

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representatives Ambler and Seiler offered the following:

2
3 **Substitute Amendment for Amendment (423511) (with title**
4 **amendments)**

5 Remove lines 86-201 and insert:
6 subject to sunset review at least every 10 years after its
7 initial review.

8 Section 3. Subsection (2) of section 11.9055, Florida
9 Statutes, is amended to read:

10 11.9055 Abolition of state agencies and advisory
11 committees.--

12 (2) If the Legislature does not take action before the
13 date of review to continue the agency or advisory committee, the
14 agency shall submit its legislative budget request consistent
15 with the provisions of chapter 216. Such agency shall continue
16 to be subject to annual sunset review by the Legislature until
468127

4/24/2008 1:28 PM

Amendment No.

17 the Legislature enacts legislation relating to the agency's
18 continuation, modification, or termination. The agency shall
19 also provide to the joint committee by December 31 of the year
20 of each agency's review schedule, as provided in s. 11.905, a
21 plan for a type two transfer of the agency's responsibilities.

22 Section 4. Section 11.907, Florida Statutes, is amended to
23 read:

24 11.907 Legislative review.--Upon receipt of an agency
25 report pursuant to s. 11.906, the appropriate ~~joint~~ committee
26 may and the joint ~~appropriate~~ committee shall conduct a review
27 of the agency and may direct the Office of Program Policy
28 Analysis and Government Accountability to review the agency and
29 its advisory committees, including an examination of the cost of
30 each agency program, an evaluation of best practices and
31 alternatives that would result in the administration of the
32 agency in a more efficient or effective manner, an examination
33 of the viability of privatization or a different state agency
34 performing the functions, and an evaluation of the cost and
35 consequences of discontinuing the agency. The reviews shall be
36 comprehensive in scope and shall consider the information
37 provided by the agency report in addition to information deemed
38 necessary by the office and the appropriate committee or the
39 joint committee. The Office of Program Policy Analysis and
40 Government Accountability shall submit its report to the
41 Legislature in a timeframe prescribed by the committee
42 requesting the review. The Office of Program Policy Analysis and
43 Government Accountability shall include in its reports
44 recommendations for consideration by the Legislature.

468127

4/24/2008 1:28 PM

Amendment No.

45 Section 5. Section 11.908, Florida Statutes, is amended to
46 read:

47 11.908 Committee duties.--No later than March 1 of the
48 year in which a state agency or its advisory committees are
49 scheduled to be reviewed, the joint committee shall and the
50 ~~joint~~ committee may:

51 (1) Review the information submitted by the agency and the
52 reports of any independent reviews directed by the committees
53 ~~committee~~, including those conducted by the Office of Program
54 Policy Analysis and Government Accountability.

55 (2) Consult with the Legislative Budget Commission,
56 relevant substantive and appropriations committees of the Senate
57 and the House of Representatives, the Governor's Office of
58 Policy and Budgeting, the Auditor General, and the Chief
59 Financial Officer, or their successors, relating to the review
60 of the agency and its advisory committees.

61 (3) Hold public hearings to consider this information as
62 well as other information and testimony that the committee or
63 joint committee deems necessary.

64 (4) Present to the President of the Senate and the Speaker
65 of the House of Representatives a report on the agencies and
66 advisory committees scheduled to be reviewed that year by the
67 Legislature. In the report, the joint committee shall include
68 its specific findings and recommendations regarding the
69 information considered pursuant to s. 11.910, make
70 recommendations as described in s. 11.911, and propose
71 legislation as it considers necessary. ~~In the joint committee
72 report, the joint committee shall include its specific findings~~

468127

4/24/2008 1:28 PM

Amendment No.

73 ~~and recommendations regarding the information considered~~
74 ~~pursuant to s. 11.910 and make recommendations as described in~~
75 ~~s. 11.911.~~

76 Section 6. Section 11.910, Florida Statutes, is amended to
77 read:

78 11.910 Information for review.--The committees ~~committee~~
79 may consider information submitted pursuant to s. 11.906 as well
80 as any additional information it considers relevant in
81 determining whether a public need exists for the continuation of
82 a state agency or its advisory committees or for the performance
83 of any of the functions of the agency or its advisory
84 committees.

85 Section 7. Section 11.911, Florida Statutes, is amended to
86 read:

87 11.911 Committee recommendations.--

88 ~~(1)~~ In its report on a state agency, the joint committee
89 shall and the committee may:

90 (1)(a) Make recommendations on the abolition,
91 continuation, or reorganization of each state agency and its
92 advisory committees and on the need for the performance of the
93 functions of the agency and its advisory committees.

94 (2)(b) Make recommendations on the consolidation,
95 transfer, or reorganization of programs within state agencies
96 not under review when the programs duplicate functions performed
97 in agencies under review.

98 (3)(e) Propose legislation necessary to carry out the
99 committee's recommendations under subsection (1) paragraph (a)
100 or subsection (2) paragraph (b).

468127

4/24/2008 1:28 PM

Amendment No.

101 ~~(2) In its report on a state agency, the joint committee~~
102 ~~shall:~~

103 ~~(a) Make recommendations on the abolition, continuation,~~
104 ~~or reorganization of each state agency and its advisory~~
105 ~~committees and on the need for the performance of the functions~~
106 ~~of the agency and its advisory committees.~~

107 ~~(b) Make recommendations on the consolidation, transfer,~~
108 ~~or reorganization of programs within state agencies not under~~
109 ~~review when the programs duplicate functions performed in~~
110 ~~agencies under review.~~

111 Section 8. Section 11.919, Florida Statutes, is amended to
112 read:

113 11.919 Assistance of and access to state agencies.--

114 (1) The committees ~~committee~~ may access or request
115 information and request the assistance of state agencies, ~~and~~
116 officers, and political subdivisions. When assistance is
117 requested, a state agency or officer shall assist the committees
118 ~~committee~~.

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123 **T I T L E A M E N D M E N T**

124 Remove lines 7-9 and insert:

125 committees; amending s. 11.9055, F.S.; requiring submission of a
126 transfer plan under certain circumstances;

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