

1 A bill to be entitled
 2 An act relating to commercial service airport
 3 transparency and accountability; amending s. 332.0075,
 4 F.S.; defining the term "consent agenda"; revising
 5 information required to be posted on the website of a
 6 governing body; requiring a commercial service airport
 7 to use specified competitive solicitation processes
 8 for certain purchases of commodities or contractual
 9 services; revising the amount of a contract that a
 10 governing body may not approve, award, or ratify as
 11 part of a consent agenda; providing an effective date.

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 13 Be It Enacted by the Legislature of the State of Florida:
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15 Section 1. Paragraphs (b) and (c) of subsection (1) of
 16 section 332.0075, Florida Statutes, are redesignated as
 17 paragraphs (c) and (d), respectively, a new paragraph (b) is
 18 added to that subsection, and paragraphs (d) and (f) of
 19 subsection (2) and subsection (3) of that section are amended,
 20 to read:

21 332.0075 Commercial service airports; transparency and
 22 accountability; penalty.—

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

24 (b) "Consent agenda" means an agenda which consists of
 25 items voted on as a group and which does not provide the

26 opportunity for public comment on each such item before approval
 27 or disapproval by the governing body.

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

31 (d) A link to the Airport Master Plan for the commercial
 32 service airport on the commercial service airport's ~~Federal~~
 33 ~~Aviation Administration's~~ website.

34 (f) Any contract or contract amendment for the purchase of
 35 commodities or contractual services executed by or on behalf of
 36 the commercial service airport in excess of the threshold amount
 37 provided in s. 287.017 for CATEGORY FIVE ~~THREE~~, which shall be
 38 posted no later than 7 business days after the commercial
 39 service airport executes the contract or contract amendment.
 40 However, a contract or contract amendment may not reveal
 41 information made confidential or exempt by law. Each commercial
 42 service airport must redact confidential or exempt information
 43 from each contract or contract amendment before posting a copy
 44 on its website.

45 (3)(a) Notwithstanding any other provision of law to the
 46 contrary, commercial service airports shall use competitive
 47 solicitation processes consistent with ~~are subject to~~ the
 48 requirements of s. 287.057 ~~chapter 287~~ for purchases of
 49 commodities or contractual services which exceed the threshold
 50 amount provided in s. 287.017 for CATEGORY FIVE ~~THREE~~. If the

HB 1123

2023

51 purchase of commodities or contractual services exceeds the
52 threshold amount provided in s. 287.017 for CATEGORY FIVE ~~THREE~~,
53 the purchase of commodities or contractual services may not be
54 made without receiving competitive sealed bids, competitive
55 sealed proposals, or competitive sealed replies unless an
56 exception consistent with an exception ~~applies as~~ provided in s.
57 287.057(3) applies or an immediate danger to the public health,
58 safety, or welfare or other substantial loss to the commercial
59 service airport requires emergency action.

60 (b) A governing body must approve, award, or ratify all
61 contracts for commodities or contractual services executed by or
62 on behalf of a commercial service airport in excess of \$4
63 million ~~the threshold amount provided in s. 287.017 for CATEGORY~~
64 ~~FIVE~~ as a separate line item on the agenda and must provide a
65 reasonable opportunity for public comment. Such contracts may
66 not be approved, awarded, or ratified as part of a consent
67 agenda.

68 Section 2. This act shall take effect July 1, 2023.