

Bill No. CS for SB 400

Barcode 480276

CHAMBER ACTION

Senate

House

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05/06/2005 01:05 PM		.	05/06/2005 21:29:07

The Conference Committee on CS for SB 400 recommended the following amendment:

Conference Committee Amendment (with title amendment)
Delete everything after the enacting clause

and insert:

Section 1. Paragraph (c) of subsection (23) of 287.057, Florida Statutes, is amended to read:

287.057 Procurement of commodities or contractual services.--

(23)

(c)1. The department may impose and shall collect all fees for the use of the on-line procurement systems. Such ~~The~~ fees may be imposed on an individual transaction basis or as a fixed percentage of the cost savings generated. At a minimum, the fees must be set in an amount sufficient to cover the projected costs of such services, including administrative and project service costs in accordance with the policies of the department. All fees and surcharges collected under this paragraph shall be deposited in the Grants and Donations Trust

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1 Fund as provided by law.

2 2. If the department contracts with a provider for
3 on-line procurement, the department, pursuant to
4 appropriation, shall compensate the provider from such fees
5 after the department has satisfied all ongoing costs. The
6 provider shall report transaction data to the department each
7 month so that the department may determine the amount due and
8 payable to the department from each vendor.

9 3. All fees that are due and payable to the state on a
10 transactional basis or as a fixed percentage of the cost
11 savings generated are subject to s. 215.31 and must be
12 remitted within 40 days after receipt of payment for which
13 such fees are due. For any fees that are not remitted within
14 40 days, the vendor shall pay interest at the rate established
15 under s. 55.03(1) on the unpaid balance from the expiration of
16 the 40-day period until the fees are remitted. For the
17 purposes of compensating the provider, the department may
18 authorize the provider to collect and retain a portion of the
19 fees. The providers may withhold the portion retained from the
20 amount of fees to be remitted to the department. The
21 department may negotiate the retainage as a percentage of such
22 fees charged to users, as a flat amount, or as any other
23 method the department deems feasible. All fees and surcharges
24 collected under this paragraph shall be deposited in the
25 Grants and Donation Trust Fund as provided by law.

26 Section 2. This act shall take effect July 1, 2005.

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

30 And the title is amended as follows:

31 Delete everything before the enacting clause

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1 and insert:

2 A bill to be entitled
3 An act relating to the procurement of
4 commodities or contractual services; amending
5 s. 287.057, F.S.; requiring that the Department
6 of Management Services compensate a provider
7 for on-line procurement pursuant to
8 appropriation after satisfying ongoing costs;
9 requiring that the provider report transaction
10 data to the department; requiring that fees due
11 to the state on a transactional basis or as a
12 fixed percentage of savings generated be
13 deposited into the State Treasury; requiring
14 that a vendor pay interest on the balance of
15 fees remaining due and unpaid; providing an
16 effective date.

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