



LEGISLATIVE ACTION

Senate

House

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The Committee on Judiciary (Grall) recommended the following:

1                   **Senate Amendment (with title amendment)**

2  
3                   Delete lines 260 - 389

4 and insert:

5                   state or federal law; and

6                   (II) Are intended to:

7                   (A) Intimidate or coerce a civilian population;

8                   (B) Influence the policy of a government by intimidation or  
9                   coercion; or

10                   (C) Affect the conduct of a government by mass destruction,  
11                   assassination, or kidnapping.



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12        c. The terrorist activity of the organization is an ongoing  
13        threat to the security of this state or the United States.

14        2. A foreign terrorist organization if the Chief of  
15        Domestic Security finds that the organization meets the  
16        following criteria:

17        a. The organization is designated as a foreign terrorist  
18        organization by the United States Secretary of State pursuant to  
19        s. 219 of the Immigration and Nationality Act.

20        b. The terrorist activity of the organization is an ongoing  
21        threat to the security of this state or the United States.

22        (b) The Chief of Domestic Security shall maintain a list of  
23        organizations that he or she designates as domestic terrorist  
24        organizations or foreign terrorist organizations.

25        (c) At least once every 5 years, the Chief of Domestic  
26        Security shall review each designation made under paragraph (a)  
27        which labels an organization a domestic terrorist organization  
28        or a foreign terrorist organization.

29        (2) (a) At least 7 days before making a designation under  
30        subsection (1), the Chief of Domestic Security shall provide  
31        written notice to the Governor and Cabinet of his or her intent  
32        to designate an organization as a foreign terrorist organization  
33        or a domestic terrorist organization, which notice must be  
34        accompanied by written findings regarding the basis for such  
35        designation.

36        (b) Upon receipt of written notice made pursuant to  
37        paragraph (a), the Governor and Cabinet may, by a majority vote,  
38        approve or reject a designation made by the Chief of Domestic  
39        Security under subsection (1).

40        (c) Within 7 days after approval by the Governor and



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41 Cabinet of a designation made by the Chief of Domestic Security  
42 under subsection (1), the Chief of Domestic Security shall  
43 publish the designation in the Florida Administrative Register.

44 (d) Within 30 days after publication of a designation in  
45 the Florida Administrative Register, the organization designated  
46 as a foreign terrorist organization or a domestic terrorist  
47 organization, or any member of such organizations, may challenge  
48 such designation in the Circuit Court of the Second Judicial  
49 Circuit in and for Leon County.

50 (e) Any criminal penalty imposed against a terrorist  
51 organization may be enhanced as provided by law.

52 (3) (a) An organization designated as a domestic terrorist  
53 organization or a foreign terrorist organization may petition  
54 the department, at any time, for the removal of such  
55 designation.

56 (b) At any time, the Governor and Cabinet may, by a  
57 majority vote, remove a designation made by the Chief of  
58 Domestic Security under subsection (1).

59 (4) A state agency, political subdivision, or public school  
60 district authorized to expend state-appropriated funds or levy  
61 ad valorem taxes may not expend such funds or taxes to support  
62 an organization, or a member of an organization, designated as a  
63 domestic terrorist organization or a foreign terrorist  
64 organization.

65 (5) The department shall adopt rules to implement this  
66 section.

67 Section 8. Paragraph (t) is added to subsection (1) of  
68 section 1002.421, Florida Statutes, to read:

69 1002.421 State school choice scholarship program



70 accountability and oversight.—

71 (1) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—A private  
72 school participating in an educational scholarship program  
73 established pursuant to this chapter must be a private school as  
74 defined in s. 1002.01 in this state, be registered, and be in  
75 compliance with all requirements of this section in addition to  
76 private school requirements outlined in s. 1002.42, specific  
77 requirements identified within respective scholarship program  
78 laws, and other provisions of Florida law that apply to private  
79 schools, and must:

80 (t) Prohibit:

81 1. Employment of, or contracting with;  
82 2. Ownership or operation by; or  
83 3. Acceptance of funds from a person or an entity that is  
84 affiliated with or in any way controlled by:

85 a. A designated foreign terrorist organization, as defined  
86 in s. 775.32(1), or a member of such an organization;

87 b. A criminal gang or a criminal gang member as defined in  
88 s. 874.03;

89 c. A terrorist organization as defined in s. 874.03;  
90 d. A transnational crime organization, as defined in s.  
91 874.03, or a member of such an organization;

92 e. A domestic terrorist organization as defined in s.  
93 775.32;

94 f. A person or an entity that has:

95 (I) Provided material support or resources, as defined in  
96 s. 775.33(1), to; or

97 (II) Received such support or resources from a designated  
98 foreign terrorist organization or a domestic terrorist



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99 organization, as defined in s. 775.32, or a criminal gang,  
100 terrorist organization, or transnational crime organization, as  
101 defined in s. 874.03; or

102 g. A person or an entity that has demonstrated a pattern or  
103 practice of supporting or advocating for terrorism as defined in  
104 s. 775.30(1).

105  
106 The department shall suspend the payment of funds to a private  
107 school that knowingly fails to comply with this subsection, and  
108 shall prohibit the school from enrolling new scholarship  
109 students, for 1 fiscal year and until the school complies. If a  
110 private school fails to meet the requirements of this subsection  
111 or has consecutive years of material exceptions listed in the  
112 report required under paragraph (q), the commissioner may  
113 determine that the private school is ineligible to participate  
114 in a scholarship program.

115 Section 9. Subsection (2) of section 1004.06, Florida  
116 Statutes, is amended to read:

117 1004.06 Prohibited expenditures.—

118 (2) (a) A Florida College System institution or state  
119 university, Florida College System institution direct-support  
120 organization, or state university direct-support organization  
121 may not expend any state or federal funds to promote, support,  
122 or maintain any programs or campus activities that:

123 1.(a) Violate s. 1000.05; or

124 2.(b) Advocate for diversity, equity, and inclusion, or  
125 promote or engage in political or social activism, as defined by  
126 rules of the State Board of Education and regulations of the  
127 Board of Governors; or



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128       3. Advocate for a foreign terrorist organization or a  
129       domestic terrorist organization as designated by the Chief of  
130       Domestic Security under s. 943.03102.

131       (b) The State Board of Education or the Board of Governors,  
132       as applicable, may withhold performance-based funding of a  
133       Florida College System institution or state university that  
134       violates subparagraph (a)3.

135  
136 ===== T I T L E    A M E N D M E N T =====  
137 And the title is amended as follows:

138       Delete lines 38 - 51  
139 and insert:

140       provide specified written notice to the Governor and  
141       Cabinet within a certain timeframe before making a  
142       designation; authorizing the Governor and Cabinet to  
143       approve or reject the designation by a majority vote;  
144       requiring the Chief of Domestic Security to publish  
145       such designation in the Florida Administrative  
146       Register within a specified timeframe after approval  
147       of the designation by the Governor and Cabinet;  
148       authorizing a designated organization to seek judicial  
149       review within a specified timeframe in a specified  
150       court; authorizing the enhancement of certain  
151       penalties; authorizing a designated organization to  
152       petition for removal of such designation in certain  
153       circumstances; authorizing the Governor and Cabinet,  
154       by a majority vote, to remove such