

Operating Capital Outlay Statute References

Statute	Chapter and Section Title	OCO Reference
216.011	Planning and Budgeting/Definitions	Defines OCO as the appropriation category used to fund equipment, fixtures, and other tangible personal property of a nonconsumable and nonexpendable nature, according to the thresholds established in 273.02. There is no reference to OCO in 273.02. However, DFS is proposing to remove the threshold amounts and establish the thresholds with CFO rules.
216.043	Planning and Budget/Budgets for fixed capital outlay	The Budget request shall contain: ...an estimate in itemized form showing the amounts needed for....operating capital.... For any budget request for fixed capital outlay or operating capital outlay which is to be funded by a proposed state debt or obligation as defined in 216.0422 will include information set forth in 216.0442(2)
216.0442	Planning and Budgeting; truth in bonding; definitions; summary of state debt; statement of proposed financing; truth-in-bonding statement	When required by statute to support the proposed debt financing of fixed capital outlay projects or operating capital outlay requests or to explain the issuance of a debt or obligation, one or more of the documents listed in (2)(a-c) of this section
216.163	Planning and Budgeting; Governor's recommended budget; form and content; declaration of collective bargaining impasses	For each specific fixed capital outlay project or group of projects or operating capital outlay requests recommended to be funded from a proposed state debt or obligation,...documents listed in 216.0422
216.292	Planning and Budgeting; Appropriations nontransferable; exceptions	Agencies have been given the ability to transfer funds without limitation so long as such transfer does not result in an increase, to the total recurring general revenue or trust fund cost of the agency between the following categories.....Operating capital outlay
287.063	Procurement of Personal Property and Services/Deferred-payment commodity contracts; preaudit review	No agency shall obligate an annualized amount of payments for deferred-payment purchases in excess of current operating capital outlay appropriations, unless specifically authorized by law
373.45924	Natural Resources; Conservation, Reclamation, and Use/South Florida Water Management District; Everglades truth in borrowing	Whenever the South Florida Water Management District proposes to borrow or to otherwise finance with debt any fixed capital outlay projects or operating capital outlay, it shall develop the documents listed in (2)(a-b) of this section
373.536	Natural Resources; Conservation, Reclamation, and Use/District budgeting and hearing thereon	The tentative Budget contents and submission for Water Management Districts must include preceding and current fiscal year expenditures as well as proposed expenditures for upcoming fiscal year. The Salaries and benefits, expenses, operating capital outlay need to be reported in the program areas listed in (5)(d)4a-d of this section.
402.185	Health and Human Services; Miscellaneous Provisions/Productivity enhancing technology	20% of any unobligated General Revenue fund or any trust fund appropriation for salaries and benefits, expenses, other personal services, operating capital outlay, and special categories remaining at the end of the fiscal year shall be available to DCF for purchases of productivity-enhancing technology
945.6037	Criminal Procedure and Corrections/ Nonemergency health care; inmate copayments	The expense and operating capital outlay required to develop, implement, and maintain the medical copayment accounting system must be appropriated by the Legislature.
1010.215	K-20 Education Code/Educational Funding accountability	The annual school public accountability report should ... breakout expenditures for materials, supplies and operating capital outlay... into 5 categories listed in (5)(b)6a-e of the section

Note: Proposing removing the property thresholds in Section 273.02 and establish with CFO rules.