

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 type of contract that a  
10          governing body must approve, award, or ratify as a  
11          separate line item on an agenda; requiring a governing  
12          body to provide opportunity for public comment on  
13          certain contracts; prohibiting certain contracts from  
14          being approved, awarded, or ratified as part of a  
15          consent agenda; providing an effective date.

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

25           332.0075   Commercial service airports; transparency and

26 | accountability; penalty.—

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

28 |       (b) "Consent agenda" means an agenda which consists of  
 29 | items voted on as a group and which does not provide the  
 30 | opportunity for public comment on each such item before approval  
 31 | or disapproval by the governing body.

32 |       (2) Each governing body shall establish and maintain a  
 33 | website to post information relating to the operation of a  
 34 | commercial service airport, including:

35 |       (d) A link to the Airport Master Plan for the commercial  
 36 | service airport on the commercial service airport's ~~Federal~~  
 37 | ~~Aviation Administration's~~ website.

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

49 |       (3) (a) Notwithstanding any other provision of law to the  
 50 | contrary, commercial service airports shall use competitive

51 solicitation processes consistent with ~~are subject to~~ the  
 52 requirements of s. 287.057 ~~chapter 287~~ for purchases of  
 53 commodities or contractual services which exceed the threshold  
 54 amount provided in s. 287.017 for CATEGORY FIVE ~~THREE~~. If the  
 55 purchase of commodities or contractual services exceeds the  
 56 threshold amount provided in s. 287.017 for CATEGORY FIVE ~~THREE~~,  
 57 the purchase of commodities or contractual services may not be  
 58 made without receiving competitive sealed bids, competitive  
 59 sealed proposals, or competitive sealed replies unless an  
 60 exception consistent with an exception ~~applies as~~ provided in s.  
 61 287.057(3) applies or an immediate danger to the public health,  
 62 safety, or welfare or other substantial loss to the commercial  
 63 service airport requires emergency action.

64 (b)1. A governing body must approve, award, or ratify any  
 65 contract ~~all contracts~~ executed by or on behalf of a commercial  
 66 service airport ~~in excess of the threshold amount provided in s.~~  
 67 ~~287.017 for CATEGORY FIVE~~ as a separate line item on the agenda  
 68 and must provide a reasonable opportunity for public comment if  
 69 such contract is executed by or on behalf of a commercial  
 70 service airport that is classified by the Federal Aviation  
 71 Administration as a:

72 a. Small hub airport and the contract amount exceeds  
 73 \$750,000.

74 b. Medium hub airport and the contract amount exceeds \$1  
 75 million.

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76 c. Large hub airport and the contract amount exceeds \$1.25  
77 million.

78 2. A contract that exceeds the amounts specified in  
79 subparagraph 1. ~~Such contracts~~ may not be approved, awarded, or  
80 ratified as part of a consent agenda.

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