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LEGISLATIVE ACTION

Senate

.

House

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Floor: WD/2R

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03/09/2012 11:11 AM

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Senator Latvala moved the following:

1 **Senate Amendment to Amendment (401580) (with title**
2 **amendment)**

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4 Between lines 732 and 733
5 insert:

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7 Section 12. Paragraph (f) of subsection (3) of section
8 287.057, Florida Statutes, is amended to read:

9 287.057 Procurement of commodities or contractual
10 services.—

11 (3) When the purchase price of commodities or contractual
12 services exceeds the threshold amount provided in s. 287.017 for
13 CATEGORY TWO, no purchase of commodities or contractual services



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14 may be made without receiving competitive sealed bids,
15 competitive sealed proposals, or competitive sealed replies
16 unless:

17 (f) The following contractual services and commodities are
18 not subject to the competitive-solicitation requirements of this
19 section:

20 1. Artistic services. For the purposes of this subsection,
21 the term "artistic services" does not include advertising or
22 typesetting. As used in this subparagraph, the term
23 "advertising" means the making of a representation in any form
24 in connection with a trade, business, craft, or profession in
25 order to promote the supply of commodities or services by the
26 person promoting the commodities or contractual services.

27 2. Academic program reviews if the fee for such services
28 does not exceed \$50,000.

29 3. Lectures by individuals.

30 4. Legal services, including attorney, paralegal, expert
31 witness, appraisal, or mediator services.

32 5.a. Health services involving examination, diagnosis,
33 treatment, prevention, medical consultation, or administration.

34 b. Beginning January 1, 2011, health services, including,
35 but not limited to, substance abuse and mental health services,
36 involving examination, diagnosis, treatment, prevention, or
37 medical consultation, when such services are offered to eligible
38 individuals participating in a specific program that qualifies
39 multiple providers and uses a standard payment methodology.

40 Reimbursement of administrative costs for providers of services
41 purchased in this manner shall also be exempt. For purposes of
42 this sub-subparagraph, "providers" means health professionals,



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43 health facilities, or organizations that deliver or arrange for
44 the delivery of health services.

45 6. Services provided to persons with mental or physical
46 disabilities by not-for-profit corporations which have obtained
47 exemptions under the provisions of s. 501(c)(3) of the United
48 States Internal Revenue Code or when such services are governed
49 by the provisions of Office of Management and Budget Circular A-
50 122. However, in acquiring such services, the agency shall
51 consider the ability of the vendor, past performance,
52 willingness to meet time requirements, and price.

53 7. Medicaid services delivered to an eligible Medicaid
54 recipient unless the agency is directed otherwise in law.

55 8. Family placement services.

56 9. Prevention services related to mental health, including
57 drug abuse prevention programs, child abuse prevention programs,
58 and shelters for runaways, operated by not-for-profit
59 corporations. However, in acquiring such services, the agency
60 shall consider the ability of the vendor, past performance,
61 willingness to meet time requirements, and price.

62 10. Training and education services provided to injured
63 employees pursuant to s. 440.491(6).

64 11. Contracts entered into pursuant to s. 337.11.

65 12. Services or commodities provided by governmental
66 agencies.

67 13. A statewide public service announcement program
68 provided by a Florida statewide nonprofit corporation under s.
69 501(c)(6) of the Internal Revenue Code, with a guaranteed
70 documented match of at least \$3 to \$1.

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

And the title is amended as follows:

Delete line 1253

and insert:

imposed on banks and savings associations; amending s.
287.057, F.S.; providing that certain statewide public
service announcement programs are not subject to the
competitive-solicitation requirements under certain
circumstances; amending s.