

1                   A bill to be entitled  
2           An act relating to local officials' employment  
3           contracts; amending s. 125.73, F.S.; providing that  
4           the employment contract for a county administrator is  
5           not to be renewed, extended, or renegotiated during a  
6           specified timeframe; creating s. 125.75, F.S.;  
7           providing that the employment contract for a county  
8           attorney is not to be renewed, extended, or  
9           renegotiated during a specified timeframe; amending s.  
10          166.021, F.S.; providing that the employment contracts  
11          for a chief executive officer of a municipality and a  
12          municipal attorney are not to be renewed, extended, or  
13          renegotiated during a specified timeframe; amending s.  
14          1001.50, F.S.; providing that a district school  
15          superintendent's employment contract with the district  
16          school board is not to be renewed, extended, or  
17          renegotiated during a specified timeframe; creating s.  
18          1012.336, F.S.; providing that the employment contract  
19          of an attorney employed by a district school board is  
20          not to be renewed, extended, or renegotiated during a  
21          specified timeframe; amending s. 112.061, F.S.;  
22          conforming cross-references; providing an effective  
23          date.

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25   Be It Enacted by the Legislature of the State of Florida:

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Section 1. Subsection (5) is added to section 125.73, Florida Statutes, to read:

125.73 County administrator; appointment, qualifications, compensation.—

(5) The county administrator's employment contract shall not be renewed, extended, or renegotiated within 12 months before an August primary election for county mayor, if applicable, or for members of the governing body of the county.

Section 2. Section 125.75, Florida Statutes, is created to read:

125.75 County attorney contract.—The county attorney's employment contract shall not be renewed, extended, or renegotiated within 12 months before an August primary election for county mayor, if applicable, or for members of the governing body of the county.

Section 3. Present subsection (9) of section 166.021, Florida Statutes, is redesignated as subsection (10), and a new subsection (9) is added to that section, to read:

166.021 Powers.—

(9)(a) The employment contract of the chief executive officer of a municipality shall not be renewed, extended, or renegotiated within 12 months before an August primary election for the municipal mayor or for members of the governing body of the municipality.

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51        (b) The employment contract of the municipal attorney  
52 shall not be renewed, extended, or renegotiated within 12 months  
53 before an August primary election for the municipal mayor or for  
54 members of the governing body of the municipality.

55        Section 4. Subsection (2) of section 1001.50, Florida  
56 Statutes, is amended to read:

57        1001.50 Superintendents employed under Art. IX of the  
58 State Constitution.—

59        (2) Each district school board shall enter into an  
60 employment contract with the district school superintendent and  
61 shall adopt rules relating to his or her appointment; however,  
62 if the employment contract contains a provision for severance  
63 pay, it must include the provisions required by s. 215.425. The  
64 superintendent's employment contract shall not be renewed,  
65 extended, or renegotiated within 12 months before an August  
66 primary election for district school board members.

67        Section 5. Section 1012.336, Florida Statutes, is created  
68 to read:

69        1012.336 Contracts with attorneys of the district school  
70 boards.—The employment contract of an attorney with the district  
71 school board shall not be renewed, extended, or renegotiated  
72 within 12 months before an August primary election for district  
73 school board members.

74        Section 6. Paragraphs (a) and (c) of subsection (14) of  
75 section 112.061, Florida Statutes, are amended to read:

76 | 112.061 Per diem and travel expenses of public officers,  
 77 | employees, and authorized persons; statewide travel management  
 78 | system.—

79 | (14) APPLICABILITY TO COUNTIES, COUNTY OFFICERS, DISTRICT  
 80 | SCHOOL BOARDS, SPECIAL DISTRICTS, AND METROPOLITAN PLANNING  
 81 | ORGANIZATIONS.—

82 | (a) The following entities may establish rates that vary  
 83 | from the per diem rate provided in paragraph (6) (a), the  
 84 | subsistence rates provided in paragraph (6) (b), or the mileage  
 85 | rate provided in paragraph (7) (d) if those rates are not less  
 86 | than the statutorily established rates that are in effect for  
 87 | the 2005-2006 fiscal year:

88 | 1. The governing body of a county by the enactment of an  
 89 | ordinance or resolution;

90 | 2. A county constitutional officer, pursuant to s. 1(d),  
 91 | Art. VIII of the State Constitution, by the establishment of  
 92 | written policy;

93 | 3. The governing body of a district school board by the  
 94 | adoption of rules;

95 | 4. The governing body of a special district, as defined in  
 96 | s. 189.012, except those special districts that are subject to  
 97 | s. 166.021(10) ~~s. 166.021(9)~~, by the enactment of a resolution;  
 98 | or

99 | 5. Any metropolitan planning organization created pursuant  
 100 | to s. 339.175 or any other separate legal or administrative

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101 entity created pursuant to s. 339.175 of which a metropolitan  
102 planning organization is a member, by the enactment of a  
103 resolution.

104 (c) Except as otherwise provided in this subsection,  
105 counties, county constitutional officers and entities governed  
106 by those officers, district school boards, special districts,  
107 and metropolitan planning organizations, other than those  
108 subject to s. 166.021(10) ~~s. 166.021(9)~~, remain subject to the  
109 requirements of this section.

110 Section 7. This act shall take effect July 1, 2023.