

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: PCB GVOPS 12-09 Florida State Employee Wellness Council

SPONSOR(S): Government Operations Subcommittee

TIED BILLS: **IDEN./SIM. BILLS:**

| REFERENCE | ACTION | ANALYST | STAFF DIRECTOR or BUDGET/POLICY CHIEF |
|--|--------|---------|--|
| Orig. Comm.: Government Operations Subcommittee | | Naf | Williamson |

SUMMARY ANALYSIS

The Florida State Employee Wellness Council is an advisory body to the Department of Management Services for state employee wellness issues. A review of the council by the Office of Program Policy Analysis and Government Accountability concluded that the council does not appear to be fulfilling its mission and that council duties related to wellness programs have been assigned to other state entities. The terms of the last council members expired in 2010, and no new members have been appointed.

This bill repeals the council.

The bill provides an effective date of July 1, 2012.

The bill may have a positive fiscal impact on state expenditures.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Background

The Florida State Employee Wellness Council (the council) is an advisory body to the Department of Management Services (the department).¹ The council's duties are to encourage participation in wellness programs by state employees and to assist the department in developing standards and criteria for age-based and gender-based wellness programs.² The council is to be composed of nine members appointed by the Governor.³ Members of the council serve without compensation but are entitled to reimbursement for per diem and travel expenses incurred in the performance of their duties.⁴

The Office of Program Policy Analysis and Government Accountability (OPPAGA) evaluated the council as part of the sunset review of the department.⁵ OPPAGA recommended abolishing the council because the council did not appear to be fulfilling its statutory mission and because council duties related to wellness programs had been assigned to other state entities.⁶

The last recorded meeting of the council took place in 2008, and the terms of the last council members expired in 2010. No new members have been appointed.⁷

Effect of Proposed Changes

The bill repeals the Florida State Employee Wellness Council.

B. SECTION DIRECTORY:

Section 1 repeals s. 110.123(13), F.S., relating to the Florida State Employee Wellness Council.

Section 2 provides an effective date of July 1, 2012.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

The bill may have a positive fiscal impact due to the elimination of future per diem and travel expenses of council members.

¹ See s. 110.123(13)(b), F.S.

² See s. 110.123(13)(i), F.S.

³ See s. 110.123(13)(c), F.S.

⁴ See s. 110.123(h), F.S. Reimbursement is as provided in s. 112.061, F.S.

⁵ Under the Florida Government Accountability Act (formerly ss. 11.901-.920, F.S., which were created in 2006 and repealed in 2011), most state agencies and their respective advisory committees were subject to a "sunset" review process to determine whether the agency should be retained, modified, or abolished.

⁶ See Department of Management Services Advisory Committees Assessment, Office of Program Policy Analysis and Government Accountability, Report No. 08-S11, December 2008. As an example of the assignment of council duties to other state entities, the Department of Health is required to collaborate with other state agencies to promote healthy lifestyles of state employees (*id.* at 4; *see also* s. 381.0054, F.S.).

⁷ Email correspondence between House of Representatives staff and Department of Management Services staff (January 13, 2012). (On file with the Government Operations Subcommittee.)

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable. This bill does not appear to affect county or municipal governments.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

Not applicable.