

HB 265

2012

1 A bill to be entitled
2 An act relating to Space Florida; amending s. 216.181,
3 F.S.; providing an exemption for Space Florida from
4 certain limitations on financial advances authorized
5 in the General Appropriations Act or other law;
6 providing an effective date.

7
8 Be It Enacted by the Legislature of the State of Florida:

9
10 Section 1. Paragraph (b) of subsection (16) of section
11 216.181, Florida Statutes, is amended to read:

12 216.181 Approved budgets for operations and fixed capital
13 outlay.—

14 (16)

15 (b) Any agency, or the judicial branch, that has been
16 authorized by the General Appropriations Act or expressly
17 authorized by other law to make advances for program startup or
18 advances for contracted services, in total or periodically,
19 shall limit such disbursements to other governmental entities
20 and not-for-profit corporations. The amount that may be advanced
21 shall not exceed the expected cash needs of the contractor or
22 recipient within the initial 3 months. Thereafter, disbursements
23 shall only be made on a reimbursement basis. Any agreement that
24 provides for advancements may contain a clause that permits the
25 contractor or recipient to temporarily invest the proceeds,
26 provided that any interest income shall either be returned to
27 the agency or be applied against the agency's obligation to pay
28 the contract amount. This paragraph does not constitute lawful

HB 265

2012

29 | authority to make any advance payment not otherwise authorized
30 | by laws relating to a particular agency or general laws relating
31 | to the expenditure or disbursement of public funds. The Chief
32 | Financial Officer may, after consultation with the legislative
33 | appropriations committees, advance funds beyond a 3-month
34 | requirement if it is determined to be consistent with the intent
35 | of the approved operating budget. The limitations of this
36 | paragraph do not apply to Space Florida.

37 | Section 2. This act shall take effect upon becoming a law.