



# Martha H. Chumbler

OF COUNSEL

TALLAHASSEE

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CONNECT

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## Overview

Martha ("Marti") Chumbler practices primarily in the area of state administrative law. She has substantial experience in public procurement by state and local agencies and in protests of government procurement decisions.

Her experience incorporates significant involvement with state and local taxes, licenses, permits, and other approvals by state agencies, including AHCA, DBPR, DEP, and DFS, land use, public records and open meetings, and environmental matters, including agency negotiations and formal proceedings before agencies, the Division of Administrative Hearings, and the Governor and Cabinet.

Marti also has substantial experience representing clients in challenges to the rules and policies of state agencies.

She is board certified in State and Federal Government and Administrative Practice by The Florida Bar.

## Experience

- Represented manufacturer in rule challenge involving establishment of total maximum loads in surface water body.
- Represented manufacturer in proceeding involving remediation of formal manufacturing facility.
- Represented construction industry associations in various rule challenges.
- Represented major real estate development companies in proceedings relating to environmental resource and consumptive use permits, zoning, annexation, developments of regional impact, and comprehensive plan amendments.
- Represented property owners in proceedings involving coastal construction permitting.
- Represented mitigation bank in challenge of competing mitigation bank's permit.
- Represented state contractors in negotiations regarding disputed contract provisions.
- Represented service provider in procurement protest challenging an award of substance abuse treatment services to prison inmates.

- Represented Medicaid recipients in administrative challenges to denial of coverage.
- Represented Medicaid managed care provider in procurement protest involving award of Medicaid managed care contracts.
- Represented clients seeking certificates of need and other approval of health care facilities.
- Represented client seeking approval as Medicaid provider.
- Represented major private correctional services provider in procurement protests, contract negotiations, and contract disputes.
- Represented major provider of mental health services in procurement protests and contract negotiations.
- Represented both vendor and service providers, as well as public entities themselves, in all phases of the procurement process.
- Represented businesses in challenge to Florida tax assessments.
- Represented businesses in proceedings involving Florida tax refunds.
- Represented private providers of correctional, psychiatric services, and juvenile justice.
- Represented provider of online lottery services to Florida Lottery.
- Represented school districts in development of procurement procedures.
- Represented provider of electronic government services.
- Represented major video game retailer in challenge to state sales tax rule.
- Represented various professionals in connection with their state licensure.
- Represented pharmaceutical companies in proceedings involving licensure and enforcement.
- Represented health care entities in licensure and enforcement proceedings.
- Represented government contractors and quasi-government entities regarding applicability of and compliance with public records and open meetings law.
- Represented local government in development and defense of comprehensive plan amendments.
- Represented school superintendents in disputes with school boards.
- Represented numerous taxpayers, including local governments, in informal and formal protests of state and use tax audits.

## All Insights

12.29.2016	DOAH Strikes Proposed Rule Requiring Public Notification of "Reportable Releases"
09.29.2016	Florida Department of Environmental Protection Adopts Emergency Rule Imposing New Notice Requirements
03.14.2016	Florida Public Records Law and Government Contractors 2016 Legislature Makes Significant Changes

03.01.2015	Land Use & Zoning Tools: Integrating Agriculture into the Urban Landscape
03.01.2015	The Tax Implications of Urban Agriculture: Liabilities and Incentives
03.01.2015	Urban Agriculture: Policy, Law, Strategy, and Implementation
08.24.2014	Tips for Reacting to an "In-Person" Public Records Request under Florida's Public Records Act
03.22.2012	The Administrative Procedures Act Amendments of 2012: Repealing Rules, Controlling Rulemaking, and Moving Administrative Notices to the Web
02.07.2012	Are You Willing To Put Your Money On It?
11.20.2011	Changes to Administrative Agency Rulemaking Procedures
08.31.2011	Contracting in the Sunshine
08.25.2009	Amendment 4: Hometown Democracy
06.07.2009	Capitol Report - State Procurement
03.10.2009	Capitol Report - Administrative Procedure Act
01.01.2008	The Pitfalls and Pratfalls of Accepting Honoraria, Royalties, and Travel Reimbursements
06.30.2007	Access to Government in the Computer Age: An Examination of State Public Records Law
06.30.2007	Addressing Privacy in the Digital Age: The Loss of Practical Obscurity
06.30.2007	Transcending Paper: Public Records in the Electronic Age
<b>All News</b>	
09.13.2019	Carlton Fields Attorney Marti Chumbler Featured in FSU Law Focus
08.19.2019	Carlton Fields' Martha H. Chumbler Named Chair of ABA Section of State and Local Government Law

- 04.08.2019 Carlton Fields' Martha H. Chumbler Quoted in Florida Politics About Florida Competitive Workforce Act
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- 07.09.2018 Super Lawyers Honors 81 Carlton Fields Attorneys on 2018 Florida "Super Lawyers" and "Rising Stars"
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- 08.15.2017 78 Carlton Fields Attorneys Named "Best Lawyers in America"
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- 06.23.2017 Florida Super Lawyers Ranks 92 Carlton Fields Attorneys as 2017 "Super Lawyers" and "Rising Stars"

## Recognition

- Board Certified in State and Federal Government and Administrative Practice by The Florida Bar
- AV Rated by Martindale-Hubbell
- *The Best Lawyers in America*
  - Government Relations Practice, Litigation – Environmental, Litigation – Land Use and Zoning (2006–2021)
  - Tallahassee "Lawyer of the Year"
    - Government Relations Practice (2016)
    - Litigation – Land Use and Zoning (2013)
- Florida Super Lawyers, *Super Lawyers Magazine* (2007–2009, 2013–2020)

## Professional & Community Involvement

- American Bar Association
  - Chair, State and Local Government Law Section
  - Section of Public Contract Law
- The Florida Bar
  - Chair (2015–2016); Member (2013–2018), State and Federal Government and Administrative Practice Certification Committee
  - Administrative Law Section (1984–present)
- Big Bend Habitat for Humanity
  - Board Chair (2010–2012)
  - Board Member (2007–2014, 2016–present)
- Guardian ad Litem, Second Judicial Circuit of Florida
- Trinity United Methodist Church (1976–present)
  - Chair, Church Council (2014–2016)
  - Co-Chair, Adult Ministries and Congregational Connections (2016–present)

## Speaking Engagements

- "Government Transparency & Open Meetings: Is It a Meeting When No One's in the Same Room?," ABA Section of State and Local Government Law Spring Meeting (May 19, 2020)
- "Public Private Partnerships," Land Use Institute (2018)
- "How to React When You Get an In-Person Public Records Request," Florida Association of District School Superintendents (2017)
- "Urban Agriculture: Land Use and Zoning Tools," ABA Section of State and Local Government Law (2017)
- "Land Use Regulation of Marijuana Cultivation: What Authority Is Left to Local Government?," Joint Meeting of the ABA State and Local Government Law, Public Contract Law, and Civil Rights and Social Justice Section and Forum on Affordable Housing (2017)
- "Government Procurement 101," Joint Meeting of the ABA State and Local Government Law and Public Contract Law Sections (2016)
- "Legal Issues Affecting Superintendents," Florida Association of District School Superintendents (2016)
- "Handling the Mega-Procurement," Joint Meeting of the ABA State and Local Government Law and Public Contract Law Sections (2015)
- "Governmental Outsourcing and Its Ethical Implications," Joint Meeting of the ABA State and Local Government and Public Contract Law Sections (2013)
- "Public Contracting: From Plain Vanilla to Double Rocky Road with a Raspberry Swirl," 34th Annual Local Government Law Conference (2013)
- "Public Records in Private Hands: NCAA v. AP," ABA State and Local Government Law Section (2010)
- "Competitive Procurement Under the Florida APA," The Florida Bar Administrative Law Section (2010)
- "Procurement Variations at the Local and State Level," "Negotiation of Contract Terms and Conditions," "Contracting for All to See: The Application of Government in the Sunshine Laws to Public Procurement," and "The Ethics of Public Procurement: Winning the Contract Without Losing Your Freedom or Reputation," Lorman Education Services (2008)

## Credentials

### EDUCATION

- Florida State University (J.D., with honors, 1978)
- Vanderbilt University (B.A., magna cum laude, 1975)
  - Phi Beta Kappa

### COURT ADMISSIONS

- Florida State Courts

### CLERKSHIPS

- Hon. Arthur J. England Jr., Florida Supreme Court

### BAR ADMISSIONS

- Florida

INDUSTRY SPECIALIZATION  
CERTIFICATIONS

- State and Federal Government and Administrative Practice

## Background

- Assistant General Counsel, Florida Department of Environmental Regulation (1980–1984)
- Administrative and Executive Clerk to the Honorable Arthur J. England Jr., Florida Supreme Court (1978–1980)

## Areas of Focus

### PRACTICES

- Administrative Litigation and Appeals
- Aviation
- Cannabis Law
- Corporate Law and Governance
- Education
- Environmental, Land Use & Development Approvals and Litigation
- Environmental Regulation & Litigation
- Government Affairs and Lobbying
- Government Law & Consulting
- Mass Tort and Product Liability
- Media, Entertainment, Music & Sports
- Public and Private Offerings
- Tax Litigation & Controversy
- Tax

### INDUSTRIES

- Real Estate