



375648

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/07/2013	.	
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The Committee on Governmental Oversight and Accountability
(Ring) recommended the following:

Senate Amendment

Delete lines 1621 -1733
and insert:

Section 41. Transfer from the Department of Management
Services.—Effective January 1, 2014:

(1) The Technology Program established under s. 20.22(2),
Florida Statutes, is transferred intact by a type one transfer,
as defined in s. 20.06, Florida Statutes, from the Department of
Management Services to the Department of State Technology.

(2) All of the powers, duties, functions, records,
personnel, and property; funds, trust funds, and unexpended



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13 balances of appropriations, allocations, and other funds;
14 administrative authority; administrative rules; pending issues;
15 and existing contracts relating to the following
16 responsibilities of the Department of Management Services are
17 transferred by a type one transfer, as defined in s.20.06, to
18 the Department of State Technology:

19 (a) Administrative and regulatory responsibilities under
20 part II of chapter 282, Florida Statutes, consisting of ss.
21 282.601-282.606, Florida Statutes, relating to accessibility of
22 electronic information and information technology for state
23 employees and members of the public with disabilities, including
24 the responsibility for rules for the development, procurement,
25 maintenance, and use of accessible electronic information
26 technology by governmental units pursuant to s. 282.604, Florida
27 Statutes.

28 (b) Administrative and regulatory responsibilities under
29 part III of chapter 282, Florida Statutes, consisting of ss.
30 282.701-282.711, Florida Statutes, relating to the state
31 telecommunications network, state communications,
32 telecommunications services with state agencies and political
33 subdivisions of the state, the SUNCOM network, the law
34 enforcement radio system and interoperability network, regional
35 law enforcement communications, and remote electronic access.

36 (c) Administrative and regulatory responsibilities under s.
37 364.0135, Florida Statutes, relating to broadband Internet
38 service.

39 (d) Administrative and regulatory responsibilities under
40 ss. 365.171-365.175, Florida Statutes, relating to emergency
41 communications number E911.



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42 (e) Administrative and regulatory responsibilities under
43 part I of chapter 401, Florida Statutes, consisting of ss.
44 401.013-401.027, Florida Statutes, relating to a statewide
45 system of regional emergency medical telecommunications.

46 (3) (a) The following trust funds are transferred by a type
47 one transfer, as defined in s. 20.06(1), Florida Statutes, from
48 the Department of Management Services to the Department of State
49 Technology:

- 50 1. The Communications Working Capital Trust Fund.
- 51 2. The Emergency Communications Number E911 System Fund.
- 52 3. The State Agency Law Enforcement Radio System Trust
53 Fund.
- 54 4. Federal Grants Trust Fund.

55 (b) All unexpended balances of appropriations, allocations,
56 and other funds of the Department of Management Services
57 relating to ss. 282.701-282.711, s. 364.0135, ss. 365.171-
58 365.175, and part I of chapter 401, Florida Statutes, which are
59 not specifically transferred by this subsection are transferred
60 by a type one transfer, as defined in s. 20.06(1), Florida
61 Statutes, to the Department of State Technology.

62 (4) All lawful orders issued by the Department of
63 Management Services implementing or enforcing or otherwise in
64 regard to ss. 282.701-282.711, s. 364.0135, ss. 365.171-365.175,
65 or part I of chapter 401, Florida Statutes, issued before
66 January 1, 2014, shall remain in effect and be enforceable after
67 that date unless thereafter modified in accordance with law.

68 (5) Any binding contract or interagency agreement entered
69 into pursuant to ss. 282.701-282.711, s. 364.0135, ss. 365.171-
70 365.175, or part I of chapter 401, Florida Statutes, and



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71 existing before January 1, 2014, between the Department of
72 Management Services or an entity or agent of the department and
73 any other agency, entity, or person shall continue as a binding
74 contract or agreement for the remainder of the term of such
75 contract or agreement on the Department of State Technology.

76 (6) The rules of the Department of Management Services
77 relating to ss. 282.701-282.711, s. 364.0135, ss. 365.171-
78 365.175, or part I of chapter 401, Florida Statutes, that were
79 in effect at 11:59 p.m. on December 31, 2013, shall become the
80 rules of the Department of State Technology and remain in effect
81 until amended or repealed in the manner provided by law.

82 (7) The transfer of regulatory authority under ss. 282.701-
83 282.711, s. 364.0135, ss. 365.171-365.175, or part I of chapter
84 401, Florida Statutes, provided by this section does not affect
85 the validity of any judicial or administrative action pending as
86 of 11:59 p.m. on December 31, 2013, to which the Department of
87 Management Services is at that time a party, and the Department
88 of State Technology shall be substituted as a party in interest
89 in any such action.

90 (8) The Northwood Shared Resource Center is transferred by
91 a type one transfer, as defined in s. 20.06, Florida Statutes,
92 from the Department of Management Services to the Department of
93 State Technology.

94 (a) Any binding contract or interagency agreement entered
95 into between the Northwood Shared Resource Center or an entity
96 or agent of the center and any other agency, entity, or person
97 shall continue as a binding contract or agreement for the
98 remainder of the term of such contract or agreement on the
99 Department of State Technology.



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100 (b) The rules of the Northwood Shared Resource Center that
101 were in effect at 11:59 p.m. on December 31, 2013, shall become
102 the rules of the Department of State Technology and shall remain
103 in effect until amended or repealed in the manner provided by
104 law.

105 (9) The Southwood Shared Resource Center is transferred by
106 a type one transfer, as defined in s. 20.06, Florida Statutes,
107 from the Department of Management Services to the Department of
108 State Technology.

109 (a) Any binding contract or interagency agreement entered
110 into between the Southwood Shared Resource Center or an entity
111 or agent of the center and any other agency, entity, or person
112 shall continue as a binding contract or agreement for the
113 remainder of the term of such contract or agreement on the
114 Department of State Technology.

115 (b) The rules of the Southwood Shared Resource Center that
116 were in effect at 11:59 p.m. on December 31, 2013, shall become
117 the rules of the Department of State Technology and shall remain
118 in effect until amended or repealed in the manner provided by
119 law.