



133654

LEGISLATIVE ACTION

Senate	.	House
Comm: PEND	.	
03/23/2010	.	
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The Committee on Governmental Oversight and Accountability
(Siplin) recommended the following:

Senate Amendment (with title amendment)

Delete lines 57 - 81
and insert:

(3) (a) The Department of Highway Safety and Motor Vehicles shall enter into a contract for the Florida Driver's Handbook as the result of a request for proposals process conducted pursuant to s. 287.057, soliciting proposals from entities willing to sponsor the publication pursuant to this section.

(b)1. The terms and conditions of any agreement entered into by the department pursuant to paragraph (a), must be



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13 substantially similar to the agreement in existence during
14 fiscal year 2009-2010, except that the sponsor shall sell
15 advertising to be included in any publication required to be
16 produced pursuant to the agreement to an entity that submits an
17 advertisement for inclusion in the publication, provided such
18 advertisement complies with this section and the entity agrees
19 to pay the sponsor the same rate charged to similarly situated
20 entities that are not owned by or affiliated with the sponsor.

21 2. Any agreement shall also require the sponsor to pay the
22 department 10 percent of any advertising revenues generated by
23 third party advertisers that are not owned by or affiliated with
24 the sponsor. The department may not limit the type of entities
25 that may advertise in the publication provided the
26 advertisements otherwise comply with this section.

27 3. This paragraph does not prevent the sponsor from
28 providing advertising in the publication at no cost to
29 charitable organizations or to governmental entities, at the
30 sponsor's sole discretion. Such entities shall not be considered
31 to be similarly situated to any entity that engages in
32 commercial activity.

33 4. A payment may not be made by the state under the
34 agreement and the agreement shall result in cost savings to the
35 state.

36 (c) In entering into an agreement using a request for
37 proposal pursuant to paragraph (a), the department shall only
38 award a contract to an entity that has experience within the
39 last 5 years selling advertising in one or more print
40 publications with total advertising sales of at least \$500,000
41 during such 5-year period. In evaluating proposals submitted in



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42 response to the request for proposals, the department shall
43 award the contract to the entity that best demonstrates its
44 experience within the last 5 years in managing the printing,
45 distribution, and fulfillment of orders for high volume print
46 publications, as well as experience in managing the translation
47 of such publications into other languages.

48 (d) Section 287.057 does not apply to a contract entered
49 into pursuant to paragraph (a).

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52 ===== T I T L E A M E N D M E N T =====

53 And the title is amended as follows:

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Delete lines 15 - 23

56 and insert:

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requiring the Department of Highway Safety and Motor
Vehicles to enter into a new contract for the Florida
Driver's Handbook; requiring the department to use a
specified method to select the private contractor;
requiring the private contractor to agree to sell
advertising in the Florida Driver's Handbook;
requiring the private contractor to pay the department
a specified percentage of advertising revenues earned
by the private contractor; setting forth the criteria
by which a person may satisfy the request for
proposals; providing an exception to standard bidding
practices of the state; providing an effective date.

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