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LEGISLATIVE ACTION

Senate

House

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The Conference Committee on CS for SB 44-A recommended the following:

**Senate Conference Committee Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Notwithstanding any provision of law to the contrary, each state agency shall review existing and proposed contracts with private providers and public-private providers in an effort to reduce contract payments. It is the statewide goal to achieve substantial savings; however, it is the intent of the Legislature that the level and quality of services not be



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12 affected. Each agency may renegotiate contracts consistent with  
13 this section. The Legislature intends that its substantive and  
14 fiscal committees will review the results of this effort and the  
15 effectiveness of each agency in meeting the goal. This section  
16 expires July 1, 2009.

17 Section 2. It is the policy of the state that funds  
18 appropriated to each state agency which may be used for travel  
19 by state employees be limited, until July 1, 2009, to travel for  
20 activities that are critical to the state agency's mission.  
21 Funds may not be used to pay for travel by state employees to  
22 foreign countries, other states, conferences, staff-training  
23 activities, or other administrative functions unless the  
24 respective agency head has determined that such activities are  
25 critical to the agency's mission. Travel for law enforcement  
26 purposes, military purposes, emergency management activities,  
27 and public health activities is not covered by this section. The  
28 agency head, or his or her designee, must consider the use of  
29 teleconferencing and other forms of electronic communication to  
30 meet the needs of the proposed activity before approving  
31 mission-critical travel.

32 Section 3. (1) The Office of Program Policy Analysis and  
33 Government Accountability, in consultation with the Department  
34 of Management Services, shall develop recommendations regarding  
35 the prudent issuance and use of state-owned wireless  
36 communications devices, including wireless telephones, personal  
37 digital assistants, and other electronic devices. In developing  
38 these recommendations, the office shall consider, at a minimum:

- 39 (a) The need for the wireless communications device;  
40 (b) The need for the employee to be available via such



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41 wireless communications device;

42 (c) The accountability for issuance of wireless  
43 communications devices;

44 (d) The possibility of sharing wireless communications  
45 devices;

46 (e) Methods to reduce the issuance and use of wireless  
47 communications devices;

48 (f) Whether reimbursing employees for calls on personal  
49 wireless telephones might be cost-effective in some instances;

50 (g) What controls are necessary for the prudent management  
51 of such wireless communications devices; and

52 (h) Any available cost-saving measures that could be  
53 considered.

54 (2) The office shall report its findings and estimated cost  
55 savings to the President of the Senate and the Speaker of the  
56 House of Representatives by March 3, 2009.

57 Section 4. The Department of Management Services shall  
58 compile a list of all state-owned surplus real property that has  
59 a value greater than \$1,000 in order to determine potential cost  
60 savings and revenue opportunities from the sale or lease of  
61 assets. The review shall include a cost-benefit analysis of any  
62 proposed facility disposition, including the facility's current  
63 operating expenses, condition, projected capital depreciation  
64 costs, and market value, and the effect of the proposed  
65 facility's disposition on the state's financial status,  
66 including the effect on rental rates and the coverage  
67 requirement for bonds. In addition, the review shall identify  
68 current contracts for leased office space in which the leased  
69 space is not fully used or occupied and include a plan for



70 contract renegotiation or subletting unoccupied space. The  
71 department shall submit a report of its findings and  
72 recommendations to the President of the Senate, the Speaker of  
73 the House of Representatives, and the Executive Office of the  
74 Governor by March 3, 2009.

75 Section 5. (1) The Chief Financial Officer, as head of the  
76 Department of Financial Services, shall consider methods to  
77 ensure that state agencies receive the maximum amount of federal  
78 funds to which the state is entitled based on the services it  
79 currently provides. The Chief Financial Officer shall make  
80 initial recommendations to the Office of Policy and Budget and  
81 the legislative appropriations committees by March 3, 2009.

82 (2) Each state agency shall review its operations to ensure  
83 that the state receives the maximum amount of federal funds to  
84 which it is entitled based on the services the agency currently  
85 provides.

86 Section 6. The Office of Program Policy Analysis and  
87 Government Accountability shall examine the option of  
88 contracting with a private entity to identify and recover  
89 fraudulent Medicaid claims on a contingency-fee basis and submit  
90 its findings and recommendations to the President of the Senate  
91 and the Speaker of the House of Representatives by March 3,  
92 2009.

93 Section 7. The Office of Program Policy Analysis and  
94 Government Accountability shall conduct a review to assess the  
95 feasibility of consolidating statewide pharmaceutical services  
96 for state agencies, including the purchasing, repackaging, and  
97 dispensing of pharmaceuticals. The office shall submit its  
98 report to the President of the Senate and the Speaker of the



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99 House of Representatives by March 3, 2009.

100       Section 8. The Office of Program Policy Analysis and  
101 Government Accountability shall examine the option of expanding  
102 the use of alternative inmate placements, such as work-release  
103 and work camps, for low-risk inmates and submit its findings and  
104 recommendations to the President of the Senate and the Speaker  
105 of the House of Representatives by March 3, 2009.

106       Section 9. This act shall take effect upon becoming a law.

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

109 And the title is amended as follows:

110       Delete everything before the enacting clause  
111 and insert:

112                               A bill to be entitled  
113 An act relating to governmental operations; requiring state  
114 agencies to review existing and proposed contracts for the  
115 purpose of reducing contract payments; authorizing agencies to  
116 renegotiate contracts; providing for future expiration of such  
117 provisions; establishing the policy of the state concerning  
118 limitations on travel by state employees for a specified period;  
119 providing for certain exceptions; requiring that agencies  
120 consider using electronic communications; requiring the Office  
121 of Program Policy Analysis and Government Accountability, in  
122 consultation with the Department of Management Services, to  
123 develop recommendations regarding the prudent issuance and use  
124 of state-owned wireless communications devices; requiring a  
125 report to the Legislature; requiring the Department of  
126 Management Services to compile a list of and review state-owned  
127 surplus real property of greater than a specified value;



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128 providing requirements for the review; requiring a report to the  
129 Legislature and the Executive Office of the Governor; requiring  
130 that the Chief Financial Officer consider methods to ensure that  
131 state agencies receive the maximum federal funds to which the  
132 state is entitled; requiring the Chief Financial Officer to make  
133 recommendations to the Office of Policy and Budget and the  
134 legislative appropriations committees; requiring each state  
135 agency to ensure the receipt of maximum federal funds to which  
136 the agency is entitled based on its current services; requiring  
137 the Office of Program Policy Analysis and Government  
138 Accountability to examine whether a private entity should be  
139 used to recover fraudulent Medicaid claims; requiring the office  
140 to assess the feasibility of consolidating statewide  
141 pharmaceutical services for state agencies; requiring the office  
142 to examine the use of alternative placements for low-risk  
143 inmates; requiring that the office submit reports to the  
144 President of the Senate and the Speaker of the House of  
145 Representatives by a specified date; providing an effective  
146 date.