local
 437 government may enact by ordinance or resolution imposition of an
 438 Inspector General contract fee, which shall be a maximum of 0.25
 439 percent of the contract price added to each local government
 440 contract.

441 1. The Inspector General contract fee does not apply to
 442 the following local government contracts, grants, or agreements:

- 443 a. Contracts for legal services.
- 444 b. Auditing contracts.
- 445 c. Grants funded by federal, state, or local government.
- 446 d. Interlocal agreements.

447
 448 Notwithstanding this subparagraph, the local government may
 449 authorize the inclusion of the Inspector General contract fee in
 450 any contract to which the local government is a party.

451 2. This paragraph does not limit the power of the
 452 Inspector General under this act to perform audits, inspections,
 453 reviews, and investigations on all local government contracts,
 454 including, but not limited to, contracts specifically exempted
 455 from the Inspector General contract fee.

456 3. The Charter Government of Broward County shall provide
 457 a procedure in which each local government shall remit the
 458 Inspector General contract fees collected in order to fund the
 459 Office of Inspector General. Full payment from each local

460 government must be made within 90 days after the enactment of
 461 the budget of Broward County or any amendment to the budget of
 462 Broward County representing funding for the Office of Inspector
 463 General.

464 4. The Inspector General contract fee may be used only to
 465 fund the Office of Inspector General and shall be held in a
 466 separate account by Broward County to be used only by the
 467 Inspector General in succeeding years. The Inspector General
 468 contract fee may not be used for any other purpose.

469 Section 4. Code of ethics and ordinance violations.-

470 (1) Broward County and each municipality within Broward
 471 County shall establish by ordinance, and each independent
 472 special district within Broward County, and the School Board or
 473 School District of Broward County, shall establish by binding
 474 resolution, a code of ethics regulating the behavior of elected
 475 and appointed officials and employees of that local government.
 476 Broward County and each municipality within the county shall
 477 adopt a code of ethics that is binding on each district that is
 478 dependent on the county or the municipality.

479 (2) To assist local governments in developing ethics
 480 policies, the Inspector General shall develop a model policy
 481 that shall be provided to local governments no later than May 1,
 482 2011. Any local government that has not established a code of
 483 ethics by November 1, 2011, shall be bound by the model policy
 484 until the time of such adoption.

485 Section 5. This act may be amended by Special Act of the
 486 Legislature.

487 Section 6. Conflict.—Pursuant to s. 1(g), Art. VIII of the
 488 State Constitution, any charter provision or ordinance of the
 489 Charter Government of Broward County which creates an Office of
 490 Inspector General or officer or employees or agents that
 491 function substantially the same as the Office of Inspector
 492 General as provided in this act shall be deemed inconsistent
 493 with this act. Any such office or officers, employees, or agents
 494 created by the Charter Government of Broward County shall be
 495 determined to be a part of the Office of Inspector General as
 496 created in this act and subject to the direction of the
 497 Inspector General created by this act along with all duties,
 498 responsibilities, and requirements provided in this act. This
 499 section does not apply to the Office of the County Auditor as
 500 provided in Section 4.01 of the Charter of Broward County as it
 501 exists on the date of this act.

502 Section 7. Referendum on continuation of the Office of
 503 Inspector General.—

504 (1) The Board of County Commissioners of Broward County
 505 shall schedule a referendum on continuation of the Office of
 506 Inspector General to be held in conjunction with the general
 507 election of November 2016 in accordance with the provisions of
 508 law relating to elections currently in force.

509 (2) The item that shall appear on the ballot shall be as
 510 follows:

511
 512 Continuation of the Broward County Office of Inspector General
 513

514 Shall the Broward County Office of Inspector General be
 515 continued? The Inspector General detects misconduct involving
 516 abuse, corruption, fraud, waste, inefficiencies, or
 517 mismanagement by elected and appointed officers, employees, and
 518 contractors of Broward County, including Broward County
 519 constitutional officers, the Broward County School District,
 520 municipalities and special districts operating solely within
 521 Broward County.

522
 523 Yes

524 No

525
 526 (3) This act shall expire and be of no force and effect on
 527 the date after the general election of November 2016 unless the
 528 ballot question placed on such ballot as provided in subsection
 529 (2) is approved by the voters voting in that referendum.

530 Section 8. Ballot statement.—The Broward County Board of
 531 County Commissioners shall schedule a referendum to be held in
 532 conjunction with the general election of November 2010 in
 533 accordance with the provisions of law relating to elections
 534 currently in force. The item that shall appear on the ballot
 535 shall be as follows:

536
 537 Creation of the Broward County Office of Inspector General

538
 539 Shall there be created the Broward County Office of Inspector
 540 General, appointed by an independent selection committee and

PCS for HB 1425

ORIGINAL

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541 funded by Broward County local governments to monitor each local
 542 government's ethics code and to detect misconduct involving
 543 abuse, corruption, fraud, waste, inefficiencies, or
 544 mismanagement by elected and appointed officers, employees, and
 545 contractors of Broward County, including Broward County
 546 constitutional officers, the Broward County School District,
 547 municipalities and special districts operating solely within
 548 Broward County?

549
 550 Yes

551 No

552
 553 Section 9. This act shall take effect only upon approval
 554 by a majority of those qualified electors of Broward County
 555 voting in a referendum to be held by the Board of County
 556 Commissioners of Broward County in conjunction with the November
 557 2010 general election, except that this section and section 7
 558 shall take effect upon this act becoming a law.