

By the Policy and Steering Committee on Ways and Means; and  
Senators Haridopolos and Gaetz

576-02800-10

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1 A bill to be entitled

2 An act relating to cost-benefit, return-on-investment,  
3 and dynamic scoring techniques; creating s. 216.138,  
4 F.S.; authorizing the President of the Senate or the  
5 Speaker of the House of Representatives to request  
6 special impact sessions of consensus estimating  
7 conferences to evaluate proposed legislation based on  
8 specified techniques; providing for the information  
9 used in the evaluations to be available to the public  
10 unless otherwise exempt from disclosure; requiring the  
11 Office of Economic and Demographic Research to develop  
12 protocols and procedures to be used by the consensus  
13 estimating conferences when evaluating proposed  
14 legislation; establishing minimum requirements;  
15 requiring submission of a report; requiring the use of  
16 the protocols and procedures until the approval is  
17 affirmatively revoked; amending s. 216.133, F.S.;  
18 conforming a cross-reference to changes made by the  
19 act; providing an effective date.

20  
21 Be It Enacted by the Legislature of the State of Florida:

22  
23 Section 1. Section 216.138, Florida Statutes, is created to  
24 read:

25 216.138 Authority to request additional analysis of  
26 legislation.—The President of the Senate or the Speaker of the  
27 House of Representatives may request special impact sessions of  
28 consensus estimating conferences to evaluate proposed  
29 legislation based on tools and models not generally employed by

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30 the conferences, including cost-benefit, return-on-investment,  
31 or dynamic scoring techniques, when suitable and appropriate for  
32 the legislation being evaluated. Unless exempt from s.  
33 119.07(1), information used to develop the analyses shall be  
34 available to the public.

35 Section 2. The Office of Economic and Demographic Research,  
36 acting in consultation with the principals of the consensus  
37 estimating conferences and after receiving public input, shall  
38 develop protocols and procedures necessary to implement the  
39 provisions of s. 216.138, Florida Statutes. At a minimum, the  
40 protocols and procedures to be used for evaluating specific  
41 proposed legislation shall include cost-benefit, return-on-  
42 investment, and dynamic scoring techniques, and may include  
43 additional, appropriate economic techniques. Additionally, the  
44 protocols and procedures must address the format for reporting  
45 results and provide proposed linkages to the appropriations and  
46 revenue forecasting processes, including any statutory changes  
47 that may be needed. The linkages must be consistent with the  
48 constitutional requirement for a balanced budget. The office  
49 shall submit a report of its findings and recommendations to the  
50 President of the Senate and the Speaker of the House of  
51 Representatives by December 1, 2010. Subject to approval by the  
52 President of the Senate and the Speaker of the House of  
53 Representatives following the submission of the report, the  
54 protocols and procedures shall be used to the extent feasible  
55 for the analysis of specific proposed legislation by consensus  
56 estimating conferences as provided in s. 216.138, Florida  
57 Statutes, unless and until such approval is subsequently  
58 affirmatively revoked.

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59 Section 3. Section 216.133, Florida Statutes, is amended to  
60 read:

61 216.133 Definitions; ss. 216.133-216.138 ~~216.133-216.137.~~-

62 As used in ss. 216.133-216.138 ~~216.133-216.137~~:

63 (1) "Consensus estimating conference" includes the Economic  
64 Estimating Conference, the Demographic Estimating Conference,  
65 the Revenue Estimating Conference, the Education Estimating  
66 Conference, the Criminal Justice Estimating Conference, the  
67 Occupational Forecasting Conference, the Early Learning Programs  
68 Estimating Conference, the Self-Insurance Estimating Conference,  
69 the Florida Retirement System Actuarial Assumption Conference,  
70 and the Social Services Estimating Conference.

71 (2) "Official information" means the data, forecasts,  
72 estimates, analyses, studies, and other information which the  
73 principals of a consensus estimating conference unanimously  
74 adopt for purposes of the state planning and budgeting system.

75 (3) "Consensus" means the unanimous consent of all of the  
76 principals of a consensus estimating conference.

77 Section 4. This act shall take effect upon becoming a law.