

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

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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5			ORIGINAL STAMP BELOW
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11 Representative(s) Benson offered the following:

13 **Amendment (with title amendment)**

14 On page 35, line 16 of the bill

16 insert: Section 40. In order to implement Specific
17 Appropriation 2746 of the 2002-2003 General Appropriations Act
18 and other Specific Appropriations from the expense category as
19 defined in paragraph (n) of subsection (1) of section 216.011,
20 Florida Statutes, paragraph (b) of subsection (3) of section
21 255.25, Florida Statutes, is amended to read:

22 255.25 Approval required prior to construction or
23 lease of buildings.--

24 (3)

25 (b) 1. The Department of Management Services may
26 approve extensions of an existing lease of 5,000 square feet
27 or more of space if such extensions are determined to be in
28 the best interests of the state, but in no case shall the
29 total of such extensions exceed 11 months. If at the end of
30 the 11th month an agency still needs that space, it shall be
31 procured by competitive bid in accordance with s.

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1 255.249(4)(b). However, an agency that determines that it is
2 in its best interest to remain in the space it currently
3 occupies may negotiate a replacement lease with the lessor if
4 an independent comparative market analysis demonstrates that
5 the rates offered are within market rates for the space and
6 the cost of the new lease does not exceed the cost of a
7 comparable lease plus documented moving costs. A present-value
8 analysis and the consumer price index shall be used in the
9 calculation of lease costs. The term of the replacement lease
10 may not exceed the base term of the expiring lease.

11 2. For the 2002-2003 fiscal year only, and
12 notwithstanding the provisions of paragraph (2)(c), the
13 Department of Management Services may exempt the replacement
14 lease from Rule 60H-1.007, Florida Administrative Code, if,
15 upon complying with this paragraph, the cumulative cost of the
16 new lease is at least 10 percent less than the cost of a
17 comparable lease plus documented moving costs. This
18 subparagraph expires July 1, 2003.

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

22 And the title is amended as follows:

23 On page 5, line 3, after the semicolon

24

25 insert:

26 amending s. 255.25, F.S.; exempting certain
27 leases entered into by the state agencies from
28 leasing requirements under specified
29 circumstances;

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