

Bill No. CS for CS for SB 2518

Barcode 145844

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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3	.	Floor: WD/2R
4	.	04/20/2006 12:05 PM
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11 Senator Argenziano moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 3, lines 1 through 6, delete those lines

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16 and insert:

17 Section 1. Paragraph (f) of subsection (5), paragraph
 18 (a) of subsection (14), and paragraph (b) of subsection (17)
 19 of section 287.057, Florida Statutes, are amended, and
 20 subsection (26) is added to that section, to read:

21 287.057 Procurement of commodities or contractual
 22 services.--

23 (5) When the purchase price of commodities or
 24 contractual services exceeds the threshold amount provided in
 25 s. 287.017 for CATEGORY TWO, no purchase of commodities or
 26 contractual services may be made without receiving competitive
 27 sealed bids, competitive sealed proposals, or competitive
 28 sealed replies unless:

29 (f) The following contractual services and commodities
 30 are not subject to the competitive-solicitation requirements
 31 of this section:

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- 1 1. Artistic services.
- 2 2. Academic program reviews.
- 3 3. Lectures by individuals.
- 4 4. Auditing services.
- 5 5. Legal services, including attorney, paralegal,
- 6 expert witness, appraisal, or mediator services.
- 7 6. Health services involving examination, diagnosis,
- 8 treatment, prevention, medical consultation, or
- 9 administration. This subparagraph does not apply to the
- 10 Department of Correction.
- 11 7. Services provided to persons with mental or
- 12 physical disabilities by not-for-profit corporations which
- 13 have obtained exemptions under the provisions of s. 501(c)(3)
- 14 of the United States Internal Revenue Code or when such
- 15 services are governed by the provisions of Office of
- 16 Management and Budget Circular A-122. However, in acquiring
- 17 such services, the agency shall consider the ability of the
- 18 vendor, past performance, willingness to meet time
- 19 requirements, and price.
- 20 8. Medicaid services delivered to an eligible Medicaid
- 21 recipient by a health care provider who has not previously
- 22 applied for and received a Medicaid provider number from the
- 23 Agency for Health Care Administration. However, this exception
- 24 shall be valid for a period not to exceed 90 days after the
- 25 date of delivery to the Medicaid recipient and shall not be
- 26 renewed by the agency.
- 27 9. Family placement services.
- 28 10. Prevention services related to mental health,
- 29 including drug abuse prevention programs, child abuse
- 30 prevention programs, and shelters for runaways, operated by
- 31 not-for-profit corporations. However, in acquiring such

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1 services, the agency shall consider the ability of the vendor,
2 past performance, willingness to meet time requirements, and
3 price.

4 11. Training and education services provided to
5 injured employees pursuant to s. 440.491(6).

6 12. Contracts entered into pursuant to s. 337.11.

7 13. Services or commodities provided by governmental
8 agencies.

9 14. Voter education activities of the Department of
10 State or the supervisors of elections funded by Specific
11 Appropriation 2871H of the 2004-2005 General Appropriations
12 Act, either individually or in the aggregate or with their
13 respective professional associations. This subparagraph
14 expires July 1, 2005.

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

18 And the title is amended as follows:

19 On page 1, line 4, after the semicolon,

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21 insert:

22 providing that the exception to otherwise
23 competitive-solicitation requirements used when
24 purchasing health services does not apply to
25 the Department of Corrections;

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