

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Corcoran offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2015-2016 fiscal year.

Section 2. In order to implement Specific Appropriations 7, 8, 9, 90, and 91 of the 2015-2016 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2015-2016 fiscal year in the document titled "Public School Funding-The Florida Education Finance Program," dated March 19, 2015, and filed with the Clerk of the House of Representatives, are incorporated by reference for the purpose of displaying the

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15 calculations used by the Legislature, consistent with the
16 requirements of state law, in making appropriations for the
17 Florida Education Finance Program. For the purposes of s.
18 24.121, part III of chapter 1002, s. 1003.03, s. 1003.52, s.
19 1008.36, s. 1010.20, part II of chapter 1011, and s. 1012.71,
20 Florida Statutes, the provisions of the document titled "Public
21 School Funding-The Florida Education Finance Program," dated
22 March 19, 2015, and filed with the Clerk of the House of
23 Representatives, shall be considered part of the 2015-2016
24 General Appropriations Act. This section expires July 1, 2016.

25 Section 3. In order to implement Specific Appropriations 7
26 and 90 of the 2015-2016 General Appropriations Act and
27 notwithstanding ss. 1006.28-1006.42, 1002.20, 1003.02,
28 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the
29 expenditure of funds provided for instructional materials, for
30 the 2015-2016 fiscal year, funds provided for instructional
31 materials shall be released and expended as required in the
32 document titled "Public School Funding-The Florida Education
33 Finance Program," dated March 19, 2015, and filed with the Clerk
34 of the House of Representatives. This section expires July 1,
35 2016.

36 Section 4. In order to implement Specific Appropriations 7
37 and 90 of the 2015-2016 General Appropriations Act, paragraph
38 (g) is added to subsection (12) of section 1011.62, Florida
39 Statutes, to read:

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40 1011.62 Funds for operation of schools.—If the annual
41 allocation from the Florida Education Finance Program to each
42 district for operation of schools is not determined in the
43 annual appropriations act or the substantive bill implementing
44 the annual appropriations act, it shall be determined as
45 follows:

46 (12) FLORIDA DIGITAL CLASSROOMS ALLOCATION.—

47 (g) For the 2015-2016 fiscal year, each district's digital
48 classrooms allocation plan must give preference to funding
49 technology purchases that will support the district's compliance
50 with the technology requirements of s. 1001.20(4)(a)1.b. If an
51 allocation plan does not include purchases associated with the
52 technology requirements, the district must certify in the plan
53 that the district complies with all technology requirements.
54 This paragraph expires July 1, 2016.

55 Section 5. In order to implement Specific Appropriation 22
56 of the 2015-2016 General Appropriations Act and notwithstanding
57 s. 1013.64(2), Florida Statutes, any district school board that
58 generates less than \$1 million in revenue from a 1-mill levy of
59 ad valorem tax shall contribute 0.75 mills for fiscal year 2015-
60 2016 toward the cost of funded special facilities construction
61 projects. This section expires July 1, 2016.

62 Section 6. In order to implement Specific Appropriation
63 99B of the 2015-2016 General Appropriations Act, subsection (3)
64 is added to section 1012.75, Florida Statutes, to read:

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65 1012.75 Liability of teacher or principal; excessive
66 force.-

67 (3) The Department of Education shall administer an
68 educator liability insurance program, as provided in the General
69 Appropriations Act, to protect full-time instructional personnel
70 from liability for monetary damages and the costs of defending
71 actions resulting from claims made against the instructional
72 personnel arising out of occurrences in the course of activities
73 within the instructional personnel's professional capacity. For
74 purposes of this subsection, the terms "full-time," "part-time,"
75 and "administrative personnel" shall be defined by the
76 individual district school board. For purposes of this
77 subsection, the term "instructional personnel" has the same
78 meaning as provided in s. 1012.01(2).

79 (a) Liability coverage of at least \$2 million shall be
80 provided to all full-time instructional personnel. Liability
81 coverage may be provided to the following individuals who choose
82 to participate in the program, at cost: part-time instructional
83 personnel, administrative personnel, and students enrolled in a
84 state-approved teacher preparation program pursuant to s.
85 1012.39(3).

86 (b) By August 1, each district school board shall notify
87 the personnel specified in paragraph (a) of the liability
88 coverage provided pursuant to this subsection. The department
89 shall develop the form of the notice which shall be used by each
90 district school board. The notice shall be on an 8 1/2-inch by 5

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91 1/2-inch postcard and include the amount of coverage, a general
92 description of the nature of the coverage, and the contact
93 information for coverage and claims questions. The notification
94 shall be provided separately from any other correspondence. Each
95 district school board shall certify to the department, by August
96 5, that the notification required by this paragraph has been
97 provided.

98 (c) The department shall consult with the Department of
99 Financial Services to select the most economically prudent and
100 cost-effective means of implementing the program through self-
101 insurance, a risk management program, or competitive
102 procurement.

103 (d) This subsection expires July 1, 2016.

104 Section 7. In order to implement Specific Appropriation 81
105 and section 16 of the 2015-2016 General Appropriations Act and
106 notwithstanding s. 1002.94, Florida Statutes, relating to the
107 disbursement of funds provided for the Child Care Executive
108 Partnership Program, for the 2015-2016 fiscal year, the Office
109 of Early Learning may allocate or reallocate funds held by the
110 Child Care Executive Partnership Program to prevent
111 disenrollment of children from the school readiness program or
112 child care funded through the Child Care Executive Partnership
113 Program. The funds provided for the Child Care Executive
114 Partnership Program shall be released and expended as required
115 in the proviso language for Specific Appropriation 81 of the

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116 2015-2016 General Appropriations Act. This section expires July
117 1, 2016.

118 Section 8. In order to implement Specific Appropriations
119 194 and 202 of the 2015-2016 General Appropriations Act, the
120 calculations for the Disproportionate Share Hospital Program for
121 the 2015-2016 fiscal year contained in the document titled
122 "Medicaid Supplemental Hospital Funding Programs," dated March
123 19, 2015, and filed with the Clerk of the House of
124 Representatives, are incorporated by reference for the purpose
125 of displaying the calculations used by the Legislature,
126 consistent with the requirements of state law, in making
127 appropriations for the Disproportionate Share Hospital Program.
128 This section expires July 1, 2016.

129 Section 9. (1) In order to implement Specific
130 Appropriation 470 of the 2015-2016 General Appropriations Act,
131 the following requirements govern the continuation of the
132 Department of Health's Florida Onsite Sewage Nitrogen Reduction
133 Strategies Study:

134 (a) Funding for completion of the study is through the
135 Department of Health. Notwithstanding s. 287.057, Florida
136 Statutes, the current contract may be extended until the study
137 is completed.

138 (b) The Department of Health, the Research Review and
139 Advisory Committee of the Department of Health, and the
140 Department of Environmental Protection shall work together to
141 provide the necessary technical oversight to complete the study.

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142 (c) Management and oversight of the completion of the
143 study must be consistent with the terms of the existing
144 contract. However, the main focus and priority shall be
145 developing, testing, and recommending cost-effective passive
146 technology design criteria for nitrogen reduction.
147 Notwithstanding any other provision of law, before the study is
148 completed, a state agency may not adopt or implement a rule or
149 policy that:

150 1. Mandates, establishes, or implements more restrictive
151 nitrogen reduction standards to existing or new onsite sewage
152 treatment systems or modification of such systems; or

153 2. Directly or indirectly, such as through an
154 administrative order issued by the Department of Environmental
155 Protection as part of a basin management action plan adopted
156 pursuant to s. 403.067, Florida Statutes, requires the use of
157 performance-based treatment systems or similar technologies.
158 However, more restrictive nitrogen reduction standards for
159 onsite systems may be required through a basin management action
160 plan if such plan is phased in after the study is completed.

161 (d) Any systems installed at home sites are experimental
162 in nature and shall be installed with significant field testing
163 and monitoring. The Department of Health is specifically
164 authorized to allow installation of these experimental systems.

165 (2) This section expires July 1, 2016.

166 Section 10. (1) In order to implement Specific
167 Appropriation 251 of the 2015-2016 General Appropriations Act,

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168 and notwithstanding s. 393.065(5), Florida Statutes, individuals
169 on the Medicaid home and community-based waiver programs wait
170 list shall be offered enrollment in the waiver in the following
171 order of priority:

172 (a) Category 1, which includes any client deemed to be in
173 crisis as described in rule.

174 (b) Category 2, which includes any child or young adult
175 who is part of the child welfare system with an open case in the
176 Department of Children and Families' statewide automated child
177 welfare information system and who is:

178 1. Transitioning out of the child welfare system due to
179 the finalization of the child's adoption, reunification with
180 family members, permanent placement with a relative, or
181 permanent guardianship with a nonrelative; or

182 2. Aged 18 years or older and receiving services under s.
183 39.6251, Florida Statutes.

184 (c) Category 3, which includes, but is not limited to, any
185 client:

186 1. For whom a caregiver is required and whose caregiver
187 has a documented condition that is expected to render the
188 caregiver unable to provide care within the next 12 months and
189 no alternate caregiver is available, and the client is at
190 substantial risk of incarceration or court commitment without
191 supports;

192 2. Whose documented behaviors or physical needs place the
193 client or his or her caregiver at risk of serious harm and other

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194 supports are not currently available to alleviate the situation;

195 or

196 3. Who is identified as ready for discharge within the
197 next year from a state mental health hospital or skilled nursing
198 facility and who requires a caregiver but for whom no caregiver
199 is available.

200 (d) Category 4, which includes, but is not limited to, any
201 client for whom a caregiver is required but whose caregiver is
202 70 years of age or older and no alternate caregiver is
203 available.

204 (e) Category 5, which includes, but is not limited to, any
205 client who is expected to graduate within the next 12 months
206 from a secondary school and who needs support to obtain or
207 maintain competitive employment or to pursue an accredited
208 program of postsecondary education to which the client has been
209 accepted.

210 (f) Category 6, which includes any client aged 21 years or
211 older who does not meet the criteria for category 1, category 2,
212 category 3, category 4, or category 5.

213 (g) Category 7, which includes any client younger than 21
214 years of age who does not meet the criteria for category 1,
215 category 2, category 3, or category 4.

216 (2) The agency may not provide waiver services to
217 individuals in category 2 who remain in the child welfare system
218 and who receive the same services as provided through the child
219 welfare system under s. 409.986(3), Florida Statutes, except for

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220 medically necessary residential habilitation services. In
221 selecting individuals in category 3 or category 4, the Agency
222 for Persons with Disabilities shall use the Agency for Persons
223 with Disabilities Wait List Prioritization Tool, dated March 15,
224 2013. Those individuals whose needs score highest on the Wait
225 List Prioritization Tool shall be moved to the waiver to the
226 extent funds are available. Within categories 5, 6, and 7, the
227 agency shall maintain a wait list of clients placed in the order
228 that the client is determined eligible for waiver services.

229 (3) The agency shall allow an individual who meets the
230 eligibility requirements of subsection (1) to receive home and
231 community-based services in this state if the individual's
232 parent or legal guardian is an active-duty military
233 servicemember and, at the time of the servicemember's transfer
234 to Florida, the individual was receiving home and community-
235 based services in another state.

236 (4) Upon the placement of individuals on the waiver
237 pursuant to this section, individuals remaining on the wait list
238 are deemed not to have been substantially affected by agency
239 action and are, therefore, not entitled to a hearing under s.
240 393.125, Florida Statutes, or administrative proceeding under
241 chapter 120, Florida Statutes. This section expires July 1,
242 2016.

243 Section 11. In order to implement Specific Appropriations
244 554 through 563 of the 2015-2016 General Appropriations Act,

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245 subsection (3) of section 296.37, Florida Statutes, is amended
246 to read:

247 296.37 Residents; contribution to support.—

248 (3) Notwithstanding subsection (1), each resident of the
249 home who receives a pension, compensation, or gratuity from the
250 United States Government, or income from any other source, of
251 more than \$105 per month shall contribute to his or her
252 maintenance and support while a resident of the home in
253 accordance with a payment schedule determined by the
254 administrator and approved by the director. The total amount of
255 such contributions shall be to the fullest extent possible, but,
256 in no case, shall exceed the actual cost of operating and
257 maintaining the home. This subsection expires July 1, ~~2016~~ 2015.

258 Section 12. In order to implement Specific Appropriation
259 225 of the 2015-2015 General Appropriations Act, the Agency for
260 Health Care Administration shall ensure that nursing facility
261 residents who are eligible for funds to transition to home and
262 community-based services waivers must first have resided in a
263 skilled nursing facility for at least 60 consecutive days. This
264 section expires July 1, 2016.

265 Section 13. In order to implement Specific Appropriation
266 226 of the 2015-2016 General Appropriations Act, the Agency for
267 Health Care Administration and the Department of Elderly Affairs
268 shall prioritize individuals for enrollment in the Medicaid
269 Long-Term Care Waiver program using a frailty-based screening
270 that provides a prioritization score (the "scoring process") and

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271 shall enroll individuals in the program according to the
272 assigned priority score as funds are available. The agency may
273 adopt rules, pursuant to s. 409.919, Florida Statutes, and enter
274 into interagency agreements necessary to administer s.
275 409.979(3), Florida Statutes. Such rules or interagency
276 agreements adopted by the agency relating to the scoring process
277 may delegate to the Department of Elderly Affairs, pursuant to
278 s. 409.978, Florida Statutes, the responsibility for
279 implementing and administering the scoring process, providing
280 notice of Medicaid fair hearing rights, and the responsibility
281 for defending, as needed, the scores assigned to persons on the
282 program waitlist in any resulting Medicaid fair hearings. The
283 Department of Elderly Affairs may delegate the provision of
284 notice of Medicaid fair hearing rights to its contractors. This
285 section expires July 1, 2016.

286 Section 14. In order to implement Specific Appropriations
287 188 through 220A and 524 of the 2015-2016 General Appropriations
288 Act and notwithstanding ss. 216.181 and 216.292, Florida
289 Statutes, the Agency for Health Care Administration, in
290 consultation with the Department of Health, may submit a budget
291 amendment, subject to the notice and objection procedures set
292 forth in s. 216.177, Florida Statutes, to realign funding within
293 and between agencies based on implementation of the Statewide
294 Medicaid Managed Care Medical Assistance program for Children's
295 Medical Services program of the Department of Health. The
296 funding realignment shall reflect the actual enrollment changes

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297 due to the transfer of beneficiaries from fee-for-service to the
298 capitated Children's Medical Services network. The Agency for
299 Health Care Administration may submit a request for nonoperating
300 budget authority to transfer the federal funds to the Department
301 of Health, pursuant to s. 216.181(12), Florida Statutes. This
302 section expires July 1, 2016.

303 Section 15. In order to implement Specific Appropriation
304 503 of the 2015-2016 General Appropriations Act, subsection (17)
305 is added to section 893.055, Florida Statutes, to read:

306 893.055 Prescription drug monitoring program.—

307 (17) Notwithstanding subsection (10), and for the 2015-
308 2016 fiscal year only, the department may use state funds
309 appropriated in the 2015-2016 General Appropriations Act to
310 administer the prescription drug monitoring program. The
311 Attorney General or the department may not use funds received as
312 part of a settlement agreement to administer the prescription
313 drug monitoring program. This subsection expires July 1, 2016.

314 Section 16. In order to implement section 31 of the 2015-
315 2016 General Appropriations Act, paragraph (a) of subsection (4)
316 of section 20.435, Florida Statutes, is amended to read:

317 20.435 Department of Health; trust funds.—The following
318 trust funds shall be administered by the Department of Health:

319 (4) Medical Quality Assurance Trust Fund.

320 (a)1. Funds to be credited to the trust fund shall consist
321 of fees and fines related to the licensing of health care
322 professionals. Funds shall be used for the purpose of providing

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323 administrative support for the regulation of health care
324 professionals and for other such purposes as may be appropriate
325 and shall be expended only pursuant to legislative appropriation
326 or an approved amendment to the department's operating budget
327 pursuant to the provisions of chapter 216.

328 2. For the 2015-2016 fiscal year, the uses authorized
329 under subparagraph 1. include the provision of health care
330 services to department clients. This subparagraph expires July
331 1, 2016.

332 Section 17. In order to implement Specific Appropriations
333 583 through 717 and 733 through 771 of the 2015-2016 General
334 Appropriations Act, subsection (4) of section 216.262, Florida
335 Statutes, is amended to read:

336 216.262 Authorized positions.—

337 (4) Notwithstanding the provisions of this chapter
338 relating to increasing the number of authorized positions, and
339 for the 2015-2016 ~~2014-2015~~ fiscal year only, if the actual
340 inmate population of the Department of Corrections exceeds the
341 inmate population projections of the February 27, 2015 ~~2014~~,
342 Criminal Justice Estimating Conference by 1 percent for 2
343 consecutive months or 2 percent for any month, the Executive
344 Office of the Governor, with the approval of the Legislative
345 Budget Commission, shall immediately notify the Criminal Justice
346 Estimating Conference, which shall convene as soon as possible
347 to revise the estimates. The Department of Corrections may then
348 submit a budget amendment requesting the establishment of

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349 positions in excess of the number authorized by the Legislature
350 and additional appropriations from unallocated general revenue
351 sufficient to provide for essential staff, fixed capital
352 improvements, and other resources to provide classification,
353 security, food services, health services, and other variable
354 expenses within the institutions to accommodate the estimated
355 increase in the inmate population. All actions taken pursuant to
356 this subsection are subject to review and approval by the
357 Legislative Budget Commission. This subsection expires July 1,
358 2016 ~~2015~~.

359 Section 18. In order to implement Specific Appropriations
360 1319 and 1320 of the 2015-2016 General Appropriations Act, the
361 Department of Legal Affairs may expend appropriated funds in
362 those specific appropriations on the same programs that were
363 funded by the department pursuant to specific appropriations
364 made in general appropriations acts in previous years. This
365 section expires July 1, 2016.

366 Section 19. In order to implement Specific Appropriations
367 1254 and 1259 of the 2015-2016 General Appropriations Act,
368 paragraph (d) of subsection (4) of section 932.7055, Florida
369 Statutes, is amended to read:

370 932.7055 Disposition of liens and forfeited property.—

371 (4) The proceeds from the sale of forfeited property shall
372 be disbursed in the following priority:

373 (d) Notwithstanding any other provision of this
374 subsection, and for the 2015-2016 ~~2014-2015~~ fiscal year only,

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375 the funds in a special law enforcement trust fund established by
376 the governing body of a municipality may be expended to
377 reimburse the general fund of the municipality for moneys
378 advanced from the general fund to the special law enforcement
379 trust fund before October 1, 2001. This paragraph expires July
380 1, 2016 ~~2015~~.

381 Section 20. In order to implement section 7 of the 2015-
382 2016 General Appropriations Act, subsection (2) of section
383 215.18, Florida Statutes, is amended to read:

384 215.18 Transfers between funds; limitation.—

385 (2) The Chief Justice of the Supreme Court may receive one
386 or more trust fund loans to ensure that the state court system
387 has funds sufficient to meet its appropriations in the 2015-2016
388 ~~2014-2015~~ General Appropriations Act. If the Chief Justice
389 accesses the loan, he or she must notify the Governor and the
390 chairs of the legislative appropriations committees in writing.
391 The loan must come from other funds in the State Treasury which
392 are for the time being or otherwise in excess of the amounts
393 necessary to meet the just requirements of such last-mentioned
394 funds. The Governor shall order the transfer of funds within 5
395 days after the written notification from the Chief Justice. If
396 the Governor does not order the transfer, the Chief Financial
397 Officer shall transfer the requested funds. The loan of funds
398 from which any money is temporarily transferred must be repaid
399 by the end of the 2015-2016 ~~2014-2015~~ fiscal year. This
400 subsection expires July 1, 2016 ~~2015~~.

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401 Section 21. In order to implement appropriations for
402 salaries and benefits in the Department of Corrections and
403 notwithstanding s. 216.292, Florida Statutes, the Department of
404 Corrections may not transfer funds from a salaries and benefits
405 category to any other category within the department other than
406 a salaries and benefits category without approval of the
407 Legislative Budget Commission. This section expires July 1,
408 2016.

409 Section 22. In order to implement appropriations used for
410 the payments of existing lease contracts for private lease space
411 in excess of 2,000 square feet in the 2015-2016 General
412 Appropriations Act, the Department of Management Services, with
413 the cooperation of the agencies having the existing lease
414 contracts for office or storage space, shall use tenant broker
415 services to renegotiate or re-procure all private lease
416 agreements for office or storage space expiring between July 1,
417 2015, and June 30, 2017, in order to reduce costs in future
418 years. The department shall incorporate this initiative into its
419 2015 Master Leasing Report required under s. 255.249(7), Florida
420 Statutes, and may use tenant broker services to explore the
421 possibilities of collocating office or storage space, to review
422 the space needs of each agency, and to review the length and
423 terms of potential renewals or renegotiations. The department
424 shall provide a report to the Executive Office of the Governor,
425 the President of the Senate, and the Speaker of the House of
426 Representatives by November 1, 2015, which lists each lease

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427 contract for private office or storage space, the status of
428 renegotiations, and the savings achieved. This section expires
429 July 1, 2016.

430 Section 23. In order to implement Specific Appropriations
431 2270 through 2278 of the 2015-2016 General Appropriations Act,
432 section 624.502, Florida Statutes, is reenacted to read:

433 624.502 Service of process fee.—In all instances as
434 provided in any section of the insurance code and s. 48.151(3)
435 in which service of process is authorized to be made upon the
436 Chief Financial Officer or the director of the office, the
437 plaintiff shall pay to the department or office a fee of \$15 for
438 such service of process, which fee shall be deposited into the
439 Administrative Trust Fund.

440 Section 24. The amendment to s. 624.502, Florida Statutes,
441 as carried forward by this act from chapter 2014-53, Laws of
442 Florida, expires July 1, 2016, and the text of that section
443 shall revert to that in existence on June 30, 2013, except that
444 any amendments to such text enacted other than by this act shall
445 be preserved and continue to operate to the extent that such
446 amendments are not dependent upon the portions of text that
447 expire pursuant to this section.

448 Section 25. In order to implement Specific Appropriations
449 2848 and 2859 of the 2015-2016 General Appropriations Act,
450 paragraph (a) of subsection (2) of section 282.709, Florida
451 Statutes, is reenacted to read:

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452 282.709 State agency law enforcement radio system and
453 interoperability network.—

454 (2) The Joint Task Force on State Agency Law Enforcement
455 Communications is created adjunct to the department to advise
456 the department of member-agency needs relating to the planning,
457 designing, and establishment of the statewide communication
458 system.

459 (a) The Joint Task Force on State Agency Law Enforcement
460 Communications shall consist of the following members:

461 1. A representative of the Division of Alcoholic Beverages
462 and Tobacco of the Department of Business and Professional
463 Regulation who shall be appointed by the secretary of the
464 department.

465 2. A representative of the Division of Florida Highway
466 Patrol of the Department of Highway Safety and Motor Vehicles
467 who shall be appointed by the executive director of the
468 department.

469 3. A representative of the Department of Law Enforcement
470 who shall be appointed by the executive director of the
471 department.

472 4. A representative of the Fish and Wildlife Conservation
473 Commission who shall be appointed by the executive director of
474 the commission.

475 5. A representative of the Department of Corrections who
476 shall be appointed by the secretary of the department.

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477 6. A representative of the Division of State Fire Marshal
478 of the Department of Financial Services who shall be appointed
479 by the State Fire Marshal.

480 7. A representative of the Department of Agriculture and
481 Consumer Services who shall be appointed by the Commissioner of
482 Agriculture.

483 Section 26. The amendment to s. 282.709(2)(a), Florida
484 Statutes, as carried forward by this act from chapter 2014-53,
485 Laws of Florida, expires July 1, 2016, and the text of that
486 section shall revert to that in existence on June 30, 2014,
487 except that any amendments to such text enacted other than by
488 this act shall be preserved and continue to operate to the
489 extent that such amendments are not dependent upon the portions
490 of text that expire pursuant to this section.

491 Section 27. Effective November 1, 2015, in order to
492 implement Specific Appropriations 2753 through 2765 of the 2015-
493 2016 General Appropriations Act, and notwithstanding rule 60A-
494 1.031, Florida Administrative Code, the transaction fee
495 collected for use of the online procurement system, authorized
496 in ss. 287.042(1)(h)1. and 287.057(22)(c), Florida Statutes,
497 shall be seven-tenths of 1 percent for the 2015-2016 fiscal year
498 only. The Department of Management Services shall determine an
499 economical and effective means of notifying vendors of the fee
500 change. This section expires on July 1, 2016.

501 Section 28. In order to implement appropriations of the
502 2015-2016 General Appropriations Act, a maximum square foot cost

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503 shall be applied for new fixed capital outlay construction of
504 buildings constructed with state appropriations. The Department
505 of Management Services shall develop a maximum square foot cost
506 plan for new fixed capital outlay construction to include the
507 design, construction, permitting, furniture and fixtures, and
508 any appurtenances. The maximum square foot cost for new
509 construction does not apply to the construction of any new
510 buildings or facilities for nursing; medical care; laboratories;
511 science, technology, and research-related facilities; or
512 buildings for the incarceration of inmates. The Department of
513 Management Services shall submit the maximum square foot cost
514 plan to the President of the Senate, the Speaker of the House of
515 Representatives, and the Executive Office of the Governor no
516 later than July 15, 2015. Approval of the maximum square foot
517 cost plan is subject to the notice, review, and objection
518 requirements of s. 216.177, Florida Statutes.

519 Section 29. In order to implement Specific Appropriation
520 1647 of the 2015-2016 General Appropriations Act, paragraph (e)
521 of subsection (5) of section 161.143, Florida Statutes, is
522 amended to read:

523 161.143 Inlet management; planning, prioritizing, funding,
524 approving, and implementing projects.-

525 (5) The department shall annually provide an inlet
526 management project list, in priority order, to the Legislature
527 as part of the department's budget request. The list must
528 include studies, projects, or other activities that address the

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529 management of at least 10 separate inlets and that are ranked
530 according to the criteria established under subsection (2).

531 (e) Notwithstanding paragraphs (a) and (b), and for the
532 2015-2016 ~~2014-2015~~ fiscal year only, the amount allocated for
533 inlet management funding is provided in the 2015-2016 ~~2014-2015~~
534 General Appropriations Act. This paragraph expires July 1, 2016
535 ~~2015~~.

536 Section 30. In order to implement Specific Appropriation
537 1570 of the 2015-2016 General Appropriations Act, paragraph (m)
538 of subsection (3) of section 259.105, Florida Statutes, is
539 amended to read:

540 259.105 The Florida Forever Act.—

541 (3) Less the costs of issuing and the costs of funding
542 reserve accounts and other costs associated with bonds, the
543 proceeds of cash payments or bonds issued pursuant to this
544 section shall be deposited into the Florida Forever Trust Fund
545 created by s. 259.1051. The proceeds shall be distributed by the
546 Department of Environmental Protection in the following manner:

547 (m) Notwithstanding paragraphs (a)-(j) and for the 2015-
548 2016 ~~2014-2015~~ fiscal year only:

549 1. Twenty-five ~~Five~~ million dollars to the Department of
550 Agriculture and Consumer Services for the acquisition of
551 agricultural lands through perpetual conservation easements and
552 other perpetual less-than-fee techniques, which will achieve the
553 objectives of Florida Forever and s. 570.71.

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554 2. One hundred million dollars to the Department of
555 Environmental Protection to be distributed among the water
556 management districts as provided in subsection (12) to fund
557 water resource development projects intended to achieve the goal
558 of ensuring that sufficient quantities of water are available to
559 meet the current and future needs of natural systems and the
560 citizens of the state as specified in paragraph (5) (d).

561 3. Fifty million dollars to the Department of
562 Environmental Protection to fund:

563 a. Land acquisition, including less-than-fee interests,
564 and capital projects that contribute to the restoration of the
565 quality or quantity of water flowing from Priority Florida
566 Springs by supporting attainment of a total maximum daily load
567 or achievement of a minimum flow or level for a Priority Florida
568 Spring; or

569 b. Capital projects to implement s. 403.067(7)(a)8. which
570 support attainment of a total maximum daily load for a Priority
571 Florida Spring.

572
573 These funds shall be placed in reserve until the Department of
574 Environmental Protection submits to the Legislative Budget
575 Commission a plan that includes, but is not limited to, a
576 prioritization of land acquisitions and capital projects that
577 support attainment of a total maximum daily load or achievement
578 of a minimum flow or level in Priority Florida Springs. When
579 considering land acquisitions, the department shall give

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580 priority to land acquisitions that are less-than-fee interests.
581 The department may request the release of the funds upon
582 submission of the project plan for approval by the Legislative
583 Budget Commission pursuant to the provisions of chapter 216,
584 Florida Statutes.

585 4. Twenty million dollars to the Department of
586 Environmental Protection to be distributed to the South Florida
587 Water Management District and used to acquire land necessary to
588 complete construction of the Kissimmee River Restoration
589 Project.

590 5.2. The remaining moneys appropriated from the Florida
591 Forever Trust Fund shall be distributed only to the Division of
592 State Lands within the Department of Environmental Protection
593 for land acquisitions that are less-than-fee interest, for
594 partnerships in which the state's portion of the acquisition
595 cost is no more than 50 percent, or for conservation lands
596 needed for military buffering ~~or springs or water resources~~
597 protection.

598
599 This paragraph expires July 1, 2016 ~~2015~~.

600 Section 31. Section 259.105(3)(m)3.b., Florida Statutes,
601 as created by this act, shall take effect only if CS/HB 7003 or
602 similar legislation creating s. 403.067(7)(a)8., Florida
603 Statutes, is enacted in the same legislative session or an
604 extension thereof and becomes law.

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605 Section 32. In order to implement Specific Appropriations
606 1724A, 1724B, and 1817A of the 2015-2016 General Appropriations
607 Act, paragraph (d) of subsection (11) of section 216.181,
608 Florida Statutes, is amended to read:

609 216.181 Approved budgets for operations and fixed capital
610 outlay.—

611 (11)

612 (d) Notwithstanding paragraph (b) and paragraph (2)(b),
613 and for the 2015-2016 ~~2014-2015~~ fiscal year only, the
614 Legislative Budget Commission may increase the amounts
615 appropriated to the Fish and Wildlife Conservation Commission or
616 the Department of Environmental Protection for fixed capital
617 outlay projects, including additional fixed capital outlay
618 projects, using funds provided to the state from the Gulf
619 Environmental Benefit Fund administered by the National Fish and
620 Wildlife Foundation; funds provided to the state from the Gulf
621 Coast Restoration Trust Fund related to the Resources and
622 Ecosystems Sustainability, Tourist Opportunities, and Revived
623 Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds
624 provided by the British Petroleum Corporation (BP) for natural
625 resource damage assessment early restoration projects.

626 Concurrent with submission of an amendment to the Legislative
627 Budget Commission pursuant to this paragraph, any project that
628 carries a continuing commitment for future appropriations by the
629 Legislature must be specifically identified, together with the
630 projected amount of the future commitment associated with the

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631 project and the fiscal years in which the commitment is expected
632 to commence. This paragraph expires July 1, 2016 ~~2015~~.

633

634 The provisions of this subsection are subject to the notice and
635 objection procedures set forth in s. 216.177.

636 Section 33. In order to implement Specific Appropriation
637 1690 of the 2015-2016 General Appropriations Act, paragraph (f)
638 is added to subsection (8) of section 376.3071, Florida
639 Statutes, to read:

640 376.3071 Inland Protection Trust Fund; creation; purposes;
641 funding.—

642 (8) DEPARTMENTAL DUTY TO SEEK RECOVERY AND REIMBURSEMENT.—

643 (f) The department may not seek recovery or reimbursement
644 of funds from another state agency. This paragraph expires July
645 1, 2016.

646 Section 34. In order to implement Specific Appropriation
647 1583A of the 2015-2016 General Appropriations Act, subsection
648 (5) is added to section 403.890, Florida Statutes, to read:

649 403.890 Water Protection and Sustainability Program.—
650 Revenues deposited into or appropriated to the Water Protection
651 and Sustainability Program Trust Fund shall be distributed by
652 the Department of Environmental Protection in the following
653 manner:

654 (5) Notwithstanding subsections (1)-(3), and for the 2015-
655 2016 fiscal year only, 100 percent of the funds deposited into
656 or appropriated to the Water Protection and Sustainability

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657 Program Trust Fund shall be used for the development of
658 alternative water supplies as provided in s. 373.707. This
659 subsection expires July 1, 2016.

660 Section 35. In order to implement Specific Appropriation
661 1439 of the 2015-2016 General Appropriations Act, subsection (4)
662 of section 388.261, Florida Statutes, is amended to read:

663 388.261 State aid to counties and districts for arthropod
664 control; distribution priorities and limitations.—

665 (4)(a) Up to 20 percent of the annual funds appropriated
666 to local governments for arthropod control may be used for
667 arthropod control research or demonstration projects as approved
668 by the department.

669 (b) Notwithstanding paragraph (a), and for the 2015-2016
670 fiscal year only, up to 40 percent of the annual funds
671 appropriated to local governments for arthropod control may be
672 used for arthropod control research or demonstration projects as
673 approved by the department. This paragraph expires July 1, 2016.

674 Section 36. In order to implement Specific Appropriation
675 2645 of the 2015-2016 General Appropriations Act, the Department
676 of Highway Safety and Motor Vehicles shall contract with the
677 corporation organized pursuant to part II of chapter 946,
678 Florida Statutes, to manufacture the current or newly redesigned
679 license plates, such contract being in the same manner and for
680 the same price as that paid by the department during the 2013-
681 2014 fiscal year. The corporation shall seek sealed bids for the
682 reflectorized sheeting used in the manufacture of such license

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683 plates, and in the event the sealed bids result in any savings
684 in the sheeting costs, the corporation shall credit to the
685 department an amount equal to 70 percent of the savings. The
686 name of the county shall not appear on any redesigned license
687 plate. This section expires July 1, 2016.

688 Section 37. In order to implement Specific Appropriations
689 1869 through 1884, 1890 through 1895, 1909 through 1917, 1920
690 through 1929, and 1970 through 1981 of the 2015-2016 General
691 Appropriations Act, paragraph (g) of subsection (7) of section
692 339.135, Florida Statutes, is amended, and paragraph (h) is
693 added to that subsection, to read:

694 339.135 Work program; legislative budget request;
695 definitions; preparation, adoption, execution, and amendment.—

696 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

697 (g) Any work program amendment which also requires the
698 transfer of fixed capital outlay appropriations between
699 categories within the department or the increase of an
700 appropriation category is subject to the approval of the
701 Legislative Budget Commission. ~~If a meeting of the Legislative~~
702 ~~Budget Commission cannot be held within 30 days of the~~
703 ~~department submitting an amendment to the Legislative Budget~~
704 ~~Commission, then the chair and vice chair of the Legislative~~
705 ~~Budget Commission may authorize such amendment to be approved~~
706 ~~pursuant to the provisions of s. 216.177.~~

707 (h) Any work program amendment that also adds a new
708 project, or phase thereof, to the adopted work program in excess

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709 of \$3 million is subject to approval by the Legislative Budget
710 Commission. Any work program amendment submitted under this
711 paragraph must include, as supplemental information, a list of
712 projects, or phases thereof, in the current 5-year adopted work
713 program that are eligible for the funds within the appropriation
714 category being used for the proposed amendment. The department
715 shall provide a narrative with the rationale for not advancing
716 an existing project, or phase thereof, in lieu of the proposed
717 amendment. This paragraph expires July 1, 2016.

718 Section 38. The amendment to s. 339.135(7)(g), Florida
719 Statutes, made by this act expires July 1, 2016, and the text of
720 that section shall revert to that in existence on June 30, 2015,
721 except that any amendments to such text enacted other than by
722 this act shall be preserved and continue to operate to the
723 extent that such amendments are not dependent upon the portions
724 of text that expire pursuant to this section.

725 Section 39. In order to implement the salaries and
726 benefits, expenses, other personal services, contracted
727 services, special categories, and operating capital outlay
728 categories of the 2015-2016 General Appropriations Act,
729 paragraph (a) of subsection (2) of section 216.292, Florida
730 Statutes, is reenacted to read:

731 216.292 Appropriations nontransferable; exceptions.—

732 (2) The following transfers are authorized to be made by
733 the head of each department or the Chief Justice of the Supreme

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734 Court whenever it is deemed necessary by reason of changed
735 conditions:

736 (a) The transfer of appropriations funded from identical
737 funding sources, except appropriations for fixed capital outlay,
738 and the transfer of amounts included within the total original
739 approved budget and plans of releases of appropriations as
740 furnished pursuant to ss. 216.181 and 216.192, as follows:

741 1. Between categories of appropriations within a budget
742 entity, if no category of appropriation is increased or
743 decreased by more than 5 percent of the original approved budget
744 or \$250,000, whichever is greater, by all action taken under
745 this subsection.

746 2. Between budget entities within identical categories of
747 appropriations, if no category of appropriation is increased or
748 decreased by more than 5 percent of the original approved budget
749 or \$250,000, whichever is greater, by all action taken under
750 this subsection.

751 3. Any agency exceeding salary rate established pursuant
752 to s. 216.181(8) on June 30th of any fiscal year shall not be
753 authorized to make transfers pursuant to subparagraphs 1. and 2.
754 in the subsequent fiscal year.

755 4. Notice of proposed transfers under subparagraphs 1. and
756 2. shall be provided to the Executive Office of the Governor and
757 the chairs of the legislative appropriations committees at least
758 3 days prior to agency implementation in order to provide an
759 opportunity for review.

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760 Section 40. The amendment to s. 216.292(2)(a), Florida
761 Statutes, as carried forward by this act from chapter 2014-53,
762 Laws of Florida, expires July 1, 2016, and the text of that
763 section shall revert to that in existence on June 30, 2014,
764 except that any amendments to such text enacted other than by
765 this act shall be preserved and continue to operate to the
766 extent that such amendments are not dependent upon the portions
767 of text that expire pursuant to this section.

768 Section 41. In order to implement the appropriation of
769 funds in the contracted services and expenses categories of the
770 2015-2016 General Appropriations Act, a state agency may not
771 initiate a competitive solicitation for a product or service if
772 the completion of such competitive solicitation would:

- 773 (1) Require a change in law; or
774 (2) Require a change to the agency's budget other than a
775 transfer authorized in s. 216.292(2) or (3), Florida Statutes,
776 unless the initiation of such competitive solicitation is
777 specifically authorized in law, in the General Appropriations
778 Act, or by the Legislative Budget Commission.

779
780 This section does not apply to a competitive solicitation for
781 which the agency head certifies that a valid emergency exists.
782 This section expires July 1, 2016.

783 Section 42. In order to implement the appropriation of
784 funds in the appropriation category "Special Categories-Risk
785 Management Insurance" in the 2015-2016 General Appropriations

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786 Act, and pursuant to the notice, review, and objection
787 procedures of s. 216.177, Florida Statutes, the Executive Office
788 of the Governor may transfer funds appropriated in that category
789 between departments in order to align the budget authority
790 granted with the premiums paid by each department for risk
791 management insurance. This section expires July 1, 2016.

792 Section 43. In order to implement the appropriation of
793 funds in the appropriation category "Special Categories-Transfer
794 to Department of Management Services-Human Resources Services
795 Purchased per Statewide Contract" in the 2015-2016 General
796 Appropriations Act, and pursuant to the notice, review, and
797 objection procedures of s. 216.177, Florida Statutes, the
798 Executive Office of the Governor may transfer funds appropriated
799 in that category between departments in order to align the
800 budget authority granted with the assessments that must be paid
801 by each agency to the Department of Management Services for
802 human resource management services. This section expires July 1,
803 2016.

804 Section 44. In order to implement appropriations for
805 salaries and benefits of the 2015-2016 General Appropriations
806 Act, subsection (6) of section 112.24, Florida Statutes, is
807 amended to read:

808 112.24 Intergovernmental interchange of public employees.—
809 To encourage economical and effective utilization of public
810 employees in this state, the temporary assignment of employees
811 among agencies of government, both state and local, and

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812 including school districts and public institutions of higher
813 education is authorized under terms and conditions set forth in
814 this section. State agencies, municipalities, and political
815 subdivisions are authorized to enter into employee interchange
816 agreements with other state agencies, the Federal Government,
817 another state, a municipality, or a political subdivision
818 including a school district, or with a public institution of
819 higher education. State agencies are also authorized to enter
820 into employee interchange agreements with private institutions
821 of higher education and other nonprofit organizations under the
822 terms and conditions provided in this section. In addition, the
823 Governor or the Governor and Cabinet may enter into employee
824 interchange agreements with a state agency, the Federal
825 Government, another state, a municipality, or a political
826 subdivision including a school district, or with a public
827 institution of higher learning to fill, subject to the
828 requirements of chapter 20, appointive offices which are within
829 the executive branch of government and which are filled by
830 appointment by the Governor or the Governor and Cabinet. Under
831 no circumstances shall employee interchange agreements be
832 utilized for the purpose of assigning individuals to participate
833 in political campaigns. Duties and responsibilities of
834 interchange employees shall be limited to the mission and goals
835 of the agencies of government.

836 (6) For the 2015-2016 ~~2014-2015~~ fiscal year only, the
837 assignment of an employee of a state agency as provided in this

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838 section may be made if recommended by the Governor or Chief
839 Justice, as appropriate, and approved by the chairs of the
840 legislative appropriations committees. Such actions shall be
841 deemed approved if neither chair provides written notice of
842 objection within 14 days after receiving notice of the action
843 pursuant to s. 216.177. This subsection expires July 1, 2016
844 ~~2015~~.

845 Section 45. In order to implement Specific Appropriations
846 2665 and 2666 of the 2015-2016 General Appropriations Act and
847 notwithstanding s. 11.13(1), Florida Statutes, the authorized
848 salaries for members of the Legislature for the 2015-2016 fiscal
849 year shall be set at the same level in effect on July 1, 2010.
850 This section expires July 1, 2016.

851 Section 46. In order to implement the transfer of funds to
852 the General Revenue Fund from trust funds in the 2015-2016
853 General Appropriations Act, paragraph (b) of subsection (2) of
854 section 215.32, Florida Statutes, is reenacted to read:

855 215.32 State funds; segregation.—

856 (2) The source and use of each of these funds shall be as
857 follows:

858 (b)1. The trust funds shall consist of moneys received by
859 the state which under law or under trust agreement are
860 segregated for a purpose authorized by law. The state agency or
861 branch of state government receiving or collecting such moneys
862 is responsible for their proper expenditure as provided by law.
863 Upon the request of the state agency or branch of state

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864 government responsible for the administration of the trust fund,
865 the Chief Financial Officer may establish accounts within the
866 trust fund at a level considered necessary for proper
867 accountability. Once an account is established, the Chief
868 Financial Officer may authorize payment from that account only
869 upon determining that there is sufficient cash and releases at
870 the level of the account.

871 2. In addition to other trust funds created by law, to the
872 extent possible, each agency shall use the following trust funds
873 as described in this subparagraph for day-to-day operations:

874 a. Operations or operating trust fund, for use as a
875 depository for funds to be used for program operations funded by
876 program revenues, with the exception of administrative
877 activities when the operations or operating trust fund is a
878 proprietary fund.

879 b. Operations and maintenance trust fund, for use as a
880 depository for client services funded by third-party payors.

881 c. Administrative trust fund, for use as a depository for
882 funds to be used for management activities that are departmental
883 in nature and funded by indirect cost earnings and assessments
884 against trust funds. Proprietary funds are excluded from the
885 requirement of using an administrative trust fund.

886 d. Grants and donations trust fund, for use as a
887 depository for funds to be used for allowable grant or donor
888 agreement activities funded by restricted contractual revenue
889 from private and public nonfederal sources.

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890 e. Agency working capital trust fund, for use as a
891 depository for funds to be used pursuant to s. 216.272.

892 f. Clearing funds trust fund, for use as a depository for
893 funds to account for collections pending distribution to lawful
894 recipients.

895 g. Federal grant trust fund, for use as a depository for
896 funds to be used for allowable grant activities funded by
897 restricted program revenues from federal sources.

898
899 To the extent possible, each agency must adjust its internal
900 accounting to use existing trust funds consistent with the
901 requirements of this subparagraph. If an agency does not have
902 trust funds listed in this subparagraph and cannot make such
903 adjustment, the agency must recommend the creation of the
904 necessary trust funds to the Legislature no later than the next
905 scheduled review of the agency's trust funds pursuant to s.
906 215.3206.

907 3. All such moneys are hereby appropriated to be expended
908 in accordance with the law or trust agreement under which they
909 were received, subject always to the provisions of chapter 216
910 relating to the appropriation of funds and to the applicable
911 laws relating to the deposit or expenditure of moneys in the
912 State Treasury.

913 4.a. Notwithstanding any provision of law restricting the
914 use of trust funds to specific purposes, unappropriated cash
915 balances from selected trust funds may be authorized by the

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916 Legislature for transfer to the Budget Stabilization Fund and
917 General Revenue Fund in the General Appropriations Act.

918 b. This subparagraph does not apply to trust funds
919 required by federal programs or mandates; trust funds
920 established for bond covenants, indentures, or resolutions whose
921 revenues are legally pledged by the state or public body to meet
922 debt service or other financial requirements of any debt
923 obligations of the state or any public body; the Division of
924 Licensing Trust Fund in the Department of Agriculture and
925 Consumer Services; the State Transportation Trust Fund; the
926 trust fund containing the net annual proceeds from the Florida
927 Education Lotteries; the Florida Retirement System Trust Fund;
928 trust funds under the management of the State Board of Education
929 or the Board of Governors of the State University System, where
930 such trust funds are for auxiliary enterprises, self-insurance,
931 and contracts, grants, and donations, as those terms are defined
932 by general law; trust funds that serve as clearing funds or
933 accounts for the Chief Financial Officer or state agencies;
934 trust funds that account for assets held by the state in a
935 trustee capacity as an agent or fiduciary for individuals,
936 private organizations, or other governmental units; and other
937 trust funds authorized by the State Constitution.

938 Section 47. The amendment to s. 215.32(2)(b), Florida
939 Statutes, as carried forward by this act from chapter 2011-47,
940 Laws of Florida, expires July 1, 2016, and the text of that
941 paragraph shall revert to that in existence on June 30, 2011,

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942 except that any amendments to such text enacted other than by
943 this act shall be preserved and continue to operate to the
944 extent that such amendments are not dependent upon the portions
945 of text which expire pursuant to this section.

946 Section 48. In order to implement the issuance of new debt
947 authorized in the 2015-2016 General Appropriations Act, and
948 pursuant to s. 215.98, Florida Statutes, the Legislature
949 determines that the authorization and issuance of debt for the
950 2015-2016 fiscal year should be implemented and is in the best
951 interest of the state. This section expires July 1, 2016.

952 Section 49. In order to implement appropriations in the
953 2015-2016 General Appropriations Act for state employee travel,
954 the funds appropriated to each state agency, which may be used
955 for travel by state employees, shall be limited during the 2015-
956 2016 fiscal year to travel for activities that are critical to
957 each state agency's mission. Funds may not be used for travel by
958 state employees to foreign countries, other states, conferences,
959 staff-training activities, or other administrative functions
960 unless the agency head has approved, in writing, that such
961 activities are critical to the agency's mission. The agency head
962 shall consider using teleconferencing and other forms of
963 electronic communication to meet the needs of the proposed
964 activity before approving mission-critical travel. This section
965 does not apply to travel for law enforcement purposes, military
966 purposes, emergency management activities, or public health
967 activities. This section expires July 1, 2016.

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968 Section 50. In order to implement appropriations in the
969 2015-2016 General Appropriations Act for state employee travel,
970 and notwithstanding s. 112.061, Florida Statutes, costs for
971 lodging associated with a meeting, conference, or convention
972 organized or sponsored in whole or in part by a state agency or
973 the judicial branch may not exceed \$150 per day. This section
974 expires July 1, 2016.

975 Section 51. In order to implement Specific Appropriations
976 2906 through 2927 of the 2015-2016 General Appropriations Act,
977 funded from the data processing appropriation category for
978 computing services of user agencies, and pursuant to the notice,
979 review, and objection procedures of s. 216.177, Florida
980 Statutes, the Executive Office of the Governor may transfer
981 funds appropriated for data processing in the 2015-2016 General
982 Appropriations Act between agencies in order to align the budget
983 authority granted with the utilization rate of each department.
984 This section expires July 1, 2016.

985 Section 52. In order to implement appropriations
986 authorized in the 2015-2016 General Appropriations Act for data
987 center services, and notwithstanding s. 216.292(2)(a), Florida
988 Statutes, except as authorized in section 51 of this act, an
989 agency may not transfer funds from a data processing category to
990 a category other than another data processing category. This
991 section expires July 1, 2016.

992 Section 53. In order to implement Specific Appropriation
993 2840 of the 2015-2016 General Appropriations Act, the Executive

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994 Office of the Governor may transfer funds appropriated in the
995 appropriation category "Expenses" of the 2015-2016 General
996 Appropriations Act between agencies in order to allocate a
997 reduction relating to SUNCOM services. This section expires July
998 1, 2016.

999 Section 54. In order to implement section 8 of the 2015-
1000 2016 General Appropriations Act, section 110.12315, Florida
1001 Statutes, is reenacted to read:

1002 110.12315 Prescription drug program.—The state employees'
1003 prescription drug program is established. This program shall be
1004 administered by the Department of Management Services, according
1005 to the terms and conditions of the plan as established by the
1006 relevant provisions of the annual General Appropriations Act and
1007 implementing legislation, subject to the following conditions:

1008 (1) The department shall allow prescriptions written by
1009 health care providers under the plan to be filled by any
1010 licensed pharmacy pursuant to contractual claims-processing
1011 provisions. Nothing in this section may be construed as
1012 prohibiting a mail order prescription drug program distinct from
1013 the service provided by retail pharmacies.

1014 (2) In providing for reimbursement of pharmacies for
1015 prescription medicines dispensed to members of the state group
1016 health insurance plan and their dependents under the state
1017 employees' prescription drug program:

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1018 (a) Retail pharmacies participating in the program must be
1019 reimbursed at a uniform rate and subject to uniform conditions,
1020 according to the terms and conditions of the plan.

1021 (b) There shall be a 30-day supply limit for prescription
1022 card purchases, a 90-day supply limit for maintenance
1023 prescription drug purchases, and a 90-day supply limit for mail
1024 order or mail order prescription drug purchases.

1025 (c) The pharmacy dispensing fee shall be negotiated by the
1026 department.

1027 (3) Pharmacy reimbursement rates shall be as follows:

1028 (a) For mail order and specialty pharmacies contracting
1029 with the department, reimbursement rates shall be as established
1030 in the contract.

1031 (b) For retail pharmacies, the reimbursement rate shall be
1032 at the same rate as mail order pharmacies under contract with
1033 the department.

1034 (4) The department shall maintain the preferred brand name
1035 drug list to be used in the administration of the state
1036 employees' prescription drug program.

1037 (5) The department shall maintain a list of maintenance
1038 drugs.

1039 (a) Preferred provider organization health plan members
1040 may have prescriptions for maintenance drugs filled up to three
1041 times as a 30-day supply through a retail pharmacy; thereafter,
1042 prescriptions for the same maintenance drug must be filled as a

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1043 90-day supply either through the department's contracted mail
1044 order pharmacy or through a retail pharmacy.

1045 (b) Health maintenance organization health plan members
1046 may have prescriptions for maintenance drugs filled as a 90-day
1047 supply either through a mail order pharmacy or through a retail
1048 pharmacy.

1049 (6) Copayments made by health plan members for a 90-day
1050 supply through a retail pharmacy shall be the same as copayments
1051 made for a 90-day supply through the department's contracted
1052 mail order pharmacy.

1053 (7) The department shall establish the reimbursement
1054 schedule for prescription pharmaceuticals dispensed under the
1055 program. Reimbursement rates for a prescription pharmaceutical
1056 must be based on the cost of the generic equivalent drug if a
1057 generic equivalent exists, unless the physician prescribing the
1058 pharmaceutical clearly states on the prescription that the brand
1059 name drug is medically necessary or that the drug product is
1060 included on the formulary of drug products that may not be
1061 interchanged as provided in chapter 465, in which case
1062 reimbursement must be based on the cost of the brand name drug
1063 as specified in the reimbursement schedule adopted by the
1064 department.

1065 (8) The department shall conduct a prescription
1066 utilization review program. In order to participate in the state
1067 employees' prescription drug program, retail pharmacies
1068 dispensing prescription medicines to members of the state group

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1069 health insurance plan or their covered dependents, or to
1070 subscribers or covered dependents of a health maintenance
1071 organization plan under the state group insurance program, shall
1072 make their records available for this review.

1073 (9) The department shall implement such additional cost-
1074 saving measures and adjustments as may be required to balance
1075 program funding within appropriations provided, including a
1076 trial or starter dose program and dispensing of long-term-
1077 maintenance medication in lieu of acute therapy medication.

1078 (10) Participating pharmacies must use a point-of-sale
1079 device or an online computer system to verify a participant's
1080 eligibility for coverage. The state is not liable for
1081 reimbursement of a participating pharmacy for dispensing
1082 prescription drugs to any person whose current eligibility for
1083 coverage has not been verified by the state's contracted
1084 administrator or by the department.

1085 (11) Under the state employees' prescription drug program
1086 copayments must be made as follows:

1087 (a) Effective January 1, 2013, for the State Group Health
1088 Insurance Standard Plan:

- 1089 1. For generic drug with card.....\$7.
- 1090 2. For preferred brand name drug with card.....\$30.
- 1091 3. For nonpreferred brand name drug with card.....\$50.
- 1092 4. For generic mail order drug.....\$14.
- 1093 5. For preferred brand name mail order drug.....\$60.
- 1094 6. For nonpreferred brand name mail order drug.....\$100.

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- 1095 (b) Effective January 1, 2006, for the State Group Health
- 1096 Insurance High Deductible Plan:
- 1097 1. Retail coinsurance for generic drug with card.....30%.
- 1098 2. Retail coinsurance for preferred brand name drug with
- 1099 card 30%.
- 1100 3. Retail coinsurance for nonpreferred brand name drug
- 1101 with card.....50%.
- 1102 4. Mail order coinsurance for generic drug.....30%.
- 1103 5. Mail order coinsurance for preferred brand name drug30%.
- 1104 6. Mail order coinsurance for nonpreferred brand name drug50%.

1105 (c) The department shall create a preferred brand name
 1106 drug list to be used in the administration of the state
 1107 employees' prescription drug program.

1108 Section 55. (1) The amendment to s. 110.12315(2)(b),
 1109 Florida Statutes, as carried forward by this act from chapter
 1110 2014-53, Laws of Florida, expires July 1, 2016, and the text of
 1111 that paragraph shall revert to that in existence on June 30,
 1112 2012, except that any amendments to such text enacted other than
 1113 by this act shall be preserved and continue to operate to the
 1114 extent that such amendments are not dependent upon the portions
 1115 of text which expire pursuant to this section.

1116 (2) The amendments to s. 110.12315(2)(c) and (3)-(6),
 1117 Florida Statutes, as carried forward by this act from chapter
 1118 2014-53, Laws of Florida, expire July 1, 2016, and the text of
 1119 that paragraph and the text and numbering of those subsections
 1120 shall revert to that in existence on June 30, 2014, except that

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1121 any amendments to such text enacted other than by this act shall
1122 be preserved and continue to operate to the extent that such
1123 amendments are not dependent upon the portions of text that
1124 expire pursuant to this section.

1125 (3) The amendment to s. 110.12315(7)(a), Florida Statutes,
1126 as carried forward by this act from chapter 2014-53, Laws of
1127 Florida, expires July 1, 2016, and shall revert to the text of
1128 that paragraph in existence on December 31, 2010, except that
1129 any amendments to such text enacted other than by this act shall
1130 be preserved and continue to operate to the extent that such
1131 amendments are not dependent upon the portions of text which
1132 expire pursuant to this section.

1133 Section 56. Any section of this act which implements a
1134 specific appropriation or specifically identified proviso
1135 language in the 2015-2016 General Appropriations Act is void if
1136 the specific appropriation or specifically identified proviso
1137 language is vetoed. Any section of this act which implements
1138 more than one specific appropriation or more than one portion of
1139 specifically identified proviso language in the 2015-2016
1140 General Appropriations Act is void if all the specific
1141 appropriations or portions of specifically identified proviso
1142 language are vetoed.

1143 Section 57. If any other act passed during the 2015
1144 Regular Session contains a provision that is substantively the
1145 same as a provision in this act, but that removes or is
1146 otherwise not subject to the future repeal applied to such

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1147 provision by this act, the Legislature intends that the
1148 provision in the other act takes precedence and continues to
1149 operate, notwithstanding the future repeal provided by this act.

1150 Section 58. If any provision of this act or its
1151 application to any person or circumstance is held invalid, the
1152 invalidity does not affect other provisions or applications of
1153 the act which can be given effect without the invalid provision
1154 or application, and to this end the provisions of this act are
1155 severable.

1156 Section 59. This act shall take effect July 1, 2015.

1157

1158 -----

1159 **T I T L E A M E N D M E N T**

1160 Remove everything before the enacting clause and insert:

1161 A bill to be entitled

1162 An act relating to implementing the 2015-2016 General
1163 Appropriations Act; providing legislative intent;
1164 incorporating by reference certain calculations of the
1165 Florida Education Finance Program; providing that
1166 funds for instructional materials be released and
1167 expended as required in specified proviso language;
1168 amending s. 1011.62, F.S.; providing requirements for
1169 school district digital classrooms allocation plans;
1170 providing the required ad valorem tax millage
1171 contribution by certain district school boards for
1172 funded special facilities construction projects;

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1173 amending s. 1012.75, F.S.; requiring the Department of
1174 Education to administer an educator liability
1175 insurance program for certain full-time instructional
1176 personnel; requiring a minimum amount of coverage for
1177 such personnel; authorizing liability coverage for
1178 other specified personnel; providing notification
1179 requirements; authorizing the Office of Early Learning
1180 to allocate or reallocate funds held by the Child Care
1181 Executive Partnership Program for certain purposes
1182 related to child care or school readiness;
1183 establishing requirements for release of such funds;
1184 incorporating by reference certain calculations of the
1185 Disproportionate Share Hospital Program for the 2015-
1186 2016 fiscal year; providing requirements governing the
1187 continuation of the Department of Health's Florida
1188 Onsite Sewage Nitrogen Reduction Strategies Study;
1189 authorizing the current contract to be extended until
1190 the study is completed; prohibiting an agency from
1191 adopting or implementing a rule or policy before the
1192 study is completed; authorizing the Department of
1193 Health to allow installation of experimental systems
1194 at home sites; identifying the prioritization of
1195 categories of individuals on the Medicaid home and
1196 community-based waiver programs wait list for
1197 enrollment in the waiver; providing exceptions to the
1198 prioritization categories; allowing an individual to

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1199 receive waiver services if his or her parent or
1200 guardian is an active-duty servicemember transferred
1201 to Florida and previously received these services in
1202 another state; providing that individuals remaining on
1203 the wait list are not entitled to an administrative
1204 proceeding or hearing under federal law; amending s.
1205 296.37, F.S.; revising temporarily the amount of money
1206 that a resident of a veterans' nursing home must
1207 receive from outside sources before being required to
1208 contribute to his or her maintenance and support;
1209 requiring the Agency for Health Care Administration to
1210 ensure that nursing facility residents meet certain
1211 criteria before being eligible for funds to transition
1212 to home and community-based services waivers;
1213 requiring the Agency for Health Care Administration
1214 and the Department of Elderly Affairs to prioritize
1215 and enroll individuals on the Medicaid Long-Term Care
1216 Waiver program using a frailty-based screening as
1217 funding is available; authorizing rulemaking and
1218 interagency agreements; authorizing the Department of
1219 Elderly Affairs to delegate notice of Medicaid fair
1220 hearing rights to its contractors; authorizing the
1221 Agency for Health Care Administration, with the
1222 Department of Health, to submit a budget amendment to
1223 reflect certain enrollment changes within the
1224 Children's Medical Services Network; authorizing the

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1225 Agency for Health Care Administration to seek
1226 nonoperating budget authority to transfer certain
1227 federal funds; amending s. 893.055, F.S.; authorizing
1228 the Department of Health to use certain state funds to
1229 administer the prescription drug monitoring program;
1230 prohibiting the department or the Attorney General
1231 from using funds from a settlement agreement to
1232 administer the program; amending s. 20.435, F.S.;
1233 authorizing funds within the Medical Quality Assurance
1234 Trust Fund to be used for providing health care
1235 services to certain Department of Health clients;
1236 amending s. 216.262, F.S.; authorizing the Department
1237 of Corrections under certain circumstances to submit a
1238 budget amendment for additional positions; authorizing
1239 the Department of Legal Affairs to expend certain
1240 appropriated funds on programs that were funded by the
1241 department from specific appropriations in general
1242 appropriations acts in previous years; amending s.
1243 932.7055, F.S.; authorizing a municipality to expend
1244 funds from its special law enforcement trust fund to
1245 reimburse the municipality's general fund for moneys
1246 advanced from the general fund before a specified
1247 date; amending s. 215.18, F.S.; providing for trust
1248 fund loans to the state court system sufficient to
1249 meet its appropriation; providing procedures for
1250 accessing and repaying the loan; prohibiting the

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1251 Department of Corrections from making certain
1252 transfers of funds regarding salaries and budgets
1253 without approval of the Legislative Budget Commission;
1254 directing the Department of Management Services to use
1255 a tenant broker to renegotiate or reprocure leases for
1256 office or storage space and provide a report to the
1257 Governor and Legislature; requiring the renegotiation
1258 and re-procurement initiative to be included in the
1259 2015 Master Leasing Report; reenacting s. 624.502,
1260 F.S., relating to the deposit of fees for service of
1261 process made upon the Chief Financial Officer or
1262 Office of Insurance Regulation; providing for
1263 reversion of text to a previous year after a specified
1264 date; reenacting s. 282.709(2)(a), F.S., relating to
1265 the membership of Joint Task Force on State Agency Law
1266 Enforcement Communications; providing for reversion of
1267 text to a previous year after a specified date;
1268 establishing the amount for the transaction fee
1269 collected for the use of the Department of Management
1270 Service's online procurement system; establishing
1271 maximum square foot construction cost limits for the
1272 construction of certain new buildings; providing
1273 limited exception on the construction caps for such
1274 buildings; amending s. 161.143, F.S.; providing for an
1275 allocation in the General Appropriations Act for inlet
1276 management funding; amending s. 259.105, F.S.;

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1277 | revising the allocation of funds from the Florida
1278 | Forever Trust Fund to the Department of Agriculture
1279 | and Consumer Services for the acquisition of
1280 | agricultural lands for certain less-than-fee
1281 | acquisitions; authorizing certain funds in the Florida
1282 | Forever Trust Fund to be provided to the water
1283 | management districts for land acquisitions;
1284 | authorizing certain funds to be provided to the
1285 | Department of Environmental Protection from Florida
1286 | Forever funds for a variety of purposes; authorizing
1287 | certain funds to be provided to the South Florida
1288 | Water Management District for specific land
1289 | acquisitions from funds allocated to the Department of
1290 | Environmental Protection; providing for contingent
1291 | effect; amending s. 216.181, F.S.; authorizing the
1292 | Legislative Budget Commission to increase amounts
1293 | appropriated to the Fish and Wildlife Conservation
1294 | Commission or the Department of Environmental
1295 | Protection for fixed capital outlay projects;
1296 | providing direction to agencies for submitting budget
1297 | amendments; amending s. 376.3071, F.S., relating to
1298 | the Inland Protection Trust Fund; prohibiting the
1299 | Department of Environmental Protection from seeking
1300 | recovery or reimbursement of funds from another state
1301 | agency; amending s. 403.890, F.S.; providing for
1302 | distribution of funds from the Water Protection and

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1303 Sustainability Program Trust Fund for specified
1304 purposes; amending s. 388.261, F.S.; authorizing
1305 certain local government funds to be spent on
1306 department-approved arthropod control research or
1307 demonstration projects; requiring the Department of
1308 Highway Safety and Motor Vehicles to contract with a
1309 corporation regarding the manufacture of license
1310 plates; providing requirements to be met by the
1311 corporation in manufacturing such license plates;
1312 prohibiting county names from appearing on revised
1313 license plates; amending s. 339.135, F.S.; deleting a
1314 provision authorizing the chair or vice chair of the
1315 Legislative Budget Commission to approve certain work
1316 program amendments from the Department of
1317 Transportation; revising criteria regarding submission
1318 and approval of work program amendments; providing for
1319 reversion of text to a previous year after a specified
1320 date; reenacting s. 216.292(2)(a), F.S., relating to
1321 the type of transfers that department heads or the
1322 Supreme Court may make under specific situations;
1323 providing for reversion of text to a previous year
1324 after a specified date; prohibiting a state agency
1325 from initiating a competitive solicitation for a
1326 product or service under certain circumstances;
1327 authorizing the Executive Office of the Governor to
1328 transfer funds between departments for purposes of

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1329 aligning amounts paid for risk management premiums and
1330 aligning amounts paid for human resource management
1331 services; amending s. 112.24, F.S.; providing
1332 conditions on the assignment of an employee of a state
1333 agency under an employee interchange agreement;
1334 providing that the annual salary of the members of the
1335 Legislature be maintained at a specified level;
1336 reenacting s. 215.32(2)(b), F.S., relating to the
1337 source and use of certain trust funds; authorizing the
1338 transfer of unappropriated cash balances to the
1339 general revenue or budget stabilization funds from
1340 certain trust funds; providing for reversion of text
1341 to a previous year after a specified date; providing a
1342 legislative determination that the issuance of new
1343 debt is in the best interests of the state; limiting
1344 the use of travel funds to activities that are
1345 critical to an agency's mission; providing exceptions;
1346 limiting the amount of costs for lodging by state
1347 employees associated with attending certain meetings,
1348 conferences, or conventions; authorizing the Executive
1349 Office of the Governor to transfer certain data
1350 processing funds between agencies to align budget
1351 authority; prohibiting an agency from transferring
1352 funds from a data processing category to another
1353 category that is not a data processing category;
1354 authorizing the Executive Office of the Governor to

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Amendment No.

1355 transfer funds between agencies in order to allocate a
1356 reduction relating to SUNCOM; reenacting s. 110.12315,
1357 F.S., relating to the state employee prescription drug
1358 program; providing for reversion of text to previous
1359 years after a specified date; providing for the effect
1360 of a veto of one or more specific appropriations or
1361 proviso to which implementing language refers;
1362 providing for the continued operation of certain
1363 provisions notwithstanding a future repeal or
1364 expiration provided by this act; providing
1365 severability; providing an effective date.

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