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CHAMBER ACTION

1 The Fiscal Council recommends the following:

2
3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to state financial matters; amending s.
7 11.243, F.S.; providing for the moneys collected from the
8 sale of the Florida Statutes or other publications to be
9 deposited in a specified trust fund; amending s. 11.513,
10 F.S.; requiring the Chief Justice of the Supreme Court to
11 develop program monitoring plans; requiring that
12 additional data be included in the plans for monitoring
13 major programs of state agencies and the judicial branch
14 and in the reviews of those programs; providing for the
15 Office of Program Policy Analysis and Government
16 Accountability to review agency and judicial branch
17 performance standards and report to the Governor, the
18 Legislature, and the Legislative Budget Commission;
19 amending s. 11.151, F.S.; revising the annual
20 appropriation to a certain legislative contingency fund;
21 amending s. 20.435, F.S.; revising a provision relating to
22 certain undisbursed balances of appropriations from the
23 Biomedical Research Trust Fund; amending s. 215.18, F.S.;

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24 requiring that the Governor provide prior notice of
25 transfers between certain funds; amending s. 215.3206,
26 F.S.; replacing references to a 6-digit fund code in the
27 Florida Accounting Information Resource Subsystem with a
28 classification scheme consistent with the Department of
29 Financial Services' financial systems; amending s.
30 215.3208, F.S.; revising references to conform; amending
31 s. 215.35, F.S.; revising a provision relating to the
32 numbering of warrants issued by the Chief Financial
33 Officer; amending s. 215.422, F.S.; replacing a reference
34 to certain vouchers with the terms "invoice" or
35 "invoices"; clarifying that agencies or the judicial
36 branch record and approve certain invoices by a specified
37 date; revising provisions relating to the Department of
38 Financial Services' approval of payment of certain
39 invoices; providing that failure of a vendor to submit the
40 appropriate federal taxpayer identification documentation
41 to the department shall be deemed an error on the part of
42 the vendor; revising references to conform; amending s.
43 215.97, F.S.; removing a reference to the appropriations
44 act in a provision relating to the purposes of the Florida
45 Single Audit Act; amending s. 216.011, F.S.; revising the
46 definition of "operating capital outlay"; providing the
47 Legislature certain authority relating to qualified
48 expenditure category funds; defining the terms "incurred
49 obligation" and "salary rate reserve" for purposes of
50 state fiscal affairs, appropriations, and budgets;
51 amending s. 216.013, F.S.; revising requirements for

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52 information regarding performance measures to be included
53 in the long-range program plans of state agencies and the
54 judicial branch; revising a provision relating to making
55 adjustments to long-range program plans; amending s.
56 216.023, F.S.; revising certain requirements for
57 legislative budget requests; deleting a provision
58 requiring agencies to maintain a certain performance
59 accountability system and provide a list of performance
60 measures; deleting a provision relating to adjustments to
61 executive agency performance standards; deleting a
62 provision relating to adjustments to judicial branch
63 performance standards; amending s. 216.134, F.S.;
64 providing for the responsibility of presiding over
65 sessions of consensus estimating conferences; amending s.
66 216.136, F.S.; revising provisions relating to the
67 principals of consensus estimating conferences; revising
68 the duties of certain agencies relating to the Criminal
69 Justice Estimating Conference, the Social Services
70 Estimating Conference, and the Workforce Estimating
71 Conference; amending s. 216.177, F.S.; clarifying the
72 circumstances under which the Executive Office of the
73 Governor and the Chief Justice of the Supreme Court are
74 required to provide notice to the chair and vice chair of
75 the Legislative Budget Commission; amending s. 216.181,
76 F.S.; providing that amendments to certain approved
77 operating budgets are subject to objection procedures;
78 requiring that state agencies submit to the chair and vice
79 chair of the Legislative Budget Commission a plan for

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80 allocating any lump-sum appropriation in a budget
81 amendment; creating s. 216.1811, F.S.; providing
82 requirements for the Governor and the Chief Financial
83 Officer relating to certain approved operating budgets for
84 the legislative branch and appropriations made to the
85 legislative branch; amending s. 216.1815, F.S.; revising
86 certain requirements for the performance standards
87 included in an amended operating budget plan and request
88 submitted to the Legislative Budget Commission; creating
89 s. 216.1827, F.S.; requiring that each state agency and
90 the judicial branch maintain a performance accountability
91 system; requiring agencies and the judicial branch to
92 submit specified information to the Executive Office of
93 the Governor and the Legislature or the Office of Program
94 Policy Analysis and Government Accountability for review;
95 providing guidelines for requests to delete or amend
96 existing approved performance measures and standards;
97 specifying authority of the Legislature relating to agency
98 and judicial branch performance measures and standards;
99 amending s. 216.251, F.S.; prohibiting an agency from
100 providing salary increases or pay additives for certain
101 positions without legislative authorization; amending s.
102 216.292, F.S.; providing that certain transfers between
103 budget entities are subject to objection procedures;
104 clarifying provisions authorizing certain transfers of
105 appropriations from trust funds; providing that
106 requirements of specified provisions relating to
107 appropriations being nontransferable do not apply to

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108 legislative branch budgets; amending s. 216.301, F.S.;

109 revising the requirements for undisbursed balances of

110 appropriations; revising a procedure for identifying and

111 paying incurred obligations; removing a provision relating

112 to notification to retain certain balances from

113 legislative budget entities; amending s. 252.37, F.S.;

114 providing that a transfer of moneys with a budget

115 amendment following a state of emergency is subject to

116 approval by the Legislative Budget Commission; amending s.

117 273.02, F.S.; revising a definition; requiring the Chief

118 Financial Officer to establish certain requirements by

119 rule relating to the recording and inventory of certain

120 state-owned property; creating s. 273.025, F.S.; requiring

121 the Chief Financial Officer to establish by rule certain

122 requirements relating to the capitalization of certain

123 property; amending s. 273.055, F.S.; revising

124 responsibility for rules relating to maintaining records

125 as to disposition of state-owned tangible personal

126 property; revising a provision relating to use of moneys

127 received from the disposition of state-owned tangible

128 personal property; amending s. 274.02, F.S.; revising a

129 definition; requiring the Chief Financial Officer to

130 establish by rule requirements relating to the recording

131 and inventory of certain property owned by local

132 governments; amending s. 338.2216, F.S.; revising

133 requirements relating to unexpended funds appropriated or

134 provided for the Florida Turnpike Enterprise; amending s.

135 1011.57, F.S.; revising requirements relating to

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136 unexpended funds appropriated to the Florida School for
 137 the Deaf and the Blind; repealing s. 215.29, F.S.,
 138 relating to the classification of Chief Financial
 139 Officer's warrants; providing effective dates.

140

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

142

143 Section 1. Subsection (3) of section 11.243, Florida
 144 Statutes, is amended to read:

145 11.243 Publishing Florida Statutes; price, sale.--

146 (3) All moneys collected from the sale of the Florida
 147 Statutes or other publications shall be deposited in the Grants
 148 and Donations Trust Fund within the Legislature State Treasury
 149 ~~and credited to the appropriation for legislative expense.~~

150 Section 2. Subsections (2) and (3) of section 11.513,
 151 Florida Statutes, are amended, present subsections (5) and (6)
 152 of that section are renumbered as subsections (6) and (7),
 153 respectively, and a new subsection (5) is added to that section,
 154 to read:

155 11.513 Program evaluation and justification review.--

156 (2) A state agency's inspector general, internal auditor,
 157 or other person designated by the agency head or the Chief
 158 Justice of the Supreme Court shall develop, in consultation with
 159 the Office of Program Policy Analysis and Government
 160 Accountability, a plan for monitoring and reviewing the state
 161 agency's or the judicial branch's major programs to ensure that
 162 performance measures and standards, as well as baseline and

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163 | previous-year performance data, are maintained and supported by
164 | agency records.

165 | (3) The program evaluation and justification review shall
166 | be conducted on major programs, but may include other programs.
167 | The review shall be comprehensive in its scope but, at a
168 | minimum, must be conducted in such a manner as to specifically
169 | determine the following, and to consider and determine what
170 | changes, if any, are needed with respect thereto:

171 | (a) The identifiable cost of each program.

172 | (b) The specific purpose of each program, as well as the
173 | specific public benefit derived therefrom.

174 | (c) Progress toward achieving the outputs and outcomes
175 | associated with each program.

176 | (d) An explanation of circumstances contributing to the
177 | state agency's ability to achieve, not achieve, or exceed its
178 | projected outputs and outcomes, as defined in s. 216.011,
179 | associated with each program.

180 | (e) Alternate courses of action that would result in
181 | administration of the same program in a more efficient or
182 | effective manner. The courses of action to be considered must
183 | include, but are not limited to:

184 | 1. Whether the program could be organized in a more
185 | efficient and effective manner, whether the program's mission,
186 | goals, or objectives should be redefined, or, when the state
187 | agency cannot demonstrate that its efforts have had a positive
188 | effect, whether the program should be reduced in size or
189 | eliminated.

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190 2. Whether the program could be administered more
191 efficiently or effectively to avoid duplication of activities
192 and ensure that activities are adequately coordinated.

193 3. Whether the program could be performed more efficiently
194 or more effectively by another unit of government or a private
195 entity, or whether a program performed by a private entity could
196 be performed more efficiently and effectively by a state agency.

197 4. When compared to costs, whether effectiveness warrants
198 elimination of the program or, if the program serves a limited
199 interest, whether it should be redesigned to require users to
200 finance program costs.

201 5. Whether the cost to administer the program exceeds
202 license and other fee revenues paid by those being regulated.

203 6. Whether other changes could improve the efficiency and
204 effectiveness of the program.

205 (f) The consequences of discontinuing such program. If any
206 discontinuation is recommended, such recommendation must be
207 accompanied by a description of alternatives to implement such
208 recommendation, including an implementation schedule for
209 discontinuation and recommended procedures for assisting state
210 agency employees affected by the discontinuation.

211 (g) Determination as to public policy, which may include
212 recommendations as to whether it would be sound public policy to
213 continue or discontinue funding the program, either in whole or
214 in part, in the existing manner.

215 (h) Whether current performance measures and standards
216 should be reviewed or amended to assist agencies' and the

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217 judicial branch's efforts in achieving outputs and outcome
218 measures.

219 (i)~~(h)~~ Whether the information reported as part of the
220 state's performance-based program budgeting system has relevance
221 and utility for the evaluation of each program.

222 (j)~~(i)~~ Whether state agency management has established
223 control systems sufficient to ensure that performance data are
224 maintained and supported by state agency records and accurately
225 presented in state agency performance reports.

226 (5) The Office of Program Policy Analysis and Government
227 Accountability may perform evaluation and justification reviews
228 when necessary and as directed by the Legislature in order to
229 determine whether current agency and judicial branch performance
230 measures and standards are adequate. Reports concerning the
231 evaluation and review of agency and judicial branch performance
232 measures and standards shall be submitted to the Executive
233 Office of the Governor, the President of the Senate, the Speaker
234 of the House of Representatives, and the chair and vice chair of
235 the Legislative Budget Commission. Reports concerning the
236 evaluation and review of judicial branch performance measures
237 and standards shall be submitted to the Chief Justice of the
238 Supreme Court.

239 Section 3. Subsection (1) of section 11.151, Florida
240 Statutes, is amended to read:

241 11.151 Annual legislative appropriation to contingency
242 fund for use of Senate President and House Speaker.--

243 (1) There is established a legislative contingency fund
244 consisting of \$20,000 ~~\$10,000~~ for the President of the Senate

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245 | and \$20,000 ~~\$10,000~~ for the Speaker of the House of
 246 | Representatives, which amounts shall be set aside annually from
 247 | moneys appropriated for legislative expense. These funds shall
 248 | be disbursed by the Chief Financial Officer upon receipt of
 249 | vouchers authorized by the President of the Senate or the
 250 | Speaker of the House of Representatives. Such funds may be
 251 | expended at the unrestricted discretion of the President of the
 252 | Senate or the Speaker of the House of Representatives in
 253 | carrying out their official duties during the entire period
 254 | between the date of their election as such officers at the
 255 | organizational meeting held pursuant to s. 3(a), Art. III of the
 256 | State Constitution and the next general election.

257 | Section 4. Paragraph (h) of subsection (1) of section
 258 | 20.435, Florida Statutes, is amended to read:

259 | 20.435 Department of Health; trust funds.--

260 | (1) The following trust funds are hereby created, to be
 261 | administered by the Department of Health:

262 | (h) Biomedical Research Trust Fund.

263 | 1. Funds to be credited to the trust fund shall consist of
 264 | funds deposited pursuant to s. 215.5601. Funds shall be used for
 265 | the purposes of the James and Esther King Biomedical Research
 266 | Program as specified in ss. 215.5602 and 288.955. The trust fund
 267 | is exempt from the service charges imposed by s. 215.20.

268 | 2. Notwithstanding the provisions of s. 216.301 and
 269 | pursuant to s. 216.351, any balance in the trust fund at the end
 270 | of any fiscal year shall remain in the trust fund at the end of
 271 | the year and shall be available for carrying out the purposes of
 272 | the trust fund. The department may invest these funds

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273 | independently through the Chief Financial Officer or may
274 | negotiate a trust agreement with the State Board of
275 | Administration for the investment management of any balance in
276 | the trust fund.

277 | 3. Notwithstanding s. 216.301 and pursuant to s. 216.351,
278 | any balance of any appropriation from the Biomedical Research
279 | Trust Fund which is not disbursed but which is obligated
280 | pursuant to contract or committed to be expended may be carried
281 | forward ~~certified by the Governor~~ for up to 3 years following
282 | the effective date of the original appropriation.

283 | 4. The trust fund shall, unless terminated sooner, be
284 | terminated on July 1, 2008.

285 | Section 5. Section 215.18, Florida Statutes, is amended to
286 | read:

287 | 215.18 Transfers between funds; limitation.--Whenever
288 | there exists in any fund provided for by s. 215.32 a deficiency
289 | which would render such fund insufficient to meet its just
290 | requirements, and there shall exist in the other funds in the
291 | State Treasury moneys which are for the time being or otherwise
292 | in excess of the amounts necessary to meet the just requirements
293 | of such last-mentioned funds, the Governor may order a temporary
294 | transfer of moneys from one fund to another in order to meet
295 | temporary deficiencies in a particular fund without resorting to
296 | the necessity of borrowing money and paying interest thereon.
297 | Any action proposed under this section is subject to the notice
298 | and objection procedures set forth in s. 216.177, and the
299 | Governor shall provide notice of such action at least 7 days
300 | prior to the effective date of the transfer of funds.

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301 (1) Except as otherwise provided in s. 216.222(1)(a)2.,
302 the fund from which any money is temporarily transferred shall
303 be repaid the amount transferred from it not later than the end
304 of the fiscal year in which such transfer is made, the date of
305 repayment to be specified in the order of the Governor.

306 (2) Notwithstanding subsection (1) and for the 2005-2006
307 fiscal year only, the repayment period for funds temporarily
308 transferred in fiscal year 2004-2005 to meet deficiencies
309 resulting from hurricanes striking this state in 2004 may be
310 extended until grants awarded by the Federal Emergency
311 Management Agency for FEMA Disaster Declarations 1539-DR-FL,
312 1545-DR-FL, 1551-DR-FL, and 1561-DR-FL are received. This
313 subsection expires July 1, 2006.

314 Section 6. Subsections (2) and (4) of section 215.3206,
315 Florida Statutes, are amended to read:

316 215.3206 Trust funds; termination or re-creation.--

317 (2) If the trust fund is terminated and not immediately
318 re-created, all cash balances and income of the trust fund shall
319 be deposited into the General Revenue Fund. The agency or Chief
320 Justice shall pay any outstanding debts of the trust fund as
321 soon as practicable, and the Chief Financial Officer shall close
322 out and remove the trust fund from the various state financial
323 ~~accounting~~ systems, using generally accepted accounting
324 practices concerning warrants outstanding, assets, and
325 liabilities. No appropriation or budget amendment shall be
326 construed to authorize any encumbrance of funds from a trust
327 fund after the date on which the trust fund is terminated or is
328 judicially determined to be invalid.

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329 (4) For the purposes of this section, the Governor, Chief
330 Justice, and agencies shall review the trust funds as they are
331 identified by a classification scheme set out in the legislative
332 budget request instructions pursuant to s. 216.023 consistent
333 with the Department of Financial Services' financial systems by
334 ~~a unique 6 digit code in the Florida Accounting Information~~
335 ~~Resource Subsystem at a level composed of the 2 digit~~
336 ~~organization level 1, the 1 digit state fund type 2, and the~~
337 ~~first three digits of the fund identifier.~~ The Governor, Chief
338 Justice, and agencies may also conduct their review and make
339 recommendations concerning accounts within such trust funds.

340 Section 7. Subsection (1) and paragraph (a) of subsection
341 (2) of section 215.3208, Florida Statutes, are amended to read:
342 215.3208 Trust funds; legislative review.--

343 (1) In order to implement s. 19(f), Art. III of the State
344 Constitution, for the purpose of reviewing trust funds prior to
345 their automatic termination pursuant to the provisions of s.
346 19(f)(2), Art. III of the State Constitution, the Legislature
347 shall review all state trust funds at least once every 4 years.
348 The schedule for such review may be included in the legislative
349 budget instructions developed pursuant to the requirements of s.
350 216.023. The Legislature shall review trust funds as they are
351 identified by a classification scheme set out in the legislative
352 budget request instructions pursuant to s. 216.023 consistent
353 with the Department of Financial Services' financial systems by
354 ~~a unique 6 digit code in the Florida Accounting Information~~
355 ~~Resource Subsystem at a level composed of the 2 digit~~
356 ~~organization level 1, the 1 digit state fund type 2, and the~~

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357 ~~first three digits of the fund identifier.~~ When a statutorily
358 created trust fund that was in existence on November 4, 1992,
359 has more than one fund 6-digit code in the financial systems,
360 the Legislature may treat it as a single trust fund for the
361 purposes of this section. The Legislature may also conduct its
362 review concerning accounts within such trust funds.

363 (2) (a) When the Legislature terminates a trust fund, the
364 agency or branch of state government that administers the trust
365 fund shall pay any outstanding debts or obligations of the trust
366 fund as soon as practicable, and the Chief Financial Officer
367 shall close out and remove the trust fund from the various state
368 financial accounting systems, using generally accepted
369 accounting principles concerning assets, liabilities, and
370 warrants outstanding.

371 Section 8. Section 215.35, Florida Statutes, is amended to
372 read:

373 215.35 State funds; warrants and their issuance.--All
374 warrants issued by the Chief Financial Officer shall be numbered
375 in a manner that uniquely identifies each warrant for audit and
376 reconciliation purposes ~~chronological order commencing with~~
377 ~~number one in each fiscal year and each warrant shall refer to~~
378 ~~the Chief Financial Officer's voucher by the number thereof,~~
379 ~~which voucher shall also be numbered as above set forth.~~ Each
380 warrant shall state the name of the payee thereof and the amount
381 allowed, and said warrant shall be stated in words at length. No
382 warrant shall issue until same has been authorized by an
383 appropriation made by law but such warrant need not state or set
384 forth such authorization. The Chief Financial Officer shall

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385 register and maintain a record of each warrant in his or her
 386 office. The record shall show the funds, accounts, purposes, and
 387 departments involved in the issuance of each warrant. In those
 388 instances where the expenditure of funds of regulatory boards or
 389 commissions has been provided for by laws other than the annual
 390 appropriations bill, warrants shall be issued upon requisition
 391 to the Chief Financial Officer by the governing body of such
 392 board or commission.

393 Section 9. Subsections (1) and (2), paragraphs (a) and (b)
 394 of subsection (3), and subsection (6) of section 215.422,
 395 Florida Statutes, are amended to read:

396 215.422 Payments, warrants, ~~ouchers~~, and invoices;
 397 processing time limits; dispute resolution; agency or judicial
 398 branch compliance.--

399 (1) ~~The voucher authorizing payment of~~ An invoice
 400 submitted to an agency of the state or the judicial branch,
 401 required by law to be filed with the Chief Financial Officer,
 402 shall be recorded in the financial systems of the state,
 403 approved for payment by the agency or the judicial branch, and
 404 filed with the Chief Financial Officer not later than 20 days
 405 after receipt of the invoice and receipt, inspection, and
 406 approval of the goods or services, except that in the case of a
 407 bona fide dispute the invoice recorded in the financial systems
 408 of the state ~~voucher~~ shall contain a statement of the dispute
 409 and authorize payment only in the amount not disputed. The Chief
 410 Financial Officer may establish dollar thresholds and other
 411 criteria for all invoices and may delegate to a state agency or
 412 the judicial branch responsibility for maintaining the official

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413 | invoices ~~ouchers~~ and documents for invoices which do not exceed
414 | the thresholds or which meet the established criteria. Such
415 | records shall be maintained in accordance with the requirements
416 | established by the Secretary of State. The transmission of an
417 | approved invoice recorded in the financial systems of the state
418 | ~~electronic payment request transmission~~ to the Chief Financial
419 | Officer shall constitute filing of a request ~~voucher~~ for payment
420 | of invoices for which the Chief Financial Officer has delegated
421 | to an agency custody of official records. Approval and
422 | inspection of goods or services shall take no longer than 5
423 | working days unless the bid specifications, purchase order, or
424 | contract specifies otherwise. If an invoice ~~a voucher~~ filed
425 | within the 20-day period is returned by the Department of
426 | Financial Services because of an error, it shall nevertheless be
427 | deemed timely filed. The 20-day filing requirement may be waived
428 | in whole or in part by the Department of Financial Services on a
429 | showing of exceptional circumstances in accordance with rules
430 | and regulations of the department. For the purposes of
431 | determining the receipt of invoice date, the agency or the
432 | judicial branch is deemed to receive an invoice on the date on
433 | which a proper invoice is first received at the place designated
434 | by the agency or the judicial branch. The agency or the judicial
435 | branch is deemed to receive an invoice on the date of the
436 | invoice if the agency or the judicial branch has failed to
437 | annotate the invoice with the date of receipt at the time the
438 | agency or the judicial branch actually received the invoice or
439 | failed at the time the order is placed or contract made to

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440 designate a specific location to which the invoice must be
441 delivered.

442 (2) The Department of Financial Services shall approve
443 payment of an invoice no later than 10 days after the agency's
444 filing of the approved invoice ~~The warrant in payment of an~~
445 ~~invoice submitted to an agency of the state or the judicial~~
446 ~~branch shall be issued not later than 10 days after filing of~~
447 ~~the voucher authorizing payment.~~ However, this requirement may
448 be waived in whole or in part by the Department of Financial
449 Services on a showing of exceptional circumstances in accordance
450 with rules and regulations of the department. If the 10-day
451 period contains fewer than 6 working days, the Department of
452 Financial Services shall be deemed in compliance with this
453 subsection if the payment is approved ~~warrant is issued~~ within 6
454 working days without regard to the actual number of calendar
455 days. ~~For purposes of this section, a payment is deemed to be~~
456 ~~issued on the first working day that payment is available for~~
457 ~~delivery or mailing to the vendor.~~

458 (3) (a) Each agency of the state or the judicial branch
459 which is required by law to file invoices ~~vouchers~~ with the
460 Chief Financial Officer shall keep a record of the date of
461 receipt of the invoice; dates of receipt, inspection, and
462 approval of the goods or services; date of filing of the
463 approved invoice ~~voucher~~; and date of issuance of the warrant in
464 payment thereof. If the invoice ~~voucher~~ is not filed or the
465 warrant is not issued within the time required, an explanation
466 in writing by the agency head or the Chief Justice shall be
467 submitted to the Department of Financial Services in a manner

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468 | prescribed by it. Agencies and the judicial branch shall
469 | continue to deliver or mail state payments promptly.

470 | (b) If a warrant in payment of an invoice is not issued
471 | within 40 days after receipt of the invoice and receipt,
472 | inspection, and approval of the goods and services, the agency
473 | or judicial branch shall pay to the vendor, in addition to the
474 | amount of the invoice, interest at a rate as established
475 | pursuant to s. 55.03(1) on the unpaid balance from the
476 | expiration of such 40-day period until such time as the warrant
477 | is issued to the vendor. Such interest shall be added to the
478 | invoice at the time of submission to the Chief Financial Officer
479 | for payment whenever possible. If addition of the interest
480 | penalty is not possible, the agency or judicial branch shall pay
481 | the interest penalty payment within 15 days after issuing the
482 | warrant. The provisions of this paragraph apply only to
483 | undisputed amounts for which payment has been authorized.
484 | Disputes shall be resolved in accordance with rules developed
485 | and adopted by the Chief Justice for the judicial branch, and
486 | rules adopted by the Department of Financial Services or in a
487 | formal administrative proceeding before an administrative law
488 | judge of the Division of Administrative Hearings for state
489 | agencies, provided that, for the purposes of ss. 120.569 and
490 | 120.57(1), no party to a dispute involving less than \$1,000 in
491 | interest penalties shall be deemed to be substantially affected
492 | by the dispute or to have a substantial interest in the decision
493 | resolving the dispute. In the case of an error on the part of
494 | the vendor, the 40-day period shall begin to run upon receipt by
495 | the agency or the judicial branch of a corrected invoice or

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496 | other remedy of the error. For purposes of this section, the
497 | non-submittal of the appropriate federal taxpayer identification
498 | documentation to the Department of Financial Services by the
499 | vendor shall be deemed an error on the part of the vendor and
500 | the vendor shall be required to submit the appropriate federal
501 | taxpayer documentation in order to remedy the error. The
502 | provisions of this paragraph do not apply when the filing
503 | requirement under subsection (1) or subsection (2) has been
504 | waived in whole by the Department of Financial Services. The
505 | various state agencies and the judicial branch shall be
506 | responsible for initiating the penalty payments required by this
507 | subsection and shall use this subsection as authority to make
508 | such payments. The budget request submitted to the Legislature
509 | shall specifically disclose the amount of any interest paid by
510 | any agency or the judicial branch pursuant to this subsection.
511 | The temporary unavailability of funds to make a timely payment
512 | due for goods or services does not relieve an agency or the
513 | judicial branch from the obligation to pay interest penalties
514 | under this section.

515 | (6) The Department of Financial Services shall monitor
516 | each agency's and the judicial branch's compliance with the time
517 | limits and interest penalty provisions of this section. The
518 | department shall provide a report to an agency or to the
519 | judicial branch if the department determines that the agency or
520 | the judicial branch has failed to maintain an acceptable rate of
521 | compliance with the time limits and interest penalty provisions
522 | of this section. The department shall establish criteria for
523 | determining acceptable rates of compliance. The report shall

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524 also include a list of late invoices ~~vouchers~~ or payments, the
 525 amount of interest owed or paid, and any corrective actions
 526 recommended. The department shall perform monitoring
 527 responsibilities, pursuant to this section, using the Department
 528 of Financial Services' financial systems ~~Management Services and~~
 529 ~~Purchasing Subsystem or the Florida Accounting Information~~
 530 ~~Resource Subsystem~~ provided in s. 215.94. Each agency and the
 531 judicial branch shall be responsible for the accuracy of
 532 information entered into the Department of Management Services'
 533 procurement system ~~Management Services and Purchasing Subsystem~~
 534 and the Department of Financial Services' financial systems
 535 ~~Florida Accounting Information Resource Subsystem~~ for use in
 536 this monitoring.

537 Section 10. Paragraph (d) of subsection (1) of section
 538 215.97, Florida Statutes, is amended to read:

539 215.97 Florida Single Audit Act.--

540 (1) The purposes of the section are to:

541 (d) Provide for identification of state financial
 542 assistance transactions in the ~~appropriations act~~, state
 543 accounting records, and recipient organization records.

544 Section 11. Effective upon this act becoming a law,
 545 paragraphs (bb) and (ss) of subsection (1) of section 216.011,
 546 Florida Statutes, are amended, and paragraphs (tt) and (uu) are
 547 added to that subsection, to read:

548 216.011 Definitions.--

549 (1) For the purpose of fiscal affairs of the state,
 550 appropriations acts, legislative budgets, and approved budgets,
 551 each of the following terms has the meaning indicated:

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552 (bb) "Operating capital outlay" means the appropriation
553 category used to fund equipment, fixtures, and other tangible
554 personal property of a nonconsumable and nonexpendable nature
555 under s. 273.025, according to the value or cost specified in s.
556 273.02.

557 (ss) "Qualified expenditure category" means the
558 appropriations category used to fund specific activities and
559 projects which must be transferred to one or more appropriation
560 categories for expenditure upon recommendation by the Governor
561 or Chief Justice, as appropriate, and subject to approval by the
562 Legislative Budget Commission. The legislature by law may
563 provide that a specific portion of the funds appropriated in
564 this category be transferred to one or more appropriation
565 categories without approval by the commission and may provide
566 that requirements or contingencies be satisfied prior to the
567 transfer.

568 (tt) "Incurred obligation" means a legal obligation for
569 goods or services that have been contracted for, referred to as
570 an encumbrance in the state's financial system, or received or
571 incurred by the state and referred to as a payable in the
572 state's financial system.

573 (uu) "Salary rate reserve" means the withholding of a
574 portion of the annual salary rate for a specific purpose.

575 Section 12. Paragraphs (h) through (k) are added to
576 subsection (1) of section 216.013, Florida Statutes, and
577 subsection (5) of that section is amended, to read:

578 216.013 Long-range program plan.--State agencies and the
579 judicial branch shall develop long-range program plans to

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580 achieve state goals using an interagency planning process that
581 includes the development of integrated agency program service
582 outcomes. The plans shall be policy based, priority driven,
583 accountable, and developed through careful examination and
584 justification of all agency and judicial branch programs.

585 (1) Long-range program plans shall provide the framework
586 for the development of budget requests and shall identify or
587 update:

588 (h) Legislatively approved output and outcome performance
589 measures.

590 (i) Performance standards for each performance measure and
591 justification for the standards and the sources of data to be
592 used for measurement.

593 (j) Prior-year performance data on approved performance
594 measures and an explanation of deviation from expected
595 performance. Performance data must be assessed for reliability
596 in accordance with s. 20.055.

597 (k) Proposed performance incentives and disincentives.

598 ~~(5) Following the adoption of the annual General~~
599 ~~Appropriations Act,~~ The state agencies and the judicial branch
600 shall make appropriate adjustments to their long-range program
601 plans, excluding adjustments to performance measures and
602 standards, to be consistent with the appropriations ~~and~~
603 ~~performance measures~~ in the General Appropriations Act and
604 legislation implementing the General Appropriations Act.
605 Agencies and the judicial branch have 30 days subsequent to the
606 effective date of the General Appropriations Act and

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607 implementing legislation ~~until June 30~~ to make adjustments to
608 their plans as posted on their Internet websites.

609 Section 13. Paragraph (a) of subsection (4) and
610 subsections (5), (6), and (8) of section 216.023, Florida
611 Statutes, are amended, and subsections (7), (9), (10), (11), and
612 (12) are renumbered as subsections (5), (6), (7), (8), and (9),
613 respectively, to read:

614 216.023 Legislative budget requests to be furnished to
615 Legislature by agencies.--

616 (4) (a) The legislative budget request must contain for
617 each program:

618 1. The constitutional or statutory authority for a
619 program, a brief purpose statement, and approved program
620 components.

621 2. Information on expenditures for 3 fiscal years (actual
622 prior-year expenditures, current-year estimated expenditures,
623 and agency budget requested expenditures for the next fiscal
624 year) by appropriation category.

625 3. Details on trust funds and fees.

626 4. The total number of positions (authorized, fixed, and
627 requested).

628 5. An issue narrative describing and justifying changes in
629 amounts and positions requested for current and proposed
630 programs for the next fiscal year.

631 6. Information resource requests.

632 ~~7. Legislatively approved Output and outcome performance~~
633 ~~measures and any proposed revisions to measures.~~

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634 ~~8. Proposed performance standards for each performance~~
635 ~~measure and justification for the standards and the sources of~~
636 ~~data to be used for measurement.~~

637 ~~9. Prior year performance data on approved performance~~
638 ~~measures and an explanation of deviation from expected~~
639 ~~performance. Performance data must be assessed for reliability~~
640 ~~in accordance with s. 20.055.~~

641 ~~10. Proposed performance incentives and disincentives.~~

642 7.11. Supporting information, including applicable cost-
643 benefit analyses, business case analyses, performance
644 contracting procedures, service comparisons, and impacts on
645 performance standards for any request to outsource or privatize
646 agency functions.

647 8.12. An evaluation of any major outsourcing and
648 privatization initiatives undertaken during the last 5 fiscal
649 years having aggregate expenditures exceeding \$10 million during
650 the term of the contract. The evaluation shall include an
651 assessment of contractor performance, a comparison of
652 anticipated service levels to actual service levels, and a
653 comparison of estimated savings to actual savings achieved.
654 Consolidated reports issued by the Department of Management
655 Services may be used to satisfy this requirement.

656 ~~(5) Agencies must maintain a comprehensive performance~~
657 ~~accountability system and provide a list of performance measures~~
658 ~~maintained by the agency which are in addition to the measures~~
659 ~~approved by the Legislature.~~

660 ~~(6) Annually, by June 30, executive agencies shall submit~~
661 ~~to the Executive Office of the Governor adjustments to their~~

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662 ~~performance standards based on the amounts appropriated for each~~
663 ~~program by the Legislature. When such an adjustment is made, all~~
664 ~~performance standards, including any adjustments made, shall be~~
665 ~~reviewed and revised as necessary by the Executive Office of the~~
666 ~~Governor and, upon approval, submitted to the Legislature~~
667 ~~pursuant to the review and approval process provided in s.~~
668 ~~216.177. The Senate and the House of Representatives~~
669 ~~appropriations committees shall advise Senate substantive~~
670 ~~committees and House of Representatives substantive committees,~~
671 ~~respectively, of all adjustments made to performance standards~~
672 ~~or measures. The Executive Office of the Governor shall maintain~~
673 ~~the official record of adjustments to the performance standards.~~
674 ~~As used in this section, the term "official record" means the~~
675 ~~official compilation of information about state agency~~
676 ~~performance based programs and measures, including approved~~
677 ~~programs, approved outputs and outcomes, baseline data, approved~~
678 ~~standards for each performance measure and any approved~~
679 ~~adjustments thereto, as well as actual agency performance for~~
680 ~~each measure.~~

681 ~~(8) Annually, by June 30, the judicial branch shall make~~
682 ~~adjustments to any performance standards for approved programs~~
683 ~~based on the amount appropriated for each program, which shall~~
684 ~~be submitted to the Legislature pursuant to the notice and~~
685 ~~review process provided in s. 216.177. The Senate and the House~~
686 ~~of Representatives appropriations committees shall advise Senate~~
687 ~~substantive committees and House substantive committees,~~
688 ~~respectively, of all adjustments made to performance standards~~
689 ~~or measures.~~

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690 Section 14. Paragraph (a) of subsection (4) of section
691 216.134, Florida Statutes, is amended, and paragraph (c) is
692 added to that subsection, to read:

693 216.134 Consensus estimating conferences; general
694 provisions.--

695 (4) Consensus estimating conferences are within the
696 legislative branch. The membership of each consensus estimating
697 conference consists of principals and participants.

698 (a) A person designated by law as a principal may preside
699 over conference sessions, convene conference sessions, request
700 information, specify topics to be included on the conference
701 agenda, agree or withhold agreement on whether information is to
702 be official information of the conference, release official
703 information of the conference, interpret official information of
704 the conference, and monitor errors in official information of
705 the conference. The responsibility of presiding over sessions of
706 the conference shall be rotated among the principals.

707 (c) The principals of each conference shall be
708 professional staff of the Executive Office of the Governor
709 designated by the Governor, the coordinator of the Office of
710 Economic and Demographic Research, professional staff of the
711 Senate designated by the President of the Senate, and
712 professional staff of the House of Representatives designated by
713 the Speaker of the House of Representatives, or their designees.

714 Section 15. Section 216.136, Florida Statutes, is amended
715 to read:

716 216.136 Consensus estimating conferences; duties and
717 principals.--

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718 (1) ECONOMIC ESTIMATING CONFERENCE.--

719 ~~(a) Duties.~~ The Economic Estimating Conference shall
 720 develop such official information with respect to the national
 721 and state economies as the conference determines is needed for
 722 the state planning and budgeting system. The basic, long-term
 723 forecasts which are a part of its official information shall be
 724 trend forecasts. However, the conference may include cycle
 725 forecasts as a part of its official information if the subject
 726 matter of the forecast warrants a cycle forecast and if such
 727 forecast is developed in a special impact session of the
 728 conference.

729 ~~(b) Principals.~~ ~~The Executive Office of the Governor, the~~
 730 ~~coordinator of the Office of Economic and Demographic Research,~~
 731 ~~and professional staff of the Senate and House of~~
 732 ~~Representatives who have forecasting expertise, or their~~
 733 ~~designees, are the principals of the Economic Estimating~~
 734 ~~Conference. The responsibility of presiding over sessions of~~
 735 ~~the conference shall be rotated among the principals.~~

736 (2) DEMOGRAPHIC ESTIMATING CONFERENCE.--

737 ~~(a) Duties.~~ The Demographic Estimating Conference shall
 738 develop such official information with respect to the population
 739 of the nation and state by age, race, and sex as the conference
 740 determines is needed for the state planning and budgeting
 741 system. The conference shall use the official population
 742 estimates provided under s. 186.901 in developing its official
 743 information.

744 ~~(b) Principals.~~ ~~The Executive Office of the Governor, the~~
 745 ~~coordinator of the Office of Economic and Demographic Research,~~

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746 ~~and professional staff of the Senate and House of~~
747 ~~Representatives who have forecasting expertise, or their~~
748 ~~designees, are the principals of the Demographic Estimating~~
749 ~~Conference. The responsibility of presiding over sessions of~~
750 ~~the conference shall be rotated among the principals.~~

751 (3) REVENUE ESTIMATING CONFERENCE.--

752 ~~(a) Duties.~~ The Revenue Estimating Conference shall
753 develop such official information with respect to anticipated
754 state and local government revenues as the conference determines
755 is needed for the state planning and budgeting system. Any
756 principal may request the conference to review and estimate
757 revenues for any trust fund.

758 ~~(b) Principals.~~ ~~The Executive Office of the Governor, the~~
759 ~~coordinator of the Office of Economic and Demographic Research,~~
760 ~~and professional staff of the Senate and House of~~
761 ~~Representatives who have forecasting expertise, or their~~
762 ~~designees, are the principals of the Revenue Estimating~~
763 ~~Conference. The responsibility of presiding over sessions of~~
764 ~~the conference shall be rotated among the principals.~~

765 (4) EDUCATION ESTIMATING CONFERENCE.--

766 (a) ~~Duties.~~ The Education Estimating Conference shall
767 develop such official information relating to the state public
768 and private educational system, including forecasts of student
769 enrollments, the number of students qualified for state
770 financial aid programs and for the William L. Boyd, IV, Florida
771 Resident Access Grant Program and the appropriation required to
772 fund the full award amounts for each program, fixed capital
773 outlay needs, and Florida Education Finance Program formula

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774 needs, as the conference determines is needed for the state
775 planning and budgeting system. The conference's initial
776 projections of enrollments in public schools shall be forwarded
777 by the conference to each school district no later than 2 months
778 prior to the start of the regular session of the Legislature.
779 Each school district may, in writing, request adjustments to the
780 initial projections. Any adjustment request shall be submitted
781 to the conference no later than 1 month prior to the start of
782 the regular session of the Legislature and shall be considered
783 by the principals of the conference. A school district may
784 amend its adjustment request, in writing, during the first 3
785 weeks of the legislative session, and such amended adjustment
786 request shall be considered by the principals of the conference.
787 For any adjustment so requested, the district shall indicate and
788 explain, using definitions adopted by the conference, the
789 components of anticipated enrollment changes that correspond to
790 continuation of current programs with workload changes; program
791 improvement; program reduction or elimination; initiation of new
792 programs; and any other information that may be needed by the
793 Legislature. For public schools, the conference shall submit
794 its full-time equivalent student consensus estimate to the
795 Legislature no later than 1 month after the start of the regular
796 session of the Legislature. No conference estimate may be
797 changed without the agreement of the full conference.

798 (b) ~~Adjustments.~~—No later than 2 months prior to the
799 start of the regular session of the Legislature, the conference
800 shall forward to each eligible postsecondary education
801 institution its initial projections of the number of students

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802 qualified for state financial aid programs and the appropriation
803 required to fund those students at the full award amount. Each
804 postsecondary education institution may request, in writing,
805 adjustments to the initial projection. Any adjustment request
806 must be submitted to the conference no later than 1 month prior
807 to the start of the regular session of the Legislature and shall
808 be considered by the principals of the conference. For any
809 adjustment so requested, the postsecondary education institution
810 shall indicate and explain, using definitions adopted by the
811 conference, the components of anticipated changes that
812 correspond to continuation of current programs with enrollment
813 changes, program reduction or elimination, initiation of new
814 programs, award amount increases or decreases, and any other
815 information that is considered by the conference. The conference
816 shall submit its consensus estimate to the Legislature no later
817 than 1 month after the start of the regular session of the
818 Legislature. No conference estimate may be changed without the
819 agreement of the full conference.

820 ~~(c) Principals. The Commissioner of Education, the~~
821 ~~Executive Office of the Governor, the coordinator of the Office~~
822 ~~of Economic and Demographic Research, and professional staff of~~
823 ~~the Senate and House of Representatives who have forecasting~~
824 ~~expertise, or their designees, are the principals of the~~
825 ~~Education Estimating Conference. The Commissioner of Education~~
826 ~~or his or her designee shall preside over sessions of the~~
827 ~~conference.~~

828 (5) CRIMINAL JUSTICE ESTIMATING CONFERENCE.--

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829 ~~(a) Duties.~~ The Criminal Justice Estimating Conference
830 shall:

831 (a)1. Develop such official information relating to the
832 criminal justice system, including forecasts of prison
833 admissions and population and of supervised felony offender
834 admissions and population, as the conference determines is
835 needed for the state planning and budgeting system.

836 (b)2. Develop such official information relating to the
837 number of eligible discharges and the projected number of civil
838 commitments for determining space needs pursuant to the civil
839 proceedings provided under part V of chapter 394.

840 (c)3. Develop official information relating to the number
841 of sexual offenders and sexual predators who are required by law
842 to be placed on community control, probation, or conditional
843 release who are subject to electronic monitoring. ~~In addition,~~
844 ~~the Office of Economic and Demographic Research shall study the~~
845 ~~factors relating to the sentencing of sex offenders from the~~
846 ~~point of arrest through the imposition of sanctions by the~~
847 ~~sentencing court, including original charges, plea negotiations,~~
848 ~~trial dispositions, and sanctions. The Department of~~
849 ~~Corrections, the Office of the State Courts Administrator, the~~
850 ~~Florida Department of Law Enforcement, and the state attorneys~~
851 ~~shall provide information deemed necessary for the study. The~~
852 ~~final report shall be provided to the President of the Senate~~
853 ~~and the Speaker of the House of Representatives by March 1,~~
854 ~~2006.~~

855 ~~(b) Principals.~~ ~~The Executive Office of the Governor, the~~
856 ~~coordinator of the Office of Economic and Demographic Research,~~

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857 ~~and professional staff, who have forecasting expertise, from the~~
 858 ~~Senate, the House of Representatives, and the Supreme Court, or~~
 859 ~~their designees, are the principals of the Criminal Justice~~
 860 ~~Estimating Conference. The principal representing the Executive~~
 861 ~~Office of the Governor shall preside over sessions of the~~
 862 ~~conference.~~

863 (6) SOCIAL SERVICES ESTIMATING CONFERENCE.--

864 ~~(a) Duties.--~~

865 (a)1. The Social Services Estimating Conference shall
 866 develop such official information relating to the social
 867 services system of the state, including forecasts of social
 868 services caseloads, utilization, and expenditures, as the
 869 conference determines is needed for the state planning and
 870 budgeting system. Such official information shall include, but
 871 not be limited to, cash assistance and Medicaid caseloads.

872 (b)2. The Social Services Estimating Conference shall
 873 develop information relating to the Florida Kidcare program,
 874 including, but not limited to, outreach impacts, enrollment,
 875 caseload, utilization, and expenditure information that the
 876 conference determines is needed to plan for and project future
 877 budgets and the drawdown of federal matching funds. ~~The agencies~~
 878 ~~required to collect and analyze Florida Kidcare program data~~
 879 ~~under s. 409.8134 shall be participants in the Social Services~~
 880 ~~Estimating Conference for purposes of developing information~~
 881 ~~relating to the Florida Kidcare program.~~

882 ~~(b) Principals. The Executive Office of the Governor, the~~
 883 ~~coordinator of the Office of Economic and Demographic Research,~~
 884 ~~professional staff who have forecasting expertise from the~~

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885 ~~Department of Children and Family Services, the Agency for~~
886 ~~Health Care Administration, the Senate, and the House of~~
887 ~~Representatives, or their designees, are the principals of the~~
888 ~~Social Services Estimating Conference. The principal~~
889 ~~representing the Executive Office of the Governor shall preside~~
890 ~~over sessions of the conference.~~

891 (7) WORKFORCE ESTIMATING CONFERENCE.--

892 ~~(a) Duties.--~~

893 (a)1. The Workforce Estimating Conference shall develop
894 such official information on the workforce development system
895 planning process as it relates to the personnel needs of
896 current, new, and emerging industries as the conference
897 determines is needed by the state planning and budgeting system.
898 Such information, using quantitative and qualitative research
899 methods, must include at least: short-term and long-term
900 forecasts of employment demand for jobs by occupation and
901 industry; entry and average wage forecasts among those
902 occupations; and estimates of the supply of trained and
903 qualified individuals available or potentially available for
904 employment in those occupations, with special focus upon those
905 occupations and industries which require high skills and have
906 high entry wages and experienced wage levels. In the development
907 of workforce estimates, the conference shall use, to the fullest
908 extent possible, local occupational and workforce forecasts and
909 estimates.

910 (b)2. The Workforce Estimating Conference shall review
911 data concerning the local and regional demands for short-term
912 and long-term employment in High-Skills/High-Wage Program jobs,

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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913 as well as other jobs, which data is generated through surveys
914 conducted as part of the state's Internet-based job matching and
915 labor market information system authorized under s. 445.011. The
916 conference shall consider such data in developing its forecasts
917 for statewide employment demand, including reviewing the local
918 and regional data for common trends and conditions among
919 localities or regions which may warrant inclusion of a
920 particular occupation on the statewide occupational forecasting
921 list developed by the conference. Based upon its review of such
922 survey data, the conference shall also make recommendations
923 semiannually to Workforce Florida, Inc., on additions or
924 deletions to lists of locally targeted occupations approved by
925 Workforce Florida, Inc.

926 ~~3. During each legislative session, and at other times if~~
927 ~~necessary, the Workforce Estimating Conference shall meet as the~~
928 ~~Workforce Impact Conference for the purpose of determining the~~
929 ~~effects of legislation related to the state's workforce and~~
930 ~~economic development efforts introduced prior to and during such~~
931 ~~legislative session. In addition to the designated principals of~~
932 ~~the impact conference, nonprincipal participants of the impact~~
933 ~~conference shall include a representative of the Florida Chamber~~
934 ~~of Commerce and other interested parties. The impact conference~~
935 ~~shall use both quantitative and qualitative research methods to~~
936 ~~determine the impact of introduced legislation related to~~
937 ~~workforce and economic development issues.~~

938 (c)4. Notwithstanding ~~subparagraph 3.~~, The Workforce
939 Estimating Conference, for the purposes described in paragraph
940 (a) ~~subparagraph 1.~~, shall meet no less than 2 times in a

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941 calendar year. The first meeting shall be held in February, and
 942 the second meeting shall be held in August. Other meetings may
 943 be scheduled as needed.

944 ~~(b) Principals.—The Commissioner of Education, the~~
 945 ~~Executive Office of the Governor, the director of the Office of~~
 946 ~~Tourism, Trade, and Economic Development, the director of the~~
 947 ~~Agency for Workforce Innovation, the executive director of the~~
 948 ~~Commission for Independent Education, the Chancellor of the~~
 949 ~~State University System, the chair of Workforce Florida, Inc.,~~
 950 ~~the coordinator of the Office of Economic and Demographic~~
 951 ~~Research, or their designees, and professional staff from the~~
 952 ~~Senate and the House of Representatives who have forecasting and~~
 953 ~~substantive expertise, are the principals of the Workforce~~
 954 ~~Estimating Conference. In addition to the designated principals~~
 955 ~~of the conference, nonprincipal participants of the conference~~
 956 ~~shall include a representative of the Florida Chamber of~~
 957 ~~Commerce and other interested parties. The principal~~
 958 ~~representing the Executive Office of the Governor shall preside~~
 959 ~~over the sessions of the conference.~~

960 (8) EARLY LEARNING PROGRAMS ESTIMATING CONFERENCE.--

961 ~~(a) Duties.—~~

962 (a)1. The Early Learning Programs Estimating Conference
 963 shall develop estimates and forecasts of the unduplicated count
 964 of children eligible for school readiness programs in accordance
 965 with the standards of eligibility established in s. 411.01(6),
 966 and of children eligible for the Voluntary Prekindergarten
 967 Education Program in accordance with s. 1002.53(2), as the

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968 conference determines are needed to support the state planning,
969 budgeting, and appropriations processes.

970 (b)2- The Agency for Workforce Innovation shall provide
971 information on needs and waiting lists for school readiness
972 programs, and information on the needs for the Voluntary
973 Prekindergarten Education Program, as requested by the Early
974 Learning Programs Estimating Conference or individual conference
975 principals in a timely manner.

976 ~~(b) Principals. The Executive Office of the Governor, the~~
977 ~~Director of Economic and Demographic Research, and professional~~
978 ~~staff who have forecasting expertise from the Agency for~~
979 ~~Workforce Innovation, the Department of Children and Family~~
980 ~~Services, the Department of Education, the Senate, and the House~~
981 ~~of Representatives, or their designees, are the principals of~~
982 ~~the Early Learning Programs Estimating Conference. The principal~~
983 ~~representing the Executive Office of the Governor shall preside~~
984 ~~over sessions of the conference.~~

985 (9) SELF-INSURANCE ESTIMATING CONFERENCE.--

986 ~~(a) Duties.~~ The Self-Insurance Estimating Conference
987 shall develop such official information on self-insurance
988 related issues as the conference determines is needed by the
989 state planning and budgeting system.

990 ~~(b) Principals. The Executive Office of the Governor, the~~
991 ~~coordinator of the Office of Economic and Demographic Research,~~
992 ~~and professional staff of the Senate and the House of~~
993 ~~Representatives who have forecasting and substantive experience,~~
994 ~~or their designees, are the principals of the Self-Insurance~~
995 ~~Estimating Conference. The responsibility of presiding over~~

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996 ~~sessions of the conference shall be rotated among the~~
997 ~~principals.~~

998 (10) FLORIDA RETIREMENT SYSTEM ACTUARIAL ASSUMPTION
999 CONFERENCE.--

1000 ~~(a) Duties.~~ The Florida Retirement System Actuarial
1001 Assumption Conference shall develop official information with
1002 respect to the economic and noneconomic assumptions and funding
1003 methods of the Florida Retirement System necessary to perform
1004 the system actuarial study undertaken pursuant to s. 121.031(3).
1005 Such information shall include: an analysis of the actuarial
1006 assumptions and actuarial methods used in the study and a
1007 determination of whether changes to the assumptions or methods
1008 need to be made due to experience changes or revised future
1009 forecasts.

1010 ~~(b) Principals. The Executive Office of the Governor, the~~
1011 ~~coordinator of the Office of Economic and Demographic Research,~~
1012 ~~and professional staff of the Senate and House of~~
1013 ~~Representatives who have forecasting and substantive expertise,~~
1014 ~~or their designees, are the principals of the Florida Retirement~~
1015 ~~System Actuarial Assumption Conference. The Executive Office of~~
1016 ~~the Governor shall have the responsibility of presiding over the~~
1017 ~~sessions of the conference. The State Board of Administration~~
1018 ~~and the Division of Retirement shall be participants in the~~
1019 ~~conference.~~

1020 Section 16. Paragraph (a) of subsection (2) of section
1021 216.177, Florida Statutes, is amended to read:

1022 216.177 Appropriations acts, statement of intent,
1023 violation, notice, review and objection procedures.--

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1024 (2) (a) Whenever notice of action to be taken by the
1025 Executive Office of the Governor or the Chief Justice of the
1026 Supreme Court is required by law ~~this chapter~~, such notice shall
1027 be given to the chair and vice chair of the Legislative Budget
1028 Commission in writing, and shall be delivered at least 14 days
1029 prior to the action referred to, unless a shorter period is
1030 approved in writing by the chair and vice chair or a different
1031 period is specified by law. If the action is solely for the
1032 release of funds appropriated by the Legislature, the notice
1033 shall be delivered at least 3 days before the effective date of
1034 the action. Action shall not be taken on any budget item for
1035 which this chapter requires notice to the Legislative Budget
1036 Commission or the appropriations committees without such notice
1037 having been provided, even though there may be good cause for
1038 considering such item.

1039 Section 17. Subsections (3), (5), and (6), paragraph (a)
1040 of subsection (8), paragraph (a) of subsection (10), and
1041 subsection (11) of section 216.181, Florida Statutes, are
1042 amended to read:

1043 216.181 Approved budgets for operations and fixed capital
1044 outlay.--

1045 (3) All amendments to original approved operating budgets,
1046 regardless of funding source, are subject to the notice and
1047 objection ~~review~~ procedures set forth in s. 216.177.

1048 (5) An amendment to the original operating budget for an
1049 information technology project or initiative that involves more
1050 than one agency, has an outcome that impacts another agency, or
1051 exceeds \$500,000 in total cost over a 1-year period, except for

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1052 those projects that are a continuation of hardware or software
1053 maintenance or software licensing agreements, or that are for
1054 desktop replacement that is similar to the technology currently
1055 in use must be reviewed by the Technology Review Workgroup
1056 pursuant to s. 216.0446 and approved by the Executive Office of
1057 the Governor for the executive branch or by the Chief Justice
1058 for the judicial branch, and shall be subject to the notice and
1059 objection ~~review~~ procedures set forth in s. 216.177.

1060 (6) (a) A detailed plan allocating a lump-sum appropriation
1061 to traditional appropriations categories shall be submitted by
1062 the affected agency to the Executive Office of the Governor or
1063 the Chief Justice of the Supreme Court. The Executive Office of
1064 the Governor and the Chief Justice of the Supreme Court shall
1065 submit such plan to the chair and vice chair of the Legislative
1066 Budget Commission either before or concurrent with the
1067 submission of any budget amendment that recommends the transfer
1068 and release of ~~may require the submission of a detailed plan~~
1069 ~~from the agency or entity of the judicial branch affected,~~
1070 ~~consistent with the General Appropriations Act, special~~
1071 ~~appropriations acts, and statements of intent before~~
1072 ~~transferring and releasing~~ the balance of a lump-sum
1073 appropriation.

1074 (b) The Executive Office of the Governor and the Chief
1075 Justice of the Supreme Court may amend, without approval of the
1076 Legislative Budget Commission, state agency and judicial branch
1077 entity budgets, respectively, to reflect the transferred funds
1078 and to provide the associated increased salary rate based on the
1079 approved plans for lump-sum appropriations. Any action proposed

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1080 pursuant to this paragraph is subject to the procedures set
1081 forth in s. 216.177.

1082
1083 The Executive Office of the Governor shall transmit to each
1084 state agency and the Chief Financial Officer, and the Chief
1085 Justice shall transmit to each judicial branch component and the
1086 Chief Financial Officer, any approved amendments to the approved
1087 operating budgets.

1088 (8) As part of the approved operating budget, the
1089 Executive Office of the Governor shall furnish to each state
1090 agency, and the Chief Justice of the Supreme Court shall furnish
1091 to the entity of the judicial branch, an approved annual salary
1092 rate for each budget entity containing a salary appropriation.
1093 This rate shall be based upon the actual salary rate and shall
1094 be consistent with the General Appropriations Act or special
1095 appropriations acts. The annual salary rate shall be:

1096 (a) Determined by the salary rate specified in the General
1097 Appropriations Act and adjusted for reorganizations authorized
1098 by law, for any other appropriations made by law, and, subject
1099 to s. 216.177, for distributions of lump-sum appropriations and
1100 administered funds and for actions that require authorization of
1101 salary rate from salary rate reserve and placement of salary
1102 rate in salary rate reserve.

1103 (10) (a) The Legislative Budget Commission may authorize
1104 increases or decreases in the approved salary rate, except as
1105 authorized in s. 216.181(8)(a), for positions pursuant to the
1106 request of the agency filed with the Executive Office of the
1107 Governor or pursuant to the request of an entity of the judicial

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1108 | branch filed with the Chief Justice of the Supreme Court, if
 1109 | deemed necessary and in the best interest of the state and
 1110 | consistent with legislative policy and intent.

1111 | (11) The Executive Office of the Governor and the Chief
 1112 | Justice of the Supreme Court may approve changes in the amounts
 1113 | appropriated from state trust funds in excess of those in the
 1114 | approved operating budget up to \$1 million only pursuant to the
 1115 | federal funds provisions of s. 216.212, when grants and
 1116 | donations are received after April 1, or when deemed necessary
 1117 | due to a set of conditions that were unforeseen at the time the
 1118 | General Appropriations Act was adopted and that are essential to
 1119 | correct in order to continue the operation of government.
 1120 | Changes in the amounts appropriated from state trust funds in
 1121 | excess of those in the approved operating budget which are in
 1122 | excess of \$1 million may be approved only by the Legislative
 1123 | Budget Commission pursuant to the request of a state agency
 1124 | filed with the Executive Office of the Governor or pursuant to
 1125 | the request of an entity of the judicial branch filed with the
 1126 | Chief Justice of the Supreme Court. The provisions of this
 1127 | subsection are subject to the notice, ~~review,~~ and objection
 1128 | procedures set forth in s. 216.177.

1129 | Section 18. Section 216.1811, Florida Statutes, is created
 1130 | to read:

1131 | 216.1811 Approved operating budgets and appropriations for
 1132 | the legislative branch.--

1133 | (1) The Governor and the Chief Financial Officer shall
 1134 | each make changes to the original approved operating budgets for
 1135 | operational and fixed capital expenditures relating to the

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1136 legislative branch as directed by the presiding officers of the
1137 legislative branch.

1138 (2) The Governor and the Chief Financial Officer shall
1139 each ensure that any balances of appropriations made to the
1140 legislative branch are carried forward as directed by the
1141 presiding officers of the legislative branch.

1142 Section 19. Paragraph (e) of subsection (2) of section
1143 216.1815, Florida Statutes, is amended to read:

1144 216.1815 Agency incentive and savings program.--

1145 (2) To be eligible to retain funds, an agency or the Chief
1146 Justice of the Supreme Court must submit a plan and an
1147 associated request to amend its approved operating budget to the
1148 Legislative Budget Commission specifying:

1149 (e) How the agency or the judicial branch will meet
1150 performance standards, including established by the Legislature
1151 and those in its long-range program plan; and

1152 Section 20. Section 216.1827, Florida Statutes, is created
1153 to read:

1154 216.1827 Requirements for performance measures and
1155 standards.--

1156 (1) Agencies and the judicial branch shall maintain a
1157 comprehensive performance accountability system containing, at a
1158 minimum, a list of performance measures and standards that are
1159 adopted by the Legislature and subsequently amended pursuant to
1160 this section.

1161 (2) (a) Agencies and the judicial branch shall submit
1162 output and outcome measures and standards as well as historical
1163 baseline and performance data pursuant to s. 216.013.

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1164 (b) Agencies and the judicial branch shall also submit
 1165 performance data, measures, and standards to the Office of
 1166 Program Policy Analysis and Government Accountability upon
 1167 request for review of the adequacy of the legislatively approved
 1168 measures and standards.

1169 (3) (a) An agency may submit requests to delete or amend
 1170 its existing approved performance measures and standards or
 1171 submit requests to create additional performance measures and
 1172 standards to the Executive Office of the Governor for review and
 1173 approval. The request shall document the justification for the
 1174 change and ensure that the revision, deletion, or addition is
 1175 consistent with legislative intent. Revisions or deletions to or
 1176 additions of performance measures and standards approved by the
 1177 Executive Office of the Governor are subject to the review and
 1178 objection procedure set forth in s. 216.177.

1179 (b) The Chief Justice of the Supreme Court may submit
 1180 deletions or amendments of the judicial branch's existing
 1181 approved performance measures and standards or may submit
 1182 additional performance measures and standards to the Legislature
 1183 accompanied with justification for the change and ensure that
 1184 the revision, deletion, or addition is consistent with
 1185 legislative intent. Revisions or deletions to or additions of
 1186 performance measures and standards submitted by the Chief
 1187 Justice of the Supreme Court are subject to the review and
 1188 objection procedure set forth in s. 216.177.

1189 (4) (a) The Legislature may create, amend, and delete
 1190 performance measures and standards. The Legislature may confer
 1191 with the Executive Office of the Governor for state agencies and

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1192 the Chief Justice of the Supreme Court for the judicial branch
1193 prior to any such action.

1194 (b) The Legislature may require state agencies to submit
1195 requests for revisions, additions, or deletions to approved
1196 performance measures and standards to the Executive Office of
1197 the Governor for review and approval, subject to the review and
1198 objection procedure set forth in s. 216.177.

1199 (c) The Legislature may require the judicial branch to
1200 submit revisions, additions, or deletions to approved
1201 performance measures and standards to the Legislature, subject
1202 to the review and objection procedure set forth in s. 216.177.

1203 (d) Any new agency created by the Legislature is subject
1204 to the initial performance measures and standards established by
1205 the Legislature. The Legislature may require state agencies and
1206 the judicial branch to provide any information necessary to
1207 create initial performance measures and standards.

1208 Section 21. Subsection (3) is added to section 216.251,
1209 Florida Statutes, to read:

1210 216.251 Salary appropriations; limitations.--

1211 (3) An agency may not provide general salary increases or
1212 pay additives for a cohort of positions sharing the same job
1213 classification or job occupations which the Legislature has not
1214 authorized in the General Appropriations Act or other laws.

1215 Section 22. Subsection (3), paragraph (b) of subsection
1216 (4), and subsection (5) of section 216.292, Florida Statutes,
1217 are amended, and subsection (7) is added to that section, to
1218 read:

1219 216.292 Appropriations nontransferable; exceptions.--

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1220 (3) The following transfers are authorized with the
 1221 approval of the Executive Office of the Governor for the
 1222 executive branch or the Chief Justice for the judicial branch,
 1223 subject to the notice and objection ~~review~~ provisions of s.
 1224 216.177:

1225 (a) The transfer of appropriations for operations from
 1226 trust funds in excess of those provided in subsection (2), up to
 1227 \$1 million.

1228 (b) The transfer of positions between budget entities.

1229 (4) The following transfers are authorized with the
 1230 approval of the Legislative Budget Commission. Unless waived by
 1231 the chair and vice chair of the commission, notice of such
 1232 transfers must be provided 14 days before the commission
 1233 meeting:

1234 (b) The transfer of appropriations for operations from
 1235 trust funds in excess of those authorized ~~provided~~ in subsection
 1236 (2) or subsection (3) ~~this section that exceed the greater of 5~~
 1237 ~~percent of the original approved budget or \$1 million, as~~
 1238 recommended by the Executive Office of the Governor or the Chief
 1239 Justice of the Supreme Court.

1240 (5) A transfer of funds may not result in the initiation
 1241 of a fixed capital outlay project that has not received a
 1242 specific legislative appropriation, except that federal funds
 1243 for fixed capital outlay projects for the Department of Military
 1244 Affairs, which do not carry a continuing commitment on future
 1245 appropriations by the Legislature, may be approved by the
 1246 Executive Office of the Governor for the purpose received,

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1247 | subject to the notice, ~~review,~~ and objection procedures set
1248 | forth in s. 216.177.

1249 | (7) The provisions of this section do not apply to the
1250 | budgets for the legislative branch.

1251 | Section 23. Subsections (1) and (3) and paragraph (a) of
1252 | subsection (2) of section 216.301, Florida Statutes, as amended
1253 | by section 40 of chapter 2005-152, Laws of Florida, are amended
1254 | to read:

1255 | 216.301 Appropriations; undisbursed balances.--

1256 | (1) (a) As of June 30th of each year, for appropriations
1257 | for operations only, each department and the judicial branch
1258 | shall identify in the state's financial system any incurred
1259 | obligation which has not been disbursed, showing in detail the
1260 | commitment or to whom obligated and the amounts of such
1261 | commitments or obligations. Any appropriation not identified as
1262 | an incurred obligation effective June 30th shall revert to the
1263 | fund from which it was appropriated and shall be available for
1264 | reappropriation by the Legislature.

1265 | (b) The undisbursed release balance of any authorized
1266 | appropriation, except an appropriation for fixed capital outlay,
1267 | for any given fiscal year remaining on June 30 of the fiscal
1268 | year shall be carried forward in an amount equal to the incurred
1269 | obligations identified in paragraph (a). Any such incurred
1270 | obligations remaining undisbursed on September 30 shall revert
1271 | to the fund from which appropriated and shall be available for
1272 | reappropriation by the Legislature. The Chief Financial Officer
1273 | will monitor changes made to incurred obligations prior to the

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1274 September 30 reversion to ensure generally accepted accounting
1275 principles and legislative intent are followed.

1276 (c) In the event an appropriate identification of an
1277 incurred obligation is not made and an incurred obligation is
1278 proven to be legal, due, and unpaid, then the incurred
1279 obligation shall be paid and charged to the appropriation for
1280 the current fiscal year of the state agency or the legislative
1281 or judicial branch affected.

1282 ~~(1)(a) Any balance of any appropriation, except an~~
1283 ~~appropriation for fixed capital outlay, which is not disbursed~~
1284 ~~but which is expended shall, at the end of each fiscal year, be~~
1285 ~~certified by the head of the affected state agency or the~~
1286 ~~judicial or legislative branches, on or before August 1 of each~~
1287 ~~year, to the Executive Office of the Governor, showing in detail~~
1288 ~~the obligees to whom obligated and the amounts of such~~
1289 ~~obligations. Any such encumbered balance remaining undisbursed~~
1290 ~~on September 30 of the same calendar year in which such~~
1291 ~~certification was made shall revert to the fund from which~~
1292 ~~appropriated, except as provided in subsection (3), and shall be~~
1293 ~~available for reappropriation by the Legislature. In the event~~
1294 ~~such certification is not made and an obligation is proven to be~~
1295 ~~legal, due, and unpaid, then the obligation shall be paid and~~
1296 ~~charged to the appropriation for the current fiscal year of the~~
1297 ~~state agency or the legislative or judicial branch affected.~~

1298 ~~(b) Any balance of any appropriation, except an~~
1299 ~~appropriation for fixed capital outlay, for any given fiscal~~
1300 ~~year remaining after charging against it any lawful expenditure~~

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1301 ~~shall revert to the fund from which appropriated and shall be~~
 1302 ~~available for reappropriation by the Legislature.~~

1303 (d)~~(e)~~ Each department and the judicial branch shall
 1304 maintain the integrity of the General Revenue Fund.
 1305 Appropriations from the General Revenue Fund contained in the
 1306 original approved budget may be transferred to the proper trust
 1307 fund for disbursement. Any reversion of appropriation balances
 1308 from programs which receive funding from the General Revenue
 1309 Fund and trust funds shall be transferred to the General Revenue
 1310 Fund within 15 days after such reversion, unless otherwise
 1311 provided by federal or state law, including the General
 1312 Appropriations Act. The Executive Office of the Governor or the
 1313 Chief Justice of the Supreme Court shall determine the state
 1314 agency or judicial branch programs which are subject to this
 1315 paragraph. This determination shall be subject to the
 1316 legislative consultation and objection process in this chapter.
 1317 The Education Enhancement Trust Fund shall not be subject to the
 1318 provisions of this section.

1319 (2) (a) The balance of any appropriation for fixed capital
 1320 outlay which is not disbursed but expended, contracted, or
 1321 committed to be expended prior to February 1 of the second
 1322 fiscal year of the appropriation, or the third fiscal year if it
 1323 is for an educational facility as defined in chapter 1013 or for
 1324 a construction project of a state university, shall be certified
 1325 by the head of the affected state agency ~~or the legislative or~~
 1326 judicial branch on February 1 to the Executive Office of the
 1327 Governor, showing in detail the commitment or to whom obligated
 1328 and the amount of the commitment or obligation. The Executive

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1329 Office of the Governor for the executive branch and the Chief
 1330 Justice for the judicial branch shall review and approve or
 1331 disapprove, consistent with criteria jointly developed by the
 1332 Executive Office of the Governor and the legislative
 1333 appropriations committees, the continuation of such unexpended
 1334 balances. The Executive Office of the Governor shall, no later
 1335 than February 28 ~~20~~ of each year, furnish the Chief Financial
 1336 Officer, the legislative appropriations committees, and the
 1337 Auditor General a report listing in detail the items and amounts
 1338 reverting under the authority of this subsection, including the
 1339 fund to which reverted and the agency affected.

1340 ~~(3) The President of the Senate and the Speaker of the~~
 1341 ~~House of Representatives may notify the Executive Office of the~~
 1342 ~~Governor to retain certified forward balances from legislative~~
 1343 ~~budget entities until June 30 of the following fiscal year.~~

1344 Section 24. Subsection (2) of section 252.37, Florida
 1345 Statutes, is amended to read:

1346 252.37 Financing.--

1347 (2) It is the legislative intent that the first recourse
 1348 be made to funds regularly appropriated to state and local
 1349 agencies. If the Governor finds that the demands placed upon
 1350 these funds in coping with a particular disaster declared by the
 1351 Governor as a state of emergency are unreasonably great, she or
 1352 he may make funds available by transferring and expending moneys
 1353 appropriated for other purposes, by transferring and expending
 1354 moneys out of any unappropriated surplus funds, or from the
 1355 Budget Stabilization Fund. Following the expiration or
 1356 termination of the state of emergency, the Governor may transfer

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1357 moneys with a budget amendment, subject to approval by the
1358 Legislative Budget Commission, process a budget amendment under
1359 the notice and review procedures set forth in s. 216.177 to
1360 ~~transfer moneys~~ to satisfy the budget authority granted for such
1361 emergency.

1362 Section 25. Section 273.02, Florida Statutes, is amended
1363 to read:

1364 273.02 Record and inventory of certain property.--The word
1365 "property" as used in this section means equipment, fixtures,
1366 and other tangible personal property of a nonconsumable and
1367 nonexpendable nature. The Chief Financial Officer shall
1368 establish by rule the requirements for the recording of property
1369 in the state's financial systems and for the periodic review of
1370 property for inventory purposes., ~~the value or cost of which is~~
1371 ~~\$1,000 or more and the normal expected life of which is 1 year~~
1372 ~~or more, and hardback covered bound books that are circulated to~~
1373 ~~students or the general public, the value or cost of which is~~
1374 ~~\$25 or more, and hardback covered bound books, the value or cost~~
1375 ~~of which is \$250 or more. Each item of property which it is~~
1376 ~~practicable to identify by marking shall be marked in the manner~~
1377 ~~required by the Auditor General. Each custodian shall maintain~~
1378 ~~an adequate record of property in his or her custody, which~~
1379 ~~record shall contain such information as shall be required by~~
1380 ~~the Auditor General. Once each year, on July 1 or as soon~~
1381 ~~thereafter as is practicable, and whenever there is a change of~~
1382 ~~custodian, each custodian shall take an inventory of property in~~
1383 ~~his or her custody. The inventory shall be compared with the~~
1384 ~~property record, and all discrepancies shall be traced and~~

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1385 ~~reconciled. All publicly supported libraries shall be exempt~~
1386 ~~from marking hardback covered bound books, as required by this~~
1387 ~~section. The catalog and inventory control records maintained by~~
1388 ~~each publicly supported library shall constitute the property~~
1389 ~~record of hardback covered bound books with a value or cost of~~
1390 ~~\$25 or more included in each publicly supported library~~
1391 ~~collection and shall serve as a perpetual inventory in lieu of~~
1392 ~~an annual physical inventory. All books identified by these~~
1393 ~~records as missing shall be traced and reconciled, and the~~
1394 ~~library inventory shall be adjusted accordingly.~~

1395 Section 26. Section 273.025, Florida Statutes, is created
1396 to read:

1397 273.025 Financial reporting for recorded property.--The
1398 Chief Financial Officer shall establish by rule the requirements
1399 for the capitalization of property that has been recorded in the
1400 state's financial systems.

1401 Section 27. Subsections (2) and (5) of section 273.055,
1402 Florida Statutes, are amended to read:

1403 273.055 Disposition of state-owned tangible personal
1404 property.--

1405 (2) Custodians shall maintain records to identify each
1406 property item as to disposition. Such records shall comply with
1407 rules issued by the Chief Financial Officer Auditor General.

1408 (5) All moneys received from the disposition of state-
1409 owned tangible personal property or from any agreement entered
1410 into under this chapter must be retained by the custodian and
1411 may be disbursed for the acquisition of exchange and surplus
1412 property and for all necessary operating expenditures, ~~and are~~

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1413 ~~appropriated for those purposes.~~ The custodian shall maintain
1414 records of the accounts into which the money is deposited.

1415 Section 28. Section 274.02, Florida Statutes, is amended
1416 to read:

1417 274.02 Record and inventory of certain property.--

1418 (1) The word "property" as used in this section means
1419 fixtures and other tangible personal property of a nonconsumable
1420 nature ~~the value of which is \$1,000 or more and the normal~~
1421 ~~expected life of which is 1 year or more.~~

1422 (2) The Chief Financial Officer shall establish by rule
1423 the requirements for the recording of property and for the
1424 periodic review of property for inventory purposes. ~~Each item of~~
1425 ~~property which it is practicable to identify by marking shall be~~
1426 ~~marked in the manner required by the Auditor General. Each~~
1427 ~~governmental unit shall maintain an adequate record of its~~
1428 ~~property, which record shall contain such information as shall~~
1429 ~~be required by the Auditor General. Each governmental unit shall~~
1430 ~~take an inventory of its property in the custody of a custodian~~
1431 ~~whenever there is a change in such custodian. A complete~~
1432 ~~physical inventory of all property shall be taken annually, and~~
1433 ~~the date inventoried shall be entered on the property record.~~
1434 ~~The inventory shall be compared with the property record, and~~
1435 ~~all discrepancies shall be traced and reconciled.~~

1436 Section 29. Paragraph (b) of subsection (3) of section
1437 338.2216, Florida Statutes, is amended to read:

1438 338.2216 Florida Turnpike Enterprise; powers and
1439 authority.--

1440 (3)

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1441 (b) Notwithstanding the provisions of s. 216.301 to the
 1442 contrary and in accordance with s. 216.351, the Executive Office
 1443 of the Governor shall, on July 1 of each year, certify forward
 1444 all unexpended funds appropriated or provided pursuant to this
 1445 section for the turnpike enterprise. Of the unexpended funds
 1446 certified forward, any unencumbered amounts shall be carried
 1447 forward. Such funds carried forward shall not exceed 5 percent
 1448 of the original approved total operating budget as defined in s.
 1449 216.181(1) of the turnpike enterprise. Funds carried forward
 1450 pursuant to this section may be used for any lawful purpose,
 1451 including, but not limited to, promotional and market
 1452 activities, technology, and training. Any certified forward
 1453 funds remaining undisbursed on September 30 ~~December 31~~ of each
 1454 year shall be carried forward.

1455 Section 30. Subsection (4) of section 1011.57, Florida
 1456 Statutes, is amended to read:

1457 1011.57 Florida School for the Deaf and the Blind; board
 1458 of trustees; management flexibility.--

1459 (4) Notwithstanding the provisions of s. 216.301 to the
 1460 contrary, ~~the Executive Office of the Governor shall, on July 1~~
 1461 ~~of each year, certify forward~~ all unexpended funds appropriated
 1462 for the Florida School for the Deaf and the Blind. ~~The~~
 1463 ~~unexpended amounts in any fund~~ shall be carried forward and
 1464 included as the balance forward for that fund in the approved
 1465 operating budget for the following year.

1466 Section 31. Section 215.29, Florida Statutes, is repealed.

1467 Section 32. Except as otherwise expressly provided in this
 1468 act, this act shall take effect July 1, 2006.