CS for SB 1646

By the Committee on Transportation; and Senator Davis

1A bill to be entitled2An act relating to commercial service airport3transparency and accountability; amending s. 332.0075,4F.S.; defining the term "consent agenda"; revising5information required to be posted on the website of a6governing body; requiring a commercial service airport7to use specified competitive solicitation processes8for certain purchases of commodities or contractual9services; requiring a governing body to approve,10award, or ratify certain contracts by separate line11item on the agenda if such contracts exceed specified12amounts; prohibiting such contracts from being13approved, awarded, or ratified as part of a consent14agenda; providing an effective date.1516Be It Enacted by the Legislature of the State of Florida:1718Section 1. Present paragraphs (b) and (c) of subsection (1)19of section 332.0075, Florida Statutes, are redesignated as11paragraphs (c) and (d), respectively, a new paragraph (b) is12added to that subsection (3) of that section are amended,13to read:14332.0075 Commercial service airports; transparency and15accountability; penalty11(1) As used in this section, the term:12"Consent agenda" means an agenda that consists of items13"Consent agenda" means an agenda that consists of items		596-03507-23 20231646c1
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27 (b) "Consent agenda" means an agenda that consists of items	25	accountability; penalty
	26	(1) As used in this section, the term:
28 voted on as a group and that does not provide the opportunity	27	(b) "Consent agenda" means an agenda that consists of items
$\frac{1}{20}$	28	voted on as a group and that does not provide the opportunity
29 for public comment on each individual item before approval or	29	for public comment on each individual item before approval or

## Page 1 of 3

CODING: Words stricken are deletions; words underlined are additions.

CS for SB 1646

	596-03507-23 20231646c1
30	disapproval by the governing body.
31	(2) Each governing body shall establish and maintain a
32	website to post information relating to the operation of a
33	commercial service airport, including:
34	(d) A link to the airport master plan for the commercial
35	service airport on the <u>commercial service airport's</u> <del>Federal</del>
36	Aviation Administration's website.
37	(f) Any contract or contract amendment for the purchase of
38	commodities or contractual services executed by or on behalf of
39	the commercial service airport in excess of the threshold amount
40	provided in s. 287.017 for CATEGORY <u>FIVE</u> <del>THREE</del> , which <u>must</u> <del>shall</del>
41	be posted no later than 7 business days after the commercial
42	service airport executes the contract or contract amendment.
43	However, a contract or contract amendment may not reveal
44	information made confidential or exempt by law. Each commercial
45	service airport <u>shall</u> must redact confidential or exempt
46	information from each contract or contract amendment before
47	posting a copy on its website.
48	(3)(a) Notwithstanding any other provision of law to the
49	contrary, commercial service airports shall use competitive
50	solicitation processes consistent with are subject to the
51	requirements of <u>s. 287.057</u>
52	commodities or contractual services which exceed the threshold
53	amount provided in s. 287.017 for CATEGORY <u>FIVE</u> THREE. If the
54	purchase of commodities or contractual services exceeds the
55	threshold amount provided in s. 287.017 for CATEGORY <u>FIVE</u> THREE,
56	the purchase of commodities or contractual services may not be
57	made without receiving competitive sealed bids, competitive
58	sealed proposals, or competitive sealed replies unless an

## Page 2 of 3

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CS for SB 1646

_	596-03507-23 20231646c1
59	exception consistent with an exception applies as provided in s.
60	287.057(3) applies or an immediate danger to the public health,
61	safety, or welfare or other substantial loss to the commercial
62	service airport requires emergency action.
63	(b) <u>1.</u> A governing body must approve, award, or ratify <u>any</u>
64	contract for commodities or contractual services all contracts
65	executed by or on behalf of a commercial service airport <del>in</del>
66	excess of the threshold amount provided in s. 287.017 for
67	CATEGORY FIVE as a separate line item on the agenda and must
68	provide a reasonable opportunity for public comment if such
69	contract is executed by or on behalf of a commercial service
70	airport classified by the Federal Aviation Administration as a:
71	a. Small hub airport and the contract amount exceeds
72	<u>\$500,000.</u>
73	b. Medium hub airport and the contract amount exceeds $\$1$
74	million.
75	c. Large hub airport and the contract amount exceeds $\$1.5$
76	million.
77	2. A contract that exceeds the amounts specified in
78	subparagraph 1. for the respective airport hub sizes Such
79	contracts may not be approved, awarded, or ratified as part of a
80	consent agenda.
81	Section 2. This act shall take effect July 1, 2023.

## Page 3 of 3

CODING: Words stricken are deletions; words underlined are additions.