

1 A bill to be entitled
2 An act relating to foreign influence; providing a
3 short title; creating s. 106.031, F.S.; providing
4 definitions; requiring agents of foreign countries of
5 concern and foreign-supported political organizations
6 to register with the Division of Elections; providing
7 registration requirements; requiring periodic updates
8 by such agents and organizations; requiring
9 registrants and organizations to disclose certain
10 payments; requiring foreign-supported political
11 organizations to register with the division on a
12 specified form created by the division within a
13 specified timeframe; providing requirements for such
14 forms; providing penalties; amending s. 112.313, F.S.;
15 defining the terms "designated foreign terrorist
16 organization" and "foreign country of concern";
17 prohibiting specified persons from soliciting or
18 accepting anything of value from a designated foreign
19 terrorist organization, a foreign country of concern,
20 or persons or entities representing such organizations
21 or countries; amending s. 112.3142, F.S.; requiring
22 the Commission on Ethics to adopt certain rules by a
23 specified date; amending s. 205.0532, F.S.;
24 authorizing any appropriate tax collector to revoke or
25 refuse to renew business tax receipts of specified

26 individuals, businesses, or entities; authorizing such
27 tax collector or a local governing authority to
28 request a specified sworn affidavit or declaration
29 from such individual, business, or entity; providing
30 criminal penalties; amending s. 287.138, F.S.;
31 providing and revising definitions; prohibiting a
32 governmental entity from entering into certain
33 contracts with foreign sources of concern; prohibiting
34 governmental entities from extending and renewing
35 certain contracts beginning on a specified date;
36 prohibiting governmental entities from accepting a bid
37 on, a proposal for, or a reply to, or entering into,
38 contracts involving information technology or
39 providing access to an individual's personal
40 identifying information unless a certain affidavit
41 signed by an officer or a representative is provided
42 to the governmental entity; authorizing a governmental
43 entity to enter into, extend, or renew certain
44 contracts if the Department of Management Services
45 makes specified written determinations; requiring the
46 department to submit to the Governor and Legislature
47 specified written reports beginning on a specified
48 date; providing applicability; authorizing the
49 department to create a specified list; amending s.
50 288.816, F.S.; prohibiting certain activities

51 encouraging affiliations with foreign countries of
52 concern; requiring the Department of Commerce to
53 publish and update certain information on its website;
54 amending s. 288.8175, F.S.; removing the Florida-China
55 Institute from the list of linkage institutes;
56 removing an exemption for linkage institutes;
57 prohibiting a linkage institute from entering into an
58 agreement or participating in an activity with a
59 foreign country of concern; amending s. 288.854, F.S.;
60 authorizing the Governor to suspend certain laws or
61 rules relating to Cuba for a specified period under
62 certain circumstances; prohibiting such suspension
63 from being renewed or extended; prohibiting the
64 Governor from suspending the same laws or rules
65 without express authorization from the Legislature;
66 requiring the Governor to submit to the Legislature
67 certain written recommendations within a specified
68 timeframe; providing for future legislative repeal of
69 certain provisions; amending s. 288.860, F.S.;
70 requiring certain agreements to be terminated by a
71 specified date; amending 316.0078, F.S.; revising the
72 definitions of the terms "controlling interest" and
73 "foreign country of concern"; amending s. 496.404,
74 F.S.; revising the definition of the term "foreign
75 source of concern"; amending s. 692.201, F.S.;

76 | revising the definition of the term "foreign country
77 | of concern"; creating s. 692.21, F.S.; providing
78 | definitions; prohibiting certain entities with access
79 | to critical infrastructure facilities from entering
80 | into certain contracts or agreements with foreign
81 | sources of concern; requiring certain entities to
82 | register with the Department of Commerce by a
83 | specified date; requiring the department to adopt
84 | registration forms; providing requirements for such
85 | forms; providing civil and criminal penalties;
86 | requiring certain entities to provide a signed
87 | affidavit to the department attesting that the buyer
88 | or transferee of a critical infrastructure facility is
89 | not a foreign source of concern; prohibiting
90 | information technology from a foreign source of
91 | concern from being used in critical infrastructure
92 | facilities; authorizing a governmental entity or
93 | business entity to enter into certain contracts or
94 | agreements if the department, in consultation with the
95 | Department of Management Services, makes specified
96 | written determinations; requiring the Department of
97 | Commerce to submit to the Governor and Legislature
98 | specified written reports beginning on a specified
99 | date; providing applicability; requiring the
100 | department to adopt rules; creating s. 775.08255,

101 F.S.; providing definitions; providing for the
 102 reclassification of criminal penalties under certain
 103 circumstances; providing a minimum mandatory term of
 104 imprisonment; creating s. 775.36, F.S.; providing
 105 definitions; prohibiting enforcement of certain laws
 106 of a foreign government; providing criminal penalties;
 107 amending s. 282.802, F.S.; conforming a cross-
 108 reference; amending s. 63.213, F.S.; prohibiting
 109 preplanned adoption agreements if a party to such
 110 agreement is a citizen or resident of a foreign
 111 country of concern; amending s. 742.15, F.S.;
 112 prohibiting gestational surrogacy contracts if a party
 113 to such contract is a citizen or resident of a foreign
 114 country of concern; providing an effective date.

115

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

117

118 Section 1. This act may be cited as the "Foreign
 119 Interference Restriction and Enforcement Act."

120 Section 2. Section 106.031, Florida Statutes, is created
 121 to read:

122 106.031 Registration of agents and organizations
 123 associated with foreign nations.-

124 (1) As used in this section, the term:

125 (a) "Address" includes any address, no matter the

126 location, inside or outside of the United States.

127 (b) "Agent of a foreign country of concern" means a
128 person:

129 1. Who acts as an agent, an employee, a representative, or
130 a servant, or who otherwise acts at the order, at the request,
131 or under the direction or control, of a foreign country of
132 concern;

133 2. Whose actions are financed, in whole or in part, by a
134 foreign country of concern; and

135 3. Who engages in political activity on behalf of a
136 foreign country of concern.

137 (c) "Foreign country of concern" means the People's
138 Republic of China, the Russian Federation, the Islamic Republic
139 of Iran, the Democratic People's Republic of Korea, the Republic
140 of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian
141 Arab Republic, including any agency of or any other entity under
142 significant control of such foreign country of concern.

143 (d) "Foreign-supported political organization" means a
144 political party or a domestic partnership, an association, a
145 corporation, an organization, or any other business entity that
146 engages in political activity within the state and that:

147 1. Has its principal place of business in a foreign
148 country of concern; or

149 2. Is at least 20 percent beneficially owned by a foreign
150 country of concern, a nonresident alien from a foreign country

151 of concern, or an entity organized under the law of or having
152 its principal place of business in a foreign country of concern.

153 (e) "Payment" includes compensation and disbursement made
154 in any form, including, but not limited to, contributions,
155 income, money, tangible property, and intangible property.

156 (f) "Political activity" means an activity that is
157 performed to:

158 1. Influence an agency, a public official, or a local
159 governmental entity;

160 2. Influence the public in creating, adopting, or changing
161 state laws or government policies;

162 3. Support or oppose a candidate for office;

163 4. Influence the outcome of an election; or

164 5. Support or oppose any issue.

165 (2) (a) A person who becomes an agent of a foreign country
166 of concern must, within 10 days after becoming such an agent,
167 register with the division. The registration must be signed
168 under oath.

169 (b) 1. The division shall create a form for the
170 registration required under paragraph (a). Such form must
171 require, at a minimum, all of the following information:

172 a. The registrant's name.

173 b. The address of the registrant's primary residence and
174 all other addresses associated with the registrant.

175 c. The name and address of the registrant's principal

176 place of business.

177 d. A detailed statement describing the nature of the
178 registrant's business.

179 e. The name of each foreign country of concern for whom
180 the registrant is acting, is assuming or purporting to act, or
181 has agreed to act.

182 f. A detailed statement describing the nature of the work
183 and the character of the business or other activities of each
184 foreign country of concern identified in sub-subparagraph e.

185 g. A statement detailing each time the registrant received
186 a payment from a foreign country of concern identified in sub-
187 subparagraph e. within the previous 90 days. The statement must
188 identify the amount of the payment and the nature of such
189 payment.

190 h. The total amount of such payments the registrant has
191 received within the previous 90 days from a foreign country of
192 concern identified in sub-subparagraph e.

193 i. A detailed statement of every activity the registrant,
194 or a person acting on behalf of the registrant, is performing,
195 has performed, or has agreed to perform on behalf of a foreign
196 country of concern identified in sub-subparagraph e.

197 j. If the registrant is also engaged in political activity
198 on behalf of a person who is not associated with a foreign
199 country of concern but who is an agent of a foreign country of
200 concern, the registrant must include all of the following

201 information:

202 (I) The name, employer, business and residence addresses,
203 and, if applicable, nationality of such person.

204 (II) A detailed statement of every activity the
205 registrant, or a person acting on behalf of the registrant, is
206 performing, has performed, or has agreed to perform on behalf of
207 such person.

208 (III) A statement detailing each time the registrant
209 received a payment from such person within the previous 90 days.
210 The statement must identify the amount of the payment and the
211 nature of such payment.

212 k. A detailed statement itemizing the payments made by the
213 registrant during the previous 90 days in connection with
214 actions taken by the registrant as an agent of, on behalf of, or
215 in furtherance of the goals of a foreign country of concern or a
216 person identified in sub-subparagraph j.

217 1. A detailed statement itemizing any payments relating to
218 political activity within this state made by the registrant
219 during the previous 90 days.

220 2. A registrant is required to disclose only payments that
221 are known or reasonably knowable to the registrant in the
222 ordinary course of business. A payment is reasonably knowable if
223 the information is obtainable through standard internal
224 accounting practices, routine contracting documentation, or
225 other customary review of business records. A registrant is not

226 required to undertake extraordinary investigative measures to
227 determine the existence or origin of a payment.

228 (c) A registrant must update the information required
229 under subparagraph (b)1. at least every 90 days.

230 (d) A person must register as an agent of a foreign
231 country of concern for any period of time he or she was engaged
232 in such position.

233 (3) (a) Beginning January 1, 2027, each foreign-supported
234 political organization must register with the division.

235 (b)1. The division shall create a form for the
236 registration required under paragraph (a). The form must
237 require, at a minimum, all of the following information:

238 a. The organization's name and mailing address and the
239 address of any physical office.

240 b. The names, titles, and primary business addresses of
241 any officers or directors of the organization.

242 c. A detailed statement itemizing any payments made by the
243 organization that would constitute political activity within
244 this state during the previous calendar year.

245 d. A detailed statement itemizing any payments exceeding
246 \$500 made to, or received by, the organization from a foreign
247 country of concern or an agent of a foreign country of concern
248 during the previous calendar year to the extent that such
249 payments were made for the purpose of engaging in political
250 activity.

251 2. An organization is required to disclose only payments
252 that are known or reasonably knowable to the organization in the
253 ordinary course of business. A payment is reasonably knowable if
254 the information is obtainable through standard internal
255 accounting practices, routine contracting documentation, or
256 other customary review of business records. An organization is
257 not required to undertake extraordinary investigative measures
258 to determine the existence or origin of a payment.

259 (c) An organization must update the information required
260 under subparagraph (b)1. at least every 90 days.

261 (4) Upon finding a violation of this section, in addition
262 to the remedies provided in ss. 106.265 and 106.27, the Florida
263 Elections Commission may assess the following penalties:

264 (a) For any willful violation, a fine of up to \$500 per
265 violation.

266 (b) For any repeated willful violation, a fine of up to
267 \$2,000 per violation.

268 Section 3. Subsections (1) and (2) of section 112.313,
269 Florida Statutes, are amended to read:

270 112.313 Standards of conduct for public officers,
271 employees of agencies, and local government attorneys.—

272 (1) DEFINITIONS ~~DEFINITION~~.—As used in this section,
273 unless the context otherwise requires, the term:

274 (a) "Designated foreign terrorist organization" has the
275 same meaning as in s. 775.32.

276 (b) "Foreign country of concern" has the same meaning as
277 in s. 286.101(1).

278 (c) "Public officer" includes any person elected or
279 appointed to hold office in any agency, including any person
280 serving on an advisory body.

281 (2) SOLICITATION OR ACCEPTANCE OF GIFTS.—

282 (a) A ~~Ne~~ public officer, an employee of an agency, a local
283 government attorney, or a candidate for nomination or election
284 may not ~~shall~~ solicit or accept anything of value to the
285 recipient, including a gift, loan, reward, promise of future
286 employment, favor, or service, based upon any understanding that
287 the vote, official action, or judgment of the public officer,
288 employee, local government attorney, or candidate would be
289 influenced thereby.

290 (b) A public officer, an employee of an agency, a local
291 government attorney, or a candidate for nomination or election
292 may not solicit or accept anything of value to the recipient,
293 including a gift, loan, reward, promise of future employment,
294 favor, or service, for any purpose, from a designated foreign
295 terrorist organization, a foreign country of concern or any of
296 its subdivisions, or any person or entity representing or acting
297 on behalf of a designated foreign terrorist organization or
298 foreign country of concern or any of its subdivisions.

299 Section 4. Paragraph (e) of subsection (2) of section
300 112.3142, Florida Statutes, is amended to read:

301 112.3142 Ethics training for specified constitutional
302 officers, elected municipal officers, commissioners of community
303 redevelopment agencies, and elected local officers of
304 independent special districts.—

305 (2)

306 (e) The commission shall adopt rules establishing minimum
307 course content for the portion of an ethics training class which
308 addresses s. 8, Art. II of the State Constitution and the Code
309 of Ethics for Public Officers and Employees. By November 1,
310 2026, the commission shall adopt revised rules to supplement the
311 minimum course content, including all of the following:

312 1. Known efforts by foreign countries of concern to target
313 and influence subnational governments, including, but not
314 limited to, the Chinese Communist Party's United Front strategy.

315 2. How to identify, recognize, and report suspected
316 foreign influence campaigns.

317 3. Prohibitions on receiving gifts from foreign countries
318 of concern as defined in s. 286.101(1) or designated foreign
319 terrorist organizations as defined in s. 775.32(1).

320 Section 5. Section 205.0532, Florida Statutes, is amended
321 to read:

322 205.0532 Revocation or refusal to renew; doing business
323 with Cuba.—

324 (1) Any appropriate tax collector or local governing
325 authority issuing a business tax receipt to any individual,

326 business, or entity under this chapter may revoke or refuse to
327 renew such receipt if the individual, business, or entity, ~~or~~
328 ~~parent company of such individual, business, or entity,~~ is doing
329 business with Cuba in violation of federal law.

330 (2) Any appropriate tax collector or local governing
331 authority may request a sworn affidavit or declaration from any
332 individual, business, or entity attesting to whether the
333 individual, business, or entity is doing business with Cuba in
334 violation of federal law.

335 (3) A person who knowingly makes a false declaration under
336 subsection (2) is guilty of the crime of perjury by false
337 written declaration, a felony of the third degree, punishable as
338 provided in s. 775.082, s. 775.083, or s. 775.084.

339 Section 6. Subsections (5), (6), and (7) of section
340 287.138, Florida Statutes, are renumbered as subsections (7),
341 (8), and (9), respectively, subsections (1) through (4) and
342 present subsection (6) of that section are amended, and new
343 subsections (5) and (6) are added to that section, to read:

344 287.138 Contracting with entities of foreign sources
345 ~~countries~~ of concern prohibited.—

346 (1) As used in this section, the term:

347 ~~(a) "Controlling interest" means possession of the power~~
348 ~~to direct or cause the direction of the management or policies~~
349 ~~of a company, whether through ownership of securities, by~~
350 ~~contract, or otherwise. A person or entity that directly or~~

351 ~~indirectly has the right to vote 25 percent or more of the~~
352 ~~voting interests of the company or is entitled to 25 percent or~~
353 ~~more of its profits is presumed to possess a controlling~~
354 ~~interest.~~

355 (a)~~(b)~~ "Department" means the Department of Management
356 Services.

357 (b)~~(c)~~ "Foreign source country of concern" has the same
358 meaning as in s. 496.404 ~~means the People's Republic of China,~~
359 ~~the Russian Federation, the Islamic Republic of Iran, the~~
360 ~~Democratic People's Republic of Korea, the Republic of Cuba, the~~
361 ~~Venezuelan regime of Nicolás Maduro, or the Syrian Arab~~
362 ~~Republic, including any agency of or any other entity of~~
363 ~~significant control of such foreign country of concern.~~

364 (c)~~(d)~~ "Governmental entity" means any state, county,
365 district, authority, or municipal officer, department, division,
366 board, bureau, commission, or other separate unit of government
367 created or established by law including, but not limited to, the
368 Commission on Ethics, the Public Service Commission, the Office
369 of Public Counsel, and any other public or private agency,
370 person, partnership, corporation, or business entity acting on
371 behalf of any public agency.

372 (d) "Information technology" has the same meaning as in s.
373 282.0041.

374 (2) (a) A governmental entity may not knowingly enter into
375 a contract with a foreign source of concern if the contract an

376 ~~entity which~~ would give access to an individual's personal
377 identifying information.

378 (b) A governmental entity may not knowingly enter into a
379 contract for information technology with a foreign source of
380 concern, or through a third-party seller when the information
381 technology is designed, manufactured, or assembled by a foreign
382 source of concern, or for any services relating to information
383 technology with a foreign source of concern if:

384 ~~(a) The entity is owned by the government of a foreign~~
385 ~~country of concern;~~

386 ~~(b) The government of a foreign country of concern has a~~
387 ~~controlling interest in the entity; or~~

388 ~~(c) The entity is organized under the laws of or has its~~
389 ~~principal place of business in a foreign country of concern.~~

390 (3) Beginning July 1, 2026 ~~2025~~, a governmental entity may
391 not extend or renew a contract with a foreign source of concern
392 ~~an entity listed in paragraphs (2) (a) - (c)~~ if the contract would
393 give such foreign source of concern ~~entity~~ access to an
394 individual's personal identifying information or if the contract
395 involves information technology.

396 (4) (a) Beginning July 1, 2026 ~~January 1, 2024~~, a
397 governmental entity may not accept a bid on, a proposal for, or
398 a reply to, or enter into, a contract with an entity which would
399 grant the entity access to an individual's personal identifying
400 information or involve information technology unless the entity

401 provides the governmental entity with an affidavit signed by an
402 officer or representative of the entity under penalty of perjury
403 attesting that the entity is not a foreign source of concern
404 ~~does not meet any of the criteria in paragraphs (2) (a) (c).~~

405 (b) Beginning July 1, 2026 ~~2025~~, when an entity extends or
406 renews a contract with a governmental entity which would grant
407 the entity access to an individual's personal identifying
408 information or which involves information technology, the entity
409 must provide the governmental entity with an affidavit signed by
410 an officer or representative of the entity under penalty of
411 perjury attesting that the entity is not a foreign source of
412 concern ~~does not meet any of the criteria in paragraphs (2) (a)~~
413 ~~(c).~~

414 (5) (a) Notwithstanding any other provision of this
415 section, a governmental entity may enter into, extend, or renew
416 a contract involving information technology which is otherwise
417 prohibited by this section if the department makes a written
418 determination that:

419 1. There is no reasonable alternative available to address
420 a specific need.

421 2. Failure to enter into the contract would pose a greater
422 risk to public health, public safety, or economic security than
423 the risk associated with entering into the contract.

424 3. The contract includes mitigation measures deemed
425 necessary by the department to reduce any risk to this state.

426 (b) Beginning January 1, 2027, the department shall submit
 427 to the Governor, the President of the Senate, and the Speaker of
 428 the House of Representatives a written quarterly report
 429 detailing each contract entered into pursuant to this
 430 subsection.

431 (6) (a) This section does not apply to information
 432 technology that is incapable of remote access or control.

433 (b) The department may create a nonexhaustive list of
 434 information technology that violates this section.

435 (8) ~~(6)~~ Any penalties collected under subsection (7) ~~(5)~~
 436 must be deposited into the General Revenue Fund.

437 Section 7. Paragraph (a) of subsection (3) of section
 438 288.816, Florida Statutes, is amended, and subsection (7) is
 439 added to that section, to read:

440 288.816 Intergovernmental relations.—

441 (3) The state protocol officer may:

442 (a) Coordinate and carry out activities designed to
 443 encourage the state and its subdivisions to participate in
 444 sister city and sister state affiliations with foreign countries
 445 and their subdivisions. Such activities may include a State of
 446 Florida sister cities conference. Such activities may not
 447 include encouragement of any affiliations with foreign countries
 448 of concern as defined in s. 288.860(1) or their subdivisions.

449 (7) The department shall publish on its website, to be
 450 updated quarterly, the following information:

451 (a) A current and accurate list of all foreign consulate
 452 offices.

453 (b) A current and accurate list of all sister city and
 454 sister state affiliations, including a copy of all such
 455 agreements.

456 Section 8. Subsections (6) and (7) of section 288.8175,
 457 Florida Statutes, are renumbered as subsections (5) and (6),
 458 respectively, subsections (3), (4), and (5) are amended, and a
 459 new subsection (7) is added to that section, to read:

460 288.8175 Linkage institutes between postsecondary
 461 institutions in this state and foreign countries.—

462 (3) Each institute must be co-administered in this state
 463 by a university-community college partnership, ~~as designated in~~
 464 ~~subsection (5),~~ and must have a private sector and public sector
 465 advisory committee. The advisory committee must be
 466 representative of the international education and commercial
 467 interests of the state and may have members who are native to
 468 the foreign country partner. Six members must be appointed by
 469 the Department of Education. The Department of Education must
 470 appoint at least one member who is an international educator.
 471 The presidents, or their designees, of the participating
 472 university and community college must also serve on the advisory
 473 committee.

474 (4) The institutes are:

475 (a) Florida-Brazil Institute (University of Florida and

476 Miami Dade College).

477 (b) Florida-Costa Rica Institute (Florida State University
478 and Valencia College).

479 (c) Florida Caribbean Institute (Florida International
480 University and Daytona State College).

481 (d) Florida-Canada Institute (University of Central
482 Florida and Palm Beach State College).

483 ~~(e) Florida-China Institute (University of West Florida,
484 University of South Florida, and Eastern Florida State College).~~

485 (e)~~(f)~~ Florida-Japan Institute (University of South
486 Florida, University of West Florida, and St. Petersburg
487 College).

488 (f)~~(g)~~ Florida-France Institute (New College of the
489 University of South Florida, Miami Dade College, and Florida
490 State University).

491 (g)~~(h)~~ Florida-Israel Institute (Florida Atlantic
492 University and Broward College).

493 (h)~~(i)~~ Florida-West Africa Institute (Florida Agricultural
494 and Mechanical University, University of North Florida, and
495 Florida State College at Jacksonville).

496 (i)~~(j)~~ Florida-Eastern Europe Institute (University of
497 Central Florida and Lake-Sumter State College).

498 (j)~~(k)~~ Florida-Mexico Institute (Florida International
499 University and Polk State College).

500 ~~(5) Each institute is allowed to exempt from s. 1009.21 up~~

501 ~~to 25 full-time equivalent students per year from the respective~~
502 ~~host countries to study in any of the state universities or~~
503 ~~community colleges in this state as resident students for~~
504 ~~tuition purposes. The institute directors shall develop~~
505 ~~criteria, to be approved by the Department of Education, for the~~
506 ~~selection of these students. Students must return home within 3~~
507 ~~years after their tenure of graduate or undergraduate study for~~
508 ~~a length of time equal to their exemption period.~~

509 (7) A linkage institute may not enter into any agreement
510 or participate in any activities with a foreign country of
511 concern as defined in s. 288.860(1) or any organization in a
512 foreign country of concern.

513 Section 9. Subsection (4) of section 288.854, Florida
514 Statutes, is renumbered as subsection (5), and a new subsection
515 (4) is added to that section to read:

516 288.854 Support for a free and independent Cuba.—

517 (4) (a) If the Federal Government changes the diplomatic
518 status of Cuba, the Governor may, by executive order, suspend
519 the provisions of any statute or rule restricting interactions
520 with Cuba for a period not to exceed adjournment sine die of the
521 regular session of the Legislature after such suspension. A
522 suspension expires upon adjournment sine die of such regular
523 session of the Legislature. A suspension may not be renewed or
524 extended.

525 (b) If the Governor suspends a statute or rule under

526 paragraph (a), he or she may not subsequently suspend the same
527 statute or rule relating to Cuba unless expressly authorized by
528 the Legislature.

529 (c) At least 30 days before the next regular session of
530 the Legislature following a change in Cuba's diplomatic status
531 by the Federal Government, the Governor shall submit to the
532 President of the Senate and the Speaker of the House of
533 Representatives written recommendations for policy changes, if
534 any, that should be considered by the Legislature concerning
535 Cuba. However, if the change in Cuba's diplomatic status occurs
536 within 30 days before the convening of the next regular session
537 of the Legislature or during the regular session of the
538 Legislature, the Governor shall submit such recommendations as
539 soon as practicable.

540 (d) This subsection is repealed October 2, 2028, unless
541 saved from repeal through reenactment by the Legislature.

542 Section 10. Subsection (2) of section 288.860, Florida
543 Statutes, is amended to read:

544 288.860 International cultural agreements.—

545 (2) (a) A state agency, political subdivision, or public
546 school authorized to expend state-appropriated funds or levy ad
547 valorem taxes may not participate in any agreement with or
548 accept any grant from a foreign country of concern or its
549 subdivisions, or any entity controlled by a foreign country of
550 concern.

551 (b) All agreements under paragraph (a), including, but not
 552 limited to, sister city agreements, are terminated as of July 1,
 553 2026., which:

554 ~~(a) Constrains the freedom of contract of such public~~
 555 ~~entity;~~

556 ~~(b) Allows the curriculum or values of a program in the~~
 557 ~~state to be directed or controlled by the foreign country of~~
 558 ~~concern; or~~

559 ~~(c) Promotes an agenda detrimental to the safety or~~
 560 ~~security of the United States or its residents. Before the~~
 561 ~~execution of any cultural exchange agreement with a foreign~~
 562 ~~country of concern, the substance of the agreement must be~~
 563 ~~shared with federal agencies concerned with protecting national~~
 564 ~~security or enforcing trade sanctions, embargoes, or other~~
 565 ~~restrictions under federal law. If such federal agency provides~~
 566 ~~information suggesting that such agreement promotes an agenda~~
 567 ~~detrimental to the safety or security of the United States or~~
 568 ~~its residents, the public entity may not enter into the~~
 569 ~~agreement.~~

570 Section 11. Subsection (1) of section 316.0078, Florida
 571 Statutes, is amended to read:

572 316.0078 Prohibition on contracting for camera systems of
 573 vendors of foreign countries of concern.—

574 (1) As used in this section, the term: ~~terms~~

575 (a) "Controlling interest" means possession of the power

576 to direct or cause the direction of the management or policies
 577 of a company, whether through ownership of securities, by
 578 contract, or otherwise. A person or an entity that directly or
 579 indirectly has 25 percent or more of the voting interests of a
 580 company or is entitled to 25 percent or more of its profits is
 581 presumed to possess a controlling interest. ~~and~~

582 (b) "Foreign country of concern" means the People's
 583 Republic of China, the Russian Federation, the Islamic Republic
 584 of Iran, the Democratic People's Republic of Korea, the Republic
 585 of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian
 586 Arab Republic, including any agency of or any other entity of
 587 significant control of such foreign country of concern ~~have the~~
 588 ~~same meanings as in s. 287.138(1).~~

589 Section 12. Paragraphs (e) and (f) of subsection (14) of
 590 section 496.404, Florida Statutes, are amended, and paragraph
 591 (g) is added to that subsection, to read:

592 496.404 Definitions.—As used in ss. 496.401-496.424, the
 593 term:

594 (14) "Foreign source of concern" means any of the
 595 following:

596 (e) An agent, including a subsidiary or an affiliate of a
 597 foreign legal entity, acting on behalf of a foreign source of
 598 concern; ~~or~~

599 (f) An entity in which a person, entity, or collection of
 600 persons or entities described in paragraphs (a)-(e) has a

601 controlling interest. As used in this paragraph, the term
602 "controlling interest" means the possession of the power to
603 direct or cause the direction of the management or policies of
604 an entity, whether through ownership of securities, by contract,
605 or otherwise. A person or an entity that directly or indirectly
606 has the right to vote 25 percent or more of the voting interest
607 of the company or is entitled to 25 percent or more of its
608 profits is presumed to possess a controlling interest; or

609 (g) A designated foreign terrorist organization as defined
610 in s. 775.32(1) or an agent acting on behalf of a designated
611 foreign terrorist organization.

612 Section 13. Subsection (3) of section 692.201, Florida
613 Statutes, is amended to read:

614 692.201 Definitions.—As used in this part, the term:

615 (3) "Foreign country of concern" means the People's
616 Republic of China, the Russian Federation, the Islamic Republic
617 of Iran, the Democratic People's Republic of Korea, the Republic
618 of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian
619 Arab Republic, including any agency of or any other entity under
620 ~~of~~ significant control of such foreign country of concern.

621 Section 14. Section 692.21, Florida Statutes, is created
622 to read:

623 692.21 Protection of state critical infrastructure
624 facilities from foreign sources of concern.—

625 (1) As used in this section, the term:

626 (a) "Business entity" has the same meaning as in s.
627 112.312.

628 (b) "Foreign source of concern" has the same meaning as in
629 s. 496.404.

630 (c) "Governmental entity" has the same meaning as in s.
631 287.138(1).

632 (d) "Information technology" has the same meaning as in s.
633 282.0041.

634 (2) (a) A governmental entity or a business entity
635 constructing, repairing, operating, or otherwise having
636 significant access to a critical infrastructure facility may not
637 enter into a contract or other agreement relating to a critical
638 infrastructure facility in this state with a foreign source of
639 concern if the contract or agreement authorizes the foreign
640 source of concern to directly or remotely access or otherwise
641 control such critical infrastructure facility.

642 (b) A foreign source of concern may not enter into a
643 contract or other agreement relating to critical infrastructure
644 facilities in this state with a business entity constructing,
645 repairing, operating, or otherwise having significant access to
646 critical infrastructure facilities, or a governmental entity, if
647 the contract or agreement authorizes the foreign source of
648 concern to directly or remotely access or otherwise control such
649 critical infrastructure facility.

650 (3) (a) Beginning January 1, 2027, a business entity

651 constructing, repairing, operating, or otherwise having
652 significant access to a critical infrastructure facility in this
653 state which entered into a contract or other agreement before
654 July 1, 2026, with a foreign source of concern relating to such
655 critical infrastructure facility must register with the
656 Department of Commerce by January 1 of each year for the
657 remainder of the term of the contract or agreement with the
658 foreign source of concern relating to such critical
659 infrastructure facility. The Department of Commerce shall adopt
660 a registration form that includes all of the following:

661 1. The name of the business entity constructing,
662 repairing, operating, or otherwise having significant access to
663 critical infrastructure facilities in this state.

664 2. The address of the critical infrastructure facility the
665 business entity is constructing, repairing, or operating or to
666 which the business entity otherwise has significant access.

667 3. A description of the specific terms of the contract or
668 agreement which authorizes a foreign source of concern to engage
669 in constructing, repairing, or operating or to otherwise have
670 significant access to such critical infrastructure facility.

671 (b) A business entity that violates paragraph (a):

672 1. Is subject to a civil penalty of \$1,000 for each day
673 the violation continues.

674 2. Commits a misdemeanor of the second degree, punishable
675 as provided in s. 775.082 or s. 775.083.

676 (4) Before commencing any sale or other transfer of
677 control of a critical infrastructure facility in this state, the
678 business entity selling or otherwise transferring control of
679 such critical infrastructure facility must provide an affidavit,
680 signed under penalty of perjury, to the Department of Commerce
681 attesting that the buyer or transferee is not a foreign source
682 of concern.

683 (5) (a) Information technology produced or manufactured by
684 a foreign source of concern may not be used in a critical
685 infrastructure facility located in this state.

686 (b)1. Notwithstanding paragraph (a), a governmental entity
687 or business entity may enter into a contract or other agreement
688 with a foreign source of concern to use information technology
689 that is otherwise prohibited in paragraph (a) in a critical
690 infrastructure facility if the Department of Commerce, in
691 consultation with the Department of Management Services, makes a
692 written determination that:

693 a. There is no reasonable alternative available to address
694 a specific need relating to a critical infrastructure facility
695 in this state.

696 b. Failure to enter into the contract or agreement would
697 pose a greater risk to public health, public safety, or economic
698 security than the risk associated with entering into the
699 contract or agreement.

700 c. The contract or agreement includes mitigation measures

701 deemed necessary by the Department of Commerce, in consultation
702 with the Department of Management Services, to reduce any risk
703 to this state.

704 2. Beginning January 1, 2027, the Department of Commerce
705 shall submit to the Governor, the President of the Senate, and
706 the Speaker of the House of Representatives a written quarterly
707 report detailing each contract or agreement entered into
708 pursuant to this paragraph.

709 (c) This subsection does not apply to information
710 technology that is incapable of remote access to or control of
711 critical infrastructure.

712 (6) The Department of Commerce shall adopt rules to
713 implement this section.

714 Section 15. Section 775.08255, Florida Statutes, is
715 created to read:

716 775.08255 Offenses by foreign agents; reclassification.—

717 (1) As used in this section, the term:

718 (a) "Agent of a foreign government or designated foreign
719 terrorist organization" means a person acting on behalf of or
720 otherwise employed or controlled by a foreign government or a
721 designated foreign terrorist organization.

722 (b) "Designated foreign terrorist organization" has the
723 same meaning as provided in s. 775.32(1).

724 (c) "Foreign government" has the same meaning as provided
725 in s. 286.101(1).

726 (2) The penalty for any misdemeanor or felony may be
727 reclassified if the commission of such misdemeanor or felony was
728 for the purpose of benefiting, promoting, or furthering the
729 interests of a foreign government, a designated foreign
730 terrorist organization, or an agent of a foreign government or
731 designated foreign terrorist organization. The reclassification
732 is as follows:

733 (a) A misdemeanor of the second degree is reclassified to
734 a misdemeanor of the first degree.

735 (b) A misdemeanor of the first degree is reclassified to a
736 felony of the third degree.

737 (c) A felony of the third degree is reclassified to a
738 felony of the second degree.

739 (d) A felony of the second degree is reclassified to a
740 felony of the first degree.

741 (e) A felony of the first degree is reclassified to a life
742 felony.

743 (3) In addition to any other penalties prescribed by law,
744 a person convicted of a felony of the first degree or a life
745 felony under this section shall be sentenced to a minimum term
746 of imprisonment of 15 years.

747 Section 16. Section 775.36, Florida Statutes, is created
748 to read:

749 775.36 Unauthorized enforcement of foreign law.—

750 (1) As used in this section, the term:

751 (a) "Agent of a foreign government or designated foreign
 752 terrorist organization" means a person acting on behalf of or
 753 otherwise employed or controlled by a foreign government or a
 754 designated foreign terrorist organization.

755 (b) "Designated foreign terrorist organization" has the
 756 same meaning as provided in s. 775.32(1).

757 (c) "Foreign government" has the same meaning as in s.
 758 286.101(1).

759 (2) Without the approval of this state or the United
 760 States, a person may not:

761 (a) Prevent another person in this state from violating
 762 the laws of a foreign government which are not also the laws of
 763 this state or the United States; or

764 (b) Investigate, monitor, or surveil another person in
 765 this state for the purpose of preventing the other person from
 766 violating the laws of a foreign government which are not also
 767 the laws of this state or the United States.

768 (3) A person who violates this section commits a felony of
 769 the third degree, punishable as provided in s. 775.082, s.
 770 775.083, or s. 775.084. However, a person who violates this
 771 section for the purpose of benefiting, promoting, or furthering
 772 the interests of a foreign government, a designated foreign
 773 terrorist organization, or an agent of a foreign government or
 774 designated foreign terrorist organization commits a felony of
 775 the second degree, punishable as provided in s. 775.082, s.

776 775.083, or s. 775.084.

777 Section 17. Paragraph (a) of subsection (7) of section
778 282.802, Florida Statutes, is amended to read:

779 282.802 Government Technology Modernization Council.—

780 (7) (a) The council shall meet at least quarterly to:

781 1. Recommend legislative and administrative actions that
782 the Legislature and state agencies as defined in s. 282.318(2)
783 may take to promote the development of data modernization in
784 this state.

785 2. Assess and provide guidance on necessary legislative
786 reforms and the creation of a state code of ethics for
787 artificial intelligence systems in state government.

788 3. Assess the effect of automated decision systems or
789 identity management on constitutional and other legal rights,
790 duties, and privileges of residents of this state.

791 4. Evaluate common standards for artificial intelligence
792 safety and security measures, including the benefits of
793 requiring disclosure of the digital provenance for all images
794 and audio created using generative artificial intelligence as a
795 means of revealing the origin and edit of the image or audio, as
796 well as the best methods for such disclosure.

797 5. Assess the manner in which governmental entities and
798 the private sector are using artificial intelligence with a
799 focus on opportunity areas for deployments in systems across
800 this state.

801 6. Determine the manner in which artificial intelligence
802 is being exploited by bad actors, including foreign countries of
803 concern as defined in s. 286.101(1) ~~s. 287.138(1)~~.

804 7. Evaluate the need for curriculum to prepare school-age
805 audiences with the digital media and visual literacy skills
806 needed to navigate the digital information landscape.

807 Section 18. Subsection (2) of section 63.213, Florida
808 Statutes, is amended to read:

809 63.213 Preplanned adoption agreement.—

810 (2) (a) A preplanned adoption agreement is prohibited if:

811 1. The volunteer mother is a citizen or resident of a
812 foreign country of concern as defined in s. 286.101(1).

813 2. Either the intended father or intended mother is a
814 citizen or resident of a foreign country of concern as defined
815 in s. 286.101(1).

816 (b) A preplanned adoption agreement must include, but need
817 not be limited to, the following terms:

818 1.(a) That the volunteer mother agrees to become pregnant
819 by the fertility technique specified in the agreement, to bear
820 the child, and to terminate any parental rights and
821 responsibilities to the child she might have through a written
822 consent executed at the same time as the preplanned adoption
823 agreement, subject to a right of rescission by the volunteer
824 mother any time within 48 hours after the birth of the child, if
825 the volunteer mother is genetically related to the child.

826 2.~~(b)~~ That the volunteer mother agrees to submit to
827 reasonable medical evaluation and treatment and to adhere to
828 reasonable medical instructions about her prenatal health.

829 3.~~(e)~~ That the volunteer mother acknowledges that she is
830 aware that she will assume parental rights and responsibilities
831 for the child born to her as otherwise provided by law for a
832 mother if the intended father and intended mother terminate the
833 agreement before final transfer of custody is completed, if a
834 court determines that a parent clearly specified by the
835 preplanned adoption agreement to be the biological parent is not
836 the biological parent, or if the preplanned adoption is not
837 approved by the court pursuant to the Florida Adoption Act.

838 4.~~(d)~~ That an intended father who is also the biological
839 father acknowledges that he is aware that he will assume
840 parental rights and responsibilities for the child as otherwise
841 provided by law for a father if the agreement is terminated for
842 any reason by any party before final transfer of custody is
843 completed or if the planned adoption is not approved by the
844 court pursuant to the Florida Adoption Act.

845 5.~~(e)~~ That the intended father and intended mother
846 acknowledge that they may not receive custody or the parental
847 rights under the agreement if the volunteer mother terminates
848 the agreement or if the volunteer mother rescinds her consent to
849 place her child for adoption within 48 hours after the birth of
850 the child, if the volunteer mother is genetically related to the

851 child.

852 6.~~(f)~~ That the intended father and intended mother may
853 agree to pay all reasonable legal, medical, psychological, or
854 psychiatric expenses of the volunteer mother related to the
855 preplanned adoption arrangement and may agree to pay the
856 reasonable living expenses and wages lost due to the pregnancy
857 and birth of the volunteer mother and reasonable compensation
858 for inconvenience, discomfort, and medical risk. No other
859 compensation, whether in cash or in kind, shall be made pursuant
860 to a preplanned adoption arrangement.

861 7.~~(g)~~ That the intended father and intended mother agree
862 to accept custody of and to assert full parental rights and
863 responsibilities for the child immediately upon the child's
864 birth, regardless of any impairment to the child.

865 8.~~(h)~~ That the intended father and intended mother shall
866 have the right to specify the blood and tissue typing tests to
867 be performed if the agreement specifies that at least one of
868 them is intended to be the biological parent of the child.

869 9.~~(i)~~ That the agreement may be terminated at any time by
870 any of the parties.

871 Section 19. Subsection (1) of section 742.15, Florida
872 Statutes, is amended to read:

873 742.15 Gestational surrogacy contract.—

874 (1) (a) ~~Prior to~~ engaging in gestational surrogacy,
875 a binding and enforceable gestational surrogacy contract shall

876 | be made between the commissioning couple and the gestational
877 | surrogate. A contract for gestational surrogacy is ~~shall~~ not be
878 | binding and enforceable unless the gestational surrogate is 18
879 | years of age or older and the commissioning couple are legally
880 | married and are both 18 years of age or older.

881 | (b)1. A gestational surrogacy contract may not be entered
882 | into in this state if any party to the contract is a citizen or
883 | resident of a foreign country of concern as defined in s.
884 | 286.101(1).

885 | 2. A gestational surrogacy contract executed in violation
886 | of this paragraph is void and unenforceable as against the
887 | public policy of this state.

888 | Section 20. This act shall take effect July 1, 2026.