

OVERVIEW OF FLORIDA'S FINANCIAL DISCLOSURE LAWS: STATE FORM 1

Presentation to Palm Beach League of Cities

Robert Meyers, Esq.

Weiss Serota Helfman Cole & Bierman

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FINANCIAL DISCLOSURE FILERS

- Form 6 filers (2,500+): all constitutional officers and candidates for constitutional offices
- Form 1 filers (35,000+): state and local elected officials, specified state and local employees; specified state and local board members

FORM 1 HIGHLIGHTS

- By July 1st, for prior calendar year
- Fines assessed if form filed after September 1st
- Within 60 days of leaving office
- When submitting qualifying papers
- Palm Beach Supervisor of Elections mails forms to filers and forms are supposed to be filed with that office. If filer does not receive the form from Supervisor, filer is not excused.

FORM 1 SECTION BY SECTION

- Until 2023, filer must complete form using one of two thresholds: dollar value or comparative (percentage)
- Must check one of the boxes and must use the same period method throughout the form
- Threshold selection impacts how form is completed

FORM 1

**STATEMENT OF
FINANCIAL INTERESTS**

2020

Please print or type your name, mailing address, agency name, and position below:

FOR OFFICE USE ONLY:

PART A -- PRIMARY SOURCES OF INCOME [Major sources of income to the reporting person - See instructions]
(If you have nothing to report, write "none" or "n/a")

NAME OF SOURCE OF INCOME	SOURCE'S ADDRESS	DESCRIPTION OF THE SOURCE'S PRINCIPAL BUSINESS ACTIVITY

Report sources exceeding threshold chosen – e.g., compensation for services, business income, gains, interest, rents, pensions, IRA distributions, second job; income not reported, nor is public salary
DV threshold is \$2,500; percentage threshold is 5%

FORM 1

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FINANCIAL INTERESTS**

2020

Please print or type your name, mailing address, agency name, and position below:

FOR OFFICE USE ONLY:

PART B -- SECONDARY SOURCES OF INCOME

[Major customers, clients, and other sources of income to businesses owned by the reporting person - See instructions]

(If you have nothing to report, write "none" or "n/a")

NAME OF BUSINESS ENTITY	NAME OF MAJOR SOURCES OF BUSINESS' INCOME	ADDRESS OF SOURCE	PRINCIPAL BUSINESS ACTIVITY OF SOURCE

DV threshold: major clients/customers of business where filer owns more than 5% and receives more than \$5,000 of gross income from business; do not report dollar amounts

Percentage threshold – ownership greater than 5%, more than 10% of gross income and more than \$1,500

FORM 1

**STATEMENT OF
FINANCIAL INTERESTS**

2020

Please print or type your name, mailing address, agency name, and position below:

FOR OFFICE USE ONLY:

PART C -- REAL PROPERTY [Land, buildings owned by the reporting person - See instructions]
(If you have nothing to report, write "none" or "n/a")

You are not limited to the space on the lines on this form. Attach additional sheets, if necessary.

FILING INSTRUCTIONS for when and where to file this form are located at the bottom of page 2.

INSTRUCTIONS on who must file this form and how to fill it out begin on page 3.

Ownership interest greater than 5% -- same for both thresholds; only Florida properties are reportable; residence(s) and vacation homes aren't reported unless income derived from vacation homes; property value not reported; reporting examples include rental properties, investment and commercial properties, vacant lots

FORM 1

**STATEMENT OF
FINANCIAL INTERESTS**

2020

Please print or type your name, mailing address, agency name, and position below:

FOR OFFICE USE ONLY:

PART D — INTANGIBLE PERSONAL PROPERTY [Stocks, bonds, certificates of deposit, etc. - See instructions]
(If you have nothing to report, write "none" or "n/a")

TYPE OF INTANGIBLE	BUSINESS ENTITY TO WHICH THE PROPERTY RELATES

DV threshold is \$10,000

Percentage threshold is more than 10% of total assets

Most common examples: bank accounts, stocks, cash

FORM 1

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Please print or type your name, mailing address, agency name, and position below:

FOR OFFICE USE ONLY:

PART E — LIABILITIES [Major debts - See instructions]
(If you have nothing to report, write "none" or "n/a")

NAME OF CREDITOR

ADDRESS OF CREDITOR

DV threshold is \$10,000; Percentage threshold: only liabilities that exceed filer's net worth
Dollar amounts not reported
Exclusions include credit cards and retail installment accounts, taxes owed

FORM 1

**STATEMENT OF
FINANCIAL INTERESTS**

2020

Please print or type your name, mailing address, agency name, and position below:

FOR OFFICE USE ONLY:

PART F — INTERESTS IN SPECIFIED BUSINESSES [Ownership or positions in certain types of businesses - See instructions]
(If you have nothing to report, write "none" or "n/a")

	BUSINESS ENTITY # 1	BUSINESS ENTITY # 2
NAME OF BUSINESS ENTITY		
ADDRESS OF BUSINESS ENTITY		
PRINCIPAL BUSINESS ACTIVITY		
POSITION HELD WITH ENTITY		
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS		
NATURE OF MY OWNERSHIP INTEREST		

List ownership stake in industries specified in Form 1 instructions – e.g., banks, mortgage companies, insurance companies, utility companies if 5% ownership interest or if officer/director
Not required to report businesses outside of those specified in instructions

REPORTING IRAs, 401(k)s, INVESTMENT ACCOUNTS AND FRS INVESTMENT PLAN

- Disclose individual products
- Threshold is \$10,000
- For example: IRA valued at \$20,000 and includes Apple stock worth \$12,000, S&P Index Fund valued at \$6,000 and Disney stock valued at \$4,000.
- Would report as follows: Type of intangible – stock; business entity would be Apple

FORM 1 INVESTIGATIONS AND SANCTIONS

- Late filing or failure to file subjects official to fines
- Form 1s are not audited
- Complaints alleging misinformation on form gives ethics commission authority to review the form
- Form 1 may also be examined if ancillary to another investigation – e.g., official charged with doing business with agency

FORM ONE AMENDMENTS

- Electronic filing of Form 1 will take effect on January 1, 2023: Commission on Ethics will be required to give notice to filers before to implementation of electronic filing
- Filer will not be permitted to submit federal income tax return in lieu of completing Form 1
- Filers will be mandated to use dollar value threshold rather than comparative/percentage threshold

Proposed Legislation (2021): HB 853

- An ethics reform bill – financial disclosure filing impact –
 - 1) Elected mayors and members of governing body with total revenue in excess of \$10 million for three consecutive years before disclosure period will be required to file Form 6. Much greater disclosure under Form 6 including reporting net worth, actual value of assets and liabilities.
 - 2) Beginning January 1, 2022, Form 1 filer will be required to identify the name of the training provider, not simply certifying completion of the four hour training requirement.

Thank you for attention.

Contact information:

Robert Meyers

Phone: 954-763-4242

Email: rmeyers@wsh-law.com