

By the Committee on Governmental Oversight and Productivity

302-461-99

1 A bill to be entitled
 2 An act relating to consolidations of
 3 governmental operations; amending s. 20.057,
 4 F.S.; providing for interagency agreements to
 5 consolidate administrative services if such
 6 consolidation results in cost savings;
 7 providing requirements for such agreements;
 8 requiring that the Governor report to the
 9 Legislature on such consolidations; amending s.
 10 216.031, F.S.; requiring that budget requests
 11 submitted to the Legislature by state agencies
 12 and the Supreme Court justify the need to
 13 consolidate administrative functions; amending
 14 s. 216.163, F.S.; providing for the Executive
 15 Office of the Governor to recommend the
 16 interagency consolidation of administrative
 17 services in order to improve agency
 18 performance; providing an effective date.

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

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 22 Section 1. Section 20.057, Florida Statutes, is
 23 amended to read:

24 20.057 Interagency agreements to eliminate ~~delete~~
 25 duplication ~~of inspections~~--

26 (1) The Governor shall direct any department, the head
 27 of which is an officer or board appointed by and serving at
 28 the pleasure of the Governor, to enter into an interagency
 29 agreement that will eliminate duplication of:

30 (a) Inspections among the departments that inspect the
 31 same type of facility or structure; ~~or~~--

1 (b) The functions of administrative services which, if
2 consolidated, would result in a cost-savings benefit.

3 (2) Parties to the agreement may include departments
4 ~~that which~~ are headed by a Cabinet officer, the Governor and
5 Cabinet, or a collegial body. The agreement must ~~shall~~:

6 (a) Authorize agents of one department to conduct
7 inspections required to be performed by another department.

8 (b) Specify that agents of the department conducting
9 the inspection have all powers relative to the inspection as
10 the agents of the department on whose behalf the inspection is
11 being conducted.

12 (c) Require that agents of the department conducting
13 the inspection have sufficient knowledge of statutory and
14 administrative inspection requirements to conduct a proper
15 inspection.

16 (d) Specify that the departments which have entered
17 into the agreement may neither charge nor accept any funds
18 with respect to duties performed under the agreement which are
19 in excess of the direct costs of conducting such inspections.

20 (e) Identify specific administrative services and
21 their appropriate method of delivery, implementation
22 schedules, and anticipated cost savings.

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24 Before taking effect, an agreement entered into under this
25 section must be approved by the Governor. Inspections or
26 consolidations conducted under an agreement shall be deemed
27 sufficient for enforcement purposes pursuant to the agreement
28 or as otherwise provided by law.

29 ~~(3)(2)~~ No later than 60 days prior to the beginning of
30 the regular session, the Governor shall make an annual report
31 to the President of the Senate and the Speaker of the House of

1 Representatives regarding interagency agreements. The report
2 ~~must shall~~ identify each interagency agreement entered into
3 under this section, and, for each agreement, ~~shall~~ describe
4 the duplication eliminated, provide data that measures the
5 effectiveness of the inspections and consolidations conducted
6 under the interagency agreement, and estimate the cost savings
7 that have resulted from the agreement. The report ~~must shall~~
8 also describe obstacles encountered by any department in
9 attempting to develop an interagency agreement and in
10 performing duties resulting from an interagency agreement and
11 ~~shall~~ recommend appropriate remedial legislative action.

12 Section 2. Paragraph (c) of subsection (5) of section
13 216.031, Florida Statutes, 1998 Supplement, is amended to
14 read:

15 216.031 Budgets for operational expenditures.--A
16 legislative budget request, reflecting the independent
17 judgment of the head of the state agency, and of the Chief
18 Justice of the Supreme Court, with respect to the needs of the
19 agency and the judicial branch for operational expenditures
20 during the next fiscal year, shall be submitted by each head
21 of a state agency and by the Chief Justice of the Supreme
22 Court and shall contain the following:

23 (5) Detailed information for the next fiscal year
24 necessary for the Legislature and the Governor to evaluate:

25 (c) The justification for proposed improvements or the
26 need to consolidate administrative services functions in
27 existing programs.

28 Section 3. Paragraph (b) of subsection (4) of section
29 216.163, Florida Statutes, 1998 Supplement, is amended to
30 read:

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1 216.163 Governor's recommended budget; form and
2 content; declaration of collective bargaining impasses.--

3 (4) The Executive Office of the Governor shall review
4 the evaluation report required by s. 216.031(10) and the
5 findings of the Office of Program Policy Analysis and
6 Government Accountability, to the extent they are available,
7 request any reports or additional analyses as necessary, and
8 submit a recommendation, which may include a recommendation
9 regarding incentives or disincentives for agency performance.
10 Incentives or disincentives may apply to all or part of a
11 state agency.

12 (b) Disincentives may include, but are not limited to:

13 1. Mandatory quarterly reports to the Executive Office
14 of the Governor and the Legislature on the agency's progress
15 in meeting performance standards.

16 2. Mandatory quarterly appearances before the
17 Legislature, the Governor, or the Governor and Cabinet to
18 report on the agency's progress in meeting performance
19 standards.

20 3. Elimination or restructuring of the program, which
21 may include, but need not be limited to, transfer of the
22 program, interagency consolidation of administrative services
23 functions, or outsourcing all or a portion of the program.

24 4. Reduction of total positions for a program.

25 5. Restriction on or reduction of the spending
26 authority provided in s. 216.292(2) and (4).

27 6. Reduction of managerial salaries.

28 Section 4. This act shall take effect upon becoming a
29 law.

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SENATE SUMMARY

Requires that the Governor direct state agencies to enter into interagency agreements for consolidating administrative services if such consolidation results in cost savings. Requires the Governor to report to the Legislature on such consolidations. Provides for legislative budget requests submitted by state agencies and the Supreme Court to include a justification of the need to consolidate administrative functions. Authorizes the Executive Office of the Governor to recommend that agencies consolidate administrative services in order to improve agency performance.