

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: State Affairs Committee
 2 Representative Avila offered the following:

Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

6 Section 1. Paragraph (m) is added to subsection (2) of
 7 section 11.45, Florida Statutes, to read:

8 11.45 Definitions; duties; authorities; reports; rules.—

9 (2) DUTIES.—The Auditor General shall:

10 (m) At least once every 7 years, conduct an operational
 11 and financial audit of each large-hub commercial service
 12 airport. Each operational audit shall include, at a minimum, an
 13 assessment of compliance with s. 332.0075, including compliance
 14 with chapter 287, and compliance with the public records and
 15 public meetings laws of this state. For purposes of this
 16 paragraph, the term "large-hub commercial service airport" means

Amendment No.

17 a publicly owned airport that has at least 1 percent of the
18 annual passenger boardings in the United States as reported by
19 the Federal Aviation Administration.

20
21 The Auditor General shall perform his or her duties
22 independently but under the general policies established by the
23 Legislative Auditing Committee. This subsection does not limit
24 the Auditor General's discretionary authority to conduct other
25 audits or engagements of governmental entities as authorized in
26 subsection (3).

27 Section 2. Paragraph (c) is added to subsection (1) of
28 section 112.3144, Florida Statutes, to read:

29 112.3144 Full and public disclosure of financial
30 interests.-

31 (1)

32 (c) Each member of the governing body of a large-hub
33 commercial service airport shall comply with the applicable
34 financial disclosure requirements of s. 8, Art. II of the State
35 Constitution. Any person otherwise required under this
36 subsection to file a full and public financial disclosure, is
37 not required to separately file a full and public financial
38 disclosure under this paragraph. For purposes of this paragraph,
39 the term "large-hub commercial service airport" means a publicly
40 owned airport that has at least 1 percent of the annual
41 passenger boardings in the United States as reported by the

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Amendment No.

42 Federal Aviation Administration.

43 Section 3. Section 332.0075, Florida Statutes, is created
44 to read:

45 332.0075 Commercial service airports; transparency and
46 accountability; penalty.—

47 (1) As used in this section, the term:

48 (a) "Commercial service airport" means a primary airport,
49 as defined in 49 U.S.C. s. 47102, that is classified as a large,
50 medium, or small-hub airport by the Federal Aviation
51 Administration.

52 (b) "Department" means the Department of Transportation.

53 (c) "Governing body" means the governing body of the
54 county, municipality, or special district that operates a
55 commercial service airport.

56 (2) Each governing body shall establish and maintain a
57 website to post information relating to the operation of a
58 commercial service airport, including:

59 (a) All published notices of meetings and published
60 meeting agendas of the governing body.

61 (b) The official minutes of each meeting of the governing
62 body, which shall be posted within 7 business days after the
63 date of the meeting in which the minutes were approved.

64 (c) The approved budget for the commercial service airport
65 for the current fiscal year, which shall be posted within 7
66 business days after the date of adoption. Budgets must remain on

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Published On: 2/12/2020 3:06:21 PM

Amendment No.

67 the website for 2 years after the conclusion of the fiscal year
68 for which they were adopted.

69 (d) A link to the Airport Master Plan for the commercial
70 service airport on the Federal Aviation Administration's
71 website.

72 (e) A link to all financial and statistical reports for
73 the commercial service airport on the Federal Aviation
74 Administration's website.

75 (f) Any contract or contract amendment executed by or on
76 behalf of the commercial service airport in excess of the
77 threshold amount provided in s. 287.017 for CATEGORY THREE,
78 shall be posted no later than 7 business days after the
79 commercial service airport executes the contract or contract
80 amendment. However, a contract or contract amendment may not
81 reveal information made confidential or exempt by law. Each
82 commercial service airport must redact confidential or exempt
83 information from each contract or contract amendment before
84 posting a copy on its website.

85 (g) Position and rate information for each employee of the
86 commercial service airport, including, at a minimum, the
87 employee's position title, position description, and annual or
88 hourly salary.

89 (3) (a) Notwithstanding any other provision of law to the
90 contrary, commercial service airports are subject to the
91 requirements of chapter 287 for purchases of commodities or

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Published On: 2/12/2020 3:06:21 PM

Amendment No.

92 contractual services that exceed the threshold amount provided
93 in s. 287.017 for CATEGORY THREE. If the purchase of commodities
94 or contractual services exceeds the threshold amount provided in
95 s. 287.017 for CATEGORY THREE, purchase of commodities or
96 contractual services may not be made without receiving
97 competitive sealed bids, competitive sealed proposals, or
98 competitive sealed replies unless an exception applies as
99 provided in s. 287.057(3) or an immediate danger to the public
100 health, safety, or welfare, or other substantial loss to the
101 commercial service airport requires emergency action.

102 (b) A governing body must approve, award, or ratify all
103 contracts executed by or on behalf of a commercial service
104 airport in excess of the threshold amount provided in s. 287.017
105 for CATEGORY FIVE as a separate line item on the agenda and must
106 provide a reasonable opportunity for public comment. Such
107 contracts may not be approved, awarded, or ratified as part of a
108 consent agenda.

109 (4) (a) Members of a governing body and employees of a
110 commercial service airport are subject to part III of chapter
111 112. However, this paragraph does not prohibit the application
112 of more stringent ethical standards adopted by county or
113 municipal charter, ordinance, or resolution of the governing
114 body for its members and employees.

115 (b) Beginning January 1, 2021, each member of a governing
116 body must complete 4 hours of ethics training each calendar year

Amendment No.

117 which addresses, at a minimum, s. 8, Art. II of the State
118 Constitution, the Code of Ethics for Public Officers and
119 Employees, and the public records and public meetings laws of
120 this state. This requirement may be satisfied by completion of a
121 continuing legal education class or other continuing
122 professional education class, seminar, or presentation if the
123 required subject material is covered therein. Constitutional
124 officers and elected municipal officers who are members of the
125 governing body who complete the ethics training required in s.
126 112.3142 shall be considered in compliance with this paragraph.

127 (5) (a) Beginning November 1, 2021, and each November 1
128 thereafter, the governing body of each commercial service
129 airport shall submit the following information to the
130 department:

- 131 1. Its approved budget for the current fiscal year.
- 132 2. Any financial reports submitted to the Federal Aviation
133 Administration during the previous calendar year.
- 134 3. A link to its website.
- 135 4. A statement, verified as provided in s. 92.525, that it
136 has complied with part III of chapter 112, chapter 287, and this
137 section.

138 (b) The department shall review the information submitted
139 by the commercial service airport and posted on the airport's
140 website to determine the accuracy of such information. Beginning
141 January 15, 2022, and each January 15 thereafter, the department

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Amendment No.

142 shall submit to the Governor, the President of the Senate, and
143 the Speaker of the House of Representatives a report summarizing
144 commercial service airport compliance with this section.

145 (6) The department may not expend any funds allocated to a
146 commercial service airport as contained in the adopted work
147 program, unless pledged for debt service, until the commercial
148 service airport demonstrates its compliance with this section.

149 Section 4. This act shall take effect October 1, 2020.
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153 **T I T L E A M E N D M E N T**

154 Remove everything before the enacting clause and insert:
155 An act relating to commercial service airports;
156 amending s. 11.45, F.S.; directing the Auditor General
157 to conduct specified audits of certain airports;
158 defining the term "large-hub commercial service
159 airport"; amending s. 112.3144, F.S.; requiring
160 members of the governing body of a large-hub
161 commercial service airport to comply with certain
162 financial disclosure requirements; providing that a
163 separate filing is not required under specified
164 circumstances; defining the term "large-hub commercial
165 service airport"; creating s. 332.0075, F.S.;
166 providing definitions; requiring the governing body of

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Amendment No.

167 a municipality, county, or special district that
168 operates a commercial service airport to establish and
169 maintain a website; requiring the governing body to
170 post or provide links to certain information on the
171 website; requiring the posting of specified contracts;
172 providing for the redaction of confidential and exempt
173 information; requiring commercial service airports to
174 comply with certain contracting requirements;
175 providing exceptions; requiring the governing body to
176 approve, award, or rarify certain contracts; requiring
177 members of the governing body of a commercial service
178 airport to comply with certain ethics requirements and
179 complete annual ethics training; requiring commercial
180 service airports to submit certain information
181 annually to the Department of Transportation;
182 requiring the department to review such information
183 and submit an annual report to the Governor and
184 Legislature; prohibiting the expenditure of certain
185 funds unless specified conditions are met; providing
186 an effective date.