



233342

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/22/2024	.	
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The Committee on Governmental Oversight and Accountability  
(Boyd) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 66 - 104  
and insert:  
presented and affected public entities and members of the public  
are able to provide comment and at a second duly noticed public  
meeting determines that the proposal is in the public's  
interest. In making the public interest determination, the  
responsible public entity must consider all of the following  
factors:



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- 11           1. The benefits to the public.
- 12           2. The financial structure of and the economic efficiencies  
13 achieved by the proposal.
- 14           3. The qualifications and experience of the private entity  
15 that submitted the proposal and such entity's ability to perform  
16 the project.
- 17           4. The project's compatibility with regional infrastructure  
18 plans.
- 19           5. Public comments submitted at the meeting. The  
20 responsible public entity must provide a statement that explains  
21 why the proposal should proceed and addresses such comments.
- 22           (d) If the responsible public entity decides to proceed  
23 with an unsolicited proposal without engaging in a public  
24 bidding process, the responsible public entity must publish in  
25 the Florida Administrative Register for at least 7 days a report  
26 that includes all of the following:
- 27           1. The public interest determination required under  
28 paragraph (c).
- 29           2. The factors considered in making such public interest  
30 determination.
- 31           3. The responsible public entity's findings based on each  
32 considered factor.
- 33           (f) ~~(d)~~ Before approving a comprehensive agreement, the  
34 responsible public entity must determine that the proposed  
35 project:
- 36           1. Is in the public's best interest, if the proposal was  
37 solicited. If the proposal was unsolicited, the responsible  
38 public entity must determine that the proposed project has been  
39 determined to be in the public's interest in accordance with



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40 paragraph (c).

41       2. Is for a facility that is owned by the responsible  
42 public entity or for a facility for which ownership will be  
43 conveyed to the responsible public entity. For a proposed  
44 project that was unsolicited, if ownership will not be conveyed  
45 to the responsible public entity within 10 years after initial  
46 public operation begins, the public benefits apart from  
47 ownership must be identified and stated by the responsible  
48 public entity in the public interest determination required  
49 under paragraph (c).

50

51 ===== T I T L E   A M E N D M E N T =====

52 And the title is amended as follows:

53       Delete lines 12 - 13

54 and insert:

55       that meets certain requirements and holds a subsequent  
56       public meeting at which it makes a certain  
57       determination; requiring the responsible public entity