

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Joseph offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 47-57 and insert:

5 (a) Contracts for services under the program must be
6 conducted only via open invitations to bid and open requests for
7 proposals made public and available to all vendors. Invitations
8 to negotiate shall not be made to any vendor, and all vendors
9 shall have a fair, transparent, equal, and public opportunity to
10 participate in the bidding process.

11 (b) Contracts for services shall include specifications
12 regarding line items and deliverables the government seeks to

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13 procure and shall not be made for vague, broad, general, or
14 ongoing services.

15 (c) Contracts for services shall be awarded to the lowest
16 bidder so long as the vendor is found to be appropriate,
17 responsible, qualified, and responsive. All invitations to bid
18 and open requests for proposals shall be made available to the
19 public and published on the division website. Responses to such
20 invitations and requests, as well as the details of bids and
21 proposals themselves, shall also be made publicly available and
22 published on the division website.

23 (d) A violation of this subsection or any provision of
24 chapter 287, Florida Statutes, shall result in a forfeit of the
25 budget allocation for this program, and the funds allocated
26 shall be returned to the General Revenue Fund.

27 (4) The division may adopt rules to implement the program.
28 In its development of the program, the division must create a
29 system for recordkeeping and documentation regarding written
30 informed consent by immigrants, read to them if necessary in a
31 language they understand, regarding what has been told to them
32 and that their participation is voluntary. Such document shall
33 be provided to the individual who signs the document, or his or
34 her legal counsel, if applicable, upon request.

35 (a) At least 90 days before adopting such rules, the
36 division must publish the proposed rules and make them available
37 to the general public.

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38 (b) The division shall open a public comment period 30
39 days after the publishing the proposed rules.

40 (c) The division shall accept public comments in writing
41 and via a public hearing that is announced at least 14 days
42 before the public hearing.

43 (d) The division shall publish a report of estimated costs
44 and impact of the program on the various populations in Florida
45 according to geographic location, race, and national origin.

46 (5) This section expires June 30, 2025.

47 Section 2. (1) Section 185 of chapter 2022-156, Laws of
48 Florida, is repealed. Each payment made pursuant to that section
49 shall be approved only upon publication of a quarterly report
50 made available to the public for each expenditure which includes
51 a detailed description of each line item description for all
52 deliverables for all purchase orders, including, but not limited
53 to:

54 (a) The source of the payment made.

55 (b) The quotes for each line item provided by the
56 contractor.

57 (c) The final amount paid.

58 (d) The recipient party or account for each amount paid.

59 (e) The date of payment.

60 (f) Copies of all receipts and invoices.

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61 (g) All correspondence and memoranda regarding the
62 acceptance of, contract for, provision of, and payment for
63 services.

64 (2) For the 2022-2023 fiscal year, the nonrecurring sum of
65 \$10 million from the General Revenue Fund is appropriated to the
66 Division of Emergency Management within the Executive Office of
67 the Governor for the Unauthorized Alien Transport Program
68 created by this act, to be paid in installments upon approval of
69 a showing by the division that each installment is necessary to
70 the functioning of the program and specifically serves to
71 protect the public health and safety of Floridians, including a
72 detailed description of what specific public health and safety
73 purpose would be achieved using the installment. Any balance of
74 funds in each installment appropriated to the division under
75 this section that remains unexpended for the specific purpose
76 approved shall immediately revert to the General Revenue Fund.

77 Section 3. (1) Executive Order 23-03 shall not be binding
78 on the development or implementation of any rules by the
79 Division of Emergency Management for the Unauthorized Alien
80 Transport Program.

81 (2) A bipartisan oversight committee consisting of at
82 least three members selected by the Majority and Minority
83 Leaders of the Senate and the House of Representatives shall
84 have jurisdiction over matters related to the Unauthorized Alien
85 Transport Program and any matters related to the budget,

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86 accounting, appropriations, auditing, and implementation of the
87 program.

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90 **T I T L E A M E N D M E N T**

91 Remove lines 10-15 and insert:
92 program; providing contract requirements; authorizing
93 the division to adopt rules to implement the program;
94 providing recordkeeping requirements; requiring notice
95 of proposed rules to the public; requiring the
96 division to accept public comments, hold a public
97 hearing, and publish a report; providing for future
98 expiration; repealing s. 185 of chapter 2022-156, Laws
99 of Florida; deeming certain payments approved
100 according to specified requirements; providing an
101 appropriation to be paid in installments according to
102 specified requirements; reverting unexpended funds;
103 specifying nonapplication of a certain executive
104 order; providing for appointment and of an oversight
105 committee; providing an effective date.

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