

By Senator Ingoglia

11-00003-23B

20236B__

1 A bill to be entitled
2 An act relating to transportation of inspected
3 unauthorized aliens; defining the term "inspected
4 unauthorized alien"; providing legislative findings;
5 creating the Unauthorized Alien Transport Program
6 within the Division of Emergency Management to
7 facilitate the transport of inspected unauthorized
8 aliens within the United States; authorizing the
9 division to contract for services to implement the
10 program; authorizing the division to adopt rules to
11 implement the program; providing for future
12 expiration; repealing s. 185 of chapter 2022-156, Laws
13 of Florida; deeming certain payments approved;
14 reverting appropriated funds; providing an
15 appropriation; providing an effective date.

16
17 Be It Enacted by the Legislature of the State of Florida:

18
19 Section 1. (1) As used in this section, the term "inspected
20 unauthorized alien" means an individual who has documentation
21 from the United States Government indicating that the United
22 States Government processed and released him or her into the
23 United States without admitting the individual in accordance
24 with the federal Immigration and Nationality Act, 8 U.S.C. ss.
25 1101 et seq. The term must be interpreted consistently with any
26 applicable federal statutes, rules, or regulations.

27 (2) The Legislature finds that the Federal Government has
28 failed to secure the nation's borders and has allowed a surge of
29 inspected unauthorized aliens to enter the United States. In

11-00003-23B

20236B__

30 January 2023, the Governor issued Executive Order 23-03,
31 directing state law enforcement agencies and other state
32 agencies to take necessary actions to protect Floridians from
33 the impacts of the border crisis. Without such action,
34 detrimental effects may be experienced in Florida, including
35 increased crime, diminished economic opportunities and wages for
36 American workers, and burdens on the education and health care
37 systems. The Legislature finds that the Federal Government has
38 proven itself unwilling to address this crisis.

39 (3) To mitigate the effects of this crisis on the State of
40 Florida, the Unauthorized Alien Transport Program is created
41 within the Division of Emergency Management within the Executive
42 Office of the Governor for the purpose of facilitating the
43 transport of inspected unauthorized aliens within the United
44 States, consistent with federal law. Notwithstanding s. 287.057,
45 Florida Statutes, the division is authorized to contract for
46 services to implement the program.

47 (4) The division may adopt rules to implement the program.

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

49 Section 2. Section 185 of chapter 2022-156, Laws of
50 Florida, is repealed. All payments made pursuant to that section
51 are deemed approved. Any unexpended balance of funds
52 appropriated to the Department of Transportation under that
53 section shall immediately revert. For the 2022-2023 fiscal year,
54 the nonrecurring sum of \$10 million from the General Revenue
55 Fund is appropriated to the Division of Emergency Management
56 within the Executive Office of the Governor for the Unauthorized
57 Alien Transport Program created by this act.

58 Section 3. This act shall take effect upon becoming a law.