

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Government Accountability
 2 Committee

3 Representative Albritton offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 17-46 and insert:

7 Section 1. Paragraph (e) of subsection (9) of section
 8 255.249, Florida Statutes, is amended to read:

9 255.249 Department of Management Services; responsibility;
 10 department rules.-

11 (9) The department shall adopt rules providing:

12 (e) Acceptable terms and conditions for inclusion in lease
 13 agreements. At a minimum, the ~~such~~ terms and conditions must
 14 include the statement required by s. 255.2502 and the following
 15 clause ~~clauses~~, which may not be amended, supplemented, or
 16 waived unless otherwise provided within this paragraph:

Amendment No.

17 ~~1. As provided in s. 255.2502, "The State of Florida's~~
18 ~~performance and obligation to pay under this contract is~~
19 ~~contingent upon an annual appropriation by the Legislature."~~

20 2. "The lessee has the right to terminate this lease,
21 without penalty, if a state-owned building becomes available to
22 the lessee for occupancy and the lessee has given 6 months'
23 advance written notice to the lessor by certified mail, return
24 receipt requested." The department may waive the inclusion of
25 the clause required pursuant to this paragraph for a lease
26 agreement for real property that exceeds 50,000 square feet and
27 is located within 30 miles of the State Capitol for a lease
28 period of up to 7 years. The waiver of the clause does not
29 restrict the department from entering into lease agreements for
30 the lease of real property for a period exceeding 7 years.

31 Section 2. The amendment to s. 255.249, Florida Statutes,
32 made by this act does not impair or restrict the terms and
33 conditions of a lease agreement entered into by a state agency
34 in accordance with the requirements of s. 255.249, Florida
35 Statutes, before July 1, 2017.

36 Section 3. Subsection (24) is added to section 287.057,
37 Florida Statutes, to read:

38 287.057 Procurement of commodities or contractual
39 services.—

40 (24) There is created the Statewide Procurement Efficiency
41 Task Force for the purpose of evaluating the effectiveness and

Amendment No.

42 value of state and local procurement laws and policies to the
43 taxpayers of this state and determining where inconsistencies in
44 such laws and policies exist.

45 (a) The task force shall be composed of the following 12
46 members:

47 1. The Secretary of Management Services or his or her
48 designee, who shall serve as chair of the task force.

49 2. Five members appointed by the Governor, as follows:

50 a. One county government official.

51 b. One municipal government official.

52 c. One district school board member.

53 d. One professional engineer licensed under chapter 471.

54 e. One general contractor as defined in s. 489.105(3)(a).

55 3. Two members appointed by the Speaker of the House of
56 Representatives, as follows:

57 a. A member of the House of Representatives.

58 b. An attorney who is a member in good standing of The
59 Florida Bar and has expertise in procurement law.

60 4. Two members appointed by the President of the Senate,
61 as follows:

62 a. A member of the Senate.

63 b. An attorney who is a member in good standing of The
64 Florida Bar and has expertise in procurement law.

65 5. The Chief Financial Officer, or his or her designee who
66 must be an employee of the Department of Financial Services.

Amendment No.

67 6. The state chief information officer or his or her
68 designee.

69 -----
70 -----

71 **T I T L E A M E N D M E N T**

72 Remove line 3 and insert:

73 Services; amending s. 255.249, F.S.; revising
74 requirements for department rules regarding terms and
75 conditions in lease agreements in which the state is
76 the lessee; authorizing the department to waive
77 inclusion of a clause in a lease agreement if certain
78 conditions are met; providing for construction;
79 amending s. 287.057, F.S.; creating a task