

## CHAPTER 2023-214

### Committee Substitute for Senate Bill No. 242

An act relating to fiscal accountability; amending s. 215.985, F.S.; requiring state entities to post any documents submitted on the contract tracking system which indicate the use of state funds as remuneration under certain contracts, beginning on a specified date; deleting a provision requiring state entities to publish payments on the contract tracking system; amending s. 216.1366, F.S.; requiring that contracts for services executed, amended, or extended beginning on a specified date require contractors to provide specified documentation to be included in the contract tracking system and posted to the contractor's website, if applicable; defining terms; providing an effective date.

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

Section 1. Paragraph (c) of subsection (14) of section 215.985, Florida Statutes, is amended to read:

215.985 Transparency in government spending.—

(14) The Chief Financial Officer shall establish and maintain a secure contract tracking system available for viewing and downloading by the public through a secure website. The Chief Financial Officer shall use appropriate Internet security measures to ensure that no person has the ability to alter or modify records available on the website.

(c) For each contract for which a state entity makes a payment pursuant to a contract executed, amended, or extended on or after July 1, 2023, the state entity shall post any documents submitted pursuant to s. 216.1366 which indicate the use of state funds as remuneration under the contract or a specified payment associated with the contract on the contract tracking system ~~By January 1, 2014, each state entity shall post to the contract tracking system the information required in paragraph (a) for each existing contract that was executed before July 1, 2013, with payment from state funds made after June 30, 2013.~~

Section 2. Subsection (3) is added to section 216.1366, Florida Statutes, to read:

216.1366 Contract terms.—

(3)(a) For any contract for services executed, amended, or extended on or after July 1, 2023, with a nonprofit organization as defined in s. 215.97(2)(m), the contract must require the contractor to provide documentation that indicates the amount of state funds:

1. Allocated to be used during the full term of the contract for remuneration to any member of the board of directors or an officer of the contractor.

2. Allocated under each payment by the public agency to be used for remuneration of any member of the board of directors or an officer of the contractor. The documentation must indicate the amounts and recipients of the remuneration.

Such information must be included in the contract tracking system maintained pursuant to s. 215.985 and must be posted on the contractor's website, if the contractor maintains a website.

(b) As used in this subsection, the term:

1. "Officer" means a chief executive officer, chief financial officer, chief operating officer, or any other position performing an equivalent function.

2. "Remuneration" means all compensation earned by or awarded to personnel, whether paid or accrued, regardless of contingency, including bonuses, accrued paid time off, severance payments, incentive payments, contributions to a retirement plan, or in-kind payments, reimbursements, or allowances for moving expenses, vehicles and other transportation, telephone services, medical services, housing, and meals.

3. "State funds" means funds paid from the General Revenue Fund or any state trust fund, funds allocated by the Federal Government and distributed by the state, or funds appropriated by the state for distribution through any grant program. The term does not include funds used for the state Medicaid program.

Section 3. This act shall take effect July 1, 2023.

Approved by the Governor June 12, 2023.

Filed in Office Secretary of State June 12, 2023.