

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 The Committee on Governmental Operations offered the
12 following:

14 **Amendment (with title amendment)**

15 Remove from the bill: Everything after the enacting clause
16
17 and insert in lieu thereof:

18 Section 1. Section 216.001, Florida Statutes, is
19 amended to read:

20 216.001 Definitions.--For purposes of chapter 94-249,
21 Laws of Florida, except as otherwise provided herein, "state
22 agency" or "agency" means any unit of organization of the
23 executive branch, including any official, officer, department,
24 board, commission, division, bureau, section, district,
25 office, authority, committee, or council or any other unit of
26 government, however designated, and the Public Service
27 Commission. For purposes of chapter 94-249, "state agency"
28 shall ~~not~~ include the judicial branch. For purposes of chapter
29 94-249, "judicial branch" shall mean all officers, employees,
30 and offices of the Supreme Court, district courts of appeal,
31 circuit courts, county courts, Justice Data Center, and the

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1 Judicial Qualifications Commission.

2 Section 2. Paragraph (mm) of subsection (1) of section
3 216.011, Florida Statutes, is amended to read:

4 216.011 Definitions.--

5 (1) For the purpose of fiscal affairs of the state,
6 appropriations acts, legislative budgets, and approved
7 budgets, each of the following terms has the meaning
8 indicated:

9 (mm) "State agency" or "agency" means any official,
10 officer, commission, board, authority, council, committee, or
11 department of the executive branch of state government. For
12 purposes of this chapter and chapter 215, "state agency" or
13 "agency" includes state attorneys, public defenders, the
14 Capital Collateral Representative, and the Justice
15 Administrative Commission. For the purposes of implementing
16 Article III, Section 19(h) of the Constitution, "state agency"
17 or "agency" includes the judicial branch.

18 Section 3. Subsections (8), (9), and (10) of section
19 216.0172, Florida Statutes, are renumbered respectively, and a
20 new subsection (8) is added to said section, to read:

21 216.0172 Schedule for submission of performance-based
22 program budgets.--In order to implement the provisions of
23 chapter 94-249, Laws of Florida, state agencies shall submit
24 performance-based program budget legislative budget requests
25 for programs approved pursuant to s. 216.0166 to the Executive
26 Office of the Governor and the Legislature based on the
27 following schedule:

28 (8) The judicial branch shall submit a
29 performance-based program budget request for programs approved
30 by the Legislature to the Legislature, and with a copy to the
31 Governor, by September 1, 2001.

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1 Section 4. Subsection (1) of section 216.023, Florida
2 Statutes, is amended to read:

3 216.023 Legislative budget requests to be furnished by
4 agencies.--

5 (1) The head of each state agency, except for the
6 judicial branch, shall submit a final legislative budget
7 request to the Legislature and to the Governor, as chief
8 budget officer of the state, in the form and manner prescribed
9 in the budget instructions and at such time as specified by
10 the Executive Office of the Governor, based on the agency's
11 independent judgment of its needs. However, no state agency
12 shall submit its final legislative budget request later than
13 September 1 of each year.

14 Section 5. Subsection (1) of section 216.0235, Florida
15 Statutes, is amended to read:

16 216.0235 Performance-based legislative program budget
17 requests to be furnished by agencies.--

18 (1) The head of each state agency, except for the
19 judicial branch, shall submit a final legislative program
20 budget request to the Legislature and to the Governor, as
21 chief budget officer of the state, in the form and manner
22 prescribed in the program budget instructions and at such time
23 as specified by the Executive Office of the Governor, based on
24 the agency's independent judgment of its needs. However, a
25 state agency may not submit its final legislative program
26 budget request later than September 1 of each year. The
27 provisions of s. 216.023 do not apply to programs within state
28 agencies that have been approved to operate under a
29 performance-based program budget.

30 Section 6. This act shall take effect upon becoming a
31 law.

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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 1, lines 2 through 8,
4 remove from the title of the bill: all of said lines

5
6 and insert in lieu thereof:

7 An act relating to the judicial branch planning
8 and performance-based program budgeting;
9 amending s. 216.001, F.S.; revising a
10 definition; amending s. 216.011, F.S.; revising
11 a definition; amending s. 216.0172, F.S.;
12 requiring the judicial branch to submit a
13 performance-based program budget; amending s.
14 216.023, F.S.; excepting the judicial branch
15 from submitting final legislative budget
16 request; amending s. 216.0235, F.S.; excepting
17 the judicial branch from submitting final
18 legislative program budget request; providing
19 an effective date.

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