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H 1417 GENERAL BILL by Regulatory Reform; Brown (Similar S 82)
Fiscal Accounting Management System; (SUNDOWN) requires Comptroller to maintain minutes of each meeting of coordinating council for Fiscal Accounting Management Information System & provide public access to minutes; provides for meetings of council; provides for future review & repeal. Amends/revives/readopts 215.96. Effective Date: 10/01/89.

03/24/89 HOUSE Prefiled

03/28/89 HOUSE Placed on Calendar

04/04/89 HOUSE Introduced, placed on Calendar -HJ 135

04/06/89 HOUSE Placed on Special Order Calendar; Read second time -HJ 165

04/11/89 HOUSE Read third time; Passed; YEAS 117 NAYS 0 -HJ 195

04/12/89 SENATE In Messages

04/18/89 SENATE Received, referred to Commerce -SJ 175; Immediately withdrawn from Commerce -SJ 176; Substituted for SB 82; Passed; YEAS 38 NAYS 0 -SJ 177

04/25/89 Ordered enrolled

04/28/89 Signed by Officers and presented to Governor -HJ 311

05/03/89 Approved by Governor; Chapter No. 89-2 -HJ 340

NOTES: Above bill history from Division of Legislative Information's **FINAL LEGISLATIVE BILL INFORMATION, 1989 SESSIONS**. Staff Analyses for bills amended beyond final committee action may not be in accordance with the enacted law. Journal page numbers (HJ & SJ) refer to daily Journals and may not be the same as final bound Journals.

STORAGE NAME: h1417-f.rr
DATE: July 20, 1989

****AS PASSED BY THE LEGISLATURE****

**HOUSE OF REPRESENTATIVES
COMMITTEE ON REGULATORY REFORM
FINAL STAFF ANALYSIS & ECONOMIC IMPACT STATEMENT**

BILL #: HB 1417

RELATING TO: Florida Fiscal Accounting Management Information System Council

SPONSOR(S): Committee on Regulatory Reform

EFFECTIVE DATE: October 1, 1989

DATE BECAME LAW: May 3, 1989

CHAPTER #: 89-2

COMPANION BILL(S): SB 82

OTHER COMMITTEES OF REFERENCE: (1)

(2)

I. SUMMARY:

This bill reestablishes the council and provide for its review and repeal on October 1, 1999. Additionally, the bill provides for the maintenance and the public access of minutes of meetings and would establish the number of required meetings per year.

A. PRESENT SITUATION:

Section 215.95, Florida Statutes, establishes the Fiscal Accounting Information Board, whose membership consists of the Governor, the Comptroller, and the Treasurer. The Florida Fiscal Accounting Management Information System Council (FFAMIS Council) is created in section 215.96, Florida Statutes. The Florida Fiscal Accounting Management Information System Council consists of eight voting members or their designees. These members include: the Comptroller; the Treasurer; the Secretary of the Department of Administration; the Director of Planning and Budgeting, Executive Office of the Governor; the Executive Director of the Department of General Services; the Executive Director of the Department of General Revenue; and the Executive Director of the State Board of Administration. In addition the Auditor General and the Executive Administrator of the Information Resource Commission, or their representatives, serve as ex-officio members, the last two members mentioned above serve without voting rights.

The council is scheduled for Sundown repeal on October 1, 1989 pursuant to section 11.611, Florida Statutes.

The purpose of the council is to review and recommend to the Fiscal Accounting Information Board solutions and policy alternatives to ensure coordination between functional owners of the various information subsystems described in section 215.96, Florida Statutes, to the extent necessary to unify all subsystems into a fiscal accounting management information system.

B. EFFECT OF PROPOSED CHANGES:

HB 1417 reestablishes the council and provides for its review and repeal on October 1, 1999. Additionally, the bill provides that minutes of the council's meetings be taken and such minutes be made available to interested parties, and that at least one meeting be held per year.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE AGENCIES/STATE FUNDS:

1. Non-recurring or First Year Start-Up Effects:

None.

2. Recurring or Annualized Continuation Effects:

None. The council receives no appropriations or other types of donations. Thus, total council expenses are the imputed opportunity cost of having state employees participate in meetings, workshop and working groups which are required in establishing the Florida Fiscal Accounting Management Information System.

3. Long Run Effects Other Than Normal Growth:

None.

4. Appropriations Consequences:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS AS A WHOLE:

1. Non-recurring or First Year Start-Up Effects:

None.

2. Recurring or Annualized Continuation Effects:

None.

3. Long Run Effects Other Than Normal Growth:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

1. Direct Private Sector Costs:

None.

2. Direct Private Sector Benefits:

None.

3. Effects on Competition, Private Enterprise, and Employment Markets:

None.

D. FISCAL COMMENTS:

None.

III. LONG RANGE CONSEQUENCES:

None.

IV. COMMENTS:

HB 1417 reflects the findings and recommendations of the Sundown Review of the Florida Fiscal Accounting Management Information System Council established pursuant to section 215.96, Florida Statutes.

The Florida Fiscal Accounting Management Information System Council appears to provide effective and efficient consultation and recommendations to the Fiscal Accounting Information Board. The advice and recommendations of the council have been essential to ensuring coordination between functional owners of the State of Florida various information subsystems. Based on the findings of the Sundown Review, it is recommended that the council continue through 1999 with the modification:

- that the minutes of the Council's meetings be taken and such minutes be made available to interested parties; and that at least one meeting be held per year.

V. SIGNATURES:

SUBSTANTIVE COMMITTEE:

Prepared by:



David Henderson

Staff Director:



Patrick L. "Booter" Imhof

SECOND COMMITTEE OF REFERENCE:

Prepared by:

Staff Director:

APPROPRIATIONS:

Prepared by:

Staff Director:

REVISED: _____

BILL NO. SB 0082

DATE: January 3, 1989

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SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

	<u>ANALYST</u>	<u>STAFF DIRECTOR</u>	<u>REFERENCE</u>	<u>ACTION</u>
1.	<u>Jones JJ</u>	<u>Wilkes</u> <i>SW</i>	1. <u>COM</u>	<u>Favorable</u>
2.	_____	_____	2. _____	_____
3.	_____	_____	3. _____	_____
4.	_____	_____	4. _____	_____

SUBJECT:

The Coordinating Council for the Florida Fiscal Accounting Management Information System

BILL NO. AND SPONSOR:

SB 0082 by Commerce Committee

I. SUMMARY:

A. Present Situation:

In 1980 ch. 216, F. S., entitled "Planning and Budgeting," and ch. 215, F.S., entitled "Financial Matters: General Provisions," attempted to establish a uniform information system which would service Florida's entire management and budgeting information needs. In implementing a unified information system, ch. 215, F.S., was amended to create the Florida Fiscal Accounting Management Information System board (FFAMIS board) s. 215.95, F.S., whose membership consists of the Governor, the Comptroller, and the Treasurer. The Florida Fiscal Accounting Management Information System council (FFAMIS council) was created, s. 215.96, F.S., to provide expertise, recommendations and alternative solutions to the FFAMIS board. The FFAMIS council, which is also referred to here as the coordinating council, consists of eight voting members. These members include: the Comptroller; the Treasurer; the Secretary of the Department of Administration; the Director of Planning and Budgeting, Executive Office of the Governor; the Executive Director of the Department of General Services; the Executive Director of the Department of Revenue; and the Executive Director of the State Board of Administration or their designees. In addition the Auditor General and the Executive Administrator of the Information Resource Commission, or their representatives, serve as ex-officio members. However, these last two members serve without voting rights.

Section 215.96, F.S., which creates the FFAMIS council, is scheduled for review by the Legislature pursuant to the Sundown Act before October 1, 1989.

B. Effect of Proposed Changes:

Generally, the recommended changes reconcile s. 215.96, F.S., with the Sundown provisions of s. 11.611, F.S. However, in some cases it was difficult to follow the requirements of the Sundown Act and still maintain a rational result.

The Sundown Act requires that members, unless expressly provided otherwise in the State Constitution, are appointed for 4-year staggered terms. Section 11.611(7)(c), F.S. However, since coordinating council members are members by virtue of their office, the imposition of staggered terms is inappropriate. The imposition of staggered terms makes little sense after considering that the office perpetually remains a member of the FFAMIS council by statute. Yet there is no explicit exclusion from the staggered terms requirement when ex-officio members are concerned. Thus, omitting the staggered term requirement is probably best viewed as a violation of s. 11.611(7)(c), F.S. However, an argument can be made to suggest that the requirement may be omitted since the members of the

coordinating council are not "appointed" as described within s. 11.611(7)(c), F.S. This argument is not totally persuasive, but it is probably the best argument that can be made for the exclusion of the staggered term requirement.

The bill revives and readopts the FFAMIS council pursuant to the Sundown Act. A brief description of other substantive recommended changes is provided below:

- (1) requiring that the minutes of meetings be taken and that such minutes be made available to interested parties;
- (2) mandating that at least one meeting be held per year; and
- (3) allowing for the reimbursement of per diem and traveling expenses.

II. ECONOMIC IMPACT AND FISCAL NOTE:

A. Public:

This legislation would have an insignificant economic impact upon the general public.

B. Government:

The economic impact upon the governmental sector would also be nominal. The council is not authorized to employ any personnel. However, the Comptroller, as chairperson, provides the council with any administrative and clerical support staff which is needed. The council receives no appropriations or other types of donations. Thus, total council expenses are the imputed opportunity cost of having state employees participate in meetings, workshops and working groups which are required in establishing FFAMIS.

III. COMMENTS:

None.

IV. AMENDMENTS:

None.