

Bill No. CS for CS for SB 2410

Amendment No. ____

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Lee moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	On page 26, between lines 16 and 17,		
15			
16	insert:		
17	Section 26. Section 230.23162, Florida Statutes, 1998		
18	Supplement, is amended to read:		
19	230.23162 Residential public education facility.--		
20	(1) Ownership of the facility and related assets		
21	authorized under former s. 985.402, is transferred to the		
22	Department of Management Services. The Department of		
23	Management Services shall direct change orders in existing		
24	construction contracts necessary to complete construction to		
25	the extent necessary to stabilize assets and prepare the		
26	facility for future utilization. The Department of Management		
27	Services shall provide administrative, site inspection, and		
28	security services as necessary to carry out the provisions of		
29	this section. The Department of Management Services shall have		
30	access to all state funds previously appropriated to the		
31	Alternative Education Institute for this purpose.		

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1 (a) The Department of Management Services shall
2 continue to work with contractors to weatherize, close in, and
3 stabilize the facility, protect the assets, and resolve any
4 claims regarding the facility.

5 (b) The Department of Management Services should
6 continue to facilitate interest by private entities or public
7 entities capable of serving as either owner, occupant, or
8 fiscal agent for a public-private partnership. Any entity,
9 public, private, or a public-private partnership, must meet
10 all of the criteria specified in the revised Department of
11 Management Services Request for Proposal dated August 21,
12 1998, and issued pursuant to chapter 98-209, Laws of Florida.

13 (2) The Department of Management Services, in
14 cooperation with the relevant state agencies, is directed to
15 continue to receive and evaluate proposals for the use or
16 transfer of the facility described in subsection (1) and,
17 after taking into account local and state concerns and
18 interests, may make a final disposition for use or transfer of
19 such facility, subject to the notice, review, and objection
20 procedures of s. 216.177. Any unexpended balance of funds
21 appropriated from Specific Appropriation 2012A of chapter
22 94-357, Laws of Florida, remaining after dry-in and
23 stabilization may be expended, consistent with the provisions
24 of this section, for completion of the facility in connection
25 with the disposition or transfer of the facility.

26 (a) The Department of Management Services shall
27 continue to invite public-agency proposals and related funding
28 requests, from either state or local agencies, to provide an
29 education program for nonadjudicated youth, and also to
30 continue to encourage other proposals and funding requests
31 consistent with state and local community needs and concerns.

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1 (b) Upon request, the Department of Management
 2 Services shall continue to work with project proposers who
 3 submitted proposals, and an addendum to proposals, to the
 4 working group pursuant to chapter 98-209, Laws of Florida.

5 (c) In considering proposals, the Department of
 6 Management Services and the Legislature shall take into
 7 account local and state interests and concerns.

8 ~~(2)(a) A working group is formed to develop a plan for~~
 9 ~~the use of the facility and to develop a request for proposals~~
 10 ~~or request for information for operation of the program by a~~
 11 ~~private contractor. The working group shall be composed of~~
 12 ~~eight members: one member each from the Department of~~
 13 ~~Education, Department of Juvenile Justice, and Department of~~
 14 ~~Children and Family Services; one member appointed by the~~
 15 ~~President of the Senate; one member appointed by the Speaker~~
 16 ~~of the House of Representatives; one representative of the~~
 17 ~~13th judicial circuit of Hillsborough County, to be appointed~~
 18 ~~by the Chief Circuit Judge; one representative of the~~
 19 ~~Hillsborough School District, and one representative from~~
 20 ~~local law enforcement to be appointed by the Sheriff of~~
 21 ~~Hillsborough County. The Department of Education shall provide~~
 22 ~~administrative support for the working group.~~

23 ~~(b) The group shall assess needs of categories of~~
 24 ~~clients served by the member agencies in evaluating possible~~
 25 ~~uses for the facility in meeting the needs of the clients. The~~
 26 ~~group shall identify client categories that may be served~~
 27 ~~through the use of the facility, shall outline a program~~
 28 ~~structure, and shall make further recommendations, including a~~
 29 ~~proposed private provider for implementation. The group should~~
 30 ~~consider previous recommendations for use of the facility, and~~
 31 ~~shall specifically consider the viability of prior proposals~~

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1 ~~submitted for use of the facility in the fiscal year~~
2 ~~1997-1998. The group shall be formed and activated when this~~
3 ~~act becomes law.~~

4 ~~(3) The Department of Management Services shall survey~~
5 ~~state agencies, and shall invite bids and proposals from state~~
6 ~~agencies, local government agencies, federal agencies, and the~~
7 ~~private sector for the use or disposition of the facility and~~
8 ~~related assets, no later than June 15, 1998. Notwithstanding~~
9 ~~any law to the contrary, the Department of Management Services~~
10 ~~shall set a deadline for receipt of bids and proposals of not~~
11 ~~less than 3 months after the invitation for bids and proposals~~
12 ~~is advertised. By October 1, 1998, the Department of~~
13 ~~Management Services shall evaluate all bids and proposals and~~
14 ~~make a recommendation to the working group created under this~~
15 ~~section regarding proposed uses for the facility, taking into~~
16 ~~account local and state interests and concerns.~~

17 ~~(4) Taking into consideration the recommendation of~~
18 ~~the Department of Management Services, and local and state~~
19 ~~concerns and interests, the working group shall, no later than~~
20 ~~November 1, 1998, make a final determination for the use or~~
21 ~~disposition of the facility and related assets planned,~~
22 ~~constructed, acquired, and equipped pursuant to Specific~~
23 ~~Appropriation 2012A of the 1994-1995 General Appropriations~~
24 ~~Act, and shall be disbanded upon that date. Such~~
25 ~~determination shall be subject to the notice, review, and~~
26 ~~objection procedures of s. 216.177. If the final determination~~
27 ~~made by the working group is objected to under s. 216.177, the~~
28 ~~final determination for the facility and related assets shall~~
29 ~~be made by the Legislature during the 1999 Regular Session.~~

30
31 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3 On page 3, line 1, after the semicolon,

4

5 insert:

6 amending s. 230.23162, F.S.; directing the
7 department to seek proposals for the use or
8 transfer of a specified state facility;
9 requiring the department to take steps to
10 preserve the facility;

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