1983

Session Law 83-341

Florida Senate & House of Representatives

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<th>Year</th>
<th>Session Law No.</th>
<th>Session Law Cite</th>
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<tr>
<th>Prime Sponsor</th>
<th>Bill #</th>
<th>Comp./Sim. Bills</th>
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<tr>
<td>Johnston</td>
<td>SB 27-B</td>
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<td>(825-3) SB 1115</td>
<td>545 (H 1078)</td>
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<th>Committee of Ref.</th>
<th>Senator Appropriations (SB 1115)</th>
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Committee Records

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<td>Bill File SB 27-8</td>
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Senate/House Journals

Tape Recordings

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<th>H/S Floor</th>
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Other Documentation

Record series title, folder title, etc. Location Cite #pp
L relating to statement of subject)

fixed capital outlay projects;

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Committee on

Chairman's signature

SENATE ACTION

Read 1st Time
Referred to Committees on

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Read 2nd Time
Read 3rd Time

HOUSE ACTION

Read 1st Time
Referred to Committees on

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Read 2nd Time
Read 3rd Time

Secretary of Senate

☐ Immediately Certified to House
☐ Laid on Table
☐ Motion to Reconsider by Senator

Clerk House of Representatives

☐ Immediately Certified to Senate
☐ Laid on Table under Rule
☐ Motion to Reconsider pending
A bill to be entitled
An act relating to fixed capital outlay
projects; amending s 255.30, Florida Statutes,
providing for delegation of accounting records
of certain fixed capital outlay projects;
providing an effective date.

Be It Enacted by the Legislature of the State of Florida.

Section 1. Section 255.30, Florida Statutes, is
amended to read:

255 30 Fixed capital outlay projects, department
rules; delegation of supervisory authority; delegation of
accounting records.--

(1) The Department of General Services shall make and
promulgate rules pursuant to chapter 120 in order to establish
a procedure for delegating to state agencies the supervisory
authority of the Division of Building Construction and
Property Management as it relates to the repair, alteration,
and construction of fixed capital outlay projects.

(2) The department may delegate the responsibility for
maintaining appropriate accounting records to the agency for
which any fixed capital outlay appropriation is made.

Section 2. This act shall take effect July 1, 1983 or
upon becoming a law, whichever occurs later.

SENATE SUMMARY

Allows the Department of General Services to delegate the
responsibility for keeping accounting records to the
agency receiving a fixed capital outlay appropriation.

CODING Words in struck through type are deletions from existing law, words underlined are additions.
SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

I. SUMMARY:

A. Present Situation:

The Department of General Services is responsible for maintaining appropriate accounting records for all fixed capital outlay projects. Since the 1974 Appropriations Act, proviso language in the Act has given the Department of General Services authority to delegate this record-keeping responsibility to "named agencies" with an appropriation for particular fixed capital outlay projects.

B. Effect of Proposed Changes:

The proposed legislation amends section 255.30, Florida Statutes, to provide for the delegation of accounting records of certain fixed capital outlay projects. The Department of General Services would be permitted to delegate this responsibility to the agency for which any fixed capital outlay appropriation is made. This bill would eliminate the need for the recurring proviso language.

II. ECONOMIC IMPACT AND FISCAL NOTE:

A. Public:

None

B. Government:

None

III. COMMENTS:

This act shall take effect July 1, 1983 or upon becoming a law, whichever occurs later.

IV. AMENDMENTS:

None
SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

ANALYST
1. Strong
2. 
3. 

STAFF DIRECTOR
Smith

REFERENCE

ACTION
1. Appro.
2. 
3. 

SUBJECT:
Fixed Capital Outlay Projects

BILL NO. AND SPONSOR:
SB 27-B by Senator Johnston/by request

I. SUMMARY:

A. Present Situation:

The Department of General Services is responsible for maintaining appropriate accounting records for all fixed capital outlay projects. Since the 1974 Appropriations Act, proviso language in the Act has given the Department of General Services authority to delegate this record-keeping responsibility to "named agencies" with an appropriation for particular fixed capital outlay projects.

B. Effect of Proposed Changes:

The proposed legislation amends section 255.30, Florida Statutes, to provide for the delegation of accounting records of certain fixed capital outlay projects. The Department of General Services would be permitted to delegate this responsibility to the agency for which any fixed capital outlay appropriation is made. This bill would eliminate the need for the recurring proviso language.

II. ECONOMIC IMPACT AND FISCAL NOTE:

A. Public:

None

B. Government:

None

III. COMMENTS:

This act shall take effect July 1, 1983 or upon becoming a law, whichever occurs later.

IV. AMENDMENTS:

None
Date: April 1, 1983
Revised: April 20, 1983

HOUSE OF REPRESENTATIVES
COMMITTEE ON GOVERNMENTAL OPERATIONS
STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

BILL# HB 1078
OTHER COMMITTEES OF REFERENCE

SPONSOR Gov. Ops. - by request

RELATING TO Fixed Capital Outlay Projects

I. SUMMARY:

A. Present Situation:

Pursuant to s. 255.25, Florida Statutes, the Department of General Services maintains responsibility for the administration of all fixed capital outlay projects, except those delegated to certain agencies.

In recent years the Department of General Services, by Appropriations Act proviso language, has been provided authority to delegate the maintenance of accounting records for fixed capital outlay projects to those agencies for whom the appropriation is made.

The practice of using general proviso language not related to a specific fund in the Appropriations Act was ruled unconstitutional in Brown v. Firestone, 382 So. 2d 654 (Fla. 1980).

B. Effect of Proposed Changes:

This bill would create s. 255.30(2), Florida Statutes, and authorize the Department of General Services to delegate the maintenance of accounting records for fixed capital outlay projects to the agencies for whom such appropriation is made. This bill would place in substantive law that which was done through proviso language as it relates to the Department of General Services' delegation of fixed capital outlay accounting records.

II. ECONOMIC IMPACT:

None.

III. COMMENTS:

Sections 216.164(1)(b) and 216.166(1)(b), Florida Statutes, require the Governor to forward to the President of the Senate and the Speaker of the House of Representatives that legislation necessary to implement his appropriations or revenue recommendations. Upon
receipt of these proposals, the President and the Speaker shall transmit such bills to the Chairman of the appropriate committee for review and considerations. This is one of those bills.

IV. PREPARED BY Dwight R. Dudley

V. STAFF DIRECTOR Jack C. Overstreet
HB 1078

A bill to be entitled
An act relating to fixed capital outlay projects; amending s. 255.30, Florida Statutes; providing for delegation of accounting records to agencies for whom any fixed capital outlay appropriation is made; providing an effective date.

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

Section 1. Section 255.30, Florida Statutes, is amended to read:

255.30 Fixed capital outlay projects; department rules; delegation of supervisory authority; delegation of accounting records.--

(1) The Department of General Services shall make and promulgate rules pursuant to chapter 120 in order to establish a procedure for delegating to state agencies the supervisory authority of the Division of Building Construction and Property Management as it relates to the repair, alteration, and construction of fixed capital outlay projects.

(2) The department may delegate the responsibility for maintaining appropriate accounting records to agencies for whom any fixed capital outlay appropriation is made.

Section 2. This act shall take effect July 1, 1983.
I. SUMMARY:

A. Present Situation:

Pursuant to s. 255.25, Florida Statutes, the Department of General Services maintains responsibility for the administration of all fixed capital outlay projects, except those delegated to certain agencies.

In recent years the Department of General Services, by Appropriations Act proviso language, has been provided authority to delegate the maintenance of accounting records for fixed capital outlay projects to those agencies for whom the appropriation is made.

The practice of using general proviso language not related to a specific fund in the Appropriations Act was ruled unconstitutional in Brown v. Firestone, 382 So. 2d 654 (Fla. 1980).

B. Effect of Proposed Changes:

This bill would create s. 225.30(2), Florida Statutes, and authorize the Department of General Services to delegate the maintenance of accounting records for fixed capital outlay projects to the agencies for whom such appropriation is made. This bill would place in substantive law that which was done through proviso language as it relates to the Department of General Services' delegation of fixed capital outlay accounting records.

II. ECONOMIC IMPACT:

None.

III. COMMENTS:

Sections 216.164(1)(b) and 216.166(1)(b), Florida Statutes, require the Governor to forward to the President of the Senate and the Speaker of the House of Representatives that legislation necessary to implement his appropriations or revenue recommendations. Upon
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IV. PREPARED BY Dwight R. Dudley

V. STAFF DIRECTOR Jack C. Overstreet
A bill to be entitled
An act relating to fixed capital outlay
projects; amending s. 255.30, Florida Statutes;
providing for delegation of accounting records
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Section 1. Section 255.30, Florida Statutes, is
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255.30 Fixed capital outlay projects; department
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(1) The Department of General Services shall make and
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authority of the Division of Building Construction and
Property Management as it relates to the repair, alteration,
and construction of fixed capital outlay projects.

(2) The department may delegate the responsibility for
maintaining appropriate accounting records to agencies for
whom any fixed capital outlay appropriation is made.

Section 2. This act shall take effect July 1, 1983.
HOUSE SUMMARY

Allows the Department of General Services to delegate the responsibility for maintaining accounting records to agencies for whom any fixed capital outlay appropriation is made.

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