

## Senate Bill sb0278

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Florida Senate - 2005

SB 278

By Senator Campbell

32-222-05

1           A bill to be entitled  
2       An act relating to the outsourcing of state  
3       jobs; providing legislative intent; defining  
4       the term "outsourcing"; creating the Study  
5       Commission on Effects of Outsourcing; providing  
6       for membership, reimbursement, and duties of  
7       the study commission; requiring state agencies  
8       to provide information requested by the study  
9       commission; requiring the commission to submit  
10      a report and recommendations to the Governor  
11      and to legislative leaders; providing for the  
12      expiration of the commission; providing an  
13      effective date.

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

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17      Section 1. Study Commission on Effects of Outsourcing;  
18 membership; reimbursement; duties.--It is the intent of the  
19 Legislature to determine the effects of the practice of  
20 replacing workers who reside in this state with lower-paid  
21 foreign laborers. In accordance with that intent, there is

22 created the Study Commission on Effects of Outsourcing.

23 (1) DEFINITION.--As used in this section, the term  
24 "outsourcing" means the hiring of lower-paid workers who  
25 reside outside the United States to perform jobs previously  
26 performed by workers who reside in this state.

27 (2) MEMBERSHIP.--The Study Commission on Effects of  
28 Outsourcing is created and consists of seven members, of whom  
29 three shall be appointed by the Governor, two shall be  
30 appointed by the President of the Senate, and two shall be  
31 appointed by the Speaker of the House of Representatives. At

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1 least one of the members appointed by each must be registered  
2 to vote as a member of the political party that is the  
3 minority party in one of the state legislative chambers.

4 (3) REIMBURSEMENT.--Members of the Study Commission on  
5 Effects of Outsourcing shall serve without remuneration, but  
6 are entitled to reimbursement in accordance with section  
7 112.061, Florida Statutes, for per diem and travel expenses  
8 incurred in performing their duties in accordance with this  
9 section.

10 (4) REPRESENTATION.--

11 (a) Of the three members appointed by the Governor,

12 one must represent business interests, one must represent  
13 Enterprise Florida, Inc., and one must represent the Agency  
14 for Workforce Innovation.

15 (b) Of the two members appointed by the President of  
16 the Senate, one must represent business interests, and one  
17 must represent the public.

18 (c) Of the two members appointed by the Speaker of the  
19 House of Representatives, one must represent business  
20 interests, and one must represent the public.

21 (5) SUBJECT OF STUDY.--The commission shall conduct a  
22 study of outsourcing to evaluate:

23 (a) The degree to which state contracts and any  
24 subcontracts awarded under such contracts are being performed  
25 at locations outside the United States.

26 (b) The extent to which the process for making and  
27 extending the state's commitments under the agreement on  
28 government procurement of the World Trade Organization and  
29 other international trade agreements is adequate to protect  
30 legislative authority over state procurement.

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1 (c) The applicability of international trade

2 agreements to state procurement policies.

3 (d) The compliance of signatories to such agreements

4 with standards for international and state child labor,

5 environmental protection, human rights, and labor.

6 (e) The effects of international trade agreements on

7 domestic preferences adopted by signatories to such

8 agreements.

9 (f) The economic benefit of awarding

10 personal-services, purchased-services, civil-service, and

11 public-works contracts to Florida companies, including, the

12 number of total employment positions; the number of full-time,

13 part-time, and temporary employment positions; the number of

14 full-time, part-time, and temporary employment positions as a

15 percent of total employment; the number of employment

16 positions earning, respectively, less than \$20,000, between

17 \$20,000 and \$30,000, between \$30,000 and \$40,000, between

18 \$40,000 and \$50,000, between \$50,000 and \$60,000, and more

19 than \$60,000; and the number of employment positions that have

20 employer-provided medical, dental, and retirement benefits, by

21 each of the wage increments.

22 (g) The economic effects of performing work under

23 personal-services, purchased-services, civil-service, and

24 public-works contracts in this state, including the multiplier

25 effect on state and local tax revenues and the multiplier

26 effect on state and local employment levels.

27 (h) The cost to the state of retraining workers who

28 are separated from employment because their positions have

29 been outsourced to locations outside the United States and the  
30 eligibility of those workers for training benefits overseen by  
31 the Agency for Workforce Innovation.

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1 (i) The extent to which state contracts performed at  
2 locations outside the United States involve the solicitation  
3 or disclosure of personal information.

4 (j) The relationship between the condition of the  
5 state's labor market, including the unemployment rate and  
6 implications for trade-dependent industries, and outsourcing  
7 decisions.

8 (6) AGENCY INFORMATION.--State agencies shall provide  
9 any information requested by the study commission in  
10 conjunction with the performance of its duties, other than  
11 information protected by a public records exemption or other  
12 federal or state laws governing privacy rights.

13 (7) REPORT.--The Study Commission on Effects of  
14 Outsourcing shall report its findings and any recommendations  
15 for proposed legislation to the Governor, the President of the  
16 Senate, and the Speaker of the House of Representatives by  
17 July 1, 2006.

18 (8) EXPIRATION.--The Study Commission on Effects of

19 Outsourcing expires July 1, 2007.

20 Section 2. This act shall take effect July 1, 2005.

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23 SENATE SUMMARY

24 Creates the Study Commission on Effects of Outsourcing.  
25 Provides for the membership, reimbursement for per diem  
26 and travel expenses, and duties of the study commission.  
27 Requires state agencies to provide pertinent information  
28 requested by the study commission. Requires the  
29 commission to submit a report and recommendations to the  
30 Governor and to legislative leaders by July 1, 2006.  
31 Provides for the expiration of the commission on July 1,  
2007.

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