

CS/SB 2386 — State Financial Matters

by Policy and Steering Committee on Ways and Means; and Senator Alexander

The bill, relating to State Financial Matters does the following:

- Directs all agencies and the judicial branch to use electronic payment disbursements and receipts for all state payments where possible.
- Requires state purchasing agreements and state term contracts to include provisions which:
 - Define the scope of work that a contractor must perform.
 - Identify quantifiable, measurable and verifiable units of deliverables and require those deliverables to be accepted in writing prior to payment.
 - Specify the financial consequences for contractor noncompliance.
 - Specify the ownership rights to any intellectual property related to the contract.
- Requires state agencies to provide specific information to the Department of Financial Services (DFS) when an agency elects not to use the competitive procurement process to award a contract for commodities or services.
- Requires state agencies to review and renegotiate contract renewals and reprocurments with savings to be placed in reserve in OPB.
- Directs agencies to improve enforcement of the Preferred Pricing Clause (PPC) in state contracts and introduce penalties for misrepresentation.
- Repeals sections related to products and materials with recycled content.
- Sets out new processes for competitive solicitation.
- Requires the coordination of Contracted Services between Department of Children and Families, the Agency for Persons with Disabilities, the Department of Health, the Department of Elderly Affairs, and the Department of Veterans Affairs where applicable.
- Declares that each agency is responsible for exercising due diligence to secure full payment of all accounts receivable and other claims due to the state. Requires each agency to submit an annual report to the President of the Senate, the Speaker of the House of Representatives.
- Provides Florida preference language to promote through state contracting the employment of state residents and to maximize use of products made in Florida.
- Appropriates 5 FTE and \$311,915 from the General Revenue Fund to the Department of Financial Services to execute the provisions of the bill.

If approved by the Governor, these provisions take effect July 1, 2010.

Vote: Senate 39-0; House 119-0