

1 A bill to be entitled
2 An act relating to per diem and travel
3 expenses; amending s. 112.061, F.S.;
4 establishing per diem and subsistence ranges
5 for travel expenses of public employees;
6 conforming provisions and deleting obsolete
7 provisions; specifying agency head
8 responsibilities to establish state traveler
9 rates; providing for future adjustments of such
10 rates; providing that counties, county
11 officers, and district school boards may
12 increase specified rates; providing an
13 effective date.

14

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

16

17 Section 1. Section 112.061, Florida Statutes, is
18 amended to read:

19

20 112.061 Per diem and travel expenses of public
21 officers, employees, and authorized persons.--

22

23 (1) LEGISLATIVE INTENT.--There are inequities,
24 conflicts, inconsistencies, and lapses in the numerous laws
25 regulating or attempting to regulate travel expenses of public
26 officers, employees, and authorized persons in the state. It
27 is the intent of the Legislature:

28

29 (a) To remedy same and to establish uniform travel
30 reimbursement ranges for state agencies, maximum travel
31 reimbursement rates for nonstate public agencies, and
limitations for all public agencies, with certain justifiable
exceptions, applicable to all public travelers ~~officers~~,

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1 ~~employees, and authorized persons~~ whose travel expenses are
2 paid by a public agency.

3 (b) To preserve the standardization and uniformity
4 established by this law:

5 1. The provisions of this section shall prevail over
6 any conflicting provisions in a general law, present or
7 future, to the extent of the conflict; but if any such general
8 law contains a specific exemption from this section, including
9 a specific reference to this section, such general law shall
10 prevail, but only to the extent of the exemption.

11 2. The provisions of any special or local law, present
12 or future, shall prevail over any conflicting provisions in
13 this section, but only to the extent of the conflict.

14 (2) DEFINITIONS.--For the purposes of this section,
15 the following words shall have the meanings indicated:

16 (a) Agency or public agency--Any office, department,
17 agency, division, subdivision, political subdivision, board,
18 bureau, commission, authority, district, public body, body
19 politic, county, city, town, village, municipality, or any
20 other separate unit of government created pursuant to law.

21 (b) Agency head or head of the agency--The highest
22 policymaking authority of a public agency, as herein defined.

23 (c) Officer or public officer--An individual who in
24 the performance of his or her official duties is vested by law
25 with sovereign powers of government and who is either elected
26 by the people, or commissioned by the Governor and has
27 jurisdiction extending throughout the state, or any person
28 lawfully serving instead of either of the foregoing two
29 classes of individuals as initial designee or successor.

30 (d) Employee or public employee--An individual,
31 whether commissioned or not, other than an officer or

1 authorized person as defined herein, who is filling a regular
2 or full-time authorized position and is responsible to an
3 agency head.

4 (e) Authorized person--

5 1. A person other than a public officer or employee as
6 defined herein, whether elected or commissioned or not, who is
7 authorized by an agency head to incur travel expenses in the
8 performance of official duties.

9 2. A person who is called upon by an agency to
10 contribute time and services as consultant or adviser.

11 3. A person who is a candidate for an executive or
12 professional position.

13 (f) Traveler--A public officer, public employee, or
14 authorized person, when performing authorized travel.

15 (g) Travel expense, traveling expenses, necessary
16 expenses while traveling, actual expenses while traveling, or
17 words of similar nature--The usual ordinary and incidental
18 expenditures necessarily incurred by a traveler.

19 (h) Common carrier--Train, bus, commercial airline
20 operating scheduled flights, or rental cars of an established
21 rental car firm.

22 (i) Travel day--A period of 24 hours consisting of
23 four quarters of 6 hours each.

24 (j) Travel period--A period of time between the time
25 of departure and time of return.

26 (k) Class A travel--Continuous travel of 24 hours or
27 more away from official headquarters.

28 (l) Class B travel--Continuous travel of less than 24
29 hours which involves overnight absence from official
30 headquarters.

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1 (m) Class C travel--Travel for short or day trips
2 where the traveler is not away from his or her official
3 headquarters overnight.

4 (n) Foreign travel--Travel outside the United States.

5 (3) AUTHORITY TO INCUR TRAVEL EXPENSES.--

6 (a) All travel must be authorized and approved by the
7 head of the agency, or his or her designated representative,
8 from whose funds the traveler is paid. The head of the agency
9 shall not authorize or approve such a request unless it is
10 accompanied by a signed statement by the traveler's supervisor
11 stating that such travel is on the official business of the
12 state and also stating the purpose of such travel.

13 (b) Travel expenses of travelers shall be limited to
14 those expenses necessarily incurred by them in the performance
15 of a public purpose authorized by law to be performed by the
16 agency and must be within the limitations prescribed by this
17 section.

18 (c) Travel by public officers or employees serving
19 temporarily in behalf of another agency or partly in behalf of
20 more than one agency at the same time, or authorized persons
21 who are called upon to contribute time and services as
22 consultants or advisers, may be authorized by the agency head.
23 Complete explanation and justification must be shown on the
24 travel expense voucher or attached thereto.

25 (d) Travel expenses of public employees for the sole
26 purpose of taking merit system or other job placement
27 examinations, written or oral, shall not be allowed under any
28 circumstances, except that upon prior written approval of the
29 agency head or his or her designee, candidates for executive
30 or professional positions may be allowed travel expenses
31 pursuant to this section.

1 (e) The agency head, or a designated representative,
2 may pay by advancement or reimbursement, or a combination
3 thereof, the costs of per diem of travelers ~~and authorized~~
4 ~~persons~~ for foreign travel at the current rates as specified
5 in the federal publication "Standardized Regulations
6 (Government Civilians, Foreign Areas)" and incidental expenses
7 as provided in this section.

8 (f) A traveler who becomes sick or injured while away
9 from his or her official headquarters and is therefore unable
10 to perform the official business of the agency may continue to
11 receive subsistence as provided in subsection (6) during this
12 period of illness or injury until such time as he or she is
13 able to perform the official business of the agency or returns
14 to his or her official headquarters, whichever is earlier.
15 Such subsistence may be paid when approved by the agency head
16 or his or her designee.

17 (g) The secretary of the Department of Health or a
18 designee may authorize travel expenses incidental to the
19 rendering of medical services for and on behalf of clients of
20 the Department of Health. The Department of Health may
21 establish rates lower than the range ~~maximum~~ provided in this
22 section for these travel expenses.

23 (4) OFFICIAL HEADQUARTERS.--The official headquarters
24 of an officer or employee assigned to an office shall be the
25 city or town in which the office is located except that:

26 (a) The official headquarters of a person located in
27 the field shall be the city or town nearest to the area where
28 the majority of the person's work is performed, or such other
29 city, town, or area as may be designated by the agency head
30 provided that in all cases such designation must be in the
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1 best interests of the agency and not for the convenience of
2 the person.

3 (b) When any state employee is stationed in any city
4 or town for a period of over 30 continuous workdays, such city
5 or town shall be deemed to be the employee's official
6 headquarters, and he or she shall not be allowed per diem or
7 subsistence, as provided in this section, after the said
8 period of 30 continuous workdays has elapsed, unless this
9 period of time is extended by the express approval of the
10 agency head or his or her designee.

11 (c) A traveler may leave his or her assigned post to
12 return home overnight, over a weekend, or during a holiday,
13 but any time lost from regular duties shall be taken as annual
14 leave and authorized in the usual manner. The traveler shall
15 not be reimbursed for travel expenses in excess of the
16 established rate for per diem allowable had he or she remained
17 at his or her assigned post. However, when a traveler has
18 been temporarily assigned away from his or her official
19 headquarters for an approved period extending beyond 30 days,
20 he or she shall be entitled to reimbursement for travel
21 expenses at the established rate of one round trip for each
22 30-day period actually taken to his or her home in addition to
23 pay and allowances otherwise provided.

24 (5) COMPUTATION OF TRAVEL TIME FOR REIMBURSEMENT.--For
25 purposes of reimbursement and methods of calculating
26 fractional days of travel, the following principles are
27 prescribed:

28 (a) The travel day for Class A travel shall be a
29 calendar day (midnight to midnight). The travel day for Class
30 B travel shall begin at the same time as the travel period.
31 For Class A and Class B travel, the traveler shall be

1 reimbursed one-fourth of the authorized rate of per diem for
2 each quarter, or fraction thereof, of the travel day included
3 within the travel period. Class A and Class B travel shall
4 include any assignment on official business outside of regular
5 office hours and away from regular places of employment when
6 it is considered reasonable and necessary to stay overnight
7 and for which travel expenses are approved.

8 (b) A traveler shall not be reimbursed on a per diem
9 basis for Class C travel, but shall receive subsistence as
10 provided in this section, which allowance for meals shall be
11 based on the following schedule:

12 1. Breakfast--When travel begins before 6 a.m. and
13 extends beyond 8 a.m.

14 2. Lunch--When travel begins before 12 noon and
15 extends beyond 2 p.m.

16 3. Dinner--When travel begins before 6 p.m. and
17 extends beyond 8 p.m., or when travel occurs during nighttime
18 hours due to special assignment.

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20 No allowance shall be made for meals when travel is confined
21 to the city or town of the official headquarters or immediate
22 vicinity; except assignments of official business outside the
23 traveler's regular place of employment if travel expenses are
24 approved. The Chief Financial Officer ~~Comptroller~~ shall
25 establish a schedule for processing Class C travel subsistence
26 payments at least on a monthly basis.

27 (c) For the 2002-2003 fiscal year only and
28 notwithstanding the other provisions of this subsection, for
29 Class C travel, a state traveler shall not be reimbursed on a
30 per diem basis nor shall a traveler receive subsistence
31 allowance. This paragraph expires July 1, 2003.

1 (6) RATES OF PER DIEM AND SUBSISTENCE ALLOWANCE.--For
2 purposes of reimbursement rates and methods of calculation,
3 per diem and subsistence allowances are divided into the
4 following groups and rates:

5 (a) All travelers shall be allowed for subsistence
6 when traveling to a convention or conference or when traveling
7 within or outside the state in order to conduct bona fide
8 state business, which convention, conference, or business
9 serves a direct and lawful public purpose with relation to the
10 public agency served by the person attending such meeting or
11 conducting such business, either of the following for each day
12 of such travel at the option of the traveler:

13 1. Between \$50 and \$94 ~~Fifty dollars~~ per diem for
14 state travelers, or up to \$94 per diem for nonstate travelers;
15 or

16 2. If actual expenses exceed~~\$50~~, the amounts
17 permitted in paragraphs (a) and ~~paragraph~~ (b) for per diem and
18 meals, plus actual expenses for lodging at a single-occupancy
19 rate to be substantiated by paid bills therefor.

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21 When lodging or meals are provided at a state institution, the
22 traveler shall be reimbursed only for the actual expenses of
23 such lodging or meals, not to exceed the maximum provided for
24 in this subsection.

25 (b) All travelers shall be allowed the following
26 amounts for subsistence while on Class C travel on official
27 business as provided in paragraph (5)(b):

28 1. Breakfast....State travelers are allowed between \$3
29 and \$5 and nonstate travelers up to \$5

30 2. Lunch....State travelers are allowed between \$6 and
31 \$11 and nonstate travelers up to \$11

1 3. Dinner..State travelers are allowed between \$12 and
2 \$22 and nonstate travelers up to \$22

3 (c) No one, whether traveling out of state or in
4 state, shall be reimbursed for any meal or lodging included in
5 a convention or conference registration fee paid by the state.

6 (d) For the 2002-2003 fiscal year only and
7 notwithstanding the other provisions of this subsection, for
8 Class C travel, a state traveler shall not be reimbursed on a
9 per diem basis nor shall a traveler receive subsistence
10 allowance. This paragraph expires July 1, 2003.

11 (7) TRANSPORTATION.--

12 (a) All travel must be by a usually traveled route.
13 In case a person travels by an indirect route for his or her
14 own convenience, any extra costs shall be borne by the
15 traveler; and reimbursement for expenses shall be based only
16 on such charges as would have been incurred by a usually
17 traveled route. The agency head or his or her designee shall
18 designate the most economical method of travel for each trip,
19 keeping in mind the following conditions:

20 1. The nature of the business.

21 2. The most efficient and economical means of travel
22 (considering time of the traveler, impact on the productivity
23 of the traveler, cost of transportation, and per diem or
24 subsistence required). When it is more efficient and
25 economical to either the traveler or the agency head, jet
26 service offered by any airline, whether on state contract or
27 not, may be used when the cost is within an approved threshold
28 determined by the agency head or his or her designee.

29 3. The number of persons making the trip and the
30 amount of equipment or material to be transported.

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1 (b) The Department of Financial Services ~~Banking and~~
2 ~~Finance~~ may provide any form it deems necessary to cover
3 travel requests for traveling on official business and when
4 paid by the state.

5 (c) Transportation by common carrier when traveling on
6 official business and paid for personally by the traveler,
7 shall be substantiated by a receipt therefor. Federal tax
8 shall not be reimbursable to the traveler unless the state and
9 other public agencies are also required by federal law to pay
10 such tax. In the event transportation other than the most
11 economical class as approved by the agency head is provided by
12 a common carrier on a flight check or credit card, the charges
13 in excess of the most economical class shall be refunded by
14 the traveler to the agency charged with the transportation
15 provided in this manner.

16 (d)1. The use of privately owned vehicles for official
17 travel in lieu of publicly owned vehicles or common carriers
18 may be authorized by the agency head or his or her designee.
19 Whenever travel is by privately owned vehicle: ~~the~~

20 a. A state traveler shall be entitled to a mileage
21 allowance at a ~~fixed~~ rate of 29 to 37 ~~25~~ cents per mile; ~~for~~
22 ~~state fiscal year 1994-1995 and 29~~

23 b. A nonstate traveler shall be entitled to a mileage
24 allowance up to 37 cents per mile; or

25 c. The traveler shall be entitled to ~~thereafter~~ ~~or~~ the
26 common carrier fare for such travel, as determined by the
27 agency head.

28 2. Reimbursement for expenditures related to the
29 operation, maintenance, and ownership of a vehicle shall not
30 be allowed when privately owned vehicles are used on public
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1 business and reimbursement is made pursuant to this paragraph,
2 except as provided in subsection (8).

3 ~~3.2.~~ All mileage shall be shown from point of origin
4 to point of destination and, when possible, shall be computed
5 on the basis of the current map of the Department of
6 Transportation. Vicinity mileage necessary for the conduct of
7 official business is allowable but must be shown as a separate
8 item on the expense voucher.

9 (e) Transportation by chartered vehicles when
10 traveling on official business may be authorized by the agency
11 head when necessary or where it is to the advantage of the
12 agency, provided the cost of such transportation does not
13 exceed the cost of transportation by privately owned vehicle
14 pursuant to paragraph (d).

15 (f) The agency head or his or her designee may grant
16 monthly allowances in fixed amounts for use of privately owned
17 automobiles on official business in lieu of the mileage rate
18 provided in paragraph (d). Allowances granted pursuant to
19 this paragraph shall be reasonable, taking into account the
20 customary use of the automobile, the roads customarily
21 traveled, and whether any of the expenses incident to the
22 operation, maintenance, and ownership of the automobile are
23 paid from funds of the agency or other public funds. Such
24 allowance may be changed at any time, and shall be made on the
25 basis of a signed statement of the traveler, filed before the
26 allowance is granted or changed, and at least annually
27 thereafter. The statement shall show the places and distances
28 for an average typical month's travel on official business,
29 and the amount that would be allowed under the approved rate
30 per mile for the travel shown in the statement, if payment had
31 been made pursuant to paragraph (d).

1 (g) No contract may be entered into between a public
2 officer or employee, or any other person, and a public agency,
3 in which a depreciation allowance is used in computing the
4 amount due by the agency to the individual for the use of a
5 privately owned vehicle on official business; provided, any
6 such existing contract shall not be impaired.

7 (h) No traveler shall be allowed either mileage or
8 transportation expense when gratuitously transported by
9 another person or when transported by another traveler who is
10 entitled to mileage or transportation expense. However, a
11 traveler on a private aircraft shall be reimbursed the actual
12 amount charged and paid for the fare for such transportation
13 up to the cost of a commercial airline ticket for the same
14 flight, even though the owner or pilot of such aircraft is
15 also entitled to transportation expense for the same flight
16 under this subsection.

17 (8) OTHER EXPENSES.--

18 (a) The following incidental travel expenses of the
19 traveler may be reimbursed:

- 20 1. Taxi fare.
- 21 2. Ferry fares; and bridge, road, and tunnel tolls.
- 22 3. Storage or parking fees.
- 23 4. Communication expense.
- 24 5. Convention registration fee while attending a
25 convention or conference which will serve a direct public
26 purpose with relation to the public agency served by the
27 person attending such meetings. A traveler may be reimbursed
28 the actual and necessary fees for attending events which are
29 not included in a basic registration fee that directly enhance
30 the public purpose of the participation of the agency in the
31 conference. Such expenses may include, but not be limited to,

1 banquets and other meal functions. It shall be the
2 responsibility of the traveler to substantiate that the
3 charges were proper and necessary. However, any meals or
4 lodging included in the registration fee will be deducted in
5 accordance with the allowances provided in subsection (6).

6 (b) Other expenses which are not specifically
7 authorized by this section may be approved by the Department
8 of Financial Services ~~Banking and Finance~~ pursuant to rules
9 adopted by it. Expenses approved pursuant to this paragraph
10 shall be reported by the Department of Financial Services
11 ~~Banking and Finance~~ to the Auditor General annually.

12 (9) RULES AND REGULATIONS.--

13 (a) The Department of Financial Services ~~Banking and~~
14 ~~Finance~~ shall adopt ~~promulgate~~ such rules and regulations,
15 including, but not limited to, the general criteria to be used
16 by a state agency to predetermine justification for attendance
17 by state officers, ~~and~~ employees, ~~and~~ authorized persons at
18 conventions and conferences, and prescribe such forms as may
19 be necessary to effectuate the purposes of this section. The
20 department may also adopt rules prescribing the proper
21 disposition and use of promotional items and rebates offered
22 by common carriers and other entities in connection with
23 travel at public expense; however, before adopting such rules,
24 the department shall consult with the appropriation committees
25 of the Legislature.

26 (b) Each state agency shall promulgate such additional
27 specific rules and regulations and specific criteria to be
28 used by it to predetermine justification for attendance by
29 state officers and employees and authorized persons at
30 conventions and conferences, not in conflict with the rules
31 and regulations of the Department of Financial Services

1 ~~Banking and Finance~~ or with the general criteria to be used by
2 a state agency to predetermine justification for attendance by
3 state officers, ~~and~~ employees, ~~and~~ authorized persons at
4 conventions, as may be necessary to effectuate the purposes of
5 this section.

6 (10) FRAUDULENT CLAIMS.--Claims submitted pursuant to
7 this section shall not be required to be sworn to before a
8 notary public or other officer authorized to administer oaths,
9 but any claim authorized or required to be made under any
10 provision of this section shall contain a statement that the
11 expenses were actually incurred by the traveler as necessary
12 travel expenses in the performance of official duties and
13 shall be verified by a written declaration that it is true and
14 correct as to every material matter; and any person who
15 willfully makes and subscribes any such claim which he or she
16 does not believe to be true and correct as to every material
17 matter, or who willfully aids or assists in, or procures,
18 counsels, or advises the preparation or presentation under the
19 provisions of this section of a claim which is fraudulent or
20 is false as to any material matter, whether or not such
21 falsity or fraud is with the knowledge or consent of the
22 person authorized or required to present such claim, is guilty
23 of a misdemeanor of the second degree, punishable as provided
24 in s. 775.082 or s. 775.083. Whoever shall receive an
25 allowance or reimbursement by means of a false claim shall be
26 civilly liable in the amount of the overpayment for the
27 reimbursement of the public fund from which the claim was
28 paid.

29 (11) TRAVEL AUTHORIZATION AND VOUCHER FORMS.--

30 (a) Authorization forms.--The Department of Financial
31 Services ~~Banking and Finance~~ shall furnish a uniform travel

1 authorization request form which shall be used by all state
2 officers and employees and authorized persons when requesting
3 approval for the performance of travel to a convention or
4 conference. The form shall include, but not be limited to,
5 provision for the name of each traveler, purpose of travel,
6 period of travel, estimated cost to the state, and a statement
7 of benefits accruing to the state by virtue of such travel. A
8 copy of the program or agenda of the convention or conference,
9 itemizing registration fees and any meals or lodging included
10 in the registration fee, shall be attached to, and filed with,
11 the copy of the travel authorization request form on file with
12 the agency. The form shall be signed by the traveler and by
13 the traveler's supervisor stating that the travel is to be
14 incurred in connection with official business of the state.
15 The head of the agency or his or her designated representative
16 shall not authorize or approve such request in the absence of
17 the appropriate signatures. A copy of the travel authorization
18 form shall be attached to, and become a part of, the support
19 of the agency's copy of the travel voucher.

20 (b) Voucher forms.--

21 1. The Department of Financial Services ~~Banking and~~
22 ~~Finance~~ shall furnish a uniform travel voucher form which
23 shall be used by all state officers and employees and
24 authorized persons when submitting travel expense statements
25 for approval and payment. No travel expense statement shall
26 be approved for payment by the Chief Financial Officer
27 ~~Comptroller~~ unless made on the form prescribed and furnished
28 by the department. The travel voucher form shall provide for,
29 among other things, the purpose of the official travel and a
30 certification or affirmation, to be signed by the traveler,
31 indicating the truth and correctness of the claim in every

1 material matter, that the travel expenses were actually
2 incurred by the traveler as necessary in the performance of
3 official duties, that per diem claimed has been appropriately
4 reduced for any meals or lodging included in the convention or
5 conference registration fees claimed by the traveler, and that
6 the voucher conforms in every respect with the requirements of
7 this section. The original copy of the executed uniform
8 travel authorization request form shall be attached to the
9 uniform travel voucher on file with the respective agency.

10 2. Statements for travel expenses incidental to the
11 rendering of medical services for and on behalf of clients of
12 the Department of Health shall be on forms approved by the
13 Financial Services ~~Department of Banking and Finance~~.

14 (12) ADVANCEMENTS.--Notwithstanding any of the
15 foregoing restrictions and limitations, an agency head or his
16 or her designee may make, or authorize the making of, advances
17 to cover anticipated costs of travel to travelers. Such
18 advancements may include the costs of subsistence and travel
19 of any person transported in the care or custody of the
20 traveler in the performance of his or her duties.

21 (13) DIRECT PAYMENT OF EXPENSES BY AGENCY.--Whenever
22 an agency requires an employee to incur either Class A or
23 Class B travel on emergency notice to the traveler, such
24 traveler may request the agency to pay his or her expenses for
25 meals and lodging directly to the vendor, and the agency may
26 pay the vendor the actual expenses for meals and lodging
27 during the travel period, limited to an amount not to exceed
28 that authorized pursuant to this section. In emergency
29 situations, the agency head or his or her designee may
30 authorize an increase in the amount paid for a specific meal,
31 provided that the total daily cost of meals does not exceed

1 the total amount authorized for meals each day. The agency
2 head or his or her designee may also grant prior approval for
3 a state agency to make direct payments of travel expenses in
4 other situations that result in cost savings to the state, and
5 such cost savings shall be documented in the voucher submitted
6 to the Chief Financial Officer~~Comptroller~~ for the direct
7 payment of travel expenses. The provisions of this subsection
8 shall not be deemed to apply to any legislator or to any
9 employee of the Legislature.

10 (14) TRAVEL REIMBURSEMENT RANGES AND ADJUSTMENTS.--

11 (a) For the 2002-2003 fiscal year, state travelers may
12 receive no more than the minimum amounts for per diem as
13 provided in subparagraph (6)(a)1., subsistence as provided in
14 paragraph 6(b), and mileage as provided in subparagraph
15 (7)(d)1.

16 (b) On or before June 30, 2003, and annually
17 thereafter, the specific amounts to be paid, selected from the
18 ranges specified in this section, during the following fiscal
19 year to state travelers for per diem as provided in
20 subparagraph (6)(a)1., subsistence as provided in paragraph
21 (6)(b), and mileage as provided in subparagraph (7)(d)1.,
22 shall be established as follows:

23 1. The Attorney General shall establish amounts that
24 apply uniformly to all travel by the Department of Legal
25 Affairs;

26 2. The Chief Financial Officer shall establish amounts
27 that apply uniformly to all travel by the Department of
28 Financial Services;

29 3. The Commissioner of Agriculture shall establish
30 amounts that apply uniformly to all travel by the Department
31 of Agriculture;

1 4. The Governor shall establish amounts that apply
2 uniformly to all travel by executive branch agencies, except
3 as otherwise provided in this paragraph;

4 5. The presiding officers of the Legislature shall
5 establish amounts that apply uniformly to all travel by
6 legislative branch agencies; and

7 6. The Chief Justice of the State Supreme Court shall
8 establish amounts that apply uniformly to all travel by
9 judicial branch agencies.

10 (c) On June 1, 2005, and annually thereafter, the
11 Department of Financial Services shall, by rule, adjust the
12 amounts for per diem provided in subparagraph (6)(a)1., the
13 amounts for subsistence provided in paragraph (6)(b), and the
14 amounts for mileage provided in subparagraph (7)(d)1. to
15 reflect the percentage change in the Consumer Price Index for
16 All Urban Consumers, U.S. City Average since June 1, 2003. The
17 annually adjusted amounts shall be rounded downward to the
18 nearest whole dollar for per diem and subsistence and to the
19 nearest whole cent for mileage, and shall be effective for the
20 following fiscal year.

21 (15) APPLICABILITY TO COUNTIES, COUNTY OFFICERS, AND
22 DISTRICT SCHOOL BOARDS.--

23 (a) Rates that exceed the maximum travel reimbursement
24 rates for nonstate travelers specified in s. 112.061(6)(a) for
25 per diem, in s. 112.061(6)(b) for subsistence, and in s.
26 112.061(7)(d)1. for mileage may be established by:

27 1. The governing body of a county by the enactment of
28 an ordinance or resolution;

29 2. A county constitutional officer, pursuant to
30 Article VIII, s. 1.(d) of the State Constitution, by the
31 establishment of written policy; or

1 3. The governing body of a district school board by
2 the adoption of rules.

3 (b) Rates established pursuant to paragraph (15)(a)
4 must apply uniformly to all travel by the county, county
5 constitutional officer and entity governed by that officer, or
6 district school board.

7 (c) Except as otherwise provided in this subsection,
8 counties, county constitutional officers and entities governed
9 by those officers, and district school boards remain subject
10 to the requirements of this section.

11 Section 2. This act shall take effect June 1, 2003.

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