

Tab 1 SPB 2500 by AP; Appropriations						
995017	A	S	FAV	AP, Stargel	02/06	05:38 PM
995052	A	S	FAV	AP, Stargel	02/06	05:38 PM
995053	A	S	FAV	AP, Bean	02/06	05:38 PM
995002	A	S	FAV	AP, Hutson	02/06	05:38 PM
995036	A	S	FAV	AP, Stargel	02/06	05:38 PM
995025	A	S	FAV	AP, Stargel	02/06	05:38 PM
995027	A	S	FAV	AP, Montford	02/06	05:38 PM
995029	A	S	FAV	AP, Montford	02/06	05:38 PM
995031	A	S	FAV	AP, Bean	02/06	05:38 PM
995035	A	S	FAV	AP, Bean	02/06	05:38 PM
995032	A	S	FAV	AP, Hutson	02/06	05:38 PM
995018	A	S	FAV	AP, Bean	02/06	05:38 PM
995028	A	S	FAV	AP, Gibson	02/06	05:38 PM
995019	A	S	FAV	AP, Bean	02/06	05:38 PM
995030	A	S	FAV	AP, Bean	02/06	05:38 PM
995033	A	S	FAV	AP, Bean	02/06	05:38 PM
995037	A	S	FAV	AP, Bean	02/06	05:38 PM
995021	A	S	FAV	AP, Mayfield	02/06	05:38 PM
995034	A	S	FAV	AP, Braynon	02/06	05:38 PM
995022	A	S	FAV	AP, Bean	02/06	05:38 PM
995023	A	S	FAV	AP, Bean	02/06	05:38 PM
995060	A	S	FAV	AP, Bean	02/06	05:38 PM
995024	A	S	RS	AP, Thurston	02/06	05:38 PM
995063	SA	S L	FAV	AP, Thurston	02/06	05:38 PM
995020	A	S	FAV	AP, Montford	02/06	05:38 PM
995056	A	S	FAV	AP, Brandes	02/06	05:38 PM
995054	A	S	FAV	AP, Rouson	02/06	05:38 PM
995057	A	S	FAV	AP, Rouson	02/06	05:38 PM
995058	A	S	FAV	AP, Powell	02/06	05:38 PM
995055	A	S	FAV	AP, Brandes	02/06	05:38 PM
995042	A	S	FAV	AP, Hutson	02/06	05:38 PM
995000	A	S	FAV	AP, Hutson	02/06	05:38 PM
995001	A	S	FAV	AP, Hutson	02/06	05:38 PM
995003	A	S	FAV	AP, Hutson	02/06	05:38 PM
995004	A	S	FAV	AP, Hutson	02/06	05:38 PM
995005	A	S	FAV	AP, Benacquisto	02/06	05:38 PM
995038	A	S	FAV	AP, Thurston	02/06	05:38 PM
995041	A	S	FAV	AP, Thurston	02/06	05:38 PM
995026	A	S	FAV	AP, Hutson	02/06	05:38 PM
995059	A	S	FAV	AP, Hutson	02/06	05:38 PM
995040	A	S	FAV	AP, Hutson	02/06	05:38 PM
995061	A	S	FAV	AP, Hutson	02/06	05:38 PM
995062	A	S	FAV	AP, Hutson	02/06	05:38 PM
995016	A	S	FAV	AP, Rouson	02/06	05:38 PM
995039	A	S	FAV	AP, Stewart	02/06	05:38 PM
995013	A	S	FAV	AP, Bean	02/06	05:38 PM
995007	A	S	FAV	AP, Mayfield	02/06	05:38 PM
995008	A	S	FAV	AP, Powell	02/06	05:38 PM
995009	A	S	FAV	AP, Mayfield	02/06	05:38 PM
995010	A	S	FAV	AP, Benacquisto	02/06	05:38 PM
995011	A	S	FAV	AP, Benacquisto	02/06	05:38 PM
995012	A	S	FAV	AP, Benacquisto	02/06	05:38 PM
995015	A	S	FAV	AP, Mayfield	02/06	05:38 PM
995045	A	S	FAV	AP, Mayfield	02/06	05:38 PM

995046	A	S	FAV	AP, Bean	02/06 05:38 PM
995049	A	S	FAV	AP, Gainer	02/06 05:38 PM
995050	A	S	FAV	AP, Gainer	02/06 05:38 PM
995006	A	S	FAV	AP, Mayfield	02/06 05:38 PM
995014	A	S	FAV	AP, Book	02/06 05:38 PM
995048	A	S	FAV	AP, Braynon	02/06 05:38 PM
995043	A	S	FAV	AP, Mayfield	02/06 05:38 PM
995044	A	S	FAV	AP, Simmons	02/06 05:38 PM
995047	A	S	FAV	AP, Mayfield	02/06 05:38 PM
995051	A	S	FAV	AP, Powell	02/06 05:38 PM
995064	A	S L	FAV	AP, Stewart	02/06 05:38 PM
995066	A	S L	FAV	AP, Rouson	02/06 05:38 PM
995065	A	S L	FAV	AP, Hutson	02/06 05:38 PM
995067	A	S L	FAV	AP, Mayfield	02/06 05:38 PM
995068	A	S L	FAV	AP, Bean	02/06 05:38 PM
995069	A	S L	FAV	AP, Bradley	02/06 05:38 PM

<b>Tab 2</b>	<b>SPB 2502 by AP; Implementing the 2020-2021 General Appropriations Act</b>				
457830	A	S	FAV	AP, Gibson	btw L.798 - 799: 02/06 03:05 PM

<b>Tab 3</b>	<b>SPB 2504 by AP; State Employees</b>				
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<b>Tab 4</b>	<b>SB 7044 by GO; (Identical to H 05007) State-administered Retirement Systems</b>				
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<b>Tab 5</b>	<b>SPB 2506 by AP; Correctional Medical Authority</b>				
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<b>Tab 6</b>	<b>CS/SB 58 by HP, Book (CO-INTRODUCERS) Harrell, Stewart, Cruz; (Compare to CS/H 00177) Prescription Drug Donation Repository Program</b>				
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<b>Tab 7</b>	<b>SB 62 by Stargel; (Compare to CS/CS/H 00187) K-12 Education</b>				
545546	PCS	S		AP, AED	01/31 03:28 PM
456504	A	S		AP, Stargel	btw L.208 - 209: 02/03 02:10 PM
145152	A	S		AP, Stargel	Delete L.862 - 924: 02/03 02:09 PM
277394	A	S L		AP, Gibson	Delete L.1186 - 1207: 02/05 12:56 PM

<b>Tab 8</b>	<b>SB 72 by Stargel; (Compare to CS/H 00613) Postsecondary Education</b>				
847972	PCS	S		AP, AED	01/31 03:29 PM
818894	A	S		AP, Stargel	btw L.298 - 299: 02/03 02:11 PM
957022	A	S		AP, Stargel	Delete L.929 - 931: 02/03 02:10 PM

<b>Tab 9</b>	<b>SB 82 by Bean; Individuals With Disabilities</b>				
796252	PCS	S		AP, AHS	01/30 04:32 PM
909432	A	S L		AP, Rouson	Delete L.413: 02/04 02:41 PM
329026	A	S L		AP, Rouson	Delete L.583: 02/04 02:40 PM
446518	A	S L		AP, Gibson	Delete L.86: 02/04 03:48 PM

<b>Tab 10</b>	<b>SB 100 by Harrell (CO-INTRODUCERS) Cruz, Stewart; (Compare to CS/H 00057) Dispensing Medicinal Drugs</b>				
518670	A	S	RCS	AP, Harrell	Delete L.22 - 60: 02/06 03:16 PM

<b>Tab 11</b>	<b>SB 136 by Bean (CO-INTRODUCERS) Harrell, Perry;</b> (Similar to CS/CS/H 00061) Adoption Benefits					
253994	PCS	S	RCS	AP, AHS		02/06 03:18 PM
<b>Tab 12</b>	<b>CS/SB 154 by ED, Thurston (CO-INTRODUCERS) Farmer, Stewart, Gibson, Bracy, Cruz, Bradley, Rouson, Book, Powell;</b> (Compare to H 00105) Human Trafficking Education in Schools					
<b>Tab 13</b>	<b>CS/SB 230 by HP, Harrell;</b> (Compare to H 00221) Department of Health					
170766	A	S	RS	AP, Harrell	Before L.131:	02/06 03:26 PM
197310	SA	S	RCS	AP, Harrell	Before L.131:	02/06 03:26 PM
130864	A	S	RCS	AP, Harrell	Delete L.276 - 289:	02/06 03:26 PM
291340	A	S	RCS	AP, Harrell	btw L.289 - 290:	02/06 03:26 PM
713424	A	S	RCS	AP, Harrell	btw L.337 - 338:	02/06 03:26 PM
318666	A	S	RCS	AP, Harrell	btw L.1672 - 1673:	02/06 03:26 PM
638088	A	S L	RCS	AP, Harrell	btw L.268 - 269:	02/06 03:26 PM
<b>Tab 14</b>	<b>CS/SB 246 by GO, Hooper;</b> (Identical to CS/H 00101) Public Construction					
<b>Tab 15</b>	<b>SB 348 by Bean (CO-INTRODUCERS) Harrell;</b> (Identical to H 06031) Florida Kidcare Program					
<b>Tab 16</b>	<b>SB 362 by Hooper (CO-INTRODUCERS) Stewart, Harrell, Baxley, Torres, Simmons;</b> (Similar to H 00213) Florida Tourism Marketing					
<b>Tab 17</b>	<b>SB 486 by Bradley;</b> (Compare to H 05101) Florida Best and Brightest Programs					
<b>Tab 18</b>	<b>CS/SB 500 by HP, Harrell;</b> (Compare to H 00309) Prohibited Acts by Health Care Practitioners					
<del>367814</del>	A	S L	WD	AP, Bean	Delete L.27 - 36:	02/06 03:20 PM
<del>593914</del>	SA	S L	WD	AP, Harrell	Delete L.19:	02/06 03:20 PM
<b>Tab 19</b>	<b>SB 540 by Rader (CO-INTRODUCERS) Rouson;</b> (Identical to H 00329) Insurance Guaranty Associations					
<b>Tab 20</b>	<b>CS/SB 712 by CA, Mayfield (CO-INTRODUCERS) Harrell, Albritton;</b> (Compare to H 00153) Water Quality Improvements					
413536	PCS	S		AP, AEG		01/24 03:03 PM
323376	A	S		AP, Mayfield	Delete L.256 - 2003:	02/04 01:51 PM
<b>Tab 21</b>	<b>SB 7016 by IS;</b> (Identical to H 01073) Statewide Office of Resiliency					
<b>Tab 22</b>	<b>SPB 7050 by AP;</b> Circuit Court Judges					
954404	A	S L	RCS	AP, Simmons	Delete L.11 - 22:	02/05 05:38 PM

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**APPROPRIATIONS**  
**Senator Bradley, Chair**  
**Senator Simpson, Vice Chair**

**MEETING DATE:** Wednesday, February 5, 2020

**TIME:** 1:00—6:00 p.m.

**PLACE:** Pat Thomas Committee Room, 412 Knott Building

**MEMBERS:** Senator Bradley, Chair; Senator Simpson, Vice Chair; Senators Bean, Benacquisto, Book, Brandes, Braynon, Flores, Gainer, Gibson, Hutson, Lee, Mayfield, Montford, Passidomo, Powell, Rouson, Simmons, Stargel, Stewart, and Thurston

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
Consideration of proposed bill:			
1	<b>SPB 2500</b>	Appropriations; Providing moneys for the annual period beginning July 1, 2020, and ending June 30, 2021, and supplemental appropriations for the period ending June 30, 2020, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government, etc.	Submitted and Reported Favorably as Committee Bill Yeas 19 Nays 0
Consideration of proposed bill:			
2	<b>SPB 2502</b>	Implementing the 2020-2021 General Appropriations Act; Incorporating by reference certain calculations of the Florida Education Finance Program; suspending the Florida Best and Brightest Teacher and Principal Allocation for the 2020-2021 fiscal year; creating the Teacher Salary Increase Allocation; specifying the source of charter school capital outlay funding; establishing the Florida Institute of Politics at the Florida State University; extending for 1 fiscal year a provision requiring the Agency for Health Care Administration to make payments to Medicaid-covered services, etc.	Submitted and Reported Favorably as Committee Bill Yeas 19 Nays 0
Consideration of proposed bill:			
3	<b>SPB 2504</b>	State Employees; Providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees, etc.	Submitted and Reported Favorably as Committee Bill Yeas 19 Nays 0
4	<b>SB 7044</b> Governmental Oversight and Accountability (Identical H 5007, Compare H 5001, S 2500)	State-administered Retirement Systems; Revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest, etc.  AP      02/05/2020 Favorable	Favorable Yeas 19 Nays 0



**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations

Wednesday, February 5, 2020, 1:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
Consideration of proposed bill:			
5	<b>SPB 2506</b>	Correctional Medical Authority; Transferring the State of Florida Correctional Medical Authority from the Executive Office of the Governor to the Department of Health by a type two transfer, etc.	Submitted and Reported Favorably as Committee Bill Yeas 20 Nays 0
6	<b>CS/SB 58</b> Health Policy / Book (Compare CS/H 177)	Prescription Drug Donation Repository Program; Designating the "Prescription Drug Donation Repository Program Act"; creating the program within the Department of Health; prohibiting donations to specific patients; requiring inspection of donated prescription drugs and supplies by a licensed pharmacist; prohibiting the sale of donated prescription drugs and supplies under the program; requiring the department or contractor to establish, maintain, and publish a registry of participating local repositories and available donated prescription drugs and supplies; authorizing the Governor to waive program patient eligibility requirements during a declared state of emergency, etc.  HP 10/15/2019 Fav/CS AHS 01/15/2020 Favorable AP 02/05/2020 Favorable	Favorable Yeas 20 Nays 0
With subcommittee recommendation – Health and Human Services			
<b>A proposed committee substitute</b> for the following bill (SB 62) is available:			
7	<b>SB 62</b> Stargel (Compare CS/CS/H 187, H 641, S 836, S 1246, CS/S 7040)	K-12 Education; Requiring that a resolution to levy discretionary sales tax include a statement containing certain information; defining the term "early college program"; changing the calculation of full-time equivalent student membership for dual enrollment purposes; providing for calculation of full-time equivalent membership for students earning the Capstone Diploma; requiring school board mental health policies and procedures to include certain items, etc.  ED 01/13/2020 Favorable AED 01/28/2020 Not Considered AED 01/29/2020 Fav/CS AP 02/05/2020 Temporarily Postponed	Temporarily Postponed
With subcommittee recommendation - Education			
<b>A proposed committee substitute</b> for the following bill (SB 72) is available:			

**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations

Wednesday, February 5, 2020, 1:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
8	<b>SB 72</b> Stargel (Compare CS/H 613, CS/S 1402)	Postsecondary Education; Clarifying requirements for new construction, remodeling, or renovation projects; establishing state universities of distinction throughout the State University System; requiring that grant awards administered through the Florida Public Postsecondary Career Education Student Assistance Grant Program not exceed a certain amount; specifying eligibility for initial awards under the Benacquisto Scholarship Program; revising the dates by which a spending plan must be submitted to a Florida College System institution's board of trustees for approval, etc.  ED 01/13/2020 Favorable AED 01/28/2020 Not Considered AED 01/29/2020 Fav/CS AP 02/05/2020 Temporarily Postponed	Temporarily Postponed
With subcommittee recommendation - Education			
<b>A proposed committee substitute</b> for the following bill (SB 82) is available:			
9	<b>SB 82</b> Bean	Individuals With Disabilities; Requiring persons and entities under contract with the Agency for Persons with Disabilities to use the agency data management systems to bill for services; revising criteria used by the agency to develop a client's iBudget; requiring the Agency for Health Care Administration to seek federal approval to provide consumer-directed options; requiring the Agency for Persons with Disabilities to competitively procure qualified organizations to provide support coordination services, etc.  CF 01/15/2020 Favorable AHS 01/28/2020 Fav/CS AHS 01/29/2020 AP 02/05/2020 Temporarily Postponed	Temporarily Postponed
With subcommittee recommendation – Health and Human Services			
10	<b>SB 100</b> Harrell (Compare H 57)	Dispensing Medicinal Drugs; Authorizing individuals licensed to prescribe medicinal drugs to dispense a 48-hour supply, rather than a 24-hour supply, of such drugs to any patient, including a discharged patient, under certain circumstances; authorizing such individuals to dispense a 72-hour supply if a state of emergency has been declared in the area, etc.  HP 10/15/2019 Favorable AHS 11/13/2019 Favorable AP 01/23/2020 Temporarily Postponed AP 02/05/2020 Fav/CS	Fav/CS Yeas 20 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations

Wednesday, February 5, 2020, 1:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
With subcommittee recommendation – Health and Human Services			
<b>A proposed committee substitute</b> for the following bill (SB 136) is available:			
11	<b>SB 136</b> Bean (Similar CS/CS/H 61)	Adoption Benefits; Revising the definition of the term “qualifying adoptive employee”; providing that certain adoptive veterans and servicemembers are eligible to apply for certain monetary benefits; defining the terms “veteran” and “servicemember”, etc.  CF 10/15/2019 Favorable AHS 11/13/2019 Fav/CS AP 02/05/2020 Fav/CS	Fav/CS Yeas 19 Nays 0
With subcommittee recommendation – Health and Human Services			
12	<b>CS/SB 154</b> Education / Thurston (Compare H 105)	Human Trafficking Education in Schools; Revising the required health education in public schools to include information regarding the dangers and signs of human trafficking; specifying the minimum requirements of the human trafficking education portion of the comprehensive health education curriculum, etc.  ED 11/12/2019 Fav/CS CJ 12/10/2019 Favorable AP 02/05/2020 Favorable	Favorable Yeas 20 Nays 0
13	<b>CS/SB 230</b> Health Policy / Harrell (Compare H 221, H 485, H 677, CS/CS/H 713, CS/H 1143, H 1341, CS/H 1461, CS/S 218, CS/S 226, S 390, S 1124, S 1138, CS/S 1296)	Department of Health; Revising the purpose of patient care networks from serving patients with acquired immune deficiency syndrome to serving those with human immunodeficiency virus; requiring the Department of Health to develop strategies to maximize federal-state partnerships that provide incentives for physicians to practice in medically underserved or rural areas; extending through 2025 the Florida Center for Nursing’s responsibility to study and issue an annual report on the implementation of nursing education programs; requiring dentists and certified registered dental hygienists to report in writing certain adverse incidents to the department within a specified timeframe, etc.  HP 10/15/2019 Fav/CS AP 02/05/2020 Fav/CS RC	Fav/CS Yeas 18 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations

Wednesday, February 5, 2020, 1:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
14	<b>CS/SB 246</b> Governmental Oversight and Accountability / Hooper (Identical CS/H 101)	Public Construction; Revising the amount of retainage that certain local governmental entities and contractors may withhold from progress payments for any construction services contract; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract, etc.  GO 10/14/2019 Fav/CS CA 11/04/2019 Favorable AP 02/05/2020 Favorable	Favorable Yeas 20 Nays 0
15	<b>SB 348</b> Bean (Identical H 6031)	Florida Kidcare Program; Removing the lifetime maximum cap on covered expenses for a child enrolled in the Florida Healthy Kids program, etc.  HP 11/05/2019 Favorable AHS 12/11/2019 Favorable AP 02/05/2020 Favorable  With subcommittee recommendation – Health and Human Services	Favorable Yeas 18 Nays 0
16	<b>SB 362</b> Hooper (Similar H 213)	Florida Tourism Marketing; Revising the scheduled repeal of the Florida Tourism Industry Marketing Corporation direct-support organization; abrogating the scheduled repeal of the Division of Tourism Marketing of Enterprise Florida, Inc., etc.  CM 11/05/2019 Favorable ATD 01/29/2020 Favorable AP 02/05/2020 Favorable  With subcommittee recommendation – Transportation, Tourism, and Economic Development	Favorable Yeas 20 Nays 0
17	<b>SB 486</b> Bradley (Similar S 440, Compare H 5101)	Florida Best and Brightest Programs; Repealing provisions relating to the Florida Best and Brightest Teacher Program and the Florida Best and Brightest Principal Program, etc.  ED 12/09/2019 Favorable AED 01/28/2020 Not Considered AED 01/29/2020 Favorable AP 02/05/2020 Favorable  With subcommittee recommendation - Education	Favorable Yeas 18 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations

Wednesday, February 5, 2020, 1:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
18	<b>CS/SB 500</b> Health Policy / Harrell (Compare H 309)	Prohibited Acts by Health Care Practitioners; Specifying names and titles that licensed health care practitioners are prohibited from using under certain circumstances; requiring the Department of Health to issue an emergency cease and desist order for specified violations, etc.  HP 01/14/2020 Fav/CS AP 02/05/2020 Favorable RC	Favorable Yeas 19 Nays 0
19	<b>SB 540</b> Rader (Identical H 329)	Insurance Guaranty Associations; Authorizing certain guaranty association employees to adjust losses for the Florida Insurance Guaranty Association if certain conditions are met; redefining the term "net direct written premiums" as "direct written premiums" and revising the definition of that term; deleting a calculation of initial estimated assessments levied by the Office of Insurance Regulation on insurers in the Florida Insurance Guaranty Association; deleting a calculation of initial estimated assessments levied by the office on insurers in the Florida Workers' Compensation Insurance Guaranty Association, etc.  BI 11/12/2019 Favorable AEG 01/22/2020 Favorable AP 02/05/2020 Favorable	Favorable Yeas 20 Nays 0
With subcommittee recommendation - Agriculture, Environment, and General Government			
<b>A proposed committee substitute</b> for the following bill (CS/SB 712) is available:			
20	<b>CS/SB 712</b> Community Affairs / Mayfield (Compare H 153, H 405, H 1343, CS/H 1363, S 640, S 686, CS/S 1382)	Water Quality Improvements; Citing this act as the "Clean Waterways Act"; requiring the Department Health to provide a specified report to the Governor and the Legislature by a specified date; transferring the Onsite Sewage Program within the Department of Health to the Department of Environmental Protection by a type two transfer by a specified date; creating an onsite sewage treatment and disposal systems technical advisory committee within the department; requiring the department to adopt rules relating to the underground pipes of wastewater collection systems; requiring basin management action plans for nutrient total maximum daily loads to include wastewater treatment and onsite sewage treatment and disposal system remediation plans that meet certain requirements, etc.  CA 12/09/2019 Fav/CS AEG 01/22/2020 Fav/CS AP 02/05/2020 Temporarily Postponed	Temporarily Postponed
With subcommittee recommendation - Agriculture, Environment, and General Government			

**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations

Wednesday, February 5, 2020, 1:00—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
21	<b>SB 7016</b> Infrastructure and Security (Identical H 1073, Compare CS/H 579, Linked CS/S 178)	Statewide Office of Resiliency; Establishing the office within the Executive Office of the Governor; creating the Statewide Sea-Level Rise Task Force within the office; authorizing the Department of Environmental Protection to contract for specified services, upon request of the task force; requiring the Environmental Regulation Commission to take certain action on the task force's recommendations, etc.  EN 01/13/2020 Favorable AP 01/23/2020 Not Considered AP 02/05/2020 Favorable	Favorable Yeas 18 Nays 0
Consideration of proposed bill:			
22	<b>SPB 7050</b>	Circuit Court Judges; Increasing the number of circuit judges in certain judicial circuits; specifying that the judicial offices created under the act be filled by gubernatorial appointment, etc.	Submitted and Reported Favorably as Committee Bill Yeas 18 Nays 0
Other Related Meeting Documents			



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AED</b>	<b>1</b>

The Committee on Appropriations (**Stargel**) recommended the following amendment:

<b>Section:</b> 02  <b>On Page:</b> 014  <b>Spec App:</b> 65B	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Saint Leo University Robotics Bachelor's Degree and Microcredentials Program (Senate Form 2150). Reduces \$250,000 in nonrecurring general revenue funds from increased expenses in the State Board of Education.
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<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount <b>DELETE</b>	Positions & Amount <b>INSERT</b>
EDUCATION, DEPARTMENT OF Program: Private Colleges And Universities 48190000		
65B In Section 02 On Page 014 Special Categories 102130 Grants And Aids - Private Colleges And Universities IOEB		
1000 General Revenue Fund CA 250,000 FSI1NR 250,000	7,447,500	7,697,500

Following Specific Appropriation 65B, DELETE:

From the funds in Specific Appropriation 65B, \$1,550,000 in nonrecurring funds is provided for the following:

AND INSERT:

From the funds in Specific Appropriation 65B, nonrecurring funds are provided for the following:

Saint Leo University Robotics Bachelor's Degree and Microcredentials Program (Senate Form 2150).....250,000

State Board Of Education 48800000

In Section 02 On Page 037  
Expenses 040000 IOEA

138

1000 General Revenue Fund  
CA -250,000 FSI1NR -250,000

4,203,030

3,953,030

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AED</b>	<b>2</b>

The Committee on Appropriations (**Stargel**) recommended the following amendment:

<b>Section:</b> 02	<b><u>EXPLANATION:</u></b>  For the Teacher Salary Increase Allocation of the FEFP, revises the minimum classroom teacher salary increase from 5% to 10% for those districts that achieve the minimum salary goal of \$47,500.
<b>On Page:</b> 020	
<b>Spec App:</b> 92	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	<b>DELETE</b>	<b>INSERT</b>
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - FEFP	48250300	
92 In Section 02 On Page 020 Aid To Local Governments 050560 Grants And Aids - Florida Educational Finance Program IOEB		

Immediately following Specific Appropriation 92, DELETE:

If a district achieves or is at or above the \$47,500 minimum but has not increased the minimum salary by at least five percent, the district shall use funds remaining from the eighty percent allocation to increase the minimum by at least five percent.

AND INSERT:

If a district achieves or is at or above the \$47,500 minimum but has not increased the minimum salary by at least ten percent, the district shall use funds remaining from the eighty percent allocation to increase the minimum by at least ten percent.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AED</b>	<b>3</b>

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 02  <b>On Page:</b> 030  <b>Spec App:</b> 118	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for North Florida School of Special Education/Campus Renovations (Senate Form 2435). Reduces \$250,000 in nonrecurring general revenue funds from Northeast Florida 21st Century Workforce Development Project (Senate Form 1664).
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		Positions & Amount	Positions & Amount
		DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400			
118	In Section 02 On Page 030 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Facility Repairs Maintenance And Construction IOEM	140111	
1000	General Revenue Fund CA 250,000 FSI1NR 250,000	950,000	1,200,000

Following Specific Appropriation 118, INSERT:

From the funds in Specific Appropriation 118, the following projects are funded with nonrecurring funds that shall be allocated as follows:

North Florida School of Special Education/Campus Renovations (Senate Form 2435)..... 250,000

In Section 02 On Page 027

114      **Special Categories**      104052  
         **Grants And Aids - School And**  
         **Instructional Enhancements**      IOEB

1000	<b>General Revenue Fund</b>	17,933,753	17,683,753
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 114, DELETE:

From the funds in Specific Appropriation 114, nonrecurring funds are provided for the following:

Northeast Florida 21st Century Workforce Development	
Project (Senate Form 1664).....	500,000

AND INSERT:

From the funds in Specific Appropriation 114, nonrecurring funds are provided for the following:

Northeast Florida 21st Century Workforce Development	
Project (Senate Form 1664).....	250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AED</b>	<b>4</b>

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section: 02</b>	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Workforce Pipeline Project - Matching Grant (Senate Form 2042). Reduces \$250,000 in nonrecurring general revenue funds from State Board of Education expenses.
<b>On Page: 027</b>	
<b>Spec App: 114</b>	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400		
114 In Section 02 On Page 027 Special Categories 104052 Grants And Aids - School And Instructional Enhancements IOEB		
1000 General Revenue Fund CA 250,000 FSI1NR 250,000	17,933,753	18,183,753

Following Specific Appropriation 114, INSERT:

From the funds in Specific Appropriation 114, nonrecurring funds are provided for the following:

Workforce Pipeline Project - Matching Grant (Senate Form 2042)

.....250,000

State Board Of Education 48800000

138 **Expenses** 040000 IOEA

1000	<b>General Revenue Fund</b>	<b>4,203,030</b>	<b>3,953,030</b>
CA	-250,000 FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AED</b>	<b>5</b>

The Committee on Appropriations (**Stargel**) recommended the following amendment:

<b>Section: 02</b>	<b><u>EXPLANATION:</u></b>
<b>On Page: 028</b>	Provides \$250,000 in nonrecurring general revenue funds for the Pepin Academies Foundation (Senate Form 2563). Reduces \$250,000 in nonrecurring general revenue funds from State Board of Education expenses.
<b>Spec App: 115</b>	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	<b>DELETE</b>	<b>INSERT</b>
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400		
115 In Section 02 On Page 028 Special Categories 104053 Grants And Aids - Exceptional Education IOEB		
1000 General Revenue Fund CA 250,000 FSI1NR 250,000	5,398,722	5,648,722

Following Specific Appropriation 115, INSERT:

From the funds in Specific Appropriation 115, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for the Pepin Academies Foundation (Senate Form 2563).

State Board Of Education 48800000		
138 In Section 02 On Page 037 Expenses 040000 IOEA		
1000 General Revenue Fund CA -250,000 FSI1NR -250,000	4,203,030	3,953,030

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AED</b>	<b>6</b>

The Committee on Appropriations (**Stargel**) recommended the following amendment:

<b>Section:</b> 15	<b><u>EXPLANATION:</u></b>  Reverts the Fiscal Year 2019-2020 unexpended balance of funds provided to the Department of Education for the Preschool Emergency Alert Response Learning System (PEARLS) and appropriates the balance for Fiscal Year 2020-2021 to the department for the same purpose.
<b>On Page:</b> 398	
<b>Spec App:</b>	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

EDUCATION, DEPARTMENT OF 48000000

In Section 15 On Page 398

In Section 15, on Page 398, INSERT the following:

Section 15. The unexpended balance of funds provided to the Department of Education for the Preschool Emergency Alert Response Learning System (PEARLS) in section 16 of chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**7**

The Committee on Appropriations (Montford) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Madison County Memorial Hospital (Senate Form 1471). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
<b>On Page:</b> 067	
<b>Spec App:</b> 275	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

## AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With Disabilities

Developmental Disability Centers - Civil Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally

Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,620,000

CA -250,000 FSI1NR -250,000

## AGENCY FOR HEALTH CARE ADMINISTRATION

Program: Administration And Support 68200000

In Section 03 On Page 047

176A Special Categories 100778

Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund

250,000

CA 250,000 FSI1NR 250,000

**Following Specific Appropriation 176A, INSERT:**

**From the funds in Specific Appropriation 176A, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for the Madison County Memorial Hospital (Senate Form 1471).**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**8**

The Committee on Appropriations (Montford) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Calhoun Liberty Hospital (Senate Form 1646). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
<b>On Page:</b> 067	
<b>Spec App:</b> 275	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

## AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With Disabilities

Developmental Disability Centers - Civil Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,620,000

CA -250,000 FSI1NR -250,000

## AGENCY FOR HEALTH CARE ADMINISTRATION

Program: Administration And Support 68200000

In Section 03 On Page 047

180A Grants And Aids To Local Governments And 146077

Nonstate Entities - Fixed Capital Outlay

Calhoun Liberty Hospital - Facility

Replacement IOEM

1000 General Revenue Fund

250,000

CA 250,000 FSI1NR 250,000

**Following Specific Appropriation 180A, INSERT:**

**From the funds in Specific Appropriation 180A, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for the Calhoun Liberty Hospital (Senate Form 1646).**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**9**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Association for the Development of the Exceptional (ADE) Culinary Programs (Senate Form 1205). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
<b>On Page:</b> 067	
<b>Spec App:</b> 275	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

## AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With Disabilities

Developmental Disability Centers - Civil Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,620,000

CA -250,000 FSI1NR -250,000

Home And Community Services 67100100

In Section 03 On Page 063

248 Special Categories 100778

Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund

8,515,886

8,765,886

CA 250,000 FSI1NR 250,000

At the end of existing proviso language, following Specific  
Appropriation 248, INSERT:

Association for the Development of the Exceptional (ADE) Culinary  
Programs (Senate Form 1205) .... \$250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**10**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$500,000 in nonrecurring general revenue funds for the ARC Gateway Program (Senate Form 2175). Reduces \$250,000 in nonrecurring general revenue funds from the fixed captial outlay category within the Agency for Persons with Disabilities. Reduces \$250,000 in nonrecurring general revenue funds from the fixed capital outlay category within the Department of Children and Families.
<b>On Page:</b> 063	
<b>Spec App:</b> 248	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

AGENCY FOR PERSONS WITH DISABILITIES  
Program: Services To Persons With  
Disabilities  
Home And Community Services 67100100

248 In Section 03 On Page 063  
Special Categories 100778  
Grants And Aids - Contracted Services IOEB

1000	General Revenue Fund	8,515,886	9,015,886
CA 500,000 FSI1NR 500,000			

At the end of existing proviso language, following Specific  
Appropriation 248, INSERT:

ARC Gateway Program (Senate Form 2175).... \$500,000

Developmental Disability Centers - Civil  
Program 67100400

275 In Section 03 On Page 067  
Fixed Capital Outlay 080754

**Agency For Persons With Disabilities  
Fixed Capital Outlay Needs For Centrally  
Managed Facilities** *IOEJ*

1000	<b>General Revenue Fund</b>	<b>2,870,000</b>	<b>2,620,000</b>
	<i>CA -250,000 FSI1NR -250,000</i>		

**CHILDREN AND FAMILIES, DEPARTMENT OF  
Administration  
Program: Executive Leadership  
Executive Direction And Support Services** *60900101*

**In Section 03 On Page 069  
Fixed Capital Outlay** *080751*  
**Department Of Children And Family  
Services Fixed Capital Needs For  
Centrally Managed Facilities** *IOEJ*

301

1000	<b>General Revenue Fund</b>	<b>3,133,690</b>	<b>2,883,690</b>
	<i>CA -250,000 FSI1NR -250,000</i>		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AHS</b>	<b>11</b>

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 03  <b>On Page:</b> 080  <b>Spec App:</b> 376	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the ARC of St. Johns Adult Day Training Center and Hurricane Special Needs Shelter (Senate Form 2564). Reduces funding by the same amount from St. Johns Epic Recovery Center - Women's Substance Abuse Residential Treatment Beds (Senate Form 2034).
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount <b>DELETE</b>	Positions & Amount <b>INSERT</b>
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
376 In Section 03 On Page 080 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA -250,000 FSI1NR -250,000	19,109,447	18,859,447

Following Specific Appropriation 376, DELETE:

St. Johns EPIC Recovery Center - Women's Substance Abuse  
Residential Treatment Beds (Senate Form 2034)..... 250,000

AGENCY FOR PERSONS WITH DISABILITIES  
Program: Services To Persons With  
Disabilities  
Home And Community Services 67100100

In Section 03 On Page 064

251A      Grants And Aids To Local Governments And      140211  
Nonstate Entities - Fixed Capital Outlay  
Fixed Capital Outlay For Persons With  
Disabilities      IOEM

In Section 03    On Page 063

1000	General Revenue Fund	8,515,886	8,765,886
CA 250,000	FSI1NR 250,000		

At the end of existing proviso language, following Specific  
Appropriation 248, INSERT:

ARC of St. Johns Adult Day Training Center and Hurricane Needs Shelter  
(Senate Form 2564)

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**12**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 03  <b>On Page:</b> 067  <b>Spec App:</b> 275	<b><u>EXPLANATION:</u></b>  Provides \$150,000 in nonrecurring general revenue funds for the Clay County Senior Services of Aging True (Senate Form 2535). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

## AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With Disabilities

Developmental Disability Centers - Civil Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,720,000

CA -150,000 FSI1NR -150,000

## ELDER AFFAIRS, DEPARTMENT OF

Program: Services To Elders Program

Home And Community Services 65100400

In Section 03 On Page 084

400 Special Categories 100604

Grants And Aids - Older Americans Act Program IOEB

1000 General Revenue Fund

9,035,520

9,075,520

CA 40,000 FSI1NR 40,000

At the end of existing proviso language, following Specific  
Appropriation 400, INSERT:

Clay County Senior Services of Aging True (Senate Form 2535)... \$40,000

406B In Section 03 On Page 086  
Grants And Aids To Local Governments And 140080  
Nonstate Entities - Fixed Capital Outlay  
Grants And Aids - Senior Citizen Centers IOEM

1000 General Revenue Fund 1,350,000 1,460,000  
CA 110,000 FSI1NR 110,000

At the end of existing proviso language, following Specific  
Appropriation 406B, INSERT:

Clay County Senior Services of Aging True (Senate Form 2535)... \$110,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

AHS

Amendment

13

The Committee on Appropriations (Gibson) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurrng general revenue funds for the Northeast Women Veterans Inc. (Senate Form 1214). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
<b>On Page:</b> 067	
<b>Spec App:</b> 275	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

## AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With Disabilities

Developmental Disability Centers - Civil Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,620,000

CA -250,000 FSI1NR -250,000

## VETERANS' AFFAIRS, DEPARTMENT OF

Program: Services To Veterans' Program

Veterans' Benefits And Assistance 50100700

In Section 03 On Page 109

577A Special Categories 100778

Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund

2,310,000

2,560,000

CA 250,000 FSI1NR 250,000

At the end of existing proviso language, following Specific  
Appropriation 577A, INSERT:

Northeast Florida Women Veterans Inc. (Senate Form 1214).... 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AHS</b>	<b>14</b>

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section: 03</b>  <b>On Page: 067</b>  <b>Spec App: 275</b>	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Nurse-Family Partnership program (Senate Form 1354). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		Positions & Amount	Positions & Amount
		DELETE	INSERT
AGENCY FOR PERSONS WITH DISABILITIES			
Program: Services To Persons With Disabilities			
Developmental Disability Centers - Civil Program 67100400			
In Section 03 On Page 067			
275	Fixed Capital Outlay 080754		
Agency For Persons With Disabilities			
Fixed Capital Outlay Needs For Centrally Managed Facilities IOEJ			
1000	General Revenue Fund	2,870,000	2,620,000
CA -250,000 FSI1NR -250,000			
HEALTH, DEPARTMENT OF			
Program: Community Public Health			
Community Health Promotion 64200100			
In Section 03 On Page 093			
453	Special Categories 100927		
Grants And Aids - Healthy Start Coalitions IOEB			
1000	General Revenue Fund	19,975,176	20,225,176

**Following Specific Appropriation 453, INSERT:**

**From the funds in Specific Appropriation 453, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for the implementation of the Nurse-Family Partnership model, a nurse visitation program for high-risk pregnant girls and women (Senate Form 1354).**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**15**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Northeast Florida Exchange Club Parent Aide Program (Senate Form 1206). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
<b>On Page:</b> 067	
<b>Spec App:</b> 275	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

## AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With Disabilities

Developmental Disability Centers - Civil Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,620,000

CA -250,000 FSI1NR -250,000

## CHILDREN AND FAMILIES, DEPARTMENT OF Services

Program: Family Safety Program

Family Safety And Preservation Services 60910310

In Section 03 On Page 071

319A Special Categories 100778

Grants And Aids - Contracted Services IOEB

1000	General Revenue Fund	4,456,000	4,706,000
CA 250,000	FSI1NR 250,000		

At the end of existing proviso language, following Specific  
Appropriation , INSERT:

Northeast Florida Exchange Club - Parent Aide (Senate Form 1206).....	250,000
--	---------

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**16**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 03  <b>On Page:</b> 080  <b>Spec App:</b> 376	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Miami-Dade County Homeless Trust - Housing First for Homeless Persons with Mental Illness (Senate Form 1349). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

CHILDREN AND FAMILIES, DEPARTMENT OF  
Services

Program: Community Services  
Community Substance Abuse And Mental  
Health Services 60910950

In Section 03 On Page 080

376 Special Categories 100778  
Grants And Aids - Contracted Services IOEB

1000	General Revenue Fund	19,109,447	19,359,447
CA 250,000 FSI1NR 250,000			

At the end of existing proviso language, following Specific  
Appropriation 376, INSERT:

Miami-Dade Homeless Trust - Housing First for Homeless Persons with Mental Illness (Senate Form 1349).....	250,000
---	---------

AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With  
Disabilities

Developmental Disability Centers - Civil  
Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally  
Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,620,000

CA -250,000 FSI1NR -250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**AHS**Amendment**17**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Foster Youth Resource Call Center (Senate Form 1807). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
<b>On Page:</b> 067	
<b>Spec App:</b> 275	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT****AGENCY FOR PERSONS WITH DISABILITIES****Program: Services To Persons With Disabilities****Developmental Disability Centers - Civil Program** 67100400

In Section 03 On Page 067

275 **Fixed Capital Outlay** 080754**Agency For Persons With Disabilities****Fixed Capital Outlay Needs For Centrally Managed Facilities** IOEJ1000 **General Revenue Fund****2,870,000****2,620,000**

CA -250,000 FSI1NR -250,000

**CHILDREN AND FAMILIES, DEPARTMENT OF Services****Program: Family Safety Program****Family Safety And Preservation Services** 60910310

In Section 03 On Page 071

319A **Special Categories** 100778**Grants And Aids - Contracted Services**

IOEB

1000 **General Revenue Fund****4,456,000****4,706,000**

At the end of existing proviso language, following Specific  
Appropriation 319A, INSERT:

Casa Valentina - Foster Youth Resource Call Center (Senate Form 1807).....	250,000
---	---------

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**18**

The Committee on Appropriations (**Mayfield**) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Specialized Treatment Education and Prevention (STEPS) Women's Level II Residential Treatment project (Senate Form 2342). Reduces funding by the same amount from the fixed capital outlay category within the Agency for Persons with Disabilities.
<b>On Page:</b> 080	
<b>Spec App:</b> 376	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

CHILDREN AND FAMILIES, DEPARTMENT OF  
Services

Program: Community Services

Community Substance Abuse And Mental  
Health Services 60910950

In Section 03 On Page 080

376 Special Categories 100778

Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund

19,109,447

19,359,447

CA 250,000 FSI1NR 250,000

At the end of existing proviso language, following Specific  
Appropriation 376, INSERT:

Specialized Treatment Education and Prevention (STEPS) -

Women's Level II Residential Treatment (Senate Form 2342).. 250,000

AGENCY FOR PERSONS WITH DISABILITIES

Program: Services To Persons With  
Disabilities

Developmental Disability Centers - Civil

Program 67100400

In Section 03 On Page 067

275 Fixed Capital Outlay 080754

Agency For Persons With Disabilities

Fixed Capital Outlay Needs For Centrally  
Managed Facilities IOEJ

1000 General Revenue Fund

2,870,000

2,620,000

CA -250,000 FSI1NR -250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**19**

The Committee on Appropriations (**Braynon**) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 069	Provides \$158,184 in nonrecurring general revenue funds for the Broward Addiction Recovery Center - Long Acting Injectable Buprenorphine Pilot Program (Senate Form 2369). Reduces funding by the same amount from the fixed capital outlay category within the Department of Children and Families.
<b>Spec App:</b> 301	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

CHILDREN AND FAMILIES, DEPARTMENT OF  
Administration

Program: Executive Leadership

Executive Direction And Support Services 60900101

In Section 03 On Page 069

301 Fixed Capital Outlay 080751

Department Of Children And Family

Services Fixed Capital Needs For

Centrally Managed Facilities IOEJ

1000 General Revenue Fund

3,133,690

2,975,506

CA -158,184 FSI1NR -158,184

Services

Program: Community Services

Community Substance Abuse And Mental

Health Services 60910950

In Section 03 On Page 080

376 Special Categories 100778

Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund

19,109,447

19,267,631

At the end of existing proviso language, following Specific  
Appropriation 376, INSERT:

<b>Broward Addiction Recovery Center -Long Acting Injectable Buprenorphine Pilot Program (Senate Form 2369).....</b>	<b>158,184</b>
--	----------------

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**20**

The Committee on Appropriations (**Bean**) recommended the following amendment:

Section:	<u>EXPLANATION:</u>
On Page: 000	Provides \$250,000 in nonrecurring general revenue funds for the South Florida Suicide Prevention and Crisis Intervention Outreach Project (Senate Form 2316) and reduces funding by the same amount from the fixed capital outlay category within the Department of Children and Families.
Spec App:	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

In Section      On Page 000

CHILDREN AND FAMILIES, DEPARTMENT OF  
Administration

Program: Executive Leadership

Executive Direction And Support Services      60900101

In Section 03      On Page 069

Fixed Capital Outlay      080751

Department Of Children And Family

Services Fixed Capital Needs For

Centrally Managed Facilities      IOEJ

1000      General Revenue Fund

3,133,690

2,883,690

CA -250,000      FSI1NR -250,000

Services

Program: Community Services

Community Substance Abuse And Mental

Health Services      60910950

In Section 03      On Page 080

Special Categories      100778

Grants And Aids - Contracted Services

IOEB

1000      **General Revenue Fund**  
CA 250,000    FSI1NR 250,000

**19,109,447**

**19,359,447**

**At the end of existing proviso language, following Specific  
Appropriation 376, INSERT:**

**South Florida Suicide Prevention and Crisis Intervention Outreach  
Project (Senate Form 2316).....            250,000**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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# Florida Senate - 2020

SPB2500

Committee

**AHS**

Amendment

**21**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 069	Provides \$250,000 in nonrecurring general revenue funds for the Clara White Mission Operation Turn Around Project (Senate Form 2568). Reduces funding by the same amount from the fixed capital outlay category within the Department of Children and Families.
<b>Spec App:</b> 301	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

CHILDREN AND FAMILIES, DEPARTMENT OF  
Administration

Program: Executive Leadership

Executive Direction And Support Services 60900101

In Section 03 On Page 069

301 Fixed Capital Outlay 080751

Department Of Children And Family

Services Fixed Capital Needs For

Centrally Managed Facilities IOEJ

1000 General Revenue Fund

3,133,690

2,883,690

CA -250,000 FSI1NR -250,000

Services

Program: Economic Self Sufficiency

Program

Economic Self Sufficiency Services 60910708

In Section 03 On Page 076

352 Special Categories 100561

Grants And Aids - Homeless Housing

Assistance Grants IOEB

1000      **General Revenue Fund**  
CA 250,000    FSI1NR 250,000

5,206,000

5,456,000

At the end of existing proviso language, following Specific  
Appropriation 352, INSERT:

Clara White Mission - Operation Turn Around (Senate Form 2568).. 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

AHS

Amendment

22

The Committee on Appropriations (Bean) recommended the following amendment:

<b>Section:</b> 03  <b>On Page:</b> 069  <b>Spec App:</b> 301	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Scripps Research Institute (Senate Form 1629). Reduces funding by the same amount from the fixed capital outlay category within the Department of Children and Family Services.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF  
Administration

Program: Executive Leadership

Executive Direction And Support Services 60900101

In Section 03 On Page 069

301 Fixed Capital Outlay 080751  
Department Of Children And Family  
Services Fixed Capital Needs For  
Centrally Managed Facilities IOEJ

1000 General Revenue Fund

3,133,690

2,883,690

CA -250,000 FSI1NR -250,000

HEALTH, DEPARTMENT OF

Program: Community Public Health

Community Health Promotion 64200100

In Section 03 On Page 094

458A Special Categories 101509  
Biomedical Research IOEB

1000 General Revenue Fund

250,000

CA 250,000 FSI1NR 250,000

**AND INSERT:**

**Funds in Specific Appropriation 458A, are provided to the Scripps Research Institute (Senate Form 1629).**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AHS</b>	<b>23</b>

The Committee on Appropriations (Thurston) recommended the following amendment:

<b>Section: 03</b>  <b>On Page: 080</b>  <b>Spec App: 376</b>	<b><u>EXPLANATION:</u></b>  Provides \$500,000 in nonrecurring general revenue funds for the Broward Forensic Alternative Center (Senate Form 1174). Reduces funding by the same amount from the department's Grants and Aids - Community Mental Health Services category.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
376 In Section 03 On Page 080 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA 500,000 FSI1NR 500,000	19,109,447	19,609,447

At the end of existing proviso language, following Specific Appropriation 376, INSERT:

Broward Forensic Alternative Center for Acute Care Services (Senate Form 1174).....	500,000
371 In Section 03 On Page 079 Special Categories 100610 Grants And Aids - Community Mental Health Services IOEB	
1000 General Revenue Fund	237,606,404 237,106,404

CA -500,000 FSI1NR -500,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AHS</b>	<b>23SA</b>

The Committee on Appropriations (**Thurston**) recommended the following  
LATE FILED SUBSTITUTE AMENDMENT for 23 (995024):

<b>Section: 03</b>  <b>On Page: 080</b>  <b>Spec App: 376</b>	<b><u>EXPLANATION:</u></b>  Provides \$500,000 in nonrecurring general revenue funds for the Broward Forensic Alternative Center (Senate Form 1174). Reduces funding by the same amount from the fixed capital outlay category within the Department of Children and Families.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount <b>DELETE</b>	Positions & Amount <b>INSERT</b>
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
376 In Section 03 On Page 080 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA 500,000 FSI1NR 500,000	19,109,447	19,609,447

At the end of existing proviso language, following Specific  
Appropriation 376, INSERT:

Broward Forensic Alternative Center for Acute Care Services (Senate Form 1174).....	500,000
Administration Program: Executive Leadership Executive Direction And Support Services 60900101	
301 In Section 03 On Page 069 Fixed Capital Outlay 080751	

Department Of Children And Family  
Services Fixed Capital Needs For  
Centrally Managed Facilities *IOEJ*

1000	General Revenue Fund	3,133,690	2,633,690
CA	-500,000 FSI1NR -500,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**ACJ**

Amendment

**24**

The Committee on Appropriations (**Montford**) recommended the following amendment:

<b>Section:</b> 04	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 183	Provides \$250,000 in nonrecurring general revenue funds for Liberty County Jail Improvements (Senate Form 1454). Reduces funding by the same amount from the fixed capital outlay category within the Florida Department of Corrections.
<b>Spec App:</b> 1223A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		Positions & Amount	Positions & Amount
		DELETE	INSERT
LAW ENFORCEMENT, DEPARTMENT OF			
Program: Executive Direction And Support			
Executive Direction And Support Services		71150200	
In Section 04 On Page 183			
1223A	Grants And Aids To Local Governments And	140048	
	Nonstate Entities - Fixed Capital Outlay	IOEM	
1000	General Revenue Fund		250,000
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 1223A, INSERT:

Funds in Specific Appropriation 1223A are provided for Liberty County Jail Improvements (Senate Form 1454).

CORRECTIONS, DEPARTMENT OF	
Program: Security And Institutional	
Operations	
Correctional Facilities Maintenance And	
Repair	
70032000	
In Section 04 On Page 121	
671	Fixed Capital Outlay
	083258
Major Repairs, Renovations And	

# Improvements To Major Institutions

IOEJ

1000

**General Revenue Fund**

**8,065,883**

**7,815,883**

CA -250,000 FSI1NR -250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

ACJ

Amendment

25

The Committee on Appropriations (**Brandes**) recommended the following amendment:

<b>Section:</b> 04	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for RESTORE Ex-Offender Reentry (Senate Form 1355). Reduces funding by the same amount from the fixed capital outlay category within the Department of Corrections.
<b>On Page:</b> 124	
<b>Spec App:</b> 715	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

CORRECTIONS, DEPARTMENT OF  
Program: Education And Programs  
Adult Offender Transition, Rehabilitation  
And Support 70450300

715 In Section 04 On Page 124  
Special Categories 100777  
Contracted Services IOEA

1000 General Revenue Fund  
CA 250,000 FSI1NR 250,000

4,817,781

5,067,781

INSERT:

From the funds in Specific Appropriation 715, \$250,000 in nonrecurring general revenue funds is provided for RESTORE Ex-Offender Reentry (Senate Form 1355).

Program: Security And Institutional  
Operations  
Correctional Facilities Maintenance And  
Repair 70032000

671 In Section 04 On Page 121  
Fixed Capital Outlay 083258

**Major Repairs, Renovations And  
Improvements To Major Institutions**

*IOEJ*

1000      **General Revenue Fund**  
CA -250,000    FSI1NR -250,000

**8,065,883**

**7,815,883**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ACJ</b>	<b>26</b>

The Committee on Appropriations (**Rouson**) recommended the following amendment:

<b>Section: 04</b>  <b>On Page: 180</b>  <b>Spec App: 1196</b>	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for AMikids Family Centric Program (Senate Form 2114). Reduces funding by the same amount from the fixed capital outlay category within the Department of Corrections.
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1196 In Section 04 On Page 180 Special Categories 100279 Legislative Initiatives To Reduce And Prevent Juvenile Crime IOEB		
1000 General Revenue Fund CA 250,000 FSI1NR 250,000	2,786,000	3,036,000

INSERT:

AMikids Family Centric Program (Senate Form 2114).....250,000

CORRECTIONS, DEPARTMENT OF Program: Security And Institutional Operations Correctional Facilities Maintenance And Repair 70032000	
671 In Section 04 On Page 121 Fixed Capital Outlay 083258 Major Repairs, Renovations And	

# Improvements To Major Institutions

IOEJ

1000      **General Revenue Fund**  
CA -250,000    FSI1NR -250,000

**8,065,883**

**7,815,883**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ACJ</b>	<b>27</b>

The Committee on Appropriations (**Rouson**) recommended the following amendment:

<b>Section:</b> 04  <b>On Page:</b> 180  <b>Spec App:</b> 1196	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for AMIkids Prevention Programs (Senate Form 2115). Reduces funding by the same amount from the fixed capital outlay category within the Department of Corrections.
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1196 In Section 04 On Page 180 Special Categories 100279 Legislative Initiatives To Reduce And Prevent Juvenile Crime IOEB		
1000 General Revenue Fund CA 250,000 FSI1NR 250,000	2,786,000	3,036,000

INSERT:

AMIkids Prevention Programs (Senate Form 2115).....250,000

CORRECTIONS, DEPARTMENT OF Program: Security And Institutional Operations Correctional Facilities Maintenance And Repair 70032000	
671 In Section 04 On Page 121 Fixed Capital Outlay 083258 Major Repairs, Renovations And	

# Improvements To Major Institutions

IOEJ

1000      **General Revenue Fund**  
CA -250,000    FSI1NR -250,000

**8,065,883**

**7,815,883**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ACJ</b>	<b>28</b>

The Committee on Appropriations (**Powell**) recommended the following amendment:

<b>Section: 04</b>  <b>On Page: 180</b>  <b>Spec App: 1196</b>	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for Oak Street Home II - Female Teen Delinquency Prevention Program (Senate Form 1723). Reduces funding by the same amount from within the Department of Corrections.
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount	Positions & Amount
	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1196 In Section 04 On Page 180 Special Categories 100279 Legislative Initiatives To Reduce And Prevent Juvenile Crime IOEB		
1000 General Revenue Fund CA 250,000 FSI1NR 250,000	2,786,000	3,036,000

Oak Street Home II - Female Teen Delinquency Program  
(Senate Form 1723).....250,000

CORRECTIONS, DEPARTMENT OF Program: Security And Institutional Operations Correctional Facilities Maintenance And Repair 70032000	
671 In Section 04 On Page 121 Fixed Capital Outlay 083258 Major Repairs, Renovations And Improvements To Major Institutions IOEJ	

1000      **General Revenue Fund**  
CA -250,000    FSI1NR -250,000

**8,065,883**

**7,815,883**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**ACJ**Amendment**29**

The Committee on Appropriations (**Brandes**) recommended the following amendment:

<b>Section:</b> 04	<b><u>EXPLANATION:</u></b>  Technical adjustment to realign budget authority by appropriation categories within the Departments of Juvenile Justice and Law Enforcement.
<b>On Page:</b> 179	
<b>Spec App:</b> 1193	

<u>NET IMPACT ON:</u>		<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -		0	0	0
Non-Recurring -		0	0	0

---

		Positions & Amount	Positions & Amount
		DELETE	INSERT
<b>JUVENILE JUSTICE, DEPARTMENT OF</b> <b>Program: Prevention And Victim Services</b> <b>Delinquency Prevention And Diversion</b> 80900100			
In Section 04 On Page 179 <b>1193</b> Aid To Local Governments 050013 Grants And Aids - Invest In Children IOEB			
2415	Juvenile Crime Prevention And Early Intervention Trust Fund CA 453,916 FSI1 453,916	808,987	1,262,903
<b>1195</b>	<b>Special Categories</b> 100254 <b>Pace Centers</b> IOEB  In Section 04 On Page 180		
2339	Grants And Donations Trust Fund CA 342,342 FSI1 342,342	2,767,383	3,109,725
<b>1198</b>	<b>Special Categories</b> 100778 <b>Grants And Aids - Contracted Services</b> IOEB		
2339	Grants And Donations Trust Fund CA 537,517 FSI1 537,517	2,410,165	2,947,682
2261	Federal Grants Trust Fund CA 3,061,836 FSI3 3,061,836		3,061,836

1200	Special Categories	103257		
	Grants And Aids - Children/Families In			
	Need Of Services	IOEB		
2261	Federal Grants Trust Fund		747,093	1,000,000
	CA 252,907 FSI9 252,907			
2639	Social Services Block Grant Trust		620,550	636,497
	Fund			
	CA 15,947 FSI3 15,947			
	LAW ENFORCEMENT, DEPARTMENT OF			
	Program: Executive Direction And Support			
	Executive Direction And Support Services	71150200		
	In Section 04 On Page 182			
1211	Aid To Local Governments	055045		
	Grants And Aids - Byrne Justice			
	Assistance Grant (Jag) Program - Local			
	Units Of Government	IOED		
2261	Federal Grants Trust Fund		13,500,000	8,835,535
	CA -4,664,465 FSI3 -4,664,465			

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ATD</b>	<b>30</b>

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 262  <b>Spec App:</b> 1950	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring funds from the State Transportation Trust Fund for the Washington County - Crystal Lake Paving Improvements (Senate Form 2232). Reduces \$250,000 in nonrecurring funds from the State Transportation Trust Fund from the Arterial Highway Construction category.
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		Positions & Amount <b>DELETE</b>	Positions & Amount <b>INSERT</b>
	TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
	In Section 05 On Page 262		
1950	Fixed Capital Outlay 088717 Arterial Highway Construction IOEK		
2540	State Transportation (Primary) Trust Fund CA -250,000 FSI1NR -250,000	161,899,282	161,649,282
1958A	Fixed Capital Outlay 088862 Local Transportation Projects IOEK		
2540	State Transportation (Primary) Trust Fund CA 250,000 FSI1NR 250,000	60,000,000	60,250,000

Following Specific Appropriation 1958A, INSERT:

Washington County - Crystal Lake Paving Improvements  
(Senate Form 2232) ..... 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ATD</b>	<b>31</b>

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 262  <b>Spec App:</b> 1958A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring funds from the State Transportation Trust Fund for the Miami Biscayne Baywalk (Senate Form 1976). Reduces \$250,000 in nonrecurring funds from the State Transportation Trust Fund from the The Underline Multi-Use/Mobility Corridor - Miami Dade (Senate Form 1835).
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Operations  
Program: Highway Operations 55150200

In Section 05 On Page 262  
1958A Fixed Capital Outlay 088862  
Local Transportation Projects IOEK

Following Specific Appropriation 1958A, DELETE:

The Underline Multi-Use/Mobility Corridor -  
Miami Dade (Senate Form 1835) ..... 1,000,000

AND INSERT:

The Underline Multi-Use/Mobility Corridor -  
Miami Dade (Senate Form 1835) ..... 750,000  
Miami Biscayne Baywalk (Senate Form 1976) ..... 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

ATD

Amendment

32

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 05	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 262	Provides \$750,000 in nonrecurring funds from the State Transportation Trust Fund for the Moccasin Wallow Road Expansion - Manatee (Senate Form 2138).
<b>Spec App:</b> 1958A	Eliminates funding for the Ponte Vedra SR A1A Corridor Intersection Improvements (Senate Form 2045) and reduces \$250,000 in nonrecurring funds from the State Transportation Trust Fund for the Cotee River Trail - Pasco (Senate Form 1504).

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Operations  
Program: Highway Operations 55150200

In Section 05 On Page 262  
1958A Fixed Capital Outlay 088862  
Local Transportation Projects IOEK

Following Specific Appropriation 1958A, DELETE:

Ponte Vedra SR A1A Corridor Intersection Improvements  
(Senate Form 2045)..... 500,000  
Cotee River Trail - Pasco (Senate Form 1504)..... 1,000,000

AND INSERT:

Cotee River Trail - Pasco (Senate Form 1504)..... 750,000  
Moccasin Wallow Road Expansion - Manatee  
(Senate Form 2138) ..... 750,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ATD</b>	<b>33</b>

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 262  <b>Spec App:</b> 1958A	<b><u>EXPLANATION:</u></b>  Provides \$375,000 in nonrecurring funds from the State Transportation Trust Fund for the St. Cloud Seaplane Base (Senate Form 2320). Reduces \$375,000 in nonrecurring funds from the State Transportation Trust Fund from the Deltona - Normandy Blvd at Providence Intersection Improvements (Senate Form 1705).
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
<b>DELETE</b>	<b>INSERT</b>

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Operations  
Program: Highway Operations 55150200

1958A In Section 05 On Page 262  
Fixed Capital Outlay 088862  
Local Transportation Projects IOEK

Following Specific Appropriation 1958A, DELETE:

Deltona - Normandy Blvd at Providence Intersection  
Improvements (Senate Form 1705)..... 1,000,000

AND INSERT:

Deltona - Normandy Blvd at Providence Intersection  
Improvements (Senate Form 1705)..... 625,000  
St. Cloud Seaport Base (Senate Form 2320)..... 375,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ATD</b>	<b>34</b>

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 262  <b>Spec App:</b> 1958A	<b><u>EXPLANATION:</u></b>  Increases by \$50,000 in nonrecurring funds from the State Transportation Trust Fund for the Mutter Road - St Cloud (Senate Form 2319). Reduces \$50,000 in nonrecurring funds from the State Transportation Trust Fund from the New Smyrna Beach - Washington Street Roadway Improvements (Senate Form 1700).
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount	Positions & Amount
<b>DELETE</b>	<b>INSERT</b>

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Operations  
Program: Highway Operations 55150200

1958A In Section 05 On Page 262  
Fixed Capital Outlay 088862  
Local Transportation Projects IOEK

Following Specific Appropriation 1958A, DELETE:

New Smyrna Beach - Washington Street Roadway Improvements  
(Senate Form 1700)..... 1,000,000  
Mutter Road - St Cloud (Senate Form 2319)..... 950,000

AND INSERT:

New Smyrna Beach - Washington Street Roadway Improvements  
(Senate Form 1700)..... 950,000  
Mutter Road - St Cloud (Senate Form 2319)..... 1,000,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ATD</b>	<b>35</b>

The Committee on Appropriations (**Benacquisto**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 262  <b>Spec App:</b> 1958A	<b><u>EXPLANATION:</u></b>  Provides \$1,000,000 in nonrecurring funds from the State Transportation Trust Fund for the Lee County Burnt Store Road South Segment (Senate Form 2078). Reduces \$1,000,000 in nonrecurring funds from the State Transportation Trust Fund from the Lee County Sanibel Causeway Improvements (Senate Form 1692).
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount <b>DELETE</b>	Positions & Amount <b>INSERT</b>
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
1958A In Section 05 On Page 262 Fixed Capital Outlay 088862 Local Transportation Projects IOEK		

Following Specific Appropriation 1958A, DELETE:

Lee County Sanibel Causeway Improvements (Senate Form 1692)..... 5,250,000

AND INSERT:

Lee County Sanibel Causeway Improvements (Senate Form 1692)..... 4,250,000  
Lee County Burnt Store Road South Segment (Senate Form 2078)..... 1,000,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>ATD</b>	<b>36</b>

The Committee on Appropriations (**Thurston**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 262  <b>Spec App:</b> 1958A	<b><u>EXPLANATION:</u></b>  Provides \$500,000 in nonrecurring funds from the State Transportation Trust Fund for the McNab Road Streetscape Improvements Project (Senate Form 2567). Reduces \$500,000 in nonrecurring funds from the State Transportation Trust Fund for the Blount Road Streetscape Improvements - Pompano Beach (Senate Form 2255).
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Operations  
Program: Highway Operations 55150200

1958A In Section 05 On Page 262  
Fixed Capital Outlay 088862  
Local Transportation Projects IOEK

Following Specific Appropriation 1958A, DELETE:

Blount Road Streetscape Improvements - Pompano Beach  
(Senate Form 2255)..... 500,000

AND INSERT:

McNab Road Streetscape Improvements Project  
(Senate Form 2567)..... 500,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





**Florida Senate - 2020**

SPB2500

Committee

**ATD**

Amendment

**37**

The Committee on Appropriations (**Thurston**) recommended the following amendment:

<b>Section:</b> 05	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 262	Provides \$250,000 in nonrecurring funds from the State Transportation Trust Fund for the Wilton Drive Streetscape, Green Space, Cultural Enrichment Project - Wilton Manors (Senate Form 2566). Reduces \$250,000 in nonrecurring funds from the State Transportation Trust Fund from the Dania Beach SE 4th Terrace Road Reconstruction and Swale Improvement Project (Senate Form 2157).
<b>Spec App:</b> 1958A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Operations  
Program: Highway Operations 55150200

In Section 05 On Page 262  
1958A Fixed Capital Outlay 088862  
Local Transportation Projects IOEK

Following Specific Appropriation 1958A, DELETE:

Dania Beach SE 4th Terrace Road Reconstruction and  
Swale Improvement Project (Senate Form 2157)..... 810,000

AND INSERT:

Dania Beach SE 4th Terrace Road Reconstruction and  
Swale Improvement Project (Senate Form 2157)..... 560,000  
Wilton Drive Streetscape, Green Space, Cultural Enrichment  
Project - Wilton Manors (Senate Form 2566)..... 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**ATD**

Amendment

**38**

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section: 06</b>	<b><u>EXPLANATION:</u></b>
<b>On Page: 298</b>	Provides \$100,000 in nonrecurring funds from the General Revenue Fund for the Florida Supportive Housing Coalition Community Dialogue Technical Assistance Program (Senate Form 1810). Reduces \$100,000 in nonrecurring funds from the General Revenue Fund from the Income Tax Consulting & Preparation (Senate Form 2043).
<b>Spec App: 2288A</b>	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Strategic Business Development  
Strategic Business Development 40400100

2288A In Section 06 On Page 298  
Special Categories 100562  
Economic Development Projects IOEA

1000	General Revenue Fund	2,913,000	2,813,000
CA -100,000	FSI1NR -100,000		

Following Specific Appropriation 2288A, DELETE:

Income Tax Consulting & Preparation (Senate Form 2043).... 538,000

AND INSERT:

Income Tax Consulting & Preparation (Senate Form 2043).... 438,000

Program: Community Development  
Housing And Community Development 40300200

In Section 06 On Page 295

2272      Special Categories      100931  
         Grants And Aids - Housing And Community  
         Development Projects      IOEB

1000	General Revenue Fund	1,470,363	1,570,363
CA 100,000    FSI1NR 100,000			

Following Specific Appropriation 2272, INSERT:

Florida Supportive Housing Coalition Community Dialogue  
Technical Assistance Program (Senate Form 1810)..... \$100,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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**Florida Senate - 2020**

SPB2500

Committee**ATD**Amendment**39**

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 379	Provides \$250,000 in nonrecurring funds from the General Revenue Fund for the Comprehensive Home Accessibility for Floridians with Disabilities - Orange (Senate Form 2528). Reduces \$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.
<b>Spec App:</b> 3180	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

STATE, DEPARTMENT OF  
 Program: Cultural Affairs  
 Cultural Affairs 45500300

3180 In Section 06 On Page 379  
 Special Categories 100123  
 Grants And Aids - Cultural And Museum  
 Grants IOEB

1000	General Revenue Fund	19,318,091	19,068,091
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 3180, DELETE:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the

Department of State 2020-2021 Cultural and Museum Grants General Program  
Support ranked list, as provided on the Department of State website.

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Community Development  
Housing And Community Development 40300200

2272 In Section 06 On Page 295  
Special Categories 100931  
Grants And Aids - Housing And Community  
Development Projects IOEB

1000	General Revenue Fund	1,470,363	1,720,363
CA 250,000	FSI1NR 250,000		

At the end of existing proviso language, following Specific  
Appropriation 2272, INSERT:

Comprehensive Home Accessibility for Floridians with  
Disabilities - Orange (Senate Form )..... \$250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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**Florida Senate - 2020**

SPB2500

Committee**ATD**Amendment**40**

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring funds from the General Revenue Fund to Dr. Martin Luther King Jr. Park ADA Improvements - Winter Haven (Senate Form 1887). Reduces \$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.
<b>On Page:</b> 379	
<b>Spec App:</b> 3180	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

STATE, DEPARTMENT OF  
Program: Cultural Affairs  
Cultural Affairs 45500300

3180 In Section 06 On Page 379  
Special Categories 100123  
Grants And Aids - Cultural And Museum  
Grants IOEB

1000	General Revenue Fund	19,318,091	19,068,091
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 3180, DELETE:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the

Department of State 2020-2021 Cultural and Museum Grants General Program  
Support ranked list, as provided on the Department of State website.

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Community Development  
Housing And Community Development 40300200

2279A In Section 06 On Page 296  
Grants And Aids To Local Governments And 140220  
Nonstate Entities - Fixed Capital Outlay  
Housing And Community Development  
Projects - Fixed Capital Outlay IOEM

1000	General Revenue Fund	12,054,000	12,304,000
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 2279A, DELETE:

Dr. Martin Luther King Jr. Park ADA Improvements -  
Winter Haven (Senate Form 1887)..... 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**ATD**Amendment**41**

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 379	Provides \$250,000 in nonrecurring funds from the General Revenue Fund to the Bay Harbor Islands Government Center/Police Department ADA Retrofit and Renovation (Senate Form 1842). Reduces \$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.
<b>Spec App:</b> 3180	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

STATE, DEPARTMENT OF  
 Program: Cultural Affairs  
 Cultural Affairs 45500300

3180 In Section 06 On Page 379  
 Special Categories 100123  
 Grants And Aids - Cultural And Museum  
 Grants IOEB

1000	General Revenue Fund	19,318,091	19,068,091
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 3180, DELETE:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the



Department of State 2020-2021 Cultural and Museum Grants General Program  
Support ranked list, as provided on the Department of State website.

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Community Development  
Housing And Community Development 40300200

2279A In Section 06 On Page 296  
Grants And Aids To Local Governments And 140220  
Nonstate Entities - Fixed Capital Outlay  
Housing And Community Development  
Projects - Fixed Capital Outlay IOEM

1000	General Revenue Fund	12,054,000	12,304,000
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 2279A, INSERT:

Bay Harbor Islands Government Center/Police Department  
ADA Retrofit and Renovation (Senate Form 1842)..... 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**ATD**

Amendment

**42**

The Committee on Appropriations (**Hutson**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 379	Provides \$250,000 in nonrecurring funds from the General Revenue Fund to the Putnam County Animal Services Facility (Senate Form 1848). Reduces
<b>Spec App:</b> 3180	\$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

STATE, DEPARTMENT OF  
Program: Cultural Affairs  
Cultural Affairs 45500300

3180 In Section 06 On Page 379  
Special Categories 100123  
Grants And Aids - Cultural And Museum  
Grants IOEB

1000	General Revenue Fund	19,318,091	19,068,091
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 3180, DELETE:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the

Department of State 2020-2021 Cultural and Museum Grants General Program  
Support ranked list, as provided on the Department of State website.

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Community Development  
Housing And Community Development 40300200

2279A In Section 06 On Page 296  
Grants And Aids To Local Governments And 140220  
Nonstate Entities - Fixed Capital Outlay  
Housing And Community Development  
Projects - Fixed Capital Outlay IOEM

1000	General Revenue Fund	12,054,000	12,304,000
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 2279A, INSERT:

Putnam County Animal Services Facility (Senate Form 1848)..... 250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**ATD**Amendment**43**

The Committee on Appropriations (**Rouson**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 379	Provides \$250,000 in nonrecurring funds from the General Revenue Fund for the Jackson House
<b>Spec App:</b> 3180	Resoration - Tampa (Senate Form 1604). Reduces \$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

STATE, DEPARTMENT OF  
 Program: Cultural Affairs  
 Cultural Affairs 45500300

3180 In Section 06 On Page 379  
 Special Categories 100123  
 Grants And Aids - Cultural And Museum  
 Grants IOEB

1000	General Revenue Fund	19,318,091	19,068,091
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 3180, DELETE:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the

Department of State 2020-2021 Cultural and Museum Grants General Program  
Support ranked list, as provided on the Department of State website.

Program: Historical Resources  
Historical Resources Preservation And  
Exhibition 45200700

3153A	In Section 06 On Page 376 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Special Categories - Acquisition, Restoration Of Historic Properties IOEM	140020		
1000	General Revenue Fund		5,257,708	5,507,708
	CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 3153A, INSERT:

Jackson House Resoration - Tampa (Senate Form 1604).....	250,000
--	---------

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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**Florida Senate - 2020**

SPB2500

Committee**ATD**Amendment**44**

The Committee on Appropriations (**Stewart**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 379	Provides \$250,000 in nonrecurring funds from the General Revenue Fund for the Rogers Keine Building (CityArts) Upgrades - Orlando (Senate Form 2491).
<b>Spec App:</b> 3180	Reduces \$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

STATE, DEPARTMENT OF  
 Program: Cultural Affairs  
 Cultural Affairs 45500300

3180 In Section 06 On Page 379  
 Special Categories 100123  
 Grants And Aids - Cultural And Museum  
 Grants IOEB

1000	General Revenue Fund	19,318,091	19,068,091
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 3180, INSERT:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the

Department of State 2020-2021 Cultural and Museum Grants General Program  
Support ranked list, as provided on the Department of State website.

Program: Historical Resources  
Historical Resources Preservation And  
Exhibition 45200700

3153A	In Section 06 On Page 376	
	Grants And Aids To Local Governments And	140020
	Nonstate Entities - Fixed Capital Outlay	
	Grants And Aids - Special Categories -	
	Acquisition, Restoration Of Historic	
	Properties IOEM	
1000	General Revenue Fund	5,257,708 5,507,708
	CA 250,000 FSI1NR 250,000	

Following Specific Appropriation 3153A, INSERT:

Rogers Keine Building (CityArts) Upgrades (Senate Form	
2491).....	250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**45**

The Committee on Appropriations (**Bean**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 211  <b>Spec App:</b> 1480A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Native Fresh Aquaponics (Senate Form 2485). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

AGRICULTURE AND CONSUMER SERVICES,  
DEPARTMENT OF, AND COMMISSIONER OF  
AGRICULTURE

Program: Agricultural Economic  
Development

Agricultural Products Marketing 42170200

In Section 05 On Page 211

1480A Special Categories 101290

Urban Aquaponics Farming IOEB

1000 General Revenue Fund

250,000

CA 250,000 FSI1NR 250,000

Following Specific Appropriation 1480A, INSERT:

From the funds in Specific Appropriation 1480A, \$250,000 in nonrecurring funds is provided for the Native Fresh Urban Aquaponics Farming project (Senate Form 2485).

MANAGEMENT SERVICES, DEPARTMENT OF

Program: Technology Program

Telecommunications Services 72900100

In Section 06 On Page 355



2910	Special Categories	100777		
	Contracted Services	IOEA		
1000	General Revenue Fund		4,529,486	4,279,486
	CA -250,000 FSI1NR -250,000			

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**AEG**Amendment**46**

The Committee on Appropriations (**Mayfield**) recommended the following amendment:

<b>Section:</b> 05	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 228	Provides \$250,000 in nonrecurring general revenue funds for the Emerald Coast Utilities Authority Mobile Hwy Cervantes St. Phase 1 Sewer Expansion (Senate Form 2166). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
<b>Spec App:</b> 1635A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
 Program: Water Restoration Assistance  
 Water Restoration Assistance 37220100

In Section 05 On Page 228  
 1635A Grants And Aids To Local Governments And 140047  
 Nonstate Entities - Fixed Capital Outlay  
 Grants And Aids - Water Projects IOEM

1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

**Emerald Coast Utilities Authority Mobile Hwy Cervantes St.**  
**Phase 1 Sewer Expansion (Senate Form 2166)..... 250,000**

**MANAGEMENT SERVICES, DEPARTMENT OF**  
**Program: Technology Program**  
**Telecommunications Services 72900100**

**2910 In Section 06 On Page 355**  
**Special Categories 100777**  
**Contracted Services IOEA**

**1000 General Revenue Fund 4,529,486 4,279,486**  
**CA -250,000 FSI1NR -250,000**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**47**

The Committee on Appropriations (**Powell**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 228  <b>Spec App:</b> 1635A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the West Palm Beach SCADA Cybersecurity Technology Upgrades (Senate Form 1710). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Water Restoration Assistance  
Water Restoration Assistance 37220100

1635A In Section 05 On Page 228  
Grants And Aids To Local Governments And 140047  
Nonstate Entities - Fixed Capital Outlay  
Grants And Aids - Water Projects IOEM

1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

West Palm Beach SCADA Cybersecurity Technology Upgrades

(Senate Form 1710)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AEG</b>	<b>48</b>

The Committee on Appropriations (**Mayfield**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 228  <b>Spec App:</b> 1635A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Cutler Bay Wetland Restoration Project (Senate Form 1559). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		<u>Positions &amp; Amount</u>	<u>Positions &amp; Amount</u>
		<b>DELETE</b>	<b>INSERT</b>
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100			
In Section 05 On Page 228			
1635A	Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Cutler Bay Wetland Restoration Project (Senate

Form 1559)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**AEG**Amendment**49**

The Committee on Appropriations (**Benacquisto**) recommended the following amendment:

<b>Section:</b> 05	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 228	Provides \$250,000 in nonrecurring general revenue funds for the Fort Myers Midtown Urban Infill Development Water Quality Planning Initiative(Senate Form 1687). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
<b>Spec App:</b> 1635A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
 Program: Water Restoration Assistance  
 Water Restoration Assistance 37220100

1635A In Section 05 On Page 228  
 Grants And Aids To Local Governments And 140047  
 Nonstate Entities - Fixed Capital Outlay  
 Grants And Aids - Water Projects IOEM

1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:



Fort Myers Midtown Urban Infill Development Water Quality  
Planning Initiative (Senate Form 1687)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

2910 In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AEG</b>	<b>50</b>

The Committee on Appropriations (Benacquisto) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 228  <b>Spec App:</b> 1635A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Fort Myers Beach Water Improvements (Senate Form 1689). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		<u>Positions &amp; Amount</u>	<u>Positions &amp; Amount</u>
		<b>DELETE</b>	<b>INSERT</b>
ENVIRONMENTAL PROTECTION, DEPARTMENT OF			
Program: Water Restoration Assistance			
Water Restoration Assistance 37220100			
In Section 05 On Page 228			
1635A	Grants And Aids To Local Governments And	140047	
	Nonstate Entities - Fixed Capital Outlay		
	Grants And Aids - Water Projects IOEM		
1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Fort Myers Beach Water Improvements (Senate Form 1689)... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000 General Revenue Fund  
CA -250,000 FSI1NR -250,000

4,529,486

4,279,486

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

AEG

Amendment

51

The Committee on Appropriations (Benacquisto) recommended the following amendment:

Section: 05	<b><u>EXPLANATION:</u></b>
On Page: 228	Provides \$250,000 in nonrecurring general revenue funds for the Cape Coral Reservoir and Pipeline Project (Senate Form 1686). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
Spec App: 1635A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Water Restoration Assistance  
Water Restoration Assistance 37220100

1635A In Section 05 On Page 228  
Grants And Aids To Local Governments And 140047  
Nonstate Entities - Fixed Capital Outlay  
Grants And Aids - Water Projects IOEM

1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Cape Coral Reservoir and Pipeline Project

(Senate Form 1686)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**52**

The Committee on Appropriations (**Mayfield**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 228  <b>Spec App:</b> 1635A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Putnam County East Putnam Drainage and Flooding Mitigation (Senate Form 1424). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Water Restoration Assistance  
Water Restoration Assistance 37220100

1635A In Section 05 On Page 228  
Grants And Aids To Local Governments And 140047  
Nonstate Entities - Fixed Capital Outlay  
Grants And Aids - Water Projects IOEM

1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Putnam County East Putnam Drainage and Flooding Mitigation

(Senate Form 1424)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AEG</b>	<b>53</b>

The Committee on Appropriations (Mayfield) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 228  <b>Spec App:</b> 1635A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Grove Land Reservoir (Senate Form 2534). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		<u>Positions &amp; Amount</u>	<u>Positions &amp; Amount</u>
		<b>DELETE</b>	<b>INSERT</b>
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100			
In Section 05 On Page 228			
1635A	Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Grove Land Reservoir (Senate Form 2534)..... 250,000



MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000 General Revenue Fund  
CA -250,000 FSI1NR -250,000

4,529,486

4,279,486

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

AEG

Amendment

54

The Committee on Appropriations (Bean) recommended the following amendment:

Section: 05	<b><u>EXPLANATION:</u></b>
On Page: 228	Provides \$250,000 in nonrecurring general revenue funds for the Nassau County American Beach Well and Septic Phase Out (Senate Form 1367). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
Spec App: 1635A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		Positions & Amount	Positions & Amount
		DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF			
Program: Water Restoration Assistance			
Water Restoration Assistance 37220100			
In Section 05 On Page 228			
1635A	Grants And Aids To Local Governments And	140047	
	Nonstate Entities - Fixed Capital Outlay		
	Grants And Aids - Water Projects IOEM		
1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Nassau County American Beach Well and Septic Phase Out

(Senate Form 1367)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

AEG

Amendment

55

The Committee on Appropriations (**Gainer**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 228  <b>Spec App:</b> 1635A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Defuniak Springs Coy Burgess (Senate Form 2414). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Water Restoration Assistance  
Water Restoration Assistance 37220100

1635A In Section 05 On Page 228  
Grants And Aids To Local Governments And 140047  
Nonstate Entities - Fixed Capital Outlay  
Grants And Aids - Water Projects IOEM

1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Defuniak Springs Coy Burgess (Senate Form

2414)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AEG</b>	<b>56</b>

The Committee on Appropriations (**Gainer**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 228  <b>Spec App:</b> 1635A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the St. Andrews Bay Sewer Line (Senate Form 2195). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

		<u>Positions &amp; Amount</u>	<u>Positions &amp; Amount</u>
		<b>DELETE</b>	<b>INSERT</b>
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100			
In Section 05 On Page 228			
1635A	Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000	General Revenue Fund	37,961,553	38,211,553
CA 250,000 FSI1NR 250,000			

Following Specific Appropriation 1635A, DELETE:

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1635A, \$38,211,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

St. Andrews Bay Sewer Line (Senate Form 2195)... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000 General Revenue Fund  
CA -250,000 FSI1NR -250,000

4,529,486

4,279,486

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**57**

The Committee on Appropriations (**Mayfield**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 238  <b>Spec App:</b> 1703A	<b><u>EXPLANATION:</u></b>  Provides \$300,000 in nonrecurring general revenue funds for the Key West Glass Crusher (Senate Form 1536). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Waste Management  
Waste Management 37450300

1703A In Section 05 On Page 238  
Grants And Aids To Local Governments And 140035  
Nonstate Entities - Fixed Capital Outlay  
Key West Glass Crusher IOEB

In Section 05 On Page 236

1000 General Revenue Fund 300,000  
CA 300,000 FSI1NR 300,000

**INSERT:**

The nonrecurring funds in Specific Appropriation \*\*\*\* are provided for the Key West Glass Crusher (Senate Form 1536).

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

2910 In Section 06 On Page 355  
Special Categories 100777



**Contracted Services***IOEA**1000***General Revenue Fund****4,529,486****4,229,486***CA -300,000 FSI1NR -300,000*

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**58**

The Committee on Appropriations (**Book**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 239  <b>Spec App:</b> 1729A	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Plantation - Special Needs Playground Equipment (Senate Form 1719). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Recreation And Parks  
State Park Operations 37500300

1729A In Section 05 On Page 239  
Grants And Aids To Local Governments And 140694  
Nonstate Entities - Fixed Capital Outlay  
Local Parks IOEM

1000	General Revenue Fund	1,450,000	1,700,000
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1729A, DELETE:

From the funds in Specific Appropriation 1729A, \$1,450,000 in nonrecurring funds from the General Revenue Fund is provided for the following local parks:

AND INSERT:

From the funds in Specific Appropriation 1729A, \$1,700,000 in nonrecurring funds from the General Revenue Fund is provided for the following local parks:

Plantation - Special Needs Playground Equipment

(Senate Form 1719)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

1000	<b>General Revenue Fund</b>	<b>4,529,486</b>	<b>4,279,486</b>
CA -250,000	FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**59**

The Committee on Appropriations (**Braynon**) recommended the following amendment:

<b>Section:</b> 05  <b>On Page:</b> 249  <b>Spec App:</b> 1837	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring general revenue funds for the Unmanned Aerial Vehicle NIR Python Detection Camera (Senate Form 2333). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
--	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

FISH AND WILDLIFE CONSERVATION COMMISSION  
Program: Habitat And Species Conservation  
Habitat And Species Conservation 77350200

1837 In Section 05 On Page 249  
Special Categories 100406  
Nuisance Wildlife Control IOEA

1000	General Revenue Fund	1,627,456	1,877,456
CA 250,000	FSI1NR 250,000		

Following Specific Appropriation 1837, INSERT:

From the funds provided in Specific Appropriation 1837, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for the Unmanned Aerial Vehicle NIR Python Detection Camera (Senate Form 2333).

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

2910 In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

1000      **General Revenue Fund**  
CA -250,000    FSI1NR -250,000

**4,529,486**

**4,279,486**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

AEG

Amendment

60

The Committee on Appropriations (Mayfield) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 312	Provides \$850,000 in nonrecurring Insurance
<b>Spec App:</b> 2424A	Regulatory Trust Fund authority for the Bradford
	County Center Fire Station (Senate Form 2377).
	Reduces funding by the same amount from Clay County
	Fire Rescue Station Building (Senate Form 2451),
	Suwannee County Fire Station (Senate Form 2481), and
	Sanderson Community Fire Station (Senate Form 1545).

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

FINANCIAL SERVICES, DEPARTMENT OF  
Program: Fire Marshal  
Fire Marshal Administrative And Support  
Services 43300500

In Section 06 On Page 312

2424A Grants And Aids To Local Governments And 140085  
Nonstate Entities - Fixed Capital Outlay IOEM

Following Specific Appropriation 2424A, DELETE:

Clay County Fire Rescue Station Building (Senate Form 2451)	500,000
Sanderson Community Fire Station (Senate Form 1545).....	850,000
Suwannee County Fire Station (Senate Form 2481).....	500,000

AND INSERT:

Bradford County Center Fire Station (Senate Form 2377).....	850,000
Clay County Fire Rescue Station Building (Senate Form 2451)	250,000
Sanderson Community Fire Station (Senate Form 1545).....	500,000
Suwannee County Fire Station (Senate Form 2481).....	250,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**AEG**Amendment**61**

The Committee on Appropriations (**Simmons**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 312	Provides \$250,000 in nonrecurring Insurance
<b>Spec App:</b> 2424A	Regulatory Trust Fund authority for the City of
	Longwood - Fire Station Relocation (Senate Form
	2252). Reduces funding by the same amount from
	Contracted Services within the Department of
	Management Services.

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

**FINANCIAL SERVICES, DEPARTMENT OF**  
**Program: Fire Marshal**  
**Fire Marshal Administrative And Support**  
**Services** 43300500

	In Section 06 On Page 312		
2424A	Grants And Aids To Local Governments And	140085	
	Nonstate Entities - Fixed Capital Outlay	IOEM	
2393	Insurance Regulatory Trust Fund	6,375,000	6,625,000
	CA 250,000 FSI1NR 250,000		

Following Specific Appropriation 2424A, DELETE:

From the funds in Specific Appropriation 2424A, \$6,375,000 in nonrecurring funds from the Insurance Regulatory Trust Fund is provided to local government fire services as follows:

AND INSERT:

From the funds in Specific Appropriation 2424A, \$6,625,000 in nonrecurring funds from the Insurance Regulatory Trust Fund is provided to local government fire services as follows:

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355  
Special Categories 100777  
Contracted Services IOEA

2910

2105	Communications Working Capital	2,612,564	2,362,564
	Trust Fund		
	CA -250,000 FSI1NR -250,000		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.





# Florida Senate - 2020

SPB2500

Committee

AEG

Amendment

62

The Committee on Appropriations (Mayfield) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 312	Provides \$250,000 in nonrecurring Insurance
<b>Spec App:</b> 2424A	Regulatory Trust Fund authority for the Ocean City -
	Wright Fire Control District (Senate Form 1402).
	Reduces funding by the same amount from Contracted
	Services within the Department of Management
	Services.

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

DELETE

Positions & Amount

INSERT

FINANCIAL SERVICES, DEPARTMENT OF  
Program: Fire Marshal  
Fire Marshal Administrative And Support  
Services 43300500

2424A In Section 06 On Page 312  
Grants And Aids To Local Governments And 140085  
Nonstate Entities - Fixed Capital Outlay IOEM

1000 General Revenue Fund 250,000  
CA 250,000 FSI1NR 250,000

At the end of existing proviso language, following Specific  
Appropriation 2424A, INSERT:

From the funds in Specific Appropriation 2424A, \$250,000 in  
nonrecurring funds from the General Revenue Fund is provided  
to local government fire services as follows:

Ocean City - Wright Fire Control District (Senate Form 1402).. 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program  
Telecommunications Services 72900100

In Section 06 On Page 355

2910 Special Categories 100777  
Contracted Services IOEA

1000 General Revenue Fund  
CA -250,000 FSI 1NR -250,000

4,529,486

4,279,486

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**63**

The Committee on Appropriations (**Powell**) recommended the following amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>  Provides \$250,000 in nonrecurring Insurance Regulatory Trust Fund authority for the Riviera Beach Firefighter Cancer Reduction Plan (Senate Form 1708). Reduces funding by the same amount from Contracted Services within the Department of Management Services.
<b>On Page:</b> 312	
<b>Spec App:</b> 2424A	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

FINANCIAL SERVICES, DEPARTMENT OF  
Program: Fire Marshal  
Fire Marshal Administrative And Support  
Services 43300500

2424A In Section 06 On Page 312  
Grants And Aids To Local Governments And 140085  
Nonstate Entities - Fixed Capital Outlay IOEM

1000 General Revenue Fund 250,000  
CA 250,000 FSI1NR 250,000

At the end of existing proviso language, following Specific  
Appropriation 2424A, INSERT:

From the funds in Specific Appropriation 2424A, \$250,000 in  
nonrecurring funds from the General Revenue Fund is provided  
to local government fire services as follows:

Riviera Beach Firefighter Cancer Reduction Plan (Senate  
Form 1708)..... 250,000

MANAGEMENT SERVICES, DEPARTMENT OF  
Program: Technology Program

**Telecommunications Services** 72900100

**In Section 06 On Page 355**

**2910 Special Categories** 100777  
**Contracted Services** IOEA

1000 **General Revenue Fund**  
CA -250,000 FSI1NR -250,000

**4,529,486**

**4,279,486**

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

<u>Committee</u>	<u>Amendment</u>
<b>AED</b>	<b>64</b>

The Committee on Appropriations (**Stewart**) recommended the following LATE FILED amendment:

<b>Section: 02</b>	<b><u>EXPLANATION:</u></b>
<b>On Page: 030</b>	Provides \$71,145 in nonrecurring general revenue funds for Orlando Police Department: Rapid Access Security Containers (Safes) (Senate Form 1250).
<b>Spec App: 118</b>	Reduces \$71,145 in nonrecurring general revenue funds from State Board of Education expenses.

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

	Positions & Amount <b>DELETE</b>	Positions & Amount <b>INSERT</b>
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400		
118 In Section 02 On Page 030 Grants And Aids To Local Governments And 140111 Nonstate Entities - Fixed Capital Outlay Facility Repairs Maintenance And Construction IOEM		
1000 General Revenue Fund CA 71,145 FSI1NR 71,145	950,000	1,021,145

Following Specific Appropriation 118, INSERT:

From the funds in Specific Appropriation 118, the following projects are funded with nonrecurring funds that shall be allocated as follows:

Orlando Police Department: Rapid Access Security Containers (Safes)  
(Senate Form 1250)..... 71,145

State Board Of Education 48800000

138 **Expenses** 040000 IOEA

1000	<b>General Revenue Fund</b>	<b>4,203,030</b>	<b>4,131,885</b>
CA	-71,145 FSI1NR -71,145		

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**ATD**Amendment**65**

The Committee on Appropriations (**Rouson**) recommended the following LATE FILED amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 379	Provides \$250,000 in nonrecurring funds from the General Revenue Fund to the Non-Custodial Parent Employment Program (Senate Form 1679). Reduces
<b>Spec App:</b> 3180	\$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT**

STATE, DEPARTMENT OF  
 Program: Cultural Affairs  
 Cultural Affairs 45500300

3180 In Section 06 On Page 379  
 Special Categories 100123  
 Grants And Aids - Cultural And Museum  
 Grants IOEB

1000	General Revenue Fund	19,318,091	19,068,091
CA -250,000	FSI1NR -250,000		

Following Specific Appropriation 3180, DELETE:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the

Department of State 2020-2021 Cultural and Museum Grants General Program  
Support ranked list, as provided on the Department of State website.

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Workforce Services  
Workforce Development 40200100

In Section 06 On Page 290

2235 Special Categories 100564  
Non Custodial Parent Program IOEB

1000 General Revenue Fund 250,000  
CA 250,000 FSI1NR 250,000

DELETE the proviso immediately following Specific Appropriation 2235:

From the funds in Specific Appropriation 2235, \$1,416,000 in recurring funds from the Welfare Transition Trust Fund are provided to continue the Gulf Coast Jewish Family and Community Services' Non-Custodial Parent Employment Program in Miami-Dade, Pinellas, Pasco, Hernando, and Hillsborough counties, allocated as follows: Miami-Dade County - \$666,000; and Pinellas, Pasco, Hernando, and Hillsborough counties - \$750,000.

CareerSource Pasco Hernando shall administer the funds.

AND INSERT:

From the funds in Specific Appropriation 2235, \$1,416,000 in recurring funds from the Welfare Transition Trust Fund and \$250,000 in nonrecurring funds from the General Revenue Fund (Senate Form 1679) are provided to continue the Gulf Coast Jewish Family and Community Services' Non-Custodial Parent Employment Program in Miami-Dade, Pinellas, Pasco, Hernando, and Hillsborough counties, allocated as follows: Miami-Dade County - \$726,000; and Pinellas, Pasco, Hernando, and Hillsborough counties - \$940,000.

CareerSource Pasco Hernando shall administer the funds.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



**Florida Senate - 2020**

SPB2500

Committee**ATD**Amendment**66**

The Committee on Appropriations (**Hutson**) recommended the following LATE FILED amendment:

<b>Section:</b> 06	<b><u>EXPLANATION:</u></b>
<b>On Page:</b> 379	Provides \$250,000 in nonrecurring funds from the General Revenue Fund to the Department of State for an artifact curation facility. Reduces \$250,000 in nonrecurring funds from the General Revenue Fund from the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list.
<b>Spec App:</b> 3180	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

---

	Positions & Amount	Positions & Amount
	DELETE	INSERT
STATE, DEPARTMENT OF Program: Cultural Affairs Cultural Affairs 45500300		
3180 In Section 06 On Page 379 Special Categories 100123 Grants And Aids - Cultural And Museum Grants IOEB		
1000 General Revenue Fund	19,318,091	19,068,091
CA -250,000 FSI1NR -250,000		

Following Specific Appropriation 3180, DELETE:

From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.

AND INSERT:

From the funds in Specific Appropriation 3180, \$14,368,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program

Support ranked list, as provided on the Department of State website.

Program: Historical Resources  
Historical Resources Preservation And  
Exhibition 45200700

In Section 06 On Page 377

3153B Fixed Capital Outlay 087571  
Facilities Construction And Major  
Renovations IOEJ

1000	General Revenue Fund	250,000
CA 250,000	FSI1NR 250,000	

Following Specific Appropriation 3153B, INSERT:

From the funds in Specific Appropriation 3153B, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Department of State for the construction of an artifact curation facility.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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# Florida Senate - 2020

SPB2500

Committee

**AEG**

Amendment

**67**

The Committee on Appropriations (**Mayfield**) recommended the following  
LATE FILED amendment:

<b>Section:</b> 05	<b><u>EXPLANATION:</u></b>  Revises proviso language to make technical corrections between recurring and nonrecurring funds within the Department of Environmental Protection.
<b>On Page:</b> 226	
<b>Spec App:</b> 1620	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions & Amount

**DELETE**

Positions & Amount

**INSERT**

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Water Policy And Ecosystems  
Restoration

Water Policy And Ecosystems Restoration 37200100

In Section 05 On Page 226

1620 Grants And Aids To Local Governments And 141117  
Nonstate Entities - Fixed Capital Outlay  
Everglades Restoration IOEM

Following Specific Appropriation 1620, DELETE:

From the funds in Specific Appropriation 1620, \$11,300,000 in nonrecurring funds from the General Revenue Fund, \$668,382 in nonrecurring funds from the Save Our Everglades Trust Fund, and \$158,600,000 in nonrecurring funds from the Land Acquisition Trust Fund shall be distributed to the South Florida Water Management District for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan (CERP).

AND INSERT:

From the funds in Specific Appropriation 1620, \$11,300,000 in nonrecurring funds from the General Revenue Fund, \$668,382 in nonrecurring funds from the Save Our Everglades Trust Fund, and \$153,657,911 in recurring funds and \$4,942,089 in nonrecurring funds from the Land Acquisition Trust Fund shall be distributed to the South

Florida Water Management District for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan (CERP).

1621      Grants And Aids To Local Governments And      141118  
Nonstate Entities - Fixed Capital Outlay  
Northern Everglades And Estuaries  
Protection      IOEM

Following Specific Appropriation 1621, DELETE:

From the funds provided in Specific Appropriation 1621, \$1,701,131 in recurring funds from the General Revenue Fund and \$28,175,082 in recurring funds and \$17,167,007 in nonrecurring funds from the Land Acquisition Trust Fund shall be used to implement the Northern Everglades and Estuaries Protection Program, pursuant to section 373.4595, Florida Statutes.

AND INSERT:

From the funds provided in Specific Appropriation 1621, \$1,701,131 in recurring funds from the General Revenue Fund and \$45,342,089 in recurring funds from the Land Acquisition Trust Fund shall be used to implement the Northern Everglades and Estuaries Protection Program, pursuant to section 373.4595, Florida Statutes.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.
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**Florida Senate - 2020**

SPB2500

Committee**AHS**Amendment**68**

The Committee on Appropriations (**Bean**) recommended the following LATE FILED amendment:

<b>Section:</b> 03	<b><u>EXPLANATION:</u></b>  Removes proviso lanugage establishing regional perinatal intensive care centers in Region 2 and Region 6 of the Florida Statewide Medicaid Managed Care program.
<b>On Page:</b> 102	
<b>Spec App:</b> XXX	

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	0	0	0

Positions &amp; Amount

**DELETE**

Positions &amp; Amount

**INSERT****HEALTH, DEPARTMENT OF****Program: Children's Medical Services****Children's Special Health Care 64300100****In Section 03 On Page 102****XXX**

000000

IOEA

Delete proviso at the beginning of Program: Children's Medical Services

From the funds in Specific Appropriations 522 through 534, the Department of Health shall establish one regional perinatal intensive care center in Region 2 and one additional regional perinatal intensive care center in Region 6 of the Florida Statewide Medicaid Managed Care program, pursuant to section 409.966(2)(b), Florida Statutes. The department is authorized to enter into a contract with, and designate, Tallahassee Memorial Hospital as the regional perinatal intensive care center in Region 2 as well as the Lakeland Regional Medical Center in Region 6 if such hospitals meet the requirements of sections 383.15-383.19, Florida Statutes (Senate Forms 2317 and 2354).

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

**Florida Senate - 2020**

SPB2500

Committee**AEG**Amendment**69**

The Committee on Appropriations (**Bradley**) recommended the following LATE FILED amendment:

<b>Section:</b> 05	<b><u>EXPLANATION:</u></b>  Revises the appropriation category title to include the Springs Coast Watershed.
<b>On Page:</b> 231	
<b>Spec App:</b> 1641A	

<u>NET IMPACT ON:</u>		<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -		0	0	0
Non-Recurring -		0	0	0

---

		Positions & Amount	Positions & Amount
		<b>DELETE</b>	<b>INSERT</b>
ENVIRONMENTAL PROTECTION, DEPARTMENT OF			
Program: Water Restoration Assistance			
Water Restoration Assistance 37220100			
In Section 05 On Page 231			
1641A	Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - St. Johns/Suwannee/Apalachicola Rivers Water Quality Improvements IOEM	149940	
1000	General Revenue Fund	25,000,000	0
CA -25,000,000 FSI1 -25,000,000			
1641A	Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay St. Johns/Suwannee/Apalachicola Rivers/Springs Coast Watershed - Water Quality Improvements IOEM	149943	
1000	General Revenue Fund		25,000,000
CA 25,000,000 FSI1 25,000,000			

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

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A bill to be entitled

An act making appropriations: providing moneys for the annual period beginning July 1, 2020, and ending June 30, 2021, and supplemental appropriations for the period ending June 30, 2020, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

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

The moneys contained herein are appropriated from the named funds for Fiscal Year 2020-2021 to the state agency indicated, as the amounts to be used to pay the salaries, other operational expenditures, and fixed capital outlay of the named agencies, and are in lieu of all moneys appropriated for these purposes in other sections of the Florida Statutes.

SECTION 1 - EDUCATION ENHANCEMENT "LOTTERY" TRUST FUND

The moneys contained herein are appropriated from the Education Enhancement "Lottery" Trust Fund to the state agencies indicated.

EDUCATION, DEPARTMENT OF

Funds provided in sections 1 and 2 of this act as Grants and Aids Special Categories or as Grants and Aids-Aid to Local Governments may be advanced quarterly throughout the fiscal year based on projects, grants, contracts, and allocation conference documents. Of the funds provided in Specific Appropriations 64, 65A, 66, 67 through 69, 71 through 76, and 159, 60 percent of General Revenue shall be released at the beginning of the first quarter and the balance at the beginning of the third quarter.

No funds are appropriated in Specific Appropriations 1 through 171 and sections 9 through 14 and 62 for the payment of rent, lease or possession of space for offices or any other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 480:0570, 480:0644 or 480:M139, or Florida State University Lease No. 2011:101, or any other lease, by the Department of Education or any state university, notwithstanding any lease or contract to the contrary. The Department of Education and all state universities are prohibited from expending any specific appropriation from the General Revenue Fund, any trust fund or from any other source for the rent, lease or possession of any space for offices or other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 480:0570, 480:0644 or 480:M139, or Florida State University Lease No. 2011:101, or any other lease.

PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY

2	FIXED CAPITAL OUTLAY	
	CLASSROOMS FIRST AND 1997 SCHOOL CAPITAL	
	OUTLAY BOND PROGRAMS - OPERATING FUNDS AND	
	DEBT SERVICE	
	FROM EDUCATIONAL ENHANCEMENT TRUST	
	FUND . . . . .	40,616,014

Funds in Specific Appropriation 2 are for the cash and debt service requirements of the Classrooms First and 1997 School Capital Outlay Bond programs established in chapter 97-384, Laws of Florida.

Funds in Specific Appropriation 2 shall be transferred using nonoperating budget authority into the Lottery Capital Outlay and Debt Service Trust Fund, pursuant to section 1013.71, Florida Statutes, for the payment of debt service and projects. There is appropriated from the Lottery Capital Outlay and Debt Service Trust Fund, an amount sufficient to enable the payment of debt service and projects resulting from these transfers.

3	FIXED CAPITAL OUTLAY	
	DEBT SERVICE - CLASS SIZE REDUCTION	
	LOTTERY CAPITAL OUTLAY PROGRAM	
	FROM EDUCATIONAL ENHANCEMENT TRUST	
	FUND . . . . .	128,652,817

## SECTION 1 - EDUCATION ENHANCEMENT

Funds in Specific Appropriation 3 shall be transferred using nonoperating budget authority into the Lottery Capital Outlay and Debt Service Trust Fund, pursuant to section 1013.71, Florida Statutes, for the payment of debt service. There is appropriated from the Lottery Capital Outlay and Debt Service Trust Fund, an amount sufficient to enable the payment of debt service resulting from these transfers.

Funds in Specific Appropriation 3 are for Fiscal Year 2020-2021 debt service on all bonds authorized pursuant to section 1013.737, Florida Statutes, for class size reduction, including any other continuing payments necessary or incidental to the repayment of the bonds. These funds may be used to refinance any or all bond series if it is in the best interest of the state as determined by the Division of Bond Finance.

4 FIXED CAPITAL OUTLAY  
EDUCATIONAL FACILITIES  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 6,648,150

Funds in Specific Appropriation 4 for educational facilities are provided for debt service requirements associated with bond proceeds from the Lottery Capital Outlay and Debt Service Trust Fund included in Specific Appropriations 17 and 17A of chapter 2012-118, Laws of Florida, authorized pursuant to section 1013.737, Florida Statutes.

Funds in Specific Appropriation 4 shall be transferred, using nonoperating budget authority, to the Lottery Capital Outlay and Debt Service Trust Fund. There is hereby appropriated from the Lottery Capital Outlay and Debt Service Trust Fund an amount sufficient to enable the payment of debt service resulting from these transfers.

TOTAL PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY  
FROM TRUST FUNDS . . . . . 175,916,981  
  
TOTAL ALL FUNDS . . . . . 175,916,981

## OFFICE OF STUDENT FINANCIAL ASSISTANCE

## PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE

6 SPECIAL CATEGORIES  
GRANTS AND AIDS - FLORIDA'S BRIGHT FUTURES  
SCHOLARSHIP PROGRAM  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 651,776,770

From the funds in Specific Appropriation 6, the Bright Futures Scholarship awards for the 2020-2021 academic year shall be as follows:

Academic Scholars shall receive an award equal to the amount necessary to pay 100 percent of tuition and applicable fees for fall, spring, and summer terms, and an additional \$300 each fall and spring semester for textbooks and college-related expenses.

Medallion Scholars shall receive an award equal to the amount necessary to pay 75 percent of tuition and applicable fees for fall, spring, and summer terms.

For Gold Seal Vocational Scholars and Gold Seal CAPE Scholars, the award per credit hour or credit hour equivalent shall be as follows:

Gold Seal Vocational Scholars and Gold Seal CAPE Scholars  
Career Certificate Program.....\$ 39  
Applied Technology Diploma Program.....\$ 39  
Technical Degree Education Program.....\$ 48

Gold Seal CAPE Scholars  
Bachelor of Science Program with Statewide  
Articulation Agreement.....\$ 48  
Florida College System Bachelor of Applied  
Science Program.....\$ 48

The additional stipend for Top Scholars shall be \$44 per credit hour.

## SECTION 1 - EDUCATION ENHANCEMENT

7 FINANCIAL ASSISTANCE PAYMENTS  
STUDENT FINANCIAL AID  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 72,256,970

Funds in Specific Appropriation 7 are allocated in Specific Appropriation 74. These funds are provided for Florida Student Assistance Grant (PSAG) public full-time and part-time programs.

TOTAL PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE  
FROM TRUST FUNDS . . . . . 724,033,740  
  
TOTAL ALL FUNDS . . . . . 724,033,740

## PUBLIC SCHOOLS, DIVISION OF

## PROGRAM: STATE GRANTS/K-12 PROGRAM - FEFP

The calculations of the Florida Education Finance Program (FEFP) for the 2020-2021 fiscal year are incorporated by reference in Senate Proposed Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act in Specific Appropriations 8, 9, 10, 92, and 93.

8 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - FLORIDA EDUCATIONAL  
FINANCE PROGRAM  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 387,865,243

Funds provided in Specific Appropriation 8 are allocated in Specific Appropriation 92.

9 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - CLASS SIZE REDUCTION  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 103,776,356

Funds in Specific Appropriations 9 and 93 are provided to implement the requirements of sections 1003.03 and 1011.685, Florida Statutes. The class size reduction allocation factor for grades prekindergarten to grade 3 shall be \$1,301.93, for grades 4 to 8 shall be \$888.05, and for grades 9 to 12 shall be \$890.19. The class size reduction allocation shall be recalculated based on enrollment through the October 2020 PTE survey, except as provided in section 1003.03(4), Florida Statutes. If the total class size reduction allocation is greater than the appropriation in Specific Appropriations 9 and 93, funds shall be prorated to the level of the appropriation based on each district's calculated amount. The Commissioner of Education may withhold disbursement of these funds until a district is in compliance with reporting information required for class size reduction implementation.

10 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - DISTRICT LOTTERY AND  
SCHOOL RECOGNITION PROGRAM  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 134,582,877

Funds in Specific Appropriation 10 are provided for the Florida School Recognition Program to be allocated as awards of up to \$100 per student to qualified schools pursuant to section 1008.36, Florida Statutes.

If there are funds remaining after payment to qualified schools, the balance shall be allocated as discretionary lottery funds to all school districts based on each district's K-12 base funding. From these funds, school districts shall allocate up to \$5 per unweighted student to be used at the discretion of the school advisory council pursuant to section 24.121(5), Florida Statutes. If funds are insufficient to provide \$5 per student, the available funds shall be prorated.



## SECTION 1 - EDUCATION ENHANCEMENT

TOTAL: PROGRAM: STATE GRANTS/K-12 PROGRAM - FEFP  
FROM TRUST FUNDS . . . . . 626,224,476

TOTAL ALL FUNDS . . . . . 626,224,476

## PROGRAM: WORKFORCE EDUCATION

12 AID TO LOCAL GOVERNMENTS  
WORKFORCE DEVELOPMENT  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 91,118,107

Funds in Specific Appropriation 12 are allocated in Specific  
Appropriation 126. These funds are provided for school district  
workforce education programs as defined in section 1004.02(25), Florida  
Statutes.

## FLORIDA COLLEGES, DIVISION OF

## PROGRAM: FLORIDA COLLEGES

14 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - FLORIDA COLLEGE SYSTEM  
PROGRAM FUND  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 168,250,252

The funds in Specific Appropriation 14 shall be allocated as  
follows:

Eastern Florida State College.....	6,486,692
Broward College.....	12,890,731
College of Central Florida.....	3,554,480
Chipola College.....	2,160,507
Daytona State College.....	7,962,089
Florida SouthWestern State College.....	4,812,751
Florida State College at Jacksonville.....	11,842,920
Florida Keys Community College.....	973,595
Gulf Coast State College.....	3,252,646
Hillsborough Community College.....	8,124,921
Indian River State College.....	7,040,391
Florida Gateway College.....	2,067,608
Lake-Sumter State College.....	1,968,775
State College of Florida, Manatee-Sarasota.....	3,310,023
Miami Dade College.....	26,670,189
North Florida Community College.....	1,079,309
Northwest Florida State College.....	2,940,004
Palm Beach State College.....	8,401,550
Pasco-Hernando State College.....	3,884,065
Pensacola State College.....	5,220,244
Polk State College.....	3,889,936
Saint Johns River State College.....	2,650,114
Saint Petersburg College.....	10,481,598
Santa Fe College.....	4,901,837
Seminole State College of Florida.....	5,395,656
South Florida State College.....	2,422,820
Tallahassee Community College.....	4,811,669
Valencia College.....	9,053,132

## UNIVERSITIES, DIVISION OF

## PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES

Funds in Specific Appropriations 15 through 19 shall be expended in  
accordance with operating budgets which must be approved by each  
university's board of trustees.

15 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - EDUCATION AND GENERAL  
ACTIVITIES  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 391,250,500

Funds in Specific Appropriation 15 shall be allocated as follows:

University of Florida.....	71,929,718
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## SECTION 1 - EDUCATION ENHANCEMENT

Florida State University.....	60,056,537
Florida A&M University.....	22,664,419
University of South Florida.....	53,506,017
University of South Florida - St. Petersburg.....	2,370,141
University of South Florida - Sarasota/Manatee.....	2,044,944
Florida Atlantic University.....	31,914,932
University of West Florida.....	12,056,085
University of Central Florida.....	55,050,788
Florida International University.....	47,113,844
University of North Florida.....	19,590,916
Florida Gulf Coast University.....	10,919,466
New College of Florida.....	1,596,281
Florida Polytechnic University.....	436,412

16 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - IFAS (INSTITUTE OF FOOD  
AND AGRICULTURAL SCIENCE)  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 17,079,571

17 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - UNIVERSITY OF SOUTH  
FLORIDA MEDICAL CENTER  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 12,740,542

18 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - UNIVERSITY OF FLORIDA  
HEALTH CENTER  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 7,898,617

19 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - FLORIDA STATE UNIVERSITY  
MEDICAL SCHOOL  
FROM EDUCATIONAL ENHANCEMENT TRUST  
FUND . . . . . 824,574

TOTAL: PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES  
FROM TRUST FUNDS . . . . . 429,793,804

TOTAL ALL FUNDS . . . . . 429,793,804

## TOTAL OF SECTION 1

FROM TRUST FUNDS . . . . . 2,215,337,360

TOTAL ALL FUNDS . . . . . 2,215,337,360

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

SPECIFIC  
APPROPRIATION

The moneys contained herein are appropriated from the named funds to the Department of Education as the amounts to be used to pay the salaries, other operational expenditures, and fixed capital outlay.

## EDUCATION, DEPARTMENT OF

## PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY

The Legislature hereby finds and determines that the items and sums designated in Specific Appropriations 21 through 25, and 28 through 30B from the Public Education Capital Outlay and Debt Service Trust Fund constitute authorized capital outlay projects within the meaning and as required by section 9(a)(2), Article XII of the State Constitution, as amended, and any other law. In accordance therewith, the moneys in the following items are authorized to be expended for the enumerated authorized capital outlay projects.

The sum designated for each project is the maximum sum to be expended for each specified phase of the project from funds accruing under section 9(a)(2), Article XII of the State Constitution. The scope of each project shall be planned so that the amounts specified shall not be exceeded, or any excess in costs shall be funded by sources other than this appropriation. Such excess costs may be funded from the Public Education Capital Outlay and Debt Service Trust Fund only as a result of fund transfers pursuant to section 216.292 (4)(c), Florida Statutes. Each project shall be constructed on the site specified. If existing facilities and acquisition of new sites are a part of these projects, each such building and site must be certified to be free of contamination, asbestos, and other hazardous materials before the facility or site may be acquired. The provisions of section 216.301 (2), Florida Statutes, shall apply to all capital outlay funds appropriated from the Public Education Capital Outlay and Debt Service Trust Fund for the Fiscal Year 2020-2021 in Specific Appropriations 21 through 25 and 28 through 30B.

The Governor's Office of Policy and Budget shall establish Fixed Capital Outlay budget authority within appropriate accounts to enable expenditure of funds appropriated for the state universities, the Florida School for the Deaf and the Blind, public school districts, public broadcasting stations, the Division of Blind Services, and Florida colleges.

20 FIXED CAPITAL OUTLAY  
STATE UNIVERSITY SYSTEM CAPITAL  
IMPROVEMENT FEE PROJECTS  
FROM CAPITAL IMPROVEMENTS FEE  
TRUST FUND . . . . . 48,000,000

Funds in Specific Appropriation 20 shall be allocated by the Board of Governors to the universities on a pro rata distribution basis in accordance with the Board of Governors Legislative Budget Request for funding from the Capital Improvements Fee Trust Fund, as approved October 30, 2019. Each board of trustees shall report to the Board of Governors the funding it allocates to each specific project.

21 FIXED CAPITAL OUTLAY  
MAINTENANCE, REPAIR, RENOVATION, AND  
REMODELING  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND . . . . . 169,600,000

Funds in Specific Appropriation 21 are provided to charter schools and shall be distributed in accordance with section 1013.62, Florida Statutes.

22 FIXED CAPITAL OUTLAY  
SURVEY RECOMMENDED NEEDS - PUBLIC SCHOOLS  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND . . . . . 7,038,744

Funds in Specific Appropriation 22 shall be distributed among lab schools approved pursuant to section 1002.32, Florida Statutes, based upon full-time equivalent student membership.

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

23 FIXED CAPITAL OUTLAY  
FLORIDA COLLEGE SYSTEM PROJECTS  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND . . . . . 23,019,555

Nonrecurring funds in Specific Appropriation 23 shall be allocated as follows:

COLLEGE OF CENTRAL FLORIDA  
Health Science Technology Education Ctr-Ocala . . . . . 1,000,000  
FLORIDA GATEWAY COLLEGE  
Replace Bldgs 8 & 9-Lake City . . . . . 6,148,625  
INDIAN RIVER STATE COLLEGE  
Replace Fac 8 Industrial Tech-Main . . . . . 2,000,000  
SANTA FE COLLEGE  
Construct Chem, Lab, & Library Bldg-Blount . . . . . 7,369,022  
SEMINOLE STATE COLLEGE OF FLORIDA  
Remodeling/Renovation Building L & F Phase III - S/LM . . . . . 2,500,000  
Renovation of Building V (Senate Form 1944) . . . . . 717,438  
S/LM Building G (701) Roof Replacement & Envelope  
Renovation (Senate Form 1943) . . . . . 1,284,470  
STATE COLLEGE OF FLORIDA, MANATEE-SARASOTA  
Parrish Center Phase 1 (Senate Form 1226) . . . . . 2,000,000

24 FIXED CAPITAL OUTLAY  
STATE UNIVERSITY SYSTEM PROJECTS  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND . . . . . 90,942,900

Nonrecurring funds in Specific Appropriation 24 shall be allocated as follows:

FLORIDA A & M UNIVERSITY  
Central Plant Improvements . . . . . 2,000,000  
FLORIDA GULF COAST UNIVERSITY  
School of Integrated Watershed and Coastal Studies . . . . . 8,188,248  
FLORIDA POLYTECHNIC UNIVERSITY  
Applied Research Center . . . . . 12,754,652  
FLORIDA STATE UNIVERSITY  
College of Business . . . . . 30,500,000  
UNIVERSITY OF FLORIDA  
Data Science and Information Technology Building . . . . . 35,000,000  
UNIVERSITY OF NORTH FLORIDA  
Roy Lassiter Hall Renovations . . . . . 2,500,000

25 FIXED CAPITAL OUTLAY  
SPECIAL FACILITY CONSTRUCTION ACCOUNT  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND . . . . . 41,304,151

Funds in Specific Appropriation 25 are nonrecurring and shall be allocated in accordance with section 1013.64(2), Florida Statutes, as follows:

Gilchrist (3rd and final year) . . . . . 7,205,344  
Baker (1st of 3 years) . . . . . 8,504,580  
Bradford (1st of 3 years) . . . . . 13,178,063  
Levy (1st of 3 years) . . . . . 12,416,164

26 FIXED CAPITAL OUTLAY  
DEBT SERVICE  
FROM CAPITAL IMPROVEMENTS FEE  
TRUST FUND . . . . . 14,387,863  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND . . . . . 844,127,272  
FROM SCHOOL DISTRICT AND COMMUNITY  
COLLEGE DISTRICT CAPITAL OUTLAY  
AND DEBT SERVICE TRUST FUND . . . . . 17,071,094

Funds in Specific Appropriation 26 from the School District and Community College District Capital Outlay and Debt Service Trust Fund are for Fiscal Year 2020-2021 debt service on bonds authorized pursuant to the School Capital Outlay Amendment, subsection (d), section 9, Article XII of the State Constitution, and any other continuing payments necessary or incidental to the repayment of the bonds. These funds may be used to refinance any or all series if it is in the best interest of

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

the state as determined by the Division of Bond Finance. If the debt service appropriated for this program in Specific Appropriation 26 is insufficient due to interest rate changes, issuance timing, or other circumstances, the amount of the insufficiency is appropriated from the School District and Community College District Capital Outlay and Debt Service Trust Fund.

27 FIXED CAPITAL OUTLAY  
GRANTS AND AIDS - SCHOOL DISTRICT AND  
COMMUNITY COLLEGE  
FROM SCHOOL DISTRICT AND COMMUNITY  
COLLEGE DISTRICT CAPITAL OUTLAY  
AND DEBT SERVICE TRUST FUND . . . . 109,000,000

28 FIXED CAPITAL OUTLAY  
FLORIDA SCHOOL FOR THE DEAF AND BLIND -  
CAPITAL PROJECTS  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND 5,329,256

Funds in Specific Appropriation 28 are provided for maintenance projects at the Florida School for the Deaf and Blind.

29 FIXED CAPITAL OUTLAY  
DIVISION OF BLIND SERVICES - CAPITAL  
PROJECTS  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND 100,000

Funds in Specific Appropriation 29 are provided for the Division of Blind Services for repair and maintenance at the Daytona Facility.

30 FIXED CAPITAL OUTLAY  
PUBLIC BROADCASTING PROJECTS  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND 4,915,394

Funds in Specific Appropriation 30 are provided for the following projects to correct health and safety issues at public broadcasting stations:

WDNA-FM, Miami - Replace Damaged ADA Ramp at Rear Entrance	1,990
WEDU-TV, Tampa - Replace LED Safety Lights on Tower	240,000
WEDU-TV, Tampa - Repair Unsafe Camera Pedestals	175,000
WEDU-TV, Tampa - Install Electric Opener for Main Doors or Disabled Staff and Visitors	15,000
WEFS-TV, Cocoa - Construct Covered Shelter for Production Trailer	30,000
WEFS-TV, Cocoa - Purchase Replacement Parts for Down Link System	884
WFSU-TV/FM, Tallahassee - Replace Safety Fence Around Panama City Tower	21,000
WFSU-TV/FM, Tallahassee - Replace Unsafe Studio Camera Pan Heads and Pedestals	132,000
WJCT-TV/FM, Jacksonville - Repair and Replace Damaged Exterior Walkways	52,000
WJCT-TV/FM, Jacksonville - Replace Flame Retardant Curtains in Studio A and B	19,000
WJCT-TV/FM, Jacksonville - Move Rear Exterior Door for Increased Security	10,000
WJCT-TV/FM, Jacksonville - Renovate Restrooms	85,000
WJCT-TV/FM, Jacksonville - Replace Buckled Laminated Floor in Public Areas of Station	50,000
WMFE-FM, Orlando - Replace Failing HVAC System	1,300,000
WMFE-FM, Orlando - Replace Unsafe Lighting and Electrical Panel	330,000
WMFE-FM, Orlando - Replace Flame Retardant Curtains in Community Center	50,000
WMNF-FM, Tampa - Replace HVAC Chiller and Service Air Handler	85,989
WQCS-FM, Fort Pierce - Replace Failing HVAC Chiller	60,000
WUCF-TV, Orlando - Replace Failing Studio to Transmitter Link	333,531
WUCF-TV, Orlando - Replace Studio Cameras and Teleprompter System	692,000
WUFT-TV/FM, Gainesville - Update Infrastructure at WUFT/FPREN Storm Center - Phase 2	950,000

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

WUSF-TV/FM, Tampa - Repair Damage from Water Intrusion and Remediate Mold	95,000
WUSF-TV/FM, Tampa - Purchase Generator, Fuel Tank, and Transfer Switch	187,000

30A FIXED CAPITAL OUTLAY  
PUBLIC SCHOOL PROJECTS  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND 9,350,000

Funds in Specific Appropriation 30A are provided to the Hernando County School District for the Hernando Career Certificate and Dual Enrollment Expansion (Senate Form 2383).

30B FIXED CAPITAL OUTLAY  
VOCATIONAL-TECHNICAL FACILITIES  
FROM PUBLIC EDUCATION CAPITAL  
OUTLAY AND DEBT SERVICE TRUST FUND 2,000,000

Funds in Specific Appropriation 30B are provided to the Manatee County School District for the Manatee Technical College - Law Enforcement Academy Firing Range and Driving Facility (Senate Form 2507).

TOTAL: PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY FROM TRUST FUNDS . . . . .	1,386,186,229
TOTAL ALL FUNDS . . . . .	1,386,186,229

## VOCATIONAL REHABILITATION

For funds in Specific Appropriations 32 through 45 for the Vocational Rehabilitation Program, the Department of Education is the designated state agency for purposes of compliance with the Federal Rehabilitation Act of 1973, as amended.

If the department identifies additional resources that may be used to maximize federal matching funds for the Vocational Rehabilitation Program, the department shall submit a budget amendment prior to the expenditure of the funds, in accordance with the provisions of chapter 216, Florida Statutes.

APPROVED SALARY RATE	35,900,816	
32 SALARIES AND BENEFITS	POSITIONS	884.00
FROM GENERAL REVENUE FUND . . . . .		10,498,497
FROM ADMINISTRATIVE TRUST FUND . . . . .		225,977
FROM FEDERAL REHABILITATION TRUST FUND . . . . .		39,353,903
33 OTHER PERSONAL SERVICES FROM FEDERAL REHABILITATION TRUST FUND . . . . .		1,499,086
34 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	6,686	
FROM FEDERAL REHABILITATION TRUST FUND . . . . .		12,308,851
35 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - ADULTS WITH DISABILITIES FUNDS		
FROM GENERAL REVENUE FUND . . . . .	6,046,567	

From the funds provided in Specific Appropriation 35, recurring funds are provided for the following:

Adults with Disabilities - Helping People Succeed	109,006
Broward County Public Schools Adults with Disabilities	800,000
Daytona State College Adults with Disabilities Program	70,000
Flagler Adults with Disabilities Program	535,892
Gadsden Adults with Disabilities Program	100,000
Gulf Adults with Disabilities Program	35,000
Inclusive Transition and Employment Management Program (ITEM)	750,000
Jackson Adults with Disabilities Program	1,019,247
Leon Adults with Disabilities Program	225,000

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Miami-Dade Adults with Disabilities Program.....	1,125,208
Palm Beach Habilitation Center.....	225,000
Sumter Adults with Disabilities Program.....	42,500
Tallahassee Community College Adults with Disabilities Program.....	25,000
Taylor Adults with Disabilities Program.....	42,500
Wakulla Adults with Disabilities Program.....	42,500

From the funds provided in Specific Appropriation 35, nonrecurring funds are provided for the following:

Boca Raton Habilitation Center for the Handicapped - Adults with Disabilities (AWD)(Senate Form 1320).....	200,000
Brevard Achievement Center - Brevard Adults with Disabilities (Senate Form 1693).....	199,714
Jacksonville School for Autism STEP - Supportive Transition Employment Placement Program (Senate Form 1663).....	250,000
The WOW Center - Education, Internships and Training for Future Workforce Success (Senate Form 1808).....	250,000

Funds provided in Specific Appropriation 35 for the Inclusive Transition and Employment Management Program (ITEM) shall be used to provide young adults with disabilities who are between the ages of 16 and 28 with transitional skills, education, and on-the-job experience to allow them to acquire and retain permanent employment.

36 OPERATING CAPITAL OUTLAY	
FROM FEDERAL REHABILITATION TRUST	
FUND . . . . .	480,986
37 SPECIAL CATEGORIES	
CONTRACTED SERVICES	
FROM GENERAL REVENUE FUND . . . . .	1,167,838
FROM FEDERAL REHABILITATION TRUST	
FUND . . . . .	16,608,886
FROM GRANTS AND DONATIONS TRUST	
FUND . . . . .	1,500,000

From the funds in Specific Appropriation 37, \$549,823 in recurring funds from the General Revenue Fund is appropriated for the High School High Tech Program.

38 SPECIAL CATEGORIES	
GRANTS AND AIDS - INDEPENDENT LIVING SERVICES	
FROM GENERAL REVENUE FUND . . . . .	1,482,004
FROM FEDERAL REHABILITATION TRUST	
FUND . . . . .	5,087,789

From the funds provided in Specific Appropriation 38, the recurring sum of \$1,232,004 from the General Revenue Fund and \$5,087,789 from the Federal Rehabilitation Trust Fund shall be allocated to the Centers for Independent Living and shall be distributed according to the formula in the 2005-2007 State Plan for Independent Living. From the Federal Rehabilitation Trust Fund allocation, \$3,472,193 shall be funded from Social Security reimbursements (program income) provided that the Social Security reimbursements are available.

The State Plan for Independent Living may include provisions related to financial needs testing and financial participation of consumers, as agreed upon by all signatories to the plan.

From the funds in Specific Appropriation 38, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for Independent Living Services in Rural and Underserved Areas (Senate Form 2405).

39 SPECIAL CATEGORIES	
PURCHASED CLIENT SERVICES	
FROM GENERAL REVENUE FUND . . . . .	31,226,986
FROM FEDERAL REHABILITATION TRUST	
FUND . . . . .	106,287,217

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

40 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		541,177
41 SPECIAL CATEGORIES		
TENANT BROKER COMMISSIONS		
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		97,655
42 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .	61,929	
FROM ADMINISTRATIVE TRUST FUND . . . . .		952
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		227,937
43 DATA PROCESSING SERVICES		
OTHER DATA PROCESSING SERVICES		
FROM GENERAL REVENUE FUND . . . . .	154,316	
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		515,762
44 DATA PROCESSING SERVICES		
EDUCATION TECHNOLOGY AND INFORMATION SERVICES		
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		232,474
45 DATA PROCESSING SERVICES		
NORTHWEST REGIONAL DATA CENTER (NWRDC)		
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		278,290
TOTAL: VOCATIONAL REHABILITATION		
FROM GENERAL REVENUE FUND . . . . .	50,644,823	
FROM TRUST FUNDS . . . . .		185,246,942
TOTAL POSITIONS . . . . .	884.00	
TOTAL ALL FUNDS . . . . .		235,891,765
BLIND SERVICES, DIVISION OF		
APPROVED SALARY RATE	10,475,273	
46 SALARIES AND BENEFITS		
POSITIONS	289.75	
FROM GENERAL REVENUE FUND . . . . .	4,583,635	
FROM ADMINISTRATIVE TRUST FUND . . . . .		364,910
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		10,179,019
47 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	151,877	
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		302,543
FROM GRANTS AND DONATIONS TRUST		
FUND . . . . .		10,441
48 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	415,191	
FROM ADMINISTRATIVE TRUST FUND . . . . .		40,774
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		2,473,307
FROM GRANTS AND DONATIONS TRUST		
FUND . . . . .		44,395
49 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - COMMUNITY REHABILITATION FACILITIES		
FROM GENERAL REVENUE FUND . . . . .	847,347	
FROM FEDERAL REHABILITATION TRUST		
FUND . . . . .		4,100,913

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

50	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	54,294	
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		235,198
51	FOOD PRODUCTS		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		200,000
52	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		170,000
53	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CLIENT SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	9,847,902	
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		12,481,496
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		252,746

From the funds in Specific Appropriation 53, recurring funds from the General Revenue Fund are provided for the following:

Blind Babies Successful Transition from Preschool to School.....	2,438,004
Blind Children's Program.....	200,000
Florida Association of Agencies Serving the Blind.....	500,000
Lighthouse for the Blind - Miami.....	150,000
Lighthouse for the Blind - Pasco/Hernando.....	50,000

From the funds in Specific Appropriation 53, \$85,000 in nonrecurring funds from the General Revenue Fund is provided for the Lighthouse for the Blind - Collier (Senate Form 1141).

54	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	56,140	
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		875,000
55	SPECIAL CATEGORIES		
	GRANTS AND AIDS - INDEPENDENT LIVING SERVICES		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		35,000
56	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	70,768	
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		223,296
57	SPECIAL CATEGORIES		
	LIBRARY SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	89,735	
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		100,000

From the funds in Specific Appropriation 57, \$50,000 in recurring funds from the General Revenue Fund is provided for the Braille & Talking Book Library.

58	SPECIAL CATEGORIES		
	VENDING STANDS - EQUIPMENT AND SUPPLIES		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		6,177,345
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		595,000
59	SPECIAL CATEGORIES		
	TENANT BROKER COMMISSIONS		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		18,158

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

60	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	3,573	
	FROM ADMINISTRATIVE TRUST FUND . . . .		2,777
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		88,981
61	DATA PROCESSING SERVICES		
	OTHER DATA PROCESSING SERVICES		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		686,842
62	DATA PROCESSING SERVICES		
	EDUCATION TECHNOLOGY AND INFORMATION SERVICES		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		229,873
63	DATA PROCESSING SERVICES		
	NORTHWEST REGIONAL DATA CENTER (NWRDC)		
	FROM FEDERAL REHABILITATION TRUST		
	FUND . . . . .		320,398
TOTAL: BLIND SERVICES, DIVISION OF			
	FROM GENERAL REVENUE FUND . . . . .	16,120,462	
	FROM TRUST FUNDS . . . . .		40,208,412
	TOTAL POSITIONS . . . . .	289.75	
	TOTAL ALL FUNDS . . . . .		56,328,874

## PROGRAM: PRIVATE COLLEGES AND UNIVERSITIES

Prior to the disbursement of funds from Specific Appropriations 63A, 65, 65A, and 65B, each institution shall submit a proposed expenditure plan to the Department of Education pursuant to the requirements of section 1011.521, Florida Statutes.

Institutions receiving funds from Specific Appropriations 64, 65, and 66 must submit an annual report to the Department of Education detailing the following metrics for Florida resident students: entrance requirements for the year; percentage of students receiving Pell Grants, Bright Futures, and other academic aid; graduation rates; job placement rates; and job placement rates in-field up to 120 days past graduation. The report shall also include information for each institution on the total federal loan amounts disbursed and the total number of students who received federal loans. The report must be submitted by September 1, 2020, and reflect prior academic year statistics.

63A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - MEDICAL TRAINING AND SIMULATION LABORATORY		
	FROM GENERAL REVENUE FUND . . . . .	3,500,000	
64	SPECIAL CATEGORIES		
	ABLE GRANTS (ACCESS TO BETTER LEARNING AND EDUCATION)		
	FROM GENERAL REVENUE FUND . . . . .	5,025,729	

Funds in Specific Appropriation 64 are provided to support 1,769 qualified Florida resident students at \$2,841 per student for tuition assistance pursuant to section 1009.891, Florida Statutes.

The Office of Student Financial Assistance may prorate the award in the second term and provide a lesser amount if the funds appropriated are insufficient to provide a full award to all eligible students. The Office of Student Financial Assistance may also reallocate funds between institutions if an eligible institution fails to reach its 2020-2021 enrollment.

65	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HISTORICALLY BLACK PRIVATE COLLEGES		
	FROM GENERAL REVENUE FUND . . . . .	15,416,543	

From the funds in Specific Appropriation 65, \$14,196,685 shall be

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

allocated as follows and shall only be expended for student access and retention or direct instruction purposes.

Bethune-Cookman University.....	6,535,111
Edward Waters College.....	3,929,526
Florida Memorial University.....	3,732,048

From the funds in Specific Appropriation 65, \$719,858 in recurring funds is allocated for library resources and shall be used for the purchase of books, electronic library resources, online journals, other related library materials and other technology upgrades needed to support institutional academic programs pursuant to section 1006.59, Florida Statutes. The funds for library resources shall be allocated equally to Bethune-Cookman University, Edward Waters College, and Florida Memorial University.

From the funds in Specific Appropriation 65, \$500,000 in nonrecurring funds is provided for the following:

Edward Waters College - Online Degree Program Service Provider (Senate Form 1674).....	250,000
Historically Black Colleges and Universities Gap Funding (Senate Form 1376).....	250,000

65A SPECIAL CATEGORIES  
GRANTS AND AIDS - ACADEMIC PROGRAM  
CONTRACTS  
FROM GENERAL REVENUE FUND . . . . . 250,000

65B SPECIAL CATEGORIES  
GRANTS AND AIDS - PRIVATE COLLEGES AND  
UNIVERSITIES  
FROM GENERAL REVENUE FUND . . . . . 7,447,500

From the funds in Specific Appropriation 65B, \$5,000,000 in recurring funds is provided for the following:

Embry-Riddle - Aerospace Academy.....	3,000,000
Jacksonville University - EPIC.....	2,000,000

From the funds in Specific Appropriation 65B, \$1,550,000 in nonrecurring funds is provided for the following:

Embry-Riddle - Center of Aerospace Resilience (Senate Form 2035).....	500,000
Florida Tech - Restore Lagoon Inflow Research Project (Senate Form 1566).....	300,000
International Institute of Orthotics and Prosthetics - Orthotic and Prosthetics Sustainable Expansion (Senate Form 2360).....	250,000
Keiser University/Women's Lifespan Health Initiative (Senate Form 1363).....	250,000
Ringling College of Art and Design - Cross College Alliance (Senate Form 1782).....	897,500
Stetson Law Veterans Advocacy Clinic (Senate Form 1013)...	250,000

66 SPECIAL CATEGORIES  
EFFECTIVE ACCESS TO STUDENT EDUCATION  
GRANT  
FROM GENERAL REVENUE FUND . . . . . 116,659,983

Funds in Specific Appropriation 66 are provided to support 41,063 qualified Florida resident students at \$2,841 per student for tuition assistance pursuant to section 1009.89, Florida Statutes.

The Office of Student Financial Assistance may prorate the award in the second term and provide a lesser amount if the funds appropriated are insufficient to provide a full award to all eligible students. The Office of Student Financial Assistance may also reallocate funds between institutions if an eligible institution fails to reach its 2020-2021 enrollment.

66A SPECIAL CATEGORIES  
GRANTS AND AIDS - NOVA SOUTHEASTERN  
UNIVERSITY - HEALTH PROGRAMS  
FROM GENERAL REVENUE FUND . . . . . 250,000

The nonrecurring funds in Specific Appropriation 66A are provided for

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

the Pediatric Feeding Disorders Clinic (Senate Form 1305).

66B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
FACILITY REPAIRS MAINTENANCE AND  
CONSTRUCTION  
FROM GENERAL REVENUE FUND . . . . . 1,030,000

The nonrecurring funds provided in Specific Appropriation 66B shall be allocated as follows:

Flagler College - Hotel Ponce de Leon Preservation and Restoration (Senate Form 2036).....	750,000
St. Thomas University Trade & Logistics Program (Senate Form 1159).....	280,000

TOTAL: PROGRAM: PRIVATE COLLEGES AND UNIVERSITIES  
FROM GENERAL REVENUE FUND . . . . . 149,579,755

TOTAL ALL FUNDS . . . . . 149,579,755

## OFFICE OF STUDENT FINANCIAL ASSISTANCE

## PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE

67 SPECIAL CATEGORIES  
GRANTS AND AIDS - BENACQUISTO SCHOLARSHIP  
PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 26,577,665

68 SPECIAL CATEGORIES  
FIRST GENERATION IN COLLEGE MATCHING GRANT  
PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 10,617,326

From the funds in Specific Appropriation 68, \$2,654,332 shall be allocated to First Generation in College Matching Grant Programs at Florida colleges for need-based financial assistance as provided in section 1009.701, Florida Statutes. If required matching funds are not raised by participating Florida colleges or state universities by December 1, 2020, the remaining funds shall be reallocated to First Generation in College Matching Grant Programs at Florida colleges or state universities that have remaining unmatched private contributions.

69 SPECIAL CATEGORIES  
PREPAID TUITION SCHOLARSHIPS  
FROM GENERAL REVENUE FUND . . . . . 7,000,000

70 SPECIAL CATEGORIES  
FLORIDA A&LE, INCORPORATED  
FROM GENERAL REVENUE FUND . . . . . 1,770,000

71 SPECIAL CATEGORIES  
GRANTS AND AIDS - MINORITY TEACHER  
SCHOLARSHIP PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 917,798

72 SPECIAL CATEGORIES  
GRANTS AND AID - NURSING STUDENT LOAN  
REIMBURSEMENT/ SCHOLARSHIPS  
FROM NURSING STUDENT LOAN  
FORGIVENESS TRUST FUND . . . . . 1,233,006

73 FINANCIAL ASSISTANCE PAYMENTS  
MARY MCLEOD BETHUNE SCHOLARSHIP  
FROM GENERAL REVENUE FUND . . . . . 160,500  
FROM STATE STUDENT FINANCIAL  
ASSISTANCE TRUST FUND . . . . . 160,500

74 FINANCIAL ASSISTANCE PAYMENTS  
STUDENT FINANCIAL AID  
FROM GENERAL REVENUE FUND . . . . . 208,898,287

From the funds in Specific Appropriations 7 and 74, the sum of \$280,155,257 is provided pursuant to the following guidelines:

Florida Student Assistance Grant - Public Full & Part Time 235,293,171

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Florida Student Assistance Grant - Private.....	23,739,177
Florida Student Assistance Grant - Postsecondary.....	6,791,473
Florida Student Assistance Grant - Career Education.....	3,572,191
Children/Spouses of Deceased/Disabled Veterans.....	8,432,576
Florida Work Experience.....	1,569,922
Rosewood Family Scholarships.....	256,747
Florida Farmworker Scholarships.....	500,000

From the funds in Specific Appropriation 74, \$1,000,000 in recurring funds from the General Revenue Fund is provided for the Honorably Discharged Graduate Assistance Program. Such funds are provided for supplemental need-based veteran educational benefits and shall be used to assist in the payment of living expenses during holiday and semester breaks for active duty and honorably discharged members of the Armed Forces who served on or after September 11, 2001. To ensure students in both public and private institutions have an opportunity to receive funding, allocations to institutions shall be prorated based on the number of total eligible students at eligible institutions.

From the funds provided in Specific Appropriations 7 and 74, the maximum grant to any student from the Florida Public, Private, Career Education, and Postsecondary Assistance Grant Programs shall be \$3,260.

Institutions that received state funds in Fiscal Year 2019-2020 for student scholarships or grants administered by the Office of Student Financial Assistance shall submit the following two reports in a format prescribed by the Department of Education: both due by December 1, 2020. A report of the following information by institution, 1) federal loan information, including the total federal loan amounts disbursed and total number of students who received federal loans; and 2) student level data for all grants, scholarships, and awards to students who applied for and/or received state-funded tuition assistance and aid.

75	FINANCIAL ASSISTANCE PAYMENTS		
	JOSE MARTI SCHOLARSHIP CHALLENGE GRANT		
	FROM GENERAL REVENUE FUND . . . . .	50,000	
	FROM STATE STUDENT FINANCIAL ASSISTANCE TRUST FUND . . . . .		74,000
76	FINANCIAL ASSISTANCE PAYMENTS		
	TRANSFER TO THE FLORIDA EDUCATION FUND		
	FROM GENERAL REVENUE FUND . . . . .	3,000,000	
TOTAL: PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE			
	FROM GENERAL REVENUE FUND . . . . .	258,991,576	
	FROM TRUST FUNDS . . . . .		1,467,506
	TOTAL ALL FUNDS . . . . .		260,459,082
PROGRAM: STUDENT FINANCIAL AID PROGRAM - FEDERAL			
77	FINANCIAL ASSISTANCE PAYMENTS		
	STUDENT FINANCIAL AID		
	FROM FEDERAL GRANTS TRUST FUND . . .		100,000
78	FINANCIAL ASSISTANCE PAYMENTS		
	TRANSFER DEFAULT FEES TO THE STUDENT LOAN		
	GUARANTY RESERVE TRUST FUND		
	FROM STUDENT LOAN OPERATING TRUST FUND . . . . .		5,000
TOTAL: PROGRAM: STUDENT FINANCIAL AID PROGRAM - FEDERAL			
	FROM TRUST FUNDS . . . . .		105,000
	TOTAL ALL FUNDS . . . . .		105,000

## EARLY LEARNING

## PROGRAM: EARLY LEARNING SERVICES

From the funds in Specific Appropriations 79 through 91, any expenditure from the Temporary Assistance for Needy Families (TANF) Block Grant must be expended in accordance with the requirements and limitations of Part A of Title IV of the Social Security Act, as amended, or any other applicable federal requirement or limitation. Before any funds are released by the Department of Children and Families, each provider shall identify the number of clients to be served and certify their

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

eligibility under Part A of Title IV of the Social Security Act. Funds may not be released for services to any clients except those so identified and certified.

The agency head or a designee shall certify that controls are in place to ensure that such funds are expended in accordance with the requirements and limitations of federal law and that reporting requirements of federal law are met. It shall be the responsibility of any entity to which such funds are appropriated to obtain the required certification prior to any expenditure of funds.

	APPROVED SALARY RATE	5,737,442	
79	SALARIES AND BENEFITS	98.00	
	POSITIONS		
	FROM GENERAL REVENUE FUND . . . . .	4,429,717	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND . . . . .		3,641,469
80	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	112,000	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND . . . . .		205,414
81	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	455,745	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND . . . . .		658,048
	FROM WELFARE TRANSITION TRUST FUND .		265,163
82	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	5,000	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND . . . . .		15,000
83	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,150,211	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND . . . . .		1,962,885
	FROM FEDERAL GRANTS TRUST FUND . . .		15,225,000
84	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PARTNERSHIP FOR SCHOOL READINESS		
	FROM GENERAL REVENUE FUND . . . . .	2,864,957	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND . . . . .		19,400,000
	FROM WELFARE TRANSITION TRUST FUND .		3,900,000

From the funds provided in Specific Appropriation 84, the following projects are funded with nonrecurring funds from the General Revenue Fund that shall be allocated as follows:

Ann Storck Early Intervention Preschool (Senate Form 2438)	250,000
Florida Institute of Education: Florida Rural Early Learning Exchange Network (Senate Form 1826).....	250,000
Linking Educational Assets for Readiness Now (LEARN)(Senate Form 1777).....	200,000
Little Havana Activities and Nutrition Center (Senate Form 2243).....	206,000
Riviera Beach Early Learning to Kindergarten Project (Senate Form 1622).....	150,000

From the funds in Specific Appropriation 84, \$3,000,000 in recurring funds and \$7,000,000 in nonrecurring funds from the Child Care and Development Block Grant Trust Fund are provided for the Teacher Education and Compensation Helps Program (T.E.A.C.H.) as provided in section 1002.95, Florida Statutes.

From the funds in Specific Appropriation 84, \$1,400,000 in recurring funds and \$2,500,000 in nonrecurring funds from the Welfare Transition Trust Fund are provided for the Home Instruction Program for Pre-School Youngsters (HIPPY) to deliver high quality school readiness curriculum directly to parents so they may strengthen the cognitive and early literacy skills of at risk children. Early learning coalitions will work with HIPPY program staff to identify participant families based on poverty, parents' limited education, and willingness to actively

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

participate in all aspects of the HIPPI program.

From the funds in Specific Appropriation 84, \$3,500,000 in recurring funds and \$2,900,000 in nonrecurring funds from the Child Care and Development Block Grant Trust Fund are provided to the Office of Early Learning for purposes of implementing the provisions of section 1002.82(2)(o), Florida Statutes.

From the funds in Specific Appropriation 84, \$1,808,957 in recurring funds from the General Revenue Fund are provided for the Children's Forum to continue the Help Me Grow Florida Network.

From the funds in Specific Appropriation 84, \$3,000,000 in nonrecurring funds from the Child Care and Development Block Grant Trust Fund is provided to the Office of Early Learning to competitively procure for the early learning coalitions established pursuant to section 1002.83, Florida Statutes, a system of professional development that significantly improves child care instructor quality. For purposes of developing the competitive procurement, the office shall consult with the early learning coalitions.

## 85 SPECIAL CATEGORIES

## GRANTS AND AIDS - SCHOOL READINESS

## SERVICES

FROM GENERAL REVENUE FUND . . . . .	144,555,335	
FROM CHILD CARE AND DEVELOPMENT		
BLOCK GRANT TRUST FUND . . . . .		521,709,466
FROM FEDERAL GRANTS TRUST FUND . . .		500,000
FROM WELFARE TRANSITION TRUST FUND .		94,112,427

For the funds in Specific Appropriation 85, expenditures for Gold Seal Quality Expenditure payments shall be reported as Direct Services. The Office of Early Learning shall have the authority to reclassify Gold Seal Quality Expenditure payments by the early learning coalitions and statewide contractors to meet targeted federal requirements for improving the quality of infant and toddler child care to the extent allowable in the state's approved Child Care and Development Fund Plan.

From the funds in Specific Appropriation 85, \$689,927,228 is provided for the School Readiness Program and is allocated to early learning coalitions as follows:

Alachua.....	11,548,748
Bay, Calhoun, Gulf, Franklin, Washington, Holmes, Jackson..	13,845,216
Brevard.....	20,707,271
Broward.....	50,283,993
Charlotte, DeSoto, Highlands, Hardee.....	10,174,341
Columbia, Hamilton, Lafayette, Union, Suwannee.....	8,311,081
Dade, Monroe.....	130,005,929
Dixie, Gilchrist, Levy, Citrus, Sumter.....	9,224,354
Duval.....	34,106,162
Escambia.....	16,200,732
Hendry, Glades, Collier, Lee.....	23,566,101
Hillsborough.....	50,849,605
Lake.....	8,117,929
Leon, Gadsden, Jefferson, Liberty, Madison, Wakulla,	
Taylor.....	19,386,136
Manatee.....	10,585,968
Marion.....	11,068,807
Martin, Okeechobee, Indian River.....	9,005,882
Okaloosa, Walton.....	9,006,926
Orange.....	43,320,473
Osceola.....	7,536,138
Palm Beach.....	40,845,982
Pasco, Hernando.....	16,566,878
Pinellas.....	34,601,941
Polk.....	22,598,861
St. Johns, Putnam, Clay, Nassau, Baker, Bradford.....	17,775,520
St. Lucie.....	10,014,444
Santa Rosa.....	4,392,601
Sarasota.....	6,095,067
Seminole.....	9,987,385
Volusia, Flagler.....	16,464,654
Redlands Christian Migrant Association.....	13,732,103

From the funds in Specific Appropriation 85, the Office of Early Learning shall have the ability to reallocate funds for school readiness

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

services as funds are available or in the instance that a coalition does not have eligible children on its waiting list and has met its expenditure cap pursuant to section 1002.89(6), Florida Statutes.

From the funds in Specific Appropriation 85, \$950,000 in nonrecurring funds from the Child Care Development Block Grant Trust Fund shall be used to allocate School Readiness Fraud Reimbursement payments collected in the prior year.

From the funds in Specific Appropriation 85, \$40,000,000 is provided to the Office of Early Learning for purposes of implementing the pay differential program pursuant to section 1002.82(2)(o), Florida Statutes. The Office of Early Learning shall have the authority to reallocate for school readiness services any unexpended portion of the funds provided for the pay differential program.

From the funds in Specific Appropriation 85, \$30,000,000 is provided to expand the provision of services to low income families at or below 200 percent of the federal poverty level as long as the income does not exceed 85% of the state median income. Local matching funds can be derived from local governments, employers, charitable foundations, and other sources so that Florida communities can create local partnerships focused on using the state and local funds for direct services and expanding the number of child care slots. To be eligible for funding, an early learning coalition must match the state funds on a dollar-for-dollar basis. The Office of Early Learning shall establish procedures for the match program that shall include giving priority to early learning coalitions whose local match complies with federal Child Care and Development Block Grant matching requirements.

## 86 SPECIAL CATEGORIES

## GRANTS AND AIDS- EARLY LEARNING STANDARDS

## AND ACCOUNTABILITY

FROM GENERAL REVENUE FUND . . . . .	1,629,791
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Funds in Specific Appropriation 86 are provided to the Office of Early Learning for the Voluntary Prekindergarten evidence-based pre- and post-assessment as required by section 1002.67, Florida Statutes.

In addition, funds in Specific Appropriation 86 are provided to the Office of Early Learning to implement Voluntary Prekindergarten accountability standards, as required by section 1002.67, Florida Statutes, including the maintenance of the website. These funds shall also be distributed to Voluntary Prekindergarten providers, early learning coalitions and school districts to support the continued implementation of the Voluntary Prekindergarten Progress Monitoring Assessment developed by the Department of Education in collaboration with the Florida Center for Reading Research and for professional development opportunities and online training for Voluntary Prekindergarten providers with a focus on emergent literacy and mathematical thinking.

## 87 SPECIAL CATEGORIES

## RISK MANAGEMENT INSURANCE

FROM GENERAL REVENUE FUND . . . . .	7,725
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## FROM CHILD CARE AND DEVELOPMENT

BLOCK GRANT TRUST FUND . . . . .	22,507
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## 88 SPECIAL CATEGORIES

## GRANTS AND AIDS - VOLUNTARY

## PREKINDERGARTEN PROGRAM

FROM GENERAL REVENUE FUND . . . . .	404,033,453
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Funds in Specific Appropriation 88 are provided for the Voluntary Prekindergarten Education Program as provided in sections 1002.51 through 1002.79, Florida Statutes, and shall be initially allocated to early learning coalitions as indicated below. Pursuant to the provisions of section 1002.71(3)(a), Florida Statutes, for Fiscal Year 2020-2021, the base student allocation per full-time equivalent student for the school year program shall be \$2,437, and the base student allocation for the summer program shall be \$2,080. The allocation includes four percent in addition to the base student allocation to fund administrative and other program costs of the early learning coalitions related to the Voluntary Prekindergarten Education Program.

The funds in Specific Appropriation 88 shall be allocated as follows:



## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Alachua.....	4,151,198	
Bay, Calhoun, Gulf, Franklin, Washington, Holmes, Jackson.....	3,331,979	
Brevard.....	11,534,950	
Broward.....	39,496,611	
Charlotte, DeSoto, Highlands, Hardee.....	4,866,280	
Columbia, Hamilton, Lafayette, Union, Suwannee.....	2,850,470	
Dade, Monroe.....	54,932,045	
Dixie, Gilchrist, Levy, Citrus, Sumter.....	4,499,905	
Duval.....	24,275,598	
Escambia.....	4,764,662	
Hendry, Glades, Collier, Lee.....	20,220,271	
Hillsborough.....	30,849,401	
Lake.....	6,336,527	
Leon, Gadsden, Jefferson, Liberty, Madison, Wakulla, Taylor.....	6,672,915	
Manatee.....	6,826,168	
Marion.....	5,576,148	
Martin, Okeechobee, Indian River.....	6,168,624	
Okaloosa, Walton.....	5,589,351	
Orange.....	32,289,208	
Osceola.....	9,060,284	
Palm Beach.....	30,039,810	
Pasco, Hernando.....	14,078,136	
Pinellas.....	14,807,895	
Polk.....	11,322,784	
St. Johns, Putnam, Clay, Nassau, Baker, Bradford.....	14,630,607	
St. Lucie.....	6,014,663	
Santa Rosa.....	2,716,431	
Sarasota.....	4,700,621	
Seminole.....	10,870,389	
Volusia, Flagler.....	10,559,522	
89 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .	24,176	
FROM CHILD CARE AND DEVELOPMENT		
BLOCK GRANT TRUST FUND . . . . .		8,064
90 DATA PROCESSING SERVICES		
EDUCATION TECHNOLOGY AND INFORMATION SERVICES		
FROM GENERAL REVENUE FUND . . . . .	1,082,860	
FROM CHILD CARE AND DEVELOPMENT		
BLOCK GRANT TRUST FUND . . . . .		2,005,150
91 DATA PROCESSING SERVICES		
NORTHWEST REGIONAL DATA CENTER (NWRDC)		
FROM GENERAL REVENUE FUND . . . . .	211,952	
FROM CHILD CARE AND DEVELOPMENT		
BLOCK GRANT TRUST FUND . . . . .		281,949
TOTAL: PROGRAM: EARLY LEARNING SERVICES		
FROM GENERAL REVENUE FUND . . . . .	560,562,922	
FROM TRUST FUNDS . . . . .		663,912,542
TOTAL POSITIONS . . . . .	98.00	
TOTAL ALL FUNDS . . . . .		1,224,475,464

## PUBLIC SCHOOLS, DIVISION OF

## PROGRAM: STATE GRANTS/K-12 PROGRAM - FEPP

The calculations of the Florida Education Finance Program (FEPP) for the 2020-2021 fiscal year are incorporated by reference in Senate Proposed Bill 2502. The calculations are the basis for the appropriations in the General Appropriations Act in Specific Appropriations 8, 9, 10, 92, and 93.

92 AID TO LOCAL GOVERNMENTS		
GRANTS AND AIDS - FLORIDA EDUCATIONAL FINANCE PROGRAM		
FROM GENERAL REVENUE FUND . . . . .	9,136,008,118	
FROM STATE SCHOOL TRUST FUND . . . . .		177,138,902
Funds provided in Specific Appropriations 8 and 92 shall be		

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

allocated using a base student allocation of \$4,319.66 for the FEPP.

From the funds in Specific Appropriations 8 and 92, \$500 million is provided for the Teacher Salary Increase Allocation, pursuant to section 1011.62(22).

Eighty percent of the total allocation is provided for school districts to increase the minimum salary for full-time classroom teachers as defined in section 1012.01(2)(a), plus certified prekindergarten teachers, but not including substitute teachers. The minimum salary goal shall be \$47,500. Any eligible teacher whose annual salary is below the minimum salary goal, including first year teachers, shall be provided a salary or salary increase to the minimum that is achievable by the district's share of eighty percent of the total allocation of the funds provided. If a district achieves or is at or above the \$47,500 minimum but has not increased the minimum salary by at least five percent, the district shall use funds remaining from the eighty percent allocation to increase the minimum by at least five percent.

Twenty percent of the total allocation, plus any remaining funds from the district's share of the eighty percent allocation, may be used to provide salary increases for all instructional personnel as defined in section 1012.01(2)(a)-(d), plus certified prekindergarten teachers, but not including substitutes. Teachers who receive an increase from the minimum salary allocation may also participate in the salary increase provided from the district's share of twenty percent of the total allocation.

Appropriated funds also include associated employer costs. Districts shall transfer the minimum base salary and salary increase funds locally to the district postsecondary program for eligible adult education and certified technical education instructors.

Funds provided in Specific Appropriations 8 and 92 for the supplemental allocation for juvenile justice education programs shall be allocated pursuant to the formula provided in section 1011.62(10), Florida Statutes. The allocation factor shall be \$1,230.58.

From the funds provided in Specific Appropriations 8 and 92, juvenile justice education programs shall receive funds as provided in section 1003.52(13), Florida Statutes. Up to \$341 per student may be used for high school equivalency examination fees for juvenile justice students who pass the high school equivalency exam in full, or in part, while in a juvenile justice education program and may be used for students in juvenile justice education programs to support equipment, specially designed curricula, and industry credentialing testing fees, for students enrolled in career and technical education (CTE) courses that lead to industry recognized certifications.

The district cost differential (DCD) for each district shall be calculated pursuant to the provisions of section 1011.62(2), Florida Statutes.

From the funds provided in Specific Appropriations 8 and 92, \$55,500,000 is provided for the Sparsity Supplement as defined in section 1011.62(7), Florida Statutes, for school districts of 24,000 and fewer FTE in the 2020-2021 fiscal year.

Total Required Local Effort for Fiscal Year 2020-2021 shall be \$8,016,310,630. The total amount shall include adjustments made for the calculation required in section 1011.62(4)(a) through (c), Florida Statutes.

The maximum nonvoted discretionary millage which may be levied pursuant to the provisions of section 1011.71(1), Florida Statutes, by district school boards in Fiscal Year 2020-2021 shall be 0.748 mills. This millage shall be used to calculate the discretionary millage compression supplement as provided in section 1011.62(5), Florida Statutes. To be eligible for the supplement, a district must levy the maximum.

Funds provided in Specific Appropriations 8 and 92 are based upon program cost factors for Fiscal Year 2020-2021 as follows:

1. Basic Programs	
A. K-3 Basic.....	1.124
B. 4-8 Basic.....	1.000
C. 9-12 Basic.....	1.012

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

2. Programs for Exceptional Students  
 A. Support Level 4.....3.644  
 B. Support Level 5.....5.462
3. English for Speakers of Other Languages .....1.184
4. Programs for Grades 9-12 Career Education.....1.012

From the funds in Specific Appropriations 8 and 92, \$1,093,408,792 is provided to school districts as an Exceptional Student Education (ESE) Guaranteed Allocation as authorized by law to provide educational programs and services for exceptional students. The ESE Guaranteed Allocation funds are provided in addition to the funds for each exceptional student in the per FTE student calculation. Included in the allocation for the 2020-2021 appropriation is a re-baseline adjustment that shall not be recalculated during the fiscal year. School districts that provided educational services in the 2019-2020 fiscal year for exceptional students who are residents of other districts shall not discontinue providing such services without the prior approval of the Department of Education. Expenditure requirements for the ESE Guaranteed Allocation shall be as prescribed in section 1010.20(3), Florida Statutes, for programs for exceptional students.

From the funds provided in Specific Appropriations 8 and 92, the value of 43.35 weighted FTE students is provided to supplement the funding for severely handicapped students served in ESE programs 254 and 255 when a school district has less than 10,000 FTE student enrollment and less than three FTE eligible students per program. The Commissioner of Education shall allocate the value of the supplemental FTE based on documented evidence of the difference in the cost of the service and the amount of funds received in the district's FEFP allocations for the students being served. The supplemental value shall not exceed three FTE.

The Declining Enrollment Supplement shall be calculated based on 25 percent of the decline between the prior year and current year unweighted FTE students pursuant to section 1011.62(8), Florida Statutes.

From the funds in Specific Appropriations 8 and 92, \$180,000,000 is provided for the Safe Schools Allocation and shall be allocated as follows: \$250,000 shall be distributed to each district, and the remaining balance shall be allocated pursuant to section 1011.62(15), Florida Statutes.

From the funds in Specific Appropriations 8 and 92, \$724,428,586 is for Supplemental Academic Instruction to be provided pursuant to section 1011.62 (1)(f), Florida Statutes.

From the funds in Specific Appropriations 8 and 92, \$50,978,785 is provided pursuant to section 1011.62(21), Florida Statutes, for a Turnaround School Supplemental Services Allocation at a per FTE funding amount for eligible schools of \$500.

From the funds in Specific Appropriations 8 and 92, \$130,000,000 is provided for a K-12 comprehensive, district-wide system of research-based reading instruction pursuant to section 1011.62(9), Florida Statutes. The amount of \$115,000 shall be allocated to each district and the remaining balance shall be allocated pursuant to section 1011.62(9), Florida Statutes.

From the funds provided in Specific Appropriations 8 and 92, \$236,506,991 is provided for Instructional Materials including \$12,488,847 for Library Media Materials, \$3,413,618 for the purchase of science lab materials and supplies, \$10,587,514 for dual enrollment instructional materials, and \$3,192,797 for the purchase of digital instructional materials for students with disabilities. The growth allocation per FTE shall be \$311.27 for the 2020-2021 fiscal year. School districts shall pay for instructional materials used for the instruction of public high school students who are earning credit toward high school graduation under the dual enrollment program as provided in section 1011.62(1)(i), Florida Statutes.

The funds provided for Instructional Materials may also be used by school districts to purchase electronic devices and technology equipment and infrastructure that comply with the eligible expenditures authorized

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

pursuant to section 1011.62(12), Florida Statutes. Prior to release of the funds by the department to a school district for the purchase of electronic devices or technology equipment or infrastructure, the district must: (1) certify that it has the instructional materials necessary to provide instruction aligned to the adopted statewide benchmarks and standards and (2) include an expenditure plan for the purchase of electronic devices and technology equipment, and infrastructure that demonstrates its compliance with section 1011.62(12), Florida Statutes. The department shall provide a report to the Legislature on or before March 1, 2021, that details the district expenditures for these funds to demonstrate compliance with the amount made available for such purchases.

From funds provided in Specific Appropriations 8 and 92, \$449,837,948 is provided for Student Transportation as provided in section 1011.68, Florida Statutes.

From funds provided in Specific Appropriations 8 and 92, \$54,143,375 is provided for the Teachers Classroom Supply Assistance Program and shall be given to teachers pursuant to section 1012.71, Florida Statutes. The allocation shall not be recalculated during the school year.

Funds provided in Specific Appropriations 8 and 92 for the Federally Connected Student Supplement shall be allocated pursuant to the formula provided in section 1011.62(13), Florida Statutes.

Funds provided in Specific Appropriations 8 and 92 for the Virtual Education Contribution shall be allocated pursuant to the formula provided in section 1011.62(11), Florida Statutes. The contribution shall be based on \$5,230 per FTE.

Districts may charge a fee for grades K-12 voluntary, non-credit summer school enrollment in basic program courses. The amount of any student's fee shall be based on the student's ability to pay and the student's financial need as determined by district school board policy.

From the funds in Specific Appropriations 8 and 92, \$20,000,000 is provided for the Digital Classrooms allocation as provided in section 1011.62(12), Florida Statutes. The minimum amount to be allocated to each district is \$250,000 or \$300 per FTE, whichever is less. Twenty percent of the funds provided may be used for professional development, including in-state conference attendance or online coursework, to enhance the use of technology for digital instructional strategies.

From the funds in Specific Appropriations 8 and 92, \$52,119,565 is provided for a Funding Compression allocation for school districts and developmental research schools whose total funds per FTE in the prior fiscal year were less than the statewide average. Funds shall be allocated based on the requirements contained in section 1011.62(17), Florida Statutes, and for the 2020-2021 fiscal year allocation, 25 percent of the difference between the district's prior year funds per FTE and the state average shall be used to determine the allocation. A district's allocation shall not be greater than \$100 per FTE.

From the funds in Specific Appropriation 8 and 92, \$100,000,000 is for the Mental Health Assistance Allocation to be provided pursuant to section 1011.62(16), Florida Statutes.

93 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - CLASS SIZE REDUCTION			
FROM GENERAL REVENUE FUND . . . . .	2,954,926,622		
FROM STATE SCHOOL TRUST FUND . . . . .			86,161,098

Funds in Specific Appropriations 9 and 93 are provided to implement the requirements of sections 1003.03 and 1011.685, Florida Statutes. The class size reduction allocation factor for grades prekindergarten to grade 3 shall be \$1,301.93, for grades 4 to 8 shall be \$888.05, and for grades 9 to 12 shall be \$890.19. The class size reduction allocation shall be recalculated based on enrollment through the October 2020 FTE survey except as provided in section 1003.03(4), Florida Statutes. If the total class size reduction allocation is greater than the appropriation in Specific Appropriations 9 and 93, funds shall be prorated to the level of the appropriation based on each district's calculated amount. The Commissioner of Education may withhold disbursement of these funds until a district is in compliance with reporting information required for class size reduction implementation.

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: PROGRAM: STATE GRANTS/K-12 PROGRAM - FEFP  
 FROM GENERAL REVENUE FUND . . . . . 12,090,934,740  
 FROM TRUST FUNDS . . . . . 263,300,000  
 TOTAL ALL FUNDS . . . . . 12,354,234,740

## PROGRAM: STATE GRANTS/K-12 PROGRAM - NON FEFP

Of the funds provided for school district matching grants and regional education consortium programs in Specific Appropriations 103 and 108, 60 percent shall be released to the Department of Education at the beginning of the first quarter and the balance at the beginning of the third quarter. The Department of Education shall disburse the funds to eligible entities within 30 days of release.

The funds provided for the Educator Professional Liability Insurance appropriation category in Specific Appropriation 104 and the funds provided for the Gardiner Scholarship Program in Specific Appropriation 111 shall be 100 percent released to the Department of Education at the beginning of the first quarter.

Funds provided in Specific Appropriations 97 through 118 shall be used to serve Florida students.

97 AID TO LOCAL GOVERNMENTS  
 GRANTS AND AIDS - THE COACH AARON FEIS  
 GUARDIAN PROGRAM  
 FROM GENERAL REVENUE FUND . . . . . 500,000

Funds provided in Specific Appropriations 97 shall be used to certify and train school guardians as provided in section 30.15, Florida Statutes.

98 SPECIAL CATEGORIES  
 GRANTS AND AIDS - ASSISTANCE TO LOW  
 PERFORMING SCHOOLS  
 FROM GENERAL REVENUE FUND . . . . . 4,000,000

Funds in Specific Appropriation 98 may be used to contract for the operation of the Florida Partnership for Minority and Underrepresented Student Achievement and to achieve the partnership's mission as provided in section 1007.35, Florida Statutes. The funds shall be expended for professional development for Advanced Placement classroom teachers.

99 SPECIAL CATEGORIES  
 GRANTS AND AIDS - TAKE STOCK IN CHILDREN  
 FROM GENERAL REVENUE FUND . . . . . 6,125,000

100 SPECIAL CATEGORIES  
 GRANTS AND AIDS - MENTORING/STUDENT  
 ASSISTANCE INITIATIVES  
 FROM GENERAL REVENUE FUND . . . . . 8,897,988

From the funds provided in Specific Appropriation 100, the following projects are funded with recurring funds that shall be allocated as follows:

Best Buddies.....	700,000
Big Brothers Big Sisters.....	2,980,248
Florida Alliance of Boys and Girls Clubs.....	3,652,768
Teen Trendsetters.....	300,000
YMCA State Alliance/YMCA Reads.....	764,972

From the funds provided in Specific Appropriation 100, the following projects are funded with nonrecurring funds that shall be allocated as follows:

Best Buddies Mentoring and Student Assistance Initiatives (Senate Form 1311).....	250,000
Big Brothers Big Sisters - Bigs Inspiring Scholastic Success (BISS) (Senate Form 1426).....	250,000

101 SPECIAL CATEGORIES  
 GRANTS AND AIDS - COLLEGE REACH OUT  
 PROGRAM  
 FROM GENERAL REVENUE FUND . . . . . 1,000,000

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

102 SPECIAL CATEGORIES  
 GRANTS AND AIDS - FLORIDA DIAGNOSTIC AND  
 LEARNING RESOURCES CENTERS  
 FROM GENERAL REVENUE FUND . . . . . 2,700,000

Funds provided in Specific Appropriation 102 shall be allocated to the Multidisciplinary Educational Services Centers as provided in section 1006.03, Florida Statutes, as follows:

University of Florida.....	450,000
University of Miami.....	450,000
Florida State University.....	450,000
University of South Florida.....	450,000
University of Florida Health Science Center at Jacksonville.....	450,000
Keiser University.....	450,000

Each center shall provide a report to the Department of Education by September 1, 2020, for the prior fiscal year that shall include the following: (1) the number of children served, (2) the number of parents served, (3) the number of persons participating in in-service education activities, (4) the number of districts served, and (5) specific services provided.

103 SPECIAL CATEGORIES  
 GRANTS AND AIDS - SCHOOL DISTRICT  
 EDUCATION FOUNDATION MATCHING GRANTS  
 PROGRAM  
 FROM GENERAL REVENUE FUND . . . . . 5,000,000

Funds in Specific Appropriation 103 are provided as challenge grants to public school district education foundations for programs that serve low-performing students, technical career education, literacy initiatives, Science, Technology, Engineering, Math (STEM) Education initiatives, increased teacher quality and/or increased graduation rates as provided in section 1011.765, Florida Statutes. The amount of each grant shall be equal to the private contribution made to a qualifying public school district education foundation. In-kind contributions shall not be considered for matching purposes. Administrative costs for the program shall not exceed five percent.

Before any funds provided in Specific Appropriation 103 may be disbursed to any public school district education foundation, the public school district foundation must certify to the Commissioner of Education that the private cash has actually been received by the public school education foundation seeking matching funds. The Consortium of Florida Education Foundations shall be the fiscal agent for this program.

104 SPECIAL CATEGORIES  
 EDUCATOR PROFESSIONAL LIABILITY INSURANCE  
 FROM GENERAL REVENUE FUND . . . . . 850,000

105 SPECIAL CATEGORIES  
 TEACHER AND SCHOOL ADMINISTRATOR DEATH  
 BENEFITS  
 FROM GENERAL REVENUE FUND . . . . . 36,321

106 SPECIAL CATEGORIES  
 RISK MANAGEMENT INSURANCE  
 FROM GENERAL REVENUE FUND . . . . . 714,082  
 FROM ADMINISTRATIVE TRUST FUND . . . . . 60,150

107 SPECIAL CATEGORIES  
 GRANTS AND AIDS - AUTISM PROGRAM  
 FROM GENERAL REVENUE FUND . . . . . 9,400,000

Funds provided in Specific Appropriation 107 are for Autism Centers as provided in section 1004.55, Florida Statutes, and shall be allocated as follows:

Florida Atlantic University.....	1,056,776
Florida State University (College of Medicine).....	1,224,008
University of Central Florida.....	1,721,639
University of Florida (College of Medicine).....	1,077,893
University of Florida (Jacksonville).....	1,072,732
University of Miami (Department of Psychology) including	

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

\$391,650 for activities in Broward County through Nova Southeastern University..... 1,802,195  
University of South Florida/Florida Mental Health Institute..... 1,444,757

Autism Centers shall provide appropriate nutritional information to parents of children served through funds provided in Specific Appropriation 107. Summaries of outcomes for the prior fiscal year shall be submitted to the Department of Education by September 1, 2020.

108 SPECIAL CATEGORIES  
GRANTS AND AIDS - REGIONAL EDUCATION  
CONSORTIUM SERVICES  
FROM GENERAL REVENUE FUND . . . . . 1,750,000

109 SPECIAL CATEGORIES  
TEACHER PROFESSIONAL DEVELOPMENT  
FROM GENERAL REVENUE FUND . . . . . 24,219,426

From the funds provided in Specific Appropriation 109, the following shall be allocated from recurring funds:

Administrators Professional Development as provided in section 1012.985, Florida Statutes..... 7,000,000  
Computer Science Certification and Teacher Bonuses as provided in section 1007.2616, Florida Statutes..... 10,000,000  
Florida Association of District School Superintendents Training as provided in section 1001.47, Florida Statutes..... 500,000  
Mental Health Awareness and Assistance Training as provided in section 1012.584, Florida Statutes..... 5,500,000  
Principal of the Year as provided in section 1012.986, Florida Statutes..... 29,426  
School Related Personnel of the Year as provided in section 1012.21, Florida Statutes..... 370,000  
Teacher of the Year as provided in section 1012.77, Florida Statutes..... 770,000  
Teacher of the Year Summit as provided in section 1012.77, Florida Statutes..... 50,000

From the funds provided in Specific Appropriation 109 for the Teacher of the Year Program, \$770,000 is provided for financial awards, in conjunction with any private donations, resulting in district participants receiving a minimum total award amount of \$10,000; the selected finalists receiving a minimum total award of \$15,000; and the Teacher of the Year receiving a minimum total award amount of \$20,000.

Funds in Specific Appropriation 109 for the School Related Personnel of the Year Program are provided for financial awards of up to \$5,000 for participants of the program; the selected finalists receiving a total award of up to \$6,500; and the School Related Personnel of the Year receiving a total award amount of up to \$10,000.

Funds provided in Specific Appropriation 109 for Principal, Teacher, or School Related Personnel of the Year may be disbursed to districts, schools, or individuals.

From the funds in Specific Appropriation 109 for Administrator Professional Development, \$7,000,000 is provided for professional development for principals and other district administrators in instructional and human resource leadership, including the use of teacher evaluations to improve instruction, aligning instruction with the district's curriculum and state standards, best financial practices, and other leadership responsibilities that support student achievement through job-embedded delivery and through either regional, local, or digital formats. Funds shall be provided to each district after the district has submitted its training plan to the Commissioner of Education. The funds shall be allocated to districts based on each district's share of unweighted FTE and districts with 10,000 or fewer FTE shall be provided a minimum allocation of \$5,000. From the total funds, \$400,000 is provided to the Department of Education for the Commissioner's Dr. Brian Dassler Leadership Academy.

Funds in Specific Appropriation 109 for Computer Science Certification and Teachers Bonuses are provided to the Department of Education and shall be allocated to school districts pursuant to section 1007.2616, Florida Statutes. The department shall submit a report to the

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Legislature by June 30, 2021, that details how the funds were allocated by school district.

110 SPECIAL CATEGORIES  
GRANTS AND AIDS - STRATEGIC STATEWIDE  
INITIATIVES  
FROM GENERAL REVENUE FUND . . . . . 3,640,000

From the funds in Specific Appropriation 110, \$640,000 in recurring funds is provided to the Department of Education for use of the Florida Safe Schools Assessment Tool at all public school sites, pursuant to section 1006.1493, Florida Statutes.

From the funds in Specific Appropriation 110, \$3,000,000 in recurring funds is provided to the Department of Education to implement the provisions as provided in section 1001.212(6), Florida Statutes.

111 SPECIAL CATEGORIES  
GRANTS AND AIDS - GARDINER SCHOLARSHIP  
PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 189,901,004

The funds provided in Specific Appropriation 111 for Gardiner Scholarships are for scholarship awards as provided in section 1002.385, Florida Statutes.

112 SPECIAL CATEGORIES  
GRANTS AND AIDS - READING SCHOLARSHIP  
ACCOUNTS  
FROM GENERAL REVENUE FUND . . . . . 7,600,000

From the funds in Specific Appropriation 112 for Reading Scholarships, an amount of \$500 per student is provided for each scholarship award as provided in section 1002.411, Florida Statutes.

113 SPECIAL CATEGORIES  
GRANTS AND AIDS - COMMUNITY SCHOOL GRANT  
PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 10,000,000

The funds in Specific Appropriation 113 are provided to the Department of Education to support the planning and implementation of community school programs pursuant to section 1003.64, Florida Statutes.

114 SPECIAL CATEGORIES  
GRANTS AND AIDS - SCHOOL AND INSTRUCTIONAL  
ENHANCEMENTS  
FROM GENERAL REVENUE FUND . . . . . 17,933,753

From the funds in Specific Appropriation 114, the following projects are funded with recurring funds that shall be allocated as follows:

Academic Tourney..... 132,738  
African American Task Force..... 100,000  
AMI Kids..... 1,100,000  
Arts for a Complete Education/Florida Alliance for Arts Education..... 110,952  
Black Male Explorers..... 164,701  
Florida Holocaust Museum..... 300,000  
Girl Scouts of Florida..... 267,635  
Holocaust Memorial Miami Beach..... 66,501  
Holocaust Task Force..... 100,000  
Project to Advance School Success (PASS)..... 508,983  
SEED School of Miami as provided in section 1002.3305, Florida Statutes..... 5,872,495  
State Science Fair..... 72,032  
YMCA Youth in Government..... 100,000

From the funds in Specific Appropriation 114, nonrecurring funds are provided for the following:

After-School All-Stars (Senate Form 1965)..... 250,000  
All Pro Dad Fatherhood Involvement in Literacy (Senate Form 2308)..... 250,000  
Arts to Education to Work (Senate Form 1410)..... 50,000  
Collier Community Abstinence Program, CCAP (Senate Form 1359)..... 200,000

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Crockett Foundation Coding Explorers Program (Senate Form 1279).....	150,000
Cyber Security for Florida (Senate Form 1289).....	230,000
DCS Mentoring Program, Inc. (Senate Form 1371).....	50,000
East River High School- Agriculture Education Program Expansion (Senate Form 1581).....	66,750
Florida Debate Initiative (Senate Form 2458).....	250,000
Hands of Mercy Everywhere Inc. -Bellevue Lakeside Hospitality Program (Senate Form 1074).....	200,000
Hope Street Family Education Services (Senate Form 2258).....	250,000
Jacksonville Symphony - Ensembles to Schools, a Youth Music Education Program (Senate Form 1929).....	250,000
John's Hopkins All Children Hospital Patient Academics (Senate Form 2362).....	100,000
Manatee County YDASH Program (Senate Form 2521).....	245,142
Manatee Schools STEM Career Pathways Pilot (Senate Form 1820).....	550,000
Mental Health Assistance Allocation for Florida Virtual School (Senate Form 2420).....	500,000
Merritt Island High School StangStation (Senate Form 1478).....	10,000
Mote Marine Laboratory STEM Education (Senate Form 2366).....	2,000,000
National Flight Academy (Senate Form 1396).....	421,495
Northeast Florida 21st Century Workforce Development Project (Senate Form 1664).....	500,000
Northwest Florida Holocaust Education & Teacher Training (Senate Form 1469).....	300,000
Overtown Youth Center (Senate Form 1390).....	250,000
Safer, Smarter Schools (Senate Form 1473).....	250,000
Sarasota Summer Learning Academy (Senate Form 1241).....	500,000
Seminole County Public Schools Construction Workforce Talent Pipeline (Senate Form 1961).....	500,000
St. Johns Schools Classroom to Careers/Flagships (Senate Form 2484).....	50,000
Tampa Museum of Art- Art on the House- Education & Community Outreach (Senate Form 1284).....	164,329
Walkabouts Kinesthetic Learning Program Pilot (Senate Form 1144).....	250,000
Wayman Academy of the Arts (Senate Form 1930).....	250,000

## 115 SPECIAL CATEGORIES

GRANTS AND AIDS - EXCEPTIONAL EDUCATION	
FROM GENERAL REVENUE FUND . . . . .	5,398,722
FROM FEDERAL GRANTS TRUST FUND . . . . .	2,333,354

From the funds in Specific Appropriation 115, \$350,000 in recurring funds and \$600,000 in nonrecurring funds from the General Revenue Fund are provided for the Family Cafe (Senate Form 1366). Funds in Specific Appropriation 115 for Family Cafe are supplemental and shall not be used to replace or supplant current funds awarded for the Family Cafe Project.

From the funds in Specific Appropriation 115, the following recurring funds from the General Revenue Fund shall be allocated as follows:

Auditory-Oral Education Grant Funding.....	750,000
Communication/Autism Navigator as provided in section 1006.03, Florida Statutes.....	1,353,292
Florida Diagnostic and Learning Resources System Associate Centers as provided in section 1006.03, Florida Statutes 577,758.....	577,758
Florida Instructional Materials Center for the Visually Impaired as provided in section 1003.55, Florida Statutes.....	108,119
Learning through Listening.....	1,141,704
Multi-Agency Service Network for Students with Severe Emotional/Behavioral Disturbance as provided in section 1006.04, Florida Statutes.....	247,849
Portal to Exceptional Education Resources as provided in section 1003.576, Florida Statutes.....	20,000
Special Olympics.....	250,000

Funds in Specific Appropriation 115 from the Federal Grants Trust Fund shall be allocated as follows:

Florida Instructional Materials Center for the Visually Impaired as provided in section 1003.55, Florida Statutes.....	270,987
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## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Multi-Agency Service Network for Students with Severe Emotional/Behavioral Disturbance as provided in section 1006.04, Florida Statutes.....	750,322
Portal to Exceptional Education Resources as provided in section 1003.576, Florida Statutes.....	786,217
Resource Materials Technology Center for Deaf/Hard-of-Hearing as provided in section 1003.55, Florida Statutes.....	191,828
Very Special Arts.....	334,000

Funds provided in Specific Appropriation 115 for Auditory-Oral Education Grants shall only be awarded to Florida public or private nonprofit school programs serving deaf children in multiple counties, from birth to age seven, including rural and underserved areas. These schools must solely offer auditory-oral education programs, as defined in section 1002.391, Florida Statutes, and have a supervisor and faculty members who are credentialed as Certified Listening and Spoken Language Specialists.

The amount of the grants shall be based on the specific needs of each eligible student. Each eligible school that has insufficient public funds to provide the educational and related services specified in the Individual Education Plan (IEP) or Individual Family Service Plan (IFSP) of eligible students aged birth to seven years may submit grant applications to the Department of Education. Applications must include an itemized list of total costs, the amount of public funds available for those students without the grant, and the additional amount needed for the services identified in each students' respective IEP or IFSP. The department shall develop an appropriate application, provide instructions and administer this grant program to ensure minimum delay in providing the IEP or IFSP services for all eligible students. Each school shall be accountable for assuring that the public funds received are expended only for services for the eligible student as described in the application and shall provide a report documenting expenditures for the 2020-2021 fiscal year to the Department of Education by September 30, 2021.

## 116 SPECIAL CATEGORIES

FLORIDA SCHOOL FOR THE DEAF AND THE BLIND	
FROM GENERAL REVENUE FUND . . . . .	48,637,159
FROM ADMINISTRATIVE TRUST FUND . . . . .	120,937
FROM FEDERAL GRANTS TRUST FUND . . . . .	1,981,099
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,530,606

From the funds in Specific Appropriation 116, the school shall contract for health, medical, pharmaceutical and dental screening services for students. The school shall develop a collaborative service agreement for medical services and shall maximize the recovery of all legally available funds from Medicaid and private insurance coverage. The school shall report to the Legislature by June 30, 2021, information describing the agreement, services provided, budget and expenditures, including the amounts and sources of all funding used for the collaborative medical program and any other student health services during the 2020-2021 fiscal year.

## 117 SPECIAL CATEGORIES

TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT	
FROM GENERAL REVENUE FUND . . . . .	207,433
FROM ADMINISTRATIVE TRUST FUND . . . . .	40,935

## 117A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY PUBLIC SCHOOLS SPECIAL PROJECTS

FROM GENERAL REVENUE FUND . . . . .	44,712,100
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From the funds in Specific Appropriation 117A, the following projects are funded with nonrecurring funds that shall be allocated as follows:

Astronaut High School Welding Equipment (Senate Form 1477).....	150,000
Building a Better Tampa Bay STEM Workforce Initiative (Senate Form 2314).....	262,100
City of Hialeah Educational Academy, Phase-IV (Senate Form 1522).....	500,000
Hope Center for Autism (Senate Form 2280).....	300,000

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Marianna K-8 Furnishings and Equipment (Senate Form 2348).....	1,000,000
School Hardening Grants.....	42,000,000
Seminole County Public Schools Construction Workforce	
Talent Pipeline (Senate Form 1961).....	500,000
From the funds provided in Specific Appropriation 117A, \$42,000,000 is provided for the School Hardening Grant program to improve the physical security of school buildings based on the security risk assessment required by section 1006.1493, Florida Statutes. Funds may only be used for capital purchases. Funds shall be assigned initially based on each district's capital outlay FTE and charter school FTE. No district shall be assigned less than \$42,000. Funds shall be provided based on district application, which must be submitted to the Department of Education by December 1, 2020.	
118 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FACILITY REPAIRS MAINTENANCE AND CONSTRUCTION	
FROM GENERAL REVENUE FUND . . . . .	950,000
From the funds in Specific Appropriation 118, the following projects are funded with nonrecurring funds that shall be allocated as follows:	
Hands of Mercy Everywhere Inc. -Bellevue Lakeside Hospitality Program (Senate Form 1074).....	200,000
Security Funding for Pre-K-12 Catholic Schools (Senate Form 1372).....	250,000
Security Funding in Jewish Day Schools (Senate Form 1977).....	500,000
TOTAL: PROGRAM: STATE GRANTS/K-12 PROGRAM - NON FEFP	
FROM GENERAL REVENUE FUND . . . . .	394,172,988
FROM TRUST FUNDS . . . . .	7,067,081
TOTAL ALL FUNDS . . . . .	401,240,069
PROGRAM: FEDERAL GRANTS K/12 PROGRAM	
119 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - PROJECTS, CONTRACTS AND GRANTS	
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	3,999,420
120 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FEDERAL GRANTS AND AIDS	
FROM ADMINISTRATIVE TRUST FUND . . . . .	353,962
FROM FEDERAL GRANTS TRUST FUND . . . . .	1,864,865,669
121 SPECIAL CATEGORIES DOMESTIC SECURITY	
FROM FEDERAL GRANTS TRUST FUND . . . . .	5,409,971
TOTAL: PROGRAM: FEDERAL GRANTS K/12 PROGRAM	
FROM TRUST FUNDS . . . . .	1,874,629,022
TOTAL ALL FUNDS . . . . .	1,874,629,022
PROGRAM: EDUCATIONAL MEDIA & TECHNOLOGY SERVICES	
122 SPECIAL CATEGORIES CAPITOL TECHNICAL CENTER	
FROM GENERAL REVENUE FUND . . . . .	224,624
123 SPECIAL CATEGORIES GRANTS AND AIDS - PUBLIC BROADCASTING	
FROM GENERAL REVENUE FUND . . . . .	9,714,053
The funds provided in Specific Appropriation 123 shall be allocated as follows:	
Florida Channel Closed Captioning.....	390,862
Florida Channel Satellite Transponder Operations.....	800,000
Florida Channel Statewide Governmental and Cultural Affairs Programming.....	497,522
Florida Channel Year Round Coverage.....	2,714,588
Florida Public Radio Emergency Network Storm Center.....	166,270

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Public Radio Stations.....	1,300,000
Public Television Stations.....	3,844,811
From the funds provided in Specific Appropriation 123, "Governmental Affairs for Public Television" shall be produced by the same contractor selected by the Legislature to produce "The Florida Channel".	
From the funds provided in Specific Appropriation 123 for Public Television Stations, \$320,400 shall be allocated to each public television station recommended by the Commissioner of Education. Public Radio Stations shall be allocated \$100,000 per station.	
From the funds provided in Specific Appropriation 123 for the Florida Channel Satellite Transponder Operations, the Florida Channel shall contract for the leasing, management and operation of the state transponder with the same public broadcasting station that produces the Florida Channel.	
TOTAL: PROGRAM: EDUCATIONAL MEDIA & TECHNOLOGY SERVICES	
FROM GENERAL REVENUE FUND . . . . .	9,938,677
TOTAL ALL FUNDS . . . . .	9,938,677
PROGRAM: WORKFORCE EDUCATION	
124 AID TO LOCAL GOVERNMENTS PERFORMANCE BASED INCENTIVES	
FROM GENERAL REVENUE FUND . . . . .	6,500,000
Funds in Specific Appropriation 124 shall be provided by the Department of Education to district workforce education programs for students who earned industry certifications during the 2019-2020 academic year. Funding shall be based on students who earned industry certifications in the following occupational areas: health science to include surgical technology, orthopedic technology, dental assisting technology, practical nursing, medical coder/biller, medical assisting, certified nursing assistant, emergency medical technician and paramedic, clinical lab technician, EKG technician, pharmacy technician, and clinical hemodialysis technician; automotive service technology; auto collision repair and refinishing; medium/heavy duty truck technician; cyber security; cloud virtualization; network support services; computer programming; computer-aided drafting; advanced manufacturing; electrician; plumbing; public safety; welding; Federal Aviation Administration airframe mechanics and power plant mechanics; and heating, ventilation and air conditioning technician. These performance funds shall not be awarded for certifications earned through continuing workforce education programs.	
School districts shall maintain documentation for student attainment of industry certifications that are eligible for performance funding. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the school districts. If a district is unable to comply, the district shall refund the performance funding to the state.	
125 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - ADULT BASIC EDUCATION	
FEDERAL FLOW-THROUGH FUNDS	
FROM FEDERAL GRANTS TRUST FUND . . . . .	45,365,457
126 AID TO LOCAL GOVERNMENTS WORKFORCE DEVELOPMENT	
FROM GENERAL REVENUE FUND . . . . .	279,229,873
From the funds in Specific Appropriation 12 from the Educational Enhancement Trust Fund and Specific Appropriation 126 from the General Revenue Fund, \$370,347,980 is provided for school district workforce education programs as defined in section 1004.02(25), Florida Statutes, and is allocated as follows:	
Alachua.....	530,690
Baker.....	164,735
Bay.....	2,825,894
Bradford.....	914,648
Brevard.....	3,566,693
Broward.....	76,995,513
Calhoun.....	79,002

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Charlotte.....	2,119,991
Citrus.....	2,043,527
Clay.....	495,618
Collier.....	9,916,885
Columbia.....	287,178
Miami-Dade.....	80,670,340
DeSoto.....	607,940
Dixie.....	59,593
Escambia.....	3,794,637
Flagler.....	1,011,438
Franklin.....	75,140
Gadsden.....	403,300
Glades.....	78,420
Gulf.....	79,014
Hamilton.....	72,932
Hardee.....	182,126
Hendry.....	410,743
Hernando.....	573,537
Hillsborough.....	28,974,811
Indian River.....	997,510
Jackson.....	229,105
Jefferson.....	82,209
Lafayette.....	72,535
Lake.....	4,707,846
Lee.....	9,847,178
Leon.....	6,322,703
Liberty.....	88,804
Madison.....	72,353
Manatee.....	9,465,433
Marion.....	3,924,889
Martin.....	1,120,506
Monroe.....	609,617
Nassau.....	648,918
Okaloosa.....	2,223,670
Orange.....	31,942,536
Osceola.....	6,663,695
Palm Beach.....	17,692,976
Pasco.....	3,080,624
Pinellas.....	26,170,089
Polk.....	7,514,426
Saint Johns.....	3,915,933
Santa Rosa.....	2,179,007
Sarasota.....	8,117,838
Sumter.....	184,581
Suwannee.....	809,215
Taylor.....	1,107,328
Union.....	77,890
Wakulla.....	89,546
Walton.....	1,063,421
Washington.....	2,382,254

For programs leading to a career certificate or an applied technology diploma, and for adult general education programs, tuition and fees shall be assessed in accordance with section 1009.22, Florida Statutes.

Funds collected from standard tuition and out-of-state fees shall be used to support school district workforce education programs as defined in section 1004.02(25), Florida Statutes, and shall not be used to support K-12 programs or district K-12 administrative indirect costs.

The funds provided in Specific Appropriations 12, 124, and 126 shall not be used to support K-12 programs or district K-12 administrative indirect costs. The Auditor General shall verify compliance with this requirement during scheduled audits of these institutions.

Pursuant to the provisions of section 1009.26(1), Florida Statutes, school districts may grant fee waivers for programs funded through Workforce Development Education appropriations for up to eight percent of the fee revenues that would otherwise be collected.

From the funds provided in Specific Appropriations 12 and 126, each school district shall report enrollment for adult general education programs identified in section 1004.02, Florida Statutes, in accordance with the Department of Education instructional hours reporting procedures. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the school districts.

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

District superintendents shall certify that workforce education enrollment and performance data used for funding allocations to districts is accurate and complete in accordance with reporting timelines established by the Department of Education. If the district's workforce education programs are operated through a charter technical career center as provided by section 1002.34, Florida Statutes, the director appointed by the charter board may certify the enrollment and performance data. Upon certification, the district data shall be considered final for purposes of use in state funding formulas. After the final certification, the Department of Education may request a supplemental file in the event that a district has reported a higher level of enrollment or performance than was actually achieved by the district.

127	AID TO LOCAL GOVERNMENTS	
	GRANTS AND AIDS - PATHWAYS TO CAREER	
	OPPORTUNITIES GRANT	
	FROM GENERAL REVENUE FUND . . . . .	10,000,000

The recurring general revenue funds in Specific Appropriation 127 are provided for the Pathways to Career Opportunities Grant Program. The Department of Education shall administer the competitive grant program, determine eligibility, and distribute grants. Grantees include high schools, career centers, charter technical career centers, Florida College System institutions, and other entities authorized to sponsor an apprenticeship or preapprenticeship program, as defined in s. 446.021, Florida Statutes. The funds may be used to establish new apprenticeship or preapprenticeship programs, or expand existing programs. Applicants must provide projected enrollment and projected costs for the new or expanded apprenticeship program. The department shall give priority to apprenticeship programs with demonstrated regional demand. Grant funds may be used for instructional equipment, supplies, personnel, student services, and other expenses associated with the creation or expansion of an apprenticeship program. Grant funds may not be used for recurring instructional costs or for indirect costs. Grant recipients must submit quarterly reports in a format prescribed by the department.

128	AID TO LOCAL GOVERNMENTS	
	GRANTS AND AIDS - VOCATIONAL FORMULA FUNDS	
	FROM FEDERAL GRANTS TRUST FUND . . . . .	72,724,046

129	SPECIAL CATEGORIES	
	GRANTS AND AIDS - SCHOOL AND INSTRUCTIONAL	
	ENHANCEMENTS	
	FROM GENERAL REVENUE FUND . . . . .	1,650,000

From the funds in Specific Appropriation 129, \$100,000 in recurring funds is provided for the Lotus House Education and Employment Program for High Special Needs Homeless Women and Youth.

From the funds in Specific Appropriation 129, nonrecurring funds are provided for the following:

Feeding Tampa Bay - Engage & Empower (Senate Form 1500)...	150,000
Improving the Lives of Central Floridians Through	
Literacy and Education (Senate Form 1956).....	25,000
Manatee Technical College - New Aviation Program (Senate	
Form 2508).....	1,375,000

TOTAL: PROGRAM: WORKFORCE EDUCATION	
FROM GENERAL REVENUE FUND . . . . .	297,379,873
FROM TRUST FUNDS . . . . .	118,089,503
TOTAL ALL FUNDS . . . . .	415,469,376

## FLORIDA COLLEGES, DIVISION OF

## PROGRAM: FLORIDA COLLEGES

130	AID TO LOCAL GOVERNMENTS	
	PERFORMANCE BASED INCENTIVES	
	FROM GENERAL REVENUE FUND . . . . .	14,000,000

Funds in Specific Appropriation 130 are provided to colleges for students who earn industry certifications during the 2020-2021 academic year. Funding shall be based on students who earn industry certifications in the following occupational areas: public safety,

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

health sciences, automotive service technology, auto collision repair and refinishing, cyber security, cloud virtualization, network support services, computer programming, advanced manufacturing, electrician, welding, Federal Aviation Administration airframe mechanics, power plant mechanics, pharmacy technicians, and heating, ventilation and air conditioning technicians. The Department of Education shall distribute the awards by June 1, 2021, and establish procedures and timelines for colleges to report earned certifications for funding. The Department of Education may allocate any funds not obligated by June 1, 2021, to schools who have earned awards, based on the percentage of earned certifications. By October 31, 2020, the Chancellor of the Florida College System shall identify the associated industry certifications and shall prepare a report for each certification to include cost, percent employed, and average salary of graduates. These performance funds shall not be awarded for certifications earned through continuing workforce education programs.

Industry certifications earned by students enrolled in the 2019-2020 academic year which were eligible to be included in the funding allocation for the 2019-2020 fiscal year and were not included in the final disbursement due to the early data reporting deadline may be reported by colleges and included in the allocation of funds for the 2020-2021 fiscal year. Colleges shall maintain documentation for student attainment of industry certifications that are eligible for performance funding. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the colleges. If a college is unable to comply, the college shall refund the performance funding to the state.

131 AID TO LOCAL GOVERNMENTS  
STUDENT SUCCESS INCENTIVE FUNDS  
FROM GENERAL REVENUE FUND . . . . . 30,000,000

From the funds in Specific Appropriation 131, \$20,000,000 is provided for the 2-2 Student Success Incentive Fund to support college efforts to improve the success of students enrolled in associate of arts degree programs in completing critical college credit courses, graduating with associate of arts degrees, and transferring to baccalaureate degree programs. These funds shall be allocated as follows:

Eastern Florida State College.....	788,975
Broward College.....	1,945,783
College of Central Florida.....	384,412
Chipola College.....	136,972
Daytona State College.....	464,319
Florida SouthWestern State College.....	546,545
Florida State College at Jacksonville.....	549,562
Florida Keys Community College.....	27,183
Gulf Coast State College.....	161,859
Hillsborough Community College.....	883,196
Indian River State College.....	787,816
Florida Gateway College.....	105,356
Lake-Sumter State College.....	307,127
State College of Florida, Manatee-Sarasota.....	344,727
Miami Dade College.....	2,543,930
North Florida Community College.....	73,462
Northwest Florida State College.....	276,008
Palm Beach State College.....	1,053,540
Pasco-Hernando State College.....	625,545
Pensacola State College.....	300,668
Polk State College.....	282,834
Saint Johns River State College.....	230,447
Saint Petersburg College.....	1,190,523
Santa Fe College.....	1,020,299
Seminole State College of Florida.....	905,170
South Florida State College.....	97,672
Tallahassee Community College.....	958,109
Valencia College.....	3,007,961

From the funds in Specific Appropriation 131, \$10,000,000 is provided for the Work Florida Student Success Incentive Fund to support college strategies and initiatives to align career education programs with statewide and regional workforce demands and high paying job opportunities. These funds shall be allocated as follows:

Eastern Florida State College.....	263,869
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## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Broward College.....	1,202,677
College of Central Florida.....	291,530
Chipola College.....	82,032
Daytona State College.....	348,464
Florida SouthWestern State College.....	252,827
Florida State College at Jacksonville.....	836,154
Florida Keys Community College.....	56,447
Gulf Coast State College.....	170,298
Hillsborough Community College.....	373,292
Indian River State College.....	422,740
Florida Gateway College.....	162,037
Lake-Sumter State College.....	38,081
State College of Florida, Manatee-Sarasota.....	194,162
Miami Dade College.....	1,046,417
North Florida Community College.....	52,470
Northwest Florida State College.....	137,562
Palm Beach State College.....	613,577
Pasco-Hernando State College.....	203,369
Pensacola State College.....	158,819
Polk State College.....	382,358
Saint Johns River State College.....	101,357
Saint Petersburg College.....	635,590
Santa Fe College.....	198,969
Seminole State College of Florida.....	725,784
South Florida State College.....	139,550
Tallahassee Community College.....	123,881
Valencia College.....	785,687

132 AID TO LOCAL GOVERNMENTS  
FLORIDA COLLEGE SYSTEM DUAL ENROLLMENT  
FROM GENERAL REVENUE FUND . . . . . 550,000

134 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - FLORIDA COLLEGE SYSTEM  
PROGRAM FUND  
FROM GENERAL REVENUE FUND . . . . . 1,074,899,831

Funds provided in Specific Appropriation 134 are provided for operating funds and approved baccalaureate programs and shall be allocated as follows:

Eastern Florida State College.....	36,764,943
Broward College.....	76,238,953
College of Central Florida.....	19,706,215
Chipola College.....	9,682,173
Daytona State College.....	42,168,872
Florida SouthWestern State College.....	28,016,251
Florida State College at Jacksonville.....	65,037,039
Florida Keys Community College.....	6,357,136
Gulf Coast State College.....	19,101,402
Hillsborough Community College.....	59,269,947
Indian River State College.....	42,895,052
Florida Gateway College.....	11,832,263
Lake-Sumter State College.....	12,641,584
State College of Florida, Manatee-Sarasota.....	25,710,752
Miami Dade College.....	147,690,768
North Florida Community College.....	6,813,216
Northwest Florida State College.....	16,420,120
Palm Beach State College.....	55,463,562
Pasco-Hernando State College.....	27,125,537
Pensacola State College.....	30,984,225
Polk State College.....	27,680,420
Saint Johns River State College.....	19,851,749
Saint Petersburg College.....	60,024,342
Santa Fe College.....	38,181,602
Seminole State College of Florida.....	38,750,149
South Florida State College.....	14,425,463
Tallahassee Community College.....	28,289,881
Valencia College.....	77,776,215
Tier-Based Funding Model.....	30,000,000

Included within the total appropriations for Florida College System institutions in Specific Appropriation 134, nonrecurring funds are provided for the following:

Gulf Coast State College	
Tuition & Fee Revenue Loss Due to Hurricane Michael	



## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

(Senate Form 2351).....	250,000
Hillsborough Community College	
MLK Day on Service (Senate Form 1796).....	200,000
Lake Sumter State College	
Emerging Media and Information Technology Programs	
(Senate Form 1142).....	250,000
Palm Beach State College	
Dental Health Services - New Equipment (Senate Form 1806).....	250,000
Pensacola State College	
Trucking Workforce Diversification (Senate Form 1544).....	250,000
State College of Florida, Manatee-Sarasota	
Center for Nursing Excellence (Senate Form 1227).....	3,810,000
Manatee Educational Television (Senate Form 1775).....	410,000
South Florida State College	
Clinical Immersion Center (Senate Form 1336).....	500,000
St. Petersburg College	
Nursing Simulation Expansion (Senate Form 1771).....	250,000

Prior to the disbursement of funds in Specific Appropriations 14 and 134, colleges shall submit an operating budget for the expenditure of these funds as provided in section 1011.30, Florida Statutes. The operating budget shall clearly identify planned expenditures for baccalaureate programs and shall include the sources of funds.

For advanced and professional, postsecondary vocational, developmental education, educator preparation institute programs, and baccalaureate degree programs, tuition and fees shall be assessed in accordance with section 1009.23, Florida Statutes.

For programs leading to a career certificate or an applied technology diploma, and for adult general education programs, tuition and fees shall be assessed in accordance with section 1009.22, Florida Statutes.

Pursuant to the provisions of section 1009.26(1), Florida Statutes, Florida colleges may grant fee waivers for programs funded through Workforce Development Education appropriations for up to eight percent of the fee revenues that would otherwise be collected.

From the funds in Specific Appropriations 14 and 134, each Florida college shall report enrollment for adult general education programs identified in section 1004.02, Florida Statutes, in accordance with the Department of Education instructional hours reporting procedures. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the Florida colleges.

Each Florida college board of trustees is given flexibility to make necessary adjustments to its operating budget. If any board reduces individual programs or projects within the Florida college by more than 10 percent during the 2020-2021 fiscal year, written notification shall be made to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Department of Education.

Funds provided in Specific Appropriation 134 for the Tier-Based Funding Model shall be allocated by the Department of Education to Florida College System institutions based on student enrollment during the 2020-2021 fiscal year using a funding model developed by the department in coordination with the Florida College System presidents. The funding model shall group institutions into seven tiers based on enrollment size and include a base student allocation component, a compression component, an enrollment growth component, and a workforce program component. The initial funding model allocation shall include \$14,777,043 for the base student allocation component, \$437,621 for the compression component, \$11,091,076 for the growth component, and \$3,694,260 for the workforce component. The Department of Education shall have the ability to reallocate funds proportionately amongst the funding model components based on student enrollment during the 2020-2021 fiscal year and the resulting growth component calculation.

135 SPECIAL CATEGORIES	
COMMISSION ON COMMUNITY SERVICE	
FROM GENERAL REVENUE FUND . . . . .	983,182

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: PROGRAM: FLORIDA COLLEGES	
FROM GENERAL REVENUE FUND . . . . .	1,120,433,013
TOTAL ALL FUNDS . . . . .	1,120,433,013

## STATE BOARD OF EDUCATION

From the funds provided in Specific Appropriations 136 through 148, the Commissioner of Education shall prepare and provide to the chair of the Senate Committee on Appropriations, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor on or before October 1, 2020, a report containing the following: the federal indirect cost rate(s) approved to be used for the 12 month period of the 2020-2021 fiscal year and the data on which the rate(s) was established; the estimated amount of funds the approved rate(s) will generate; the proposed expenditure plan for the amount generated; and the June 30, 2020, balance of all unexpended federal indirect cost funds.

From the funds provided in Specific Appropriations 136 through 148, the Department of Education shall publish on the Florida Department of Education website by December 31, 2020, from each school district's Annual Financial Report, expenditures on a per FTE basis for the following fund types: General Fund, Special Revenue Fund, Debt Service Fund, Capital Project Fund and a Total. Fiduciary funds, enterprise funds, and internal service funds shall not be included. This funding information shall also be published in the same format on each school district's website by December 31, 2020.

Funds provided in Specific Appropriations 136 through 148 for the Working Capital Trust Fund shall be cost-recovered from funds used to pay data processing services provided in accordance with section 216.272, Florida Statutes.

APPROVED SALARY RATE	49,441,301	
136 SALARIES AND BENEFITS	POSITIONS	930.00
FROM GENERAL REVENUE FUND . . . . .		21,660,769
FROM ADMINISTRATIVE TRUST FUND . . . . .		7,223,878
FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .		5,253,018
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND . . . . .		2,983,400
FROM FEDERAL GRANTS TRUST FUND . . . . .		14,980,477
FROM INSTITUTIONAL ASSESSMENT		
TRUST FUND . . . . .		2,749,826
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .		6,980,545
FROM NURSING STUDENT LOAN		
FORGIVENESS TRUST FUND . . . . .		74,946
FROM OPERATING TRUST FUND . . . . .		295,445
FROM TEACHER CERTIFICATION		
EXAMINATION TRUST FUND . . . . .		402,177
FROM WORKING CAPITAL TRUST FUND . . . . .		5,652,462
137 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	241,613	
FROM ADMINISTRATIVE TRUST FUND . . . . .		140,473
FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .		94,347
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND . . . . .		41,618
FROM FEDERAL GRANTS TRUST FUND . . . . .		531,568
FROM INSTITUTIONAL ASSESSMENT		
TRUST FUND . . . . .		220,559
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .		24,981
FROM OPERATING TRUST FUND . . . . .		5,005
FROM WORKING CAPITAL TRUST FUND . . . . .		57,725
138 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	4,203,030	
FROM ADMINISTRATIVE TRUST FUND . . . . .		1,456,375

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .	1,009,523
FROM EDUCATIONAL MEDIA AND TECHNOLOGY TRUST FUND . . . . .	133,426
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .	898,664
FROM FEDERAL GRANTS TRUST FUND . . . . .	2,188,663
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	48,433
FROM INSTITUTIONAL ASSESSMENT TRUST FUND . . . . .	540,776
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .	800,556
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND . . . . .	39,050
FROM OPERATING TRUST FUND . . . . .	295,667
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .	135,350
FROM WORKING CAPITAL TRUST FUND . . . . .	706,077

From the funds provided in Specific Appropriation 138, \$45,187 from the General Revenue Fund is provided to the Department of Education to pay the state's dues to the Interstate Commission on Educational Opportunity for Military Children for the 2020-2021 fiscal year.

139 OPERATING CAPITAL OUTLAY	
FROM GENERAL REVENUE FUND . . . . .	45,970
FROM ADMINISTRATIVE TRUST FUND . . . . .	144,428
FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .	7,440
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .	15,000
FROM FEDERAL GRANTS TRUST FUND . . . . .	241,756
FROM INSTITUTIONAL ASSESSMENT TRUST FUND . . . . .	16,375
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .	55,960
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND . . . . .	6,000
FROM OPERATING TRUST FUND . . . . .	5,000
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .	3,150
FROM WORKING CAPITAL TRUST FUND . . . . .	47,921
140 SPECIAL CATEGORIES	
ASSESSMENT AND EVALUATION	
FROM GENERAL REVENUE FUND . . . . .	68,796,316
FROM ADMINISTRATIVE TRUST FUND . . . . .	2,315,367
FROM FEDERAL GRANTS TRUST FUND . . . . .	40,153,877
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .	13,783,900

From the funds in Specific Appropriation 140, the recurring sum of \$5,847,441 from the General Revenue Fund is provided to the Department of Education for the statewide assessments program to cover the cost of additional contract deliverables that are required to administer assessment testing in Fiscal Year 2020-2021. These funds shall be placed in reserve. The department is authorized to submit budget amendments to request release of funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes. The budget amendments shall include a detailed operational work plan and spending plan.

141 SPECIAL CATEGORIES	
TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS	
FROM GENERAL REVENUE FUND . . . . .	171,900
142 SPECIAL CATEGORIES	
CONTRACTED SERVICES	
FROM GENERAL REVENUE FUND . . . . .	16,610,599
FROM ADMINISTRATIVE TRUST FUND . . . . .	739,054
FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .	1,402,736

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .	488,200
FROM FEDERAL GRANTS TRUST FUND . . . . .	1,876,770
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	50,000
FROM INSTITUTIONAL ASSESSMENT TRUST FUND . . . . .	405,405
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .	14,115,208
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND . . . . .	19,893
FROM OPERATING TRUST FUND . . . . .	374,193
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .	4,242,250
FROM WORKING CAPITAL TRUST FUND . . . . .	943,604

From the funds in Specific Appropriation 142, the recurring sum of \$2,000,000 from the General Revenue Fund is provided to the Department of Education for staff augmentation to streamline and consolidate software applications and update user interfaces to be consistent with other department applications for the School Choice Scholarship Programs Database.

From the funds provided in Specific Appropriation 142, \$6,400,000 in recurring funds and \$1,600,000 in nonrecurring funds from the General Revenue Fund is provided to the Department of Education for Safe and Secure Campus Initiatives. Of these funds, \$6,400,000 shall be placed in reserve. The agency is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Release of funds is contingent upon approval of a detailed operational work plan and a project spend plan reflecting estimated and actual costs including any contract requirements. Upon approval of the detailed operational work plan, the department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee. Each report must include progress made to date for each project milestone and contract deliverable, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.

143 SPECIAL CATEGORIES	
EDUCATIONAL FACILITIES RESEARCH AND DEVELOPMENT PROJECTS	
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .	200,000
144 SPECIAL CATEGORIES	
RISK MANAGEMENT INSURANCE	
FROM GENERAL REVENUE FUND . . . . .	97,219
FROM ADMINISTRATIVE TRUST FUND . . . . .	47,185
FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .	27,680
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .	13,256
FROM FEDERAL GRANTS TRUST FUND . . . . .	80,777
FROM INSTITUTIONAL ASSESSMENT TRUST FUND . . . . .	3,517
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .	76,746
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND . . . . .	358
FROM OPERATING TRUST FUND . . . . .	3,559
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .	1,487
FROM WORKING CAPITAL TRUST FUND . . . . .	23,169
145 SPECIAL CATEGORIES	
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT	
FROM GENERAL REVENUE FUND . . . . .	118,382
FROM ADMINISTRATIVE TRUST FUND . . . . .	20,676

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .		17,190
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		11,234
FROM FEDERAL GRANTS TRUST FUND . . . . .		70,839
FROM INSTITUTIONAL ASSESSMENT TRUST FUND . . . . .		8,819
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .		42,523
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND . . . . .		293
FROM OPERATING TRUST FUND . . . . .		2,761
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .		1,721
FROM WORKING CAPITAL TRUST FUND . . . . .		25,472
146 DATA PROCESSING SERVICES		
DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES		
FROM GENERAL REVENUE FUND . . . . .	90,688	
FROM ADMINISTRATIVE TRUST FUND . . . . .		7
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		2,929
FROM FEDERAL GRANTS TRUST FUND . . . . .		38
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .		107,635
FROM WORKING CAPITAL TRUST FUND . . . . .		6,415
147 DATA PROCESSING SERVICES		
EDUCATION TECHNOLOGY AND INFORMATION SERVICES		
FROM GENERAL REVENUE FUND . . . . .	5,397,820	
FROM ADMINISTRATIVE TRUST FUND . . . . .		1,702,973
FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .		1,163,380
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		335,302
FROM FEDERAL GRANTS TRUST FUND . . . . .		2,793,144
FROM INSTITUTIONAL ASSESSMENT TRUST FUND . . . . .		313,236
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .		1,098,161
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND . . . . .		16,518
FROM OPERATING TRUST FUND . . . . .		93,139
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .		68,855
FROM WORKING CAPITAL TRUST FUND . . . . .		1,223,552
148 DATA PROCESSING SERVICES		
NORTHWEST REGIONAL DATA CENTER (NWRDC)		
FROM GENERAL REVENUE FUND . . . . .	1,838,332	
FROM ADMINISTRATIVE TRUST FUND . . . . .		10,286
FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND . . . . .		72,085
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		2,083
FROM FEDERAL GRANTS TRUST FUND . . . . .		28,223
FROM STUDENT LOAN OPERATING TRUST FUND . . . . .		705,650
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND . . . . .		42,045
FROM WORKING CAPITAL TRUST FUND . . . . .		4,372,253
TOTAL: STATE BOARD OF EDUCATION		
FROM GENERAL REVENUE FUND . . . . .	119,272,638	
FROM TRUST FUNDS . . . . .		152,255,668
TOTAL POSITIONS . . . . .	930.00	
TOTAL ALL FUNDS . . . . .		271,528,306

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

## UNIVERSITIES, DIVISION OF

## PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES

Funds in Specific Appropriations 15 through 19 and 149 through 162 are provided as grants and aids to support the operation of state university entities. Funds provided to each university entity are contingent upon that university entity following the provisions of chapters 1000 through 1013, Florida Statutes, which relate to state universities. Any withholding of funds pursuant to this provision shall be subject to the approval of the Legislative Budget Commission.

149 AID TO LOCAL GOVERNMENTS	
GRANTS AND AIDS - MOFFITT CANCER CENTER AND RESEARCH INSTITUTE	
FROM GENERAL REVENUE FUND . . . . .	10,576,930

The funds in Specific Appropriation 149 shall be transferred to the H. Lee Moffitt Cancer Center and Research Institute to support the operations of this state university system entity. Funds in Specific Appropriation 149 may be transferred to the Agency for Health Care Administration and used as state matching funds for the H. Lee Moffitt Cancer Center and Research Institute to adjust the Medicaid inpatient reimbursement and outpatient trend adjustments applied to the H. Lee Moffitt Cancer Center and Research Institute and other Medicaid reductions to its reimbursements up to the actual Medicaid inpatient and outpatient costs. In the event that enhanced Medicaid funding is not implemented by the Agency for Health Care Administration, these funds shall remain appropriated to the H. Lee Moffitt Cancer Center and Research Institute to continue the original purpose of providing research and education related to cancer.

150 AID TO LOCAL GOVERNMENTS	
GRANTS AND AIDS - EDUCATION AND GENERAL ACTIVITIES	
FROM GENERAL REVENUE FUND . . . . .	2,281,905,382
FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND . . . . .	1,791,677,200
FROM PHOSPHATE RESEARCH TRUST FUND . . . . .	5,179,554

The funds provided in Specific Appropriations 150 through 158 from the Education and General Student and Other Fees Trust Fund are the only budget authority provided in this act for the 2020-2021 fiscal year to the named university entities to expend tuition and fees that are collected during the 2020-2021 fiscal year and carried forward from the prior fiscal year and that are appropriated into local accounts pursuant to section 1011.4106, Florida Statutes. The expenditure of tuition and fee revenues from local accounts by each university entity shall not exceed the authority provided by these specific appropriations, unless approved pursuant to the provisions of chapter 216, Florida Statutes.

Funds from the General Revenue Fund provided in Specific Appropriations 150 through 158 to each of the named university entities are contingent upon each university entity complying with the tuition and fee policies established in Part II of chapter 1009, Florida Statutes. However, the funds appropriated to a specific university entity shall not be affected by the failure of another university entity to comply with this provision.

Funds in Specific Appropriations 15 through 19 and 150 through 162 shall be expended in accordance with operating budgets that must be approved by each university's board of trustees.

Funds in Specific Appropriation 150 from the General Revenue Fund shall be allocated as follows:

University of Florida.....	351,829,442
Florida State University.....	319,567,748
Florida A&M University.....	70,150,543
University of South Florida.....	174,274,436
University of South Florida - St. Petersburg.....	23,947,406
University of South Florida - Sarasota/Manatee.....	13,130,989
Florida Atlantic University.....	115,762,510
University of West Florida.....	54,666,910
University of Central Florida.....	204,885,494

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Florida International University.....	172,092,749
University of North Florida.....	72,818,169
Florida Gulf Coast University.....	70,700,034
New College of Florida.....	26,516,422
Florida Polytechnic University.....	36,325,030
Johnson Matching Grant.....	237,500
State University Performance Based Incentives.....	560,000,000
Universities of Distinction.....	15,000,000

Included within the total appropriations for State Universities in Specific Appropriation 150, nonrecurring funds from the General Revenue Fund are provided for the following:

Florida International University	
Individualized C (Senate Form 2094).....	500,000
Targeted STEM Initiatives (Senate Form 1833).....	220,000
Washington Center Scholarships (Senate Form 1640).....	200,000
University of Florida	
Lastinger Center - Algebra Nation Florida - Statewide	
Digital Math (Senate Form 1082).....	500,000
University of North Florida	
Jax Bridges Competitive Small Business Initiative (Senate Form 2527).....	350,000
University of South Florida, St. Petersburg	
Citizen Scholar Partnership (Senate Form 1012).....	250,000

Funds in Specific Appropriation 150 from the Education and General Student and Other Fees Trust Fund shall be allocated as follows:

University of Florida.....	342,653,152
Florida State University.....	229,310,768
Florida A&M University.....	67,801,614
University of South Florida.....	187,739,487
University of South Florida - St. Petersburg.....	26,096,995
University of South Florida - Sarasota/Manatee.....	10,870,425
Florida Atlantic University.....	136,401,331
University of West Florida.....	53,000,000
University of Central Florida.....	318,133,474
Florida International University.....	262,330,676
University of North Florida.....	77,333,530
Florida Gulf Coast University.....	69,089,932
New College of Florida.....	6,807,778
Florida Polytechnic University.....	4,108,038

Undergraduate tuition shall be assessed in accordance with section 1009.24, Florida Statutes. Tuition for graduate and professional programs and out-of-state fees for all programs shall be established pursuant to section 1009.24, Florida Statutes. No state university may receive general revenue funding associated with the enrollment of out-of-state students.

Each university board of trustees is given flexibility to make necessary adjustments to its operating budget. If any board reduces individual programs or projects within the university by more than 10 percent during the 2020-2021 fiscal year, written notification shall be made to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Board of Governors.

Funds in Specific Appropriation 150 from the Phosphate Research Trust Fund are provided for the Florida Polytechnic University.

From the funds in Specific Appropriation 150, \$560,000,000 is provided for State University System Performance Based Incentives. The funds available for allocation to the universities based on the performance funding model shall consist of the state's investment of \$265,000,000 in performance funding, plus an institutional investment of \$295,000,000 consisting of funds to be redistributed from the base funding of the State University System. The Board of Governors shall allocate all appropriated funds for State University System Performance Based Incentives based on the requirements in section 1001.92, Florida Statutes.

From the funds in Specific Appropriation 150, the Board of Governors Foundation shall distribute \$237,500 to state universities for Johnson Scholarships in accordance with section 1009.74, Florida Statutes. Sixty percent of such funds shall be released at the beginning of the first quarter and the balance at the beginning of the third quarter.

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Funds in Specific Appropriation 150 provided for Universities of Distinction shall be used to support programs established pursuant to Senate Bill 72 or similar legislation.

151	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA AGRICULTURAL AND MECHANICAL UNIVERSITY AND FLORIDA STATE UNIVERSITY COLLEGE OF ENGINEERING FROM GENERAL REVENUE FUND . . . . .	14,541,522
152	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - IFAS (INSTITUTE OF FOOD AND AGRICULTURAL SCIENCE) FROM GENERAL REVENUE FUND . . . . .	149,867,577

From the funds in Specific Appropriation 152, nonrecurring funds from the General Revenue Fund are provided for the following:

Florida 4-H Education Center Improvements (Senate Form 1762).....	250,000
Demonstration of Reducing Residential Water Quality Impacts (Senate Form 2289).....	250,000

153	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER FROM GENERAL REVENUE FUND . . . . . FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND . . . . .	68,366,015   65,542,305
154	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF FLORIDA HEALTH CENTER FROM GENERAL REVENUE FUND . . . . . FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND . . . . .	105,682,231   37,517,537

From the funds in Specific Appropriation 154, nonrecurring funds from the General Revenue Fund are provided for the following:

Center for Translational Research in Neurodegenerative Disease (Senate Form 1616).....	500,000
Program to Cure Dystonia and Other Involuntary Muscle Disorders (Senate Form 2526).....	500,000

155	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA STATE UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND . . . . . FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND . . . . .	35,060,136   14,898,434
156	AID TO LOCAL GOVERNMENTS UNIVERSITY OF CENTRAL FLORIDA MEDICAL SCHOOL FROM GENERAL REVENUE FUND . . . . . FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND . . . . .	30,920,583   18,346,940
157	AID TO LOCAL GOVERNMENTS FLORIDA INTERNATIONAL UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND . . . . . FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND . . . . .	32,785,979   18,787,129
158	AID TO LOCAL GOVERNMENTS FLORIDA ATLANTIC UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND . . . . . FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND . . . . .	16,568,949   10,717,381
159	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - STUDENT FINANCIAL ASSISTANCE FROM GENERAL REVENUE FUND . . . . .	7,140,378

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

A minimum of 75 percent of the funds provided in Specific Appropriation 159 shall be allocated for need-based financial aid.

Funds in Specific Appropriation 159 shall be allocated as follows:

University of Florida.....	1,737,381
Florida State University.....	1,487,667
Florida A&M University.....	624,417
University of South Florida.....	801,368
Florida Atlantic University.....	399,658
University of West Florida.....	157,766
University of Central Florida.....	858,405
Florida International University.....	540,666
University of North Florida.....	200,570
Florida Gulf Coast University.....	98,073
New College of Florida.....	204,407
Florida Polytechnic University.....	50,000

160 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - FLORIDA POSTSECONDARY  
COMPREHENSIVE TRANSITION PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 8,984,565

Funds provided in Specific Appropriation 160 shall be distributed pursuant to the following guidelines:

Florida Center for Students with Unique Abilities.....	1,500,000
Startup and Enhancement Grants.....	3,984,565
Florida Postsecondary Comprehensive Transition Program Scholarships.....	3,500,000

Funds provided to the Florida Center for Students with Unique Abilities are for costs solely associated with the center serving as the statewide coordinating center for the program. Funds are provided for startup and enhancement grants pursuant to section 1004.6495(5)(b)5., Florida Statutes. Funds provided for Florida Postsecondary Comprehensive Transition Program Scholarships shall be distributed to students who are enrolled in eligible programs. The scholarship amount shall be \$7,000 for each student who meets the eligibility requirements of subsection 1004.6495(7), Florida Statutes. Funds provided for startup and enhancement grants may also be used to provide additional student scholarships if total grant awards in the 2020-2021 fiscal year are below the appropriated amount. The maximum annual startup and enhancement grant award shall be \$300,000 per institution. Funds provided for Florida Postsecondary Comprehensive Transition Program Scholarships may be used to provide additional startup and enhancement grants if total scholarship awards for the 2020-2021 fiscal year are below the appropriated amount.

161 AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - INSTITUTE FOR HUMAN AND  
MACHINE COGNITION  
FROM GENERAL REVENUE FUND . . . . . 2,739,184

The funds in Specific Appropriation 161 shall be transferred to the Institute for Human and Machine Cognition to support the operations of this state university system entity.

161A AID TO LOCAL GOVERNMENTS  
GRANTS AND AIDS - COMPLETE FLORIDA PLUS  
PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 29,390,671

Funds provided in Specific Appropriation 161A to the Complete Florida Plus Program at the University of West Florida are for costs associated with the duties and responsibilities of the program established pursuant to section 1006.735, Florida Statutes.

From the funds provided, \$2,535,616 shall be released to the Florida Academic Library Services Cooperative at the University of West Florida at the beginning of the first quarter, and \$4,317,400 shall be released at the beginning of the second quarter in addition to the normal releases. The additional releases are provided to maximize cost savings through centralized purchases of subscription-based electronic resources.

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

From the funds in Specific Appropriation 161A for the Florida Academic Library Services Cooperative and the Complete Florida Plus Program at the University of West Florida, administrative costs shall not exceed five percent.

162 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND . . . . .	24,262,595	
FROM PHOSPHATE RESEARCH TRUST FUND . . . . .		3,971
TOTAL: PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES		
FROM GENERAL REVENUE FUND . . . . .	2,818,792,697	
FROM TRUST FUNDS . . . . .		1,962,670,451
TOTAL ALL FUNDS . . . . .		4,781,463,148

## BOARD OF GOVERNORS

APPROVED SALARY RATE	5,085,791
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163 SALARIES AND BENEFITS	POSITIONS	65.00
FROM GENERAL REVENUE FUND . . . . .		6,130,063
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		801,329

From the funds provided in Specific Appropriation 163, the state-funded portion of salaries for each employee of the Board of Governors shall not exceed \$200,000.

164 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	51,310	
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		15,589
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		5,196

165 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	736,982	
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		144,799
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		12,000

166 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	11,782	
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		5,950

167 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	384,103	
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		70,000
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		3,000

168 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND . . . . .	12,581	

169 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .	17,130	
FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND . . . . .		4,254

## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

170	SPECIAL CATEGORIES LEGISLATIVE INITIATIVES IN POST-SECONDARY EDUCATION FROM GENERAL REVENUE FUND . . . . .	1,500,000	
171	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND . . . . .	269,527	
TOTAL:	BOARD OF GOVERNORS FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	9,113,478	1,062,117
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	65.00	10,175,595
TOTAL OF SECTION 2			
	FROM GENERAL REVENUE FUND . . . . .	17,895,937,642	
	FROM TRUST FUNDS . . . . .		6,656,200,473
	TOTAL POSITIONS . . . . .	2,266.75	
	TOTAL ALL FUNDS . . . . .		24,552,138,115
TOTAL: EDUCATION, DEPARTMENT OF (SECTIONS 1 AND 2)			
	EDUCATION/EARLY LEARNING FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	560,562,922	663,912,542
	EDUCATION/PUBLIC SCHOOLS FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	12,792,426,278	2,980,428,189
	EDUCATION/FL COLLEGES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	1,120,433,013	168,250,252
	EDUCATION/UNIVERSITIES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	2,818,792,697	2,392,464,255
	EDUCATION/OTHER FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	603,722,732	2,666,482,595
	EDUCATION RECAP FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	17,895,937,642	8,871,537,833
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . . TOTAL APPROVED SALARY RATE . . . . .	2,266.75	26,767,475,475
		106,640,623	

## SECTION 3 - HUMAN SERVICES

SPECIFIC  
APPROPRIATION

## AGENCY FOR HEALTH CARE ADMINISTRATION

## PROGRAM: ADMINISTRATION AND SUPPORT

	APPROVED SALARY RATE	13,599,274	
172	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	264.00 3,324,769	15,447,920
173	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	397,470	1,047,054
174	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	302,216	3,362,172
175	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . . . .		401,539
176	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	108,789	5,332,799
From the funds in Specific Appropriation 176, \$950,000 in nonrecurring funds from the Administrative Trust Fund is provided for the Bureau of Financial Services Enterprise Financial System.			
177	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	21,205	132,681
178	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	18,346	193,232
179	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	20,233	67,210
180	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND . . . . .		1,267,589
TOTAL:	PROGRAM: ADMINISTRATION AND SUPPORT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	4,193,028	27,252,196
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	264.00	31,445,224

## PROGRAM: HEALTH CARE SERVICES

## CHILDREN'S SPECIAL HEALTH CARE

181	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA HEALTHY KIDS CORPORATION FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	73,321,763	237,984,301
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Funds in Specific Appropriations 181 and 184 are provided to the Agency for Health Care Administration to contract with the Florida Healthy Kids Corporation to provide comprehensive health insurance coverage, including dental services, to Title XXI children eligible

## SECTION 3 - HUMAN SERVICES

under the Florida KidCare Program and pursuant to section 624.91, Florida Statutes. The corporation shall use local funds to serve non-Title XXI children that are eligible for the program pursuant to section 624.91(3)(b), Florida Statutes. The corporation shall return unspent local funds collected in Fiscal Year 2019-2020 to provide premium assistance for non-Title XXI eligible children based on a formula developed by the corporation.

From the funds in Specific Appropriation 181, \$281,163 from the General Revenue Fund and \$892,373 from the Medical Care Trust Fund are provided to the Agency for Health Care Administration for Florida Healthy Kids to implement the requirements of SB 348 and are contingent upon the bill, or similar legislation, becoming a law.

182	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,006,599	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		801,972
	FROM MEDICAL CARE TRUST FUND . . . . .		3,215,713

183	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES - FLORIDA HEALTHY KIDS ADMINISTRATION		
	FROM GENERAL REVENUE FUND . . . . .	4,289,855	
	FROM MEDICAL CARE TRUST FUND . . . . .		13,670,983

184	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA HEALTHY KIDS CORPORATION DENTAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	9,746,445	
	FROM MEDICAL CARE TRUST FUND . . . . .		31,112,622

Funds in Specific Appropriation 184 are provided to the Agency for Health Care Administration for Florida Healthy Kids dental services to be paid a monthly premium of no more than \$16.50 per member per month.

185	SPECIAL CATEGORIES MEDIKIDS		
	FROM GENERAL REVENUE FUND . . . . .	14,772,218	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		34,022,333
	FROM MEDICAL CARE TRUST FUND . . . . .		46,914,529

From the funds in Specific Appropriation 185, \$30,286,449 from the Grants and Donations Trust Fund is provided for the Agency for Health Care Administration to establish a per member per month fixed rate for the MediKids Full Pay program pursuant to sections 409.811(22) and 409.814(6), Florida Statutes.

186	SPECIAL CATEGORIES CHILDREN'S MEDICAL SERVICES NETWORK		
	FROM GENERAL REVENUE FUND . . . . .	45,209,938	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,930,852
	FROM MEDICAL CARE TRUST FUND . . . . .		142,950,387

TOTAL: CHILDREN'S SPECIAL HEALTH CARE			
FROM GENERAL REVENUE FUND . . . . .	148,346,818		
FROM TRUST FUNDS . . . . .		512,603,692	
TOTAL ALL FUNDS . . . . .		660,950,510	

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	29,375,825	
187	SALARIES AND BENEFITS POSITIONS	618.00	
	FROM GENERAL REVENUE FUND . . . . .	2,716,526	
	FROM MEDICAL CARE TRUST FUND . . . . .		39,471,914
188	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	278,467	
	FROM MEDICAL CARE TRUST FUND . . . . .		3,668,228
189	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	903,495	

## SECTION 3 - HUMAN SERVICES

	FROM MEDICAL CARE TRUST FUND . . . . .		6,631,468
190	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	45,391	
	FROM MEDICAL CARE TRUST FUND . . . . .		221,266

191	SPECIAL CATEGORIES PHARMACEUTICAL EXPENSE ASSISTANCE		
	FROM GENERAL REVENUE FUND . . . . .	50,000	

192	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM GENERAL REVENUE FUND . . . . .	135,901	
	FROM MEDICAL CARE TRUST FUND . . . . .		135,901

193	SPECIAL CATEGORIES CONTRACT NURSING HOME AUDIT PROGRAM		
	FROM GENERAL REVENUE FUND . . . . .	827,653	
	FROM MEDICAL CARE TRUST FUND . . . . .		1,129,095

194	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	17,028,078	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		4,070,535
	FROM MEDICAL CARE TRUST FUND . . . . .		74,946,444

From the funds in Specific Appropriation 194, \$1,000,000 from the Grants and Donations Trust Fund and \$1,000,000 from the Medical Care Trust Fund are provided for the Agency for Health Care Administration to contract with the Florida Medical Schools Quality Network created under section 409.975(2), Florida Statutes, to develop quality metrics for Medicaid eligible persons, which are Application Programming Interface (API) compatible with the agency and Medicaid managed care organizations and quality initiatives pursuant to section 409.975, Florida Statutes.

194A	SPECIAL CATEGORIES CANADIAN PRESCRIPTION DRUG IMPORTATION PROGRAM		
	FROM GENERAL REVENUE FUND . . . . .	15,000,000	

From the funds in Specific Appropriation 194A, \$15,000,000 in recurring funds from the General Revenue Fund is provided to the Agency for Health Care Administration to competitively procure a vendor to assist with the administration of the Canadian Prescription Drug Importation Program, pursuant to section 381.02035, Florida Statutes, and ensure compliance with all state and federal regulations. Upon approval from the United States Department of Health and Human Services, the agency shall reimburse the vendor for operational costs.

195	SPECIAL CATEGORIES FLORIDA HEALTH CARE CONNECTION (FX)		
	FROM MEDICAL CARE TRUST FUND . . . . .		60,000,000

The nonrecurring funds in Specific Appropriation 195 are provided to the Agency for Health Care Administration solely and exclusively for the Florida Health Care Connection (FX) Project. The funds are contingent upon SB 2502 becoming a law. Of these funds, \$30,000,000 shall be placed in reserve.

From the funds in Specific Appropriation 195, the following maximum amounts are appropriated solely and exclusively for the specific purposes indicated:

Implementation of an electronic data warehouse and data governance process for the FX Project.....	30,885,600
Implementation of an integration platform, integration services, and modification to current interfaces for the FX Project.....	11,032,204
Strategic planning, program management, and project management activities for the FX Project.....	9,710,400
Planning and implementation of a new Provider module for the FX Project.....	5,140,800
Independent verification and validation services for the FX Project.....	3,230,996

## SECTION 3 - HUMAN SERVICES

The Agency shall submit independent verification and validation assessments and PX Project status reports within 15 days following the end of each calendar quarter of the fiscal year to the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Committee on Appropriations, and the chair of the House of Representatives Appropriations Committee. Each status report must include a detailed report on the progress made to-date for each project milestone, planned and actual deliverable completion dates, planned and actual costs incurred, and any project issues and risks.

The Agency is authorized to submit budget amendments to request release of the funds placed in reserve pursuant to the provisions of chapter 216, Florida Statutes. Release shall be contingent upon: (1) the submission of a comprehensive operational work plan reflecting all project tasks, deliverable dates, and a detailed spending plan reflecting estimated and actual costs which comply with the requirements prescribed and funding levels approved by the Federal Centers for Medicare and Medicaid Services, for each of the specific purposes identified above for the PX Project; and (2) the timely submission of the quarterly independent verification and validation assessments and PX Project status reports.

196	SPECIAL CATEGORIES MEDICAID FISCAL CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	15,172,571	53,677,531
197	SPECIAL CATEGORIES MEDICAID PEER REVIEW FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	1,093,903	4,403,348
198	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	202,041	257,749
199	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	26,165	180,663
200	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	78,512	149,836
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .  TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	53,558,703   618.00	248,943,978   302,502,681

## MEDICAID SERVICES TO INDIVIDUALS

From the funds in Specific Appropriations 201 through 228, the Agency for Health Care Administration shall provide a quarterly reconciliation report of all Medicaid service appropriation expenditures and fund sources. The reconciliation shall compare actual expenditures paid through each specific appropriation category by fund either through the Florida Medicaid Management Information System (FMMIS) or the Agency for Health Care Administration's expenditure estimates forecasted through the Social Services Estimating Conference Medicaid services forecasting model, as directed in section 216.136(6), Florida Statutes. The comparison shall include fund source detail for each comparison. For any category where a variance is identified, the agency shall submit a written corrective action plan to address each variance by category and fund source. The reconciliation shall be submitted to the Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than 30 days after the close of each quarter. The agency may submit budget amendments to the Legislative Budget Commission to realign appropriation categories based on the reconciliation pursuant to the provisions of chapter 216, Florida Statutes.

## SECTION 3 - HUMAN SERVICES

201	SPECIAL CATEGORIES CASE MANAGEMENT FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	112,668	182,584
202	SPECIAL CATEGORIES COMMUNITY MENTAL HEALTH SERVICES FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	191,715,174	316,226,085
203	SPECIAL CATEGORIES DEVELOPMENTAL EVALUATION AND INTERVENTION/ PART C FROM MEDICAL CARE TRUST FUND . . . . .		190,678
Funds in Specific Appropriations 203 and 215 are contingent on the availability of the state match being provided in Specific Appropriation 532.			
204	SPECIAL CATEGORIES GRANTS AND AIDS - SHANDS TEACHING HOSPITAL FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	8,673,569	1,000,000
From the funds in Specific Appropriation 204, \$8,673,569 from the General Revenue Fund and \$1,000,000 from the Grants and Donations Trust Fund shall be primarily designated for transfer to the Agency for Health Care Administration's Grants and Donations Trust Fund for use in the Medicaid program. Should the agency be unable to use the full amount of these designated funds as Medicaid match, the remaining funds may be used secondarily for payments to Shands Teaching Hospital to continue the original purpose of providing health care services to indigent patients through Shands Healthcare System.			
205	SPECIAL CATEGORIES HEALTHY START SERVICES FROM GENERAL REVENUE FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	15,711,524	25,461,233
206	SPECIAL CATEGORIES GRADUATE MEDICAL EDUCATION FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM MEDICAL CARE TRUST FUND . . . . .	38,501,658	68,493,424 173,390,354

From the funds in Specific Appropriation 206, \$38,501,658 from the General Revenue Fund, \$36,788,022 from the Grants and Donations Trust Fund, and \$122,010,320 from the Medical Care Trust Fund are provided to fund the Statewide Medicaid Residency Program and the Graduate Medical Education Startup Bonus Program. Of these funds, \$97,300,000 shall be used to fund the Statewide Medicaid Residency Program in accordance with section 409.909 (3), Florida Statutes. Of these funds, \$42,262,976 shall be distributed to the two hospitals with the largest number of graduate medical residents in statewide supply/demand deficit. The remaining funds shall be used to fund the Graduate Medical Education Startup Bonus Program in accordance with section 409.909 (5), Florida Statutes, and are provided for the following physician specialties and subspecialties, both adult and pediatric, that are in statewide supply/demand deficit: allergy or immunology; anesthesiology; cardiology; endocrinology; family medicine; general surgery; hematology; oncology; infectious diseases; nephrology; neurology; obstetrics/gynecology; ophthalmology; orthopedic surgery; otolaryngology; psychiatry; pulmonary; radiology; hematology; thoracic surgery; and urology. Funding for the Graduate Medical Education Startup Bonus Program is contingent on the nonfederal share being provided through intergovernmental transfers in the Grants and Donation Trust Fund.

From the funds in Specific Appropriation 206, \$4,020,156 from the Grants and Donations Trust Fund and \$6,514,844 from the Medical Care Trust Fund are provided to fund FTEs in primary care as defined in section 409.909, Florida Statutes, and training in Medicaid regions with primary care demand greater than supply by 25 percent or more as documented in the 2015 IHS Florida Statewide and Regional Physician Workforce Analysis: Estimating Current and Forecasting Future Supply and



## SECTION 3 - HUMAN SERVICES

Demand, 2025 projection. Of these funds, \$4,207,890 shall be first distributed proportionally per-FTE to hospitals with greater than or equal to 15 percent Medicaid utilization, based on the 2018 Florida Hospital Uniform Reporting System data as of December 31, 2019. The remaining funds shall be distributed proportionally per the filled State Fiscal Year 2019-2020 Medicaid approved Graduate Medical Education FTEs. Payments to providers under this section of proviso are contingent upon approval of the nonfederal share provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 206, \$11,448,000 from the Grants and Donations Trust Fund and \$18,552,000 from the Medical Care Trust Fund are provided to fund filled Fiscal Year 2019-2020 unweighted FTEs to residency positions in urology, thoracic surgery, nephrology, ophthalmology, infectious disease, and hematology/oncology, to address the declining Graduate Medical Education in these severe deficit physician specialties. Of these funds, \$11,500,000 shall be first distributed to hospitals with greater than 40 unweighted 2019-2020 fiscal year FTEs in specialties in a decline. The remaining funds shall be distributed proportionally based on total unweighted 2019-2020 fiscal year FTEs in specialties in a decline. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 206, \$11,448,000 from the Grants and Donations Trust Fund and \$18,552,000 from the Medical Care Trust Fund are provided to statutory teaching hospitals as defined in s. 408.07(45), Florida Statutes, that provide charity care greater than \$10 million in charity costs as calculated by the Florida Medicaid Low Income Pool Program and also provide highly specialized tertiary care including: comprehensive stroke and Level 2 adult cardiovascular services; NICU II and III; and adult open heart; shall be designated as a High Tertiary Statutory Teaching Hospital and eligible for funding calculated on a per GME resident-FTE proportional allocation that shall be in addition to any other GME funding. Of these funds, \$11,448,000 shall be first distributed to hospitals with greater than 300 unweighted 2019-2020 fiscal year FTEs. The remaining funds shall be distributed proportionally based on the total unweighted 2019-2020 fiscal year FTEs. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 206, \$3,025,706 from the Grants and Donations Trust Fund and \$4,903,294 from the Medical Care Trust Fund are provided to fund up to \$150,000 per-FTE in primary care as defined in section 409.909, Florida Statutes, and training in Medicaid Region 1. Payments are distributed proportionally per the filled State Fiscal Year 2019-2020 Medicaid approved Graduate Medical Education FTEs. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 206, \$763,200 from the Grants and Donations Trust Fund and \$1,236,800 from the Medical Care Trust Fund are provided to fund up to \$200,000 per filled Fiscal Year 2020-2021 unweighted FTE resident, fellow or intern position in an accredited program who rotates through mental health and behavioral health facilities licensed under section 394, Florida Statutes, to address the severe deficit of physicians trained in these specialties. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 206, \$200,340 in nonrecurring funds from the Grants and Donations Trust Fund and \$324,660

## SECTION 3 - HUMAN SERVICES

in nonrecurring funds from the Medical Care Trust Fund are provided to fund psychiatry residency slots for Federally Qualified Health Centers that hold continued institutional accreditation from the Accreditation Council for Graduate Medical Education in adult and child psychiatry. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso (Senate Form 2099).

From the funds in Specific Appropriation 206, \$800,000 in nonrecurring funds from the Grants and Donations Trust Fund and \$1,296,436 in nonrecurring funds from the Medical Care Trust Fund are provided to fund up to \$100,000 per-FTE internal medicine residency slots for Tallahassee Memorial Healthcare. Payment to the provider under this section of proviso is contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso (Senate Form 2356).

207 SPECIAL CATEGORIES		
HOSPITAL INPATIENT SERVICES		
FROM GENERAL REVENUE FUND . . . . .	240,648,101	
FROM HEALTH CARE TRUST FUND . . . . .		42,300,000
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		19,805,272
FROM MEDICAL CARE TRUST FUND . . . . .		568,363,985
FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND . . . . .		47,450,732
FROM REFUGEE ASSISTANCE TRUST FUND . . . . .		214,329

From the funds in Specific Appropriation 207, the calculations of the Medicaid Hospital Funding Programs for Fiscal Year 2020-2021 are incorporated by reference in Senate Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act.

Funds in Specific Appropriation 207, 211, and 215, reflect a reduction of \$26,402,263 from the General Revenue Fund and \$42,786,056 from the Medical Care Trust Fund in Hospital Inpatient and Hospital Outpatient Automatic Rate Enhancements and redirects \$22,602,263 from the General Revenue Fund and \$36,627,985 from the Medical Care Trust Fund to the Diagnosis Related Grouping (DRG) base rate and the Enhanced Ambulatory Patient Group (EAPG) base rate.

From the funds in Specific Appropriation 207 and 215, \$3,800,000 from the General Revenue Fund and \$6,158,071 from the Medical Care Trust Fund are provided to the Agency for Health Care Administration to create the Top Outcome for Patients (TOP) program to reward hospital quality performance. The TOP program shall rely on two or more nationally-recognized hospital rating systems. The funds shall be placed in reserve. The agency shall submit a budget amendment requesting release of the funds pursuant to chapter 216, Florida Statutes.

From the funds in Specific Appropriation 207, the Agency for Health Care Administration may establish a global fee for bone marrow transplants and the global fee payment shall be paid to approved bone marrow transplant providers that provide bone marrow transplants to Medicaid beneficiaries.

From the funds in Specific Appropriations 207 and 214, \$2,812,399 from the Grants and Donations Trust Fund and \$4,557,619 from the Medical Care Trust Fund are provided to make Medicaid payments for multi-visceral transplants and intestine transplants in Florida. The Agency for Health Care Administration shall establish a global fee for these transplant procedures and the payments shall be used to pay approved multi-visceral transplant and intestine transplant facilities a global fee for providing these transplant services to Medicaid beneficiaries. Payment of the global fee is contingent upon the nonfederal share being provided through grants and donations from state, county, or other governmental funds. The agency is authorized to seek any federal waiver or state plan amendment necessary to implement this provision.

From the funds in Specific Appropriation 207, the Agency for Health Care Administration shall continue a Diagnosis Related Grouping (DRG)

## SECTION 3 - HUMAN SERVICES

reimbursement methodology for hospital inpatient services as directed in section 409.905 (5)(c), Florida Statutes.

Base Rate - \$3,516.44  
 Neonates Service Adjustor Severity Level 1 - 1.0  
 Neonates Service Adjustor Severity Level 2 - 1.52  
 Neonates Service Adjustor Severity Level 3 - 1.8  
 Neonates Service Adjustor Severity Level 4 - 2.0  
 Neonatal, Pediatric, Transplant Pediatric, Mental Health  
 and Rehab DRGs:  
 Severity Level 1 - 1.0  
 Severity Level 2 - 1.52  
 Severity Level 3 - 1.8  
 Severity Level 4 - 2.0  
 Free Standing Rehabilitation Provider Adjustor - 4.295  
 Rural Provider Adjustor - 2.259  
 Long Term Acute Care (LTAC) Provider Adjustor - 2.153  
 High Medicaid and High Outlier Provider Adjustor - 2.055  
 Outlier Threshold - \$60,000  
 Marginal Cost Percentage - 60%  
 Marginal Cost Percentage for Pediatric Claims Severity  
 Levels 3 or 4 - 80%  
 Marginal Cost Percentage for Neonates Claims Severity  
 Levels 3 or 4 - 80%  
 Marginal Cost Percentage for Transplant Pediatric Claims  
 Severity Levels 3 or 4 - 80%  
 Documentation and Coding Adjustment - 1/3 of 1% per year  
 Level I Trauma Add On - 17%  
 Level II or Level III and Pediatric Add On - 11%  
 Pediatric Trauma Add On - 4%

From the funds in Specific Appropriations 207, 211, and 215, \$53,979,408 in nonrecurring funds from the Grants and Donations Trust Fund and \$87,476,064 in nonrecurring funds from the Medical Care Trust Fund are provided to implement cost based reimbursement computed as multipliers by the Agency for Health Care Administration based on upper payment limit principles for qualifying Florida cancer hospitals that meet the criteria in 42 U.S.C. s. 1395ww(d)(1)(B)(v), and achieve the quality metrics in the pre-print approved by the federal Centers for Medicare and Medicaid Services for a minimum fee schedule calculated as a supplemental per member per month payment. These funds shall be placed in reserve. The agency shall submit a budget amendment requesting release of the funds held in reserve pursuant to chapter 216, Florida Statutes. In addition to the proposed amendment, the agency must submit a proposed distribution model by entity and a proposed listing of entities contributing intergovernmental transfers to support the state match. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

208 SPECIAL CATEGORIES  
 REGULAR DISPROPORTIONATE SHARE  
 FROM GENERAL REVENUE FUND . . . . . 6,545,351  
 FROM GRANTS AND DONATIONS TRUST  
 FUND . . . . . 90,022,911  
 FROM MEDICAL CARE TRUST FUND . . . . . 233,879,514

From the funds in Specific Appropriation 208, the calculations of the Medicaid Hospital Funding Programs for Fiscal Year 2020-2021 are incorporated by reference in Senate Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act.

Funds in Specific Appropriation 208 shall be used for a Disproportionate Share Hospital Program and are contingent on the state share being provided through grants and donations from state, county, or other government entities.

Funds in Specific Appropriation 208 are provided for a federally funded Rural Hospital Financial Assistance program as provided in section 409.9116, Florida Statutes.

From the funds in Specific Appropriation 208, \$2,060,640 in nonrecurring funds from the Grants and Donations Trust Fund and \$3,339,360 in nonrecurring funds from the Medical Care Trust Fund are

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provided to Sacred Heart Hospital (Senate Form 1399).

From the funds in Specific Appropriation 208, \$2,060,640 in nonrecurring funds from the Grants and Donations Trust Fund and \$3,339,360 in nonrecurring funds from the Medical Care Trust Fund are provided to Baptist Health Care Pensacola (Senate Form 1610).

From the funds in Specific Appropriation 208, \$950,381 in nonrecurring funds from the Grants and Donations Trust Fund and \$1,540,135 in nonrecurring funds from the Medical Care Trust Fund are provided to Health Central Hospital (Senate Form 1889).

From the funds in Specific Appropriation 208, \$950,000 in nonrecurring funds from the Grants and Donations Trust Fund and \$1,539,518 in nonrecurring funds from the Medical Care Trust Fund are provided to Tallahassee Memorial Healthcare (Senate Form 2355).

209 SPECIAL CATEGORIES  
 LOW INCOME POOL  
 FROM GRANTS AND DONATIONS TRUST  
 FUND . . . . . 575,600,011  
 FROM MEDICAL CARE TRUST FUND . . . . . 932,785,762

From the funds in Specific Appropriation 209, \$575,600,011 from the Grants and Donations Trust Fund and \$932,785,762 from the Medical Care Trust Fund are provided to the Agency for Health Care Administration for the purpose of implementing the Low Income Pool program. These funds shall be placed in reserve. The agency shall submit a budget amendment requesting release of the funds held in reserve pursuant to chapter 216, Florida Statutes, and the final terms and conditions of the Low Income Pool. If the chair and vice chair of the Legislative Budget Commission or the President of the Senate and the Speaker of the House of Representatives object in writing to a proposed amendment within 14 days after notification, the Governor shall void the action. In addition to the proposed amendment, the agency must submit a proposed distribution model by entity and a proposed listing of entities contributing intergovernmental transfers to support the state match required. Low Income Pool payments to providers are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

In order to preserve the limits of Specific Appropriation 209, the Agency for Health Care Administration is prohibited from seeking federal approval to amend the Special Terms and Conditions for the Low Income Pool before notification is provided to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee. Such notification is subject to the legislative review and objection provisions of chapter 216.177, Florida Statutes.

210 SPECIAL CATEGORIES  
 HOSPITAL INSURANCE BENEFITS  
 FROM GENERAL REVENUE FUND . . . . . 22,693,164  
 FROM MEDICAL CARE TRUST FUND . . . . . 36,779,020

211 SPECIAL CATEGORIES  
 HOSPITAL OUTPATIENT SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 66,651,930  
 FROM GRANTS AND DONATIONS TRUST  
 FUND . . . . . 6,064,337  
 FROM MEDICAL CARE TRUST FUND . . . . . 151,899,688  
 FROM PUBLIC MEDICAL ASSISTANCE  
 TRUST FUND . . . . . 20,768,022  
 FROM REFUGEE ASSISTANCE TRUST FUND . . . . . 136,196

From the funds in Specific Appropriation 211, the calculations of the Medicaid Hospital Funding Programs for Fiscal Year 2020-2021 are incorporated by reference in Senate Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act.

From the funds in Specific Appropriation 211, the Agency for Health Care Administration shall implement an Enhanced Ambulatory Patient Grouping (EAPG) reimbursement methodology for hospital outpatient services as directed in section 409.905(6)(b), Florida Statutes.

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Ambulatory Surgical Center Base Rate - \$253.56  
 Hospital Outpatient Base Rate - \$353.79  
 Rural Hospital Provider Adjustor - 1.5463  
 High Medicaid and High Outlier Hospital Adjustor - 2.1047  
 Documentation and Coding Adjustment - 0%

212	SPECIAL CATEGORIES OTHER FEE FOR SERVICE		
	FROM GENERAL REVENUE FUND . . . . .	212,590,207	
	FROM HEALTH CARE TRUST FUND . . . . .		4,840,597
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,743,862
	FROM MEDICAL CARE TRUST FUND . . . . .	373,930,787	
	FROM REFUGEE ASSISTANCE TRUST FUND . . . . .		466,030

Funds in Specific Appropriation 212 are for the inclusion of freestanding dialysis clinics in the Medicaid program. The Agency for Health Care Administration shall limit payment to \$125.00 per visit for each dialysis treatment. Freestanding dialysis facilities may obtain, administer and submit claims directly to the Medicaid program for End-Stage Renal Disease pharmaceuticals subject to coverage and limitations policy. All pharmaceutical claims for this purpose must include National Drug Codes (NDC) to permit the invoicing for federal and/or state supplemental rebates from manufacturers. Claims for drug products that do not include NDC information are not payable by Florida Medicaid unless the drug product is exempt from federal rebate requirements.

From the funds in Specific Appropriation 212, the Agency for Health Care Administration shall work with dialysis providers, managed care organizations, and physicians to ensure that all Medicaid patients with End Stage Renal Disease (ESRD) are educated and assessed by their physician and dialysis provider to determine their suitability for peritoneal dialysis (PD) as a modality choice. Further, the agency shall consult with the dialysis community concerning suitable voluntary reporting to the state Medicaid program on members' PD suitability.

From the funds in Specific Appropriation 212, the Agency for Health Care Administration shall apply a recurring methodology to establish clinic services rates taking into consideration the reductions imposed on or after October 1, 2008, in the following manner: (1) the agency shall divide the total amount of each recurring reduction imposed by the number of visits originally used in the rate calculation for each rate setting period on or after October 1, 2008, which will yield a rate reduction per diem for each rate period; (2) the agency shall multiply the resulting rate reduction per diem for each rate setting period on or after October 1, 2008, by the projected number of visits used in establishing the current budget estimate which will yield the total current reduction amount to be applied to current rates; (3) in the event the total current reduction amount is greater than the historical reduction amount, the agency shall hold the rate reduction to the historical reduction amount.

From the funds in Specific Appropriations 212 and 215, \$400,000 from the Grants and Donations Trust Fund and \$648,218 from the Medical Care Trust Fund are provided to buy back clinic services rate adjustments, effective on or after July 1, 2008, and are contingent on the nonfederal share being provided through grants and donations from state, county or other governmental funds. Authority is granted to buy back rate reductions up to, but not higher than, the amounts available under the authority appropriated in this Specific Appropriation. In the event that the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

From the funds in Specific Appropriations 212 and 226, \$16,764,060 from the Grants and Donations Trust Fund and \$27,166,915 from the Medical Care Trust Fund are provided to buy back hospice rate reductions, effective on or after January 1, 2008, and are contingent on the nonfederal share being provided through nursing home quality assessments. Authority is granted to buy back rate reductions up to, but no higher than, the amounts available under the budgeted authority in this Specific Appropriation. In the event that the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

From the funds in Specific Appropriations 212, 215, and 226,

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\$20,906,609 from the Grants and Donations Trust Fund and \$68,880,102 from the Medical Care Trust Fund are provided for a certified public expenditure program for Emergency Medical Services. The Agency for Health Care Administration shall seek a state plan amendment/waiver to implement this program pursuant to 42 CFR 433.51. Payments to providers under this section of proviso is contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 212, 225, and 226, \$40,000,000 from the General Revenue Fund and \$64,821,803 from the Medical Care Trust Fund are provided to the Agency for Health Care Administration to provide a nursing home reimbursement rate increase.

213	SPECIAL CATEGORIES PERSONAL CARE SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	41,810,975	
	FROM MEDICAL CARE TRUST FUND . . . . .		67,941,905
214	SPECIAL CATEGORIES PHYSICIAN AND HEALTH CARE PRACTITIONER SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	71,122,979	
	FROM HEALTH CARE TRUST FUND . . . . .		3,543,106
	FROM TOBACCO SETTLEMENT TRUST FUND . . . . .		15,898,906
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		23,192,541
	FROM MEDICAL CARE TRUST FUND . . . . .		196,704,696
	FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND . . . . .		7,114,334
	FROM REFUGEE ASSISTANCE TRUST FUND . . . . .		259,425

From the funds in Specific Appropriation 214, \$22,920,723 from the Grants and Donations Trust Fund and \$37,144,066 from the Medical Care Trust Fund are provided for a differential fee schedule paid as supplemental payments for services provided by doctors of medicine, osteopathy, and dentistry as well as other licensed health care practitioners acting under the supervision of those doctors pursuant to existing statutes and written protocols employed by or under contract with a medical or dental school in Florida. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

215	SPECIAL CATEGORIES PREPAID HEALTH PLANS		
	FROM GENERAL REVENUE FUND . . . . .	3,451,491,675	
	FROM HEALTH CARE TRUST FUND . . . . .		327,785,668
	FROM TOBACCO SETTLEMENT TRUST FUND . . . . .		321,501,094
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,803,244,158
	FROM MEDICAL CARE TRUST FUND . . . . .		7,982,501,916
	FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND . . . . .		691,186,751
	FROM REFUGEE ASSISTANCE TRUST FUND . . . . .		10,544,262

The Agency for Health Care Administration shall seek authorization from the federal Centers for Medicare and Medicaid Services (CMS) to establish a directed payment program for hospitals providing inpatient and outpatient services to Medicaid managed care enrollees on a Medicaid regional basis or statewide. Prior to submitting a request to the federal CMS for authorization, the agency shall submit a detailed report that outlines the program specifications to the Governor, the President of the Senate, and the Speaker of the House of Representatives. Upon federal CMS approval, the agency is authorized to submit a budget amendment pursuant to chapter 216, Florida Statutes, requesting additional spending authority to implement the program. Directed payments to hospitals pursuant to this paragraph shall not be considered a component of the provider payment calculation specified in section 409.975(6), Florida Statutes, and are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not

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obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 215, \$92,704,335 from the Grants and Donations Trust Fund and \$150,231,554 from the Medical Care Trust Fund shall be used to pay prepaid health plans to support access to high quality care provided by doctors of medicine, osteopathy, and dentistry as well as other licensed health care practitioners acting under the supervision of those doctors pursuant to existing statutes and written protocols employed by or under contract with a medical or dental school in Florida through a minimum fee schedule calculated as a supplemental per member per month payment, based on the amount allowable under the state plan amendment and historic utilization of services. Payments to providers under this section of proviso are contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

From the funds in Specific Appropriation 215, \$1,179,245 from the Medical Care Trust Fund is provided to the Agency for Health Care Administration for Medicaid reimbursable services that support children enrolled in contracted medical foster care programs under the Department of Health. This funding is contingent upon the availability of state matching funds in the Department of Health in Specific Appropriation 526.

From the funds in Specific Appropriation 215, \$4,000,000 from the General Revenue Fund and \$6,482,180 from the Medical Care Trust Fund are provided for flexible services for persons with severe mental illness or substance abuse disorders, including, but not limited to, temporary housing assistance, subject to federal approval under section 409.906(13)(e), Florida Statutes.

From the funds in Specific Appropriation 215, \$4,808,921 from the Grants and Donations Trust Fund and \$7,793,072 from the Medical Care Trust Fund are provided to increase reimbursement for physicians and dentists employed by or under contract with a Florida medical or dental school and practitioners under the supervision of those physicians or dentists to the level provided for these physicians and practitioners pursuant to minimum fee schedule calculated as a supplemental per member per month payment based on the historic utilization of services by Medicaid eligible children. Payment of the increase under this section of proviso is contingent upon the nonfederal share being provided through intergovernmental transfers in the Grants and Donations Trust Fund. In the event the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to make payments under this section of proviso.

216	SPECIAL CATEGORIES		
	PRESCRIBED MEDICINE/DRUGS		
	FROM GENERAL REVENUE FUND . . . . .	32,959,970	
	FROM HEALTH CARE TRUST FUND . . . . .		23,416,496
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		255,110,234
	FROM MEDICAL CARE TRUST FUND . . . . .		28,009,846
	FROM REFUGEE ASSISTANCE TRUST FUND . . . . .		195,607
217	SPECIAL CATEGORIES		
	MEDICARE PART D PAYMENT		
	FROM GENERAL REVENUE FUND . . . . .	678,687,437	
218	SPECIAL CATEGORIES		
	STATEWIDE INPATIENT PSYCHIATRIC SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	457,623	
	FROM MEDICAL CARE TRUST FUND . . . . .		773,842

The funds in Specific Appropriation 218 are provided to the Agency for Health Care Administration for services for children in the Statewide Inpatient Psychiatric Program. The program shall be designed to permit prior authorization of services, monitoring and quality assurance, discharge planning, and continuing stay reviews of all children admitted to the program.

219	SPECIAL CATEGORIES		
	SUPPLEMENTAL MEDICAL INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	719,036,855	

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	FROM MEDICAL CARE TRUST FUND . . . . .		1,291,401,121
220	SPECIAL CATEGORIES		
	MEDICAID SCHOOL REFINANCING		
	FROM GENERAL REVENUE FUND . . . . .	4,000,000	
	FROM MEDICAL CARE TRUST FUND . . . . .		103,886,947

From the funds in Specific Appropriation 220, \$4,000,000 from the General Revenue Fund and \$6,482,180 from the Medical Care Trust Fund are provided for school-based services, pursuant to section 409.9072, Florida Statutes, provided by private schools or charter schools that are not participating in the school district's certified match program under section 409.9071, Florida Statutes, to children younger than 21 years of age with specified disabilities who are eligible for Medicaid and Part B or Part H of the Individuals with Disabilities Act (IDEA), or the exceptional student education program, or who have an individualized educational plan.

TOTAL:	MEDICAID SERVICES TO INDIVIDUALS		
	FROM GENERAL REVENUE FUND . . . . .	5,803,410,860	
	FROM TRUST FUNDS . . . . .		16,846,208,268
	TOTAL ALL FUNDS . . . . .		22,649,619,128

## MEDICAID LONG TERM CARE

221	SPECIAL CATEGORIES		
	ASSISTIVE CARE SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,578,336	
	FROM MEDICAL CARE TRUST FUND . . . . .		2,557,762
222	SPECIAL CATEGORIES		
	HOME AND COMMUNITY BASED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	170,355	
	FROM MEDICAL CARE TRUST FUND . . . . .		1,310,780,584
223	SPECIAL CATEGORIES		
	INTERMEDIATE CARE FACILITIES/ INTELLECTUALLY DISABLED - SUNLAND CENTER		
	FROM MEDICAL CARE TRUST FUND . . . . .		73,747,262

From the funds in Specific Appropriations 223, 224, 225, 226, and 227, the Agency for Health Care Administration, in consultation with the Agency for Persons with Disabilities, is authorized to transfer funds, in accordance with the provisions of chapter 216, Florida Statutes, to Specific Appropriation 249 for the Developmental Disabilities Home and Community Based Waiver. Priority for the use of these funds will be given to the planning and service areas with the greatest potential for transition success.

224	SPECIAL CATEGORIES		
	INTERMEDIATE CARE FACILITIES/ DEVELOPMENTALLY DISABLED COMMUNITY		
	FROM GENERAL REVENUE FUND . . . . .	100,928,851	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		16,758,102
	FROM MEDICAL CARE TRUST FUND . . . . .		190,719,858

From the funds in Specific Appropriation 224, \$16,758,102 from the Grants and Donations Trust Fund and \$27,157,260 from the Medical Care Trust Fund are provided to buy back intermediate care facilities for the developmentally disabled rate reductions, effective on or after October 1, 2008, and are contingent on the nonfederal share being provided through intermediate care facilities for the developmentally disabled quality assessments. Authority is granted to buy back rate reductions up to, but not higher than, the amounts available under the budgeted authority in this Specific Appropriation. In the event that the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

The recurring methodology to be utilized by the Agency for Health Care Administration to establish rates taking into consideration the reductions imposed on or after October 1, 2008, shall be to compare the average unit appropriation with actual average unit cost as follows: 1) the average unit appropriation shall be determined by dividing the total appropriation in Specific Appropriation 224 by the total bed days for

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the past fiscal year; 2) the total actual cost as generated based on the July 1 rate setting shall be divided by the total bed days for the past fiscal year to determine the actual unit cost; 3) the actual unit cost shall be reduced to a Reduced Actual Unit Cost by the same percentage used to calculate the Legislative Appropriation to account for client participation contributions; 4) no negative adjustment to the rates paid to providers shall occur so long as the Reduced Actual Unit Cost is equal to or less than the average unit appropriation; and 5) in the event the Reduced Actual Unit Cost is greater than the average unit appropriation, a prorated reduction shall be imposed on all rates after all Quality Assessment Fee funds have been exhausted to cover the rate reductions.

The Agency for Health Care Administration shall not pay any legal judgments, settlements, lawsuit damages or awards imposed by a court as the result of any legal proceeding relating to prior fiscal years without specific authority in the General Appropriations Act.

From the funds in Specific Appropriation 224, \$14,639,481 from the General Revenue Fund and \$23,723,940 from the Medical Care Trust Fund are provided for a new level of Medicaid reimbursement for Intermediate Care Facilities for Individuals with Intellectual Disabilities who have severe behavioral needs.

225	SPECIAL CATEGORIES		
	NURSING HOME CARE		
	FROM GENERAL REVENUE FUND . . . . .	8,424,381	
	FROM HEALTH CARE TRUST FUND . . . . .		21,729,472
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		49,921,212
	FROM MEDICAL CARE TRUST FUND . . . . .		129,765,252

From the funds in Specific Appropriation 225, the Agency for Health Care Administration is authorized to transfer funds in accordance with the provisions of chapter 216, Florida Statutes, to Specific Appropriation 222 specifically for slots under the Model Waiver and Specific Appropriation 226 Statewide Medicaid Managed Care Long-Term Care Waiver to transition the greatest number of appropriate eligible beneficiaries from skilled nursing facilities to community-based alternatives in order to maximize the reduction in Medicaid nursing home occupancy. Priority for the use of these funds will be given to the planning and service areas with the greatest potential for transition success.

From the funds in Specific Appropriations 225 and 226, \$377,836,177 from the Grants and Donations Trust Fund and \$612,300,555 from the Medical Care Trust Fund are provided to buy back nursing facility rate reductions, effective on or after January 1, 2008, and are contingent on the nonfederal share being provided through nursing home quality assessments. Authority is granted to buy back rate reductions up to, but not higher than the amounts available under the budgeted authority in these Specific Appropriations. In the event that the funds are not available in the Grants and Donations Trust Fund, the State of Florida is not obligated to continue reimbursements at the higher amount.

226	SPECIAL CATEGORIES		
	PREPAID HEALTH PLAN/LONG TERM CARE		
	FROM GENERAL REVENUE FUND . . . . .	1,240,680,067	
	FROM HEALTH CARE TRUST FUND . . . . .		303,100,403
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		398,781,559
	FROM MEDICAL CARE TRUST FUND . . . . .		3,154,574,081

227	SPECIAL CATEGORIES		
	STATE MENTAL HEALTH HOSPITAL PROGRAM		
	FROM MEDICAL CARE TRUST FUND . . . . .		6,473,186

228	SPECIAL CATEGORIES		
	PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY (PACE)		
	FROM MEDICAL CARE TRUST FUND . . . . .		69,420,559

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TOTAL: MEDICAID LONG TERM CARE		
FROM GENERAL REVENUE FUND . . . . .	1,351,781,990	
FROM TRUST FUNDS . . . . .		5,728,329,292
TOTAL ALL FUNDS . . . . .		7,080,111,282

## PROGRAM: HEALTH CARE REGULATION

## HEALTH CARE REGULATION

APPROVED SALARY RATE	29,704,426	
229 SALARIES AND BENEFITS POSITIONS	650.50	
FROM HEALTH CARE TRUST FUND . . . . .		42,417,531
230 OTHER PERSONAL SERVICES		
FROM HEALTH CARE TRUST FUND . . . . .		724,499
FROM QUALITY OF LONG-TERM CARE		
FACILITY IMPROVEMENT TRUST FUND . . . . .		76,617

From the funds in Specific Appropriation 230, 231, and 234, \$150,000 in nonrecurring funds from the Health Care Trust Fund is provided to the Pediatric Cardiac Technical Advisory Panel to ensure compliance with quality and safety standards of pediatric cardiac hospitals (Senate Form 1577).

231 EXPENSES		
FROM HEALTH CARE TRUST FUND . . . . .		7,044,088
232 OPERATING CAPITAL OUTLAY		
FROM HEALTH CARE TRUST FUND . . . . .		97,150
233 SPECIAL CATEGORIES		
TRANSFER TO DIVISION OF ADMINISTRATIVE		
HEARINGS		
FROM HEALTH CARE TRUST FUND . . . . .		870,211
234 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM HEALTH CARE TRUST FUND . . . . .		6,194,642
FROM QUALITY OF LONG-TERM CARE		
FACILITY IMPROVEMENT TRUST FUND . . . . .		924,096
235 SPECIAL CATEGORIES		
EMERGENCY ALTERNATIVE PLACEMENT		
FROM HEALTH CARE TRUST FUND . . . . .		806,629
236 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM HEALTH CARE TRUST FUND . . . . .		407,290
237 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM HEALTH CARE TRUST FUND . . . . .		140,269
238 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM HEALTH CARE TRUST FUND . . . . .		198,903
239 SPECIAL CATEGORIES		
STATE OPERATIONS - AMERICAN RECOVERY AND		
REINVESTMENT ACT OF 2009		
FROM HEALTH CARE TRUST FUND . . . . .		728,130
240 SPECIAL CATEGORIES		
GRANTS AND AIDS - CONTRACTED SERVICES -		
AMERICAN RECOVERY AND REINVESTMENT ACT OF		
2009		
FROM HEALTH CARE TRUST FUND . . . . .		26,517,885

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TOTAL: HEALTH CARE REGULATION		
FROM TRUST FUNDS . . . . .		87,147,940
TOTAL POSITIONS . . . . .	650.50	
TOTAL ALL FUNDS . . . . .		87,147,940
TOTAL: AGENCY FOR HEALTH CARE ADMINISTRATION		
FROM GENERAL REVENUE FUND . . . . .	7,361,291,399	
FROM TRUST FUNDS . . . . .		23,450,485,366
TOTAL POSITIONS . . . . .	1,532.50	
TOTAL ALL FUNDS . . . . .		30,811,776,765
TOTAL APPROVED SALARY RATE . . . . .	72,679,525	

## AGENCY FOR PERSONS WITH DISABILITIES

## PROGRAM: SERVICES TO PERSONS WITH DISABILITIES

## HOME AND COMMUNITY SERVICES

APPROVED SALARY RATE	18,570,414	
241 SALARIES AND BENEFITS POSITIONS	434.00	
FROM GENERAL REVENUE FUND . . . . .		15,168,372
FROM OPERATIONS AND MAINTENANCE		
TRUST FUND . . . . .		9,225,479
FROM SOCIAL SERVICES BLOCK GRANT		
TRUST FUND . . . . .		1,784,612
242 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	2,681,881	
FROM OPERATIONS AND MAINTENANCE		
TRUST FUND . . . . .		2,405,211
FROM SOCIAL SERVICES BLOCK GRANT		
TRUST FUND . . . . .		167,369
243 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	1,919,994	
FROM OPERATIONS AND MAINTENANCE		
TRUST FUND . . . . .		1,129,466
FROM SOCIAL SERVICES BLOCK GRANT		
TRUST FUND . . . . .		193,061
244 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	9,060	
245 SPECIAL CATEGORIES		
GRANT AND AID INDIVIDUAL AND FAMILY		
SUPPORTS		
FROM GENERAL REVENUE FUND . . . . .	3,580,000	
FROM SOCIAL SERVICES BLOCK GRANT		
TRUST FUND . . . . .		10,106,771

Funds in Specific Appropriation 245 expended for developmental training programs shall require a 12.5 percent match from local sources. In-kind match is acceptable provided there are no reductions in the number of persons served or level of services provided.

From the funds in Specific Appropriation 245, the nonrecurring sum of \$1,000,000 from the General Revenue Fund is provided for supported employment services for individuals on the waiting list for the Developmental Disabilities Medicaid Waiver program in Specific Appropriation 249. The supported employment services shall be provided in a manner consistent with the same rules and regulations governing these services in the Developmental Disabilities Medicaid Waiver program, and may additionally be used towards obtaining and maintaining paid or unpaid internships.

246 SPECIAL CATEGORIES		
ROOM AND BOARD PAYMENTS FOR		
DEVELOPMENTALLY DISABLED		
FROM GENERAL REVENUE FUND . . . . .	2,639,201	
247 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	621,387	

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FROM OPERATIONS AND MAINTENANCE		
TRUST FUND . . . . .		360,322
FROM SOCIAL SERVICES BLOCK GRANT		
TRUST FUND . . . . .		32,018
248 SPECIAL CATEGORIES		
GRANTS AND AIDS - CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	8,515,886	
From the funds in Specific Appropriation 248, \$3,000,000 from the General Revenue Fund is provided to Arc of Florida - Dental Services.		
From the funds in Specific Appropriation 248, the following projects are funded with nonrecurring general revenue funds:		
Southwest Florida Autism Project for Community and Clinical Support (Senate Form 1617).....		250,000
DNA Comprehensive Therapy Care Model (Senate Form 2017) . . . . .		1,000,000
The ARC Jacksonville - Transition to Community Employment & Life (Senate Form 1659).....		300,000
Area Stage Company - Inclusion Theatre Project (Senate Form 1004).....		250,000
JAFCO Children's Ability Center (Senate Form 1157).....		250,000
ACEing Autism Florida Adaptive Tennis Project (Senate Form 1613).....		25,000
Operation G.R.O.W. - Inspire of Central Florida (Senate Form 1957).....		250,000
Autism Center of Excellence - Easterseals Northeast Central Florida (Senate Form 1498).....		175,000
Vocational Training and Education for Adults with Disabilities - Easterseals Southwest Florida (Senate Form 2109).....		983,888
Mental Wellness for Persons with Developmental Disabilities - Easterseals Southwest Florida (Senate Form 2110).....		1,728,000
Club Challenge (Senate Form 2482).....		303,998
249 SPECIAL CATEGORIES		
HOME AND COMMUNITY BASED SERVICES WAIVER		
FROM GENERAL REVENUE FUND . . . . .	539,599,910	
FROM OPERATIONS AND MAINTENANCE		
TRUST FUND . . . . .		874,445,976

Funds in Specific Appropriation 249 shall not be used for administrative costs. Funds for developmental training programs shall require a 12.5 percent match from local sources. In-kind match is acceptable provided there are no reductions in the number of persons served or level of services provided.

The Agency for Persons with Disabilities, in consultation with the Agency for Health Care Administration, shall provide a quarterly reconciliation report of all Home and Community Based Services waiver expenditures from the Agency for Health Care Administration's claims management system with service utilization from the Agency for Persons with Disabilities Allocation, Budget, and Contract Control system. The reconciliation report shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than 30 days after the close of each calendar quarter.

The Agency for Persons with Disabilities shall provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives monthly surplus-deficit reports projecting the total Medicaid Waiver program expenditures for the fiscal year to date along with any corrective action plans necessary to align program expenditures with annual appropriations within 30 days after the last business day of the preceding month. The surplus deficit report must also include allocation amounts related to the increased needs of existing waiver clients pursuant to section 393.0062(1), Florida Statutes, and to newly enrolled clients due to removing individuals from the waitlist. At a minimum, the allocation information shall include the total number of clients approved for an increase in services, the total number of clients enrolled onto the waiver from the waitlist, the total number of clients disenrolled from the waiver, the number of service units approved by service, and the annualized cost of approved service units.

From the funds in Specific Appropriation 249, \$11,533,269 from the General Revenue Fund and 18,690,182 from the Operations and Maintenance

## SECTION 3 - HUMAN SERVICES

Trust Fund are provided to expand the Home and Community Based Services Waiver by removing the greatest number of individuals permissible under the additional funding from the Waiver waiting list. The funds shall be held in reserve and the agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Requests for the release of funds shall include a detailed spending plan for the proposed use of the funds. Release of these funds is contingent upon the timely receipt of the quarterly reconciliation of expenditures report, and the monthly surplus deficit report and associated corrective action plans for each month of the preceding calendar quarter.

From funds in Specific Appropriation 249, \$7,766,045 from the General Revenue Fund and \$12,585,226 from the Operations and Maintenance Trust Fund are provided for a uniform provider rate increase for Residential Habilitation providers; \$1,000,000 from the General Revenue Fund and \$1,620,545 from the Operations and Maintenance Trust Fund are provided for a uniform provider rate increase for Adult Day Training providers; \$10,913,337 from the General Revenue Fund and \$17,685,555 from the Operations and Maintenance Trust Fund are provided for a uniform rate increase for Personal Supports and Companion providers. These funds must be used exclusively to increase the salaries of direct care staff.

250	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	352,872	
251	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	85,549	61,880
251A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FIXED CAPITAL OUTLAY FOR PERSONS WITH DISABILITIES FROM GENERAL REVENUE FUND . . . . .	1,350,000	
From the funds in Specific Appropriation 251A, the following projects are funded with nonrecurring general revenue funds:			
	The Arc Nature Coast, Center for Critical Needs and Aging (Senate Form 1869).....	1,100,000	
	Hialeah Gardens Therapy Center for the Physically Challenged (Senate Form 2068).....	250,000	
TOTAL: HOME AND COMMUNITY SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	576,524,112	
	FROM TRUST FUNDS . . . . .		899,912,165
	TOTAL POSITIONS . . . . .	434.00	
	TOTAL ALL FUNDS . . . . .		1,476,436,277

## PROGRAM MANAGEMENT AND COMPLIANCE

	APPROVED SALARY RATE	9,857,473	
252	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	165.00 8,701,485	5,736,030
253	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	374,692	244,865
254	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	1,623,704	796,812
255	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	48,974	

## SECTION 3 - HUMAN SERVICES

255A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND . . . . .	90,750	
256	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	70,298	1,950
257	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	579,093	360,138
258	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	1,988,073	1,043,094
From the funds in Specific Appropriation 258, \$500,000 in recurring funds from the General Revenue Fund is provided for Special Olympics.			
259	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	3,874	2,374
259A	SPECIAL CATEGORIES AGENCY FOR PERSONS WITH DISABILITIES - ICONNECT FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	1,015,448	2,666,610

From the funds in Specific Appropriation 259A, the nonrecurring sums of \$376,002 from the General Revenue Fund and \$1,152,164 from the Operations and Maintenance Trust Fund are provided to the Agency for Persons with Disabilities to continue implementation of the iConnect system for the purpose of providing electronic visit verification of service delivery to recipients by providers, electronic billings for Developmental Disabilities Medicaid Waiver services, and electronic processing of claims. Funds provided in Specific Appropriation 259A for the iConnect system shall be held in reserve. The agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Requests for the release of funds shall include a detailed operational work plan and project spending plan. The agency shall also provide quarterly project status reports to the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget. The report must include progress made to date for each project milestone and contract deliverable, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.

260	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	167,337	
261	SPECIAL CATEGORIES HOME AND COMMUNITY SERVICES ADMINISTRATION FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	2,739,933	2,730,806
262	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	30,580	

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	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		32,974	
263	DATA PROCESSING SERVICES			
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	98,342		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		395,726	
TOTAL:	PROGRAM MANAGEMENT AND COMPLIANCE			
	FROM GENERAL REVENUE FUND . . . . .	17,532,583		
	FROM TRUST FUNDS . . . . .		14,011,379	
	TOTAL POSITIONS . . . . .	165.00		
	TOTAL ALL FUNDS . . . . .		31,543,962	
DEVELOPMENTAL DISABILITY CENTERS - CIVIL PROGRAM				
	APPROVED SALARY RATE	56,903,424		
264	SALARIES AND BENEFITS POSITIONS	1,598.00		
	FROM GENERAL REVENUE FUND . . . . .		31,323,967	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		44,477,748	
265	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	616,827		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		889,634	
266	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	2,516,374		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		3,858,165	
267	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	85,493		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		32,972	
268	FOOD PRODUCTS			
	FROM GENERAL REVENUE FUND . . . . .	788,707		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		1,110,220	
269	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND . . . . .	345,868		
270	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	795,368		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		1,176,248	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		33,480	
271	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	1,604,279		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		2,711,770	
272	SPECIAL CATEGORIES			
	PRESCRIBED MEDICINE/DRUGS - NON-MEDICAID			
	FROM GENERAL REVENUE FUND . . . . .	361,743		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		36,978	
273	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND . . . . .	1,829,988		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		2,002,724	

## SECTION 3 - HUMAN SERVICES

274	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND . . . . .	242,763		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		373,152	
275	FIXED CAPITAL OUTLAY			
	AGENCY FOR PERSONS WITH DISABILITIES FIXED CAPITAL OUTLAY NEEDS FOR CENTRALLY MANAGED FACILITIES			
	FROM GENERAL REVENUE FUND . . . . .	2,870,000		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		2,655,886	
TOTAL:	DEVELOPMENTAL DISABILITY CENTERS - CIVIL PROGRAM			
	FROM GENERAL REVENUE FUND . . . . .	43,381,377		
	FROM TRUST FUNDS . . . . .		59,358,977	
	TOTAL POSITIONS . . . . .	1,598.00		
	TOTAL ALL FUNDS . . . . .		102,740,354	
DEVELOPMENTAL DISABILITY CENTERS - FORENSIC PROGRAM				
	APPROVED SALARY RATE	17,172,460		
276	SALARIES AND BENEFITS POSITIONS	503.50		
	FROM GENERAL REVENUE FUND . . . . .		25,313,337	
277	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	281,232		
278	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	936,672		
279	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	76,316		
280	FOOD PRODUCTS			
	FROM GENERAL REVENUE FUND . . . . .	456,200		
281	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND . . . . .	230,215		
282	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	571,137		
283	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	350,122		
284	SPECIAL CATEGORIES			
	PRESCRIBED MEDICINE/DRUGS - NON-MEDICAID			
	FROM GENERAL REVENUE FUND . . . . .	534,180		
285	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND . . . . .	842,430		
286	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND . . . . .	18,751		
287	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND . . . . .	123,932		



## SECTION 3 - HUMAN SERVICES

TOTAL: DEVELOPMENTAL DISABILITY CENTERS - FORENSIC PROGRAM			
FROM GENERAL REVENUE FUND . . . . .	29,734,524		
TOTAL POSITIONS . . . . .	503.50		
TOTAL ALL FUNDS . . . . .		29,734,524	
TOTAL: AGENCY FOR PERSONS WITH DISABILITIES			
FROM GENERAL REVENUE FUND . . . . .	667,172,596		
FROM TRUST FUNDS . . . . .		973,282,521	
TOTAL POSITIONS . . . . .	2,700.50		
TOTAL ALL FUNDS . . . . .		1,640,455,117	
TOTAL APPROVED SALARY RATE . . . . .	102,503,771		

## CHILDREN AND FAMILIES, DEPARTMENT OF

No funds are appropriated in Specific Appropriations 288 through 383C, and sections 8 and 18 for the payment of rent, lease or possession of space for offices or any other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida lease Nos. 720:0139, 590:1998, 590:2226, 590:2348, 590:2523, 590:2664, 590:2681, 590:2720, or 590:M139, or any other lease, by the Department of Children and Families, notwithstanding any lease or contract to the contrary. The department is prohibited from expending any specific appropriation from the General Revenue Fund, any trust fund or from any other source for the rent, lease or possession of any space for offices or other purposes or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 590:1998, 590:2226, 590:2348, 590:2523, 590:2664, 590:2681, 590:2720 or 590:M139, or any other lease.

## ADMINISTRATION

## PROGRAM: EXECUTIVE LEADERSHIP

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE		33,670,440		
288	SALARIES AND BENEFITS POSITIONS	600.25		
	FROM GENERAL REVENUE FUND . . . . .	30,301,108		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		14,991,718	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,541,259	
	FROM WELFARE TRANSITION TRUST FUND . . . . .		278,121	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		1,921	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		65,071	
289	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	313,446		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		55,357	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		64,966	
	FROM WELFARE TRANSITION TRUST FUND . . . . .		8,247	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		2,151	
290	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	4,248,251		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		834,391	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		160,528	
	FROM WELFARE TRANSITION TRUST FUND . . . . .		14,632	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		6,670	
291	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	27,616		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		106,950	
292	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM ADMINISTRATIVE TRUST FUND . . . . .		20,000	

## SECTION 3 - HUMAN SERVICES

293	SPECIAL CATEGORIES			
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS			
	FROM GENERAL REVENUE FUND . . . . .	184,855		
294	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	912,215		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		265,878	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		11,820	
	FROM WELFARE TRANSITION TRUST FUND . . . . .		994	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		473	
295	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND . . . . .	179,454		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		389,758	
296	SPECIAL CATEGORIES			
	STATE INSTITUTIONAL CLAIMS			
	FROM GENERAL REVENUE FUND . . . . .	40,498		
297	SPECIAL CATEGORIES			
	TENANT BROKER COMMISSIONS			
	FROM ADMINISTRATIVE TRUST FUND . . . . .		132,912	
298	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND . . . . .	6,520		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		2,272	
299	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND . . . . .	157,174		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		39,391	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		3,775	
	FROM WELFARE TRANSITION TRUST FUND . . . . .		495	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		17	
300	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND . . . . .	3,314,510		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		720,267	
301	FIXED CAPITAL OUTLAY			
	DEPARTMENT OF CHILDREN AND FAMILY SERVICES			
	FIXED CAPITAL NEEDS FOR CENTRALLY MANAGED FACILITIES			
	FROM GENERAL REVENUE FUND . . . . .	3,133,690		
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	FROM GENERAL REVENUE FUND . . . . .	42,819,337		
	FROM TRUST FUNDS . . . . .		19,720,034	
	TOTAL POSITIONS . . . . .	600.25		
	TOTAL ALL FUNDS . . . . .		62,539,371	
PROGRAM: SUPPORT SERVICES				
INFORMATION TECHNOLOGY				
APPROVED SALARY RATE		12,926,313		
302	SALARIES AND BENEFITS POSITIONS	232.00		
	FROM GENERAL REVENUE FUND . . . . .	6,104,684		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		6,529,347	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		4,963,344	
	FROM WELFARE TRANSITION TRUST FUND . . . . .		233,401	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		173,693	

## SECTION 3 - HUMAN SERVICES

303	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	131,835	
	FROM ADMINISTRATIVE TRUST FUND . . .		210,735
	FROM FEDERAL GRANTS TRUST FUND . . .		132,387
304	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	2,457,315	
	FROM ADMINISTRATIVE TRUST FUND . . .		245,878
	FROM FEDERAL GRANTS TRUST FUND . . .		1,070,487
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		5,218
305	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	40,599	
	FROM FEDERAL GRANTS TRUST FUND . . .		8,299
306	SPECIAL CATEGORIES		
	COMPUTER RELATED EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	3,002,169	
	FROM ADMINISTRATIVE TRUST FUND . . .		121,409
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND . . . . .		1,474,907
	FROM FEDERAL GRANTS TRUST FUND . . .		366,454
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		71,808
307	SPECIAL CATEGORIES		
	FLORIDA SAFE FAMILIES NETWORK (FSFN) INFORMATION TECHNOLOGY SYSTEM		
	FROM GENERAL REVENUE FUND . . . . .	3,238,579	
	FROM FEDERAL GRANTS TRUST FUND . . .		753,047
	FROM WELFARE TRANSITION TRUST FUND .		303,259
308	SPECIAL CATEGORIES		
	FLORIDA ONLINE RECIPIENTS INTEGRATED DATA ACCESS (FLORIDA) TECHNOLOGY SYSTEM FOR PUBLIC BENEFIT ELIGIBILITY DETERMINATION		
	FROM GENERAL REVENUE FUND . . . . .	2,066,345	
	FROM FEDERAL GRANTS TRUST FUND . . .		3,939,375
	FROM WELFARE TRANSITION TRUST FUND .		282
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		325,000
309	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	94,043	
310	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	15,012	
311	DATA PROCESSING SERVICES		
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	8,673,066	
	FROM ADMINISTRATIVE TRUST FUND . . .		2,143,697
	FROM FEDERAL GRANTS TRUST FUND . . .		9,173,124
	FROM WELFARE TRANSITION TRUST FUND .		220,583
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		1,989
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		13,496
TOTAL:	INFORMATION TECHNOLOGY		
	FROM GENERAL REVENUE FUND . . . . .	25,823,647	
	FROM TRUST FUNDS . . . . .		32,481,219
	TOTAL POSITIONS . . . . .	232.00	
	TOTAL ALL FUNDS . . . . .		58,304,866

## SERVICES

## PROGRAM: FAMILY SAFETY PROGRAM

## FAMILY SAFETY AND PRESERVATION SERVICES

APPROVED SALARY RATE 159,289,467

## SECTION 3 - HUMAN SERVICES

312	SALARIES AND BENEFITS POSITIONS	3,676.00	
	FROM GENERAL REVENUE FUND . . . . .	95,258,165	
	FROM DOMESTIC VIOLENCE TRUST FUND .		16,410
	FROM FEDERAL GRANTS TRUST FUND . . .		36,033,972
	FROM WELFARE TRANSITION TRUST FUND .		76,535,976
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		26,841,627
313	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	3,683,740	
	FROM FEDERAL GRANTS TRUST FUND . . .		2,514,323
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		54,348
	FROM WELFARE TRANSITION TRUST FUND .		2,496,299
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		1,004,751
314	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	16,865,747	
	FROM CHILD WELFARE TRAINING TRUST FUND . . . . .		8,342
	FROM DOMESTIC VIOLENCE TRUST FUND .		11,645
	FROM FEDERAL GRANTS TRUST FUND . . .		5,660,126
	FROM WELFARE TRANSITION TRUST FUND .		14,377,264
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		98,771
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		3,916,608
315	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	86,688	
	FROM FEDERAL GRANTS TRUST FUND . . .		10,308
	FROM WELFARE TRANSITION TRUST FUND .		11,590
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		7,671
316	LUMP SUM		
	SHARED RISK FUND FOR COMMUNITY BASED PROVIDERS OF CHILD WELFARE SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	3,054,312	
Funds in Specific Appropriation 316 are available to Community-based Care lead agencies pursuant to the provisions of section 409.990, Florida Statutes.			
317	SPECIAL CATEGORIES		
	HOME CARE FOR DISABLED ADULTS		
	FROM GENERAL REVENUE FUND . . . . .	1,987,544	
318	SPECIAL CATEGORIES		
	GRANTS AND AIDS - COMMUNITY CARE FOR DISABLED ADULTS		
	FROM GENERAL REVENUE FUND . . . . .	2,009,755	
319	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	5,414,624	
	FROM CHILD WELFARE TRAINING TRUST FUND . . . . .		2,797
	FROM FEDERAL GRANTS TRUST FUND . . .		7,298,611
	FROM WELFARE TRANSITION TRUST FUND .		786,069
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		941,100
319A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	4,456,000	

From the funds in Specific Appropriation 319A, the following projects are funded from nonrecurring general revenue funds:

Florida Network of Youth and Family Services - Stop Now and Plan (SNAP) Program (Senate Form 1008).....	250,000
Place of Hope - Child Welfare, Foster Care, Human Trafficking Prevention and Education (Senate Form 1047)..	250,000
All Star Children's Foundation - Campus for Hope and	

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Healing (Senate Form 1235).....	500,000
Safe Children Coalition - Child Welfare Services (Senate Form 1242).....	1,000,000
Devereux Advanced Behavioral Health - Services for Victims of Human Trafficking (Senate Form 1325).....	250,000
4Kids of South Florida - Foster Family Recruitment and Stability (Senate Form 1350).....	250,000
Alpha and Omega Freedom Ministries - Hannah's House Counseling and Housing Assistance (Senate Form 1766)....	105,500
Voices for Children - Normalcy Needs Program (Senate Form 1822).....	100,000
Family Support Services of North Florida - Services to At-Risk Youth (Senate Form 1825).....	650,000
One More Child - Single Moms Program (Senate Form 1891)...	250,000
Family First - All Pro Dad and Mom Adoption and Foster Care Promotion (Senate Form 1892).....	400,000
Miami Bridge - Host Homes for Homeless Youth (Senate Form 2310).....	200,500
Twin Oaks Juvenile Development - Waypoint Career and Technical College (Senate Form 2372).....	250,000

## 320 SPECIAL CATEGORIES

GRANTS AND AIDS - GRANTS TO SHERIFFS FOR PROTECTIVE INVESTIGATIONS	
FROM GENERAL REVENUE FUND . . . . .	36,760,409
FROM FEDERAL GRANTS TRUST FUND . . .	1,404,309
FROM WELFARE TRANSITION TRUST FUND .	9,837,480
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	9,670,815

Funds provided in Specific Appropriation 320 shall be used by the Department of Children and Families to award grants to the sheriffs of the following counties to conduct child protective investigations as mandated in section 39.3065, Florida Statutes. The funds shall be allocated as follows:

Broward County Sheriff.....	15,201,864
Hillsborough County Sheriff.....	13,738,700
Manatee County Sheriff.....	4,855,360
Pasco County Sheriff.....	6,466,825
Pinellas County Sheriff.....	11,915,854
Seminole County Sheriff.....	4,633,803
Walton County Sheriff.....	860,607

## 321 SPECIAL CATEGORIES

GRANTS AND AIDS - DOMESTIC VIOLENCE PROGRAM	
FROM GENERAL REVENUE FUND . . . . .	11,164,596
FROM DOMESTIC VIOLENCE TRUST FUND .	7,951,132
FROM FEDERAL GRANTS TRUST FUND . . .	19,813,831
FROM WELFARE TRANSITION TRUST FUND .	7,750,000

From the funds in Specific Appropriation 321, \$11,164,596 from the General Revenue Fund, \$7,951,132 from the Domestic Violence Trust Fund, \$17,991,917 from the Federal Grants Trust Fund and \$7,750,000 from the Welfare Transition Trust Fund are provided for the state's Domestic Violence program in accordance with chapter 39, Florida Statutes.

From the funds in Specific Appropriation 321, \$1,821,914 from the Federal Grants Trust Fund shall be transferred to the Department of Health to contract with the Florida Council Against Sexual Violence to implement portions of the Violence Against Women Act STOP Formula Grant.

## 322 SPECIAL CATEGORIES

GRANTS AND AIDS - CHILD ABUSE PREVENTION AND INTERVENTION	
FROM GENERAL REVENUE FUND . . . . .	17,314,251
FROM FEDERAL GRANTS TRUST FUND . . .	1,488,375
FROM WELFARE TRANSITION TRUST FUND .	9,577,637

## 323 SPECIAL CATEGORIES

GRANTS AND AIDS - CHILD PROTECTION	
FROM GENERAL REVENUE FUND . . . . .	16,912,402
FROM CHILD WELFARE TRAINING TRUST FUND . . . . .	286,063
FROM FEDERAL GRANTS TRUST FUND . . .	19,281,303

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FROM GRANTS AND DONATIONS TRUST FUND . . . . .	175,652
FROM WELFARE TRANSITION TRUST FUND .	1,713,422
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	1,262,655
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	1,978,525

## 324 SPECIAL CATEGORIES

RISK MANAGEMENT INSURANCE	
FROM GENERAL REVENUE FUND . . . . .	3,364,504

## 325 SPECIAL CATEGORIES

TEMPORARY EMERGENCY SHELTER SERVICES	
FROM GENERAL REVENUE FUND . . . . .	435,843

## 326 SPECIAL CATEGORIES

GRANTS AND AIDS - RESIDENTIAL GROUP CARE	
FROM GENERAL REVENUE FUND . . . . .	1,605,726
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	111,445
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	895,965

## 327 SPECIAL CATEGORIES

SPECIAL NEEDS ADOPTION INCENTIVES	
FROM GENERAL REVENUE FUND . . . . .	4,350,000

Funds in Specific Appropriation 327 are provided for state employee adoption benefits pursuant to section 409.1664, Florida Statutes.

## 328 SPECIAL CATEGORIES

DEFERRED-PAYMENT COMMODITY CONTRACTS	
FROM GENERAL REVENUE FUND . . . . .	4,893
FROM FEDERAL GRANTS TRUST FUND . . .	4,454
FROM WELFARE TRANSITION TRUST FUND .	1,684
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	1,713

## 329 SPECIAL CATEGORIES

LEASE OR LEASE-PURCHASE OF EQUIPMENT	
FROM GENERAL REVENUE FUND . . . . .	438,468
FROM FEDERAL GRANTS TRUST FUND . . .	146,145
FROM WELFARE TRANSITION TRUST FUND .	227,343
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	98,850

## 330 SPECIAL CATEGORIES

GRANTS AND AIDS - COMMUNITY BASED CARE FUNDS FOR PROVIDERS OF CHILD WELFARE SERVICES	
FROM GENERAL REVENUE FUND . . . . .	375,733,753
FROM CHILD WELFARE TRAINING TRUST FUND . . . . .	1,875,853
FROM FEDERAL GRANTS TRUST FUND . . .	263,913,725
FROM WELFARE TRANSITION TRUST FUND .	45,977,067
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	8,979,209
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	41,078,586

From the funds in Specific Appropriation 330, the Department of Children and Families shall conduct a comprehensive, multi-year review of the revenues, expenditures, and financial position of all Community-based Care lead agencies and shall cover the most recent two consecutive fiscal years. The review must include a comprehensive system-of-care analysis. All lead agencies must develop and maintain a plan to achieve financial viability which shall accompany the department's submission. The department's review shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives by November 1, 2020.

From the funds in Specific Appropriation 330, the recurring sums of \$5,175,706 from the General Revenue Fund and \$2,911,334 from the Federal Grants Trust Fund are provided for safety management services.

From the funds in Specific Appropriation 330, the nonrecurring sum of

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\$1,000,000 of Child Abuse Prevention and Treatment Act Grant funds from the Federal Grants Trust Fund shall be used for evidence-based prevention programs to implement the Plans of Safe Care program to address the needs of substance affected newborns and their families.

331	SPECIAL CATEGORIES			
	GRANTS AND AIDS - ADOPTION ASSISTANCE			
	PAYMENTS AND MAINTENANCE SUBSIDIES			
	FROM GENERAL REVENUE FUND . . . .	111,342,982		
	FROM FEDERAL GRANTS TRUST FUND . . .		124,793,805	
	FROM WELFARE TRANSITION TRUST FUND .		14,377,342	

Funds in Specific Appropriation 331 are provided to community-based care lead agencies for the payment of adoption assistance subsidies pursuant to section 409.166, Florida Statutes.

By April 30, 2021, the Department of Children and Families shall perform a reconciliation of the funding appropriated and the projected expenditures for adoption assistance for each lead agency. Any projected year-end surplus of funding shall, if necessary, be reallocated to the lead agencies that are projecting a fiscal year-end deficit. Any unexpended funds, as determined by a reconciliation of the fiscal year-end actual expenditures, shall revert on June 30, 2021.

332	SPECIAL CATEGORIES			
	GRANTS AND AIDS - GUARDIANSHIP ASSISTANCE			
	PROGRAM PAYMENTS			
	FROM GENERAL REVENUE FUND . . . . .	6,642,841		
	FROM FEDERAL GRANTS TRUST FUND . . .		5,411,559	

332A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY			
	CITY OF SUNRISE MULTI-PURPOSE PROGRAM CENTER			
	FROM GENERAL REVENUE FUND . . . . .	200,000		

Funds in Specific Appropriation 332A from nonrecurring general revenue funds are provided to the City of Sunrise for the rehabilitation of retail space to create classrooms for city programs that serve seniors, veterans, and children in after-school programs (Senate Form 1407).

332B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY			
	ALPHA AND OMEGA FREEDOM MINISTRIES - HANNAH'S HOUSE DOMESTIC VIOLENCE SHELTER AND HOMELESS COMPLEX			
	FROM GENERAL REVENUE FUND . . . . .	50,000		

Funds in Specific Appropriation 332B from nonrecurring general revenue funds are provided to Alpha and Omega Freedom Ministries for renovations to Hannah's House to provide temporary shelter for victims of domestic violence and housing for homeless women and children (Senate Form 1766).

TOTAL:	FAMILY SAFETY AND PRESERVATION SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	719,137,243		
	FROM TRUST FUNDS . . . . .		778,714,552	
	TOTAL POSITIONS . . . . .	3,676.00		
	TOTAL ALL FUNDS . . . . .		1,497,851,795	

## PROGRAM: MENTAL HEALTH PROGRAM

## MENTAL HEALTH SERVICES

APPROVED SALARY RATE 125,507,114

333	SALARIES AND BENEFITS	POSITIONS	3,144.50	
	FROM GENERAL REVENUE FUND . . . . .		107,978,809	
	FROM FEDERAL GRANTS TRUST FUND . . .			58,322,211
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .			7,079,416

334	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	3,723,929		
	FROM FEDERAL GRANTS TRUST FUND . . .		3,311	

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335	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	12,883,202		
	FROM FEDERAL GRANTS TRUST FUND . . .		668,800	
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .		342,955	

336	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	387,630		
	FROM FEDERAL GRANTS TRUST FUND . . .		377,471	

337	FOOD PRODUCTS			
	FROM GENERAL REVENUE FUND . . . . .	3,437,538		

338	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	5,060,964		
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .		405,883	

339	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	32,631,337		

340	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	99,254,983		
	FROM FEDERAL GRANTS TRUST FUND . . .		14,604,879	

341	SPECIAL CATEGORIES			
	PRESCRIBED MEDICINE/DRUGS - NON-MEDICAID			
	FROM GENERAL REVENUE FUND . . . . .	8,609,737		
	FROM FEDERAL GRANTS TRUST FUND . . .		1,900,961	
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .		876,992	

342	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND . . . . .	8,266,861		
	FROM FEDERAL GRANTS TRUST FUND . . .		919,049	

343	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND . . . . .	90,969		

344	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND . . . . .	709,683		

345	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND . . . . .	355,938		
	FROM FEDERAL GRANTS TRUST FUND . . .		10,238	
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .		979	

TOTAL:	MENTAL HEALTH SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	283,391,580		
	FROM TRUST FUNDS . . . . .		85,513,145	
	TOTAL POSITIONS . . . . .	3,144.50		
	TOTAL ALL FUNDS . . . . .		368,904,725	

## PROGRAM: ECONOMIC SELF SUFFICIENCY PROGRAM

## ECONOMIC SELF SUFFICIENCY SERVICES

APPROVED SALARY RATE 165,153,810

346	SALARIES AND BENEFITS	POSITIONS	4,301.00	
	FROM GENERAL REVENUE FUND . . . . .		97,987,163	
	FROM FEDERAL GRANTS TRUST FUND . . .			105,624,689
	FROM GRANTS AND DONATIONS TRUST			
	FUND . . . . .			4,920,578
	FROM WELFARE TRANSITION TRUST FUND .			7,092,962

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347	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	1,536,177		
	FROM FEDERAL GRANTS TRUST FUND . . .		3,171,991	
	FROM WELFARE TRANSITION TRUST FUND .		143,547	
348	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	11,239,922		
	FROM FEDERAL GRANTS TRUST FUND . . .		16,077,209	
	FROM WELFARE TRANSITION TRUST FUND .		1,001,512	
349	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	2,998		
	FROM FEDERAL GRANTS TRUST FUND . . .		25,594	
	FROM WELFARE TRANSITION TRUST FUND .		474	
350	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CHALLENGE GRANTS			
	FROM GENERAL REVENUE FUND . . . . .	3,181,500		
351	SPECIAL CATEGORIES			
	GRANTS AND AIDS - FEDERAL EMERGENCY			
	SHELTER GRANT PROGRAM			
	FROM FEDERAL GRANTS TRUST FUND . . .		6,950,886	
	FROM WELFARE TRANSITION TRUST FUND .		852,507	
352	SPECIAL CATEGORIES			
	GRANTS AND AIDS - HOMELESS HOUSING			
	ASSISTANCE GRANTS			
	FROM GENERAL REVENUE FUND . . . . .	5,206,000		
From the funds in Specific Appropriation 352, the following projects are funded with nonrecurring general revenue funds:				
	Homeless Veteran Housing Assistance - Brevard (Senate Form 1186).....		190,000	
	The Transition House of Starke - Homeless Relief Program (Senate Form 1811).....		250,000	
	Metropolitan Ministries - First Hug Program - Pasco and Pinellas (Senate Form 2361).....		800,000	
	Metropolitan Ministries - Miracles for Pasco Program (Senate Form 2365).....		250,000	
	Connecting Everyone with Second Chances - Leon and surrounding counties (Senate Form 1532).....		716,000	
353	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	13,463,870		
	FROM FEDERAL GRANTS TRUST FUND . . .		22,911,507	
	FROM WELFARE TRANSITION TRUST FUND .		528,200	
354	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	576,801		
	FROM FEDERAL GRANTS TRUST FUND . . .		20,287,113	
	FROM WELFARE TRANSITION TRUST FUND .		39,977	
355	SPECIAL CATEGORIES			
	GRANTS AND AIDS - LOCAL SERVICES PROGRAM			
	FROM FEDERAL GRANTS TRUST FUND . . .		29,562,792	
356	SPECIAL CATEGORIES			
	PUBLIC ASSISTANCE FRAUD CONTRACT			
	FROM FEDERAL GRANTS TRUST FUND . . .		3,406,033	
	FROM WELFARE TRANSITION TRUST FUND .		689,593	
357	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND . . . . .	1,470,328		
	FROM FEDERAL GRANTS TRUST FUND . . .		1,236,627	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		34,374	
358	SPECIAL CATEGORIES			
	SERVICES TO REPATRIATED AMERICANS			
	FROM FEDERAL GRANTS TRUST FUND . . .		40,380	

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359	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND . . . . .	5,935		
	FROM FEDERAL GRANTS TRUST FUND . . .		8,322	
	FROM WELFARE TRANSITION TRUST FUND .		545	
360	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND . . . . .	208,859		
	FROM FEDERAL GRANTS TRUST FUND . . .		392,573	
	FROM WELFARE TRANSITION TRUST FUND .		19,955	
361	FINANCIAL ASSISTANCE PAYMENTS			
	CASH ASSISTANCE			
	FROM GENERAL REVENUE FUND . . . . .	96,361,514		
	FROM WELFARE TRANSITION TRUST FUND .		18,462,767	
362	FINANCIAL ASSISTANCE PAYMENTS			
	NONRELATIVE CARE GIVER			
	FROM GENERAL REVENUE FUND . . . . .	4,894,683		
363	FINANCIAL ASSISTANCE PAYMENTS			
	OPTIONAL STATE SUPPLEMENTATION PROGRAM			
	FROM GENERAL REVENUE FUND . . . . .	4,918,700		
364	FINANCIAL ASSISTANCE PAYMENTS			
	PERSONAL CARE ALLOWANCE			
	FROM GENERAL REVENUE FUND . . . . .	6,506,756		
365	FINANCIAL ASSISTANCE PAYMENTS			
	REFUGEE/ENTRANT ASSISTANCE			
	FROM FEDERAL GRANTS TRUST FUND . . .		6,669,660	
TOTAL:	ECONOMIC SELF SUFFICIENCY SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	247,561,206		
	FROM TRUST FUNDS . . . . .		250,152,367	
	TOTAL POSITIONS . . . . .	4,301.00		
	TOTAL ALL FUNDS . . . . .		497,713,573	
PROGRAM: COMMUNITY SERVICES				
COMMUNITY SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES				
	APPROVED SALARY RATE	5,620,980		
366	SALARIES AND BENEFITS			
	POSITIONS	97.00		
	FROM GENERAL REVENUE FUND . . . . .	7,408,043		
	FROM FEDERAL GRANTS TRUST FUND . . .		61,049	
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .		167,175	
367	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	1,435,274		
	FROM FEDERAL GRANTS TRUST FUND . . .		1,528,699	
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .		266,820	
368	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	1,452,380		
	FROM FEDERAL GRANTS TRUST FUND . . .		284,012	
	FROM WELFARE TRANSITION TRUST FUND .		3,723	
	FROM OPERATIONS AND MAINTENANCE			
	TRUST FUND . . . . .		80,830	
368A	LUMP SUM			
	STATE OPIOID RESPONSE GRANT			
	FROM FEDERAL GRANTS TRUST FUND . . .		57,139,895	
Funds provided in Specific Appropriation 368A are contingent on a federal State Opioid Response (SOR) grant being awarded to the Department of Children and Families. The purpose of the federal grant is to increase states' efforts to address the opioid crisis by increasing access to medication-assisted treatment, reducing unmet treatment need, and reducing opioid overdose related deaths through prevention,				

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treatment and recovery activities for opioid use disorders. The department is authorized to submit a budget amendment requesting the release of funds, pursuant to the provisions of chapter 216, Florida Statutes. Release of the funds shall be contingent upon submission of a detailed spending plan describing the uses of the funds for medication-assisted treatment, prevention, and recovery services that are projected to be addressed with the funds.

369 SPECIAL CATEGORIES  
GRANTS AND AIDS - PUBLIC SAFETY, MENTAL  
HEALTH, AND SUBSTANCE ABUSE LOCAL MATCHING  
GRANT PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 9,000,000

370 SPECIAL CATEGORIES  
CHILDREN'S ACTION TEAMS FOR MENTAL HEALTH  
AND SUBSTANCE ABUSE SERVICES  
FROM GENERAL REVENUE FUND . . . . . 28,550,000

Funds provided in Specific Appropriation 370 shall be used by the Department of Children and Families to contract with the following providers for the operation of Community Action Treatment (CAT) teams that provide community-based services to children ages 11 to 21 with a mental health or co-occurring substance abuse diagnosis with any accompanying characteristics such as being at-risk for out-of-home placement as demonstrated by repeated failures at less intensive levels of care; having two or more hospitalizations or repeated failures; involvement with the Department of Juvenile Justice or multiple episodes involving law enforcement; or poor academic performance or suspensions. Children younger than 11 may be candidates if they display two or more of the aforementioned characteristics.

From the funds in Specific Appropriation 370, the following projects are funded from recurring general revenue funds:

Centerstone of Florida - Lee.....	750,000
Centerstone of Florida - Sarasota, DeSoto.....	750,000
Circles of Care - Brevard.....	750,000
Life Management Center - Bay.....	750,000
David Lawrence Center - Collier.....	750,000
Child Guidance Center - Duval.....	750,000
Citrus Health - Miami-Dade.....	750,000
Gracepoint - Hillsborough.....	750,000
Personal Enrichment Mental Health Services - Pinellas.....	750,000
Peace River Center - Polk, Highlands, Hardee.....	750,000
Chautauqua Healthcare Services (COPE) - Walton.....	750,000
Lifestream Behavioral Center - Sumter, Lake.....	750,000
New Horizons Behavioral Health - Martin, Indian River, Okeechobee, St. Lucie.....	750,000
Aspire Health Partners - Orange.....	750,000
Citrus Health Network - Miami-Dade.....	750,000
Centerstone - Manatee.....	750,000
Lakeview Center - Escambia.....	750,000
Chrysalis Health - Alachua.....	750,000
BayCare Behavioral Health - Pasco.....	750,000
Meridian Behavioral Health - Alachua, Columbia, Dixie, Hamilton, Lafayette, Suwannee.....	750,000
The Centers - Marion.....	750,000
Chrysalis Health - Palm Beach.....	750,000
Bridgeway Center - Okaloosa.....	750,000
SMA Behavioral Healthcare - Volusia, Flagler.....	750,000
Clay Behavioral Health Center - Clay, Putnam.....	750,000
Henderson Behavioral Health - Broward.....	750,000
Lakeview Center - Santa Rosa.....	750,000
Life Management Center - Gulf, Calhoun.....	750,000
Life Management Center - Jackson, Holmes, Washington.....	750,000
Apalachee Center - Franklin, Liberty, Jefferson, Madison, Taylor.....	750,000
Meridian Behavioral Healthcare - Bradford, Baker, Union, Nassau.....	750,000
St. Augustine Youth Services - St. Johns.....	750,000
Meridian Behavioral Healthcare - Gilchrist, Levy, Dixie...	750,000
Lifestream Behavioral Center - Citrus, Hernando.....	750,000
Aspire Health Partners - Osceola.....	750,000
Aspire Health Partners - Seminole.....	750,000
Centerstone of Florida - Glades, Hendry.....	750,000
Guidance Care Center - Monroe.....	750,000

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Charlotte Behavioral Healthcare - Charlotte..... 750,000  
Apalachee Center - Leon, Gadsden, and Wakulla..... 750,000

371 SPECIAL CATEGORIES  
GRANTS AND AIDS - COMMUNITY MENTAL HEALTH  
SERVICES  
FROM GENERAL REVENUE FUND . . . . . 237,606,404  
FROM ALCOHOL, DRUG ABUSE AND  
MENTAL HEALTH TRUST FUND . . . . . 35,085,799  
FROM FEDERAL GRANTS TRUST FUND . . . . . 26,332,578  
FROM WELFARE TRANSITION TRUST FUND . . . . . 6,948,619

From the funds in Specific Appropriation 371, the following projects are funded from recurring general revenue funds:

Citrus Health Network.....	455,000
Apalachee Center - Forensic treatment services.....	1,401,600
Henderson Behavioral Health - Forensic treatment services.....	1,401,600
Mental Health Care - Forensic treatment services.....	700,800
Apalachee Center - Civil treatment services.....	1,593,853
Lifestream Behavioral Center - Civil treatment services...	1,622,235
New Horizons of the Treasure Coast - Civil treatment services.....	1,393,482

From the funds in Specific Appropriation 371, the recurring sum of \$1,700,000 from the General Revenue Fund is provided for supported employment services for individuals with mental health disorders.

372 SPECIAL CATEGORIES  
GRANTS AND AIDS - BAKER ACT SERVICES  
FROM GENERAL REVENUE FUND . . . . . 72,738,856

373 SPECIAL CATEGORIES  
GRANTS AND AIDS - COMMUNITY SUBSTANCE  
ABUSE SERVICES  
FROM GENERAL REVENUE FUND . . . . . 114,095,694  
FROM ALCOHOL, DRUG ABUSE AND  
MENTAL HEALTH TRUST FUND . . . . . 112,772,858  
FROM FEDERAL GRANTS TRUST FUND . . . . . 9,232,711  
FROM WELFARE TRANSITION TRUST FUND . . . . . 5,850,004  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 2,438,065

From the funds in Specific Appropriation 373, the recurring sum of \$10,000,000 from the General Revenue Fund is provided for the expansion of substance abuse services for pregnant women, mothers, and their affected families. These services shall include the expansion of residential treatment, outpatient treatment with housing support, outreach, detoxification, child care and post-partum case management supporting both the mother and child consistent with recommendations from the Statewide Task Force on Prescription Drug Abuse and Newborns. Priority for services shall be given to counties with the greatest need and available treatment capacity.

From the funds in Specific Appropriation 373, the recurring sum of \$12,060,000 from the General Revenue Fund is provided to continue the implementation of the Family Intensive Treatment (FIT) team model designed to provide intensive team-based, family-focused, comprehensive services to families in the child welfare system with parental substance abuse. Treatment shall be available and provided in accordance with the indicated level of care required and providers shall meet program specifications. Funds shall be targeted to select communities with high rates of child abuse cases.

From the funds in Specific Appropriation 373, the recurring sum of \$840,000 from the General Revenue Fund is provided to Centerstone of Florida for the operation of a Family Intensive Treatment (FIT) team (recurring base appropriations project).

From the funds in Specific Appropriation 373, the following projects are funded from recurring general revenue funds:

St. Johns County Sheriff's Office Detox Program.....	1,300,000
Here's Help.....	200,000
Drug Abuse Comprehensive Coordinating Office (DACCOC).....	100,000

## SECTION 3 - HUMAN SERVICES

374 SPECIAL CATEGORIES  
GRANTS AND AIDS - CENTRAL RECEIVING  
FACILITIES  
FROM GENERAL REVENUE FUND . . . . . 19,878,768

375 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM GENERAL REVENUE FUND . . . . . 6,209,346  
FROM ALCOHOL, DRUG ABUSE AND  
MENTAL HEALTH TRUST FUND . . . . . 729,423  
FROM FEDERAL GRANTS TRUST FUND . . . . . 1,051,809  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 37,599

From the funds in Specific Appropriation 375, the recurring sum of \$1,500,000 and the nonrecurring sum of \$1,000,000 from the General Revenue Fund are provided to the Department of Children and Families to contract with a nonprofit organization for the distribution and associated medical costs of naltrexone extended-release injectable medication to treat alcohol and opioid dependency (Senate Form 1658).

376 SPECIAL CATEGORIES  
GRANTS AND AIDS - CONTRACTED SERVICES  
FROM GENERAL REVENUE FUND . . . . . 19,109,447  
FROM ALCOHOL, DRUG ABUSE AND  
MENTAL HEALTH TRUST FUND . . . . . 100,000  
FROM FEDERAL GRANTS TRUST FUND . . . . . 8,420,280

From the funds in Specific Appropriation 376, the recurring sum of \$4,000,000 from the General Revenue Fund is provided for the implementation of a pilot program that provides behavioral telehealth services to children in public schools. The program shall serve more than 350 public K-12 schools in 27 rural counties.

From the funds in Specific Appropriation 376, the following projects are funded from nonrecurring general revenue funds:

Gateway Community Services - PROJECT SAVE LIVES (Senate Form 1010).....	747,582
Youth Crisis Center - Touchstone Village (Senate Form 1017).....	200,000
Clay Behavioral Health - Community Crisis Prevention Team (Senate Form 1018).....	500,000
Directions for Living - BabyCAT Community Action Team - Pinellas (Senate Form 1027).....	250,000
Project LIFT - Life Initiatives for Teens (Senate Form 1085).....	145,000
Florida Recovery Schools - Youth Behavioral Health Services (Senate Form 1208).....	250,000
Centerstone Psychiatric Residency (Senate Form 1228).....	1,000,000
Devereux - Dual Diagnosis Services (Senate Form 1251).....	666,713
University of Florida Health Center for Psychiatry and Addiction (Senate Form 1324).....	250,000
CASL Renaissance Manor Independent Supportive Housing - (Senate Form 1599).....	1,250,000
Fort Myers Salvation Army Co-Occurring Residential Treatment Program (Senate Form 1618).....	250,000
NAMI Broward - REACH and TEACH for Mental Health (Senate Form 1642).....	150,000
Mental Health Association Walk-In and Counseling Center (Senate Form 1644).....	250,000
Starting Point - Project HOPE Helping Others Promote Empathy (Senate Form 1661).....	250,000
Jewish Family Service - Mental Health First Aid Coalition (Senate Form 1678).....	100,000
LifeStream - Indigent Baker Act Inpatient Services (Senate Form 1790).....	250,000
BayCare Behavioral Health - Veterans Intervention Program (Senate Form 1867).....	485,000
Veterans Alternative - Accelerated Wellness Program (Senate Form 1868).....	450,000
LifeStream Central Receiving System - Citrus County (Senate Form 1871).....	750,000
LGBT+ Center Orlando - Mental Health Counseling (Senate Form 1931).....	40,000
Trilogy Integrated Resources - Network of Care Software	

## SECTION 3 - HUMAN SERVICES

Solution for Behavioral Health (Senate Form 1938).....	262,650
SMA Healthcare - Florida Assertive Community Treatment (FACT) Team - Putnam/St. Johns (Senate Form 2033).....	250,000
Okaloosa Walton Mental Health/Substance Abuse Pretrial Diversion Project (Senate Form 2213).....	250,000
Johns Hopkins All Children's Hospital - Pediatric Alternative to Opioid Treatment (Senate Form 2344).....	250,000
Fulfilling Lives Foundation - School Telehealth Services (Senate Form 2384).....	1,000,000
The Parent Help Center - Operation Empowered Parent (Senate Form 2392).....	250,000
Central Florida Behavioral Health Network - Short-Term Residential Treatment Facility Beds (Senate Form 2464).....	250,000
Informed Families of Florida - Healthy Communities Program - Dade and Collier (Senate Form 1025).....	350,000
Sarasota Salvation Army - Community Addiction Recovery Program (Senate Form 1099).....	250,000
David Lawrence Center Wraparound Collier Program (Senate Form 1168).....	279,112
PEMHS Pinellas - Crisis Stabilization Unit Beds (Senate Form 1274).....	250,000
ROAD TO RECOVERY - Modernizing Behavioral Health System (Senate Form 1285).....	250,000
Drug Free America Foundation - Substance Abuse Prevention Summit (Senate Form 1353).....	100,000
Project Opioid, Inc. - Florida Opioid Crisis Pilot Project (Senate Form 1960).....	384,700
St. Johns EPIC Recovery Center - Women's Substance Abuse Residential Treatment Beds (Senate Form 2034).....	250,000
Gracepoint Baker Act Beds - Hillsborough (Senate Form 2313).....	250,000
Florida Alliance of Boys & Girls Clubs - Youth Opioid Prevention Program (Senate Form 2385).....	750,000

From the funds in Specific Appropriation 376, the following project is funded from nonrecurring funds from the Federal Grants Trust Fund using federal funds received from the State Opioid Response Grant.

Memorial Healthcare - Medication Assisted Treatment - Community Expansion (Senate Form 1619).....	500,000
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377 SPECIAL CATEGORIES  
GRANTS AND AIDS - PURCHASE OF THERAPEUTIC  
SERVICES FOR CHILDREN  
FROM GENERAL REVENUE FUND . . . . . 8,911,958

378 SPECIAL CATEGORIES  
GRANTS AND AIDS - INDIGENT PSYCHIATRIC  
MEDICATION PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 6,780,276

379 SPECIAL CATEGORIES  
GRANTS AND AIDS - PURCHASED RESIDENTIAL  
TREATMENT SERVICES FOR EMOTIONALLY  
DISTURBED CHILDREN AND YOUTH  
FROM GENERAL REVENUE FUND . . . . . 2,201,779

380 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM GENERAL REVENUE FUND . . . . . 181,362

381 SPECIAL CATEGORIES  
DEFERRED-PAYMENT COMMODITY CONTRACTS  
FROM GENERAL REVENUE FUND . . . . . 1,129

382 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM GENERAL REVENUE FUND . . . . . 61,393  
FROM FEDERAL GRANTS TRUST FUND . . . . . 209  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 4,632

383 SPECIAL CATEGORIES  
CONTRACTED SERVICES - SUBSTANCE ABUSE AND  
MENTAL HEALTH ADMINISTRATION  
FROM GENERAL REVENUE FUND . . . . . 20,332,384  
FROM FEDERAL GRANTS TRUST FUND . . . . . 1,051,418

## SECTION 3 - HUMAN SERVICES

FROM WELFARE TRANSITION TRUST FUND . 731,355

Funds in Specific Appropriation 383 are provided for the administration costs of the seven regional managing entities that deliver behavioral health care through local network providers.

383A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
MERIDIAN BEHAVIORAL HEALTH - CENTRAL  
RECEIVING FACILITY  
FROM GENERAL REVENUE FUND . . . . . 250,000

Funds in Specific Appropriation 383A from nonrecurring general revenue funds are provided to Meridian Behavioral Health for the expansion of the central receiving system of care campus in the City of Gainesville (Senate Form 1812).

383B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
LAKELAND REGIONAL MEDICAL CENTER -  
FREESTANDING BEHAVIORAL HEALTH HOSPITAL  
AND OUTPATIENT CENTER  
FROM GENERAL REVENUE FUND . . . . . 250,000

Funds in Specific Appropriation 383B from nonrecurring general revenue funds are provided to support the construction of a free-standing Behavioral Health Hospital and Outpatient Center on the campus of Lakeland Regional Medical Center (Senate Form 1774).

383C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
PROJECT LIFT - LIFE INITIATIVES FOR TEENS  
FROM GENERAL REVENUE FUND . . . . . 105,000

Funds in Specific Appropriation 383C from nonrecurring general revenue funds are provided to Project LIFT for the renovation of a facility to be used as a vocational rehabilitation training center for teens with at-risk behaviors (Senate Form 1085).

TOTAL: COMMUNITY SUBSTANCE ABUSE AND MENTAL HEALTH  
SERVICES  
FROM GENERAL REVENUE FUND . . . . . 556,559,493  
FROM TRUST FUNDS . . . . . 270,319,562

TOTAL POSITIONS . . . . . 97.00  
TOTAL ALL FUNDS . . . . . 826,879,055

TOTAL: CHILDREN AND FAMILIES, DEPARTMENT OF  
FROM GENERAL REVENUE FUND . . . . . 1,875,292,506  
FROM TRUST FUNDS . . . . . 1,436,900,879

TOTAL POSITIONS . . . . . 12,050.75  
TOTAL ALL FUNDS . . . . . 3,312,193,385  
TOTAL APPROVED SALARY RATE . . . . . 502,168,124

## ELDER AFFAIRS, DEPARTMENT OF

## PROGRAM: SERVICES TO ELDERS PROGRAM

## COMPREHENSIVE ELIGIBILITY SERVICES

APPROVED SALARY RATE 9,711,662

384 SALARIES AND BENEFITS POSITIONS 246.50  
FROM GENERAL REVENUE FUND . . . . . 6,951,888  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 6,951,888

385 OTHER PERSONAL SERVICES  
FROM GENERAL REVENUE FUND . . . . . 589,860  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 589,860

386 EXPENSES  
FROM GENERAL REVENUE FUND . . . . . 947,299  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 947,299

## SECTION 3 - HUMAN SERVICES

387 OPERATING CAPITAL OUTLAY  
FROM GENERAL REVENUE FUND . . . . . 21,292  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 21,291

388 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM GENERAL REVENUE FUND . . . . . 102,665  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 102,664

389 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM GENERAL REVENUE FUND . . . . . 120,604  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 154,834

390 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM GENERAL REVENUE FUND . . . . . 70,731  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 70,732

391 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM GENERAL REVENUE FUND . . . . . 41,419  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 41,418

TOTAL: COMPREHENSIVE ELIGIBILITY SERVICES  
FROM GENERAL REVENUE FUND . . . . . 8,845,758  
FROM TRUST FUNDS . . . . . 8,879,986

TOTAL POSITIONS . . . . . 246.50  
TOTAL ALL FUNDS . . . . . 17,725,744

## HOME AND COMMUNITY SERVICES

APPROVED SALARY RATE 2,953,003

392 SALARIES AND BENEFITS POSITIONS 60.00  
FROM GENERAL REVENUE FUND . . . . . 1,517,388  
FROM FEDERAL GRANTS TRUST FUND . . . . . 2,121,220  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 915,211

393 OTHER PERSONAL SERVICES  
FROM GENERAL REVENUE FUND . . . . . 266,959  
FROM FEDERAL GRANTS TRUST FUND . . . . . 836,395  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 231,936

394 EXPENSES  
FROM GENERAL REVENUE FUND . . . . . 394,099  
FROM FEDERAL GRANTS TRUST FUND . . . . . 1,085,024  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 441,437

395 OPERATING CAPITAL OUTLAY  
FROM GENERAL REVENUE FUND . . . . . 5,905  
FROM FEDERAL GRANTS TRUST FUND . . . . . 5,000  
FROM OPERATIONS AND MAINTENANCE  
TRUST FUND . . . . . 5,000

396 SPECIAL CATEGORIES  
AGING AND ADULT SERVICES TRAINING AND  
EDUCATION  
FROM FEDERAL GRANTS TRUST FUND . . . . . 119,493

397 SPECIAL CATEGORIES  
GRANTS AND AIDS - ALZHEIMER'S DISEASE  
INITIATIVE  
FROM GENERAL REVENUE FUND . . . . . 29,411,025

From the funds in Specific Appropriation 397, \$1,000,000 from the



## SECTION 3 - HUMAN SERVICES

General Revenue Fund is provided as a differential unit rate increase of up to 30 percent for those receiving services by an Alzheimer's services adult day care center licensed under ch. 429.918, Florida Statutes, on or before March 1, 2017. The Department of Elder Affairs shall use the provider's Alzheimer's Disease Initiative Respite In-Facility Reimbursable Unit Rate as its baseline when calculating the differential increase.

From the funds in Specific Appropriation 397, \$1,839,911 from the General Revenue Fund is provided for Alzheimer's respite care services to serve individuals on the waitlist statewide.

From the funds in Specific Appropriation 397, the following recurring base appropriations projects are funded from recurring general revenue funds:

University of South Florida Policy Exchange.....	80,977
Dan Cantor Center - Alzheimer's Project.....	169,287
Alzheimer's Community Care Association.....	1,500,000
Alzheimer's Caregiver Projects.....	234,297

From the funds in Specific Appropriation 397, the following projects are funded from nonrecurring general revenue funds:

Miami Shores Village - Active Adult Enrichment Programs (Senate Form 1668).....	21,000
Alzheimer's Community Care, Inc. (Senate Form 2106).....	250,000
Jewish Family and Community Services of Southwest Florida (Senate Form 1006).....	75,000
Deerfield Beach Day Care Center (Senate Form 1918).....	195,150

## 398 SPECIAL CATEGORIES

## GRANTS AND AIDS - COMMUNITY CARE FOR THE ELDERLY

FROM GENERAL REVENUE FUND . . . . .	74,680,164	
FROM FEDERAL GRANTS TRUST FUND . . .		269,851
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		4,215,056

From the funds in Specific Appropriation 398, \$3,219,444 from the General Revenue Fund is provided to serve elders on the Community Care for the Elderly Program waitlist. The Department of Elder Affairs shall allocate these increased funds to the eleven planning and service areas according to the department's established statewide allocation formula for the Community Care for the Elderly Program. Each Aging Resource Center shall prioritize funding to serve frail seniors on the waiting list who are most at risk of nursing home placement.

From the funds in Specific Appropriation 398, \$600,000 from the General Revenue Fund is provided to serve elders on the Home Care for the Elderly Program waitlist. The Department of Elder Affairs shall allocate these increased funds to the eleven planning and service areas according to the department's established statewide allocation formula for the Home Care for the Elderly Program. Each Aging Resource Center shall prioritize funding to serve frail seniors on the waiting list with a Level 4 and above who are most at risk of nursing home placement and have an approved adult caregiver living with them who is willing and able to provide or help arrange for care.

From the funds in Specific Appropriation 398, \$1,000,000 from the General Revenue Fund and \$1,000,000 from the Operations and Maintenance Trust Fund are provided to the Aging Resource Centers related to the Statewide Medicaid Care Long Term Care Program.

## 399 SPECIAL CATEGORIES

## GRANTS AND AIDS - HOME ENERGY ASSISTANCE

FROM FEDERAL GRANTS TRUST FUND . . .		5,963,764
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## 400 SPECIAL CATEGORIES

## GRANTS AND AIDS - OLDER AMERICANS ACT PROGRAM

FROM GENERAL REVENUE FUND . . . . .	9,035,520	
FROM FEDERAL GRANTS TRUST FUND . . .		94,743,728

From the funds in Specific Appropriation 400, the following recurring base appropriations projects are funded from recurring general revenue funds:

## SECTION 3 - HUMAN SERVICES

Congregate & Homebound Meals for At-Risk Elderly, Non-Ambulatory, & Handicapped Residents (Allapattah)....	361,543
Area Agency on Aging of North Florida, Inc.....	105,571
Mid-Florida Area Agency on Aging, Inc. - Model Day Care Project.....	105,571
City of Hialeah Elder Meals Program.....	250,000
City of Sweetwater Elderly Activities Center (Mildred & Claude Pepper Senior Center).....	418,242
Elder at Risk Meals (Marta Flores High Risk Nutritional Program for Elders).....	623,877
Jewish Community Center.....	39,468
Miami Beach Senior Center - Jewish Community Services of South Florida, Inc.....	158,367
Aging and Disability Resource Center of Broward County, Inc. Provider Service Area (PSA) 10.....	681,080
Alliance for Aging, Inc. - Provider Service Area (PSA) 11. Area Agency on Aging of Pasco-Pinellas, Inc. - Provider Service Area (PSA) 5.....	1,046,000
Senior Connection Center, Inc. - Provider Service Area (PSA) 6.....	113,000
Seymour Gelber Adult Day Care Program - Jewish Community Services of South Florida, Inc.....	23,234
Southwest Social Services.....	653,501
St. Ann's Nursing Center.....	65,084
West Miami Community Center - City of West Miami.....	69,071
Little Havana Activities and Nutrition Centers of Dade County.....	334,770
Holocaust Survivors Assistance Program - Boca Raton Jewish Federation.....	92,946
Lippman Senior Center.....	228,000
Michael-Ann Russell Jewish Community Center - Sr. Wellness Center.....	83,647
Alliance for Aging, Inc.....	152,626
Area Agency on Aging of Pasco - Pinellas, Inc.....	105,571
Area-wide Council on Aging of Broward County.....	167,292

From the funds in Specific Appropriation 400, the following projects are funded from nonrecurring general revenue funds:

North Miami Foundation for Senior Citizens Services, Inc. (Senate Form 1117).....	250,000
North East Florida Senior Home Delivered Meals Program (Senate Form 1207).....	400,000
David Posnack Jewish Community Center - Senior Kosher Meal Program (Senate Form 1575).....	149,537
New Horizons Better Being Senior Program (Senate Form 1340).....	250,000
Jewish Family and Community Services - Holocaust Survivor Support Services (Senate Form 1409).....	250,000
Little Havana Activity Center Adult Day Care (Senate Form 2265).....	250,000
Little Havana Activity Center Respite Services (Senate Form 2267).....	154,500
Little Havana Activity Center Meals Program (Senate Form 2266).....	154,500
Florida Association of Centers for Independent Living - Home Modification Services for Seniors (Senate Form 2495).....	250,000

## 401 SPECIAL CATEGORIES

## CONTRACTED SERVICES

FROM GENERAL REVENUE FUND . . . . .	114,710	
FROM FEDERAL GRANTS TRUST FUND . . .		458,925
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		22,700
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		53,564

## 402 SPECIAL CATEGORIES

## GRANTS AND AIDS - CONTRACTED SERVICES

FROM GENERAL REVENUE FUND . . . . .	2,003,545	
FROM FEDERAL GRANTS TRUST FUND . . .		10,135,359
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		796,511

## SECTION 3 - HUMAN SERVICES

403	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	26,149	
404	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	9,639 6,635 6,182	
405	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	7,034 10,823 3,883	
406	SPECIAL CATEGORIES PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY (PACE) FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	26,490,886 42,929,674	
From the funds in Specific Appropriation 406, \$1,000,000 from the General Revenue Fund and \$1,620,545 from the Operations and Maintenance Trust Fund are provided to increase the Program for All-Inclusive Care for the Elderly (PACE) by 80 slots in Baker, Clay, Duval, Nassau, and St. Johns counties, effective July 1, 2020.			
406A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - EASTER SEALS CAPITAL IMPROVEMENT FROM GENERAL REVENUE FUND . . . . .	250,000	
From the funds in Specific Appropriation 406A, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to Easter Seals of South Florida (Senate Form 1347).			
406B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - SENIOR CITIZEN CENTERS FROM GENERAL REVENUE FUND . . . . .	1,350,000	
Funds in Specific Appropriation 406B, are provided for the following projects:			
	Nassau County Council on Aging - Hilliard Westside Senior Life Center and Adult Day Healthcare (Senate Form 1653). CARES One Stop Senior Center in Dade City (Senate Form 1904).....	600,000 750,000	
TOTAL: HOME AND COMMUNITY SERVICES	FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	145,563,023 165,377,371	
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	60.00 310,940,394	
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE . . . . .	3,489,187	
407	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	63.50 1,877,270 1,773,424 1,373,351	
408	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	94,590 400,326 653,800	

## SECTION 3 - HUMAN SERVICES

409	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	233,611 384,307 801,228	
410	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND . . . . .	2,000	
411	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND . . . . .	23,419	
412	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	355,485 112,789 205,789	
412A	SPECIAL CATEGORIES ENTERPRISE CLIENT INFORMATION AND REGISTRATION TRACKING SYSTEM (ECIRTS) FROM GENERAL REVENUE FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	183,295 1,518,405	
From the funds in Specific Appropriation 412A, \$21,875 in recurring funds from the General Revenue Fund, \$161,420 in nonrecurring funds from the General Revenue Fund, \$65,625 in recurring funds from the Operations and Maintenance Trust Fund, and \$1,452,780 in nonrecurring funds from the Operations and Maintenance Trust Fund are provided for the implementation of the Enterprise Client Information and Registration Tracking System (ECIRTS). Of these funds, \$137,471 from the General Revenue Fund and \$1,138,804 from the Operations and Maintenance Trust Fund shall be placed in reserve. The Department of Elder Affairs is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Release is contingent upon the approval of a comprehensive operational work plan reflecting all project tasks and a detailed spend plan reflecting estimated and actual costs that comport with each deliverable proposed by the department. Upon execution of the contract, the department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chairs of the Senate Committee on Appropriations and the House of Representatives Appropriations Committee.			
413	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	64,536	
414	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	5,022 4,159 7,016	
415	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	9,211 14,917	
416	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	39,724 62,674 215,389 431,696	

## SECTION 3 - HUMAN SERVICES

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND . . . . .	2,886,163		
FROM TRUST FUNDS . . . . .		7,961,270	
TOTAL POSITIONS . . . . .	63.50		
TOTAL ALL FUNDS . . . . .		10,847,433	
CONSUMER ADVOCATE SERVICES			
APPROVED SALARY RATE	1,543,860		
417 SALARIES AND BENEFITS POSITIONS	34.00		
FROM GENERAL REVENUE FUND . . . . .	753,729		
FROM FEDERAL GRANTS TRUST FUND . . . .		1,443,476	
418 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . . .		158,896	
FROM FEDERAL GRANTS TRUST FUND . . . .		415,898	
419 EXPENSES			
FROM GENERAL REVENUE FUND . . . . .	209,359		
FROM ADMINISTRATIVE TRUST FUND . . . .		106,740	
FROM FEDERAL GRANTS TRUST FUND . . . .		107,427	
420 SPECIAL CATEGORIES			
PUBLIC GUARDIANSHIP CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .	18,211,193		
FROM ADMINISTRATIVE TRUST FUND . . . .		154,816	
From the funds in Specific Appropriation 420, \$10,032,340 from the General Revenue Fund is provided to operate the Public Guardianship program on a statewide basis and to allow resources to be allocated to local public guardianship offices based upon criteria established by the Department of Elder Affairs. These funds will be used to cover the increase cost per ward to \$5,085 and fund the wait list.			
421 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .	772,722		
FROM ADMINISTRATIVE TRUST FUND . . . .		149,000	
422 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND . . . . .	35,415		
423 SPECIAL CATEGORIES			
LONG TERM CARE OMBUDSMAN COUNCIL			
FROM GENERAL REVENUE FUND . . . . .	877,388		
FROM FEDERAL GRANTS TRUST FUND . . . .		626,020	
424 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND . . . . .	50,092		
425 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND . . . . .	5,762		
FROM FEDERAL GRANTS TRUST FUND . . . .		7,934	
TOTAL: CONSUMER ADVOCATE SERVICES			
FROM GENERAL REVENUE FUND . . . . .	20,915,660		
FROM TRUST FUNDS . . . . .		3,170,207	
TOTAL POSITIONS . . . . .	34.00		
TOTAL ALL FUNDS . . . . .		24,085,867	

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TOTAL: ELDER AFFAIRS, DEPARTMENT OF			
FROM GENERAL REVENUE FUND . . . . .	178,210,604		
FROM TRUST FUNDS . . . . .		185,388,834	
TOTAL POSITIONS . . . . .	404.00		
TOTAL ALL FUNDS . . . . .		363,599,438	
TOTAL APPROVED SALARY RATE . . . . .	17,697,712		
HEALTH, DEPARTMENT OF			
PROGRAM: EXECUTIVE DIRECTION AND SUPPORT			
ADMINISTRATIVE SUPPORT			
APPROVED SALARY RATE	19,890,138		
426 SALARIES AND BENEFITS POSITIONS	385.50		
FROM GENERAL REVENUE FUND . . . . .	3,139,364		
FROM ADMINISTRATIVE TRUST FUND . . . .		23,455,561	
427 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND . . . . .	40,000		
FROM ADMINISTRATIVE TRUST FUND . . . .		1,540,063	
428 EXPENSES			
FROM GENERAL REVENUE FUND . . . . .	2,781,406		
FROM ADMINISTRATIVE TRUST FUND . . . .		11,900,320	
429 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - MINORITY HEALTH INITIATIVES			
FROM GENERAL REVENUE FUND . . . . .	4,850,354		
430 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND . . . . .	63,408		
FROM ADMINISTRATIVE TRUST FUND . . . .		1,573,137	
431 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS			
FROM ADMINISTRATIVE TRUST FUND . . . .		55,397	
432 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .	1,452,432		
FROM ADMINISTRATIVE TRUST FUND . . . .		6,140,408	
432A SPECIAL CATEGORIES			
CENTRALIZED ONLINE REPORTING, TRACKING, AND NOTIFICATION ENTERPRISE (CORTNE) SYSTEM			
FROM ADMINISTRATIVE TRUST FUND . . . .		1,563,473	
From the funds in Specific Appropriation 432A, \$1,563,473 in nonrecurring funds from the Administrative Trust Fund is provided to the Department of Health for the development of a Centralized Online Reporting, Tracking, and Notification Enterprise (CORTNE) system. Of these funds, \$1,172,605 shall be placed in reserve. The department is authorized to submit a budget amendment to request release of the funds pursuant to the provisions of chapter 216, Florida Statutes. Release is contingent upon approval of a comprehensive operational work plan reflecting all project tasks and a detailed spend plan. The department shall coordinate with the Department of Financial Services' Florida PALM project to ensure the CORTNE system does not duplicate functionality that will be provided in the PALM system.			
433 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND . . . . .	82,951		
FROM ADMINISTRATIVE TRUST FUND . . . .		127,405	
434 SPECIAL CATEGORIES			
TENANT BROKER COMMISSIONS			
FROM ADMINISTRATIVE TRUST FUND . . . .		738,731	

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435	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	10,397	110,937
436	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	30,754	91,089
437	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	896,107	5,423,860
438	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	1,722,249	1,290,594
TOTAL:	ADMINISTRATIVE SUPPORT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	15,069,422	54,010,975
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	385.50	69,080,397
PROGRAM: COMMUNITY PUBLIC HEALTH			
COMMUNITY HEALTH PROMOTION			
	APPROVED SALARY RATE	11,360,623	
439	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM RAPE CRISIS PROGRAM TRUST FUND . . . . . FROM TOBACCO SETTLEMENT TRUST FUND . . . . . FROM EPILEPSY SERVICES TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . . FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND . . . . .	229.50 2,333,671	520,935 43,594 337,430 71,125 10,527,154 2,369 1,251,836 575,009
From the funds in Specific Appropriation 439, \$337,430 and four positions are provided to implement the Comprehensive Statewide Tobacco Education and Prevention Program in accordance with Section 27, Article X of the State Constitution.			
440	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . . FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND . . . . .	83,657	1,083,110 64,266 150,421 69,359
441	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM RAPE CRISIS PROGRAM TRUST FUND . . . . . FROM EPILEPSY SERVICES TRUST FUND . . . . . FROM BIOMEDICAL RESEARCH TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	241,811	105,534 35,000 31,044 2,047 2,953,960

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	FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . . FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND . . . . .	21,410 447,752 292,504
442	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FAMILY PLANNING SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	4,245,455 1,067,783
443	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - EPILEPSY SERVICES FROM GENERAL REVENUE FUND . . . . . FROM EPILEPSY SERVICES TRUST FUND . . . . .	2,918,230 709,547
From the funds in Specific Appropriation 443, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Epilepsy Services Program (Senate Form 1837).		
444	AID TO LOCAL GOVERNMENTS CONTRIBUTION TO COUNTY HEALTH UNITS FROM GENERAL REVENUE FUND . . . . .	3,455,424
445	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - PRIMARY CARE PROGRAM FROM GENERAL REVENUE FUND . . . . .	20,682,810
From the funds in Specific Appropriation 445, \$2,000,000 in nonrecurring funds from the General Revenue Fund is provided for hospital readmission reduction/diversion (Senate Form 2305).		
446	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLUORIDATION PROJECT FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND . . . . .	150,000
447	AID TO LOCAL GOVERNMENTS SCHOOL HEALTH SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	16,909,412 1,000,000
Funds in Specific Appropriation 447 from the General Revenue Fund are provided as state match for Title XXI administrative funding for school health services in Specific Appropriations 485 through 487, 490, and 493.		
From the funds in Specific Appropriation 447, not less than \$6,000,000 from the General Revenue Fund shall be provided for the Full Services Schools program pursuant to section 402.3026, Florida Statutes.		
448	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND . . . . . FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . .	69,350 25,000
449	SPECIAL CATEGORIES GRANTS AND AIDS - OUNCE OF PREVENTION FROM GENERAL REVENUE FUND . . . . .	1,900,000
Funds in Specific Appropriation 449 are provided to fund a recurring base appropriations project related to the Ounce of Prevention. The Ounce of Prevention shall identify, fund, and evaluate innovative prevention programs for at-risk children and families. The sum of \$250,000 shall be used for statewide public education campaigns on television and radio to educate the public on critical prevention issues facing Florida's at-risk children and families. The Ounce of Prevention shall contract with a non-profit corporation that provides matching funds in a three to one ratio.		
450	SPECIAL CATEGORIES GRANTS AND AIDS - CRISIS COUNSELING FROM GENERAL REVENUE FUND . . . . .	4,000,000
Funds in Specific Appropriation 450 are provided for the Pregnancy Support Services Program pursuant to section 381.96, Florida Statutes.		

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The Department of Health shall award a contract to the current Florida Pregnancy Support Services Program contract management provider for this Specific Appropriation. The contract shall provide for payments to such provider of \$500 per month per sub-contracted direct service provider for contract oversight, to include technical and educational support. The department is authorized to spend no more than \$50,000 for agency program oversight activities.

451	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	214,803	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		20,000
	FROM RAPE CRISIS PROGRAM TRUST FUND . . . . .		10,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .	4,281,017	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		5,740
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . .		263,000
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND . . . . .		305,500

From the funds in Specific Appropriation 451, \$250,000 from the Maternal and Child Health Block Grant Trust Fund is provided to conduct a statewide marketing campaign to promote Bright Expectations - the Information Clearinghouse on Developmental Disabilities - established pursuant to section 383.141, Florida Statutes. The statewide marketing campaign shall be designed to educate the broadest population permissible under the funds provided in this specific appropriation and shall include, but not be limited to, social media, print, radio, and the proliferation of informational pamphlets in all health care settings where the target market receives health care services.

452	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	30,754,568	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		100,000
	FROM RAPE CRISIS PROGRAM TRUST FUND . . . . .		1,645,666
	FROM FEDERAL GRANTS TRUST FUND . . . . .	12,393,799	
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . .		4,132,731
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND . . . . .		532,095

From the funds in Specific Appropriation 452, \$1,821,914 from the Federal Grants Trust Fund is provided to the Florida Council Against Sexual Violence to implement portions of the Violence Against Women Act STOP Formula Grant.

From the funds in Specific Appropriation 452, \$1,828,325 from the General Revenue Fund is provided for the Mary Brogan Breast and Cervical Cancer Early Detection Program pursuant to section 381.93, Florida Statutes.

From the funds in Specific Appropriation 452, \$2,500,000 from the General Revenue Fund is provided to the Florida Council Against Sexual Violence. At least 95 percent of the funds provided shall be distributed to certified rape crisis centers to provide services statewide for victims of sexual assault.

From the funds in Specific Appropriation 452, \$9,500,000 from the General Revenue Fund is provided to the Florida Association of Free and Charitable Clinics.

From the funds in Specific Appropriation 452, \$282,039 from the General Revenue Fund is provided to the Palm Beach County Rape Crisis Center.

From the funds in Specific Appropriation 452, \$283,643 from the General Revenue Fund is provided to Community Smiles to partner with the Miami Children's Hospital pediatric dental residency program.

From the funds in Specific Appropriation 452, \$500,000 from the General Revenue Fund is provided to the Andrews Institute Foundation's Eagle Fund for rehabilitative services to soldiers wounded during military service.

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From the funds in Specific Appropriation 452, \$2,453,632 from the General Revenue Fund is provided to the Florida International University Neighborhood Help program.

From the funds in Specific Appropriation 452, \$714,519 from the General Revenue Fund is provided to the University of Florida College of Dentistry to provide services through a network of community-based clinics.

From the funds in Specific Appropriation 452, \$1,000,000 from the General Revenue Fund is provided to VisionQuest to provide free comprehensive eye examinations and eyeglasses to financially disadvantaged school children who have no access to vision care. These services will be provided statewide and VisionQuest shall be reimbursed at current Medicaid rates for exams, refractions, and dispensing; and at a flat rate of \$48 for eyeglasses.

From the funds in Specific Appropriation 452, \$750,000 from the General Revenue Fund is provided to the Florida Heiken Children's Vision Program to provide free comprehensive eye examinations and eyeglasses to financially disadvantaged school children who have no other source for vision care.

From the funds in Specific Appropriation 452, nonrecurring funds from the General Revenue Fund are provided for the following projects:

VisionQuest (Senate Form 1657).....	250,000
University of Florida - Jacksonville Child Abuse Pediatrics Fellowship (Senate Form 2107).....	300,000
Auditory-Oral Services for Children with Hearing Loss (Senate Form 1872).....	750,000
Debbie Turner Cancer Care and Resource Center Operation funding (Senate Form 1512).....	135,000
Project Be Strong - Teen Pregnancy Prevention Program (Senate Form 1239).....	50,000
Nova Southeastern University - Clinic-Based Service Outreach (Senate Form 1062).....	250,000
Broward Community and Family Health Centers Cervical Cancer Prevention and Detection (Senate Form 1254).....	246,732
Alachua County Organization for Rural Needs Pilot Expanded Services of Low-Income Dental Clinic in North Central Florida (Senate Form 1608).....	150,000
Lake Erie College of Osteopathic Medicine (LECOM) Clinic Based Health Service Outreach (Senate Form 2111).....	5,000,000
University of Florida Health Jacksonville Trauma and Emergency Upgrades (Senate Form 2550).....	2,964,000
Andrews Regenerative Medicine Center (Senate Form 1395)...	500,000

453	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HEALTHY START COALITIONS		
	FROM GENERAL REVENUE FUND . . . . .	19,975,176	
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . .		4,485,431

454	SPECIAL CATEGORIES		
	TRANSFER TO BIOMEDICAL RESEARCH TRUST FUND		
	FROM GENERAL REVENUE FUND . . . . .	10,850,000	

455	SPECIAL CATEGORIES		
	JAMES AND ESTHER KING BIOMEDICAL RESEARCH PROGRAM		
	FROM BIOMEDICAL RESEARCH TRUST FUND . . . . .		10,000,000

456	SPECIAL CATEGORIES		
	WILLIAM G. "BILL" BANKHEAD, JR., AND DAVID COLEY CANCER RESEARCH PROGRAM		
	FROM BIOMEDICAL RESEARCH TRUST FUND . . . . .		10,000,000

From the funds in Specific Appropriation 456, \$500,000 from the Biomedical Research Trust Fund is provided to maintain the statewide Brain Tumor Registry Program at the McKnight Brain Institute.

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457 SPECIAL CATEGORIES  
HEALTH EDUCATION RISK REDUCTION PROJECT  
FROM PREVENTIVE HEALTH SERVICES  
BLOCK GRANT TRUST FUND . . . . . 12,686

458 SPECIAL CATEGORIES  
FLORIDA CONSORTIUM OF NATIONAL CANCER  
INSTITUTE CENTERS PROGRAM  
FROM GENERAL REVENUE FUND . . . . . 45,000,000  
FROM BIOMEDICAL RESEARCH TRUST  
FUND . . . . . 17,228,743

Funds in Specific Appropriation 458 are provided for the Florida Consortium of National Cancer Institute (NCI) Centers Program established in section 381.915, Florida Statutes.

Cancer centers are eligible for Tier 1, Tier 2, and Tier 3 designation to participate in the Florida Consortium of National Cancer Institute (NCI) Centers Program as follows: H. Lee Moffitt Cancer Center and Research Institute is eligible for Tier 1 designation as a NCI-designated comprehensive cancer center; the University of Miami Sylvester Comprehensive Cancer Center is eligible for Tier 2 designation as a NCI designated cancer center; and the University of Florida Health Shands Cancer Hospital is eligible for Tier 3 designation in the Florida Consortium of NCI Centers Program.

459 SPECIAL CATEGORIES  
ENDOWED CANCER RESEARCH  
FROM GENERAL REVENUE FUND . . . . . 2,000,000

Funds in Specific Appropriation 459 are provided to the Mayo Clinic Cancer Center of Jacksonville to fund an endowed cancer research chair pursuant to section 381.922(4), Florida Statutes.

460 SPECIAL CATEGORIES  
PEDIATRIC CANCER RESEARCH  
FROM BIOMEDICAL RESEARCH TRUST  
FUND . . . . . 3,000,000

Funds in Specific Appropriation 460 are provided for the Live Like Bella Initiative pursuant to section 381.922(2)(c), Florida Statutes, to advance progress toward curing pediatric cancer.

461 SPECIAL CATEGORIES  
ALZHEIMER RESEARCH  
FROM GENERAL REVENUE FUND . . . . . 5,000,000

Funds in Specific Appropriation 461 are provided for the Ed and Ethel Moore Alzheimer's Disease Research Program established in section 381.82, Florida Statutes.

462 SPECIAL CATEGORIES  
GRANTS AND AIDS - FEDERAL NUTRITION  
PROGRAMS  
FROM FEDERAL GRANTS TRUST FUND . . . . . 308,875,678

463 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM GENERAL REVENUE FUND . . . . . 92,763  
FROM FEDERAL GRANTS TRUST FUND . . . . . 1,625

464 SPECIAL CATEGORIES  
WOMEN, INFANTS AND CHILDREN (WIC)  
FROM FEDERAL GRANTS TRUST FUND . . . . . 250,929,257

465 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM FEDERAL GRANTS TRUST FUND . . . . . 42,294  
FROM PREVENTIVE HEALTH SERVICES  
BLOCK GRANT TRUST FUND . . . . . 1,526

466 SPECIAL CATEGORIES  
COMPREHENSIVE STATEWIDE TOBACCO PREVENTION  
AND EDUCATION PROGRAM  
FROM TOBACCO SETTLEMENT TRUST FUND . . . . . 73,051,574

Funds in Specific Appropriation 466 shall be used to implement the

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Comprehensive Statewide Tobacco Education and Prevention Program in accordance with section 27, Article X of the State Constitution as adjusted annually for inflation, using the Consumer Price Index as published by the United States Department of Labor. The appropriation shall be allocated as follows:

State & Community Interventions.....	13,526,050
State & Community Interventions - AHEC.....	5,903,899
Health Communications Interventions.....	24,350,524
Cessation Interventions.....	13,665,960
Cessation Interventions - AHEC.....	8,004,474
Surveillance & Evaluation.....	6,665,149
Administration & Management.....	935,518

Funds provided for the Health Communications Intervention component must use strategies targeted toward Florida's youth which integrate information about the consequence of tobacco use and the use of electronic nicotine delivery systems (ENDS).

From the funds in Specific Appropriation 466, the Department of Health may use nicotine replacements and other treatments approved by the federal Food and Drug Administration as part of smoking cessation interventions.

All contracts awarded through this Specific Appropriation shall include performance measures and measurable outcomes. The Department of Health shall establish specific performance and accountability criteria for all intervention and evaluation contracts. The criteria shall be based on best medical practices, past smoking cessation experience, the federal Centers for Disease Control and Prevention Best Practices for Comprehensive Tobacco Control Programs, and the ability to impact the broadest population.

467 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM GENERAL REVENUE FUND . . . . . 13,920  
FROM ADMINISTRATIVE TRUST FUND . . . . . 2,271  
FROM RAPE CRISIS PROGRAM TRUST  
FUND . . . . . 484  
FROM FEDERAL GRANTS TRUST FUND . . . . . 50,302  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 329  
FROM MATERNAL AND CHILD HEALTH  
BLOCK GRANT TRUST FUND . . . . . 5,457  
FROM PREVENTIVE HEALTH SERVICES  
BLOCK GRANT TRUST FUND . . . . . 1,731

467A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
GRANTS AND AIDS - HEALTH FACILITIES  
FROM GENERAL REVENUE FUND . . . . . 750,000

From the funds in Specific Appropriation 467A, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Young Men's Christian Association (YMCA) of Florida's First Coast for the Immokalee Unique Abilities Center (Senate Form 2448).

From the funds in Specific Appropriation 467A, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Focused Ultrasound Neurological Research Institute (Senate Form 2478).

TOTAL: COMMUNITY HEALTH PROMOTION		
FROM GENERAL REVENUE FUND . . . . .	171,421,700	
FROM TRUST FUNDS . . . . .		722,986,475

TOTAL POSITIONS . . . . .	229.50	
TOTAL ALL FUNDS . . . . .		894,408,175

## DISEASE CONTROL AND HEALTH PROTECTION

APPROVED SALARY RATE	27,331,393
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468 SALARIES AND BENEFITS POSITIONS	616.50	
FROM GENERAL REVENUE FUND . . . . .	8,428,283	
FROM ADMINISTRATIVE TRUST FUND . . . . .		2,245,839

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	FROM FEDERAL GRANTS TRUST FUND . . .	14,304,968	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	7,066,745	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .	6,680,835	
	FROM RADIATION PROTECTION TRUST FUND . . . . .	343,879	
469	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	53,610	
	FROM ADMINISTRATIVE TRUST FUND . . .	72,644	
	FROM FEDERAL GRANTS TRUST FUND . . .	2,445,458	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,152,721	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .	133,673	
470	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	1,460,419	
	FROM ADMINISTRATIVE TRUST FUND . . .	964,928	
	FROM FEDERAL GRANTS TRUST FUND . . .	10,768,644	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,298,822	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .	15,137,354	
	FROM RADIATION PROTECTION TRUST FUND . . . . .	60,615	
471	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - HIV/AIDS PREVENTION AND TREATMENT		
	FROM GENERAL REVENUE FUND . . . . .	29,528,611	
	FROM FEDERAL GRANTS TRUST FUND . . .	97,831,173	
	Funds in Specific Appropriation 471 from the General Revenue Fund may be used to fund Human Immunodeficiency Virus (HIV) and Acquired Immune Deficiency Syndrome (AIDS) Patient Care activities, Patient Care Networks, Ryan White Consortia, the AIDS Insurance Continuation Project, and other HIV prevention initiatives.		
	The funds in Specific Appropriation 471 from the Federal Grants Trust Fund are contingent upon sufficient state matching funds being identified to qualify for the federal Ryan White grant award. The Department of Health and the Department of Corrections shall collaborate in determining the amount of general revenue funds expended by the Department of Corrections for AIDS-related activities and services that qualify as state matching funds for the Ryan White grant.		
	From the funds in Specific Appropriation 471, \$719,989 from the General Revenue Fund is provided to Jackson Memorial Hospital for the South Florida AIDS Network.		
	From the funds in Specific Appropriation 471, \$239,996 from the General Revenue Fund is provided to the Youth Expressions and Farm Workers programs that provide HIV/AIDS outreach to Haitian and Latino communities.		
472	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA)		
	FROM FEDERAL GRANTS TRUST FUND . . .	11,322,322	
473	AID TO LOCAL GOVERNMENTS		
	CONTRIBUTION TO COUNTY HEALTH UNITS		
	FROM GENERAL REVENUE FUND . . . . .	14,662,823	
	FROM ADMINISTRATIVE TRUST FUND . . .	427,426	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,194,571	
474	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	52,500	
	FROM ADMINISTRATIVE TRUST FUND . . .	15,000	
	FROM FEDERAL GRANTS TRUST FUND . . .	625,124	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .	100,000	

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475	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	2,291,055	
	FROM ADMINISTRATIVE TRUST FUND . . .	335,165	
	FROM FEDERAL GRANTS TRUST FUND . . .	10,952,169	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	15,003,455	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .	3,859,489	
	FROM RADIATION PROTECTION TRUST FUND . . . . .	1,500	
	From the funds in Specific Appropriation 475, \$450,000 from the General Revenue Fund is provided to the Birth Defects Registry.		
	From the funds in Specific Appropriation 475, \$1,000,000 from the General Revenue Fund is provided to the Department of Health to study the long-term health impacts of exposure to blue green algae and red tide toxins to residents, visitors, and those occupationally exposed in Florida.		
476	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	3,435,026	
	FROM FEDERAL GRANTS TRUST FUND . . .	11,896,717	
	From the funds in Specific Appropriation 476, nonrecurring funds from the General Revenue Fund are provided for the following projects:		
	University of Miami Miller School of Medicine - Florida Stroke Registry (Senate Form 2108).....	250,000	
	Live Like Bella Childhood Cancer Foundation (Senate Form 1635).....	750,000	
	Broward County HIV Test and Treat Program (Senate Form 1009).....	250,000	
477	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,995,141	
	FROM FEDERAL GRANTS TRUST FUND . . .	2,443,885	
478	SPECIAL CATEGORIES		
	TRANSFER TO FLORIDA AGRICULTURAL AND MECHANICAL UNIVERSITY (FAMU) - DIVISION OF RESEARCH		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,085,032	
479	SPECIAL CATEGORIES		
	PURCHASED CLIENT SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	498,687	
480	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	111,021	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .	138,857	
481	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	31,674	
	FROM ADMINISTRATIVE TRUST FUND . . .	1,748	
	FROM FEDERAL GRANTS TRUST FUND . . .	51,489	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .	45,320	
482	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	76,756	
	FROM ADMINISTRATIVE TRUST FUND . . .	8,749	
	FROM FEDERAL GRANTS TRUST FUND . . .	81,685	

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	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		31,664	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		29,606	
	FROM RADIATION PROTECTION TRUST FUND . . . . .		1,211	
483	SPECIAL CATEGORIES OUTREACH FOR PREGNANT WOMEN FROM GENERAL REVENUE FUND . . . . .	500,000		
484	FIXED CAPITAL OUTLAY HEALTH FACILITIES REPAIR AND MAINTENANCE - STATEWIDE FROM PLANNING AND EVALUATION TRUST FUND . . . . .		7,401,420	
TOTAL:	DISEASE CONTROL AND HEALTH PROTECTION FROM GENERAL REVENUE FUND . . . . .	63,125,606		
	FROM TRUST FUNDS . . . . .		229,561,902	
	TOTAL POSITIONS . . . . .	616.50		
	TOTAL ALL FUNDS . . . . .		292,687,508	
COUNTY HEALTH DEPARTMENTS LOCAL HEALTH NEEDS				
	APPROVED SALARY RATE	384,478,293		
485	SALARIES AND BENEFITS POSITIONS FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .	8,978.51		
			540,621,881	
486	OTHER PERSONAL SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .		56,525,104	
487	EXPENSES FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .		125,176,892	
488	AID TO LOCAL GOVERNMENTS CONTRIBUTION TO COUNTY HEALTH UNITS FROM GENERAL REVENUE FUND . . . . .	131,760,857		
489	AID TO LOCAL GOVERNMENTS COMMUNITY HEALTH INITIATIVES FROM GENERAL REVENUE FUND . . . . .	1,951,797		
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .		500,000	
From the funds in Specific Appropriation 489, the following recurring base appropriations projects are funded with recurring general revenue funds:				
	La Liga - League Against Cancer.....		1,150,000	
	Minority Outreach - Penalver Clinic.....		319,514	
	Manatee County Rural Health Services.....		82,283	
490	OPERATING CAPITAL OUTLAY FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .		10,235,802	
491	LUMP SUM COUNTY HEALTH DEPARTMENTS POSITIONS	50.00		
492	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .		2,374,843	
493	SPECIAL CATEGORIES CONTRACTED SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .		87,690,455	

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494	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .			27,500
495	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .			6,266,313
496	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .			3,809,117
497	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .			2,266,201
498	FIXED CAPITAL OUTLAY CONSTRUCTION, RENOVATION, AND EQUIPMENT - COUNTY HEALTH DEPARTMENTS FROM COUNTY HEALTH DEPARTMENT TRUST FUND . . . . .			1,403,053
TOTAL:	COUNTY HEALTH DEPARTMENTS LOCAL HEALTH NEEDS FROM GENERAL REVENUE FUND . . . . .	133,712,654		
	FROM TRUST FUNDS . . . . .		836,897,161	
	TOTAL POSITIONS . . . . .	9,028.51		
	TOTAL ALL FUNDS . . . . .		970,609,815	
STATEWIDE PUBLIC HEALTH SUPPORT SERVICES				
	APPROVED SALARY RATE	20,529,829		
499	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	441.00		
		2,020,301		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		980,044	
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		2,607,644	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		7,611,964	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		732,236	
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		2,599,943	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		6,408,434	
	FROM RADIATION PROTECTION TRUST FUND . . . . .		6,445,812	
500	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	2,035		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		10,099	
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		622,201	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		445,316	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		65,901	
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		119,971	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		733,573	
	FROM RADIATION PROTECTION TRUST FUND . . . . .		43,697	
501	EXPENSES FROM GENERAL REVENUE FUND . . . . .	253,070		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		194,236	
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		520,404	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,846,269	



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	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		272,116
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		564,192
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		715,822
	FROM RADIATION PROTECTION TRUST FUND . . . . .		1,645,717
502	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - LOCAL HEALTH COUNCILS FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,006,000
503	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - EMERGENCY MEDICAL SERVICES COUNTY GRANTS FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		2,696,675
504	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - EMERGENCY MEDICAL SERVICES MATCHING GRANTS FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		3,181,461
505	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	3,693	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		1,300
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		16,932
	FROM FEDERAL GRANTS TRUST FUND . . . . .		61,466
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		9,000
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		28,302
	FROM RADIATION PROTECTION TRUST FUND . . . . .		56,997
506	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM RADIATION PROTECTION TRUST FUND . . . . .		210,856
507	SPECIAL CATEGORIES GRANTS AND AIDS - STRENGTHENING DOMESTIC SECURITY - BIOTERRORISM ENHANCEMENTS - HEALTH AND HOSPITALS FROM FEDERAL GRANTS TRUST FUND . . . . .		21,143,607
508	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	61,692	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		240,623
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		765,458
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,587,060
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		100,781
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		242,075
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		1,570,669
	FROM RADIATION PROTECTION TRUST FUND . . . . .		148,500
509	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	1,895,536	
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		1,321,507

From the funds in Specific Appropriation 509, \$1,000,000 from the General Revenue Fund is provided for the Department of Health to contract with the Brain Injury Association of Florida (BIAF) to identify and link resources to traumatic brain injury patients.

## SECTION 3 - HUMAN SERVICES

	From the funds in Specific Appropriation 509, \$94,867 from the General Revenue Fund is provided to the Southwest Alachua County Primary and Community Health Care Clinic.		
	From the funds in Specific Appropriation 509, nonrecurring funds from the General Revenue Fund are provided for the following projects:		
	Baptist Health Research Institute Familial Screening for Brain Aneurysms (Senate Form 1654).....	250,000	
	Bitner/Plante Amyotrophic Lateral Sclerosis Initiative (Senate Form 1660).....	400,000	
510	SPECIAL CATEGORIES DRUGS, VACCINES AND OTHER BIOLOGICALS FROM GENERAL REVENUE FUND . . . . .	20,977,280	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		119,154,984
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		35,403,240
	The funds in Specific Appropriation 510 from the Federal Grants Trust Fund are contingent upon sufficient state matching funds being identified to qualify for the federal Ryan White grant award. The Department of Health and the Department of Corrections shall collaborate in determining the amount of state general revenue funds expended by the Department of Corrections for AIDS-related activities and services that qualify as state matching funds for the Ryan White grant.		
	From the funds in Specific Appropriation 510, \$5,000,000 from the General Revenue Fund is provided to the Department of Health for the purchase of emergency opioid antagonists to be made available to emergency responders.		
511	SPECIAL CATEGORIES TRANSFER STATE MATCHING FUNDS TO THE STATEWIDE MEDICAID MANAGED CARE LONG TERM CARE WAIVER FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		2,505,111
512	SPECIAL CATEGORIES GRANTS AND AIDS - RURAL HEALTH NETWORK GRANTS FROM GENERAL REVENUE FUND . . . . .	500,000	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		799,305
513	SPECIAL CATEGORIES PURCHASED CLIENT SERVICES FROM GENERAL REVENUE FUND . . . . .	1,000,000	
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		1,676,352
514	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	467,983	
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		710,840
515	SPECIAL CATEGORIES GRANTS AND AIDS - STATE AND FEDERAL DISASTER RELIEF OPERATIONS FROM FEDERAL GRANTS TRUST FUND . . . . .		1,000,000
516	SPECIAL CATEGORIES GRANTS AND AIDS - TRAUMA CARE FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		12,093,747
517	SPECIAL CATEGORIES GRANTS AND AIDS - SPINAL CORD RESEARCH FROM GENERAL REVENUE FUND . . . . .	250,000	
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		4,000,000

From the funds in Specific Appropriation 517, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Miami Project to Cure Paralysis (Senate Form 1996).

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518	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	3,837	7,811
	FROM ADMINISTRATIVE TRUST FUND . . . . .		
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		55,064
	FROM FEDERAL GRANTS TRUST FUND . . . . .		6,177
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		47,576
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		52,241
	FROM RADIATION PROTECTION TRUST FUND . . . . .		5,278
519	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	15,120	2,285
	FROM ADMINISTRATIVE TRUST FUND . . . . .		
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND . . . . .		15,768
	FROM FEDERAL GRANTS TRUST FUND . . . . .		35,125
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		4,390
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND . . . . .		13,656
	FROM PLANNING AND EVALUATION TRUST FUND . . . . .		30,083
	FROM RADIATION PROTECTION TRUST FUND . . . . .		27,438
520	SPECIAL CATEGORIES		
	MEDICALLY FRAGILE ENHANCEMENT PAYMENT		
	FROM GENERAL REVENUE FUND . . . . .	610,020	
TOTAL:	STATEWIDE PUBLIC HEALTH SUPPORT SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	28,060,567	
	FROM TRUST FUNDS . . . . .		247,221,331
	TOTAL POSITIONS . . . . .	441.00	
	TOTAL ALL FUNDS . . . . .		275,281,898

PROGRAM: CHILDREN'S MEDICAL SERVICES

## CHILDREN'S SPECIAL HEALTH CARE

From the funds in Specific Appropriations 522 through 534, the Department of Health shall establish one regional perinatal intensive care center in Region 2 and one additional regional perinatal intensive care center in Region 6 of the Florida Statewide Medicaid Managed Care program, pursuant to section 409.966(2)(b), Florida Statutes. The department is authorized to enter into a contract with, and designate, Tallahassee Memorial Hospital as the regional perinatal intensive care center in Region 2 as well as the Lakeland Regional Medical Center in Region 6 if such hospitals meet the requirements of sections 383.15-383.19, Florida Statutes (Senate Forms 2317 and 2354).

	APPROVED SALARY RATE	22,752,324	
522	SALARIES AND BENEFITS	435.50	
	FROM GENERAL REVENUE FUND . . . . .	14,154,613	
	FROM DONATIONS TRUST FUND . . . . .		9,323,066
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,118,082
523	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	185,051	
	FROM DONATIONS TRUST FUND . . . . .		180,559
	FROM FEDERAL GRANTS TRUST FUND . . . . .		359,970
524	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	1,312,787	
	FROM DONATIONS TRUST FUND . . . . .		3,084,281
	FROM FEDERAL GRANTS TRUST FUND . . . . .		2,808,301

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525	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	29,319	
	FROM DONATIONS TRUST FUND . . . . .		35,629
	FROM FEDERAL GRANTS TRUST FUND . . . . .		106,825
526	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CHILDREN'S MEDICAL SERVICES NETWORK		
	FROM GENERAL REVENUE FUND . . . . .	14,186,233	
	FROM DONATIONS TRUST FUND . . . . .		184,389,550
	FROM FEDERAL GRANTS TRUST FUND . . . . .		553,738
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND . . . . .		9,910,054
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		1,613,263

From the funds in Specific Appropriation 526, up to \$2,500,000 may be used by the Department of Health Children's Medical Services Program to provide benefits authorized in section 391.0315, Florida Statutes, for children with chronic and serious medical conditions who do not qualify for Medicaid or Title XXI of the Social Security Act. The department shall maximize the use of funding provided by federal block grants before utilizing general revenue funds. Children eligible for assistance using these funds must be uninsured, insured but not covered for medically necessary services, or unable to access services due to lack of providers or lack of financial resources regardless of insurance status. The department may serve children on a first-come, first-serve basis until the appropriated funds are fully obligated. Receiving services through the Safety Net Program does not constitute an entitlement for coverage or services when funds appropriated for this purpose are exhausted.

The funds in Specific Appropriation 526 shall not be used to support continuing education courses or training for health professionals or staff employed by the Children's Medical Services (CMS) Network or under contract with the Department of Health. This limitation shall include but not be limited to: classroom instruction, train the trainer, or web-based continuing education courses that may be considered professional development, or that results in continuing education credits that may be applied towards the initial or subsequent renewal of a health professional's license. This does not preclude the CMS Network from providing information on treatment methodologies or best practices to appropriate CMS Network health professionals, staff, or contractors.

From the funds in Specific Appropriation 526, the Department of Health shall transfer an amount not to exceed \$450,000 from the General Revenue Fund to the Agency for Health Care Administration for Medicaid reimbursable services that support children enrolled in contracted medical foster care programs.

From the funds in Specific Appropriation 526, \$280,000 from the General Revenue Fund is provided to the Fetal Alcohol Spectrum Disorder program in Sarasota County.

From the funds in Specific Appropriation 526, nonrecurring funds from the General Revenue Fund are provided for the following projects:

Partnership for Child Health - Pediatric Integrated Behavioral Health Services (Senate Form 1652).....	150,000
Fetal Alcohol Spectrum Disorder Program (Senate Form 1662).....	250,000
St. Joseph's Children's Hospital (Senate Form 1791).....	250,000
Maternal Fetal Medicine (Senate Form 2112).....	700,000
PanCare School Telehealth (Senate Form 2197).....	149,628
Memorial Healthcare System - Telehealth Access for Patients (TAP) Program (Senate Form 1331).....	250,000

527	SPECIAL CATEGORIES		
	GRANTS AND AIDS - MEDICAL SERVICES FOR ABUSED/NEGLECTED CHILDREN		
	FROM GENERAL REVENUE FUND . . . . .	19,537,467	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		5,763,295

From the funds in Specific Appropriation 527, \$1,500,000 from the General Revenue Fund is provided to child protection teams to address the increase in workload related to mandatory medical neglect cases,

## SECTION 3 - HUMAN SERVICES

psychological assessments, and trauma assessments.

528 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM GENERAL REVENUE FUND . . . . . 1,000,000  
FROM DONATIONS TRUST FUND . . . . . 6,530,809  
FROM FEDERAL GRANTS TRUST FUND . . . . . 82,405  
FROM MATERNAL AND CHILD HEALTH  
BLOCK GRANT TRUST FUND . . . . . 281,710

From the funds in Specific Appropriation 528, \$556,250 from the Donations Trust Fund is provided to the Newborn Screening Diagnostic Centers for additional follow-up services pursuant to section 391.055(4), Florida Statutes, for newborns identified through the newborn screening program with an abnormal screening result for spinal muscular atrophy (SMA) disease.

From the funds in Specific Appropriation 528, \$1,000,000 in nonrecurring funds from the General Revenue Fund is provided for a collaboration between a children's hospital and an existing newborn screening program diagnostic genetics center (Senate Form 1695).

529 SPECIAL CATEGORIES  
GRANTS AND AIDS - CONTRACTED SERVICES  
FROM GENERAL REVENUE FUND . . . . . 300,000

From the funds in Specific Appropriation 529, \$300,000 from the General Revenue Fund is provided to A Safe Haven for Newborns.

530 SPECIAL CATEGORIES  
POISON CONTROL CENTER  
FROM GENERAL REVENUE FUND . . . . . 5,966,498

Funds in Specific Appropriation 530 are provided to the Poison Control Centers of Florida.

531 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM GENERAL REVENUE FUND . . . . . 844,394

532 SPECIAL CATEGORIES  
GRANTS AND AIDS - DEVELOPMENTAL EVALUATION  
AND INTERVENTION SERVICES/PART C  
FROM GENERAL REVENUE FUND . . . . . 56,471,401  
FROM FEDERAL GRANTS TRUST FUND . . . . . 26,331,853

From the funds in Specific Appropriation 532, \$3,702,687 from the General Revenue Fund is provided as the state match for Medicaid reimbursable early intervention services in Specific Appropriations 203 and 215.

From the funds in Specific Appropriation 532, at least 85 percent of funds distributed to Local Early Steps providers must be spent on direct client services.

From the funds in Specific Appropriation 532, up to \$2,478,074 in nonrecurring funds from the Federal Grants Trust Fund is provided to the Department of Health for the replacement of its Early Steps Administrative system. The department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chairs of the Senate Committee on Appropriations and the House of Representatives Appropriations Committee. Each report must include progress made to date for each project milestone, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.

533 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM GENERAL REVENUE FUND . . . . . 82,009  
FROM DONATIONS TRUST FUND . . . . . 121,245  
FROM FEDERAL GRANTS TRUST FUND . . . . . 75,871

534 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM GENERAL REVENUE FUND . . . . . 107,590

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FROM DONATIONS TRUST FUND . . . . . 54,607  
FROM FEDERAL GRANTS TRUST FUND . . . . . 34,987

TOTAL: CHILDREN'S SPECIAL HEALTH CARE  
FROM GENERAL REVENUE FUND . . . . . 114,177,362  
FROM TRUST FUNDS . . . . . 252,760,100

TOTAL POSITIONS . . . . . 435.50  
TOTAL ALL FUNDS . . . . . 366,937,462

PROGRAM: HEALTH CARE PRACTITIONER AND ACCESS

MEDICAL QUALITY ASSURANCE

APPROVED SALARY RATE 23,290,876

535 SALARIES AND BENEFITS POSITIONS 590.00  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 34,292,457

536 OTHER PERSONAL SERVICES  
FROM GENERAL REVENUE FUND . . . . . 451,074  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 240,709  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 5,531,968

537 EXPENSES  
FROM GENERAL REVENUE FUND . . . . . 43,560  
FROM FEDERAL GRANTS TRUST FUND . . . . . 86,419  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 60,373  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 7,126,839

538 OPERATING CAPITAL OUTLAY  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 57,604

539 SPECIAL CATEGORIES  
ACQUISITION OF MOTOR VEHICLES  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 21,000

540 SPECIAL CATEGORIES  
UNLICENSED ACTIVITIES  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 1,173,452

541 SPECIAL CATEGORIES  
TRANSFER TO DIVISION OF ADMINISTRATIVE  
HEARINGS  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 463,292

542 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM GENERAL REVENUE FUND . . . . . 1,090,526  
FROM FEDERAL GRANTS TRUST FUND . . . . . 863,761  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 107,908  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 13,325,119

542A SPECIAL CATEGORIES  
GRANTS AND AIDS - CONTRACTED SERVICES  
FROM FEDERAL GRANTS TRUST FUND . . . . . 122,000

543 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 370,614

544 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM MEDICAL QUALITY ASSURANCE  
TRUST FUND . . . . . 339,364

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545	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	418	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		303
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND . . . . .		174,415
TOTAL:	MEDICAL QUALITY ASSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	1,585,578	
	FROM TRUST FUNDS . . . . .		64,357,597
	TOTAL POSITIONS . . . . .	590.00	
	TOTAL ALL FUNDS . . . . .		65,943,175

## PROGRAM: DISABILITY DETERMINATIONS

## DISABILITY BENEFITS DETERMINATION

	APPROVED SALARY RATE	46,159,316	
546	SALARIES AND BENEFITS POSITIONS	1,040.00	
	FROM GENERAL REVENUE FUND . . . . .	662,277	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		736,548
	FROM U.S. TRUST FUND . . . . .		69,146,571
547	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	846,368	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		868,378
	FROM U.S. TRUST FUND . . . . .		28,262,035
548	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	139,839	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		198,434
	FROM U.S. TRUST FUND . . . . .		21,122,860
549	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	4,000	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		4,000
	FROM U.S. TRUST FUND . . . . .		1,212,620
550	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	135,331	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		79,818
	FROM U.S. TRUST FUND . . . . .		36,770,837
551	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	1,691	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,691
	FROM U.S. TRUST FUND . . . . .		437,154
552	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,000
	FROM U.S. TRUST FUND . . . . .		2,334
553	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	2,580	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		2,619
	FROM U.S. TRUST FUND . . . . .		343,844

## SECTION 3 - HUMAN SERVICES

TOTAL:	DISABILITY BENEFITS DETERMINATION		
	FROM GENERAL REVENUE FUND . . . . .	1,792,086	
	FROM TRUST FUNDS . . . . .		159,190,743
	TOTAL POSITIONS . . . . .	1,040.00	
	TOTAL ALL FUNDS . . . . .		160,982,829
TOTAL:	HEALTH, DEPARTMENT OF		
	FROM GENERAL REVENUE FUND . . . . .	528,944,975	
	FROM TRUST FUNDS . . . . .		2,566,986,284
	TOTAL POSITIONS . . . . .	12,766.51	
	TOTAL ALL FUNDS . . . . .		3,095,931,259
	TOTAL APPROVED SALARY RATE . . . . .	555,792,792	

## VETERANS' AFFAIRS, DEPARTMENT OF

## PROGRAM: SERVICES TO VETERANS' PROGRAM

## VETERANS' HOMES

	APPROVED SALARY RATE	46,264,325	
554	SALARIES AND BENEFITS POSITIONS	1,317.00	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		70,689,863
555	OTHER PERSONAL SERVICES		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		4,616,368
556	EXPENSES		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		26,000
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		22,737,621
557	OPERATING CAPITAL OUTLAY		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		25,000
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		1,737,517
558	FOOD PRODUCTS		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		5,295,291
559	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		17,493,943
560	SPECIAL CATEGORIES		
	RECREATIONAL EQUIPMENT AND SUPPLIES		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		99,000
561	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		2,241,202
562	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		453,429
563	FIXED CAPITAL OUTLAY		
	ADDITIONS AND IMPROVEMENTS TO THE VETERANS' HOMES		
	FROM FEDERAL GRANTS TRUST FUND . . . . .		5,167,500
	FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		962,500

## SECTION 3 - HUMAN SERVICES

564	FIXED CAPITAL OUTLAY MAINTENANCE AND REPAIR OF STATE-OWNED RESIDENTIAL FACILITIES FOR VETERANS FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	2,000,000
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Funds in Specific Appropriation 564 are provided to support the following maintenance and repair projects:

Lake City Veterans' Home.....	200,000
Daytona Beach State Veterans' Home.....	255,000
Land O'Lakes State Veterans' Home.....	295,000
Pembroke Pines State Veterans' Home.....	280,000
Panama City State Veterans' Home.....	250,000
Port Charlotte State Veterans' Home.....	250,000
St. Augustine State Veterans' Home.....	270,000
Lake Baldwin State Veterans' Home.....	100,000
Ardie R. Copas Port State Veterans' Nursing Home.....	100,000

TOTAL: VETERANS' HOMES FROM TRUST FUNDS . . . . .	133,545,234
TOTAL POSITIONS . . . . .	1,317.00
TOTAL ALL FUNDS . . . . .	133,545,234

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	1,852,101	
565 SALARIES AND BENEFITS POSITIONS	29.50	
FROM GENERAL REVENUE FUND . . . . .	2,513,992	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		203,726
566 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	21,790	
567 EXPENSES FROM GENERAL REVENUE FUND . . . . .	703,965	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		549,970
568 OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	120,512	
568A SPECIAL CATEGORIES TRANSFER TO OPERATIONS AND MAINTENANCE TRUST FUND . . . . .	9,380,000	
569 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	110,882	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		939,762
570 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	7,418	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		82,166
571 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	8,690	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		652
572 DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . .	18,702	

## SECTION 3 - HUMAN SERVICES

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . .	12,885,951	1,776,276
FROM TRUST FUNDS . . . . .		
TOTAL POSITIONS . . . . .	29.50	
TOTAL ALL FUNDS . . . . .		14,662,227

## VETERANS' BENEFITS AND ASSISTANCE

APPROVED SALARY RATE	5,437,079	
573 SALARIES AND BENEFITS POSITIONS	115.00	
FROM GENERAL REVENUE FUND . . . . .	4,489,243	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		2,912,812
574 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	12,000	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		10,353
575 EXPENSES FROM GENERAL REVENUE FUND . . . . .	208,653	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		304,963
576 OPERATING CAPITAL OUTLAY FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		5,500
577 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	2,569	
FROM OPERATIONS AND MAINTENANCE TRUST FUND . . . . .		17,500
577A SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	2,310,000	

From the funds in Specific Appropriation 577A, the following appropriations projects are funded in nonrecurring funds from the General Revenue Fund:

	Veterans Helping Veterans USA, Inc (Senate Form 1084).....	160,000
	Northeast Florida Fire Watch (Senate Form 1656).....	250,000
	K9s For Warriors (Senate Form 2021).....	600,000
	Five Star Veterans Center (Senate Form 1216).....	374,000
	The Transition House, Inc. - Homeless Veterans Program (Senate Form 2064).....	250,000
	American Legion Post 270 Walk-in Cooler/Freezer (Senate Form 2104).....	41,000
	Florida Veterans Legal Helpline (Senate Form 1352).....	250,000
	Trilogy Integrated Resources - Network of Care for Veteran and Military Service Members (Senate Form 2076).. <td>135,000</td>	135,000
	Vietnam Veterans 50 Year Commemorative Book (Senate Form 1011).....	250,000
578	SPECIAL CATEGORIES	
	RISK MANAGEMENT INSURANCE	
	FROM GENERAL REVENUE FUND . . . . .	12,854
	FROM OPERATIONS AND MAINTENANCE	
	TRUST FUND . . . . .	22,347
579	SPECIAL CATEGORIES	
	TRANSFER TO DEPARTMENT OF MANAGEMENT	
	SERVICES - HUMAN RESOURCES SERVICES	
	PURCHASED PER STATEWIDE CONTRACT	
	FROM GENERAL REVENUE FUND . . . . .	24,837
	FROM OPERATIONS AND MAINTENANCE	
	TRUST FUND . . . . .	14,217

## SECTION 3 - HUMAN SERVICES

579A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	400,000	
	From the funds in Specific Appropriation 579A, the following appropriations projects are funded in nonrecurring funds from the General Revenue Fund:		
	Treasure Coast Homeless Veterans Assistance Center (Senate Form 2129).....	250,000	
	North Miami Beach Challenger Park All Wars Veterans Memorial Wall Restoration (Senate Form 1162).....	150,000	
TOTAL:	VETERANS' BENEFITS AND ASSISTANCE FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	7,460,156 3,287,692	
	TOTAL POSITIONS . . . . .	115.00	
	TOTAL ALL FUNDS . . . . .	10,747,848	
VETERANS EMPLOYMENT AND TRAINING SERVICES			
579B	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS ENTREPRENEUR TRAINING FROM GENERAL REVENUE FUND . . . . .	1,000,000	
	From the funds in Specific Appropriation 579B in nonrecurring funds from the General Revenue Fund is provided for the Veterans Employment and Training Services (VETS) Entrepreneur Program pursuant to sections 295.21 and 295.22, Florida Statutes.		
579C	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS WORKFORCE TRAINING GRANTS FOR VETERANS FROM GENERAL REVENUE FUND . . . . .	1,500,000	
	From the funds in Specific Appropriation 579C in nonrecurring funds from the General Revenue Fund is provided for the Veterans Employment and Training Services (VETS) Business Training Grant Program pursuant to sections 295.21 and 295.22, Florida Statutes.		
580	AID TO LOCAL GOVERNMENTS FLORIDA IS FOR VETERANS, INC.-OPERATIONS FROM GENERAL REVENUE FUND . . . . .	344,106	
TOTAL:	VETERANS EMPLOYMENT AND TRAINING SERVICES FROM GENERAL REVENUE FUND . . . . .	2,844,106	
	TOTAL ALL FUNDS . . . . .	2,844,106	
TOTAL:	VETERANS' AFFAIRS, DEPARTMENT OF FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	23,190,213 138,609,202	
	TOTAL POSITIONS . . . . .	1,461.50	
	TOTAL ALL FUNDS . . . . .	161,799,415	
	TOTAL APPROVED SALARY RATE . . . . .	53,553,505	
TOTAL OF SECTION 3			
	FROM GENERAL REVENUE FUND . . . . .	10,634,102,293	
	FROM TRUST FUNDS . . . . .	28,751,653,086	
	TOTAL POSITIONS . . . . .	30,915.76	
	TOTAL ALL FUNDS . . . . .	39,385,755,379	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

SPECIFIC  
APPROPRIATION

The moneys contained herein are appropriated from the named funds to the Department of Corrections, Justice Administration, Department of Juvenile Justice, Florida Department of Law Enforcement, Department of Legal Affairs/Attorney General, and the Florida Commission on Offender Review as the amounts to be used to pay the salaries, other operational expenditures, and fixed capital outlay of the named agencies.

## CORRECTIONS, DEPARTMENT OF

From the funds in Specific Appropriations 582 through 720, the Department of Corrections shall, before closing, substantially reducing the use of, or changing the purpose of any state correctional institution as defined in section 944.02, Florida Statutes, submit its proposal to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee for review.

From the funds in Specific Appropriations 582 through 720, the Department of Corrections may work within its existing budget, including applicable grants, to implement any corrective action plan that is developed as the result of a Prison Rape Elimination Act audit conducted in accordance with Title 28, Part 115 of the Code of Federal Regulations. The department may request additional resources required through the Legislative Budget Request process as defined in chapter 216, Florida Statutes.

Funds in Specific Appropriation 582 through 720 may not be used to pay for unoccupied space currently being leased by the Department of Corrections in the event the leases are vacant on or after July 1, 2020, and for which it has been determined by the Secretary of the department that there is no longer a need.

From the funds in Specific Appropriations 615A, 615C, 615K and 615N, \$29,056,715 is provided to implement a pilot project to convert correctional officers from a twelve hour shift to an eight and a half hour shift.

## PROGRAM: DEPARTMENT ADMINISTRATION

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	22,832,850	
582	SALARIES AND BENEFITS	POSITIONS	461.00
	FROM GENERAL REVENUE FUND . . . . .		22,731,307
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		76,050
583	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	28,337	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		182,927
584	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	1,025,958	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		158,078
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		1,083,200
585	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	20,227	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		50,000
586	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM GENERAL REVENUE FUND . . . . .	25,909	
587	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,035,016	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		200,000

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

From the funds in Specific Appropriation 587, \$500,000 in nonrecurring general revenue funds are provided to be used by the Department of Corrections to enter into an inter-agency agreement with University Colleges of Medicine and their teaching hospitals to develop a plan for the transition of inmate health care to a state university medical school run system. The plan should focus on the state University Medical School model for managing and administering all inmate health care. The plan should also address the feasibility of transitioning all inmate health care to a university medical school and for developing partnerships with one or more of the state's medical schools for the management and staffing of onsite care in the facility and offsite care. The plan shall be provided to the Governor, President of the Senate, and Speaker of the House of Representatives by February 1, 2021.

588	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	563,175	
589	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM ADMINISTRATIVE TRUST FUND . . . .		525,394
590	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	38,535	
591	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . .	7,109,547	49,487
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	32,578,011	2,325,136
	TOTAL POSITIONS . . . . .	461.00	
	TOTAL ALL FUNDS . . . . .		34,903,147

## INFORMATION TECHNOLOGY

	APPROVED SALARY RATE	8,656,218	
592	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND . . . . .	179.50 9,420,214	
593	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .		14,769
594	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,461,941   472,761	2,269,449
595	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	127,720	
596	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,084,778   176,857	
597	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	59,566	
598	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND . . . . .	45,329	
599	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	1,270	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

600	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	995	
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600A	QUALIFIED EXPENDITURE CATEGORY INMATE ELECTRONIC MEDICAL RECORDS FROM GENERAL REVENUE FUND . . . . .	1,250,000	
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Funds in Specific Appropriation 600A, are provided to the Florida Department of Corrections for the Electronic Medical Records Network Expansion. The agency is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Release of funds is contingent upon approval of a detailed operational work plan and a project spend plan reflecting estimated and actual costs. Upon approval of the detailed operational work plan, the department shall submit quarterly project status reports to Governor's Office of Policy and Budget, chair of the Senate Appropriations Committee, and chair of the House Appropriations Committee. Each report must include progress made to date for project milestones and contract deliverables, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.

601	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	8,618,638   22,337	76,601
TOTAL:	INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	24,085,220  3,018,005	
	TOTAL POSITIONS . . . . .	179.50	
	TOTAL ALL FUNDS . . . . .		27,103,225

## PROGRAM: SECURITY AND INSTITUTIONAL OPERATIONS

From the funds provided in Specific Appropriations 615A through 653, each correctional facility Warden, in conjunction with the Chief Financial Officer of the Department of Corrections, shall submit a report on the allocation of human resources and associated budget by correctional facility to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by July 30th of each year. At a minimum, each correctional facility must identify the number of full-time authorized positions delineating between filled and vacant, the projected number of employee hours needed to fulfill the operations of each facility, specifically denoting projected overtime hours, the methodology utilized to assign overtime in a uniform and equitable manner, and recruitment efforts and challenges including turnover rates. The department shall submit a comparison of actual utilization to projected estimates. The Inspector General shall certify that he or she has reviewed the information contained in each report and has verified its accuracy.

From the recurring general revenue funds provided in Specific Appropriations 615L, 626 and 628J, a total of \$1,217,262 is provided as payment in lieu of ad valorem taxation for distribution to local government taxing authorities. Funding is provided as follows:

Bay Correctional Facility.....	269,324
Moore Haven Correctional Facility.....	339,242
South Bay Correctional Facility.....	275,560
Gadsden Correctional Facility.....	100,000
Lake City Correctional Facility.....	90,236
Sago Palm Facility.....	142,900

From the recurring general revenue funds provided in Specific Appropriations 615L, 626 and 628J, a total of \$150,000 from recurring general revenue funds is provided to the Bureau of Private Prison Monitoring within the Department of Management Services to pay for subject matter experts to conduct medical and mental health site visits

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

of the medical departments of private prisons and perform quality management audits no longer performed by the Department of Corrections. Funding is provided as follows:

Adult Male Custody Operations.....	109,350
Adult and Youthful Offender Female Custody Operations.....	22,800
Male Youthful Offender Custody Operations.....	17,850

## ADULT MALE CUSTODY OPERATIONS

APPROVED SALARY RATE	407,070,464	
615A SALARIES AND BENEFITS POSITIONS	9,892.00	
FROM GENERAL REVENUE FUND . . . . .	575,698,562	
FROM FEDERAL GRANTS TRUST FUND . . . . .		184,848
615B OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	7,182,849	
615C EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	21,027,885	
FROM FEDERAL GRANTS TRUST FUND . . . . .		216,765
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		233,251
615D OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	1,855,166	
FROM FEDERAL GRANTS TRUST FUND . . . . .		47,205
615E FOOD PRODUCTS		
FROM GENERAL REVENUE FUND . . . . .	38,598,878	
615F SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	9,977,696	
FROM FEDERAL GRANTS TRUST FUND . . . . .		249,000
615G SPECIAL CATEGORIES		
FOOD SERVICE AND PRODUCTION		
FROM GENERAL REVENUE FUND . . . . .	4,195,153	
615H SPECIAL CATEGORIES		
OVERTIME		
FROM GENERAL REVENUE FUND . . . . .	18,435,600	
615I SPECIAL CATEGORIES		
TRANSFER TO GENERAL REVENUE FUND		
FROM FEDERAL GRANTS TRUST FUND . . . . .		6,800,000
Funds in Specific Appropriation 615I are from reimbursements from the United States Government for incarcerating aliens in Florida's prisons. If total reimbursements exceed \$6,800,000, the Department of Corrections shall submit a budget amendment in accordance with all applicable provisions of chapter 216, Florida Statutes, requesting additional budget authority to transfer the balance to the General Revenue Fund.		
615J SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND . . . . .	18,125,334	
FROM SALE OF GOODS AND SERVICES		
CLEARING TRUST FUND . . . . .		1,198,047
615K SPECIAL CATEGORIES		
SALARY INCENTIVE PAYMENTS		
FROM GENERAL REVENUE FUND . . . . .	1,679,954	
615L SPECIAL CATEGORIES		
PRIVATE PRISON OPERATIONS		
FROM GENERAL REVENUE FUND . . . . .	124,497,891	
FROM PRIVATELY OPERATED		
INSTITUTIONS INMATE WELFARE TRUST FUND . . . . .		1,300,586

From the funds in Specific Appropriation 615L, \$2,961,680 in nonrecurring general revenue funds are provided to the Florida Department of Corrections for the provision of enhanced in-prison and post-release recidivism reduction programs at the Bay, Moore Haven,

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

South Bay and Blackwater River correctional facilities based on the "Continuum of Care Program" which is currently provided to individuals at and who are released from those facilities. The Continuum of Care program, which was developed and piloted at the Graceville Correctional Facility, will continue to be provided at Graceville at no cost to the state. With these recidivism reduction programs in place, the above referenced facilities shall be known as Correctional and Rehabilitation Facilities (Senate Form 1275).

615M SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND . . . . .		590,223
615N SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .		444,040
TOTAL: ADULT MALE CUSTODY OPERATIONS		
FROM GENERAL REVENUE FUND . . . . .	822,309,231	
FROM TRUST FUNDS . . . . .		10,229,702
TOTAL POSITIONS . . . . .	9,892.00	
TOTAL ALL FUNDS . . . . .		832,538,933
ADULT AND YOUTHFUL OFFENDER FEMALE CUSTODY OPERATIONS		
APPROVED SALARY RATE	39,373,093	
616 SALARIES AND BENEFITS POSITIONS	842.00	
FROM GENERAL REVENUE FUND . . . . .		45,524,646
617 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .		383,488
618 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .		2,123,011
619 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .		5,000
620 FOOD PRODUCTS		
FROM GENERAL REVENUE FUND . . . . .		2,406,265
621 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .		625,305
622 SPECIAL CATEGORIES		
FOOD SERVICE AND PRODUCTION		
FROM GENERAL REVENUE FUND . . . . .		206,859
623 SPECIAL CATEGORIES		
OVERTIME		
FROM GENERAL REVENUE FUND . . . . .		2,333,257
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		6,497
624 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND . . . . .		4,478,315
625 SPECIAL CATEGORIES		
SALARY INCENTIVE PAYMENTS		
FROM GENERAL REVENUE FUND . . . . .		345,371
626 SPECIAL CATEGORIES		
PRIVATE PRISON OPERATIONS		
FROM GENERAL REVENUE FUND . . . . .		24,964,194
FROM PRIVATELY OPERATED		
INSTITUTIONS INMATE WELFARE TRUST FUND . . . . .		597,359



## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

627	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	87,682	
628	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	9,092	
TOTAL: ADULT AND YOUTHFUL OFFENDER FEMALE CUSTODY OPERATIONS			
	FROM GENERAL REVENUE FUND . . . . .	83,492,485	
	FROM TRUST FUNDS . . . . .		603,856
	TOTAL POSITIONS . . . . .	842.00	
	TOTAL ALL FUNDS . . . . .		84,096,341
MALE YOUTHFUL OFFENDER CUSTODY OPERATIONS			
	APPROVED SALARY RATE	14,646,185	
628A	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	309.00 16,277,121	13,236
628B	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	284,084	
628C	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	175,634	5,511
628D	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	20,185	
628E	FOOD PRODUCTS FROM GENERAL REVENUE FUND . . . . .	1,334,376	
628F	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	29,599	
628G	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND . . . . .	197,340	
628H	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	2,631,754	
628I	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	160,700	
628J	SPECIAL CATEGORIES PRIVATE PRISON OPERATIONS FROM GENERAL REVENUE FUND . . . . . FROM PRIVATELY OPERATED INSTITUTIONS INMATE WELFARE TRUST FUND . . . . .	19,716,164	195,403
628K	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	42,091	
628L	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	6,343	705

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: MALE YOUTHFUL OFFENDER CUSTODY OPERATIONS			
	FROM GENERAL REVENUE FUND . . . . .	40,875,391	
	FROM TRUST FUNDS . . . . .		214,855
	TOTAL POSITIONS . . . . .	309.00	
	TOTAL ALL FUNDS . . . . .		41,090,246
SPECIALTY CORRECTIONAL INSTITUTION OPERATIONS			
	APPROVED SALARY RATE	322,608,598	
629	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	8,199.00 458,139,939	3,140
630	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	3,681,664	
631	EXPENSES FROM GENERAL REVENUE FUND . . . . .	9,845,555	
632	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	20,000	
633	FOOD PRODUCTS FROM GENERAL REVENUE FUND . . . . .	18,270,166	
634	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	649,747	
635	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND . . . . .	1,940,269	
636	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND . . . . .	30,015,927	
637	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	19,911,444	
638	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	2,859,789	
639	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	428,696	
640	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	241,618	
TOTAL: SPECIALTY CORRECTIONAL INSTITUTION OPERATIONS			
	FROM GENERAL REVENUE FUND . . . . .	546,004,814	
	FROM TRUST FUNDS . . . . .		3,140
	TOTAL POSITIONS . . . . .	8,199.00	
	TOTAL ALL FUNDS . . . . .		546,007,954
PUBLIC SERVICE WORKSQUADS AND WORK RELEASE TRANSITION			
	APPROVED SALARY RATE	44,820,232	
641	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM CORRECTIONAL WORK PROGRAM TRUST FUND . . . . .	929.00 30,127,988	27,184,866

The general revenue funds provided in Specific Appropriation 641 are provided to the Department of Corrections to ensure all public

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

worksquads currently funded with general revenue funds are maintained. The department shall, before eliminating any general revenue funded public worksquad officer positions, submit its proposal to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee for review and approval.

642	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	678,772	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		514,620
643	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	154,907	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		37,707
644	FOOD PRODUCTS		
	FROM GENERAL REVENUE FUND . . . . .	1,550,170	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		233,548
645	LUMP SUM		
	CORRECTIONAL WORK PROGRAMS		
	POSITIONS	5.00	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		420,151
	Funds and positions in Specific Appropriation 645 from the Correctional Work Program Trust Fund are provided for interagency contracted services funded by state agencies or local governments. These positions and funds shall be released as needed upon execution of interagency community service work squad contracts.		
646	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	27,362,654	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		230,785
	From the funds in Specific Appropriation 646, no privately operated work release center may house more than 200 inmates at any given time. In addition, each facility with 100 or more inmates in its work release program must have at least one certified correctional officer on premises at all times. A person who was a certified correctional officer at the time of separating or retiring from the Department of Corrections in good standing is considered to be a certified correctional officer for this purpose unless his or her certification has been revoked for misconduct.		
647	SPECIAL CATEGORIES		
	FOOD SERVICE AND PRODUCTION		
	FROM GENERAL REVENUE FUND . . . . .	203,504	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		36,638
648	SPECIAL CATEGORIES		
	OVERTIME		
	FROM GENERAL REVENUE FUND . . . . .	2,835,222	
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		2,596
649	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	1,342,953	
650	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	308,420	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		148,620
651	SPECIAL CATEGORIES		
	ELECTRONIC MONITORING		
	FROM GENERAL REVENUE FUND . . . . .	6,146,395	

Funds in Specific Appropriation 651, are provided for the Department

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

of Corrections to supply electronic monitoring for inmates in privately operated work release facilities while in the community under work release assignment. From such funds, the department shall also provide electronic monitoring for inmates in as many department-operated work release facilities as possible while such inmates are in the community under work release assignment.

652	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	40,356	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		3,537
653	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	2,194	
	FROM CORRECTIONAL WORK PROGRAM		
	TRUST FUND . . . . .		11,600
TOTAL: PUBLIC SERVICE WORKSQUADS AND WORK RELEASE			
	TRANSITION		
	FROM GENERAL REVENUE FUND . . . . .	70,753,535	
	FROM TRUST FUNDS . . . . .		28,824,668
	TOTAL POSITIONS . . . . .	934.00	
	TOTAL ALL FUNDS . . . . .		99,578,203
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	19,360,022	
654	SALARIES AND BENEFITS	POSITIONS	449.00
	FROM GENERAL REVENUE FUND . . . . .		25,568,833
655	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .		345,885
656	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	2,384,414	
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		127,505
657	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	278,220	
658	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,538,757	
	From the funds in Specific Appropriation 658, \$1,000,000 in recurring general revenue funds are provided to continue the victim notification system (VINE).		
659	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	100,080	
660	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	134,436	
661	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	18,540	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES		
FROM GENERAL REVENUE FUND . . . . .	30,369,165	
FROM TRUST FUNDS . . . . .		127,505
TOTAL POSITIONS . . . . .	449.00	
TOTAL ALL FUNDS . . . . .		30,496,670

## CORRECTIONAL FACILITIES MAINTENANCE AND REPAIR

APPROVED SALARY RATE	19,939,746	
662 SALARIES AND BENEFITS POSITIONS	540.00	
FROM GENERAL REVENUE FUND . . . . .		28,329,542
663 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	80,166,904	
664 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	364,154	
665 SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM GENERAL REVENUE FUND . . . . .	4,553,500	
666 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	5,058,135	
667 SPECIAL CATEGORIES		
DEFERRED-PAYMENT COMMODITY CONTRACTS		
FROM GENERAL REVENUE FUND . . . . .	4,198,894	
668 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND . . . . .	36,771	
669 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .	12,868	
670 FIXED CAPITAL OUTLAY		
CORRECTIONAL FACILITIES - LEASE PURCHASE		
FROM GENERAL REVENUE FUND . . . . .	51,517,126	

Funds in Specific Appropriation 670 are provided for payments required under the master lease purchase agreement used to secure the certificates of participation issued to finance or refinance the following correctional facilities:

Bay Correctional Facility.....	763,863
Moore Haven Correctional Facility (Glades County).....	991,971
South Bay Correctional Facility (Palm Beach County).....	1,423,750
Graceville Correctional Facility (Jackson County).....	6,200,961
Blackwater River Correctional Facility (Santa Rosa County)	8,546,125
Gadsden Correctional Facility.....	1,220,080
Lake City Correctional Facility (Columbia County).....	1,209,750
Various DOC Facility Projects - Series 2009 B and C Bonds.	20,600,000

Series 2009 B and C Bonds include various facility construction projects for the following Department of Corrections facilities:

Mayo Annex (Lafayette County), Suwannee Annex (Suwannee County), Lowell Reception Center (Marion County), Lancaster Secure Housing Unit (Gilchrist County), Liberty Work Camp (Liberty County), Franklin Work Camp (Franklin County), Cross City Work Camp (Dixie County), Okeechobee Work Camp (Okeechobee County), New River Work Camp (Bradford County), Santa Rosa Work Camp (Santa Rosa County), Hollywood Work Release Center (Broward County), Kissimmee Work Release Center (Osceola County), Lake City Work Release Center (Columbia County), Santa Fe Work Release Center (Alachua County), Everglades Re-Entry Center (Dade County), Baker Re-Entry Center (Baker County), and Pat Thomas Re-Entry Center (Gadsden County).

From the funds in Specific Appropriation 670, \$10,540,750 is provided

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

for any additional payments required under the master lease purchase agreement used to secure additional certificates of participation issued to finance or refinance correctional facilities. The Department of Corrections and the Department of Management Services are authorized pursuant to Chapters 944, 287, and 255, Florida Statutes, to enter into one or more amendments to the master lease purchase agreement previously executed by the Department of Management Services to finance or refinance the acquisition, construction, and equipping of the Lake Correctional Institution Mental Health Facility (Lake County). Payments under such amendment or amendments to the master lease purchase agreement may commence prior to the completion of the facilities. The principal amount of the additional certificates of participation issued to finance the Lake Correctional Institution Mental Health Facility may not exceed \$134,270,000.

The funds in Specific Appropriation 670 reflect an increase of \$10,520,875 based primarily on the additional payments related to the acquisition, construction, and equipping of the Lake Correctional Institution Mental Health Facility.

671 FIXED CAPITAL OUTLAY		
MAJOR REPAIRS, RENOVATIONS AND		
IMPROVEMENTS TO MAJOR INSTITUTIONS		
FROM GENERAL REVENUE FUND . . . . .	8,065,883	

Funds in Specific Appropriation 671 are provided to address the most critical maintenance and repair needs and improvements at the Department of Corrections facilities statewide.

672 FIXED CAPITAL OUTLAY		
REPAIR - RENOVATION AND IMPROVEMENT OF		
MENTAL HEALTH FACILITIES STATEWIDE		
FROM GENERAL REVENUE FUND . . . . .	5,960,690	

Funds in Specific Appropriation 672, are to provide renovations and improvements of mental health facilities statewide.

673 FIXED CAPITAL OUTLAY		
MENTAL HEALTH FACILITY		
FROM GENERAL REVENUE FUND . . . . .	1,400,000	

TOTAL: CORRECTIONAL FACILITIES MAINTENANCE AND REPAIR		
FROM GENERAL REVENUE FUND . . . . .	189,664,467	

TOTAL POSITIONS . . . . .	540.00	
TOTAL ALL FUNDS . . . . .		189,664,467

## PROGRAM: COMMUNITY CORRECTIONS

## COMMUNITY SUPERVISION

APPROVED SALARY RATE	126,094,418	
674 SALARIES AND BENEFITS POSITIONS	2,793.00	
FROM GENERAL REVENUE FUND . . . . .	185,346,919	
FROM FEDERAL GRANTS TRUST FUND . . .		139,193
675 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	60,945	
676 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	9,267,529	
677 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	256,941	
678 SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM GENERAL REVENUE FUND . . . . .	1,050,000	
679 SPECIAL CATEGORIES		
BUILDING/OFFICE RENT PAYMENTS		
FROM GENERAL REVENUE FUND . . . . .	15,211,272	

Funds in Specific Appropriation 679 are provided to continue rent payments for individual private contracts for rental of office/building space at a rate not to exceed the rate for each contract in effect on

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

June 30, 2020. Price level increases are not provided for rent payments for Department of Corrections' private leases in the 2020-2021 fiscal year. No other funds are appropriated or shall be transferred by the department for such increases.

680	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	340,324	
681	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	4,786,977	
682	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	565,414	
683	SPECIAL CATEGORIES ELECTRONIC MONITORING FROM GENERAL REVENUE FUND . . . . .	9,639,891	
684	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	250,104	
TOTAL:	COMMUNITY SUPERVISION FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	226,776,316	139,193
	TOTAL POSITIONS . . . . .	2,793.00	
	TOTAL ALL FUNDS . . . . .		226,915,509

## PROGRAM: HEALTH SERVICES

## INMATE HEALTH SERVICES

	APPROVED SALARY RATE	7,413,346	
685	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	146.50 9,422,001	412,524
686	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	348,431	28,317
687	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	1,276,884	171,185
688	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	500,000	
689	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	4,367,212	
690	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	947,647	
691	SPECIAL CATEGORIES INMATE HEALTH SERVICES FROM GENERAL REVENUE FUND . . . . .	421,000,000	
	Funds in Specific Appropriation 691 are provided exclusively to pay for contracted statewide inmate health care services provided during the 2020-2021 fiscal year.		
692	SPECIAL CATEGORIES TREATMENT OF INMATES - GENERAL DRUGS FROM GENERAL REVENUE FUND . . . . .	38,480,847	
693	SPECIAL CATEGORIES TREATMENT OF INMATES - PSYCHOTROPIC DRUGS FROM GENERAL REVENUE FUND . . . . .	4,818,876	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

694	SPECIAL CATEGORIES TREATMENT OF INMATES - INFECTIOUS DISEASE DRUGS FROM GENERAL REVENUE FUND . . . . .	112,923,167	
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From the funds in Specific Appropriation 694, the recurring sum of \$21,000,000 and the nonrecurring sum of \$7,000,000 from general revenue funds are provided to the Department of Corrections for Hepatitis C treatment for individuals having level P0-F1 Hepatitis C. These funds shall be placed in budget reserve. The department is authorized to submit budget amendments to request release of the funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes. Release of these funds shall be contingent upon an adverse outcome against the state, after the conclusion of all appeals, in the class action lawsuit which required the treatment of inmates testing positive for level P0-F1 Hepatitis C as of December 2017, and the submission of a treatment plan for such inmates by the department specifying the funds required to provide treatment which can be initiated or completed prior the end of Fiscal Year 2020-2021.

695	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	15,100	
696	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	277,424	
TOTAL:	INMATE HEALTH SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	594,377,589	612,026
	TOTAL POSITIONS . . . . .	146.50	
	TOTAL ALL FUNDS . . . . .		594,989,615

## PROGRAM: EDUCATION AND PROGRAMS

## ADULT SUBSTANCE ABUSE PREVENTION, EVALUATION AND TREATMENT SERVICES

	APPROVED SALARY RATE	1,392,548	
697	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	35.00 1,673,078	
699	EXPENSES FROM GENERAL REVENUE FUND . . . . .	68,648	
701	SPECIAL CATEGORIES CONTRACT DRUG ABUSE SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	14,863,682	598,827
702	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	2,900	
TOTAL:	ADULT SUBSTANCE ABUSE PREVENTION, EVALUATION AND TREATMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	16,608,308	598,827
	TOTAL POSITIONS . . . . .	35.00	
	TOTAL ALL FUNDS . . . . .		17,207,135

## BASIC EDUCATION SKILLS

	APPROVED SALARY RATE	18,046,657	
703	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	387.00 20,225,027	1,938,266

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704	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	2,155,920	
	FROM FEDERAL GRANTS TRUST FUND . . . .		171,821
705	EXPENSES FROM GENERAL REVENUE FUND . . . . .	3,248,627	
	FROM FEDERAL GRANTS TRUST FUND . . . .		245,506
706	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	100,000	
707	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	9,135,096	
	FROM FEDERAL GRANTS TRUST FUND . . . .		349,400

From the funds in Specific Appropriation 707, \$750,000 in recurring general revenue funds is provided for an online career education program through an AdvanceD/SACS accredited online school district that offers career-based online high school diplomas designed to prepare adults for transition into the workplace. The Department of Corrections shall provide a report regarding the progress of the inmates in the online diploma and career certificate programs to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by January 1 of each year.

From the funds in Specific Appropriation 707, \$1,000,000 in recurring general revenue funds is provided to CareerSource Florida for the development and implementation of a vocational curriculum for inmates in the Florida Correctional System.

708	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	119,133	
709	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	20,888	
710	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	35,469	
	FROM FEDERAL GRANTS TRUST FUND . . . .		937
TOTAL: BASIC EDUCATION SKILLS			
	FROM GENERAL REVENUE FUND . . . . .	35,040,160	
	FROM TRUST FUNDS . . . . .		2,705,930
	TOTAL POSITIONS . . . . .	387.00	
	TOTAL ALL FUNDS . . . . .		37,746,090

## ADULT OFFENDER TRANSITION, REHABILITATION AND SUPPORT

	APPROVED SALARY RATE	3,356,947	
711	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	86.00	
	FROM FEDERAL GRANTS TRUST FUND . . . .	3,551,390	210,569
712	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	1,250,100	
713	EXPENSES FROM GENERAL REVENUE FUND . . . . .	372,770	
715	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	4,817,781	

By January 1, 2021, all re-entry programs funded in Specific Appropriation 715 must provide the following information to the Department of Corrections: the population served by the program including information relating to the criminal history, age, employment

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

history, and education level of inmates served; the services provided to inmates as part of the program; the cost per inmate to provide those services; any available recidivism rates; and any matching funds or in-kind contributions provided to the program. The department must compile this information and submit a report to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by February 1, 2021.

From the funds in Specific Appropriation 715, \$1,225,000 in recurring general revenue funds and \$1,000,000 in nonrecurring general revenue funds are provided for Operation New Hope's Ready4Work Re-entry initiative (Senate Form 2386). Operation New Hope will provide pre-release risk assessment, a plan-of-care, career development, life skills training, and referrals for incarcerated inmates who may be eligible for Ready4Work program services upon release. Operation New Hope will also provide post-release services including case management, career development, life skills training, job skills training, life coaching (mentoring), family reunification, and job placement assistance to offenders on community supervision. Operation New Hope may also provide such post-release services to formerly incarcerated persons (ex-inmates) who have been released from a Department of Corrections' facility no more than three years before entry into the Ready4Work program. Eligibility for participation in the Ready4Work program is limited to inmates, offenders on community supervision, and recently released ex-inmates who are transitioning back into the communities and workforce of Duval, Clay, St. Johns, or Nassau counties.

From the funds in Specific Appropriation 715, \$1,000,000 in recurring general revenue funds is provided for the Ready4Work-Hillsborough re-entry program, which replicates the Operation New Hope Ready4Work program. Funds used for the administrative services shall be 15 percent of total funds appropriated. Ready4Work-Hillsborough will provide pre-release risk assessment, a plan-of-care, career development, life skills training, and referrals for incarcerated inmates who may be eligible for Ready4Work re-entry program services upon release. Ready4Work-Hillsborough will also provide post-release services including case management, career development, life skills training, job skills training, life-coaching (mentoring), family reunification, and job placement assistance to offenders on community supervision. Ready4Work-Hillsborough may also provide such post-release services to formerly incarcerated persons (ex-inmates) who have been released from a Department of Corrections' facility no more than three years before entry into the Ready4Work-Hillsborough re-entry program. Eligibility for participation in the Ready4Work-Hillsborough re-entry program is limited to inmates, offenders on community supervision, and recently released ex-inmates who are transitioning back into the communities and workforce of Hillsborough, Pinellas, Pasco, or Polk counties.

From the funds in Specific Appropriation 715, \$200,000 in recurring general revenue funds may be used to expand Horizon volunteer faith and character peer-to-peer program activities at Wakulla Correctional Institution and up to seven additional male or female prisons, including Computer Lab, Quest, and Realizing Educational Emotional and Finance Smarts(REEFS) transition programs.

From the funds in Specific Appropriation 715, \$500,000 in nonrecurring general revenue funds is provided for the Brevard County Reentry Portal (Senate Form 1497).

From the funds in Specific Appropriation 715, \$250,000 in nonrecurring general revenue funds is provided for Building Careers for Inmates & Returning Citizens (Senate Form 1348).

716	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	20,544	
717	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .		2,318

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: ADULT OFFENDER TRANSITION, REHABILITATION AND SUPPORT  
 FROM GENERAL REVENUE FUND . . . . . 10,014,903  
 FROM TRUST FUNDS . . . . . 210,569  
 TOTAL POSITIONS . . . . . 86.00  
 TOTAL ALL FUNDS . . . . . 10,225,472

## COMMUNITY SUBSTANCE ABUSE PREVENTION, EVALUATION, AND TREATMENT SERVICES

From the funds in Specific Appropriations 718 through 720, the Department of Corrections may contract with Florida's managing entities, as authorized by section 394.9082, Florida Statutes, for the statewide management of behavioral health treatment for offenders under community supervision. The entities shall work with the department to develop service delivery strategies that will improve the coordination, integration, and management of behavioral health services to offenders.

From the funds in Specific Appropriation 718 through 750, the Department of Corrections may implement a court liaison pilot program at two community drug treatment provider sites. The department may amend the provider contract to fund a court liaison position responsible for coordinating with the court to ensure full utilization of the allocated community beds.

718 EXPENSES  
 FROM GENERAL REVENUE FUND . . . . . 300,000

719 SPECIAL CATEGORIES  
 CONTRACTED SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 5,493,762

From the funds in Specific Appropriation 719, \$1,000,000 in recurring general revenue funds is provided to the Department of Corrections to contract with one or more private providers to provide residential substance abuse treatment services located within the geographic area that includes Alachua, Bradford, and Clay counties for offenders under community supervision who are residents of one of the counties in the described area. The provider must have experience in residential treatment of substance abuse and mental health disorders. The department shall give priority for placement to offenders who have served as members of the United States Armed Forces in either an Active, Reserve, or National Guard status, but may place other compatible offenders in a treatment center if space is available. The contract shall be awarded based upon a competitive solicitation process pursuant to section 287.057, Florida Statutes.

From the funds in Specific Appropriation 719, \$500,000 in recurring general revenue funds is provided for naltrexone extended-release injectable medication to treat alcohol and opioid dependence within the Department of Corrections.

720 SPECIAL CATEGORIES  
 GRANTS AND AIDS - CONTRACTED DRUG  
 TREATMENT/REHABILITATION PROGRAMS  
 FROM GENERAL REVENUE FUND . . . . . 21,750,861  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 400,000

From the funds in Specific Appropriation 720, \$600,000 from recurring general revenue funds is provided for the Drug Abuse Comprehensive Coordinating Office, Inc. (DACCO) in Hillsborough County.

TOTAL: COMMUNITY SUBSTANCE ABUSE PREVENTION, EVALUATION, AND TREATMENT SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 27,544,623  
 FROM TRUST FUNDS . . . . . 400,000  
 TOTAL ALL FUNDS . . . . . 27,944,623

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: CORRECTIONS, DEPARTMENT OF  
 FROM GENERAL REVENUE FUND . . . . . 2,750,494,218  
 FROM TRUST FUNDS . . . . . 50,013,412  
 TOTAL POSITIONS . . . . . 25,253.00  
 TOTAL ALL FUNDS . . . . . 2,800,507,630  
 TOTAL APPROVED SALARY RATE . . . . . 1,055,611,324

## FLORIDA COMMISSION ON OFFENDER REVIEW

## PROGRAM: POST-INCARCERATION ENFORCEMENT AND VICTIMS RIGHTS

APPROVED SALARY RATE 6,110,752  
 721 SALARIES AND BENEFITS POSITIONS 132.00  
 FROM GENERAL REVENUE FUND . . . . . 8,362,762  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 60,550  
 722 OTHER PERSONAL SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 1,266,998  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 46,821  
 723 EXPENSES  
 FROM GENERAL REVENUE FUND . . . . . 831,363  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 12,863  
 724 OPERATING CAPITAL OUTLAY  
 FROM GENERAL REVENUE FUND . . . . . 16,771  
 725 SPECIAL CATEGORIES  
 ACQUISITION OF MOTOR VEHICLES  
 FROM GENERAL REVENUE FUND . . . . . 24,821  
 726 SPECIAL CATEGORIES  
 CONTRACTED SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 263,525  
 727 SPECIAL CATEGORIES  
 RISK MANAGEMENT INSURANCE  
 FROM GENERAL REVENUE FUND . . . . . 98,778  
 728 SPECIAL CATEGORIES  
 LEASE OR LEASE-PURCHASE OF EQUIPMENT  
 FROM GENERAL REVENUE FUND . . . . . 22,000  
 729 SPECIAL CATEGORIES  
 TRANSFER TO DEPARTMENT OF MANAGEMENT  
 SERVICES - HUMAN RESOURCES SERVICES  
 PURCHASED PER STATEWIDE CONTRACT  
 FROM GENERAL REVENUE FUND . . . . . 48,141  
 730 DATA PROCESSING SERVICES  
 OTHER DATA PROCESSING SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 825,464

TOTAL: PROGRAM: POST-INCARCERATION ENFORCEMENT AND VICTIMS RIGHTS  
 FROM GENERAL REVENUE FUND . . . . . 11,760,623  
 FROM TRUST FUNDS . . . . . 120,234  
 TOTAL POSITIONS . . . . . 132.00  
 TOTAL ALL FUNDS . . . . . 11,880,857

TOTAL: FLORIDA COMMISSION ON OFFENDER REVIEW  
 FROM GENERAL REVENUE FUND . . . . . 11,760,623  
 FROM TRUST FUNDS . . . . . 120,234  
 TOTAL POSITIONS . . . . . 132.00  
 TOTAL ALL FUNDS . . . . . 11,880,857  
 TOTAL APPROVED SALARY RATE . . . . . 6,110,752

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

## JUSTICE ADMINISTRATION

PROGRAM: JUSTICE ADMINISTRATIVE COMMISSION

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall develop a weighted caseload model and conduct a workload assessment of the State Attorney's Office and the Public Defender's Office in each Judicial Circuit, and the Criminal Conflict and Civil Regional Counsel offices in all five regions. In developing the weighted caseload model, OPPAGA shall include, but is not limited to, an analysis of caseload statistics based on the complexity of the various kinds of cases filed and the amount of time needed for state attorneys, public defenders and criminal conflict and civil regional counsels to resolve these cases. OPPAGA shall also analyze whether the expansion of specialty courts has impacted the workload needs of state attorney and public defender offices. OPPAGA shall recommend any needed adjustments to the number of FTE positions necessary to meet the workload needs of each state attorney, public defender and criminal conflict and civil regional counsel office by December 31, 2020.

APPROVED SALARY RATE		4,410,824
731	SALARIES AND BENEFITS POSITIONS	88.00
	FROM GENERAL REVENUE FUND	6,114,231
732	OTHER PERSONAL SERVICES	
	FROM GENERAL REVENUE FUND	46,572
733	LUMP SUM	
	RESERVE - STATE ATTORNEYS WITH REASSIGNED	
	DEATH PENALTY CASES POSITIONS	21.00
	FROM GENERAL REVENUE FUND	1,299,860

Funds and positions in Specific Appropriation 733 are provided for a state attorney to prosecute a capital felony case that has been reassigned to that state attorney's office. A state attorney must submit a budget amendment, in accordance with the provisions of chapter 216, Florida Statutes, to request the allocation of positions and funds from the lump sum appropriation category. A state attorney may continue to use positions and funds allocated from the lump sum appropriation category until such time that the state attorney ceases the prosecution of the reassigned capital felony case. If funds in this specific appropriation are unobligated in the last quarter of the 2020-2021 fiscal year, the State Attorney in the Ninth Judicial Circuit may submit a budget amendment to request the transfer of the remaining appropriation on a nonrecurring basis.

734	SPECIAL CATEGORIES	
	GRANTS AND AIDS - FOSTER CARE CITIZEN	
	REVIEW PANEL	
	FROM GENERAL REVENUE FUND	342,160
	FROM GRANTS AND DONATIONS TRUST	
	FUND	300,000
735	SPECIAL CATEGORIES	
	SEXUAL PREDATOR CIVIL COMMITMENT	
	LITIGATION COSTS	
	FROM GENERAL REVENUE FUND	2,250,000

Funds in Specific Appropriation 735 are provided for attorney fees and case-related expenses associated with prosecuting and defending sexual predator civil commitment cases. Case-related expenses are limited to expert witness fees, clinical evaluations, court reporter costs, and foreign language interpreters. The maximum amount to be paid by the Justice Administrative Commission for medical experts for sexual predator civil commitment cases is \$200 per hour and all related travel costs must be apportioned to the associated case.

736	SPECIAL CATEGORIES	
	REIMBURSEMENT OF EXPENDITURES RELATED TO	
	CIRCUIT AND COUNTY JURIES REQUIRED BY	
	STATUTE	
	FROM GENERAL REVENUE FUND	11,700,000

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

737	SPECIAL CATEGORIES	
	LEGAL REPRESENTATION FOR DEPENDENT	
	CHILDREN WITH SPECIAL NEEDS	
	FROM GENERAL REVENUE FUND	2,115,500

Funds in Specific Appropriation 737 shall be used by the Justice Administrative Commission to contract with attorneys to represent dependent children with disabilities in, or being considered for placement in, skilled nursing facilities and dependent children with certain special needs as specified in section 39.01305, Florida Statutes. The implementation of registries, as well as the appointment and compensation of private attorneys appointed pursuant to section 39.01305, Florida Statutes, shall be governed by the provisions of sections 27.40 and 27.5304, Florida Statutes. The flat fee amount for compensation shall not exceed \$1,000 per child per year. No other appropriation shall be used to pay attorney fees and related expenses for attorneys representing dependent children with disabilities and appointments under section 39.01305, Florida Statutes.

738	SPECIAL CATEGORIES	
	PAYMENTS FOR QUALIFIED TRANSPORTATION	
	BENEFITS PROGRAM	
	FROM GRANTS AND DONATIONS TRUST	
	FUND	703,136

739	SPECIAL CATEGORIES	
	PUBLIC DEFENDER DUE PROCESS COSTS	
	FROM GENERAL REVENUE FUND	20,263,034

Funds in Specific Appropriation 739 are provided for the Public Defenders' due process costs as specified in section 29.006, Florida Statutes. Funds shall initially be credited for the use of each circuit in the amounts listed below and may be adjusted pursuant to the provisions of section 29.015, Florida Statutes.

1st Judicial Circuit.....	894,043
2nd Judicial Circuit.....	713,100
3rd Judicial Circuit.....	160,275
4th Judicial Circuit.....	1,382,949
5th Judicial Circuit.....	946,386
6th Judicial Circuit.....	1,291,430
7th Judicial Circuit.....	733,859
8th Judicial Circuit.....	520,205
9th Judicial Circuit.....	1,249,858
10th Judicial Circuit.....	822,366
11th Judicial Circuit.....	3,603,927
12th Judicial Circuit.....	703,275
13th Judicial Circuit.....	2,052,641
14th Judicial Circuit.....	356,816
15th Judicial Circuit.....	909,094
16th Judicial Circuit.....	124,680
17th Judicial Circuit.....	1,492,634
18th Judicial Circuit.....	699,398
19th Judicial Circuit.....	653,387
20th Judicial Circuit.....	952,711

From the funds credited for use in the following circuits, the amounts specified below shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of the State Courts Administrator on behalf of the circuit courts operating shared court reporting or interpreter services:

1st Judicial Circuit.....	190,611
2nd Judicial Circuit.....	323,698
3rd Judicial Circuit.....	52,251
6th Judicial Circuit.....	103,493
7th Judicial Circuit.....	37,310
8th Judicial Circuit.....	83,798
9th Judicial Circuit.....	481,878
10th Judicial Circuit.....	68,975
11th Judicial Circuit.....	121,996
12th Judicial Circuit.....	153,205
13th Judicial Circuit.....	784,106
14th Judicial Circuit.....	134,089
15th Judicial Circuit.....	93,646
16th Judicial Circuit.....	74,983

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

17th Judicial Circuit.....	60,851
740 SPECIAL CATEGORIES	
CHILD DEPENDENCY AND CIVIL CONFLICT CASE	
FROM GENERAL REVENUE FUND . . . . .	14,366,133

Funds in Specific Appropriation 740 are provided for case fees and expenses of court-appointed counsel in civil conflict cases and child dependency cases.

The maximum flat fee to be paid by the Justice Administrative Commission for attorney fees for the following dependency and civil cases is set as follows:

ADMISSION OF INMATE TO MENTAL HEALTH FACILITY.....	300
ADULT PROTECTIVE SERVICES ACT - Ch. 415, F.S.....	500
BAKER ACT/MENTAL HEALTH - Ch. 394, F.S.....	400
CINS/FINS - Ch. 984, F.S.....	750
CIVIL APPEALS.....	400
DEPENDENCY - Up to 1 Year.....	800
DEPENDENCY - Each Year after 1st Year.....	200
DEPENDENCY - No Petition Filed or Dismissed at Shelter....	200
DEPENDENCY APPEALS.....	1,000
DEVELOPMENTALLY DISABLED ADULT - Ch. 393, F.S.....	400
EMANCIPATION - Section 743.015, F.S.....	400
GUARDIANSHIP - EMERGENCY - Ch. 744, F.S.....	400
GUARDIANSHIP - Ch. 744, F.S.....	400
MARCHMAN ACT/SUBSTANCE ABUSE - Ch. 397, F.S.....	300
MEDICAL PROCEDURES - Section 394.459(3), F.S.....	400
PARENTAL NOTIFICATION OF ABORTION ACT.....	400
TERMINATION OF PARENTAL RIGHTS - Ch. 39, F.S. - Up to 1	
Year.....	1,000
TERMINATION OF PARENTAL RIGHTS - Ch. 39, F.S. - Each Year	
after 1st Year.....	200
TERMINATION OF PARENTAL RIGHTS - Ch. 63, F.S. - Up to 1	
year.....	1,000
TERMINATION OF PARENTAL RIGHTS - Ch. 63, F.S. - Each Year	
after first Year.....	200
TERMINATION OF PARENTAL RIGHTS APPEALS.....	2,000
TUBERCULOSIS - Ch. 392, F.S.....	300
741 SPECIAL CATEGORIES	
OPERATING EXPENDITURES	
FROM GENERAL REVENUE FUND . . . . .	997,346
FROM GRANTS AND DONATIONS TRUST	
FUND . . . . .	15,900
742 SPECIAL CATEGORIES	
RISK MANAGEMENT INSURANCE	
FROM GENERAL REVENUE FUND . . . . .	18,587
743 SPECIAL CATEGORIES	
POST-CONVICTION CAPITAL COLLATERAL CASES -	
REGISTRY ATTORNEYS	
FROM GENERAL REVENUE FUND . . . . .	1,338,310
744 SPECIAL CATEGORIES	
ATTORNEY PAYMENTS OVER FLAT FEE	
FROM GENERAL REVENUE FUND . . . . .	10,667,589
745 SPECIAL CATEGORIES	
CRIMINAL CONFLICT CASE COSTS	
FROM GENERAL REVENUE FUND . . . . .	35,009,413

Funds in Specific Appropriation 745 are provided for case fees as specified in section 27.5304, Florida Statutes, and expenses as specified in section 29.007, Florida Statutes, of court-appointed counsel for indigent criminal defendants and for due process costs for those individuals the court finds indigent for costs.

From the funds in Specific Appropriation 745, a total of \$216,934 shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of the State Courts Administrator on behalf of the circuit courts operating shared court reporting and interpreter services.

The maximum flat fee to be paid by the Justice Administrative Commission

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

for attorney fees for criminal conflict cases is set as follows:

POSTCONVICTION - Rules 3.850, 3.801 & 3.800, Fl.R.Crim.	
Proc.....	1,250
CAPITAL - 1ST DEGREE MURDER (LEAD COUNSEL).....	25,000
CAPITAL - 1ST DEGREE MURDER (CO-COUNSEL).....	25,000
CAPITAL - 1ST DEGREE MURDER (NON-DEATH).....	15,000
CAPITAL SEXUAL BATTERY.....	4,000
CAPITAL APPEALS.....	9,000
CONTEMPT PROCEEDINGS.....	500
CRIMINAL TRAFFIC.....	500
EXTRADITION.....	625
FELONY - LIFE.....	5,000
FELONY - LIFE (RICO).....	9,000
FELONY - NONCAPITAL MURDER.....	15,000
FELONY - PUNISHABLE BY LIFE.....	2,500
FELONY - PUNISHABLE BY LIFE (RICO).....	6,000
FELONY 1ST DEGREE.....	1,875
FELONY 1ST DEGREE (RICO).....	5,000
FELONY 2ND DEGREE.....	1,250
FELONY 3RD DEGREE.....	935
FELONY OR MISDEMEANOR - NO INFORMATION FILED.....	500
FELONY APPEALS.....	1,875
JUVENILE DELINQUENCY - 1ST DEGREE FELONY.....	750
JUVENILE DELINQUENCY - 2ND DEGREE.....	500
JUVENILE DELINQUENCY - 3RD DEGREE.....	375
JUVENILE DELINQUENCY - FELONY LIFE.....	875
JUVENILE DELINQUENCY - MISDEMEANOR.....	375
JUVENILE DELINQUENCY - DIRECT FILE OR NO PETITION FILED...	375
JUVENILE DELINQUENCY APPEALS.....	1,250
MISDEMEANOR.....	500
MISDEMEANOR APPEALS.....	935
VIOLATION OF PROBATION - FELONY (INCLUDES VOCC).....	625
VIOLATION OF PROBATION - MISDEMEANOR (INCLUDES VOCC).....	375
VIOLATION OF PROBATION (VOCC) JUVENILE DELINQUENCY.....	375

Funds for costs and related expenses to be paid through Specific Appropriations 740 and 745 shall be subject to the following:

The hourly rate for mitigation specialists in capital death cases shall not exceed \$75.00 per hour.

The maximum amount to be paid by the Justice Administrative Commission for non-attorney due process services other than those specified shall not exceed the rates in effect for the 2007-2008 fiscal year.

The maximum amount to be paid by the Justice Administrative Commission for investigators is \$40 per hour. The maximum amount to be paid for court reporting and transcribing costs is as follows:

- Deposition Appearance fees: 1st hour: \$75.00; thereafter \$25.00 per hour. The fee is to be paid to the court reporter whether or not a transcript is ordered.
- Deposition transcript fee (Original & one copy):
  - 10 business day delivery: \$4.00 per page
  - 5 business day delivery: \$5.50 per page
  - 24 hours delivery: \$7.50 per page
  - Additional copies: \$0.50 per page
- Appellate/hearing/trial transcript fee (Original & all copies needed with a minimum of 2 copies):
  - 10 business day delivery: \$5.00 per page
  - 5 business day delivery: \$6.50 per page
  - 24 hours delivery: \$8.50 per page
  - Copies (when original previously ordered): \$0.50 per page.
- Transcription from tapes or audio recordings (other than depositions or hearings): Either \$35 per hour listening fee or \$3.00 per page, whichever is greater.
- Video Services: \$100 per hour per location with two-hour minimum.

746 SPECIAL CATEGORIES	
STATE ATTORNEY DUE PROCESS COSTS	
FROM GENERAL REVENUE FUND . . . . .	10,266,646

Funds in Specific Appropriation 746 are provided for the State



## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

Attorneys' due process costs as specified in section 29.005, Florida Statutes. Funds shall initially be credited for the use of each circuit in the amounts listed below, and may be adjusted pursuant to the provisions of section 29.015, Florida Statutes.

1st Judicial Circuit.....	607,531
2nd Judicial Circuit.....	323,061
3rd Judicial Circuit.....	120,143
4th Judicial Circuit.....	443,741
5th Judicial Circuit.....	333,769
6th Judicial Circuit.....	601,122
7th Judicial Circuit.....	452,324
8th Judicial Circuit.....	227,481
9th Judicial Circuit.....	476,378
10th Judicial Circuit.....	296,431
11th Judicial Circuit.....	2,122,853
12th Judicial Circuit.....	267,913
13th Judicial Circuit.....	571,480
14th Judicial Circuit.....	113,227
15th Judicial Circuit.....	711,731
16th Judicial Circuit.....	87,962
17th Judicial Circuit.....	1,269,184
18th Judicial Circuit.....	362,155
19th Judicial Circuit.....	259,818
20th Judicial Circuit.....	618,342

From the funds credited for use in the following circuits, the amounts specified below shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of the State Courts Administrator on behalf of the circuit courts operating shared court reporting or interpreter services:

1st Judicial Circuit.....	18,232
2nd Judicial Circuit.....	16,650
3rd Judicial Circuit.....	10,456
6th Judicial Circuit.....	25,443
7th Judicial Circuit.....	12,818
8th Judicial Circuit.....	21,937
9th Judicial Circuit.....	26,007
10th Judicial Circuit.....	3,980
11th Judicial Circuit.....	426,986
12th Judicial Circuit.....	19,650
13th Judicial Circuit.....	45,716
15th Judicial Circuit.....	61,252
16th Judicial Circuit.....	4,315
17th Judicial Circuit.....	20,081

747 SPECIAL CATEGORIES  
CAPITAL RESENTENCING DUE PROCESS FUNDING  
FROM GENERAL REVENUE FUND . . . . . 250,000

The funds in Specific Appropriation 747 are provided for due process and contracted services related specifically to death penalty proceedings as a result of the Florida Supreme Court decision in Hurst v. State, 202 So. 3d 40 (Fla. 2016).

748 SPECIAL CATEGORIES  
STATE ATTORNEY AND PUBLIC DEFENDER  
TRAINING  
FROM GENERAL REVENUE FUND . . . . . 33,529  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 3,000

749 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM GENERAL REVENUE FUND . . . . . 600

750 SPECIAL CATEGORIES  
DUE PROCESS CONTINGENCY FUND  
FROM GENERAL REVENUE FUND . . . . . 1,000,000

751 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM GENERAL REVENUE FUND . . . . . 24,322

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

752 DATA PROCESSING SERVICES  
DATA PROCESSING ASSESSMENT - DEPARTMENT OF  
MANAGEMENT SERVICES  
FROM GENERAL REVENUE FUND . . . . . 19,913

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES  
FROM GENERAL REVENUE FUND . . . . . 118,123,745  
FROM TRUST FUNDS . . . . . 1,022,036

TOTAL POSITIONS . . . . . 109.00  
TOTAL ALL FUNDS . . . . . 119,145,781

## PROGRAM: STATEWIDE GUARDIAN AD LITEM OFFICE

Funds and positions in Specific Appropriations 753 through 764 shall first be used to represent children involved in dependency proceedings. Once all children in dependency proceedings are represented, the funds may be used to represent children in other proceedings as authorized by law.

APPROVED SALARY RATE 32,437,146

753 SALARIES AND BENEFITS POSITIONS 747.50  
FROM GENERAL REVENUE FUND . . . . . 44,367,327  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 10,124

754 OTHER PERSONAL SERVICES  
FROM GENERAL REVENUE FUND . . . . . 1,073,141  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 227,631

757 SPECIAL CATEGORIES  
GRANTS AND AIDS - COURT SYSTEM SERVICES  
FOR CHILDREN AND YOUTH  
FROM GENERAL REVENUE FUND . . . . . 1,045,656

From the funds in Specific Appropriation 757, \$100,000 in recurring general revenue funds shall be used to support the Voices for Children Foundation in Miami-Dade County.

758A SPECIAL CATEGORIES  
OPERATING EXPENDITURES  
FROM GENERAL REVENUE FUND . . . . . 4,483,408  
FROM GRANTS AND DONATIONS TRUST  
FUND . . . . . 220,249

759 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM GENERAL REVENUE FUND . . . . . 808,223

760 SPECIAL CATEGORIES  
GUARDIAN AD LITEM ATTORNEY TRAINING  
FROM GENERAL REVENUE FUND . . . . . 225,000

Funds in Specific Appropriation 760 may be used by the Guardian ad Litem to provide training for public and private sector attorneys and related personnel who represent children with disabilities in Florida's dependency care system.

761 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM GENERAL REVENUE FUND . . . . . 192,196

762 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM GENERAL REVENUE FUND . . . . . 173,913

763 DATA PROCESSING SERVICES  
OTHER DATA PROCESSING SERVICES  
FROM GENERAL REVENUE FUND . . . . . 42,057

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

764	DATA PROCESSING SERVICES		
	NORTHWEST REGIONAL DATA CENTER (NWRDC)		
	FROM GENERAL REVENUE FUND . . . . .	310,476	
TOTAL:	PROGRAM: STATEWIDE GUARDIAN AD LITEM OFFICE		
	FROM GENERAL REVENUE FUND . . . . .	52,721,397	
	FROM TRUST FUNDS . . . . .		458,004
	TOTAL POSITIONS . . . . .	747.50	
	TOTAL ALL FUNDS . . . . .		53,179,401

## STATE ATTORNEYS

The Prosecution Coordination Office's budgeting, legal, training and education needs may be funded by each State Attorney's office within the funds provided in Specific Appropriations 765 through 915. Funding for this office shall not exceed \$450,000 from the State Attorney's Revenue Trust Fund.

From the positions and funds appropriated from the Grants and Donations Trust Fund in Specific Appropriations 789, 827, 842, 857, 873, 888, and 910, \$1,911,682 is provided to prosecute insurance fraud cases and \$604,104 is provided to prosecute workers compensation insurance fraud cases, as follows:

## Insurance Fraud Cases

Fourth Judicial Circuit (3 positions).....	250,818
Ninth Judicial Circuit (5 positions).....	431,719
Eleventh Judicial Circuit (5 positions).....	614,038
Thirteenth Judicial Circuit (2 positions).....	152,179
Fifteenth Judicial Circuit (2 positions).....	160,242
Seventeenth Judicial Circuit (2 positions).....	160,242
Twentieth Judicial Circuit (2 positions).....	142,444

## Prosecution of Workers Compensation Insurance Fraud

Eleventh Judicial Circuit (2 positions).....	147,724
Thirteenth Judicial Circuit (2 positions).....	137,852
Fifteenth Judicial Circuit (2 positions).....	159,264
Seventeenth Judicial Circuit (2 positions).....	159,264

Beginning July 1, 2020, the Department of Financial Services shall release 25 percent of the funds to each state attorney's office. Prior to subsequent quarterly fund releases, each state attorney's office must submit the following caseload data to the Department of Financial Services: the percentage of cases prosecuted of the total number of cases referred by the department; the number of cases not prosecuted and the reasons prosecution was not pursued; the staff assigned to each case; expenditures made; and the current status of each case. The Department of Financial Services shall determine if case activity warrants the continued release of funds.

## PROGRAM: STATE ATTORNEYS - FIRST JUDICIAL CIRCUIT

	APPROVED SALARY RATE	11,315,084	
765	SALARIES AND BENEFITS POSITIONS	230.00	
	FROM GENERAL REVENUE FUND . . . . .	13,957,301	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		1,819,781
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		1,452,646
766	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	24,885	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		96,340
767	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		50,000

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

768	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	503,994	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		30,000
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		14,349
769	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		51,489
770	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	15,404	
771	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	14,562	
772	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	47,934	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		5,390
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		1,549
TOTAL:	PROGRAM: STATE ATTORNEYS - FIRST JUDICIAL CIRCUIT		
	FROM GENERAL REVENUE FUND . . . . .	14,564,080	
	FROM TRUST FUNDS . . . . .		3,521,544
	TOTAL POSITIONS . . . . .	230.00	
	TOTAL ALL FUNDS . . . . .		18,085,624
PROGRAM: STATE ATTORNEYS - SECOND JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	6,566,006	
773	SALARIES AND BENEFITS POSITIONS	114.00	
	FROM GENERAL REVENUE FUND . . . . .	8,205,011	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		763,329
	FROM FORFEITURE AND INVESTIGATIVE		
	SUPPORT TRUST FUND . . . . .		543
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		667,380
774	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	25,000	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		45,552
775	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		56,000
776	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE		
	HEARINGS		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		12,955
777	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	148,658	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		352,129
	FROM FORFEITURE AND INVESTIGATIVE		
	SUPPORT TRUST FUND . . . . .		120,000
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		26,600

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

778	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		30,381
779	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	13,000	4,675
780	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		3,000
781	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	24,246	2,943
TOTAL: PROGRAM: STATE ATTORNEYS - SECOND JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	8,415,915	
	FROM TRUST FUNDS . . . . .		2,085,487
	TOTAL POSITIONS . . . . .	114.00	
	TOTAL ALL FUNDS . . . . .		10,501,402
PROGRAM: STATE ATTORNEYS - THIRD JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	3,851,345	
782	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	70.00 4,727,166	635,110 252,090
783	OTHER PERSONAL SERVICES FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .		6,372 5,068
784	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	124,842	27,204 76,701
785	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		19,169
786	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	8,034	
787	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	35,000	
788	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	14,854	1,330

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		516
TOTAL: PROGRAM: STATE ATTORNEYS - THIRD JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	4,909,896	
	FROM TRUST FUNDS . . . . .		1,023,560
	TOTAL POSITIONS . . . . .	70.00	
	TOTAL ALL FUNDS . . . . .		5,933,456
PROGRAM: STATE ATTORNEYS - FOURTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	19,289,757	
789	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	364.00 22,891,337	3,432,115 2,047,731
790	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	140,197	5,090 55,000 83,189
791	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GRANTS AND DONATIONS TRUST FUND . . . . .		799,355
792	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	279,262	335,658 310,800 50,204
793	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		132,805
794	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	11,404	
795	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	6,150	
796	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	75,247	7,212 4,383
TOTAL: PROGRAM: STATE ATTORNEYS - FOURTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	23,403,597	
	FROM TRUST FUNDS . . . . .		7,263,542
	TOTAL POSITIONS . . . . .	364.00	
	TOTAL ALL FUNDS . . . . .		30,667,139

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

## PROGRAM: STATE ATTORNEYS - FIFTH JUDICIAL CIRCUIT

APPROVED SALARY RATE		13,606,723	
797	SALARIES AND BENEFITS POSITIONS	244.00	
	FROM GENERAL REVENUE FUND . . . . .	16,628,458	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		2,347,697
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,533,084
798	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	69,880	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		157,035
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		135,603
799	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		46,000
800	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	438,267	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		61,250
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		8,000
801	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		55,472
802	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	15,740	
803	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	41,500	
804	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	48,334	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		5,569
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		3,355
TOTAL: PROGRAM: STATE ATTORNEYS - FIFTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	17,242,179	
	FROM TRUST FUNDS . . . . .		4,353,065
	TOTAL POSITIONS . . . . .	244.00	
	TOTAL ALL FUNDS . . . . .		21,595,244

## PROGRAM: STATE ATTORNEYS - SIXTH JUDICIAL CIRCUIT

APPROVED SALARY RATE		25,174,362	
805	SALARIES AND BENEFITS POSITIONS	460.00	
	FROM GENERAL REVENUE FUND . . . . .	28,150,615	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		3,470,339
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		4,020,438
806	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	57,222	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		34,737

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

807	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		38,000
808	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	361,061	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		482,453
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		454,866
809	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		219,686
810	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	32,724	
811	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	2,520	
812	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	94,740	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		2,928
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		12,078
TOTAL: PROGRAM: STATE ATTORNEYS - SIXTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	28,698,882	
	FROM TRUST FUNDS . . . . .		8,735,525
	TOTAL POSITIONS . . . . .	460.00	
	TOTAL ALL FUNDS . . . . .		37,434,407

## PROGRAM: STATE ATTORNEYS - SEVENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE		12,548,069	
813	SALARIES AND BENEFITS POSITIONS	238.00	
	FROM GENERAL REVENUE FUND . . . . .	15,379,596	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		2,176,630
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		24
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		739,927
814	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	20,024	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		73,887
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		9,980
815	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	353,296	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		168,874
816	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		66,597

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

817	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	42,964    2,380
818	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	 32,381
819	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	52,943   3,153  685
TOTAL: PROGRAM: STATE ATTORNEYS - SEVENTH JUDICIAL CIRCUIT		
	FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	15,881,204 3,242,137
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	238.00 19,123,341
PROGRAM: STATE ATTORNEYS - EIGHTH JUDICIAL CIRCUIT		
	APPROVED SALARY RATE . . . . .	6,962,842
820	SALARIES AND BENEFITS POSITIONS . . . . . FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	135.00 8,776,537  971,717 600,616
821	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	36,558  58,677 34,329
822	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	204,761  24,396 25,040
823	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	  41,150
824	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	 8,506
825	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	 7,306
826	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	29,450   1,645 1,104

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: STATE ATTORNEYS - EIGHTH JUDICIAL CIRCUIT		
	FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	9,063,118 1,758,674
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	135.00 10,821,792
PROGRAM: STATE ATTORNEYS - NINTH JUDICIAL CIRCUIT		
	APPROVED SALARY RATE . . . . .	20,470,766
827	SALARIES AND BENEFITS POSITIONS . . . . . FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	375.00 25,486,113  1,591,871 1,327,431
828	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	142,065   291,960 242,033 1,002
829	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	636,079   197,029 279,234 18,966
830	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	  129,950
831	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	 27,662
832	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	 55,416
833	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	85,222   374 1,365
TOTAL: PROGRAM: STATE ATTORNEYS - NINTH JUDICIAL CIRCUIT		
	FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	26,432,557 4,081,215
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	375.00 30,513,772
PROGRAM: STATE ATTORNEYS - TENTH JUDICIAL CIRCUIT		
	APPROVED SALARY RATE . . . . .	13,065,653
834	SALARIES AND BENEFITS POSITIONS . . . . . FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	234.00 13,203,672  4,478,027

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		2,147,554	
835	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	48,048		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		87,063	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		33,140	
836	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		90,000	
837	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	215,679		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		218,879	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		221,791	
838	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		54,724	
839	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	14,365		
840	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	1,883		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		10,356	
841	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	42,468		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		7,487	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		5,836	
TOTAL: PROGRAM: STATE ATTORNEYS - TENTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND . . . . .	13,526,115		
	FROM TRUST FUNDS . . . . .		7,354,857	
	TOTAL POSITIONS . . . . .	234.00		
	TOTAL ALL FUNDS . . . . .		20,880,972	
PROGRAM: STATE ATTORNEYS - ELEVENTH JUDICIAL CIRCUIT				
	APPROVED SALARY RATE . . . . .	59,571,877		
842	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	1,268.00		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		53,260,802	
	FROM CHILD SUPPORT TRUST FUND . . . . .		3,103,689	
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		22,108,644	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		56,472	
			4,331,747	
843	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	214,048		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		105,076	
	FROM CHILD SUPPORT TRUST FUND . . . . .		753,121	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		85,217	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

844	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		108,900	
845	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	673,140		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		385,078	
	FROM CHILD SUPPORT TRUST FUND . . . . .		4,092,578	
	FROM CIVIL RICO TRUST FUND . . . . .		200,020	
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		203,700	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		598,087	
846	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		346,924	
	FROM CHILD SUPPORT TRUST FUND . . . . .		193,336	
847	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	18,000		
848	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	199,373		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		25,875	
	FROM CHILD SUPPORT TRUST FUND . . . . .		82,042	
TOTAL: PROGRAM: STATE ATTORNEYS - ELEVENTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND . . . . .	54,365,363		
	FROM TRUST FUNDS . . . . .		36,780,506	
	TOTAL POSITIONS . . . . .	1,268.00		
	TOTAL ALL FUNDS . . . . .		91,145,869	
PROGRAM: STATE ATTORNEYS - TWELFTH JUDICIAL CIRCUIT				
	APPROVED SALARY RATE . . . . .	9,806,682		
849	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	192.00		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		12,467,287	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,205,312	
			1,077,179	
850	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	23,686		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		70,000	
851	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		58,000	
852	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	329,181		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		224,785	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		85,084	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

853	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		47,005
854	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	1,361	
855	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	1,267	
856	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	40,063  2,723 1,338	
TOTAL: PROGRAM: STATE ATTORNEYS - TWELFTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	12,862,845	
	FROM TRUST FUNDS . . . . .		2,771,426
	TOTAL POSITIONS . . . . .	192.00	
	TOTAL ALL FUNDS . . . . .		15,634,271
PROGRAM: STATE ATTORNEYS - THIRTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	18,154,499	
857	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	330.00 22,826,030  2,134,899 2,211,935	
858	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	69,228  18,877	
859	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		25,000
860	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	488,790  273,510	
861	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		128,161
862	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	12,027	
863	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	7,980	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

864	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	72,587   7,030 2,216	
TOTAL: PROGRAM: STATE ATTORNEYS - THIRTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	23,476,642	
	FROM TRUST FUNDS . . . . .		4,801,628
	TOTAL POSITIONS . . . . .	330.00	
	TOTAL ALL FUNDS . . . . .		28,278,270
PROGRAM: STATE ATTORNEYS - FOURTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	6,356,949	
865	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	120.00 8,022,535  882,495 532,331	
866	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	9,899  228,062	
867	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		27,000
868	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	238,320  84,018 14,000	
869	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		45,866
870	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	7,697  6,292	
871	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	2,295  15,048	
872	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	26,969  359 1,300	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

## TOTAL: PROGRAM: STATE ATTORNEYS - FOURTEENTH JUDICIAL CIRCUIT

FROM GENERAL REVENUE FUND . . . . .	8,307,715	
FROM TRUST FUNDS . . . . .		1,836,771
TOTAL POSITIONS . . . . .	120.00	
TOTAL ALL FUNDS . . . . .		10,144,486

## PROGRAM: STATE ATTORNEYS - FIFTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 18,120,967

873	SALARIES AND BENEFITS	POSITIONS	333.00	
	FROM GENERAL REVENUE FUND . . . . .		22,017,872	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			2,450,821
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			1,380,908
874	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	74,365		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			91,018
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .			44,000
875	SPECIAL CATEGORIES			
	STATE ATTORNEY OPERATING EXPENDITURES			
	FROM GENERAL REVENUE FUND . . . . .	401,694		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			298,129
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .			126,608
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			26,000
876	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			512,136
877	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND . . . . .	10,569		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			1,000
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .			6,000
878	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND . . . . .	10,000		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			60,000
879	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND . . . . .	72,154		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			3,940
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			3,351
TOTAL: PROGRAM: STATE ATTORNEYS - FIFTEENTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND . . . . .	22,586,654		
	FROM TRUST FUNDS . . . . .			5,003,911
	TOTAL POSITIONS . . . . .	333.00		
	TOTAL ALL FUNDS . . . . .			27,590,565

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

## PROGRAM: STATE ATTORNEYS - SIXTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 3,396,368

880	SALARIES AND BENEFITS	POSITIONS	62.00	
	FROM GENERAL REVENUE FUND . . . . .		4,131,607	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			465,624
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			230,608
881	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	15,490		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			76,054
882	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			25,000
883	SPECIAL CATEGORIES			
	STATE ATTORNEY OPERATING EXPENDITURES			
	FROM GENERAL REVENUE FUND . . . . .	135,049		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			54,509
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			106,514
884	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			41,820
885	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND . . . . .	7,041		
886	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND . . . . .	3,615		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			4,000
887	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND . . . . .	14,058		
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			734
TOTAL: PROGRAM: STATE ATTORNEYS - SIXTEENTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND . . . . .	4,306,860		
	FROM TRUST FUNDS . . . . .			1,004,863
	TOTAL POSITIONS . . . . .	62.00		
	TOTAL ALL FUNDS . . . . .			5,311,723
PROGRAM: STATE ATTORNEYS - SEVENTEENTH JUDICIAL CIRCUIT				
APPROVED SALARY RATE 26,772,823				
888	SALARIES AND BENEFITS	POSITIONS	511.00	
	FROM GENERAL REVENUE FUND . . . . .		34,174,913	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .			2,085,676
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .			212,030
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			2,284,839



## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

889	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	120,229	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		104,072
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		73,927
890	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	589,116	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		866,244
	FROM FORFEITURE AND INVESTIGATIVE		
	SUPPORT TRUST FUND . . . . .		523,963
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		47,880
891	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	112,583	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		95,735
892	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	23,491	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		2,510
893	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	121,483	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		4,000
894	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	111,942	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		5,377
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		4,595
TOTAL: PROGRAM: STATE ATTORNEYS - SEVENTEENTH JUDICIAL			
CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	35,253,757	
	FROM TRUST FUNDS . . . . .		6,310,848
	TOTAL POSITIONS . . . . .	511.00	
	TOTAL ALL FUNDS . . . . .		41,564,605
PROGRAM: STATE ATTORNEYS - EIGHTEENTH JUDICIAL			
CIRCUIT			
	APPROVED SALARY RATE	15,373,856	
895	SALARIES AND BENEFITS POSITIONS	285.00	
	FROM GENERAL REVENUE FUND . . . . .	18,897,873	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		2,305,039
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		1,129,477
896	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	25,100	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		19,988
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		12,512
897	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	410,738	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		38,459
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		64,924
898	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		132,098
899	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	9,587	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		3,514
900	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	5,130	
901	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	61,846	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		5,100
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		1,048
TOTAL: PROGRAM: STATE ATTORNEYS - EIGHTEENTH JUDICIAL			
CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	19,410,274	
	FROM TRUST FUNDS . . . . .		3,712,159
	TOTAL POSITIONS . . . . .	285.00	
	TOTAL ALL FUNDS . . . . .		23,122,433
PROGRAM: STATE ATTORNEYS - NINETEENTH JUDICIAL			
CIRCUIT			
	APPROVED SALARY RATE	9,089,097	
902	SALARIES AND BENEFITS POSITIONS	165.00	
	FROM GENERAL REVENUE FUND . . . . .	10,144,928	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		1,413,282
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		1,181,965
903	OTHER PERSONAL SERVICES		
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		76,678
904	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	230,606	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		19,588
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		42,307
905	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND . . . . .		47,492
906	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	8,764	
907	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	2,798	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

908	SPECIAL CATEGORIES LEAVE LIABILITY FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	189,754	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	10,581	
909	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	33,019	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .	5,241	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,105	
TOTAL: PROGRAM: STATE ATTORNEYS - NINETEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	10,420,115	
	FROM TRUST FUNDS . . . . .		2,987,993
	TOTAL POSITIONS . . . . .	165.00	
	TOTAL ALL FUNDS . . . . .		13,408,108
PROGRAM: STATE ATTORNEYS - TWENTIETH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	15,728,195	
910	SALARIES AND BENEFITS POSITIONS	310.00	
	FROM GENERAL REVENUE FUND . . . . .	19,475,566	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		1,502,607
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		2,403,204
911	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	52,316	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		86,621
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		10,970
912	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	470,374	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		144,087
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		42,944
913	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		65,415
914	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	21,024	
915	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	63,511	
	FROM STATE ATTORNEYS REVENUE TRUST FUND . . . . .		4,131
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		6,785

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: STATE ATTORNEYS - TWENTIETH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	20,082,791	
	FROM TRUST FUNDS . . . . .		4,266,764
	TOTAL POSITIONS . . . . .	310.00	
	TOTAL ALL FUNDS . . . . .		24,349,555

## PUBLIC DEFENDERS

The Public Defenders Coordination Office's budgeting, legal, training, and education needs may be funded by each Public Defender's office within the funds provided in Specific Appropriations 916 through 1062. Funding for this office shall not exceed \$450,000 from the Indigent Criminal Defense Trust Fund.

Each Public Defender Office must submit to the Justice Administrative Commission (JAC) a quarterly report detailing the number of appointed and reappointed cases by case type, number of cases closed by case type, number of clients represented, and number of conflicts by case type and the basis for the conflict. The JAC shall compile the reports into a tab delineated spreadsheet format and submit the results to the chair of the Senate Appropriations Subcommittee on Criminal and Civil Justice and the chair of the House Justice Appropriations Subcommittee within three weeks after the end of each quarter.

## PROGRAM: PUBLIC DEFENDERS - FIRST JUDICIAL CIRCUIT

	APPROVED SALARY RATE	6,561,685	
916	SALARIES AND BENEFITS POSITIONS	126.00	
	FROM GENERAL REVENUE FUND . . . . .	8,369,910	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		168,698
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,022,913
917	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	23,398	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		120,360
918	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		25,000
919	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	191,206	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		500
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		282,278
920	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		59,870
921	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	4,770	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		4,770
922	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	25,840	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		489
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		2,538

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: PUBLIC DEFENDERS - FIRST JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND . . . . .	8,615,124		
FROM TRUST FUNDS . . . . .		1,687,416	
TOTAL POSITIONS . . . . .	126.00		
TOTAL ALL FUNDS . . . . .		10,302,540	
PROGRAM: PUBLIC DEFENDERS - SECOND JUDICIAL CIRCUIT			
APPROVED SALARY RATE . . . . .	4,529,222		
923 SALARIES AND BENEFITS POSITIONS . . . . .	86.00		
FROM GENERAL REVENUE FUND . . . . .	5,913,977		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		187,400	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		327,039	
924 OTHER PERSONAL SERVICES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	26,538		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		150,852	
925 SPECIAL CATEGORIES . . . . .			
PUBLIC DEFENDER OPERATING EXPENDITURES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	137,627		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,677	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		40,000	
926 SPECIAL CATEGORIES . . . . .			
RISK MANAGEMENT INSURANCE . . . . .			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		23,782	
927 SPECIAL CATEGORIES . . . . .			
LEASE OR LEASE-PURCHASE OF EQUIPMENT . . . . .			
FROM GENERAL REVENUE FUND . . . . .	7,617		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		5,000	
928 SPECIAL CATEGORIES . . . . .			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .	19,609		
FROM GENERAL REVENUE FUND . . . . .		331	
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		569	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .			
TOTAL: PROGRAM: PUBLIC DEFENDERS - SECOND JUDICIAL CIRCUIT . . . . .			
FROM GENERAL REVENUE FUND . . . . .	6,105,368		
FROM TRUST FUNDS . . . . .		736,650	
TOTAL POSITIONS . . . . .	86.00		
TOTAL ALL FUNDS . . . . .		6,842,018	
PROGRAM: PUBLIC DEFENDERS - THIRD JUDICIAL CIRCUIT			
APPROVED SALARY RATE . . . . .	2,155,403		
929 SALARIES AND BENEFITS POSITIONS . . . . .	31.50		
FROM GENERAL REVENUE FUND . . . . .	2,799,460		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		247,112	
930 OTHER PERSONAL SERVICES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	251		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		100,353	

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931 SPECIAL CATEGORIES . . . . .			
PUBLIC DEFENDER OPERATING EXPENDITURES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	73,392		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .			66,031
932 SPECIAL CATEGORIES . . . . .			
RISK MANAGEMENT INSURANCE . . . . .			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .			5,163
933 SPECIAL CATEGORIES . . . . .			
LEASE OR LEASE-PURCHASE OF EQUIPMENT . . . . .			
FROM GENERAL REVENUE FUND . . . . .	12,560		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .			13,000
934 SPECIAL CATEGORIES . . . . .			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .			
FROM GENERAL REVENUE FUND . . . . .	7,081		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .			433
TOTAL: PROGRAM: PUBLIC DEFENDERS - THIRD JUDICIAL CIRCUIT . . . . .			
FROM GENERAL REVENUE FUND . . . . .	2,892,744		
FROM TRUST FUNDS . . . . .			432,092
TOTAL POSITIONS . . . . .	31.50		
TOTAL ALL FUNDS . . . . .		3,324,836	
PROGRAM: PUBLIC DEFENDERS - FOURTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE . . . . .	8,862,230		
935 SALARIES AND BENEFITS POSITIONS . . . . .	156.00		
FROM GENERAL REVENUE FUND . . . . .	11,475,607		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		278,368	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		885,279	
936 OTHER PERSONAL SERVICES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	25,026		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		150,000	
937 SPECIAL CATEGORIES . . . . .			
PUBLIC DEFENDER OPERATING EXPENDITURES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	205,299		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		20,549	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		100,000	
938 SPECIAL CATEGORIES . . . . .			
RISK MANAGEMENT INSURANCE . . . . .			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .			55,087
939 SPECIAL CATEGORIES . . . . .			
LEASE OR LEASE-PURCHASE OF EQUIPMENT . . . . .			
FROM GENERAL REVENUE FUND . . . . .	2,305		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .			2,305
940 SPECIAL CATEGORIES . . . . .			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .			
FROM GENERAL REVENUE FUND . . . . .	34,622		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .			724

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	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,858	
TOTAL: PROGRAM: PUBLIC DEFENDERS - FOURTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND . . . . .	11,742,859		
	FROM TRUST FUNDS . . . . .		1,494,170	
	TOTAL POSITIONS . . . . .	156.00		
	TOTAL ALL FUNDS . . . . .		13,237,029	
PROGRAM: PUBLIC DEFENDERS - FIFTH JUDICIAL CIRCUIT				
	APPROVED SALARY RATE . . . . .	6,704,303		
941	SALARIES AND BENEFITS POSITIONS . . . . .	127.50		
	FROM GENERAL REVENUE FUND . . . . .	7,970,884		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		905,982	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,164,956	
942	OTHER PERSONAL SERVICES . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	9,336		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		36,948	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		334,003	
943	SPECIAL CATEGORIES . . . . .			
	PUBLIC DEFENDER OPERATING EXPENDITURES . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	33,906		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		2,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		216,964	
944	SPECIAL CATEGORIES . . . . .			
	RISK MANAGEMENT INSURANCE . . . . .			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		29,199	
945	SPECIAL CATEGORIES . . . . .			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT . . . . .			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,500	
946	SPECIAL CATEGORIES . . . . .			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	24,087		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		2,303	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		4,020	
TOTAL: PROGRAM: PUBLIC DEFENDERS - FIFTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND . . . . .	8,038,213		
	FROM TRUST FUNDS . . . . .		2,697,875	
	TOTAL POSITIONS . . . . .	127.50		
	TOTAL ALL FUNDS . . . . .		10,736,088	

## PROGRAM: PUBLIC DEFENDERS - SIXTH JUDICIAL CIRCUIT

	APPROVED SALARY RATE . . . . .	12,765,743		
947	SALARIES AND BENEFITS POSITIONS . . . . .	237.50		
	FROM GENERAL REVENUE FUND . . . . .	15,919,138		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		657,682	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,301,129	
948	OTHER PERSONAL SERVICES . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	78,919		

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	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		17,500	
949	SPECIAL CATEGORIES . . . . .			
	PUBLIC DEFENDER OPERATING EXPENDITURES . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	481,749		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		30,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		65,000	
950	SPECIAL CATEGORIES . . . . .			
	RISK MANAGEMENT INSURANCE . . . . .			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		49,247	
951	SPECIAL CATEGORIES . . . . .			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT . . . . .			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		52,000	
952	SPECIAL CATEGORIES . . . . .			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	51,170		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,394	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		2,542	
TOTAL: PROGRAM: PUBLIC DEFENDERS - SIXTH JUDICIAL CIRCUIT				
	FROM GENERAL REVENUE FUND . . . . .	16,530,976		
	FROM TRUST FUNDS . . . . .		2,176,494	
	TOTAL POSITIONS . . . . .	237.50		
	TOTAL ALL FUNDS . . . . .		18,707,470	
PROGRAM: PUBLIC DEFENDERS - SEVENTH JUDICIAL CIRCUIT				
	APPROVED SALARY RATE . . . . .	6,315,130		
953	SALARIES AND BENEFITS POSITIONS . . . . .	117.00		
	FROM GENERAL REVENUE FUND . . . . .	8,685,787		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		98,784	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		557,854	
954	OTHER PERSONAL SERVICES . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	30		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		28,000	
955	SPECIAL CATEGORIES . . . . .			
	PUBLIC DEFENDER OPERATING EXPENDITURES . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	82,285		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		135,000	
956	SPECIAL CATEGORIES . . . . .			
	RISK MANAGEMENT INSURANCE . . . . .			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		23,641	
957	SPECIAL CATEGORIES . . . . .			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	14,589		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		14,589	
958	SPECIAL CATEGORIES . . . . .			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .			
	FROM GENERAL REVENUE FUND . . . . .	25,968		

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	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	286	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	1,649	
TOTAL: PROGRAM: PUBLIC DEFENDERS - SEVENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	8,808,659	859,803
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	117.00	
	TOTAL ALL FUNDS . . . . .		9,668,462
PROGRAM: PUBLIC DEFENDERS - EIGHTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	4,155,177	
959	SALARIES AND BENEFITS POSITIONS	75.00	
	FROM GENERAL REVENUE FUND . . . . .	5,632,320	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		15,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		517,479
960	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	12,759	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		20,000
961	SPECIAL CATEGORIES		
	PUBLIC DEFENDER OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	110,567	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		5,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		65,000
962	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		22,638
963	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		4,751
964	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	16,591	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,288
TOTAL: PROGRAM: PUBLIC DEFENDERS - EIGHTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	5,772,237	651,156
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	75.00	
	TOTAL ALL FUNDS . . . . .		6,423,393
PROGRAM: PUBLIC DEFENDERS - NINTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	12,207,355	
965	SALARIES AND BENEFITS POSITIONS	220.00	
	FROM GENERAL REVENUE FUND . . . . .	14,281,585	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		634,965
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,493,366
966	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	25,353	

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	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	100,000	
967	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	164,065	
968	SPECIAL CATEGORIES		
	PUBLIC DEFENDER OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	471,816	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		350,000
969	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		120,621
970	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	23,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		5,000
971	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	45,806	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,441
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		5,241
TOTAL: PROGRAM: PUBLIC DEFENDERS - NINTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	15,011,625	2,710,634
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	220.00	
	TOTAL ALL FUNDS . . . . .		17,722,259
PROGRAM: PUBLIC DEFENDERS - TENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	6,167,103	
972	SALARIES AND BENEFITS POSITIONS	116.00	
	FROM GENERAL REVENUE FUND . . . . .	8,120,447	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		412,748
973	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	170,074	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		100,000
974	SPECIAL CATEGORIES		
	PUBLIC DEFENDER OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND . . . . .	12,059	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		335,000
975	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		47,578
976	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		3,132
977	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	468	

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FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		27,197	
TOTAL: PROGRAM: PUBLIC DEFENDERS - TENTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND . . . . .	8,303,048		
FROM TRUST FUNDS . . . . .		925,655	
TOTAL POSITIONS . . . . .	116.00		
TOTAL ALL FUNDS . . . . .		9,228,703	
PROGRAM: PUBLIC DEFENDERS - ELEVENTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE . . . . .	22,468,422		
978 SALARIES AND BENEFITS POSITIONS . . . . .	390.00		
FROM GENERAL REVENUE FUND . . . . .	27,994,200		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,543,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,465,880	
979 OTHER PERSONAL SERVICES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	24,000		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		70,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		115,000	
980 SPECIAL CATEGORIES . . . . .			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND . . . . .	360,000		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		10,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		150,000	
981 SPECIAL CATEGORIES . . . . .			
RISK MANAGEMENT INSURANCE			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		107,084	
982 SPECIAL CATEGORIES . . . . .			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND . . . . .	1,333		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,333	
983 SPECIAL CATEGORIES . . . . .			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND . . . . .	87,466		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		2,828	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		2,273	
TOTAL: PROGRAM: PUBLIC DEFENDERS - ELEVENTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND . . . . .	28,466,999		
FROM TRUST FUNDS . . . . .		3,467,398	
TOTAL POSITIONS . . . . .	390.00		
TOTAL ALL FUNDS . . . . .		31,934,397	
PROGRAM: PUBLIC DEFENDERS - TWELFTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE . . . . .	5,490,208		
984 SALARIES AND BENEFITS POSITIONS . . . . .	95.50		
FROM GENERAL REVENUE FUND . . . . .	6,459,923		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		415,332	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		661,263	

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985 OTHER PERSONAL SERVICES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	19,836		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		47,961	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		5,000	
986 SPECIAL CATEGORIES . . . . .			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND . . . . .	222,605		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		282,072	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		10,000	
987 SPECIAL CATEGORIES . . . . .			
RISK MANAGEMENT INSURANCE			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		13,104	
988 SPECIAL CATEGORIES . . . . .			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND . . . . .	19,583		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		773	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		2,429	
TOTAL: PROGRAM: PUBLIC DEFENDERS - TWELFTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND . . . . .	6,721,947		
FROM TRUST FUNDS . . . . .		1,437,934	
TOTAL POSITIONS . . . . .	95.50		
TOTAL ALL FUNDS . . . . .		8,159,881	
PROGRAM: PUBLIC DEFENDERS - THIRTEENTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE . . . . .	13,034,040		
989 SALARIES AND BENEFITS POSITIONS . . . . .	218.50		
FROM GENERAL REVENUE FUND . . . . .	15,768,929		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		839,403	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,624,469	
990 OTHER PERSONAL SERVICES . . . . .			
FROM GENERAL REVENUE FUND . . . . .	123,044		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		35,000	
991 SPECIAL CATEGORIES . . . . .			
ACQUISITION OF MOTOR VEHICLES			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		66,000	
992 SPECIAL CATEGORIES . . . . .			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND . . . . .	381,876		
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		119,288	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		411,976	
993 SPECIAL CATEGORIES . . . . .			
RISK MANAGEMENT INSURANCE			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		43,818	
994 SPECIAL CATEGORIES . . . . .			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND . . . . .	2,835		

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	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		2,835	
995	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .	49,725		
	FROM GENERAL REVENUE FUND . . . . .			
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,211	
TOTAL:	PROGRAM: PUBLIC DEFENDERS - THIRTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	16,326,409		
	FROM TRUST FUNDS . . . . .		3,144,000	
	TOTAL POSITIONS . . . . .	218.50		
	TOTAL ALL FUNDS . . . . .		19,470,409	
PROGRAM:	PUBLIC DEFENDERS - FOURTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE . . . . .	3,927,269		
996	SALARIES AND BENEFITS POSITIONS . . . . .	67.00		
	FROM GENERAL REVENUE FUND . . . . .	5,008,832		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		65,410	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		600,449	
997	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	14,359		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		197,500	
998	SPECIAL CATEGORIES			
	PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	89,559		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		15,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		172,000	
999	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		14,619	
1000	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		2,855	
1001	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .	14,150		
	FROM GENERAL REVENUE FUND . . . . .			
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		183	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,646	
TOTAL:	PROGRAM: PUBLIC DEFENDERS - FOURTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	5,126,900		
	FROM TRUST FUNDS . . . . .		1,069,662	
	TOTAL POSITIONS . . . . .	67.00		
	TOTAL ALL FUNDS . . . . .		6,196,562	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

## PROGRAM: PUBLIC DEFENDERS - FIFTEENTH JUDICIAL CIRCUIT

	APPROVED SALARY RATE . . . . .	10,677,325		
1002	SALARIES AND BENEFITS POSITIONS . . . . .	189.00		
	FROM GENERAL REVENUE FUND . . . . .	13,193,538		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		172,201	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		1,798,855	
1003	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	35,056		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		30,000	
1004	SPECIAL CATEGORIES			
	PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	119,103		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		247,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		199,174	
1005	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		39,116	
1006	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		9,375	
1007	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT . . . . .	39,895		
	FROM GENERAL REVENUE FUND . . . . .			
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		457	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		3,307	
TOTAL:	PROGRAM: PUBLIC DEFENDERS - FIFTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	13,387,592		
	FROM TRUST FUNDS . . . . .		2,499,485	
	TOTAL POSITIONS . . . . .	189.00		
	TOTAL ALL FUNDS . . . . .		15,887,077	
PROGRAM:	PUBLIC DEFENDERS - SIXTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE . . . . .	2,299,833		
1008	SALARIES AND BENEFITS POSITIONS . . . . .	39.00		
	FROM GENERAL REVENUE FUND . . . . .	2,998,823		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		103,321	
1009	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	6,968		
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		20,000	
1010	SPECIAL CATEGORIES			
	PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	84,846		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		13,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		40,000	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1011	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		4,979
1012	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	1,170	6,520
1013	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	9,050	253
TOTAL: PROGRAM: PUBLIC DEFENDERS - SIXTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	3,100,857	188,073
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	39.00	
	TOTAL ALL FUNDS . . . . .		3,288,930
PROGRAM: PUBLIC DEFENDERS - SEVENTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	13,885,155	
1014	SALARIES AND BENEFITS POSITIONS . . . . . FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	223.00 16,818,781	893,084 1,316,323
1015	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	82,254	50,000 100,000
1016	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	150,295	100,000
1017	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		50,526
1018	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	3,812	3,812
1019	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	51,785	631 759

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: PUBLIC DEFENDERS - SEVENTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	17,106,927	2,515,135
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	223.00	
	TOTAL ALL FUNDS . . . . .		19,622,062
PROGRAM: PUBLIC DEFENDERS - EIGHTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	7,472,182	
1020	SALARIES AND BENEFITS POSITIONS . . . . . FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	113.00 8,241,872	272,813 1,725,891
1021	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	12,792	50,000
1022	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	141,091	5,000 325,000
1023	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		17,769
1024	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .		5,236
1025	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	23,579	912 2,460
TOTAL: PROGRAM: PUBLIC DEFENDERS - EIGHTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	8,419,334	2,405,081
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	113.00	
	TOTAL ALL FUNDS . . . . .		10,824,415
PROGRAM: PUBLIC DEFENDERS - NINETEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	4,873,386	
1026	SALARIES AND BENEFITS POSITIONS . . . . . FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	86.00 5,567,183	374,932 1,154,450
1027	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	25,131	



## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	7,000	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	90,000	
1028	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	32,000	
1029	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	53,533 249,800	
1030	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	22,836	
1031	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	1,640	
1032	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	16,230 926 3,110	
TOTAL: PROGRAM: PUBLIC DEFENDERS - NINETEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	5,662,077	
	FROM TRUST FUNDS . . . . .		1,936,694
	TOTAL POSITIONS . . . . .	86.00	
	TOTAL ALL FUNDS . . . . .		7,598,771
PROGRAM: PUBLIC DEFENDERS - TWENTIETH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	8,074,149	
1033	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	150.00 9,798,647 1,712,986 1,234,582	
1034	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	15,098 20,000 130,000	
1035	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	229,366 168,092	
1036	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	70,352	
1037	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	12,730	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	12,730	
1038	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	29,421 3,597 2,476	
TOTAL: PROGRAM: PUBLIC DEFENDERS - TWENTIETH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	10,085,262	
	FROM TRUST FUNDS . . . . .		3,354,815
	TOTAL POSITIONS . . . . .	150.00	
	TOTAL ALL FUNDS . . . . .		13,440,077
PUBLIC DEFENDERS APPELLATE DIVISION			
PROGRAM: PUBLIC DEFENDERS APPELLATE - SECOND JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	2,361,051	
1039	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	35.00 3,052,929	
1040	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	21,114	
1041	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	128,971	
1042	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	2,535	
1043	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	8,350	
TOTAL: PROGRAM: PUBLIC DEFENDERS APPELLATE - SECOND JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND . . . . .	3,213,899	
	TOTAL POSITIONS . . . . .	35.00	
	TOTAL ALL FUNDS . . . . .		3,213,899
PROGRAM: PUBLIC DEFENDERS APPELLATE - SEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	2,228,487	
1044	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	33.00 3,070,843	
1045	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	17,381	
1046	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	56,907	
1047	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	6,840	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1048	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	7,874	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - SEVENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND . . . . .	3,159,845	
	TOTAL POSITIONS . . . . .	33.00	
	TOTAL ALL FUNDS . . . . .		3,159,845
PROGRAM: PUBLIC DEFENDERS APPELLATE - TENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE . . . . .	2,946,703	
1049	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	50.00 3,970,319	
1050	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	727,390	
1051	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	144,849	
1052	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	2,568	
1053	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	11,930	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - TENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND . . . . .	4,857,056	
	TOTAL POSITIONS . . . . .	50.00	
	TOTAL ALL FUNDS . . . . .		4,857,056
PROGRAM: PUBLIC DEFENDERS APPELLATE - ELEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE . . . . .	1,362,595	
1054	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	18.00 1,758,001	
1055	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	500	
1056	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . .	7,161	
1057	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	4,771	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - ELEVENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND . . . . .	1,770,433	
	TOTAL POSITIONS . . . . .	18.00	
	TOTAL ALL FUNDS . . . . .		1,770,433

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

PROGRAM: PUBLIC DEFENDERS APPELLATE - FIFTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE . . . . .	2,933,974	
1058	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	37.00 3,702,121 124,801	
1059	OTHER PERSONAL SERVICES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	55,978	
1060	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	44,974 150,000	
1061	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND . . . . .	660	
1062	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	8,827	
TOTAL:	PROGRAM: PUBLIC DEFENDERS APPELLATE - FIFTEENTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	3,755,922 331,439	
	TOTAL POSITIONS . . . . .	37.00	
	TOTAL ALL FUNDS . . . . .		4,087,361
CAPITAL COLLATERAL REGIONAL COUNSELS			
PROGRAM: NORTHERN REGIONAL COUNSEL			
CAPITAL JUSTICE REPRESENTATION - NORTHERN REGIONAL COUNSEL			
	APPROVED SALARY RATE . . . . .	1,129,200	
1063	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	18.00 1,520,537	
1064	SPECIAL CATEGORIES CASE RELATED COSTS FROM GENERAL REVENUE FUND . . . . .	451,199	
1065	SPECIAL CATEGORIES OPERATING EXPENDITURES FROM GENERAL REVENUE FUND . . . . . FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND . . . . .	287,543 124,796	
1066	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	2,282	
1067	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	1,000	
1068	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	4,290	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: CAPITAL JUSTICE REPRESENTATION - NORTHERN REGIONAL COUNSEL  
 FROM GENERAL REVENUE FUND . . . . . 2,266,851  
 FROM TRUST FUNDS . . . . . 124,796  
 TOTAL POSITIONS . . . . . 18.00  
 TOTAL ALL FUNDS . . . . . 2,391,647

## PROGRAM: MIDDLE REGIONAL COUNSEL

## CAPITAL JUSTICE REPRESENTATION - MIDDLE REGIONAL COUNSEL

APPROVED SALARY RATE 2,683,707  
 1069 SALARIES AND BENEFITS POSITIONS 42.00  
 FROM GENERAL REVENUE FUND . . . . . 3,626,366  
 1070 OTHER PERSONAL SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 70,511  
 1071 SPECIAL CATEGORIES  
 CASE RELATED COSTS  
 FROM GENERAL REVENUE FUND . . . . . 290,002  
 FROM CAPITAL COLLATERAL REGIONAL  
 COUNSEL TRUST FUND . . . . . 290,002  
 1072 SPECIAL CATEGORIES  
 OPERATING EXPENDITURES  
 FROM GENERAL REVENUE FUND . . . . . 525,462  
 FROM CAPITAL COLLATERAL REGIONAL  
 COUNSEL TRUST FUND . . . . . 133,742  
 1073 SPECIAL CATEGORIES  
 RISK MANAGEMENT INSURANCE  
 FROM CAPITAL COLLATERAL REGIONAL  
 COUNSEL TRUST FUND . . . . . 26,348  
 1074 SPECIAL CATEGORIES  
 LEASE OR LEASE-PURCHASE OF EQUIPMENT  
 FROM GENERAL REVENUE FUND . . . . . 375  
 1075 SPECIAL CATEGORIES  
 TRANSFER TO DEPARTMENT OF MANAGEMENT  
 SERVICES - HUMAN RESOURCES SERVICES  
 PURCHASED PER STATEWIDE CONTRACT  
 FROM GENERAL REVENUE FUND . . . . . 10,020  
 TOTAL: CAPITAL JUSTICE REPRESENTATION - MIDDLE REGIONAL COUNSEL  
 FROM GENERAL REVENUE FUND . . . . . 4,522,736  
 FROM TRUST FUNDS . . . . . 450,092  
 TOTAL POSITIONS . . . . . 42.00  
 TOTAL ALL FUNDS . . . . . 4,972,828

## PROGRAM: SOUTHERN REGIONAL COUNSEL

## CAPITAL JUSTICE REPRESENTATION - SOUTHERN REGIONAL COUNSEL

APPROVED SALARY RATE 2,167,691  
 1076 SALARIES AND BENEFITS POSITIONS 33.00  
 FROM GENERAL REVENUE FUND . . . . . 2,841,546  
 1077 OTHER PERSONAL SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 24,960  
 1078 SPECIAL CATEGORIES  
 CASE RELATED COSTS  
 FROM GENERAL REVENUE FUND . . . . . 315,621  
 FROM CAPITAL COLLATERAL REGIONAL  
 COUNSEL TRUST FUND . . . . . 228,877

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1079 SPECIAL CATEGORIES  
 OPERATING EXPENDITURES  
 FROM GENERAL REVENUE FUND . . . . . 559,311  
 FROM CAPITAL COLLATERAL REGIONAL  
 COUNSEL TRUST FUND . . . . . 135,000  
 1080 SPECIAL CATEGORIES  
 RISK MANAGEMENT INSURANCE  
 FROM CAPITAL COLLATERAL REGIONAL  
 COUNSEL TRUST FUND . . . . . 4,185  
 1081 SPECIAL CATEGORIES  
 LEASE OR LEASE-PURCHASE OF EQUIPMENT  
 FROM GENERAL REVENUE FUND . . . . . 702  
 1082 SPECIAL CATEGORIES  
 TRANSFER TO DEPARTMENT OF MANAGEMENT  
 SERVICES - HUMAN RESOURCES SERVICES  
 PURCHASED PER STATEWIDE CONTRACT  
 FROM GENERAL REVENUE FUND . . . . . 7,874  
 TOTAL: CAPITAL JUSTICE REPRESENTATION - SOUTHERN REGIONAL COUNSEL  
 FROM GENERAL REVENUE FUND . . . . . 3,750,014  
 FROM TRUST FUNDS . . . . . 368,062  
 TOTAL POSITIONS . . . . . 33.00  
 TOTAL ALL FUNDS . . . . . 4,118,076

## CRIMINAL CONFLICT AND CIVIL REGIONAL COUNSELS

Each Office of Criminal Conflict and Civil Regional Counsel must submit to the Justice Administrative Commission (JAC) a quarterly report detailing the number of appointed and reappointed cases by case type, number of cases closed by case type, number of clients represented, and number of conflicts by case type and the basis for the conflict. The JAC shall compile the reports into a tab delineated spreadsheet format and submit the results to the chair of the Senate Appropriations Subcommittee on Criminal and Civil Justice and the chair of the House Justice Appropriations Subcommittee within three weeks after the end of each quarter.

## PROGRAM: REGIONAL CONFLICT COUNSEL - FIRST

APPROVED SALARY RATE 7,214,226  
 1083 SALARIES AND BENEFITS POSITIONS 122.00  
 FROM GENERAL REVENUE FUND . . . . . 10,516,428  
 1084 OTHER PERSONAL SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 285,173  
 1085 SPECIAL CATEGORIES  
 REGIONAL CONFLICT COUNSEL OPERATIONS  
 FROM GENERAL REVENUE FUND . . . . . 1,287,417  
 FROM INDIGENT CIVIL DEFENSE TRUST  
 FUND . . . . . 75,000  
 1086 SPECIAL CATEGORIES  
 RISK MANAGEMENT INSURANCE  
 FROM GENERAL REVENUE FUND . . . . . 26,519  
 1087 SPECIAL CATEGORIES  
 REGIONAL CONFLICT COUNSEL DUE PROCESS  
 COSTS  
 FROM GENERAL REVENUE FUND . . . . . 1,195,349  
 1088 SPECIAL CATEGORIES  
 LEASE OR LEASE-PURCHASE OF EQUIPMENT  
 FROM GENERAL REVENUE FUND . . . . . 66,288  
 1089 SPECIAL CATEGORIES  
 TRANSFER TO DEPARTMENT OF MANAGEMENT  
 SERVICES - HUMAN RESOURCES SERVICES  
 PURCHASED PER STATEWIDE CONTRACT  
 FROM GENERAL REVENUE FUND . . . . . 29,106

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - FIRST				
	FROM GENERAL REVENUE FUND . . . . .	13,406,280		
	FROM TRUST FUNDS . . . . .		75,000	
	TOTAL POSITIONS . . . . .	122.00		
	TOTAL ALL FUNDS . . . . .		13,481,280	
PROGRAM: REGIONAL CONFLICT COUNSEL - SECOND				
	APPROVED SALARY RATE . . . . .	6,827,272		
1090	SALARIES AND BENEFITS POSITIONS . . . . .	114.00		
	FROM GENERAL REVENUE FUND . . . . .	9,969,639		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		75,553	
1091	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	131,145		
1092	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INDIGENT CIVIL DEFENSE TRUST FUND . . . . .		75,000	
1093	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL OPERATIONS FROM GENERAL REVENUE FUND . . . . .	1,247,448		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		165,425	
1094	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	27,400		
1095	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL DUE PROCESS COSTS FROM GENERAL REVENUE FUND . . . . .	860,744		
1096	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	25,000		
1097	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	30,740		
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - SECOND				
	FROM GENERAL REVENUE FUND . . . . .	12,292,116		
	FROM TRUST FUNDS . . . . .		315,978	
	TOTAL POSITIONS . . . . .	114.00		
	TOTAL ALL FUNDS . . . . .		12,608,094	
PROGRAM: REGIONAL CONFLICT COUNSEL - THIRD				
	APPROVED SALARY RATE . . . . .	4,424,554		
1098	SALARIES AND BENEFITS POSITIONS . . . . .	66.75		
	FROM GENERAL REVENUE FUND . . . . .	6,035,501		
1099	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	102,885		
1100	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL OPERATIONS FROM GENERAL REVENUE FUND . . . . .	518,243		
	FROM INDIGENT CIVIL DEFENSE TRUST FUND . . . . .		20,000	
1101	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	23,542		

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1102	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL DUE PROCESS COSTS FROM GENERAL REVENUE FUND . . . . .		747,192	
1103	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .		1,100	
1104	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .		15,922	
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - THIRD				
	FROM GENERAL REVENUE FUND . . . . .	7,444,385		
	FROM TRUST FUNDS . . . . .		20,000	
	TOTAL POSITIONS . . . . .	66.75		
	TOTAL ALL FUNDS . . . . .		7,464,385	
PROGRAM: REGIONAL CONFLICT COUNSEL - FOURTH				
	APPROVED SALARY RATE . . . . .	6,452,822		
1105	SALARIES AND BENEFITS POSITIONS . . . . .	114.00		
	FROM GENERAL REVENUE FUND . . . . .	8,764,928		
1106	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	76,184		
1107	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL OPERATIONS FROM GENERAL REVENUE FUND . . . . .	1,782,854		
	FROM INDIGENT CIVIL DEFENSE TRUST FUND . . . . .		40,980	
1108	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	16,537		
1109	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL DUE PROCESS COSTS FROM GENERAL REVENUE FUND . . . . .	1,164,813		
1110	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	7,807		
1111	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	17,655		
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - FOURTH				
	FROM GENERAL REVENUE FUND . . . . .	11,830,778		
	FROM TRUST FUNDS . . . . .		40,980	
	TOTAL POSITIONS . . . . .	114.00		
	TOTAL ALL FUNDS . . . . .		11,871,758	
PROGRAM: REGIONAL CONFLICT COUNSEL - FIFTH				
	APPROVED SALARY RATE . . . . .	4,918,667		
1112	SALARIES AND BENEFITS POSITIONS . . . . .	95.00		
	FROM GENERAL REVENUE FUND . . . . .	6,851,659		
1113	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	135,807		

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1114	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GRANTS AND DONATIONS TRUST FUND . . . . .		5,800
1115	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL OPERATIONS FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INDIGENT CIVIL DEFENSE TRUST FUND . . . . .	1,260,502    13,890 100,000	
1116	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	251,140	
1117	SPECIAL CATEGORIES REGIONAL CONFLICT COUNSEL DUE PROCESS COSTS FROM GENERAL REVENUE FUND . . . . .	799,958	
1118	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	12,000	
1119	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	22,409	
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - FIFTH			
	FROM GENERAL REVENUE FUND . . . . .	9,333,475	
	FROM TRUST FUNDS . . . . .		119,690
	TOTAL POSITIONS . . . . .	95.00	
	TOTAL ALL FUNDS . . . . .		9,453,165
TOTAL: JUSTICE ADMINISTRATION			
	FROM GENERAL REVENUE FUND . . . . .	831,884,648	
	FROM TRUST FUNDS . . . . .		152,612,774
	TOTAL POSITIONS . . . . .	10,537.75	
	TOTAL ALL FUNDS . . . . .		984,497,422
	TOTAL APPROVED SALARY RATE . . . . .	562,346,159	

## JUVENILE JUSTICE, DEPARTMENT OF

From the funds in Specific Appropriations 1120 through 1203, the Department of Juvenile Justice may work within its existing budget, including applicable grants, to implement any corrective action plan that is developed as the result of a Prison Rape Elimination Act audit conducted in accordance with Title 28, Part 115 of the Code of Federal Regulations. The department may request additional resources required through the Legislative Budget Request process as defined in chapter 216, Florida Statutes.

From the funds in Specific Appropriation 1120 through 1203, the Department of Juvenile Justice shall conduct a comprehensive statewide review of county-level data, including a gap analysis of services and programs available across all counties in the state, to evaluate the implementation of juvenile justice policies at the county level. As a result of such review, the department shall prepare a report that includes benchmarking of counties' performance on factors that demonstrate how a county is supporting the department's strategic goals of preventing and diverting more youth from entering the juvenile justice system; providing appropriate, less restrictive, community-based sanctions and services; reserving serious sanctions for youth who pose the greatest risk to public safety; and focusing on rehabilitation. The report shall also include recommendations and strategies that can be implemented by the department or counties to address any identified deficiencies and to assist in developing a statewide, coordinated response across all of Florida's communities to support the department's strategic goals. A copy of the report shall be submitted to the Governor, President of the Senate, and Speaker of the House of

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

Representatives by February 1, 2021.

## PROGRAM: JUVENILE DETENTION PROGRAM

## DETENTION CENTERS

	APPROVED SALARY RATE	54,710,346	
1120	SALARIES AND BENEFITS POSITIONS	1,473.00	
	FROM GENERAL REVENUE FUND . . . . .	36,878,663	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,013,500
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .		38,391,733
1121	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	600,113       	159,554 1,361,962
1122	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	1,728,812       	306,751 451,320 4,396,242
1123	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	64,141       	146,653 199,765
1124	FOOD PRODUCTS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	640,637       	501,886 1,000,497
1125	SPECIAL CATEGORIES GRANTS AND AIDS - GRANTS TO FISCALLY CONSTRAINED COUNTIES FOR DETENTION CENTER COSTS FROM GENERAL REVENUE FUND . . . . .	3,883,853	
1126	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	1,385,595       	40,690 1,483,075
1127	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	8,389,307       	7,326,801
1128	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	2,192,555       	3,027,812
1129	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	137,364       	134,195
1130	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	184,286	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

FROM FEDERAL GRANTS TRUST FUND . . .	9,954	
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	975	
FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND . . . . .	278,558	

1131 FIXED CAPITAL OUTLAY DEPARTMENT OF JUVENILE JUSTICE MAINTENANCE AND REPAIR - STATE OWNED BUILDINGS FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	2,423,077	
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TOTAL: DETENTION CENTERS FROM GENERAL REVENUE FUND . . . . .	56,085,326	
FROM TRUST FUNDS . . . . .	62,655,000	

TOTAL POSITIONS . . . . .	1,473.00	
TOTAL ALL FUNDS . . . . .	118,740,326	

## PROGRAM: PROBATION AND COMMUNITY CORRECTIONS PROGRAM

## COMMUNITY SUPERVISION

APPROVED SALARY RATE	34,200,369	
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1132 SALARIES AND BENEFITS POSITIONS	836.50	
FROM GENERAL REVENUE FUND . . . . .	44,735,773	

1133 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	614,013	
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1134 EXPENSES FROM GENERAL REVENUE FUND . . . . .	2,809,294	
FROM FEDERAL GRANTS TRUST FUND . . .	35,866	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	2,092,851	

1135 OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	41,556	
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1136 SPECIAL CATEGORIES JUVENILE REDIRECTIONS PROGRAM FROM GENERAL REVENUE FUND . . . . .	4,098,831	
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Funds in Specific Appropriation 1136 are provided for services to youth at risk of commitment who are eligible to be placed in evidence-based and other alternative programs for family therapy services. These services shall be provided as an alternative to commitment. The Department of Juvenile Justice and each participating court may jointly develop criteria to identify youth appropriate for diversion into the Redirections Program.

1137 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	852,545	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	42,490	

1138 SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	34,044,628	
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,137,450	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	81,995	

1139 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	234,381	
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1140 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	263,076	
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## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

FROM GRANTS AND DONATIONS TRUST FUND . . . . .	10,856	
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TOTAL: COMMUNITY SUPERVISION FROM GENERAL REVENUE FUND . . . . .	87,694,097	
FROM TRUST FUNDS . . . . .	3,401,508	

TOTAL POSITIONS . . . . .	836.50	
TOTAL ALL FUNDS . . . . .	91,095,605	

## COMMUNITY INTERVENTIONS AND SERVICES

APPROVED SALARY RATE	19,801,179	
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1141 SALARIES AND BENEFITS POSITIONS	503.00	
FROM GENERAL REVENUE FUND . . . . .	26,334,968	

1142 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	1,058,285	
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1143 EXPENSES FROM GENERAL REVENUE FUND . . . . .	1,301,793	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	1,381,642	

1144 OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	27,131	
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1145 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	645,031	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	27,856	

1146 SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	17,228,854	
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	118,489	

1147 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	596,631	
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1148 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	154,680	
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1149 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	162,732	
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1150 FIXED CAPITAL OUTLAY DEPARTMENT OF JUVENILE JUSTICE MAINTENANCE AND REPAIR - STATE OWNED BUILDINGS FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	153,847	
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TOTAL: COMMUNITY INTERVENTIONS AND SERVICES FROM GENERAL REVENUE FUND . . . . .	47,510,105	
FROM TRUST FUNDS . . . . .	1,681,834	

TOTAL POSITIONS . . . . .	503.00	
TOTAL ALL FUNDS . . . . .	49,191,939	

## PROGRAM: OFFICE OF THE SECRETARY/ASSISTANT SECRETARY FOR ADMINISTRATIVE SERVICES

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	8,585,352	
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1151 SALARIES AND BENEFITS POSITIONS	178.00	
FROM GENERAL REVENUE FUND . . . . .	11,718,203	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		283,743	
1152	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	666,173		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		40,000	
	FROM JUVENILE JUSTICE TRAINING TRUST FUND . . . . .		11,829	
1153	EXPENSES FROM GENERAL REVENUE FUND . . . . .	2,541,021		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		140,119	
1154	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	32,841		
1155	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND . . . . .	1,159,285		
1156	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND . . . . .		33,383	
1157	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	559,352		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		100,000	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		88,288	
1158	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	349,329		
	FROM JUVENILE JUSTICE TRAINING TRUST FUND . . . . .		1,091,095	
1159	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .		383,089	
1160	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .		56,523	
	FROM JUVENILE JUSTICE TRAINING TRUST FUND . . . . .		3,973	
1161	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	58,315		
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,307	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . .	17,557,514		
	FROM TRUST FUNDS . . . . .		1,760,354	
	TOTAL POSITIONS . . . . .	178.00		
	TOTAL ALL FUNDS . . . . .		19,317,868	

## INFORMATION TECHNOLOGY

	APPROVED SALARY RATE	2,940,928		
1162	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	59.50		3,788,564
1163	EXPENSES FROM GENERAL REVENUE FUND . . . . .		2,502,695	
1164	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .		48,866	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1165	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .		669,699	
1166	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .		21,456	
1167	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .		13,315	
1168	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .		19,366	
1169	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . .		607,442	
TOTAL:	INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND . . . . .		7,671,403	
	TOTAL POSITIONS . . . . .	59.50		
	TOTAL ALL FUNDS . . . . .			7,671,403
PROGRAM: ACCOUNTABILITY AND PROGRAM SUPPORT				
CONTRACTING AND QUALITY IMPROVEMENT				
	APPROVED SALARY RATE	5,589,666		
1170	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	123.50		7,884,857
1171	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .		68,029	
1172	EXPENSES FROM GENERAL REVENUE FUND . . . . .		609,059	
1173	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .		36,313	
1174	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .		18,320	
1175	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .		40,846	
TOTAL:	CONTRACTING AND QUALITY IMPROVEMENT FROM GENERAL REVENUE FUND . . . . .		8,657,424	
	TOTAL POSITIONS . . . . .	123.50		
	TOTAL ALL FUNDS . . . . .			8,657,424

## PROGRAM: RESIDENTIAL CORRECTIONS PROGRAM

From the funds in Specific Appropriations 1176 through 1189, the Department of Juvenile Justice shall provide a monthly residential resource utilization report that identifies operating capacity, current placements, vacant placements, number of youth awaiting placement, and the percent of use for all residential commitment beds. The department may increase or decrease beds or overlay services provided that the change will better serve taxpayers and the youth under its care. Notification and justification of changes will be provided to the Governor's Office of Policy and Budget, chair of the Senate Appropriations Committee, and chair of the House Appropriations

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

Committee prior to implementing any change.

From the funds in Specific Appropriations 1176 through 1189, in selecting a private provider for operation of secure and non-secure residential programs, the Department of Juvenile Justice must consider the provider's history of performance of services in other jurisdictions as well as its performance of services in Florida. The department must also provide a report of serious incidents to the Governor, President of the Senate, and Speaker of the House of Representatives on no less than a quarterly basis. The report must include, at a minimum: the number of incidents and allegations of staff abuse or abuse by another child, including whether or not an allegation was substantiated; descriptions of incidents or allegations of such abuse that resulted in physical injury or significant psychological trauma, or that involved deprivation of food, water, or medical care; and the failure of a provider to report incidents or allegations within required timeframes established by the department. In addition, the department must conduct an independent review of each out-of-state provider before issuing a new contract. The report must be organized so that the incidents and allegations relating to a particular facility and to a particular provider can be readily ascertained. The department must also immediately report the death or serious bodily injury of a youth in a secure or non-secure residential program to the Governor, President of the Senate, and Speaker of the House of Representatives, and may make any additional reports that it determines to be appropriate based upon the seriousness of an incident or allegation.

## NON-SECURE RESIDENTIAL COMMITMENT

1176	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	88,249	
1178	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	123,608,272	3,151,174

Of the funds in Specific Appropriations 1178, \$2,000,000 in nonrecurring general revenue funds are provided to the Department of Juvenile Justice to provide retention bonuses for direct care workers in juvenile assessment centers, community intervention programs, community supervision programs, non-secure and secure residential programs, and prevention programs in order to help reduce turnover and retain employees (Senate Form 2552). The department shall develop a methodology to allocate these funds in an equitable manner among all applicable contracted service providers. The department shall report on the use and effectiveness of these initiatives by February 1, 2021. The report shall be submitted to the chair of the Senate Committee on Appropriations, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor.

1179	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	10,752	
1180	FIXED CAPITAL OUTLAY DEPARTMENT OF JUVENILE JUSTICE MAINTENANCE AND REPAIR - STATE OWNED BUILDINGS FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	2,192,307	
TOTAL:	NON-SECURE RESIDENTIAL COMMITMENT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	123,707,273	5,343,481
	TOTAL ALL FUNDS . . . . .	129,050,754	

## SECURE RESIDENTIAL COMMITMENT

	APPROVED SALARY RATE	7,688,841	
1181	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	92.00 7,368,131	
1182	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	27,151	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1183	EXPENSES FROM GENERAL REVENUE FUND . . . . .	1,115,871	
1184	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	636,191	
1185	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	24,612,156 41,253,056	
1186	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	110,014	
1187	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	40,020	
1188	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	53,367	
1189	FIXED CAPITAL OUTLAY DEPARTMENT OF JUVENILE JUSTICE MAINTENANCE AND REPAIR - STATE OWNED BUILDINGS FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .	1,530,769	
TOTAL:	SECURE RESIDENTIAL COMMITMENT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	33,962,901 42,783,825	
	TOTAL POSITIONS . . . . .	92.00	
	TOTAL ALL FUNDS . . . . .	76,746,726	

## PROGRAM: PREVENTION AND VICTIM SERVICES

## DELINQUENCY PREVENTION AND DIVERSION

	APPROVED SALARY RATE	990,111	
1190	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	20.00 768,767 151,774 312,371	
1191	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	295,383 146,117	
1192	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	205,284 19,941 39,551	
1193	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - INVEST IN CHILDREN FROM JUVENILE CRIME PREVENTION AND EARLY INTERVENTION TRUST FUND . . .	808,987	
1194	OPERATING CAPITAL OUTLAY FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,134	
1195	SPECIAL CATEGORIES PACE CENTERS FROM GENERAL REVENUE FUND . . . . .	18,736,083	



## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,767,383	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		500,000
From the funds in Specific Appropriation 1195, \$500,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided for the following programs:		
Pace Center for Girls - Day and Reach programs (Senate Form 1776).....	250,000	
Pace Center for Girls, Citrus - Reach Counseling Services (Pace Reach)(Senate Form 1902).....	250,000	
1196 SPECIAL CATEGORIES		
LEGISLATIVE INITIATIVES TO REDUCE AND PREVENT JUVENILE CRIME		
FROM GENERAL REVENUE FUND . . . . .	2,786,000	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		800,000
From the funds in Specific Appropriation 1196, \$2,286,000 in recurring general revenue funds are provided for the following appropriations projects:		
AMikids Gender Specific Prevention Programs - Clay County.	750,000	
AMikids Gender Specific Prevention Programs - Hillsborough County.....	750,000	
AMikids Gender Specific Prevention Programs - Pinellas County.....	750,000	
Pasco Association for Challenged Kids Summer Camp.....	36,000	
From the funds in Specific Appropriation 1196, \$800,000 in nonrecurring funds from the Social Services Block Grant Trust Fund are provided for the following:		
Children of Inmates: Careers Over Crime (Senate Form 2334)	250,000	
Hope Street Diversion Program (Senate Form 1997).....	250,000	
After School / Weekend Rehabilitation Program (Senate Form 1388).....	250,000	
Filter Family Solutions (Senate Form 1413).....	50,000	
From the funds in Specific Appropriation 1196, \$500,000 in nonrecurring general revenue funds are provided for the following:		
Clay County Youth Alternative to Secured Detention (S.W.E.A.T. Program)(Senate Form 2455).....	250,000	
Florida Children's Initiative Youth Crime Prevention (Senate Form 1301).....	250,000	
1197 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	32,631	
1198 SPECIAL CATEGORIES		
GRANTS AND AIDS - CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	3,391,442	
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		2,410,165
1199 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND . . . . .	1,834	
1200 SPECIAL CATEGORIES		
GRANTS AND AIDS - CHILDREN/FAMILIES IN NEED OF SERVICES		
FROM GENERAL REVENUE FUND . . . . .	28,683,292	
FROM FEDERAL GRANTS TRUST FUND . . . . .		747,093
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		11,877,763
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		620,550
From the funds in Specific Appropriation 1200, the Department of Juvenile Justice shall not expend more than \$150,000 in recurring general revenue funds for physically secure placements for youths being		

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served by the Children-In-Need of Services/Families-In-Need of Services (CINS/FINS) program.		
Additionally, the CINS/FINS provider shall demonstrate that it has considered local, non-traditional, non-residential delinquency prevention service providers including, but not limited to, grassroots organizations, community, and faith-based organizations, to subcontract and deliver non-residential CINS/FINS services to eligible youth as defined in chapter 984 and section 1003.27, Florida Statutes, to include areas with high ratios of juvenile arrests per youth 10 to 17 years of age. Such services may be offered throughout the judicial circuit served by the CINS/FINS provider.		
From the funds in Specific Appropriation 1200, \$250,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided for Integrated Care and Coordination for Youth (ICCY)(Senate Form 1123).		
1201 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND . . . . .	3,000	
FROM FEDERAL GRANTS TRUST FUND . . . . .		1,500
1202 SPECIAL CATEGORIES		
PRODIGY		
FROM GENERAL REVENUE FUND . . . . .	500,000	
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,000,000
1203 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .	4,105	
FROM FEDERAL GRANTS TRUST FUND . . . . .		2,388
FROM GRANTS AND DONATIONS TRUST FUND . . . . .		1,960
1203A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	3,000,000	
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		200,000
Of the Funds in Specific Appropriation 1203A, \$200,000 in nonrecurring funds from the Social Services Block Grant Trust is provided for Filter Family Solutions (Senate Form 1413).		
Of the Funds in Specific Appropriation 1203A, \$3,000,000 from the general revenue fund are provided for the following fixed capital outlay projects:		
Pace Center for Girls Program (Senate Form 1875).....	2,500,000	
Camp Deep Pond (Senate Form 1696).....	500,000	
1203B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
CHILDREN IN NEED OF SERVICES/FAMILIES IN NEED OF SERVICES SHELTERS		
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND . . . . .		250,000
Funds in Specific Appropriation 1203B are provided for the Alachua County CINS/FINS Youth Shelter Replacement (Senate Form 1107).		
TOTAL: DELINQUENCY PREVENTION AND DIVERSION		
FROM GENERAL REVENUE FUND . . . . .	58,407,821	
FROM TRUST FUNDS . . . . .		22,658,677
TOTAL POSITIONS . . . . .	20.00	
TOTAL ALL FUNDS . . . . .		81,066,498

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TOTAL: JUVENILE JUSTICE, DEPARTMENT OF			
FROM GENERAL REVENUE FUND . . . . .	441,253,864		
FROM TRUST FUNDS . . . . .		140,284,679	
TOTAL POSITIONS . . . . .	3,285.50		
TOTAL ALL FUNDS . . . . .		581,538,543	
TOTAL APPROVED SALARY RATE . . . . .	134,506,792		
LAW ENFORCEMENT, DEPARTMENT OF			
PROGRAM: EXECUTIVE DIRECTION AND SUPPORT			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
APPROVED SALARY RATE . . . . .	7,180,986		
1204 SALARIES AND BENEFITS POSITIONS . . . . .	139.00		
FROM GENERAL REVENUE FUND . . . . .	2,982,487		
FROM FEDERAL GRANTS TRUST FUND . . . . .		768,428	
FROM OPERATING TRUST FUND . . . . .		6,323,219	
1205 OTHER PERSONAL SERVICES . . . . .	27,191		
FROM GENERAL REVENUE FUND . . . . .		5,000	
FROM ADMINISTRATIVE TRUST FUND . . . . .		198,602	
FROM FEDERAL GRANTS TRUST FUND . . . . .		73,976	
FROM OPERATING TRUST FUND . . . . .			
1206 EXPENSES . . . . .	796,850		
FROM GENERAL REVENUE FUND . . . . .			
FROM ADMINISTRATIVE TRUST FUND . . . . .		64,548	
FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		9,557	
FROM FEDERAL GRANTS TRUST FUND . . . . .		173,285	
FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		287,414	
FROM OPERATING TRUST FUND . . . . .		605,510	
1207 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - CRIMINAL INVESTIGATIONS FROM OPERATING TRUST FUND . . . . .		150,000	
1208 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - NATIONAL CRIMINAL HISTORY IMPROVEMENT (NCHIP-NARIP) - STATE GOVERNMENT FROM FEDERAL GRANTS TRUST FUND . . . . .		3,910,162	
1209 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - NATIONAL CRIMINAL HISTORY IMPROVEMENT (NCHIP-NARIP) - LOCAL UNITS OF GOVERNMENTS FROM FEDERAL GRANTS TRUST FUND . . . . .		1,529,434	
1210 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - PROJECT SAFE NEIGHBORHOODS FROM FEDERAL GRANTS TRUST FUND . . . . .		1,500,000	
1211 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM - LOCAL UNITS OF GOVERNMENT FROM FEDERAL GRANTS TRUST FUND . . . . .		13,500,000	
1212 OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	12,616		
FROM FEDERAL GRANTS TRUST FUND . . . . .		3,242	
FROM OPERATING TRUST FUND . . . . .		250	
1213 SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND . . . . .	9,650		

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1213A SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM OPERATING TRUST FUND . . . . .			41,854
1214 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	67,480		
FROM ADMINISTRATIVE TRUST FUND . . . . .		15,000	
FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		3,203	
FROM FEDERAL GRANTS TRUST FUND . . . . .		218,573	
FROM OPERATING TRUST FUND . . . . .		152,372	
1215 SPECIAL CATEGORIES DOMESTIC SECURITY FROM OPERATING TRUST FUND . . . . .			500
1216 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	16,778		
FROM ADMINISTRATIVE TRUST FUND . . . . .		25,314	
1217 SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM OPERATING TRUST FUND . . . . .			200,000
From the funds in Specific Appropriation 1217, the Department of Law Enforcement is authorized to pay tenant broker fees related to the private sector lease addressing overcrowding at the headquarters facility.			
1218 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	98,000		
FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		6,000	
FROM FEDERAL GRANTS TRUST FUND . . . . .		3,000	
1219 SPECIAL CATEGORIES GRANTS AND AIDS - BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM - STATE GOVERNMENT FROM FEDERAL GRANTS TRUST FUND . . . . .			6,500,000
1220 SPECIAL CATEGORIES GRANTS AND AID - RESIDENTIAL SUBSTANCE ABUSE TREATMENT PROGRAM - LOCAL UNITS OF GOVERNMENT FROM FEDERAL GRANTS TRUST FUND . . . . .			1,247,724
1221 SPECIAL CATEGORIES GRANTS AND AID - RESIDENTIAL SUBSTANCE ABUSE TREATMENT PROGRAM - STATE AGENCY FROM FEDERAL GRANTS TRUST FUND . . . . .			2,100,000
1222 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	21,792		
FROM ADMINISTRATIVE TRUST FUND . . . . .		4,285	
FROM OPERATING TRUST FUND . . . . .		18,999	
1223 FIXED CAPITAL OUTLAY FACILITIES REPAIRS AND MAINTENANCE FROM GENERAL REVENUE FUND . . . . .	2,712,119		
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . .	6,744,963		
FROM TRUST FUNDS . . . . .		39,639,451	
TOTAL POSITIONS . . . . .	139.00		
TOTAL ALL FUNDS . . . . .		46,384,414	

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## AVIATION SERVICES

	APPROVED SALARY RATE	361,930		
1224	SALARIES AND BENEFITS	POSITIONS	4.00	
	FROM GENERAL REVENUE FUND			530,489
1225	EXPENSES			
	FROM GENERAL REVENUE FUND			913,829
1226	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND			72,500
1227	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND			37,465
1228	SPECIAL CATEGORIES			
	SPECIAL CATEGORIES - AIRCRAFT MAINTENANCE			
	AND REPAIRS			
	FROM GENERAL REVENUE FUND			598,520
1229	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND			1,290,576
1230	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND			1,316
TOTAL:	AVIATION SERVICES			
	FROM GENERAL REVENUE FUND			3,444,695
	TOTAL POSITIONS		4.00	
	TOTAL ALL FUNDS			3,444,695

## PROGRAM: FLORIDA CAPITOL POLICE PROGRAM

## CAPITOL POLICE SERVICES

	APPROVED SALARY RATE	4,383,820		
1231	SALARIES AND BENEFITS	POSITIONS	93.00	
	FROM GENERAL REVENUE FUND			2,748
	FROM OPERATING TRUST FUND			6,813,621
1232	OTHER PERSONAL SERVICES			
	FROM OPERATING TRUST FUND			28,778
1233	EXPENSES			
	FROM OPERATING TRUST FUND			582,337
1234	OPERATING CAPITAL OUTLAY			
	FROM OPERATING TRUST FUND			580,369
1235	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM OPERATING TRUST FUND			30,500
1236	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM OPERATING TRUST FUND			61,984
1237	SPECIAL CATEGORIES			
	CAPITOL COMPLEX SECURITY			
	FROM GENERAL REVENUE FUND			7,360
	FROM OPERATING TRUST FUND			42,100
1238	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM OPERATING TRUST FUND			87,199

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1239	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM OPERATING TRUST FUND			68,064
1240	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM OPERATING TRUST FUND			5,000
1241	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		328	
	FROM OPERATING TRUST FUND			27,134
TOTAL:	CAPITOL POLICE SERVICES			
	FROM GENERAL REVENUE FUND		10,436	
	FROM TRUST FUNDS			8,327,086
	TOTAL POSITIONS		93.00	
	TOTAL ALL FUNDS			8,337,522
PROGRAM:	INVESTIGATIONS AND FORENSIC SCIENCE			
PROGRAM				
CRIME LAB SERVICES				
	APPROVED SALARY RATE	25,083,888		
1242	SALARIES AND BENEFITS	POSITIONS	446.00	
	FROM GENERAL REVENUE FUND			29,733,995
	FROM FEDERAL GRANTS TRUST FUND			11,769
	FROM OPERATING TRUST FUND			5,319,971
1243	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		59,985	
	FROM FEDERAL GRANTS TRUST FUND			168,321
1244	EXPENSES			
	FROM GENERAL REVENUE FUND		7,946,806	
	FROM FEDERAL GRANTS TRUST FUND			2,800,000
	FROM FORFEITURE AND INVESTIGATIVE			
	SUPPORT TRUST FUND			510,531
	FROM OPERATING TRUST FUND			2,721,606
From the funds in Specific Appropriation 1244, the Department of Law Enforcement is authorized to distribute rape kits to local law enforcement agencies and rape crisis centers statewide at no cost. In addition, the department is authorized to use additional federal funds and any other available funds contained in Specific Appropriation 1244 for the purpose of processing rape kits, including the backlog of non-suspect rape cases.				
1245	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - CRIMINAL INVESTIGATIONS			
	FROM FEDERAL GRANTS TRUST FUND			741,091
	FROM OPERATING TRUST FUND			2,379,702
1246	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		643,183	
	FROM ADMINISTRATIVE TRUST FUND			5,000
	FROM FEDERAL GRANTS TRUST FUND			1,223,100
	FROM OPERATING TRUST FUND			332,000
1247	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND		168,960	
1248	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		2,658,433	
	FROM FEDERAL GRANTS TRUST FUND			1,190,200
	FROM OPERATING TRUST FUND			1,498,000

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1249	SPECIAL CATEGORIES OVERTIME		
	FROM GENERAL REVENUE FUND . . . . .	294,300	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		404,976
	FROM OPERATING TRUST FUND . . . . .		150,000
1250	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		6,244
	FROM OPERATING TRUST FUND . . . . .		77,994
1251	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	50,000	
1252	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	137,288	
	FROM OPERATING TRUST FUND . . . . .		4,376
TOTAL:	CRIME LAB SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	41,692,950	
	FROM TRUST FUNDS . . . . .		19,544,881
	TOTAL POSITIONS . . . . .	446.00	
	TOTAL ALL FUNDS . . . . .		61,237,831

## INVESTIGATIVE SERVICES

From the funds in Specific Appropriations 1253 through 1266, the Department of Law Enforcement shall investigate all deaths of inmates who are in the custody of the Department of Corrections.

From the funds in Specific Appropriations 1253 through 1266, within existing and any new resources, the Department of Law Enforcement shall, with the agreement of the head of the local law enforcement agency, investigate all use of force incidents that occur within the state and that result in death or serious bodily injury. This requirement applies to uses of force by a law enforcement officer or a correctional officer as those terms are defined in s. 943.10, Florida Statutes.

APPROVED SALARY RATE 43,802,769

1253	SALARIES AND BENEFITS POSITIONS	700.00	
	FROM GENERAL REVENUE FUND . . . . .	50,568,285	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		160,599
	FROM OPERATING TRUST FUND . . . . .		8,254,980
1254	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	349,231	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		25,621
	FROM FEDERAL GRANTS TRUST FUND . . . . .		262,486
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		42,938
	FROM OPERATING TRUST FUND . . . . .		108,639
1255	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	8,950,950	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		132,670
	FROM FEDERAL GRANTS TRUST FUND . . . . .		235,647
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		833,472
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		4,500
	FROM OPERATING TRUST FUND . . . . .		3,582,354
	FROM REVOLVING TRUST FUND . . . . .		1,000,000
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .		550,000

From the funds provided in Specific Appropriation 1255 from the Forfeiture and Investigative Support Trust Fund, up to \$25,000 per case, but not exceeding \$150,000 in total for all cases, may be expended for rewards leading to the capture of fugitives, if such funds are available.

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1256	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	117,494	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		5,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .		159,509
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		190,574
	FROM OPERATING TRUST FUND . . . . .		10,000
1257	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND . . . . .	237,091	
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		580,000
1258	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,378,819	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		5,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .		297,441
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		34,624
	FROM OPERATING TRUST FUND . . . . .		309,396
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .		50,000
1259	SPECIAL CATEGORIES DOMESTIC SECURITY		
	FROM GENERAL REVENUE FUND . . . . .	850,267	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,522,672
	FROM OPERATING TRUST FUND . . . . .		500,000
1260	SPECIAL CATEGORIES GRANTS AND AIDS - A CHILD IS MISSING PROGRAM		
	FROM GENERAL REVENUE FUND . . . . .	232,461	
	The funds in Specific Appropriation 1260 are provided for A Child Is Missing program.		
1261	SPECIAL CATEGORIES GRANTS AND AIDS - SPECIAL PROJECTS		
	FROM GENERAL REVENUE FUND . . . . .	900,000	
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND . . . . .		300,000
	From the funds in Specific Appropriation 1261, \$900,000 in nonrecurring general revenue funds are provided to the following projects:		
	Real-Time Crime Center (Senate Form 1615).....	250,000	
	Pinellas County Sheriff's Office - Eckerd College Search and Rescue (EC-SAR) Program (Senate Form 2346).....	250,000	
	Tampa Police Department Bomb Response Vehicle (Senate Form 1152).....	250,000	
	Project Cold Case (Senate Form 1670).....	150,000	
1262	SPECIAL CATEGORIES OVERTIME		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		3,013
	FROM FEDERAL GRANTS TRUST FUND . . . . .		314,125
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		4,250
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .		1,018,486
1263	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	461,490	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		366,407
	FROM OPERATING TRUST FUND . . . . .		412,391
1264	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	526,961	
	FROM OPERATING TRUST FUND . . . . .		80,592

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1265	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	72,000	2,400
1266	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	220,451	29,674
TOTAL:	INVESTIGATIVE SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	64,865,500	21,389,460
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	700.00	86,254,960
MUTUAL AID AND PREVENTION SERVICES			
	APPROVED SALARY RATE	1,224,445	
1267	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	17.00 1,170,716	588,890
1268	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	77,251	50,000
1269	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	9,441	
1270	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	2,952	
1271	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	6,224	121
TOTAL:	MUTUAL AID AND PREVENTION SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	1,266,584	639,011
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	17.00	1,905,595
PROGRAM: CRIMINAL JUSTICE INFORMATION PROGRAM			
INFORMATION NETWORK SERVICES TO THE LAW ENFORCEMENT COMMUNITY			
From the funds in Specific Appropriation 1272 through 1290, the Department of Law Enforcement shall serve as the lead Criminal Justice Information Systems coordinator and shall perform the functions necessary to allow governmental entities to use a fully isolated cloud platform that complies with the Federal Bureau of Investigation's Criminal Justice Information Services Security Policy.			
	APPROVED SALARY RATE	6,635,504	
1272	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	121.00 324,819	69,602 8,754,296
1273	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	5,869 177,681	194,830

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1274	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	38,890	2,202 100,000 8,296,379
1275	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .		5,000 100,000 1,991,018
1276	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	599	113,100 300,000 9,894,157
1277	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .		2,129 30,662
1278	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND . . . . .		10,000
1279	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	6,603	34,871
TOTAL:	INFORMATION NETWORK SERVICES TO THE LAW ENFORCEMENT COMMUNITY FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	370,911	30,081,796
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	121.00	30,452,707
PREVENTION AND CRIME INFORMATION SERVICES			
	APPROVED SALARY RATE	13,371,125	
1280	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	320.00 1,667,144	204,946 16,220,064
1281	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	51	5,026 639,524 178,126
1282	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	198,375	85,781 628,962 2,044,434
1283	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	2,600	489,099 299,792
1284	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM OPERATING TRUST FUND . . . . .		93,168
1284A	SPECIAL CATEGORIES FLORIDA INCIDENT BASED REPORTING SYSTEM (FIERS) FROM GENERAL REVENUE FUND . . . . .	2,574,489	

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

From the funds in Specific Appropriation 1284A, nonrecurring General Revenue is provided to the Florida Department of Law Enforcement for the Florida Incident Based Reporting System. Of these funds, \$1,930,867 shall be placed in reserve. The agency must submit budget amendments for the release of the remaining funds pursuant to the provisions of chapter 216, Florida Statutes. Release of remaining funds is contingent upon approval of a detailed operational work plan and a project spend plan reflecting estimated and actual costs. Upon approval of the detailed operational work plan, the department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee. Each report must include progress made to date for each project milestone and contract deliverable, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.

1285	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	1,950,000	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		2,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,660,863
	FROM OPERATING TRUST FUND . . . . .		3,117,670
1287	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		33,205
	FROM OPERATING TRUST FUND . . . . .		73,739
1288	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
	FROM OPERATING TRUST FUND . . . . .		5,160
1289	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	2,000	
	FROM OPERATING TRUST FUND . . . . .		15,600
1290	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	8,164	
	FROM OPERATING TRUST FUND . . . . .		92,283
TOTAL:	PREVENTION AND CRIME INFORMATION SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	6,402,823	
	FROM TRUST FUNDS . . . . .		25,889,442
	TOTAL POSITIONS . . . . .	320.00	
	TOTAL ALL FUNDS . . . . .		32,292,265

## PROGRAM: CRIMINAL JUSTICE PROFESSIONALISM

## LAW ENFORCEMENT STANDARDS COMPLIANCE

	APPROVED SALARY RATE	2,661,639	
1291	SALARIES AND BENEFITS POSITIONS	50.00	
	FROM GENERAL REVENUE FUND . . . . .	2,119,615	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		1,574,352
	FROM FEDERAL GRANTS TRUST FUND . . . . .		10,239
	FROM OPERATING TRUST FUND . . . . .		156,981
1292	OTHER PERSONAL SERVICES		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		243,522
1293	EXPENSES		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		443,662
	FROM FEDERAL GRANTS TRUST FUND . . . . .		64,300
1294	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND . . . . .		47,000

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1296	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		275,741
	FROM FEDERAL GRANTS TRUST FUND . . . . .		35,000
1297	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		10,272
1299	SPECIAL CATEGORIES GRANTS AND AIDS - SPECIAL EDUCATION AND TECHNICAL TRAINING		
	FROM GENERAL REVENUE FUND . . . . .	3,100,000	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		3,300,000
1300	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		6,800
1301	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		16,865
TOTAL:	LAW ENFORCEMENT STANDARDS COMPLIANCE		
	FROM GENERAL REVENUE FUND . . . . .	5,219,615	
	FROM TRUST FUNDS . . . . .		6,184,734
	TOTAL POSITIONS . . . . .	50.00	
	TOTAL ALL FUNDS . . . . .		11,404,349
	LAW ENFORCEMENT TRAINING AND CERTIFICATION SERVICES		
	APPROVED SALARY RATE	2,948,589	
1302	SALARIES AND BENEFITS POSITIONS	54.00	
	FROM GENERAL REVENUE FUND . . . . .	2,022,611	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		1,885,041
1303	OTHER PERSONAL SERVICES		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		342,154
	FROM OPERATING TRUST FUND . . . . .		3,000
1304	EXPENSES		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		1,392,992
1305	OPERATING CAPITAL OUTLAY		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		153,819
1306	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		825,781
1307	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND . . . . .		1,249
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		41,857
1308	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .		9,360

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1309	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .	9,000	
1310	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND . . . . .	17,607	
TOTAL: LAW ENFORCEMENT TRAINING AND CERTIFICATION SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	2,022,611	
	FROM TRUST FUNDS . . . . .		4,681,860
	TOTAL POSITIONS . . . . .	54.00	
	TOTAL ALL FUNDS . . . . .		6,704,471
TOTAL: LAW ENFORCEMENT, DEPARTMENT OF			
	FROM GENERAL REVENUE FUND . . . . .	132,041,088	
	FROM TRUST FUNDS . . . . .		156,377,721
	TOTAL POSITIONS . . . . .	1,944.00	
	TOTAL ALL FUNDS . . . . .		288,418,809
	TOTAL APPROVED SALARY RATE . . . .	107,654,695	

LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL

PROGRAM: OFFICE OF ATTORNEY GENERAL

## VICTIM SERVICES

For each project or program specifically identified in proviso in Specific Appropriations 1316 and 1318, the Department of Legal Affairs shall submit a report on the current status of the project or program to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee. The report shall list all performance measures and indicate whether the contractor is meeting each measure and is due by February 1, 2021.

	APPROVED SALARY RATE	5,684,049	
1311	SALARIES AND BENEFITS POSITIONS	138.00	
	FROM GENERAL REVENUE FUND . . . . .	158,096	
	FROM CRIMES COMPENSATION TRUST FUND . . . . .		6,125,341
	FROM CRIME STOPPERS TRUST FUND . . .		149,818
	FROM FEDERAL GRANTS TRUST FUND . . .		1,601,497
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND . . . . .		365,163
1312	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	22,166	
	FROM CRIMES COMPENSATION TRUST FUND . . . . .		74,676
	FROM CRIME STOPPERS TRUST FUND . . .		68,900
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND . . . . .		1,000
1313	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	174,081	
	FROM CRIMES COMPENSATION TRUST FUND . . . . .		982,792
	FROM CRIME STOPPERS TRUST FUND . . .		40,000
	FROM FEDERAL GRANTS TRUST FUND . . .		50,000
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND . . . . .		228,373
1314	OPERATING CAPITAL OUTLAY		
	FROM CRIMES COMPENSATION TRUST FUND . . . . .		123,407

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM CRIME STOPPERS TRUST FUND . . .	2,380
	FROM FEDERAL GRANTS TRUST FUND . . .	2,286
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND . . . . .	7,695

1315	SPECIAL CATEGORIES AWARDS TO CLAIMANTS		
	FROM GENERAL REVENUE FUND . . . . .	2,000,000	
	FROM CRIMES COMPENSATION TRUST FUND . . . . .		16,000,000
	FROM FEDERAL GRANTS TRUST FUND . . .		9,600,000

1316	SPECIAL CATEGORIES VICTIM SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	950,000	

From the funds in Specific Appropriation 1316, \$250,000 in nonrecurring general revenue funds is provided for End Human Trafficking, Inc. to support operational activities as the Direct Support Organization launches the nonprofit (Senate Form 1408).

From the funds in Specific Appropriation 1316, \$200,000 in recurring general revenue funds is provided for Quigley House to provide services to victims of sexual and domestic violence.

From the funds in Specific Appropriation 1316, \$500,000 in recurring general revenue funds is provided to the Florida Council Against Sexual Violence. At least 95 percent of the funds provided shall be distributed to certified rape crisis centers to provide services statewide for victims of sexual assault.

1317	SPECIAL CATEGORIES GRANTS AND AIDS - CHILD ADVOCACY CENTERS		
	FROM GENERAL REVENUE FUND . . . . .	4,193,240	

From the funds in Specific Appropriation 1317, \$3,500,000 in recurring general revenue funds shall be allocated to the Children's Advocacy Centers throughout Florida for the reimbursement of expenses incurred in providing child advocacy center services.

The funds shall be distributed to the Florida Network of Children's Advocacy Centers, Inc., whose Board of Directors shall develop funding criteria and an allocation methodology that ensures an equitable distribution of those funds among network participant centers that meet the standards set forth in section 39.3035, Florida Statutes. The criteria and methodologies shall take into account factors that include, but need not be limited to, the Center's accreditation status with respect to the National Children's Alliance, the child population of the area being served by the children's advocacy center and the number of children provided a core service by the Children's Advocacy Center. By a majority vote of the Board of Directors of the Florida Network of Children's Advocacy Centers funds may be reallocated throughout the year as needed.

This funding may not be used to supplant local government reductions in Children's Advocacy Center funding. Child Advocacy Centers must certify each fiscal year that funds from this appropriation are not supplanting local governmental funds.

From the funds in Specific Appropriation 1317, the Florida Network of Children's Advocacy Centers may spend up to \$213,240 for administration and up to \$80,000 for contract monitoring and oversight.

From the funds in Specific Appropriation 1317, \$300,000 in recurring general revenue funds shall be used for forensic interviews, specialized interviews, and medical assessments shared with child protection teams operating in Children's Advocacy Centers. These funds may not be used for administrative support and may not be used to supplant funding for the child protection program operated by the Department of Health.

From the funds in Specific Appropriation 1317, the Department of Legal Affairs must provide to the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee by July 15, 2020, the contract between the department and the Florida Network of Children's Advocacy Centers, the Fiscal Year 2020-2021 budgets submitted by the local child advocacy centers, and the approved allocation of

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

funds to the local children's advocacy centers. The Department of Legal Affairs must provide monthly reports that detail the requests for monthly payments submitted by local children's advocacy centers and the status of those requests for reimbursement.

From the funds in Specific Appropriation 1317, \$100,000 in recurring general revenue funds is provided for additional child advocacy services in Walton County and shall be added to the allocation of funds from this appropriation for the Walton County Children's Advocacy Center.

1318	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	3,176,000	
	FROM CRIMES COMPENSATION TRUST		
	FUND . . . . .		45,243
	FROM CRIME STOPPERS TRUST FUND . . . . .		1,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .		100,000
	FROM FLORIDA CRIME PREVENTION		
	TRAINING INSTITUTE REVOLVING TRUST		
	FUND . . . . .		208,408

From the funds in Specific Appropriation 1318, \$800,000 in recurring general revenue funds is provided to the Florida Sheriffs Association. These funds shall be used to enhance Crisis Intervention Team (CIT) training for law enforcement and correctional officers in local sheriff's offices and police departments. The training must include evidence-based approaches designed to improve the outcomes of law enforcement interactions with persons who have mental health issues. Agencies who have conducted minimal or no CIT training must be given priority for training. Local law enforcement agencies may use the funds to pay necessary expenditures resulting from a demonstrated financial hardship that currently prevents officers from receiving CIT training. Funds can also be provided to local community mental health providers to provide additional CIT training in partnership with local law enforcement agencies. A maximum of \$75,000 of these funds may be used by the Florida Sheriffs Association to hire a contract coordinator.

From the funds in Specific Appropriation 1318, \$1,660,000 in recurring general revenue funds is provided to the Monique Burr Foundation (MBF) Child Safety Matters Prevention Education program.

From the funds in Specific Appropriation 1318, \$700,000 in recurring general revenue funds and up to \$500,000 from the Federal Grants Trust Fund, contingent upon grant eligibility, are provided for the Bridging Freedom Program in Pasco County to provide individualized, holistic, therapeutic safe homes for children traumatized by child sex trafficking.

1319	SPECIAL CATEGORIES		
	GRANTS AND AIDS - MINORITY COMMUNITIES		
	CRIME PREVENTION PROGRAMS		
	FROM GENERAL REVENUE FUND . . . . .	4,337,835	

Recurring general revenue funds in Specific Appropriation 1319 are provided to the following recurring base appropriations projects:

Community Coalition, Inc.....	950,000
Adult Mankind Organization, Inc.....	950,000
The Urban League of Broward County, Inc.....	2,437,835

1320	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CRIME STOPPERS		
	FROM CRIME STOPPERS TRUST FUND . . . . .		4,500,000

1321	SPECIAL CATEGORIES		
	GRANTS AND AIDS - JUSTICE COALITION		
	FROM GENERAL REVENUE FUND . . . . .	150,000	

1322	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM CRIMES COMPENSATION TRUST		
	FUND . . . . .		59,106
	FROM CRIME STOPPERS TRUST FUND . . . . .		559
	FROM FLORIDA CRIME PREVENTION		
	TRAINING INSTITUTE REVOLVING TRUST		
	FUND . . . . .		8,530

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1323	SPECIAL CATEGORIES		
	GRANTS AND AIDS - VICTIM ASSISTANCE		
	SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . . . .		100,201,332

1324	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	614	
	FROM CRIMES COMPENSATION TRUST		
	FUND . . . . .		38,796
	FROM CRIME STOPPERS TRUST FUND . . . . .		541
	FROM FLORIDA CRIME PREVENTION		
	TRAINING INSTITUTE REVOLVING TRUST		
	FUND . . . . .		1,700

TOTAL:	VICTIM SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	15,162,032	
	FROM TRUST FUNDS . . . . .		140,588,543

	TOTAL POSITIONS . . . . .	138.00	
	TOTAL ALL FUNDS . . . . .		155,750,575

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

From the funds in Specific Appropriations 1325, 1327 and 1335, \$100,000 from the General Revenue Fund is provided for staff support to the Statewide Task Force on Opioid Abuse.

APPROVED SALARY RATE	7,662,214
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1325	SALARIES AND BENEFITS	POSITIONS	150.00	
	FROM GENERAL REVENUE FUND . . . . .		6,821,340	
	FROM ADMINISTRATIVE TRUST FUND . . . . .			3,804,787
	FROM CRIMES COMPENSATION TRUST			
	FUND . . . . .			2,214
	FROM OPERATING TRUST FUND . . . . .			11,122

1326	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	80,007		
	FROM ADMINISTRATIVE TRUST FUND . . . . .			163,535

1327	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	973,055		
	FROM ADMINISTRATIVE TRUST FUND . . . . .			904,529
	FROM OPERATING TRUST FUND . . . . .			30,000

1328	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	84,961		
	FROM ADMINISTRATIVE TRUST FUND . . . . .			472,801

1329	SPECIAL CATEGORIES		
	ATTORNEY GENERAL'S LAW LIBRARY		
	FROM GENERAL REVENUE FUND . . . . .	565,476	
	FROM LEGAL AFFAIRS REVOLVING TRUST		
	FUND . . . . .		2,800

1330	SPECIAL CATEGORIES	
	COMMISSION ON THE STATUS OF WOMEN	
	FROM GENERAL REVENUE FUND . . . . .	109,173

1331	SPECIAL CATEGORIES	
	LAW ENFORCEMENT OFFICER OF THE YEAR	
	PROGRAM AND VICTIM SERVICES RECOGNITION	
	AWARDS PROGRAM	
	FROM ADMINISTRATIVE TRUST FUND . . .	20,000

1332	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	3,582,807	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		53,268
	FROM LEGAL AFFAIRS REVOLVING TRUST		
	FUND . . . . .		73,200
	FROM OPERATING TRUST FUND . . . . .		2,000

From the funds in Specific Appropriation 1351, \$228,000 of nonrecurring



## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

general revenue funds is provided to the Department of Legal Affairs to continue the independent verification and validation services which began in Fiscal Year 2019-2020 for the Agency-wide Information Technology Modernization Program. The Department shall submit monthly independent verification and validation assessments and quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chairs of the Senate Committee on Appropriations and the House of Representatives Appropriations Committee. Each status report must include progress made to date for each project milestone, planned and actual costs incurred, and any current project issues and risks.

From the funds in Specific Appropriation 1332, \$3,235,000 in nonrecurring general revenue funds are provided for the following programs:

	Virgil Hawkins Florida Chapter of the National Bar Association (Senate Form 1104).....	150,000	
	Spanish American League Against Discrimination (SALAD) - Pro bono Legal Assistance Project (Senate Form 1163)....	150,000	
	Legal Services Clinic of the Puerto Rican Community, Inc. (Senate Form 2510).....	1,200,000	
	Floridians for Puerto Rico Inc. (Senate Form 2502).....	750,000	
	Legal Center of Florida P.A. (Senate Form 2503).....	985,000	
1333	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	45,080	
	FROM ADMINISTRATIVE TRUST FUND . . . .		40,032
1334	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	292	
	FROM ADMINISTRATIVE TRUST FUND . . . .		3,696
1335	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	33,051	
	FROM ADMINISTRATIVE TRUST FUND . . . .		16,263
1336	DATA PROCESSING SERVICES		
	OTHER DATA PROCESSING SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	5,488,420	
	FROM ADMINISTRATIVE TRUST FUND . . . .		1,283,876
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	17,783,662	
	FROM TRUST FUNDS . . . . .		6,884,123
	TOTAL POSITIONS . . . . .	150.00	
	TOTAL ALL FUNDS . . . . .		24,667,785

## CRIMINAL AND CIVIL LITIGATION

	APPROVED SALARY RATE	51,022,696	
1337	SALARIES AND BENEFITS POSITIONS	940.00	
	FROM GENERAL REVENUE FUND . . . . .	25,216,983	
	FROM CRIMES COMPENSATION TRUST FUND . . . . .		7,103
	FROM FEDERAL GRANTS TRUST FUND . . . .		12,536,120
	FROM LEGAL SERVICES TRUST FUND . . . .		24,394,262
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND . . . . .		10,126,182
	FROM MOTOR VEHICLE WARRANTY TRUST FUND . . . . .		1,749,929
	FROM OPERATING TRUST FUND . . . . .		1,182,875
1338	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	158,612	
	FROM FEDERAL GRANTS TRUST FUND . . . .		126,827
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		25,888
	FROM LEGAL SERVICES TRUST FUND . . . .		1,066,859

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	FROM MOTOR VEHICLE WARRANTY TRUST FUND . . . . .		6,271
1339	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	3,188,153	
	FROM FEDERAL GRANTS TRUST FUND . . . .		2,820,822
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		25,000
	FROM LEGAL SERVICES TRUST FUND . . . .		4,046,311
	FROM MOTOR VEHICLE WARRANTY TRUST FUND . . . . .		431,445
	FROM OPERATING TRUST FUND . . . . .		132,830
1340	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	313,745	
	FROM FEDERAL GRANTS TRUST FUND . . . .		303,530
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		10,000
	FROM LEGAL SERVICES TRUST FUND . . . .		667,391
	FROM MOTOR VEHICLE WARRANTY TRUST FUND . . . . .		44,114
1341	LUMP SUM		
	ATTORNEY GENERAL RESERVE POSITIONS FOR AGENCY CONTRACTS		
	POSITIONS	50.00	
The positions in Specific Appropriation 1341 shall be released as necessary to allow the Office of the Attorney General to contract with state agencies to provide legal representation.			
1342	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND . . . . .	53,927	
	FROM FEDERAL GRANTS TRUST FUND . . . .		299,250
	FROM OPERATING TRUST FUND . . . . .		68,823
1343	SPECIAL CATEGORIES		
	MEDICAID FRAUD INFORMANT REWARDS		
	FROM OPERATING TRUST FUND . . . . .		1,000,000
1344	SPECIAL CATEGORIES		
	ANTITRUST INVESTIGATIONS		
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND . . . . .		1,574,228
1345	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	157,884	
	FROM FEDERAL GRANTS TRUST FUND . . . .		2,769,731
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		500,000
	FROM LEGAL SERVICES TRUST FUND . . . .		1,743,399
	FROM MOTOR VEHICLE WARRANTY TRUST FUND . . . . .		154,281
	FROM OPERATING TRUST FUND . . . . .		275,000
1346	SPECIAL CATEGORIES		
	CONSUMER PROTECTION LITIGATION		
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND . . . . .		5,195,151
1347	SPECIAL CATEGORIES		
	LITIGATION EXPENSES		
	FROM LEGAL SERVICES TRUST FUND . . . .		262,500
1348	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	216,498	
	FROM FEDERAL GRANTS TRUST FUND . . . .		226,691
	FROM LEGAL SERVICES TRUST FUND . . . .		82,483
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND . . . . .		45,666
	FROM MOTOR VEHICLE WARRANTY TRUST FUND . . . . .		3,682

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1349	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	62,376	97,661
1350	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM LEGAL SERVICES TRUST FUND . . . . .	1,053	351 1,068
1351	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM LEGAL SERVICES TRUST FUND . . . . . FROM LEGAL AFFAIRS REVOLVING TRUST FUND . . . . . FROM MOTOR VEHICLE WARRANTY TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	110,073	59,097 103,765 37,153 7,388 358
1352	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM LEGAL SERVICES TRUST FUND . . . . .	12,483	35,000 223,053
1353	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND . . . . .	503	
TOTAL:	CRIMINAL AND CIVIL LITIGATION FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	29,492,290	74,469,538
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	990.00	103,961,828
PROGRAM: OFFICE OF STATEWIDE PROSECUTION			
PROSECUTION OF MULTI-CIRCUIT ORGANIZED CRIME			
	APPROVED SALARY RATE	4,820,034	
1354	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM CRIMES COMPENSATION TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	72.50 6,323,447	1,452 294,974 182,666
1355	SPECIAL CATEGORIES STATEWIDE PROSECUTION FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	1,259,189	39,602 883,103
1356	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	11,724	752
1357	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	936	
1358	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	23,537	2,135

## SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL:	PROSECUTION OF MULTI-CIRCUIT ORGANIZED CRIME FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	7,618,833	1,404,684
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	72.50	9,023,517
PROGRAM: FLORIDA ELECTIONS COMMISSION			
CAMPAIGN FINANCE AND ELECTION FRAUD ENFORCEMENT			
	APPROVED SALARY RATE	826,285	
1359	SALARIES AND BENEFITS POSITIONS FROM ELECTIONS COMMISSION TRUST FUND . . . . .	15.00	1,179,648
1360	OTHER PERSONAL SERVICES FROM ELECTIONS COMMISSION TRUST FUND . . . . .		76,354
1361	EXPENSES FROM ELECTIONS COMMISSION TRUST FUND . . . . .		295,339
1362	OPERATING CAPITAL OUTLAY FROM ELECTIONS COMMISSION TRUST FUND . . . . .		10,000
1363	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ELECTIONS COMMISSION TRUST FUND . . . . .		22,533
1364	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ELECTIONS COMMISSION TRUST FUND . . . . .		5,541
1365	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ELECTIONS COMMISSION TRUST FUND . . . . .		4,806
TOTAL:	CAMPAIGN FINANCE AND ELECTION FRAUD ENFORCEMENT FROM TRUST FUNDS . . . . .		1,594,221
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	15.00	1,594,221
TOTAL:	LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	70,056,817	224,941,109
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . . TOTAL APPROVED SALARY RATE . . . . .	1,365.50 70,015,278	294,997,926
TOTAL OF SECTION 4			
	FROM GENERAL REVENUE FUND . . . . .	4,237,491,258	
	FROM TRUST FUNDS . . . . .		724,349,929
	TOTAL POSITIONS . . . . .	42,517.75	
	TOTAL ALL FUNDS . . . . .		4,961,841,187

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

SPECIFIC  
APPROPRIATION

The moneys contained herein are appropriated from the named funds to the Department of Agriculture and Consumer Services, Department of Environmental Protection, Fish and Wildlife Conservation Commission, and the Department of Transportation as the amounts to be used to pay the salaries, other operational expenditures, and fixed capital outlay of the named agencies.

AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF,  
AND COMMISSIONER OF AGRICULTURE

PROGRAM: OFFICE OF THE COMMISSIONER AND  
ADMINISTRATION

## AGRICULTURAL LAW ENFORCEMENT

APPROVED SALARY RATE		15,174,785	
1366	SALARIES AND BENEFITS POSITIONS	302.00	
	FROM GENERAL REVENUE FUND . . . . .		17,679,805
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		
	FROM GENERAL INSPECTION TRUST FUND . . . . .	1,360,892	
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .	1,875,575	
			1,050,851
1367	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .		86,105
1368	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .		1,640,918
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		209,425
	FROM GENERAL INSPECTION TRUST FUND . . . . .		258,371
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		50,820
1369	AID TO LOCAL GOVERNMENTS		
	DOMESTIC MARIJUANA ERADICATION PROGRAM		
	FROM FEDERAL GRANTS TRUST FUND . . . . .		500,000
1370	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .		125,747
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		18,687
1370A	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		304,472
1371	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .		231,408
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		11,500
	FROM GENERAL INSPECTION TRUST FUND . . . . .		25,000
1372	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .		1,326,732
1373	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .		106,242
	FROM GENERAL INSPECTION TRUST FUND . . . . .		23,916
1374	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .		74,003
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		7,492

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

FROM GENERAL INSPECTION TRUST FUND . . . . .		5,561
FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		529

TOTAL: AGRICULTURAL LAW ENFORCEMENT		
FROM GENERAL REVENUE FUND . . . . .	21,270,960	
FROM TRUST FUNDS . . . . .		5,703,091

TOTAL POSITIONS . . . . .	302.00	
TOTAL ALL FUNDS . . . . .		26,974,051

## AGRICULTURAL WATER POLICY COORDINATION

APPROVED SALARY RATE		3,233,120	
1375	SALARIES AND BENEFITS POSITIONS	59.00	
	FROM GENERAL REVENUE FUND . . . . .		157,093
	FROM GENERAL INSPECTION TRUST FUND . . . . .		107,998
	FROM LAND ACQUISITION TRUST FUND . . . . .		4,471,868
1376	EXPENSES		
	FROM LAND ACQUISITION TRUST FUND . . . . .		562,163
1377	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL INSPECTION TRUST FUND . . . . .		128,664
	FROM LAND ACQUISITION TRUST FUND . . . . .		249,864
1378	SPECIAL CATEGORIES		
	NITRATE RESEARCH AND REMEDIATION		
	FROM GENERAL INSPECTION TRUST FUND . . . . .		615,872
1379	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM LAND ACQUISITION TRUST FUND . . . . .		12,166
1380	SPECIAL CATEGORIES		
	AGRICULTURAL NONPOINT SOURCES BEST MANAGEMENT PRACTICES IMPLEMENTATION		
	FROM GENERAL REVENUE FUND . . . . .	10,400,000	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		377,207
	FROM GENERAL INSPECTION TRUST FUND . . . . .		1,400,000
	FROM LAND ACQUISITION TRUST FUND . . . . .		23,700,682

From the funds in Specific Appropriation 1380, \$1,500,000 in nonrecurring funds from the General Revenue Fund is provided for water supply planning and conservation.

1381	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM LAND ACQUISITION TRUST FUND . . . . .		17,154
1382	FIXED CAPITAL OUTLAY		
	OKEECHOBEE RESTORATION AGRICULTURAL PROJECTS		
	FROM GENERAL REVENUE FUND . . . . .		4,000,000
TOTAL: AGRICULTURAL WATER POLICY COORDINATION			
FROM GENERAL REVENUE FUND . . . . .	14,557,093		
FROM TRUST FUNDS . . . . .			31,643,638
TOTAL POSITIONS . . . . .	59.00		
TOTAL ALL FUNDS . . . . .			46,200,731

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE		10,209,867	
1383	SALARIES AND BENEFITS POSITIONS	186.25	
	FROM GENERAL REVENUE FUND . . . . .		5,738,313
	FROM ADMINISTRATIVE TRUST FUND . . . . .		6,662,288
	FROM FEDERAL GRANTS TRUST FUND . . . . .		3,976
	FROM GENERAL INSPECTION TRUST FUND . . . . .		941,359
	FROM LAND ACQUISITION TRUST FUND . . . . .		1,345,262

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1384	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	246,049	
	FROM ADMINISTRATIVE TRUST FUND . . . .		45,643
	From the funds in Specific Appropriation 1384, \$150,000 in recurring funds from the General Revenue Fund is provided for the Fostering Success Pilot Project, in consultation with the Guardian ad Litem Program, to develop and implement internships/shadowing for foster youth.		
1385	EXPENSES		
	FROM ADMINISTRATIVE TRUST FUND . . . .		1,452,191
	FROM GENERAL INSPECTION TRUST FUND . .		157,532
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		51,881
1386	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	3,614	
1386A	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM ADMINISTRATIVE TRUST FUND . . . .		35,121
1387	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM ADMINISTRATIVE TRUST FUND . . . .		12,456
1388	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	101,000	
	FROM ADMINISTRATIVE TRUST FUND . . . .		618,000
	FROM GENERAL INSPECTION TRUST FUND . .		899,574
	From the funds in Specific Appropriation 1388, \$100,000 in recurring funds from the General Revenue Fund is provided for employment readiness training and placement services, completed in coordination with the Department of Children and Families and the Department of Economic Opportunity, for foster youth participating in the Fostering Success Pilot Project within the Department of Agriculture and Consumer Services.		
1389	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	20,833	
	FROM ADMINISTRATIVE TRUST FUND . . . .		83,815
1390	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .	7,500	
1390A	SPECIAL CATEGORIES		
	TENANT BROKER COMMISSIONS		
	FROM GENERAL INSPECTION TRUST FUND . .		84,000
1391	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	33,521	
	FROM ADMINISTRATIVE TRUST FUND . . . .		18,774
	FROM GENERAL INSPECTION TRUST FUND . .		662
	FROM LAND ACQUISITION TRUST FUND . . .		3,564
1391A	FIXED CAPITAL OUTLAY		
	REPAIRS AND IMPROVEMENTS - SHAW BUILDING WINTERHAVEN		
	FROM GENERAL INSPECTION TRUST FUND . .		250,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	6,150,830	
	FROM TRUST FUNDS . . . . .		12,666,098
	TOTAL POSITIONS . . . . .	186.25	
	TOTAL ALL FUNDS . . . . .		18,816,928
DIVISION OF LICENSING			
	APPROVED SALARY RATE	10,657,228	
1392	SALARIES AND BENEFITS	POSITIONS	302.00
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		16,849,666
1393	OTHER PERSONAL SERVICES		
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		1,583,870
1394	EXPENSES		
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		4,281,781
1395	OPERATING CAPITAL OUTLAY		
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		349,130
1396	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		26,859
1397	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		9,990,177
1398	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		75,718
1399	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM DIVISION OF LICENSING TRUST FUND . . . . .		90,437
TOTAL:	DIVISION OF LICENSING		
	FROM TRUST FUNDS . . . . .		33,247,638
	TOTAL POSITIONS . . . . .	302.00	
	TOTAL ALL FUNDS . . . . .		33,247,638
OFFICE OF ENERGY			
	APPROVED SALARY RATE	605,934	
1400	SALARIES AND BENEFITS	POSITIONS	14.00
	FROM FEDERAL GRANTS TRUST FUND . . . .		1,137,959
1401	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . . .		127,165
1402	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	47,212	
	FROM FEDERAL GRANTS TRUST FUND . . . .		380,000
1403	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND . . . .		2,500
1404	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . . .		52,687

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1405	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND . . .	4,513
1406	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . .	3,018
1407	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY UNITED STATES DEPARTMENT OF ENERGY SPECIAL PROJECTS FROM FEDERAL GRANTS TRUST FUND . . .	850,000
TOTAL:	OFFICE OF ENERGY FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	47,212 2,557,842
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	14.00 2,605,054
PROGRAM: FOREST AND RESOURCE PROTECTION		
FLORIDA FOREST SERVICE		
	APPROVED SALARY RATE 46,764,493	
1408	SALARIES AND BENEFITS POSITIONS 1,180.00 FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . . FROM INCIDENTAL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	12,742,706 1,982,646 1,147,233 6,729,805 50,259,953
1409	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND . . . FROM INCIDENTAL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	511,014 476,715 910,865
1410	EXPENSES FROM FEDERAL GRANTS TRUST FUND . . . FROM INCIDENTAL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	954,488 4,974,124 8,107,814
1411	AID TO LOCAL GOVERNMENTS AMERICA THE BEAUTIFUL PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	565,930
1412	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - VOLUNTEER FIRE ASSISTANCE FROM FEDERAL GRANTS TRUST FUND . . .	275,763
1413	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - RURAL COMMUNITY FIRE PROTECTION FROM FEDERAL GRANTS TRUST FUND . . .	72,589
1414	AID TO LOCAL GOVERNMENTS STATE FOREST RECEIPT DISTRIBUTION FROM INCIDENTAL TRUST FUND . . . . .	595,000
1415	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . .	617,775 232,299
1416	SPECIAL CATEGORIES FORESTRY WILDFIRE PROTECTION/SUPPRESSION EQUIPMENT FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . . FROM INCIDENTAL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	3,000,000 156,868 4,431,380

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1416A	SPECIAL CATEGORIES TRANSFER TO AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM GENERAL REVENUE FUND . . . . .	3,000,000
1416B	SPECIAL CATEGORIES DISASTER RECOVERY AND RELIEF FROM FEDERAL GRANTS TRUST FUND . . .	6,627,338
1416C	SPECIAL CATEGORIES UNITED STATES DEPARTMENT OF AGRICULTURE DISASTER BLOCK GRANT FROM FEDERAL GRANTS TRUST FUND . . .	2,943,398
1417	SPECIAL CATEGORIES OFF-HIGHWAY VEHICLE RECREATION PROGRAM FROM INCIDENTAL TRUST FUND . . . . .	500,000
1418	SPECIAL CATEGORIES LAND MANAGEMENT FROM LAND ACQUISITION TRUST FUND . .	6,892,175
1419	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND . . . FROM INCIDENTAL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	1,318,687 477,107 802,137
1420	SPECIAL CATEGORIES ON-CALL FEES FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . . FROM INCIDENTAL TRUST FUND . . . . .	333,296 10,000
1421	SPECIAL CATEGORIES OVERTIME FROM LAND ACQUISITION TRUST FUND . .	135,172
1422	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM INCIDENTAL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	1,823,436 417,985 185,523
1422A	SPECIAL CATEGORIES AIRCRAFT PURCHASE FROM LAND ACQUISITION TRUST FUND . .	671,000
1423	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM INCIDENTAL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	176,175 987 33,147 152,754
1423A	FIXED CAPITAL OUTLAY CONSERVATION AND RURAL LAND PROTECTION EASEMENTS AND AGREEMENTS FROM GENERAL REVENUE FUND . . . . .	8,657,250
1424	FIXED CAPITAL OUTLAY ROADS, BRIDGES, AND STREAM CROSSING MAINTENANCE - DIVISION OF FORESTRY FROM LAND ACQUISITION TRUST FUND . .	3,918,435
1425	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM LAND ACQUISITION TRUST FUND . .	3,755,000
1426	FIXED CAPITAL OUTLAY REPLACE FORESTRY STATIONS - STATEWIDE FROM LAND ACQUISITION TRUST FUND . .	1,200,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: FLORIDA FOREST SERVICE  
 FROM GENERAL REVENUE FUND . . . . . 26,399,567  
 FROM TRUST FUNDS . . . . . 116,376,402  
  
 TOTAL POSITIONS . . . . . 1,180.00  
 TOTAL ALL FUNDS . . . . . 142,775,969

## PROGRAM: AGRICULTURE MANAGEMENT INFORMATION CENTER

## OFFICE OF AGRICULTURE TECHNOLOGY SERVICES

APPROVED SALARY RATE 2,991,523

1427 SALARIES AND BENEFITS POSITIONS 54.00  
 FROM GENERAL REVENUE FUND . . . . . 767,995  
 FROM DIVISION OF LICENSING TRUST  
 FUND . . . . . 61,799  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 1,890,366  
 FROM LAND ACQUISITION TRUST FUND . . . . . 1,518,307  
  
 1428 OTHER PERSONAL SERVICES  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 47,348  
  
 1429 EXPENSES  
 FROM GENERAL REVENUE FUND . . . . . 55,000  
 FROM DIVISION OF LICENSING TRUST  
 FUND . . . . . 263,632  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 3,459,287

From the funds provided in Specific Appropriation 1429, \$55,000 in nonrecurring funds from the General Fund is provided for Renewal of Technology Research and Advisory Services.

1430 OPERATING CAPITAL OUTLAY  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 179,000

1431 SPECIAL CATEGORIES  
 CONTRACTED SERVICES  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 785,505

1432 SPECIAL CATEGORIES  
 RISK MANAGEMENT INSURANCE  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 9,690

1433 SPECIAL CATEGORIES  
 TRANSFER TO DEPARTMENT OF MANAGEMENT  
 SERVICES - HUMAN RESOURCES SERVICES  
 PURCHASED PER STATEWIDE CONTRACT  
 FROM DIVISION OF LICENSING TRUST  
 FUND . . . . . 326  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 9,477  
 FROM LAND ACQUISITION TRUST FUND . . . . . 6,217

1434 SPECIAL CATEGORIES  
 REGULATORY LIFECYCLE MANAGEMENT SYSTEM  
 FROM DIVISION OF LICENSING TRUST  
 FUND . . . . . 12,960,111

From the funds provided in Specific Appropriation 1434, the Department of Agriculture and Consumer Services shall issue a competitive procurement to select a contractor to implement functionality for the Agriculture and Consumer Services System (AgCSS) to support the Division of Licensing. Of these funds, \$11,751,408 shall be placed in reserve. The agency is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendments shall include a detailed operational work plan and a project spend plan reflecting estimated and actual costs including any contract requirements.

From the funds provided in Specific Appropriation 1434, the department shall procure an independent third party consulting firm with experience in conducting independent verification and validation of public sector information technology projects to provide project oversight as directed in section 282.0051, Florida Statutes. The department shall provide independent verification and validation assessments and monthly project status reports to the chair of the Senate Appropriations Committee, the

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

chair of the House Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget. Each report must include progress made to date for each project milestone and contract deliverable, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.

TOTAL: OFFICE OF AGRICULTURE TECHNOLOGY SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 822,995  
 FROM TRUST FUNDS . . . . . 21,191,065  
  
 TOTAL POSITIONS . . . . . 54.00  
 TOTAL ALL FUNDS . . . . . 22,014,060

## PROGRAM: FOOD SAFETY AND QUALITY

## FOOD SAFETY INSPECTION AND ENFORCEMENT

APPROVED SALARY RATE 13,119,913

1435 SALARIES AND BENEFITS POSITIONS 324.00  
 FROM GENERAL REVENUE FUND . . . . . 2,184,527  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 1,672,100  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 15,526,197

1436 OTHER PERSONAL SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 50,341  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 124,634  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 330,662

1437 EXPENSES  
 FROM GENERAL REVENUE FUND . . . . . 487,347  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 732,195  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 2,334,014

1438 OPERATING CAPITAL OUTLAY  
 FROM GENERAL REVENUE FUND . . . . . 20,500  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 250,747  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 69,583

1439 SPECIAL CATEGORIES  
 ACQUISITION OF MOTOR VEHICLES  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 22,229  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 561,283

1440 SPECIAL CATEGORIES  
 CONTRACTED SERVICES  
 FROM GENERAL REVENUE FUND . . . . . 254,960  
 FROM FEDERAL GRANTS TRUST FUND . . . . . 370,707  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 365,000

1441 SPECIAL CATEGORIES  
 RISK MANAGEMENT INSURANCE  
 FROM GENERAL REVENUE FUND . . . . . 50,424  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 99,406

1442 SPECIAL CATEGORIES  
 TRANSFER TO DEPARTMENT OF MANAGEMENT  
 SERVICES - HUMAN RESOURCES SERVICES  
 PURCHASED PER STATEWIDE CONTRACT  
 FROM GENERAL REVENUE FUND . . . . . 12,531  
 FROM GENERAL INSPECTION TRUST FUND . . . . . 78,908

TOTAL: FOOD SAFETY INSPECTION AND ENFORCEMENT  
 FROM GENERAL REVENUE FUND . . . . . 3,060,630  
 FROM TRUST FUNDS . . . . . 22,537,665  
  
 TOTAL POSITIONS . . . . . 324.00  
 TOTAL ALL FUNDS . . . . . 25,598,295

## PROGRAM: CONSUMER PROTECTION

## AGRICULTURAL ENVIRONMENTAL SERVICES

APPROVED SALARY RATE 8,088,403

1443 SALARIES AND BENEFITS POSITIONS 182.00  
 FROM GENERAL REVENUE FUND . . . . . 787,865

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	FROM FEDERAL GRANTS TRUST FUND . . .	463,192	
	FROM GENERAL INSPECTION TRUST FUND .	7,352,416	
	FROM PEST CONTROL TRUST FUND . . . .	3,414,333	
1444	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . .	159,411	
	FROM GENERAL INSPECTION TRUST FUND .	217,887	
	FROM PEST CONTROL TRUST FUND . . . .	12,010	
1445	EXPENSES		
	FROM FEDERAL GRANTS TRUST FUND . . .	338,295	
	FROM GENERAL INSPECTION TRUST FUND .	940,632	
	FROM PEST CONTROL TRUST FUND . . . .	394,514	
1446	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - OPERATION CLEAN SWEEP		
	FROM GENERAL INSPECTION TRUST FUND .	100,000	
1447	AID TO LOCAL GOVERNMENTS		
	MOSQUITO CONTROL PROGRAM		
	FROM GENERAL INSPECTION TRUST FUND .	2,660,000	

From the funds provided in Specific Appropriation 1447, \$500,000 from the General Inspection Trust Fund shall be used to support personnel at the Institute of Food and Agricultural Sciences (IFAS)/Florida Medical Entomology Laboratory to perform applied research to develop and test formulations, application techniques, and procedures of pesticides and biological control agents for the control of arthropods, and in particular, biting arthropods of public health or nuisance importance.

Of the funds provided in Specific Appropriation 1447, \$500,000 from the General Inspection Trust Fund shall be used for competitive grants as approved by the department for applied and basic research into the practical methods of control to be used by local mosquito control agencies, including research into the prevention of mosquito-borne illnesses. The research may be conducted by any public university or college in Florida.

1448	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND . . .	102,500	
	FROM GENERAL INSPECTION TRUST FUND .	1,513	
1449	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM FEDERAL GRANTS TRUST FUND . . .	130,000	
	FROM PEST CONTROL TRUST FUND . . . .	106,000	
1450	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	102,958	
	FROM FEDERAL GRANTS TRUST FUND . . .	296,278	
	FROM GENERAL INSPECTION TRUST FUND .	200,124	
	FROM PEST CONTROL TRUST FUND . . . .	206,425	
1451	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	58,042	
	FROM GENERAL INSPECTION TRUST FUND .	37,041	
1452	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	16,635	
	FROM GENERAL INSPECTION TRUST FUND .	28,316	
	FROM PEST CONTROL TRUST FUND . . . .	14,392	
TOTAL:	AGRICULTURAL ENVIRONMENTAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	965,500	
	FROM TRUST FUNDS . . . . .		17,175,279
	TOTAL POSITIONS . . . . .	182.00	
	TOTAL ALL FUNDS . . . . .		18,140,779

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## CONSUMER PROTECTION

	APPROVED SALARY RATE	10,804,925	
1453	SALARIES AND BENEFITS	POSITIONS	284.00
	FROM GENERAL INSPECTION TRUST FUND .		15,811,990
1454	OTHER PERSONAL SERVICES		
	FROM GENERAL INSPECTION TRUST FUND .		201,797
1455	EXPENSES		
	FROM GENERAL INSPECTION TRUST FUND .		2,685,257
1456	OPERATING CAPITAL OUTLAY		
	FROM GENERAL INSPECTION TRUST FUND .		223,437
1457	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL INSPECTION TRUST FUND .		831,533
1458	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL INSPECTION TRUST FUND .		429,564
1459	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL INSPECTION TRUST FUND .		87,276
TOTAL:	CONSUMER PROTECTION		
	FROM TRUST FUNDS . . . . .		20,270,854
	TOTAL POSITIONS . . . . .	284.00	
	TOTAL ALL FUNDS . . . . .		20,270,854

## PROGRAM: AGRICULTURAL ECONOMIC DEVELOPMENT

## FRUITS AND VEGETABLES INSPECTION AND ENFORCEMENT

	APPROVED SALARY RATE	5,084,467	
1460	SALARIES AND BENEFITS	POSITIONS	119.00
	FROM CITRUS INSPECTION TRUST FUND .		3,307,905
	FROM FEDERAL GRANTS TRUST FUND . . .		643,531
	FROM GENERAL INSPECTION TRUST FUND .		2,445,771
1461	OTHER PERSONAL SERVICES		
	FROM CITRUS INSPECTION TRUST FUND .		222,554
	FROM FEDERAL GRANTS TRUST FUND . . .		7,500
	FROM GENERAL INSPECTION TRUST FUND .		949,829
1462	EXPENSES		
	FROM CITRUS INSPECTION TRUST FUND .		383,880
	FROM FEDERAL GRANTS TRUST FUND . . .		229,982
	FROM GENERAL INSPECTION TRUST FUND .		567,529
1463	OPERATING CAPITAL OUTLAY		
	FROM CITRUS INSPECTION TRUST FUND .		10,000
	FROM GENERAL INSPECTION TRUST FUND .		23,710
1464	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL INSPECTION TRUST FUND .		288,000
1465	SPECIAL CATEGORIES		
	AUTOMATED TESTING EQUIPMENT		
	FROM CITRUS INSPECTION TRUST FUND .		216,041
1465A	SPECIAL CATEGORIES		
	TRANSFER TO AGRICULTURAL EMERGENCY		
	ERADICATION TRUST FUND		
	FROM GENERAL REVENUE FUND . . . . .	8,000,000	

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1465B SPECIAL CATEGORIES  
TRANSFER GENERAL REVENUE TO CITRUS  
INSPECTION TRUST FUND  
FROM GENERAL REVENUE FUND . . . . . 1,500,000

1466 SPECIAL CATEGORIES  
CITRUS RESEARCH  
FROM AGRICULTURAL EMERGENCY  
ERADICATION TRUST FUND . . . . . 8,000,000

The funds in Specific Appropriation 1466 shall be transferred to the Citrus Research and Development Foundation, Inc. to conduct, or cause to be conducted, research projects on citrus disease, pursuant to section 581.031(32), Florida Statutes.

From the funds in Specific Appropriation 1466, \$3,000,000 in nonrecurring funds is provided to the Citrus Research and Development Foundation to issue a request for proposal to conduct large scale scientific research field trials to demonstrate the impact of utilizing a combination of management and therapeutic tools for new plantings, including, but not limited to, grove design, planting preparation, pest management, and post planting production practices to promote increased production of citrus.

From the funds in Specific Appropriation 1466, the Citrus Research and Development Foundation shall hold quarterly public meetings at locations that best represent all geographic regions of the state with an emphasis on citrus production. The public meetings shall include in-depth reporting on the results of non-confidential completed research projects, current research and planned research projects on citrus disease, including but not limited to citrus canker and citrus greening. Scientists, growers, industry representatives, and Citrus Research and Development Foundation administrators must be represented at the public meetings. Public meetings shall provide the opportunity for public input, questions and comments.

Funds in Specific Appropriation 1466, outside of direct operational and staffing costs within the Citrus Research and Development Foundation, shall not be used for any administrative assessment fees from external entities.

1467 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM CITRUS INSPECTION TRUST FUND . . . . . 123,428  
FROM FEDERAL GRANTS TRUST FUND . . . . . 268,122  
FROM GENERAL INSPECTION TRUST FUND . . . . . 53,762

1468 SPECIAL CATEGORIES  
GRANTS AND AIDS - MARKETING ORDERS  
FROM CITRUS INSPECTION TRUST FUND . . . . . 3,167,237  
FROM GENERAL INSPECTION TRUST FUND . . . . . 669,082

1469 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM CITRUS INSPECTION TRUST FUND . . . . . 77,652  
FROM GENERAL INSPECTION TRUST FUND . . . . . 144,212

1470 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM CITRUS INSPECTION TRUST FUND . . . . . 60,944  
FROM FEDERAL GRANTS TRUST FUND . . . . . 1,972  
FROM GENERAL INSPECTION TRUST FUND . . . . . 18,169

TOTAL: FRUITS AND VEGETABLES INSPECTION AND ENFORCEMENT  
FROM GENERAL REVENUE FUND . . . . . 9,500,000  
FROM TRUST FUNDS . . . . . 21,880,812  
TOTAL POSITIONS . . . . . 119.00  
TOTAL ALL FUNDS . . . . . 31,380,812

## AGRICULTURAL PRODUCTS MARKETING

APPROVED SALARY RATE 4,195,255

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1471 SALARIES AND BENEFITS POSITIONS 101.00  
FROM GENERAL REVENUE FUND . . . . . 542,650  
FROM GENERAL INSPECTION TRUST FUND . . . . . 604,550  
FROM AGRICULTURAL EMERGENCY  
ERADICATION TRUST FUND . . . . . 1,690,296  
FROM MARKET IMPROVEMENTS WORKING  
CAPITAL TRUST FUND . . . . . 2,338,818  
FROM SALTWATER PRODUCTS PROMOTION  
TRUST FUND . . . . . 963,457  
FROM FLORIDA AGRICULTURAL  
PROMOTION CAMPAIGN TRUST FUND . . . . . 48,711

1472 OTHER PERSONAL SERVICES  
FROM GENERAL REVENUE FUND . . . . . 8,600  
FROM AGRICULTURAL EMERGENCY  
ERADICATION TRUST FUND . . . . . 28,134  
FROM MARKET IMPROVEMENTS WORKING  
CAPITAL TRUST FUND . . . . . 26,753

1473 EXPENSES  
FROM GENERAL REVENUE FUND . . . . . 98,541  
FROM GENERAL INSPECTION TRUST FUND . . . . . 495,649  
FROM MARKET IMPROVEMENTS WORKING  
CAPITAL TRUST FUND . . . . . 848,391  
FROM SALTWATER PRODUCTS PROMOTION  
TRUST FUND . . . . . 154,408  
FROM VITICULTURE TRUST FUND . . . . . 9,580  
FROM FLORIDA AGRICULTURAL  
PROMOTION CAMPAIGN TRUST FUND . . . . . 188,858

1474 OPERATING CAPITAL OUTLAY  
FROM MARKET IMPROVEMENTS WORKING  
CAPITAL TRUST FUND . . . . . 10,500

1475 SPECIAL CATEGORIES  
ACQUISITION OF MOTOR VEHICLES  
FROM FLORIDA AGRICULTURAL  
PROMOTION CAMPAIGN TRUST FUND . . . . . 61,000

1476 SPECIAL CATEGORIES  
GRANTS AND AIDS - VITICULTURE PROGRAM  
FROM VITICULTURE TRUST FUND . . . . . 700,000

1477 SPECIAL CATEGORIES  
FLORIDA AGRICULTURE PROMOTION CAMPAIGN  
FROM GENERAL REVENUE FUND . . . . . 4,490,000  
FROM AGRICULTURAL EMERGENCY  
ERADICATION TRUST FUND . . . . . 1,310,000

1478 SPECIAL CATEGORIES  
FEDERAL VALUE OF PRODUCTION SPECIALTY CROP  
GRANT  
FROM FEDERAL GRANTS TRUST FUND . . . . . 4,074,659

1479 SPECIAL CATEGORIES  
FEDERAL SUPPORT FOR FLORIDA AGRICULTURE  
PROMOTIONS  
FROM FEDERAL GRANTS TRUST FUND . . . . . 206,586

1480 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM GENERAL REVENUE FUND . . . . . 15,219  
FROM GENERAL INSPECTION TRUST FUND . . . . . 112,460  
FROM MARKET IMPROVEMENTS WORKING  
CAPITAL TRUST FUND . . . . . 38,600  
FROM SALTWATER PRODUCTS PROMOTION  
TRUST FUND . . . . . 150,000  
FROM FLORIDA AGRICULTURAL  
PROMOTION CAMPAIGN TRUST FUND . . . . . 75,000

1481 SPECIAL CATEGORIES  
AGRICULTURAL LEADERSHIP AND EDUCATION  
FROM GENERAL INSPECTION TRUST FUND . . . . . 300,000



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1482	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	25,282	32,078
	FROM GENERAL INSPECTION TRUST FUND . . . . .		77,568
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND . . . . .		16,192
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND . . . . .		
1483	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT	16,976	2,015
	FROM GENERAL REVENUE FUND . . . . .		11,623
	FROM GENERAL INSPECTION TRUST FUND . . . . .		4,487
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND . . . . .		225
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND . . . . .		
	FROM FLORIDA AGRICULTURAL PROMOTION CAMPAIGN TRUST FUND . . . . .		
1483A	FIXED CAPITAL OUTLAY		
	CODE AND LIFE SAFETY - STATE FARMERS' MARKETS - STATEWIDE		
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND . . . . .	180,000	
1483B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY AGRICULTURAL PROMOTION AND EDUCATION FACILITIES		
	FROM GENERAL REVENUE FUND . . . . .	8,000,000	

The nonrecurring funds provided in Specific Appropriation 1483B shall be used for the following:

	Bradford County Fair Association.....	750,000	
	Central Florida Fair Association.....	500,000	
	Clay County Board of County Commissioners.....	910,000	
	Florida Horse Park Authority (Senate Form 2291).....	500,000	
	Glades County Youth Livestock Show.....	250,000	
	Greater Hillsborough County Fair Association.....	426,150	
	Hardee County Fair Association.....	250,000	
	Hernando County Fair Association.....	450,000	
	Madison County Board of County Commissioners.....	500,000	
	Marion County Board of County Commissioners.....	500,000	
	Miami International Horse and Cattle Show (Senate Form 1119).....	98,850	
	Northeast Florida Fair Association.....	990,000	
	Okaloosa County Board of County Commissioners.....	250,000	
	Okeechobee County Agri-Civic Center and Fairgrounds.....	250,000	
	Putnam County Fair Association.....	750,000	
	Santa Rosa Board of County Commissioners.....	125,000	
	Suwannee County Board of County Commissioners.....	500,000	
TOTAL:	AGRICULTURAL PRODUCTS MARKETING		
	FROM GENERAL REVENUE FUND . . . . .	13,197,268	14,760,598
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	101.00	
	TOTAL ALL FUNDS . . . . .		27,957,866

## AQUACULTURE

	APPROVED SALARY RATE	1,918,798	
1484	SALARIES AND BENEFITS		
	POSITIONS	44.00	
	FROM GENERAL REVENUE FUND . . . . .	1,959,113	876,329
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1485	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . . . .	19,700	30,532
	FROM GENERAL INSPECTION TRUST FUND . . . . .		

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1486	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	400,173	29,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .		285,966
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1487	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	20,000	12,600
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1488	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		31,863
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1489	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	80,000	166,385
	FROM FEDERAL GRANTS TRUST FUND . . . . .		85,000
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1490	SPECIAL CATEGORIES		
	OYSTER PLANTING		160,000
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1491	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	9,299	4,632
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1492	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	11,379	3,302
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
TOTAL:	AQUACULTURE		
	FROM GENERAL REVENUE FUND . . . . .	2,479,964	1,705,309
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	44.00	
	TOTAL ALL FUNDS . . . . .		4,185,273

## ANIMAL PEST AND DISEASE CONTROL

	APPROVED SALARY RATE	5,359,477	
1493	SALARIES AND BENEFITS		
	POSITIONS	115.00	
	FROM GENERAL REVENUE FUND . . . . .	6,004,179	474,759
	FROM FEDERAL GRANTS TRUST FUND . . . . .		528,199
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		482,313
1494	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	12,104	148,472
	FROM FEDERAL GRANTS TRUST FUND . . . . .		67,466
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
1495	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	365,981	413,164
	FROM FEDERAL GRANTS TRUST FUND . . . . .		628,888
	FROM GENERAL INSPECTION TRUST FUND . . . . .		
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		125,157
1496	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .	50,949	25,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .		
1497	SPECIAL CATEGORIES		
	STATE AGRICULTURAL RESPONSE TEAM (SART)		
	FROM GENERAL REVENUE FUND . . . . .	300,000	

Funds in Specific Appropriation 1497 are provided to the Department of Agriculture and Consumer Services to coordinate the state's response to animal and agricultural issues in Florida in the event of an emergency

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or disaster situation.

1498	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . .	495,215	
	FROM GENERAL INSPECTION TRUST FUND .	323,958	
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		20,000
1499	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	44,638	
	FROM GENERAL INSPECTION TRUST FUND .		43,433
1500	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	36,699	
	FROM GENERAL INSPECTION TRUST FUND .		5,020
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		330
TOTAL:	ANIMAL PEST AND DISEASE CONTROL		
	FROM GENERAL REVENUE FUND . . . . .	6,814,550	
	FROM TRUST FUNDS . . . . .		3,781,374
	TOTAL POSITIONS . . . . .	115.00	
	TOTAL ALL FUNDS . . . . .		10,595,924
PLANT PEST AND DISEASE CONTROL			
	APPROVED SALARY RATE	15,198,569	
1501	SALARIES AND BENEFITS POSITIONS	378.00	
	FROM GENERAL REVENUE FUND . . . . .	10,454,911	
	FROM CITRUS INSPECTION TRUST FUND .		462,495
	FROM FEDERAL GRANTS TRUST FUND . .		6,097,921
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		3,152,876
	FROM PLANT INDUSTRY TRUST FUND . . .		2,030,803
1502	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	21,941	
	FROM CITRUS INSPECTION TRUST FUND .		1,036
	FROM FEDERAL GRANTS TRUST FUND . .		1,245,118
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		357,786
	FROM PLANT INDUSTRY TRUST FUND . . .		490,409
1503	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .	1,181,860	
	FROM CITRUS INSPECTION TRUST FUND .		79,832
	FROM FEDERAL GRANTS TRUST FUND . .		1,427,724
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		23,748
	FROM PLANT INDUSTRY TRUST FUND . . .		724,622
1504	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND . . .	216,195	
	FROM PLANT INDUSTRY TRUST FUND . . .		95,006
1505	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND . . . . .	368,029	
	FROM FEDERAL GRANTS TRUST FUND . . .		52,576
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		150,000
1506	SPECIAL CATEGORIES AGRICULTURAL EMERGENCIES (MEDFLY PROGRAM)		
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		1,214,177
1507	SPECIAL CATEGORIES GRANTS AND AIDS - BOLL WEEVIL ERADICATION		
	FROM PLANT INDUSTRY TRUST FUND . . .		150,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1508	SPECIAL CATEGORIES APIARIAN INDEMNITIES		
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		36,000
1509	SPECIAL CATEGORIES ENDANGERED PLANT SPECIES		
	FROM LAND ACQUISITION TRUST FUND . .		216,000
1509A	SPECIAL CATEGORIES TRANSFER TO AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		
	FROM GENERAL REVENUE FUND . . . . .	2,500,000	
1510	SPECIAL CATEGORIES CITRUS HEALTH RESPONSE PROGRAM		
	FROM FEDERAL GRANTS TRUST FUND . . .		10,803,905
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		2,000,000
1511	SPECIAL CATEGORIES PLANT PEST AND DISEASE CONTROL		
	FROM FEDERAL GRANTS TRUST FUND . . .		1,007,325
1512	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	204,481	
	FROM CITRUS INSPECTION TRUST FUND .		7,144
	FROM FEDERAL GRANTS TRUST FUND . . .		298,260
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		105,000
	FROM PLANT INDUSTRY TRUST FUND . . .		228,049
1513	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	743,905	
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		252,659
1514	SPECIAL CATEGORIES TRANSFER TO UNIVERSITY OF FLORIDA/ INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES FOR INVASIVE EXOTICS QUARANTINE FACILITY		
	FROM PLANT INDUSTRY TRUST FUND . . .		540,000
1515	SPECIAL CATEGORIES INVASIVE SPECIES CONTROL		
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		500,000
1516	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	129,975	
	FROM CITRUS INSPECTION TRUST FUND .		8,265
	FROM FEDERAL GRANTS TRUST FUND . . .		7,280
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND . . . . .		538
	FROM PLANT INDUSTRY TRUST FUND . . .		62,132
TOTAL:	PLANT PEST AND DISEASE CONTROL		
	FROM GENERAL REVENUE FUND . . . . .	15,605,102	
	FROM TRUST FUNDS . . . . .		34,044,881
	TOTAL POSITIONS . . . . .	378.00	
	TOTAL ALL FUNDS . . . . .		49,649,983
FOOD, NUTRITION AND WELLNESS			
	APPROVED SALARY RATE	4,751,421	
1517	SALARIES AND BENEFITS POSITIONS	100.00	
	FROM GENERAL REVENUE FUND . . . . .		174,092

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . .	6,707,227	
1518	OTHER PERSONAL SERVICES FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . .	287,126	
1519	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . . FROM GENERAL INSPECTION TRUST FUND . . . . .	50,000 1,861,986 174,160	
1520	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL LUNCH PROGRAM FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . .	1,245,062,742	
1521	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL LUNCH PROGRAM - STATE MATCH FROM GENERAL REVENUE FUND . . . . .	9,295,134	
1522	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL BREAKFAST PROGRAM FROM GENERAL REVENUE FUND . . . . .	7,590,912	
1523	OPERATING CAPITAL OUTLAY FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . .	57,438	
1524	SPECIAL CATEGORIES SUPPORT FOR FOOD BANK FROM GENERAL REVENUE FUND . . . . .  From the funds in Specific Appropriation 1524, \$450,000 in recurring funds from the General Revenue Fund is provided for Feeding Florida.  From the funds in Specific Appropriation 1524, \$300,000 in nonrecurring funds from the General Revenue Fund is provided for the Treasure Coast Food Bank (Senate Form 1185).	750,000	
1525	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . . FROM GENERAL INSPECTION TRUST FUND . . . . .	7,645,665 45,840	
1526	SPECIAL CATEGORIES FARM SHARE PROGRAM FROM GENERAL REVENUE FUND . . . . .  From the funds provided in Specific Appropriation 1526, Farm Share may not allow any candidate for elective office to host a food distribution event during the period of time between the last day of the election qualifying period and the day of the election, if the candidate is opposed for election or re-election at the time of the event. This provision does not apply when the event is in response to a direct emergency.	434,909	
1527	SPECIAL CATEGORIES GRANTS AND AIDS - EMERGENCY FEEDING ORGANIZATIONS FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . .	12,239,092	
1528	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . .	8,509 43,990	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1529	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FOOD AND NUTRITION SERVICES TRUST FUND . . . . .	29,856	
TOTAL:	FOOD, NUTRITION AND WELLNESS FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .  TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	18,303,556 1,274,155,122 100.00 1,292,458,678	
TOTAL:	AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .  TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . . TOTAL APPROVED SALARY RATE . . . . .	139,175,227 1,633,697,668 3,744.25 1,772,872,895 158,158,178	
ENVIRONMENTAL PROTECTION, DEPARTMENT OF			
PROGRAM: ADMINISTRATIVE SERVICES			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE . . . . .	12,528,426	
1530	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . . . . FROM INLAND PROTECTION TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . . . .	219.00 7,944,499 209,897 78,830 12,563 1,822 9,931,021	
1531	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . . . . FROM INLAND PROTECTION TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .	485,660 205,344 539,645 499,619	
1532	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . . . . FROM INLAND PROTECTION TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . . . .	2,510,571 32,559 1,455 4,980 16,018	
1533	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . . . .	16,275	
1534	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND . . . . .	220,231	
1535	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .	340,149 333,794 2,859,188	
1536	SPECIAL CATEGORIES OUTSOURCING/PRIVATIZATION FROM ADMINISTRATIVE TRUST FUND . . . . .	250,000	

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1537	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND . . .	43,094	
	FROM INLAND PROTECTION TRUST FUND .	1,185	
	FROM FEDERAL GRANTS TRUST FUND . . .	445	
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .	2,396	
	FROM LAND ACQUISITION TRUST FUND . .	56,051	
1538	SPECIAL CATEGORIES		
	TENANT BROKER COMMISSIONS		
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .	100,000	
1539	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM ADMINISTRATIVE TRUST FUND . . .	37,809	
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .	1,220	
	FROM LAND ACQUISITION TRUST FUND . .	45,198	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	FROM TRUST FUNDS . . . . .	26,781,518	
	TOTAL POSITIONS . . . . .	219.00	
	TOTAL ALL FUNDS . . . . .	26,781,518	
	FLORIDA GEOLOGICAL SURVEY		
	APPROVED SALARY RATE . . . . .	1,523,633	
1540	SALARIES AND BENEFITS POSITIONS	33.00	
	FROM FEDERAL GRANTS TRUST FUND . . .	137,661	
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .	689,248	
	FROM LAND ACQUISITION TRUST FUND . .	660,091	
	FROM MINERALS TRUST FUND . . . . .	464,752	
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND . . . . .	481,622	
1541	OTHER PERSONAL SERVICES		
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .	61,257	
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND . . . . .	8,508	
1542	EXPENSES		
	FROM MINERALS TRUST FUND . . . . .	29,960	
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND . . . . .	370,810	
1543	OPERATING CAPITAL OUTLAY		
	FROM MINERALS TRUST FUND . . . . .	42,195	
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND . . . . .	19,838	
1544	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM MINERALS TRUST FUND . . . . .	400,000	
1545	SPECIAL CATEGORIES		
	FLORIDA GEOLOGICAL SURVEY GRANTS		
	FROM FEDERAL GRANTS TRUST FUND . . .	573,844	
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .	292,907	
1546	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .	60,000	
	FROM MINERALS TRUST FUND . . . . .	5,700	
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND . . . . .	80,000	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1547	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM FEDERAL GRANTS TRUST FUND . . .	842	
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .	4,217	
	FROM LAND ACQUISITION TRUST FUND . .	4,038	
	FROM MINERALS TRUST FUND . . . . .	2,010	
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND . . . . .	2,947	
1548	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .	2,120	
	FROM LAND ACQUISITION TRUST FUND . .	2,518	
	FROM MINERALS TRUST FUND . . . . .	4,323	
TOTAL:	FLORIDA GEOLOGICAL SURVEY		
	FROM TRUST FUNDS . . . . .	4,401,408	
	TOTAL POSITIONS . . . . .	33.00	
	TOTAL ALL FUNDS . . . . .	4,401,408	
	TECHNOLOGY AND INFORMATION SERVICES		
	APPROVED SALARY RATE . . . . .	4,763,210	
1549	SALARIES AND BENEFITS POSITIONS	96.00	
	FROM LAND ACQUISITION TRUST FUND . .	7,133,965	
1550	OTHER PERSONAL SERVICES		
	FROM WORKING CAPITAL TRUST FUND . . .	1,660,944	
1551	EXPENSES		
	FROM LAND ACQUISITION TRUST FUND . .	759,810	
	FROM WORKING CAPITAL TRUST FUND . . .	4,620,613	
1552	OPERATING CAPITAL OUTLAY		
	FROM WORKING CAPITAL TRUST FUND . . .	50,625	
1553	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .	27,700	
	FROM WORKING CAPITAL TRUST FUND . . .	3,316,516	
1554	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM LAND ACQUISITION TRUST FUND . . .	25,964	
1555	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM LAND ACQUISITION TRUST FUND . . .	32,272	
1556	DATA PROCESSING SERVICES		
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF		
	MANAGEMENT SERVICES		
	FROM WORKING CAPITAL TRUST FUND . . .	1,589,827	
TOTAL:	TECHNOLOGY AND INFORMATION SERVICES		
	FROM TRUST FUNDS . . . . .	19,218,236	
	TOTAL POSITIONS . . . . .	96.00	
	TOTAL ALL FUNDS . . . . .	19,218,236	
	OFFICE OF EMERGENCY RESPONSE		
	APPROVED SALARY RATE . . . . .	486,411	
1557	SALARIES AND BENEFITS POSITIONS	6.00	
	FROM COASTAL PROTECTION TRUST FUND .	288,236	
	FROM INLAND PROTECTION TRUST FUND .	154,651	

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1558	OTHER PERSONAL SERVICES FROM COASTAL PROTECTION TRUST FUND .	61,443
1559	EXPENSES FROM COASTAL PROTECTION TRUST FUND . FROM INLAND PROTECTION TRUST FUND .	110,921 65,116
1560	OPERATING CAPITAL OUTLAY FROM COASTAL PROTECTION TRUST FUND .	7,818
1561	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF PATROL VEHICLES FROM COASTAL PROTECTION TRUST FUND .	63,594
1562	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM COASTAL PROTECTION TRUST FUND .	605,883
1563	SPECIAL CATEGORIES ON-CALL FEES FROM COASTAL PROTECTION TRUST FUND .	25,902
1564	SPECIAL CATEGORIES PAYMENTS FOR RESTORATION AND DAMAGE FROM COASTAL PROTECTION TRUST FUND .	25,000
1565	SPECIAL CATEGORIES ABANDONED DRUM REMOVAL AND DISPOSAL FROM COASTAL PROTECTION TRUST FUND .	70,000
1566	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM COASTAL PROTECTION TRUST FUND . FROM INLAND PROTECTION TRUST FUND .	3,234 1,182
1567	SPECIAL CATEGORIES UNDERGROUND STORAGE TANK CLEANUP FROM INLAND PROTECTION TRUST FUND .	80,759
1568	SPECIAL CATEGORIES TRANSFER TO THE MARINE RESOURCES CONSERVATION TRUST FUND OR STATE GAME TRUST FUND IN THE FWCC FOR LAW ENFORCEMENT FROM COASTAL PROTECTION TRUST FUND . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	11,310,256 2,822,599
1569	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COASTAL PROTECTION TRUST FUND .	1,342
TOTAL:	OFFICE OF EMERGENCY RESPONSE FROM TRUST FUNDS . . . . .	15,697,936
	TOTAL POSITIONS . . . . . 6.00	
	TOTAL ALL FUNDS . . . . .	15,697,936
PROGRAM: STATE LANDS		
LAND ADMINISTRATION AND MANAGEMENT		
	APPROVED SALARY RATE 6,548,199	
1570	SALARIES AND BENEFITS POSITIONS 127.00 FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	7,392,991 1,994,256
1571	OTHER PERSONAL SERVICES FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .	50,000 519,950

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	FROM LAND ACQUISITION TRUST FUND . .	193,310
1572	EXPENSES FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	55,000 765,917 301,758
1573	OPERATING CAPITAL OUTLAY FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	5,000 15,000 1,920
1574	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .	192,000
1575	SPECIAL CATEGORIES LAND MANAGEMENT FROM LAND ACQUISITION TRUST FUND . .	3,641,698
1576	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	2,045,161 277,941
1577	SPECIAL CATEGORIES STATE LANDS STEWARDSHIP FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	200,000 250,000
1578	SPECIAL CATEGORIES TIDE STATIONS AND BENCHMARKS FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .	850,000
1579	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	47,634 12,849
1580	SPECIAL CATEGORIES PAYMENT IN LIEU OF TAXES FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .	1,160,000
1581	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . .	75,000
1582	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	39,522 10,930
1583	FIXED CAPITAL OUTLAY LAND ACQUISITION, ENVIRONMENTALLY ENDANGERED, UNIQUE/ IRREPLACEABLE LANDS, STATEWIDE FROM LAND ACQUISITION TRUST FUND . .	92,000,000
1583A	FIXED CAPITAL OUTLAY WORKING WATERFRONTS PROGRAM FROM LAND ACQUISITION TRUST FUND . .	2,000,000

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1584	FIXED CAPITAL OUTLAY LAND ACQUISITION-FLORIDA COMMUNITIES TRUST FROM GENERAL REVENUE FUND . . . . .	10,000,000	
1585	FIXED CAPITAL OUTLAY DEBT SERVICE FROM LAND ACQUISITION TRUST FUND . .		134,975,355
TOTAL:	LAND ADMINISTRATION AND MANAGEMENT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	10,000,000	249,073,192
	TOTAL POSITIONS . . . . .	127.00	
	TOTAL ALL FUNDS . . . . .		259,073,192
PROGRAM: DISTRICT OFFICES			
REGULATORY DISTRICT OFFICES			
	APPROVED SALARY RATE . . . . .	28,423,945	
1586	SALARIES AND BENEFITS POSITIONS . . . . .	535.00	
	FROM GENERAL REVENUE FUND . . . . .	557,886	
	FROM ADMINISTRATIVE TRUST FUND . . .		1,376,380
	FROM AIR POLLUTION CONTROL TRUST FUND . . . . .		4,911,925
	FROM COASTAL PROTECTION TRUST FUND .		922,477
	FROM INLAND PROTECTION TRUST FUND .		2,916,210
	FROM FEDERAL GRANTS TRUST FUND . . .		1,571,153
	FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .		775,629
	FROM LAND ACQUISITION TRUST FUND . .		13,229,143
	FROM PERMIT FEE TRUST FUND . . . . .		7,867,482
	FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		1,485,692
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		3,298,598
1587	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		62,750
	FROM AIR POLLUTION CONTROL TRUST FUND . . . . .		159,229
	FROM INLAND PROTECTION TRUST FUND .		72,455
	FROM FEDERAL GRANTS TRUST FUND . . .		24,989
	FROM PERMIT FEE TRUST FUND . . . . .		62,896
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		247,132
1588	EXPENSES FROM GENERAL REVENUE FUND . . . . .	724,342	
	FROM ADMINISTRATIVE TRUST FUND . . .		411,119
	FROM AIR POLLUTION CONTROL TRUST FUND . . . . .		474,657
	FROM COASTAL PROTECTION TRUST FUND .		18,949
	FROM INLAND PROTECTION TRUST FUND .		357,121
	FROM FEDERAL GRANTS TRUST FUND . . .		44,016
	FROM LAND ACQUISITION TRUST FUND . .		1,218,703
	FROM PERMIT FEE TRUST FUND . . . . .		644,459
	FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		189,464
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		334,615
1589	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		2,876
	FROM AIR POLLUTION CONTROL TRUST FUND . . . . .		81,740
	FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		60,919
1590	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	32,327	
	FROM ADMINISTRATIVE TRUST FUND . . .		87,585
	FROM AIR POLLUTION CONTROL TRUST FUND . . . . .		21,644

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	FROM INLAND PROTECTION TRUST FUND .		1,860
	FROM LAND ACQUISITION TRUST FUND . .		9,325
	FROM PERMIT FEE TRUST FUND . . . . .		8,070
	FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		6,550
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		14,145
1591	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM COASTAL PROTECTION TRUST FUND .		120,000
1592	SPECIAL CATEGORIES ON-CALL FEES FROM COASTAL PROTECTION TRUST FUND .		173,625
1593	SPECIAL CATEGORIES ABANDONED DRUM REMOVAL AND DISPOSAL FROM COASTAL PROTECTION TRUST FUND .		30,000
1594	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		7,010
	FROM AIR POLLUTION CONTROL TRUST FUND . . . . .		25,017
	FROM COASTAL PROTECTION TRUST FUND .		4,698
	FROM INLAND PROTECTION TRUST FUND .		14,854
	FROM FEDERAL GRANTS TRUST FUND . . .		8,342
	FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .		3,951
	FROM LAND ACQUISITION TRUST FUND . .		67,038
	FROM PERMIT FEE TRUST FUND . . . . .		42,246
	FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		7,567
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		16,461
1595	SPECIAL CATEGORIES UNDERGROUND STORAGE TANK CLEANUP FROM INLAND PROTECTION TRUST FUND .		34,000
1596	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	11,589	
	FROM ADMINISTRATIVE TRUST FUND . . .		3,133
	FROM AIR POLLUTION CONTROL TRUST FUND . . . . .		26,530
	FROM COASTAL PROTECTION TRUST FUND .		4,013
	FROM INLAND PROTECTION TRUST FUND .		14,062
	FROM FEDERAL GRANTS TRUST FUND . . .		8,311
	FROM LAND ACQUISITION TRUST FUND . .		72,583
	FROM PERMIT FEE TRUST FUND . . . . .		51,750
	FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		8,974
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		16,187
1597	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY POLLUTION RESTORATION PROJECTS/GRANT & AID FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		150,000
TOTAL:	REGULATORY DISTRICT OFFICES FROM GENERAL REVENUE FUND . . . . .	1,326,144	
	FROM TRUST FUNDS . . . . .		43,882,309
	TOTAL POSITIONS . . . . .	535.00	
	TOTAL ALL FUNDS . . . . .		45,208,453
PROGRAM: WATER POLICY AND ECOSYSTEMS RESTORATION			
WATER POLICY AND ECOSYSTEMS RESTORATION			
	APPROVED SALARY RATE . . . . .	1,426,287	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1598	SALARIES AND BENEFITS POSITIONS	24.00	
	FROM ADMINISTRATIVE TRUST FUND . . .		279,089
	FROM FEDERAL GRANTS TRUST FUND . . .		494,820
	FROM LAND ACQUISITION TRUST FUND . . .		1,433,473
1599	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . .		287,452
	FROM LAND ACQUISITION TRUST FUND . . .		19,094
1600	EXPENSES		
	FROM ADMINISTRATIVE TRUST FUND . . .		75,392
	FROM FEDERAL GRANTS TRUST FUND . . .		2,000
	FROM LAND ACQUISITION TRUST FUND . . .		123,329
1601	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - NORTHWEST FLORIDA WATER		
	MANAGEMENT DISTRICT ENVIRONMENTAL RESOURCE		
	PERMITTING PROGRAM		
	FROM GENERAL REVENUE FUND . . . . .	1,851,231	
1602	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - NORTHWEST FLORIDA WATER		
	MANAGEMENT DISTRICT - OPERATIONS		
	FROM GENERAL REVENUE FUND . . . . .	3,360,000	
1603	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - SUWANNEE RIVER WATER		
	MANAGEMENT DISTRICT - OPERATIONS		
	FROM GENERAL REVENUE FUND . . . . .	2,287,000	
1604	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - SUWANNEE RIVER WATER		
	MANAGEMENT DISTRICT - ENVIRONMENTAL		
	RESOURCE PERMITTING		
	FROM GENERAL REVENUE FUND . . . . .	453,000	
1605	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - SUWANNEE RIVER WATER		
	MANAGEMENT DISTRICT - PAYMENT IN LIEU OF		
	TAXES		
	FROM INTERNAL IMPROVEMENT TRUST		
	FUND . . . . .		352,909
1606	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - WATER MANAGEMENT		
	DISTRICTS - LAND MANAGEMENT		
	FROM LAND ACQUISITION TRUST FUND . . .		7,887,210
	From the funds in Specific Appropriation 1606, \$1,610,000 is provided to the Northwest Florida Water Management District, \$1,777,210 is provided to the Suwannee River Water Management District, \$2,250,000 is provided to the St. Johns Water Management District, and \$2,250,000 is provided to the Southwest Florida Water Management District.		
1607	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - WATER MANAGEMENT		
	DISTRICTS - MPLS		
	FROM LAND ACQUISITION TRUST FUND . . .		3,446,000
	From the funds in Specific Appropriation 1607, \$1,811,000 is provided to the Northwest Florida Water Management District, and \$1,635,000 is provided to the Suwannee River Water Management District, for activities related to establishing minimum flows and levels.		
1608	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - WATER MANAGEMENT		
	DISTRICTS HURRICANE RECOVERY		
	FROM LAND ACQUISITION TRUST FUND . . .		2,350,000
	The nonrecurring funds in Specific Appropriation 1608 are provided to the Northwest Florida Water Management District for hurricane recovery activities.		
1609	OPERATING CAPITAL OUTLAY		
	FROM LAND ACQUISITION TRUST FUND . . .		5,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1611	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM LAND ACQUISITION TRUST FUND . . .		3,000
1612	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND . . . .		873
	FROM FEDERAL GRANTS TRUST FUND . . . .		1,541
	FROM LAND ACQUISITION TRUST FUND . . . .		4,463
1613	SPECIAL CATEGORIES		
	WATER QUALITY ENHANCEMENT AND		
	ACCOUNTABILITY		
	FROM GENERAL REVENUE FUND . . . . .	10,800,000	
	The funds in Specific Appropriation 1613 are provided for increased water quality monitoring, creation of a water quality public information portal, and for the establishment of the Blue-Green Algae Task Force. Funds may be used for administration and planning costs. The task force will support key funding and restoration initiatives to expedite nutrient reduction in Lake Okeechobee and the St. Lucie and Caloosahatchee estuaries. The task force will identify priority projects for funding that are based on scientific data and build upon Basin Management Action Plans (BMAPs) to provide the largest and most meaningful nutrient reductions in key waterbodies, as well as make recommendations for regulatory changes.		
	From the funds in Specific Appropriation 1613, \$4,000,000 is appropriated to the Department of Environmental Protection to expand statewide water quality analytics for the nutrient over-enrichment analytics assessment and water quality public information portal.		
1614	SPECIAL CATEGORIES		
	GRANTS AND AIDS - OCEAN RESEARCH AND		
	CONSERVATION ASSOCIATION - KILROY		
	MONITORING SYSTEMS		
	FROM GENERAL REVENUE FUND . . . . .	500,000	
	FROM LAND ACQUISITION TRUST FUND . . .		250,000
	From the funds in Specific Appropriation 1614, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Indian River Lagoon Kilroy Monitoring Systems project (Senate Form 1182).		
1615	SPECIAL CATEGORIES		
	GRANTS AND AIDS - INDIAN RIVER LAGOON AND		
	LAKE OKEECHOBEE BASIN - OPERATIONS		
	FROM LAND ACQUISITION TRUST FUND . . .		350,000
1616	SPECIAL CATEGORIES		
	TRANSFER TO THE SOUTH FLORIDA WATER		
	MANAGEMENT DISTRICT - DISPERSED WATER		
	STORAGE		
	FROM LAND ACQUISITION TRUST FUND . . .		5,000,000
1616A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - NORTHWEST FLORIDA		
	ESTUARY PROGRAM - ST. ANDREW/ST. JOE BAY		
	ESTUARY PROGRAM		
	FROM GENERAL REVENUE FUND . . . . .	500,000	
	From the funds in Specific Appropriation 1616A, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Northwest Florida Estuary Program - St. Andrew/St. Joe Bay Estuary Program (Senate Form 2193).		
1616B	SPECIAL CATEGORIES		
	GRANTS AND AIDS - ESCAMBA COUNTY		
	PENSACOLA AND PERDIDO BAYS ESTUARY PROGRAM		
	FROM GENERAL REVENUE FUND . . . . .	250,000	
	From the funds in Specific Appropriation 1616B, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Pensacola and Perdido Bays Estuary Program (Senate Form 1401).		

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1617 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM LAND ACQUISITION TRUST FUND . . . . . 4,991

1618 FIXED CAPITAL OUTLAY  
DEBT SERVICE - SAVE OUR EVERGLADES BONDS  
FROM LAND ACQUISITION TRUST FUND . . . . . 22,700,054

Funds provided in Specific Appropriation 1618 are for Fiscal Year 2020-2021 debt service on bonds authorized pursuant to section 215.619, Florida Statutes, including any other continuing payments necessary or incidental to the repayment of the bonds. These funds may be used to refinance any or all series if it is in the best interest of the state as determined by the Division of Bond Finance. If the debt service varies as a result of a change in the interest rate, timing of issuance, or other circumstances, there is appropriated from the Land Acquisition Trust Fund an amount sufficient to pay such debt service.

1619 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
GRANTS AND AIDS - INNOVATIVE TECHNOLOGIES  
FROM GENERAL REVENUE FUND . . . . . 5,000,000

The funds in Specific Appropriation 1619 are provided to the Department of Environmental Protection for the purpose of supporting the evaluation and implementation of innovative technologies and short-term solutions to combat or clean up harmful algal blooms and nutrient enrichment of Florida's fresh waterbodies, including lakes, rivers, estuaries and canals. Funds may be used for the Department's red tide emergency grant program to support local governments in cleaning beaches and coastal areas to minimize the impacts of red tide to residents and visitors. Funds may also be used to implement water quality treatment technologies, identified by the department, near water control structures in Lake Okeechobee.

1620 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
EVERGLADES RESTORATION  
FROM GENERAL REVENUE FUND . . . . . 11,300,000  
FROM SAVE OUR EVERGLADES TRUST  
FUND . . . . . 668,382  
FROM LAND ACQUISITION TRUST FUND . . . . . 254,600,000

From the funds in Specific Appropriation 1620, \$32,000,000 in recurring funds from the Land Acquisition Trust Fund is provided for the Restoration Strategies Regional Water Quality Plan.

From the funds in Specific Appropriation 1620, \$64,000,000 in recurring funds from the Land Acquisition Trust Fund is provided for the transfer to the Everglades Trust Fund within the South Florida Water Management District pursuant to section 375.041(3)(b)4., Florida Statutes.

From the funds in Specific Appropriation 1620, \$11,300,000 in nonrecurring funds from the General Revenue Fund, \$668,382 in nonrecurring funds from the Save Our Everglades Trust Fund, and \$158,600,000 in nonrecurring funds from the Land Acquisition Trust Fund shall be distributed to the South Florida Water Management District for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan (CERP).

1621 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
NORTHERN EVERGLADES AND ESTUARIES  
PROTECTION  
FROM GENERAL REVENUE FUND . . . . . 1,701,131  
FROM LAND ACQUISITION TRUST FUND . . . . . 45,342,089

From the funds provided in Specific Appropriation 1621, \$1,701,131 in recurring funds from the General Revenue Fund and \$28,175,082 in recurring funds and \$17,167,007 in nonrecurring funds from the Land Acquisition Trust Fund shall be used to implement the Northern Everglades and Estuaries Protection Program, pursuant to section 373.4595, Florida Statutes.

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1622 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
GRANTS AND AIDS - ALTERNATIVE WATER SUPPLY  
FROM GENERAL REVENUE FUND . . . . . 40,000,000

The funds in Specific Appropriation 1622 are provided to the water supply and water resource development grant program to help communities plan for and implement conservation, reuse and other water supply and water resource development projects. Priority funding will be given to regional projects in the areas of greatest need and for projects that provide the greatest benefit. The department shall identify and research all viable alternative water supply resources and provide an assessment of funding needs critical to supporting Florida's growing economy.

1622A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
GRANTS AND AIDS - WATER QUALITY  
IMPROVEMENTS - EVERGLADES RESTORATION  
FROM GENERAL REVENUE FUND . . . . . 50,000,000

The funds in Specific Appropriation 1622A shall be distributed to the South Florida Water Management District for the design, engineering, and construction of the specific project components designed to achieve the greatest reductions in harmful discharges to the Caloosahatchee and St. Lucie Estuaries as identified in the Comprehensive Everglades Restoration Plan Lake Okeechobee Watershed Restoration Project Draft Integrated Project Implementation Report and Environmental Impact Statement dated July 2018. The South Florida Water Management District is directed to negotiate a pre-partnership credit agreement with the United States Army Corps of Engineers as authorized under Section 6004 of the Water Resources Development Act of 2007.

TOTAL: WATER POLICY AND ECOSYSTEMS RESTORATION  
FROM GENERAL REVENUE FUND . . . . . 128,002,362  
FROM TRUST FUNDS . . . . . 345,681,161  
TOTAL POSITIONS . . . . . 24.00  
TOTAL ALL FUNDS . . . . . 473,683,523

## PROGRAM: WATER RESTORATION ASSISTANCE

## WATER RESTORATION ASSISTANCE

Funds in Specific Appropriations 1637, 1638, and 1639 are provided from the named funds to the Department of Environmental Protection to fund the Drinking Water and Wastewater Treatment Facility Construction State Revolving Loan Programs and the Small Community Sewer Construction Assistance Program developed pursuant to provisions of sections 403.8532, 403.1835, and 403.1838, Florida Statutes. Those appropriations used by the department for grants and aids may be advanced in part or in total.

APPROVED SALARY RATE 2,538,948

1623 SALARIES AND BENEFITS POSITIONS 57.00  
FROM FEDERAL GRANTS TRUST FUND . . . . . 3,220,569  
FROM LAND ACQUISITION TRUST FUND . . . . . 657,058  
FROM WATER QUALITY ASSURANCE TRUST  
FUND . . . . . 473,584

1624 OTHER PERSONAL SERVICES  
FROM COASTAL PROTECTION TRUST FUND . . . . . 9,744  
FROM LAND ACQUISITION TRUST FUND . . . . . 85,000  
FROM WATER QUALITY ASSURANCE TRUST  
FUND . . . . . 86,584

1625 EXPENSES  
FROM FEDERAL GRANTS TRUST FUND . . . . . 289,494  
FROM LAND ACQUISITION TRUST FUND . . . . . 75,370  
FROM WATER QUALITY ASSURANCE TRUST  
FUND . . . . . 96,400

1626 OPERATING CAPITAL OUTLAY  
FROM LAND ACQUISITION TRUST FUND . . . . . 10,000



## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1627	SPECIAL CATEGORIES WATER QUALITY MANAGEMENT/PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	1,390,164
1628	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	1,780,902
1629	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MINERALS TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	5,616 1,962 473 349
1630	SPECIAL CATEGORIES UNDERGROUND STORAGE TANK CLEANUP FROM INLAND PROTECTION TRUST FUND .	76,578
1631	SPECIAL CATEGORIES WATER WELL CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	894,350
1632	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	13,447 1,519 2,236
1633	FIXED CAPITAL OUTLAY NATURAL RESOURCE DAMAGE RESTORATION - FINAL RESTORATION - DEEPWATER HORIZON OIL SPILL FROM COASTAL PROTECTION TRUST FUND .	20,239,815
1634	FIXED CAPITAL OUTLAY SPRINGS RESTORATION FROM LAND ACQUISITION TRUST FUND . .	50,000,000
1635A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - WATER PROJECTS FROM GENERAL REVENUE FUND . . . . .	37,961,553

The funds appropriated in Specific Appropriation 1635A are supplemental to the funds previously committed by the water management districts towards the implementation of the named projects. A water management district shall not reduce the funds committed by it or in any way limit or restrict those funds as a result of this appropriation.

From the funds in Specific Appropriation 1635A, \$37,961,553 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Apalachicola Wastewater Treatment Plant Repairs Project (Senate Form 1431).....	400,000
Atlantic Beach Hopkins Creek Flood Mitigation - Phase 2 (Senate Form 2065).....	250,000
Aventura Curbing of Swale Flooding on Country Club Drive (Senate Form 1136).....	250,000
Bal Harbour Village Storm Water System Improvement (Senate Form 1114).....	250,000
Bonita Springs IBE/Quinn/Downs/Dean Street Drainage Project (Senate Form 1222).....	750,000
Brevard County - Septic to Sewer Conversion for 1019 Homes (Senate Form 1187).....	2,095,863
Caloosahatchee River Submerged Aquatic Vegetation Restoration (Senate Form 2425).....	400,000
Cape Canaveral Wastewater Treatment Plant Improvements (Senate Form 1479).....	250,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

Cape Coral Caloosahatchee - Reclaimed Water Transmission Main (Senate Form 1684).....	1,500,000
Citrus County - Old Homosassa Downtown East STS (Senate Form 1865).....	900,000
Clay County Utility Authority Saratoga Springs Water Treatment Plant (Senate Form 2520).....	250,000
Cooper City Lift Station 48 Rehabilitation & Force Main Replacement (Senate Form 1486).....	250,000
Coral Gables Canal Dredging (Senate Form 1263).....	300,000
Crystal River Sewer Master Plan Study (Senate Form 1879).. Fort Myers Restoration of Billy Creek (Senate Form 1688).. Fort White Water Supply Project (Senate Form 2483).....	150,000 250,000 2,805,610
Groveland - Wastewater Effluent Improvement (Senate Form 1780).....	935,000
Hendry County Connecting Airglades Airport & Clewiston Utilities (Senate Form 1314).....	500,000
Holmes Beach Flood Prevention Improvements (Senate Form 1813).....	3,000,000
Homosassa River Restoration Project (Senate Form 1864).... Indian Harbour Beach and Satellite Beach Muck Dredging (Senate Form 1645).....	2,000,000 1,200,000
Indian River County North Sebastian Septic to Sewer Phase 2 (Senate Form 1183).....	1,129,637
Kings Bay Restoration Project (Senate Form 1863).....	2,000,000
Lake County - Sun Eden-Lake Harris Water Quality and Drainage Improvements (Senate Form 1089).....	250,000
Lake Seminole Submerged Aquatic Vegetation Renourishment (Senate Form 2077).....	992,278
Lee County Artesian Well Abandonment Project (Senate Form 1683).....	80,000
Loggerhead Marinellife Center - Improving Water Quality and Coastline Cleanliness (Senate Form 1140).....	250,000
Manatee County Water Quality Improvement with Native Oysters and Clams Restoration (Senate Form 1173).....	950,000
Marco Island Nutrient Source Evaluation and Assessment (Senate Form 1093).....	300,000
Marco Island San Marco Road Tide Leveling/Flushing Improvement Project (Senate Form 1094).....	425,000
Melbourne Eau Gallie Dam Replacement (Senate Form 1647).. Melbourne Septic to Sewer Infrastructure (Senate Form 2424).....	250,000 380,000
Melbourne Village Dayton Bridge and Culvert Replacement (Senate Form 1814).....	250,000
Miami Beach 75th Street Booster Station (Senate Form 1112) Miami Stormwater Pump Station & Water Quality Improvements (Senate Form 1589).....	250,000 1,500,000
Milton North Santa Rosa Regional Water Reclamation Facility (Senate Form 1393).....	500,000
Miramar Country Club Ranches Water Main Infrastructure Improvements (Senate Form 1510).....	250,000
Neptune Beach Stormwater Improvements (Senate Form 1671).. Oakland-South Lake Apopka Initiative (Senate Form 1189)...	250,000 250,000
Palatka - Drinking Water Infrastructure Improvements (Senate Form 2181).....	1,500,000
Palm Beach County Lake Worth Lagoon Initiative (Senate Form 1066).....	250,000
Pasco County Handcart Road Water and Wastewater (Senate Form 1857).....	900,000
Pasco County Quail Hollow Blvd South (SW0530)(Senate Form 2275).....	250,000
Polk Regional Water Cooperative Heartland Headwaters..... Port Orange Howes Street Drainage Improvements (Senate Form 1702).....	1,318,030 250,000
Riviera Beach Intracoastal Critical Water Main Replacement (Senate Form 1713).....	300,000
Sanford Nutrient Reduction at Lake Jesup and Lake Monroe (Senate Form 2002).....	250,000
Seminole County - Lake Jesup Watershed Project (Senate Form 1953).....	250,000
St. Lucie County Taylor Creek Restoration Muck Removal Project (Senate Form 2131).....	350,000
St. Pete Beach Sanitary Sewer Expansion Project (Senate Form 1050).....	250,000
Tallahassee Wastewater System Resiliency - Pump Station 12 Replacement (Senate Form 2117).....	750,000
Tarpon Springs Anclote River Extended Turning Basin Dredge (Senate Form 1503).....	400,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

Volusia County Ariel Canal Water Quality Improvements (Senate Form 2056).....			300,000
Wauchula Service Area 3 Waterlines Replacement (Senate Form 1744).....			1,700,135
<p>The nonrecurring funds in Specific Appropriation 1635A appropriated to the Department of Environmental Protection for the Polk Regional Water Cooperative Heartland Headwaters Protection and Sustainability are provided for the purpose of entering into financial assistance agreements with the Polk Regional Water Cooperative and must be distributed in accordance with the projects identified in the Fiscal Year 2019-2020 Annual Comprehensive Water Resources Report submitted to the legislature pursuant to section 373.463, Florida Statutes, to finance the cost of designing or constructing projects that protect, restore, or enhance the headwaters of the river systems located in Polk County.</p>			
1636	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AID - NON-POINT SOURCE (NPS) MANAGEMENT PLANNING GRANTS FROM GENERAL REVENUE FUND . . . . .	5,000,000	8,500,000
1637	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY DRINKING WATER FACILITY CONSTRUCTION - STATE REVOLVING LOAN FROM GENERAL REVENUE FUND . . . . .	24,887,533	
	FROM DRINKING WATER REVOLVING LOAN TRUST FUND . . . . .		193,204,595
1638	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY WASTEWATER TREATMENT FACILITY CONSTRUCTION FROM GENERAL REVENUE FUND . . . . .	22,713,467	
	FROM WASTEWATER TREATMENT AND STORMWATER MANAGEMENT REVOLVING LOAN TRUST FUND . . . . .		270,806,346
1639	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SMALL COUNTY WASTEWATER TREATMENT GRANTS FROM FEDERAL GRANTS TRUST FUND . . .		13,000,000
<p>From the nonrecurring funds in Specific Appropriation 1639, \$2,000,000 is provided to publicly owned utilities to remove sand and grit from wastewater treatment plants with daily flow less than 3 MGD and associated collection systems that must remain in operation during cleaning to avoid the discharge of untreated wastewater. The department shall coordinate the selection and administration of projects. Funds shall be distributed on a first-come, first-serve basis and require a local match of at least 50 percent, with the exception that the local match shall be waived by the department if: 1) the public utility is located in a Rural Area of Opportunity pursuant to section 288.0656, Florida Statutes; 2) the public utility is located in a county that has a poverty level equal to or greater than 20 percent as defined by the most recent federal census; or, 3) the public utility is located in and wholly serves a municipality that has a poverty level equal to or greater than 25 percent as qualified by the municipality and such qualification is accepted by the department (Senate Form 1472).</p>			
1640	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - SMALL AND DISADVANTAGED COMMUNITIES (SDC) WATER INFRASTRUCTURE IMPROVEMENTS FROM GENERAL REVENUE FUND . . . . .	754,650	1,677,000
1641	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - WATER QUALITY IMPROVEMENTS FROM GENERAL REVENUE FUND . . . . .	25,000,000	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1641A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - ST. JOHNS/SUWANNEE/ APALACHICOLA RIVERS WATER QUALITY IMPROVEMENTS FROM GENERAL REVENUE FUND . . . . .	25,000,000	
1641B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - INDIAN RIVER LAGOON WATER QUALITY IMPROVEMENT PROJECTS FROM GENERAL REVENUE FUND . . . . .	25,000,000	
<p>The funds in Specific Appropriation 1641B are provided to the St. Johns River Water Management District for Indian River Lagoon water quality improvement projects.</p>			
1641C	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - CORAL REEF PROTECTION AND RESTORATION FROM GENERAL REVENUE FUND . . . . .	10,000,000	
TOTAL:	WATER RESTORATION ASSISTANCE FROM GENERAL REVENUE FUND . . . . .	176,317,203	566,599,155
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	57.00	
	TOTAL ALL FUNDS . . . . .		742,916,358
PROGRAM: ENVIRONMENTAL ASSESSMENT AND RESTORATION			
WATER SCIENCE AND LABORATORY SERVICES			
	APPROVED SALARY RATE . . . . .	9,441,116	
1642	SALARIES AND BENEFITS POSITIONS FROM FEDERAL GRANTS TRUST FUND . . .	199.00	3,003,341
	FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .		111,786
	FROM LAND ACQUISITION TRUST FUND . .		7,230,182
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		3,093,219
1643	OTHER PERSONAL SERVICES FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .		7,197
	FROM LAND ACQUISITION TRUST FUND . .		94,215
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		221,548
1644	EXPENSES FROM FEDERAL GRANTS TRUST FUND . . .		211,828
	FROM LAND ACQUISITION TRUST FUND . .		1,576,091
	FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		92,774
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		478,942
1645	OPERATING CAPITAL OUTLAY FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .		66,267
	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		132,533
1646	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		160,000
1647	SPECIAL CATEGORIES GROUND WATER QUALITY MONITORING NETWORK FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .		2,344,432

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1648	SPECIAL CATEGORIES WATER MANAGEMENT DISTRICTS LABORATORY SUPPORT FROM GRANTS AND DONATIONS TRUST FUND . . . . .	176,425
1649	SPECIAL CATEGORIES EVERGLADES LAB SUPPORT FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	231,564
1650	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	78,000
1651	SPECIAL CATEGORIES WATER QUALITY MANAGEMENT/PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	1,178,126
1652	SPECIAL CATEGORIES LABORATORY SERVICES FROM FEDERAL GRANTS TRUST FUND . . .	150,000
1653	SPECIAL CATEGORIES CONTRACTED SERVICES FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	207,354 214,205
1654	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	312,710
1655	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND . . . FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	14,658 560 36,193 13,479
1656	SPECIAL CATEGORIES U.S. GEOLOGIC SURVEY COOPERATIVE AGREEMENT FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	214,897
1657	SPECIAL CATEGORIES TRANSFER TO INSTITUTE OF FOOD AND AGRICULTURE SCIENCES (IFAS) - LAKEWATCH FROM INTERNAL IMPROVEMENT TRUST FUND . . . . .	500,000
1658	SPECIAL CATEGORIES TRANSFER TO INDIAN RIVER LAGOON NATIONAL ESTUARY PROGRAM FROM GENERAL REVENUE FUND . . . . .	250,000
From the funds in Specific Appropriation 1658, \$250,000 in recurring funds from the General Revenue Fund shall be used for National Estuary Program activities necessary to achieve the total maximum daily load adopted by the Department of Environmental Protection for the Indian River and Banana River Lagoons. The Indian River Lagoon National Estuary Program will report to the department annually on use of these funds.		
1659	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . .	11,488 37,352

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	FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	12,927
1660	SPECIAL CATEGORIES TOTAL MAXIMUM DAILY LOADS FROM LAND ACQUISITION TRUST FUND . .	1,223,964
1661	FIXED CAPITAL OUTLAY TOTAL MAXIMUM DAILY LOADS FROM GENERAL REVENUE FUND . . . . .	25,000,000
From the funds in Specific Appropriation 1661, the department may include innovative water treatment projects that demonstrate the ability to most rapidly achieve department verified phosphorous and/or nitrogen load reductions consistent with the nutrient load reduction goals and total maximum daily loads established by the department. The department may also provide cost-share funding for innovative nutrient removal projects.		
1662	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AID - NON-POINT SOURCE (NPS) MANAGEMENT PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	1,500,000
TOTAL:	WATER SCIENCE AND LABORATORY SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	25,250,000 24,938,257
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	199.00 50,188,257
PROGRAM: WATER RESOURCE MANAGEMENT		
WATER RESOURCE MANAGEMENT		
	APPROVED SALARY RATE	11,066,727
1663	SALARIES AND BENEFITS POSITIONS 218.00 FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MINERALS TRUST FUND . . . . . FROM NON-MANDATORY LAND RECLAMATION TRUST FUND . . . . . FROM PERMIT FEE TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	4,301,612 3,945,140 1,463,787 1,581,052 3,189,395 1,808,080
1664	OTHER PERSONAL SERVICES FROM LAND ACQUISITION TRUST FUND . . FROM MINERALS TRUST FUND . . . . . FROM NON-MANDATORY LAND RECLAMATION TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	278,481 31,601 41,759 890,549
1665	EXPENSES FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM NON-MANDATORY LAND RECLAMATION TRUST FUND . . . . . FROM PERMIT FEE TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	629,979 355,389 305,180 445,870 65,508
1666	OPERATING CAPITAL OUTLAY FROM MINERALS TRUST FUND . . . . . FROM NON-MANDATORY LAND RECLAMATION TRUST FUND . . . . .	1,132 40,125
1667	SPECIAL CATEGORIES WATER QUALITY MANAGEMENT/PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	2,624,930

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1668	SPECIAL CATEGORIES NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM FROM PERMIT FEE TRUST FUND . . . . .	139,251
1669	SPECIAL CATEGORIES CONTRACTED SERVICES FROM MINERALS TRUST FUND . . . . .	20,000
1669A	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	500,000
The nonrecurring funds in Specific Appropriation 1669A are provided for the Florida Ocean and Coastal Policy project (Senate Form 1651).		
1670	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	353
1671	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MINERALS TRUST FUND . . . . . FROM NON-MANDATORY LAND RECLAMATION TRUST FUND . . . . . FROM PERMIT FEE TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	13,726 11,007 3,767 4,969 10,023 5,982
1672	SPECIAL CATEGORIES HABITAT RESTORATION FROM NON-MANDATORY LAND RECLAMATION TRUST FUND . . . . .	145,610
1673	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MINERALS TRUST FUND . . . . . FROM NON-MANDATORY LAND RECLAMATION TRUST FUND . . . . . FROM PERMIT FEE TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	6,573 29,643 7,957 7,450 11,715 7,499
1674	SPECIAL CATEGORIES WETLANDS PROTECTION FROM FEDERAL GRANTS TRUST FUND . . .	34,459
1675	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AID - NON-POINT SOURCE (NPS) MANAGEMENT PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	4,000,000
1676	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY BEACH PROJECTS - STATEWIDE FROM LAND ACQUISITION TRUST FUND . .	50,000,000
From the funds in Specific Appropriation 1676, any remaining unencumbered surplus funds shall be available for beach and inlet management projects in continued priority order, based on readiness to proceed.		
1676A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - MADEIRA BEACH SAND GROIN REFURBISHMENT FROM GENERAL REVENUE FUND . . . . .	250,000
The nonrecurring funds in Specific Appropriation 1676A are provided for		

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the Madeira Beach - Beach Groin Replacement (Senate Form 1273).		
1676B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - FERNANDINA BEACH DUNE STABILIZATION PROJECT FROM GENERAL REVENUE FUND . . . . .	250,000
The nonrecurring funds in Specific Appropriation 1676B are provided for the Fernandina Beach Dune Protection and Restoration Project: Closing the Gaps (Senate Form 1365).		
1676C	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - ST. JOHNS COUNTY PONTE VEDRA BEACH NORTH BEACH AND DUNE RESTORATION FROM GENERAL REVENUE FUND . . . . .	500,000
The nonrecurring funds in Specific Appropriation 1676C are provided for the Ponte Vedra Beach North Beach and Dune Restoration (Senate Form 2505).		
1676D	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY UNIVERSITY OF FLORIDA - ICOAST: COASTAL MONITORING FOR ACTION FROM GENERAL REVENUE FUND . . . . .	250,000
The nonrecurring funds in Specific Appropriation 1676D are provided for the University of Florida - iCoast: Coastal Monitoring for Action (Senate Form 1948).		
TOTAL: WATER RESOURCE MANAGEMENT		
	FROM GENERAL REVENUE FUND . . . . .	1,750,000
	FROM TRUST FUNDS . . . . .	76,459,553
	TOTAL POSITIONS . . . . .	218.00
	TOTAL ALL FUNDS . . . . .	78,209,553
PROGRAM: WASTE MANAGEMENT		
WASTE MANAGEMENT		
	APPROVED SALARY RATE . . . . .	9,379,211
1677	SALARIES AND BENEFITS POSITIONS FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	181.00 5,316,813 2,445,198 2,082,466 3,847,218
1678	OTHER PERSONAL SERVICES FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	23,780 214,193 142,552 42,000
1679	EXPENSES FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	561,232 179,291 227,094 418,878
1680	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SOUTHERN WASTE INFORMATION EXCHANGE CLEARING HOUSE FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	300,000

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1681	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - LOCAL HAZARDOUS WASTE COLLECTION FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	509,994
1682	OPERATING CAPITAL OUTLAY FROM INLAND PROTECTION TRUST FUND . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	5,350 23,757 5,939
1683	SPECIAL CATEGORIES STORAGE TANK COMPLIANCE VERIFICATION FROM INLAND PROTECTION TRUST FUND .	6,490,000
1684	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF HEALTH FOR BIOMEDICAL WASTE REGULATION FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	880,000
1685	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	109,045 4,200 474,000 62,100
1686	SPECIAL CATEGORIES FEDERAL WASTE PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	954,153
1687	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	1,719,108
1688	SPECIAL CATEGORIES HAZARDOUS WASTE SITES RESTORATION FROM FEDERAL GRANTS TRUST FUND . . .	1,108,285
1689	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES - MOSQUITO CONTROL PROGRAM FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	2,660,000
1690	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	12,018 5,527 4,707 8,696
1691	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF REVENUE - ADMINISTRATION OF LEAD ACID BATTERY FEE FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	231,092
1692	SPECIAL CATEGORIES TRANSFER TO UNIVERSITY OF FLORIDA - RESEARCH AND TESTING FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	700,000
1693	SPECIAL CATEGORIES UNDERGROUND STORAGE TANK CLEANUP FROM INLAND PROTECTION TRUST FUND .	4,724,541

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	FROM FEDERAL GRANTS TRUST FUND . . .	3,092,467
1694	SPECIAL CATEGORIES LOCAL GOVERNMENT CLEANUP CONTRACTING FROM INLAND PROTECTION TRUST FUND .	11,840,000
1695	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INLAND PROTECTION TRUST FUND . FROM FEDERAL GRANTS TRUST FUND . . . FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . . FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	27,717 9,410 9,434 19,260
1696	SPECIAL CATEGORIES TRANSFER TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES - OPERATION CLEAN SWEEP FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	100,000
1697	FIXED CAPITAL OUTLAY DRY CLEANING SOLVENT CONTAMINATED SITE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	8,500,000
1698	FIXED CAPITAL OUTLAY CLEANUP OF STATE OWNED LANDS FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	10,000,000
	The funds in Specific Appropriation 1698 shall be utilized by the department to complete the site assessment and conduct remediation activities at the Florida State Fire College in Marion County.	
1699	FIXED CAPITAL OUTLAY WASTE TIRE ABATEMENT FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	500,000
1700	FIXED CAPITAL OUTLAY SOLID WASTE LANDFILL CLOSURES FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	2,000,000
1701	FIXED CAPITAL OUTLAY PETROLEUM TANKS CLEANUP FROM INLAND PROTECTION TRUST FUND .	125,000,000
1702	FIXED CAPITAL OUTLAY HAZARDOUS WASTE CONTAMINATED SITE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND . . . . .	5,500,000
1703	FIXED CAPITAL OUTLAY DEBT SERVICE - INLAND PROTECTION FINANCING CORPORATION FROM INLAND PROTECTION TRUST FUND .	9,326,153
	Funds in Specific Appropriation 1703 are for Fiscal Year 2019-2020 debt service on bonds issued pursuant to Specific Appropriation 1660, chapter 2009-81, Laws of Florida, and any administrative expenses of the Inland Protection Financing Corporation for the purpose of rehabilitation of petroleum contamination sites pursuant to sections 376.30 through 376.317, Florida Statutes.	
1704	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SOLID WASTE MANAGEMENT FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	3,000,000

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1705	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - REEF PROTECTION AND TIRE ABATEMENT FROM SOLID WASTE MANAGEMENT TRUST FUND . . . . .	2,500,000	
TOTAL:	WASTE MANAGEMENT FROM TRUST FUNDS . . . . .	217,917,668	
	TOTAL POSITIONS . . . . .	181.00	
	TOTAL ALL FUNDS . . . . .	217,917,668	
PROGRAM: RECREATION AND PARKS			
STATE PARK OPERATIONS			
	APPROVED SALARY RATE . . . . .	37,078,341	
1706	SALARIES AND BENEFITS POSITIONS . . . . . FROM LAND ACQUISITION TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	1,033.50 32,100,574 22,721,549	
1707	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	80,301 5,483,994	
1708	EXPENSES FROM FEDERAL GRANTS TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	38,545 84,550 14,256,145	
1709	OPERATING CAPITAL OUTLAY FROM STATE PARK TRUST FUND . . . . .	85,986	
1710	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE PARK TRUST FUND . . . . .	1,080,000	
1711	SPECIAL CATEGORIES DISTRIBUTION OF SURCHARGE FEES FROM STATE PARK TRUST FUND . . . . .	800,000	
1712	SPECIAL CATEGORIES DISBURSE DONATIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	208,274 750,706	
1713	SPECIAL CATEGORIES LAND MANAGEMENT FROM GENERAL REVENUE FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	400,000 2,106,678 203,130	
1714	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE PARK TRUST FUND . . . . .	50,000	
1715	SPECIAL CATEGORIES AMERICORPS PROGRAM FROM FEDERAL GRANTS TRUST FUND . . . . .	753,131	
1716	SPECIAL CATEGORIES OUTSOURCING/PRIVATIZATION FROM STATE PARK TRUST FUND . . . . .	6,619,781	
1717	SPECIAL CATEGORIES MANAGEMENT OF WATER CONTROL STRUCTURES FROM STATE PARK TRUST FUND . . . . .	150,000	
1718	SPECIAL CATEGORIES CONTROL OF INVASIVE EXOTICS FROM STATE PARK TRUST FUND . . . . .	315,353	

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1719	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	1,616,574 1,144,245	
1720	SPECIAL CATEGORIES GREENWAYS CARL MANAGEMENT FUNDING FROM LAND ACQUISITION TRUST FUND . . . . .	2,222,080	
1721	SPECIAL CATEGORIES LAND USE PROCEEDS DISBURSEMENTS FROM STATE PARK TRUST FUND . . . . .	1,200,000	
1722	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM LAND ACQUISITION TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	208,547 149,682	
1723	FIXED CAPITAL OUTLAY STATE PARK FACILITY IMPROVEMENTS FROM INTERNAL IMPROVEMENT TRUST FUND . . . . . FROM STATE PARK TRUST FUND . . . . .	12,000,000 15,000,000	
1725	FIXED CAPITAL OUTLAY REMOVE ACCESSIBILITY BARRIERS - STATEWIDE FROM STATE PARK TRUST FUND . . . . .	4,000,000	
1726	FIXED CAPITAL OUTLAY GRANTS AND DONATIONS SPENDING AUTHORITY FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,000,000	
1727	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FEDERAL LAND AND WATER CONSERVATION FUND GRANTS FROM FEDERAL GRANTS TRUST FUND . . . . .	3,000,000	
1728	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FLORIDA RECREATION DEVELOPMENT ASSISTANCE GRANTS FROM GENERAL REVENUE FUND . . . . . FROM FLORIDA FOREVER TRUST FUND . . . . .	6,342,750 6,000,000	
The funds in Specific Appropriation 1728 are provided to fund the entire priority list for eligible Florida Recreation Development Assistance Program projects.			
1729	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY NATIONAL RECREATIONAL TRAIL GRANTS FROM FEDERAL GRANTS TRUST FUND . . . . .	3,000,000	
1729A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY LOCAL PARKS FROM GENERAL REVENUE FUND . . . . .	1,450,000	
From the funds in Specific Appropriation 1729A, \$1,450,000 in nonrecurring funds from the General Revenue Fund is provided for the following local parks:			
	Coral Springs Parks & Recreation Security Initiatives (Senate Form 1795).....	100,000	
	Green Cove Springs Public Safety and River Access Project (Senate Form 2442).....	300,000	
	Royal Palm Beach Commons Park All-Access Playground (Senate Form 2090).....	250,000	
	Seminole County- Lake Monroe Trail Loop (Senate Form 1952).....	250,000	
	South Miami Park Space Acquisition (Senate Form 1265).....	400,000	
	Sunrise - Bicycle and Pedestrian Greenways and Trails Master Plan Update (Senate Form 1482).....	150,000	

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TOTAL:	STATE PARK OPERATIONS		
	FROM GENERAL REVENUE FUND . . . . .	8,192,750	
	FROM TRUST FUNDS . . . . .		139,429,825
	TOTAL POSITIONS . . . . .	1,033.50	
	TOTAL ALL FUNDS . . . . .		147,622,575
COASTAL AND AQUATIC MANAGED AREAS			
	APPROVED SALARY RATE	4,838,281	
1730	SALARIES AND BENEFITS POSITIONS	99.00	
	FROM FEDERAL GRANTS TRUST FUND . . .		2,745,070
	FROM LAND ACQUISITION TRUST FUND . .		3,876,288
1731	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . .		107,438
	FROM LAND ACQUISITION TRUST FUND . .		597,201
1732	EXPENSES		
	FROM FEDERAL GRANTS TRUST FUND . . .		144,600
	FROM LAND ACQUISITION TRUST FUND . .		1,026,416
1733	OPERATING CAPITAL OUTLAY		
	FROM LAND ACQUISITION TRUST FUND . .		29,292
1734	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM FEDERAL GRANTS TRUST FUND . . .		40,000
1736	SPECIAL CATEGORIES		
	SUBMERGED RESOURCE DAMAGED RESTORATIONS		
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND . . . . .		257,834
1737	SPECIAL CATEGORIES		
	FLORIDA RESILIENT COASTLINE INITIATIVE		
	FROM GENERAL REVENUE FUND . . . . .	10,000,000	
From the funds in Specific Appropriation 1737, \$10,000,000 in recurring funds from the General Revenue Fund are provided for the Florida Resilient Coastline Initiative to assist local governments with storm resiliency, sea level rise planning, coastal resilience projects, and coral reef health.			
The department shall perform an analysis for each assessment and planning grant provided to local communities during the 2020-2021 fiscal year. The analysis shall include for each grant: an accounting of grant expenditures, descriptions of goals and objectives, and project recommendations and estimated costs of those projects. The analysis shall be submitted to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget by October 1, 2020.			
1738	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM LAND ACQUISITION TRUST FUND . .		174,443
1739	SPECIAL CATEGORIES		
	MARINE RESEARCH GRANTS		
	FROM FEDERAL GRANTS TRUST FUND . . .		3,150,941
	FROM GRANTS AND DONATIONS TRUST		
	FUND . . . . .		339,730
1740	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM FEDERAL GRANTS TRUST FUND . . .		26,473
	FROM LAND ACQUISITION TRUST FUND . .		38,029
1741	SPECIAL CATEGORIES		
	ECOTOURISM		
	FROM LAND ACQUISITION TRUST FUND . .		250,000

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1742	SPECIAL CATEGORIES		
	COASTAL AND AQUATIC MANAGED AREAS (CAMA) -		
	CARL MANAGEMENT FUNDS		
	FROM LAND ACQUISITION TRUST FUND . .		888,152
1743	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM FEDERAL GRANTS TRUST FUND . . .		10,383
	FROM LAND ACQUISITION TRUST FUND . .		23,806
1744	FIXED CAPITAL OUTLAY		
	MAINTENANCE, REPAIRS AND CONSTRUCTION -		
	STATEWIDE		
	FROM LAND ACQUISITION TRUST FUND . .		900,000
1746	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	FLORIDA COASTAL ZONE MANAGEMENT PROGRAM		
	FROM FEDERAL GRANTS TRUST FUND . . .		832,000
1748	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	CLEAN MARINA		
	FROM FEDERAL GRANTS TRUST FUND . . .		1,000,000
TOTAL:	COASTAL AND AQUATIC MANAGED AREAS		
	FROM GENERAL REVENUE FUND . . . . .	10,000,000	
	FROM TRUST FUNDS . . . . .		16,458,096
	TOTAL POSITIONS . . . . .	99.00	
	TOTAL ALL FUNDS . . . . .		26,458,096
PROGRAM: AIR RESOURCES MANAGEMENT			
UTILITIES SITING AND COORDINATION			
	APPROVED SALARY RATE	245,885	
1749	SALARIES AND BENEFITS POSITIONS	3.00	
	FROM PERMIT FEE TRUST FUND . . . . .		297,812
1750	EXPENSES		
	FROM PERMIT FEE TRUST FUND . . . . .		18,055
1751	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM PERMIT FEE TRUST FUND . . . . .		6,136
1752	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM PERMIT FEE TRUST FUND . . . . .		1,850
TOTAL:	UTILITIES SITING AND COORDINATION		
	FROM TRUST FUNDS . . . . .		323,853
	TOTAL POSITIONS . . . . .	3.00	
	TOTAL ALL FUNDS . . . . .		323,853
AIR RESOURCES MANAGEMENT			
	APPROVED SALARY RATE	3,789,942	
1753	SALARIES AND BENEFITS POSITIONS	67.00	
	FROM AIR POLLUTION CONTROL TRUST		
	FUND . . . . .		5,385,774
1754	OTHER PERSONAL SERVICES		
	FROM AIR POLLUTION CONTROL TRUST		
	FUND . . . . .		3,128,755

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1755	EXPENSES FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	779,634	
1756	OPERATING CAPITAL OUTLAY FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	387,680	
1757	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	394,420	
1758	SPECIAL CATEGORIES DISTRIBUTION TO COUNTIES - MOTOR VEHICLE REGISTRATION PROCEEDS FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	8,705,936	
1759	SPECIAL CATEGORIES ASBESTOS REMOVAL PROGRAM FEES FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	20,000	
1760	SPECIAL CATEGORIES CONTRACTED SERVICES FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	472,000	
1761	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	31,132	
1762	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM AIR POLLUTION CONTROL TRUST FUND . . . . .	25,331	
1763	FIXED CAPITAL OUTLAY VOLKSWAGEN SETTLEMENT FROM GRANTS AND DONATIONS TRUST FUND . . . . .	67,500,000	
TOTAL: AIR RESOURCES MANAGEMENT FROM TRUST FUNDS . . . . .		86,830,662	
	TOTAL POSITIONS . . . . .	67.00	
	TOTAL ALL FUNDS . . . . .	86,830,662	
PROGRAM: ENVIRONMENTAL LAW ENFORCEMENT			
ENVIRONMENTAL LAW ENFORCEMENT			
	APPROVED SALARY RATE . . . . .	1,176,219	
1764	SALARIES AND BENEFITS POSITIONS FROM INLAND PROTECTION TRUST FUND . . . . .	20.00	1,900,841
1765	EXPENSES FROM INLAND PROTECTION TRUST FUND . . . . .		160,772
1766	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF PATROL VEHICLES FROM INLAND PROTECTION TRUST FUND . . . . .		225,000
1767	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM INLAND PROTECTION TRUST FUND . . . . .		57,000
1768	SPECIAL CATEGORIES OVERTIME FROM INLAND PROTECTION TRUST FUND . . . . .		11,200

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1769	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM INLAND PROTECTION TRUST FUND . . . . .		24,719
1770	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INLAND PROTECTION TRUST FUND . . . . .		6,602
TOTAL: ENVIRONMENTAL LAW ENFORCEMENT FROM TRUST FUNDS . . . . .			2,386,134
	TOTAL POSITIONS . . . . .	20.00	
	TOTAL ALL FUNDS . . . . .		2,386,134
TOTAL: ENVIRONMENTAL PROTECTION, DEPARTMENT OF FROM GENERAL REVENUE FUND . . . . .		360,838,459	1,836,078,963
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	2,917.50	
	TOTAL ALL FUNDS . . . . .		2,196,917,422
	TOTAL APPROVED SALARY RATE . . . . .	135,254,781	
FISH AND WILDLIFE CONSERVATION COMMISSION			
PROGRAM: EXECUTIVE DIRECTION AND ADMINISTRATIVE SERVICES			
OFFICE OF EXECUTIVE DIRECTION AND ADMINISTRATIVE SUPPORT SERVICES			
	APPROVED SALARY RATE . . . . .	10,645,006	
1771	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . . . .	218.00	7,582,690
	FROM LAND ACQUISITION TRUST FUND . . . . .		6,399,661
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		983,194
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .		120,923
1772	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	100,000	1,509,073
	FROM ADMINISTRATIVE TRUST FUND . . . . .		
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		134,268
1773	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . . . .		3,755,586
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		512,838
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .		42,622
1774	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . . . .		395,144
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		4,704
1774A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND . . . . .		60,594
1775	SPECIAL CATEGORIES FISH AND WILDLIFE CONSERVATION COMMISSION YOUTH HUNTING AND FISHING PROGRAMS FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		134,000
	FROM STATE GAME TRUST FUND . . . . .		1,001,255
1776	SPECIAL CATEGORIES NON-CARL WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . . . . .		72,205



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1777	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND . . .	6,976
1778	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . FROM STATE GAME TRUST FUND . . . . .	2,086,972 91,491 1,685 2,754,188
1779	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	146,138 5,867 14,131 30,555
1780	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM ADMINISTRATIVE TRUST FUND . . .	6,828
1781	SPECIAL CATEGORIES FINAL NATURAL RESOURCE DAMAGE RESTORATION - DEEPWATER HORIZON OIL SPILL FROM GRANTS AND DONATIONS TRUST FUND . . . . .	620,000
1782	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM ADMINISTRATIVE TRUST FUND . . .	34,731
1783	SPECIAL CATEGORIES GULF COAST RESTORATION FROM GRANTS AND DONATIONS TRUST FUND . . . . .	555,510
1784	SPECIAL CATEGORIES RESTORE ACT - DEEPWATER HORIZON SPILL FROM FEDERAL GRANTS TRUST FUND . . .	4,000
1785	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	72,766 7,030
1786	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . .	115,000
1787	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM ADMINISTRATIVE TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	900,000 18,168
1788	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND . . .	699,788

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TOTAL: OFFICE OF EXECUTIVE DIRECTION AND ADMINISTRATIVE SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .			100,000 30,880,581
TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .			218.00 30,980,581
PROGRAM: LAW ENFORCEMENT			
FISH, WILDLIFE AND BOATING LAW ENFORCEMENT			
APPROVED SALARY RATE			54,852,668
1789	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . FROM STATE GAME TRUST FUND . . . . .	1,043.00 28,801,346 4,227,650 16,583,827 33,297,726 769,658 1,028,893	
1790	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	271,463 162,866 389,928 211,981	
1791	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	1,920,004 6,119,693 422,585 2,978,680 1,252,532	
1792	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	15,584 62,500 141,891 74,257	
1793	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF PATROL VEHICLES FROM LAND ACQUISITION TRUST FUND . .	3,000,000	
1795	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . .	272,166	
1796	SPECIAL CATEGORIES 800 MHZ RADIO LAW ENFORCEMENT SYSTEM EQUIPMENT AND MAINTENANCE FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	44,760	
1797	SPECIAL CATEGORIES NUISANCE WILDLIFE CONTROL FROM LAND ACQUISITION TRUST FUND . .	150,000	
1798	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	1,360,204 900,000 1,500 878,663	
1799	SPECIAL CATEGORIES MARINE FISHERIES DISASTER RECOVERY FROM FEDERAL GRANTS TRUST FUND . . .	62,289	

The funds provided in Specific Appropriation 1799 are provided for

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

fisheries disasters resulting from Hurricane Irma as determined by the United States Secretary of Commerce. These funds shall be placed in reserve. The Commission is authorized to submit budget amendments to request the release of funds pursuant to chapter 216, Florida Statutes, upon receipt of an approved grant application from the National Oceanic and Atmospheric Administration (NOAA). The budget amendments shall include a spending plan and outline activities for fishery restoration.

1800	SPECIAL CATEGORIES BOAT RAMP MAINTENANCE CATEGORY FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .			359,466 67,048 143,750
1801	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND . . . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	1,218,383		1,824,918 41,804
1802	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	294,701	107,898	1,070,153 1,052,159
1803	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	168,719	14,926 20,160	423,298 154,562
1804	SPECIAL CATEGORIES BOATING AND WATERWAYS ACTIVITIES FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			2,423,025
1805	SPECIAL CATEGORIES SPECIAL CATEGORIES - AIRCRAFT MAINTENANCE AND REPAIRS FROM GENERAL REVENUE FUND . . . . .	257,162		
1807	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	60,347	7,810 11,636	248,986 45,587
1808	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .		7,510,830	136,450 908,989
1809	SPECIAL CATEGORIES BOATING SAFETY EDUCATION PROGRAM FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			625,650
1810	FIXED CAPITAL OUTLAY BOATING INFRASTRUCTURE FROM FEDERAL GRANTS TRUST FUND . . .			3,900,000

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1810A	FIXED CAPITAL OUTLAY DEFUNIAK SPRINGS OFFICE BUILDING FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			160,000
1811	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY DERELICT VESSEL REMOVAL PROGRAM FROM GENERAL REVENUE FUND . . . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	1,000,000		3,727,800
1812	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - MARINE FISHERIES DISASTER RECOVERY GRANT PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .			4,338,846
1813	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FLORIDA BOATING IMPROVEMENT PROGRAM FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .		1,756,175 1,250,000	
TOTAL:	FISH, WILDLIFE AND BOATING LAW ENFORCEMENT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	35,367,913		105,365,971
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	1,043.00		140,733,884
PROGRAM: WILDLIFE				
HUNTING AND GAME MANAGEMENT				
	APPROVED SALARY RATE	2,166,566		
1814	SALARIES AND BENEFITS POSITIONS FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	45.00		729,536 528,551 1,749,452
1815	OTHER PERSONAL SERVICES FROM NON-GAME WILDLIFE TRUST FUND . FROM STATE GAME TRUST FUND . . . . .			100,000 342,840
1816	EXPENSES FROM STATE GAME TRUST FUND . . . . .			445,085
1817	OPERATING CAPITAL OUTLAY FROM STATE GAME TRUST FUND . . . . .			4,538
1817A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE GAME TRUST FUND . . . . .			26,932
1817B	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM STATE GAME TRUST FUND . . . . .			40,570
1818	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . .			22,079
1819	SPECIAL CATEGORIES NON-CARL WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . .			80,315
1820	SPECIAL CATEGORIES DEER MANAGEMENT PROGRAM FROM STATE GAME TRUST FUND . . . . .			666,000

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1821	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE GAME TRUST FUND . . . . .	489,710
1822	SPECIAL CATEGORIES PUBLIC DOVE FIELD DEVELOPMENT FROM STATE GAME TRUST FUND . . . . .	49,000
1823	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	8,584 66,553
1824	SPECIAL CATEGORIES WILDLIFE MANAGEMENT AREA USER PAY FROM STATE GAME TRUST FUND . . . . .	436,325
1825	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM LAND ACQUISITION TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	2,973 13,805
1826	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM STATE GAME TRUST FUND . . . . .	1,676,384 288,017 25,000
1827	SPECIAL CATEGORIES WILD TURKEY PROJECTS FROM STATE GAME TRUST FUND . . . . .	500,000
1828	FIXED CAPITAL OUTLAY PALM BEACH COUNTY PUBLIC RECREATIONAL SHOOTING PARK FROM FEDERAL GRANTS TRUST FUND . . . FROM STATE GAME TRUST FUND . . . . .	2,845,000 1,000,000
1829	FIXED CAPITAL OUTLAY JOE BUDD YOUTH CONSERVATION CENTER SHOOTING SPORTS COMPLEX FROM FEDERAL GRANTS TRUST FUND . . .	150,000
TOTAL:	HUNTING AND GAME MANAGEMENT FROM TRUST FUNDS . . . . .	12,287,249
	TOTAL POSITIONS . . . . . 45.00	
	TOTAL ALL FUNDS . . . . .	12,287,249
PROGRAM: HABITAT AND SPECIES CONSERVATION		
HABITAT AND SPECIES CONSERVATION		
APPROVED SALARY RATE 16,713,074		
1830	SALARIES AND BENEFITS POSITIONS 374.50 FROM INVASIVE PLANT CONTROL TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	2,369,660 4,284,424 250,186 529,401 9,004,019 634,419 2,156,686 909,859 4,289,087
1831	OTHER PERSONAL SERVICES FROM INVASIVE PLANT CONTROL TRUST FUND . . . . .	568,713

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	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .	171,591
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	150,987 98,911
	FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	167,051 957,739 44,044
	FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	328,703
1832	EXPENSES FROM INVASIVE PLANT CONTROL TRUST FUND . . . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	684,736 99,912 89,831 1,197,637 107,590 466,935 93,072 897,349
1833	OPERATING CAPITAL OUTLAY FROM INVASIVE PLANT CONTROL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	10,488 10,625 6,250 18,278 65,922
1834	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FEDERAL GRANTS TRUST FUND . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . .	63,000 33,000 120,000 37,000
1835	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . .	8,876,690
1836	SPECIAL CATEGORIES NON-CARL WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	17,607,096 411,412
1837	SPECIAL CATEGORIES NUISANCE WILDLIFE CONTROL FROM GENERAL REVENUE FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM NON-GAME WILDLIFE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	1,627,456 1,155,659 384,309 347,947
1838	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INVASIVE PLANT CONTROL TRUST FUND . . . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	204,250 10,912 35,844 65,196 40,270 10,771 34,182
1839	SPECIAL CATEGORIES LAKE RESTORATION FROM LAND ACQUISITION TRUST FUND . .	5,181,904

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1840	SPECIAL CATEGORIES MARINE FISHERIES DISASTER RECOVERY FROM FEDERAL GRANTS TRUST FUND . . .	89,135
The funds provided in Specific Appropriation 1840 are provided for fisheries disasters resulting from Hurricane Irma as determined by the United States Secretary of Commerce. These funds shall be placed in reserve. The Commission is authorized to submit budget amendments to request the release of funds pursuant to chapter 216, Florida Statutes, upon receipt of an approved grant application from the National Oceanic and Atmospheric Administration (NOAA). The budget amendments shall include a spending plan and outline activities for fishery restoration.		
1841	SPECIAL CATEGORIES GRANTS AND AIDS - FEDERAL ENDANGERED SPECIES - SECTION 6 FROM FEDERAL GRANTS TRUST FUND . . .	311,758
1842	SPECIAL CATEGORIES LAND MANAGEMENT/SAVE OUR RIVERS FROM STATE GAME TRUST FUND . . . . .	273,187
1843	SPECIAL CATEGORIES DUCKS UNLIMITED MARSH PROJECT FROM STATE GAME TRUST FUND . . . . .	106,792
1844	SPECIAL CATEGORIES CONTROL OF INVASIVE EXOTICS FROM INVASIVE PLANT CONTROL TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	2,497,751 31,735,280
1845	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INVASIVE PLANT CONTROL TRUST FUND . . . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM LAND ACQUISITION TRUST FUND . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . . FROM SAVE THE MANATEE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	166,112 4,055 15,863 133,787 10,080 51,405 11,565 121,501
1846	SPECIAL CATEGORIES HABITAT RESTORATION FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	1,361,980 281,833
1847	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES/ IFAS/INVASIVE EXOTIC PLANT RESEARCH FROM INVASIVE PLANT CONTROL TRUST FUND . . . . .	633,128
1848	SPECIAL CATEGORIES GULF COAST RESTORATION FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,035,507
1849	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INVASIVE PLANT CONTROL TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .	11,136 4,942 1,638

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,717
	FROM LAND ACQUISITION TRUST FUND . .	48,346
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	1,764
	FROM NON-GAME WILDLIFE TRUST FUND . .	17,778
	FROM SAVE THE MANATEE TRUST FUND . .	5,994
	FROM STATE GAME TRUST FUND . . . . .	55,899
1850	SPECIAL CATEGORIES HABITAT CONSERVATION PLAN LANDS ACQUISITION PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	1,000,000
1851	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . .	273,347
1852	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM NON-GAME WILDLIFE TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	11,746,187 168,510 292,809 30,201
1853	FIXED CAPITAL OUTLAY FISHEATING CREEK WILDLIFE MANAGEMENT AREA FROM LAND ACQUISITION TRUST FUND . .	900,000
1854	FIXED CAPITAL OUTLAY BABCOCK WEBB WILDLIFE MANAGEMENT AREA OFFICE ADDITION AND SEPTIC UPGRADE FROM LAND ACQUISITION TRUST FUND . .	550,000
1855	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - MARINE FISHERIES DISASTER RECOVERY GRANT PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	4,551,583
TOTAL:	HABITAT AND SPECIES CONSERVATION FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	1,627,456 124,787,117
	TOTAL POSITIONS . . . . .	374.50
	TOTAL ALL FUNDS . . . . .	126,414,573
PROGRAM: FRESHWATER FISHERIES		
FRESHWATER FISHERIES MANAGEMENT		
	APPROVED SALARY RATE . . . . .	2,582,356
1856	SALARIES AND BENEFITS POSITIONS . . . . . FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	59.00 2,085,502 83,243 1,445,483
1857	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND . . . FROM STATE GAME TRUST FUND . . . . .	49,774 39,114
1858	EXPENSES FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . FROM STATE GAME TRUST FUND . . . . .	387,680 20,000 275,321
1859	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND . . . FROM STATE GAME TRUST FUND . . . . .	15,625 15,914
1859A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FEDERAL GRANTS TRUST FUND . . .	64,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM STATE GAME TRUST FUND . . . . .	128,000	
1860	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . .	40,800	
1861	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND . . .	37,553	
	FROM STATE GAME TRUST FUND . . . . .	31,996	
1862	SPECIAL CATEGORIES LAKE RESTORATION FROM LAND ACQUISITION TRUST FUND . .	695,000	
1863	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND . .	21,204	
	FROM STATE GAME TRUST FUND . . . . .	30,360	
1864	SPECIAL CATEGORIES LAND USE PROCEEDS DISBURSEMENTS FROM STATE GAME TRUST FUND . . . . .	4,612	
1865	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE GAME TRUST FUND . . . . .	25,197	
1866	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND . . .	529,391	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	138,926	
TOTAL:	FRESHWATER FISHERIES MANAGEMENT FROM TRUST FUNDS . . . . .	6,164,695	
	TOTAL POSITIONS . . . . .	59.00	
	TOTAL ALL FUNDS . . . . .	6,164,695	
PROGRAM: MARINE FISHERIES			
MARINE FISHERIES MANAGEMENT			
	APPROVED SALARY RATE . . . . .	1,709,051	
1868	SALARIES AND BENEFITS POSITIONS . . . . .	34.00	
	FROM FEDERAL GRANTS TRUST FUND . . .	629,519	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	1,839,100	
1869	OTHER PERSONAL SERVICES FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	73,243	
1870	EXPENSES FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	302,357	
1871	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	30,000	
1872	SPECIAL CATEGORIES FISH AND WILDLIFE CONSERVATION COMMISSION YOUTH HUNTING AND FISHING PROGRAMS FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	25,000	
1873	SPECIAL CATEGORIES AQUATIC RESOURCES EDUCATION FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	552,828	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1874	SPECIAL CATEGORIES NUISANCE WILDLIFE CONTROL FROM GENERAL REVENUE FUND . . . . .	600,000	
The nonrecurring funds in Specific Appropriation 1874 are provided for the removal of lionfish in the areas of greatest need as determined by the Fish and Wildlife Conservation Commission.			
1875	SPECIAL CATEGORIES CONTRACTED SERVICES FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	170,987	
1876	SPECIAL CATEGORIES MARINE FISHERIES DISASTER RECOVERY FROM FEDERAL GRANTS TRUST FUND . . .	7,839,587	
The funds provided in Specific Appropriation 1876 are provided for fisheries disasters resulting from Hurricane Irma as determined by the United States Secretary of Commerce. These funds shall be placed in reserve. The Commission is authorized to submit budget amendments to request the release of funds pursuant to chapter 216, Florida Statutes, upon receipt of an approved grant application from the National Oceanic and Atmospheric Administration (NOAA). The budget amendments shall include a spending plan and outline activities for fishery restoration.			
1877	SPECIAL CATEGORIES GULF STATES MARINE FISHERIES FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	22,500	
1878	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	31,225	
1878A	SPECIAL CATEGORIES GULF COAST RESTORATION FROM GRANTS AND DONATIONS TRUST FUND . . . . .	369,068	
1879	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . .	1,370	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	10,388	
1880	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . .	178,362	
1881	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND . . .	353,963	
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	10,000	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	73,750	
1882	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY ARTIFICIAL FISHING REEF CONSTRUCTION PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	300,000	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .	300,000	
1883	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - INNOVATIVE TECHNOLOGY DEVELOPMENT - LIONFISH FROM GENERAL REVENUE FUND . . . . .	400,000	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: MARINE FISHERIES MANAGEMENT		
FROM GENERAL REVENUE FUND . . . . .	1,000,000	
FROM TRUST FUNDS . . . . .		13,113,247
TOTAL POSITIONS . . . . .	34.00	
TOTAL ALL FUNDS . . . . .		14,113,247

## PROGRAM: RESEARCH

## FISH AND WILDLIFE RESEARCH INSTITUTE

APPROVED SALARY RATE	16,135,806
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1884	SALARIES AND BENEFITS	POSITIONS	341.00	
	FROM GENERAL REVENUE FUND . . . . .		179,262	
	FROM FEDERAL GRANTS TRUST FUND . . . . .			5,282,170
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .			240,361
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			325,694
	FROM LAND ACQUISITION TRUST FUND . . . . .			188,172
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		10,990,282	
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .		1,217,720	
	FROM SAVE THE MANATEE TRUST FUND . . . . .		1,103,148	
	FROM STATE GAME TRUST FUND . . . . .			3,430,124

1885	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	2,176,472		
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .			77,653
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			3,517,378
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .			909,678
	FROM SAVE THE MANATEE TRUST FUND . . . . .			446,557
	FROM STATE GAME TRUST FUND . . . . .			375,594

1886	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	755,452		
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .		72,241	
	FROM LAND ACQUISITION TRUST FUND . . . . .		3,952	
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		2,921,894	
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .		551,866	
	FROM SAVE THE MANATEE TRUST FUND . . . . .		275,100	
	FROM STATE GAME TRUST FUND . . . . .			487,861

1886A	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - MOTE MARINE LABORATORY			
	FROM GENERAL REVENUE FUND . . . . .	2,000,000		

The nonrecurring funds in Specific Appropriation 1886A are provided for the Mote Marine Critical Habitat Restoration (Senate Form 1181).

1887	OPERATING CAPITAL OUTLAY			
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		151,239	
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .		40,904	
	FROM STATE GAME TRUST FUND . . . . .			36,932

1888	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND . . . . .	150,000		
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .		42,000	
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .		172,834	
	FROM STATE GAME TRUST FUND . . . . .			70,108

1888A	SPECIAL CATEGORIES			
	ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS			
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .		10,000	
	FROM STATE GAME TRUST FUND . . . . .			17,141

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1889	SPECIAL CATEGORIES			
	ENHANCED WILDLIFE MANAGEMENT			
	FROM LAND ACQUISITION TRUST FUND . . . . .			80,576

1890	SPECIAL CATEGORIES			
	NUISANCE WILDLIFE CONTROL			
	FROM STATE GAME TRUST FUND . . . . .			147,280

1891	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	1,062,942		
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .			24,105
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			4,112,180
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .			337,889
	FROM SAVE THE MANATEE TRUST FUND . . . . .			358,310
	FROM STATE GAME TRUST FUND . . . . .			50,501

1892	SPECIAL CATEGORIES			
	MARINE FISHERIES DISASTER RECOVERY			
	FROM FEDERAL GRANTS TRUST FUND . . . . .			400,000

The funds provided in Specific Appropriation 1892 are provided for fisheries disasters resulting from Hurricane Irma as determined by the United States Secretary of Commerce. These funds shall be placed in reserve. The Commission is authorized to submit budget amendments to request the release of funds pursuant to chapter 216, Florida Statutes, upon receipt of an approved grant application from the National Oceanic and Atmospheric Administration (NOAA). The budget amendments shall include a spending plan and outline activities for fishery restoration.

1893	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .			4,404
	FROM LAND ACQUISITION TRUST FUND . . . . .			3,670
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			214,292
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .			48,264
	FROM SAVE THE MANATEE TRUST FUND . . . . .			21,537
	FROM STATE GAME TRUST FUND . . . . .			245,306

1894	SPECIAL CATEGORIES			
	FINAL NATURAL RESOURCE DAMAGE RESTORATION - DEEPWATER HORIZON OIL SPILL			
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			89,760

1895	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			325,945

1896	SPECIAL CATEGORIES			
	GULF COAST RESTORATION			
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .			7,975,620

1897	SPECIAL CATEGORIES			
	RESTORE ACT - DEEPWATER HORIZON SPILL			
	FROM FEDERAL GRANTS TRUST FUND . . . . .			196,000

1898	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND . . . . .	872		
	FROM FEDERAL GRANTS TRUST FUND . . . . .			4,669
	FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND . . . . .			1,421
	FROM LAND ACQUISITION TRUST FUND . . . . .			1,209
	FROM MARINE RESOURCES CONSERVATION TRUST FUND . . . . .			96,672
	FROM NON-GAME WILDLIFE TRUST FUND . . . . .			9,365
	FROM SAVE THE MANATEE TRUST FUND . . . . .			7,003

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM STATE GAME TRUST FUND . . . . .		22,910	
1899	SPECIAL CATEGORIES			
	GRANTS AND AIDS - DEEPWATER HORIZON -			
	STATE OPERATIONS			
	FROM GRANTS AND DONATIONS TRUST			
	FUND . . . . .		565,203	
1900	SPECIAL CATEGORIES			
	RED TIDE RESEARCH			
	FROM GENERAL REVENUE FUND . . . . .	2,240,000		
	FROM MARINE RESOURCES CONSERVATION			
	TRUST FUND . . . . .		640,993	
1901	SPECIAL CATEGORIES			
	GRANTS AND AIDS - FLORIDA RED TIDE			
	MITIGATION AND TECHNOLOGY DEVELOPMENT			
	INITIATIVE			
	FROM GENERAL REVENUE FUND . . . . .	3,000,000		
1902	SPECIAL CATEGORIES			
	GRANTS AND AIDS - HARMFUL ALGAL BLOOMS			
	GRANT PROGRAM			
	FROM GENERAL REVENUE FUND . . . . .	600,000		
1903	SPECIAL CATEGORIES			
	CONTRACT AND GRANT REIMBURSED ACTIVITIES			
	FROM FEDERAL GRANTS TRUST FUND . . .	6,966,581		
	FROM GRANTS AND DONATIONS TRUST			
	FUND . . . . .		166,330	
	FROM MARINE RESOURCES CONSERVATION			
	TRUST FUND . . . . .		2,152,273	
	FROM STATE GAME TRUST FUND . . . . .		80,000	
1904	FIXED CAPITAL OUTLAY			
	FACILITIES REPAIRS AND MAINTENANCE			
	FROM NON-GAME WILDLIFE TRUST FUND .		644,000	
1905	FIXED CAPITAL OUTLAY			
	FISH AND WILDLIFE RESEARCH INSTITUTE			
	FACILITY REPAIRS			
	FROM GENERAL REVENUE FUND . . . . .	1,000,000		
1905A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND			
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY			
	LOWRY PARK ZOO MANATEE HOSPITAL			
	FROM GENERAL REVENUE FUND . . . . .	500,000		
	The nonrecurring funds in Specific Appropriation 1905A are provided for the ZooTampa - Florida Panther Medical Facilities and Long Term Habitats for Non-releasable Animals (Senate Form 1542).			
1906	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND			
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY			
	GRANTS AND AIDS - MARINE FISHERIES			
	DISASTER RECOVERY GRANT PROGRAM			
	FROM FEDERAL GRANTS TRUST FUND . . .		1,931,931	
TOTAL:	FISH AND WILDLIFE RESEARCH INSTITUTE			
	FROM GENERAL REVENUE FUND . . . . .	13,665,000		
	FROM TRUST FUNDS . . . . .		60,884,802	
	TOTAL POSITIONS . . . . .	341.00		
	TOTAL ALL FUNDS . . . . .		74,549,802	
TOTAL:	FISH AND WILDLIFE CONSERVATION COMMISSION			
	FROM GENERAL REVENUE FUND . . . . .	51,760,369		
	FROM TRUST FUNDS . . . . .		353,483,662	
	TOTAL POSITIONS . . . . .	2,114.50		
	TOTAL ALL FUNDS . . . . .		405,244,031	
	TOTAL APPROVED SALARY RATE . . . .	104,804,527		

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

## TRANSPORTATION, DEPARTMENT OF

Funds in Specific Appropriations 1916 through 1929, 1929F through 1929J, 1944 through 1951, 1953 through 1962, and 1999A through 2011 are provided from the named funds to the Department of Transportation to fund the five-year Work Program developed pursuant to provisions of section 339.135, Florida Statutes. Those appropriations used by the department for grants and aids may be advanced in part or in total.

The Work Program is further supported by up to \$329 million in bonds, authorized and issued pursuant to section 338.227, Florida Statutes, and any other payments necessary or incidental to the repayment of bonds as directly managed by the Division of Bond Finance.

## TRANSPORTATION SYSTEMS DEVELOPMENT

## PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT

	APPROVED SALARY RATE	110,084,558		
1907	SALARIES AND BENEFITS	POSITIONS	1,751.00	
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			150,830,319
	FROM TRANSPORTATION DISADVANTAGED			
	TRUST FUND . . . . .			952,393
1908	OTHER PERSONAL SERVICES			
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			179,116
	FROM TRANSPORTATION DISADVANTAGED			
	TRUST FUND . . . . .			6,600
1909	EXPENSES			
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			4,503,588
	FROM TRANSPORTATION DISADVANTAGED			
	TRUST FUND . . . . .			227,660
1910	OPERATING CAPITAL OUTLAY			
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			1,659,609
1911	SPECIAL CATEGORIES			
	CONSULTANT FEES			
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			8,662,172
1912	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			6,457,753
	FROM TRANSPORTATION DISADVANTAGED			
	TRUST FUND . . . . .			564,338
1913	SPECIAL CATEGORIES			
	HUMAN RESOURCES DEVELOPMENT			
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			938,630
1914	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM STATE TRANSPORTATION			
	(PRIMARY) TRUST FUND . . . . .			137,994
	FROM TRANSPORTATION DISADVANTAGED			
	TRUST FUND . . . . .			3,830
1915	SPECIAL CATEGORIES			
	GRANTS AND AIDS - TRANSPORTATION			
	DISADVANTAGED			
	FROM TRANSPORTATION DISADVANTAGED			
	TRUST FUND . . . . .			70,356,668

From the funds in Specific Appropriation 1915, the Commission for the Transportation Disadvantaged is authorized to use up to \$1,500,000 of recurring funds to support pilot projects in Pinellas, Hillsborough, and Manatee counties for transportation services, including for services

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

across county lines, for individuals with intellectual or developmental disabilities, as defined in section 393.063, Florida Statutes. The commission shall collect data to measure transit performance for individuals with disabilities and report the findings and any recommendations to the President of the Senate and the Speaker of the House of Representatives by February 1, 2021.

From the funds provided in Specific Appropriation 1915, \$4,500,000 of nonrecurring funds is provided to the Commission for the Transportation Disadvantaged to award grants to community transportation coordinators to maintain levels of service. The commission shall compare the amount of the trip and equipment grant that a community transportation coordinator receives under the allocation in Rule 41-2.014(5), Florida Administrative Code, for this fiscal year with the amount the coordinator would have received using the proviso contained in Specific Appropriation 1855, chapter 2018-09, Laws of Florida. For any coordinator that would have received a higher trip and equipment grant using the proviso contained in Specific Appropriation, chapter 2018-09, Laws of Florida, the coordinator's grant shall be equal to the difference.

1916 FIXED CAPITAL OUTLAY  
TRANSPORTATION PLANNING CONSULTANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 72,666,914

From the nonrecurring funds provided in Specific Appropriation 1916, \$300,000 is provided for the Department of Transportation to determine the feasibility of widening the Port Canaveral Locks to increase maritime access to the Kennedy Space Center and Cape Canaveral Air Force Station. The study must factor in the impacts to local infrastructure, including the SR-401 bridge as well as the possible need to dredge channels in the Banana River.

1917 FIXED CAPITAL OUTLAY  
AVIATION DEVELOPMENT/GRANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 395,521,413

1918 FIXED CAPITAL OUTLAY  
PUBLIC TRANSIT DEVELOPMENT/GRANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 417,183,032

1919 FIXED CAPITAL OUTLAY  
RIGHT-OF-WAY LAND ACQUISITION  
FROM TURNPIKE GENERAL RESERVE  
TRUST FUND . . . . . 50,000  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 521,067,675  
FROM RIGHT-OF-WAY ACQUISITION AND  
BRIDGE CONSTRUCTION TRUST FUND . . . . . 243,896,130

1920 FIXED CAPITAL OUTLAY  
SEAPORT - ECONOMIC DEVELOPMENT  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 15,000,000

1921 FIXED CAPITAL OUTLAY  
SEAPORTS ACCESS PROGRAM  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 10,000,000

1922 FIXED CAPITAL OUTLAY  
SEAPORT GRANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 88,110,883

From the funds in Specific Appropriation 1922, \$2,000,000 in nonrecurring funds is provided for the Seaport Security Grant Program, pursuant to section 311.12(6), Florida Statutes. The funding provided shall focus on filling seaport security technology gaps utilizing situational awareness tools and enhanced cyber security technologies.

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1923 FIXED CAPITAL OUTLAY  
SEAPORT INVESTMENT PROGRAM  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 10,095,000

1924 FIXED CAPITAL OUTLAY  
RAIL DEVELOPMENT/GRANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 80,006,228

1925 FIXED CAPITAL OUTLAY  
INTERMODAL DEVELOPMENT/GRANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 74,438,222

1926 FIXED CAPITAL OUTLAY  
PRELIMINARY ENGINEERING CONSULTANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 772,763,498  
FROM RIGHT-OF-WAY ACQUISITION AND  
BRIDGE CONSTRUCTION TRUST FUND . . . . . 522,951

1927 FIXED CAPITAL OUTLAY  
RIGHT-OF-WAY SUPPORT  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 73,246,984  
FROM RIGHT-OF-WAY ACQUISITION AND  
BRIDGE CONSTRUCTION TRUST FUND . . . . . 10,802,727

1928 FIXED CAPITAL OUTLAY  
TRANSPORTATION PLANNING GRANTS  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 44,551,558

1929 FIXED CAPITAL OUTLAY  
DEBT SERVICE  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 84,880,550  
FROM RIGHT-OF-WAY ACQUISITION AND  
BRIDGE CONSTRUCTION TRUST FUND . . . . . 206,781,375

There is hereby authorized to be issued up to \$350 million in principal amount of bonds authorized and issued for the purpose of the Florida Department of Transportation Financing Corporation pursuant to section 339.0809, Florida Statutes, and any other payments necessary or incidental to the repayment of bonds. Specific Appropriation 1929 includes \$207 million to support Fiscal Year 2020-2021 debt service associated with such projects.

There is hereby authorized to be issued up to \$189 million in principal amount of bonds to finance the I-95 IIIC Project pursuant to section 339.0809, Florida Statutes. Specific Appropriation 1929 includes \$48 million to support Fiscal Year 2020-2021 debt service associated with this project.

There is hereby authorized to be issued up to \$200 million in principal amount of bonds to finance construction, reconstruction, and improvement of projects that are eligible to receive federal-aid highway funds in accordance with section 215.616, Florida Statutes. Specific Appropriation 1929 includes \$37 million to support Fiscal Year 2020-2021 debt service associated with such projects.

TOTAL: PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT  
FROM TRUST FUNDS . . . . . 3,367,065,810

TOTAL POSITIONS . . . . . 1,751.00  
TOTAL ALL FUNDS . . . . . 3,367,065,810

## FLORIDA RAIL ENTERPRISE

APPROVED SALARY RATE 204,908

1929A SALARIES AND BENEFITS POSITIONS 1.00  
FROM STATE TRANSPORTATION  
(PRIMARY) TRUST FUND . . . . . 265,609



## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1929B	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	827
1929C	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	25,200
1929D	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	4,089
1929E	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	5,714
1929F	FIXED CAPITAL OUTLAY CONSTRUCTION INSPECTION CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	50,000
1929G	FIXED CAPITAL OUTLAY PUBLIC TRANSIT DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	222,998,633
1929H	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	250,000
1929I	FIXED CAPITAL OUTLAY RAIL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	150,745,290
1929J	FIXED CAPITAL OUTLAY INTERMODAL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	3,954,998
TOTAL:	FLORIDA RAIL ENTERPRISE FROM TRUST FUNDS . . . . .	378,300,360
	TOTAL POSITIONS . . . . . 1.00	
	TOTAL ALL FUNDS . . . . .	378,300,360

## TRANSPORTATION SYSTEMS OPERATIONS

## PROGRAM: HIGHWAY OPERATIONS

	APPROVED SALARY RATE	155,119,218	
1930	SALARIES AND BENEFITS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	220,823,353	3,124.00
1931	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	107,376	
1932	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	14,408,305	
1933	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	5,000,318	
1934	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	4,395,969	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1935	SPECIAL CATEGORIES FAIRBANKS HAZARDOUS WASTE SITE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	400,965
1936	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	2,112,531
1937	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	8,600,148
1938	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	994,023
1939	SPECIAL CATEGORIES TRANSPORTATION MATERIALS AND EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	26,669,396
1940	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	249,843
1941	FIXED CAPITAL OUTLAY MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	5,840,781
1942	FIXED CAPITAL OUTLAY MAJOR REPAIRS, RENOVATIONS AND IMPROVEMENTS TO MAJOR INSTITUTIONS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	1,584,989
1943	FIXED CAPITAL OUTLAY SMALL COUNTY RESURFACE ASSISTANCE PROGRAM (SCRAP) FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	37,595,592
1944	FIXED CAPITAL OUTLAY SMALL COUNTY OUTREACH PROGRAM (SCOP) FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	85,126,110
	From the funds in Specific Appropriation 1944, \$9,000,000 is appropriated for transportation projects within a rural area of opportunity designated by the Governor pursuant to section 288.0656(7), Florida Statutes.	
1945	FIXED CAPITAL OUTLAY GRANTS AND AIDS - MAJOR DISASTERS - DEPARTMENT OF TRANSPORTATION WORK PROGRAM FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	11,213,751
1946	FIXED CAPITAL OUTLAY COUNTY TRANSPORTATION PROGRAMS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	56,413,183
1947	FIXED CAPITAL OUTLAY BOND GUARANTEE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	1,000,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1948	FIXED CAPITAL OUTLAY TRANSPORTATION HIGHWAY MAINTENANCE CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	494,824,454
1949	FIXED CAPITAL OUTLAY INTRASTATE HIGHWAY CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	1,735,808,043
1950	FIXED CAPITAL OUTLAY ARTERIAL HIGHWAY CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	161,899,282
1951	FIXED CAPITAL OUTLAY CONSTRUCTION INSPECTION CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . . FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND . .	409,062,236 14,897,296
1952	FIXED CAPITAL OUTLAY ENVIRONMENTAL SITE RESTORATION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	340,000
1953	FIXED CAPITAL OUTLAY HIGHWAY SAFETY CONSTRUCTION/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	236,367,382
1954	FIXED CAPITAL OUTLAY RESURFACING FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	773,663,709
1955	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . . FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND . .	281,794,884 140,718,839
1956	FIXED CAPITAL OUTLAY CONTRACT MAINTENANCE WITH THE DEPARTMENT OF CORRECTIONS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	19,646,000
1957	FIXED CAPITAL OUTLAY HIGHWAY BEAUTIFICATION GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	1,000,000
1958	FIXED CAPITAL OUTLAY MATERIALS AND RESEARCH FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	17,562,706
1958A	FIXED CAPITAL OUTLAY LOCAL TRANSPORTATION PROJECTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	60,000,000
The nonrecurring funds in Specific Appropriation 1958A shall be allocated as follows:		
	Punta Gorda Airport Taxiway "E" Extension and General Aviation Ramp (Senate Form 2061).....	750,000
	Green Mountain Connector - Lake (Senate Form 1079).....	1,000,000
	William Burgess Boulevard Extension (Senate Form 1924)....	900,000
	Pedestrian Crossing Installation - Jacksonville (Senate Form 1927).....	750,000
	Charter School Safety Zone Improvements - Jacksonville	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

(Senate Form 1928).....	1,225,000
Lee County Sanibel Causeway Improvements (Senate Form 1692).....	5,250,000
Heart of Boynton Revitalization - MLK Blvd. Boynton Beach (Senate Form 1546).....	240,000
Boynton Beach Town Square Enhanced Pedestrian Crossing (Senate Form 1547).....	75,000
Southwest Ranches Safety Guardrail - Appaloosa Trail (Senate Form 1821).....	350,000
City of Pembroke Pines Senior Transportation Program (Senate Form 2067).....	288,000
Keystone Airport Road Infrastructure - Bradford (Senate Form 2504).....	1,190,000
Treasure Island Curb and Roadway Improvements (Senate Form 1020).....	1,309,000
Madeira Beach - Crystal Island Stormwater & Roadway Improvements Project (Senate Form 1023).....	1,000,000
St. Pete Beach Road Reconstruction (Senate Form 1049).....	1,000,000
Miami-Opa Locka Executive Airport Infrastructure Improvements (Senate Form 1900).....	500,000
City of Pembroke Pines Pembroke Road Corridor Project (Senate Form 2074).....	500,000
Neighborhood Traffic Calming Plan - West Park (Senate Form 2475).....	300,000
Town of Jay - Roadway Improvements (Senate Form 1400).....	300,000
The Bluffs Entrance/Transportation Upgrades - Escambia (Senate Form 1838).....	750,000
Baker Corridor Improvement Analysis (Senate Form 1934)....	300,000
Pea Ridge Connector - Santa Rosa (Senate Form 2160).....	1,000,000
School Sidewalks and Safety Enhancements - Hillsborough (Senate Form 1827).....	800,000
Miami Lakes East ADA Pedestrian Mobility Infrastructure Project (Senate Form 1197).....	853,000
Glades Communities Street Resurfacing and Reconstruction (Senate Form 1829).....	500,000
Doral Intersection Signalization Pedestrian Safety NW 82 Street and NW 114 Avenue (Senate Form 1832).....	350,000
The Underline Multi-Use/Mobility Corridor - Miami Dade (Senate Form 1835).....	1,000,000
Dania Beach SE 4th Terrace Road Reconstruction and Swale Improvement Project (Senate Form 2157).....	810,000
Pedestrian Safety on Collector Streets - Coral Gables (Senate Form 2088).....	500,000
City of DeFuniak Springs Airport Runway 9-27 Widening and Extension (Senate Form 2225).....	500,000
Village of Indiantown Road/Storm Water Drainage Reconstruction (Senate Form 2168).....	776,073
Hegener Drive Extension - Port St. Lucie (Senate Form 2273).....	2,256,759
Cotee River Trail - Pasco (Senate Form 1504).....	1,000,000
St. Johns County CR 2209 Extension (Senate Form 2044)....	500,000
Hillsborough County Veterans Lake Trail (Senate Form 2058)	500,000
Ponte Vedra SR A1A Corridor Intersection Improvements (Senate Form 2045).....	500,000
Green Cove Springs Historic Infrastructure Restoration and Downtown Redevelopment Plan (Senate Form 2453).....	850,000
44th Avenue East Extension (Senate Form 2488).....	10,000,000
Charlie Johns Street Traffic Signal - Blountstown (Senate Form 1607).....	325,000
Good Wheels - Capital Vehicle Maintenance and Operating Equipment (Senate Form 1021).....	500,000
Goodland Drive Rehabilitation Project - Collier (Senate Form 1024).....	1,000,000
Paradise Coast Trail - Collier (Senate Form 1167).....	250,000
City of Ocala SW 44th Avenue Extension (Senate Form 1915).	1,000,000
North Bay Village Island Walk Economic Development Project (Senate Form 1321).....	575,000
North Bay Village - Sidewalk/ADA Upgrades (Senate Form 1419).....	206,250
North Miami Beach NE 35th Avenue Roadway Improvement (Senate Form 1572).....	500,000
Transportation Disadvantaged Discounted Bus Passes - Palm Beach (Senate Form 1495).....	500,000
Town of Highland Beach Crosswalks (Senate Form 1384).....	201,523
South Miami Sunset Pedestrian Bridget Project - Phase 1 (Senate Form 1804).....	500,000
Gibsonton Blvd: New East Bay Road to US 301 -	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	Hillsborough (Senate Form 2513).....	500,000	
	City of Apopka Harmon Road Extension (Senate Form 1963)...	750,000	
	Lacoochee Industrial Area Right-Of-Way Improvements -		
	Pasco (Senate Form 1906).....	5,469,395	
	US 301 - Pretty Pond Road - Medical Arts Court		
	Intersection Improvements - Zephyrhills (Senate Form		
	1907).....	2,300,000	
	Keep Florida Beautiful (Senate Form 2312).....	800,000	
	Blount Road Streetscape Improvements - Pompano Beach		
	(Senate Form 2255).....	500,000	
	Mutter Road - St Cloud (Senate Form 2319).....	950,000	
	New Smyrna Beach - Washington Street Roadway Improvements		
	(Senate Form 1700).....	1,000,000	
	Deltona - Normandy Blvd at Providence Intersection		
	Improvements (Senate Form 1705).....	1,000,000	
	Mount Sinai Road Improvements - Miami-Dade (Senate Form		
	1830).....	500,000	
1959	FIXED CAPITAL OUTLAY		
	BRIDGE INSPECTION		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	16,939,125	
1961	FIXED CAPITAL OUTLAY		
	TRAFFIC ENGINEERING CONSULTANTS		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	238,388,494	
1962	FIXED CAPITAL OUTLAY		
	LOCAL GOVERNMENT REIMBURSEMENT		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	17,585,362	
TOTAL:	PROGRAM: HIGHWAY OPERATIONS		
	FROM TRUST FUNDS . . . . .	5,103,034,445	
	TOTAL POSITIONS . . . . .	3,124.00	
	TOTAL ALL FUNDS . . . . .	5,103,034,445	
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	41,854,550	
1963	SALARIES AND BENEFITS	742.00	
	POSITIONS		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	58,662,691	
1964	OTHER PERSONAL SERVICES		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	538,049	
1965	EXPENSES		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	6,392,979	
1966	OPERATING CAPITAL OUTLAY		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	119,943	
1967	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE		
	HEARINGS		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	55,307	
1968	SPECIAL CATEGORIES		
	CONSULTANT FEES		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	1,137,893	
1969	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	7,256,758	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1970	SPECIAL CATEGORIES		
	HUMAN RESOURCES DEVELOPMENT		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	226,935	
1971	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	8,186,459	
1972	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE - OTHER		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	1,722,163	
1973	SPECIAL CATEGORIES		
	TRANSFER TO SOUTH FLORIDA WATER MANAGEMENT		
	DISTRICT FOR EVERGLADES RESTORATION		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	6,132,690	
1974	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF REVENUE FOR		
	HIGHWAY TAX COMPLIANCE		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	34,640	
1975	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	388,999	
1976	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	2,045,505	
	FROM TRANSPORTATION DISADVANTAGED		
	TRUST FUND . . . . .	3,902	
1977	FIXED CAPITAL OUTLAY		
	MINOR RENOVATIONS, REPAIRS, AND		
	IMPROVEMENTS - STATEWIDE		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	2,138,630	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	FROM TRUST FUNDS . . . . .	95,043,543	
	TOTAL POSITIONS . . . . .	742.00	
	TOTAL ALL FUNDS . . . . .	95,043,543	
INFORMATION TECHNOLOGY			
	APPROVED SALARY RATE	10,343,657	
1978	SALARIES AND BENEFITS	196.00	
	POSITIONS		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	14,802,977	
1979	OTHER PERSONAL SERVICES		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	32,998	
1980	EXPENSES		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	11,508,272	
1981	OPERATING CAPITAL OUTLAY		
	FROM STATE TRANSPORTATION		
	(PRIMARY) TRUST FUND . . . . .	476,724	

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1982	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	339,908
1983	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	20,150,332
<p>From the funds in Specific Appropriation 1983, \$2,853,582 in nonrecurring funds is provided to the Florida Department of Transportation for Data Infrastructure Modernization. Of these funds, \$2,140,187 shall be held in reserve and the agency is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Release of funds is contingent upon approval of a detailed operational work plan and a project spend plan reflecting estimated and actual costs. Upon approval of the detailed operational work plan, the department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee. Each report must include progress made to date for each project milestone and contract deliverable, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.</p>		
1984	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	134,975
1985	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	10,780
1986	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	6,927,150
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS . . . . .	54,384,116
	TOTAL POSITIONS . . . . .	196.00
	TOTAL ALL FUNDS . . . . .	54,384,116
FLORIDA'S TURNPIKE SYSTEMS		
FLORIDA'S TURNPIKE ENTERPRISE		
	APPROVED SALARY RATE . . . . .	20,937,222
1987	SALARIES AND BENEFITS POSITIONS 380.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	30,078,418
1988	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	316,769
1989	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	15,323,959
1990	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	143,611
1991	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	61,633

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1992	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	1,968,631
1993	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	47,944,353
1994	SPECIAL CATEGORIES PAYMENT TO EXPRESSWAY AUTHORITIES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	6,670,420
1995	SPECIAL CATEGORIES FLORIDA HIGHWAY PATROL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	26,200,733
1996	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	134,949
1997	SPECIAL CATEGORIES TRANSPORTATION MATERIALS AND EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	1,468,409
1998	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	194,000
1999	FIXED CAPITAL OUTLAY MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . .	556,500
1999A	FIXED CAPITAL OUTLAY TRANSPORTATION PLANNING CONSULTANTS FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . .	4,000,000
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	11,500,000
2000	FIXED CAPITAL OUTLAY TRANSPORTATION HIGHWAY MAINTENANCE CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	80,974,397
2001	FIXED CAPITAL OUTLAY INTRASTATE HIGHWAY CONSTRUCTION FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND . . . . .	27,971,838
	FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . .	279,025,254
2002	FIXED CAPITAL OUTLAY CONSTRUCTION INSPECTION CONSULTANTS FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND . . . . .	12,707,712
	FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . .	42,899,901
2003	FIXED CAPITAL OUTLAY RIGHT-OF-WAY LAND ACQUISITION FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . .	58,232,419
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	8,000,000

## SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

2004	FIXED CAPITAL OUTLAY RESURFACING FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND . . . . .	57,651,443
2005	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND . . . . .	13,454,568
2006	FIXED CAPITAL OUTLAY PRELIMINARY ENGINEERING CONSULTANTS FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND . . . . . FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . . FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	19,017,364 165,972,888 55,534,220
2007	FIXED CAPITAL OUTLAY RIGHT-OF-WAY SUPPORT FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . . FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	9,005,697 8,000,000
2008	FIXED CAPITAL OUTLAY TRAFFIC ENGINEERING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	13,493,107
2009	FIXED CAPITAL OUTLAY TOLL OPERATION CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	167,731,346
2010	FIXED CAPITAL OUTLAY TURNPIKE SYSTEM EQUIPMENT AND DEVELOPMENT FROM TURNPIKE GENERAL RESERVE TRUST FUND . . . . . FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	77,296,988 100,000
2011	FIXED CAPITAL OUTLAY TOLLS SYSTEM EQUIPMENT AND DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND . . . . .	54,672,075
TOTAL:	FLORIDA'S TURNPIKE ENTERPRISE FROM TRUST FUNDS . . . . .  TOTAL POSITIONS . . . . . 380.00 TOTAL ALL FUNDS . . . . .	1,298,303,602 1,298,303,602
TOTAL:	TRANSPORTATION, DEPARTMENT OF FROM TRUST FUNDS . . . . .  TOTAL POSITIONS . . . . . 6,194.00 TOTAL ALL FUNDS . . . . . TOTAL APPROVED SALARY RATE . . . . . 338,544,113	10,296,131,876 10,296,131,876
TOTAL OF SECTION 5		
	FROM GENERAL REVENUE FUND . . . . . 551,774,055	
	FROM TRUST FUNDS . . . . . 14,119,392,169	
	TOTAL POSITIONS . . . . . 14,970.25	
	TOTAL ALL FUNDS . . . . . 14,671,166,224	

## SECTION 6 - GENERAL GOVERNMENT

SPECIFIC  
APPROPRIATION

The moneys contained herein are appropriated from the named funds to Administered Funds, Department of Business and Professional Regulation, Department of Citrus, Department of Economic Opportunity, Department of Financial Services, Executive Office of the Governor, Department of Highway Safety and Motor Vehicles, Legislative Branch, Department of the Lottery, Department of Management Services, Department of Military Affairs, Public Service Commission, Department of Revenue, and the Department of State as the amounts to be used to pay the salaries, other operational expenditures, and fixed capital outlay of the named agencies.

## PROGRAM: ADMINISTERED FUNDS

2012	LUMP SUM CASUALTY INSURANCE PREMIUM DEFICIT FROM TRUST FUNDS . . . . .	386,974
2013	LUMP SUM HUMAN RESOURCES OUTSOURCING CONTINGENCY FROM GENERAL REVENUE FUND . . . . .	300,000
2013A	LUMP SUM DATA PROCESSING REALIGNMENT FROM TRUST FUNDS . . . . .  From the funds in Specific Appropriation 2013A, a reduction of \$171,549 in trust funds is provided for distribution into agencies' Data Processing categories to align agency assessments with the base appropriations within the State Data Center.	-171,549
2013B	LUMP SUM DEPARTMENT OF MANAGEMENT SERVICES - INFORMATION TECHNOLOGY SERVICES FROM TRUST FUNDS . . . . .	48,560
	From the funds in Specific Appropriation 2013B, \$48,560 is provided for an increase to the Department of Management Services' Working Capital Trust Fund for adjustments to State Data Center services funded in state agencies' Fiscal Year 2020-2021 budget.	
2014	LUMP SUM INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND . . . . . 552,044 FROM TRUST FUNDS . . . . .	1,197,544
	From the funds in Specific Appropriation 2014, an increase of \$552,044 in recurring general revenue funds and an increase of \$1,197,544 in recurring trust funds are provided for distribution into agencies' Data Processing categories to support adjustments to the Department of Management Services' Division of State Technology Fiscal Year 2020-2021 budget.	
2014A	LUMP SUM STRENGTHENING DOMESTIC SECURITY FROM TRUST FUNDS . . . . .	38,213,197
	Funds provided in Specific Appropriation 2014A are contingent on federal grants being awarded. Should the amount awarded for each federal grant be less than the amount appropriated, funds shall be awarded in priority order for the individual projects as indicated in the Fiscal Year 2020-2021 Domestic Security Funding Request of the Domestic Security Oversight Board. Once federal funding is received and projects are funded in priority order, the Board may transfer funding between any of the funded projects. Funds may be allocated to projects not listed below with approval of the Legislative Budget Commission.	
	State Homeland Security Program (SHSP): FLORIDA DEPARTMENT OF FINANCIAL SERVICES Bomb Building Capabilities..... EOD Training..... FLORIDA DEPARTMENT OF LAW ENFORCEMENT See Something, Say Something Accessibility Expansion..... LE Data Sharing Sustainment.....	12,500 79,000 285,000 1,142,953

## SECTION 6 - GENERAL GOVERNMENT

Sustainment of Fusion Centers Operations.....	276,500
Sustainment of Fusion Center Analysts.....	252,000
Planning Meetings.....	61,800
FLORIDA DIVISION OF EMERGENCY MANAGEMENT	
LE Data Sharing.....	369,373
Sustainment of Fusion Centers Operations.....	216,500
SE Fusion Center Critical Needs.....	50,000
Sustainment of Fusion Center Analysts.....	638,000
Fire HAZMAT Sustainment.....	1,076,812
Cyber Intrusion Training.....	290,000
R7 Portable Vehicle Barriers.....	255,000
Aviation Sustainment.....	365,000
SWAT Sustainment.....	443,045
All Hazards Incident Management Training.....	75,000
WRT Building Capabilities.....	11,760
MARC Radio Sustainment.....	96,000
USAR Sustainment.....	259,800
Fire HAZMAT Area Rae.....	309,000
USAR Radio Cache Replacement.....	400,000
MARC Radio Cache Upgrade.....	843,091
SWAT Building Capabilities.....	664,000
Bomb Building Capabilities.....	1,248,150
EM WebEOC for SEFFC.....	60,000
Statewide WebEOC Capability Assurance.....	281,500
PDWM Statewide Comms Exercise.....	150,000
Fire HAZMAT Training.....	122,850
Fire USAR Training.....	564,546
Bomb Training.....	158,000
Bomb Sustainment.....	596,500
Region 2 Save Life Tabletop & Full Scale Exercise.....	48,000
Management and Administration.....	585,084
Urban Area Security Initiative (UASI):	
DIVISION OF EMERGENCY MANAGEMENT	
Miami/Ft. Lauderdale Urban Areas Security Initiative	
(UASI).....	7,955,200
Orlando Urban Area Security Initiative (UASI).....	4,314,967
Tampa Urban Area Security Initiative (UASI).....	4,024,408
Management and Administration.....	675,000
Additional Federal Funding	
DIVISION OF EMERGENCY MANAGEMENT	
Operation Stonegarden (OPSG).....	3,082,563
Non-Profit Security Grants Program (NPSG).....	5,874,295
2014B LUMP SUM	
EMPLOYEE COMPENSATION AND BENEFITS	
FROM GENERAL REVENUE FUND . . . . .	230,395,661
FROM TRUST FUNDS . . . . .	172,732,448
2015A LUMP SUM	
STATE MATCH FOR FEDERAL FEMA FUNDING	
FROM GENERAL REVENUE FUND . . . . .	225,184,865
2015B SPECIAL CATEGORIES	
RISK MANAGEMENT PREMIUM SAVINGS	
FROM TRUST FUNDS . . . . .	1,568,185
2016 SPECIAL CATEGORIES	
ASSOCIATION DUES	
FROM GENERAL REVENUE FUND . . . . .	215,170
2016A SPECIAL CATEGORIES	
ADMINISTRATION COMMISSION AND FLORIDA LAND	
AND WATER ADJUDICATORY COMMISSION -	
ADMINISTRATIVE APPEALS	
FROM GENERAL REVENUE FUND . . . . .	10,000
2017 SPECIAL CATEGORIES	
TRANSFER TO PLANNING AND BUDGETING SYSTEM	
TRUST FUND	
FROM GENERAL REVENUE FUND . . . . .	6,044,935

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: PROGRAM: ADMINISTERED FUNDS		
FROM GENERAL REVENUE FUND . . . . .	462,702,675	
FROM TRUST FUNDS . . . . .		213,975,359
TOTAL ALL FUNDS . . . . .		676,678,034

## BUSINESS AND PROFESSIONAL REGULATION, DEPARTMENT OF

No funds are appropriated in Specific Appropriations 2018 through 2182 and Section 8 for the payment of rent, lease or possession of space for offices or any other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 790:0070, 790:0083, 790:0098 or 790:M139, or any other lease by the Department of Business and Professional Regulation, notwithstanding any lease or contract to the contrary. The Department of Business and Professional Regulation is prohibited from expending any specific appropriation from the General Revenue Fund, any trust fund or from any other source for the rent, lease or possession of any space for offices or other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 790:0070, 790:0083, 790:0098 or 790:M139, or any other lease.

## PROGRAM: OFFICE OF THE SECRETARY AND ADMINISTRATION

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	8,487,162	
2018	SALARIES AND BENEFITS	POSITIONS	159.50
	FROM ADMINISTRATIVE TRUST FUND . . .		12,062,023
2019	OTHER PERSONAL SERVICES		
	FROM ADMINISTRATIVE TRUST FUND . . .		660,574
2020	EXPENSES		
	FROM ADMINISTRATIVE TRUST FUND . . .		1,528,709
2021	OPERATING CAPITAL OUTLAY		
	FROM ADMINISTRATIVE TRUST FUND . . .		12,088
2022	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE		
	HEARINGS		
	FROM ADMINISTRATIVE TRUST FUND . . .		196,813
2023	SPECIAL CATEGORIES		
	TRANSFER TO THE OFFICE OF THE STATE		
	ATTORNEY - SLOT INVESTIGATIONS AND		
	PROSECUTIONS		
	FROM ADMINISTRATIVE TRUST FUND . . .		247,677
2024	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM ADMINISTRATIVE TRUST FUND . . .		254,780
2025	SPECIAL CATEGORIES		
	OPERATION OF MOTOR VEHICLES		
	FROM ADMINISTRATIVE TRUST FUND . . .		6,500
2026	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND . . .		167,278
2027	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM ADMINISTRATIVE TRUST FUND . . .		7,650
2028	SPECIAL CATEGORIES		
	TENANT BROKER COMMISSIONS		
	FROM ADMINISTRATIVE TRUST FUND . . .		90,000
2029	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM ADMINISTRATIVE TRUST FUND . . .		77,506

## SECTION 6 - GENERAL GOVERNMENT

2030 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM ADMINISTRATIVE TRUST FUND . . . 53,945

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES  
FROM TRUST FUNDS . . . . . 15,365,543

TOTAL POSITIONS . . . . . 159.50  
TOTAL ALL FUNDS . . . . . 15,365,543

## INFORMATION TECHNOLOGY

APPROVED SALARY RATE 3,289,594

2031 SALARIES AND BENEFITS POSITIONS 57.00  
FROM GENERAL REVENUE FUND . . . . . 198,078  
FROM ADMINISTRATIVE TRUST FUND . . . 4,389,566

2032 OTHER PERSONAL SERVICES  
FROM ADMINISTRATIVE TRUST FUND . . . 110,911

2033 EXPENSES  
FROM GENERAL REVENUE FUND . . . . . 11,878  
FROM ADMINISTRATIVE TRUST FUND . . . 1,498,424

2034 OPERATING CAPITAL OUTLAY  
FROM ADMINISTRATIVE TRUST FUND . . . 100,000

2035 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM ADMINISTRATIVE TRUST FUND . . . 2,420,911

2036 SPECIAL CATEGORIES  
FLORIDA BUSINESS INFORMATION PORTAL  
FROM GENERAL REVENUE FUND . . . . . 150,000

The funds in Specific Appropriation 2036 shall be utilized for the operations and maintenance of the Florida Business Information Portal and to expand the portal to include local government information. The expansion of the portal to include local government information shall be consistent with the Local Government Inclusion Feasibility Assessment report submitted by the department, to the Governor, President of the Senate, and the Speaker of the House of Representatives on August 1, 2017. Any contract for external services for the inclusion of local government information in the Florida Business Information Portal shall be competitively procured pursuant to chapter 287, Florida Statutes.

2037 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM ADMINISTRATIVE TRUST FUND . . . 17,527

2038 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM ADMINISTRATIVE TRUST FUND . . . 4,001

2039 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM GENERAL REVENUE FUND . . . . . 637  
FROM ADMINISTRATIVE TRUST FUND . . . 16,452

2040 DATA PROCESSING SERVICES  
DATA PROCESSING ASSESSMENT - DEPARTMENT OF  
MANAGEMENT SERVICES  
FROM ADMINISTRATIVE TRUST FUND . . . 1,423,797

2041 DATA PROCESSING SERVICES  
NORTHWEST REGIONAL DATA CENTER (NWRDC)  
FROM ADMINISTRATIVE TRUST FUND . . . 212,142

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: INFORMATION TECHNOLOGY  
FROM GENERAL REVENUE FUND . . . . . 360,593  
FROM TRUST FUNDS . . . . . 10,193,731  
TOTAL POSITIONS . . . . . 57.00  
TOTAL ALL FUNDS . . . . . 10,554,324

## PROGRAM: SERVICE OPERATION

## CUSTOMER CONTACT CENTER

APPROVED SALARY RATE 3,273,993

2042 SALARIES AND BENEFITS POSITIONS 92.00  
FROM ADMINISTRATIVE TRUST FUND . . . 4,851,316

2043 OTHER PERSONAL SERVICES  
FROM ADMINISTRATIVE TRUST FUND . . . 235,628

2044 EXPENSES  
FROM ADMINISTRATIVE TRUST FUND . . . 509,903

2045 OPERATING CAPITAL OUTLAY  
FROM ADMINISTRATIVE TRUST FUND . . . 3,000

2046 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM ADMINISTRATIVE TRUST FUND . . . 9,000

2047 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM ADMINISTRATIVE TRUST FUND . . . 48,288

2048 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM ADMINISTRATIVE TRUST FUND . . . 5,430

2049 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM ADMINISTRATIVE TRUST FUND . . . 28,421

TOTAL: CUSTOMER CONTACT CENTER  
FROM TRUST FUNDS . . . . . 5,690,986

TOTAL POSITIONS . . . . . 92.00  
TOTAL ALL FUNDS . . . . . 5,690,986

## CENTRAL INTAKE

APPROVED SALARY RATE 3,766,841

2050 SALARIES AND BENEFITS POSITIONS 108.50  
FROM ADMINISTRATIVE TRUST FUND . . . 5,725,724

2051 OTHER PERSONAL SERVICES  
FROM ADMINISTRATIVE TRUST FUND . . . 436,159

2052 EXPENSES  
FROM ADMINISTRATIVE TRUST FUND . . . 579,401

2053 OPERATING CAPITAL OUTLAY  
FROM ADMINISTRATIVE TRUST FUND . . . 3,000

2054 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM ADMINISTRATIVE TRUST FUND . . . 1,500,000

2055 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM ADMINISTRATIVE TRUST FUND . . . 22,737

2056 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM ADMINISTRATIVE TRUST FUND . . . 16,950

## SECTION 6 - GENERAL GOVERNMENT

2057	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .	38,173
TOTAL:	CENTRAL INTAKE FROM TRUST FUNDS . . . . .	8,322,144
	TOTAL POSITIONS . . . . . 108.50	
	TOTAL ALL FUNDS . . . . .	8,322,144
PROGRAM: PROFESSIONAL REGULATION		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE 10,327,280	
2058	SALARIES AND BENEFITS POSITIONS 236.50 FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	15,222,872
2059	OTHER PERSONAL SERVICES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	799,344
2060	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	2,899,498
2061	OPERATING CAPITAL OUTLAY FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	6,920
2062	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	156,900
2063	SPECIAL CATEGORIES LEGAL SERVICES CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	918,385
2064	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF HEALTH FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	282,637
2065	SPECIAL CATEGORIES UNLICENSED ACTIVITIES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	2,265,705

From the funds in Specific Appropriation 2065, up to \$500,000 from the Professional Regulation Trust Fund is provided to the Department of Business and Professional Regulation to fund unlicensed activity enforcement relating to real estate.

From the funds in Specific Appropriation 2065, up to \$100,000 from the Professional Regulation Trust Fund is provided to the Department of Business and Professional Regulation to fund unlicensed activity enforcement relating to certified public accountants.

From the funds in Specific Appropriation 2065, up to \$500,000 from the Professional Regulation Trust Fund is provided to the Department of Business and Professional Regulation to enhance department enforcement activities, which include stings and sweeps, relating to unlicensed construction activity in Florida. The department may not allocate overhead charges to these unlicensed activity functions.

From the funds in Specific Appropriation 2065, the Department of Business and Professional Regulation shall submit a report to the President of the Senate, the Speaker of the House of Representatives, and the Executive Office of the Governor's Office of Policy and Budget by November 1, 2020, detailing the unlicensed activity functions

## SECTION 6 - GENERAL GOVERNMENT

performed by the department during Fiscal Year 2019-2020. The report shall contain a detailed breakout of activities, revenues, and expenditures by board and/or profession, and include any relevant information to indicate the department's compliance with section 455.2281, Florida Statutes.		
2066	SPECIAL CATEGORIES CLAIMS PAYMENTS FROM CONSTRUCTION RECOVERY FUND FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	4,500,000
The Department of Business and Professional Regulation is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2066 in the event the amount of claims available for payment exceeds the amount appropriated.		
2067	SPECIAL CATEGORIES CLAIMS PAYMENT/AUCTIONEER RECOVERY FUND FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	106,579
2068	SPECIAL CATEGORIES TRANSFER ARCHITECT & INTERIOR DESIGN ACTIVITIES CH. 2002-274 FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	425,239
2069	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	1,193,838
2070	SPECIAL CATEGORIES FLORIDA BUILDING CODE COMPLIANCE AND MITIGATION PROGRAM FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	925,000
The funds in Specific Appropriation 2070 are provided for the Florida Building Code Compliance and Mitigation Program as authorized in section 553.841, Florida Statutes.		
2071	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	187,298
2072	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	251,958
2073	SPECIAL CATEGORIES CLAY FORD SCHOLARSHIP PROGRAM - CERTIFIED PUBLIC ACCOUNTING MINORITY SCHOLARSHIPS FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	200,000
2074	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	60,162
2075	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	91,472
2076	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA ENGINEERING MANAGEMENT CORPORATION (FEMC) CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	2,070,000



## SECTION 6 - GENERAL GOVERNMENT

2077 FINANCIAL ASSISTANCE PAYMENTS  
REAL ESTATE RECOVERY FUND  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 300,000

TOTAL: COMPLIANCE AND ENFORCEMENT  
FROM TRUST FUNDS . . . . . 32,863,807

TOTAL POSITIONS . . . . . 236.50  
TOTAL ALL FUNDS . . . . . 32,863,807

## FLORIDA BOXING COMMISSION

APPROVED SALARY RATE 240,862

2078 SALARIES AND BENEFITS POSITIONS 4.00  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 366,576

2079 OTHER PERSONAL SERVICES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 111,223

2080 EXPENSES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 156,920

2081 SPECIAL CATEGORIES  
TRANSFER TO THE PROFESSIONAL REGULATION  
TRUST FUND  
FROM GENERAL REVENUE FUND . . . . . 443,675

The funds in Specific Appropriation 2081 are provided for the Florida Boxing Commission. The funds shall be utilized, if needed, in excess of available trust funds to support and maintain operations of the commission.

2082 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 2,000

2083 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 3,376

2084 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 3,557

TOTAL: FLORIDA BOXING COMMISSION  
FROM GENERAL REVENUE FUND . . . . . 443,675  
FROM TRUST FUNDS . . . . . 643,652

TOTAL POSITIONS . . . . . 4.00  
TOTAL ALL FUNDS . . . . . 1,087,327

## TESTING AND CONTINUING EDUCATION

APPROVED SALARY RATE 1,432,776

2085 SALARIES AND BENEFITS POSITIONS 38.00  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 2,113,901

2086 EXPENSES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 281,294

2087 OPERATING CAPITAL OUTLAY  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 3,000

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2088 SPECIAL CATEGORIES  
EXAMINATION TESTING SERVICES FOR  
PROFESSIONAL REGULATION  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 802,078

2089 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 6,000

2090 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 13,549

2091 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 5,211

2092 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT  
SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 12,276

TOTAL: TESTING AND CONTINUING EDUCATION  
FROM TRUST FUNDS . . . . . 3,237,309

TOTAL POSITIONS . . . . . 38.00  
TOTAL ALL FUNDS . . . . . 3,237,309

## FARM AND CHILD LABOR REGULATION

APPROVED SALARY RATE 1,118,868

2093 SALARIES AND BENEFITS POSITIONS 30.00  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 1,724,269

2094 EXPENSES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 160,342

2095 SPECIAL CATEGORIES  
ACQUISITION OF MOTOR VEHICLES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 45,000

2096 SPECIAL CATEGORIES  
CONTRACTED SERVICES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 9,090

2097 SPECIAL CATEGORIES  
OPERATION OF MOTOR VEHICLES  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 69,400

2098 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 4,786

2099 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
FROM PROFESSIONAL REGULATION TRUST  
FUND . . . . . 5,648

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2100	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	8,994
TOTAL:	FARM AND CHILD LABOR REGULATION FROM TRUST FUNDS . . . . .	2,027,529
	TOTAL POSITIONS . . . . .	30.00
	TOTAL ALL FUNDS . . . . .	2,027,529

## DRUGS, DEVICES, AND COSMETICS

From the funds provided in Specific Appropriations 2101 through 2110, the Department of Business and Professional Regulation shall prepare quarterly and annual financial statements of revenues and expenditures, including direct and allocated, of the Division of Drugs, Devices, and Cosmetics. The financial statements shall reflect each fee and trust fund revenue source collected and indicate how each fee and revenue source was expended in support of the regulatory and administrative expenditures of the Division of Drugs, Devices, and Cosmetics, including departmental overhead expenditures. The financial statements shall also reflect any regulatory functions supported by the General Revenue Fund. The financial statements shall be submitted to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget. The first quarterly financial statement shall be submitted on August 1, 2020, for the period of April 1, 2020, through June 30, 2020, and quarterly thereafter. The annual financial statement for the year ending June 30, 2020, shall be submitted on or before November 1, 2020.

	APPROVED SALARY RATE	1,549,979	
2101	SALARIES AND BENEFITS POSITIONS FROM PROFESSIONAL REGULATION TRUST FUND . . . . .	25.50	2,135,518
2102	OTHER PERSONAL SERVICES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		179,393
2103	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		357,401
2104	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		16,500
2105	SPECIAL CATEGORIES TRANSFER TO THE PROFESSIONAL REGULATION TRUST FUND FROM GENERAL REVENUE FUND . . . . .	640,000	
	The funds in Specific Appropriation 2105 are provided for the Division of Drugs, Devices, and Cosmetics. The funds shall be utilized, if needed, in excess of available trust funds to support and maintain operations of the division.		
2106	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		58,500
2107	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		35,938

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2108	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		32,491
2109	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		7,200
2110	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND . . . . .		10,264
TOTAL:	DRUGS, DEVICES, AND COSMETICS FROM GENERAL REVENUE FUND . . . . .	640,000	
	FROM TRUST FUNDS . . . . .		2,833,205
	TOTAL POSITIONS . . . . .	25.50	
	TOTAL ALL FUNDS . . . . .		3,473,205

## PROGRAM: PARI-MUTUEL WAGERING

## PARI-MUTUEL WAGERING

	APPROVED SALARY RATE	2,945,968	
2111	SALARIES AND BENEFITS POSITIONS FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	65.00	4,338,516
2112	OTHER PERSONAL SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		1,630,438
2113	EXPENSES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		665,627
2114	OPERATING CAPITAL OUTLAY FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		13,032
2115	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		40,002
2116	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		27,317
2117	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		62,000
2118	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		190,127
2119	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		10,063
2120	SPECIAL CATEGORIES RACING ANIMAL MEDICAL RESEARCH FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .		100,000

Funds in Specific Appropriation 2120 shall be utilized pursuant to

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section 550.2415, Florida Statutes.

2121	SPECIAL CATEGORIES PARI-MUTUEL LABORATORY CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	2,266,000
2122	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	39,759
2123	SPECIAL CATEGORIES CONTRACT FOR PARI-MUTUEL WAGERING COMPLIANCE AND AUDIT SYSTEM FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	296,476
TOTAL: PARI-MUTUEL WAGERING FROM TRUST FUNDS . . . . .		9,679,357
	TOTAL POSITIONS . . . . . 65.00	
	TOTAL ALL FUNDS . . . . .	9,679,357
SLOT MACHINE REGULATION		
	APPROVED SALARY RATE 2,224,439	
2124	SALARIES AND BENEFITS POSITIONS 50.00 FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	3,245,843
2125	OTHER PERSONAL SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	42,000
2126	EXPENSES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	275,248
2127	OPERATING CAPITAL OUTLAY FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	10,863
2128	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	40,000
2129	SPECIAL CATEGORIES COMPULSIVE AND ADDICTIVE GAMBLING PREVENTION CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	1,250,000
2130	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	12,000
2131	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	25,743
2132	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	9,668
2133	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	2,848

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2134	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND . . . . .	16,139
TOTAL: SLOT MACHINE REGULATION FROM TRUST FUNDS . . . . .		4,930,352
	TOTAL POSITIONS . . . . . 50.00	
	TOTAL ALL FUNDS . . . . .	4,930,352
PROGRAM: HOTELS AND RESTAURANTS		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE 14,101,837	
2135	SALARIES AND BENEFITS POSITIONS 353.00 FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	20,673,100
2136	OTHER PERSONAL SERVICES FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	35,689
2137	EXPENSES FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	2,012,001
2138	OPERATING CAPITAL OUTLAY FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	8,500
2139	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	329,000
2140	SPECIAL CATEGORIES TRANSFERS TO DEPARTMENT OF HEALTH FOR EPIDEMIOLOGICAL SERVICES FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	607,149
2141	SPECIAL CATEGORIES GRANTS AND AIDS - SCHOOL-TO-CAREER FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	706,698
2142	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	70,509
2143	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	493,941
2144	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	451,447
2145	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	20,000

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2146	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HOTEL AND RESTAURANT TRUST FUND . . . . .	106,974
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS . . . . .	25,515,008
	TOTAL POSITIONS . . . . . 353.00	
	TOTAL ALL FUNDS . . . . .	25,515,008
PROGRAM: ALCOHOLIC BEVERAGES AND TOBACCO		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE . . . . . 9,862,069	
2147	SALARIES AND BENEFITS POSITIONS 186.75 FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	14,180,518
2148	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	7,075
2149	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . . FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	1,519,624 234,075
2150	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	315,644
2151	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	42,044
2152	SPECIAL CATEGORIES OPERATION AND MAINTENANCE OF PATROL VEHICLES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	896,017
2153	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	465,811
2154	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	172,846
2155	SPECIAL CATEGORIES TRANSFER FOR CONTRACTED DISPATCH SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	140,000
2156	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	28,219
2157	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	57,949

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TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS . . . . .	18,059,822
	TOTAL POSITIONS . . . . . 186.75	
	TOTAL ALL FUNDS . . . . .	18,059,822
STANDARDS AND LICENSURE		
	APPROVED SALARY RATE . . . . . 2,518,244	
2158	SALARIES AND BENEFITS POSITIONS 59.50 FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	3,672,003
2159	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	169,663
2160	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	558,792
2161	OPERATING CAPITAL OUTLAY FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	5,000
2162	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	12,733
2163	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	48,764
2164	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	12,229
2165	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	19,975
TOTAL:	STANDARDS AND LICENSURE FROM TRUST FUNDS . . . . .	4,499,159
	TOTAL POSITIONS . . . . . 59.50	
	TOTAL ALL FUNDS . . . . .	4,499,159
TAX COLLECTION		
	APPROVED SALARY RATE . . . . . 3,410,373	
2166	SALARIES AND BENEFITS POSITIONS 82.00 FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	5,109,773
2167	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	20,816
2168	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	622,009
2169	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	13,680

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2170	SPECIAL CATEGORIES CIGARETTE TAX STAMPS FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	866,505
2171	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	11,985
2172	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	12,998
2173	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	27,420
2174	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND . . . . .	14,529
TOTAL: TAX COLLECTION FROM TRUST FUNDS . . . . .		6,699,715
	TOTAL POSITIONS . . . . . 82.00	
	TOTAL ALL FUNDS . . . . .	6,699,715
PROGRAM: FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE 4,685,673	
2175	SALARIES AND BENEFITS POSITIONS 112.00 FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	6,810,628
2176	OTHER PERSONAL SERVICES FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	44,076
2177	EXPENSES FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	975,117
From the funds in Specific Appropriation 2177, the Department of Business and Professional Regulation must maintain an office in Miami-Dade County to be staffed with compliance investigators of the Division of Florida Condominiums, Timeshares, and Mobile Homes.		
2178	OPERATING CAPITAL OUTLAY FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	6,298
2179	SPECIAL CATEGORIES CONTRACTED SERVICES FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	17,500

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2180	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	25,562
2181	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	11,856
2182	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND . . . . .	36,185
TOTAL: COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS . . . . .		7,927,222
	TOTAL POSITIONS . . . . . 112.00	
	TOTAL ALL FUNDS . . . . .	7,927,222
TOTAL: BUSINESS AND PROFESSIONAL REGULATION, DEPARTMENT OF		
	FROM GENERAL REVENUE FUND . . . . . 1,444,268	
	FROM TRUST FUNDS . . . . .	158,488,541
	TOTAL POSITIONS . . . . . 1,659.25	
	TOTAL ALL FUNDS . . . . .	159,932,809
	TOTAL APPROVED SALARY RATE . . . . . 73,235,958	
PROGRAM: CITRUS, DEPARTMENT OF		
CITRUS RESEARCH		
	APPROVED SALARY RATE 887,457	
2183	SALARIES AND BENEFITS POSITIONS 9.00 FROM CITRUS ADVERTISING TRUST FUND . . . . .	1,114,705
2184	OTHER PERSONAL SERVICES FROM CITRUS ADVERTISING TRUST FUND . . . . .	107,098
2185	EXPENSES FROM CITRUS ADVERTISING TRUST FUND . . . . .	401,896
2186	OPERATING CAPITAL OUTLAY FROM CITRUS ADVERTISING TRUST FUND . . . . .	251,000
2187	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . 650,000 FROM CITRUS ADVERTISING TRUST FUND . . . . .	1,520,494
2188	SPECIAL CATEGORIES PAID ADVERTISING AND PROMOTION FROM CITRUS ADVERTISING TRUST FUND . . . . .	82,000
2189	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CITRUS ADVERTISING TRUST FUND . . . . .	3,806

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TOTAL: CITRUS RESEARCH		
FROM GENERAL REVENUE FUND . . . . .	650,000	
FROM TRUST FUNDS . . . . .		3,480,999
TOTAL POSITIONS . . . . .	9.00	
TOTAL ALL FUNDS . . . . .		4,130,999

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	1,272,646	
2190 SALARIES AND BENEFITS POSITIONS	19.00	
FROM CITRUS ADVERTISING TRUST FUND .		1,938,380
2191 OTHER PERSONAL SERVICES		
FROM CITRUS ADVERTISING TRUST FUND .		66,000
2192 EXPENSES		
FROM CITRUS ADVERTISING TRUST FUND .		492,625
2193 OPERATING CAPITAL OUTLAY		
FROM CITRUS ADVERTISING TRUST FUND .		119,779
2194 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM CITRUS ADVERTISING TRUST FUND .		307,655
2195 SPECIAL CATEGORIES		
PAID ADVERTISING AND PROMOTION		
FROM CITRUS ADVERTISING TRUST FUND .		75,000
2196 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM CITRUS ADVERTISING TRUST FUND .		14,416
2197 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM CITRUS ADVERTISING TRUST FUND .		5,815
2198 DATA PROCESSING SERVICES		
DATA PROCESSING ASSESSMENT - DEPARTMENT OF		
MANAGEMENT SERVICES		
FROM CITRUS ADVERTISING TRUST FUND .		62,531
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES		
FROM TRUST FUNDS . . . . .		3,082,201
TOTAL POSITIONS . . . . .	19.00	
TOTAL ALL FUNDS . . . . .		3,082,201

## AGRICULTURAL PRODUCTS MARKETING

APPROVED SALARY RATE	1,005,460	
2199 SALARIES AND BENEFITS POSITIONS	10.00	
FROM CITRUS ADVERTISING TRUST FUND .		1,497,408
2200 OTHER PERSONAL SERVICES		
FROM CITRUS ADVERTISING TRUST FUND .		17,000
2201 EXPENSES		
FROM CITRUS ADVERTISING TRUST FUND .		261,331
2202 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM CITRUS ADVERTISING TRUST FUND .		100,000
2203 SPECIAL CATEGORIES		
PAID ADVERTISING AND PROMOTION		
FROM GENERAL REVENUE FUND . . . . .	5,000,000	
FROM CITRUS ADVERTISING TRUST FUND .		12,961,163

From the funds provided in Specific Appropriation 2203, no funds are appropriated for activities intended for any other purpose than to

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produce consumer or influencer engagement and awareness of the health, safety, wellness, nutrition and uses of Florida citrus products.

2204 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM CITRUS ADVERTISING TRUST FUND .		3,405
TOTAL: AGRICULTURAL PRODUCTS MARKETING		
FROM GENERAL REVENUE FUND . . . . .	5,000,000	
FROM TRUST FUNDS . . . . .		14,840,307
TOTAL POSITIONS . . . . .	10.00	
TOTAL ALL FUNDS . . . . .		19,840,307
TOTAL: PROGRAM: CITRUS, DEPARTMENT OF		
FROM GENERAL REVENUE FUND . . . . .	5,650,000	
FROM TRUST FUNDS . . . . .		21,403,507
TOTAL POSITIONS . . . . .	38.00	
TOTAL ALL FUNDS . . . . .		27,053,507
TOTAL APPROVED SALARY RATE . . . . .	3,165,563	

## ECONOMIC OPPORTUNITY, DEPARTMENT OF

From the funds in Specific Appropriations 2205 through 2300, any expenditure from the Temporary Assistance for Needy Families (TANF) Block Grant must be expended in accordance with the requirements and limitations of Part A of Title IV of the Social Security Act, as amended, or any other applicable federal requirement or limitation. Before any funds are released by the Department of Children and Families, each provider shall identify the number of clients to be served and certify their eligibility under Part A of Title IV of the Social Security Act. Funds may not be released for services to any clients except those so identified and certified.

The department head or a designee must certify that controls are in place to ensure that such funds are expended in accordance with the requirements and limitations of federal law and that reporting requirements of federal law are met. It is the responsibility of any entity to which such funds are appropriated to obtain the required certification prior to any expenditure of funds.

From the funds in Specific Appropriations 2205 through 2300, no federal or state funds shall be used to pay for space being leased by a Local Workforce Board, CareerSource Florida, or the Department of Economic Opportunity if it has been determined by whichever entity is the lessee that there is no longer a need for the leased space. All leases, and performance and obligations under the leases, are subject to and contingent upon an annual appropriation by the Florida Legislature. In the event that such annual appropriation does not occur, or in the alternative, there is either a reduction in funding from the prior annual appropriation or the entity which is the lessee determines that the annual appropriation is insufficient to meet the requirements of the leases, then the lessee has the right to terminate the lease upon written notice by the lessee and the lessee shall have no further obligations under the contracts.

No funds are appropriated in Specific Appropriations 2205 through 2300 or sections 46 and 47 for the payment of rent, lease, or possession of space for offices or any other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 750:0068, 790:0098, 400:0068, or 590:M139 or any other lease, except for State of Florida Lease No. 400:0070, by the Department of Economic Opportunity, including any one or more predecessor agencies, notwithstanding any lease or contract to the contrary. The Department of Economic Opportunity is prohibited from expending any specific appropriation from the General Revenue Fund, any trust fund, or from any other source for the rent, lease, or possession of any space for offices or other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 750:0068, 790:0098, 400:0068, or 590:M139 or any other lease, except State of Florida Lease No. 400:0070.

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## PROGRAM: EXECUTIVE DIRECTION AND SUPPORT SERVICES

## EXECUTIVE LEADERSHIP

	APPROVED SALARY RATE	2,491,794	
2205	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . .	37.00	3,385,117
2206	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		118,862
2207	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . .		510,150
2208	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		17,177
2209	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND . . .		88,192
2210	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		133,778

Funds in Specific Appropriation 2210 may be used to represent the state's interest in legal matters that require the use of outside legal counsel.

2211	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		7,781
2212	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		11,670
2213	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		4,365
TOTAL: EXECUTIVE LEADERSHIP	FROM TRUST FUNDS . . . . .		4,277,092
	TOTAL POSITIONS . . . . .	37.00	
	TOTAL ALL FUNDS . . . . .		4,277,092

## FINANCE AND ADMINISTRATION

	APPROVED SALARY RATE	5,969,002	
2214	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . . FROM REVOLVING TRUST FUND . . . . .	101.00	7,289,099 934,091
2215	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . . FROM REVOLVING TRUST FUND . . . . .		49,930 51,123
2216	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . . FROM REVOLVING TRUST FUND . . . . .		655,257 1,418,634
2217	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		52,822
2218	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . . FROM REVOLVING TRUST FUND . . . . .		510,198 1,036,300

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2219	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . . FROM REVOLVING TRUST FUND . . . . .		34,941 5,601
2220	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . . FROM REVOLVING TRUST FUND . . . . .		23,326 3,801
2221	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		129,530
2222	FIXED CAPITAL OUTLAY REED ACT BUILDINGS PROJECTS - STATEWIDE FROM REVOLVING TRUST FUND . . . . .		1,052,700
TOTAL: FINANCE AND ADMINISTRATION	FROM TRUST FUNDS . . . . .		13,247,353
	TOTAL POSITIONS . . . . .	101.00	
	TOTAL ALL FUNDS . . . . .		13,247,353

## INFORMATION SYSTEMS AND SUPPORT SERVICES

	APPROVED SALARY RATE	6,264,961	
2223	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND . . .	100.00	8,721,419
2224	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		234,930
2225	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . .		1,234,023
2226	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		83,661
2227	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		593,190
2228	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		38,029
2229	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		28,198
2230	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		61,053
TOTAL: INFORMATION SYSTEMS AND SUPPORT SERVICES	FROM TRUST FUNDS . . . . .		10,994,503
	TOTAL POSITIONS . . . . .	100.00	
	TOTAL ALL FUNDS . . . . .		10,994,503

## PROGRAM: WORKFORCE SERVICES

## WORKFORCE DEVELOPMENT

From the funds in Specific Appropriations 2231 through 2258, the Department of Economic Opportunity must determine if any funds provided for specific workforce programs, projects, or initiatives are not an allowable use of federal funds. If the department finds that any

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workforce program, project, or initiative for which funds are specifically appropriated in this act is not an allowable use of federal funds, the department must notify the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

When allocating full-time equivalent (FTE) positions to individual local workforce development boards, the Department of Economic Opportunity must ensure that workforce services are effectively and efficiently provided throughout the state. The department is authorized to reallocate any FTE position allocated to a local workforce development board that has been or becomes vacant for more than 180 days. When reallocating a vacant FTE position, the department must give priority to a local workforce development board that would use the FTE position to provide additional services to veterans.

	APPROVED SALARY RATE	23,623,798	
2231	SALARIES AND BENEFITS	587.50	
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	31,986,697	
	FROM WELFARE TRANSITION TRUST FUND .	1,378,216	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	216,048	
2232	OTHER PERSONAL SERVICES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	7,204,670	
	FROM WELFARE TRANSITION TRUST FUND .	65,563	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	87,849	
2233	EXPENSES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	968,193	
	FROM WELFARE TRANSITION TRUST FUND .	1,105,389	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	130,668	
2234	OPERATING CAPITAL OUTLAY		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	109,473	
	FROM WELFARE TRANSITION TRUST FUND .	26,424	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	115,530	
2234A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - WORKFORCE PROJECTS		
	FROM GENERAL REVENUE FUND . . . . .	8,700,000	

The nonrecurring funds provided in Specific Appropriation 2234A from the General Revenue Fund shall be allocated as follows:

Florida Ready to Work (Senate Form 1888).....	3,000,000
Big Brothers Big Sisters School to Work (STW) Project - Hillsborough (Senate Form 1326).....	500,000
HBI Building Careers for Veterans (Senate Form 1768).....	900,000
Culinary Workforce Training Program at Second Harvest Food Bank of Central Florida (Senate Form 1964).....	150,000
City of Winter Haven Enhanced Governmental Connectivity Through High-Speed Fiber (Senate Form 1823).....	250,000
City of Winter Haven Dark Fiber Activation of the Industrial Development Zone (Senate Form 1824).....	250,000
Florida Goodwill Association (Senate Form 2445).....	3,000,000
Cuban Studies Institute - Professional and Economic Counseling (Senate Form 2545).....	400,000
Florida Tech - Biomedical Aerospace Manufacturing Multiplier (BAMx) (Senate Form 1502).....	250,000

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2234A.

2235	SPECIAL CATEGORIES		
	NON CUSTODIAL PARENT PROGRAM		
	FROM WELFARE TRANSITION TRUST FUND .	1,416,000	

From the funds in Specific Appropriation 2235 \$1,416,000 in recurring

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funds from the Welfare Transition Trust Fund are provided to continue the Gulf Coast Jewish Family and Community Services' Non-Custodial Parent Employment Program in Miami-Dade, Pinellas, Pasco, Hernando, and Hillsborough counties, allocated as follows: Miami-Dade County - \$666,000; and Pinellas, Pasco, Hernando, and Hillsborough counties - \$750,000.

CareerSource Pasco Hernando shall administer the funds.

2236	SPECIAL CATEGORIES		
	GRANTS AND AIDS - SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP)		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	1,000,000	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	250,000	
2237	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	9,618,979	
	FROM WELFARE TRANSITION TRUST FUND .	575,000	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	147,604	
2238	SPECIAL CATEGORIES		
	GRANTS AND AIDS - LOCAL WORKFORCE DEVELOPMENT BOARDS		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND . . . . .	209,109,080	
	FROM WELFARE TRANSITION TRUST FUND .	52,514,907	

Funds provided in Specific Appropriation 2238 from the Welfare Transition Trust Fund are allocated for workforce services based on a plan approved by CareerSource Florida. The plan must maximize funds distributed directly to the local workforce development boards, and must identify any funds allocated for state-level and discretionary initiatives. The plan must equitably distribute funds to the boards based on anticipated client caseload to maximize the ability of the state to meet performance standards, including federal work participation rate requirements, and prioritize services provided to one-parent families.

From the funds provided in Specific Appropriation 2238, any expenditures by a local workforce development board for "outreach," "advertising," or "public relations" must have a direct program benefit and must be spent in strict accordance with all applicable federal regulations and guidance. For any expenditures exceeding \$5,000 for outreach purposes, a local workforce development board must obtain prior approval from the Department of Economic Opportunity before purchasing promotional items, including but not limited to capes, blankets, and clothing; and memorabilia, models, gifts, and souvenirs.

Funds in Specific Appropriation 2238 may not be used directly or indirectly to pay for meals, food, or beverages for board members, staff, or employees of local workforce development boards, CareerSource Florida, or the Department of Economic Opportunity except as expressly authorized by state law. Preapproved, reasonable, and necessary per diem allowances and travel established in section 112.061, Florida Statutes, shall be in compliance with all applicable federal and state requirements. Funds in Specific Appropriation 2238 may not be used for entertainment costs and recreational activities for board members, staff, or employees.

Funds in Specific Appropriation 2238 may not be used for any contract exceeding \$25,000 between a local workforce development board and a member of that board that has any relationship with the contracting vendor unless the contract has been reviewed by the Department of Economic Opportunity and CareerSource Florida.

Funds in Specific Appropriation 2238 may not be used to fund the salary, bonus, or incentive of any employee in excess of Federal Executive Level II, regardless of fund source.



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2239	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . . FROM WELFARE TRANSITION TRUST FUND . . . . .	704,746 1,955
2240	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . . FROM WELFARE TRANSITION TRUST FUND . . . . .	193,809 4,690
2241	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . . FROM WELFARE TRANSITION TRUST FUND . . . . .	539,992 291,110
TOTAL: WORKFORCE DEVELOPMENT		
	FROM GENERAL REVENUE FUND . . . . .	8,700,000
	FROM TRUST FUNDS . . . . .	319,762,592
	TOTAL POSITIONS . . . . .	587.50
	TOTAL ALL FUNDS . . . . .	328,462,592
REEMPLOYMENT ASSISTANCE PROGRAM		
	APPROVED SALARY RATE	18,659,205
2242	SALARIES AND BENEFITS POSITIONS 478.00 FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . . FROM SPECIAL EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	29,867,040 8,730
2243	OTHER PERSONAL SERVICES FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	14,322,463
2244	EXPENSES FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	12,321,610
2245	OPERATING CAPITAL OUTLAY FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	304,795
2246	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	36,891,311
2247	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	265,571
2248	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	195,922
2249	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	1,389,310

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TOTAL: REEMPLOYMENT ASSISTANCE PROGRAM			
	FROM TRUST FUNDS . . . . .		95,566,752
	TOTAL POSITIONS . . . . .	478.00	
	TOTAL ALL FUNDS . . . . .		95,566,752
CAREERSOURCE FLORIDA			
2250	SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND . . . . .		1,719
2251	SPECIAL CATEGORIES CAREERSOURCE FLORIDA OPERATIONS FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . . . FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . . FROM WELFARE TRANSITION TRUST FUND . . . . . FROM SPECIAL EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		100,000 8,875,103 753,256 544,753
2251A	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . . . .		11,628
2252	SPECIAL CATEGORIES QUICK RESPONSE TRAINING FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . . . FROM SPECIAL EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		4,000,000 5,000,000
2253	SPECIAL CATEGORIES INCUMBENT WORKER TRAINING PROGRAM FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		3,000,000
TOTAL: CAREERSOURCE FLORIDA			
	FROM TRUST FUNDS . . . . .		22,286,459
	TOTAL ALL FUNDS . . . . .		22,286,459
REEMPLOYMENT ASSISTANCE APPEALS COMMISSION			
	APPROVED SALARY RATE	2,223,908	
2254	SALARIES AND BENEFITS POSITIONS 33.50 FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		3,088,628
2255	OTHER PERSONAL SERVICES FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		353
2256	SPECIAL CATEGORIES REEMPLOYMENT ASSISTANCE APPEALS COMMISSION - OPERATIONS FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		765,974
2257	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		8,926
2258	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .		12,447

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TOTAL: REEMPLOYMENT ASSISTANCE APPEALS COMMISSION	
FROM TRUST FUNDS . . . . .	3,876,328
TOTAL POSITIONS . . . . .	33.50
TOTAL ALL FUNDS . . . . .	3,876,328

## PROGRAM: COMMUNITY DEVELOPMENT

## HOUSING AND COMMUNITY DEVELOPMENT

APPROVED SALARY RATE	5,803,895
2259 SALARIES AND BENEFITS POSITIONS	110.00
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	1,648,557
FROM FEDERAL GRANTS TRUST FUND . . . .	5,241,461
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND . . . . .	32,620
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	288,438
FROM SPECIAL EMPLOYMENT SECURITY ADMINISTRATION TRUST FUND . . . . .	1,505,701
FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	129,750
2260 OTHER PERSONAL SERVICES	
FROM FEDERAL GRANTS TRUST FUND . . .	873,233
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	37,382
2261 EXPENSES	
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	62,717
FROM FEDERAL GRANTS TRUST FUND . . . .	980,069
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND . . . . .	3,135
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	211,785
FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	12,544
2262 OPERATING CAPITAL OUTLAY	
FROM FEDERAL GRANTS TRUST FUND . . .	4,206
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,328
2263 SPECIAL CATEGORIES	
GRANTS AND AIDS - COMMUNITY SERVICES BLOCK GRANTS	
FROM FEDERAL GRANTS TRUST FUND . . . .	21,876,498
2264 SPECIAL CATEGORIES	
GRANTS AND AIDS - COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) - SMALL CITIES	
FROM FEDERAL GRANTS TRUST FUND . . . .	36,500,000
2265 SPECIAL CATEGORIES	
GRANTS AND AIDS - BLACK BUSINESS LOAN PROGRAM	
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . . .	2,225,000
2266 SPECIAL CATEGORIES	
HISPANIC BUSINESS INITIATIVE FUND OUTREACH PROGRAM	
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . . .	775,000

The funds in Specific Appropriation 2266 are provided for funding a recurring base appropriations project.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2266.

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2267 SPECIAL CATEGORIES	
FEDERAL DISASTER RELIEF - SMALL BUSINESS REVOLVING LOAN PROGRAM	
FROM GENERAL REVENUE FUND . . . . .	8,000,000
FROM FEDERAL GRANTS TRUST FUND . . . .	32,000,000

Funds in Specific Appropriation 2267 shall be held in reserve. Funds are provided for a small business revolving loan program for businesses in the region impacted by Hurricane Michael. Release is contingent upon submittal of an award letter from the U.S. Economic Development Administration and the Department of Economic Opportunity's approved plan for use of the funds. The department is authorized to submit a budget amendment for release of the funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes.

2268 SPECIAL CATEGORIES	
GRANTS AND AIDS - HOME ENERGY ASSISTANCE	
FROM FEDERAL GRANTS TRUST FUND . . . .	68,100,000
2269 SPECIAL CATEGORIES	
GRANTS AND AIDS - WEATHERIZATION ASSISTANCE PROGRAM (WAP)	
FROM FEDERAL GRANTS TRUST FUND . . . .	2,000,000
2270 SPECIAL CATEGORIES	
GRANTS AND AIDS - WEATHERIZATION ASSISTANCE PROGRAM (WAP) - LOW INCOME HOUSING ENERGY ASSISTANCE PROGRAM (LIHEAP)	
FROM FEDERAL GRANTS TRUST FUND . . . .	16,000,000
2271 SPECIAL CATEGORIES	
GRANTS AND AIDS - CONTRACTED SERVICES	
FROM FEDERAL GRANTS TRUST FUND . . . .	1,618,322
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	23,080
2272 SPECIAL CATEGORIES	
GRANTS AND AIDS - HOUSING AND COMMUNITY DEVELOPMENT PROJECTS	
FROM GENERAL REVENUE FUND . . . . .	1,470,363

The nonrecurring funds provided in Specific Appropriation 2272 from the General Revenue Fund shall be allocated as follows:

Art in the Workplace - Broward (Senate Form 1677).....	10,000
Protection of Property Rights Impacted by State-Imposed Growth Restrictions in Florida Keys ACSC (Senate Form 2091).....	460,363
Brevard Zoo Aquarium (Senate Form 1884).....	250,000
Tampa Hillsborough Homeless Initiative - Shared Housing (Senate Form 2490).....	250,000
Feeding South Florida FRESH Initiatives - Economic Stability (Senate Form 2010).....	250,000
Hurricane Resiliency for Marie Selby Botanical Gardens Collections - Sarasota (Senate Form 2509).....	250,000

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2272.

2273 SPECIAL CATEGORIES	
RISK MANAGEMENT INSURANCE	
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	8,754
FROM FEDERAL GRANTS TRUST FUND . . . .	36,573
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND . . . . .	7
FROM GRANTS AND DONATIONS TRUST FUND . . . . .	17,707
FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	466

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2274	SPECIAL CATEGORIES	
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	3,156
	FROM FEDERAL GRANTS TRUST FUND . . . .	11,874
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND . . . .	12
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	18,042
	FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	46
2275	SPECIAL CATEGORIES	
	RURAL COMMUNITY DEVELOPMENT FROM GENERAL REVENUE FUND . . . . .	5,000,000
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	750,000
	FROM ECONOMIC DEVELOPMENT TRUST FUND . . . . .	420,000
2276	SPECIAL CATEGORIES	
	GRANTS AND AIDS - TECHNICAL AND PLANNING ASSISTANCE FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,520,000
2277	SPECIAL CATEGORIES	
	GRANTS AND AIDS - COMPETITIVE FLORIDA PARTNERSHIP PROGRAM FROM GRANTS AND DONATIONS TRUST FUND . . . . .	280,000
2279	DATA PROCESSING SERVICES	
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	2,206
	FROM FEDERAL GRANTS TRUST FUND . . . .	16,115
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	2,150
2279A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY HOUSING AND COMMUNITY DEVELOPMENT PROJECTS - FIXED CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	12,054,000

The nonrecurring funds provided in Specific Appropriation 2279A from the General Revenue Fund shall be allocated as follows:

Bergeron Rodeo Grounds Improvements - Davie (Senate Form 1876).....	100,000
City of West Park - Parks & Cultural Facilities Development (Senate Form 1505).....	250,000
Santa Rosa County Recreational Fields at Pensacola State College (Senate Form 2529).....	250,000
Windley Key & Key Heights Affordable Housing Project (Senate Form 2086).....	250,000
City of Port St. Joe Splash Pad (Senate Form 2270).....	125,000
Central Florida Zoo & Botanical Gardens Rain Harvesting (Senate Form 1966).....	150,000
Sarah Vande Berg Tennis Center - Zephyrhills (Senate Form 1873).....	750,000
Fort Myers Centennial Park Upgrades for Children with Unique Abilities (Senate Form 2019).....	900,000
RJE Gymnasium Addition - Bradford (Senate Form 1849).....	319,000
Northeast Florida Multipurpose Youth Sports Complex - Clay (Senate Form 2506).....	3,000,000
Manatee County Palmetto Green Bridge Fishing Pier Replacement (Senate Form 2443).....	900,000
Mote Marine Laboratory STEM Education Teaching Laboratories - Sarasota (Senate Form 2487).....	2,000,000
Bradenton Beach Resiliency Project (Senate Form 1650).....	3,000,000
Habitat for Humanity Hernando County (Senate Form 2279)...	60,000

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The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2279A.		
2280	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SPACE, DEFENSE, AND RURAL INFRASTRUCTURE FROM GENERAL REVENUE FUND . . . . .	7,000,000
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . . .	1,600,000
TOTAL: HOUSING AND COMMUNITY DEVELOPMENT FROM GENERAL REVENUE FUND . . . . .		
	FROM TRUST FUNDS . . . . .	196,837,934
TOTAL POSITIONS . . . . .		
	110.00	
TOTAL ALL FUNDS . . . . .		
		230,362,297
FLORIDA HOUSING FINANCE CORPORATION		
2281	SPECIAL CATEGORIES	
	GRANTS AND AIDS - HOUSING FINANCE CORPORATION (HFC) - AFFORDABLE HOUSING PROGRAMS FROM STATE HOUSING TRUST FUND . . . .	119,800,000

From the funds in Specific Appropriation 2281, 10 percent of nonrecurring funds from the State Housing Trust Fund is provided to fund a competitive grant program for housing developments designed, constructed, and targeted for persons with developmental disabilities as defined in section 393.063, Florida Statutes. Private, non-profit organizations whose primary mission includes serving persons with developmental disabilities as defined in section 393.063, Florida Statutes, shall be eligible for these grant funds. Housing projects funded with these grants may include community residential homes as defined in section 419.001, Florida Statutes, or individual housing units, and may include new construction and renovation of existing housing units. In evaluating proposals for these funds, the Florida Housing Finance Corporation shall consider: the extent to which funds from local and other sources will be used by the applicant to leverage the grant funds provided under this section; employment opportunities and supports that will be available to residents of the proposed housing; a plan for residents to effectively and efficiently access community-based services, resources, and amenities; and partnerships with other supportive services agencies. If there are funds remaining after all eligible applications have been awarded under the above criteria, then applications may be accepted and funds may be awarded to applicants serving persons with special needs as defined in section 420.0004, Florida Statutes.

2282	SPECIAL CATEGORIES	
	GRANTS AND AIDS - HOUSING FINANCE CORPORATION (HFC) - STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM FROM LOCAL GOVERNMENT HOUSING TRUST FUND . . . . .	267,200,000
From the funds provided in Specific Appropriation 2282, \$500,000 of nonrecurring funds shall be used for training and technical assistance provided through the Affordable Housing Catalyst Program created by section 420.531, Florida Statutes. The Florida Housing Finance Corporation shall directly contract with an entity that meets all of the requirements of section 420.531, Florida Statutes, to provide the training and technical assistance.		
TOTAL: FLORIDA HOUSING FINANCE CORPORATION FROM TRUST FUNDS . . . . .		
		387,000,000
TOTAL ALL FUNDS . . . . .		
		387,000,000

PROGRAM: STRATEGIC BUSINESS DEVELOPMENT

STRATEGIC BUSINESS DEVELOPMENT

APPROVED SALARY RATE 1,380,182

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2283	SALARIES AND BENEFITS	POSITIONS	22.00	
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			1,575,751
	FROM FLORIDA INTERNATIONAL TRADE			
	AND PROMOTION TRUST FUND . . . . .			74,866
	FROM TOURISM PROMOTIONAL TRUST			
	FUND . . . . .			297,279
2284	OTHER PERSONAL SERVICES			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			146,267
	FROM FLORIDA INTERNATIONAL TRADE			
	AND PROMOTION TRUST FUND . . . . .			7,131
	FROM TOURISM PROMOTIONAL TRUST			
	FUND . . . . .			29,153
2285	EXPENSES			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			339,017
	FROM FLORIDA INTERNATIONAL TRADE			
	AND PROMOTION TRUST FUND . . . . .			17,208
	FROM TOURISM PROMOTIONAL TRUST			
	FUND . . . . .			68,834
2286	OPERATING CAPITAL OUTLAY			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			19,477
	FROM TOURISM PROMOTIONAL TRUST			
	FUND . . . . .			4,869
2287	LUMP SUM			
	ECONOMIC DEVELOPMENT TOOLS			
	FROM GENERAL REVENUE FUND . . . . .	14,000,000		
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			9,000,000
	FROM ECONOMIC DEVELOPMENT TRUST			
	FUND . . . . .			5,100,000

Funds provided in Specific Appropriation 2287 are provided to make payments and tax refunds in Fiscal Year 2020-2021 for the following programs: Qualified Target Industry (QTI) Business Tax Refund; QTI Tax Refund - Brownfield Redevelopment Bonus; Brownfield Redevelopment Tax Refund; High-Impact Business Performance (HIPI) Grant; and Qualified Defense Contractor and Space Flight (QDSC) Business Tax Refund. Payments may only be made for projects that meet the statutory eligibility requirements. Funds may not be released for any other purpose and may only be disbursed when projects are certified to have met all contracted performance requirements. Funds provided in Specific Appropriation 2287 from the Economic Development Trust Fund represent local matching funds.

The Department of Economic Opportunity must provide monthly reports within ten business days after the end of each month to the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee regarding all escrow activity relating to the Quick Action Closing Fund and the Innovation Incentive Fund programs. Such report must include information regarding any funds and interest earnings returned to the appropriate fund in the state treasury, and the anticipated date(s) of all funds held in escrow.

The Department of Economic Opportunity shall provide monthly reports to the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee on the status of economic development programs administered by the department under chapter 288, Florida Statutes.

2288	SPECIAL CATEGORIES			
	GRANTS AND AID - FLORIDA DEFENSE SUPPORT			
	TASK FORCE			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			2,000,000
2288A	SPECIAL CATEGORIES			
	ECONOMIC DEVELOPMENT PROJECTS			
	FROM GENERAL REVENUE FUND . . . . .	2,913,000		

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The nonrecurring funds in Specific Appropriation 2288A, from the General Revenue Fund shall be allocated as follows:

LaunchCode's Florida Tech Career & Veteran Initiative	
(Senate Form 1184).....	250,000
Deltona Business Center (Senate Form 2046).....	125,000
Citrus County - Inverness Airport Business Park (Senate Form 1905).....	750,000
FIRST Economic Development Incubator - Land O'Lakes (Senate Form 1911).....	750,000
eMerge Americas - Technology Innovation Foundation of the Americas (TIFA) - Miami-Dade (Senate Form 1707).....	250,000
Income Tax Consulting & Preparation (Senate Form 2043)....	538,000
Regional Entrepreneurship Centers and Statewide Loan Fund (Senate Form 1817).....	250,000

2289	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CONTRACTED SERVICES			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			1,042,026
	FROM FLORIDA INTERNATIONAL TRADE			
	AND PROMOTION TRUST FUND . . . . .			32,901
	FROM TOURISM PROMOTIONAL TRUST			
	FUND . . . . .			131,605

From the funds in Specific Appropriation 2289, the Department of Economic Opportunity must contract for an independent third-party to verify that each business that receives an incentive award under an economic development program satisfies all of the requirements of the economic development agreement or contract, including job creation numbers, before a payment may be made under such agreement or contract. These comprehensive performance audit functions must include reviewing: 100 percent of all incentive claims for payment, including audit confirmations; the procedures used to verify incentive eligibility; and the department's records for accuracy and completeness. The independent third-party contractor must perform all functions and conduct all of the activities necessary to verify compliance with the performance terms of economic development incentive agreements or contracts.

2290	SPECIAL CATEGORIES			
	GRANTS AND AIDS - FLORIDA SPORTS			
	FOUNDATION			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			1,700,000
	FROM PROFESSIONAL SPORTS			
	DEVELOPMENT TRUST FUND . . . . .			3,000,000

From the recurring funds in Specific Appropriation 2290 from the State Economic Enhancement and Development Trust Fund, \$200,000 is allocated for the Sunshine State Games and \$500,000 is allocated for the Florida International Seniors Games and State Championships.

2291	SPECIAL CATEGORIES			
	GRANTS AND AIDS - ENTERPRISE FLORIDA			
	PROGRAM			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			9,400,000
	FROM FLORIDA INTERNATIONAL TRADE			
	AND PROMOTION TRUST FUND . . . . .			6,600,000

2292	SPECIAL CATEGORIES			
	GRANTS AND AIDS - MILITARY BASE PROTECTION			
	FROM STATE ECONOMIC ENHANCEMENT			
	AND DEVELOPMENT TRUST FUND . . . .			1,000,000

Funds in Specific Appropriation 2292 are allocated as follows:

Military Base Protection.....	150,000
Defense Reinvestment.....	850,000

The funds may only be disbursed from the Department of Economic Opportunity directly to the grant award recipient when projects are certified to have met all contracted performance requirements.

## SECTION 6 - GENERAL GOVERNMENT

2293	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	3,474
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND . . . . .	172
	FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	694
2294	SPECIAL CATEGORIES GRANTS AND AIDS - VISIT FLORIDA FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	26,000,000
	FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	26,500,000

From the funds in Specific Appropriation 2294, \$2,500,000 of nonrecurring funds from the Tourism Promotional Trust Fund is provided for VISIT FLORIDA to develop a special advertising campaign to market the state's college and university systems, including marketing the state as a destination for college and university visits.

2295	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	7,954
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND . . . . .	13
	FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	2,055

2296	SPECIAL CATEGORIES GRANTS AND AIDS - SPACE FLORIDA FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	12,500,000
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From the funds in Specific Appropriation 2296, \$1,000,000 of recurring funds is provided to support collaborative research, development, and commercialization of projects related to aerospace and other technology and life sciences as further described through a Memorandum of Understanding (MOU) which Space Florida has entered into with the State of Israel.

2297	SPECIAL CATEGORIES GRANTS AND AIDS - SPACE FLORIDA - AEROSPACE INDUSTRY FINANCING, BUSINESS DEVELOPMENT AND INFRASTRUCTURE NEEDS FROM GENERAL REVENUE FUND . . . . .	6,000,000
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From the nonrecurring funds in Specific Appropriation 2297, \$2,000,000 from the General Revenue Fund may be used by Space Florida for the operation and maintenance of the Shuttle Landing Facility.

2298	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA JOB GROWTH GRANT FUND FROM GENERAL REVENUE FUND . . . . .	20,000,000
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2299	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	18,584
	FROM TOURISM PROMOTIONAL TRUST FUND . . . . .	4,907

2300	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SPACE, DEFENSE, AND RURAL INFRASTRUCTURE FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND . . . .	1,600,000
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Funds provided in Specific Appropriation 2300 may only be disbursed from the Department of Economic Opportunity directly to the grant award

## SECTION 6 - GENERAL GOVERNMENT

recipient when projects are certified to have met all contracted performance requirements.

TOTAL:	STRATEGIC BUSINESS DEVELOPMENT FROM GENERAL REVENUE FUND . . . . .	42,913,000	
	FROM TRUST FUNDS . . . . .		108,224,237
	TOTAL POSITIONS . . . . .	22.00	
	TOTAL ALL FUNDS . . . . .		151,137,237
TOTAL:	ECONOMIC OPPORTUNITY, DEPARTMENT OF FROM GENERAL REVENUE FUND . . . . .	85,137,363	
	FROM TRUST FUNDS . . . . .		1,162,073,250
	TOTAL POSITIONS . . . . .	1,469.00	
	TOTAL ALL FUNDS . . . . .		1,247,210,613
	TOTAL APPROVED SALARY RATE . . . .	66,416,745	

## FINANCIAL SERVICES, DEPARTMENT OF

PROGRAM: OFFICE OF CHIEF FINANCIAL OFFICER AND  
ADMINISTRATION

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	6,544,778	
2301	SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND . . .	122.00	9,788,901
2302	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		109,709
2303	EXPENSES FROM ADMINISTRATIVE TRUST FUND . . .		1,333,766
2304	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . .		10,000
2305	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND . . .		1,240,217
2306	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . .		427,325
2307	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND . . .		3,500
2308	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		70,936
2309	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM ADMINISTRATIVE TRUST FUND . . .		125,000
2310	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND . . .		144,268
2311	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		46,105

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM TRUST FUNDS . . . . .		13,299,727	
TOTAL POSITIONS . . . . .	122.00		
TOTAL ALL FUNDS . . . . .		13,299,727	

## LEGAL SERVICES

APPROVED SALARY RATE	5,113,142		
2312 SALARIES AND BENEFITS POSITIONS	92.00		
FROM ADMINISTRATIVE TRUST FUND . . .		7,236,036	
2313 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		281,034	
2314 EXPENSES			
FROM ADMINISTRATIVE TRUST FUND . . .		714,736	
2315 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND . . .		3,639	
2316 SPECIAL CATEGORIES			
ELECTRONIC COMMERCE FEES FOR COLLECTION OF			
REVENUE			
FROM ADMINISTRATIVE TRUST FUND . . .		75,000	
2317 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE			
HEARINGS			
FROM ADMINISTRATIVE TRUST FUND . . .		204,287	
2318 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		253,306	
2319 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND . . .		22,862	
2320 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM ADMINISTRATIVE TRUST FUND . . .		17,361	
2321 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM ADMINISTRATIVE TRUST FUND . . .		26,314	
TOTAL: LEGAL SERVICES			
FROM TRUST FUNDS . . . . .		8,834,575	
TOTAL POSITIONS . . . . .	92.00		
TOTAL ALL FUNDS . . . . .		8,834,575	

## INFORMATION TECHNOLOGY

APPROVED SALARY RATE	7,064,732		
2322 SALARIES AND BENEFITS POSITIONS	129.00		
FROM ADMINISTRATIVE TRUST FUND . . .		10,512,450	
2323 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		98,834	
2324 EXPENSES			
FROM ADMINISTRATIVE TRUST FUND . . .		3,200,788	
2325 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND . . .		1,502,905	
2326 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .	175,000		
FROM ADMINISTRATIVE TRUST FUND . . .		7,434,949	

## SECTION 6 - GENERAL GOVERNMENT

2327 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM ADMINISTRATIVE TRUST FUND . . .		2,900	
2328 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND . . .		57,015	
2329 SPECIAL CATEGORIES			
DEFERRED-PAYMENT COMMODITY CONTRACTS			
FROM ADMINISTRATIVE TRUST FUND . . .		184,076	
2330 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM ADMINISTRATIVE TRUST FUND . . .		8,275	
2331 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM ADMINISTRATIVE TRUST FUND . . .		42,545	
2332 FIXED CAPITAL OUTLAY			
REMODELING - FLETCHER OFFICE BUILDING -			
DMS MGD			
FROM ADMINISTRATIVE TRUST FUND . . .		250,000	
TOTAL: INFORMATION TECHNOLOGY			
FROM GENERAL REVENUE FUND . . . . .	175,000		
FROM TRUST FUNDS . . . . .		23,294,737	
TOTAL POSITIONS . . . . .	129.00		
TOTAL ALL FUNDS . . . . .		23,469,737	

## CONSUMER ADVOCATE

APPROVED SALARY RATE	489,372		
2333 SALARIES AND BENEFITS POSITIONS	5.00		
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		587,211	
2334 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		62,487	
2335 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		68,357	
2336 OPERATING CAPITAL OUTLAY			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		4,000	
2337 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		20,471	
2338 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		4,717	
2339 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		1,888	
2340 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .		1,647	

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: CONSUMER ADVOCATE		
FROM TRUST FUNDS . . . . .		750,778
TOTAL POSITIONS . . . . .	5.00	
TOTAL ALL FUNDS . . . . .		750,778

## INFORMATION TECHNOLOGY - FLAIR INFRASTRUCTURE

APPROVED SALARY RATE	4,325,656	
2341 SALARIES AND BENEFITS POSITIONS	82.00	
FROM GENERAL REVENUE FUND . . . . .	5,665,604	
FROM ADMINISTRATIVE TRUST FUND . . . . .		525,752
2342 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	5,475	
2343 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	1,198,941	
FROM ADMINISTRATIVE TRUST FUND . . . . .		168,513
2344 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	104,880	
FROM ADMINISTRATIVE TRUST FUND . . . . .		332,260
2345 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	3,668,185	
FROM ADMINISTRATIVE TRUST FUND . . . . .		3,392,822

Funds provided in Specific Appropriation 2345 are provided to the Department of Financial Services for managed technical services contracted for operations support and maintenance of the Florida Accounting Information Resource (FLAIR) system. The department shall submit, by July 31, 2020, a detailed operational work plan and spending plan that identifies all support activities, service requests, and variable enhancement projects. The department shall submit quarterly updates to the plans and monthly project status reports to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee and the Executive Office of the Governor's Office of Policy and Budget. Each status report must include progress made to date for each support activity, service request, and variable enhancement project, planned and actual task and deliverable completion dates, planned and actual costs incurred, and any current FLAIR issues and risks.

2346 SPECIAL CATEGORIES		
DEFERRED-PAYMENT COMMODITY CONTRACTS		
FROM GENERAL REVENUE FUND . . . . .	85,914	
FROM ADMINISTRATIVE TRUST FUND . . . . .		25,000
FROM INSURANCE REGULATORY TRUST FUND . . . . .		135,755
2347 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND . . . . .	1,424	
2348 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .	27,228	
FROM ADMINISTRATIVE TRUST FUND . . . . .		2,668
TOTAL: INFORMATION TECHNOLOGY - FLAIR INFRASTRUCTURE		
FROM GENERAL REVENUE FUND . . . . .	10,757,651	
FROM TRUST FUNDS . . . . .		4,582,770
TOTAL POSITIONS . . . . .	82.00	
TOTAL ALL FUNDS . . . . .		15,340,421

## PROGRAM: TREASURY

## DEPOSIT SECURITY

APPROVED SALARY RATE	1,017,264
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## SECTION 6 - GENERAL GOVERNMENT

2349 SALARIES AND BENEFITS POSITIONS	20.00	
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		1,649,799
2350 OTHER PERSONAL SERVICES		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		1,500
2351 EXPENSES		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		230,113
2352 OPERATING CAPITAL OUTLAY		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		1,783
2353 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		95,205
2354 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		42,123
2355 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		4,616
2356 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		6,601
TOTAL: DEPOSIT SECURITY		
FROM TRUST FUNDS . . . . .		2,031,740
TOTAL POSITIONS . . . . .	20.00	
TOTAL ALL FUNDS . . . . .		2,031,740

## STATE FUNDS MANAGEMENT AND INVESTMENT

APPROVED SALARY RATE	1,219,488	
2357 SALARIES AND BENEFITS POSITIONS	24.50	
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		1,853,113
2358 EXPENSES		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		267,846
2359 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		1,952,785
2360 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		2,000
2361 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		8,025

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: STATE FUNDS MANAGEMENT AND INVESTMENT			
FROM TRUST FUNDS . . . . .		4,083,769	
TOTAL POSITIONS . . . . .	24.50		
TOTAL ALL FUNDS . . . . .		4,083,769	
SUPPLEMENTAL RETIREMENT PLAN			
APPROVED SALARY RATE	497,500		
2362 SALARIES AND BENEFITS POSITIONS	13.00		
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		784,532	
2363 OTHER PERSONAL SERVICES			
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		20,100	
2364 EXPENSES			
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		107,328	
2365 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		1,252	
2366 SPECIAL CATEGORIES			
DEFERRED COMPENSATION ADMINISTRATIVE SERVICES			
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		823,190	
2367 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		2,084	
2368 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		2,405	
2369 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND . . . . .		3,270	
TOTAL: SUPPLEMENTAL RETIREMENT PLAN			
FROM TRUST FUNDS . . . . .		1,744,161	
TOTAL POSITIONS . . . . .	13.00		
TOTAL ALL FUNDS . . . . .		1,744,161	

## PROGRAM: FINANCIAL ACCOUNTABILITY FOR PUBLIC FUNDS

## STATE FINANCIAL INFORMATION AND STATE AGENCY ACCOUNTING

APPROVED SALARY RATE	8,057,498		
2370 SALARIES AND BENEFITS POSITIONS	159.00		
FROM GENERAL REVENUE FUND . . . . .	8,958,857		
FROM ADMINISTRATIVE TRUST FUND . . . . .		2,358,794	

From the funds provided in Specific Appropriations 2370, the Department of Financial Services shall audit all court related expenditures of the Clerks of Court pursuant to sections 28.241 and 28.35, Florida Statutes. The department shall report the audit findings to the President of the Senate, the Speaker of the House of Representatives, and the Executive Office of the Governor's Office of Policy and Budget on a quarterly basis. The department shall submit a report on July 26, 2020, for the period April 1, 2020, through June 30, 2020, and quarterly thereafter.

## SECTION 6 - GENERAL GOVERNMENT

2371 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND . . . . .	22,994		
FROM ADMINISTRATIVE TRUST FUND . . . . .		23,545	
2372 EXPENSES			
FROM GENERAL REVENUE FUND . . . . .	962,972		
FROM ADMINISTRATIVE TRUST FUND . . . . .		116,201	
2373 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND . . . . .	27,000		
2374 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .	683,882		
FROM ADMINISTRATIVE TRUST FUND . . . . .		80,000	
2375 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND . . . . .	7,412		
FROM ADMINISTRATIVE TRUST FUND . . . . .		37,171	
2376 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND . . . . .	5,122		
FROM ADMINISTRATIVE TRUST FUND . . . . .		17,055	
2377 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND . . . . .	49,150		
FROM ADMINISTRATIVE TRUST FUND . . . . .		2,803	
2378 SPECIAL CATEGORIES			
TRANSFER TO THE PRISON INDUSTRY			
ENHANCEMENT (PIE) PROGRAM			
FROM PRISON INDUSTRIES TRUST FUND . . . . .		1,250,000	
Funds in Specific Appropriation 2378 are provided for transfer to the Prison Industry Enhancement Program. Funds in the Prison Industries Trust Fund may be expended by the corporation for allowable expenditures under sections 946.522 and 946.523, Florida Statutes. Such funds may be paid by warrants drawn by the Chief Financial Officer upon receipt of a corporate resolution that has been duly authorized by the board of directors of the corporation, authorized under part II of chapter 946, Florida Statutes.			
2379 SPECIAL CATEGORIES			
FLORIDA CLERKS OF COURT OPERATIONS			
CORPORATION			
FROM ADMINISTRATIVE TRUST FUND . . . . .		2,300,000	
TOTAL: STATE FINANCIAL INFORMATION AND STATE AGENCY			
ACCOUNTING			
FROM GENERAL REVENUE FUND . . . . .	10,717,389		
FROM TRUST FUNDS . . . . .		6,185,569	
TOTAL POSITIONS . . . . .	159.00		
TOTAL ALL FUNDS . . . . .		16,902,958	

## RECOVERY AND RETURN OF UNCLAIMED PROPERTY

APPROVED SALARY RATE	2,712,598		
2380 SALARIES AND BENEFITS POSITIONS	65.00		
FROM UNCLAIMED PROPERTY TRUST FUND . . . . .		3,759,671	
2381 OTHER PERSONAL SERVICES			
FROM UNCLAIMED PROPERTY TRUST FUND . . . . .		559,523	
2382 EXPENSES			
FROM UNCLAIMED PROPERTY TRUST FUND . . . . .		829,664	
2383 OPERATING CAPITAL OUTLAY			
FROM UNCLAIMED PROPERTY TRUST FUND . . . . .		7,500	



## SECTION 6 - GENERAL GOVERNMENT

2384	SPECIAL CATEGORIES CONTRACTED SERVICES FROM UNCLAIMED PROPERTY TRUST FUND .	226,794
2385	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM UNCLAIMED PROPERTY TRUST FUND .	18,910
2386	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM UNCLAIMED PROPERTY TRUST FUND .	11,524
2387	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM UNCLAIMED PROPERTY TRUST FUND .	18,965
TOTAL:	RECOVERY AND RETURN OF UNCLAIMED PROPERTY FROM TRUST FUNDS . . . . .	5,432,551
	TOTAL POSITIONS . . . . . 65.00	
	TOTAL ALL FUNDS . . . . .	5,432,551
FLORIDA PLANNING ACCOUNTING AND LEDGER MANAGEMENT		
	APPROVED SALARY RATE . . . . .	4,835,762
2388	SALARIES AND BENEFITS POSITIONS 55.00 FROM INSURANCE REGULATORY TRUST FUND . . . . .	6,478,868
2389	SPECIAL CATEGORIES FLORIDA ACCOUNTING INFORMATION RESOURCE (FLAIR) SYSTEM REPLACEMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	26,424,797

Funds in Specific Appropriation 2389 are provided to the Department of Financial Services for the Planning, Accounting, and Ledger Management (PALM) project that complies with ss. 216.311 and 216.313, F.S. Of these funds, \$17,985,926 shall be placed in reserve. The funds are contingent upon SB 2502 becoming a law, which provides for the replacement of the Florida Accounting Information Resource and Cash Management (FLAIR) subsystems. Upon execution of a contract amendment that adjusts the Project's deployment schedule to provide adequate time for state agencies to request any necessary funding and to remediate its systems that currently use FLAIR data, the department is authorized to submit budget amendments to request the release of funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendments shall include a detailed operational work plan and project spending plan. The operational work plan shall include, but not limited to, (1) the project tasks to be completed by all state agencies that are necessary for remediation of their systems impacted by the PALM project, and (2) the tasks and deliverables needed to retain the current historical reporting functionality provided by the FLAIR Information Warehouse and inclusive of PALM data.

From the funds provided in Specific Appropriation 2389, up to \$1,000,000 is provided to the Department of Financial Services to competitively procure a private sector provider with experience in conducting independent verification and validation services of public sector information technology projects to provide independent verification and validation for the PALM project. The contract shall require that all deliverables be simultaneously provided to the department, the Department of Management Services, the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget.

The Department of Financial Services shall provide monthly project status reports to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, the Executive Office of the Governor's Office of Policy and Budget, and the Department of Management Services. Each report must include progress made to date for each project milestone and contracted deliverable,

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planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks. Each status report must also provide an update on the progress and cost of each system interface and agency application remediation task required for deployment of PALM functionality scheduled through December 31, 2022.

2390	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND . . . . .	4,328
2391	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND . . . . .	17,845
TOTAL:	FLORIDA PLANNING ACCOUNTING AND LEDGER MANAGEMENT FROM TRUST FUNDS . . . . .	32,925,838
	TOTAL POSITIONS . . . . . 55.00	
	TOTAL ALL FUNDS . . . . .	32,925,838
PROGRAM: FIRE MARSHAL		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE . . . . .	2,784,304
2392	SALARIES AND BENEFITS POSITIONS 66.00 FROM INSURANCE REGULATORY TRUST FUND . . . . .	3,849,209
2393	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	15,339
2394	EXPENSES FROM INSURANCE REGULATORY TRUST FUND . . . . .	684,435
2395	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND . . . . .	9,144
2396	SPECIAL CATEGORIES ELECTRONIC COMMERCE FEES FOR COLLECTION OF REVENUE FROM INSURANCE REGULATORY TRUST FUND . . . . .	13,200
2397	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	113,305
2398	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND . . . . .	33,700
2399	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND . . . . .	12,000
2400	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	13,442

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2401	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND . . . . .	19,254
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS . . . . .	4,763,028
	TOTAL POSITIONS . . . . . 66.00	
	TOTAL ALL FUNDS . . . . .	4,763,028
PROFESSIONAL TRAINING AND STANDARDS		
	APPROVED SALARY RATE 1,124,711	
2402	SALARIES AND BENEFITS POSITIONS 27.00 FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,681,954
2403	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	246,358
2404	EXPENSES FROM INSURANCE REGULATORY TRUST FUND . . . . .	513,895
2405	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND . . . . .	23,294
2406	SPECIAL CATEGORIES GRANTS AND AIDS - FIREFIGHTER ASSISTANCE GRANT PROGRAM FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,000,000
	Funds in Specific Appropriation 2406 are provided for the Firefighter Assistance Grant Program and shall be awarded to entities pursuant to section 633.135, Florida Statutes.	
2407	SPECIAL CATEGORIES ELECTRONIC COMMERCE FEES FOR COLLECTION OF REVENUE FROM INSURANCE REGULATORY TRUST FUND . . . . .	13,200
2408	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	339,145
2409	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND . . . . .	22,900
2410	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND . . . . .	14,500
2411	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	20,519
2412	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND . . . . .	11,283

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2413	FIXED CAPITAL OUTLAY STATE FIRE COLLEGE-BUILDING REPAIR AND MAINTENANCE FROM INSURANCE REGULATORY TRUST FUND . . . . .	350,000
	The nonrecurring funds in Specific Appropriation 2413 are provided for building repairs and maintenance for the State Fire College. These funds shall be held in reserve. The Department of Financial Services is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Release is contingent upon approval of a detailed project and spending plan that identifies the specific tasks, reflecting estimated and actual costs.	
TOTAL:	PROFESSIONAL TRAINING AND STANDARDS FROM TRUST FUNDS . . . . .	4,237,048
	TOTAL POSITIONS . . . . . 27.00	
	TOTAL ALL FUNDS . . . . .	4,237,048
FIRE MARSHAL ADMINISTRATIVE AND SUPPORT SERVICES		
	APPROVED SALARY RATE 664,540	
2414	SALARIES AND BENEFITS POSITIONS 12.00 FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,025,953
2415	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	5,702
2416	EXPENSES FROM INSURANCE REGULATORY TRUST FUND . . . . .	168,500
2417	AID TO LOCAL GOVERNMENTS DECONTAMINATION MATCHING GRANT PROGRAM FROM GENERAL REVENUE FUND . . . . .	150,000
2418	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND . . . . .	2,000
2419	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	38,189
2420	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,300
2421	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND . . . . .	234,546
2422	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND . . . . .	4,500
2423	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	4,485
2424	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND . . . . .	5,407

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2424A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
GRANTS AND AIDS TO LOCAL GOVERNMENTS AND  
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY  
FROM INSURANCE REGULATORY TRUST  
FUND . . . . . 6,375,000

From the funds in Specific Appropriation 2424A, \$6,375,000 in  
nonrecurring funds from the Insurance Regulatory Trust Fund is provided  
to local government fire services as follows:

Bronson Fire Station Replacement Project (Senate Form 1015).....	900,000
Calhoun County - Mossy Pond Volunteer Fire Department (Senate Form 1984).....	500,000
Central Florida Zoo & Botanical Gardens Fire Suppression (Senate Form 1967).....	225,000
City of Bristol Volunteer Fire Station Renovation (Senate Form 1450).....	500,000
Clay County Fire Rescue Station Building (Senate Form 2451).....	500,000
Immokalee Fire Control District Station #30 Construction/Replacement (Senate Form 1029).....	900,000
Lehigh Acres Fire Control and Rescue Service District - New Station 106 (Senate Form 2037).....	500,000
Marco Island Regional Maritime, Fire, EMS Training and Operations Facility (Senate Form 1055).....	500,000
Sanderson Community Fire Station (Senate Form 1545).....	850,000
Suwannee County Fire Station (Senate Form 2481).....	500,000
Taylor County Fire Rescue Station (Senate Form 1458).....	500,000

TOTAL: FIRE MARSHAL ADMINISTRATIVE AND SUPPORT SERVICES  
FROM GENERAL REVENUE FUND . . . . . 150,000  
FROM TRUST FUNDS . . . . . 7,865,582

TOTAL POSITIONS . . . . . 12.00  
TOTAL ALL FUNDS . . . . . 8,015,582

## PROGRAM: STATE PROPERTY AND CASUALTY CLAIMS

## STATE SELF-INSURED CLAIMS ADJUSTMENT

APPROVED SALARY RATE	4,727,637	
2425 SALARIES AND BENEFITS POSITIONS 116.00		
STATE RISK MANAGEMENT TRUST FUND . .	7,134,715	
2426 OTHER PERSONAL SERVICES		
STATE RISK MANAGEMENT TRUST FUND . .	42,098	
2427 EXPENSES		
STATE RISK MANAGEMENT TRUST FUND . .	5,105,381	
2428 OPERATING CAPITAL OUTLAY		
STATE RISK MANAGEMENT TRUST FUND . .	5,405	
2429 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
STATE RISK MANAGEMENT TRUST FUND . .	4,387,559	
2430 SPECIAL CATEGORIES		
CONTRACTED LEGAL SERVICES - OFFICE OF THE ATTORNEY GENERAL		
STATE RISK MANAGEMENT TRUST FUND . .	6,645,924	
2431 SPECIAL CATEGORIES		
CONTRACTED LEGAL SERVICES		
STATE RISK MANAGEMENT TRUST FUND . .	21,976,020	
2432 SPECIAL CATEGORIES		
CONTRACTED MEDICAL SERVICES		
STATE RISK MANAGEMENT TRUST FUND . .	18,199,117	
2433 SPECIAL CATEGORIES		
EXCESS INSURANCE AND CLAIM SERVICE		
STATE RISK MANAGEMENT TRUST FUND . .	10,865,000	

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2434 SPECIAL CATEGORIES  
RISK MANAGEMENT INFORMATION CLAIMS SYSTEM  
STATE RISK MANAGEMENT TRUST FUND . . 647,325

2435 SPECIAL CATEGORIES  
OPERATION OF MOTOR VEHICLES  
STATE RISK MANAGEMENT TRUST FUND . . 2,000

2436 SPECIAL CATEGORIES  
RISK MANAGEMENT INSURANCE  
STATE RISK MANAGEMENT TRUST FUND . . 68,311

2437 SPECIAL CATEGORIES  
LEASE OR LEASE-PURCHASE OF EQUIPMENT  
STATE RISK MANAGEMENT TRUST FUND . . 21,531

2438 SPECIAL CATEGORIES  
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES  
PURCHASED PER STATEWIDE CONTRACT  
STATE RISK MANAGEMENT TRUST FUND . . 33,259

TOTAL: STATE SELF-INSURED CLAIMS ADJUSTMENT  
FROM TRUST FUNDS . . . . . 75,133,645

TOTAL POSITIONS . . . . . 116.00  
TOTAL ALL FUNDS . . . . . 75,133,645

## PROGRAM: LICENSING AND CONSUMER PROTECTION

## INSURANCE COMPANY REHABILITATION AND LIQUIDATION

APPROVED SALARY RATE	351,290	
2439 SALARIES AND BENEFITS POSITIONS 1.00		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	207,534	
2440 OTHER PERSONAL SERVICES		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	14,771	
2441 EXPENSES		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	354,364	
2442 OPERATING CAPITAL OUTLAY		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	26,120	
2443 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	232,517	
2444 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	12,856	
2445 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	35,000	
2446 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,531	

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TOTAL: INSURANCE COMPANY REHABILITATION AND LIQUIDATION			
FROM TRUST FUNDS . . . . .	884,693		
TOTAL POSITIONS . . . . .	1.00		
TOTAL ALL FUNDS . . . . .	884,693		
LICENSURE, SALES APPOINTMENT AND OVERSIGHT			
APPROVED SALARY RATE . . . . .	5,041,890		
2447 SALARIES AND BENEFITS POSITIONS . . . . .	110.00		
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	7,118,780		
2448 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	12,138		
2449 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	1,037,029		
2450 OPERATING CAPITAL OUTLAY			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	12,500		
2451 SPECIAL CATEGORIES			
ELECTRONIC COMMERCE FEES FOR COLLECTION OF			
REVENUE			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	1,075,000		
2452 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	716,292		
2453 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	7,400		
2454 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	160,246		
2455 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	21,734		
2456 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	40,457		
TOTAL: LICENSURE, SALES APPOINTMENT AND OVERSIGHT			
FROM TRUST FUNDS . . . . .	10,201,576		
TOTAL POSITIONS . . . . .	110.00		
TOTAL ALL FUNDS . . . . .	10,201,576		
CONSUMER ASSISTANCE			
APPROVED SALARY RATE . . . . .	4,991,995		
2457 SALARIES AND BENEFITS POSITIONS . . . . .	112.00		
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	6,864,910		
2458 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	178,082		

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2459 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	941,105		
2460 OPERATING CAPITAL OUTLAY			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	2,200		
2461 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	595,374		
2462 SPECIAL CATEGORIES			
HOLOCAUST VICTIMS ASSISTANCE			
ADMINISTRATION			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	309,130		
2463 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	1,500		
2464 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	27,225		
2465 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	9,224		
2466 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	35,055		
TOTAL: CONSUMER ASSISTANCE			
FROM TRUST FUNDS . . . . .	8,963,805		
TOTAL POSITIONS . . . . .	112.00		
TOTAL ALL FUNDS . . . . .	8,963,805		
FUNERAL AND CEMETERY SERVICES			
APPROVED SALARY RATE . . . . .	1,241,322		
2467 SALARIES AND BENEFITS POSITIONS . . . . .	25.00		
FROM REGULATORY TRUST FUND . . . . .	1,801,087		
2468 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND . . . . .	353		
FROM REGULATORY TRUST FUND . . . . .	66,886		
2469 EXPENSES			
FROM REGULATORY TRUST FUND . . . . .	341,827		
2470 OPERATING CAPITAL OUTLAY			
FROM REGULATORY TRUST FUND . . . . .	9,500		
2471 SPECIAL CATEGORIES			
ELECTRONIC COMMERCE FEES FOR COLLECTION OF			
REVENUE			
FROM REGULATORY TRUST FUND . . . . .	39,100		
2472 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM REGULATORY TRUST FUND . . . . .	74,549		

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2473	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM REGULATORY TRUST FUND . . . . .	8,700	
2474	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND . . . . .	10,257	
2475	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM REGULATORY TRUST FUND . . . . .	4,162	
2476	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND . . . . .	11,677	
TOTAL:	FUNERAL AND CEMETERY SERVICES FROM TRUST FUNDS . . . . .	2,368,098	
	TOTAL POSITIONS . . . . .	25.00	
	TOTAL ALL FUNDS . . . . .	2,368,098	
PUBLIC ASSISTANCE FRAUD			
	APPROVED SALARY RATE	4,409,216	
2477	SALARIES AND BENEFITS POSITIONS FROM FEDERAL GRANTS TRUST FUND . . . FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,598,362	72.00
		3,070,847	
2478	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND . . .	664,812	
2479	EXPENSES FROM FEDERAL GRANTS TRUST FUND . . .	608,069	
2480	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND . . .	20,000	
2482	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND . . .	189,418	
2483	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM FEDERAL GRANTS TRUST FUND . . .	20,000	
2484	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND . . .	40,559	
2485	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FEDERAL GRANTS TRUST FUND . . .	19,900	
2486	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . .	38,470	
2487	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM FEDERAL GRANTS TRUST FUND . . .	1,000	

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TOTAL:	PUBLIC ASSISTANCE FRAUD FROM TRUST FUNDS . . . . .	6,271,437	
	TOTAL POSITIONS . . . . .	72.00	
	TOTAL ALL FUNDS . . . . .	6,271,437	
PROGRAM: WORKERS' COMPENSATION			
WORKERS' COMPENSATION			
	APPROVED SALARY RATE	12,557,540	
2488	SALARIES AND BENEFITS POSITIONS FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . . FROM WORKERS' COMPENSATION SPECIAL DISABILITY TRUST FUND . . . . .	17,797,936	295.00
		1,016,991	
2489	OTHER PERSONAL SERVICES FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . . FROM WORKERS' COMPENSATION SPECIAL DISABILITY TRUST FUND . . . . .	384,569	
		17,550	
2490	EXPENSES FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . . FROM WORKERS' COMPENSATION SPECIAL DISABILITY TRUST FUND . . . . .	3,366,093	
		126,870	
2491	OPERATING CAPITAL OUTLAY FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . . FROM WORKERS' COMPENSATION SPECIAL DISABILITY TRUST FUND . . . . .	100,021	
		16,851	
2492	SPECIAL CATEGORIES ELECTRONIC COMMERCE FEES FOR COLLECTION OF REVENUE FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	188,000	
2493	SPECIAL CATEGORIES TRANSFER TO DISTRICT COURTS OF APPEAL - WORKERS' COMPENSATION APPEALS FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	1,942,796	
	Funds in Specific Appropriation 2493 are provided for transfer to the First District Court of Appeal for workload associated with workers' compensation appeals and the workers' compensation appeals unit.		
2494	SPECIAL CATEGORIES TRANSFER TO THE UNIVERSITY OF SOUTH FLORIDA - OCCUPATIONAL SAFETY GRANT MATCH FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	250,000	
2495	SPECIAL CATEGORIES TRANSFER TO JUSTICE ADMINISTRATIVE COMMISSION FOR PROSECUTION OF WORKERS' COMPENSATION FRAUD FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	673,142	

Funds in Specific Appropriation 2495 are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals in the Eleventh, Thirteenth, Fifteenth, and Seventeenth Judicial Circuits for the prosecution of workers' compensation insurance fraud. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of workers' compensation fraud.

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2496	SPECIAL CATEGORIES CONTRACTED SERVICES FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	2,936,789
	FROM WORKERS' COMPENSATION SPECIAL DISABILITY TRUST FUND . . . . .	86,360
2497	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	84,800
2498	SPECIAL CATEGORIES PURCHASED CLIENT SERVICES FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	740,000
2499	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	153,747
2500	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	62,320
	FROM WORKERS' COMPENSATION SPECIAL DISABILITY TRUST FUND . . . . .	2,280
2501	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM WORKERS' COMPENSATION ADMINISTRATION TRUST FUND . . . . .	92,495
	FROM WORKERS' COMPENSATION SPECIAL DISABILITY TRUST FUND . . . . .	5,826
TOTAL: WORKERS' COMPENSATION FROM TRUST FUNDS . . . . .		30,045,436
	TOTAL POSITIONS . . . . .	295.00
	TOTAL ALL FUNDS . . . . .	30,045,436
PROGRAM: INVESTIGATIVE AND FORENSIC SERVICES		
FIRE AND ARSON INVESTIGATIONS		
	APPROVED SALARY RATE . . . . .	7,128,460
2502	SALARIES AND BENEFITS POSITIONS . . . . .	122.00
	FROM INSURANCE REGULATORY TRUST FUND . . . . .	10,452,537
2503	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	70,942
2504	EXPENSES FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,866,584
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	200,000
2505	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND . . . . .	157,409
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	288,000
2507	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	425,374

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2508	SPECIAL CATEGORIES ON-CALL FEES FROM INSURANCE REGULATORY TRUST FUND . . . . .	400,000
2509	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND . . . . .	183,900
2510	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM INSURANCE REGULATORY TRUST FUND . . . . .	103,124
2511	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND . . . . .	8,000
2512	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	41,817
2513	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND . . . . .	35,762
TOTAL: FIRE AND ARSON INVESTIGATIONS FROM TRUST FUNDS . . . . .		14,233,449
	TOTAL POSITIONS . . . . .	122.00
	TOTAL ALL FUNDS . . . . .	14,233,449
FORENSIC SERVICES		
	APPROVED SALARY RATE . . . . .	481,979
2514	SALARIES AND BENEFITS POSITIONS . . . . .	9.00
	FROM INSURANCE REGULATORY TRUST FUND . . . . .	763,905
2515	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	14,400
2516	EXPENSES FROM INSURANCE REGULATORY TRUST FUND . . . . .	121,754
2517	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND . . . . .	15,000
2518	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	151,000
2519	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	4,200
2520	FIXED CAPITAL OUTLAY STATE ARSON LABORATORY - BUILDING REPAIR AND MAINTENANCE FROM INSURANCE REGULATORY TRUST FUND . . . . .	35,000

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: FORENSIC SERVICES			
FROM TRUST FUNDS		1,105,259	
TOTAL POSITIONS 9.00			
TOTAL ALL FUNDS		1,105,259	
INSURANCE FRAUD			
APPROVED SALARY RATE	11,154,159		
2521 SALARIES AND BENEFITS POSITIONS 194.00			
FROM INSURANCE REGULATORY TRUST			
FUND		16,038,767	
2522 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND		45,000	
2523 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND		2,078,900	
FROM FEDERAL LAW ENFORCEMENT TRUST			
FUND		290,050	
2524 OPERATING CAPITAL OUTLAY			
FROM INSURANCE REGULATORY TRUST			
FUND		43,700	
2525 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM INSURANCE REGULATORY TRUST			
FUND		284,145	
2526 SPECIAL CATEGORIES			
TRANSFER TO JUSTICE ADMINISTRATIVE			
COMMISSION FOR PROSECUTION OF PIP FRAUD			
FROM INSURANCE REGULATORY TRUST			
FUND		1,865,200	
Funds in Specific Appropriation 2526 are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals dedicated solely to the prosecution of insurance fraud cases in Duval, Orange, Miami-Dade, Hillsborough, Palm Beach, Lee and Broward counties. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of insurance fraud.			
2527 SPECIAL CATEGORIES			
TRANSFER TO JUSTICE ADMINISTRATION			
COMMISSION FOR PROSECUTION OF PROPERTY			
INSURANCE FRAUD			
FROM INSURANCE REGULATORY TRUST			
FUND		211,871	
Funds in Specific Appropriation 2527 are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals dedicated solely to the prosecution of property insurance fraud cases in Miami-Dade County. These funds may not be used for any purpose other than the funding of attorney and paralegal positions that prosecute crimes of insurance fraud.			
2528 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND		265,315	
2529 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM INSURANCE REGULATORY TRUST			
FUND		150,253	
2530 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM INSURANCE REGULATORY TRUST			
FUND		370,432	

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2531 SPECIAL CATEGORIES			
SALARY INCENTIVE PAYMENTS			
FROM INSURANCE REGULATORY TRUST			
FUND		202,496	
2532 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INSURANCE REGULATORY TRUST			
FUND		47,247	
2533 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM INSURANCE REGULATORY TRUST			
FUND		56,514	
TOTAL: INSURANCE FRAUD			
FROM TRUST FUNDS		21,949,890	
TOTAL POSITIONS 194.00			
TOTAL ALL FUNDS		21,949,890	
OFFICE OF FISCAL INTEGRITY			
APPROVED SALARY RATE	385,737		
2534 SALARIES AND BENEFITS POSITIONS 7.00			
FROM INSURANCE REGULATORY TRUST			
FUND		612,100	
2535 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND		35,700	
2536 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND		7,300	
2537 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM INSURANCE REGULATORY TRUST			
FUND		3,100	
2538 SPECIAL CATEGORIES			
SALARY INCENTIVE PAYMENTS			
FROM INSURANCE REGULATORY TRUST			
FUND		3,120	
TOTAL: OFFICE OF FISCAL INTEGRITY			
FROM TRUST FUNDS		661,320	
TOTAL POSITIONS 7.00			
TOTAL ALL FUNDS		661,320	
PROGRAM: FINANCIAL SERVICES COMMISSION			
OFFICE OF INSURANCE REGULATION			
COMPLIANCE AND ENFORCEMENT - INSURANCE			
APPROVED SALARY RATE	13,298,693		
2539 SALARIES AND BENEFITS POSITIONS 245.00			
FROM INSURANCE REGULATORY TRUST			
FUND		18,097,873	
2540 OTHER PERSONAL SERVICES			
FROM INSURANCE REGULATORY TRUST			
FUND		290,169	
2541 EXPENSES			
FROM INSURANCE REGULATORY TRUST			
FUND		2,350,630	

## SECTION 6 - GENERAL GOVERNMENT

2542	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND . . . . .	98,000
2543	SPECIAL CATEGORIES FLORIDA PUBLIC HURRICANE LOSS MODEL - OFFICE OF INSURANCE REGULATION FROM INSURANCE REGULATORY TRUST FUND . . . . .	969,689
Funds in Specific Appropriation 2543 shall be transferred to Florida International University and utilized to promote and enhance collaborative research among state universities. The Florida Public Hurricane Loss Model located at Florida International University may consult with the private sector and the Florida Catastrophic Storm Risk Management Center located at The Florida State University to enhance the marketability, viability, and applications of the Florida Public Hurricane Loss Model. The Office of Insurance Regulation (Office) shall have the ability to accurately calculate hurricane risk and project catastrophic losses, and nothing shall interfere with or supersede the Office's authority to enter into agreements with Florida International University.		
2544	SPECIAL CATEGORIES FINANCIAL EXAMINATION CONTRACTS - PROPERTY AND CASUALTY EXAMINATIONS FROM INSURANCE REGULATORY TRUST FUND . . . . .	3,201,763
2545	SPECIAL CATEGORIES FINANCIAL EXAMINATION CONTRACTS - LIFE AND HEALTH EXAMINATIONS FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,425,000
2546	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	1,338,016
2547	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND . . . . .	182,751
2548	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	28,989
2549	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND . . . . .	79,879
TOTAL:	COMPLIANCE AND ENFORCEMENT - INSURANCE FROM TRUST FUNDS . . . . .	28,062,759
	TOTAL POSITIONS . . . . .	245.00
	TOTAL ALL FUNDS . . . . .	28,062,759
EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE . . . . .	2,116,325
2550	SALARIES AND BENEFITS POSITIONS FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	36.00
		2,941,744
2551	EXPENSES FROM INSURANCE REGULATORY TRUST FUND . . . . .	118,543

## SECTION 6 - GENERAL GOVERNMENT

2552	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND . . . . .	92,710
2553	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND . . . . .	8,414
2554	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND . . . . .	10,768
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS . . . . .	3,172,179
	TOTAL POSITIONS . . . . .	36.00
	TOTAL ALL FUNDS . . . . .	3,172,179
OFFICE OF FINANCIAL REGULATION		
SAFETY AND SOUNDNESS OF STATE BANKING SYSTEM		
	APPROVED SALARY RATE . . . . .	6,464,564
2555	SALARIES AND BENEFITS POSITIONS FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	99.00
		8,511,756
2556	OTHER PERSONAL SERVICES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	854,100
2557	EXPENSES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	1,720,752
2558	OPERATING CAPITAL OUTLAY FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	34,130
2559	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	367,012
2560	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	41,737
2561	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	28,872
2562	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND . . . . .	35,047
TOTAL:	SAFETY AND SOUNDNESS OF STATE BANKING SYSTEM FROM TRUST FUNDS . . . . .	11,593,406
	TOTAL POSITIONS . . . . .	99.00
	TOTAL ALL FUNDS . . . . .	11,593,406
FINANCIAL INVESTIGATIONS		
	APPROVED SALARY RATE . . . . .	2,433,093



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2563	SALARIES AND BENEFITS	POSITIONS	45.00	
	FROM ADMINISTRATIVE TRUST FUND . . .			3,202,200
2564	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND . . .			5,321
2565	EXPENSES			
	FROM ADMINISTRATIVE TRUST FUND . . .			499,757
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .			51,758
2566	OPERATING CAPITAL OUTLAY			
	FROM ADMINISTRATIVE TRUST FUND . . .			20,600
2567	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM ADMINISTRATIVE TRUST FUND . . .			36,354
2568	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND . . .			14,797
2569	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM ADMINISTRATIVE TRUST FUND . . .			15,809
2570	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .			18,619
TOTAL:	FINANCIAL INVESTIGATIONS			
	FROM TRUST FUNDS . . . . .			3,865,215
	TOTAL POSITIONS . . . . .	45.00		
	TOTAL ALL FUNDS . . . . .			3,865,215
EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE	1,414,556		
2571	SALARIES AND BENEFITS	POSITIONS	18.00	
	FROM ADMINISTRATIVE TRUST FUND . . .			2,084,078
2572	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND . . .			251,917
2573	EXPENSES			
	FROM ADMINISTRATIVE TRUST FUND . . .			415,548
2574	OPERATING CAPITAL OUTLAY			
	FROM ADMINISTRATIVE TRUST FUND . . .			7,000
2575	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM ADMINISTRATIVE TRUST FUND . . .			61,048
2576	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND . . .			5,692
2577	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM ADMINISTRATIVE TRUST FUND . . .			10,004
2578	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .			12,904
2579	DATA PROCESSING SERVICES			
	REGULATORY ENFORCEMENT AND LICENSING SYSTEM - OFFICE OF FINANCIAL REGULATION FROM ADMINISTRATIVE TRUST FUND . . .			3,435,807

## SECTION 6 - GENERAL GOVERNMENT

TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM TRUST FUNDS . . . . .			6,283,998
	TOTAL POSITIONS . . . . .	18.00		
	TOTAL ALL FUNDS . . . . .			6,283,998
FINANCE REGULATION				
	APPROVED SALARY RATE	5,432,696		
2580	SALARIES AND BENEFITS	POSITIONS	100.00	
	FROM REGULATORY TRUST FUND . . . . .			7,250,691
2581	OTHER PERSONAL SERVICES			
	FROM REGULATORY TRUST FUND . . . . .			207,098
2582	EXPENSES			
	FROM REGULATORY TRUST FUND . . . . .			855,789
2583	OPERATING CAPITAL OUTLAY			
	FROM REGULATORY TRUST FUND . . . . .			35,631
2584	SPECIAL CATEGORIES			
	DEFERRED PRESENTMENT PROVIDER DATABASE CONTRACT FROM REGULATORY TRUST FUND . . . . .			3,330,000
2585	SPECIAL CATEGORIES			
	CHECK CASHING TRANSACTION DATABASE CONTRACT FROM REGULATORY TRUST FUND . . . . .			251,000
2586	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM REGULATORY TRUST FUND . . . . .			111,565
2587	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM REGULATORY TRUST FUND . . . . .			37,184
2588	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM REGULATORY TRUST FUND . . . . .			34,995
2589	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND . . . . .			34,720
TOTAL:	FINANCE REGULATION			
	FROM TRUST FUNDS . . . . .			12,148,673
	TOTAL POSITIONS . . . . .	100.00		
	TOTAL ALL FUNDS . . . . .			12,148,673
SECURITIES REGULATION				
	APPROVED SALARY RATE	4,824,929		
2590	SALARIES AND BENEFITS	POSITIONS	92.00	
	FROM REGULATORY TRUST FUND . . . . .			6,755,616
2591	OTHER PERSONAL SERVICES			
	FROM ANTI-FRAUD TRUST FUND . . . . .			32,538
	FROM REGULATORY TRUST FUND . . . . .			4,466
2592	EXPENSES			
	FROM ANTI-FRAUD TRUST FUND . . . . .			62,885
	FROM REGULATORY TRUST FUND . . . . .			675,623
2593	OPERATING CAPITAL OUTLAY			
	FROM ANTI-FRAUD TRUST FUND . . . . .			24,528
	FROM REGULATORY TRUST FUND . . . . .			4,566

## SECTION 6 - GENERAL GOVERNMENT

2594	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ANTI-FRAUD TRUST FUND . . . . . FROM REGULATORY TRUST FUND . . . . .	80,049 349,500
2595	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND . . . . .	34,907
2596	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM REGULATORY TRUST FUND . . . . .	27,253
2597	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND . . . . .	27,864
TOTAL:	SECURITIES REGULATION FROM TRUST FUNDS . . . . .	8,079,795
	TOTAL POSITIONS . . . . . 92.00	
	TOTAL ALL FUNDS . . . . .	8,079,795
TOTAL:	FINANCIAL SERVICES, DEPARTMENT OF FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	21,800,040 365,056,506
	TOTAL POSITIONS . . . . . 2,569.50	
	TOTAL ALL FUNDS . . . . .	386,856,546
	TOTAL APPROVED SALARY RATE . . . . .	134,907,426

GOVERNOR, EXECUTIVE OFFICE OF THE

PROGRAM: GENERAL OFFICE

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

2598	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	118.00 9,180,153 240,456
2599	LUMP SUM EXECUTIVE OFFICE OF THE GOVERNOR - EXECUTIVE/ADMINISTRATION FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,926,287 488,033
2600	LUMP SUM EXECUTIVE OFFICE OF THE GOVERNOR - WASHINGTON OFFICE FROM GENERAL REVENUE FUND . . . . .	116,858
2601	SPECIAL CATEGORIES CONTINGENT - DISCRETIONARY FROM GENERAL REVENUE FUND . . . . .	29,244
2602	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	44,933 8,480
2603	SPECIAL CATEGORIES CHILD ABUSE PREVENTION FROM GENERAL REVENUE FUND . . . . .	150,000
2604	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	33,812

## SECTION 6 - GENERAL GOVERNMENT

	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	6,245
2605	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	235,091 357
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	11,716,378 743,571
	TOTAL POSITIONS . . . . . 118.00	
	TOTAL ALL FUNDS . . . . .	12,459,949
	LEGISLATIVE APPROPRIATIONS SYSTEM/PLANNING AND BUDGETING SUBSYSTEM	
2606	SALARIES AND BENEFITS POSITIONS FROM PLANNING AND BUDGETING SYSTEM TRUST FUND . . . . .	48.00 4,758,664
2607	LUMP SUM LEGISLATIVE APPROPRIATION SYSTEM/PLANNING AND BUDGETING SUBSYSTEM FROM PLANNING AND BUDGETING SYSTEM TRUST FUND . . . . .	1,231,236
2608	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PLANNING AND BUDGETING SYSTEM TRUST FUND . . . . .	20,676
2609	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PLANNING AND BUDGETING SYSTEM TRUST FUND . . . . .	12,889
2610	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM PLANNING AND BUDGETING SYSTEM TRUST FUND . . . . .	21,470
TOTAL:	LEGISLATIVE APPROPRIATIONS SYSTEM/PLANNING AND BUDGETING SUBSYSTEM FROM TRUST FUNDS . . . . .	6,044,935
	TOTAL POSITIONS . . . . . 48.00	
	TOTAL ALL FUNDS . . . . .	6,044,935
	EXECUTIVE PLANNING AND BUDGETING	
2611	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	104.00 9,557,769
2612	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	706
2613	LUMP SUM EXECUTIVE OFFICE OF THE GOVERNOR - OFFICE OF PLANNING AND BUDGETING FROM GENERAL REVENUE FUND . . . . .	762,371
2614	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND . . . . .	5,979
2615	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	44,798

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2616	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	32,249	
TOTAL:	EXECUTIVE PLANNING AND BUDGETING FROM GENERAL REVENUE FUND . . . . .	10,403,872	
	TOTAL POSITIONS . . . . .	104.00	
	TOTAL ALL FUNDS . . . . .		10,403,872
PROGRAM: EMERGENCY MANAGEMENT			
EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE			
The Division of Emergency Management must submit quarterly status reports on the outstanding obligations for each federally declared disaster event to the Executive Office of the Governor' Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.			
	APPROVED SALARY RATE . . . . .	9,037,795	
2617	SALARIES AND BENEFITS . . . . .	175.00	
	FROM GENERAL REVENUE FUND . . . . .	1,532,995	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		3,013,606
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		3,147,703
	FROM FEDERAL GRANTS TRUST FUND . . . . .		3,757,334
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		267,490
	FROM OPERATING TRUST FUND . . . . .		823,241
	FROM U.S. CONTRIBUTIONS TRUST FUND . . . . .		814,590
2618	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	412,576	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		491,013
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		1,308,108
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,403,823
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		217,408
	FROM OPERATING TRUST FUND . . . . .		105,624
2619	EXPENSES FROM GENERAL REVENUE FUND . . . . .	79,000	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		706,418
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		1,649,153
	FROM FEDERAL GRANTS TRUST FUND . . . . .		1,049,841
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		180,261
	FROM OPERATING TRUST FUND . . . . .		255,113
2620	AID TO LOCAL GOVERNMENTS DISASTER PREPAREDNESS PLANNING AND ADMINISTRATION FROM FEDERAL GRANTS TRUST FUND . . . . .		6,342,270
2621	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND . . . . .		8,008
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		17,525
	FROM FEDERAL GRANTS TRUST FUND . . . . .		36,113
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		17,100
	FROM OPERATING TRUST FUND . . . . .		4,650

## SECTION 6 - GENERAL GOVERNMENT

2623	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		38,000
	FROM FEDERAL GRANTS TRUST FUND . . . . .		38,000
2624	SPECIAL CATEGORIES GRANTS AND AIDS - PAYMENT FLORIDA WING/ CIVIL AIR PATROL FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		49,500
2625	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	1,200,000	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		237,791
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		837,709
	FROM FEDERAL GRANTS TRUST FUND . . . . .		985,595
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .		3,663,737
	FROM OPERATING TRUST FUND . . . . .		233,722
From the funds in Specific Appropriation 2625, \$3,500,000 from the Grants and Donations Trust Fund reflect the transfer of mitigation funds from the Florida Hurricane Catastrophe Fund pursuant to section 215.555(7)(c), Florida Statutes, to continue the statewide emergency and mass notification system with the capability to provide alerts of imminent or actual hazards to all Florida's citizens, businesses, and visitors. These funds exceed the minimum amount provided in section 215.555(7)(c), Florida Statutes.			
The nonrecurring funds provided in Specific Appropriation 2625 from the General Revenue Fund are provided to the Division of Emergency Management to update the regional hurricane evacuation studies as required in section 163.3178(2)(d), Florida Statutes.			
2626	SPECIAL CATEGORIES GRANTS AND AIDS - EMERGENCY MANAGEMENT PROGRAMS FROM GENERAL REVENUE FUND . . . . .	340,000	
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		7,481,265
The nonrecurring funds provided in Specific Appropriation 2626 from the General Revenue Fund shall be allocated as follows:			
	Desoto County DR#1539 Offset (Senate Form 2024).....		250,000
	City of LaBelle Lift Station Emergency Generators (Senate Form 1030).....		90,000
2627	SPECIAL CATEGORIES GRANTS AND AIDS - STATE DOMESTIC PREPAREDNESS PROGRAM FROM FEDERAL GRANTS TRUST FUND . . . . .		247,892
2628	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . . . .		133,007
2629	SPECIAL CATEGORIES GRANTS AND AIDS - STATE AND FEDERAL DISASTER RELIEF OPERATIONS - ADMINISTRATIVE FROM FEDERAL GRANTS TRUST FUND . . . . .		3,802,130
2630	SPECIAL CATEGORIES COMMISSION ON COMMUNITY SERVICE FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .		300,000

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2631	SPECIAL CATEGORIES STATEWIDE HURRICANE PREPAREDNESS AND PLANNING FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .	2,064,539
	FROM FEDERAL GRANTS TRUST FUND . . .	580,934
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	120,273
2632	SPECIAL CATEGORIES GRANTS AND AIDS - PUBLIC ASSISTANCE FROM GRANTS AND DONATIONS TRUST FUND . . . . .	122,643,875
	FROM U.S. CONTRIBUTIONS TRUST FUND .	999,944,237
2633	SPECIAL CATEGORIES PUBLIC ASSISTANCE - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . .	88,954,322
	FROM U.S. CONTRIBUTIONS TRUST FUND .	5,660,937
2634	SPECIAL CATEGORIES GRANTS AND AIDS - HAZARD MITIGATION FROM GRANTS AND DONATIONS TRUST FUND . . . . .	4,100,000
	FROM U.S. CONTRIBUTIONS TRUST FUND .	145,668,379
2635	SPECIAL CATEGORIES HAZARD MITIGATION - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . .	788
	FROM U.S. CONTRIBUTIONS TRUST FUND .	9,483,951
2636	SPECIAL CATEGORIES DISASTER ACTIVITY - STATE OBLIGATIONS FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND . . . . .	400,000
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	9,490,873
	FROM U.S. CONTRIBUTIONS TRUST FUND .	2,121,912
2637	SPECIAL CATEGORIES OTHER NEEDS ASSISTANCE PROGRAM - STATE OBLIGATIONS FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,001
2638	SPECIAL CATEGORIES GRANTS AND AIDS - PREDISASTER MITIGATION FROM FEDERAL GRANTS TRUST FUND . . .	6,689,346
2639	SPECIAL CATEGORIES GRANTS AND AIDS - HURRICANE LOSS MITIGATION FROM GRANTS AND DONATIONS TRUST FUND . . . . .	6,384,280
Funds in Specific Appropriation 2639, reflect the transfer of mitigation funds from the Florida Hurricane Catastrophe Fund pursuant to section 215.555(7), Florida Statutes.		
These funds must be used for Hurricane Loss Mitigation programs as specified in section 215.559, Florida Statutes. The funds allocated in section 215.559(2)(a), Florida Statutes, must be distributed directly to Tallahassee Community College for the uses described in section 215.559(2)(a), Florida Statutes.		
2640	SPECIAL CATEGORIES GRANTS AND AIDS - FLOOD MITIGATION ASSISTANCE PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	9,797,256

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2641	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .	75,230
2642	SPECIAL CATEGORIES FLORIDA HAZARDOUS MATERIALS PLANNING PROGRAM FROM GRANTS AND DONATIONS TRUST FUND . . . . .	65,000
	FROM OPERATING TRUST FUND . . . . .	1,286,597
2643	SPECIAL CATEGORIES HAZARDOUS MATERIALS EMERGENCY PLANNING GRANT FROM FEDERAL GRANTS TRUST FUND . . .	1,114,764
2645	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND . . .	77,115
2646	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY EMERGENCY MANAGEMENT CRITICAL FACILITY NEEDS FROM GENERAL REVENUE FUND . . . . .	1,250,000
	FROM GRANTS AND DONATIONS TRUST FUND . . . . .	3,000,000
Funds in Specific Appropriation 2646 from the Grants and Donations Trust Fund reflect the transfer of \$3,000,000 of mitigation funds from the Hurricane Catastrophe Fund pursuant to section 215.555(7), Florida Statutes. These funds shall be used to retrofit existing facilities used as public hurricane shelters as specified in section 215.559(1)(b), Florida Statutes.		
The nonrecurring funds provided in Specific Appropriation 2646 from the General Revenue Fund shall be allocated as follows:		
Brevard County EOC Construction - Phase 1 Completion (Senate Form 1883).....		250,000
John Marble Park Project - Manatee (Senate Form 1933).....		1,000,000
TOTAL: EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE		
	FROM GENERAL REVENUE FUND . . . . .	4,814,571
	FROM TRUST FUNDS . . . . .	1,463,390,349
	TOTAL POSITIONS . . . . .	175.00
	TOTAL ALL FUNDS . . . . .	1,468,204,920
TOTAL: GOVERNOR, EXECUTIVE OFFICE OF THE		
	FROM GENERAL REVENUE FUND . . . . .	26,934,821
	FROM TRUST FUNDS . . . . .	1,470,178,855
	TOTAL POSITIONS . . . . .	445.00
	TOTAL ALL FUNDS . . . . .	1,497,113,676
	TOTAL APPROVED SALARY RATE . . . .	9,037,795
HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF		
No funds are provided in Specific Appropriations 2647 through 2726 and Sections 53 and 54 for Fiscal Year 2020-21 with regard to any existing contracts, leases, or other contractual obligations held by the state or any of its agencies and entities associated with the following Bureau of Administrative Reviews Offices: Ft. Myers (Lease Number 760:7725), Winter Springs (Lease Number 760:0542), Melbourne (Lease Number 760:0547), Gainesville (Lease Number 760:0490), and Ft. Pierce (Lease Number 760:0555).		
PROGRAM: ADMINISTRATIVE SERVICES		
EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE	11,068,031

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2647	SALARIES AND BENEFITS	POSITIONS	250.00	
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		16,254,819	
	FROM LAW ENFORCEMENT TRUST FUND . .		163,418	
2648	OTHER PERSONAL SERVICES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		99,542	
2649	EXPENSES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		904,711	
	FROM LAW ENFORCEMENT TRUST FUND . .		7,516	
2650	OPERATING CAPITAL OUTLAY			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		125,478	
2651	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		50,000	
2652	SPECIAL CATEGORIES			
	TRANSFER TO DIVISION OF ADMINISTRATIVE			
	HEARINGS			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		14,449	
2653	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		2,846,893	
2654	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		156,061	
2655	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		34,169	
2656	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		105,724	
2657	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		81,247	
2658	FIXED CAPITAL OUTLAY			
	SPECIAL PROJECTS AND IMPROVEMENTS -			
	ADMINISTRATIVE SERVICES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		2,564,265	
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	FROM TRUST FUNDS . . . . .		23,408,292	
	TOTAL POSITIONS . . . . .	250.00		
	TOTAL ALL FUNDS . . . . .		23,408,292	
PROGRAM: FLORIDA HIGHWAY PATROL				
HIGHWAY SAFETY				
	APPROVED SALARY RATE	121,017,909		

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2659	SALARIES AND BENEFITS	POSITIONS	2,186.00	
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		177,463,694	
2660	OTHER PERSONAL SERVICES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		7,387,427	
	FROM FEDERAL GRANTS TRUST FUND . . .		311,189	
2661	EXPENSES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		9,558,004	
	FROM FEDERAL GRANTS TRUST FUND . . .		77,370	
	FROM LAW ENFORCEMENT TRUST FUND . .		251,398	
2662	OPERATING CAPITAL OUTLAY			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		576,699	
	FROM FEDERAL GRANTS TRUST FUND . . .		2,000	
	FROM LAW ENFORCEMENT TRUST FUND . .		252,572	
2663	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		10,485,760	
2664	SPECIAL CATEGORIES			
	FLORIDA HIGHWAY PATROL COMMUNICATION			
	SYSTEMS			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		4,740,903	
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND . . . . .		52,000	
2665	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		6,035,627	
	FROM GAS TAX COLLECTION TRUST FUND .		258,609	
	FROM LAW ENFORCEMENT TRUST FUND . .		50,020	
2666	SPECIAL CATEGORIES			
	OPERATION OF MOTOR VEHICLES			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		17,193,104	
2667	SPECIAL CATEGORIES			
	FLORIDA HIGHWAY PATROL AUXILIARY			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		138,238	
2668	SPECIAL CATEGORIES			
	OVERTIME			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		10,400,716	
	FROM FEDERAL GRANTS TRUST FUND . . .		14,900	
From the funds in Specific Appropriation 2668, the Department of Highway Safety and Motor Vehicles shall allocate funds as necessary to efficiently manage overtime activities of the Florida Highway Patrol.				
2669	SPECIAL CATEGORIES			
	PAYMENT OF DEATH AND DISMEMBERMENT CLAIMS			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		325,995	
2670	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		8,778,217	
2671	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM HIGHWAY SAFETY OPERATING			
	TRUST FUND . . . . .		1,281,224	

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2672	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	2,090,849
2673	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	153,460
2674	SPECIAL CATEGORIES MOBILE DATA TERMINAL SYSTEM FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	1,799,630
2675	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	696,049
2676	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	566,627
TOTAL: HIGHWAY SAFETY FROM TRUST FUNDS . . . . .		260,942,281
	TOTAL POSITIONS . . . . .	2,186.00
	TOTAL ALL FUNDS . . . . .	260,942,281
EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE . . . . .	1,872,931
2678	SALARIES AND BENEFITS POSITIONS 24.00 FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	2,682,426
2679	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	257,585
2680	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	8,000
2681	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	19,838
2682	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	4,135
2683	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	7,790
2684	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	95,941
2685	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	20,315

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2686	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	3,150
2687	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	7,654
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS . . . . .		3,106,834
	TOTAL POSITIONS . . . . .	24.00
	TOTAL ALL FUNDS . . . . .	3,106,834
COMMERCIAL VEHICLE ENFORCEMENT		
	APPROVED SALARY RATE . . . . .	15,886,050
2688	SALARIES AND BENEFITS POSITIONS 294.00 FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	25,096,639
2689	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	252,311
2690	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	2,534,774
2691	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	1,354,513
2692	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	1,508,511
2693	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	2,006,514
2694	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	2,524,397
2695	SPECIAL CATEGORIES OVERTIME FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	2,466,646
2696	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	1,175,254
2697	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	218,240
2698	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	23,020

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2699	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	90,258
TOTAL:	COMMERCIAL VEHICLE ENFORCEMENT FROM TRUST FUNDS . . . . .	39,251,077
	TOTAL POSITIONS . . . . .	294.00
	TOTAL ALL FUNDS . . . . .	39,251,077
PROGRAM: MOTORIST SERVICES		
MOTORIST SERVICES		
	APPROVED SALARY RATE . . . . .	51,917,580
2700	SALARIES AND BENEFITS POSITIONS . . . . . FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	1,430.00 72,796,062 356,540 3,385,482
2701	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	872,424 322,862 11,443
2702	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	11,647,806 390,335 330,509
2703	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	234,866 9,705 5,001
2704	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	200,000
2705	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	3,705,814 219,401 3,040
2706	SPECIAL CATEGORIES AUTOMATED UNIFORM TRAFFIC ACCOUNTING SYSTEM FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	913,905
2707	SPECIAL CATEGORIES PAYMENT TO OUTSIDE CONTRACTOR FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	6,049,454
2708	SPECIAL CATEGORIES PURCHASE OF DRIVER LICENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	10,038,304
2709	SPECIAL CATEGORIES GRANTS AND AIDS - PURCHASE OF LICENSE PLATES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	8,825,197

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2710	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	1,195,522 51,770
2711	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	50,000
2712	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	138,586
2713	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	134,488 11,000
2714	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	523,405
TOTAL:	MOTORIST SERVICES FROM TRUST FUNDS . . . . .	122,422,921
	TOTAL POSITIONS . . . . .	1,430.00
	TOTAL ALL FUNDS . . . . .	122,422,921
PROGRAM: INFORMATION SERVICES ADMINISTRATION		
INFORMATION SERVICES ADMINISTRATION		
	APPROVED SALARY RATE . . . . .	8,633,515
2715	SALARIES AND BENEFITS POSITIONS . . . . . FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	163.00 12,275,746
2716	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	269,124
2717	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	6,374,477 613,265
2718	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	177,931
2719	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . . FROM GAS TAX COLLECTION TRUST FUND . . . . .	16,282,152 317,333

From the funds in Specific Appropriation 2717, 2718, and 2719, \$9,177,400 of nonrecurring funds from the Highway Safety Operating Trust Fund and \$700,000 of nonrecurring funds from the Gas Tax Collection Trust Fund are provided for phase 2 of the Motorist Modernization project. Of these funds, \$6,883,050 from the Highway Safety Operating Trust Fund and \$525,000 from the Gas Tax Collection Trust Fund shall be placed in reserve. The department is authorized to submit quarterly budget amendments to request release of funds being held in reserve pursuant to the provisions of chapter 216, Florida Statutes, and based on the department's planned quarterly expenditures. Release is contingent upon approval of a comprehensive operational work plan reflecting all project tasks and a detailed spend plan reflecting

## SECTION 6 - GENERAL GOVERNMENT

estimated and actual costs. The department shall submit independent verification and validation assessments and quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee. Each status report must include progress made to date for each project milestone and contract deliverable, planned and actual deliverable completion dates, planned and actual costs incurred, and any project issues and risks.

From the funds in Specific Appropriation 2719, \$321,944 of nonrecurring funds from the Highway Safety Operating Trust Fund is provided for state to state verification services.

2720	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	76,864
2721	SPECIAL CATEGORIES TAX COLLECTOR NETWORK - COUNTY SYSTEMS FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	7,147,097
2722	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	2,433,309
2723	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	10,607
2724	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	56,018
2725	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	4,256,154
2726	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM HIGHWAY SAFETY OPERATING TRUST FUND . . . . .	803,406
TOTAL:	INFORMATION SERVICES ADMINISTRATION FROM TRUST FUNDS . . . . .	51,093,483
	TOTAL POSITIONS . . . . .	163.00
	TOTAL ALL FUNDS . . . . .	51,093,483
TOTAL:	HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF FROM TRUST FUNDS . . . . .	500,224,888
	TOTAL POSITIONS . . . . .	4,347.00
	TOTAL ALL FUNDS . . . . .	500,224,888
	TOTAL APPROVED SALARY RATE . . . . .	210,396,016
LEGISLATIVE BRANCH		
SENATE		
2727	LUMP SUM SENATE FROM GENERAL REVENUE FUND . . . . .	54,079,316

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## HOUSE OF REPRESENTATIVES

2728	LUMP SUM HOUSE FROM GENERAL REVENUE FUND . . . . .	62,791,408
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## LEGISLATIVE SUPPORT SERVICES

2729	LUMP SUM LEGISLATIVE SUPPORT SERVICES - SENATE FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM LEGISLATIVE LOBBYIST REGISTRATION TRUST FUND . . . . .	25,032,982    1,029,672 154,870
2730	LUMP SUM LEGISLATIVE SUPPORT SERVICES - HOUSE FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM LEGISLATIVE LOBBYIST REGISTRATION TRUST FUND . . . . .	25,136,185    1,013,494 150,208
2731	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . . FROM LEGISLATIVE LOBBYIST REGISTRATION TRUST FUND . . . . .	386,769    2,553 318
TOTAL:	LEGISLATIVE SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	50,555,936  2,351,115
	TOTAL ALL FUNDS . . . . .	52,907,051
OFFICE OF PUBLIC COUNSEL		
2732	LUMP SUM PUBLIC COUNSEL FROM GENERAL REVENUE FUND . . . . .	2,521,800
2733	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	3,872
TOTAL:	OFFICE OF PUBLIC COUNSEL FROM GENERAL REVENUE FUND . . . . .	2,525,672
	TOTAL ALL FUNDS . . . . .	2,525,672
ETHICS, COMMISSION ON		
2734	LUMP SUM LOBBY REGISTRATION FROM EXECUTIVE BRANCH LOBBY REGISTRATION TRUST FUND . . . . .	228,733
2735	LUMP SUM ETHICS COMMISSION FROM GENERAL REVENUE FUND . . . . .	2,623,696
2736	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND . . . . .	28,899
2737	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM EXECUTIVE BRANCH LOBBY REGISTRATION TRUST FUND . . . . .	318   4,181



## SECTION 6 - GENERAL GOVERNMENT

TOTAL: ETHICS, COMMISSION ON		
FROM GENERAL REVENUE FUND . . . . .	2,652,913	
FROM TRUST FUNDS . . . . .		232,914
TOTAL ALL FUNDS . . . . .		2,885,827
AUDITOR GENERAL		
2738 LUMP SUM		
AUDITOR GENERAL		
FROM GENERAL REVENUE FUND . . . . .	37,807,302	
2739 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND . . . . .	74,158	
TOTAL: AUDITOR GENERAL		
FROM GENERAL REVENUE FUND . . . . .	37,881,460	
TOTAL ALL FUNDS . . . . .		37,881,460
TOTAL: LEGISLATIVE BRANCH		
FROM GENERAL REVENUE FUND . . . . .	210,486,705	
FROM TRUST FUNDS . . . . .		2,584,029
TOTAL ALL FUNDS . . . . .		213,070,734

## LOTTERY, DEPARTMENT OF THE

## PROGRAM: LOTTERY OPERATIONS

APPROVED SALARY RATE	18,497,125	
2740 SALARIES AND BENEFITS POSITIONS	418.50	
FROM OPERATING TRUST FUND . . . . .		29,196,992
2741 OTHER PERSONAL SERVICES		
FROM OPERATING TRUST FUND . . . . .		200,353
2742 EXPENSES		
FROM OPERATING TRUST FUND . . . . .		5,823,272
2743 OPERATING CAPITAL OUTLAY		
FROM OPERATING TRUST FUND . . . . .		492,200
2744 SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM OPERATING TRUST FUND . . . . .		340,000
2745 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM OPERATING TRUST FUND . . . . .		4,169,650
2746 SPECIAL CATEGORIES		
INSTANT TICKET PURCHASE		
FROM OPERATING TRUST FUND . . . . .		46,874,586

In the event instant ticket sales are greater than the projected sales used to calculate the amount appropriated, the Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2746, to account for the additional tickets and associated licensing fees.

2747 SPECIAL CATEGORIES		
GAMING SYSTEM CONTRACT		
FROM OPERATING TRUST FUND . . . . .		57,111,784

From the funds in Specific Appropriation 2747, pursuant to the 2017 Agreement for Lottery Gaming Systems and Related Commodities & Services, the department is authorized to have up to 1,000 Full-Service Vending Machines with functionality to sell terminal tickets and instant tickets. In addition, the department may have up to 1,500 Full-Service Vending Machines with functionality to sell only instant tickets.

In the event terminal games ticket sales are greater than the projected sales used to calculate the amount appropriated, the Department of the

## SECTION 6 - GENERAL GOVERNMENT

Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2747.

The Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2747 to acquire up to 500 additional ticket terminals. Prior to the submission of any budget amendment that increases the size of the lottery retailer network, the Revenue Estimating Conference shall determine if sales will increase sufficiently to cover the cost of the terminals, offset any losses to the existing network, and generate additional revenue that benefits the state. The budget amendments will be contingent upon the department's submission of a plan that includes not only a positive Revenue Estimating Conference impact analysis, but also identifies the specific terminal needs and a plan for distribution of the additional terminals.

2748 SPECIAL CATEGORIES		
ADVERTISING AGENCY FEES		
FROM OPERATING TRUST FUND . . . . .		2,907,939
2749 SPECIAL CATEGORIES		
PAID ADVERTISING AND PROMOTION		
FROM OPERATING TRUST FUND . . . . .		36,312,514
2750 SPECIAL CATEGORIES		
RETAILER INCENTIVES		
FROM OPERATING TRUST FUND . . . . .		2,325,000
2751 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM OPERATING TRUST FUND . . . . .		529,517
2752 SPECIAL CATEGORIES		
SALARY INCENTIVE PAYMENTS		
FROM OPERATING TRUST FUND . . . . .		14,060
2753 SPECIAL CATEGORIES		
CONTRACTED LEGAL SERVICES		
FROM OPERATING TRUST FUND . . . . .		120,000
2754 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM OPERATING TRUST FUND . . . . .		175,000
2755 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM OPERATING TRUST FUND . . . . .		139,377
2756 DATA PROCESSING SERVICES		
DATA PROCESSING ASSESSMENT - DEPARTMENT OF		
MANAGEMENT SERVICES		
FROM OPERATING TRUST FUND . . . . .		36,820
2757 DATA PROCESSING SERVICES		
NORTHWEST REGIONAL DATA CENTER (NWRDC)		
FROM OPERATING TRUST FUND . . . . .		201,349
TOTAL: PROGRAM: LOTTERY OPERATIONS		
FROM TRUST FUNDS . . . . .		186,970,413
TOTAL POSITIONS . . . . .	418.50	
TOTAL ALL FUNDS . . . . .		186,970,413
TOTAL: LOTTERY, DEPARTMENT OF THE		
FROM TRUST FUNDS . . . . .		186,970,413
TOTAL POSITIONS . . . . .	418.50	
TOTAL ALL FUNDS . . . . .		186,970,413
TOTAL APPROVED SALARY RATE . . . . .	18,497,125	

## SECTION 6 - GENERAL GOVERNMENT

## MANAGEMENT SERVICES, DEPARTMENT OF

No funds are appropriated in Specific Appropriations 2758 through 2985, section 8, and sections 39 through 44 for the payment of rent, lease, or possession of space for offices or any other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease No. 720:0139, 590:1998, 590:2226, 590:2348, 590:2523, 590:2664, 590:2681, 590:2720 or 590:M139, or any other lease, on behalf of any department or agency of the State of Florida by the Department of Management Services, notwithstanding any lease or contract to the contrary. The Department of Management Services is prohibited from expending any specific appropriation from the General Revenue Fund, any trust fund or from any other source for the rent, lease, or possession of any space for offices or other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease No. 720:0139, 590:1998, 590:2226, 590:2348, 590:2523, 590:2664, 590:2681, 590:2720 or 590:M139, or any other lease.

## PROGRAM: ADMINISTRATION PROGRAM

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	5,327,522		
2758	SALARIES AND BENEFITS	82.00		
	FROM GENERAL REVENUE FUND . . . .	169,595		
	FROM ADMINISTRATIVE TRUST FUND . . .		7,507,478	
2759	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND . . .		343,220	
2760	EXPENSES			
	FROM GENERAL REVENUE FUND . . . .	41,497		
	FROM ADMINISTRATIVE TRUST FUND . . .		736,608	
2761	OPERATING CAPITAL OUTLAY			
	FROM ADMINISTRATIVE TRUST FUND . . .		9,688	
2762	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . .	51,680		
	FROM ADMINISTRATIVE TRUST FUND . . .		1,012,833	
	FROM OPERATING TRUST FUND . . . .		50,000	
2763	SPECIAL CATEGORIES			
	STATEWIDE TRAVEL MANAGEMENT SYSTEM			
	FROM GENERAL REVENUE FUND . . . .	1,975,000		
2764	SPECIAL CATEGORIES			
	MAIL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND . . .		50,004	
2765	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND . . .		26,576	
2766	SPECIAL CATEGORIES			
	CONTRACTED LEGAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND . . .		891,000	
2767	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM ADMINISTRATIVE TRUST FUND . . .		22,427	
2768	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM ADMINISTRATIVE TRUST FUND . . .		30,567	
2769	DATA PROCESSING SERVICES			
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF			
	MANAGEMENT SERVICES			
	FROM GENERAL REVENUE FUND . . . .	18,322		
	FROM ADMINISTRATIVE TRUST FUND . . .		192,719	

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND . . . . .	2,256,094		
FROM TRUST FUNDS . . . . .		10,873,120	
TOTAL POSITIONS . . . . .	82.00		
TOTAL ALL FUNDS . . . . .		13,129,214	
STATE EMPLOYEE LEASING			
APPROVED SALARY RATE	63,359		
2770 SALARIES AND BENEFITS	POSITIONS	1.00	
FROM ADMINISTRATIVE TRUST FUND . . .			89,814
2771 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM ADMINISTRATIVE TRUST FUND . . .			748
TOTAL: STATE EMPLOYEE LEASING			
FROM TRUST FUNDS . . . . .		90,562	
TOTAL POSITIONS . . . . .	1.00		
TOTAL ALL FUNDS . . . . .		90,562	

## PROGRAM: FACILITIES PROGRAM

## FACILITIES MANAGEMENT

	APPROVED SALARY RATE	9,964,472		
2772	SALARIES AND BENEFITS	POSITIONS	256.50	
	FROM SUPERVISION TRUST FUND . . . .			14,974,187
2773	OTHER PERSONAL SERVICES			
	FROM SUPERVISION TRUST FUND . . . .			268,917
2774	EXPENSES			
	FROM SUPERVISION TRUST FUND . . . .			5,226,035
2775	OPERATING CAPITAL OUTLAY			
	FROM SUPERVISION TRUST FUND . . . .			73,727
2776	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM SUPERVISION TRUST FUND . . . .			150,000
2777	SPECIAL CATEGORIES			
	TRANSFER TO THE FLORIDA DEPARTMENT OF LAW			
	ENFORCEMENT - CAPITOL POLICE			
	FROM SUPERVISION TRUST FUND . . . .			7,398,114
2778	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM SUPERVISION TRUST FUND . . . .			11,550,370
2779	SPECIAL CATEGORIES			
	DEPARTMENT OF MANAGEMENT SERVICES			
	PROVISIONS FOR FACILITIES SECURITY			
	FROM SUPERVISION TRUST FUND . . . .			1,248,387
2780	SPECIAL CATEGORIES			
	INTERIOR REFURBISHMENT - LEASE SPACE			
	FROM SUPERVISION TRUST FUND . . . .			1,942,689
2781	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM SUPERVISION TRUST FUND . . . .			242,270
2782	SPECIAL CATEGORIES			
	STATE UTILITY PAYMENTS			
	FROM SUPERVISION TRUST FUND . . . .			14,502,406

The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase

## SECTION 6 - GENERAL GOVERNMENT

Specific Appropriation 2782, in the event utility costs exceed the amount appropriated.		
2783	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM SUPERVISION TRUST FUND . . . . .	1,627,007
2784	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM SUPERVISION TRUST FUND . . . . .	97,570
2785	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM SUPERVISION TRUST FUND . . . . .	77,691
2786	SPECIAL CATEGORIES STATE CAPITOL - MAINTENANCE AND REPAIRS FROM SUPERVISION TRUST FUND . . . . .	50,000
2787	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM SUPERVISION TRUST FUND . . . . .	253,112
2788	FIXED CAPITAL OUTLAY COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT FROM SUPERVISION TRUST FUND . . . . .	1,100,000

Funds in Specific Appropriations 2788 through 2790 shall be held in reserve contingent upon the submission of a project plan to the chair of the Senate Appropriations Committee, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget detailing the request for building repair, code correction, and other deficiency projects. The project plan must include all high priority deficiency issues and all issues affecting life, health and safety. The project plan shall also include the facility, location and estimated cost for each project and shall be submitted by August 1, 2020. The Department of Management Services shall request the release of funds pursuant to the provisions of chapter 216, Florida Statutes.

2789	FIXED CAPITAL OUTLAY LIFE SAFETY CODE COMPLIANCE PROJECTS STATEWIDE - DMS MGD FROM SUPERVISION TRUST FUND . . . . .	1,420,000
2790	FIXED CAPITAL OUTLAY STATEWIDE CAPITAL DEPRECIATION - GENERAL - DMS MGD FROM GENERAL REVENUE FUND . . . . . 30,000,000 FROM SUPERVISION TRUST FUND . . . . .	15,000,000
2791	FIXED CAPITAL OUTLAY DEBT SERVICE FROM FLORIDA FACILITIES POOL CLEARING TRUST FUND . . . . .	19,967,233
2792	FIXED CAPITAL OUTLAY FLORIDA HOLOCAUST MEMORIAL - CAPITOL COMPLEX - DMS MGD FROM GENERAL REVENUE FUND . . . . . 400,000	

Funds provided in Specific Appropriation 2792 for the Holocaust Memorial shall be placed into reserve. The department is authorized to submit a budget amendment to release funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendment for release of these funds must comply with the department's policy "Construction and Placement of Monuments and Memorials within the Capitol Complex."

2793	FIXED CAPITAL OUTLAY FLORIDA SLAVERY MEMORIAL - CAPITOL COMPLEX - DMS MGD FROM GENERAL REVENUE FUND . . . . . 400,000	
Funds provided in Specific Appropriation 2793 for the Florida Slavery		

## SECTION 6 - GENERAL GOVERNMENT

Memorial shall be placed into reserve. The department is authorized to submit a budget amendment to release funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendment for release of these funds must comply with the department's policy "Construction and Placement of Monuments and Memorials within the Capitol Complex."		
TOTAL: FACILITIES MANAGEMENT		
	FROM GENERAL REVENUE FUND . . . . . 30,800,000	
	FROM TRUST FUNDS . . . . .	97,169,715
	TOTAL POSITIONS . . . . . 256.50	
	TOTAL ALL FUNDS . . . . .	127,969,715

## BUILDING CONSTRUCTION

Funds provided in Specific Appropriations 2794 through 2800 from the Architects Incidental Trust Fund are based on an assessment against each fixed capital outlay appropriation in which the Department of Management Services serves as the owner-representative on behalf of the state. The assessments for appropriations made for the 2020-2021 fiscal year shall be calculated in accordance with the formula submitted by the Department of Management Services to the Executive Office of the Governor on October 7, 1991, as required by chapter 91-193, Laws of Florida.

	APPROVED SALARY RATE	622,635	
2794	SALARIES AND BENEFITS POSITIONS 11.00 FROM ARCHITECTS INCIDENTAL TRUST FUND . . . . .		897,997
2795	EXPENSES FROM ARCHITECTS INCIDENTAL TRUST FUND . . . . .		122,002
2796	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ARCHITECTS INCIDENTAL TRUST FUND . . . . .		46,341
2797	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ARCHITECTS INCIDENTAL TRUST FUND . . . . .		5,491
2798	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ARCHITECTS INCIDENTAL TRUST FUND . . . . .		1,613
2799	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ARCHITECTS INCIDENTAL TRUST FUND . . . . .		3,465
2800	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM ARCHITECTS INCIDENTAL TRUST FUND . . . . .		5,949
TOTAL: BUILDING CONSTRUCTION			1,082,858
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . . 11.00		
	TOTAL ALL FUNDS . . . . .		1,082,858
PROGRAM: SUPPORT PROGRAM			
FEDERAL PROPERTY ASSISTANCE			
	APPROVED SALARY RATE	155,476	
2801	SALARIES AND BENEFITS POSITIONS 5.00 FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .		271,634

## SECTION 6 - GENERAL GOVERNMENT

2802	EXPENSES FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	89,938	
2803	OPERATING CAPITAL OUTLAY FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	49,550	
2804	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	61,820	
2805	SPECIAL CATEGORIES CONTRACTED SERVICES FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	16,379	
2806	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	744	
2807	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	1,423	
2808	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	1,125	
2809	FIXED CAPITAL OUTLAY HEATING VENTILATING AND AIR CONDITIONING REPLACEMENT - DMS MGD FROM SURPLUS PROPERTY REVOLVING TRUST FUND . . . . .	22,148	
TOTAL:	FEDERAL PROPERTY ASSISTANCE FROM TRUST FUNDS . . . . .	514,761	
	TOTAL POSITIONS . . . . .	5.00	
	TOTAL ALL FUNDS . . . . .	514,761	
MOTOR VEHICLE AND WATERCRAFT MANAGEMENT			
	APPROVED SALARY RATE	346,395	
2810	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND . . . . .	519,935	6.00
2811	EXPENSES FROM OPERATING TRUST FUND . . . . .	58,708	
2812	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND . . . . .	248,784	
2813	SPECIAL CATEGORIES FLEET MANAGEMENT INFORMATION SYSTEM FROM OPERATING TRUST FUND . . . . .	462,603	
2814	SPECIAL CATEGORIES SETTLEMENT AGREEMENTS FROM GENERAL REVENUE FUND . . . . .	800,000	
2815	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND . . . . .	4,769	

## SECTION 6 - GENERAL GOVERNMENT

2816	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND . . . . .	1,247	
2817	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND . . . . .	2,564	
2818	SPECIAL CATEGORIES PAYMENT OF EXPENSES FROM SALE OF AGENCY VEHICLES FROM OPERATING TRUST FUND . . . . .	695,000	
2819	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM OPERATING TRUST FUND . . . . .	21,887	
TOTAL:	MOTOR VEHICLE AND WATERCRAFT MANAGEMENT FROM GENERAL REVENUE FUND . . . . .	800,000	
	FROM TRUST FUNDS . . . . .	2,015,497	
	TOTAL POSITIONS . . . . .	6.00	
	TOTAL ALL FUNDS . . . . .	2,815,497	
PURCHASING OVERSIGHT			
	APPROVED SALARY RATE	2,996,312	
2820	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND . . . . .	4,248,740	49.00
2821	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND . . . . .	10,000	
2822	EXPENSES FROM OPERATING TRUST FUND . . . . .	390,418	
2823	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND . . . . .	15,859	
2824	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND . . . . .	448,847	
2825	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND . . . . .	6,316	
2826	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM OPERATING TRUST FUND . . . . .	30,000	
2827	SPECIAL CATEGORIES WEB-BASED E-PROCUREMENT SYSTEM FROM OPERATING TRUST FUND . . . . .	10,509,600	
2828	SPECIAL CATEGORIES PROJECT MANAGEMENT PROFESSIONAL - TRAINING FROM OPERATING TRUST FUND . . . . .	180,000	
2829	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND . . . . .	5,000	
2830	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND . . . . .	14,764	

## SECTION 6 - GENERAL GOVERNMENT

2831	SPECIAL CATEGORIES TRANSFER TO THE DEPARTMENT OF FINANCIAL SERVICES FROM OPERATING TRUST FUND . . . . .			1,500,000
2832	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM OPERATING TRUST FUND . . . . .			117,482
TOTAL:	PURCHASING OVERSIGHT FROM TRUST FUNDS . . . . .			17,477,026
	TOTAL POSITIONS . . . . .	49.00		
	TOTAL ALL FUNDS . . . . .			17,477,026
OFFICE OF SUPPLIER DIVERSITY				
	APPROVED SALARY RATE	222,984		
2833	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND . . . . .	6.00		361,439
2834	EXPENSES FROM OPERATING TRUST FUND . . . . .			55,641
2835	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND . . . . .			11,573
2836	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND . . . . .			772
2837	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND . . . . .			3,057
2838	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM OPERATING TRUST FUND . . . . .			8,572
TOTAL:	OFFICE OF SUPPLIER DIVERSITY FROM TRUST FUNDS . . . . .			441,054
	TOTAL POSITIONS . . . . .	6.00		
	TOTAL ALL FUNDS . . . . .			441,054
PRIVATE PRISON MONITORING				
	APPROVED SALARY RATE	788,421		
2839	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	15.00 1,067,957		98,507
2840	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .		91,246	14,175
2841	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .		3,890	
2842	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .		11,556	
2843	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .		3,385	

## SECTION 6 - GENERAL GOVERNMENT

2844	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM GENERAL REVENUE FUND . . . . .			23,169
2845	SPECIAL CATEGORIES ADMINISTRATIVE OVERHEAD FROM GENERAL REVENUE FUND . . . . .			113,489
2846	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .			2,767
2847	SPECIAL CATEGORIES PRIVATE PRISONS - MAINTENANCE AND REPAIR REIMBURSEMENT FROM OPERATING TRUST FUND . . . . .			1,500,000
2848	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .		4,473	383
2849	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . .			5,471
2850	FIXED CAPITAL OUTLAY FACILITIES REPAIRS AND MAINTENANCE FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .		4,803,882	1,500,000
Funds in Specific Appropriation 2850 are provided to the Department of Management Services for building repairs and maintenance at private prison facilities maintained by the department. These funds shall be placed in reserve and are contingent upon the submission of a detailed project and spending plan that identifies all high priority deficiency issues, reflecting estimated and actual costs for each facility. From these funds, \$4,803,882 in nonrecurring funds from the General Revenue Fund and \$779,795 from the Operating Trust Fund are provided for the Gadsden Correctional Facility and \$720,205 in nonrecurring funds from the Operating Trust Fund are provided for the Lake City Correctional Facility. The department shall request the release of funds pursuant to the provisions of chapter 216, Florida Statutes.				
TOTAL:	PRIVATE PRISON MONITORING FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .		6,131,285	3,113,065
	TOTAL POSITIONS . . . . .		15.00	
	TOTAL ALL FUNDS . . . . .			9,244,350
WORKFORCE PROGRAMS				
PROGRAM: INSURANCE BENEFITS ADMINISTRATION				
	APPROVED SALARY RATE	1,563,090		
2851	SALARIES AND BENEFITS POSITIONS FROM PRETAX BENEFITS TRUST FUND . . FROM STATE EMPLOYEES LIFE INSURANCE TRUST FUND . . . . . FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND . . . . . FROM STATE EMPLOYEES DISABILITY INSURANCE TRUST FUND . . . . .	27.00		402,689
2852	OTHER PERSONAL SERVICES FROM PRETAX BENEFITS TRUST FUND . . FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND . . . . .			14,935
2853	EXPENSES FROM PRETAX BENEFITS TRUST FUND . .			47,531

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	FROM STATE EMPLOYEES LIFE	
	INSURANCE TRUST FUND . . . . .	1,984
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	320,996
	FROM STATE EMPLOYEES DISABILITY	
	INSURANCE TRUST FUND . . . . .	2,875
2854	OPERATING CAPITAL OUTLAY	
	FROM PRETAX BENEFITS TRUST FUND . .	10,000
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	8,000
2855	SPECIAL CATEGORIES	
	POST PAYMENT CLAIMS AUDIT SERVICES	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	400,000
The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2855, in the event the contractor identifies claim overpayments that result in compensation that exceeds the amount appropriated.		
2856	SPECIAL CATEGORIES	
	CONTRACTED SERVICES	
	FROM PRETAX BENEFITS TRUST FUND . .	348,505
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	1,159,157
2857	SPECIAL CATEGORIES	
	ADMINISTRATIVE SERVICES ONLY CONTRACT FOR	
	HEALTH INSURANCE	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	49,400,000
The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2857, in the event administrative service payments for health insurance exceed the amount appropriated.		
2858	SPECIAL CATEGORIES	
	PRESCRIPTION DRUG CLAIMS ADMINISTRATION	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	4,406,020
2859	SPECIAL CATEGORIES	
	TRANSPARENCY-BUNDLED-ADMINISTRATIVE	
	SERVICES FOR STATEWIDE CONTRACTS	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	6,400,000
The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2859, in the event costs exceed the amount appropriated.		
2860	SPECIAL CATEGORIES	
	RISK MANAGEMENT INSURANCE	
	FROM PRETAX BENEFITS TRUST FUND . .	1,200
	FROM STATE EMPLOYEES LIFE	
	INSURANCE TRUST FUND . . . . .	314
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	7,507
2861	SPECIAL CATEGORIES	
	CONTRACTED LEGAL SERVICES	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	300,000
2862	SPECIAL CATEGORIES	
	PAYMENT OF EMPLOYER CONTRIBUTIONS TO	
	HEALTH SAVINGS ACCOUNT CUSTODIAN	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	3,008,000

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2863	SPECIAL CATEGORIES	
	LEASE OR LEASE-PURCHASE OF EQUIPMENT	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	9,235
2864	SPECIAL CATEGORIES	
	TRANSPARENCY-BUNDLED SERVICES FOR EMPLOYEE	
	TRANSFERS	
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	4,500,000
The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2864, in the event costs exceed the amount appropriated.		
2865	SPECIAL CATEGORIES	
	TRANSFER TO DEPARTMENT OF MANAGEMENT	
	SERVICES - HUMAN RESOURCES SERVICES	
	PURCHASED PER STATEWIDE CONTRACT	
	FROM PRETAX BENEFITS TRUST FUND . .	3,694
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	12,214
2866	DATA PROCESSING SERVICES	
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF	
	MANAGEMENT SERVICES	
	FROM PRETAX BENEFITS TRUST FUND . .	2,171
	FROM STATE EMPLOYEES HEALTH	
	INSURANCE TRUST FUND . . . . .	6,767
TOTAL: PROGRAM: INSURANCE BENEFITS ADMINISTRATION		
	FROM TRUST FUNDS . . . . .	72,784,652
	TOTAL POSITIONS . . . . .	27.00
	TOTAL ALL FUNDS . . . . .	72,784,652
PROGRAM: RETIREMENT BENEFITS ADMINISTRATION		
	APPROVED SALARY RATE	8,078,336
2867	SALARIES AND BENEFITS	192.00
	POSITIONS	813,484
	FROM GENERAL REVENUE FUND . . . . .	
	FROM OPERATING TRUST FUND . . . . .	10,519,837
	FROM OPTIONAL RETIREMENT PROGRAM	
	TRUST FUND . . . . .	202,754
	FROM POLICE AND FIREFIGHTER'S	
	PREMIUM TAX TRUST FUND . . . . .	854,070
	FROM RETIREE HEALTH INSURANCE	
	SUBSIDY TRUST FUND . . . . .	138,392
From the funds provided in Specific Appropriation 2867, the Department of Management Services shall expend available cash balances from the Police and Firefighter's Premium Tax Trust Fund prior to the use of funds from the General Revenue Fund.		
Funds provided in Specific Appropriations 2867 through 2877, from the Optional Retirement Program Trust Fund, are based on an assessment of .01 percent of the participants' salaries and shall be used only for administration of the Optional Retirement Program.		
2868	OTHER PERSONAL SERVICES	
	FROM OPERATING TRUST FUND . . . . .	607,733
	FROM OPTIONAL RETIREMENT PROGRAM	
	TRUST FUND . . . . .	15,000
2869	EXPENSES	
	FROM OPERATING TRUST FUND . . . . .	2,606,741
	FROM OPTIONAL RETIREMENT PROGRAM	
	TRUST FUND . . . . .	28,011
	FROM POLICE AND FIREFIGHTER'S	
	PREMIUM TAX TRUST FUND . . . . .	57,139
	FROM RETIREE HEALTH INSURANCE	
	SUBSIDY TRUST FUND . . . . .	17,817

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2870	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND . . . . .		100,000
2871	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM OPERATING TRUST FUND . . . . .		24,415
2872	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . . FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND . . . . . FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND . . . . . FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND . . . . .	65,500	6,849,769 26,000 238,305 40,000
2873	SPECIAL CATEGORIES OVERTIME FROM OPERATING TRUST FUND . . . . .		122,571
2874	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND . . . . .		95,704
2875	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM OPERATING TRUST FUND . . . . .		148,891
2876	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND . . . . . FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND . . . . .		33,571 2,000
2877	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . . FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND . . . . . FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND . . . . . FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND . . . . .	2	51,112 1,208 3,795 1,007
2878	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM OPERATING TRUST FUND . . . . .		267,061
2879	PENSIONS AND BENEFITS DISABILITY BENEFITS TO JUSTICES AND JUDGES FROM GENERAL REVENUE FUND . . . . .	1,318,317	
2880	PENSIONS AND BENEFITS FLORIDA NATIONAL GUARD FROM GENERAL REVENUE FUND . . . . .	16,287,846	
2881	PENSIONS AND BENEFITS STATE OFFICERS AND EMPLOYEES (NON- CONTRIBUTORY) FROM GENERAL REVENUE FUND . . . . .	116,371	

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TOTAL: PROGRAM: RETIREMENT BENEFITS ADMINISTRATION			
	FROM GENERAL REVENUE FUND . . . . .	18,601,520	
	FROM TRUST FUNDS . . . . .		23,052,903
	TOTAL POSITIONS . . . . .	192.00	
	TOTAL ALL FUNDS . . . . .		41,654,423
PROGRAM: STATE PERSONNEL POLICY ADMINISTRATION			
	APPROVED SALARY RATE . . . . .	1,161,080	
2882	SALARIES AND BENEFITS POSITIONS . . . . . FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .	17.00	1,577,346
Funds provided in Specific Appropriations 2882 through 2899, from the State Personnel System Trust Fund, are based upon a human resources services assessment to state entities at the following rates:			
	FTE.....	\$328.98	
	OPS.....	\$106.76	
	Justice Administrative Commission.....	\$233.95	
	State Court System.....	\$202.52	
	County Health Department.....	\$233.95	
2883	EXPENSES FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		118,741
2884	OPERATING CAPITAL OUTLAY FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		1,500
2885	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		22,576
2886	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		16,216
2887	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		100,000
2888	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		3,191
2889	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		7,269
2890	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM STATE PERSONNEL SYSTEM TRUST FUND . . . . .		16,701
TOTAL: PROGRAM: STATE PERSONNEL POLICY ADMINISTRATION			
	FROM TRUST FUNDS . . . . .		1,863,540
	TOTAL POSITIONS . . . . .	17.00	
	TOTAL ALL FUNDS . . . . .		1,863,540
PROGRAM: PEOPLE FIRST			
	APPROVED SALARY RATE . . . . .	984,485	

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2891	SALARIES AND BENEFITS	POSITIONS	15.00	
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			1,409,546
2892	EXPENSES			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			104,006
2893	OPERATING CAPITAL OUTLAY			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			1,500
2894	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			20,075
2895	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			6,012
2896	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			2,860
2897	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			5,838
2898	SPECIAL CATEGORIES			
	HUMAN RESOURCES SERVICES / STATEWIDE			
	CONTRACT			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			32,229,977
2899	DATA PROCESSING SERVICES			
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF			
	MANAGEMENT SERVICES			
	FROM STATE PERSONNEL SYSTEM TRUST			
	FUND . . . . .			8,392
TOTAL: PROGRAM: PEOPLE FIRST				
	FROM TRUST FUNDS . . . . .			33,788,206
	TOTAL POSITIONS . . . . .	15.00		
	TOTAL ALL FUNDS . . . . .			33,788,206

## PROGRAM: TECHNOLOGY PROGRAM

## TELECOMMUNICATIONS SERVICES

From the funds in Specific Appropriation 2900 through 2915, the Department of Management Services shall continue to allow agencies to purchase maintenance and equipment refresh services needed to maintain current agency telephone and call center systems.

APPROVED SALARY RATE 3,921,183

2900	SALARIES AND BENEFITS	POSITIONS	68.00	
	FROM COMMUNICATIONS WORKING			
	CAPITAL TRUST FUND . . . . .			5,233,178
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			395,953
2901	OTHER PERSONAL SERVICES			
	FROM COMMUNICATIONS WORKING			
	CAPITAL TRUST FUND . . . . .			381,290
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			269,537

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2902	EXPENSES			
	FROM COMMUNICATIONS WORKING			
	CAPITAL TRUST FUND . . . . .			613,454
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			454,929
2903	AID TO LOCAL GOVERNMENTS			
	DISTRIBUTIONS TO COUNTIES - WIRELESS 911			
	TELEPHONE SYSTEMS			
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			74,802,770
2904	AID TO LOCAL GOVERNMENTS			
	DISTRIBUTIONS TO SERVICE PROVIDERS -			
	WIRELESS 911 TELEPHONE SYSTEMS			
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			6,000,000
2905	AID TO LOCAL GOVERNMENTS			
	DISTRIBUTIONS TO COUNTIES - NON-WIRELESS			
	E911			
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			30,883,023
2906	AID TO LOCAL GOVERNMENTS			
	DISTRIBUTION OF COUNTY PREPAID WIRELESS			
	911			
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			21,600,000
2907	OPERATING CAPITAL OUTLAY			
	FROM COMMUNICATIONS WORKING			
	CAPITAL TRUST FUND . . . . .			92,159
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			3,600
2908	SPECIAL CATEGORIES			
	GRANTS AND AIDS - STATE AND LOCAL			
	IMPLEMENTATION GRANT PROGRAM			
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			3,228,960
Funds in Specific Appropriation 2908 are provided for the National Highway Traffic Safety Administration (NHTSA) and National Telecommunication and Information Administration (NTIA) 911 Grant. The funds shall be held in reserve. Any new contracts for services shall be competitively procured. The department is authorized to submit budget amendments to request release of funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendments shall include a detailed operational work plan and spending plan.				
2909	SPECIAL CATEGORIES			
	CENTREX AND SUNCOM PAYMENTS			
	FROM COMMUNICATIONS WORKING			
	CAPITAL TRUST FUND . . . . .			117,486,638
The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2909, in the event that payments for telecommunications services exceed the amount appropriated.				
2910	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .			4,529,486
	FROM COMMUNICATIONS WORKING			
	CAPITAL TRUST FUND . . . . .			2,612,564
	FROM EMERGENCY COMMUNICATIONS			
	NUMBER E911 SYSTEM TRUST . . . . .			250,827
2911	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM COMMUNICATIONS WORKING			
	CAPITAL TRUST FUND . . . . .			53,211



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2912	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST . . . . .	92,159
2913	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND . . . . . FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST . . . . .	3,241 1,845
2914	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND . . . . . FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST . . . . .	22,286 212
2915	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND . . . . . FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST . . . . .	398,607 2,910
2915A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	1,500,000
The nonrecurring funds in Specific Appropriation 2915A are provided for the Town of Longboat Key - Smart City Implementation project (Senate Form 2446).		
TOTAL:	TELECOMMUNICATIONS SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	6,029,486 264,883,353
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	68.00 270,912,839
WIRELESS SERVICES		
	APPROVED SALARY RATE 756,132	
2916	SALARIES AND BENEFITS POSITIONS 11.00 FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	967,096
2917	OTHER PERSONAL SERVICES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	93,400
2918	EXPENSES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	262,601
2919	OPERATING CAPITAL OUTLAY FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	22,000

Funds in Specific Appropriation 2919 are provided for the First Responder Network Authority (FirstNet) Grant. The funds shall be held in reserve. Any new contracts for services shall be competitively procured. The department is authorized to submit budget amendments to request release of funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendments shall include a detailed operational work plan and project spending plan.

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2920	SPECIAL CATEGORIES CONTRACTED SERVICES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	2,462,377
2921	SPECIAL CATEGORIES FLORIDA INTEROPERABILITY NETWORK FROM GENERAL REVENUE FUND . . . . .	1,250,000
The funds in Specific Appropriation 2921 are provided for the Florida Interoperability Network only to provide funding, if needed, in excess of available federal funding to support and maintain the Florida Interoperability Network.		
2922	SPECIAL CATEGORIES MUTUAL AID BUILD-OUT FROM GENERAL REVENUE FUND . . . . .	412,000
The funds in Specific Appropriation 2922 are provided for the Mutual Aid Build-Out only to provide funding, if needed, in excess of available federal funding to support and maintain the Mutual Aid Build-Out.		
2923	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	1,550
2924	SPECIAL CATEGORIES STATEWIDE LAW ENFORCEMENT RADIO SYSTEM CONTRACT PAYMENT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	21,561,629
2925	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	2,229
2926	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	4,047
2927	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND . . . . .	1,874
TOTAL:	WIRELESS SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	1,662,000 25,378,803
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	11.00 27,040,803
STATE DATA CENTER		
	APPROVED SALARY RATE 10,243,915	
2928	SALARIES AND BENEFITS POSITIONS 167.00 FROM WORKING CAPITAL TRUST FUND . .	14,199,008
2929	OTHER PERSONAL SERVICES FROM WORKING CAPITAL TRUST FUND . .	375,275
2930	EXPENSES FROM WORKING CAPITAL TRUST FUND . .	3,912,336
2931	OPERATING CAPITAL OUTLAY FROM WORKING CAPITAL TRUST FUND . .	320,996

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2932	SPECIAL CATEGORIES CONTRACTED SERVICES FROM WORKING CAPITAL TRUST FUND . .	29,551,106	
2933	SPECIAL CATEGORIES CLOUD COMPUTING SERVICES FROM WORKING CAPITAL TRUST FUND . .	100,000	
2934	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM WORKING CAPITAL TRUST FUND . .	29,370	
2935	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM WORKING CAPITAL TRUST FUND . .	2,043,790	
2936	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM WORKING CAPITAL TRUST FUND . .	4,529,834	
2937	SPECIAL CATEGORIES DISASTER RECOVERY SERVICE FROM WORKING CAPITAL TRUST FUND . .	4,000,537	
2938	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM WORKING CAPITAL TRUST FUND . .	54,591	
TOTAL: STATE DATA CENTER FROM TRUST FUNDS . . . . .		59,116,843	
	TOTAL POSITIONS . . . . .	167.00	
	TOTAL ALL FUNDS . . . . .	59,116,843	
OFFICE OF THE STATE CHIEF INFORMATION OFFICER			
	APPROVED SALARY RATE . . . . .	2,886,326	
2939	SALARIES AND BENEFITS POSITIONS FROM WORKING CAPITAL TRUST FUND . .	36.00	4,075,521
2940	OTHER PERSONAL SERVICES FROM WORKING CAPITAL TRUST FUND . .		195,594
2941	EXPENSES FROM WORKING CAPITAL TRUST FUND . .		963,087
2941A	AID TO LOCAL GOVERNMENTS FLORIDA'S FORENSIC INSTITUTE FOR RESEARCH, SECURITY, TACTICS CYBER/GRID SECURITY REVIEW FROM GENERAL REVENUE FUND . . . . .	345,650	
The nonrecurring funds in Specific Appropriation 2941A are provided for Florida's Forensic Institute for Research, Security, and Tactical Cyber/Grid Security Review (Senate Form 1028).			
2942	OPERATING CAPITAL OUTLAY FROM WORKING CAPITAL TRUST FUND . .	37,000	
2943	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM WORKING CAPITAL TRUST FUND . .	44,002	790,297
2944	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM WORKING CAPITAL TRUST FUND . .	9,023	
2945	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM WORKING CAPITAL TRUST FUND . .	7,102	

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2946	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM WORKING CAPITAL TRUST FUND . .	12,755	
TOTAL: OFFICE OF THE STATE CHIEF INFORMATION OFFICER FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .		389,652	6,090,379
	TOTAL POSITIONS . . . . .	36.00	
	TOTAL ALL FUNDS . . . . .		6,480,031
PROGRAM: PUBLIC EMPLOYEES RELATIONS COMMISSION			
PUBLIC EMPLOYEES RELATIONS			
	APPROVED SALARY RATE . . . . .	1,772,297	
2947	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	24.00 1,446,633	1,329,119
2948	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	149,277	53,628
2949	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	57,094	345,814
2950	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	37,399	5,721
2951	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	35,070	32,500
2952	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	1,754	2,691
2953	SPECIAL CATEGORIES ADMINISTRATIVE OVERHEAD FROM GENERAL REVENUE FUND . . . . .	34,314	
2954	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	5,020	4,894
2955	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND . . . . .	41,345	42,015

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: PUBLIC EMPLOYEES RELATIONS		
FROM GENERAL REVENUE FUND . . . . .	1,807,906	
FROM TRUST FUNDS . . . . .		1,816,382
TOTAL POSITIONS . . . . .	24.00	
TOTAL ALL FUNDS . . . . .		3,624,288

## PROGRAM: COMMISSION ON HUMAN RELATIONS

## HUMAN RELATIONS

APPROVED SALARY RATE	2,613,108	
2956 SALARIES AND BENEFITS POSITIONS	60.00	
FROM GENERAL REVENUE FUND . . . . .	3,411,018	
FROM OPERATING TRUST FUND . . . . .		424,595
2957 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND . . . . .	62,440	
FROM OPERATING TRUST FUND . . . . .		43,334
2958 EXPENSES		
FROM GENERAL REVENUE FUND . . . . .	145,343	
FROM OPERATING TRUST FUND . . . . .		390,050
2959 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND . . . . .	26,236	
FROM OPERATING TRUST FUND . . . . .		5,000
2960 SPECIAL CATEGORIES		
TRANSFER TO DIVISION OF ADMINISTRATIVE		
HEARINGS		
FROM GENERAL REVENUE FUND . . . . .	599,905	
2961 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND . . . . .	53,506	
FROM OPERATING TRUST FUND . . . . .		69,000
2962 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND . . . . .	35,619	
FROM OPERATING TRUST FUND . . . . .		82,363
2963 SPECIAL CATEGORIES		
ADMINISTRATIVE OVERHEAD		
FROM OPERATING TRUST FUND . . . . .		120,051
2964 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM OPERATING TRUST FUND . . . . .		23,753
2965 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND . . . . .	15,374	
FROM OPERATING TRUST FUND . . . . .		8,053
2966 DATA PROCESSING SERVICES		
DATA PROCESSING ASSESSMENT - DEPARTMENT OF		
MANAGEMENT SERVICES		
FROM OPERATING TRUST FUND . . . . .		67,289
TOTAL: HUMAN RELATIONS		
FROM GENERAL REVENUE FUND . . . . .	4,349,441	
FROM TRUST FUNDS . . . . .		1,233,488
TOTAL POSITIONS . . . . .	60.00	
TOTAL ALL FUNDS . . . . .		5,582,929

## ADMINISTRATIVE HEARINGS

## PROGRAM: ADJUDICATION OF DISPUTES

APPROVED SALARY RATE	5,502,427
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## SECTION 6 - GENERAL GOVERNMENT

2968 SALARIES AND BENEFITS POSITIONS	65.00	
FROM OPERATING TRUST FUND . . . . .		7,302,100
2969 OTHER PERSONAL SERVICES		
FROM OPERATING TRUST FUND . . . . .		18,082
2970 EXPENSES		
FROM OPERATING TRUST FUND . . . . .		1,018,147
2971 OPERATING CAPITAL OUTLAY		
FROM OPERATING TRUST FUND . . . . .		65,000
2972 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM OPERATING TRUST FUND . . . . .		200,495
2973 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM OPERATING TRUST FUND . . . . .		21,431
2974 SPECIAL CATEGORIES		
CONTRACTED LEGAL SERVICES		
FROM OPERATING TRUST FUND . . . . .		1,000
2975 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM OPERATING TRUST FUND . . . . .		24,000
2976 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM OPERATING TRUST FUND . . . . .		20,210
TOTAL: PROGRAM: ADJUDICATION OF DISPUTES		
FROM TRUST FUNDS . . . . .		8,670,465
TOTAL POSITIONS . . . . .	65.00	
TOTAL ALL FUNDS . . . . .		8,670,465

PROGRAM: WORKERS' COMPENSATION APPEALS - JUDGES OF  
COMPENSATION CLAIMS

APPROVED SALARY RATE	9,753,786	
2977 SALARIES AND BENEFITS POSITIONS	175.00	
FROM OPERATING TRUST FUND . . . . .		14,331,282
2978 OTHER PERSONAL SERVICES		
FROM OPERATING TRUST FUND . . . . .		17,836
2979 EXPENSES		
FROM OPERATING TRUST FUND . . . . .		2,864,842
2980 OPERATING CAPITAL OUTLAY		
FROM OPERATING TRUST FUND . . . . .		64,916
2981 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM OPERATING TRUST FUND . . . . .		1,008,324
2982 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM OPERATING TRUST FUND . . . . .		107,752
2983 SPECIAL CATEGORIES		
CONTRACTED LEGAL SERVICES		
FROM OPERATING TRUST FUND . . . . .		1,279
2984 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM OPERATING TRUST FUND . . . . .		34,000

## SECTION 6 - GENERAL GOVERNMENT

2985	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND . . . . .	58,879	
TOTAL:	PROGRAM: WORKERS' COMPENSATION APPEALS - JUDGES OF COMPENSATION CLAIMS FROM TRUST FUNDS . . . . .	18,489,110	
	TOTAL POSITIONS . . . . .	175.00	
	TOTAL ALL FUNDS . . . . .	18,489,110	
TOTAL:	MANAGEMENT SERVICES, DEPARTMENT OF FROM GENERAL REVENUE FUND . . . . .	72,827,384	
	FROM TRUST FUNDS . . . . .	649,945,782	
	TOTAL POSITIONS . . . . .	1,288.50	
	TOTAL ALL FUNDS . . . . .	722,773,166	
	TOTAL APPROVED SALARY RATE . . . . .	69,723,741	
MILITARY AFFAIRS, DEPARTMENT OF			
PROGRAM: READINESS AND RESPONSE			
DRUG INTERDICTION AND PREVENTION			
2986	EXPENSES FROM FEDERAL GRANTS TRUST FUND . . . FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	75,000 305,000	
2987	OPERATING CAPITAL OUTLAY FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	200,000	
2988	SPECIAL CATEGORIES PROJECTS, CONTRACTS AND GRANTS FROM FEDERAL GRANTS TRUST FUND . . .	2,000,000	
2989	SPECIAL CATEGORIES GRANTS AND AIDS TO COMMUNITY SERVICES FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	100,000	
2990	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	10,000	
2991	SPECIAL CATEGORIES MAINTENANCE AND OPERATIONS CONTRACTS FROM FEDERAL LAW ENFORCEMENT TRUST FUND . . . . .	10,000	
TOTAL:	DRUG INTERDICTION AND PREVENTION FROM TRUST FUNDS . . . . .	2,700,000	
	TOTAL ALL FUNDS . . . . .	2,700,000	
MILITARY READINESS AND RESPONSE			
	APPROVED SALARY RATE	4,436,438	
2992	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	109.00 5,206,709 1,359,373	
2993	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	3,090,563 60,202	
2994	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	137,810	

## SECTION 6 - GENERAL GOVERNMENT

	FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	15,000	
2995	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND . . . . . FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	40,000 50,000	
2996	SPECIAL CATEGORIES NATIONAL GUARD TUITION ASSISTANCE FROM GENERAL REVENUE FUND . . . . .	3,167,900	
From the funds in Specific Appropriation 2996, the Department of Military Affairs shall establish an application period for each semester under the Florida National Guard Tuition Assistance Benefit Program. After the requirements of section 250.10(8)(a), Florida Statutes, are met, the applications of qualified Florida National Guard members seeking undergraduate degrees or seeking postgraduate degrees in the fields of science, technology, engineering, or math (STEM) shall be prioritized and must be approved during each application period prior to any application for other postgraduate degrees is approved. All funds provided are available to meet the demand for applications for undergraduate degrees; however, no more than \$450,000 may be used to fund tuition assistance for qualified Florida National Guard members seeking non-STEM postgraduate degrees, and the funding for applicants seeking postgraduate degrees must be matched at a rate of fifty percent by the applicant.			
2997	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	2,013,500 5,000	
2998	SPECIAL CATEGORIES MAINTENANCE AND OPERATIONS CONTRACTS FROM GENERAL REVENUE FUND . . . . . FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	171,000 5,000	
2999	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	423,865	
3001	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	28,473 8,125	
3002	FIXED CAPITAL OUTLAY FACILITIES REPAIRS AND MAINTENANCE FROM GENERAL REVENUE FUND . . . . . FROM CAMP BLANDING MANAGEMENT TRUST FUND . . . . .	420,000 856,000	
3003	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM GENERAL REVENUE FUND . . . . .	3,400,000	
3004	FIXED CAPITAL OUTLAY PANAMA CITY READINESS CENTER FROM GENERAL REVENUE FUND . . . . .	6,250,000	

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: MILITARY READINESS AND RESPONSE			
FROM GENERAL REVENUE FUND . . . . .	23,925,955		
FROM TRUST FUNDS . . . . .		2,782,565	
TOTAL POSITIONS . . . . .	109.00		
TOTAL ALL FUNDS . . . . .		26,708,520	

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	2,061,960		
3005 SALARIES AND BENEFITS POSITIONS	26.00		
FROM GENERAL REVENUE FUND . . . . .		2,933,877	
3006 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND . . . . .		54,533	
3007 EXPENSES			
FROM GENERAL REVENUE FUND . . . . .		698,015	
3008 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND . . . . .		108,126	
3009 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM GENERAL REVENUE FUND . . . . .		25,000	
3010 SPECIAL CATEGORIES			
INFORMATION TECHNOLOGY			
FROM GENERAL REVENUE FUND . . . . .		48,437	
3011 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .		30,200	
3012 SPECIAL CATEGORIES			
MAINTENANCE AND OPERATIONS CONTRACTS			
FROM GENERAL REVENUE FUND . . . . .		22,000	
3013 SPECIAL CATEGORIES			
WORKER'S COMPENSATION FOR STATE ACTIVE			
DUTY - FLORIDA NATIONAL GUARD			
FROM GENERAL REVENUE FUND . . . . .		165,028	
3014 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND . . . . .		8,255	
3015 DATA PROCESSING SERVICES			
DATA PROCESSING ASSESSMENT - DEPARTMENT OF			
MANAGEMENT SERVICES			
FROM GENERAL REVENUE FUND . . . . .		70,122	
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND . . . . .		4,163,593	
TOTAL POSITIONS . . . . .	26.00		
TOTAL ALL FUNDS . . . . .		4,163,593	

## FEDERAL/STATE COOPERATIVE AGREEMENTS

From the funds in Specific Appropriation 3089 through 3099, appropriated to support the Youth Challenge Program, the Department of Military Affairs shall report, for the previous five years, the number of cadets enrolled in the program and the number that successfully completed the program. In addition, the report shall include the number of cadets upon completion of the program that earned a General Education Development (GED) certificate or high school diploma at program completion, attained employment (including armed forces), or enrolled in secondary education at program completion. The report shall be submitted to the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Subcommittee on Transportation, Tourism, and Economic Development, and the chair of the House Transportation and Economic Development Appropriations Subcommittee by October 31, 2020.

## SECTION 6 - GENERAL GOVERNMENT

APPROVED SALARY RATE	11,048,084		
3016 SALARIES AND BENEFITS POSITIONS	318.00		
FROM GENERAL REVENUE FUND . . . . .		448,201	
FROM FEDERAL GRANTS TRUST FUND . . . . .			15,811,203
3017 OTHER PERSONAL SERVICES			
FROM FEDERAL GRANTS TRUST FUND . . . . .			87,000
3018 EXPENSES			
FROM GENERAL REVENUE FUND . . . . .		521,540	
FROM FEDERAL GRANTS TRUST FUND . . . . .			9,998,596
3019 OPERATING CAPITAL OUTLAY			
FROM FEDERAL GRANTS TRUST FUND . . . . .			881,000
3020 FOOD PRODUCTS			
FROM FEDERAL GRANTS TRUST FUND . . . . .			500,000
3021 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM FEDERAL GRANTS TRUST FUND . . . . .			768,500
3022 SPECIAL CATEGORIES			
INFORMATION TECHNOLOGY			
FROM FEDERAL GRANTS TRUST FUND . . . . .			83,000
3023 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .		243,150	
FROM FEDERAL GRANTS TRUST FUND . . . . .			6,028,115
3024 SPECIAL CATEGORIES			
MAINTENANCE AND OPERATIONS CONTRACTS			
FROM FEDERAL GRANTS TRUST FUND . . . . .			920,000
3025 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM FEDERAL GRANTS TRUST FUND . . . . .			30,000
3026 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM FEDERAL GRANTS TRUST FUND . . . . .			104,584
TOTAL: FEDERAL/STATE COOPERATIVE AGREEMENTS			
FROM GENERAL REVENUE FUND . . . . .		1,212,891	
FROM TRUST FUNDS . . . . .			35,211,998
TOTAL POSITIONS . . . . .	318.00		
TOTAL ALL FUNDS . . . . .			36,424,889
TOTAL: MILITARY AFFAIRS, DEPARTMENT OF			
FROM GENERAL REVENUE FUND . . . . .		29,302,439	
FROM TRUST FUNDS . . . . .			40,694,563
TOTAL POSITIONS . . . . .	453.00		
TOTAL ALL FUNDS . . . . .			69,997,002
TOTAL APPROVED SALARY RATE . . . . .	17,546,482		

## PUBLIC SERVICE COMMISSION

## PROGRAM: COMMISSIONERS AND ADMINISTRATIVE SERVICES

## PUBLIC SERVICE COMMISSIONERS

APPROVED SALARY RATE	1,486,719		
3027 SALARIES AND BENEFITS POSITIONS	17.00		
FROM REGULATORY TRUST FUND . . . . .			2,193,959
3028 EXPENSES			
FROM REGULATORY TRUST FUND . . . . .			331,722

## SECTION 6 - GENERAL GOVERNMENT

3029	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND . . . . .		16,859
3030	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND . . . . .		5,354
3031	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND . . . . .		5,054
TOTAL:	PUBLIC SERVICE COMMISSIONERS FROM TRUST FUNDS . . . . .		2,552,948
	TOTAL POSITIONS . . . . .	17.00	
	TOTAL ALL FUNDS . . . . .		2,552,948
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE . . . . .	3,087,924	
3032	SALARIES AND BENEFITS . . . . .	55.00	
	FROM REGULATORY TRUST FUND . . . . .		4,309,987
3033	OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND . . . . .		25,000
3034	EXPENSES FROM REGULATORY TRUST FUND . . . . .		1,076,576
3035	OPERATING CAPITAL OUTLAY FROM REGULATORY TRUST FUND . . . . .		266,200
3036	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM REGULATORY TRUST FUND . . . . .		121,649
3037	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM REGULATORY TRUST FUND . . . . .		48,829
3038	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND . . . . .		335,325
3039	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND . . . . .		17,968
3040	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND . . . . .		22,126
3041	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM REGULATORY TRUST FUND . . . . .		21,143
3042	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM REGULATORY TRUST FUND . . . . .		45,699

## SECTION 6 - GENERAL GOVERNMENT

TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS . . . . .		6,290,502
	TOTAL POSITIONS . . . . .	55.00	
	TOTAL ALL FUNDS . . . . .		6,290,502
LEGAL SERVICES			
	APPROVED SALARY RATE . . . . .	1,768,726	
3043	SALARIES AND BENEFITS . . . . .	28.00	
	FROM REGULATORY TRUST FUND . . . . .		2,321,898
3044	OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND . . . . .		12,000
3045	EXPENSES FROM REGULATORY TRUST FUND . . . . .		339,923
3046	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND . . . . .		57,955
3047	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND . . . . .		8,793
3048	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND . . . . .		9,571
TOTAL:	LEGAL SERVICES FROM TRUST FUNDS . . . . .		2,750,140
	TOTAL POSITIONS . . . . .	28.00	
	TOTAL ALL FUNDS . . . . .		2,750,140
PROGRAM: UTILITY REGULATION AND CONSUMER ASSISTANCE			
UTILITY REGULATION			
	APPROVED SALARY RATE . . . . .	7,502,953	
3049	SALARIES AND BENEFITS . . . . .	143.00	
	FROM REGULATORY TRUST FUND . . . . .		10,163,422
3050	OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND . . . . .		25,000
3051	EXPENSES FROM REGULATORY TRUST FUND . . . . .		1,286,545
3052	SPECIAL CATEGORIES CONTRACTED SERVICES FROM REGULATORY TRUST FUND . . . . .		273,298
3053	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM REGULATORY TRUST FUND . . . . .		44,833
3054	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM REGULATORY TRUST FUND . . . . .		43,329

## SECTION 6 - GENERAL GOVERNMENT

TOTAL: UTILITY REGULATION			
FROM TRUST FUNDS . . . . .		11,836,427	
TOTAL POSITIONS . . . . .	143.00		
TOTAL ALL FUNDS . . . . .		11,836,427	

## AUDITING AND PERFORMANCE ANALYSIS

APPROVED SALARY RATE	1,511,510		
3055 SALARIES AND BENEFITS POSITIONS	28.00		
FROM REGULATORY TRUST FUND . . . . .		2,095,208	
3056 EXPENSES			
FROM REGULATORY TRUST FUND . . . . .		330,375	
3057 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM REGULATORY TRUST FUND . . . . .		57,955	
3058 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM REGULATORY TRUST FUND . . . . .		9,086	
3059 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM REGULATORY TRUST FUND . . . . .		9,234	
TOTAL: AUDITING AND PERFORMANCE ANALYSIS			
FROM TRUST FUNDS . . . . .		2,501,858	
TOTAL POSITIONS . . . . .	28.00		
TOTAL ALL FUNDS . . . . .		2,501,858	
TOTAL: PUBLIC SERVICE COMMISSION			
FROM TRUST FUNDS . . . . .		25,931,875	
TOTAL POSITIONS . . . . .	271.00		
TOTAL ALL FUNDS . . . . .		25,931,875	
TOTAL APPROVED SALARY RATE . . . . .	15,357,832		

## REVENUE, DEPARTMENT OF

No funds are appropriated in Specific Appropriations 3060 through 3113 and sections 8 and 45 for the payment of rent, lease or possession of space for offices or any other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 730:0239 or 730:M139, or any other lease, by the Department of Revenue, notwithstanding any lease or contract to the contrary. The Department of Revenue is prohibited from expending any specific appropriation from the General Revenue Fund, any trust fund or from any other source for the rent, lease or possession of any space for offices or other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139, 730:0239 or 730:M139, or any other lease.

## PROGRAM: ADMINISTRATIVE SERVICES PROGRAM

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	14,195,957		
3060 SALARIES AND BENEFITS POSITIONS	257.50		
FROM GENERAL REVENUE FUND . . . . .	10,666,240		
FROM FEDERAL GRANTS TRUST FUND . . . . .		6,300,695	
FROM OPERATING TRUST FUND . . . . .		2,482,414	
3061 OTHER PERSONAL SERVICES			
FROM OPERATING TRUST FUND . . . . .		73,740	
3062 EXPENSES			
FROM GENERAL REVENUE FUND . . . . .	355,008		
FROM FEDERAL GRANTS TRUST FUND . . . . .		461,726	
FROM OPERATING TRUST FUND . . . . .		1,324,170	

## SECTION 6 - GENERAL GOVERNMENT

3063 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND . . . . .	6,929		
FROM OPERATING TRUST FUND . . . . .			17,985

3064 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM OPERATING TRUST FUND . . . . .			56,000

3065 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE			
HEARINGS			
FROM GENERAL REVENUE FUND . . . . .	1,281,575		
FROM FEDERAL GRANTS TRUST FUND . . . . .		2,487,764	
FROM OPERATING TRUST FUND . . . . .		41,356	

3066 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND . . . . .	318,346		
FROM FEDERAL GRANTS TRUST FUND . . . . .		281,028	
FROM OPERATING TRUST FUND . . . . .		1,153,170	

3067 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND . . . . .	12,091		
FROM FEDERAL GRANTS TRUST FUND . . . . .		12,077	
FROM OPERATING TRUST FUND . . . . .		73,203	

3068 SPECIAL CATEGORIES			
TENANT BROKER COMMISSIONS			
FROM OPERATING TRUST FUND . . . . .			350,000

3069 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND . . . . .	16,864		

3070 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND . . . . .	1,295,278		
FROM FEDERAL GRANTS TRUST FUND . . . . .		145,940	
FROM OPERATING TRUST FUND . . . . .		221,325	

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND . . . . .	13,952,331		
FROM TRUST FUNDS . . . . .			15,482,593

TOTAL POSITIONS . . . . .	257.50		
TOTAL ALL FUNDS . . . . .			29,434,924

## PROPERTY TAX OVERSIGHT

APPROVED SALARY RATE	7,609,810		
3071 SALARIES AND BENEFITS POSITIONS	154.00		
FROM GENERAL REVENUE FUND . . . . .	10,536,652		
FROM CERTIFICATION PROGRAM TRUST			
FUND . . . . .			222,436
3072 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND . . . . .	21,170		
3073 EXPENSES			
FROM GENERAL REVENUE FUND . . . . .	885,509		
3074 AID TO LOCAL GOVERNMENTS			
AERIAL PHOTOGRAPHY AND MAPPING			
FROM GENERAL REVENUE FUND . . . . .	167,441		
FROM CERTIFICATION PROGRAM TRUST			
FUND . . . . .			676,266

From the funds in Specific Appropriation 3074, \$167,441 in nonrecurring funds from the General Revenue Fund is provided to the Department of Revenue to fund aerial photography and mapping for counties with a population of 50,000 or less (Senate Form 1753).

## SECTION 6 - GENERAL GOVERNMENT

3075	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	16,012	
3076	SPECIAL CATEGORIES PROPERTY APPRAISER AND TAX COLLECTOR CERTIFICATION PROGRAM FROM CERTIFICATION PROGRAM TRUST FUND . . . . .	485,000	
3077	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	243,311	
3078	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	55,798	
3079	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	22,000	
3080	SPECIAL CATEGORIES FISCALLY CONSTRAINED COUNTIES - CONSERVATION LANDS FROM GENERAL REVENUE FUND . . . . .	953,265	
3081	SPECIAL CATEGORIES FISCALLY CONSTRAINED COUNTIES FROM GENERAL REVENUE FUND . . . . .	30,166,799	
TOTAL:	PROPERTY TAX OVERSIGHT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	43,067,957 1,383,702	
	TOTAL POSITIONS . . . . .	154.00	
	TOTAL ALL FUNDS . . . . .	44,451,659	
CHILD SUPPORT ENFORCEMENT			
	APPROVED SALARY RATE	76,697,116	
3082	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	2,250.00 37,875,381 1,610,975 75,905,962	
3083	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	542,157 303,505 1,642,183	
3084	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	7,398,962 13,336 14,341,579	
3085	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	189,648 368,140	
3086	SPECIAL CATEGORIES TRANSFER GENERAL REVENUE TO CHILD SUPPORT ENFORCEMENT FROM GENERAL REVENUE FUND . . . . .	2,241,987	
3087	SPECIAL CATEGORIES CHILD SUPPORT ENFORCEMENT ANNUAL FEE FROM GENERAL REVENUE FUND . . . . .	3,926,098	

## SECTION 6 - GENERAL GOVERNMENT

3088	SPECIAL CATEGORIES PURCHASE OF SERVICES - CHILD SUPPORT ENFORCEMENT FROM GENERAL REVENUE FUND . . . . . FROM CHILD SUPPORT INCENTIVE TRUST FUND . . . . . FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND . . . . . FROM CLERK OF THE COURT CHILD SUPPORT ENFORCEMENT COLLECTION SYSTEM TRUST FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	16,036,593 36,177,871 836,969 858,628 61,639,899	
3089	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	463,375 899,487	
3090	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	98,994 192,164	
3091	FINANCIAL ASSISTANCE PAYMENTS CHILD SUPPORT INCENTIVE PAYMENTS - POLITICAL SUBDIVISIONS FROM CHILD SUPPORT INCENTIVE TRUST FUND . . . . .	750,000	
3092	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	2,864 5,633	
3093	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	381,065 739,713	
TOTAL:	CHILD SUPPORT ENFORCEMENT FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	69,157,124 196,286,044	
	TOTAL POSITIONS . . . . .	2,250.00	
	TOTAL ALL FUNDS . . . . .	265,443,168	
GENERAL TAX ADMINISTRATION			
	APPROVED SALARY RATE	93,787,063	
3094	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	2,186.25 83,163,179 19,240,073 31,914,650	
3095	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	6,292 72,100	
3096	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	1,163,759 4,440,366 13,618,860	
3097	AID TO LOCAL GOVERNMENTS GRANTS AND AID TO LOCAL GOVERNMENT/ DISTRIBUTION TO CLERKS OF COURT FROM THE CLERKS OF THE COURT TRUST FUND . . . . .	40,902,734	

The funds in Specific Appropriation 3097 shall be placed in reserve.  
The Department of Revenue may request the release of funds pursuant to  
the provisions of section 28.36, Florida Statutes.



## SECTION 6 - GENERAL GOVERNMENT

3098	AID TO LOCAL GOVERNMENTS EMERGENCY DISTRIBUTIONS FROM LOCAL GOVERNMENT HALF-CENT SALES TAX CLEARING TRUST FUND . . .		25,107,042
3099	AID TO LOCAL GOVERNMENTS INMATE SUPPLEMENTAL DISTRIBUTION FROM LOCAL GOVERNMENT HALF-CENT SALES TAX CLEARING TRUST FUND . . .		592,958
3100	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	64,556	27,701 608,081
3101	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	4,193,292	1,357,735 2,912,229
3102	SPECIAL CATEGORIES PURCHASE OF SERVICES - COLLECTION AGENCIES FROM OPERATING TRUST FUND . . . . .		2,250,000
3103	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	274,155	542,727
3104	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . . FROM OPERATING TRUST FUND . . . . .	214,749	127,251
TOTAL:	GENERAL TAX ADMINISTRATION FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	89,079,982	143,714,507
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	2,186.25	232,794,489

## PROGRAM: INFORMATION SERVICES PROGRAM

## INFORMATION TECHNOLOGY

	APPROVED SALARY RATE	8,437,264	
3105	SALARIES AND BENEFITS POSITIONS	182.00	
	FROM GENERAL REVENUE FUND . . . . .	5,040,956	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		2,537,635
	FROM OPERATING TRUST FUND . . . . .		4,500,633
3106	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	177,154	121,291 29,377
3107	EXPENSES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	1,000	1,053,724 2,049,004
3108	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	2,233	699,311 274,310
3109	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	681,257	6,987,361 1,332,100

## SECTION 6 - GENERAL GOVERNMENT

3110	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	4,006	20,720 21,679
3111	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .		7,100 240,000
3112	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	133,877	119,820 1,363,209
3113	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . . FROM OPERATING TRUST FUND . . . . .	1,498,654	538,260 1,306,701
TOTAL:	INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	7,539,137	23,202,235
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	182.00	30,741,372
TOTAL:	REVENUE, DEPARTMENT OF FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	222,796,531	380,069,081
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . . TOTAL APPROVED SALARY RATE . . . . .	5,029.75 602,865,612 200,727,210	

## STATE, DEPARTMENT OF

No funds are appropriated in Specific Appropriations 3172 through 3245 and Sections 55, 56, and 57 for the payment of rent, lease, or possession of space or offices or any other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139 or 450:0110 or any other lease by the Department of State, notwithstanding any lease or contract to the contrary. The Department of State is prohibited from expending any specific appropriation from the General Revenue Fund, any trust fund, or from any other source for the rent, lease, or possession of any space for offices or other purpose or use at Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida, pursuant to State of Florida Lease Nos. 720:0139 or 450:0110 or any other lease.

For the next application submission period for the grant programs under sections 257.191, 265.286, 265.606, 265.701, and 267.0617, Florida Statutes, the Department of State shall separate the list into two lists. The first list must include all projects that are located in a rural area of opportunity designated by the Governor pursuant to section 288.0656(7), Florida Statutes. The second list must include all projects that are not located in a rural area of opportunity. The ranking process shall be the same for both lists.

PROGRAM: OFFICE OF THE SECRETARY AND  
ADMINISTRATIVE SERVICES

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	6,437,725	
3114	SALARIES AND BENEFITS POSITIONS	105.00	
	FROM GENERAL REVENUE FUND . . . . .	8,590,101	
	FROM FEDERAL GRANTS TRUST FUND . . . . .		186,147
	FROM RECORDS MANAGEMENT TRUST FUND . . . . .		239

## SECTION 6 - GENERAL GOVERNMENT

3115	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM LAND ACQUISITION TRUST FUND . .	12,661	67,733
3116	EXPENSES FROM GENERAL REVENUE FUND . . . . .	674,557	
3117	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	1,250	
3119	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . . FROM GRANTS AND DONATIONS TRUST FUND . . . . .	1,575,089	169,000

From the funds in Specific Appropriation 3119, \$1,300,000 in nonrecurring funds from the General Revenue Fund is provided to address any vulnerabilities in elections infrastructure that may be identified as a result of a statewide review conducted by the Department of State.

3120	SPECIAL CATEGORIES LITIGATION EXPENSES FROM GENERAL REVENUE FUND . . . . .	1,000,000	
3121	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	37,149	
3122	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	28,529	
3123	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	33,417	
3124	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . .	1,335,400	
3125	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND . . . . .	15,000	
3126	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND . . . . .	61,891	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	13,365,044	423,119
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	105.00	13,788,163

## PROGRAM: ELECTIONS

## ELECTIONS

	APPROVED SALARY RATE	2,227,709	
3127	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND . . . . .	56.00 3,327,156	
3128	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	407,798	
3129	EXPENSES FROM GENERAL REVENUE FUND . . . . .	1,321,505	

## SECTION 6 - GENERAL GOVERNMENT

3130	AID TO LOCAL GOVERNMENTS SPECIAL ELECTIONS FROM GENERAL REVENUE FUND . . . . .	1,500,000	
3131	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	13,211	
3132	SPECIAL CATEGORIES ADVERTISING OF PROPOSED AMENDMENTS TO THE CONSTITUTION FROM GENERAL REVENUE FUND . . . . .	1,280,000	
3133	SPECIAL CATEGORIES VOTING SYSTEMS ASSISTANCE FROM GENERAL REVENUE FUND . . . . .	525,000	
3134	SPECIAL CATEGORIES STATEWIDE VOTER REGISTRATION SYSTEM - HELP AMERICA VOTE ACT (HAVA) FROM GENERAL REVENUE FUND . . . . .	2,787,751	
3135	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	1,948,560	
3136	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	70,509	
3137	SPECIAL CATEGORIES ELECTION FRAUD PREVENTION FROM GENERAL REVENUE FUND . . . . .	446,526	
3138	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	29,669	
3139	SPECIAL CATEGORIES GRANTS AND AIDS - FEDERAL ELECTION ACTIVITIES (HELP AMERICA VOTE ACT) FROM GENERAL REVENUE FUND . . . . .	100,000	

From the funds in Specific Appropriation 3139, \$100,000 in nonrecurring funds from the General Revenue Fund is provided to the Department of State to provide grants to supervisors of elections located in a rural area of opportunity designated by the Governor pursuant to section 288.0656(7), Florida Statutes, for election activities.

3140	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	13,358	
3141	DATA PROCESSING SERVICES DATA PROCESSING ASSESSMENT - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . .	133,951	2,911
TOTAL:	ELECTIONS FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	13,904,994	2,911
	TOTAL POSITIONS . . . . . TOTAL ALL FUNDS . . . . .	56.00	13,907,905

## PROGRAM: HISTORICAL RESOURCES

## HISTORICAL RESOURCES PRESERVATION AND EXHIBITION

	APPROVED SALARY RATE	2,075,407	
3142	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND . . . . .	53.00 54,620	

## SECTION 6 - GENERAL GOVERNMENT

	FROM FEDERAL GRANTS TRUST FUND . . .	369,190	
	FROM LAND ACQUISITION TRUST FUND . .	2,730,444	
3143	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . .	307,572	
	FROM LAND ACQUISITION TRUST FUND . .	1,425,949	
	FROM OPERATING TRUST FUND . . . . .	240,000	
3144	EXPENSES		
	FROM FEDERAL GRANTS TRUST FUND . . .	473,690	
	FROM LAND ACQUISITION TRUST FUND . .	1,112,549	
	FROM OPERATING TRUST FUND . . . . .	6,000	
3145	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND . . .	15,625	
	FROM LAND ACQUISITION TRUST FUND . .	25,000	
3146	LUMP SUM		
	HISTORIC PROPERTIES MAINTENANCE		
	FROM LAND ACQUISITION TRUST FUND . .	500,000	
3147	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . .	2,039,245	
	FROM LAND ACQUISITION TRUST FUND . .	461,561	
3148	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HISTORIC PRESERVATION		
	GRANTS		
	FROM FEDERAL GRANTS TRUST FUND . . .	118,250	
	FROM LAND ACQUISITION TRUST FUND . .	1,500,000	
	From the funds in Specific Appropriation 3148, \$1,500,000 of recurring funds from the Land Acquisition Trust Fund are provided for the Department of State 2019-2020 Small-Matching Historic Preservation Grants ranked list, as provided on the Department of State website.		
3149	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM LAND ACQUISITION TRUST FUND . .	72,427	
3150	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM FEDERAL GRANTS TRUST FUND . . .	3,931	
	FROM LAND ACQUISITION TRUST FUND . .	20,641	
3151	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM FEDERAL GRANTS TRUST FUND . . .	1,903	
	FROM LAND ACQUISITION TRUST FUND . .	18,675	
3152	DATA PROCESSING SERVICES		
	OTHER DATA PROCESSING SERVICES		
	FROM LAND ACQUISITION TRUST FUND . .	34,746	
3153A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	GRANTS AND AIDS - SPECIAL CATEGORIES		
	- ACQUISITION, RESTORATION OF HISTORIC		
	PROPERTIES		
	FROM GENERAL REVENUE FUND . . . . .	5,257,708	
	FROM FEDERAL GRANTS TRUST FUND . . .	8,054,000	

From the funds in Specific Appropriation 3153A, \$4,718,395 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Special Category Grants ranked list, as provided on the Department of State website.

The remaining nonrecurring funds from the General Revenue Fund in Specific Appropriation 3153A shall be allocated as follows:

Groveland Train Depot (Senate Form 2012).....	189,313
Pioneer Florida Museum Association, Inc. - Archives	
Center - Pasco (Senate Form 2299).....	100,000

## SECTION 6 - GENERAL GOVERNMENT

	Homeland Heritage Park Renovation - Polk (Senate Form 1878).....	250,000	
	From the funds in Specific Appropriation 3153A, \$8,626,000 in nonrecurring funds from the Federal Grants Trust Fund is provided for historic preservation projects providing relief to damages in areas that received a major disaster declaration as a result of Hurricane Michael.		
TOTAL:	HISTORICAL RESOURCES PRESERVATION AND EXHIBITION		
	FROM GENERAL REVENUE FUND . . . . .	5,312,328	
	FROM TRUST FUNDS . . . . .		19,531,398
	TOTAL POSITIONS . . . . .	53.00	
	TOTAL ALL FUNDS . . . . .		24,843,726
PROGRAM:	CORPORATIONS		
COMMERCIAL RECORDINGS AND REGISTRATIONS			
	APPROVED SALARY RATE	3,794,946	
3154	SALARIES AND BENEFITS	POSITIONS	102.00
	FROM GENERAL REVENUE FUND . . . . .		5,516,918
3155	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND . . . . .		615
3156	EXPENSES		
	FROM GENERAL REVENUE FUND . . . . .		1,700,229
3157	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND . . . . .		6,715
3158	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .		143,954
3159	SPECIAL CATEGORIES		
	RICO ACT - ALIEN CORPORATIONS		
	FROM GENERAL REVENUE FUND . . . . .		262,197
3160	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .		20,762
3161	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .		5,880
3162	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .		37,111
3163	DATA PROCESSING SERVICES		
	DATA PROCESSING ASSESSMENT - DEPARTMENT OF		
	MANAGEMENT SERVICES		
	FROM GENERAL REVENUE FUND . . . . .		40,132
TOTAL:	COMMERCIAL RECORDINGS AND REGISTRATIONS		
	FROM GENERAL REVENUE FUND . . . . .	7,734,513	
	TOTAL POSITIONS . . . . .	102.00	
	TOTAL ALL FUNDS . . . . .		7,734,513
PROGRAM:	LIBRARY AND INFORMATION SERVICES		
LIBRARY, ARCHIVES AND INFORMATION SERVICES			
	APPROVED SALARY RATE	2,930,695	
3164	SALARIES AND BENEFITS	POSITIONS	69.00
	FROM GENERAL REVENUE FUND . . . . .		1,427,145
	FROM FEDERAL GRANTS TRUST FUND . . .		1,564,891
	FROM RECORDS MANAGEMENT TRUST FUND .		1,044,047

## SECTION 6 - GENERAL GOVERNMENT

165	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	76,128		
	FROM FEDERAL GRANTS TRUST FUND . . . .		238,072	
	FROM RECORDS MANAGEMENT TRUST FUND . .		72,607	
3166	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	1,601,831		
	FROM FEDERAL GRANTS TRUST FUND . . . .		426,392	
	FROM RECORDS MANAGEMENT TRUST FUND . .		358,658	
3167	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - LIBRARY COOPERATIVES			
	FROM GENERAL REVENUE FUND . . . . .	2,000,000		
3168	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - LIBRARY GRANTS			
	FROM GENERAL REVENUE FUND . . . . .	17,304,072		
	FROM FEDERAL GRANTS TRUST FUND . . . .		2,150,606	
3169	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	24,960		
	FROM FEDERAL GRANTS TRUST FUND . . . .		40,498	
	FROM RECORDS MANAGEMENT TRUST FUND . .		9,740	
3170	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	226,633		
	FROM FEDERAL GRANTS TRUST FUND . . . .		501,966	
	FROM RECORDS MANAGEMENT TRUST FUND . .		187,059	
3171	SPECIAL CATEGORIES			
	LIBRARY RESOURCES			
	FROM GENERAL REVENUE FUND . . . . .	484,388		
	FROM FEDERAL GRANTS TRUST FUND . . . .		3,304,848	
3172	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND . . . . .	17,571		
3173	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND . . . . .	18,101		
	FROM FEDERAL GRANTS TRUST FUND . . . .		7,308	
	FROM RECORDS MANAGEMENT TRUST FUND . .		3,724	
3174	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND . . . . .	15,994		
	FROM FEDERAL GRANTS TRUST FUND . . . .		8,313	
	FROM RECORDS MANAGEMENT TRUST FUND . .		7,637	
3174A	FIXED CAPITAL OUTLAY			
	LIBRARY CONSTRUCTION GRANTS			
	FROM GENERAL REVENUE FUND . . . . .	2,000,000		
	From the funds in Specific Appropriation 3174A, \$2,000,000 of nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Library Construction Grants ranked list, as provided on the Department of State website.			
TOTAL:	LIBRARY, ARCHIVES AND INFORMATION SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	25,196,823		
	FROM TRUST FUNDS . . . . .		9,926,366	
	TOTAL POSITIONS . . . . .	69.00		
	TOTAL ALL FUNDS . . . . .		35,123,189	
PROGRAM: CULTURAL AFFAIRS				
CULTURAL AFFAIRS				
	APPROVED SALARY RATE	1,296,693		

## SECTION 6 - GENERAL GOVERNMENT

3175	SALARIES AND BENEFITS	35.00		
	FROM GENERAL REVENUE FUND . . . . .	756,476		
	FROM FEDERAL GRANTS TRUST FUND . . . .		481,723	
	FROM LAND ACQUISITION TRUST FUND . . .		776,933	
3176	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	14,163		
	FROM LAND ACQUISITION TRUST FUND . . .		90,272	
3177	EXPENSES			
	FROM GENERAL REVENUE FUND . . . . .	153,370		
	FROM FEDERAL GRANTS TRUST FUND . . . .		24,568	
	FROM LAND ACQUISITION TRUST FUND . . .		651,418	
3178	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - ARTS GRANTS			
	FROM FEDERAL GRANTS TRUST FUND . . . .		232,231	
3179	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND . . . . .	1,100		
3179A	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CULTURE BUILDS FLORIDA			
	FROM GENERAL REVENUE FUND . . . . .	2,881,168		
	From the funds in Specific Appropriation 3179A, \$2,881,168 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Culture Builds Florida Grants ranked list, as provided on the Department of State website.			
3180	SPECIAL CATEGORIES			
	GRANTS AND AIDS - CULTURAL AND MUSEUM			
	GRANTS			
	FROM GENERAL REVENUE FUND . . . . .	19,318,091		
	From the funds in Specific Appropriation 3180, \$14,618,091 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural and Museum Grants General Program Support ranked list, as provided on the Department of State website.			
	The remaining nonrecurring funds from the General Revenue Fund in Specific Appropriation 3180 shall be allocated as follows:			
	Florida Holocaust Museum - Pinellas (Senate Form 1019)....	750,000		
	Exploration of Culture and Humanities Options (ECHO) -			
	Orlando (Senate Form 1896).....	350,000		
	Richloam Museum - Hernando (Senate Form 1908).....	100,000		
	Pulse Memorial & Museum (Senate Form 1932).....	250,000		
	Exterior Restoration Sidney Berne Davis Art Center Phase			
	I - Lee (Senate Form 2018).....	500,000		
	Florida Humanities Council (Senate Form 2032).....	750,000		
	Straz Center for the Performing Arts - Master Plan -			
	Tampa (Senate Form 2274).....	1,000,000		
	Lincolntonville African American Museum and Cultural Center			
	- St. Augustine (Senate Form 2397).....	1,000,000		
3181	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	90,709		
	FROM FEDERAL GRANTS TRUST FUND . . . .		18,000	
	FROM LAND ACQUISITION TRUST FUND . . .		25,000	
3182	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND . . . . .	20,814		
3183	SPECIAL CATEGORIES			
	HOLOCAUST DOCUMENTATION AND EDUCATION			
	CENTER			
	FROM GENERAL REVENUE FUND . . . . .	100,000		
3184	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND . . . . .	2,094		
	FROM LAND ACQUISITION TRUST FUND . . .		5,796	

## SECTION 6 - GENERAL GOVERNMENT

3185	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	10,700	1,749
3186	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - SPECIAL CATEGORIES - CULTURAL FACILITIES PROGRAM FROM GENERAL REVENUE FUND . . . . .	5,782,346	
From the funds in Specific Appropriation 3186, \$5,782,346 in nonrecurring funds from the General Revenue Fund is provided for the Department of State 2020-2021 Cultural Facilities Grants ranked list, as provided on the Department of State website.			
TOTAL: CULTURAL AFFAIRS			
FROM GENERAL REVENUE FUND . . . . .	29,131,031		
FROM TRUST FUNDS . . . . .		2,307,690	
TOTAL POSITIONS . . . . .	35.00		
TOTAL ALL FUNDS . . . . .		31,438,721	
TOTAL: STATE, DEPARTMENT OF			
FROM GENERAL REVENUE FUND . . . . .	94,644,733		
FROM TRUST FUNDS . . . . .		32,191,484	
TOTAL POSITIONS . . . . .	420.00		
TOTAL ALL FUNDS . . . . .		126,836,217	
TOTAL APPROVED SALARY RATE . . . . .	18,763,175		
TOTAL OF SECTION 6			
FROM GENERAL REVENUE FUND . . . . .	1,233,726,959		
FROM TRUST FUNDS . . . . .		5,209,788,133	
TOTAL POSITIONS . . . . .	18,408.50		
TOTAL ALL FUNDS . . . . .		6,443,515,092	

## SECTION 7 - JUDICIAL BRANCH

SPECIFIC  
APPROPRIATION

The moneys contained herein are appropriated from the named funds to the State Courts System as the amounts to be used to pay salaries, other operational expenditures, and fixed capital outlay.

## STATE COURT SYSTEM

## PROGRAM: SUPREME COURT

## COURT OPERATIONS - SUPREME COURT

	APPROVED SALARY RATE	7,025,236	
3187	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM STATE COURTS REVENUE TRUST FUND . . . . .	99.00 5,900,104	4,212,248
3188	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . . FROM STATE COURTS REVENUE TRUST FUND . . . . .	275,343	60,186
3189	EXPENSES FROM GENERAL REVENUE FUND . . . . .	850,803	
3190	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	31,371	
3191	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	380,205	
3192	SPECIAL CATEGORIES DISCRETIONARY FUNDS OF THE CHIEF JUSTICE FROM GENERAL REVENUE FUND . . . . .	15,000	
Funds in Specific Appropriation 3192 may be spent at the discretion of the Chief Justice to carry out the official duties of the court. These funds shall be disbursed by the Chief Financial Officer upon receipt of vouchers authorized by the Chief Justice.			
3193	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	54,365	
3194	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND . . . . .	18,418	
3195	SPECIAL CATEGORIES SUPREME COURT LAW LIBRARY FROM GENERAL REVENUE FUND . . . . .	248,018	
3196	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	24,308	
3197	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	21,810	
TOTAL: COURT OPERATIONS - SUPREME COURT			
FROM GENERAL REVENUE FUND . . . . .	7,819,745		4,272,434
FROM TRUST FUNDS . . . . .			
TOTAL POSITIONS . . . . .	99.00		
TOTAL ALL FUNDS . . . . .			12,092,179

## SECTION 7 - JUDICIAL BRANCH

## EXECUTIVE DIRECTION AND SUPPORT SERVICES

From the funds in Specific Appropriations 3198 through 3246, the Office of the State Courts Administrator shall coordinate with the circuit courts to develop or procure one or more electronic criminal justice risk assessment solutions. The solution(s) shall be a validated pretrial risk assessment instrument for all counties which will objectively analyze the risk that a criminal defendant will re-offend or fail to appear before trial and provide risk levels that will inform the court's decision as to whether the defendant should be detained pretrial or released with or without conditions. Criminal justice agencies shall cooperate with the implementation of the tool. In determining the appropriate pretrial risk assessment instruments, the office, in collaboration with the participating criminal justice agencies, shall review existing, validated pretrial risk assessment instruments. The office shall submit to the President of the Senate and the Speaker of the House of Representatives an interim report by February 1, 2021, which addresses the implementation status, outcomes, and whether risk assessment instruments used in problem solving courts could be included in the solution. A final report shall be issued by January 3, 2022, and shall include the preliminary outcome results from the use of the tool.

APPROVED SALARY RATE		11,672,017	
3198	SALARIES AND BENEFITS	192.00	
	FROM GENERAL REVENUE FUND . . . . .	7,758,230	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		371,152
	FROM STATE COURTS REVENUE TRUST FUND . . . . .		5,331,376
	FROM COURT EDUCATION TRUST FUND . . . . .		1,369,241
	FROM FEDERAL GRANTS TRUST FUND . . . . .		932,967
3199	OTHER PERSONAL SERVICES	238,388	
	FROM GENERAL REVENUE FUND . . . . .		225,992
	FROM ADMINISTRATIVE TRUST FUND . . . . .		
	FROM STATE COURTS REVENUE TRUST FUND . . . . .		31,596
	FROM COURT EDUCATION TRUST FUND . . . . .		105,957
	FROM FEDERAL GRANTS TRUST FUND . . . . .		85,030
3200	EXPENSES	1,831,432	
	FROM GENERAL REVENUE FUND . . . . .		284,676
	FROM ADMINISTRATIVE TRUST FUND . . . . .		
	FROM STATE COURTS REVENUE TRUST FUND . . . . .		15,760
	FROM COURT EDUCATION TRUST FUND . . . . .		1,904,449
	FROM FEDERAL GRANTS TRUST FUND . . . . .		552,006
3201	OPERATING CAPITAL OUTLAY	113,735	
	FROM GENERAL REVENUE FUND . . . . .		50,000
	FROM ADMINISTRATIVE TRUST FUND . . . . .		10,000
	FROM COURT EDUCATION TRUST FUND . . . . .		26,332
3202	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CLERK OF COURT INFORMATION TECHNOLOGY		
	FROM GENERAL REVENUE FUND . . . . .	370,000	

Funds in Specific Appropriation 3202 shall be used by the Office of the State Courts Administrator, in coordination with the Florida Clerks of Court Operations Corporation and clerks of court, for operation, maintenance, and enhancement of an information technology platform to electronically transmit alert reminders and information to individuals involved with the state courts system. The platform shall integrate with existing state, county, or other court- or justice-related information systems, as necessary. Any data collected is the property of the State of Florida or designated agency. The Office of the State Courts Administrator shall provide a project status report which includes progress made to date for each milestone and deliverable as well as key metrics such as failures to appear in order to assess the performance of the project. The report shall be submitted to the chair of the Senate Committee on Appropriations, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget on July 15, 2020, for the prior fiscal year and biannually thereafter.

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3203	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	374,890	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		151,000
	FROM COURT EDUCATION TRUST FUND . . . . .		106,105
	FROM FEDERAL GRANTS TRUST FUND . . . . .		152,755
3204	SPECIAL CATEGORIES		
	FLORIDA CASES SOUTHERN 2ND REPORTER		
	FROM GENERAL REVENUE FUND . . . . .	634,194	
3205	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND . . . . .	85,941	
3206	SPECIAL CATEGORIES		
	COMPUTER SUBSCRIPTION SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	209,533	
3207	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND . . . . .	46,159	
	FROM COURT EDUCATION TRUST FUND . . . . .		7,500
	FROM FEDERAL GRANTS TRUST FUND . . . . .		5,500
3208	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND . . . . .	34,890	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		196
	FROM COURT EDUCATION TRUST FUND . . . . .		3,651
	FROM FEDERAL GRANTS TRUST FUND . . . . .		3,730
3209	DATA PROCESSING SERVICES		
	OTHER DATA PROCESSING SERVICES		
	FROM GENERAL REVENUE FUND . . . . .	2,516,309	
	FROM ADMINISTRATIVE TRUST FUND . . . . .		150,000
	FROM STATE COURTS REVENUE TRUST FUND . . . . .		448,696
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND . . . . .	14,213,701	
	FROM TRUST FUNDS . . . . .		12,325,667
	TOTAL POSITIONS . . . . .	192.00	
	TOTAL ALL FUNDS . . . . .		26,539,368
ADMINISTERED FUNDS - JUDICIAL			
COURT OPERATIONS - ADMINISTERED FUNDS			
3209A	AID TO LOCAL GOVERNMENTS		
	COUNTY COURTHOUSE FACILITIES		
	FROM STATE COURTS REVENUE TRUST FUND . . . . .		261,387
Funds in Specific Appropriation 3209A, are provided for the following programs:			
	Community Court at the City of Fort Lauderdale (Senate Form 1292).....		136,387
	Union County Courthouse and Jail Security (Senate Form 2430).....		125,000
3209B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	FIXED CAPITAL OUTLAY - COUNTY COURTHOUSE FACILITIES		
	FROM STATE COURTS REVENUE TRUST FUND . . . . .		775,000

Funds in Specific Appropriation 3209B are provided for the following fixed capital outlay projects:

Nassau County Courthouse Annex Completion Project (Senate

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Form 1680).....	250,000	
Union County Courthouse and Jail Security (Senate Form 2430).....	275,000	
Taylor County Courthouse Improvements (Senate Form 1457).....	250,000	
3209C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY IMPROVEMENTS - LIBERTY COUNTY COURTHOUSE FROM STATE COURTS REVENUE TRUST FUND . . . . .	250,000	
Funds in Specific Appropriation 3209C are provided for Liberty County Courthouse Improvements (Senate Form 1451).		
TOTAL: COURT OPERATIONS - ADMINISTERED FUNDS FROM TRUST FUNDS . . . . .	1,286,387	
TOTAL ALL FUNDS . . . . .	1,286,387	
PROGRAM: DISTRICT COURTS OF APPEAL		
COURT OPERATIONS - APPELLATE COURTS		
APPROVED SALARY RATE . . . . .	32,896,022	
3210 SALARIES AND BENEFITS POSITIONS . . . . .	445.00	
FROM GENERAL REVENUE FUND . . . . .	31,972,808	
FROM ADMINISTRATIVE TRUST FUND . . . . .	2,028,114	
FROM STATE COURTS REVENUE TRUST FUND . . . . .	12,673,719	
3211 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	140,007	
3212 EXPENSES FROM GENERAL REVENUE FUND . . . . .	3,523,286	
FROM ADMINISTRATIVE TRUST FUND . . . . .	94,669	
3213 OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	113,364	
FROM ADMINISTRATIVE TRUST FUND . . . . .	27,000	
3214 SPECIAL CATEGORIES COMPENSATION TO RETIRED JUDGES FROM GENERAL REVENUE FUND . . . . .	51,790	
3215 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	724,929	
3216 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	115,104	
3217 SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM STATE COURTS REVENUE TRUST FUND . . . . .	26,151	
3218 SPECIAL CATEGORIES DISTRICT COURT OF APPEAL LAW LIBRARY FROM GENERAL REVENUE FUND . . . . .	162,797	
3219 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	62,686	
3220 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	92,184	
FROM ADMINISTRATIVE TRUST FUND . . . . .	1,966	
3221 DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND . . . . .	171,100	

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3221A FIXED CAPITAL OUTLAY SECOND DISTRICT COURT OF APPEAL NEW COURTHOUSE CONSTRUCTIONS - DMS MGD FROM GENERAL REVENUE FUND . . . . .	20,000,000
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Funds in Specific Appropriation 3221A, are provided for the relocation of the 2nd District Court of Appeal. The funds shall be used for architectural and engineering professional services, and construction management to prepare the cost projection for a new courthouse. The courts must secure state or local land for the relocated courthouse. Funds from this appropriation may be used for demolition or other expenses related to repurposed land, and for general site preparation, construction or relocation expenses of state workers at the repurposed site, if needed. In the event no such state or local land is available, funds may be used to purchase land including to purchase contiguous properties to state or local lands within the jurisdiction of the 2nd District Court of Appeal.

TOTAL: COURT OPERATIONS - APPELLATE COURTS FROM GENERAL REVENUE FUND . . . . .	57,130,055	
FROM TRUST FUNDS . . . . .	14,851,619	
TOTAL POSITIONS . . . . .	445.00	
TOTAL ALL FUNDS . . . . .	71,981,674	

## PROGRAM: TRIAL COURTS

## COURT OPERATIONS - CIRCUIT COURTS

From the funds in Specific Appropriations 3222, 3224, and 3236, fifteen positions, associated salary rate, and \$2,103,780 of recurring general revenue funds and \$35,310 of nonrecurring funds from the State Courts Revenue Trust Fund are provided for additional circuit court judgeships as follows: one in each of the First, Fourth, and Fourteenth Judicial Circuits, and two in the Ninth Judicial Circuit, contingent upon passage of substantive legislation.

APPROVED SALARY RATE . . . . .	225,662,539	
3222 SALARIES AND BENEFITS POSITIONS . . . . .	3,046.50	
FROM GENERAL REVENUE FUND . . . . .	268,590,648	
FROM ADMINISTRATIVE TRUST FUND . . . . .	286,678	
FROM STATE COURTS REVENUE TRUST FUND . . . . .	49,106,006	
FROM FEDERAL GRANTS TRUST FUND . . . . .	6,735,294	
3223 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	833,096	
FROM STATE COURTS REVENUE TRUST FUND . . . . .	164,243	
FROM FEDERAL GRANTS TRUST FUND . . . . .	25,930	
3224 EXPENSES FROM GENERAL REVENUE FUND . . . . .	6,263,613	
FROM ADMINISTRATIVE TRUST FUND . . . . .	3,928	
FROM STATE COURTS REVENUE TRUST FUND . . . . .	472,972	
FROM FEDERAL GRANTS TRUST FUND . . . . .	110,616	
3225 OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	266,618	
FROM STATE COURTS REVENUE TRUST FUND . . . . .	144,982	
3226 SPECIAL CATEGORIES PROBLEM SOLVING COURTS FROM GENERAL REVENUE FUND . . . . .	10,845,555	
FROM STATE COURTS REVENUE TRUST FUND . . . . .	260,000	

From the funds in Specific Appropriation 3226, the Office of the State Courts Administrator shall provide a report by February 1, 2021, to the President of the Senate and the Speaker of the House of Representatives which details the number of participants in each problem-solving court for each fiscal year the court has been operating and the types of services provided, each source of funding for each court during each

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fiscal year, and information on the performance of each court based upon outcome measures established by the courts.

From the funds in Specific Appropriation 3226, \$9,420,055 in recurring general revenue funds are provided for treatment services, drug testing, case management, and ancillary services for participants in problem-solving courts, including, but not limited to, adult drug courts, juvenile drug courts, family dependency drug courts, early childhood courts, mental health courts, and veterans courts. Funds may also be used to provide training and education for multidisciplinary problem-solving court team members to gain up-to-date knowledge on best practices.

The Trial Court Budget Commission shall determine the allocation of funds to the circuits. Funds distributed from this specific appropriation must be matched by local government, federal government, or private funds. The matching ratio for allocation of these funds shall be 30 percent non-state and 70 percent state funding, other than veterans court, which shall have a matching ratio of 20 percent non-state funding and 80 percent state funding. However, no match will be required for a problem-solving court that by its primary purpose or mission addresses activities for which state dollars are typically expended. Further, if the county meets the definition of a "fiscally constrained county," as provided in section 218.67, Florida Statutes, no match will be required. In pursuing funding under this specific appropriation, a circuit may consider, among other criteria, the extent to which a problem-solving court addresses the needs of individuals with an opioid use disorder.

From the funds in Specific Appropriation 3226, \$1,425,000 in recurring general revenue funds are provided for felony and/or misdemeanor pretrial or post-adjudicatory veterans' treatment intervention programs in the following counties:

Alachua.....	150,000
Clay.....	150,000
Duval.....	200,000
Escambia.....	150,000
Leon.....	125,000
Okaloosa.....	150,000
Orange.....	200,000
Pasco.....	150,000
Pinellas.....	150,000

From the funds in Specific Appropriation 3226, \$260,000 in nonrecurring funds from the State Courts Revenue Trust Fund is provided for Juvenile Drug Court (Senate Form 1954).

3227	SPECIAL CATEGORIES CIVIL TRAFFIC INFRACTION HEARING OFFICERS FROM GENERAL REVENUE FUND . . . . .	2,042,854
3228	SPECIAL CATEGORIES COMPENSATION TO RETIRED JUDGES FROM GENERAL REVENUE FUND . . . . .	2,015,249
3229	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	11,661,897

From the funds in Specific Appropriation 3229, \$5,000,000 in recurring general revenue funds are provided for naltrexone extended-release injectable medication to treat alcohol- or opioid-addicted individuals involved in the criminal justice system, individuals who have a high likelihood of criminal justice involvement, or who are in court-ordered, community-based drug treatment. The Office of the State Courts Administrator shall contract with a non-profit entity for the purpose of purchasing and distributing the medication.

From the funds in Specific Appropriation 3229, \$6,000,000 in recurring general revenue is provided to the Office of State Court Administrator for medication-assisted treatment of substance abuse disorders in individuals involved in the criminal justice system, individuals who have a high likelihood of becoming involved in the criminal justice system, or individuals who are in court-ordered, community-based drug treatment. Such medication-assisted treatment may include, but is not limited to, methadone, buprenorphine, and naltrexone extended release

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injectable. The Office of the State Courts Administrator shall contract with a non-profit entity for the purpose of purchasing and distributing the medication.

3230	SPECIAL CATEGORIES DOMESTIC VIOLENCE OFFENDER MONITORING PROGRAM FROM GENERAL REVENUE FUND . . . . .	316,000	
Funds in Specific Appropriation 3230 are provided to the Eighteenth Judicial Circuit to continue its program to protect victims of domestic violence with tracking technology.			
3231	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	1,790,417	
3232	SPECIAL CATEGORIES STATEWIDE GRAND JURY - EXPENSES FROM GENERAL REVENUE FUND . . . . .	143,310	
3233	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	57,133	
3234	SPECIAL CATEGORIES MEDIATION/ARBITRATION SERVICES FROM GENERAL REVENUE FUND . . . . .	3,279,359	
3235	SPECIAL CATEGORIES STATE COURTS DUE PROCESS COSTS FROM GENERAL REVENUE FUND . . . . . FROM ADMINISTRATIVE TRUST FUND . . . . .	19,748,736	1,104,930
3236	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . . FROM FEDERAL GRANTS TRUST FUND . . . . .	603,650	29,029
3237	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND . . . . . FROM STATE COURTS REVENUE TRUST FUND . . . . .	1,482,114	447,780
TOTAL: COURT OPERATIONS - CIRCUIT COURTS			
	FROM GENERAL REVENUE FUND . . . . .	329,940,249	58,892,388
	FROM TRUST FUNDS . . . . .		
	TOTAL POSITIONS . . . . .	3,046.50	
	TOTAL ALL FUNDS . . . . .		388,832,637
COURT OPERATIONS - COUNTY COURTS			
	APPROVED SALARY RATE	63,452,939	
3238	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . . FROM STATE COURTS REVENUE TRUST FUND . . . . .	648.00 91,011,900	5,912,636
3239	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND . . . . .	27,066	
3240	EXPENSES FROM GENERAL REVENUE FUND . . . . .	2,867,322	
3241	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	15,000	
3242	SPECIAL CATEGORIES ADDITIONAL COMPENSATION FOR COUNTY JUDGES FROM GENERAL REVENUE FUND . . . . .	75,000	



## SECTION 7 - JUDICIAL BRANCH

3243	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	468,000	
3244	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	147,573	
3245	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND . . . . .	30,382	
3246	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	128,017	
TOTAL:	COURT OPERATIONS - COUNTY COURTS FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	94,770,260	5,912,636
	TOTAL POSITIONS . . . . .	648.00	
	TOTAL ALL FUNDS . . . . .		100,682,896

## PROGRAM: JUDICIAL QUALIFICATIONS COMMISSION

## JUDICIAL QUALIFICATIONS COMMISSION OPERATIONS

	APPROVED SALARY RATE	301,904	
3247	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND . . . . .	4.00 395,777	
3248	EXPENSES FROM GENERAL REVENUE FUND . . . . .	160,205	
3249	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND . . . . .	1,638	
3250	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND . . . . .	240,475	
3251	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND . . . . .	700	
3252	SPECIAL CATEGORIES LITIGATION EXPENSES FROM GENERAL REVENUE FUND . . . . .	231,294	
Funds in Specific Appropriation 3252 are to be used only for case expenditures associated with the filing and prosecution of formal charges. These costs shall consist of attorney's fees, court reporting fees, investigators' fees, and similar charges associated with the adjudicatory process.			
3253	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND . . . . .	983	
TOTAL:	JUDICIAL QUALIFICATIONS COMMISSION OPERATIONS FROM GENERAL REVENUE FUND . . . . .	1,031,072	
	TOTAL POSITIONS . . . . .	4.00	
	TOTAL ALL FUNDS . . . . .		1,031,072

## SECTION 7 - JUDICIAL BRANCH

TOTAL:	STATE COURT SYSTEM FROM GENERAL REVENUE FUND . . . . . FROM TRUST FUNDS . . . . .	504,905,082	97,541,131
	TOTAL POSITIONS . . . . .	4,434.50	
	TOTAL ALL FUNDS . . . . .		602,446,213
	TOTAL APPROVED SALARY RATE . . . . .	341,010,657	
TOTAL OF SECTION 7			
	FROM GENERAL REVENUE FUND . . . . .	504,905,082	
	FROM TRUST FUNDS . . . . .		97,541,131
	TOTAL POSITIONS . . . . .	4,434.50	
	TOTAL ALL FUNDS . . . . .		602,446,213

## SECTION 8. EMPLOYEE COMPENSATION AND BENEFITS - FISCAL YEAR 2020-2021

This section provides instructions for implementing the Fiscal Year 2020-2021 salary and benefit adjustments provided in this act. All allocations, distributions, and uses of these funds are to be made in strict accordance with the provisions of this act and chapter 216, Florida Statutes.

References to an "eligible" employee refer to an employee who is employed on June 30, 2020, and who is, at a minimum, meeting his or her required performance standards, if applicable. If an ineligible employee achieves performance standards subsequent to the salary implementation date, but on or before the end of the fiscal year, the employee may receive the increase; however, the increase shall be effective on the date the employee becomes eligible but not retroactively. In addition, any salary increase or bonus provided under this section shall be pro-rated based on the full-time equivalency of the employee's position. Employees classified as other personnel services employees are not eligible for an increase.

It is the intent of the Legislature that the minimum for each pay grade and pay band may not be adjusted during the 2020-2021 fiscal year and that the maximums for each pay grade and pay band be adjusted upward by 6 percent, effective July 1, 2020. In addition, the Legislature intends that all eligible employees receive the increases specified in this section, even if the implementation of such increases results in an employee's salary exceeding the adjusted pay grade maximum. Salary increases provided under this section shall be prorated based on the full-time equivalency of the employee's position. Employees classified as other-personnel-services employees are not eligible for an increase based upon the implementation of increases authorized in this section.

## (1) EMPLOYEE AND OFFICER COMPENSATION

## (a) Officer Compensation

The elected officers, members of commissions, and designated employees shall be paid at the annual rate, listed below, for the 2020-2021 fiscal year; however, these salaries may be reduced on a voluntary basis.

	7/01/2020
Governor.....	134,181
Lieutenant Governor.....	128,597
Chief Financial Officer.....	132,841
Attorney General.....	132,841
Agriculture, Commissioner of.....	132,841
Supreme Court Justice.....	227,218
Judges - District Courts of Appeal.....	174,641
Judges - Circuit Courts.....	165,509
Judges - County Courts.....	156,377
State Attorneys.....	174,641
Public Defenders.....	174,641
Commissioner - Public Service Commission.....	135,997
Public Employees Relations Commission Chair.....	100,723
Public Employees Relations Commission Commissioners.....	47,753
Commissioner - Parole.....	95,506
Criminal Conflict and Civil Regional Counsels.....	118,450

None of the officers, commission members, or employees whose salaries have been fixed in this section shall receive any supplemental salary or benefits from any county or municipality.

## (b) Employee Compensation

Effective July 1, 2020, funds are provided in Specific Appropriation 2014B to grant a competitive pay adjustment of 3.0 percent to each eligible employee in the Career Service, the Selected Exempt Service, the Senior Management Service, the lottery pay plan, the judicial branch pay plan, the legislative pay plan, and the pay plans administered by the Justice Administration Commission, to each military employee of the Florida National Guard on full-time military duty, and to each eligible non-career service employee of the Florida School for the Deaf and Blind, based on each eligible employee's June 30, 2020, base rate of pay, but the minimum annual increase shall be \$1,000.

## (2) SPECIAL PAY AND BENEFITS ISSUES

## (a) Security Service Employees

1. For the purposes of this paragraph, "security service employee" means:

a. An employee of the Department of Corrections in the following classification codes: Correctional Officer (8003); Correctional Officer Sergeant (8005); Correctional Officer Lieutenant (8011); Correctional Officer Captain (8013); Correctional Officer Major (8015); Correctional Officer Colonel (8017); Correctional Probation Officer (8036); Correctional Probation Officer - Institution (8037); Correctional Probation Senior Officer (8039); Correctional Probation Officer Specialist (8040); Correctional Probation Senior Officer - Institution (8041); Correctional Probation Supervisor (8045); Correction Probation Senior Supervisor (8046); Correctional Probation Senior Supervisor Institution SES (8048); Inspector DC (8026); Senior Inspector DC (8028); and Inspector Supervisor (8029); and

b. An employee of the Agency for Persons with Disabilities or Department of Children and Families in the following classification codes: Institutional Security Specialist I (8237); Institutional Security Specialist II (8238); Institutional Security Specialist Shift Supervisor (8240); Institutional Security Chief (8243).

2. Effective July 1, 2020, funds are provided in Specific Appropriation 2014B, in addition to the competitive market pay adjustment provided in paragraph (1)(b), to grant:

a. Each eligible security service employee with less than 2 years of service as a security service employee, a special pay adjustment of \$500 to each eligible security service employee's June 30, 2020 base rate of pay.

b. Each eligible security service employee with 2 or more years, but less than 5 years, of service as a security service employee, a service longevity pay adjustment of \$1,500 to each eligible security service employee's June 30, 2020 base rate of pay.

c. Each eligible security service employee with 5 or more years of service as a security service employee, a service longevity pay adjustment of \$2,500 to each eligible security service employee's June 30, 2020 base rate of pay.

## (b) Criminal Conflict and Civil Regional Counsel

Effective July 1, 2020, funds are provided in Specific Appropriation 2014B to provide senior management class benefits in the Florida Retirement System to each appointed criminal conflict and civil regional counsel and each district's assistant regional counsel chiefs, administrative directors and chief investigators, contingent upon the passage of Committee Substitute for Senate Bill 952, or other similar legislation, during the 2020 Regular Session and such legislation becoming a law.

## (c) Department of Juvenile Justice

Effective July 1, 2020, funds are provided in Specific Appropriation 2014B to provide special risk class benefits in the Florida Retirement System to each certified juvenile justice detention officer I or II and juvenile justice detention officer supervisor employed by the Department of Juvenile Justice, contingent upon the passage of Committee Substitute for Senate Bill 1146, or other similar legislation, during the 2020 Regular Session and such legislation becoming a law.

## (3) BENEFITS: HEALTH, LIFE, AND DISABILITY INSURANCE

## (a) State Life Insurance and State Disability Insurance

Funds are provided in each agency's budget to continue paying the state share of the current State Life Insurance Program and the State Disability Insurance Program premiums.

## (b) State Health Insurance Plans and Benefits

1. For the period July 1, 2020, through June 30, 2021, the Department of Management Services shall continue within the State Group Insurance Program State Group Health Insurance Standard Plans, State Group Health

Insurance High Deductible Plans, State Group Health Maintenance Organization Standard Plans, and State Group Health Maintenance Organization High Deductible Plans.

2. For the period July 1, 2020, through June 30, 2021, the benefits provided under each of the plans shall be those benefits as provided in the current State Employees' PPO Plan Group Health Insurance Plan Booklet and Benefit Document, and current Health Maintenance Organization contracts and benefit documents, including any revisions to such health benefits approved by the Legislature.

3. Beginning January 1, 2021, for the 2021 plan year, each plan shall continue the benefits for occupational therapy authorized for the 2020 plan year.

4. Effective July 1, 2020, the state health insurance plans, as defined in subsection (2)(b), shall limit plan participant cost sharing (deductibles, coinsurance, and copayments) for covered in-network medical services, the amount of which shall not exceed the annual cost sharing limitations for individual coverage or for family coverage as provided by the U.S. Department of Health and Human Services pursuant to the provisions of the federal Patient Protection and Affordable Care Act of 2010 and the Internal Revenue Code. Medical and prescription drug cost sharing amounts incurred by a plan participant for covered in-network service shall be aggregated to record the participant's total amount of plan cost sharing limitations. The plan shall pay 100 percent of covered in-network services for a plan participant during the applicable calendar year once the federal cost share limitations are reached.

5. The high deductible health plans shall continue to include an integrated Health Savings Account (HSA). Such plans and accounts shall be administered in accordance with the requirements and limitations of federal provisions related to the Medicare Prescription Drug Improvement and Modernization Act of 2003. The state shall make a monthly contribution to the employee's health savings account, as authorized in section 110.123(12), Florida Statutes, of \$41.66 for employees with individual coverage and \$83.33 for employees with family coverage.

6. a. The Department of Management Services shall continue the pilot program within the PPO plan and the self-insured HMO plans to provide coverage for the treatment and management of obesity and related conditions during the 2021 plan year.

b. The participation in the pilot program will be limited to 2,000 members. The department shall establish criteria, which shall include, but not be limited to:

i. Member of the PPO plan or a self-insured HMO during the 2020 and 2021 plan year;

ii. Completion of a health risk assessment through the PPO plan during the 2020 plan year;

iii. Consent to provide personal and medical information to the department;

iv. Referral and supervision of a physician participating in the PPO network during the 2020 plan year; and

v. Enrollment in a department-approved wellness program during the 2021 plan year.

By January 15, 2021, the Department of Management Services will report to the legislature the number of individuals who applied to participate in the pilot program and the number of participants who enrolled in the pilot program.

c. Members participating in the pilot program will be responsible for all applicable copayments, coinsurance, deductibles, and other out-of-pocket expenses. The pilot program will provide coverage for all Federal Drug Administration approved medications for chronic weight management for patients.

d. The Department of Management Services shall review the results and outcomes of the pilot program beginning June 30, 2021. The department shall provide a final report by December 15, 2021, to be submitted to the legislature. The report shall include, at a minimum, a discussion of whether members participating in the pilot program have experienced a

reduction in body mass index, and if so, the average amount of reduction and the reduction or elimination of co-morbidities, and if so, which co-morbidities were reduced or eliminated. In addition, the report should determine the average cost to the state employee health insurance program on a per member per month basis and the total cost of each participant's annual health care costs prior to entering the pilot program, and upon completion of the pilot program. The department must include recommendations to treat, reduce, and prevent obesity in the state employee population.

(c) State Health Insurance Premiums for the Period July 1, 2020, through June 30, 2021.

#### 1. State Paid Premiums

a. For the coverage period beginning August 1, 2020, through December 31, 2020, the state share of the State Group Health Insurance Standard and High Deductible Health Plan premiums to the executive, legislative and judicial branch agencies shall continue at \$713.80 per month for individual coverage and \$1,539.32 per month for family coverage.

b. For the coverage period, beginning January 1, 2021, the state share of the State Group Health Insurance Standard and High Deductible Health Plan premiums to the executive, legislative, and judicial branch agencies shall increase, effective December 1, 2020, from \$713.80 to \$767.28 per month for individual coverage and from \$1,539.32 to \$1,659.68 for family coverage.

c. Funds are provided in each state agency and university's budget to continue paying the state share of the State Group Health Insurance program premiums for the fiscal year. Funds are provided in Specific Appropriation 2014B to pay the incremental cost of the premium adjustments effective December 1, 2020.

d. The agencies shall continue to pay premiums on behalf of employees who have enhanced benefits as follows, including those employees participating in the Spouse Program in accordance with section 60P-2.0036, Florida Administrative Code, and those employees filling positions with "agency pay-all" benefits.

i. For the coverage period beginning August 1, 2020, through December 31, 2020, the state share of the State Group Health Insurance Standard Plan Premiums to the executive, legislative, and judicial branch agencies for employees with enhanced benefits, excluding the Spouse Program, shall continue to be \$755.46 per month for Individual Coverage and \$1,689.32 per month for family coverage.

ii. For the coverage period beginning January 1, 2021, the state share of the State Group Health Insurance Standard Plan Premiums to the executive, legislative, and judicial branch agencies for employees with enhanced benefits, excluding Spouse Program participants, shall increase, effective December 1, 2020, from \$755.46 per month to \$808.94 per month for individual coverage and from \$1,689.32 to \$1,809.68 for family coverage.

iii. For the coverage period beginning August 1, 2020, through December 31, 2020, the state share of the State Group Health Insurance Standard Plan Premiums to the executive, legislative and judicial branch agencies, for each employee participating in the Spouse Program shall continue to be \$844.66 per month for family coverage.

iv. For the coverage period beginning January 1, 2021, the state share of the State Group Health Insurance Standard Plan Premiums to the executive, legislative, and judicial branch agencies, for each employee participating in the Spouse Program shall increase, effective December 1, 2020, from \$844.66 per month to \$904.84 for family coverage.

v. For the coverage period beginning August 1, 2020, through December 31, 2020, the state share of the State Group Health Insurance High Deductible Plan Premiums to the executive, legislative, and judicial branch agencies for employees with enhanced benefits, excluding the Spouse Program, shall continue to be \$720.46 per month for Individual Coverage and \$1,573.62 per month for Family Coverage.

vi. For the coverage period beginning January 1, 2021, the state share of the State Group Health Insurance High Deductible Plan Premiums to the executive, legislative, and judicial branch agencies for employees with enhanced benefits, excluding the Spouse Program, shall increase, effective December 1, 2020, from \$720.46 per month to \$773.94 per month

for Individual Coverage and from \$1,573.62 per month to \$1,693.98 per month for family coverage.

vii. For the coverage period beginning August 1, 2020, through December 31, 2020, the state share of the State Group Health Insurance High Deductible Plan Premiums to the executive, legislative and judicial branch agencies, for each employee participating in the Spouse Program shall continue to be \$786.81 per month for family coverage.

viii. For the coverage period beginning January 1, 2021, the state share of the State Group Health Insurance High Deductible Plan Program premiums to the executive, legislative, and judicial branch agencies, for each employee participating in the Spouse Program shall increase, effective December 1, 2020, from \$786.81 per month to \$846.99 per month for family coverage.

#### 2. Premiums Paid by Employees

a. For the coverage period beginning August 1, 2020, the employee share of the health insurance premiums for the standard plans shall continue to be \$50 per month for individual coverage and \$180 per month for family coverage.

b. For the coverage period beginning August 1, 2020, the employee share of the health insurance premium for the high deductible health plans shall continue to be \$15 per month for individual coverage and \$64.30 per month for family coverage.

c. For the coverage period beginning August 1, 2020, the employee share of the health insurance premium for the standard plan and the high deductible plan shall continue to be \$8.34 per month for individual coverage and \$30 per month for family coverage for employees filling positions with "agency payroll" benefits.

d. For the coverage period beginning August 1, 2020, the employee share of the health insurance premiums for the standard plans and the high deductible plans shall continue to be \$15 per month for each employee participating in the Spouse Program in accordance with section 60P-2.0036, Florida administrative Code.

#### 3. Premiums paid by Medicare Participants

a. For the coverage period beginning August 1, 2020, through December 31, 2020, the monthly premiums for Medicare participants participating in the State Group Health Insurance Standard Plan shall continue to be \$403.92 for "one eligible", \$1,167.71 for "one under/one over", and \$807.83 for "both eligible."

b. For the coverage period beginning January 1, 2021, the monthly premiums for Medicare participants participating in the State Group Health Insurance Standard Plan shall increase, effective December 1, 2020, from \$403.92 to \$432.19 for "one eligible," from \$1,167.71 to \$1,249.47 for "one under/one over," and from \$807.83 to \$864.39 for both eligible.

c. For the coverage period beginning August 1, 2020, through December 31, 2020, the monthly premiums for Medicare participants participating in the State Group Health Insurance High Deductible Plan shall continue to be \$304.47 for "one eligible", \$991.61 for "one under/one over", and \$608.94 for "both eligible."

d. For the coverage period beginning January 1, 2021, the monthly premiums for Medicare participants participating in the State Group High Deductible Plan shall increase, effective December 1, 2020, from \$304.47 to \$325.78 for "one eligible," from \$991.61 to \$1,066.40 for "one under/one over," and from \$608.94 to \$651.57 for "both eligible."

e. For the coverage period beginning August 1, 2020, the monthly premiums for Medicare participants enrolled in a Health Maintenance Organization Standard Plan or High Deductible Health Plan or a Medicare Advantage Plan shall be equal to the negotiated monthly premium for the selected state-contracted Health Maintenance Organization or selected state-contracted plan.

#### 4. Premiums paid by "Early Retirees"

a. For the coverage period beginning August 1, 2020, an "early retiree" participating in the State Group Health Insurance Standard Plan shall continue to pay a monthly premium equal to 100 percent of the total

premium charged (state and employee contributions) for an active employee participating in the standard plan with the same coverage.

b. For the coverage period beginning August 1, 2020, through December 31, 2020, an "early retiree" participating in the State Group Health Insurance High Deductible Plan shall continue to pay a monthly premium equal to \$687.14 for individual coverage and \$1,520.29 for family coverage.

c. For the coverage period beginning January 1, 2021, the monthly premiums for an early retiree participating in the State Group Health Insurance High Deductible Plan shall increase, effective December 1, 2020, from \$687.14 to \$740.62 for individual coverage and from \$1,520.29 to \$1,640.65 for family coverage.

#### 5. Premiums paid by COBRA participants

a. For the coverage period beginning August 1, 2020, a COBRA participant participating in the State Group Health Insurance Program shall continue to pay a premium equal to 102 percent of the total premium charged (state and employee contributions) for an active employee participating in the same plan option.

(d) The state Employees' Prescription Drug Program shall be governed by the provisions of s.110.12315, Florida Statutes. Under the State Employees' Prescription Drug Program, the following shall apply:

1. Effective July 1, 2020, for the purpose of encouraging an individual to change from brand name drugs to generic drugs, the department may continue to waive co-payments for a six month supply of a generic statin or a generic proton pump inhibitor.

2. The State Employees' Prescription Drug Program shall provide coverage for smoking cessation prescription drugs; however, members shall be responsible for appropriate co-payments and deductibles when applicable.

#### (4) OTHER BENEFITS

(a) The following items shall be implemented in accordance with the provisions of this act and with the applicable negotiated collective bargaining agreement:

1. The state shall provide up to six (6) credit hours of tuition-free courses per term at a state university, state college or community college to full-time employees on a space available basis as authorized by law.

2. The state shall continue to reimburse, at current levels, for replacement of personal property.

3. Each agency, at the discretion of the agency head, may expend funds provided in this act for bar dues and for legal education courses for employees who are required to be a member of the Florida Bar as a condition of employment.

4. The state shall continue to provide, at current levels, clothing allowances and uniform maintenance and shoe allowances.

(b) All state branches, departments, and agencies which have established or approved personnel policies for the payment of accumulated and unused annual leave, shall not provide payment which exceeds a maximum of 480 hours of actual payment to each employee for accumulated and unused annual leave.

(c) Upon termination of employees in the Senior Management Service, Selected Exempt Service, or positions with comparable benefits, payments for unused annual leave credits accrued on the member's last anniversary date shall be prorated at 1/12th of the last annual amount credited for each month, or portion thereof, worked subsequent to the member's last anniversary date.

#### (5) PAY ADDITIVES AND OTHER INCENTIVE PROGRAMS

The following pay additives and other incentive programs are authorized for the 2020-2021 fiscal year from existing agency resources consistent with provisions of sections 110.2035 and 216.251, Florida Statutes, the applicable rules promulgated by the Department of Management Services and negotiated collective bargaining agreements.

(a) Each agency is authorized to continue to pay, at the levels in effect on June 30, 2007, on-call fees and shift differentials as necessary to perform normal operations of the agency.

(b) Each agency that had a training program in existence on June 30, 2006, which included granting pay additives to participating employees, is authorized to continue such training program for the 2020-2021 fiscal year. Such additives shall be granted under the provisions of the law administrative rules, and collective bargaining agreements.

(c) Each agency is authorized to continue to grant temporary special duties pay additives to employees assigned additional duties as a result of another employee being absent from work pursuant to the Family Medical Leave Act or authorized military leave. The notification process described in section 110.2035(6)(c), Florida Statutes, does not apply to additives authorized in this paragraph.

(d) Each agency is authorized to grant merit pay increases based on the employee's exemplary performance as evidenced by a performance evaluation conducted pursuant to chapter 60L-35, Florida Administrative Code, or a similar performance evaluation applicable to other pay plans. The Chief Justice may exempt judicial branch employees from the performance evaluation requirements of this paragraph.

(e) Contingent upon the availability of funds and at the agency head's discretion, each agency is authorized to grant a temporary special duties pay additive, of up to 15 percent of the employee's base rate of pay, to each employee temporarily deployed to a facility or area closed due to emergency conditions from another area of the state that is not closed.

(f) The Fish and Wildlife Conservation Commission may continue to grant temporary special duty pay additives to law enforcement officers who perform additional duties as K-9 handlers, regional recruiters/media coordinators, and breath test operators/inspectors, and may grant temporary special duty pay additives to law enforcement officers who perform additional duties as offshore patrol vessel crew members, special operations group members, and long-term covert investigators.

(g) The Fish and Wildlife Conservation Commission is authorized to grant critical market pay additives to employees residing in and assigned to Lee County, Collier County, Monroe County, Broward County, or Miami-Dade County, at the levels that the employing agency granted salary increases for similar purposes prior to July 1, 2006. These pay additives shall be granted only during the time in which the employee resides in, and is assigned to duties within, those counties. In no instance may the employee receive an adjustment to the employee's base rate of pay and a critical market pay additive based on the employee residing in and being assigned in the specified counties.

(h) The Department of Highway Safety and Motor Vehicles is authorized to grant critical market pay additives to sworn law enforcement officers residing in and assigned to:

1. Lee County, Collier County, or Monroe County, at the levels that the employing agency granted salary increases for similar purposes prior to July 1, 2006;
2. Hillsborough, Orange, Pinellas, Duval, Marion, and Escambia counties, at \$5,000, or, in lieu thereof, an equivalent salary adjustment that was made during Fiscal Year 2015-2016;
3. Alachua, Baker, Brevard, Clay, Charlotte, Flagler, Manatee, Nassau, Osceola, Pasco, Sarasota, Santa Rosa, St. Johns, and Volusia Counties at \$5,000.

These critical market pay additives and equivalent salary adjustment may be granted only during the time in which the employee resides in, and is assigned to duties within, those counties. In no instance may the employee receive an adjustment to the employee's base rate of pay and a critical market pay additive based on the employee residing in and being assigned in the specified counties.

(i) The Department of Highway Safety and Motor Vehicles may grant special duty pay additives of \$2,000 for law enforcement officers who perform additional duties as K-9 handlers; felony officers; criminal interdiction officers; criminal investigation and intelligence officers; new recruit background checks and training, and technical support officers; drug recognition experts; hazardous material squad members;

compliance investigation squad members; motorcycle squad members; Quick Response Force Team; Honor Guard; or Florida Advanced Investigation and Reconstruction Teams.

(j) The Department of Highway Safety and Motor Vehicles may provide a critical market pay additive of \$1,300 to non-sworn Florida Highway Patrol personnel working and residing in Miami-Dade and Broward counties. These critical market pay additives shall be granted during the time the employee resides in, and is assigned duties within, those counties.

(k) The Department of Highway Safety and Motor Vehicles is authorized to continue to grant a pay additive of \$162.50 per pay period for law enforcement officers assigned to the Office of Motor Carrier Compliance who maintain certification by the Commercial Vehicle Safety Alliance.

(l) The Department of Transportation is authorized to continue its training program for employees in the areas of transportation engineering, right-of-way acquisition, relocation benefits administration, right-of-way property management, real estate appraisal, and business valuation under the same guidelines established for the training program prior to June 30, 2006.

(m) The Department of Corrections may continue to grant hazardous duty pay additives, as necessary, to those employees assigned to the Department of Corrections Institutions' Rapid Response Teams (including the baton, shotgun, and chemical agent teams) and the Correctional Emergency Response Teams.

(n) The Department of Corrections may continue to grant a temporary special duties pay additive of up to 10 percent of the employee's base rate of pay for each certified correctional officer (class code 8003); certified correctional officer sergeant (class code 8005); certified correctional officer lieutenant (class code 8011), and certified correctional officer captain (class code 8013). For purposes of determining eligibility for this special pay additive, the term "certified" means the employee has obtained a correctional behavioral mental health certification as provided through the American Correctional Association. Such additive may be awarded only during the time the certified officer is employed in an assigned mental health unit post.

(o) The Department of Corrections may continue to grant a one-time \$1,000 hiring bonus to newly-hired correctional officers (class code 8003) who are hired to fill positions at a correctional institution that had a vacancy rate for such positions of more than 10 percent for the preceding calendar quarter. The bonus may not be awarded before the officer obtains his or her correctional officer certification. Current employees and former employees who have had a break in service with the Department of Corrections of 31 days or less, are not eligible for this bonus.

(p) The Department of Corrections may grant a one-time \$1,000 hiring bonus to newly hired teachers and instructors (class codes 1313, 1315, 4133, 8085, 8093, 9095) at a correctional institution. Current employees and former employees who have had a break in service with the Department of Corrections of 31 days or less, are not eligible for this bonus.

(q) The Department of Children and Families may grant a temporary special duties pay additive of 5 percent of the employee's base rate of pay to:

1. All employees in the Human Services Worker I, Human Services Worker II, and Unit Treatment and Rehabilitation Specialist classes who work within the 13-1E, 13-1W, 32N, or 32S living areas at the Northeast Florida State Hospital. Such additive may be awarded only during the time the employees work within those living areas at the Northeast Florida State Hospital.
2. All employees in the Human Services Worker I, Human Services Worker II, and Unit Treatment and Rehabilitation Specialist classes who work within the Specialty Care Unit or Medical Services Unit at the Florida State Hospital. Such additive may be awarded only during the time those employees work within the Specialty Care Unit or Medical Services Unit at the Florida State Hospital.
3. All employees in Child Protective Investigator and Senior Child Protective Investigator classes who work in a weekend support unit. Such additive may be awarded only during the time such employees work in a

weekend unit.

4. All Adult Registry Counselors who work in a weekend unit at the Abuse Hotline. Such additive may be awarded only during the time such employees work in a weekend unit.

(r) The Department of Financial Services may grant special duty pay additives of \$2,000 for law enforcement officers who perform additional duties as K-9 handlers.

(6) COLLECTIVE BARGAINING

All collective bargaining issues at impasse relating to mandatory subjects of collective bargaining shall be resolved by the Legislature.

SECTION 9. The unexpended balance of funds provided to the Department of Education for the Coach Aaron Feis Guardian Program in Specific Appropriation 95 and section 14 of chapter 2019-115, Laws of Florida, is hereby reverted and appropriated for Fiscal Year 2020-2021 to the Department of Education for the same purpose.

SECTION 10. The unexpended balance of funds provided to the Department of Education for the Gardiner Scholarship Program in Specific Appropriation 110 of chapter 2019-115, Laws of Florida, is hereby reverted and appropriated for Fiscal Year 2020-2021 to the Department of Education for the same purpose. The funds shall be 100% released to the Department of Education at the beginning of the first quarter of the fiscal year.

SECTION 11. The unexpended balance of funds provided to the Department of Education for the Community School Grant Program in Specific Appropriation 112A of chapter 2019-115, Laws of Florida, is hereby reverted and appropriated for Fiscal Year 2020-2021 to the Department of Education for the same purpose.

SECTION 12. The unexpended balance of funds provided to the Department of Education for the Pathways to Career Opportunities Grant in Specific Appropriation 125A of chapter 2019-115, Laws of Florida, is hereby reverted and appropriated for Fiscal Year 2020-2021 to the Department of Education for the same purpose.

SECTION 13. There is hereby appropriated for Fiscal Year 2019-2020, \$31,303,639 in nonrecurring funds from the Educational Enhancement Trust Fund to the Department of Education for the deficit in the Bright Futures Scholarship Program. This section shall take effect upon becoming law.

SECTION 14. There is hereby appropriated for Fiscal Year 2019-2020, \$688,723 in nonrecurring funds from the General Revenue Fund to the Department of Education for the deficit in the Benacquisto Scholarship Program. This section shall take effect upon becoming law.

SECTION 15. The nonrecurring sums of \$8,969 from the General Revenue Fund and \$2,632,593 from the Medical Care Trust Fund are appropriated to the Agency for Health Care Administration for Fiscal Year 2019-2020 for deficits in the Florida KidCare Program certified forward expenditures from Fiscal Year 2018-2019 that were paid during Fiscal Year 2019-2020. This section shall take effect upon becoming a law.

SECTION 16. The nonrecurring sums of \$51,247,866 from the General Revenue Fund and \$83,049,477 from the Operations and Maintenance Trust Fund is appropriated to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver appropriation category for Fiscal Year 2019-2020 to address Fiscal Year 2019-2020 deficits from the Home and Community Based Services Waiver. The nonrecurring sum of \$134,297,343 from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration in the Home and Community Based Services Waiver category for Fiscal Year 2019-2020. This section shall take effect upon becoming a law.

SECTION 17. The nonrecurring sums of \$41,155,174 from the General Revenue Fund and \$66,693,814 from the Operations and Maintenance Trust Fund is appropriated to the Agency for Persons with Disabilities in the Home and Community Based Services Waiver appropriation category for Fiscal Year 2019-2020 to address Fiscal Year 2018-2019 deficits from the Home and Community Based Services Waiver. The nonrecurring sum of \$107,848,988 from the Medical Care Trust Fund is appropriated to the Agency for Health Care Administration in the Home and Community Based Services Waiver category for Fiscal Year 2019-2020. This section shall

take effect upon becoming a law.

SECTION 18. The nonrecurring sums of \$482,709 from the Welfare Transition Trust Fund and \$3,810,577 from the Federal Grants Trust Fund are appropriated to the Department of Children and Families for Fiscal Year 2019-2020 for Maintenance Adoption Assistance Payments in accordance with section 409.166, Florida Statutes. This section shall take effect upon becoming a law.

SECTION 19. The nonrecurring sum of \$710,000 from the General Revenue Fund is appropriated to the Department of Elder Affairs in the Salary and Benefits appropriation category for Fiscal Year 2019-2020 for the Comprehensive Eligibility Services (CARES) program. This section shall take effect upon becoming a law.

SECTION 20. The unexpended balance of funds provided in Specific Appropriation 410 of chapter 2019-115, Laws of Florida, to the Department of Elder Affairs for the implementation of the Enterprise Client Information and Registration Tracking System (eCIRTS) shall revert and is appropriated to the department for Fiscal Year 2020-2021 for the same purpose in the Enterprise Client Information and Registration Tracking System (eCIRTS) category. The funds shall be held in reserve and the department is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Release is contingent upon the approval of a comprehensive operational work plan reflecting all project tasks and a detailed spend plan reflecting estimated and actual costs that comport with each deliverable proposed by the department.

SECTION 21. The nonrecurring sum of \$10,000,000 from the General Revenue Fund is appropriated to the Department of Health in the Aid to Local Governments Contribution to County Health Units appropriation category for Fiscal Year 2019-2020 to address the Hepatitis A outbreak. Any unexpended balance of funds appropriated in this section shall revert after June 30, 2020, and is appropriated to the department for Fiscal Year 2020-2021 for the same purpose. This section shall take effect upon becoming a law.

SECTION 22. The unexpended balance of funds from the Grants and Donations Trust Fund in Specific Appropriation 474 of chapter 2019-115, Laws of Florida, provided to the Department of Health for the Office of Medical Marijuana Use shall revert and is appropriated for Fiscal Year 2020-2021 in the Contracted Services category for the same purpose. The funds shall be placed in reserve and the department is authorized to submit budget amendments for the release of these funds pursuant to the provisions of chapter 216, Florida Statutes. Release of funds held in reserve for the implementation of a statewide seed-to-sale tracking system, technology upgrades to the Medical Marijuana Use Registry, and completion of a licensure and regulatory system are contingent upon the approval of a comprehensive operational work plan for each project reflecting all project tasks and a detailed spending plan reflecting estimated and actual costs that comport with each deliverable proposed by the department. Upon execution of the contract for each project, the department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chairs of the Senate Committee on Appropriations and the House of Representatives Appropriations Committee.

SECTION 23. The nonrecurring sum of \$1,820,000 from the General Revenue Fund is appropriated to the Department of Veterans' Affairs in the Additions and Improvements to the Veterans' Homes appropriation category for Fiscal Year 2019-2020 for fixed capital outlay repairs at the Lake Baldwin State Veterans' Nursing Home in Orange County. This section shall take effect upon becoming a law.

SECTION 24. The nonrecurring sum of \$2,000,000 from the General Revenue Fund is appropriated to the Office of Program Policy Analysis and Government Accountability for Fiscal Year 2019-20 to contract with an independent consulting firm to prepare a specific, multi-year master plan of action that addresses the repair or replacement of facilities in the prison system. The plan shall identify appropriate specifications necessary for safe, secure, cost effective and efficient facilities compliant with constitutional requirements while providing appropriate services to the inmate population. The master plan must include a comprehensive review of the operational, program, and physical plant needs of the Department of Corrections, and prioritize identified needs based on the immediacy of the issues. The master plan must be completed by February 1, 2021. Any unexpended funds shall revert and is appropriated for Fiscal Year 2020-2021 for the same purpose. This

section shall take effect upon becoming law.

SECTION 25. The unexpended balance of funds provided to the Florida Department of Law Enforcement, for domestic security projects in Specific Appropriation 2048A of Chapter 2019-115, Laws of Florida, subsequently distributed through budget amendment EOG #B2020-0014, and the unexpended balance of funds appropriated to the Florida Department of Law Enforcement in Section 50 of Chapter 2019-115, Laws of Florida, are reverted and appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 26. The unexpended balance of nonrecurring funds appropriated to the Florida Department of Law Enforcement to provide financial assistance to entities for the transition to incident-based crime reporting in Specific Appropriation 1306 of Chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 27. The unexpended balance within the General Revenue Fund appropriated in Specific Appropriation 3247 of chapter 2019-115, Laws of Florida, for the State Courts System Problem Solving Courts, shall revert and is appropriated for Fiscal Year 2020-2021 for the same purpose.

SECTION 28. The unexpended balance within the General Revenue Fund provided to the Office of State Court Administrator in Specific Appropriation 3259 of chapter 2019-115, Laws of Florida, for medication-assisted treatment of substance abuse disorders in individuals involved in the criminal justice system, individuals who have a high likelihood of becoming involved in the criminal justice system, or individuals who are in court-ordered, community-based drug treatment, shall revert and is appropriated for Fiscal Year 2020-2021 for the same purpose.

SECTION 29. The unexpended balance within the General Revenue Fund appropriated in Specific Appropriation 3222A of chapter 2019-115, Laws of Florida, for an information technology platform to electronically transmit alert reminders and information to individuals involved in the criminal justice system, shall revert and is appropriated for Fiscal Year 2020-2021 for the same purpose.

SECTION 30. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services for storm damages associated with Tropical Storm Debby pursuant to budget amendment EOG #B2013-0213 and subsequently distributed to the department pursuant to budget amendment EOG #B2020-0005, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 31. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services for domestic security issues in Specific Appropriation 1964A of chapter 2018-9 Laws of Florida, and subsequently distributed to the department pursuant to budget amendment EOG #B2020-0005, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 32. The sum of \$1,871,727 from the Federal Grants Trust Fund is appropriated to the Department of Agriculture and Consumer Services for Fiscal Year 2019-2020 for the Emergency Food Assistance Program. This section is effective upon becoming law.

SECTION 33. The sum of \$19,173,978 in nonrecurring funds from the General Revenue Fund is appropriated for the Department of Agriculture and Consumer Services for Fiscal Year 2019-2020, to make full and final payment of all amounts due on all judgments, including interest thereon, rendered against the Department of Agriculture and Consumer Services and the Commissioner of Agriculture in the case of Dellaserva v. Florida Department of Agriculture and Consumer Services, et al, Case No. 03-1947 CA WCM (20th Judicial Circuit in and for Lee County, Florida). Release of the funds is contingent upon the Department of Agriculture and Consumer Services and the Commissioner of Agriculture obtaining from counsel for the plaintiffs and class a recodation of a satisfaction of all judgments rendered in that case; or in the alternative, is contingent upon the Department of Agriculture and Consumer Services and the Commissioner of Agriculture pursuing the procedures set out in section 55.141, Florida Statutes, for obtaining satisfactions of all judgments rendered in that case from the Clerk of the Circuit Court of Lee County. This section shall take effect upon becoming a law.

SECTION 34. The unexpended balance of funds provided to the Department

of Financial Services from the Insurance Regulatory Trust Fund for Hurricane Michael storm related expenditures pursuant to budget amendments EOG #B2019-0253, EOG #B2019-0337, and EOG #2020-B0029, shall revert, and are appropriated for Fiscal Year 2020-2021 to the Department of Financial Services for the same purpose.

SECTION 35. The unexpended balance of funds provided to the Department of Financial Services from the Insurance Regulatory Trust Fund for the Local Government Electronic Reporting System in section 65, chapter 2019-115, Laws of Florida, and the unexpended balance of funds provided from the General Revenue Fund in Specific Appropriation 2360, chapter 2019-115, Laws of Florida, shall revert, and are appropriated for Fiscal Year 2020-2021 to the Department of Financial Services for the same purpose.

SECTION 36. The unexpended balances of funds provided to the Department of Financial Services from the Insurance Regulatory Trust Fund for Hurricane Dorian storm related expenditures pursuant to budget amendment EOG #B2020-0196, shall revert, and are appropriated for Fiscal Year 2020-2021 to the Department of Financial Services for the same purpose.

SECTION 37. The unexpended balance of funds provided to the Department of Financial Services for domestic security issues in Section 69 of Chapter 2019-115, Laws of Florida, from the Insurance Regulatory Trust Fund, shall revert, and is appropriated for Fiscal Year 2020-2021 to the Department of Financial Services for the same purpose.

SECTION 38. The sum of \$10,000,000 from the Insurance Regulatory Trust Fund within the Department Financial Services shall be transferred to the Department of Environmental Protection for environmental cleanup at the Florida State Fire College. This section is effective upon becoming law.

SECTION 39. The unexpended balance of funds from the Law Enforcement Radio Trust Fund, provided to the Department of Management Services for acquiring and maintaining necessary staff augmentation support for the Statewide Law Enforcement Radio System appropriated in Specific Appropriation 2942 of chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 40. The unexpended balance of funds from the Operating Trust Fund provided to the Department of Management Services in Specific Appropriation 2941 of chapter 2019-115, Laws of Florida, for the First Responder Network Authority (FirstNet) Grant, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 41. The unexpended balance of funds from the Communications Working Capital Trust Fund provided to the Department of Management Services in Specific Appropriation 2929 and section 76 of chapter 2019-115, Laws of Florida, for acquiring and maintaining the necessary staff augmentation subject matter expertise and independent verification and validation (IV&V) support services to continue the migration of SUNCOM Communications Services, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 42. The unexpended balance of funds from the Operating Trust Fund provided to the Department of Management Services for technical support for the transition to a scalable MyFloridaMarketPlace platform appropriated in Specific Appropriation 2843 of chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 43. The unexpended balance of funds from the Emergency Communications Number E911 System Trust fund provided to the Department of Management Services for the National Highway Traffic Safety Administration (NHTSA) and National Telecommunication and Information Administration (NTIS) 911 Grant, appropriated in Specific Appropriation 2927A of chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 44. The unexpended balance of funds from the General Revenue Fund provided to the Department of Management Services in section 79 of chapter 2019-115, Laws of Florida, relating to the former Arthur G. Dozier School for Boys, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 45. The nonrecurring sums of \$105,196 from the General Revenue

Fund and \$204,203 from the Federal Grants Trust Fund are appropriated to the Department of Revenue for Fiscal Year 2019-2020 for distribution to the Office of the State Courts Administrator to support pay increases for judicial employees pursuant to Section 8(2)(b) of Chapter 2019-115, Laws of Florida. This section is effective upon becoming a law.

SECTION 46. The unexpended balance of funds provided to the Department of Economic Opportunity for the Community Development Block Grant - Disaster Recovery Program in Specific Appropriation 2300 of Chapter 2019-115, Laws of Florida, and the unexpended balance of funds provided to the Department of Economic Opportunity in Section 80 of Chapter 2019-115, Laws of Florida, shall revert and are appropriated for Fiscal Year 2020-2021 to the department for the Community Development Block Grant Disaster Recovery and Community Development Block Grant Mitigation Programs for Hurricanes Hermine, Matthew, Irma, and Michael.

SECTION 47. The unexpended balance of funds provided to the Department of Economic Opportunity for the Revolving Loan Fund Program in Section 81 of Chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 48. The unexpended balance of funds provided to the Executive Office of the Governor, Division of Emergency Management, for domestic security projects in Specific Appropriation 2048A of Chapter 2019-115, Laws of Florida, subsequently distributed through budget amendment EOG# B2020-0014, and the unexpended balance of funds appropriated to the Executive Office of the Governor, Division of Emergency Management, in Section 83 of Chapter 2019-115, Laws of Florida, shall revert and are appropriated for Fiscal Year 2020-2021 to the division for the same purpose.

SECTION 49. The unexpended balance of funds provided to the Executive Office of the Governor, Division of Emergency Management, for the Federal Emergency Management Performance Grant in Specific Appropriations 2644 and 2652 of Chapter 2019-115, Laws of Florida, and the unexpended balance of funds appropriated to the Executive Office of the Governor, Division of Emergency Management, in Section 84 of Chapter 2019-115, Laws of Florida, shall revert and are appropriated for Fiscal Year 2020-2021 to the division for the same purpose.

SECTION 50. The unexpended balance of funds provided to the Executive Office of the Governor, Division of Emergency Management, for the Hurricane Loss Mitigation Program in Specific Appropriation 2662 of Chapter 2019-115, Laws of Florida, and the unexpended balance of funds appropriated to the Executive Office of the Governor, Division of Emergency Management, in Section 85 of Chapter 2019-115, Laws of Florida, shall revert and are appropriated for Fiscal Year 2020-2021 to the division for the same purpose.

SECTION 51. The unexpended balance of funds provided to the Executive Office of the Governor, Division of Emergency Management, for the federal Citrus Disaster Recovery Program in Section 87 of Chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the division for the same purpose.

SECTION 52. The unexpended balance of funds provided to the Executive Office of the Governor, Division of Emergency Management, for LiDAR in Specific Appropriation 2564 of Chapter 2018-9, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the division for the same purpose.

SECTION 53. The unexpended balance of funds provided to the Department of Highway Safety and Motor Vehicles for the Florida Real Time Vehicle Equipment Refresh Project in Section 89 of Chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 54. The unexpended balance of funds provided to the Department of Highway Safety and Motor Vehicles for the Florida Highway Patrol Station Renovations - Troop D (Orlando) in Specific Appropriation 2700 of chapter 2019-115, Laws of Florida, shall immediately revert and \$5,950,000 from the Highway Safety Operating Trust Fund is appropriated to the department for Fiscal Year 2019-2020 for the purpose of negotiating the purchase of a facility for the headquarters of Florida Highway Patrol Troop D.

Prior to execution of a contract for purchase and upon submission of the budget amendment for release of funds, a report shall be submitted to

the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee. The report must detail any findings of the building inspector's report and the estimated cost to repair or correct any deficiencies or code corrections identified. The Department of Highway Safety and Motor Vehicles shall request the release of funds pursuant to the provisions of chapter 216, Florida Statutes. This section shall take effect upon becoming a law.

SECTION 55. The unexpended balance of funds provided to the Department of State for the procurement and implementation of a commercial registry solution in Specific Appropriation 3179 of chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-21 to the department for the same purpose. Of these funds, \$2,400,000 shall be placed in reserve. The Department of State is authorized to submit quarterly budget amendments to request release of funds held in reserve pursuant to the provisions of chapter 216, Florida Statutes. Each budget amendment shall include a detailed operational work plan and detailed spending plan.

Of the funds provided up to \$300,000 shall be used by the Department to competitively procure a private sector provider with experience in conducting independent verification and validation services of public sector information technology projects to provide independent verification and validation for the commercial registry project. The contract shall require that all deliverables be simultaneously provided to the department, the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

The department shall provide a quarterly project status report to the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Committee on Appropriations, and the chair of the House Appropriations Committee. The report must include progress made to date for each project, milestone and contract deliverable, planned and actual completion dates, planned and actual costs incurred, and any current project issues and risks.

SECTION 56. The unexpended funds provided to the Department of State, Division of Historical Resources in Specific Appropriation 3174 of Chapter 2019-115, Laws of Florida, shall revert and is appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 57. The unexpended funds provided to the Department of State, Division of Library and Information Services for federal Library Services and Technology Act grants in budget amendment EOG# B2019-0022 and Specific Appropriation 3189 of chapter 2019-115, Laws of Florida, shall revert and are appropriated for Fiscal Year 2020-2021 to the department for the same purpose.

SECTION 58. The unexpended balance of funds provided to the Department of Transportation in Specific Appropriation 2016 and Section 91, chapter 2019-115, Laws of Florida, for the Work Program Integration Initiative Project shall revert immediately and \$8,605,340 of the unexpended balance of funds is appropriated to the Department of Transportation for the same purpose and these funds shall be placed in reserve. The department is authorized to conduct a competitive procurement for the software and services to replace the Department's Financial Management system comprised of: Work Program Administration, Federal Authorization, Federal Program Management, and Project Cost Management. As a part of the procurement, the department shall complete a fit gap analysis to determine how the proposed software aligns with the department's detailed business requirements.

The department is authorized to submit quarterly budget amendments to request release of funds being held in reserve pursuant to the provisions of chapter 216, Florida Statutes, and based on the department's planned quarterly expenditures. Release is contingent upon approval of a comprehensive operational work plan identifying all project work and a monthly spend plan detailing estimated and actual costs. The department shall submit monthly project status reports to the Executive Office of Governor, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee. Each status report must include progress made to date for each project milestone, deliverable, and task order, planned and actual deliverable completion dates, planned and actual deliverable completion dates, planned and actual costs incurred, and any project issues and risks.

The department shall procure a private sector provider with experience



in conducting independent verification and validation services of public sector information technology projects to provide independent verification and validation services for all department staff and vendor work needed to implement the initiative. The contract shall require that all deliverables be simultaneously provided to the department, the Department of Management Services, the Executive Office of Governor, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

SECTION 59. The unexpended balance of funds provided to the Department of Transportation for the Transportation Disadvantaged Commission to do training and technical assistance grants as part of M-CORES funding in budget amendment EOG# B2019-0026 shall revert and is appropriated for the same purpose.

SECTION 60. The unexpended balance of funds provided to the Department of Transportation in Specific Appropriation 1906A of Chapter 2018-9, Laws of Florida, for the County Road 220 Capacity Improvements shall revert and is appropriated for Fiscal Year 2020-2021 to the department for County Road 220 construction and other road improvements (Senate Form 2450).

SECTION 61. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2020-B0306 as submitted on January 6, 2020, by the Governor on behalf of the Department of Corrections for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2019-2020 consistent with the amendment. This section is effective upon becoming law.

SECTION 62. The Legislature hereby adopts by reference for the 2019-2020 fiscal year the alternate compliance calculation amounts as the reduction calculation to the class size operating categorical fund required by section 1003.03(4), Florida Statutes, as set forth in Budget Amendment EOG XXX as submitted by the Governor on behalf of the Commissioner of Education for approval by the Legislative Budget Commission. The Commissioner of Education shall modify payments to school districts as required by section 1003.03(4), Florida Statutes, for the 2019-2020 fiscal year. This section is effective upon becoming law.

SECTION 63. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2020-B0313 as submitted by the Governor on January 13, 2020, on behalf of the Department of Health for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2019-2020 consistent with the amendment. This section is effective upon becoming law.

SECTION 64. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG #B2020-B0314 as submitted by the Governor on January 13, 2020, on behalf of the Department of Health for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2019-2020 consistent with the amendment. This section is effective upon becoming law.

SECTION 65. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment #B2019-0311 as submitted by the Governor on behalf of the Department of Transportation for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2019-2020 consistent with the amendment. This section is effective upon becoming law.

SECTION 66. Pursuant to section 215.32(2)(b)4.a., Florida Statutes, \$107,000,000 from unobligated cash balance amounts specified from the following trust funds shall be transferred to the General Revenue Fund for Fiscal Year 2020-2021:

AGENCY FOR HEALTH CARE ADMINISTRATION	
Grants and Donations Trust Fund.....	15,000,000
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION	
Division of Florida Condominiums, Timeshares and Mobile	
Homes Trust Fund.....	5,000,000
Professional Regulation Trust Fund.....	8,000,000
DEPARTMENT OF ENVIRONMENTAL PROTECTION	
Inland Protection Trust Fund.....	65,000,000
DEPARTMENT OF FINANCIAL SERVICES	

Regulatory Trust Fund/Office of Financial Regulation.....	4,000,000
DEPARTMENT OF HEALTH	
Medical Quality Assurance Trust Fund.....	5,000,000
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES	
Highway Safety Operating Trust Fund.....	5,000,000

Funds specified above from each trust fund shall be transferred in four equal installments on a quarterly basis during the fiscal year.

This section shall take effect upon becoming law.

SECTION 67. The Chief Financial Officer is hereby authorized to transfer \$100,000,000 from the General Revenue Fund to the Budget Stabilization Fund for Fiscal Year 2020-2021, as required by s.19(g) Article III of the Constitution of the State of Florida.

SECTION 68. Any section of this act, or any appropriation herein contained, if found to be invalid shall in no way affect other sections or specific appropriations contained in this act.

SECTION 69. Except as otherwise provided herein, this act shall take effect July 1, 2020, or upon becoming law, whichever occurs later; however, if this act becomes law after July 1, 2020, then it shall operate retroactively to July 1, 2020.

#### TOTAL THIS GENERAL APPROPRIATION ACT

FROM GENERAL REVENUE FUND . . . . .	35,057,937,289	
FROM TRUST FUNDS . . . . .		57,774,262,281
TOTAL POSITIONS . . . . .	113,513.51	
TOTAL ALL FUNDS . . . . .		92,832,199,570
TOTAL APPROVED SALARY RATE . . . . .	5,262,828,376	

ITEMIZATION OF EXPENDITURE TOTALS  
(FOR INFORMATION ONLY)SPB 2500 FY 20-21  
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>OPERATING</u>							
A - STATE OPERATIONS	6,581.0	.0	.0	73.4	7,971.5	14,625.8	113,513.51
B - AID TO LOC GOV - OPERATION	16,615.9	1,211.6	.0	.0	6,034.7	23,862.2	.00
C - PYMT OF PEN, BEN & CLAIMS	414.6	724.0	.0	.0	40.4	1,179.1	.00
D - PASS THRU/ST & FED FUNDS	2,976.0	103.8	.0	.0	5,397.2	8,477.0	.00
E - MEDICAID AND TANF	7,809.0	.0	.0	337.4	23,172.0	31,318.3	.00
H - TRANS TO OTHER ENTITIES	78.7	.0	.0	.0	79.3	158.1	.00
TOTAL OPERATING	34,475.2	2,039.4	.0	410.8	42,695.1	79,620.5	113,513.51
<u>FIXED CAPITAL OUTLAY</u>							
I - STATE CAPITAL OUTLAY - DMS	50.8	.0	.0	.0	16.7	67.5	.00
J - ST CAPITAL OUTLAY - AGENCY	87.7	.0	.0	.0	481.0	568.6	.00
K - STATE CAPITAL OUTLAY - DOT	.0	.0	.0	.0	9,186.7	9,186.7	.00
L - STATE CAPITAL OUTLAY-PECO	.0	.0	353.6	.0	48.0	401.6	.00
M - AID TO LOC GOVT-CAP OUTLAY	392.8	.0	.0	.0	903.9	1,296.6	.00
N - DEBT SERVICE	51.5	175.9	844.1	.0	619.1	1,690.7	.00
TOTAL FIXED CAPITAL OUTLAY	582.7	175.9	1,197.7	.0	11,255.3	13,211.7	.00
TOTAL ITEM. OF EXPENDITURES	35,057.9	2,215.3	1,197.7	410.8	53,950.4	92,832.2	113,513.51

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
<u>SECTION 1 - EDUCATION ENHANCEMENT</u>			
<u>OPERATING</u>			
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .		1,211,610,283	1,211,610,283
TOTAL AID TO LOC GOV - OPERATION		1,211,610,283	1,211,610,283
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING . . . . .		724,033,740	724,033,740
TOTAL PYMT OF PEN, BEN & CLAIMS		724,033,740	724,033,740
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING . . . . .		103,776,356	103,776,356
TOTAL PASS THRU/ST & FED FUNDS		103,776,356	103,776,356
<u>FIXED CAPITAL OUTLAY</u>			
DEBT SERVICE			
STATE FUNDS - NONMATCHING . . . . .		175,916,981	175,916,981
TOTAL DEBT SERVICE		175,916,981	175,916,981
TOTAL SECTION 1 . . . . .		2,215,337,360	2,215,337,360
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .		2,215,337,360	2,215,337,360
TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .		2,039,420,379	2,039,420,379
FIXED CAPITAL OUTLAY . . . . .		175,916,981	175,916,981
<u>SECTION 2 - EDUCATION (ALL OTHER FUNDS)</u>			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING . . . . .	239,206,509	50,759,890	289,966,399
STATE FUNDS - MATCHING . . . . .	47,629,205	2,095,000	49,724,205
FEDERAL FUNDS . . . . .		313,996,222	313,996,222
TRANS/RECIPIENT/FED FUNDS . . . . .		525,826	525,826
POSITIONS			
TOTAL STATE OPERATIONS	286,835,714	367,376,938	654,212,652
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .	14,018,971,798	2,144,057,548	16,163,029,346
STATE FUNDS - MATCHING . . . . .	207,023,465		207,023,465
FEDERAL FUNDS . . . . .		680,848,330	680,848,330
TOTAL AID TO LOC GOV - OPERATION	14,225,995,263	2,824,905,878	17,050,901,141
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING . . . . .	378,563,609	1,467,506	380,031,115
FEDERAL FUNDS . . . . .		105,000	105,000
TOTAL PYMT OF PEN, BEN & CLAIMS	378,563,609	1,572,506	380,136,115

SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
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## SECTION 2 - EDUCATION (ALL OTHER FUNDS)

OPERATING

PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING . . . . .	2,954,926,622	86,161,098	3,041,087,720
FEDERAL FUNDS . . . . .		1,983,309,134	1,983,309,134
TOTAL PASS THRU/ST & FED FUNDS	2,954,926,622	2,069,470,232	5,024,396,854

TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING . . . . .	2,819,522	4,560,210	7,379,732
STATE FUNDS - MATCHING . . . . .	104,812		104,812
FEDERAL FUNDS . . . . .		2,128,480	2,128,480
TOTAL TRANS TO OTHER ENTITIES	2,924,334	6,688,690	9,613,024

FIXED CAPITAL OUTLAY

STATE CAPITAL OUTLAY-PECO			
STATE FUNDS - NONMATCHING . . . . .		401,600,000	401,600,000
TOTAL STATE CAPITAL OUTLAY-PECO		401,600,000	401,600,000

AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING . . . . .	46,692,100		46,692,100
TOTAL AID TO LOC GOVT-CAP OUTLAY	46,692,100		46,692,100

DEBT SERVICE			
STATE FUNDS - NONMATCHING . . . . .		984,586,229	984,586,229
TOTAL DEBT SERVICE		984,586,229	984,586,229

TOTAL SECTION 2 . . . . .	17,895,937,642	6,656,200,473	24,552,138,115
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FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .	17,641,180,160	3,673,192,481	21,314,372,641
STATE FUNDS - MATCHING . . . . .	254,757,482	2,095,000	256,852,482
FEDERAL FUNDS . . . . .		2,980,387,166	2,980,387,166
TRANS/RECIPIENT/FED FUNDS . . . . .		525,826	525,826

TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .	17,849,245,542	5,270,014,244	23,119,259,786
FIXED CAPITAL OUTLAY . . . . .	46,692,100	1,386,186,229	1,432,878,329

## SECTION 3 - HUMAN SERVICES

OPERATING

STATE OPERATIONS			
STATE FUNDS - NONMATCHING . . . . .	275,875,530	831,118,699	1,106,994,229
STATE FUNDS - MATCHING . . . . .	509,102,033	322,193,523	831,295,556
FEDERAL FUNDS . . . . .		1,623,304,265	1,623,304,265
TRANS/RECIPIENT/FED FUNDS . . . . .		116,966,687	116,966,687

TOTAL STATE OPERATIONS	784,977,563	2,893,583,174	3,678,560,737
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SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
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## SECTION 3 - HUMAN SERVICES

OPERATING

AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .	568,326,256	73,817,904	642,144,160
STATE FUNDS - MATCHING . . . . .	1,418,280,664	108,426,374	1,526,707,038
FEDERAL FUNDS . . . . .		1,980,850,902	1,980,850,902
TRANS/RECIPIENT/FED FUNDS . . . . .		152,139,114	152,139,114

TOTAL AID TO LOC GOV - OPERATION	1,986,606,920	2,315,234,294	4,301,841,214
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PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING . . . . .	5,202,400		5,202,400
STATE FUNDS - MATCHING . . . . .	11,158,237		11,158,237

TOTAL PYMT OF PEN, BEN & CLAIMS	16,360,637		16,360,637
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PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING . . . . .	9,000,000		9,000,000
FEDERAL FUNDS . . . . .		1,000,000	1,000,000

TOTAL PASS THRU/ST & FED FUNDS	9,000,000	1,000,000	10,000,000
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MEDICAID AND TANF			
STATE FUNDS - MATCHING . . . . .	7,808,971,591	4,761,490,742	12,570,462,333
FEDERAL FUNDS . . . . .		17,913,559,062	17,913,559,062
TRANS/RECIPIENT/FED FUNDS . . . . .		834,326,173	834,326,173

TOTAL MEDICAID AND TANF	7,808,971,591	23,509,375,977	31,318,347,568
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TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING . . . . .	13,245,760	6,400,448	19,646,208
STATE FUNDS - MATCHING . . . . .	3,981,132	3,009,893	6,991,025
FEDERAL FUNDS . . . . .		3,120,699	3,120,699
TRANS/RECIPIENT/FED FUNDS . . . . .		338,242	338,242

TOTAL TRANS TO OTHER ENTITIES	17,226,892	12,869,282	30,096,174
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FIXED CAPITAL OUTLAY

ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING . . . . .	6,003,690	13,932,859	19,936,549
FEDERAL FUNDS . . . . .		5,657,500	5,657,500

TOTAL ST CAPITAL OUTLAY - AGENCY	6,003,690	19,590,359	25,594,049
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AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING . . . . .	4,955,000		4,955,000

TOTAL AID TO LOC GOVT-CAP OUTLAY	4,955,000		4,955,000
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TOTAL SECTION 3 . . . . .	10,634,102,293	28,751,653,086	39,385,755,379
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FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .	882,608,636	925,269,910	1,807,878,546
STATE FUNDS - MATCHING . . . . .	9,751,493,657	5,195,120,532	14,946,614,189
FEDERAL FUNDS . . . . .		21,527,492,428	21,527,492,428
TRANS/RECIPIENT/FED FUNDS . . . . .		1,103,770,216	1,103,770,216

TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .	10,623,143,603	28,732,062,727	39,355,206,330
FIXED CAPITAL OUTLAY . . . . .	10,958,690	19,590,359	30,549,049

SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING . . . . .	3,863,564,679	373,387,503	4,236,952,182
STATE FUNDS - MATCHING . . . . .	7,140,710	11,138,364	18,279,074
FEDERAL FUNDS . . . . .		38,339,177	38,339,177
TRANS/RECIPIENT/FED FUNDS . . . . .		43,424,605	43,424,605
POSITIONS			42,517.75
TOTAL STATE OPERATIONS	3,870,705,389	466,289,649	4,336,995,038
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .	276,908,456	34,188,133	311,096,589
STATE FUNDS - MATCHING . . . . .	6,112		6,112
FEDERAL FUNDS . . . . .		46,903,854	46,903,854
TRANS/RECIPIENT/FED FUNDS . . . . .		747,093	747,093
TOTAL AID TO LOC GOV - OPERATION	276,914,568	81,839,080	358,753,648
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING . . . . .	2,000,000	16,000,000	18,000,000
FEDERAL FUNDS . . . . .		9,600,000	9,600,000
TOTAL PYMT OF PEN, BEN & CLAIMS	2,000,000	25,600,000	27,600,000
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING . . . . .	3,100,000	5,829,702	8,929,702
FEDERAL FUNDS . . . . .		127,882,019	127,882,019
TOTAL PASS THRU/ST & FED FUNDS	3,100,000	133,711,721	136,811,721
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING . . . . .	12,097,726	1,086,888	13,184,614
STATE FUNDS - MATCHING . . . . .	17,757	27,073	44,830
FEDERAL FUNDS . . . . .		8,959,057	8,959,057
TRANS/RECIPIENT/FED FUNDS . . . . .		86,461	86,461
TOTAL TRANS TO OTHER ENTITIES	12,115,483	10,159,479	22,274,962
<u>FIXED CAPITAL OUTLAY</u>			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING . . . . .	18,138,692	6,300,000	24,438,692
TOTAL ST CAPITAL OUTLAY - AGENCY	18,138,692	6,300,000	24,438,692
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING . . . . .	3,000,000	450,000	3,450,000
TOTAL AID TO LOC GOVT-CAP OUTLAY	3,000,000	450,000	3,450,000
DEBT SERVICE			
STATE FUNDS - NONMATCHING . . . . .	51,517,126		51,517,126
TOTAL DEBT SERVICE	51,517,126		51,517,126

SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS			
POSITIONS			42,517.75
TOTAL SECTION 4 . . . . .	4,237,491,258	724,349,929	4,961,841,187
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .	4,230,326,679	437,242,226	4,667,568,905
STATE FUNDS - MATCHING . . . . .	7,164,579	11,165,437	18,330,016
FEDERAL FUNDS . . . . .		231,684,107	231,684,107
TRANS/RECIPIENT/FED FUNDS . . . . .		44,258,159	44,258,159
TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .	4,164,835,440	717,599,929	4,882,435,369
FIXED CAPITAL OUTLAY . . . . .	72,655,818	6,750,000	79,405,818
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING . . . . .	165,420,630	1,491,131,933	1,656,552,563
STATE FUNDS - MATCHING . . . . .	232,203	42,915,425	43,147,628
FEDERAL FUNDS . . . . .		198,789,683	198,789,683
TRANS/RECIPIENT/FED FUNDS . . . . .		600,000	600,000
POSITIONS			14,970.25
TOTAL STATE OPERATIONS	165,652,833	1,733,437,041	1,899,089,874
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .	24,456,989	111,937,790	136,394,779
STATE FUNDS - MATCHING . . . . .	9,165,197		9,165,197
FEDERAL FUNDS . . . . .		13,153,374	13,153,374
TOTAL AID TO LOC GOV - OPERATION	33,622,186	125,091,164	158,713,350
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING . . . . .		10,557,261	10,557,261
FEDERAL FUNDS . . . . .		1,246,062,742	1,246,062,742
TOTAL PASS THRU/ST & FED FUNDS		1,256,620,003	1,256,620,003
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING . . . . .	580,702	29,912,941	30,493,643
STATE FUNDS - MATCHING . . . . .		351	351
FEDERAL FUNDS . . . . .		157,484	157,484
TOTAL TRANS TO OTHER ENTITIES	580,702	30,070,776	30,651,478
<u>FIXED CAPITAL OUTLAY</u>			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING . . . . .	48,657,250	439,158,150	487,815,400
STATE FUNDS - MATCHING . . . . .		1,000,000	1,000,000
FEDERAL FUNDS . . . . .		6,895,000	6,895,000
TOTAL ST CAPITAL OUTLAY - AGENCY	48,657,250	447,053,150	495,710,400
STATE CAPITAL OUTLAY - DOT			
STATE FUNDS - NONMATCHING . . . . .		6,250,525,860	6,250,525,860
STATE FUNDS - MATCHING . . . . .		100,380,252	100,380,252
FEDERAL FUNDS . . . . .		2,835,763,689	2,835,763,689
TOTAL STATE CAPITAL OUTLAY - DOT		9,186,669,801	9,186,669,801

SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION			
<u>FIXED CAPITAL OUTLAY</u>			
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING . . . . .	255,660,084	369,176,589	624,836,673
STATE FUNDS - MATCHING . . . . .	47,601,000	117,857	47,718,857
FEDERAL FUNDS . . . . .		512,492,301	512,492,301
TOTAL AID TO LOC GOVT-CAP OUTLAY	303,261,084	881,786,747	1,185,047,831
DEBT SERVICE			
STATE FUNDS - NONMATCHING . . . . .		458,663,487	458,663,487
TOTAL DEBT SERVICE		458,663,487	458,663,487
POSITIONS			14,970.25
TOTAL SECTION 5 . . . . .	551,774,055	14,119,392,169	14,671,166,224
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .	494,775,655	9,161,064,011	9,655,839,666
STATE FUNDS - MATCHING . . . . .	56,998,400	144,413,885	201,412,285
FEDERAL FUNDS . . . . .		4,813,314,273	4,813,314,273
TRANS/RECIPIENT/FED FUNDS . . . . .		600,000	600,000
TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .	199,855,721	3,145,218,984	3,345,074,705
FIXED CAPITAL OUTLAY . . . . .	351,918,334	10,974,173,185	11,326,091,519
SECTION 6 - GENERAL GOVERNMENT			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING . . . . .	940,831,308	1,994,114,562	2,934,945,870
STATE FUNDS - MATCHING . . . . .	48,305,124	119,151,030	167,456,154
FEDERAL FUNDS . . . . .		341,329,912	341,329,912
TRANS/RECIPIENT/FED FUNDS . . . . .		33,357,144	33,357,144
POSITIONS			18,408.50
TOTAL STATE OPERATIONS	989,136,432	2,487,952,648	3,477,089,080
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .	76,672,328	161,558,149	238,230,477
STATE FUNDS - MATCHING . . . . .	15,718,569	8,447,346	24,165,915
FEDERAL FUNDS . . . . .		516,303,343	516,303,343
TRANS/RECIPIENT/FED FUNDS . . . . .		1,036,300	1,036,300
TOTAL AID TO LOC GOV - OPERATION	92,390,897	687,345,138	779,736,035
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING . . . . .	17,722,534	13,249,704	30,972,238
TOTAL PYMT OF PEN, BEN & CLAIMS	17,722,534	13,249,704	30,972,238
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING . . . . .	8,953,265	545,877,835	554,831,100
STATE FUNDS - MATCHING . . . . .		126,743,875	126,743,875
FEDERAL FUNDS . . . . .		1,263,786,370	1,263,786,370
TOTAL PASS THRU/ST & FED FUNDS	8,953,265	1,936,408,080	1,945,361,345

SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 6 - GENERAL GOVERNMENT			
<u>OPERATING</u>			
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING . . . . .	43,342,739	14,866,625	58,209,364
STATE FUNDS - MATCHING . . . . .	1,663,156	189	1,663,345
FEDERAL FUNDS . . . . .		4,610,505	4,610,505
TRANS/RECIPIENT/FED FUNDS . . . . .		42,271	42,271
TOTAL TRANS TO OTHER ENTITIES	45,005,895	19,519,590	64,525,485
FIXED CAPITAL OUTLAY			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING . . . . .	30,800,000	16,692,148	47,492,148
TOTAL STATE CAPITAL OUTLAY - DMS	30,800,000	16,692,148	47,492,148
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING . . . . .	4,803,882	8,024,592	12,828,474
STATE FUNDS - MATCHING . . . . .	10,070,000		10,070,000
TOTAL ST CAPITAL OUTLAY - AGENCY	14,873,882	8,024,592	22,898,474
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING . . . . .	34,844,054	9,575,000	44,419,054
STATE FUNDS - MATCHING . . . . .		3,000,000	3,000,000
FEDERAL FUNDS . . . . .		8,054,000	8,054,000
TOTAL AID TO LOC GOVT-CAP OUTLAY	34,844,054	20,629,000	55,473,054
DEBT SERVICE			
STATE FUNDS - NONMATCHING . . . . .		19,967,233	19,967,233
TOTAL DEBT SERVICE		19,967,233	19,967,233
POSITIONS			18,408.50
TOTAL SECTION 6 . . . . .	1,233,726,959	5,209,788,133	6,443,515,092
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .	1,157,970,110	2,783,925,848	3,941,895,958
STATE FUNDS - MATCHING . . . . .	75,756,849	257,342,440	333,099,289
FEDERAL FUNDS . . . . .		2,134,084,130	2,134,084,130
TRANS/RECIPIENT/FED FUNDS . . . . .		34,435,715	34,435,715
TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .	1,153,209,023	5,144,475,160	6,297,684,183
FIXED CAPITAL OUTLAY . . . . .	80,517,936	65,312,973	145,830,909
SECTION 7 - JUDICIAL BRANCH			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING . . . . .	483,653,548	86,833,796	570,487,344
FEDERAL FUNDS . . . . .		1,473,849	1,473,849
TRANS/RECIPIENT/FED FUNDS . . . . .		7,908,527	7,908,527
POSITIONS			4,434.50
TOTAL STATE OPERATIONS	483,653,548	96,216,172	579,869,720

SUMMARY BY SECTION  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 7 - JUDICIAL BRANCH			
<u>OPERATING</u>			
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .	370,000	261,387	631,387
TOTAL AID TO LOC GOV - OPERATION	370,000	261,387	631,387
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING . . . . .	881,534	5,813	887,347
FEDERAL FUNDS . . . . .		3,730	3,730
TRANS/RECIPIENT/FED FUNDS . . . . .		29,029	29,029
TOTAL TRANS TO OTHER ENTITIES	881,534	38,572	920,106
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING . . . . .	20,000,000		20,000,000
TOTAL STATE CAPITAL OUTLAY - DMS	20,000,000		20,000,000
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING . . . . .		1,025,000	1,025,000
TOTAL AID TO LOC GOVT-CAP OUTLAY		1,025,000	1,025,000
POSITIONS			4,434.50
TOTAL SECTION 7 . . . . .	504,905,082	97,541,131	602,446,213
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .	504,905,082	88,125,996	593,031,078
FEDERAL FUNDS . . . . .		1,477,579	1,477,579
TRANS/RECIPIENT/FED FUNDS . . . . .		7,937,556	7,937,556
TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .	484,905,082	96,516,131	581,421,213
FIXED CAPITAL OUTLAY . . . . .	20,000,000	1,025,000	21,025,000

SUMMARY FOR ALL SECTIONS  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
ALL SECTIONS			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING . . . . .	5,968,552,204	4,827,346,383	10,795,898,587
STATE FUNDS - MATCHING . . . . .	612,409,275	497,493,342	1,109,902,617
FEDERAL FUNDS . . . . .		2,517,233,108	2,517,233,108
TRANS/RECIPIENT/FED FUNDS . . . . .		202,782,789	202,782,789
POSITIONS			113,513.51
TOTAL STATE OPERATIONS	6,580,961,479	8,044,855,622	14,625,817,101
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING . . . . .	14,965,705,827	3,737,431,194	18,703,137,021
STATE FUNDS - MATCHING . . . . .	1,650,194,007	116,873,720	1,767,067,727
FEDERAL FUNDS . . . . .		3,238,059,803	3,238,059,803
TRANS/RECIPIENT/FED FUNDS . . . . .		153,922,507	153,922,507
TOTAL AID TO LOC GOV - OPERATION	16,615,899,834	7,246,287,224	23,862,187,058
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING . . . . .	403,488,543	754,750,950	1,158,239,493
STATE FUNDS - MATCHING . . . . .	11,158,237		11,158,237
FEDERAL FUNDS . . . . .		9,705,000	9,705,000
TOTAL PYMT OF PEN, BEN & CLAIMS	414,646,780	764,455,950	1,179,102,730
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING . . . . .	2,975,979,887	752,202,252	3,728,182,139
STATE FUNDS - MATCHING . . . . .		126,743,875	126,743,875
FEDERAL FUNDS . . . . .		4,622,040,265	4,622,040,265
TOTAL PASS THRU/ST & FED FUNDS	2,975,979,887	5,500,986,392	8,476,966,279
MEDICAID AND TANF			
STATE FUNDS - MATCHING . . . . .	7,808,971,591	4,761,490,742	12,570,462,333
FEDERAL FUNDS . . . . .		17,913,559,062	17,913,559,062
TRANS/RECIPIENT/FED FUNDS . . . . .		834,326,173	834,326,173
TOTAL MEDICAID AND TANF	7,808,971,591	23,509,375,977	31,318,347,568
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING . . . . .	72,967,983	56,832,925	129,800,908
STATE FUNDS - MATCHING . . . . .	5,766,857	3,037,506	8,804,363
FEDERAL FUNDS . . . . .		18,979,955	18,979,955
TRANS/RECIPIENT/FED FUNDS . . . . .		496,003	496,003
TOTAL TRANS TO OTHER ENTITIES	78,734,840	79,346,389	158,081,229
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING . . . . .	50,800,000	16,692,148	67,492,148
TOTAL STATE CAPITAL OUTLAY - DMS	50,800,000	16,692,148	67,492,148
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING . . . . .	77,603,514	467,415,601	545,019,115
STATE FUNDS - MATCHING . . . . .	10,070,000	1,000,000	11,070,000
FEDERAL FUNDS . . . . .		12,552,500	12,552,500
TOTAL ST CAPITAL OUTLAY - AGENCY	87,673,514	480,968,101	568,641,615

SUMMARY FOR ALL SECTIONS  
(FOR INFORMATION ONLY)

SPB 2500 FY 20-21

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
ALL SECTIONS			
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DOT			
STATE FUNDS - NONMATCHING . . . . .	6,250,525,860	6,250,525,860	
STATE FUNDS - MATCHING . . . . .	100,380,252	100,380,252	
FEDERAL FUNDS . . . . .	2,835,763,689	2,835,763,689	
TOTAL STATE CAPITAL OUTLAY - DOT	9,186,669,801	9,186,669,801	
STATE CAPITAL OUTLAY-PECO			
STATE FUNDS - NONMATCHING . . . . .	401,600,000	401,600,000	
TOTAL STATE CAPITAL OUTLAY-PECO	401,600,000	401,600,000	
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING . . . . .	345,151,238	380,226,589	725,377,827
STATE FUNDS - MATCHING . . . . .	47,601,000	50,718,857	50,718,857
FEDERAL FUNDS . . . . .		520,546,301	520,546,301
TOTAL AID TO LOC GOVT-CAP OUTLAY	392,752,238	903,890,747	1,296,642,985
DEBT SERVICE			
STATE FUNDS - NONMATCHING . . . . .	51,517,126	1,639,133,930	1,690,651,056
TOTAL DEBT SERVICE	51,517,126	1,639,133,930	1,690,651,056
POSITIONS			113,513.51
TOTAL ALL SECTIONS . . . . .	35,057,937,289	57,774,262,281	92,832,199,570
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING . . . . .	24,911,766,322	19,284,157,832	44,195,924,154
STATE FUNDS - MATCHING . . . . .	10,146,170,967	5,610,137,294	15,756,308,261
FEDERAL FUNDS . . . . .		31,688,439,683	31,688,439,683
TRANS/RECIPIENT/FED FUNDS . . . . .		1,191,527,472	1,191,527,472
TOTAL SPENDING AUTHORIZATIONS			
OPERATING . . . . .	34,475,194,411	45,145,307,554	79,620,501,965
FIXED CAPITAL OUTLAY . . . . .	582,742,878	12,628,954,727	13,211,697,605

SUMMARY BY SECTION BY DEPARTMENT  
(FOR INFORMATION ONLY)SPB 2500 FY 20-21  
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>OPERATING</u>							
SECTION 1 - EDUCATION ENHANCEMENT							
EDUCATION, DEPT OF.....	.0	2,039.4	.0	.0	.0	2,039.4	.00
TOTAL SECTION 1	.0	2,039.4	.0	.0	.0	2,039.4	.00
SECTION 2 - EDUCATION (ALL OTHER FUNDS)							
EDUCATION, DEPT OF.....	17,849.2	.0	.0	.0	5,270.0	23,119.3	2,266.75
TOTAL SECTION 2	17,849.2	.0	.0	.0	5,270.0	23,119.3	2,266.75
EDUCATION RECAP							
EDUCATION/EARLY LEARNING...	560.6	.0	.0	.0	663.9	1,224.5	98.00
EDUCATION/PUBLIC SCHOOLS...	12,746.8	717.3	.0	.0	2,263.1	15,727.2	.00
EDUCATION/FL COLLEGES.....	1,120.4	168.3	.0	.0	.0	1,288.7	.00
EDUCATION/UNIVERSITIES.....	2,818.8	429.8	.0	.0	1,962.7	5,211.3	.00
EDUCATION/OTHER.....	602.7	724.0	.0	.0	380.3	1,707.1	2,168.75
TOTAL EDUCATION RECAP	17,849.2	2,039.4	.0	.0	5,270.0	25,158.7	2,266.75
SECTION 3 - HUMAN SERVICES							
AGENCY/HEALTH CARE ADMIN....	7,361.3	.0	.0	337.4	23,113.1	30,811.8	1,532.50
AGENCY/PERSONS WITH DISABL...	663.0	.0	.0	.0	970.6	1,633.6	2,700.50
CHILDREN & FAMILIES.....	1,871.3	.0	.0	.0	1,436.9	3,308.2	12,050.75
ELDER AFFAIRS, DEPT OF.....	176.6	.0	.0	.0	185.4	362.0	404.00
HEALTH, DEPT OF.....	528.2	.0	.0	73.4	2,484.8	3,086.4	12,766.51
VETERANS' AFFAIRS, DEPT OF...	22.8	.0	.0	.0	130.5	153.3	1,461.50
TOTAL SECTION 3	10,623.1	.0	.0	410.8	28,321.3	39,355.2	30,915.76
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF.....	2,683.6	.0	.0	.0	50.0	2,733.6	25,253.00
FL COMMISS/OFFENDER REVIEW...	11.8	.0	.0	.0	.1	11.9	132.00
JUSTICE ADMINISTRATION.....	831.9	.0	.0	.0	152.6	984.5	10,537.75
JUVENILE JUSTICE, DEPT OF...	438.3	.0	.0	.0	133.5	571.8	3,285.50
LAW ENFORCEMENT, DEPT OF...	129.3	.0	.0	.0	156.4	285.7	1,944.00
LEGAL AFFAIRS/ATTY GENERAL...	70.1	.0	.0	.0	224.9	295.0	1,365.50
TOTAL SECTION 4	4,164.8	.0	.0	.0	717.6	4,882.4	42,517.75
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMMR...	118.5	.0	.0	.0	1,623.5	1,742.1	3,744.25
ENVIR PROTECTION, DEPT OF...	32.5	.0	.0	.0	389.2	421.6	2,917.50
FISH/WILDLIFE CONSERV COMM...	48.9	.0	.0	.0	325.2	374.0	2,114.50
TRANSPORTATION, DEPT OF.....	.0	.0	.0	.0	807.3	807.3	6,194.00
TOTAL SECTION 5	199.9	.0	.0	.0	3,145.2	3,345.1	14,970.25
SECTION 6 - GENERAL GOVERNMENT							
ADMINISTERED FUNDS.....	462.7	.0	.0	.0	214.0	676.7	.00
BUSINESS/PROFESSIONAL REG...	1.4	.0	.0	.0	158.5	159.9	1,659.25
CITRUS, DEPT OF.....	5.7	.0	.0	.0	21.4	27.1	38.00
ECONOMIC OPPORTUNITY.....	66.1	.0	.0	.0	1,157.8	1,223.9	1,469.00
FINANCIAL SERVICES.....	21.8	.0	.0	.0	358.0	379.8	2,569.50

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT  
(FOR INFORMATION ONLY)SPB 2500 FY 20-21  
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>OPERATING</u>							
<u>SECTION 6 - GENERAL GOVERNMENT</u>							
GOVERNOR, EXECUTIVE OFFICE...	25.7	.0	.0	.0	1,467.2	1,492.9	445.00
HIWAY SAFETY/MTR VEH, DEPT...	.0	.0	.0	.0	497.1	497.1	4,347.00
LEGISLATIVE BRANCH.....	210.5	.0	.0	.0	2.6	213.1	.00
LOTTERY, DEPARTMENT OF THE...	.0	.0	.0	.0	187.0	187.0	418.50
MANAGEMENT SRVCS, DEPT OF...	35.7	.0	.0	.0	610.9	646.7	1,288.50
MILITARY AFFAIRS, DEPT OF...	19.2	.0	.0	.0	39.8	59.1	453.00
PUBLIC SERVICE COMMISSION...	.0	.0	.0	.0	25.9	25.9	271.00
REVENUE, DEPARTMENT OF.....	222.8	.0	.0	.0	380.1	602.9	5,029.75
STATE, DEPT OF.....	81.6	.0	.0	.0	24.1	105.7	420.00
TOTAL SECTION 6	1,153.2	.0	.0	.0	5,144.5	6,297.7	18,408.50
<u>SECTION 7 - JUDICIAL BRANCH</u>							
STATE COURT SYSTEM.....	484.9	.0	.0	.0	96.5	581.4	4,434.50
TOTAL SECTION 7	484.9	.0	.0	.0	96.5	581.4	4,434.50
TOTAL OPERATING	34,475.2	2,039.4	.0	410.8	42,695.1	79,620.5	113,513.51
<u>FIXED CAPITAL OUTLAY</u>							
<u>SECTION 1 - EDUCATION ENHANCEMENT</u>							
EDUCATION, DEPT OF.....	.0	175.9	.0	.0	.0	175.9	.00
TOTAL SECTION 1	.0	175.9	.0	.0	.0	175.9	.00
<u>SECTION 2 - EDUCATION (ALL OTHER FUNDS)</u>							
EDUCATION, DEPT OF.....	46.7	.0	1,197.7	.0	188.5	1,432.9	.00
TOTAL SECTION 2	46.7	.0	1,197.7	.0	188.5	1,432.9	.00
<u>EDUCATION RECAP</u>							
EDUCATION/EARLY LEARNING...	.0	.0	.0	.0	.0	.0	.00
EDUCATION/PUBLIC SCHOOLS...	45.7	.0	.0	.0	.0	45.7	.00
EDUCATION/FL COLLEGES.....	.0	.0	.0	.0	.0	.0	.00
EDUCATION/UNIVERSITIES.....	.0	.0	.0	.0	.0	.0	.00
EDUCATION/OTHER.....	1.0	175.9	1,197.7	.0	188.5	1,563.1	.00
TOTAL EDUCATION RECAP	46.7	175.9	1,197.7	.0	188.5	1,608.8	.00
<u>SECTION 3 - HUMAN SERVICES</u>							
AGENCY/PERSONS WITH DISABL...	4.2	.0	.0	.0	2.7	6.9	.00
CHILDREN & FAMILIES.....	4.0	.0	.0	.0	.0	4.0	.00
ELDER AFFAIRS, DEPT OF.....	1.6	.0	.0	.0	.0	1.6	.00
HEALTH, DEPT OF.....	.8	.0	.0	.0	8.8	9.6	.00
VETERANS' AFFAIRS, DEPT OF...	.4	.0	.0	.0	8.1	8.5	.00
TOTAL SECTION 3	11.0	.0	.0	.0	19.6	30.5	.00
<u>SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS</u>							
CORRECTIONS, DEPT OF.....	66.9	.0	.0	.0	.0	66.9	.00
JUVENILE JUSTICE, DEPT OF...	3.0	.0	.0	.0	6.8	9.8	.00
LAW ENFORCEMENT, DEPT OF...	2.7	.0	.0	.0	.0	2.7	.00

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT  
(FOR INFORMATION ONLY)SPB 2500 FY 20-21  
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>FIXED CAPITAL OUTLAY</u>							
<u>SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS</u>							
TOTAL SECTION 4	72.7	.0	.0	.0	6.8	79.4	.00
<u>SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION</u>							
AGRIC/CONSUMER SVCS/COMMR...	20.7	.0	.0	.0	10.2	30.8	.00
ENVIR PROTECTION, DEPT OF...	328.4	.0	.0	.0	1,446.9	1,775.3	.00
FISH/WILDLIFE CONSERV COMM...	2.9	.0	.0	.0	28.3	31.2	.00
TRANSPORTATION, DEPT OF.....	.0	.0	.0	.0	9,488.8	9,488.8	.00
TOTAL SECTION 5	351.9	.0	.0	.0	10,974.2	11,326.1	.00
<u>SECTION 6 - GENERAL GOVERNMENT</u>							
ECONOMIC OPPORTUNITY.....	19.1	.0	.0	.0	4.3	23.3	.00
FINANCIAL SERVICES.....	.0	.0	.0	.0	7.0	7.0	.00
GOVERNOR, EXECUTIVE OFFICE...	1.3	.0	.0	.0	3.0	4.3	.00
HIWAY SAFETY/MTR VEH, DEPT...	.0	.0	.0	.0	3.1	3.1	.00
MANAGEMENT SRVCS, DEPT OF...	37.1	.0	.0	.0	39.0	76.1	.00
MILITARY AFFAIRS, DEPT OF...	10.1	.0	.0	.0	.9	10.9	.00
STATE, DEPT OF.....	13.0	.0	.0	.0	8.1	21.1	.00
TOTAL SECTION 6	80.5	.0	.0	.0	65.3	145.8	.00
<u>SECTION 7 - JUDICIAL BRANCH</u>							
STATE COURT SYSTEM.....	20.0	.0	.0	.0	1.0	21.0	.00
TOTAL SECTION 7	20.0	.0	.0	.0	1.0	21.0	.00
TOTAL FIXED CAPITAL OUTLAY	582.7	175.9	1,197.7	.0	11,255.3	13,211.7	.00
<u>OPERATING AND FIXED CAPITAL OUTLAY</u>							
<u>SECTION 1 - EDUCATION ENHANCEMENT</u>							
EDUCATION, DEPT OF.....	.0	2,215.3	.0	.0	.0	2,215.3	.00
TOTAL SECTION 1	.0	2,215.3	.0	.0	.0	2,215.3	.00
<u>SECTION 2 - EDUCATION (ALL OTHER FUNDS)</u>							
EDUCATION, DEPT OF.....	17,895.9	.0	1,197.7	.0	5,458.5	24,552.1	2,266.75
TOTAL SECTION 2	17,895.9	.0	1,197.7	.0	5,458.5	24,552.1	2,266.75
<u>EDUCATION RECAP</u>							
EDUCATION/EARLY LEARNING...	560.6	.0	.0	.0	663.9	1,224.5	98.00
EDUCATION/PUBLIC SCHOOLS...	12,792.4	717.3	.0	.0	2,263.1	15,772.9	.00
EDUCATION/FL COLLEGES.....	1,120.4	168.3	.0	.0	.0	1,288.7	.00
EDUCATION/UNIVERSITIES.....	2,818.8	429.8	.0	.0	1,962.7	5,211.3	.00
EDUCATION/OTHER.....	603.7	900.0	1,197.7	.0	568.8	3,270.2	2,168.75
TOTAL EDUCATION RECAP	17,895.9	2,215.3	1,197.7	.0	5,458.5	26,767.5	2,266.75

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SUMMARY BY SECTION BY DEPARTMENT  
(FOR INFORMATION ONLY)SPB 2500 FY 20-21  
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>OPERATING AND FIXED CAPITAL OUTLAY</u>							
SECTION 3 - HUMAN SERVICES							
AGENCY/HEALTH CARE ADMIN.....	7,361.3	.0	.0	337.4	23,113.1	30,811.8	1,532.50
AGENCY/PERSONS WITH DISABL....	667.2	.0	.0	.0	973.3	1,640.5	2,700.50
CHILDREN & FAMILIES.....	1,875.3	.0	.0	.0	1,436.9	3,312.2	12,050.75
ELDER AFFAIRS, DEPT OF.....	178.2	.0	.0	.0	185.4	363.6	404.00
HEALTH, DEPT OF.....	528.9	.0	.0	73.4	2,493.6	3,095.9	12,766.51
VETERANS' AFFAIRS, DEPT OF....	23.2	.0	.0	.0	138.6	161.8	1,461.50
TOTAL SECTION 3	10,634.1	.0	.0	410.8	28,340.9	39,385.8	30,915.76
=====							
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF.....	2,750.5	.0	.0	.0	50.0	2,800.5	25,253.00
FL COMMISSN/OFFENDER REVIEW....	11.8	.0	.0	.0	.1	11.9	132.00
JUSTICE ADMINISTRATION.....	831.9	.0	.0	.0	152.6	984.5	10,537.75
JUVENILE JUSTICE, DEPT OF.....	441.3	.0	.0	.0	140.3	581.5	3,285.50
LAW ENFORCEMENT, DEPT OF.....	132.0	.0	.0	.0	156.4	288.4	1,944.00
LEGAL AFFAIRS/ATTY GENERAL....	70.1	.0	.0	.0	224.9	295.0	1,365.50
TOTAL SECTION 4	4,237.5	.0	.0	.0	724.3	4,961.8	42,517.75
=====							
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMMR....	139.2	.0	.0	.0	1,633.7	1,772.9	3,744.25
ENVIR PROTECTION, DEPT OF....	360.8	.0	.0	.0	1,836.1	2,196.9	2,917.50
FISH/WILDLIFE CONSERV COMM....	51.8	.0	.0	.0	353.5	405.2	2,114.50
TRANSPORTATION, DEPT OF.....	.0	.0	.0	.0	10,296.1	10,296.1	6,194.00
TOTAL SECTION 5	551.8	.0	.0	.0	14,119.4	14,671.2	14,970.25
=====							
SECTION 6 - GENERAL GOVERNMENT							
ADMINISTERED FUNDS.....	462.7	.0	.0	.0	214.0	676.7	.00
BUSINESS/PROFESSIONAL REG....	1.4	.0	.0	.0	158.5	159.9	1,659.25
CITRUS, DEPT OF.....	5.7	.0	.0	.0	21.4	27.1	38.00
ECONOMIC OPPORTUNITY.....	85.1	.0	.0	.0	1,162.1	1,247.2	1,469.00
FINANCIAL SERVICES.....	21.8	.0	.0	.0	365.1	386.9	2,569.50
GOVERNOR, EXECUTIVE OFFICE....	26.9	.0	.0	.0	1,470.2	1,497.1	445.00
HIWAY SAFETY/MTR VEH, DEPT....	.0	.0	.0	.0	500.2	500.2	4,347.00
LEGISLATIVE BRANCH.....	210.5	.0	.0	.0	2.6	213.1	.00
LOTTERY, DEPARTMENT OF THE....	.0	.0	.0	.0	187.0	187.0	418.50
MANAGEMENT SRVCS, DEPT OF....	72.8	.0	.0	.0	649.9	722.8	1,288.50
MILITARY AFFAIRS, DEPT OF....	29.3	.0	.0	.0	40.7	70.0	453.00
PUBLIC SERVICE COMMISSION....	.0	.0	.0	.0	25.9	25.9	271.00
REVENUE, DEPARTMENT OF.....	222.8	.0	.0	.0	380.1	602.9	5,029.75
STATE, DEPT OF.....	94.6	.0	.0	.0	32.2	126.8	420.00
TOTAL SECTION 6	1,233.7	.0	.0	.0	5,209.8	6,443.5	18,408.50
=====							
SECTION 7 - JUDICIAL BRANCH							
STATE COURT SYSTEM.....	504.9	.0	.0	.0	97.5	602.4	4,434.50
TOTAL SECTION 7	504.9	.0	.0	.0	97.5	602.4	4,434.50
=====							
TOTAL OPERATING AND FCO	35,057.9	2,215.3	1,197.7	410.8	53,950.4	92,832.2	113,513.51
=====							

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

Meeting Date

2500

Bill Number (if applicable)

48 (995009)

Amendment Barcode (if applicable)

LEG

Topic Wetlands Restoration

Name Tim Meerhoff

Job Title Mayer Town of Cutler Bay

Address 10720 Caribbean Blvd

Street

Cutler Bay

City

FL

State

33189

Zip

Phone 305-234-9047

Email tmeerhoff@cutlerbay-fl.gov

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20

Meeting Date

2500

Bill Number (if applicable)

Amendment 68

Amendment Barcode (if applicable)

AHS (995068)

Topic Senate Budget proviso

Name Justin Senior

Job Title CEO - Safety Net Hospital Alliance

Address \_\_\_\_\_  
Street

Phone 850-528-9159

Tallahassee FL  
City State

Email justin@snhaf.net

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Safety Net Hospital Alliance

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

2-5-2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2500

Bill Number (if applicable)

Amendment 08

Amendment Barcode (if applicable)

415 (995068)

Topic

Appropriations

Name

Jules Karliner ("Carrier")

Job Title

Chief Advocacy Officer

Address

5151 N 9th Ave

Street

Pensacola

State

FL

Zip

Phone

850-206-9495

Email

jules.karliner@ascension.org

Speaking:

☐

For

☐

Against

☐

Information

Waive Speaking:

☒

In Support

☐

Against

(The Chair will read this information into the record.)

Representing

Ascension Florida

Appearing at request of Chair:

☐

Yes

☒

No

Lobbyist registered with Legislature:

☒

Yes

☐

No

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-2020

Meeting Date

2800

Bill Number (if applicable)

995066

F65

Amendment Barcode (if applicable)

ATD

Topic Amendment # 995066

Name Mark Anderson

Job Title Lobbyist

Address 110 S Monroe st  
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Phone 813-205-0658

Tallahassee FL 32301  
City State Zip

Email Mark@consultanderson.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Gulfcoast Jewish Family & Community Services

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

*Meeting Date*

2500

*Bill Number (if applicable)*

995049

TS

Topic Coy Burgess Funding

*Amendment Barcode (if applicable)*

Name Jon Costello

AEG

Job Title Lobbyist

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Phone 8507668654

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32301

*City*

*State*

*Zip*

Email jon@capitolstrategygroup.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Veterans Lodge

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

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S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-2020

Meeting Date

2500

Bill Number (if applicable)

995046 #54

Amendment Barcode (if applicable)

AEG

Topic Amendment # 995046

Name Mark Anderson

Job Title Lobbyist

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Tallahassee FL 32301  
City State Zip

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Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Nassau County BOCC

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SPB 2502

INTRODUCER: Appropriations Committee

SUBJECT: Implementing the 2020-2021 General Appropriations Act

DATE: February 7, 2020

REVISED: \_\_\_\_\_

ANALYST

McSwain

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

**AP Submitted as Comm. Bill/Fav**

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**I. Summary:**

SPB 2502 provides the statutory authority necessary to implement and execute the General Appropriations Act for Fiscal Year 2020-2021. Statutory changes are temporary and expire on July 1, 2021.

The bill provides an effective date of July 1, 2020, except as otherwise provided.

**II. Present Situation:**

Article III, s. 12 of the Florida Constitution provides that “[l]aws making appropriations for salaries of public officers and other current expenses of the state shall contain provisions on no other subject.” This language has been interpreted to defeat proviso language attached to appropriations that have the effect of changing general law.<sup>1</sup> For this reason, when general law changes are required to effectuate appropriations, those changes are placed in a general bill implementing the appropriations act instead of in the general appropriations act. The statutory changes are effective only for one year and either expire on July 1 of the next fiscal year or the language of the amended statute reverts to the text that existed before the changes made by the bill.

**III. Effect of Proposed Changes:**

**Section 1** provides legislative intent that the implementing and administering provisions of this act apply to the General Appropriations Act (GAA) for Fiscal Year 2020-2021.

**Section 2** incorporates the Florida Education Finance Program (FEFP) work papers by reference for the purpose of displaying the calculations used by the Legislature.

**Section 3** provides that funds provided for instructional materials shall be released and expended as required in the GAA.

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<sup>1</sup> *Brown v. Firestone*, 382 So.2d 654 (Fla. 1980); *Chiles v. Milligan*, 659 So.2d 1055 (Fla. 1995).



**Section 4** amends s. 1011.62, F.S., to maintain the Funding Compression Allocation within the FEFP to provide additional funding for school districts whose total funds per FTE in the prior year were less than the statewide average; to suspend the Best and Brightest Teacher and Principal Allocation during Fiscal Year 2020-2021; to create a new Teacher Salary Increase Allocation to assist school districts with providing salary increases to teachers or instructional personnel; and to include the Teacher Salary Increase Allocation into the Virtual Education Contribution.

**Section 5** provides that the amendments to s. 1011.62(11), F.S., expire July 1, 2021, and the text of that subsection reverts to that in existence on June 30, 2020.

**Section 6** amends s. 1012.731, F.S., to provide that no awards may be made for the Best and Brightest Teacher Program and the operation of the program is suspended for the 2020-2021 fiscal year.

**Section 7** amends s. 1012.732, F.S., to specify that no awards may be made for the Best and Brightest Principal Program and the operation of the program is suspended for the 2020-2021 fiscal year.

**Section 8** amends s. 1013.62, F.S., to specify that for Fiscal Year 2020-2021 charter school capital outlay funding shall be that appropriated in the General Appropriations Act for 2020-2021. The provision of statute that may require school districts to share capital outlay funding with charter schools will not go into effect until the 2021-2022 fiscal year. In addition, to receive capital outlay funding, specified charter schools officials must certify under oath that the funds will be used solely and exclusively for financing or improving charter school facilities that are owned by a public entity, a tax-exempt organization meeting certain requirements, or are owned or leased, at a fair market rate, from a person or entity that is not an affiliated party of the charter school, as defined in s. 1013.62(1), F.S.

**Section 9** provides that the amendments to s. 1013.62(1), F.S., expire July 1, 2021, and the text of those sections reverts to that in existence on June 30, 2020.

**Section 10** creates s. 1004.6499, F.S., to establish the Florida Institute of Politics at the Florida State University to provide the southeastern region of the United States with a world class, bipartisan, nationally-renowned institute of politics.

**Section 11** provides that the calculations of the Medicaid Disproportionate Share Hospital and Hospital Reimbursement programs for the 2020-2021 fiscal year, which is contained in the document titled "Medicaid Disproportionate Share Hospital and Hospital Reimbursement Programs, Fiscal Year 2020-2021" dated January 30, 2020, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature.

**Section 12** authorizes the Agency for Health Care Administration (AHCA) to submit a budget amendment to realign funding between the AHCA and the Department of Health (DOH) for the Children's Medical Services (CMS) Network for the implementation of the Statewide Medicaid

Managed Care program, to reflect actual enrollment changes due to the transition from fee-for-service into the capitated CMS Network.

**Section 13** reenacts s. 409.908(23), F.S., relating to Medicaid rate setting for specified provider types for Fiscal Year 2020-2021, to specify the prospective payment system reimbursement for nursing home services will be governed by s. 409.908(2), F.S., and the GAA. Language relating to county health department reimbursement is restructured but not changed substantively.

**Section 14** provides that the amendments to s. 409.908(23), F.S., expire July 1, 2021, and the text of that section reverts to that in existence on October 1, 2018.

**Section 15** reenacts s. 409.908(26), F.S., for Fiscal Year 2020-2021, to include Low Income Pool (LIP) payments and requires that Letters of Agreement for LIP be received by AHCA by October 1 and the funds outlined in the Letters of Agreement be received by October 31.

**Section 16** provides that the amendments to s. 409.908(26), F.S., expire July 1, 2021, and the text of that section reverts to that in existence on June 30, 2019.

**Section 17** amends s. 409.904(12)(a) and (b), to eliminate the Medicaid retroactive eligibility period for nonpregnant adults in a manner that ensures that the modification provides eligibility will continue to begin the first day of the month in which a nonpregnant adult applies for Medicaid.

**Section 18** requires the Agency for Health Care Administration in consultation with the Department of Children and Families (DCF) and certain other entities, to submit a report specifying certain requirements by March 1, 2021, to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the impact of the Medicaid retroactive eligibility waiver on beneficiaries and providers.

**Section 19** reenacts s. 624.91(5)(b), F.S., for Fiscal Year 2020-2021, to require the Florida Healthy Kids Corporation to validate and calculate a refund amount for Title XXI providers who achieve a Medical Loss Ratio below 85 percent. These refunds shall be deposited into the General Revenue Fund, unallocated.

**Section 20** provides that the amendments to s. 624.91(5)(b), F.S., expire July 1, 2021, and the text of that section reverts to that in existence on June 30, 2019.

**Section 21** amends s. 381.915(4), F.S., relating to the Florida Consortium of National Cancer Institute (NCI) Centers program to prevent a cancer center from participating as a Tier 3 center beyond July 1, 2021, and to authorize a cancer center that qualifies as a designated Tier 3 center to pursue a NCI designation as a cancer center or a comprehensive cancer center until July 1, 2021.

**Section 22** provides that the amendments to s. 381.915(4), F.S., expire July 1, 2021, and the text of that section reverts to that in existence on June 30, 2020.

**Section 23** amends s. 893.055(17), F.S., relating to the prescription drug monitoring program to prohibit the use of any settlement agreement funds for the program for Fiscal Year 2020-2021.

**Section 24** amends s. 409.911, F.S., to provide that, for the 2020-2021 fiscal year, the AHCA must distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the GAA for Fiscal Year 2020-2021.

**Section 25** amends s. 409.9113, F.S., to provide that, for the 2020-2021 fiscal year, the AHCA must make disproportionate share payments to teaching hospitals, as defined in s. 408.07, F.S., as provided in the GAA for Fiscal Year 2020-2021.

**Section 26** amends s. 409.9119, F.S., to provide that, for the 2020-2021 fiscal year, the AHCA must make disproportionate share payments to specialty hospitals for children as provided in the GAA for Fiscal Year 2020-2021.

**Section 27** authorizes the AHCA to submit a budget amendment to realign funding priorities within the Medicaid program appropriation categories to address any projected surpluses and deficits.

**Section 28** authorizes the AHCA to contract with an organization that receives federal approval to be a site for the Program of All-Inclusive Care for the Elderly (PACE). The contract must be with one private health care organization, the sole member of which is a private, not-for-profit corporation that owns and manages health care organizations that provide comprehensive long-term care services. This organization must provide these services to frail and elderly persons who reside in Escambia, Okaloosa, and Santa Rosa Counties. The organization is exempt from the requirements of chapter 641, Florida Statutes. The AHCA, in consultation with the Department of Elderly Affairs and subject to an appropriation, shall approve up to 200 initial enrollees in the PACE established by this organization to serve elderly persons who reside in Escambia, Okaloosa, and Santa Rosa Counties.

**Section 29** authorizes the AHCA and the DOH to each submit a budget amendment to realign funding within the Florida KidCare program appropriation categories, or to increase budget authority in the Children's Medical Services Network category, to address projected surpluses and deficits within the program or to maximize the use of state trust funds. A single budget amendment must be submitted by each agency in the last quarter of the 2020-2021 fiscal year only.

**Sections 30 and 31** amend ss. 381.986 and 381.988, F.S., to provide that the DOH is not required to prepare a statement of estimated regulatory costs when promulgating rules relating to medical marijuana testing laboratories, and any such rules adopted prior to July 1, 2021, are exempt from the legislative ratification provision of s. 120.541(3), F.S. Medical marijuana treatment centers are authorized to use a laboratory that has not been certified by the department until rules relating to medical marijuana testing laboratories are adopted by the department, but no later than July 1, 2021.

**Section 32** amends s. 14(1) of Chapter 2017-232, L.O.F., to provide limited emergency rulemaking authority to the DOH and applicable boards to adopt emergency rules to implement

the Medical Use of Marijuana Act (2017). The department and applicable boards are not required to prepare a statement of estimated regulatory costs when promulgating rules to replace emergency rules, and any such rules are exempt from the legislative ratification provision of s. 120.541(3), F.S., until July 1, 2021.

**Section 33** provides that the amendments to s. 14(1) of Chapter 2017-232, L.O.F., expire on July 1, 2021, and the text of that provision reverts back to that in existence on June 30, 2019.

**Section 34** provides, notwithstanding s. 409.902 (3) – (8), F.S., relating to the Medicaid information technology system for the Medicaid Children’s Health Insurance program, the components of the new Medicaid Enterprise System (MES) included in the AHCA’s new Florida Health Care Connection (FX) system, the executive steering committee membership for the FX information technology project, and the procedures for executive steering committee meetings and decisions for the FX project.

**Section 35** allows the Department of Children and Families (DCF) to submit a budget amendment to realign funding within appropriations for the Guardianship Assistance Program.

**Section 36** authorizes the DCF to establish a formula to distribute funding for the Path Forward initiative due to the expiration of the federal Title IV-E Waiver.

**Section 37** amends s. 296.37, F.S., to increase the personal needs allowance from \$105 to \$130 for residents of Department of Veterans’ Affairs nursing facilities.

**Section 38** authorizes the DCF to submit a budget amendment to increase budget authority for the Supplemental Nutrition Assistance Program if additional federal revenues become available in the 2020-2021 fiscal year.

**Section 39** authorizes the DCF to submit a budget amendment to realign funding within the Family Safety Program to maximize the use of Title IV-E and other federal funds.

**Section 40** amends s. 216.262, F.S., to allow the Executive Office of the Governor to request additional positions and appropriations from unallocated general revenue funds during the 2020-2021 fiscal year for the Department of Corrections (DOC), if the actual inmate population of the DOC exceeds the Criminal Justice Estimating Conference forecasts of December 17, 2019. The additional positions and appropriations may be used for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population, and are subject to Legislative Budget Commission review and approval.

**Section 41** amends s. 1011.80(8)(b), F.S., to permit the expenditure of appropriations for the education of state or federal inmates to the extent funds are specifically appropriated for this purpose.

**Section 42** provides that the amendments to s. 1011.80(8)(b), F.S., expire on July 1, 2021, and the text of that section reverts back to that in existence on June 30, 2019.

**Section 43** amends s. 215.18, F.S., to provide the Chief Justice of the Florida Supreme Court the authority to request a trust fund loan to ensure the state court system has sufficient funds to meet its appropriations contained in the GAA for Fiscal Year 2020-2021.

**Section 44** requires the Department of Juvenile Justice to ensure that counties are fulfilling their financial responsibilities required in s. 985.6865, F.S., and to report any deficiencies to the Department of Revenue. If the Department of Juvenile Justice determines that a county has not met its obligations, it must direct the Department of Revenue to deduct the amount owed to the Department of Juvenile Justice from shared revenue funds provided to the county under s. 218.23, F.S. to be deposited into the Shared County/State Juvenile Detention Trust Fund in Department of Juvenile Justice. The section also includes procedures to provide assurance to holders of bonds for which shared revenue fund distributions are pledged.

**Section 45** reenacts s. 27.40, F.S., relating to criminal case conflicts to require written certification of conflict by a public defender. If the office of criminal conflict and civil regional counsel cannot accept a case from the public defender due to conflict, the office of civil regional counsel is required to specifically identify and describe the conflict of interest and certify the conflict to the court before a court-appointed counsel may be assigned. Each public defender and regional counsel must report, in the aggregate, the basis of all conflicts of interest certified to the court on a quarterly basis.

In addition, contracts with appointed counsel and forms used in billing by court-appointed counsel are required to be consistent with ss. 27.5304 and 216.311, F.S. A contract with court-appointed counsel must specify that payment is contingent upon an appropriation by the Legislature. The flat fee established in s. 27.5304, F.S., is required to be presumed to be sufficient compensation.

The Justice Administrative Commission (JAC) also is required to review appointed counsel billings, and objections by the JAC are required to be presumed correct unless a court determines, in writing, that competent and substantial evidence exists to justify overcoming the presumption. If an attorney does not permit the JAC or the Auditor General to review billing documentation, the attorney waives the claim for attorney fees. A finding by the JAC that the appointed counsel waived the right to seek compensation above the flat fee is required to be presumed correct, unless a court determines, in written findings, that competent and substantial evidence exists to overcome the presumption.

The Cross-Jurisdictional Death Penalty Pilot Program is established within the Office of Criminal Conflict and Civil Regional Counsel (CCCRC) of the Second Appellate District. If the public defender for the Fifth Judicial Circuit or the Ninth Judicial Circuit is unable to provide representation to an indigent defendant charged with a capital crime due to a conflict of interest and the CCCRC of the Fifth Appellate District, the entity having jurisdiction for these two circuits, is also unable to provide representation due to a conflict of interest, the CCCRC of the Second Appellate District, through this pilot program shall be appointed. This provides another layer of CCCRC conflict representation for capital cases before a case must be assigned to private counsel. The CCCRC of the Second Appellate District must provide a report on the implementation of the pilot project 30 days after the end of each calendar quarter.

**Section 46** amends s. 27.5304, F.S., to increase, for the 2020-2021 fiscal year, the statutory compensation limits for fees paid to court-appointed attorneys in noncapital, nonlife felony and life felony cases. The Legislature is authorized to establish the actual amounts paid to attorneys in these categories in the GAA for Fiscal Year 2020-2021.

In addition, court-appointed counsel may be compensated only in compliance with ss. 27.40(1), (2)(a), (7), F.S., 27.5304, F.S., and the GAA. The JAC is required to review all billings and must contemporaneously document its review before authorizing payment to an attorney. Objections by the JAC to billings by an attorney are required to be presumed correct by a court unless the court determines, in writing, that competent and substantial evidence supports overcoming the presumption. Motions to exceed the flat fee are required to be served on the JAC at least 20 business days before the hearing date, and the JAC may appear at the hearing in person or telephonically.

**Section 47** provides that the amendments to s. 27.40(1), (2)(a), (3)(a), (5), (6), (7), and (11), F.S., and s. 27.5304(1), (3), (7), (11), and (12)(a) – (e) expire on July 1, 2021, and the text of those provisions reverts to that in existence on June 30, 2019.

**Section 48** requires clerks to pay costs of compensation to jurors, for meals or lodging provided to jurors, and for jury-related personnel costs that exceed funding in the GAA for these purposes.

**Section 49** reenacts s. 318.18(19), F.S., for Fiscal Year 2020-2021, to require the deposit of certain funds into the Indigent Criminal Defense Trust Fund instead of the Public Defenders Revenue Trust Fund.

**Section 50** reenacts s. 817.568(12)(b), F.S., to require the deposit of certain funds into the Indigent Criminal Defense Trust Fund instead of the Public Defenders Revenue Trust Fund.

**Section 51** provides that the amendments to ss. 318.18(19) and 817.568(12)(b), F.S., expire July 1, 2021, and the text of those provisions reverts to that in existence on June 30, 2018.

**Section 52** requires the Department of Management Services (DMS) and agencies to utilize a tenant broker to renegotiate private lease agreements, in excess of 2,000 square feet, expiring before June 30, 2023.

**Section 53** prohibits an agency from transferring funds from a data processing category to any category other than another data processing category.

**Section 54** authorizes the Executive Office of the Governor (EOG) to transfer funds in the specific appropriation category “Data Processing Assessment – Department of Management Service” between agencies, in order to align the budget authority granted with the assessments that must be paid by each agency to the DMS.

**Section 55** authorizes the EOG to transfer funds in the appropriation category “Special Categories-Risk Management Insurance” between departments in order to align the budget authority granted with the premiums paid by each department for risk management insurance.

**Section 56** authorizes the EOG to transfer funds in the appropriation category “Special Categories - Transfer to DMS - Human Resources Services Purchased per Statewide Contract” of the GAA for Fiscal Year 2020-2021 between departments, in order to align the budget authority granted with the assessments that must be paid by each agency to the DMS for human resources management services.

**Section 57** defines the components of the Florida Accounting Information Resource subsystem (FLAIR) and Cash Management System (CMS) included in the Department of Financial Services Planning Accounting and Ledger Management (PALM) system. This section also provides the executive steering committee membership and the procedures for executive steering committee meetings and decisions.

**Section 58** amends s. 216.181(11)(d), F.S., to authorize the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection (DEP) for fixed capital outlay projects. The increase in fixed capital outlay budget authority is authorized for funds provided to the state from the Gulf Environmental Benefit Fund administered by the National Fish and Wildlife Foundation, the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act), or from British Petroleum Corporation (BP) for natural resources damage assessment early restoration projects. Any continuing commitment for future appropriations by the Legislature must be identified specifically.

**Section 59** amends s. 215.18, F.S., to authorize the Governor to temporarily transfer moneys, from one or more of the trust funds in the State Treasury, to a land acquisition trust fund (LATF) within the Department of Agriculture and Consumer Services, the DEP, the Department of State, or the Fish and Wildlife Conservation Commission, whenever there is a deficiency that would render the LATF temporarily insufficient to meet its just requirements, including the timely payment of appropriations from that trust fund. These funds must be expended solely and exclusively in accordance with Art. X, s. 28 of the State Constitution. This transfer is a temporary loan, and the funds must be repaid to the trust funds from which the moneys are loaned by the end of the 2020-2021 fiscal year. Any action proposed pursuant to this subsection is subject to the notice, review, and objection procedures of s. 216.177, F.S., and the Governor shall provide notice of such action at least seven days before the effective date of the transfer of trust funds.

**Section 60** provides that, in order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the DEP, the Fish and Wildlife Conservation Commission, and the Department of State, the DEP will transfer a proportionate share of revenues in the Land Acquisition Trust Fund within the DEP on a monthly basis, after subtracting required debt service payments, to each agency and retain a proportionate share within the Land Acquisition Trust Fund within the DEP. Total distributions to a land acquisition trust fund within the other agencies may not exceed the total appropriations for the fiscal year. The section further provides that DEP may advance funds from the beginning unobligated fund balance in the Land Acquisition Trust Fund to LATF within the Fish and Wildlife Conservation Commission for cash flow purposes.

**Section 61** amends s. 216.181, F.S., to authorize the Legislative Budget Commission to increase amounts appropriated to the DEP for fixed capital outlay projects. The increase is authorized for funds provided to the state from the Trustee of the Environmental Mitigation Trust administered by Wilmington Trust for violation of the Clean Air Act by Volkswagen.

**Section 62** amends s. 570.441(4), F.S., to extend the sunset date from June 30, 2020, to June 30, 2021, to authorize the Department of Agriculture and Consumer Services to use money deposited in the Pest Control Trust Fund to carry out any of the powers of the Division of Agricultural Environmental Services.

**Section 63** reenacts the amendment to s. 570.93, F.S., for Fiscal Year 2020-2021, to revise the agricultural water conservation program to enable cost-share funds to continue to be used for irrigation system retrofits and mobile irrigation lab evaluations. The revision also permits the funds to be expended on additional water conservation activities pursuant to s. 403.067(7)(c), F.S.

**Section 64** provides that the amendment to s. 570.93(1)(a), F.S., expires July 1, 2021, and the text of that paragraph reverts to that in existence on June 30, 2019.

**Section 65** amends s. 259.105, F.S., to provide for distribution a specified amount from the Florida Forever Trust to the Florida Recreation Development Assistance Program within the DEP.

**Section 66** amends s. 375.041, F.S., to provide that the distribution from the Land Acquisition Trust Fund for restoration of Lake Apopka for the 2020-2021 fiscal year not occur.

**Section 67** amends s. 321.04, F.S., to provide that for the 2020-2021 fiscal year, the Department of Highway Safety and Motor Vehicles may assign a patrol officer to a Cabinet member if the department deems such assignment appropriate or if requested by such Cabinet member in response to a threat. Additionally, the Governor may request the department to assign one or more highway patrol officers to the Lieutenant Governor for security services.

**Section 68** amends s. 420.9079, F.S., relating to the Local Government Housing Trust Fund, to allow funds to be used as provided in the GAA for Fiscal Year 2020-2021.

**Section 69** amends s. 420.0005, F.S., relating to the State Housing Trust Fund, to allow funds to be used as provided in the GAA for Fiscal Year 2020-2021.

**Section 70** amends s. 288.1226, F.S., to extend the repeal date of the Florida Tourism Industry Marketing Corporation, doing business as VISIT FLORIDA, from July 1, 2020, to July 1, 2021.

**Section 71** amends s. 288.923, F.S., to extend the repeal date of the Division of Tourism Marketing within Enterprise Florida, Inc., from July 1, 2020, to July 1, 2021.



**Section 72** amends s. 338.2278(8)(g), F.S., to allow funds provided in that subsection to the Transportation Disadvantaged Trust Fund in Fiscal Year 2019-2020 to be used as provided in the GAA for Fiscal Year 2020-2021.

**Section 73** amends s. 339.135(7)(g), F.S., to authorize the chair and vice chair of the Legislative Budget Commission to approve, pursuant to s. 216.177, F.S., the following work program amendments if a commission meeting cannot be held within 30 days of submittal of the amendment by the Department of Transportation:

- A work program amendment that transfers fixed capital outlay appropriations between categories or increases appropriation categories.
- A work program amendment that adds a new project, or a phase of a new project, in excess of \$3 million.

**Section 74** amends s. 112.061, F.S., to authorize a lieutenant governor who permanently resides outside of Leon County to designate an official headquarters in his or her county as his or her official headquarters for purposes of s. 112.061, F.S. A lieutenant governor for whom an official headquarters in his or her county of residence is established may be paid travel and subsistence expenses when travelling between their official headquarters and the State Capitol to conduct state business.

**Section 75** amends s. 216.292(2)(a), F.S., to grant broader legislative review of any “five percent” budget transfers. For the 2020-2021 fiscal year, the review must ensure the proposed action maximizes the use of available and appropriate trust funds, does not exceed delegated authority and is not contrary to legislative policy and intent.

**Section 76** requires the DMS to maintain and offer during Fiscal Year 2020-2021 for the State Group Health Insurance Program the standard and high deductible PPO and HMO plans which are offered during Fiscal Year 2019-2020, notwithstanding s. 110.123(3)(f) and (j), F.S.

**Section 77** provides that no state agency may initiate a competitive solicitation for a product or service if the completion of such competitive solicitation would require a change in law or require a change to the agency's budget other than a transfer authorized in s. 216.292(2) or (3), F.S., unless the initiation of such competitive solicitation is specifically authorized in law or in the GAA or by the Legislative Budget Commission.

**Section 78** amends s. 112.24, F.S., to provide that the reassignment of an employee of a state agency may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the Senate and House of Representatives appropriations committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action, pursuant to s. 216.177, F.S. This requirement applies to state employee reassignments regardless of which agency (sending or receiving) is responsible for pay and benefits of the assigned employee.

**Section 79** maintains legislative salaries at the July 1, 2010, level.

**Section 80** reenacts s. 215.32(2)(b), F.S., in order to implement the transfer of moneys to the General Revenue Fund from trust funds in the 2020-2021 GAA.

**Section 81** reverts the language of s. 215.32(2)(b), F.S., to the text in effect on June 30, 2011.

**Section 82** provides that funds appropriated for travel by state employees be limited to travel for activities that are critical to each state agency's mission. The section prohibits funds from being used to travel to foreign countries, other states, conferences, staff training, or other administrative functions unless the agency head approves in writing. The agency head is required to consider the use of teleconferencing and electronic communication to meet needs of activity before approving travel.

**Section 83** provides that, notwithstanding s. 112.061, F.S., costs for lodging associated with a meeting, conference or convention organized or sponsored in whole or in part by a state agency or the judicial branch may not exceed \$225 per day. An employee may expend his or her own funds for any lodging expenses in excess of \$225 per day. Exempts travel for conducting an audit, examination, inspection or investigation or travel activities relating to a litigation or emergency response.

**Section 84** provides that a state agency may not enter into a contract containing a nondisclosure clause that prohibits a contractor from disclosing to members or staff of the Legislature information relevant to the performance of the contract.

**Section 85** specifies that no section of the bill shall take effect if the appropriations and proviso to which it relates are vetoed.

**Section 86** provides that a permanent change made by another law to any of the same statutes amended by this bill will take precedence over the provision in this bill.

**Section 87** provides a severability clause.

**Section 88** provides effective dates.

#### **IV. Constitutional Issues:**

**A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

E. Other Constitutional Issues:

None identified.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

Because SPB 2502 implements provisions of SPB 2500, the Senate Proposed GAA for Fiscal Year 2020-2021, no direct fiscal impacts are created by this bill.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 27.40, 27.5304, 112.061, 112.24, 215.18, 216.181, 216.262, 216.292, 259.105, 288.1226, 288.923, 296.37, 321.04, 338.2278, 339.135, 375.041, 381.915, 381.986, 381.988, 409.904, 409.911, 409.9113, 409.9119, 420.0005, 420.9079, 570.441, 893.055, 1011.62, 1011.80, 1012.731, 1012.732, and 1013.62.

This bill amends chapter 2017-232 of the Laws of Florida.

This bill creates section 1004.6499 of the Florida Statutes.

This bill creates undesignated sections of Florida law.

This bill reenacts the following sections of the Florida Statutes: 27.40, 27.5304, 215.32, 318.18, 409.908, 570.93, 624.91, and 817.568.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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457830

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
02/06/2020	.	
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	.	
	.	

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The Committee on Appropriations (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 798 and 799  
insert:

Section 18. In order to implement Specific Appropriations 207, 211, 212, 214, 216, and 225 of the 2020-2021 General Appropriations Act, by March 1, 2021, the Agency for Health Care Administration, in consultation with the Department of Children and Families, the Florida Hospital Association, the Safety Net Hospital Alliance of Florida, the Florida Health Care



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Association, and LeadingAge Florida, shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the impact of the waiver of Medicaid retroactive eligibility on beneficiaries and providers. The report must include, but is not limited to:

(1) The total unduplicated number of nonpregnant adults who applied for Medicaid at a hospital site from May 1, 2020, through January 31, 2021; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.

(2) The total unduplicated number of nonpregnant adults who applied for Medicaid at a nursing home site from May 1, 2020, through January 31, 2021; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.

(3) The estimated impact of medical debt on nonpregnant adults for whom a Medicaid application was not submitted in the same month when the individual became an inpatient of a hospital or a resident of a nursing home.

(4) Additional recommendations to improve outreach and Medicaid coverage for nonpregnant adults who would be eligible for Medicaid if they applied before an event that requires hospital or nursing home care.

This section expires July 1, 2021.

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



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40 And the title is amended as follows:  
41       Delete line 56  
42 and insert:  
43       make payments to Medicaid-covered services; requiring  
44       the Agency for Health Care Administration, in  
45       consultation with the Department of Children and  
46       Families and certain other entities, to submit a  
47       report to the Governor and the Legislature by a  
48       specified date; specifying requirements for the  
49       report; reenacting

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled  
 2 An act implementing the 2020-2021 General  
 3 Appropriations Act; providing legislative intent;  
 4 incorporating by reference certain calculations of the  
 5 Florida Education Finance Program; providing that  
 6 funds for instructional materials must be released and  
 7 expended as required in specified proviso language;  
 8 amending s. 1011.62, F.S.; conforming a provision  
 9 regarding the virtual education contribution to  
 10 reflect the Teacher Salary Increase Allocation;  
 11 extending for 1 fiscal year provisions governing the  
 12 funding compression allocation; suspending the Florida  
 13 Best and Brightest Teacher and Principal Allocation  
 14 for the 2020-2021 fiscal year; creating the Teacher  
 15 Salary Increase Allocation; specifying the purpose of  
 16 the allocation; prescribing the manner in which funds  
 17 under the allocation may be provided and used;  
 18 providing for the expiration and reversion of  
 19 specified statutory text; amending ss. 1012.731 and  
 20 1012.732, F.S.; suspending the Florida Best and  
 21 Brightest Teacher Program and the Florida Best and  
 22 Brightest Principal Program for the 2020-2021 fiscal  
 23 year; amending s. 1013.62, F.S.; specifying the source  
 24 of charter school capital outlay funding; providing  
 25 that charter schools are ineligible to receive capital  
 26 outlay funding unless the governing board chair and  
 27 the school's chief administrative officer provides an  
 28 annual certification under oath; providing for the  
 29 expiration and reversion of specified statutory text;

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30 creating s. 1004.6499, F.S.; establishing the Florida  
 31 Institute of Politics at the Florida State University;  
 32 providing the purpose and goals of the institute;  
 33 incorporating by reference certain calculations for  
 34 the Medicaid Disproportionate Share Hospital and  
 35 Hospital Reimbursement programs; authorizing the  
 36 Agency for Health Care Administration, in consultation  
 37 with the Department of Health, to submit a budget  
 38 amendment to realign funding for a component of the  
 39 Children's Medical Services program to reflect actual  
 40 enrollment changes; specifying requirements for such  
 41 realignment; authorizing the agency to request  
 42 nonoperating budget authority for transferring certain  
 43 federal funds to the Department of Health; reenacting  
 44 s. 409.908(23), F.S., relating to the reimbursement of  
 45 Medicaid providers; extending for 1 fiscal year  
 46 provisions regarding reimbursement rates; providing  
 47 for the expiration and reversion of specified  
 48 statutory text; reenacting s. 409.908(26), F.S.,  
 49 relating to the reimbursement of Medicaid providers;  
 50 extending for 1 fiscal year a provision regarding the  
 51 receipt of funds to be used for Low Income Pool  
 52 Program payments; providing for the expiration and  
 53 reversion of specified statutory text; amending s.  
 54 409.904, F.S.; extending for 1 fiscal year a provision  
 55 requiring the Agency for Health Care Administration to  
 56 make payments to Medicaid-covered services; reenacting  
 57 s. 624.91(5)(b), F.S., relating to the Florida Healthy  
 58 Kids Corporation; extending for 1 fiscal year a

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59 provision requiring the corporation to validate the  
60 medical loss ratio and calculate a refund amount for  
61 insurers and providers of health care services who  
62 meet certain criteria; providing for the expiration  
63 and reversion of specified statutory text; amending s.  
64 381.915, F.S.; revising limitations regarding a cancer  
65 center's participation under Tier 3 of the Florida  
66 Consortium of National Cancer Institute Centers  
67 Program and authorization for centers to pursue  
68 certain designations by the institute; providing for  
69 the expiration and reversion of specified statutory  
70 text; amending s. 893.055, F.S.; extending for 1  
71 fiscal year a provision prohibiting the Attorney  
72 General and the Department of Health from using  
73 certain settlement agreement funds to administer the  
74 prescription drug monitoring program; amending s.  
75 409.911, F.S.; updating the average of audited  
76 disproportionate share data for purposes of  
77 calculating disproportionate share payments; extending  
78 for 1 fiscal year the requirement that the Agency for  
79 Health Care Administration distribute moneys to  
80 hospitals that provide a disproportionate share of  
81 Medicaid or charity care services, as provided in the  
82 General Appropriations Act; amending s. 409.9113,  
83 F.S.; extending for 1 fiscal year the requirement that  
84 the Agency for Health Care Administration make  
85 disproportionate share payments to teaching hospitals  
86 as provided in the General Appropriations Act;  
87 amending s. 409.9119, F.S.; extending for 1 fiscal

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88 year the requirement that the Agency for Health Care  
89 Administration make disproportionate share payments to  
90 certain specialty hospitals for children; authorizing  
91 the Agency for Health Care Administration to submit a  
92 budget amendment to realign Medicaid funding for  
93 specified purposes, subject to certain limitations;  
94 requiring the Agency for Health Care Administration to  
95 contract with an organization for the provision of  
96 elder care services in specified counties if certain  
97 conditions are met; specifying requirements for the  
98 program; authorizing the Agency for Health Care  
99 Administration and the Department of Health to each  
100 submit a budget amendment to realign funding within  
101 the Florida Kidcare program appropriation categories  
102 or increase budget authority for certain purposes;  
103 specifying the timeframe within which any such budget  
104 amendment must be submitted; amending s. 381.986,  
105 F.S.; exempting rules pertaining to the medical use of  
106 marijuana from certain rulemaking requirements;  
107 amending s. 381.988, F.S.; exempting rules pertaining  
108 to medical marijuana testing laboratories from certain  
109 rulemaking requirements; amending s. 14(1), chapter  
110 2017-232, Laws of Florida; exempting certain rules  
111 pertaining to medical marijuana adopted to replace  
112 emergency rules from specified rulemaking  
113 requirements; providing for the expiration and  
114 reversion of specified law; requiring the Agency for  
115 Health Care Administration to replace the Medicaid  
116 Enterprise System; specifying requirements for the

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117 replacement system; requiring the agency to take  
 118 specified action; providing for the establishment of  
 119 an executive steering committee to oversee  
 120 implementation of the replacement system; providing  
 121 for membership, meeting requirements, duties, and  
 122 responsibilities of the steering committee;  
 123 authorizing the Department of Children and Families to  
 124 submit a budget amendment to realign funding for  
 125 implementation of the Guardianship Assistance Program;  
 126 requiring the Department of Children and Families to  
 127 establish a formula for the distribution of funds to  
 128 implement the Guardianship Assistance Program;  
 129 amending s. 296.37, F.S.; extending for 1 fiscal year  
 130 a provision specifying the monthly contribution to  
 131 residents of a state veterans' nursing home;  
 132 authorizing the Department of Children and Families to  
 133 submit a budget amendment to increase budget authority  
 134 for the Supplemental Nutrition Assistance Program if  
 135 certain conditions are met; authorizing the Department  
 136 of Children and Families to submit a budget amendment  
 137 to realign funding within the Family Safety Program  
 138 for specified purposes; amending s. 216.262, F.S.;  
 139 extending for 1 fiscal year the authority of the  
 140 Department of Corrections to submit a budget amendment  
 141 for additional positions and appropriations under  
 142 certain circumstances; amending s. 1011.80, F.S.;  
 143 specifying the manner by which state funds for  
 144 postsecondary workforce programs may be used for  
 145 inmate education; providing for the expiration and

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146 reversion of specified statutory text; amending s.  
 147 215.18, F.S.; extending for 1 fiscal year the  
 148 authority and related repayment requirements for  
 149 temporary trust fund loans to the state court system  
 150 which are sufficient to meet the system's  
 151 appropriation; requiring the Department of Juvenile  
 152 Justice to review county juvenile detention payments  
 153 to determine whether a county has met specified  
 154 financial responsibilities; requiring amounts owed by  
 155 the county for such financial responsibilities to be  
 156 deducted from certain county funds; requiring the  
 157 Department of Revenue to transfer withheld funds to a  
 158 specified trust fund; requiring the Department of  
 159 Revenue to ensure that such reductions in amounts  
 160 distributed do not reduce distributions below amounts  
 161 necessary for certain payments due on bonds and to  
 162 comply with bond covenants; requiring the Department  
 163 of Revenue to notify the Department of Juvenile  
 164 Justice if bond payment requirements mandate a  
 165 reduction in deductions for amounts owed by a county;  
 166 reenacting and amending s. 27.40, F.S., relating to  
 167 court-appointed counsel; extending for 1 fiscal year  
 168 provisions governing the appointment of court-  
 169 appointed counsel; establishing the Cross-  
 170 Jurisdictional Death Penalty Pilot Program within the  
 171 Office of Criminal Conflict and Civil Regional Counsel  
 172 of the Second Appellate District; specifying the  
 173 manner of appointing counsel to indigent defendants  
 174 who meet specified criteria; providing reporting

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175 requirements regarding the pilot program; specifying  
 176 that repeal of the act does not terminate appointments  
 177 of counsel made under the pilot program; reenacting  
 178 and amending s. 27.5304, F.S., relating to private  
 179 court-appointed counsel; extending for 1 fiscal year  
 180 limitations on compensation for representation in  
 181 criminal proceedings; providing for the expiration and  
 182 reversion of specified statutory text; specifying that  
 183 clerks of the circuit court are responsible for  
 184 certain costs related to juries which exceed a certain  
 185 funding level; reenacting s. 318.18(19)(c), F.S.,  
 186 relating to penalty amounts for traffic infractions;  
 187 extending for 1 fiscal year the redirection of  
 188 revenues from the Public Defenders Revenue Trust Fund  
 189 to the Indigent Criminal Defense Trust Fund;  
 190 reenacting s. 817.568(12)(b), F.S., relating to the  
 191 criminal use of personal identification information;  
 192 extending for 1 fiscal year the redirection of  
 193 revenues from the Public Defenders Revenue Trust Fund  
 194 to the Indigent Criminal Defense Trust Fund; providing  
 195 for the expiration and reversion of specified  
 196 statutory text; requiring the Department of Management  
 197 Services to use tenant broker services to renegotiate  
 198 or reprocure certain private lease agreements for  
 199 office or storage space; requiring the Department of  
 200 Management Services to provide a report to the  
 201 Governor and Legislature by a specified date;  
 202 prohibiting an agency from transferring funds from a  
 203 data processing category to another category that is

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204 not a data processing category; authorizing the  
 205 Executive Office of the Governor to transfer funds  
 206 appropriated for data processing assessment between  
 207 departments for a specified purpose; authorizing the  
 208 Executive Office of the Governor to transfer funds  
 209 between departments for purposes of aligning amounts  
 210 paid for risk management insurance and for human  
 211 resources services; requiring the Department of  
 212 Financial Services to replace specified components of  
 213 the Florida Accounting Information Resource Subsystem  
 214 (FLAIR) and the Cash Management Subsystem (CMS);  
 215 specifying certain actions to be taken by the  
 216 Department of Financial Services regarding FLAIR and  
 217 CMS replacement; providing for the composition of an  
 218 executive steering committee to oversee FLAIR and CMS  
 219 replacement; prescribing duties and responsibilities  
 220 of the executive steering committee; amending s.  
 221 216.181, F.S.; extending for 1 fiscal year the  
 222 authority for the Legislative Budget Commission to  
 223 increase amounts appropriated to the Fish and Wildlife  
 224 Conservation Commission or the Department of  
 225 Environmental Protection for certain fixed capital  
 226 outlay projects from specified sources; amending s.  
 227 215.18, F.S.; extending for 1 fiscal year the  
 228 authority of the Governor, if there is a specified  
 229 temporary deficiency in a land acquisition trust fund  
 230 in the Department of Agriculture and Consumer  
 231 Services, the Department of Environmental Protection,  
 232 the Department of State, or the Fish and Wildlife

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233 Conservation Commission, to transfer funds from other  
 234 trust funds in the State Treasury as a temporary loan  
 235 to such trust fund; providing a deadline for the  
 236 repayment of a temporary loan; requiring the  
 237 Department of Environmental Protection to transfer  
 238 designated proportions of the revenues deposited in  
 239 the Land Acquisition Trust Fund within the department  
 240 to land acquisition trust funds in the Department of  
 241 Agriculture and Consumer Services, the Department of  
 242 State, and the Fish and Wildlife Conservation  
 243 Commission according to specified parameters and  
 244 calculations; defining the term "department";  
 245 requiring the Department of Environmental Protection  
 246 to retain a proportionate share of revenues;  
 247 specifying a limit on distributions; requiring the  
 248 Department of Environmental Protection to make  
 249 transfers to land acquisition trust funds; specifying  
 250 the method of determining transfer amounts;  
 251 authorizing the Department of Environmental Protection  
 252 to advance funds from its land acquisition trust fund  
 253 to the Fish and Wildlife Conservation Commission's  
 254 land acquisition trust fund for specified purposes;  
 255 requiring the Department of Environmental Protection  
 256 to prorate amounts transferred to the Fish and  
 257 Wildlife Conservation Commission; amending s. 216.181,  
 258 F.S.; extending for 1 fiscal year authorization for  
 259 the Legislative Budget Commission to increase amounts  
 260 appropriated to the Department of Environmental  
 261 Protection for fixed capital outlay projects using

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262 specified funds; amending s. 570.441, F.S.; extending  
 263 for 1 fiscal year a provision authorizing the  
 264 Department of Agriculture and Consumer Services to use  
 265 certain funds for purposes related to the Division of  
 266 Agricultural Environmental Services; reenacting s.  
 267 570.93(1)(a), F.S., relating to the agricultural water  
 268 conservation program of the Department of Agriculture  
 269 and Consumer Services; extending for 1 fiscal year  
 270 provisions governing the cost-share program; providing  
 271 for the expiration and reversion of specified  
 272 statutory text; amending s. 259.105, F.S.; providing  
 273 for the distribution of proceeds from the Florida  
 274 Forever Trust Fund for the 2020-2021 fiscal year;  
 275 amending s. 375.041, F.S.; specifying that certain  
 276 funds for projects dedicated to restoring Lake Apopka  
 277 shall be appropriated as provided in the General  
 278 Appropriations Act; amending s. 321.04, F.S.;  
 279 extending for 1 fiscal year a provision requiring the  
 280 Department of Highway Safety and Motor Vehicles to  
 281 assign one or more patrol officers to the office of  
 282 Lieutenant Governor for security purposes, upon  
 283 request of the Governor; extending for 1 fiscal year  
 284 the requirement that the Department of Highway Safety  
 285 and Motor Vehicles assign a patrol officer to a  
 286 Cabinet member under certain circumstances; amending  
 287 s. 420.9079, F.S.; authorizing funds in the Local  
 288 Government Housing Trust Fund to be used as provided  
 289 in the General Appropriations Act; amending s.  
 290 420.0005, F.S.; authorizing certain funds related to

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291 state housing to be used as provided in the General  
 292 Appropriations Act; amending s. 288.1226, F.S.;  
 293 extending the scheduled repeal of the Florida Tourism  
 294 Industry Marketing Corporation direct-support  
 295 organization; amending s. 288.923, F.S.; extending the  
 296 scheduled repeal of the Division of Tourism Marketing  
 297 of Enterprise Florida, Inc.; amending s. 338.2278,  
 298 F.S.; authorizing certain uncommitted funding for the  
 299 Transportation Disadvantaged Trust Fund to be used as  
 300 provided in the General Appropriations Act; amending  
 301 s. 339.135, F.S.; extending for 1 fiscal year  
 302 authorization for the chair and vice chair of the  
 303 Legislative Budget Commission to approve the  
 304 Department of Transportation's budget amendment under  
 305 specified circumstances; authorizing the chair and  
 306 vice chair of the commission to approve certain budget  
 307 amendments of the Department of Transportation if  
 308 certain conditions are met; amending s. 112.061, F.S.;  
 309 extending for 1 fiscal year authorization for the  
 310 Lieutenant Governor to designate an alternative  
 311 official headquarters, subject to certain limitations;  
 312 amending s. 216.292, F.S.; extending for 1 fiscal year  
 313 a provision prescribing requirements for the review of  
 314 certain transfers of appropriations; requiring the  
 315 Department of Management Services to maintain and  
 316 offer the same health insurance options for  
 317 participants of the state group health insurance  
 318 program for the 2020-2021 fiscal year as for the  
 319 preceding fiscal year; prohibiting a state agency from

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320 initiating a competitive solicitation for a product or  
 321 service under certain circumstances; providing an  
 322 exception; amending s. 112.24, F.S.; extending for 1  
 323 fiscal year the authorization, subject to specified  
 324 requirements, for the assignment of an employee of a  
 325 state agency under an employee interchange agreement;  
 326 providing that the annual salaries of the members of  
 327 the Legislature be maintained at a specified level;  
 328 reenacting s. 215.32(2)(b), F.S., relating to the  
 329 source and use of certain trust funds; providing for  
 330 the future expiration and reversion of statutory text;  
 331 limiting the use of travel funds to activities that  
 332 are critical to an agency's mission; providing  
 333 exceptions; placing a monetary cap on lodging expenses  
 334 for state employee travel to certain meetings  
 335 organized or sponsored by a state agency or the  
 336 judicial branch; authorizing employees to expend their  
 337 own funds for lodging expenses in excess of the  
 338 monetary caps; prohibiting state agencies from  
 339 entering into contracts containing certain  
 340 nondisclosure agreements; providing conditions under  
 341 which the veto of certain appropriations or proviso  
 342 language in the General Appropriations Act voids  
 343 language that implements such appropriations;  
 344 providing for the continued operation of certain  
 345 provisions notwithstanding a future repeal or  
 346 expiration provided by the act; providing  
 347 severability; providing effective dates.  
 348

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

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 2020-2021 fiscal year.

Section 2. In order to implement Specific Appropriations 8, 9, 10, 92, and 93 of the 2020-2021 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2020-2021 fiscal year included in the document titled "Public School Funding: The Florida Education Finance Program," dated January 30, 2020, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Florida Education Finance Program. This section expires July 1, 2021.

Section 3. In order to implement Specific Appropriations 8 and 92 of the 2020-2021 General Appropriations Act, and notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42, 1011.62(6)(b)3., and 1011.67, Florida Statutes, relating to the expenditure of funds provided for instructional materials, for the 2020-2021 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language for Specific Appropriation 92 of the 2020-2021 General Appropriations Act. This section expires July 1, 2021.

Section 4. In order to implement Specific Appropriations 8 and 92 of the 2020-2021 General Appropriations Act, subsections (11), (17), and (18) of section 1011.62, Florida Statutes, are amended, and subsection (22) is added to that section, to read:

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

(11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may annually provide in the Florida Education Finance Program a virtual education contribution. The amount of the virtual education contribution shall be the difference between the amount per FTE established in the General Appropriations Act for virtual education and the amount per FTE for each district and the Florida Virtual School, which may be calculated by taking the sum of the base FEFP allocation, the discretionary local effort, the state-funded discretionary contribution, the discretionary millage compression supplement, the research-based reading instruction allocation, the best and brightest teacher and principal allocation, the teacher salary increase allocation, and the instructional materials allocation, and then dividing by the total unweighted FTE. This difference shall be multiplied by the virtual education unweighted FTE for programs and options identified in s. 1002.455 and the Florida Virtual School and its franchises to equal the virtual education contribution and shall be included as a separate allocation in the funding formula.

(17) FUNDING COMPRESSION ALLOCATION.—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental

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research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (19)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district's total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district's share. This subsection expires July 1, 2021 ~~2020~~.

(18) THE FLORIDA BEST AND BRIGHTEST TEACHER AND PRINCIPAL ALLOCATION.—

(a) The Florida Best and Brightest Teacher and Principal Allocation is created to recruit, retain, and recognize classroom teachers and instructional personnel who meet the criteria established in s. 1012.731 and reward principals who meet the criteria established in s. 1012.732. Subject to annual appropriation, each school district shall receive an allocation based on the district's proportionate share of FEFP base funding. The Legislature may specify a minimum allocation for all districts in the General Appropriations Act.

(b) From the allocation, each district shall provide the following:

1. A one-time recruitment award, as provided in s. 1012.731(3)(a);
2. A retention award, as provided in s. 1012.731(3)(b); and

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3. A recognition award, as provided in s. 1012.731(3)(c) from the remaining balance of the appropriation after the payment of all other awards authorized under ss. 1012.731 and 1012.732.

(c) From the allocation, each district shall provide eligible principals an award as provided in s. 1012.732(3).

If a district's calculated awards exceed the allocation, the district may prorate the awards.

(d) The allocation authorized in this subsection is suspended for the 2020-2021 fiscal year and does not apply during such fiscal year. This paragraph expires July 1, 2021.

(22) TEACHER SALARY INCREASE ALLOCATION.—

(a) The Teacher Salary Increase Allocation is created to increase teacher salaries and improve this state's relative teacher salary position when compared with teacher salaries in other states.

(b) Subject to annual appropriation, funds may be provided for each school district to increase the minimum base salary for full-time classroom teachers as defined in s. 1012.01(2)(a) or all instructional personnel as defined by s. 1012.01(2)(a)-(d), plus certified prekindergarten teachers, but not including substitute teachers, by no less than the amount designated in the General Appropriations Act. In addition, funds may also be provided in an amount designated in the General Appropriations Act for salary increases for all full-time instructional personnel as determined by the school board and the local bargaining unit.

(c) Funds for this purpose shall be allocated on each

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district's share of the base FEFP allocation. Funds for the minimum base salary increase may be provided in multiple years in order to achieve a particular salary goal. The minimum base salary is the base annual salary before payroll deductions and excluding additional compensation.

(d) This subsection expires July 1, 2021.

Section 5. The amendment to s. 1011.62(11), Florida Statutes, by this act, expires July 1, 2021, and the text of that subsection shall revert to that in existence on June 30, 2020, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 6. In order to implement Specific Appropriations 8 and 92 of the 2020-2021 General Appropriations Act, subsection (4) is added to section 1012.731, Florida Statutes, to read:

1012.731 The Florida Best and Brightest Teacher Program.—

(4) No awards may be made pursuant to this section and the operation of the program is suspended for the 2020-2021 fiscal year. This subsection expires July 1, 2021.

Section 7. In order to implement Specific Appropriations 8 and 92 of the 2020-2021 General Appropriations Act, subsection (4) is added to section 1012.732, Florida Statutes, to read:

1012.732 The Florida Best and Brightest Principal Program.—

(4) No awards may be made pursuant to this section and the operation of the program is suspended for the 2020-2021 fiscal year. This subsection expires July 1, 2021.

Section 8. In order to implement Specific Appropriation 21 of the 2020-2021 General Appropriations Act, subsection (1) of

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section 1013.62, Florida Statutes, is amended to read:

1013.62 Charter schools capital outlay funding.—

(1) For the ~~2020-2021~~ ~~2018-2019~~ fiscal year, charter school capital outlay funding shall consist of state funds appropriated in the ~~2020-2021~~ ~~2018-2019~~ General Appropriations Act. Beginning in fiscal year ~~2021-2022~~ ~~2019-2020~~, charter school capital outlay funding shall consist of state funds when such funds are appropriated in the General Appropriations Act and revenue resulting from the discretionary millage authorized in s. 1011.71(2) if the amount of state funds appropriated for charter school capital outlay in any fiscal year is less than the average charter school capital outlay funds per unweighted full-time equivalent student for the 2018-2019 fiscal year, multiplied by the estimated number of charter school students for the applicable fiscal year, and adjusted by changes in the Consumer Price Index issued by the United States Department of Labor from the previous fiscal year. Nothing in this subsection prohibits a school district from distributing to charter schools funds resulting from the discretionary millage authorized in s. 1011.71(2).

(a) To be eligible to receive capital outlay funds, a charter school must:

1.a. Have been in operation for 2 or more years;

b. Be governed by a governing board established in the state for 2 or more years which operates both charter schools and conversion charter schools within the state;

c. Be an expanded feeder chain of a charter school within the same school district that is currently receiving charter school capital outlay funds;



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d. Have been accredited by a regional accrediting association as defined by State Board of Education rule; or

e. Serve students in facilities that are provided by a business partner for a charter school-in-the-workplace pursuant to s. 1002.33(15)(b).

2. Have an annual audit that does not reveal any of the financial emergency conditions provided in s. 218.503(1) for the most recent fiscal year for which such audit results are available.

3. Have satisfactory student achievement based on state accountability standards applicable to the charter school.

4. Have received final approval from its sponsor pursuant to s. 1002.33 for operation during that fiscal year.

5. Serve students in facilities that are not provided by the charter school's sponsor.

(b) A charter school is not eligible to receive capital outlay funds if it was created by the conversion of a public school and operates in facilities provided by the charter school's sponsor for a nominal fee, or at no charge, or if it is directly or indirectly operated by the school district.

(c) A charter school additionally is not eligible for a funding allocation unless the chair of the governing board and the chief administrative officer of the charter school annually certify under oath that the funds will be used solely and exclusively for constructing, renovating, leasing, purchasing, financing or improving charter school facilities that are:

1. Owned by a school district, political subdivision of the state, municipality, Florida College System institution, or state university; or

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2. Owned by an organization, qualified as an exempt organization under s. 501(c)(3) of the Internal Revenue Code, or a tax support organization under s. 509 of the Internal Revenue Code, whose articles of incorporation specify that upon the organization's dissolution, the subject property, subject to any indebtedness secured thereby and the satisfaction of the organization's other debts, will be transferred as indicated in the articles of incorporation to:

a. Another such exempt organization, including one organized for educational purposes.

b. A school district or other political subdivision of the state.

c. A municipality.

d. A Florida College System institution.

e. A state university; or

3. Owned by and leased from, at a fair market value, a person or entity that is not an affiliated party of the charter school. For purposes of this subparagraph, the term "affiliated party of the charter school" means the applicant for the charter school pursuant to s. 1002.33; the governing board of the charter school or a member of the governing board; the charter school principal; an individual employed by the charter school; or a relative, as defined in s. 1002.33(24)(a)2., of a charter school governing board member, a charter school principal or a charter school employee.

Section 9. The amendments to s. 1013.62(1), Florida Statutes, by this act expire July 1, 2021, and the text of that subsection shall revert to that in existence on June 30, 2020, except that any amendments to such text enacted other than by

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581 this act shall be preserved and continue to operate to the  
 582 extent that such amendments are not dependent upon the portions  
 583 of text which expire pursuant to this section.

584 Section 10. In order to implement Specific Appropriation  
 585 150 of the 2020-2021 General Appropriations Act, section  
 586 1004.6499, Florida Statutes, is created to read:

587 1004.6499 Florida Institute of Politics.—

588 (1) The Florida Institute of Politics is established at the  
 589 Florida State University within the College of Social Sciences  
 590 and Public Policy. The purpose of the institute is to provide  
 591 the southeastern region of the United States with a world class,  
 592 bipartisan, nationally-renowned institute of politics.

593 (2) The goals of the institute are to:

594 (a) Motivate students across the Florida State University  
 595 to become aware of the significance of government and civic  
 596 engagement at all levels and politics in general.

597 (b) Provide students with an opportunity to be politically  
 598 active and civically engaged.

599 (c) Nurture a state of consciousness and passion for public  
 600 service and politics.

601 (d) Plan and host forums to allow students and guests to  
 602 hear from and interact with experts from government, politics,  
 603 policy, and journalism on a frequent basis.

604 (e) Become a national and state resource on polling  
 605 information and survey methodology.

606 (f) Provide fellowships and internship opportunities to  
 607 students in government, non-profit organizations, and community  
 608 organizations.

609 (g) Provide training sessions for newly elected state and

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610 local public officials.

611 (h) Organize and sponsor conferences, symposia and  
 612 workshops throughout Florida to educate and inform citizens,  
 613 elected officials, and appointed policymakers regarding  
 614 effective policymaking techniques and processes.

615 (i) Create and promote research and awareness regarding  
 616 politics, citizen involvement and public service.

617 (j) Collaborate with related policy institutes and research  
 618 activities at Florida State University and other institutions of  
 619 higher education to motivate, increase and sustain citizen  
 620 involvement in public affairs.

621 (3) This section expires July 1, 2021.

622 Section 11. In order to implement Specific Appropriations  
 623 207, 208, 211, and 215 of the 2020-2021 General Appropriations  
 624 Act, the calculations for the Medicaid Disproportionate Share  
 625 Hospital and Hospital Reimbursement programs for the 2020-2021  
 626 fiscal year contained in the document titled "Medicaid  
 627 Disproportionate Share Hospital and Hospital Reimbursement  
 628 Programs, Fiscal Year 2020-2021," dated January 30, 2020, and  
 629 filed with the Secretary of the Senate, are incorporated by  
 630 reference for the purpose of displaying the calculations used by  
 631 the Legislature, consistent with the requirements of state law,  
 632 in making appropriations for the Medicaid Disproportionate Share  
 633 Hospital and Hospital Reimbursement programs. This section  
 634 expires July 1, 2021.

635 Section 12. In order to implement Specific Appropriations  
 636 201 through 228 and 526 of the 2020-2021 General Appropriations  
 637 Act, and notwithstanding ss. 216.181 and 216.292, Florida  
 638 Statutes, the Agency for Health Care Administration, in

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consultation with the Department of Health, may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within and between agencies based on implementation of the Managed Medical Assistance component of the Statewide Medicaid Managed Care program for the Children's Medical Services program of the Department of Health. The funding realignment shall reflect the actual enrollment changes due to the transfer of beneficiaries from fee-for-service to the capitated Children's Medical Services Network. The Agency for Health Care Administration may submit a request for nonoperating budget authority to transfer the federal funds to the Department of Health pursuant to s. 216.181(12), Florida Statutes. This section expires July 1, 2021.

Section 13. In order to implement Specific Appropriations 225 and 226 of the 2020-2021 General Appropriations Act, and notwithstanding the expiration date in section 19 of chapter 2019-116, Laws of Florida, subsection (23) of section 409.908, Florida Statutes, is reenacted to read:

409.908 Reimbursement of Medicaid providers.—Subject to specific appropriations, the agency shall reimburse Medicaid providers, in accordance with state and federal law, according to methodologies set forth in the rules of the agency and in policy manuals and handbooks incorporated by reference therein. These methodologies may include fee schedules, reimbursement methods based on cost reporting, negotiated fees, competitive bidding pursuant to s. 287.057, and other mechanisms the agency considers efficient and effective for purchasing services or goods on behalf of recipients. If a provider is reimbursed based

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on cost reporting and submits a cost report late and that cost report would have been used to set a lower reimbursement rate for a rate semester, then the provider's rate for that semester shall be retroactively calculated using the new cost report, and full payment at the recalculated rate shall be effected retroactively. Medicare-granted extensions for filing cost reports, if applicable, shall also apply to Medicaid cost reports. Payment for Medicaid compensable services made on behalf of Medicaid eligible persons is subject to the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. Further, nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act, provided the adjustment is consistent with legislative intent.

(23)(a) The agency shall establish rates at a level that ensures no increase in statewide expenditures resulting from a change in unit costs for county health departments effective July 1, 2011. Reimbursement rates shall be as provided in the General Appropriations Act.

(b)1. Base rate reimbursement for inpatient services under a diagnosis-related group payment methodology shall be provided in the General Appropriations Act.

2. Base rate reimbursement for outpatient services under an enhanced ambulatory payment group methodology shall be provided in the General Appropriations Act.

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697 3. Prospective payment system reimbursement for nursing  
 698 home services shall be as provided in subsection (2) and in the  
 699 General Appropriations Act.

700 Section 14. The text of s. 409.908(23), Florida Statutes,  
 701 as carried forward from chapter 2018-10, Laws of Florida, by  
 702 this act, expires July 1, 2021, and the text of that subsection  
 703 shall revert to that in existence on October 1, 2018, not  
 704 including any amendments made by chapter 2018-10, Laws of  
 705 Florida, except that any amendments to such text enacted other  
 706 than by this act and chapters 2019-116 and 2018-10, Laws of  
 707 Florida, shall be preserved and continue to operate to the  
 708 extent that such amendments are not dependent upon the portions  
 709 of text which expire pursuant to this section.

710 Section 15. In order to implement Specific Appropriation  
 711 209 of the 2020-2021 General Appropriations Act, and  
 712 notwithstanding the expiration date in section 21 of chapter  
 713 2019-116, Laws of Florida, subsection (26) of section 409.908,  
 714 Florida Statutes, is reenacted to read:

715 409.908 Reimbursement of Medicaid providers.—Subject to  
 716 specific appropriations, the agency shall reimburse Medicaid  
 717 providers, in accordance with state and federal law, according  
 718 to methodologies set forth in the rules of the agency and in  
 719 policy manuals and handbooks incorporated by reference therein.  
 720 These methodologies may include fee schedules, reimbursement  
 721 methods based on cost reporting, negotiated fees, competitive  
 722 bidding pursuant to s. 287.057, and other mechanisms the agency  
 723 considers efficient and effective for purchasing services or  
 724 goods on behalf of recipients. If a provider is reimbursed based  
 725 on cost reporting and submits a cost report late and that cost

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726 report would have been used to set a lower reimbursement rate  
 727 for a rate semester, then the provider's rate for that semester  
 728 shall be retroactively calculated using the new cost report, and  
 729 full payment at the recalculated rate shall be effected  
 730 retroactively. Medicare-granted extensions for filing cost  
 731 reports, if applicable, shall also apply to Medicaid cost  
 732 reports. Payment for Medicaid compensable services made on  
 733 behalf of Medicaid eligible persons is subject to the  
 734 availability of moneys and any limitations or directions  
 735 provided for in the General Appropriations Act or chapter 216.  
 736 Further, nothing in this section shall be construed to prevent  
 737 or limit the agency from adjusting fees, reimbursement rates,  
 738 lengths of stay, number of visits, or number of services, or  
 739 making any other adjustments necessary to comply with the  
 740 availability of moneys and any limitations or directions  
 741 provided for in the General Appropriations Act, provided the  
 742 adjustment is consistent with legislative intent.

743 (26) The agency may receive funds from state entities,  
 744 including, but not limited to, the Department of Health, local  
 745 governments, and other local political subdivisions, for the  
 746 purpose of making special exception payments and Low Income Pool  
 747 Program payments, including federal matching funds. Funds  
 748 received for this purpose shall be separately accounted for and  
 749 may not be commingled with other state or local funds in any  
 750 manner. The agency may certify all local governmental funds used  
 751 as state match under Title XIX of the Social Security Act to the  
 752 extent and in the manner authorized under the General  
 753 Appropriations Act and pursuant to an agreement between the  
 754 agency and the local governmental entity. In order for the

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agency to certify such local governmental funds, a local governmental entity must submit a final, executed letter of agreement to the agency, which must be received by October 1 of each fiscal year and provide the total amount of local governmental funds authorized by the entity for that fiscal year under the General Appropriations Act. The local governmental entity shall use a certification form prescribed by the agency. At a minimum, the certification form must identify the amount being certified and describe the relationship between the certifying local governmental entity and the local health care provider. Local governmental funds outlined in the letters of agreement must be received by the agency no later than October 31 of each fiscal year in which such funds are pledged, unless an alternative plan is specifically approved by the agency.

Section 16. The text of s. 409.908(26), Florida Statutes, as carried forward from chapter 2019-116, Laws of Florida, by this act, expires July 1, 2021, and the text of that subsection shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 17. In order to implement Specific Appropriations 207, 211, 212, 214, 216, and 225 of the 2020-2021 General Appropriations Act, subsection (12) of section 409.904, Florida Statutes, is amended to read:

409.904 Optional payments for eligible persons.—The agency may make payments for medical assistance and related services on behalf of the following persons who are determined to be

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eligible subject to the income, assets, and categorical eligibility tests set forth in federal and state law. Payment on behalf of these Medicaid eligible persons is subject to the availability of moneys and any limitations established by the General Appropriations Act or chapter 216.

(12) Effective July 1, 2020 ~~2019~~, the agency shall make payments to Medicaid-covered services:

(a) For eligible children and pregnant women, retroactive for a period of no more than 90 days before the month in which an application for Medicaid is submitted.

(b) For eligible nonpregnant adults, retroactive to the first day of the month in which an application for Medicaid is submitted.

This subsection expires July 1, 2021 ~~2020~~.

Section 18. In order to implement Specific Appropriations 181 through 184 of the 2020-2021 General Appropriations Act, and notwithstanding the expiration date in section 31 of chapter 2019-116, Laws of Florida, paragraph (b) of subsection (5) of section 624.91, Florida Statutes, is reenacted to read:

624.91 The Florida Healthy Kids Corporation Act.—

(5) CORPORATION AUTHORIZATION, DUTIES, POWERS.—

(b) The Florida Healthy Kids Corporation shall:

1. Arrange for the collection of any family, local contributions, or employer payment or premium, in an amount to be determined by the board of directors, to provide for payment of premiums for comprehensive insurance coverage and for the actual or estimated administrative expenses.

2. Arrange for the collection of any voluntary

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contributions to provide for payment of Florida Kidcare program premiums for children who are not eligible for medical assistance under Title XIX or Title XXI of the Social Security Act.

3. Subject to the provisions of s. 409.8134, accept voluntary supplemental local match contributions that comply with the requirements of Title XXI of the Social Security Act for the purpose of providing additional Florida Kidcare coverage in contributing counties under Title XXI.

4. Establish the administrative and accounting procedures for the operation of the corporation.

5. Establish, with consultation from appropriate professional organizations, standards for preventive health services and providers and comprehensive insurance benefits appropriate to children, provided that such standards for rural areas shall not limit primary care providers to board-certified pediatricians.

6. Determine eligibility for children seeking to participate in the Title XXI-funded components of the Florida Kidcare program consistent with the requirements specified in s. 409.814, as well as the non-Title-XXI-eligible children as provided in subsection (3).

7. Establish procedures under which providers of local match to, applicants to and participants in the program may have grievances reviewed by an impartial body and reported to the board of directors of the corporation.

8. Establish participation criteria and, if appropriate, contract with an authorized insurer, health maintenance organization, or third-party administrator to provide

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administrative services to the corporation.

9. Establish enrollment criteria that include penalties or waiting periods of 30 days for reinstatement of coverage upon voluntary cancellation for nonpayment of family premiums.

10. Contract with authorized insurers or any provider of health care services, meeting standards established by the corporation, for the provision of comprehensive insurance coverage to participants. Such standards shall include criteria under which the corporation may contract with more than one provider of health care services in program sites. Health plans shall be selected through a competitive bid process. The Florida Healthy Kids Corporation shall purchase goods and services in the most cost-effective manner consistent with the delivery of quality medical care. The maximum administrative cost for a Florida Healthy Kids Corporation contract shall be 15 percent. For health care contracts, the minimum medical loss ratio for a Florida Healthy Kids Corporation contract shall be 85 percent. For dental contracts, the remaining compensation to be paid to the authorized insurer or provider under a Florida Healthy Kids Corporation contract shall be no less than an amount which is 85 percent of premium; to the extent any contract provision does not provide for this minimum compensation, this section shall prevail. For an insurer or any provider of health care services which achieves an annual medical loss ratio below 85 percent, the Florida Healthy Kids Corporation shall validate the medical loss ratio and calculate an amount to be refunded by the insurer or any provider of health care services to the state which shall be deposited into the General Revenue Fund unallocated. The health plan selection criteria and scoring system, and the

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scoring results, shall be available upon request for inspection after the bids have been awarded.

11. Establish disenrollment criteria in the event local matching funds are insufficient to cover enrollments.

12. Develop and implement a plan to publicize the Florida Kidcare program, the eligibility requirements of the program, and the procedures for enrollment in the program and to maintain public awareness of the corporation and the program.

13. Secure staff necessary to properly administer the corporation. Staff costs shall be funded from state and local matching funds and such other private or public funds as become available. The board of directors shall determine the number of staff members necessary to administer the corporation.

14. In consultation with the partner agencies, provide a report on the Florida Kidcare program annually to the Governor, the Chief Financial Officer, the Commissioner of Education, the President of the Senate, the Speaker of the House of Representatives, and the Minority Leaders of the Senate and the House of Representatives.

15. Provide information on a quarterly basis to the Legislature and the Governor which compares the costs and utilization of the full-pay enrolled population and the Title XXI-subsidized enrolled population in the Florida Kidcare program. The information, at a minimum, must include:

a. The monthly enrollment and expenditure for full-pay enrollees in the Medikids and Florida Healthy Kids programs compared to the Title XXI-subsidized enrolled population; and

b. The costs and utilization by service of the full-pay enrollees in the Medikids and Florida Healthy Kids programs and

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the Title XXI-subsidized enrolled population.

16. Establish benefit packages that conform to the provisions of the Florida Kidcare program, as created in ss. 409.810-409.821.

Section 19. The text of s. 624.91(5)(b), Florida Statutes, as carried forward from chapter 2019-116, Laws of Florida, by this act, expires July 1, 2021, and the text of that paragraph shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 20. In order to implement Specific Appropriation 458 of the 2020-2021 General Appropriations Act, subsection (4) of section 381.915, Florida Statutes, is amended to read:

381.915 Florida Consortium of National Cancer Institute Centers Program.—

(4) Tier designations and corresponding weights within the Florida Consortium of National Cancer Institute Centers Program are as follows:

(a) Tier 1: Florida-based NCI-designated comprehensive cancer centers, which shall be weighted at 1.5.

(b) Tier 2: Florida-based NCI-designated cancer centers, which shall be weighted at 1.25.

(c) Tier 3: Florida-based cancer centers seeking designation as either a NCI-designated cancer center or NCI-designated comprehensive cancer center, which shall be weighted at 1.0.

1. A cancer center shall meet the following minimum

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criteria to be considered eligible for Tier 3 designation in any given fiscal year:

a. Conducting cancer-related basic scientific research and cancer-related population scientific research;

b. Offering and providing the full range of diagnostic and treatment services on site, as determined by the Commission on Cancer of the American College of Surgeons;

c. Hosting or conducting cancer-related interventional clinical trials that are registered with the NCI's Clinical Trials Reporting Program;

d. Offering degree-granting programs or affiliating with universities through degree-granting programs accredited or approved by a nationally recognized agency and offered through the center or through the center in conjunction with another institution accredited by the Commission on Colleges of the Southern Association of Colleges and Schools;

e. Providing training to clinical trainees, medical trainees accredited by the Accreditation Council for Graduate Medical Education or the American Osteopathic Association, and postdoctoral fellows recently awarded a doctorate degree; and

f. Having more than \$5 million in annual direct costs associated with their total NCI peer-reviewed grant funding.

2. The General Appropriations Act or accompanying legislation may limit the number of cancer centers which shall receive Tier 3 designations or provide additional criteria for such designation.

3. A cancer center's participation in Tier 3 may not extend beyond July 1, 2021 ~~shall be limited to 6 years.~~

4. A cancer center that qualifies as a designated Tier 3

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center under the criteria provided in subparagraph 1. by July 1, 2014, is authorized to pursue NCI designation as a cancer center or a comprehensive cancer center until July 1, 2021 ~~for 6 years after qualification.~~

Section 21. The amendments to s. 381.915(4), Florida Statutes, by this act expire July 1, 2021, and the text of that subsection shall revert to that in existence on June 30, 2020, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 22. In order to implement Specific Appropriations 536, 537, 542, and 545 of the 2020-2021 General Appropriations Act, subsection (17) of section 893.055, Florida Statutes, is amended to read:

893.055 Prescription drug monitoring program.—

(17) For the 2020-2021 ~~2019-2020~~ fiscal year only, neither the Attorney General nor the department may use funds received as part of a settlement agreement to administer the prescription drug monitoring program. This subsection expires July 1, 2021 ~~2020~~.

Section 23. In order to implement Specific Appropriation 208 of the 2020-2021 General Appropriations Act, subsections (2) and (10) of section 409.911, Florida Statutes, are amended to read:

409.911 Disproportionate share program.—Subject to specific allocations established within the General Appropriations Act and any limitations established pursuant to chapter 216, the agency shall distribute, pursuant to this section, moneys to



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hospitals providing a disproportionate share of Medicaid or charity care services by making quarterly Medicaid payments as required. Notwithstanding the provisions of s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients.

(2) The Agency for Health Care Administration shall use the following actual audited data to determine the Medicaid days and charity care to be used in calculating the disproportionate share payment:

(a) The average of the 2012, 2013, and 2014 ~~2011, 2012, and 2013~~ audited disproportionate share data to determine each hospital's Medicaid days and charity care for the 2020-2021 ~~2019-2020~~ state fiscal year.

(b) If the Agency for Health Care Administration does not have the prescribed 3 years of audited disproportionate share data as noted in paragraph (a) for a hospital, the agency shall use the average of the years of the audited disproportionate share data as noted in paragraph (a) which is available.

(c) In accordance with s. 1923(b) of the Social Security Act, a hospital with a Medicaid inpatient utilization rate greater than one standard deviation above the statewide mean or a hospital with a low-income utilization rate of 25 percent or greater shall qualify for reimbursement.

(10) Notwithstanding any provision of this section to the contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, the agency shall distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the 2020-2021 ~~2019-2020~~ General Appropriations Act.

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This subsection expires July 1, 2021 ~~2020~~.

Section 24. In order to implement Specific Appropriation 208 of the 2020-2021 General Appropriations Act, subsection (3) of section 409.9113, Florida Statutes, is amended to read:

409.9113 Disproportionate share program for teaching hospitals.—In addition to the payments made under s. 409.911, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, for their increased costs associated with medical education programs and for tertiary health care services provided to the indigent. This system of payments must conform to federal requirements and distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients. The agency shall distribute the moneys provided in the General Appropriations Act to statutorily defined teaching hospitals and family practice teaching hospitals, as defined in s. 395.805, pursuant to this section. The funds provided for statutorily defined teaching hospitals shall be distributed as provided in the General Appropriations Act. The funds provided for family practice teaching hospitals shall be distributed equally among family practice teaching hospitals.

(3) Notwithstanding any provision of this section to the contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, as provided in the 2020-2021 ~~2019-2020~~ General Appropriations Act. This subsection expires

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July 1, ~~2021~~ 2020.

Section 25. In order to implement Specific Appropriation 208 of the 2020-2021 General Appropriations Act, subsection (4) of section 409.9119, Florida Statutes, is amended to read:

409.9119 Disproportionate share program for specialty hospitals for children.—In addition to the payments made under s. 409.911, the Agency for Health Care Administration shall develop and implement a system under which disproportionate share payments are made to those hospitals that are separately licensed by the state as specialty hospitals for children, have a federal Centers for Medicare and Medicaid Services certification number in the 3300-3399 range, have Medicaid days that exceed 55 percent of their total days and Medicare days that are less than 5 percent of their total days, and were licensed on January 1, 2013, as specialty hospitals for children. This system of payments must conform to federal requirements and must distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals that serve a disproportionate share of low-income patients. The agency may make disproportionate share payments to specialty hospitals for children as provided for in the General Appropriations Act.

(4) Notwithstanding any provision of this section to the contrary, for the ~~2020-2021~~ 2019-2020 state fiscal year, for hospitals achieving full compliance under subsection (3), the agency shall make disproportionate share payments to specialty hospitals for children as provided in the ~~2020-2021~~ 2019-2020

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General Appropriations Act. This subsection expires July 1, ~~2021~~ 2020.

Section 26. In order to implement Specific Appropriations 201 through 228 of the 2020-2021 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the Medicaid program appropriation categories to address projected surpluses and deficits within the program and to maximize the use of state trust funds. A single budget amendment shall be submitted in the last quarter of the 2020-2021 fiscal year only. This section expires July 1, 2021.

Section 27. In order to implement Specific Appropriation 406 of the 2020-2021 General Appropriations Act, and subject to federal approval of the application to be a site for the Program of All-Inclusive Care for the Elderly, the Agency for Health Care Administration shall contract with one private health care organization, the sole member of which is a private, not-for-profit corporation that owns and manages health care organizations that provide comprehensive long-term care services, including nursing home, assisted living, independent housing, home care, adult day care, and care management. This organization shall provide these services to frail and elderly persons who reside in Escambia, Okaloosa, and Santa Rosa Counties. The organization is exempt from the requirements of chapter 641, Florida Statutes. The agency, in consultation with the Department of Elderly Affairs and subject to an appropriation, shall approve up to 200 initial enrollees in the

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Program of All-Inclusive Care for the Elderly established by this organization to serve elderly persons who reside in Escambia, Okaloosa, and Santa Rosa Counties. This section expires July 1, 2021.

Section 28. In order to implement Specific Appropriations 181 through 186 and 526 of the 2020-2021 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration and the Department of Health may each submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the Florida Kidcare program appropriation categories, or to increase budget authority in the Children's Medical Services Network category, to address projected surpluses and deficits within the program or to maximize the use of state trust funds. A single budget amendment must be submitted by each agency in the last quarter of the 2020-2021 fiscal year only. This section expires July 1, 2021.

Section 29. In order to implement Specific Appropriations 468 through 470, 475, and 482 of the 2020-2021 General Appropriations Act, subsection (17) of section 381.986, Florida Statutes, is amended to read:

381.986 Medical use of marijuana.—

(17) Rules adopted pursuant to this section before July 1, 2021 ~~2020~~, are not subject to ss. 120.54(3)(b) and 120.541. Notwithstanding paragraph (8)(e), a medical marijuana treatment center may use a laboratory that has not been certified by the department under s. 381.988 until such time as at least one laboratory holds the required certification pursuant to s.

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381.988, but in no event later than July 1, 2021 ~~2020~~. This subsection expires July 1, 2021 ~~2020~~.

Section 30. In order to implement Specific Appropriations 468 through 470, 475, and 482 of the 2020-2021 General Appropriations Act, subsection (11) of section 381.988, Florida Statutes, is amended to read:

381.988 Medical marijuana testing laboratories; marijuana tests conducted by a certified laboratory.—

(11) Rules adopted under subsection (9) before July 1, 2021 ~~2020~~, are not subject to ss. 120.54(3)(b) and 120.541. This subsection expires July 1, 2021 ~~2020~~.

Section 31. Effective July 1, 2020, upon the expiration and reversion of the amendments made to subsection (1) of section 14 of chapter 2017-232, Laws of Florida, pursuant to section 42 of chapter 2019-116, Laws of Florida, and in order to implement Specific Appropriations 468 through 470, 475, and 482 of the 2020-2021 General Appropriations Act, subsection (1) of section 14 of chapter 2017-232, Laws of Florida, is amended to read:

Section 14. Department of Health; authority to adopt rules; cause of action.—

(1) EMERGENCY RULEMAKING.—

(a) The Department of Health and the applicable boards shall adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, and this section necessary to implement ss. 381.986 and 381.988, Florida Statutes. If an emergency rule adopted under this section is held to be unconstitutional or an invalid exercise of delegated legislative authority, and becomes void, the department or the applicable boards may adopt an emergency rule pursuant to this section to replace the rule that has

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become void. If the emergency rule adopted to replace the void emergency rule is also held to be unconstitutional or an invalid exercise of delegated legislative authority and becomes void, the department and the applicable boards must follow the nonemergency rulemaking procedures of the Administrative Procedures Act to replace the rule that has become void.

(b) For emergency rules adopted under this section, the department and the applicable boards need not make the findings required by s. 120.54(4)(a), Florida Statutes. Emergency rules adopted under this section are exempt from ss. 120.54(3)(b) and 120.541, Florida Statutes. The department and the applicable boards shall meet the procedural requirements in s. 120.54(4)(a) ~~s. 120.54(a)~~, Florida Statutes, if the department or the applicable boards have, before July 1, 2019 ~~the effective date of this act~~, held any public workshops or hearings on the subject matter of the emergency rules adopted under this subsection. Challenges to emergency rules adopted under this subsection are subject to the time schedules provided in s. 120.56(5), Florida Statutes.

(c) Emergency rules adopted under this section are exempt from s. 120.54(4)(c), Florida Statutes, and shall remain in effect until replaced by rules adopted under the nonemergency rulemaking procedures of the Administrative Procedures Act. Rules adopted under the nonemergency rulemaking procedures of the Administrative Procedures Act to replace emergency rules adopted under this section are exempt from ss. 120.54(3)(b) and 120.541, Florida Statutes. By July 1, 2021 ~~January 1, 2018~~, the department and the applicable boards shall initiate nonemergency rulemaking pursuant to the Administrative Procedures Act to

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replace all emergency rules adopted under this section by publishing a notice of rule development in the Florida Administrative Register. Except as provided in paragraph (a), after July 1, 2021 ~~January 1, 2018~~, the department and applicable boards may not adopt rules pursuant to the emergency rulemaking procedures provided in this section.

Section 32. The amendment to s. 14(1) of chapter 2017-232, Laws of Florida, by this act expires July 1, 2021, and the text of that subsection shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 33. In order to implement Specific Appropriation 195 of the 2020-2021 General Appropriations Act, and notwithstanding s. 409.902(3)-(8), Florida Statutes:

(1) The Agency for Health Care Administration shall replace the Medicaid Enterprise System (MES), which includes the Florida Medicaid Management Information System (FMMIS), enrollment broker system, third-party liability functionality, pharmacy benefits management, fraud and abuse case tracking, prior authorization, home health electronic visit verification, and the Health Quality Assurance licensure system, with an integrated enterprise system consisting of a new integration platform, data warehouse, and modules for Provider Management, Case Management, and Recipient Enrollment and Management. The new system, the Florida Health Care Connection (FX) system, must provide better integration with subsystems supporting Florida's Medicaid program; uniformity, consistency, and improved access

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1219 to data; and compatibility with the Centers for Medicare and  
 1220 Medicaid Services' Medicaid Information Technology Architecture  
 1221 (MITA) as the system matures and expands its functionality.  
 1222 (2) For purposes of replacing MES, the Agency for Health  
 1223 Care Administration shall:  
 1224 (a) Comply with and not exceed the Centers for Medicare and  
 1225 Medicaid Services funding authorizations for the FX system.  
 1226 (b) Ensure compliance and uniformity with published MITA  
 1227 framework and guidelines.  
 1228 (c) Ensure that all business requirements and technical  
 1229 specifications have been provided to the state's health and  
 1230 human services agencies for their review and input, and are  
 1231 approved by the executive steering committee established in  
 1232 paragraph (e), before the agency contracts for implementation or  
 1233 system development of new modules for the FX system.  
 1234 (d) Ensure the new FX system is compatible with and will  
 1235 seamlessly integrate financial and fiscal information into the  
 1236 state's new planning, accounting, and ledger management system,  
 1237 PALM.  
 1238 (e) Implement a project governance structure that includes  
 1239 an executive steering committee composed of:  
 1240 1. The Secretary of Health Care Administration, or the  
 1241 executive sponsor of the project.  
 1242 2. A representative of the Division of Health Quality  
 1243 Assurance of the Agency for Health Care Administration,  
 1244 appointed by the Secretary of Health Care Administration.  
 1245 3. A representative of the Florida Center for Health  
 1246 Information and Transparency of the Agency for Health Care  
 1247 Administration, appointed by the Secretary of Health Care

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1248 Administration.  
 1249 4. A representative of the Division of Information  
 1250 Technology of the Agency for Health Care Administration,  
 1251 appointed by the Secretary of Health Care Administration.  
 1252 5. A representative of the Division of Operations of the  
 1253 Agency for Health Care Administration, appointed by the  
 1254 Secretary of Health Care Administration.  
 1255 6. Two employees from the Division of Medicaid of the  
 1256 Agency for Health Care Administration, appointed by the  
 1257 Secretary of Health Care Administration.  
 1258 7. The Assistant Secretary for Child Welfare of the  
 1259 Department of Children and Families, or his or her designee.  
 1260 8. The Assistant Secretary for Economic Self-Sufficiency of  
 1261 the Department of Children and Families, or his or her designee.  
 1262 9. The Deputy Secretary for Children's Medical Services of  
 1263 the Department of Health, or his or her designee.  
 1264 10. A representative of the Agency for Persons with  
 1265 Disabilities who has experience with the preparation and  
 1266 submission of waivers to the Centers for Medicare and Medicaid  
 1267 Services, appointed by the director of the Agency for Persons  
 1268 with Disabilities.  
 1269 11. A representative for the Department of Elderly Affairs  
 1270 who has experience with the Medicaid Program within that  
 1271 department, appointed by the Secretary of Elderly Affairs.  
 1272 12. A representative for the Department of Corrections who  
 1273 has experience Medicaid reporting within that department,  
 1274 appointed by the Secretary of Corrections.  
 1275 13. A representative for the Medicaid Fraud Control Unit  
 1276 within the Office of the Attorney General, appointed by the

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1277 Attorney General.

1278 14. A representative of the Department of Financial  
 1279 Services who has experience with the state's financial processes  
 1280 including development of the PALM system, appointed by the Chief  
 1281 Financial Officer.

1282 (3) The Secretary of Health Care Administration or the  
 1283 executive sponsor of the project shall serve as chair of the  
 1284 executive steering committee, and the committee shall take  
 1285 action by a vote of at least 10 affirmative votes with the chair  
 1286 voting on the prevailing side. A quorum of the executive  
 1287 steering committee consists of at least 11 members.

1288 (4) The executive steering committee has the overall  
 1289 responsibility for ensuring that the project to replace MES  
 1290 meets its primary business objectives and shall:

1291 (a) Identify and recommend to the Executive Office of the  
 1292 Governor, the President of the Senate, and the Speaker of the  
 1293 House of Representatives any statutory changes needed to  
 1294 standardize the data collection and reporting for the state's  
 1295 Medicaid program.

1296 (b) Review and approve any changes to the project's scope,  
 1297 schedule, and budget which do not conflict with the requirements  
 1298 of subsection (1).

1299 (c) Ensure that adequate resources are provided throughout  
 1300 all phases of the project.

1301 (d) Approve all major project deliverables.

1302 (e) Approve all solicitation-related documents associated  
 1303 with the replacement of MES.

1304 (5) This section expires July 1, 2021.

1305 Section 34. In order to implement Specific Appropriations

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1306 330, 332, 361, and 362 of the 2020-2021 General Appropriations  
 1307 Act, and notwithstanding ss. 216.181 and 216.292, Florida  
 1308 Statutes, the Department of Children and Families may submit a  
 1309 budget amendment, subject to the notice, review, and objection  
 1310 procedures of s. 216.177, Florida Statutes, to realign funding  
 1311 within the department based on the implementation of the  
 1312 Guardianship Assistance Program, between and among the specific  
 1313 appropriations for guardianship assistance payments, foster care  
 1314 Level 1 room and board payments, relative caregiver payments,  
 1315 and nonrelative caregiver payments. This section expires July 1,  
 1316 2021.

1317 Section 35. In order to implement Specific Appropriations  
 1318 330 and 332 of the 2020-2021 General Appropriations Act, the  
 1319 Department of Children and Families shall establish a formula to  
 1320 distribute the recurring sums of \$10,597,824 from the General  
 1321 Revenue Fund and \$11,922,238 from the Federal Grants Trust Fund  
 1322 for actual and direct costs to implement the Guardianship  
 1323 Assistance Program, including Level 1 foster care board  
 1324 payments, licensing staff for community-based care lead  
 1325 agencies, and guardianship assistance payments. This section  
 1326 expires July 1, 2021.

1327 Section 36. In order to implement Specific Appropriations  
 1328 554 through 560 and 562 of the 2020-2021 General Appropriations  
 1329 Act, subsection (3) of section 296.37, Florida Statutes, is  
 1330 amended to read:

1331 296.37 Residents; contribution to support.—

1332 (3) Notwithstanding subsection (1), each resident of the  
 1333 home who receives a pension, compensation, or gratuity from the  
 1334 United States Government, or income from any other source, of

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more than \$130 per month shall contribute to his or her maintenance and support while a resident of the home in accordance with a payment schedule determined by the administrator and approved by the director. The total amount of such contributions shall be to the fullest extent possible, but, in no case, shall exceed the actual cost of operating and maintaining the home. This subsection expires July 1, 2021 ~~2020~~.

Section 37. In order to implement Specific Appropriations 353 and 354 of the 2020-2021 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to increase budget authority for the Supplemental Nutrition Assistance Program if additional federal revenue specific to the program becomes available for the program in the 2020-2021 fiscal year. This section expires July 1, 2021.

Section 38. In order to implement Specific Appropriations 312 through 315, 319, 320, 323, 328, 330, and 332 of the 2020-2021 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the Family Safety Program to maximize the use of Title IV-E and other federal funds. This section expires July 1, 2021.

Section 39. In order to implement Specific Appropriations 582 through 673 and 685 through 720 of the 2020-2021 General Appropriations Act, subsection (4) of section 216.262, Florida

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Statutes, is amended to read:

216.262 Authorized positions.—

(4) Notwithstanding the provisions of this chapter relating to increasing the number of authorized positions, and for the 2020-2021 ~~2019-2020~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the December 17, 2019 ~~February 22, 2019~~, Criminal Justice Estimating Conference by 1 percent for 2 consecutive months or 2 percent for any month, the Executive Office of the Governor, with the approval of the Legislative Budget Commission, shall immediately notify the Criminal Justice Estimating Conference, which shall convene as soon as possible to revise the estimates. The Department of Corrections may then submit a budget amendment requesting the establishment of positions in excess of the number authorized by the Legislature and additional appropriations from unallocated general revenue sufficient to provide for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population. All actions taken pursuant to this subsection are subject to review and approval by the Legislative Budget Commission. This subsection expires July 1, 2021 ~~2020~~.

Section 40. In order to implement Specific Appropriation 707 of the 2020-2021 General Appropriations Act, and upon the expiration and reversion of the amendments made by section 52 of chapter 2019-116, Laws of Florida, paragraph (b) of subsection (8) of section 1011.80, Florida Statutes, is amended to read:

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1393 1011.80 Funds for operation of workforce education  
1394 programs.—

1395 (8)

1396 (b) State funds provided for the operation of postsecondary  
1397 workforce programs may not be expended for the education of  
1398 state or federal inmates, except to the extent that such funds  
1399 are specifically appropriated for such purpose in the 2020-2021  
1400 General Appropriations Act with more than 24 months of time  
1401 remaining to serve on their sentences or federal inmates.

1402 Section 41. The amendment made to s. 1011.80(8)(b), Florida  
1403 Statutes, by this act expires July 1, 2021, and the text of that  
1404 paragraph shall revert to that in existence on July 1, 2019, but  
1405 not including any amendments made by this act or chapters 2019-  
1406 116 and 2018-10, Laws of Florida, and any amendments to such  
1407 text enacted other than by this act shall be preserved and  
1408 continue to operate to the extent that such amendments are not  
1409 dependent upon the portions of text which expire pursuant to  
1410 this section.

1411 Section 42. In order to implement Specific Appropriations  
1412 3187 through 3253 of the 2020-2021 General Appropriations Act,  
1413 subsection (2) of section 215.18, Florida Statutes, is amended  
1414 to read:

1415 215.18 Transfers between funds; limitation.—

1416 (2) The Chief Justice of the Supreme Court may receive one  
1417 or more trust fund loans to ensure that the state court system  
1418 has funds sufficient to meet its appropriations in the 2020-2021  
1419 2019-2020 General Appropriations Act. If the Chief Justice  
1420 accesses the loan, he or she must notify the Governor and the  
1421 chairs of the legislative appropriations committees in writing.

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1422 The loan must come from other funds in the State Treasury which  
1423 are for the time being or otherwise in excess of the amounts  
1424 necessary to meet the just requirements of such last-mentioned  
1425 funds. The Governor shall order the transfer of funds within 5  
1426 days after the written notification from the Chief Justice. If  
1427 the Governor does not order the transfer, the Chief Financial  
1428 Officer shall transfer the requested funds. The loan of funds  
1429 from which any money is temporarily transferred must be repaid  
1430 by the end of the 2020-2021 ~~2019-2020~~ fiscal year. This  
1431 subsection expires July 1, 2021 ~~2020~~.

1432 Section 43. (1) In order to implement Specific  
1433 Appropriations 1120 through 1131 of the 2020-2021 General  
1434 Appropriations Act, the Department of Juvenile Justice is  
1435 required to review county juvenile detention payments to ensure  
1436 that counties fulfill their financial responsibilities required  
1437 in s. 985.6865, Florida Statutes. If the Department of Juvenile  
1438 Justice determines that a county has not met its obligations,  
1439 the department shall direct the Department of Revenue to deduct  
1440 the amount owed to the Department of Juvenile Justice from the  
1441 funds provided to the county under s. 218.23, Florida Statutes.  
1442 The Department of Revenue shall transfer the funds withheld to  
1443 the Shared County/State Juvenile Detention Trust Fund.

1444 (2) As an assurance to holders of bonds issued by counties  
1445 before July 1, 2020, for which distributions made pursuant to s.  
1446 218.23, Florida Statutes, are pledged, or bonds issued to refund  
1447 such bonds which mature no later than the bonds they refunded  
1448 and which result in a reduction of debt service payable in each  
1449 fiscal year, the amount available for distribution to a county  
1450 shall remain as provided by law and continue to be subject to



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any lien or claim on behalf of the bondholders. The Department of Revenue must ensure, based on information provided by an affected county, that any reduction in amounts distributed pursuant to subsection (1) does not reduce the amount of distribution to a county below the amount necessary for the timely payment of principal and interest when due on the bonds and the amount necessary to comply with any covenant under the bond resolution or other documents relating to the issuance of the bonds. If a reduction to a county's monthly distribution must be decreased in order to comply with this section, the Department of Revenue must notify the Department of Juvenile Justice of the amount of the decrease, and the Department of Juvenile Justice must send a bill for payment of such amount to the affected county.

(3) This section expires July 1, 2021.

Section 44. In order to implement Specific Appropriations 731 through 752, 916 through 1062, and 1083 through 1119 of the 2020-2021 General Appropriations Act, and notwithstanding the expiration date in section 57 of chapter 2019-116, Laws of Florida, present subsection (11) of section 27.40, Florida Statutes is renumbered as subsection (12), a new subsection (11) is added to that section, and subsection (1), paragraph (a) of subsection (2), paragraph (a) of subsection (3), and subsections (5), (6), and (7) of that section are reenacted, to read:

27.40 Court-appointed counsel; circuit registries; minimum requirements; appointment by court.—

(1) Counsel shall be appointed to represent any individual in a criminal or civil proceeding entitled to court-appointed counsel under the Federal or State Constitution or as authorized

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by general law. The court shall appoint a public defender to represent indigent persons as authorized in s. 27.51. The office of criminal conflict and civil regional counsel shall be appointed to represent persons in those cases in which provision is made for court-appointed counsel, but only after the public defender has certified to the court in writing that the public defender is unable to provide representation due to a conflict of interest or is not authorized to provide representation. The public defender shall report, in the aggregate, the specific basis of all conflicts of interest certified to the court. On a quarterly basis, the public defender shall submit this information to the Justice Administrative Commission.

(2) (a) Private counsel shall be appointed to represent persons in those cases in which provision is made for court-appointed counsel but only after the office of criminal conflict and civil regional counsel has been appointed and has certified to the court in writing that the criminal conflict and civil regional counsel is unable to provide representation due to a conflict of interest. The criminal conflict and civil regional counsel shall report, in the aggregate, the specific basis of all conflicts of interest certified to the court. On a quarterly basis, the criminal conflict and civil regional counsel shall submit this information to the Justice Administrative Commission.

(3) In using a registry:

(a) The chief judge of the circuit shall compile a list of attorneys in private practice, by county and by category of cases, and provide the list to the clerk of court in each county. The chief judge of the circuit may restrict the number

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of attorneys on the general registry list. To be included on a registry, an attorney must certify that he or she:

1. Meets any minimum requirements established by the chief judge and by general law for court appointment;

2. Is available to represent indigent defendants in cases requiring court appointment of private counsel; and

3. Is willing to abide by the terms of the contract for services, s. 27.5304, and this section.

To be included on a registry, an attorney must enter into a contract for services with the Justice Administrative Commission. Failure to comply with the terms of the contract for services may result in termination of the contract and removal from the registry. Each attorney on the registry is responsible for notifying the clerk of the court and the Justice Administrative Commission of any change in his or her status. Failure to comply with this requirement is cause for termination of the contract for services and removal from the registry until the requirement is fulfilled.

(5) The Justice Administrative Commission shall approve uniform contract forms for use in procuring the services of private court-appointed counsel and uniform procedures and forms for use by a court-appointed attorney in support of billing for attorney's fees, costs, and related expenses to demonstrate the attorney's completion of specified duties. Such uniform contracts and forms for use in billing must be consistent with s. 27.5304, s. 216.311, and the General Appropriations Act and must contain the following statement: "The State of Florida's performance and obligation to pay under this contract is

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contingent upon an annual appropriation by the Legislature."

(6) After court appointment, the attorney must immediately file a notice of appearance with the court indicating acceptance of the appointment to represent the defendant and of the terms of the uniform contract as specified in subsection (5).

(7) (a) A private attorney appointed by the court from the registry to represent a client is entitled to payment as provided in s. 27.5304 so long as the requirements of subsection (1) and paragraph (2) (a) are met. An attorney appointed by the court who is not on the registry list may be compensated under s. 27.5304 only if the court finds in the order of appointment that there were no registry attorneys available for representation for that case and only if the requirements of subsection (1) and paragraph (2) (a) are met.

(b) 1. The flat fee established in s. 27.5304 and the General Appropriations Act shall be presumed by the court to be sufficient compensation. The attorney shall maintain appropriate documentation, including contemporaneous and detailed hourly accounting of time spent representing the client. If the attorney fails to maintain such contemporaneous and detailed hourly records, the attorney waives the right to seek compensation in excess of the flat fee established in s. 27.5304 and the General Appropriations Act. These records and documents are subject to review by the Justice Administrative Commission and audit by the Auditor General, subject to the attorney-client privilege and work-product privilege. The attorney shall maintain the records and documents in a manner that enables the attorney to redact any information subject to a privilege in order to facilitate the commission's review of the records and

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documents and not to impede such review. The attorney may redact information from the records and documents only to the extent necessary to comply with the privilege. The Justice Administrative Commission shall review such records and shall contemporaneously document such review before authorizing payment to an attorney. Objections by or on behalf of the Justice Administrative Commission to records or documents or to claims for payment by the attorney shall be presumed correct by the court unless the court determines, in writing, that competent and substantial evidence exists to justify overcoming the presumption.

2. If an attorney fails, refuses, or declines to permit the commission or the Auditor General to review documentation for a case as provided in this paragraph, the attorney waives the right to seek, and the commission may not pay, compensation in excess of the flat fee established in s. 27.5304 and the General Appropriations Act for that case.

3. A finding by the commission that an attorney has waived the right to seek compensation in excess of the flat fee established in s. 27.5304 and the General Appropriations Act, as provided in this paragraph, shall be presumed to be correct, unless the court determines, in writing, that competent and substantial evidence exists to justify overcoming the presumption.

(11) (a) The Cross-Jurisdictional Death Penalty Pilot Program is established within the Office of Criminal Conflict and Civil Regional Counsel of the Second Appellate District.

(b) If the public defender for the Fifth Judicial Circuit or the Ninth Judicial Circuit is unable to provide

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representation to an indigent defendant charged with a crime under s. 782.04(1) or s. 790.161(4) to which the provisions of s. 921.141 apply due to a conflict of interest and the Criminal Conflict and Civil Regional Counsel of the Fifth Appellate District is also unable to provide representation for an indigent defendant due to a conflict of interest, the Criminal Conflict and Civil Regional Counsel of the Second Appellate District shall be appointed. If the Criminal Conflict and Civil Regional Counsel of the Second Appellate District is unable to provide representation to an indigent defendant due to a conflict of interest, private counsel shall be appointed as provided pursuant to this chapter.

(c) The Office of Criminal Conflict and Civil Regional Counsel of the Second Appellate District shall provide a report on the implementation of the Cross-Jurisdictional Death Penalty Pilot Program to the Governor and the chairs of the appropriations committees of the Senate and House of Representatives no later than 30 days after the end of each calendar quarter. The reports must include the number of cases retained, the number of cases conflicted, the estimated cost savings of the program, and any recommendations to improve the program. The Justice Administrative Commission shall provide data to assist with the program.

(d) This subsection expires June 30, 2021. Notwithstanding the expiration of this subsection, appointments made pursuant to this section before June 30, 2021, shall continue until completion of the case.

Section 45. In order to implement Specific Appropriations 731 through 752, 916 through 1062, and 1083 through 1119 of the

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2020-2021 General Appropriations Act, and notwithstanding the expiration date in section 59 of chapter 2019-116, Laws of Florida, subsections (1), (3), (7), and (11), and paragraphs (a) through (e) of subsection (12) of section 27.5304, Florida Statutes, are reenacted, and subsection (13) of that section is amended, to read:

27.5304 Private court-appointed counsel; compensation; notice.—

(1) Private court-appointed counsel appointed in the manner prescribed in s. 27.40(1) and (2)(a) shall be compensated by the Justice Administrative Commission only as provided in this section and the General Appropriations Act. The flat fees prescribed in this section are limitations on compensation. The specific flat fee amounts for compensation shall be established annually in the General Appropriations Act. The attorney also shall be reimbursed for reasonable and necessary expenses in accordance with s. 29.007. If the attorney is representing a defendant charged with more than one offense in the same case, the attorney shall be compensated at the rate provided for the most serious offense for which he or she represented the defendant. This section does not allow stacking of the fee limits established by this section.

(3) The court retains primary authority and responsibility for determining the reasonableness of all billings for attorney fees, costs, and related expenses, subject to statutory limitations and the requirements of s. 27.40(7). Private court-appointed counsel is entitled to compensation upon final disposition of a case.

(7) Counsel eligible to receive compensation from the state

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for representation pursuant to court appointment made in accordance with the requirements of s. 27.40(1) and (2)(a) in a proceeding under chapter 384, chapter 390, chapter 392, chapter 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter 744, or chapter 984 shall receive compensation not to exceed the limits prescribed in the General Appropriations Act. Any such compensation must be determined as provided in s. 27.40(7).

(11) It is the intent of the Legislature that the flat fees prescribed under this section and the General Appropriations Act comprise the full and complete compensation for private court-appointed counsel. It is further the intent of the Legislature that the fees in this section are prescribed for the purpose of providing counsel with notice of the limit on the amount of compensation for representation in particular proceedings and the sole procedure and requirements for obtaining payment for the same.

(a) If court-appointed counsel moves to withdraw prior to the full performance of his or her duties through the completion of the case, the court shall presume that the attorney is not entitled to the payment of the full flat fee established under this section and the General Appropriations Act.

(b) If court-appointed counsel is allowed to withdraw from representation prior to the full performance of his or her duties through the completion of the case and the court appoints a subsequent attorney, the total compensation for the initial and any and all subsequent attorneys may not exceed the flat fee established under this section and the General Appropriations Act, except as provided in subsection (12).

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1683 This subsection constitutes notice to any subsequently appointed  
 1684 attorney that he or she will not be compensated the full flat  
 1685 fee.

1686 (12) The Legislature recognizes that on rare occasions an  
 1687 attorney may receive a case that requires extraordinary and  
 1688 unusual effort.

1689 (a) If counsel seeks compensation that exceeds the limits  
 1690 prescribed by law, he or she must file a motion with the chief  
 1691 judge for an order approving payment of attorney fees in excess  
 1692 of these limits.

1693 1. Before filing the motion, the counsel shall deliver a  
 1694 copy of the intended billing, together with supporting  
 1695 affidavits and all other necessary documentation, to the Justice  
 1696 Administrative Commission.

1697 2. The Justice Administrative Commission shall review the  
 1698 billings, affidavit, and documentation for completeness and  
 1699 compliance with contractual and statutory requirements and shall  
 1700 contemporaneously document such review before authorizing  
 1701 payment to an attorney. If the Justice Administrative Commission  
 1702 objects to any portion of the proposed billing, the objection  
 1703 and supporting reasons must be communicated in writing to the  
 1704 private court-appointed counsel. The counsel may thereafter file  
 1705 his or her motion, which must specify whether the commission  
 1706 objects to any portion of the billing or the sufficiency of  
 1707 documentation, and shall attach the commission's letter stating  
 1708 its objection.

1709 (b) Following receipt of the motion to exceed the fee  
 1710 limits, the chief judge or a single designee shall hold an  
 1711 evidentiary hearing. The chief judge may select only one judge

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1712 per circuit to hear and determine motions pursuant to this  
 1713 subsection, except multicounty circuits and the eleventh circuit  
 1714 may have up to two designees.

1715 1. At the hearing, the attorney seeking compensation must  
 1716 prove by competent and substantial evidence that the case  
 1717 required extraordinary and unusual efforts. The chief judge or  
 1718 single designee shall consider criteria such as the number of  
 1719 witnesses, the complexity of the factual and legal issues, and  
 1720 the length of trial. The fact that a trial was conducted in a  
 1721 case does not, by itself, constitute competent substantial  
 1722 evidence of an extraordinary and unusual effort. In a criminal  
 1723 case, relief under this section may not be granted if the number  
 1724 of work hours does not exceed 75 or the number of the state's  
 1725 witnesses deposed does not exceed 20.

1726 2. Objections by or on behalf of the Justice Administrative  
 1727 Commission to records or documents or to claims for payment by  
 1728 the attorney shall be presumed correct by the court unless the  
 1729 court determines, in writing, that competent and substantial  
 1730 evidence exists to justify overcoming the presumption. The chief  
 1731 judge or single designee shall enter a written order detailing  
 1732 his or her findings and identifying the extraordinary nature of  
 1733 the time and efforts of the attorney in the case which warrant  
 1734 exceeding the flat fee established by this section and the  
 1735 General Appropriations Act.

1736 (c) A copy of the motion and attachments shall be served on  
 1737 the Justice Administrative Commission at least 20 business days  
 1738 before the date of a hearing. The Justice Administrative  
 1739 Commission has standing to appear before the court, and may  
 1740 appear in person or telephonically, including at the hearing

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under paragraph (b), to contest any motion for an order approving payment of attorney fees, costs, or related expenses and may participate in a hearing on the motion by use of telephonic or other communication equipment. The Justice Administrative Commission may contract with other public or private entities or individuals to appear before the court for the purpose of contesting any motion for an order approving payment of attorney fees, costs, or related expenses. The fact that the Justice Administrative Commission has not objected to any portion of the billing or to the sufficiency of the documentation is not binding on the court.

(d) If the chief judge or a single designee finds that counsel has proved by competent and substantial evidence that the case required extraordinary and unusual efforts, the chief judge or single designee shall order the compensation to be paid to the attorney at a percentage above the flat fee rate, depending on the extent of the unusual and extraordinary effort required. The percentage must be only the rate necessary to ensure that the fees paid are not confiscatory under common law. The percentage may not exceed 200 percent of the established flat fee, absent a specific finding that 200 percent of the flat fee in the case would be confiscatory. If the chief judge or single designee determines that 200 percent of the flat fee would be confiscatory, he or she shall order the amount of compensation using an hourly rate not to exceed \$75 per hour for a noncapital case and \$100 per hour for a capital case. However, the compensation calculated by using the hourly rate shall be only that amount necessary to ensure that the total fees paid are not confiscatory, subject to the requirements of s.

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27.40(7).

(e) Any order granting relief under this subsection must be attached to the final request for a payment submitted to the Justice Administrative Commission and must satisfy the requirements of subparagraph (b)2.

(13) Notwithstanding the limitation set forth in subsection (5) and for the 2020-2021 ~~2019-2020~~ fiscal year only, the compensation for representation in a criminal proceeding may not exceed the following:

(a) For misdemeanors and juveniles represented at the trial level: \$1,000.

(b) For noncapital, nonlife felonies represented at the trial level: \$15,000.

(c) For life felonies represented at the trial level: \$15,000.

(d) For capital cases represented at the trial level: \$25,000. For purposes of this paragraph, a "capital case" is any offense for which the potential sentence is death and the state has not waived seeking the death penalty.

(e) For representation on appeal: \$9,000.

(f) This subsection expires July 1, 2021 ~~2020~~.

Section 46. The amendments to s. 27.40(1), (2)(a), (3)(a), (5), (6), and (7), Florida Statutes, and 27.5304(1), (3), (7), (11), and (12)(a)-(e), Florida Statutes, as carried forward from chapter 2019-116, Laws of Florida, by this act, expire July 1, 2021, and the text of those subsections and paragraphs, as applicable, shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the

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1799 extent that such amendments are not dependent upon the portions  
 1800 of text which expire pursuant to this section.

1801 Section 47. In order to implement Specific Appropriation  
 1802 736 of the 2020-2021 General Appropriations Act, and  
 1803 notwithstanding s. 28.35, Florida Statutes, the clerks of the  
 1804 circuit court are responsible for any costs of compensation to  
 1805 jurors, for meals or lodging provided to jurors, and for jury-  
 1806 related personnel costs that exceed the funding provided in the  
 1807 General Appropriations Act for these purposes. This section  
 1808 expires July 1, 2021.

1809 Section 48. In order to implement Specific Appropriations  
 1810 916 through 1062 of the 2020-2021 General Appropriations Act,  
 1811 and notwithstanding the expiration date in section 63 of chapter  
 1812 2019-116, Laws of Florida, paragraph (c) of subsection (19) of  
 1813 section 318.18, Florida Statutes, is reenacted to read:

1814 318.18 Amount of penalties.—The penalties required for a  
 1815 noncriminal disposition pursuant to s. 318.14 or a criminal  
 1816 offense listed in s. 318.17 are as follows:

1817 (19) In addition to any penalties imposed, an Article V  
 1818 assessment of \$10 must be paid for all noncriminal moving and  
 1819 nonmoving violations under chapters 316, 320, and 322. The  
 1820 assessment is not revenue for purposes of s. 28.36 and may not  
 1821 be used in establishing the budget of the clerk of the court  
 1822 under that section or s. 28.35. Of the funds collected under  
 1823 this subsection:

1824 (c) The sum of \$1.67 shall be deposited in the Indigent  
 1825 Criminal Defense Trust Fund for use by the public defenders.

1826 Section 49. In order to implement Specific Appropriations  
 1827 916 through 1062 of the 2020-2021 General Appropriations Act,

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1828 and notwithstanding the expiration date in section 63 of chapter  
 1829 2019-116, Laws of Florida, paragraph (b) of subsection (12) of  
 1830 section 817.568, Florida Statutes, is reenacted to read:

1831 817.568 Criminal use of personal identification  
 1832 information.—

1833 (12) In addition to any sanction imposed when a person  
 1834 pleads guilty or nolo contendere to, or is found guilty of,  
 1835 regardless of adjudication, a violation of this section, the  
 1836 court shall impose a surcharge of \$1,001.

1837 (b) The sum of \$250 of the surcharge shall be deposited  
 1838 into the State Attorneys Revenue Trust Fund for the purpose of  
 1839 funding prosecutions of offenses relating to the criminal use of  
 1840 personal identification information. The sum of \$250 of the  
 1841 surcharge shall be deposited into the Indigent Criminal Defense  
 1842 Trust Fund for the purposes of indigent criminal defense related  
 1843 to the criminal use of personal identification information.

1844 Section 50. The text of ss. 318.18(19)(c) and  
 1845 817.568(12)(b), Florida Statutes, as carried forward from  
 1846 chapter 2018-10, Laws of Florida, by this act, expires July 1,  
 1847 2021, and the text of those paragraphs shall revert to that in  
 1848 existence on June 30, 2018, except that any amendments to such  
 1849 text enacted other than by this act shall be preserved and  
 1850 continue to operate to the extent that such amendments are not  
 1851 dependent upon the portions of text which expire pursuant to  
 1852 this section.

1853 Section 51. In order to implement appropriations used to  
 1854 pay existing lease contracts for private lease space in excess  
 1855 of 2,000 square feet in the 2020-2021 General Appropriations  
 1856 Act, the Department of Management Services, with the cooperation

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1857 of the agencies having the existing lease contracts for office  
 1858 or storage space, shall use tenant broker services to  
 1859 renegotiate or reprocur all private lease agreements for office  
 1860 or storage space expiring between July 1, 2021, and June 30,  
 1861 2023, in order to reduce costs in future years. The department  
 1862 shall incorporate this initiative into its 2020 master leasing  
 1863 report required under s. 255.249(7), Florida Statutes, and may  
 1864 use tenant broker services to explore the possibilities of  
 1865 colocating office or storage space, to review the space needs of  
 1866 each agency, and to review the length and terms of potential  
 1867 renewals or renegotiations. The department shall provide a  
 1868 report to the Executive Office of the Governor, the President of  
 1869 the Senate, and the Speaker of the House of Representatives by  
 1870 November 1, 2020, which lists each lease contract for private  
 1871 office or storage space, the status of renegotiations, and the  
 1872 savings achieved. This section expires July 1, 2021.

1873 Section 52. In order to implement appropriations authorized  
 1874 in the 2020-2021 General Appropriations Act for data center  
 1875 services, and notwithstanding s. 216.292(2)(a), Florida  
 1876 Statutes, an agency may not transfer funds from a data  
 1877 processing category to a category other than another data  
 1878 processing category. This section expires July 1, 2021.

1879 Section 53. In order to implement the appropriation of  
 1880 funds in the appropriation category "Data Processing Assessment-  
 1881 Department of Management Services" in the 2020-2021 General  
 1882 Appropriations Act, and pursuant to the notice, review, and  
 1883 objection procedures of s. 216.177, Florida Statutes, the  
 1884 Executive Office of the Governor may transfer funds appropriated  
 1885 in that category between departments in order to align the

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1886 budget authority granted based on the estimated billing cycle  
 1887 and methodology used by the Department of Management Services  
 1888 for data processing services provided. This section expires July  
 1889 1, 2021.

1890 Section 54. In order to implement the appropriation of  
 1891 funds in the appropriation category "Special Categories-Risk  
 1892 Management Insurance" in the 2020-2021 General Appropriations  
 1893 Act, and pursuant to the notice, review, and objection  
 1894 procedures of s. 216.177, Florida Statutes, the Executive Office  
 1895 of the Governor may transfer funds appropriated in that category  
 1896 between departments in order to align the budget authority  
 1897 granted with the premiums paid by each department for risk  
 1898 management insurance. This section expires July 1, 2021.

1899 Section 55. In order to implement the appropriation of  
 1900 funds in the appropriation category "Special Categories-Transfer  
 1901 to Department of Management Services-Human Resources Services  
 1902 Purchased per Statewide Contract" in the 2020-2021 General  
 1903 Appropriations Act, and pursuant to the notice, review, and  
 1904 objection procedures of s. 216.177, Florida Statutes, the  
 1905 Executive Office of the Governor may transfer funds appropriated  
 1906 in that category between departments in order to align the  
 1907 budget authority granted with the assessments that must be paid  
 1908 by each agency to the Department of Management Services for  
 1909 human resource management services. This section expires July 1,  
 1910 2021.

1911 Section 56. In order to implement Specific Appropriations  
 1912 2388 through 2391 of the 2020-2021 General Appropriations Act:  
 1913 (1) The Department of Financial Services shall replace the  
 1914 four main components of the Florida Accounting Information



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1915 Resource Subsystem (FLAIR), which include central FLAIR,  
 1916 departmental FLAIR, payroll, and information warehouse, and  
 1917 shall replace the cash management and accounting management  
 1918 components of the Cash Management Subsystem (CMS) with an  
 1919 integrated enterprise system that allows the state to organize,  
 1920 define, and standardize its financial management business  
 1921 processes and that complies with ss. 215.90-215.96, Florida  
 1922 Statutes. The department may not include in the replacement of  
 1923 FLAIR and CMS:

1924 (a) Functionality that duplicates any of the other  
 1925 information subsystems of the Florida Financial Management  
 1926 Information System; or

1927 (b) Agency business processes related to any of the  
 1928 functions included in the Personnel Information System, the  
 1929 Purchasing Subsystem, or the Legislative Appropriations  
 1930 System/Planning and Budgeting Subsystem.

1931 (2) For purposes of replacing FLAIR and CMS, the Department  
 1932 of Financial Services shall:

1933 (a) Take into consideration the cost and implementation  
 1934 data identified for Option 3 as recommended in the March 31,  
 1935 2014, Florida Department of Financial Services FLAIR Study,  
 1936 version 031.

1937 (b) Ensure that all business requirements and technical  
 1938 specifications have been provided to all state agencies for  
 1939 their review and input and approved by the executive steering  
 1940 committee established in paragraph (c).

1941 (c) Implement a project governance structure that includes  
 1942 an executive steering committee composed of:

1943 1. The Chief Financial Officer or the executive sponsor of

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1944 the project.

1945 2. A representative of the Division of Treasury of the  
 1946 Department of Financial Services, appointed by the Chief  
 1947 Financial Officer.

1948 3. A representative of the Division of Information Systems  
 1949 of the Department of Financial Services, appointed by the Chief  
 1950 Financial Officer.

1951 4. Four employees from the Division of Accounting and  
 1952 Auditing of the Department of Financial Services, appointed by  
 1953 the Chief Financial Officer. Each employee must have experience  
 1954 relating to at least one of the four main components that  
 1955 comprise FLAIR.

1956 5. Two employees from the Executive Office of the Governor,  
 1957 appointed by the Governor. One employee must have experience  
 1958 relating to the Legislative Appropriations System/Planning and  
 1959 Budgeting Subsystem.

1960 6. One employee from the Department of Revenue, appointed  
 1961 by the executive director, who has experience relating to the  
 1962 department's SUNTAX system.

1963 7. Two employees from the Department of Management  
 1964 Services, appointed by the Secretary of Management Services. One  
 1965 employee must have experience relating to the department's  
 1966 personnel information subsystem, and one employee must have  
 1967 experience relating to the department's purchasing subsystem.

1968 8. Three state agency administrative services directors,  
 1969 appointed by the Governor. One director must represent a  
 1970 regulatory and licensing state agency, and one director must  
 1971 represent a healthcare-related state agency.

1972 (3) The Chief Financial Officer or the executive sponsor of

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the project shall serve as chair of the executive steering committee, and the committee shall take action by a vote of at least eight affirmative votes with the Chief Financial Officer or the executive sponsor of the project voting on the prevailing side. A quorum of the executive steering committee consists of at least 10 members.

(4) The executive steering committee has the overall responsibility for ensuring that the project to replace FLAIR and CMS meets its primary business objectives and shall:

(a) Identify and recommend to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives any statutory changes needed to implement the replacement subsystem that will standardize, to the fullest extent possible, the state's financial management business processes.

(b) Review and approve any changes to the project's scope, schedule, and budget which do not conflict with the requirements of subsection (1).

(c) Ensure that adequate resources are provided throughout all phases of the project.

(d) Approve all major project deliverables.

(e) Approve all solicitation-related documents associated with the replacement of FLAIR and CMS.

(5) This section expires July 1, 2021.

Section 57. In order to implement Specific Appropriation 1633 of the 2020-2021 General Appropriations Act, paragraph (d) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital

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outlay.—

(11)

(d) Notwithstanding paragraph (b) and paragraph (2)(b), and for the ~~2020-2021~~ 2019-2020 fiscal year only, the Legislative Budget Commission may increase the amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects, including additional fixed capital outlay projects, using funds provided to the state from the Gulf Environmental Benefit Fund administered by the National Fish and Wildlife Foundation; funds provided to the state from the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds provided by the British Petroleum Corporation (BP) for natural resource damage assessment restoration projects. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2021 ~~2020~~.

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

Section 58. In order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of

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2031 Environmental Protection, the Department of State, and the Fish  
 2032 and Wildlife Conservation Commission, which are contained in the  
 2033 2020-2021 General Appropriations Act, subsection (3) of section  
 2034 215.18, Florida Statutes, is amended to read:

2035 215.18 Transfers between funds; limitation.—

2036 (3) Notwithstanding subsection (1) and only with respect to  
 2037 a land acquisition trust fund in the Department of Agriculture  
 2038 and Consumer Services, the Department of Environmental  
 2039 Protection, the Department of State, or the Fish and Wildlife  
 2040 Conservation Commission, whenever there is a deficiency in a  
 2041 land acquisition trust fund which would render that trust fund  
 2042 temporarily insufficient to meet its just requirements,  
 2043 including the timely payment of appropriations from that trust  
 2044 fund, and other trust funds in the State Treasury have moneys  
 2045 that are for the time being or otherwise in excess of the  
 2046 amounts necessary to meet the just requirements, including  
 2047 appropriated obligations, of those other trust funds, the  
 2048 Governor may order a temporary transfer of moneys from one or  
 2049 more of the other trust funds to a land acquisition trust fund  
 2050 in the Department of Agriculture and Consumer Services, the  
 2051 Department of Environmental Protection, the Department of State,  
 2052 or the Fish and Wildlife Conservation Commission. Any action  
 2053 proposed pursuant to this subsection is subject to the notice,  
 2054 review, and objection procedures of s. 216.177, and the Governor  
 2055 shall provide notice of such action at least 7 days before the  
 2056 effective date of the transfer of trust funds, except that  
 2057 during July 2020 ~~2019~~, notice of such action shall be provided  
 2058 at least 3 days before the effective date of a transfer unless  
 2059 such 3-day notice is waived by the chair and vice-chair of the

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2060 Legislative Budget Commission. Any transfer of trust funds to a  
 2061 land acquisition trust fund in the Department of Agriculture and  
 2062 Consumer Services, the Department of Environmental Protection,  
 2063 the Department of State, or the Fish and Wildlife Conservation  
 2064 Commission must be repaid to the trust funds from which the  
 2065 moneys were loaned by the end of the 2020-2021 ~~2019-2020~~ fiscal  
 2066 year. The Legislature has determined that the repayment of the  
 2067 other trust fund moneys temporarily loaned to a land acquisition  
 2068 trust fund in the Department of Agriculture and Consumer  
 2069 Services, the Department of Environmental Protection, the  
 2070 Department of State, or the Fish and Wildlife Conservation  
 2071 Commission pursuant to this subsection is an allowable use of  
 2072 the moneys in a land acquisition trust fund because the moneys  
 2073 from other trust funds temporarily loaned to a land acquisition  
 2074 trust fund shall be expended solely and exclusively in  
 2075 accordance with s. 28, Art. X of the State Constitution. This  
 2076 subsection expires July 1, 2021 ~~2020~~.

2077 Section 59. (1) In order to implement specific  
 2078 appropriations from the land acquisition trust funds within the  
 2079 Department of Agriculture and Consumer Services, the Department  
 2080 of Environmental Protection, the Department of State, and the  
 2081 Fish and Wildlife Conservation Commission, which are contained  
 2082 in the 2020-2021 General Appropriations Act, the Department of  
 2083 Environmental Protection shall transfer revenues from the Land  
 2084 Acquisition Trust Fund within the department to the land  
 2085 acquisition trust funds within the Department of Agriculture and  
 2086 Consumer Services, the Department of State, and the Fish and  
 2087 Wildlife Conservation Commission, as provided in this section.  
 2088 As used in this section, the term "department" means the

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Department of Environmental Protection.

(2) After subtracting any required debt service payments, the proportionate share of revenues to be transferred to each land acquisition trust fund shall be calculated by dividing the appropriations from each of the land acquisition trust funds for the fiscal year by the total appropriations from the Land Acquisition Trust Fund within the department and the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission for the fiscal year. The department shall transfer the proportionate share of the revenues in the Land Acquisition Trust Fund within the department on a monthly basis to the appropriate land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission and shall retain its proportionate share of the revenues in the Land Acquisition Trust Fund within the department. Total distributions to a land acquisition trust fund within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission may not exceed the total appropriations from such trust fund for the fiscal year.

(3) In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter 2019-115, Laws of Florida, to the department's Land Acquisition Trust Fund and the other land

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acquisition trust funds, and the amounts actually transferred between those trust funds during the 2019-2020 fiscal year.

(4) The department may advance funds from the beginning unobligated fund balance in the Land Acquisition Trust Fund to the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission needed for cash flow purposes based on a detailed expenditure plan. The department shall prorate amounts transferred quarterly to the Fish and Wildlife Conservation Commission to recoup the amount of funds advanced by June 30, 2021.

(5) This section expires July 1, 2021.

Section 60. In order to implement Specific Appropriation 1763 of the 2020-2021 General Appropriations Act, paragraph (e) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(e) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2020-2021 ~~2019-2020~~ fiscal year only, the Legislative Budget Commission may increase the amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using funds provided to the state from the environmental mitigation trust administered by a trustee designated by the United States District Court for the Northern District of California for eligible mitigation actions and mitigation action expenditures described in the partial consent decree entered into between the United States of America and Volkswagen relating to violations of the Clean Air Act.

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Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2021 ~~2020~~.

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

Section 61. In order to implement Specific Appropriation 1443 through 1452 of the 2020-2021 General Appropriations Act, subsection (4) of section 570.441, Florida Statutes, is amended to read:

570.441 Pest Control Trust Fund.—

(4) In addition to the uses authorized under subsection (2), moneys collected or received by the department under chapter 482 may be used to carry out the provisions of s. 570.44. This subsection expires June 30, 2021 ~~2020~~.

Section 62. In order to implement Specific Appropriation 1380 of the 2020-2021 General Appropriations Act, and notwithstanding the expiration date in section 91 of chapter 2019-116, Laws of Florida, paragraph (a) of subsection (1) of section 570.93, Florida Statutes, is reenacted to read:

570.93 Department of Agriculture and Consumer Services; agricultural water conservation and agricultural water supply planning.—

(1) The department shall establish an agricultural water conservation program that includes the following:

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(a) A cost-share program, coordinated with the United States Department of Agriculture and other federal, state, regional, and local agencies when appropriate, for irrigation system retrofit and application of mobile irrigation laboratory evaluations, and for water conservation and water quality improvement pursuant to s. 403.067(7)(c).

Section 63. The amendment to s. 570.93(1)(a), Florida Statutes, as carried forward from chapter 2019-116, Laws of Florida, by this act, expires July 1, 2021, and the text of that paragraph shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 64. In order to implement Specific Appropriation 1728 of the 2020-2021 General Appropriations Act, paragraph (m) of subsection (3) of section 259.105, Florida Statutes, is amended to read:

259.105 The Florida Forever Act.—

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

(m) Notwithstanding paragraphs (a)-(j) and for the 2020-2021 ~~2019-2020~~ fiscal year, the amount of \$6 ~~\$33~~ million to only ~~the Division of State Lands within~~ the Department of Environmental Protection for grants pursuant to s. 375.075 ~~the~~

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2205 ~~Board of Trustees Florida Forever Priority List land acquisition~~  
 2206 ~~projects.~~ This paragraph expires July 1, ~~2021~~ 2020.

2207 Section 65. In order to implement appropriations from the  
 2208 Land Acquisition Trust Fund within the Department of  
 2209 Environmental Protection, paragraph (b) of subsection (3) of  
 2210 section 375.041, Florida Statutes, is amended to read:

2211 375.041 Land Acquisition Trust Fund.—

2212 (3) Funds distributed into the Land Acquisition Trust Fund  
 2213 pursuant to s. 201.15 shall be applied:

2214 (b) Of the funds remaining after the payments required  
 2215 under paragraph (a), but before funds may be appropriated,  
 2216 pledged, or dedicated for other uses:

2217 1. A minimum of the lesser of 25 percent or \$200 million  
 2218 shall be appropriated annually for Everglades projects that  
 2219 implement the Comprehensive Everglades Restoration Plan as set  
 2220 forth in s. 373.470, including the Central Everglades Planning  
 2221 Project subject to Congressional authorization; the Long-Term  
 2222 Plan as defined in s. 373.4592(2); and the Northern Everglades  
 2223 and Estuaries Protection Program as set forth in s. 373.4595.  
 2224 From these funds, \$32 million shall be distributed each fiscal  
 2225 year through the 2023-2024 fiscal year to the South Florida  
 2226 Water Management District for the Long-Term Plan as defined in  
 2227 s. 373.4592(2). After deducting the \$32 million distributed  
 2228 under this subparagraph, from the funds remaining, a minimum of  
 2229 the lesser of 76.5 percent or \$100 million shall be appropriated  
 2230 each fiscal year through the 2025-2026 fiscal year for the  
 2231 planning, design, engineering, and construction of the  
 2232 Comprehensive Everglades Restoration Plan as set forth in s.  
 2233 373.470, including the Central Everglades Planning Project, the

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2234 Everglades Agricultural Area Storage Reservoir Project, the Lake  
 2235 Okeechobee Watershed Project, the C-43 West Basin Storage  
 2236 Reservoir Project, the Indian River Lagoon-South Project, the  
 2237 Western Everglades Restoration Project, and the Picayune Strand  
 2238 Restoration Project. The Department of Environmental Protection  
 2239 and the South Florida Water Management District shall give  
 2240 preference to those Everglades restoration projects that reduce  
 2241 harmful discharges of water from Lake Okeechobee to the St.  
 2242 Lucie or Caloosahatchee estuaries in a timely manner. For the  
 2243 purpose of performing the calculation provided in this  
 2244 subparagraph, the amount of debt service paid pursuant to  
 2245 paragraph (a) for bonds issued after July 1, 2016, for the  
 2246 purposes set forth under paragraph (b) shall be added to the  
 2247 amount remaining after the payments required under paragraph  
 2248 (a). The amount of the distribution calculated shall then be  
 2249 reduced by an amount equal to the debt service paid pursuant to  
 2250 paragraph (a) on bonds issued after July 1, 2016, for the  
 2251 purposes set forth under this subparagraph.

2252 2. A minimum of the lesser of 7.6 percent or \$50 million  
 2253 shall be appropriated annually for spring restoration,  
 2254 protection, and management projects. For the purpose of  
 2255 performing the calculation provided in this subparagraph, the  
 2256 amount of debt service paid pursuant to paragraph (a) for bonds  
 2257 issued after July 1, 2016, for the purposes set forth under  
 2258 paragraph (b) shall be added to the amount remaining after the  
 2259 payments required under paragraph (a). The amount of the  
 2260 distribution calculated shall then be reduced by an amount equal  
 2261 to the debt service paid pursuant to paragraph (a) on bonds  
 2262 issued after July 1, 2016, for the purposes set forth under this

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2263 subparagraph.

2264 3. The sum of \$5 million shall be appropriated annually  
2265 each fiscal year through the 2025-2026 fiscal year to the St.  
2266 Johns River Water Management District for projects dedicated to  
2267 the restoration of Lake Apopka. This distribution shall be  
2268 reduced by an amount equal to the debt service paid pursuant to  
2269 paragraph (a) on bonds issued after July 1, 2016, for the  
2270 purposes set forth in this subparagraph.

2271 4. The sum of \$64 million is appropriated and shall be  
2272 transferred to the Everglades Trust Fund for the 2018-2019  
2273 fiscal year, and each fiscal year thereafter, for the EAA  
2274 reservoir project pursuant to s. 373.4598. Any funds remaining  
2275 in any fiscal year shall be made available only for Phase II of  
2276 the C-51 reservoir project or projects identified in  
2277 subparagraph 1. and must be used in accordance with laws  
2278 relating to such projects. Any funds made available for such  
2279 purposes in a fiscal year are in addition to the amount  
2280 appropriated under subparagraph 1. This distribution shall be  
2281 reduced by an amount equal to the debt service paid pursuant to  
2282 paragraph (a) on bonds issued after July 1, 2017, for the  
2283 purposes set forth in this subparagraph.

2284 5. Notwithstanding subparagraph 3., for the 2020-2021 ~~2019-~~  
2285 ~~2020~~ fiscal year, funds shall be appropriated as provided in the  
2286 General Appropriations Act. This subparagraph expires July 1,  
2287 2021 ~~2020~~.

2288 Section 66. In order to implement Specific Appropriation  
2289 2659 of the 2020-2021 General Appropriations Act, paragraph (b)  
2290 of subsection (3) and subsection (5) of section 321.04, Florida  
2291 Statutes, are amended to read:

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2292 321.04 Personnel of the highway patrol; rank  
2293 classifications; probationary status of new patrol officers;  
2294 subsistence; special assignments.—

2295 (3)

2296 (b) For the 2020-2021 ~~2019-2020~~ fiscal year only, upon the  
2297 request of the Governor, the Department of Highway Safety and  
2298 Motor Vehicles shall assign one or more patrol officers to the  
2299 office of the Lieutenant Governor for security services. This  
2300 paragraph expires July 1, 2021 ~~2020~~.

2301 (5) For the 2020-2021 ~~2019-2020~~ fiscal year only, the  
2302 assignment of a patrol officer by the department shall include a  
2303 Cabinet member specified in s. 4, Art. IV of the State  
2304 Constitution if deemed appropriate by the department or in  
2305 response to a threat and upon written request of such Cabinet  
2306 member. This subsection expires July 1, 2021 ~~2020~~.

2307 Section 67. In order to implement Specific Appropriation  
2308 2282 of the 2020-2021 General Appropriations Act, subsection (3)  
2309 of section 420.9079, Florida Statutes, is amended to read:

2310 420.9079 Local Government Housing Trust Fund.—

2311 (3) For the 2020-2021 ~~2019-2020~~ fiscal year, funds may be  
2312 used as provided in the General Appropriations Act. This  
2313 subsection expires July 1, 2021 ~~2020~~.

2314 Section 68. In order to implement Specific Appropriation  
2315 2281 of the 2020-2021 General Appropriations Act, subsection (2)  
2316 of section 420.0005, Florida Statutes, is amended to read:

2317 420.0005 State Housing Trust Fund; State Housing Fund.—

2318 (2) For the 2020-2021 ~~2019-2020~~ fiscal year, funds may be  
2319 used as provided in the General Appropriations Act. This  
2320 subsection expires July 1, 2021 ~~2020~~.

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2321 Section 69. In order to implement Specific Appropriation  
 2322 2294 of the 2020-2021 General Appropriations Act, subsection  
 2323 (14) of section 288.1226, Florida Statutes, is amended to read:  
 2324 288.1226 Florida Tourism Industry Marketing Corporation;  
 2325 use of property; board of directors; duties; audit.—  
 2326 (14) REPEAL.—This section is repealed July 1, 2021 ~~2020~~,  
 2327 unless reviewed and saved from repeal by the Legislature.  
 2328 Section 70. In order to implement Specific Appropriation  
 2329 2294 of the 2020-2021 General Appropriations Act, subsection (6)  
 2330 of section 288.923, Florida Statutes, is amended to read:  
 2331 288.923 Division of Tourism Marketing; definitions;  
 2332 responsibilities.—  
 2333 (6) This section is repealed July 1, 2021 ~~2020~~, unless  
 2334 reviewed and saved from repeal by the Legislature.  
 2335 Section 71. In order to implement Specific Appropriation  
 2336 1915 of the 2020-2021 General Appropriations Act, paragraph (g)  
 2337 of subsection (8) of section 338.2278, Florida Statutes, is  
 2338 amended to read:  
 2339 338.2278 Multi-use Corridors of Regional Economic  
 2340 Significance Program.—  
 2341 (8) The amounts identified in subsection (7) by fiscal year  
 2342 shall be allocated as follows:  
 2343 (g)1. Except as provided in subparagraph 2., in each fiscal  
 2344 year in which funding provided under this subsection for the  
 2345 Small County Road Assistance Program, the Small County Outreach  
 2346 Program, the Transportation Disadvantaged Trust Fund, or the  
 2347 workforce development program is not committed by the end of  
 2348 each fiscal year, such uncommitted funds shall be used by the  
 2349 department to fund Multi-use Corridors of Regional Economic

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2350 Significance Program projects. As provided in s. 339.135(7), the  
 2351 adopted work program may be amended to transfer funds between  
 2352 appropriations categories or to increase an appropriation  
 2353 category to implement this paragraph.  
 2354 2. For the 2020-2021 fiscal year, funding provided under  
 2355 this subsection for the Transportation Disadvantaged Trust Fund  
 2356 under paragraph (a) which is uncommitted at the end of the 2019-  
 2357 2020 fiscal year may be used as provided in the General  
 2358 Appropriations Act. This subparagraph expires July 1, 2021.  
 2359 Section 72. In order to implement Specific Appropriations  
 2360 1916 through 1929, 1929F through 1929J, 1944 through 1951, 1953  
 2361 through 1962, and 1999A through 2011 of the 2020-2021 General  
 2362 Appropriations Act, paragraphs (g) and (h) of subsection (7) of  
 2363 section 339.135, Florida Statutes, are amended to read:  
 2364 339.135 Work program; legislative budget request;  
 2365 definitions; preparation, adoption, execution, and amendment.—  
 2366 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—  
 2367 (g)1. Any work program amendment which also requires the  
 2368 transfer of fixed capital outlay appropriations between  
 2369 categories within the department or the increase of an  
 2370 appropriation category is subject to the approval of the  
 2371 Legislative Budget Commission.  
 2372 2. If a meeting of the Legislative Budget Commission cannot  
 2373 be held within 30 days after the department submits an amendment  
 2374 to the Legislative Budget Commission, the chair and vice chair  
 2375 of the Legislative Budget Commission may authorize such  
 2376 amendment to be approved pursuant to s. 216.177. This  
 2377 subparagraph expires July 1, 2021 ~~2020~~.  
 2378 (h)1. Any work program amendment that also adds a new

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project, or phase thereof, to the adopted work program in excess of \$3 million is subject to approval by the Legislative Budget Commission. Any work program amendment submitted under this paragraph must include, as supplemental information, a list of projects, or phases thereof, in the current 5-year adopted work program which are eligible for the funds within the appropriation category being used for the proposed amendment. The department shall provide a narrative with the rationale for not advancing an existing project, or phase thereof, in lieu of the proposed amendment.

2. If a meeting of the Legislative Budget Commission cannot be held within 30 days after the department submits an amendment to the commission, the chair and vice chair of the commission may authorize such amendment to be approved pursuant to s. 216.177. This subparagraph expires July 1, 2021.

Section 73. In order to implement Specific Appropriation 2599 of the 2020-2021 General Appropriations Act, paragraph (d) of subsection (4) of section 112.061, Florida Statutes, is amended to read:

112.061 Per diem and travel expenses of public officers, employees, and authorized persons; statewide travel management system.—

(4) OFFICIAL HEADQUARTERS.—The official headquarters of an officer or employee assigned to an office shall be the city or town in which the office is located except that:

(d) A Lieutenant Governor who permanently resides outside of Leon County, may, if he or she so requests, have an appropriate facility in his or her county designated as his or her official headquarters for purposes of this section. This

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official headquarters may only serve as the Lieutenant Governor's personal office. The Lieutenant Governor may not use state funds to lease space in any facility for his or her official headquarters.

1. A Lieutenant Governor for whom an official headquarters is established in his or her county of residence pursuant to this paragraph is eligible for subsistence at a rate to be established by the Governor for each day or partial day that the Lieutenant Governor is at the State Capitol to conduct official state business. In addition to the subsistence allowance, a Lieutenant Governor is eligible for reimbursement for transportation expenses as provided in subsection (7) for travel between the Lieutenant Governor's official headquarters and the State Capitol to conduct state business.

2. Payment of subsistence and reimbursement for transportation between a Lieutenant Governor's official headquarters and the State Capitol shall be made to the extent appropriated funds are available, as determined by the Governor.

3. This paragraph expires July 1, 2021 ~~2020~~.

Section 74. In order to implement the salaries and benefits, expenses, other personal services, contracted services, and operating capital outlay categories of the 2020-2021 General Appropriations Act, paragraph (a) of subsection (2) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.—

(2) The following transfers are authorized to be made by the head of each department or the Chief Justice of the Supreme Court whenever it is deemed necessary by reason of changed conditions:

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

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

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

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

4. Notice of proposed transfers under subparagraphs 1. and 2. shall be provided to the Executive Office of the Governor and the chairs of the legislative appropriations committees at least 3 days prior to agency implementation in order to provide an opportunity for review. The review shall be limited to ensuring that the transfer is in compliance with the requirements of this paragraph.

5. For the 2020-2021 ~~2019-2020~~ fiscal year, the review shall ensure that transfers proposed pursuant to this paragraph comply with this chapter, maximize the use of available and

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appropriate trust funds, and are not contrary to legislative policy and intent. This subparagraph expires July 1, 2021 ~~2020~~.

Section 75. In order to implement section 8 of the 2020-2021 General Appropriations Act, notwithstanding s. 110.123(3)(f) and (j), Florida Statutes, the Department of Management Services shall maintain and offer the same PPO and HMO health plan alternatives to the participants of the state group health insurance program during the 2020-2021 fiscal year which were in effect for the 2019-2020 fiscal year. This section expires July 1, 2021.

Section 76. In order to implement the appropriation of funds in the special categories, contracted services, and expenses categories of the 2020-2021 General Appropriations Act, a state agency may not initiate a competitive solicitation for a product or service if the completion of such competitive solicitation would:

(1) Require a change in law; or

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

This section does not apply to a competitive solicitation for which the agency head certifies that a valid emergency exists. This section expires July 1, 2021.

Section 77. In order to implement appropriations for salaries and benefits in the 2020-2021 General Appropriations Act, subsection (6) of section 112.24, Florida Statutes, is

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amended to read:

112.24 Intergovernmental interchange of public employees.—  
To encourage economical and effective utilization of public employees in this state, the temporary assignment of employees among agencies of government, both state and local, and including school districts and public institutions of higher education is authorized under terms and conditions set forth in this section. State agencies, municipalities, and political subdivisions are authorized to enter into employee interchange agreements with other state agencies, the Federal Government, another state, a municipality, or a political subdivision including a school district, or with a public institution of higher education. State agencies are also authorized to enter into employee interchange agreements with private institutions of higher education and other nonprofit organizations under the terms and conditions provided in this section. In addition, the Governor or the Governor and Cabinet may enter into employee interchange agreements with a state agency, the Federal Government, another state, a municipality, or a political subdivision including a school district, or with a public institution of higher learning to fill, subject to the requirements of chapter 20, appointive offices which are within the executive branch of government and which are filled by appointment by the Governor or the Governor and Cabinet. Under no circumstances shall employee interchange agreements be utilized for the purpose of assigning individuals to participate in political campaigns. Duties and responsibilities of interchange employees shall be limited to the mission and goals of the agencies of government.

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(6) For the 2020-2021 ~~2019-2020~~ fiscal year only, the assignment of an employee of a state agency as provided in this section may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the legislative appropriations committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action pursuant to s. 216.177. This subsection expires July 1, 2021 ~~2020~~.

Section 78. In order to implement Specific Appropriations 2727 and 2728 of the 2020-2021 General Appropriations Act, and notwithstanding s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2020-2021 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2021.

Section 79. In order to implement the transfer of funds from the General Revenue Fund from trust funds for the 2020-2021 General Appropriations Act, and notwithstanding the expiration date in section 110 of chapter 2019-116, Laws of Florida, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

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

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

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Upon the request of the state agency or branch of state government responsible for the administration of the trust fund, the Chief Financial Officer may establish accounts within the trust fund at a level considered necessary for proper accountability. Once an account is established, the Chief Financial Officer may authorize payment from that account only upon determining that there is sufficient cash and releases at the level of the account.

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

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

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

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

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

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

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

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

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

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

4.a. Notwithstanding any provision of law restricting the use of trust funds to specific purposes, unappropriated cash balances from selected trust funds may be authorized by the Legislature for transfer to the Budget Stabilization Fund and General Revenue Fund in the General Appropriations Act.

b. This subparagraph does not apply to trust funds required by federal programs or mandates; trust funds established for bond covenants, indentures, or resolutions whose revenues are

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legally pledged by the state or public body to meet debt service or other financial requirements of any debt obligations of the state or any public body; the Division of Licensing Trust Fund in the Department of Agriculture and Consumer Services; the State Transportation Trust Fund; the trust fund containing the net annual proceeds from the Florida Education Lotteries; the Florida Retirement System Trust Fund; trust funds under the management of the State Board of Education or the Board of Governors of the State University System, where such trust funds are for auxiliary enterprises, self-insurance, and contracts, grants, and donations, as those terms are defined by general law; trust funds that serve as clearing funds or accounts for the Chief Financial Officer or state agencies; trust funds that account for assets held by the state in a trustee capacity as an agent or fiduciary for individuals, private organizations, or other governmental units; and other trust funds authorized by the State Constitution.

Section 80. The text of s. 215.32(2)(b), Florida Statutes, as carried forward from chapter 2011-47, Laws of Florida, by this act, expires July 1, 2021, and the text of that paragraph shall revert to that in existence on June 30, 2011, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 81. In order to implement appropriations in the 2020-2021 General Appropriations Act for state employee travel, the funds appropriated to each state agency which may be used for travel by state employees are limited during the 2020-2021

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fiscal year to travel for activities that are critical to each state agency's mission. Funds may not be used for travel by state employees to foreign countries, other states, conferences, staff training activities, or other administrative functions unless the agency head has approved, in writing, that such activities are critical to the agency's mission. The agency head shall consider using teleconferencing and other forms of electronic communication to meet the needs of the proposed activity before approving mission-critical travel. This section does not apply to travel for law enforcement purposes, military purposes, emergency management activities, or public health activities. This section expires July 1, 2021.

Section 82. In order to implement appropriations in the 2020-2021 General Appropriations Act for state employee travel and notwithstanding s. 112.061, Florida Statutes, costs for lodging associated with a meeting, conference, or convention organized or sponsored in whole or in part by a state agency or the judicial branch may not exceed \$225 per day. An employee may expend his or her own funds for any lodging expenses in excess of \$225 per day. For purposes of this section, a meeting does not include travel activities for conducting an audit, examination, inspection, or investigation or travel activities related to a litigation or emergency response. This section expires July 1, 2021.

Section 83. In order to implement the appropriation of funds in the special categories, contracted services, and expenses categories of the 2020-2021 General Appropriations Act, a state agency may not enter into a contract containing a nondisclosure clause that prohibits the contractor from

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2669 disclosing information relevant to the performance of the  
 2670 contract to members or staff of the Senate or the House of  
 2671 Representatives. This section expires July 1, 2021.

2672 Section 84. Any section of this act which implements a  
 2673 specific appropriation or specifically identified proviso  
 2674 language in the 2020-2021 General Appropriations Act is void if  
 2675 the specific appropriation or specifically identified proviso  
 2676 language is vetoed. Any section of this act which implements  
 2677 more than one specific appropriation or more than one portion of  
 2678 specifically identified proviso language in the 2020-2021  
 2679 General Appropriations Act is void if all the specific  
 2680 appropriations or portions of specifically identified proviso  
 2681 language are vetoed.

2682 Section 85. If any other act passed during the 2020 Regular  
 2683 Session of the Legislature contains a provision that is  
 2684 substantively the same as a provision in this act, but that  
 2685 removes or is otherwise not subject to the future repeal applied  
 2686 to such provision by this act, the Legislature intends that the  
 2687 provision in the other act takes precedence and continues to  
 2688 operate, notwithstanding the future repeal provided by this act.

2689 Section 86. If any provision of this act or its application  
 2690 to any person or circumstance is held invalid, the invalidity  
 2691 does not affect other provisions or applications of the act  
 2692 which can be given effect without the invalid provision or  
 2693 application, and to this end the provisions of this act are  
 2694 severable.

2695 Section 87. Except as otherwise expressly provided in this  
 2696 act and except for this section, which shall take effect upon  
 2697 this act becoming a law, this act shall take effect July 1,

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2698 2020; or, if this act fails to become a law until after that  
 2699 date, it shall take effect upon becoming a law and shall operate  
 2700 retroactively to July 1, 2020.

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020

Meeting Date

SPB 2502

Bill Number (if applicable)

457830

Amendment Barcode (if applicable)

Topic Medicaid services

Name Karen Woodall

Job Title Executive Director

Address 579 E. Call St.

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Tallahassee

City

FL

State

32301

Zip

Phone 850-321-9386

Email fefep@yahoo.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FL Center for Fiscal + Economic Policy

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**+The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SPB 2504

INTRODUCER: Appropriations Committee

SUBJECT: State Employees (Collective Bargaining)

DATE: February 6, 2020

REVISED: \_\_\_\_\_

ANALYST

McSwain

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

**AP Submitted as Comm. Bill/Fav**

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**I. Summary:**

SPB 2504 directs the resolution of the collective bargaining issues at impasse for the 2020-2021 fiscal year regarding state employees. These issues will be resolved based on the spending decisions included in the General Appropriations Act for the 2020-2021 fiscal year.

The bill takes effect July 1, 2020.

**II. Present Situation:**

Chapter 447, F.S., specifies the process for collective bargaining for public employees. The bargaining agent and the negotiator for the state must bargain collectively in the determination of the wages, hours, terms, and conditions of employment of the employees within the bargaining unit.<sup>1</sup> Any collective bargaining agreement reached must be reduced to writing, signed by the Governor for the state and the bargaining agent for the union, and submitted to the members of the bargaining unit for ratification.<sup>2</sup>

Upon execution of the collective bargaining agreement, the Governor must request the Legislature to appropriate amounts sufficient to fund the provisions of the agreement.<sup>3</sup> If the Legislature appropriates funds that are not sufficient to fund the agreement, the agreement must be administered based on the amounts actually appropriated.

Typically, at the state level, a full agreement is not reached. In that instance, and pursuant to s. 216.163(6), F.S., an impasse is declared on all unresolved issues when the Governor's budget recommendations are released to the Legislature. By the first day of the legislative regular session, each party is required to notify the presiding officers of the Legislature of the unresolved issues. A joint select committee of members of the Florida House of Representatives and the Senate is appointed to review the positions of the parties relating to the unresolved issues. No

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<sup>1</sup> Section 447.309(1), F.S.

<sup>2</sup> Id.

<sup>3</sup> Section 447.309(2)(a), F.S.



later than the 14<sup>th</sup> day of the regular session, the committee is required to hold a public meeting and take public testimony regarding the issues at impasse.<sup>4</sup> During the session, the Legislature may take action to address the issues. Any actions taken by the Legislature are binding upon the parties.<sup>5</sup>

Following the resolution of the impasse issues, the parties are required to reduce to writing an agreement that includes those issues agreed to by the parties as well as those issues resolved by the Legislature. The agreement must be signed by the chief executive officer and the bargaining agent and then presented to the members of the bargaining unit for ratification.

If the members ratify the agreement, all the provisions of the agreement take effect. If the members do not ratify the agreement, the issues resolved by the Legislature take effect for the first fiscal year that was the subject of the negotiations.

The certified bargaining units for state employees and the respective bargaining agents include:

- **American Federation of State, County and Municipal Employees, Council 79.**
  - Administrative and Clerical Unit.
  - Operational Services Unit.
  - Human Services Unit.
  - Professional Unit.
- **Florida Nurses Association.**
  - Professional Health Care Unit.
- **Police Benevolent Association.**
  - Special Agent Unit.
  - Law Enforcement Unit.
  - Lottery Law Enforcement Unit.
  - Florida Highway Patrol Unit.
  - Security Services Unit.
- **Florida State Fire Service Association.**
  - Fire Service Unit.
- **Federation of Physicians and Dentists.**
  - Supervisory Nonprofessional Unit.
  - Physicians Unit.
  - State Employees Attorneys Guild.
- **Federation of Public Employees.**
  - Lottery Administrative and Support Unit.

### III. Effect of Proposed Changes:

**Section 1** provides that all collective bargaining issues at impasse for the 2019-2020 fiscal year regarding state employees will be resolved pursuant to the spending decisions contained in the General Appropriations Act for the 2020-2021 fiscal year.

**Section 2** provides an effective date of July 1, 2020.

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<sup>4</sup> Section 447.403(5)(a), F.S.

<sup>5</sup> Section 447.403(5)(b), F.S.

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None identified.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill creates an undesignated section of Florida law.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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FOR CONSIDERATION By the Committee on Appropriations

576-02066-20

20202504pb

A bill to be entitled

An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

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

Section 1. All collective bargaining issues for which negotiations have reached an impasse for the 2020-2021 fiscal year between the state and the legal representatives of the certified bargaining units for state employees shall be resolved pursuant to the instructions provided in the General Appropriations Act and the relevant provisions of any legislation enacted to implement the General Appropriations Act for the 2020-2021 fiscal year.

Section 2. This act shall take effect July 1, 2020.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SB 7044

INTRODUCER: Governmental Oversight and Accountability Committee

SUBJECT: State-administered Retirement Systems

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
McVaney	McVaney		<b>GO Submitted as Committee Bill</b>
1. McSwain	Kynoch	AP	<b>Favorable</b>

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**I. Summary:**

SB 7044 establishes the contribution rates paid by employers participating in the Florida Retirement System (FRS) beginning July 1, 2020. These rates are intended to fund the full normal cost and the amortization of the unfunded actuarial liability of the FRS. With these modifications to employer contribution rates, the FRS Trust Fund will receive roughly \$404.5 million more in revenue on an annual basis beginning July 1, 2020. The public employers that will incur these additional costs are state agencies, state universities and colleges, school districts, counties, municipalities, and other governmental entities that participate in the FRS.

The bill will have a fiscal impact on state funds appropriated by the Legislature for employee salaries and benefits. The bill will increase the amounts employers participating in the FRS must pay for employee retirement benefits. See Section V.

The bill takes effect July 1, 2020.

**II. Present Situation:**

**The Florida Retirement System**

The Florida Retirement System (FRS) was established in 1970 when the Legislature consolidated the Teachers' Retirement System, the State and County Officers and Employees' Retirement System, and the Highway Patrol Pension Fund. In 1972, the Judicial Retirement System was consolidated into the FRS, and in 2007, the Institute of Food and Agricultural Sciences Supplemental Retirement Program was consolidated under the Regular Class of the FRS as a

closed group.<sup>1</sup> The FRS is a contributory system, with active members contributing three percent of their salaries.<sup>2</sup>

The FRS is a multi-employer, contributory plan, governed by the Florida Retirement System Act in Chapter 121, F.S. As of June 30, 2019, the FRS had 647,942 active members, 424,895 annuitants, 15,783 disabled retirees, and 32,670 active participants of the Deferred Retirement Option Program (DROP).<sup>3</sup> As of June 30, 2019, the FRS consisted of 976 total employers; it is the primary retirement plan for employees of state and county government agencies, district school boards, Florida College institutions, and state universities, and also includes the 176 cities and 136 special districts that have elected to join the system.<sup>4</sup>

The membership of the FRS is divided into five membership classes:

- The Regular Class<sup>5</sup> consists of 554,631 active members and 7,629 in renewed membership;
- The Special Risk Class<sup>6</sup> includes 74,274 active members and 1,112 in renewed membership;
- The Special Risk Administrative Support Class<sup>7</sup> has 100 active members and 1 in renewed membership;
- The Elected Officers' Class<sup>8</sup> has 2,088 active members and 112 in renewed membership; and
- The Senior Management Service Class<sup>9</sup> has 7,767 active members and 214 in renewed membership.<sup>10</sup>

Each class is funded separately based upon the costs attributable to the members of that class.

Members of the FRS have two primary plan options available for participation:

- The defined contribution plan, also known as the Investment Plan; and
- The defined benefit plan, also known as the Pension Plan.

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<sup>1</sup> Florida Retirement System Pension Plan and Other State Administered Retirement Systems Comprehensive Annual Financial Report Fiscal Year Ended June 30, 2019, at p. 35. Available online at: [https://www.rol.frs.state.fl.us/forms/2018-19\\_CAFR.pdf](https://www.rol.frs.state.fl.us/forms/2018-19_CAFR.pdf). (Last visited January 13, 2020.)

<sup>2</sup> Prior to 1975, members of the FRS were required to make employee contributions of either 4 percent for Regular Class employees or 6 percent for Special Risk Class members. Employees were again required to contribute to the system after July 1, 2011. Members in the Deferred Retirement Option Program do not contribute to the system.

<sup>3</sup> Florida Retirement System Pension Plan and Other State Administered Retirement Systems Comprehensive Annual Financial Report Fiscal Year Ended June 30, 2019, at p. 158.

<sup>4</sup> *Id.* at 193.

<sup>5</sup> The Regular Class is for all members who are not assigned to another class. Section 121.021(12), F.S.

<sup>6</sup> The Special Risk Class is for members employed as law enforcement officers, firefighters, correctional officers, probation officers, paramedics and emergency technicians, among others. Section 121.0515, F.S.

<sup>7</sup> The Special Risk Administrative Support Class is for a special risk member who moved or was reassigned to a nonspecial risk law enforcement, firefighting, correctional, or emergency medical care administrative support position with the same agency, or who is subsequently employed in such a position under the Florida Retirement System. Section 121.0515(8), F.S.

<sup>8</sup> The Elected Officers' Class is for elected state and county officers, and for those elected municipal or special district officers whose governing body has chosen Elected Officers' Class participation for its elected officers. Section 121.052, F.S.

<sup>9</sup> The Senior Management Service Class is for members who fill senior management level positions assigned by law to the Senior Management Service Class or authorized by law as eligible for Senior Management Service designation. Section 121.055, F.S.

<sup>10</sup> All figures are from Florida Retirement System Pension Plan and Other State Administered Retirement Systems Comprehensive Annual Financial Report Fiscal Year Ended June 30, 2019, at p. 161.

### ***Investment Plan***

In 2000, the Public Employee Optional Retirement Program (investment plan) was created as a defined contribution plan offered to eligible employees as an alternative to the FRS Pension Plan.

Benefits under the investment plan accrue in individual member accounts funded by both employee and employer contributions and earnings. Benefits are provided through employee-directed investments offered by approved investment providers.

A member vests immediately in all employee contributions paid to the investment plan.<sup>11</sup> With respect to the employer contributions, a member vests after completing one work year of employment with an FRS employer.<sup>12</sup> Vested benefits are payable upon termination or death as a lump-sum distribution, direct rollover distribution, or periodic distribution.<sup>13</sup> The investment plan also provides disability coverage for both in-line-of-duty and regular disability retirement benefits.<sup>14</sup> An FRS member who qualifies for disability while enrolled in the investment plan may apply for benefits as if the employee were a member of the pension plan. If approved for retirement disability benefits, the member is transferred to the pension plan.<sup>15</sup>

The State Board of Administration (SBA) is primarily responsible for administering the investment plan.<sup>16</sup> The Board of Trustees of the SBA is comprised of the Governor as chair, the Chief Financial Officer, and the Attorney General.<sup>17</sup>

### ***Pension Plan***

The pension plan is administered by the secretary of the Department of Management Services through the Division of Retirement.<sup>18</sup> Investment management is handled by the State Board of Administration.

Any member initially enrolled in the pension plan before July 1, 2011, vests in the pension plan after completing six years of service with an FRS employer.<sup>19</sup> For members initially enrolled on or after July 1, 2011, the member vests in the pension plan after eight years of creditable

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<sup>11</sup> Section 121.4501(6)(a), F.S.

<sup>12</sup> If a member terminates employment before vesting in the investment plan, the nonvested money is transferred from the member's account to the SBA for deposit and investment by the SBA in its suspense account for up to five years. If the member is not reemployed as an eligible employee within five years, then any nonvested accumulations transferred from a member's account to the SBA's suspense account are forfeited. Section 121.4501(6)(b)-(d), F.S.

<sup>13</sup> Section 121.591, F.S.

<sup>14</sup> See s. 121.4501(16), F.S.

<sup>15</sup> Pension plan disability retirement benefits, which apply for investment plan members who qualify for disability, compensate an in-line-of-duty disabled member up to 65 percent of the average monthly compensation as of the disability retirement date for special risk class members. Other members may receive up to 42 percent of the member's average monthly compensation for disability retirement benefits. If the disability occurs other than in the line of duty, the monthly benefit may not be less than 25 percent of the average monthly compensation as of the disability retirement date.

Section 121.091(4)(f), F.S.

<sup>16</sup> Section 121.4501(8), F.S.

<sup>17</sup> FLA CONST. art. IV, s. 4.

<sup>18</sup> Section 121.025, F.S.

<sup>19</sup> Section 121.021(45)(a), F.S.

service.<sup>20</sup> Benefits payable under the pension plan are calculated based on the member's years of creditable service multiplied by the service accrual rate multiplied by the member's average final compensation.<sup>21</sup> For most current members of the pension plan, normal retirement (when first eligible for unreduced benefits) occurs at the earliest attainment of 30 years of service or age 62.<sup>22</sup> For public safety employees in the Special Risk and Special Risk Administrative Support Classes, normal retirement is the earliest of 25 years of service or age 55.<sup>23</sup> Members initially enrolled in the pension plan on or after July 1, 2011, have longer service requirements. For members initially enrolled after that date, the member must complete 33 years of service or attain age 65, and members in the Special Risk classes must complete 30 years of service or attain age 60.<sup>24</sup>

### ***Optional Retirement Programs***

Eligible employees may choose to participate in one of three retirement programs instead of participating in the FRS:

- Members of the Senior Management Service Class may elect to enroll in the Senior Management Service Optional Annuity Program;<sup>25</sup>
- Members in specified positions in the State University System may elect to enroll in the State University System Optional Retirement Program;<sup>26</sup> and
- Members in specified positions at a Florida College institution may elect to enroll in the State Community College System Optional Retirement Program.<sup>27</sup>

### ***Contribution Rates***

Employers participating in the FRS are required to contribute a specified percentage of the member's monthly compensation to the Division of Retirement to be distributed into the FRS Contributions Clearing Trust Fund. The employer contribution rate is a blended contribution rate set by statute, which is the same percentage regardless of whether the member participates in the pension plan or the investment plan.<sup>28</sup> The rate is determined annually based on an actuarial study by the Department of Management Services that calculates the necessary level of funding to support all of the benefit obligations under both FRS retirement plans.

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<sup>20</sup> Section 121.021(45)(b), F.S.

<sup>21</sup> Section 121.091, F.S.

<sup>22</sup> Section 121.021(29)(a)1., F.S.

<sup>23</sup> Section 121.021(29)(b)1., F.S.

<sup>24</sup> Sections 121.021(29)(a)2. and (b)2., F.S.

<sup>25</sup> The Senior Management Service Optional Annuity Program (SMSOAP) was established in 1986 for members of the Senior Management Service Class. Employees in eligible positions may irrevocably elect to participate in the SMSOAP rather than the FRS. Section 121.055(6), F.S.

<sup>26</sup> Eligible participants of the State University System Optional Retirement Program (SUSORP) are automatically enrolled in the SUSORP. However, the member must execute a contract with a SUSORP provider within the first 90 days of employment or the employee will default into the pension plan. If the employee decides to remain in the SUSORP, the decision is irrevocable and the member must remain in the SUSORP as long as the member remains in a SUSORP-eligible position. Section 121.35, F.S.

<sup>27</sup> If the member is eligible for participation in a State Community College System Optional Retirement Program, the member must elect to participate in the program within 90 days of employment. Unlike the other optional programs, an employee who elects to participate in this optional retirement program has one opportunity to transfer to the FRS. Section 1012.875, F.S.

<sup>28</sup> Section 121.70(1), F.S.



In the annual actuarial valuation of the Florida Retirement System based on July 1, 2019, plan assets and liabilities, Milliman, Inc., the state actuary, determined the following key data relating to the FRS pension plan:<sup>29</sup>

	Valuation Results (in \$ billions)			
	July 1, 2016	July 1, 2017	July 1, 2018	July 1, 2019
Actuarial Liability	\$170.4	\$178.6	\$186.0	\$191.3
Actuarial Value of Assets	\$145.5	\$150.6	\$156.1	\$161.0
Unfunded Actuarial Liability	\$24.9	\$28.0	\$29.9	\$30.3
Funded Percentage (Actuarial Value of Assets/Actuarial Liability)	85.4%	84.3%	83.9%	84.2%

The state actuary determines a rate associated with the normal cost of the pension plan (funding the prospective benefits) and a rate necessary to amortize the unfunded actuarial liabilities (UAL) over a thirty-year period. The following are the current employer contribution rates<sup>30</sup> for each class and the blended rates recommended by the state actuary beginning in July 2020:<sup>31</sup>

Membership Class	Current Rates Effective July 1, 2019		Recommended Rates to be effective July 1, 2020	
	Normal Cost	UAL Rate	Normal Cost	UAL Rate
Regular Class	3.19%	3.56%	4.84%	3.44%
Special Risk Class	12.61%	11.15%	15.13%	7.60%
Special Risk Administrative Support Class	3.61%	33.26%	9.89%	24.23%
Elected Officer's Class <ul style="list-style-type: none"> <li>Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders</li> <li>Justices and Judges</li> <li>County Officers</li> </ul>	6.67%	47.64%	8.38%	48.81%
Senior Management Service Class	4.60%	19.09%	6.39%	19.18%
Deferred Retirement Option Program	4.68%	8.26%	7.03%	8.29%

For all membership classes, except the DROP and certain members with renewed membership, employees contribute three percent of their compensation towards retirement.<sup>32</sup>

<sup>29</sup> Florida Retirement System Pension Plan Actuarial Valuation as of July 1, 2019, at p. 3.

<sup>30</sup> Section 121.71(4) and (5), F.S.

<sup>31</sup> Letter to Mr. David DiSalvo, *Re: Blended Proposed Statutory Rates for the 2020-2021 Plan Year Reflecting a Uniform UAL Rate for All Membership Classes and DROP*, dated December 5, 2019 (on file with the Senate Committee on Governmental Oversight and Accountability).

<sup>32</sup> Section 121.71(3), F.S.

After employer and employee contributions are placed into the FRS Contributions Clearing Trust Fund, the allocations under the investment plan are transferred to third-party administrators to be placed in the employee's individual investment accounts, whereas contributions under the pension plan are transferred into the FRS Trust Fund.<sup>33</sup>

### **III. Effect of Proposed Changes:**

The bill modifies the employer-paid contributions for FRS retirement benefits.

**Section 1** amends s. 121.71, F.S., to set the employer-paid contributions to the Florida Retirement System Trust Fund for each membership class of the FRS. The bill also updates the required employer retirement contribution rates for each membership class to address the unfunded actuarial liabilities.

**Section 2** provides findings that the bill fulfills an important state interest.

**Section 3** provides the bill takes effect July 1, 2020.

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

Article VII, s. 18(a) of the State Constitution provides that: "No county or municipality shall be bound by any general law requiring such county or municipality to spend funds...unless the legislature has determined that such law fulfills an important state interest and unless: ...the expenditure is required to comply with a law that applies to all persons similarly situated...."

This bill includes legislative findings that the bill fulfills important state interests, and the bill applies to all persons similarly situated (those employers participating in the Florida Retirement System), including state agencies, school boards, community colleges, counties, and municipalities.

#### **B. Public Records/Open Meetings Issues:**

None.

#### **C. Trust Funds Restrictions:**

None.

#### **D. State Tax or Fee Increases:**

This bill does not impose, authorize to impose, or raise a state tax or fee. Thus, the requirements of Art. III, s. 19 of the State Constitution are not applicable.

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<sup>33</sup> See ss. 121.4503 and 121.72(1), F.S.

**E. Other Constitutional Issues:**

None identified.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

The aggregate employer contributions anticipated to be paid into the Florida Retirement System Trust Fund in Fiscal Year 2020-2021 will increase by approximately \$404.5 million when compared to the employer contributions paid in Fiscal Year 2019-2020. The impacts by employer group for Fiscal Year 2020-2021 are noted below.

<b>Employer Group</b>	<b>Additional Contributions</b>
<b>State Agencies</b>	\$47.0 m
<b>Universities</b>	\$21.6 m
<b>Colleges</b>	\$18.6 m
<b>School Boards</b>	\$232.7 m
<b>Counties</b>	\$61.0 m
<b>Other</b>	\$23.6 m
<b>Total</b>	\$404.5 m

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 121.71 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By the Committee on Governmental Oversight and Accountability

585-02433-20

20207044\_\_

A bill to be entitled

An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

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

Section 1. Subsections (4) and (5) of section 121.71, Florida Statutes, are amended to read:

121.71 Uniform rates; process; calculations; levy.—

(4) Required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System for both retirement plans are as follows:

Percentage of  
Gross  
Compensation,  
Effective

Membership Class July 1, 2020 ~~2019~~

Regular Class 4.84% ~~3.19%~~

Special Risk Class 15.13% ~~12.61%~~

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

585-02433-20

20207044\_\_

Special Risk

Administrative

Support Class 9.89% ~~3.61%~~

Elected Officers' Class—

Legislators, Governor,

Lt. Governor,

Cabinet Officers,

State Attorneys,

Public Defenders 8.38% ~~6.67%~~

Elected Officers' Class—

Justices, Judges 13.31% ~~12.30%~~

Elected Officers' Class—

County Elected Officers 10.07% ~~8.73%~~

Senior Management Class 6.39% ~~4.60%~~

DROP 7.03% ~~4.68%~~

(5) In order to address unfunded actuarial liabilities of the system, the required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System for both retirement plans are as follows:

Percentage of  
Gross  
Compensation,

Membership Class

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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20207044\_\_

Effective  
July 1, 2020 ~~2019~~

Regular Class	<u>3.44%</u> <del>3.56%</del>
Special Risk Class	<u>7.60%</u> <del>11.15%</del>
Special Risk Administrative Support Class	<u>24.23%</u> <del>33.26%</del>
Elected Officers' Class-- Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	<u>48.81%</u> <del>47.64%</del>
Elected Officers' Class-- Justices, Judges	<u>24.70%</u> <del>27.98%</del>
Elected Officers' Class-- County Elected Officers	<u>37.39%</u> <del>38.37%</del>
Senior Management Service Class	<u>19.18%</u> <del>19.09%</del>

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

585-02433-20

20207044\_\_

DROP 8.29% ~~8.26%~~

Section 2. The Legislature finds that a proper and legitimate state purpose is served when employees, officers, and retirees of the state and its political subdivisions, and the dependents, survivors, and beneficiaries of such employees, officers, and retirees, are extended the basic protections afforded by governmental retirement systems. These persons must be provided benefits that are fair and adequate and that are managed, administered, and funded in an actuarially sound manner as required by s. 14, Article X of the State Constitution and part VII of chapter 112, Florida Statutes. Therefore, the Legislature determines and declares that this act fulfills an important state interest.

Section 3. This act shall take effect July 1, 2020.

Page 4 of 4

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SPB 2506

INTRODUCER: Appropriations Committee

SUBJECT: Correctional Medical Authority

DATE: February 6, 2020

REVISED: \_\_\_\_\_

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ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Howard	Kynoch		<b>AP Submitted as Comm. Bill/Fav</b>

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**I. Summary:**

SPB 2506 transfers the administrative authority for the Correctional Medical Authority from the Executive Office of the Governor to the Department of Health. The bill provides for a type two transfer, as defined in s. 20.06(02), Florida Statutes.

The Department of Health will provide administrative support services, including purchasing, personnel, general services, and budgetary matters.

The bill has a negative fiscal impact on the Department of Health. A transfer of six full-time equivalents (FTEs) and \$748,674 in recurring General Revenue from the Executive Office of the Governor to the Department of Health is needed to cover operating costs for the Correctional Medical Authority.

The bill takes effect July 1, 2020.

**II. Present Situation:**

Sections 945.601 through 945.6035, Florida Statutes, defines the Correctional Medical Authority (CMA), its membership, powers, and duties. The statutory purpose of the CMA is to assist in the delivery of health care services for inmates in the Department of Corrections (FDC) by:

- Advising the Secretary of Corrections on the professional conduct of primary, convalescent, dental, and mental health care and the management of costs consistent with quality care;
- Advising the Governor and the Legislature on the status of the FDC's health care delivery system; and
- Assuring that adequate standards of physical and mental health care for inmates are maintained at all Department of Corrections institutions.

The CMA primarily accomplishes these duties by conducting surveys of the physical and mental health care system at each correctional institution, reporting the survey findings to the FDC

Secretary, and monitoring the FDC's implementation of corrective actions that have been taken at each institution to address deficiencies.

## History

The Correctional Medical Authority (CMA) was created by the Legislature in 1986 and initially housed in the Department of Corrections,<sup>1</sup> while Florida's prison health care system was under the jurisdiction of the federal court as a result of litigation that began in 1972. *Costello v. Wainwright* (430 U.S. 57 (1977)) was a class-action lawsuit brought by inmates alleging that their constitutional rights had been violated by inadequate medical care, insufficient staffing, overcrowding, and poor sanitation. The Florida Legislature enacted legislation that created the CMA based on recommendations of a special master and court Monitor, appointed by the federal courts to ensure that an "independent medical authority, designed to perform the oversight and monitoring functions that the court had exercised" be established.<sup>2</sup> On July 1, 1997, the Correctional Medical Authority was assigned to the Department of Health.<sup>3</sup>

From 1986, the CMA carried out its mission to monitor and promote the delivery of cost-effective health care that met accepted community standards for Florida's inmates until losing its funding on July 1, 2011. During the 2011 Legislative Session, House Bill 5305 repealed statutes related to the CMA and funding for the agency, was eliminated. However, the Governor vetoed the bill<sup>4</sup> and requested that the agency's funding be restored. During the 2012 Regular Legislative Session, Senate Bill 1958 was passed and subsequently signed into law by the Governor. The bill transferred the CMA from the Department of Health to the Executive Office of the Governor.<sup>5</sup>

## Governing Board

Currently, the CMA is composed of a seven member Governing Board whose members are appointed by the Governor and confirmed by the Florida Senate for a term of four years.<sup>6</sup> One member must be a member of the Florida Hospital Association and one member must be a member of the Florida Medical Association. At least one member must be a physician licensed under chapter 458, F.S., and one member may be a physician licensed under chapter 458, F.S., or chapter 459, F.S. At least two other members must have had at least five years' experience in health care administration. At least one member must have at least five years' experience in the identification and treatment of mental disorders. At least one member must be a dentist licensed under chapter 466, F.S., and have at least five years' experience in the practice of dentistry, and at least one member must be a nurse licensed under part I of chapter 464, F.S., and have at least five years' experience in the practice of nursing. The board directs the activities of the CMA's staff.

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<sup>1</sup> Ch. 86-183, L.O.F.

<sup>2</sup> *Celestineo V. Singletary*. United States District Court. 30 Mar. 1993. Print.

<sup>3</sup> Ch. 97-237, L.O.F.

<sup>4</sup> Veto message HJ 8

<sup>5</sup> Ch. 2012-122, L.O.F.

<sup>6</sup> Section 945.602, F.S.



## Statutory Responsibilities

The CMA has the authority to:<sup>7</sup>

- Review and advise the FDC Secretary on cost containment measures the FDC could implement;
- Review and make recommendations regarding health care for the delivery of health care;
- Develop and recommend to the Governor and the Legislature an annual budget for all or part of the operation of the State of Florida prison health care system;
- Review and advise the FDC Secretary on contracts for quality management programs;
- Review and advise the FDC Secretary on minimum standards needed to ensure that an adequate physical and mental health care delivery system is maintained by the FDC;
- Review and advise the FDC Secretary on the sufficiency, adequacy, and effectiveness of the FDC's Office of Health Services' quality management program;
- Review and advise the FDC Secretary on the projected medical needs of the inmate population and the types of programs and resources required to meet such needs;
- Review and advise the FDC Secretary on the adequacy of preservice, in-service, and continuing medical education programs for all health care personnel and, if necessary, recommend changes to such programs;
- Identify and recommend to the FDC Secretary the professional incentives required to attract and retain qualified professional health care staff within the prison health care system;
- Coordinate the development of prospective payment arrangements as described in s. 408.50, F.S., when appropriate for the acquisition of inmate health care services;
- Review the FDC health services plan and advise the FDC Secretary on its implementation.
- Sue and be sued in its own name and plead and be impleaded;
- Make and execute agreements of lease, contracts, deeds, mortgages, notes, and other instruments necessary or convenient in the exercise of its powers and functions;
- Employ or contract with health care providers, medical personnel, management consultants, consulting engineers, architects, surveyors, attorneys, accountants, financial experts, and other such entities as may be necessary to carry out the mandates of the CMA and fix their compensation; and
- Recommend to the Legislature such performance and financial audits of the Office of Health Services in the FDC as the authority considers advisable.

The CMA is required to:

- Annually report to the Governor and the Legislature the status of the FDC's health care delivery system. The report must include, but is not limited to:<sup>8</sup>
  - Recommendations regarding cost containment measures the FDC could implement; and
  - Recommendations regarding performance and financial audits of FDC's Office of Health Services.
  - Conduct surveys of the physical and mental health care system at each correctional institution at least triennially and report the survey findings for each institution to the FDC Secretary, and monitor FDC's implementation of corrective actions that have been taken at each institution to address deficiencies.

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<sup>7</sup> 945.603, F.S.

<sup>8</sup> 945.6031, F.S.

- Appoint a medical review committee pursuant to s. 766.101, F.S., to provide oversight for the FDC's inmate health care quality management program, designate one of its members to serve on the FDC's medical review committee, and review amendments to the FDC's inmate health care quality management program prior to implementation.

### **Staffing and Appropriation**

Currently, the CMA staff consists of six full-time positions and utilizes independent contractors to complete triennial health care surveys at each of Florida's correctional institutions. Survey reports are followed by monitoring of corrective action plans by the CMA until the facilities are in compliance with accepted community standards.

Currently, the CMA's budget is appropriated from the General Revenue Fund and consists of \$494,530, in Salaries and Benefits, \$101,373 in Expenses, and \$152,771 in Contracted Services for a total budget of \$748,674.

### **III. Effect of Proposed Changes:**

The bill transfers the administrative authority for the Correctional Medical Authority from the Executive Office of the Governor to the Department of Health. The Department of Health will provide administrative support services, including purchasing, personnel, general services, and budgetary matters. This authority is not subject to control, supervision, or direction by the Department of Health.

This transfer includes all powers, duties, functions, records, offices, personnel, associated administrative support positions, property pending issues, existing contracts, administrative authority, and administrative rules relating to the State of Florida Correctional Medical Authority. The bill provides for a type two transfer as defined in s. 20.06(2).

This bill takes effect on July 1, 2020.

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

None.

#### **B. Public Records/Open Meetings Issues:**

None.

#### **C. Trust Funds Restrictions:**

None.

#### **D. State Tax or Fee Increases:**

None.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

A transfer of six positions and the existing base budget for the CMA will be needed from the Executive Office of the Governor to the Department of Health to continue the operations of the CMA. This includes \$494,530 from the Salaries and Benefits category, \$101,373 from the Expense category, and \$152,771 from the Contracted Services category.

The Department of Health will provide administrative support services, including purchasing, personnel, general services, and budgetary matters. The department can absorb the costs associated with providing these services from within existing resources.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

Rule-making authority is transferred to the Department of Health from the Executive Office of the Governor.

**VIII. Statutes Affected:**

This bill substantially amends section 945.602 of the Florida Statutes.

**IX. Additional Information:**

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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FOR CONSIDERATION By the Committee on Appropriations

576-02105-20

20202506pb

A bill to be entitled

An act relating to the Correctional Medical Authority; transferring the State of Florida Correctional Medical Authority from the Executive Office of the Governor to the Department of Health by a type two transfer; amending s. 945.602, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

Section 1. All powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues and existing contracts, administrative authority, and administrative rules relating to the State of Florida Correctional Medical Authority within the Executive Office of the Governor are transferred by a type two transfer, as defined in s. 20.06(2), Florida Statutes, to the Department of Health.

Section 2. Subsection (1) of section 945.602, Florida Statutes, is amended to read:

945.602 State of Florida Correctional Medical Authority; creation; members.—

(1) ~~There is created~~ The State of Florida Correctional Medical Authority ~~is created, which~~ For administrative purposes, the authority ~~is shall be~~ assigned to the Department of Health ~~Executive Office of the Governor~~. The governing board of the authority shall be composed of seven persons appointed by the Governor subject to confirmation by the Senate. One member must be a member of the Florida Hospital Association, and one

Page 1 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

576-02105-20

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member must be a member of the Florida Medical Association. The authority shall contract with the Department of Health ~~Executive Office of the Governor~~ for the provision of administrative support services, including purchasing, personnel, general services, and budgetary matters. The authority is not subject to control, supervision, or direction by the Department of Health ~~Executive Office of the Governor~~ or the Department of Corrections. The authority shall annually elect one member to serve as chair. Members shall be appointed for terms of 4 years each. Each member may continue to serve upon the expiration of his or her term until a successor is duly appointed as provided in this section. Before entering upon his or her duties, each member of the authority shall take and subscribe to the oath or affirmation required by the State Constitution.

Section 3. This act shall take effect July 1, 2020.

Page 2 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/SB 58

INTRODUCER: Health Policy Committee; and Senators Book, Harrell, Stewart, and others

SUBJECT: Prescription Drug Donation Repository Program

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Kibbey	Brown	HP	<b>Fav/CS</b>
2. Howard	Kidd	AHS	<b>Recommend: Favorable</b>
3. Howard	Kynoch	AP	<b>Favorable</b>

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/SB 58 creates the Prescription Drug Donation Repository Program (Program) within the Department of Health (DOH) to facilitate the donation and distribution of prescription drugs and supplies to eligible patients in the state. The Program:

- Enables Florida residents with valid prescriptions who are indigent, uninsured, or underinsured to receive donated prescription drugs and supplies under the Program;
- Specifies a list of entities that may donate prescription drugs or medical devices to the Program and establishes requirements that must be met before donations may be accepted;
- Limits dispensing of prescription drugs under the Program to persons who are licensed, registered, or otherwise permitted by state law;
- Provides procedures for inventorying, storing, dispensing, recalling, and destroying prescription drugs under the Program;
- Provides recordkeeping and reporting requirements for participating facilities;
- Requires the DOH to maintain and publish on its website registries of all participating facilities and available donated drugs and supplies;
- Authorizes the creation of a direct-support organization (DSO) to provide funding for the Program; and
- Requires the DOH to adopt rules necessary to implement the Program.

The bill authorizes the Governor to waive the patient eligibility requirements of the Program during a declared state of emergency.

The DOH will experience an increase in workload to administer the program; however, these costs may be absorbed through funding collected by the DSO in support of the program. The projected increased costs to the DOH total \$483,671, which includes five new positions to support the program.

The bill is effective on July 1, 2020.

## **II. Present Situation:**

### **State Prescription Drug Donation and Reuse Programs**

State prescription drug donation and reuse programs have been in effect since 1997.<sup>1</sup> Such drug donation and reuse programs permit unused prescription or non-prescription drugs to be donated and re-dispensed to patients within certain federal guidelines. Currently, 38 states have passed laws authorizing such programs; however, not all of these states have operationalized their programs.<sup>2</sup>

Pharmaceutical donation and reuse programs involve the voluntary collection and re-distribution of donated, unused prescription and non-prescription drugs from participating donors to eligible patients. States vary in the types of drugs and supplies that are accepted, the number and types of sites that are considered eligible locations where donors may deposit donations, participant eligibility requirements, and the dispensing fees for the donated drugs. Generally, the donated drugs are not controlled substances. Some programs, such as Florida's, are limited to only cancer treatment drugs. Twelve other states besides Florida – Colorado, Kentucky, Michigan, Minnesota, Montana, Nebraska, Nevada, Ohio, Pennsylvania, Utah, Washington, and Wisconsin – have prescription drug donation and reuse programs limited to cancer treatment drugs only.

Pharmacies, charitable clinics, and hospitals are locations where such donations are accepted. In Florida's Cancer Drug Donation Program,<sup>3</sup> only Class II hospital pharmacies that elect or volunteer to participate are eligible to accept donations of cancer drugs from designated individuals or entities.<sup>4</sup>

Individuals receiving donated drugs may be required to meet certain eligibility requirements beyond a cancer diagnosis to participate in the donation program such as proof of state residency (Minnesota), lack of access to other insurance coverage, or Medicaid ineligibility (Florida). Dispensing fees are set based on a maximum relative threshold above the Medicaid dispensing fee or capped at an absolute dollar amount that typically ranges from \$10 to \$15.

The statutory provisions of many pharmaceutical donation programs have several common requirements:

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<sup>1</sup> National Conference of State Legislatures, *State Prescription Drug Return, Reuse and Recycling Laws* (As of Oct. 1, 2018), <http://www.ncsl.org/research/health/state-prescription-drug-return-reuse-and-recycling.aspx> (last visited: Oct. 7, 2019).

<sup>2</sup> *Supra* note 1.

<sup>3</sup> Section 499.029, F.S.

<sup>4</sup> *See* s. 465.019, F.S. Class II institutional pharmacies are those institutional pharmacies that employ the services of a registered pharmacist or pharmacists who, in practicing institutional pharmacy, provide dispensing and consulting services on the premises to the patients of that institution, for use on the premises of that institution.

- No controlled substances are accepted as donations;
- No adulterated or misbranded medications are allowed;
- All donated pharmaceuticals must be checked by a pharmacist prior to being dispensed;
- Pharmaceuticals must not be expired;
- All pharmaceuticals must be unopened and in original, sealed, tamper-evident packaging; and
- Liability protection is assured for both donors and recipients.<sup>5</sup>

Most states permit the donation of any non-controlled substance to a designated medical facility, clinic, or pharmacy that has elected to participate in the program. Currently, 15 states allow a non-institutional donor to donate prescription drugs to a donation program under varying degrees of quality control.<sup>6</sup> Twenty other states have operational repository programs – either cancer drug programs or broader collection programs – including states such as Iowa, which has served over 71,000 patients and re-distributed \$17.7 million in donated prescriptions and supplies since 2007.<sup>7</sup>

The Iowa program is limited to residents with incomes at or below 200 percent of the federal poverty level (FPL), or \$51,500 for a family of four under the 2019 guidelines,<sup>8</sup> who are uninsured or underinsured, and are eligible to receive the donated medications and supplies.<sup>9</sup> The Iowa program accepts donations from any organization or individual in the country with the medication provided in its sealed or original sealed container or in tamper-resistant packaging. Any pharmacy or medical facility with authorization to dispense under Iowa administrative rules may re-dispense the donated medication or supplies.<sup>10</sup>

Wyoming also has a long-running Medication Donation Program. The state's program filled over 150,000 prescriptions since its inception in 2007 and provided more than \$2.4 million worth of donated prescriptions in 2016.<sup>11</sup> A recipient must be a Wyoming resident, have an income under 200 percent of the FPL, and be without prescription insurance or Medicaid coverage. Prescriptions are mailed to the recipient at no cost to the patient; however, neither controlled substances nor refrigerated prescriptions are covered in the program.<sup>12</sup>

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<sup>5</sup> *Supra* note 1.

<sup>6</sup> *Supra* note 1.

<sup>7</sup> *Supra* note 1.

<sup>8</sup> U.S. Department of Health and Human Services, *U.S. Federal Poverty Guidelines Used to Determine Financial Eligibility for Certain Federal Programs (Effective January 11, 2019)*, <https://aspe.hhs.gov/poverty-guidelines> (last visited Oct. 7, 2019).

<sup>9</sup> Iowa Department of Public Health, *SafeNetRx Program*, <https://idph.iowa.gov/ohds/rural-health-primary-care/repository>, (last visited Oct. 7, 2019).

<sup>10</sup> *Id.*

<sup>11</sup> Wyoming Department of Health, *Wyoming Medication Donation Program*, <https://health.wyo.gov/healthcarefin/medicationdonation/> (last visited: Oct. 7, 2019).

<sup>12</sup> Wyoming Department of Health, *Wyoming Medication Donation Program*, <https://health.wyo.gov/healthcarefin/medicationdonation/application-and-eligibility/> (last visited: Oct. 7, 2019).



## Florida Cancer Drug Donation Program

The Florida Cancer Drug Donation Program (CDDP) was created in 2006<sup>13</sup> and is administratively housed within the Florida Department of Business and Professional Regulation (DBPR). The CDDP allows eligible donors to donate cancer drugs and related supplies to participating facilities that may dispense the donations to eligible cancer patients. The hospital pharmacies accept donations of cancer drugs and supplies from drug manufacturers and wholesalers; health care facilities, including nursing home facilities, hospices, or hospitals with a closed drug delivery system; or pharmacies, medical device manufacturers, or suppliers; and patients or their representatives.<sup>14</sup> However, all donations to the CDDP must be maintained in a closed drug delivery system.<sup>15</sup>

Eligible participating facilities are limited to only those Florida hospital pharmacies with a Class II institutional pharmacy permit.<sup>16</sup> These pharmacies participate on a voluntary basis and must agree to accept, inspect, and dispense the donated drugs to the eligible patients in accordance with the statute. The DBPR is required to establish and maintain a participant facility registry for the CDDP. The law provides the content for the registry and a requirement for a website posting. Currently, the following 15 hospital pharmacies participate in the CDDP.

<b>Cancer Drug Donation Program Participants<sup>17</sup>:</b>	
<b>Health Care Facility</b>	<b>Location</b>
Moffitt Cancer Center	Tampa
Shands Hospital at the University of Florida	Gainesville
Sacred Heart Health	Pensacola
Halifax Medical Center	Daytona Beach
Jackson Memorial Hospital	Miami
Adventist Health System/Sunbelt Health Care	Celebration
Indian River Medical Center	Vero Beach
Tallahassee Memorial	Tallahassee
Baptist Medical Center	Jacksonville
Lower Keys Medical Center	Key West
Sun City Hospital, Inc.	Sun City Center
Mt. Sinai Medical Center	Miami Beach
Healthsouth Rehabilitation Hospital of Spring Hill	Brooksville
Baptist Hospital of Miami	Kendall
Palm Bay Hospital	Palm Beach

Florida's recipient eligibility requirements limit participation to Florida residents who:

<sup>13</sup> Chapter 2006-310, Laws of Fla. (creating s. 499.029, effective July 1, 2006). It was originally created within the Department of Health, but was part of a programmatic transfer by the 2010 Legislature to the DBPR effective October 1, 2011.

<sup>14</sup> Section 499.029(3)(c), F.S.

<sup>15</sup> Section 499.029(3)(b), F.S. A "closed drug delivery system" means a system in which the actual control of the unit-dose medication package is maintained by the facility rather than by the individual patient.

<sup>16</sup> Section 499.029(3)(e), F.S.

<sup>17</sup> Florida Department of Business and Professional Regulation, *Cancer Drug Donation Program Participation Report*, <http://www.myfloridalicense.com/DBPR/drugs-devices-and-cosmetics/cancer-drug-donation-program/> (last visited Oct. 7, 2019).

- Have been diagnosed with cancer; and
- Are ineligible for the Medicaid program, or any other prescription drug program funded in whole or in part by the federal government, or do not have third party insurance unless the benefits have been exhausted or a certain cancer drug is not covered.<sup>18</sup>

Donated drugs may only be prescribed by a licensed practitioner and dispensed by a licensed pharmacist to an eligible patient.<sup>19</sup> Dispensed drugs and supplies under the CDDP are not eligible for reimbursement by third parties, either public or private. However, the facility may charge the recipient of the donated drug a handling fee of no more than 300 percent of the Medicaid dispensing fee or no more than \$15, whichever is less, for each cancer drug that is dispensed.<sup>20</sup>

The Division of Drugs, Devices, and Cosmetics within the DBPR does not maintain a list of available donated medications on its website. The DBPR also does not require the participating facilities to report the medications that are available for re-dispensing in the CDDP or the number of donated drugs that have been administered.<sup>21</sup> A facility is required to maintain its own data for three years.<sup>22</sup>

The CDDP site will only accept drugs if:

- The donation is accompanied by a Program Donation and Destruction Record Form;
- The donation occurs at least six months before the drug's expiration date;
- The donated drug is in the original, unopened tamper-evident unit dose packaging;
- The drug must not be adulterated, misbranded, or mislabeled;
- The donated drug was maintained by a health care facility; and
- The drug is not a substance listed on Schedule II, III, IV, or V of s. 893.03, F.S.<sup>23</sup>

A donor or a participant in the CDDP who acts with reasonable care in donating, accepting, distributing, or dispensing prescription drugs or supplies is immune from civil or criminal liability or professional disciplinary action for any kind of injury, death, or loss relating to such activities.<sup>24</sup>

### ***Regulation of Pharmacy***

The DBPR is the state agency charged with the regulation and licensure of businesses and certain professions.<sup>25</sup> Under ch. 499, F.S., the Division of Drugs, Devices, and Cosmetics safeguards the health, safety, and welfare of the state's citizens from injury due to the use of adulterated, contaminated, and misbranded drugs, drug ingredients and cosmetics. The Division oversees: the CDDP; issuance and regulation of licensure and permits for drug manufacturers, wholesalers,

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<sup>18</sup> Rule 61N-1.026(1), F.A.C.

<sup>19</sup> Section 499.029(5), F.S.

<sup>20</sup> Section 409.029(7)(b), F.S. and Rule 61N-1.026(5), F.A.C.

<sup>21</sup> Email correspondence from the Department of Business and Professional Regulation (Jan. 31, 2019) (on file with the Senate Committee on Health Policy).

<sup>22</sup> *Id.*

<sup>23</sup> See Rule 61N-1.026(6), F.A.C. and Florida Department of Business and Professional Regulation, *Florida Cancer Drug Donation Program Brochure*, <http://www.myfloridalicense.com/dbpr/ddc/documents/CDDP.Brochure.pdf> (last viewed: Oct. 8, 2019).

<sup>24</sup> Section 409.029(11), F.S.

<sup>25</sup> Section 20.165, F.S.

and distributors; controlled substance reporting requirements for certain wholesale distributors; issuance and regulation of other permits and licenses; and the Drug Wholesale Distributor Advisory Council.<sup>26</sup>

The Florida Drug and Cosmetic Act (Act) is codified as ss. 499.001 - 499.094, F.S. The Act provides uniform legislation to be practicably administered in conformity with regulations issued under the authority of, the federal Food, Drug, and Cosmetic Act and the portion of the Federal Trade Commission Act that expressly prohibits the false advertisement of drugs, devices, and cosmetics. The Act provides definitions for what is considered a device, a drug, and, specifically, a prescription drug.<sup>27</sup>

Chapter 465, F.S., assigns regulation of the practice of pharmacy to the Board of Pharmacy in the DOH. Section 465.019(2)(b), F.S., provides requirements for institutional pharmacies. “Class II institutional pharmacies” are those institutional pharmacies that employ the services of a registered pharmacist or pharmacists who, in practicing institutional pharmacy, provide dispensing and consulting services on the premises to patients of that institution for use on the premises of that institution.

Section 465.015(2)(c), F.S., makes it unlawful for a pharmacist to sell or dispense medicinal drugs without first being furnished a prescription. Section 465.016(1)(l), F.S., prohibits a pharmacist from placing into stock any part of any prescription compounded or dispensed which is returned by the patient. Additionally, the Board of Pharmacy adopted an administrative rule that prohibits a pharmacist from placing into the stock of any pharmacy any part of any prescription compounded or dispensed, which is returned by a patient, except as specified in the Board of Pharmacy rules.<sup>28</sup>

There is an exception for a closed drug delivery system in which unit dose or customized patient medication packages are dispensed to individuals who are admitted as inpatients<sup>29</sup> to a hospital. The unused medication may be returned to the pharmacy for re-dispensing only if each unit dose or customized patient medication package is individually sealed and if each unit dose or the unit dose system – or the customized patient medication package container or the customized patient medication package unit of which it is clearly a part – is labeled with the name of the drug, dosage strength, manufacturer’s control number, and expiration date, if any. In the case of controlled substances, such drugs may only be returned as permitted under federal law.<sup>30</sup>

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<sup>26</sup> Department of Business and Professional Regulation, *Division of Drugs, Devices, and Cosmetics*, <http://www.myfloridalicense.com/DBPR/drugs-devices-and-cosmetics/> (last visited Oct. 8, 2019).

<sup>27</sup> A “prescription drug” under s. 499.003(40) is defined as a “prescription, medicinal, or legend drug, including, but not limited to, finished dosage forms or active ingredients subject to, defined by, or described by, s. 503(b) of the federal act or s. 465.003(8), s. 499.007(13), subsection (31), or subsection (47), except that an active pharmaceutical ingredient is a prescription drug only if substantially all finished dosage forms in which it may be lawfully dispensed or administered in this state are also prescription drugs.

<sup>28</sup> Rule 64B16-28.118(2), F.A.C.

<sup>29</sup> Generally, an inpatient is an individual who is admitted to the hospital by a licensed physician or dentist with the expectation that the recipient will stay in excess of 24 hours and occupy an inpatient bed. *See* Agency for Health Care Administration, *Florida Medicaid –Inpatient Hospital Services Coverage Policy* (July 2016), [http://ahca.myflorida.com/medicaid/review/specific\\_policy.shtml](http://ahca.myflorida.com/medicaid/review/specific_policy.shtml) (last visited: Oct. 8, 2019).

<sup>30</sup> Rule 64B16-28-118(2), F.A.C.

A “closed drug delivery system” means a system in which control of the unit-dose medication is maintained by the facility rather than by the individual patient. A “unit dose system” means a system in which all the individually sealed unit doses are physically connected as a unit.<sup>31</sup>

For nursing facility residents, s. 400.141(1)(d), F.S., requires a pharmacist licensed in Florida who is under contract with a nursing home, to repackage a resident’s bulk prescription medication that has been packaged by another pharmacist, into a unit-dose system compatible with the system used by the nursing facility, if requested by the facility. In order to be eligible for the repackaging service, the resident or the resident’s spouse’s prescription medication benefits must be covered through a former employer as part of his or her retirement benefits, a qualified pension plan as specified in s. 4972 of the Internal Revenue Code, a federal retirement program as specified under 5 C.F.R. part 831, or a long-term care policy as defined under specified state law. A pharmacist who correctly repackages and relabels the medication, and the nursing home that correctly administers the repackaged medication, cannot be held liable in any civil or administrative action arising from the repackaging. The pharmacist may charge a reasonable fee for costs of the repackaging.

A nursing home typically has a Class I institutional permit. This permit authorizes the nursing home to have patient-specific medications that have already been dispensed to the resident. Prescription drugs may not be dispensed in a Class I pharmacy.<sup>32</sup>

## **Federal Law and Regulations**

### ***Controlled Substances Act***

The federal Controlled Substances Act (CSA) was enacted by Congress in 1970 and codified as 21 U.S.C. §801, et seq. The CSA regulates the manufacture and distribution of controlled substances in the United States. The federal Drug Enforcement Agency (DEA) is responsible for the enforcement of the CSA.

The CSA categorizes drugs into five “schedules” based on their potential for abuse and safety or dependence liability.<sup>33</sup> The CSA provides for specific dispensing requirements for controlled substances, including written prescriptions, retention requirements, and refill restrictions, depending on the drug’s schedule.<sup>34</sup> Prescriptions must also meet specific labeling and packaging

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<sup>31</sup> Rule 64B16-28-118(1), F.A.C.

<sup>32</sup> Section 465.019(2)(a), F.S.

<sup>33</sup> U.S. Department of Justice, Diversion Control Division, *Controlled Substance Security Manual*, [https://www.deadiversion.usdoj.gov/pubs/manuals/sec/app\\_law.htm](https://www.deadiversion.usdoj.gov/pubs/manuals/sec/app_law.htm) (last visited Oct. 8, 2019). Drugs classified as Schedule I are those that are considered to have no medical use in the United States and have a high abuse potential and include drugs such as heroin, LSD, and marijuana. Schedule II substances have a high abuse potential with severe psychological or physical dependency, but have accepted medical use. Examples of Schedule II drugs include opium, morphine, codeine, and oxycodone. Schedule III drugs have an abuse potential and dependency liability less than Schedule II with an accepted medical use. Schedule III drugs may also contain limited quantities of certain narcotic and non-narcotic drugs. Schedule IV drugs have an abuse potential and dependency liability less than those drugs in Schedule III and have an accepted medical use and include drugs such as Valium, Xanax, and Darvon. The drugs in the fifth and final schedule, Schedule V, have an abuse potential less than those listed in Schedule IV, have an accepted medical use, and are often available without a prescription, including some for antitussive and antidiarrheal purposes.

<sup>34</sup> 21 U.S.C. §829 and 21 CFR §§1306.21 and 1306.22.

requirements. For Schedule II, III, and IV drugs, the label must clearly contain a warning that it is a crime to transfer the drug to any person other than the patient.<sup>35</sup>

The CSA permits the delivery of controlled substances by an “ultimate user,”<sup>36</sup> who has lawfully obtained the drug, to a designated covered entity for disposal and destruction such as through a prescription drug take-back program.<sup>37</sup> An authorized covered entity is defined in federal law as:

- A specified law enforcement agency;
- A manufacturer, distributor, or reverse distributor of prescription medications;
- A retail pharmacy;
- A registered narcotic treatment program;
- A hospital or clinic with an onsite pharmacy;
- An eligible long-term care facility; or
- Any other entity authorized by the DEA to dispose of prescription medications.<sup>38</sup>

The last National Prescription Take Back Day sponsored by the DEA resulted in more than 937,443 pounds of expired, unused, and unwanted prescription drugs returned at 6,258 sites on April 27, 2019, of which 35,775 pounds were collected at 204 Florida sites.<sup>39</sup> The goal of the take-back program is to prevent the diversion of unwanted drugs to misuse and abuse and to avoid the potential safety hazard of drugs flushed into wastewater, sewage, or septic tank systems.<sup>40</sup>

### **Citizen-Support Organizations and Direct-Support Organizations**

Citizen-support organizations (CSOs) and direct-support organization (DSOs) are statutorily created non-profit organizations<sup>41</sup> authorized to carry out specific tasks in support of public entities or public causes.<sup>42</sup> The function and purpose of a CSO or DSO are prescribed by an enacting statute and a written contract with the governmental agency the CSO or DSO supports.<sup>43</sup>

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<sup>35</sup> 21 U.S.C. §825.

<sup>36</sup> An “ultimate user” is defined under 21 U.S.C. 802(27), as the person who has lawfully obtained, and who possesses, a controlled substance for his own use or the use of a member of his household or for an animal owned by him or by a member of his household.

<sup>37</sup> 21 U.S.C. 822a.

<sup>38</sup> *Id.*

<sup>39</sup> Drug Enforcement Administration, *17th National Take Back Day Collection Results* (April 27, 2019) [https://www.deadiversion.usdoj.gov/drug\\_disposal/takeback/](https://www.deadiversion.usdoj.gov/drug_disposal/takeback/) (last visited Oct. 8, 2019).

<sup>40</sup> *Id.*

<sup>41</sup> Chapter 617, F.S.

<sup>42</sup> *E.g.*, ss. 1009.983 and 413.0111, F.S.

<sup>43</sup> See ss. 14.29(9)(a), 16.616(1), and 258.015(1), F.S. See also Rules of the Florida Auditor General, Audits of Certain Nonprofit Organizations (effective June 30, 2019), available at [https://flauditor.gov/pages/pdf\\_files/10\\_700.pdf](https://flauditor.gov/pages/pdf_files/10_700.pdf) (last visited: Oct. 8, 2019).

### ***CSO and DSO Transparency and Reporting Requirements***

In 2014, the Legislature created s. 20.058, F.S., establishing a comprehensive set of transparency and reporting requirements for CSOs and DSOs.<sup>44</sup> The law requires each CSO and DSO to annually submit the following information to the appropriate agency by August 1:<sup>45</sup>

- The name, mailing address, telephone number, and website address of the organization;
- The statutory authority or executive order that created the organization;
- A brief description of the mission of, and results obtained by, the organization;
- A brief description of the organization's plans for the next three fiscal years;
- A copy of the organization's ethics code; and
- A copy of the organization's most recent Internal Revenue Service (IRS) Form 990.<sup>46</sup>

Each governmental agency receiving information from a CSO or DSO pursuant to law must make such information available to the public through the agency's website.<sup>47</sup> If the organization maintains a website, the agency's website must provide a link to the organization's website.<sup>48</sup>

Any contract between an agency and a CSO or DSO must be contingent upon the CSO or DSO submitting and posting the required information to the agency as specified in law.<sup>49</sup> If a CSO or DSO fails to submit the required information to the agency for two consecutive years, the agency head must terminate any contract between the agency and the CSO or DSO.<sup>50</sup>

By August 15 of each year, the agency must report to the Governor, President of the Senate, Speaker of the House of Representatives, and the Office of Program Policy Analysis and Government Accountability (OPPAGA) the information submitted by each CSO or DSO along with the agency's recommendation and supporting rationale to continue, terminate, or modify the agency's association with the CSO or DSO.<sup>51</sup>

Any law creating, or authorizing the creation of, a CSO or DSO must provide that the authorization for the organization repeals on October 1 of the 5th year after enactment, unless reviewed and reenacted by the Legislature. CSOs and DSOs in existence prior to July 1, 2014, must have been reviewed by the Legislature by July 1, 2019.<sup>52</sup>

### ***CSO and DSO Audit Requirements***

Section 215.981, F.S., requires each CSO and DSO with annual expenditures in excess of \$100,000 to provide for an annual financial audit of its accounts and records.<sup>53</sup> An independent certified public accountant in accordance with rules adopted by the Auditor General must

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<sup>44</sup> Section 3, ch. 2014-96, L.O.F.

<sup>45</sup> Section 20.058(1), F.S.

<sup>46</sup> The IRS Form 990 is an annual information return required to be filed with the IRS by most organizations exempt from federal income tax under 26 U.S.C. 501. 26 C.F.R. 1.6033-2.

<sup>47</sup> Section 20.058(2), F.S.

<sup>48</sup> *Id.*

<sup>49</sup> Section 20.058(4), F.S.

<sup>50</sup> *Id.*

<sup>51</sup> *Id.* at (3).

<sup>52</sup> *Id.* at (5).

<sup>53</sup> The independent audit requirement does not apply to a CSO or DSO for a university, district board of trustees of a community college, or district school board. Additionally, the expenditure threshold for an independent audit is \$300,000 for a CSO or DSO for the Department of Environmental Protection and the Department of Agriculture and Consumer Services.

conduct the audit. The audit report must be submitted within nine months after the end of the fiscal year to the Auditor General and to the governmental agency the CSO or DSO supports.<sup>54</sup> Additionally, the Auditor General may, pursuant to his or her own authority, or at the direction of the Legislative Auditing Committee, conduct audits or other engagements of a CSO's or DSO's accounts and records.<sup>55</sup>

### ***CSO and DSO Ethics Code Requirement***

Section 112.3251, F.S., requires a CSO or DSO to adopt a code of ethics. The code of ethics must contain the specified standards of conduct and disclosures provided in ss. 112.313 and 112.3143(2), F.S.<sup>56</sup> A CSO or DSO may adopt additional or more stringent standards of conduct and disclosure requirements and must post its code of ethics on its website.<sup>57</sup>

### **Governor's Executive Powers**

During a declared state of emergency, the Governor has extensive authority to act as he or she deems necessary. Section 252.36(1), F.S., provides, in part, that "in the event of an emergency beyond local control, the Governor...may assume" or delegate "direct operational control over all or any part of the emergency management functions within this state..."

In addition, the Governor may "issue executive orders, proclamations, and rules" which "shall have the force and effect of law." Section 252.36(5), F.S., specifically authorizes the Governor to use all resources of the state government and of each political subdivision of the state as reasonably necessary to cope with the emergency.

The Governor is also directed to "take such action and give such direction to state and local law enforcement officers," and state health officials as may be "reasonable and necessary" to secure compliance with the State Emergency Management Act and the Florida Hazardous Materials Emergency Response and Community Right-To-Know Act in ch. 252, F.S.

A declared State of Emergency is limited to 60 days unless renewed by the Governor or terminated by the Legislature.

### **III. Effect of Proposed Changes:**

**Section 1** creates s. 465.1902, F.S., to establish the Prescription Drug Donation Repository Program (Program) within the Department of Health (DOH). The purpose of the Program is to authorize and facilitate the donation and distribution of prescription drugs and supplies to eligible patients through a system of local and centralized repositories. The DOH may contract with a third party to implement and administer the Program.

The bill authorizes the following individuals or entities to donate prescription drugs and supplies:

- Nursing home facilities with closed drug delivery systems;

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<sup>54</sup> Section 215.981(1), F.S.

<sup>55</sup> Section 11.45(3), F.S.

<sup>56</sup> Some of the standards of conduct and disclosures in ss. 112.313 and 112.3143(2), F.S., include misuse of public position, solicitation or acceptance of gifts, unauthorized compensation, and voting conflicts.

<sup>57</sup> Section 112.3251, F.S.



- Hospices that have maintained control of a patient's prescription drugs;
- Hospitals with closed drug delivery systems;
- Pharmacies;
- Drug manufacturers or wholesale distributors;
- Medical device manufacturers or suppliers; and
- Prescribing individuals who receive prescription drugs or supplies directly from a drug manufacturer, wholesale distributor, or pharmacy.

The bill provides that prescription drugs and supplies donated by a patient, a patient's legal representative, or a patient's next of kin are exempt from one, non-applicable safety provision that applies to other donations; however, these donations are subject to all applicable safety and storage requirements of the Program.

The bill authorizes prescription drugs to be donated at the discretion of the centralized repository or a local repository if the drug:

- Is approved for medical use in the United States;
- Does not include a substance listed in Schedule II, Schedule III, Schedule IV, or Schedule V of s. 893.03, F.S.;
- Is in its original sealed and tamper-evident packaging and does not have any physical signs of tampering or adulteration;
- Requires storage at normal room temperature per the manufacturer or the United States Pharmacopeia;<sup>58</sup>
- Has been stored according to manufacturer or United States Pharmacopeia storage requirements;
- Will not expire within three months after the donation is made and the drug's packaging contains a lot number and expiration date of the drug;
- Is not eligible for return to the Medicaid program for restocking; and
- Is not subject to a Federal Food and Drug Administration Risk Evaluation and Mitigation Strategy with Elements to Assure Safe Use.<sup>59</sup>

The bill requires that prescription drugs or supplies must be donated at a repository and prohibits the use of a drop box and donation to a specific patient. Repositories must destroy any donated drug not eligible for dispensing and make a record of the destruction on a form developed by the DOH.

The bill requires a licensed pharmacist employed by, or under contract with a repository to inspect all donated prescription drugs and supplies to determine whether they are eligible for donation under the Program, have been adulterated or misbranded, and are safe and suitable for dispensing. The pharmacist must sign an inspection record affirming the eligibility of the

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<sup>58</sup> The United States Pharmacopeia is a compendium of drug information published annually by the United States Pharmacopeial Convention.

<sup>59</sup> The Federal Food and Drug Administration requires drugs with serious safety concerns to have a Risk Evaluation and Mitigation Strategy in place to avoid adverse incidents. See U.S. Food & Drug Administration, *Risk Evaluation and Mitigation Strategies*, <https://www.fda.gov/drugs/drug-safety-and-availability/risk-evaluation-and-mitigation-strategies-rem> (last visited: Oct. 9, 2019).



prescription drug or supply and attach the form to the inventory record. The pharmacist is not required to re-inspect the prescription drug if the inspected drugs are redistributed to another repository under the Program.

The bill requires repositories to store all donated prescription drugs and supplies in a secure storage area, separate from non-donated inventory, and under the environmental conditions required by the manufacturer or the U.S. Pharmacopeia. Repositories must quarantine donated drugs and supplies from dispensing inventory until they have been inspected and approved for dispensing by the pharmacist.

The bill requires local repositories to maintain an inventory of all donated prescription drugs and supplies they receive and to notify the centralized repository within five days of receipt. The centralized repository must maintain an inventory of all prescription drugs and supplies donated to the Program, including donations made at local repositories. The centralized repository may redistribute prescription drugs and supplies to local repositories to facilitate dispensing as needed throughout the state.

The bill makes participation in the Program voluntary and requires an eligible entity to notify the DOH of its intent to participate before accepting or dispensing any prescription drugs or supplies under the Program. The DOH shall establish in rule a form for such notification, to include, at a minimum:

- The name, street address, website, and telephone number of the local repository, and any state-issued license or registration number issued to the local repository, including the name of the issuing agency;
- The name and telephone number of the pharmacist employed by, or under contract with, the local repository responsible for the inspection of donated prescription drugs and supplies; and
- A statement signed and dated by the responsible pharmacist affirming that the local repository meets the eligibility requirements.

An eligible patient wishing to receive drugs or supplies under the Program may contact a local repository and submit an intake collection form. The form, to be created by the DOH in rule, must include, at a minimum:

- The name, street address, and telephone number of the eligible patient;
- The specific basis for eligibility, which must be indigent, uninsured, or underinsured, as defined in the Program;<sup>60</sup> and
- A statement signed and dated by the eligible patient affirming that he or she meets the eligibility requirements of the Program.

The bill requires local repositories to collect an executed intake form from each eligible patient receiving drugs or supplies under the Program. Upon receiving a duly executed intake form, the local repository must issue the eligible patient an identification card that is valid for up to one

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<sup>60</sup> The bill defines “indigent” as persons with an income below 200 percent of the federal poverty level, “uninsured” as persons who have no third-party insurance and are not eligible under Medicaid or any other federal program, and “underinsured” as persons who have third-party insurance or are eligible under Medicaid or other federal program, but have exhausted these benefits or do not have prescription drug coverage for the drug prescribed.

year. Local repositories must send a summary of the intake collection form data to the centralized repository within five days of receipt.

The bill permits licensed pharmacists and those health care practitioners already authorized by law to dispense prescription drugs and supplies in Florida to do so under the Program. Prior to dispensing a prescription drug or supply to an eligible patient, the dispenser must:

- Verify that the patient is eligible to receive donations under the Program, either through a Program identification card or a duly executed intake collection form; and
- Inspect the donated prescription drug or supply to confirm it is still eligible for dispensing under the Program.

The bill prohibits repositories from reselling drugs, submitting claims, or otherwise seeking reimbursement from any public or private third-party payer for donated drugs or supplies dispensed under the Program. However, the dispensing facility may charge a nominal handling fee to be determined by the DOH in rule.

In the event of a prescription drug recall, the bill requires a local or centralized repository to:

- Have an established protocol to notify recipients of the drug;
- Destroy all of the recalled or expired prescription drugs in the repository; and
- Complete a destruction information form for all donated prescription drugs that were destroyed.

The bill requires local repositories to maintain records of all prescription drugs and supplies accepted, donated, dispensed, distributed, or destroyed under the Program. Local repositories must submit these records quarterly to the centralized repository for data collection and the centralized repository must submit these records and the collected data in annual reports to the DOH.

The bill requires the DOH to maintain a registry on its website of all available drugs and supplies, including the name, strength, available quantity, and expiration date of each drug and supply, as well as the contact information for the repositories where it is available. The DOH is required to maintain a registry on its website of all participating local repositories, to include each repository's name, address, website, and telephone number.

The bill grants immunity from civil or criminal liability, and professional disciplinary actions, to a donor or participant relating to activities under the Program. Additionally, a pharmaceutical manufacturer who exercises reasonable care is not liable for any claim or injury arising from the transfer of prescription drugs under the Program.

The bill requires that, before a donated drug may be dispensed, the dispenser must provide written notification to the patient, or his or her legal representative:

- That the drug was donated to the Program;
- That the dispenser is not liable for any injury, death, or loss related to the dispensing of the drug; and
- Of any nominal handling fee.

The bill authorizes the DOH to establish a direct-support organization (DSO) to provide assistance, funding, and promotional support for the activities authorized for the Program. The DSO is repealed on October 1, 2025, unless reviewed and saved from repeal by the Legislature.

The bill provides rulemaking authority to the DOH to administer the Program and establish the DSO.

**Section 2** amends s. 252.36(5), F.S., to allow the Governor to waive the patient eligibility requirements of the Program during a declared state of emergency.

**Section 3** provides an effective date of July 1, 2020.

#### **IV. Constitutional Issues:**

##### **A. Municipality/County Mandates Restrictions:**

None.

##### **B. Public Records/Open Meetings Issues:**

This bill includes the issuance of an identification card to eligible patients who participate in the Program. These individuals are required to submit intake forms to a local repository to determine their eligibility for the Program. Eligibility is based on income and sensitive medical information. The local repository must send a summary of each intake form to the centralized pharmacy. It is not clear if that information would then be stored by the Department of Health, the repositories, or any contracted vendor if a contract is established.

The bill does not address how patient identification information collected during the medication donation process will be handled, or if any of the patient medical information not otherwise protected by other statutes, such as the Health Insurance Portability and Accountability Act of 1996 (HIPAA),<sup>61</sup> could be subject to a public records release request since the bill does not have a companion public records exemption bill. If records are subject to a public records release, it may impact participation in the Program.

##### **C. Trust Funds Restrictions:**

None.

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<sup>61</sup> The Health Insurance Accountability and Portability Act of 1996 or HIPAA, Public Law 104-191, was enacted to address concerns about both the effectiveness and the security of health care data. HIPAA required the federal Department of Health and Human Services to adopt rules relating to national standards for electronic health transactions, health care privacy and security, and health care clearinghouses. The privacy rule component of HIPAA sets standards for the use and disclosure of individuals' health care information, specifically what was protected, who was protected, how it was protected, and how it could be released and used. *See* Health Information Privacy, *HIPAA for Professionals*, <https://www.hhs.gov/hipaa/for-professionals/index.html> (last visited: Oct. 7, 2019).

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Facilities participating in the program as repositories may incur costs associated with collecting, storing, and re-dispensing donated prescription drugs. Those same facilities may enjoy cost savings to the extent their patients might receive needed drugs or supplies on a more timely basis. Without such donations, some patients could return as sicker and costlier patients at a later date.

Participating facilities may recover a portion of costs by charging the patient a nominal handling fee for the preparation and dispensing of prescription drugs and supplies. The fee may not exceed the amount established by the DOH rule.

C. Government Sector Impact:

CS/SB 58 authorizes the creation of a direct-support organization (DSO) to provide assistance, funding, and promotional support for the Program's authorized activities. Sufficient funding and assistance provided by the DSO could relieve the DOH of negative fiscal impacts created by the bill. The Department of Health (DOH) may need to submit a legislative budget request for an indeterminate amount to support the Program, if the DSO is unsuccessful in collecting the necessary resources to operate the Program.

The DOH may experience an increase in workload and operational costs to administer the program. The DOH estimates a cost of \$483,671 for the first year of implementation if the DOH serves as the central repository.<sup>62</sup>

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<sup>62</sup> Department of Health fiscal analysis (October 31, 2019) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

<b>Department of Health Estimated Costs for Fiscal Year 2020-21</b>	
<b>Component</b>	<b>Amount</b>
<b>Facility Costs</b> <ul style="list-style-type: none"> <li>Estimated need for a 5,000 square foot facility at current market rate of \$12.02 per square foot: \$60,100</li> <li>Estimated Annual Utilities: \$14,000</li> </ul>	<b>\$74,100</b>
<b>Personnel Costs</b> <ul style="list-style-type: none"> <li>1.0 FTE – Senior Pharmacist:</li> <li>1.0 FTE –Administrative Assistant</li> <li>3.0 FTE –Pharmacy Technicians</li> <li>Standard Expense Package (5.0 FTE): <ul style="list-style-type: none"> <li><i>Recurring/Nonrecurring Total: \$52,694</i></li> </ul> </li> </ul>	<b>\$304,271</b>
<b>Enhancements to Pharmacy Systems</b> Enhancements to DOH Dispensing and Pharmaceutical Forms System (PFS) Inventory systems (nonrecurring cost).	<b>\$70,000</b>
<b>Other Potential Costs</b> Shipping of products to local repositories and a restricted Prescription Drug Distributor License	<b>\$35,300</b>
<b>TOTAL OVERALL FIRST YEAR COSTS</b>	<b>\$483,671</b>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

The Cancer Drug Donation Program (CDDP) as previously described is not amended or incorporated into this proposed, broader drug donation program under the bill. The two programs would continue to run simultaneously and administered separately by the DOH and the DBPR.

**VIII. Statutes Affected:**

This bill substantially amends section 252.36 of the Florida Statutes.

This bill creates section 465.1902 of the Florida Statutes.

**IX. Additional Information:**

- A. **Committee Substitute – Statement of Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Health Policy on October 15, 2019:**

The CS makes a technical correction to the underlying bill by changing “centralized pharmacy” to “centralized repository” on lines 323-324.

- B. **Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By the Committee on Health Policy; and Senators Book, Harrell,  
and Stewart

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1 A bill to be entitled  
2 An act relating to the Prescription Drug Donation  
3 Repository Program; creating s. 465.1902, F.S.;  
4 providing a short title; defining terms; creating the  
5 Prescription Drug Donation Repository Program within  
6 the Department of Health; specifying the purpose of  
7 the program; authorizing the department to contract  
8 with a third-party vendor to administer the program;  
9 specifying entities that are eligible donors;  
10 providing criteria and procedures for eligible  
11 donations; prohibiting donations to specific patients;  
12 providing that certain prescription drugs eligible for  
13 return to stock must be credited to Medicaid and may  
14 not be donated under the program; prohibiting the  
15 donation of certain drugs; clarifying that a  
16 repository is not required to accept donations of  
17 prescription drugs or supplies; requiring inspection  
18 of donated prescription drugs and supplies by a  
19 licensed pharmacist; providing inspection, inventory,  
20 and storage requirements for centralized and local  
21 repositories; requiring a local repository to notify  
22 the centralized repository within a specified  
23 timeframe after receiving a donation of prescription  
24 drugs or supplies; authorizing the centralized  
25 repository to redistribute prescription drugs or  
26 supplies; authorizing a local repository to transfer  
27 prescription drugs or supplies to another local  
28 repository with authorization from the centralized  
29 repository; requiring a local repository to notify the

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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30 department of its intent to participate in the  
31 program; providing notification requirements;  
32 providing a procedure for a local repository to  
33 withdraw from participation in the program; requiring  
34 the department to adopt rules regarding the  
35 disposition of prescription drugs and supplies of a  
36 withdrawing local repository; specifying conditions  
37 for dispensing donated prescription drugs and supplies  
38 to eligible patients; providing intake collection form  
39 requirements; requiring a local repository to issue an  
40 eligible patient who completes an intake collection  
41 form a program identification card; prohibiting the  
42 sale of donated prescription drugs and supplies under  
43 the program; authorizing a repository to charge the  
44 patient a nominal handling fee for the preparation and  
45 dispensing of prescription drugs or supplies under the  
46 program; requiring repositories to establish a  
47 protocol for notifying recipients of a prescription  
48 drug recall; providing for destruction of donated  
49 prescription drugs under certain circumstances;  
50 providing recordkeeping requirements; requiring the  
51 centralized repository to submit annual reports to the  
52 department; requiring the department or contractor to  
53 establish, maintain, and publish a registry of  
54 participating local repositories and available donated  
55 prescription drugs and supplies; requiring the  
56 department to publish certain information and forms on  
57 its website; providing immunity from civil and  
58 criminal liability and from professional disciplinary

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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59 action for participants under certain circumstances;  
 60 providing immunity to pharmaceutical manufacturers,  
 61 under certain circumstances, from any claim or injury  
 62 arising from the donation of any prescription drug or  
 63 supply under the program; requiring dispensers to  
 64 provide certain notice to patients; authorizing the  
 65 department to establish a direct-support organization  
 66 to provide assistance, funding, and promotional  
 67 support for program activities; providing  
 68 organizational requirements for a direct-support  
 69 organization; specifying direct-support organization  
 70 purposes and objectives; prohibiting the direct-  
 71 support organization from lobbying; specifying that  
 72 the direct-support organization is not a lobbying  
 73 firm; prohibiting the direct-support organization from  
 74 possessing prescription drugs on behalf of the  
 75 program; providing limitations on expenditures of such  
 76 direct-support organizations; specifying that the  
 77 direct-support organization must operate under  
 78 contract with the department; specifying required  
 79 contract terms; providing for the direct-support  
 80 organization board of directors; specifying the  
 81 board's membership requirements; specifying  
 82 requirements for and requiring the department to adopt  
 83 rules relating to a direct-support organization's use  
 84 of department property; specifying requirements for  
 85 the deposit and use of funds by the direct-support  
 86 organization; providing for annual audits of a direct-  
 87 support organization; providing for future legislative

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88 review and repeal of provisions relating to the  
 89 direct-support organization; requiring the department  
 90 to adopt rules; amending s. 252.36, F.S.; authorizing  
 91 the Governor to waive program patient eligibility  
 92 requirements during a declared state of emergency;  
 93 providing an effective date.  
 94  
 95 Be It Enacted by the Legislature of the State of Florida:  
 96  
 97 Section 1. Section 465.1902, Florida Statutes, is created  
 98 to read:  
 99 465.1902 Prescription Drug Donation Repository Program.-  
 100 (1) SHORT TITLE.-This section may be cited as the  
 101 "Prescription Drug Donation Repository Program Act."  
 102 (2) DEFINITIONS.-As used in this section, the term:  
 103 (a) "Centralized repository" means a distributor permitted  
 104 under chapter 499 who is approved by the department or the  
 105 contractor to accept, inspect, inventory, and distribute donated  
 106 drugs and supplies under this section.  
 107 (b) "Closed drug delivery system" means a system in which  
 108 the actual control of the unit-dose medication package is  
 109 maintained by the facility, rather than by the individual  
 110 patient.  
 111 (c) "Contractor" means the third-party vendor approved by  
 112 the department to implement and administer the program as  
 113 authorized in subsection (4).  
 114 (d) "Controlled substance" means any substance listed under  
 115 Schedule II, Schedule III, Schedule IV, or Schedule V of s.  
 116 893.03.



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117 (e) "Direct-support organization" means the entity created  
 118 under subsection (15).  
 119 (f) "Dispenser" means a health care practitioner who,  
 120 within the scope of his or her practice act, is authorized to  
 121 dispense medicinal drugs and who does so under this section.  
 122 (g) "Donor" means an entity specified in subsection (5).  
 123 (h) "Eligible patient" means a resident of this state who  
 124 is indigent, uninsured, or underinsured and who has a valid  
 125 prescription for a prescription drug or supply that may be  
 126 dispensed under the program.  
 127 (i) "Free clinic" means a clinic that delivers only medical  
 128 diagnostic services or nonsurgical medical treatment free of  
 129 charge to low-income recipients.  
 130 (j) "Health care practitioner" or "practitioner" means a  
 131 practitioner licensed under this chapter, chapter 458, chapter  
 132 459, chapter 461, chapter 463, chapter 464, or chapter 466.  
 133 (k) "Indigent" means an individual whose family income for  
 134 the 12 months preceding the determination of income is below 200  
 135 percent of the federal poverty level as defined by the most  
 136 recently revised poverty income guidelines published by the  
 137 United States Department of Health and Human Services.  
 138 (l) "Local repository" means a health care practitioner's  
 139 office, a pharmacy, a hospital with a closed drug delivery  
 140 system, a nursing home facility with a closed drug delivery  
 141 system, or a free clinic or nonprofit health clinic that is  
 142 licensed or permitted to dispense medicinal drugs in this state.  
 143 (m) "Nonprofit health clinic" means a nonprofit legal  
 144 entity that provides medical care to patients who are indigent,  
 145 uninsured, or underinsured. The term includes, but is not

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146 limited to, a federally qualified health center as defined in 42  
 147 U.S.C. s. 1396d(1)(2)(B) and a rural health clinic as defined in  
 148 42 U.S.C. s. 1396d(1)(1).  
 149 (n) "Nursing home facility" has the same meaning as in s.  
 150 400.021.  
 151 (o) "Prescriber" means a health care practitioner who,  
 152 within the scope of his or her practice act, is authorized to  
 153 prescribe medicinal drugs.  
 154 (p) "Prescription drug" has the same meaning as the term  
 155 "medicinal drugs" or "drugs," as those terms are defined in s.  
 156 465.003(8), but does not include controlled substances or cancer  
 157 drugs donated under s. 499.029.  
 158 (q) "Program" means the Prescription Drug Donation  
 159 Repository Program created by this section.  
 160 (r) "Supplies" means any supply used in the administration  
 161 of a prescription drug.  
 162 (s) "Tamper-evident packaging" means a package that has one  
 163 or more indicators or barriers to entry which, if breached or  
 164 missing, can reasonably be expected to provide visible evidence  
 165 to consumers that tampering has occurred.  
 166 (t) "Underinsured" means a person who has third-party  
 167 insurance or is eligible to receive prescription drugs or  
 168 supplies through the Medicaid program or any other prescription  
 169 drug program funded in whole or in part by the Federal  
 170 Government, but who has exhausted these benefits or does not  
 171 have prescription drug coverage for the drug prescribed.  
 172 (u) "Uninsured" means a person who has no third-party  
 173 insurance and is not eligible to receive prescription drugs or  
 174 supplies through the Medicaid program or any other prescription

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175 drug program funded in whole or in part by the Federal  
 176 Government.

177 (3) PRESCRIPTION DRUG DONATION REPOSITORY PROGRAM;  
 178 CREATION; PURPOSE.—The Prescription Drug Donation Repository  
 179 Program is created within the department for the purpose of  
 180 authorizing and facilitating the donation of prescription drugs  
 181 and supplies to eligible patients.

182 (4) PROGRAM IMPLEMENTATION; ADMINISTRATION.—The department  
 183 may contract with a third-party vendor to administer the  
 184 program.

185 (5) DONOR ELIGIBILITY.—The centralized repository or a  
 186 local repository may accept a donation of a prescription drug or  
 187 supply only from:

188 (a) Nursing home facilities with closed drug delivery  
 189 systems.

190 (b) Hospices that have maintained control of a patient's  
 191 prescription drugs.

192 (c) Hospitals with closed drug delivery systems.

193 (d) Pharmacies.

194 (e) Drug manufacturers or wholesale distributors.

195 (f) Medical device manufacturers or suppliers.

196 (g) Prescribers who receive prescription drugs or supplies  
 197 directly from a drug manufacturer, wholesale distributor, or  
 198 pharmacy.

199 (6) PRESCRIPTION DRUGS AND SUPPLIES ELIGIBLE FOR DONATION;  
 200 DONATION REQUIREMENTS; PROHIBITED DONATIONS.—

201 (a) Only prescription drugs and supplies that have been  
 202 approved for medical use in the United States and that meet the  
 203 criteria for donation established by this section may be

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204 accepted for donation under the program. Donations must be made  
 205 on the premises of the centralized repository or a local  
 206 repository to a person designated by the repository. A drop box  
 207 may not be used to accept donations.

208 (b) The centralized repository or a local repository may  
 209 accept a prescription drug only if:

210 1. The drug is in its original sealed and tamper-evident  
 211 packaging. Single-unit-dose drugs may be accepted if the single-  
 212 unit-dose packaging is unopened.

213 2. The drug requires storage at normal room temperature per  
 214 the manufacturer or the United States Pharmacopeia.

215 3. The drug has been stored according to manufacturer or  
 216 United States Pharmacopeia storage requirements.

217 4. The drug does not have any physical signs of tampering  
 218 or adulteration and there is no reason to believe that the drug  
 219 is adulterated.

220 5. The packaging does not have any physical signs of  
 221 tampering, misbranding, deterioration, compromised integrity, or  
 222 adulteration.

223 6. The packaging indicates the lot number and expiration  
 224 date of the drug. If the lot number is not retrievable, all  
 225 specified medications must be destroyed in the event of a  
 226 recall.

227 7. The drug has an expiration date that is more than 3  
 228 months after the date that the drug was donated.

229 (c) The centralized repository or a local repository may  
 230 accept supplies only if they are in their original, unopened,  
 231 sealed packaging and have not been tampered with or misbranded.

232 (d) Prescription drugs or supplies may not be donated to a

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specific patient.

(e) Prescription drugs billed to and paid for by Medicaid in long-term care facilities which are eligible for return to stock under federal Medicaid regulations must be credited to Medicaid and may not be donated under the program.

(f) Prescription drugs with an approved Federal Food and Drug Administration Risk Evaluation and Mitigation Strategy that includes Elements to Assure Safe Use are not eligible for donation under the program.

(g) This section does not require the centralized repository or a local repository to accept a donation of prescription drugs or supplies.

(7) INSPECTION AND STORAGE.—

(a) A licensed pharmacist employed by or under contract with the centralized repository or a local repository shall inspect donated prescription drugs and supplies to determine whether they meet the requirements of subsections (5) and (6).

(b) The inspecting pharmacist must sign an inspection record on a form prescribed by the department by rule which verifies that the prescription drugs and supplies meet the requirements of subsections (5) and (6) and must attach the record to the inventory required by paragraph (d). A local repository that receives drugs and supplies from the centralized repository is not required to reinspect them.

(c) The centralized repository and local repositories shall store donated prescription drugs and supplies in a secure storage area under the environmental conditions specified by the manufacturer or the United States Pharmacopeia for the respective prescription drugs or supplies. Donated prescription

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drugs and supplies may not be stored with other inventory. A local repository shall quarantine donated prescription drugs or supplies until they are inspected and approved for dispensing under this section.

(d) The centralized repository and local repositories shall maintain an inventory of all donated prescription drugs or supplies. Such inventory at local repositories must be recorded on a form prescribed by the department by rule.

(e) A local repository shall notify the centralized repository within 5 days after receipt of any donation of prescription drugs or supplies to the program. The notification must be on a form prescribed by the department by rule.

(f) The centralized repository may redistribute prescription drugs and supplies by transferring them to or from the centralized repository and a local repository, as needed. A local repository that receives donated prescription drugs or supplies may, with authorization from the centralized repository, distribute the prescription drugs or supplies to another local repository.

(8) PROGRAM PARTICIPATION.—

(a) A practitioner, pharmacy, facility, or clinic shall notify the department of its intent to participate in the program as a local repository before accepting or dispensing any prescription drugs or supplies pursuant to this section. The notification must be made on a form prescribed by the department by rule and must, at a minimum, include:

1. The name, street address, website, and telephone number of the intended local repository and any license or registration number issued by the state to the intended local repository,

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including the name of the issuing agency.

2. The name and telephone number of the pharmacist employed by or under contract with the intended local repository who is responsible for the inspection of donated prescription drugs and supplies.

3. A statement signed and dated by the responsible pharmacist which affirms that the intended local repository meets the eligibility requirements of this section.

(b) A local repository may withdraw from participation in the program at any time by providing written notice to the department or contractor, as appropriate, on a form prescribed by the department by rule. The department shall adopt rules addressing the disposition of prescription drugs and supplies in the possession of the withdrawing local repository.

(9) DISPENSING REQUIREMENTS; PROHIBITIONS.—

(a) Each eligible patient without a program identification card must submit an intake collection form to a local repository before receiving prescription drugs or supplies under the program. The department shall prescribe a form by rule, which must include at least all of the following:

1. The name, street address, and telephone number of the eligible patient.

2. The basis for eligibility, which must specify that the patient is indigent, uninsured, or underinsured.

3. A statement signed and dated by the eligible patient which affirms that he or she meets the eligibility requirements of this section.

(b) Upon receipt of a completed and signed intake collection form, the local repository shall issue him or her a

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program identification card, which is valid for 1 year after its date of issuance. The card must be in a form prescribed by the department by rule.

(c) The local repository shall send to the centralized repository a summary of each intake collection form within 5 days after receiving it.

(d) A dispenser may dispense donated prescription drugs or supplies only to an eligible patient who has a program identification card or who has submitted a completed intake collection form.

(e) A dispenser shall inspect the donated prescription drugs or supplies before dispensing them.

(f) A dispenser may provide dispensing and consulting services to an eligible patient.

(g) Donated prescription drugs and supplies may not be sold or resold under the program.

(h) A dispenser of donated prescription drugs or supplies may not submit a claim or otherwise seek reimbursement from any public or private third-party payor for donated prescription drugs or supplies dispensed under this program. However, a repository may charge the patient a nominal handling fee, established by department rule, for the preparation and dispensing of prescription drugs or supplies under the program.

(10) RECALLED PRESCRIPTION DRUGS AND SUPPLIES.—

(a) The centralized repository and each local repository shall establish and follow a protocol for notifying recipients in the event of a prescription drug recall.

(b) Local repositories shall destroy all recalled or expired prescription drugs and all prescription drugs that are

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not suitable for dispensing in the repository. Local repositories must complete a destruction information form for all such drugs, in accordance with department rule.

(11) RECORDKEEPING.—

(a) Local repositories shall maintain records of prescription drugs and supplies that are accepted, donated, dispensed, distributed, or destroyed under the program.

(b) All required records must be maintained in accordance with any applicable practice act. Local repositories shall submit these records quarterly to the centralized repository for data collection, and the centralized repository shall submit these records and the collected data in annual reports to the department.

(12) REGISTRIES; PUBLICATION OF FORMS.—

(a) The department or contractor shall establish and maintain a registry of all local repositories and of prescription drugs and supplies available under the program. The registry of local repositories must include each repository's name, address, website, and telephone number. The registry of available prescription drugs and supplies must include the name, strength, available quantity, and expiration date of the prescription drug or supplies and the name and contact information of each repository where such drug or supplies are available. The department shall publish the registry on its website.

(b) The department shall publish all forms required by this section on its website.

(13) IMMUNITY FROM LIABILITY, DISCIPLINARY ACTION.—

(a) Any donor of prescription drugs or supplies and any

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participant in the program who exercises reasonable care in donating, accepting, distributing, or dispensing prescription drugs or supplies under the program is immune from civil or criminal liability and from professional disciplinary action by the state for any injury, death, or loss to person or property relating to such activities.

(b) A pharmaceutical manufacturer who exercises reasonable care is not liable for any claim or injury arising from the donation of any prescription drug or supply under this section, including, but not limited to, liability for failure to transfer or communicate product or consumer information regarding the donated prescription drug, including its expiration date.

(14) NOTICE TO PATIENTS.—Before dispensing a donated prescription drug under the program, the dispenser must provide written notification to the eligible patient or his or her legal representative, receipt of which must be acknowledged in writing, of all of the following information:

(a) The prescription drug was donated to the program.

(b) The donors and participants in the program are immune from civil or criminal liability or disciplinary action.

(c) The eligible patient is not required to pay for the prescription drug, but may be required to pay a nominal handling fee, which may not exceed the amount established by department rule.

(15) DIRECT-SUPPORT ORGANIZATION.—The department may establish a direct-support organization to provide assistance, funding, and promotional support for the activities authorized by this section.

(a) Entity organization.—The direct-support organization

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must operate in accordance with s. 20.058 and is:

1. A Florida corporation not for profit incorporated under chapter 617, exempted from filing fees, and approved by the Department of State.

2. Organized and operated to conduct programs and activities; raise funds and request and receive grants, gifts, and bequests of moneys; acquire, receive, hold, and invest, in its own name, securities, funds, objects of value, or other property, either real or personal; and make expenditures or provide funding to or for the direct or indirect benefit of the program.

(b) Purposes and objectives.—The purposes and objectives of the direct-support organization must be consistent with the goals of the department, in the best interest of the state, and in accordance with the adopted goals and the mission of the department.

(c) Prohibition against lobbying.—The direct-support organization is not considered a lobbying firm, as that term is defined in s. 11.045(1). All expenditures of the direct-support organization must be directly related to program administration within the requirements of this section. Funds of the direct-support organization may not be used for the purpose of lobbying, as that term is defined in s. 11.045(1).

(d) Possession of prescription drugs.—The direct-support organization may not possess any prescription drugs on behalf of the program.

(e) Contract.—The direct-support organization shall operate under a written contract with the department.

1. The contract must require the direct-support

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organization to submit to the department, annually by August 1, the following information, which must be posted on the websites of the direct-support organization and the department:

a. The articles of incorporation and bylaws of the direct-support organization, as approved by the department.

b. A proposed annual budget for the approval of the department.

c. The code of ethics of the direct-support organization.

d. The statutory authority or executive order that created the direct-support organization.

e. A brief description of the direct-support organization's mission and any results obtained by the direct-support organization.

f. A brief description of the direct-support organization's annual plan for each of the next 3 fiscal years.

g. A copy of the direct-support organization's most recent federal Internal Revenue Service Return Organization Exempt from Income Tax form (Form 990).

h. Certification by the department that the direct-support organization is complying with the terms of the contract and operating in a manner consistent with the goals and purposes of the department and the best interest of the program and the state. Such certification must be made annually and reported in the official minutes of a meeting of the board of directors of the direct-support organization.

2. The contract must, at a minimum, provide for:

a. The reversion without penalty to the department, or to the state if the department ceases to exist, of all moneys and property held in trust by the direct-support organization for

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the benefit of the program if the direct-support organization ceases to exist or if the contract is terminated.

b. A disclosure of material provisions of the contract and the distinction between the department and the direct-support organization to appear on all promotional and fundraising publications.

c. A list of prescription drugs solicited by the direct-support organization for distribution to the centralized repository or a local repository.

(f) *Board of directors.*—The State Surgeon General shall appoint the board of directors, which must consist of at least 5 members, but not more than 15 members, who serve at his or her pleasure. The board must elect a chair from among its members. Board members must serve without compensation but may be entitled to reimbursement of travel and per diem expenses in accordance with s. 112.061, if funds are available for this purpose.

(g) *Use of property.*—The department may allow, without charge, appropriate use of fixed property, facilities, and personnel services of the department by the direct-support organization for purposes related to the program. For purposes of this paragraph, the term “personnel services” includes full-time or part-time personnel, as well as payroll processing services.

1. The department may prescribe any condition with which the direct-support organization must comply in order to use fixed property or facilities of the department.

2. The department may not allow the use of any fixed property or facilities of the department by the direct-support

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organization if the organization does not provide equal membership and employment opportunities to all persons regardless of race, color, religion, sex, age, or national origin.

3. The department shall adopt rules prescribing the procedures by which the direct-support organization is governed and any conditions with which a direct-support organization must comply to use property or facilities of the department.

(h) *Deposit of funds.*—Any moneys of the direct-support organization may be held in a separate depository account in the name of the organization and subject to the provisions of the organization’s contract with the department.

(i) *Use of funds.*—Funds designated for the direct-support organization must be used for the enhancement of program projects and in a manner consistent with that purpose. Any administrative costs of running and promoting the purposes of the organization or program must be paid by private funds.

(j) *Audit.*—The direct-support organization shall provide for an annual financial audit in accordance with s. 215.981.

(k) *Repeal.*—This subsection is repealed on October 1, 2025, unless reviewed and saved from repeal by the Legislature.

(16) *RULEMAKING.*—The department shall adopt rules necessary to administer this section. When applicable, the rules may provide for the use of electronic forms, recordkeeping, and meeting by teleconference.

Section 2. Paragraph (o) is added to subsection (5) of section 252.36, Florida Statutes, to read:

252.36 Emergency management powers of the Governor.—

(5) In addition to any other powers conferred upon the

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523 Governor by law, she or he may:

524 (o) Waive the patient eligibility requirements of s.525 465.1902.

526 Section 3. This act shall take effect July 1, 2020.





# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

## COMMITTEES:

Children, Families, and Elder Affairs, *Chair*  
Appropriations  
Appropriations Subcommittee on Education  
Appropriations Subcommittee on Health and Human  
Services  
Health Policy  
Rules

## JOINT COMMITTEE:

Joint Legislative Budget Commission

## SENATOR LAUREN BOOK

32nd District

January 16, 2020

Chair Rob Bradley  
Committee on Appropriations  
201 The Capitol  
404 S. Monroe Street  
Tallahassee, FL 32399-1100

Chair Bradley:

I respectfully request that **SB 58 – Prescription Drug Repository Program** be placed on the agenda for the next Committee on Appropriations meeting.

Should you have any questions or concerns, please feel free to contact my office or me. Thank you in advance for your consideration.

Thank you,

A handwritten signature in cursive script that reads "Lauren Book".

Senator Lauren Book  
Senate District 32

Cc: Cynthia Sauls Kynoch, Staff Director  
Alicia Weiss, Administrative Assistant

## REPLY TO:

- ☐ 967 Nob Hill Road, Plantation, Florida 33324 (954) 424-6674
- ☐ 202 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5032

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020  
Meeting Date

SB 58  
Bill Number (if applicable)

Topic Prescription Drug Donation

Amendment Barcode (if applicable)

Name Carlos Cruz

Job Title Govt Consultant

Address 307 W Park Ave

Phone 904-214-5724

Street

Tallahassee, FL 32003

City

State

Zip

Email Cruz@convergegov.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Polaris Pharmacy Services

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: PCS/SB 62 (545546)

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Education); and Senator Stargel

SUBJECT: K-12 Education

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Sagues, Bouck, Brick	Sikes	ED	<b>Favorable</b>
2. Underhill	Elwell	AED	<b>Recommend: Fav/CS</b>
3. Underhill	Kynoch	AP	<b>Pre-meeting</b>

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

PCS/SB 62 modifies the dual enrollment and collegiate high school programs to ensure students have access to such programs and modifies a number of provisions related to education funding. Specifically, the bill:

- Specifies that the resolution required for voters to approve the levy of a discretionary sales surtax for school capital outlay must include a statement that the revenues collected will be shared with charter schools based on their proportionate share of the total school district enrollment.
- Modifies how school districts share capital outlay funding with charter schools.
- Modifies how charter schools may spend the surtax revenues.
- Prohibits charter schools from receiving capital outlay funds unless the charter school certifies that the funds will not be used for personal financial enrichment.
- Modifies the dual enrollment program to increase access for students by specifying that:
  - School districts or Florida College System institutions may not deny an eligible student from participating in dual enrollment and may not establish eligibility criteria in addition to those in law.
  - Instructional materials are free-of-charge for students in private schools and home education programs.
  - Private schools are exempt from the payment of tuition and fees for dual enrollment.

- Establishes a requirement for the Commissioner of Education to report to the Governor and Legislature regarding the status of dual enrollment programs for public and private school and home education program students.
- Creates the Dual Enrollment Scholarship Program in the Department of Education to reimburse eligible postsecondary institutions a specified amount for tuition and instructional materials for dual enrollment courses taken by private school and home education program students in the fall and spring terms, and by all students in the summer term, subject to appropriation in the General Appropriations Act.
- Expands the Florida Education Finance Program (FEFP) funding to incentivize school districts to offer secondary students access to advanced coursework through dual enrollment and early college programs. The bill:
  - Provides bonus full-time equivalent (FTE) funding to public school districts for each dual enrollment general education core course with an earned grade of “C” or better:
    - Students enrolled in an early college program generate a 0.16 FTE student membership bonus.
    - Students not enrolled in an early college program generate a 0.08 FTE student membership bonus.
  - Provides bonus funding of 0.3 FTE student membership for each student who completes an associate degree through the dual enrollment program with at least a 3.0 grade point average.
  - Requires school districts to allocate at least 50 percent of the bonus funds for dual enrollment and early college programs to the schools that generated the funds to support academic guidance and postsecondary related activities.
- Adds new requirements to the mental health plans that school districts and charter schools must submit in order to receive the mental health assistance allocation in the FEFP.
- Creates a new categorical in the FEFP to assist districts in increasing teacher salaries.
- Removes the July 1, 2020, expiration date for the funding compression allocation within the FEFP.
- Provides an exception that, if a new construction project is funded solely through local impact fees, such funds are exempt from the total cost per student station requirements.

The bill does not require appropriation of additional state funds, but it may provide additional FEFP funds to those school districts with more students successfully completing dual enrollment coursework. See Section V.

The bill takes effect on July 1, 2020.

## **II. Present Situation:**

The present situation for the relevant portions of the bill is discussed under the Effect of Proposed Changes of this bill analysis.

### **III. Effect of Proposed Changes:**

#### **School Capital Outlay Surtax**

##### ***Present Situation***

The law authorizes school districts to levy discretionary sales surtaxes for school capital outlay. Each county school board may levy, pursuant to approval by a majority vote of the electors of the county voting in a referendum, a discretionary sales surtax at a rate not to exceed 0.5 percent.<sup>1</sup>

The resolution must include a statement that provides a brief and general description of the school capital outlay projects to be funded by the surtax.<sup>2</sup> The resolution must include a plan for the use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses that have a useful life expectancy of five or more years, and any land acquisition, land improvement, design, and related engineering costs. The plan must also include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district. Surtax revenues may be used for the purpose of servicing bond indebtedness to finance authorized projects, and any interest accrued may be held in trust to finance the projects.<sup>3</sup>

The Department of Revenue collects the surtax revenues and is required by law to distribute them to the district school board imposing the tax.<sup>4</sup> There is currently no provision in law requiring school districts to share the capital outlay surtax funds with charter schools.

##### ***Effect of Proposed Changes***

The bill establishes an additional requirement for the resolution that is required for voters to approve the levy of a discretionary sales surtax at a rate that may not exceed 0.5 percent. Specifically, such resolution must include a statement that the revenues collected shall be shared with charter schools based on their proportionate share of the total school district enrollment.

The bill also requires that charter schools expend the surtax funds in a manner consistent with existing allowable uses for charter school capital outlay funding, as set forth in section 1013.62(4), Florida Statutes.

#### **Funds for Comprehensive Educational Plant Needs**

##### ***Present Situation***

Current law prohibits a district school board from using funds from specified sources, including the nonvoted 1.5-mill levy of ad valorem property taxes, for any new construction of educational plant space with a total cost per student station exceeding:<sup>5</sup>

- \$23,275 for an elementary school;

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<sup>1</sup> Section 212.055, F.S.

<sup>2</sup> Section 212.055(6)(b), F.S.

<sup>3</sup> Section 212.055(6)(c), F.S.

<sup>4</sup> Section 212.055(6)(d), F.S.

<sup>5</sup> Section 1013.64(6)(b)1., F.S.

- \$25,135 for a middle school; or
- \$32,648 for a high school.<sup>6</sup>

Except for educational facilities and sites subject to a lease-purchase agreement financed with sales tax revenues, a district school board may not use funds from any source for the new construction of educational plant space with a total cost per student station exceeding the cost per student station limits unless a contract for architectural and design services or for construction management services was executed before July 1, 2017.<sup>7</sup>

### ***Effect of Proposed Changes***

The bill provides an additional exception by allowing new construction projects funded solely through local impact fees to be exempt from the total cost per student station requirements.

## **Charter School Capital Outlay**

### ***Present Situation***

Charter school capital outlay funding may consist of state funds appropriated in the General Appropriations Act and revenue resulting from the discretionary millage authorized in s. 1011.71(2), F.S. The following table shows recent state appropriations for this purpose since 2016.

	State Appropriation for Charter School Capital Outlay
2016 <sup>8</sup>	\$75,000,000
2017 <sup>9</sup>	\$50,000,000
2018 <sup>10</sup>	\$145,286,200
2019 <sup>11</sup>	\$158,209,945

Beginning in 2019-2020, if the amount of state funds for charter school capital outlay is less than the average charter school capital outlay funds per unweighted full-time equivalent student for the 2018-2019 fiscal year, multiplied by the estimated number of charter school students for the applicable fiscal year and adjusted by changes in the Consumer Price Index, charter school capital outlay funding must also consist of revenue resulting from the discretionary 1.5 millage authorized in s. 1011.71(2), F.S.<sup>12</sup>

### **Eligibility Criteria**

To be eligible for charter school capital outlay funding, a charter school must:<sup>13</sup>

<sup>6</sup> Florida Department of Education, *Cost Per Student Station (Jan. 2020)*, available at <http://edr.state.fl.us/Content/conferences/peco/studentstation.pdf>.

<sup>7</sup> Section 1013.64(6)(b)3., F.S.

<sup>8</sup> Specification Appropriation 19, s. 2, ch. 2016-66, L.O.F.

<sup>9</sup> Specification Appropriation 18, s. 2, ch. 2017-70, L.O.F.

<sup>10</sup> Specification Appropriation 21, s. 2, ch. 2018-9, L.O.F.

<sup>11</sup> Specification Appropriation 18, s. 2, ch. 2019-115, L.O.F.

<sup>12</sup> Section 1013.62(1), F.S.

<sup>13</sup> Section 1013.62(1)(a), F.S.

- Have been in operation for two or more years, be governed by a governing board established in the state for three or more years which operates both charter schools and conversion charter schools within the state, be an expanded feeder chain<sup>14</sup> of a charter school within the same school district that is currently receiving charter school capital outlay funds, have been accredited by the Commission on Schools of the Southern Association of Colleges and Schools, or serve students in facilities that are provided by a business partner for a charter school-in-the-workplace.
- Have an annual audit that does not reveal any of the financial emergency conditions provided in s. 218.503(1), F.S., for the most recent fiscal year for which such audits are available.
- Have satisfactory student achievement based on state accountability standards applicable to the charter school.<sup>15</sup>
- Have received final approval from its sponsor for operation during that fiscal year.
- Serve students in facilities that are not provided by the charter school's sponsor.

A charter school is not eligible for a funding allocation if it was created by the conversion of a public school and operates in facilities provided by the charter school's sponsor for a nominal fee, or at no charge, or if it is directly or indirectly operated by the school district.<sup>16</sup>

### *Effect of Proposed Changes*

The bill modifies the conditions by which the state appropriation for charter school capital outlay must also consist of revenue from the school district's discretionary 1.5 millage. The bill establishes a set appropriation amount of \$165 million that would trigger the inclusion of the discretionary millage. Beginning in 2020-2021, charter school capital outlay funding would only consist of the state appropriation unless the state appropriation was less than \$165 million.

The bill also expresses that a charter school is not eligible for a funding allocation unless the chair of the governing board and chief administrative officer of the charter school annually certify under oath that the funds will be used solely and exclusively for constructing, renovating, leasing, purchasing, financing, or improving charter school facilities that are:

- Owned by a school district, political subdivision of the state, municipality, Florida College System institution, or state university;
- Owned by an organization, qualified as an exempt organization under s. 501(c)(3) of the Internal Revenue Code, or a tax support organization under section 509 of the Internal Revenue Code,<sup>17</sup> whose articles of incorporation specify that upon the organization's dissolution, the subject property, subject to any indebtedness secured thereby and the satisfaction of the organization's other debts, will be transferred to another tax exempt organization, including one organized for educational purposes, or a school district, political

<sup>14</sup> Rule 6A-2.0020, F.A.C., provides that a charter school may be part of an expanded feeder chain if it either sends or receives a majority of its students directly to or from a charter school that is currently receiving capital outlay funding.

<sup>15</sup> Rule 6A-2.0020, F.A.C., provides that the eligibility requirement for student achievement must be determined by the school's most recent grade designation or school improvement rating from the state accountability system. A charter school receiving an "F", receiving two consecutive grade designations lower than a "C", or an "Unsatisfactory" school improvement rating shall not be eligible for capital outlay funding.

<sup>16</sup> Section 1013.62(1)(b), F.S.

<sup>17</sup> A tax support organization is defined in 26 U.S.C. s. 509(a)(3) and operates exclusively for the benefit of other specific tax-exempt organizations, including qualified educational organizations.

subdivision of the state, municipality, Florida College System institution, or state university;  
or

- Owned by and leased, at a fair market value in the school district in which the charter school is located, from a person or entity that is not an affiliated party of the charter school.

The bill defines “affiliated party of the charter school” to mean:

- The applicant for the charter school pursuant to s. 1002.33, F.S.;
- The governing board of the charter school or a member of the governing board;
- The charter school principal;
- An employee of the charter school; or
- A relative of a charter school governing board member, a charter school principal or a charter school employee.

## **Dual Enrollment**

### ***Present Situation***

Florida law provides students in secondary schools access to advanced coursework. Such coursework is intended to shorten the time necessary for a student to complete the requirements associated with the conference of a high school diploma and a postsecondary degree, broaden the scope of curricular options available to students, or increase the depth of study available for a particular subject.<sup>18</sup>

Dual enrollment is the enrollment of an eligible secondary student or home education student in a postsecondary course creditable toward both a high school diploma and a career certificate or an associate or baccalaureate degree.<sup>19</sup>

### **Eligibility Criteria**

An eligible secondary student is a student who is enrolled in any of grades 6 through 12 in a Florida public school or in a Florida private school that is in compliance with the requirements specified in law<sup>20</sup> and provides a secondary curriculum pursuant to law.<sup>21</sup> Students who meet the eligibility requirements and who participate in dual enrollment programs are exempt from the payment of registration, tuition, and laboratory fees.<sup>22</sup>

The following table shows 2018-2019 academic year dual enrollment participation by public and private school and home education program students at Florida College System (FCS) institutions, state universities, and at eligible private colleges and universities.

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<sup>18</sup> Section 1007.27(1), F.S.

<sup>19</sup> Section 1007.271(1), F.S.

<sup>20</sup> Section 1002.42(2), F.S.

<sup>21</sup> Section 1007.271(2), F.S.

<sup>22</sup> Section 1007.271(16), F.S. Florida law specifies that the provisions of law which exempt dual enrolled and early admission students from payment of instructional materials and tuition and fees, including laboratory fees, do not apply to students who select the option of enrolling in an eligible independent institution. Section 1011.62(1)(i), F.S. An eligible independent institution is an independent college or university, which is not for profit, is accredited by a regional or national accrediting agency recognized by the United States Department of Education, and confers degrees as defined in s. 1005.02. *Id.*



	FCS Institutions <sup>23</sup>	State Universities <sup>24</sup>	Private Colleges and Universities <sup>25</sup>
Public School	73,408	9,250	6,908
Private School	2,607	688	
Home Education	3,818	113	

In general, about three times as many students take dual enrollment courses at an FCS institution during the fall and spring terms than in the summer term.<sup>26</sup> About ten times as many students take dual enrollment courses at a state university in the fall and spring compared to the summer term.<sup>27</sup>

Student eligibility requirements for initial enrollment in college credit dual enrollment courses include a 3.0 unweighted high school grade point average (GPA) and the minimum score on a common placement test<sup>28</sup> adopted by the State Board of Education (SBE) which indicates that the student is ready for college-level coursework. For continued enrollment in college credit dual enrollment courses, students must maintain a 3.0 unweighted high school GPA and the minimum postsecondary GPA established by the postsecondary institution. For initial and continued enrollment in career certificate dual enrollment courses, students must have a 2.0 unweighted high school GPA. Exceptions to the required GPA may be granted on an individual student basis if the educational entities agree and the terms of the agreement are contained within the dual enrollment articulation agreement. FCS institutions may establish additional student eligibility requirements, which may not arbitrarily prohibit or limit students who have demonstrated the ability to master advanced courses from participating in dual enrollment courses. Such additional eligibility requirements must be included in the dual enrollment articulation agreement.<sup>29</sup>

#### Notification of Dual Enrollment Option

Each district school board must inform all secondary students and their parents of dual enrollment as an educational option and mechanism for acceleration. Students and their parents must be informed of student eligibility requirements, the option for taking dual enrollment courses beyond the regular school year, and the minimum academic credits required for graduation.<sup>30</sup>

<sup>23</sup> Email, Florida Department of Education (Jan. 8, 2020).

<sup>24</sup> Email, Florida Board of Governors (Jan. 3, 2020).

<sup>25</sup> Email, Florida Department of Education (Jan 8, 2020).

<sup>26</sup> *Id.* In 2018-2019, 74,071 students dually enrolled at an FCS institution in the fall and spring terms, and 22,240 students dually enrolled in the summer term (students enrolled in fall/spring and summer are counted twice). *Id.*

<sup>27</sup> Email, Florida Board of Governors (Jan. 3, 2020). In 2018-2019, 14,658 students dually enrolled at a state university in the fall and spring terms, and 1,408 students dually enrolled in the summer term. *Id.*

<sup>28</sup> The Postsecondary Education Readiness Test (PERT) is Florida's customized common placement test. The purpose of the PERT is to determine accurate course placement based on the student's skills and abilities. The PERT is aligned with the Postsecondary Readiness Competencies identified by Florida faculty as necessary for success in entry-level college credit coursework. The PERT assessment system includes Placement and Diagnostic tests in mathematics, reading and writing. Rule 6A-10.0315, F.A.C. establishes the test scores used to determine whether a student is ready for college level coursework. Florida Department of Education, *Common Placement Testing*, <http://www.fldoe.org/schools/higher-ed/fl-college-system/common-placement-testing.shtml> (last visited April 2, 2019). As an alternative to PERT, students may take the ACCUPLACER, SAT, and ACT to demonstrate readiness to perform college-level work. Rule 6A-10.0315(2), F.A.C.; see also Rule 6A-14.064(1)(b), F.A.C.

<sup>29</sup> Section 1007.271(3), F.S.

<sup>30</sup> Section 1007.271(8), F.S.

### Articulation Agreements

A dual enrollment articulation agreement establishes the guidelines for implementing the program for eligible students.<sup>31</sup> Specifically, Florida law requires:

- Each district school superintendent and each public postsecondary institution president to develop a comprehensive dual enrollment articulation agreement for the respective school district and postsecondary institution.<sup>32</sup>
- Each public postsecondary institution to enter into a home education articulation agreement with each home education student seeking enrollment in a dual enrollment course and the student's parent.<sup>33</sup>
- Each public postsecondary institution to enter into a private school articulation agreement with each eligible private school in its geographic service area seeking to offer dual enrollment courses to its students.<sup>34</sup>

• In addition, district school boards and FCS institutions may enter into additional dual enrollment articulation agreements with state universities, and school districts may also enter into dual enrollment articulation agreements with eligible independent colleges and universities.<sup>35</sup>

Dual enrollment articulation agreements are developed locally by the entities specified in law. Florida law specifies the information that must be addressed in the dual enrollment articulation agreements.<sup>36</sup> Such agreements must be submitted to the Florida Department of Education (DOE) by August 1 of each year.<sup>37</sup> District school boards may not refuse to enter into a dual enrollment articulation agreement with a local FCS institution if that institution has the capacity to offer dual enrollment courses.<sup>38</sup>

### Instructional Materials

Instructional materials assigned for use within dual enrollment courses must be made available to dual enrollment students from Florida public high schools free of charge. Florida law does not prohibit an FCS institution from providing instructional materials at no cost to a home education student or a student from a private school. Instructional materials purchased by a district school board or FCS institution board of trustees on behalf of dual enrollment students must be the property of the board against which the purchase is charged.<sup>39</sup>

<sup>31</sup> Florida Department of Education, *Dual Enrollment Frequently Asked Questions*, available at <http://www.fldoe.org/core/fileparse.php/5421/urlt/DualEnrollmentFAQ.pdf>, at 13.

<sup>32</sup> Section 1007.271(21), F.S.

<sup>33</sup> Section 1007.271(13), F.S.

<sup>34</sup> Section 1007.271(24), F.S.

<sup>35</sup> Section 1007.271(23), F.S.

<sup>36</sup> Section 1007.271(13), (21), and (24), F.S.

<sup>37</sup> Section 1007.271(13), (21), (23), and (24), F.S.

<sup>38</sup> Section 1007.271(4), F.S.

<sup>39</sup> Section 1007.271(17), F.S.

*Effect of Proposed Changes*

The bill modifies s. 1007.271, F.S., regarding dual enrollment student eligibility, notification requirements, articulation agreements, and funding. Such changes may increase dual enrollment opportunities for students through programmatic and financial supports and provide additional information to parents and students about dual enrollment benefits and responsibilities.

The bill modifies student eligibility for and access to dual enrollment. Specifically, the bill:

- Clarifies that a student eligible for dual enrollment includes a student enrolled in a home education program specified in law.
- Specifies that the individual student exceptions to the required high school grade point average (GPA) in current law are only for career certificate dual enrollment.
- Authorizes an exception to the required GPA for college credit dual enrollment for students who achieve higher scores than the established minimum on the common placement test adopted by the State Board of Education (SBE). Such exception must be specified in the articulation agreement.
- Removes the authorization for an FCS institution to establish additional dual enrollment eligibility criteria, to specify that a postsecondary institution may not establish additional initial student academic eligibility requirements.
- Specifies that a district school board or FCS institution may not deny a student who has met the state eligibility requirements from participating in dual enrollment unless the institution documents that it does not have the capacity to accommodate all eligible students seeking to participate in the dual enrollment program. If the institution documents that it does not have the capacity to accommodate all eligible students, participation must be based on a first-come, first-served basis.
- Specifies that a home education student must meet the same minimum score requirement on a common placement test required of other dually enrolled students.

The bill expands the notification requirement to parents to include legal guardians, and requires that students and their parents or legal guardians be informed that dual enrollment course grades are included in the student's college GPA, become a part of the student's permanent academic record, and may affect the student's future financial aid eligibility. The bill also specifies that a school may not enroll a student in a dual enrollment course without an acknowledgment form on file, which must be signed by both the student and the student's parent or legal guardian.

The bill extends the deadline for annual reporting of articulation agreements to the DOE from August 1, to October 1, which may provide additional time for agreements to be negotiated and approved by the school district and postsecondary governing boards.

The bill modifies provisions relating to the cost of dual enrollment to students and to postsecondary institutions. Specifically, the bill:

- Specifies that instructional materials used in dual enrollment courses are free to students at private schools and home education programs.<sup>40</sup>

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<sup>40</sup> Section 27, ch. 2018-6, L.O.F., included a provision removing from the home education articulation agreement a provision that such students must be responsible for their own instructional materials.

- Specifies that the private school of a student's enrollment is exempt from the payment of tuition and fees to the postsecondary institution.
- Establishes the Dual Enrollment Scholarship Program as an additional funding source, for postsecondary institutions.

#### Dual Enrollment Scholarship Program

The bill creates s. 1009.31, F.S., to establish the Dual Enrollment Scholarship Program (program) within the DOE to support postsecondary institutions in providing dual enrollment to students in Florida secondary schools and home education programs.

For any student who meets the dual enrollment eligibility requirements established in law, the bill requires the program to:

- Beginning in the 2020 fall term, reimburse eligible postsecondary institutions for tuition and related instructional materials costs for dual enrollment courses taken by private school or home education program secondary students during the fall or spring terms.
- Beginning in the 2021 summer term, reimburse institutions for tuition and related instructional materials costs for dual enrollment courses taken by public school, private school, or home education program secondary students during the summer terms.

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The specific reimbursements amounts are as follows:

- FCS institutions are reimbursed at the in-state resident tuition rate established in law.<sup>41</sup>
- State universities and independent postsecondary institutions are reimbursed at the standard tuition rate established in law.<sup>42</sup>
- Workforce education instruction leading to a career certificate or an applied technology diploma shall be reimbursed at the standard tuition rate established in law.<sup>43</sup>
- Institutions are reimbursed for instructional materials costs based on a rate as specified in the GAA.

The bill specifies that reimbursement for dual enrollment courses is contingent upon an appropriation in the GAA each year. If the statewide reimbursement amount is greater than the appropriation, the institutional reimbursement amounts must be prorated among the institutions that have reported eligible students to the DOE by the established deadlines.

Each participating institution must report to the DOE specified information about the student, postsecondary institution, course, and credits, and:

- Annually, by March 15, its eligible secondary students from private schools or home education programs who were enrolled during the previous fall or spring terms. For dual enrollment courses taken during the fall and spring terms, the DOE must reimburse institutions by April 15 of the same year.
- Annually, by July 15, its eligible public school, private school, or home education program students who were enrolled during the summer terms. For dual enrollment courses taken

<sup>41</sup> The standard in-state tuition rate at an FCS institution is \$71.98 per credit hour. Section 1009.23(3)(a), F.S.

<sup>42</sup> The standard in-state tuition rate at state universities is \$105.07 per credit hour. Section 1009.24(4)(a), F.S.

<sup>43</sup> The standard in-state tuition rate at state universities is \$2.33 per contact hour. Section 1009.22(4)(c), F.S.

during the summer terms, the DOE must reimburse institutions by August 15 of the same year, before the beginning of the next academic year.

## **Collegiate High School Program**

### ***Present Situation***

In 2014, the Legislature codified the collegiate high school program and specified related requirements.<sup>44</sup> Florida law requires each Florida College System (FCS) institution to work with each district school board in its designated service area<sup>45</sup> to establish one or more collegiate high school programs.<sup>46</sup> In fall 2018, there were 11,146 students enrolled in a collegiate high school or collegiate high school program.<sup>47</sup>

### **Purpose**

At a minimum, collegiate high school programs must include an option for public school students in grade 11 or grade 12 participating in the program, for at least one full school year, to earn Career and Professional Education (CAPE) industry certifications and to successfully complete 30 credit hours through dual enrollment toward the first year of college for an associate degree or baccalaureate degree while enrolled in the program.<sup>48</sup>

### **Program Contract**

Each district school board and its local FCS institution must execute a contract to establish one or more collegiate high school programs at a mutually agreed upon location or locations. If the FCS institution does not establish a program with a district school board in its designated service area, another FCS institution may execute a contract with that district school board to establish the program.<sup>49</sup>

In addition to executing a contract with the local FCS institution, Florida law authorizes a district school board to execute a contract to establish a collegiate high school program with a state university or an independent college or university that is eligible to participate in the William L. Boyd, IV, Effective Access to Student Education Grant Program, that is nonprofit and located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees.<sup>50</sup>

Florida law specifies the information that must be addressed in the contract that must be executed by January 1 of each school year for implementation of the program during the next school year.<sup>51</sup>

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<sup>44</sup> Section 10, ch. 2014-184, L.O.F.

<sup>45</sup> Section 1000.21(3), F.S.

<sup>46</sup> Section 1007.273(1), F.S.

<sup>47</sup> Email, Florida Department of Education (Jan. 8, 2020).

<sup>48</sup> Section 1007.273(2), F.S.

<sup>49</sup> Section 1007.273(3), F.S.

<sup>50</sup> Section 1007.273(5), F.S.

<sup>51</sup> Section 1007.273(3), F.S.

### Student Performance Contract

Each student participating in a collegiate high school program must enter into a student performance contract that must be signed by the student, the parent, and a representative of the school district and the applicable FCS institution, state university, or independent college or university.<sup>52</sup> The performance contract must include the schedule of courses, by semester, and industry certifications to be taken by the student, student attendance requirements, and course grade requirements.

### *Effect of Proposed Changes*

The bill modifies s. 1007.273, F.S., and changes the name of the collegiate high school program to the early college program. In addition, the bill:

- Changes the purpose of the program to remove specified grade levels and credit thresholds to specify that an early college program means a structured high school acceleration program in which a cohort of students is enrolled full-time in postsecondary courses toward an associate degree. The bill requires that the early college program prioritize courses applicable as general education core courses<sup>53</sup> for an associate degree or a baccalaureate degree.
- Specifies that the early college program contract between a district school board and the local FCS institution, which includes a delineation of dual enrollment courses available, must include general education core courses.<sup>54</sup>
- Requires the student performance contract for the early college program include a provision describing the applicability of dual enrollment courses in the program to an associate degree or a baccalaureate degree.
- Specifies that a charter school may execute a contract directly with the local FCS institution or another institution to establish an early college program at a mutually agreed upon location.

The bill establishes a reporting requirement relating to early college programs. Specifically, by November 30, 2021, and annually thereafter, the commissioner of education must report to the Governor, President of the Senate, and the Speaker of the House of Representatives the status of early college programs, including, at a minimum, a summary of student enrollment and completion at public and private postsecondary institutions.

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<sup>52</sup> Section 1007.273(4), F.S. To participate in a collegiate high school program, an independent college or university must be an institution that is eligible to participate in the William L. Boyd, IV, Effective Access to Student Education Grant Program, that is a nonprofit independent college or university located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees. Section 1007.273(5), F.S.

<sup>53</sup> Section 1007.25, F.S. and Rule 6A-14.0303, F.A.C.

<sup>54</sup> General education core course options consist of a maximum of five courses within each of the subject areas of communication, mathematics, social sciences, humanities, and natural sciences. Beginning with students initially entering an FCS institution or state university in 2015-2016 and thereafter, each student must complete at least one identified core course in each subject area as part of the general education course requirements. The general education core course options must be adopted in rule by the State Board of Education (SBE) and in regulation by the Board of Governors. Section 1007.25(3), F.S. See also Rule 6A-10.0303 and BOG Regulation 8.005.

In addition, the bill includes a conforming provision to change the name of the collegiate high school program to the early college program related to the requirements for a standard high school diploma for students with disabilities.<sup>55</sup>

### **Florida Education Finance Program (FEFP)**

The Florida Education Finance Program (FEFP) is the primary mechanism for funding the operating costs of Florida school districts. Under the FEFP, financial support for education is based on the full-time equivalent (FTE) student membership in public schools.<sup>56</sup> The number of FTE students in each of the funded education programs is multiplied by cost factors<sup>57</sup> relative to each program to obtain weighted FTE student values.<sup>58</sup> The base student allocation from state and local funds is determined annually by the Legislature in the General Appropriations Act (GAA) and is a component in the calculation of each school district's base funding.<sup>59</sup> In addition to the base funding, the Legislature may appropriate categorical funding for specified programs, activities or purposes, such as for mental health assistance, and funding compression.<sup>60</sup> School districts may also earn supplemental FTE funding through the FEFP for programs based on performance, such as College Board Advanced Placement bonus funding.<sup>61</sup>

### ***Incentive Funding for Acceleration Programs***

#### **Present Situation**

Dual enrollment funding for public schools is included in the calculation of FTE students within the FEFP.<sup>62</sup> There is no provision in law to allow for additional performance funding for students earning dual enrollment credit.

Florida schools offer high school acceleration programs such as Advanced Placement (AP), International Baccalaureate (IB), and Advanced International Certificate of Education (AICE) to shorten the time necessary for a student to earn a high school diploma and a postsecondary degree, broaden the scope of curricular options available, and increase the depth of study available for a particular subject.<sup>63</sup> The law provides the following benefits to schools and students engaged in these programs:

- Successful completion of a course examination in any of these programs qualifies for college credit.<sup>64</sup>

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<sup>55</sup> Section 1003.4282(10)(c)2., F.S.

<sup>56</sup> Section 1011.62, F.S.

<sup>57</sup> Program cost factors are based on desired relative cost differences between the following programs as established in the annual General Appropriations Act: grades K-3; 4-8; 9-12; two program cost factors for exceptional students; secondary career education programs; and English for Speakers of Other Languages. Section 1011.62(1)(c), F.S.

<sup>58</sup> Section 1011.62, F.S.; Department of Education, *2019-20 Funding for Florida School Districts* available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 1.

<sup>59</sup> Department of Education, *2019-20 Funding for Florida School Districts* available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 17.

<sup>60</sup> Section 1011.62(6) F.S.

<sup>61</sup> Section 1011.62(1) F.S.

<sup>62</sup> Department of Education, *2019-20 Funding for Florida School Districts*, available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 11.

<sup>63</sup> Section 1007.27(1), F.S.

<sup>64</sup> Section 1003.4295, F.S.

- The percentage of a school's students eligible to earn college credit through any of these programs has a positive effect on the school's grade.<sup>65</sup>
- A grade earned in any of these programs is assigned additional weight for determining student eligibility for a Bright Futures Scholarship.<sup>66</sup>

The FEFPP also provides a funding incentive for school districts with students in AP, IB, AICE courses who successfully complete AP, IB, and AICE examinations or earn an IB or AICE diploma.<sup>67</sup> The additional FTE is calculated as follows:

- A value of 0.16 FTE student membership is calculated for each student in each AP course who receives a score of 3 or higher on the College Board AP examination.<sup>68</sup>
- A value of 0.16 FTE student membership is calculated for each student enrolled in an IB course who receives a score of 4 or higher on a subject examination. A value of 0.3 FTE student membership is calculated for each student who receives an IB diploma.<sup>69</sup>
- A value of 0.16 FTE student membership is calculated for each student enrolled in a full-credit AICE course, and 0.08 FTE student membership for each student enrolled in a half-credit AICE course, for each student who receives a score of E or higher on a subject examination. A value of 0.3 FTE student membership is calculated for each student who receives an AICE diploma.<sup>70</sup>

#### Effect of Proposed Changes

The bill adds new provisions for FEFPP funding for students enrolled in dual enrollment courses and early college programs that are similar to FTE student membership incentives districts earn for students who complete AP, IB, and AICE examinations. Specifically, for the 2020-2021 school year and thereafter, the bill:

- Provides bonus FTE funding to public school districts for any student who completes a general education core course through dual enrollment with an earned grade of "C" or better. Specifically:
  - Students enrolled in an early college program generate a 0.16 FTE student membership bonus.
  - Students not enrolled in an early college program generate a 0.08 FTE student membership bonus.
- Provides bonus FTE funding for each associate degree earned through the dual enrollment program with 3.0 GPA or better. Students earning an associate degree with the required GPA generate a 0.3 FTE student membership bonus. Courses taken prior to 2020-2021 may be included in the associate degree.
- Specifies that bonus funding will be added to the total FTE student membership in basic programs for grades 9-12 in the subsequent fiscal year and requires school districts to

<sup>65</sup> Section 1008.34(3)(b)2.b., F.S.

<sup>66</sup> Section 1009.531(3)(a), F.S.

<sup>67</sup> Section 1011.62, F.S. Accelerated mechanisms include, but are not limited to, dual enrollment and early admission, advanced placement, credit by examination, the International Baccalaureate Program, and the Advanced International Certificate of Education Program. Section 1007.27(1), F.S.

<sup>68</sup> Section 1011.62(1)(n), F.S.

<sup>69</sup> Section 1011.62(1)(l), F.S.

<sup>70</sup> Section 1011.62(1)(m), F.S.



allocate at least 50 percent of the bonus funds to the schools that generated the funds to support academic guidance and postsecondary readiness.

Adding performance funding incentives for students taking dual enrollment core courses may incentivize school districts to increase the number of students enrolled in dual enrollment core courses in both dual enrollment and early college programs.

### ***Mental Health Assistance Allocation***

#### **Present Situation**

The mental health assistance allocation is a categorical fund established to provide funding to assist school districts in establishing or expanding school-based mental health care; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services.<sup>71</sup> A total of \$75 million was appropriated to school districts through the mental health assistance allocation for the 2019-2020 school year.<sup>72</sup> In order to receive the allocation, a school district must develop and submit a plan outlining the local program and planned expenditures to the district school board for approval. This plan must include all district schools, including charter schools, unless a charter school chooses to independently develop and submit a plan outlining the local program and planned expenditures.<sup>73</sup>

The plans must include elements such as:<sup>74</sup>

- Identification of strategies to increase the amount of time that school-based student services personnel spend providing direct services to students, which may include the review and revision of district staffing resource allocations based on school or student mental health assistance needs.
- Strategies or programs to reduce the likelihood of at-risk students developing certain mental health problems.
- Strategies to identify mental health problems more effectively, to improve the provision of early intervention services, and to assist students in dealing with trauma and violence.

School districts are required to annually submit a report to the DOE on program outcomes and expenditures for the previous fiscal year, by September 30.

#### **Effect of Proposed Changes**

The bill modifies s. 1011.62, F.S., effective July 1, 2020, to clarify and add new requirements for the mental health plans that must be submitted by school districts in order to receive the mental health assistance allocation. In addition to existing requirements, the bill requires plans to include input from school and community stakeholders and include mental health policies and procedures that implement and support:

- Universal supports to promote psychological well-being, and safe and supportive school environments.

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<sup>71</sup> Section 1011.62(16), F.S.

<sup>72</sup> Specific Appropriation 93, s. 2, ch. 2019-115, L.O.F.

<sup>73</sup> Section 1011.62(16), F.S.

<sup>74</sup> Section 1011.62(16)2.(b). F.S.

- Methods for responding to a student with suicidal ideation, including training in suicide risk assessment and the use of suicide awareness, prevention, and screening instruments developed as required for continuing education and inservice training for youth suicide awareness and prevention; adoption of guidelines for informing parents of suicide risk; and implementation of school board policies for initiating involuntary examination of students at risk of suicide.
- A school crisis response plan that includes strategies to prevent, prepare for, respond to, and recover from a range of school crises. The plan must establish or coordinate the implementation of district-level and school-level crisis response teams whose membership includes, but is not limited to, representatives of school administration and school-based mental health service providers.

The bill also modifies district reporting requirements to the DOE and requires the DOE to submit a state summary of the required information from the school district reports to the Governor, the President of the Senate, and the Speaker of the House of Representatives, by November 1 of each year. The bill requires the DOE report to include school district data required under current law and requires both reports to additionally include:

- Program outcomes and expenditures for all public schools in the district, including charter schools.
- District-level and school-level information, including multiple-year trend data, when available.
- The number and ratio of school social workers, school psychologists, and certified school counselors employed by the district or charter school and the total number of licensed mental health professionals employed directly by the district or charter school.

These changes may provide more suitable data to assist in the refinement of policies and improve the provision of school-based mental health services.

### ***Funding Compression Allocation***

#### **Present Situation**

The funding compression allocation is a categorical fund established to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Florida law specifies that the Legislature may provide an annual funding compression allocation in the GAA.<sup>75</sup> In 2019, the Legislature appropriated \$54,190,616<sup>76</sup> for a funding compression allocation to school districts and developmental research schools whose total funds per FTE in the prior school year were less than the statewide average.<sup>77</sup> A district's allocation must not be greater than \$100 per FTE.<sup>78</sup> The funding compression allocation is scheduled to expire July 1, 2020.<sup>79</sup>

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<sup>75</sup> Section 1011.62(17), F.S.

<sup>76</sup> Florida Department of Education, *2019-20 FEEP Second Calculation, Prekindergarten through Grade 12 Funding Summary-Page 3* (July 19, 2019), available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf>, at 6.

<sup>77</sup> Specific appropriation 93, ch. 2019-115, L.O.F.

<sup>78</sup> *Id.*

<sup>79</sup> Section 1011.62(17), F.S.

### Effect of Proposed Changes

The bill removes the July 1, 2020 expiration date for the funding compression allocation within the FEFP.

### ***Teacher Salary Increase Allocation***

#### Present Situation

Currently, there is not a statewide minimum salary for instructional personnel, including teachers. The salaries of instructional personnel are set by each school district.<sup>80</sup> Salary schedules provide differentiated pay for instructional personnel based on district-determined factors including employee performance.<sup>81</sup>

The performance salary schedule provides the opportunity for annual salary adjustments for instructional personnel and school administrators based on performance.<sup>82</sup> Instructional personnel and school administrators hired on or after July 1, 2014,<sup>83</sup> and instructional personnel on annual contracts as of July 1, 2014,<sup>84</sup> must be placed on the performance salary schedule. Only teachers rated effective or highly effective may receive a salary adjustment under a performance salary schedule.<sup>85</sup>

A grandfathered salary schedule is a salary schedule adopted by a district school board for paying personnel hired before July 1, 2014, in which compensation is generally based on seniority and educational degree level. In determining the grandfathered salary schedule for instructional personnel, a district school board must base a portion of each employee's compensation on the performance evaluation. In addition, the district must provide differentiated pay for instructional personnel and school administrators based on district-determined factors including, but not limited to, additional responsibilities, school demographics, critical teacher shortage areas, and level of job performance difficulties.<sup>86</sup>

In 2013, the Legislature appropriated \$480 million in the GAA for the Teacher Salary Increase Allocation for salary increases for school district and charter school classroom teachers, guidance counselors, social workers, psychologists, librarians, principals, and assistant principals. The salary increases were based on performance evaluations and were required to be at least \$2,500 for personnel evaluated as "effective" and up to \$3,500 for personnel evaluated as "highly effective".<sup>87</sup>

Currently, the only component of the FEFP that directly addresses teacher compensation is the Florida Best and Brightest Teacher Scholarship Program. The Florida Best and Brightest Teacher Scholarship Program was established in 2015 to provide eligible classroom teachers with an bonus award based on the teacher's evaluation rating and performance on the SAT or ACT

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<sup>80</sup> Section 1012.22(1)(c), F.S.

<sup>81</sup> Section 1011.60(4), F.S.

<sup>82</sup> Section 1012.22(1)(c)5. Requirements for the performance evaluation are contained in s. 1012.34, F.S.

<sup>83</sup> Section 1012.22(1)(c)5., F.S.

<sup>84</sup> Section 1012.22(1)(c)4., F.S.

<sup>85</sup> Section 1012.22(1)(c)5.b., F.S.

<sup>86</sup> Section 1012.22(1)(c)4., F.S.

<sup>87</sup> Section 2, ch.2013-40, L.O.F.

standardized assessment.<sup>88</sup> In 2019, the Florida Best and Brightest Teacher Scholarship Program was revised to authorize three types of awards with distinct criteria for determining eligibility.<sup>89</sup> The funding for the program is provided through the Florida Best and Brightest Teacher and Principal Allocation categorical fund within the FEFP.<sup>90</sup> In 2018-2019, \$284.5 million was appropriated for the Florida Best and Brightest Teacher and Principal Allocation.<sup>91</sup>

#### Effect of Proposed Changes

The bill establishes a new teacher salary categorical fund to increase the minimum base salary for full-time classroom teachers or all instructional personnel, excluding substitute teachers. The bill:

- Specifies funds would be allocated based on each district's share of the base FEFP allocation.
- Specifies funds for the minimum base salary increases may be provided in multiple years.
- Defines "minimum base salary" as the base annual salary before payroll deductions and excluding additional supplements.
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The bill specifies that the new categorical is subject to an appropriation in the GAA each year. The establishment of a new categorical fund within the FEFP specifically for teacher salary increases may improve teacher compensation, which in turn may incentivize more people to choose the teaching profession and may improve teacher retention.

The bill takes effect on July 1, 2020.

#### **IV. Constitutional Issues:**

##### **A. Municipality/County Mandates Restrictions:**

None.

##### **B. Public Records/Open Meetings Issues:**

None.

##### **C. Trust Funds Restrictions:**

None.

##### **D. State Tax or Fee Increases:**

None.

##### **E. Other Constitutional Issues:**

None.

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<sup>88</sup> Section 2, ch.2015-232, L.O.F.

<sup>89</sup> Section 1012.731, F.S.

<sup>90</sup> Section 1011.62(18), F.S.

<sup>91</sup> Section 2, ch.2018-9, L.O.F.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

The financial supports for the dual enrollment and early college programs may increase opportunities for Florida secondary students to take college-credit courses that will count toward an associate or baccalaureate degree while still in high school, which may reduce costs for students and families.

**C. Government Sector Impact:**

The bill does not require the appropriation of additional state funds.

For the 2020-2021 fiscal year, the estimated costs are as follows:

- The Dual Enrollment Scholarship Program is estimated to cost \$28.5 million. The estimate is based on tuition and instructional materials costs for the estimated number of private school and home education program students participating in dual enrollment in the fall and spring terms, and all dual enrollment students in the summer term.
- The dual enrollment FTE bonus funding within the Florida Education Finance Program (FEFP) is estimated to be \$61.3 million. This estimate is based on the weighted value for the number of students participating in dual enrollment and early college programs who complete courses with a “C” or better or graduate with an associate degree.

The exception to the cost per student station requirements for projects funded solely through local impact fee may provide local school districts more flexibility regarding new construction projects.

If a county school board decides to levy a discretionary sales surtax, charter schools will receive a share of the revenue to assist with their capital outlay needs.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 212.055, 1007.271, 1007.273, 1011.62, 1013.62, 1003.4282, and 1003.436.

The bill creates section 1009.31 of the Florida Statutes.

**IX. Additional Information:**

- A. **Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**Recommended CS by Appropriation Subcommittee on Education on January 29, 2020:**

The committee substitute makes the following changes to the bill:

- Removes the provision that provided bonus FTE funding for earning an AP Capstone Diploma.
- Makes changes to the dual enrollment program.
- Creates the Dual Enrollment Scholarship.
- Creates the Teacher Salary Increase Allocation within the FEFP.
- Aligns the changes made to the Mental Health Assistance Allocation with those made in SB 7040: Implementation of the Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission.
- Modifies how school districts share capital outlay funding with charter schools.
- Modifies how charter schools may spend the surtax revenues.
- Prohibits charter schools from receiving capital outlay funds unless the charter school certifies that the funds will not be used for personal financial enrichment.
- Provides an exception that, if a new construction project is funded solely through local impact fees, such funds are exempt from the total cost per student station requirements.

- B. **Amendments:**

None.



456504

LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Stargel) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 208 and 209  
insert:

Section 2. Subsections (7) and (8) of section 1007.27,  
Florida Statutes, are amended to read:

1007.27 Articulated acceleration mechanisms.—

(7) The International Baccalaureate Program shall be the  
curriculum in which eligible secondary students are enrolled in  
a program of studies offered through the International



456504

Baccalaureate Program administered by the International Baccalaureate Office. The State Board of Education and the Board of Governors shall specify in the statewide articulation agreement required by s. 1007.23(1) the cutoff scores and International Baccalaureate Examinations which will be used to grant postsecondary credit at Florida College System institutions and universities. Any changes to the articulation agreement, which have the effect of raising the required cutoff score or of changing the International Baccalaureate Examinations which will be used to grant postsecondary credit, shall only apply to students taking International Baccalaureate Examinations after such changes are adopted by the State Board of Education and the Board of Governors. ~~Students shall be awarded a maximum of 30 semester credit hours pursuant to this subsection.~~ The specific course for which a student may receive such credit shall be specified in the statewide articulation agreement required by s. 1007.23(1). Students enrolled pursuant to this subsection shall be exempt from the payment of any fees for administration of the examinations regardless of whether or not the student achieves a passing score on the examination.

(8) The Advanced International Certificate of Education Program and the International General Certificate of Secondary Education (pre-AICE) Program shall be the curricula in which eligible secondary students are enrolled in programs of study offered through the Advanced International Certificate of Education Program or the International General Certificate of Secondary Education (pre-AICE) Program administered by the University of Cambridge Local Examinations Syndicate. The State Board of Education and the Board of Governors shall specify in





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the statewide articulation agreement required by s. 1007.23(1)  
the cutoff scores and Advanced International Certificate of  
Education examinations which will be used to grant postsecondary  
credit at Florida College System institutions and universities.  
Any changes to the cutoff scores, which changes have the effect  
of raising the required cutoff score or of changing the Advanced  
International Certification of Education examinations which will  
be used to grant postsecondary credit, shall apply to students  
taking Advanced International Certificate of Education  
examinations after such changes are adopted by the State Board  
of Education and the Board of Governors. ~~Students shall be  
awarded a maximum of 30 semester credit hours pursuant to this  
subsection.~~ The specific course for which a student may receive  
such credit shall be determined by the Florida College System  
institution or university that accepts the student for  
admission. Students enrolled in either program of study pursuant  
to this subsection shall be exempt from the payment of any fees  
for administration of the examinations regardless of whether the  
student achieves a passing score on the examination.

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

And the title is amended as follows:

Between lines 9 and 10

insert:

1007.27, F.S.; removing a limitation on the number of  
semester credit hours a student may be awarded;  
amending s.



145152

LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Stargel) recommended the following:

**Senate Amendment**

Delete lines 862 - 924

and insert:

1009.31 Dual Enrollment Scholarship Program.—

(1) The Legislature finds and declares that dual enrollment is an integral part of the education system in this state and should be available for all eligible secondary students without cost to the student. There is established the Dual Enrollment Scholarship Program to support public postsecondary institutions



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11 in providing dual enrollment.

12 (2) The department shall administer the Dual Enrollment  
13 Scholarship Program in accordance with rules of the State Board  
14 of Education.

15 (3) (a) Beginning in the 2020 fall term, the program shall  
16 reimburse eligible public postsecondary institutions for tuition  
17 and related instructional materials costs for dual enrollment  
18 courses taken by private school or home education program  
19 secondary students during the fall or spring terms.

20 (b) Beginning in the 2021 summer term, the program shall  
21 reimburse eligible public postsecondary institutions for tuition  
22 and related instructional materials costs for dual enrollment  
23 courses taken by public school, private school, or home  
24 education program secondary students during the summer term.

25 (4) A student participating in a dual enrollment program  
26 must meet the minimum eligibility requirements specified in s.  
27 1007.271 in order for the institution to receive a  
28 reimbursement.

29 (5) Annually, by March 15, each participating public  
30 institution must report to the department its eligible secondary  
31 students from private schools or home education programs who  
32 were enrolled during the previous fall or spring terms.  
33 Annually, by July 15, each participating institution must report  
34 to the department its eligible public school, private school, or  
35 home education program students who were enrolled during the  
36 summer term. For each dual enrollment course in which the  
37 student is enrolled, the report must include a unique student  
38 identifier, the postsecondary institution name, the  
39 postsecondary course number, the postsecondary course name, and



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the number of postsecondary course credits earned by the student.

(6)(a) Florida College System institutions shall be reimbursed for college credit instruction at the in-state resident tuition rate established in s. 1009.23(3)(a).

(b) State universities shall be reimbursed at the standard tuition rate established in s. 1009.24(4)(a).

(c) Workforce education instruction leading to a career certificate or an applied technology diploma shall be reimbursed at the standard tuition rate established in s. 1009.22(3)(c).

(d) Institutions shall be reimbursed for instructional materials costs based on a rate as specified in the General Appropriations Act.

(7) For dual enrollment courses taken during the fall and spring terms, the department must reimburse institutions by April 15 of the same year. For dual enrollment courses taken during the summer term, the department must reimburse institutions by August 15 of the same year, before the beginning of the next academic year.

(8) Reimbursement for dual enrollment courses is contingent upon an appropriation in the General Appropriations Act each year. If the statewide reimbursement amount is greater than the appropriation, the institutional reimbursement amounts specified in subsection (6) shall be prorated among the institutions that have reported eligible students to the department by the deadlines specified in subsection (5).

(9) The State Board of Education shall adopt rules to implement this section.



277394

LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Gibson) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 1186 - 1207  
and insert:

(22) TEACHER SALARY INCREASE ALLOCATION.—The Teacher Salary Increase Allocation is established for the purpose of affording school districts the opportunity to raise the salaries of instructional personnel as defined in s. 1012.01(2) and educational support employees as defined in s. 1012.40(1)(a) in an effort to address challenges with retention and recruitment



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11 of instructional personnel and educational support employees in  
12 the state's K-20 education system. Subject to annual  
13 appropriation, beginning with the 2020-2021 state fiscal year  
14 and continuing through the 2028-2029 state fiscal year, funds  
15 may be provided to each school district to increase the minimum  
16 base salary of such instructional personnel as defined in s.  
17 1012.01(2) and educational support employees as defined in s.  
18 1012.40(1)(a) to address challenges with retention and  
19 recruitment of instructional personnel and educational support  
20 employees in the state's K-20 education system. The allocation  
21 must be funded at a level sufficient to provide a 4.5 percent  
22 annual salary increase for all instructional personnel and  
23 educational support employees, plus a cost-of-living adjustment,  
24 beginning with the 2020-2021 fiscal year and continuing through  
25 the 2028-2029 fiscal year. This section may not be construed to  
26 abridge the membership of any such instructional personnel or  
27 educational support employees in any labor organization or to  
28 impact the right of such instructional personnel and educational  
29 support employees to bargain collectively through a labor  
30 organization, and the voluntary salary increases provided under  
31 this section may not be construed to interfere with the right of  
32 school boards to set the wages, hours, and terms and conditions  
33 of employment for all school board employees.

34 (a) Beginning with the 2020-2021 fiscal year, funding  
35 sufficient to provide at least the 4.5 percent annual salary  
36 increase and the cost-of-living adjustment authorized by this  
37 section must be calculated using aggregate data on the payments  
38 disbursed to such instructional personnel and educational  
39 support employees, as reported by the Department of Education.



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Subject to s. 6, Art. I of the State Constitution, for each year during which a school district provides the salary increase and the cost-of-living adjustment authorized by this subsection, or when a school district and appropriate bargaining units agree to a salary increase, the school district must receive funds as authorized under this section to cover the incremental cost of the raise. Funds provided pursuant to this subsection must be incorporated into the base student allocation for the subsequent fiscal year.

(b) Teacher Salary Increase Allocation funds must be distributed through the FEFP.

(c) Each district school board, in consultation with each charter school governing board in that district, may provide salary increases for charter school instructional personnel and educational support employees under this section if the participating charter school reports salary schedules adopted pursuant to s. 1012.22, documents expenditures related to categorical funds to the department at least 30 days before the start of each legislative session, and agrees to return all funds received under this section if a participating charter school's salary schedules do not reflect that instructional personnel and educational support employees actually received the 4.5 percent raise. A participating charter school that fails to report salary schedules shall return all funds received under this section.

(d) The Legislature intends that any financial penalty assessed against a charter school governing board pursuant to paragraph (c) directly impact funding for that charter school and do not impact funding for the district school board.



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

And the title is amended as follows:

    Delete lines 123 - 125  
and insert:

    Allocation; providing that funds may be provided to  
allow each school district to increase the minimum  
base salary of certain instructional personnel and  
educational support employees; requiring allocations  
to be funded at a certain level; providing  
construction; providing for the calculation of  
necessary funding; requiring that school districts  
that provide such salary increases and cost-of-living  
adjustments receive funds to cover the incremental  
costs of such increases; requiring funds provided  
under the allocation to be incorporated into the base  
student allocation for the subsequent fiscal year;  
requiring the funds for the teacher salary allocation  
to be distributed through the Florida Education  
Finance Program; authorizing district school boards in  
consultation with charter school governing boards to  
provide salary increases for charter school  
instructional personnel and educational support  
employees under certain conditions; providing  
requirements for the provision of such funds;  
requiring the return of allocation funds and payment  
of a penalty by participating charter schools in  
certain circumstances; providing legislative intent  
related to such penalties; amending s. 1013.62;





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requiring state



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Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Education)

A bill to be entitled

An act relating to education; amending s. 212.055, F.S.; requiring that a resolution to levy a discretionary sales tax include a statement containing certain information; requiring surtax revenues shared with charter schools to be expended by the charter schools in a certain manner; requiring all revenues and expenditures be accounted for in a monthly or quarterly charter school financial report; amending s. 1007.271, F.S.; clarifying that secondary students eligible for dual enrollment programs include students who are enrolled in home education programs; providing for exceptions to grade point average requirements relating to student eligibility; requiring that exceptions to required grade point averages be specified in the dual enrollment articulation agreement; prohibiting postsecondary institutions from establishing additional initial student academic eligibility requirements; prohibiting district school boards and Florida College System institutions from denying students who have met eligibility requirements from participating in dual enrollment except under specified circumstances; revising the date by which career centers are required to annually complete and submit specified agreements to the Department of Education; requiring district school boards to inform secondary students and their parents or legal



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guardians of specified information; prohibiting schools from enrolling students in dual enrollment courses under certain circumstances; deleting a requirement that the State Board of Education adopt rules for any dual enrollment programs involving requirements for high school graduation; revising the date by which eligible postsecondary institutions are required to annually complete and submit home education articulation agreements to the department; revising requirements for home education students enrolled in dual enrollment courses; conforming a provision to changes made by the act; requiring that instructional materials assigned for use within dual enrollment courses be made available to dual enrollment students from public schools, private schools, and home education programs free of charge; revising the date by which district school superintendents and public postsecondary institution presidents are required to develop the enrollment articulation agreement; revising the date by which the postsecondary institutions are required complete and submit to the department a dual enrollment articulation agreement; revising requirements for the articulation agreement; revising provisions relating to funding for dual enrollment; providing that certain independent colleges and universities are eligible for inclusion in the dual enrollment and early admission programs; revising the date by which certain district school boards and Florida College System institutions



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57 are required to annually complete and submit a dual  
58 enrollment articulation agreement to the department;  
59 revising the date by which certain postsecondary  
60 institutions are required to annually complete and  
61 submit a private school articulation agreement to the  
62 department; revising requirements for such agreements;  
63 conforming provisions to changes made by the act;  
64 requiring the Commissioner of Education to annually  
65 report the status of dual enrollment programs to the  
66 Governor and the Legislature by a specified date;  
67 requiring the State Board of Education to adopt  
68 certain rules; amending s. 1007.273, F.S.; changing  
69 the term "collegiate high school program" to "early  
70 college program"; defining the term "early college  
71 program"; requiring early college programs to  
72 prioritize certain courses; deleting requirements  
73 relating to collegiate high school programs; revising  
74 provisions relating to contracts executed between  
75 district school boards and their local Florida College  
76 System institutions to establish early college  
77 programs; revising provisions relating to student  
78 performance contracts for students participating in  
79 early college programs; authorizing charter schools to  
80 execute contracts to establish an early college  
81 program with specified institutions; requiring the  
82 commissioner to annually report the status of early  
83 college programs to the Governor and the Legislature  
84 by a specified date; creating s. 1009.31, F.S.;

85 providing legislative findings; establishing the Dual



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86 Enrollment Scholarship Program; providing for the  
87 administration of the program; providing for the  
88 reimbursement of tuition and costs to eligible  
89 postsecondary institutions; requiring students  
90 participating in dual enrollment programs to meet  
91 minimum eligibility requirements in order for  
92 institutions to receive reimbursements; requiring  
93 participating institutions to annually report  
94 specified information to the department by certain  
95 dates; providing a reimbursement schedule for tuition  
96 and instructional materials costs; requiring the  
97 department to reimburse institutions by specified  
98 dates; providing that reimbursement for dual  
99 enrollment courses is contingent upon appropriations;  
100 providing for the prorating of reimbursements under  
101 certain circumstances; requiring the State Board of  
102 Education to adopt rules; amending s. 1011.62, F.S.;

103 deleting a provision relating to certain colleges and  
104 universities eligible for inclusion in the dual  
105 enrollment program; changing the calculation of full-  
106 time equivalent student membership for dual enrollment  
107 purposes; revising the calculation of the virtual  
108 education contribution; requiring that before  
109 distribution of the mental health assistance  
110 allocation occurs, a school district submit a detailed  
111 plan that includes the input of school and community  
112 stakeholders; requiring school board mental health  
113 policies and procedures to include certain items;  
114 requiring each school district to submit a report to



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115 the department which reflects certain program outcomes  
116 and expenditures for all charter schools in the  
117 district; requiring the department to submit a report  
118 to the Governor and the Legislature by a specified  
119 date; requiring the report to include certain  
120 information; abrogating the scheduled expiration of  
121 provisions relating to the annual funding compression  
122 allocation; establishing the Teacher Salary Increase  
123 Allocation to be allocated from the Florida Education  
124 Finance Program; defining the term "minimum base  
125 salary"; amending s. 1013.62, F.S.; requiring state  
126 funds and revenue from a certain millage be used to  
127 fund charter school capital outlays if state funds  
128 appropriated in a given fiscal year are below a  
129 certain level; providing additional requirements for  
130 charter school eligibility for a funding allocation;  
131 requiring a certification for the use of funds;  
132 prohibiting the personal enrichment of owners,  
133 operators, managers, and other affiliated parties of  
134 charter schools; defining the term "affiliated party  
135 of the charter school"; requiring the department to  
136 use certain methodology to determine the amount of  
137 revenue that a school district must distribute to each  
138 eligible charter school if charter school capital  
139 outlay funding in any given fiscal year is less than a  
140 specified amount; amending s. 1013.64, F.S.; providing  
141 an exception for educational facilities and sites  
142 subject to a lease-purchase agreement or funded solely  
143 through local impact fees; amending s. 1003.4282,



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144 F.S.; conforming a provision to changes made by the  
145 act; amending s. 1003.436, F.S.; conforming a cross-  
146 reference; providing an effective date.  
147

148 Be It Enacted by the Legislature of the State of Florida:  
149

150 Section 1. Subsection (6) of section 212.055, Florida  
151 Statutes, is amended to read:

152 212.055 Discretionary sales surtaxes; legislative intent;  
153 authorization and use of proceeds.—It is the legislative intent  
154 that any authorization for imposition of a discretionary sales  
155 surtax shall be published in the Florida Statutes as a  
156 subsection of this section, irrespective of the duration of the  
157 levy. Each enactment shall specify the types of counties  
158 authorized to levy; the rate or rates which may be imposed; the  
159 maximum length of time the surtax may be imposed, if any; the  
160 procedure which must be followed to secure voter approval, if  
161 required; the purpose for which the proceeds may be expended;  
162 and such other requirements as the Legislature may provide.  
163 Taxable transactions and administrative procedures shall be as  
164 provided in s. 212.054.

165 (6) SCHOOL CAPITAL OUTLAY SURTAX.—

166 (a) The school board in each county may levy, pursuant to  
167 resolution conditioned to take effect only upon approval by a  
168 majority vote of the electors of the county voting in a  
169 referendum, a discretionary sales surtax at a rate that may not  
170 exceed 0.5 percent.

171 (b) The resolution must ~~shall~~ include a statement that  
172 provides a brief and general description of the school capital



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outlay projects to be funded by the surtax. The resolution must also include a statement that the revenues collected must be shared with charter schools based on their proportionate share of total school district enrollment. The statement ~~must~~ shall conform to the requirements of s. 101.161 and shall be placed on the ballot by the governing body of the county. The following question shall be placed on the ballot:

.....FOR THE .....CENTS TAX

....AGAINST THE                      ....CENTS TAX

(c) The resolution providing for the imposition of the surtax must ~~shall~~ set forth a plan for use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses which have a useful life expectancy of 5 or more years, and any land acquisition, land improvement, design, and engineering costs related thereto. Additionally, the plan shall include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district. Surtax revenues may be used for the purpose of servicing bond indebtedness to finance projects authorized by this subsection, and any interest accrued thereto may be held in trust to finance such projects. Neither the proceeds of the surtax nor any



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interest accrued thereto shall be used for operational expenses. Surtax revenues shared with charter schools shall be expended by the charter school in a manner consistent with the allowable uses in s.1013.62(4). All revenues and expenditures shall be accounted for in a charter school's monthly or quarterly financial report pursuant to s. 1002.33(9).

(d) Surtax revenues collected by the Department of Revenue pursuant to this subsection shall be distributed to the school board imposing the surtax in accordance with law.

Section 2. Section 1007.271, Florida Statutes, is amended to read:

1007.271 Dual enrollment programs.—

(1) The dual enrollment program is the enrollment of an eligible secondary student ~~or home education student~~ in a postsecondary course creditable toward high school completion and a career certificate or an associate or baccalaureate degree. A student who is enrolled in postsecondary instruction that is not creditable toward a high school diploma may not be classified as a dual enrollment student.

(2) For the purpose of this section, an eligible secondary student is a student who is enrolled in any of grades 6 through 12 in a Florida public school or in a Florida private school that is in compliance with s. 1002.42(2) and provides a secondary curriculum pursuant to s. 1003.4282, or who is enrolled in a home education program pursuant to s. 1002.41. Students who are eligible for dual enrollment pursuant to this section may enroll in dual enrollment courses conducted during school hours, after school hours, and during the summer term. However, if the student is projected to graduate from high



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school before the scheduled completion date of a postsecondary course, the student may not register for that course through dual enrollment. The student may apply to the postsecondary institution and pay the required registration, tuition, and fees if the student meets the postsecondary institution's admissions requirements under s. 1007.263. Instructional time for dual enrollment may vary from 900 hours; however, the full-time equivalent student membership value shall be subject to the provisions in s. 1011.61(4). A student enrolled as a dual enrollment student is exempt from the payment of registration, tuition, and laboratory fees. Applied academics for adult education instruction, developmental education, and other forms of precollegiate instruction, as well as physical education courses that focus on the physical execution of a skill rather than the intellectual attributes of the activity, are ineligible for inclusion in the dual enrollment program. Recreation and leisure studies courses shall be evaluated individually in the same manner as physical education courses for potential inclusion in the program.

(3) ~~Student eligibility requirements~~ For initial enrollment in college credit dual enrollment courses, a student must achieve include a 3.0 unweighted high school grade point average and the minimum score on a common placement test adopted by the State Board of Education which indicates that the student is ready for college-level coursework. ~~Student eligibility requirements~~ For continued enrollment in college credit dual enrollment courses, a student must maintain a minimum must ~~include the maintenance~~ of a 3.0 unweighted high school grade point average and the minimum postsecondary grade point average



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established by the postsecondary institution. Regardless of meeting student eligibility requirements for continued enrollment, a student may lose the opportunity to participate in a dual enrollment course if the student is disruptive to the learning process such that the progress of other students or the efficient administration of the course is hindered. Student eligibility requirements for initial and continued enrollment in career certificate dual enrollment courses must include a 2.0 unweighted high school grade point average. An exception ~~Exceptions~~ to the required grade point average for career ~~certificate dual enrollment averages~~ may be granted on an individual student basis. An exception to the required grade point average for college credit dual enrollment may be granted for students who achieve higher scores than the established minimum on the common placement test adopted by the State Board of Education. Any exception to the required grade point average must be specified in ~~if the educational entities agree and the terms of the agreement are contained within~~ the dual enrollment articulation agreement established pursuant to subsection (21). A postsecondary institution ~~Florida College System institution boards of trustees~~ may not establish additional initial student academic eligibility requirements, ~~which shall be included in the dual enrollment articulation agreement, to ensure student readiness for postsecondary instruction. Additional requirements included in the agreement may not arbitrarily prohibit students who have demonstrated the ability to master advanced courses from participating in dual enrollment courses or limit the number of dual enrollment courses in which a student may enroll based solely upon enrollment by the student at an independent~~



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287 ~~postsecondary institution.~~

288 (4) District school boards may not refuse to enter into a  
289 dual enrollment articulation agreement with a local Florida  
290 College System institution if that Florida College System  
291 institution has the capacity to offer dual enrollment courses.

292 (5) A district school board or Florida College System  
293 institution may not deny a student who has met the state  
294 eligibility requirements from participating in dual enrollment  
295 unless the institution documents that it does not have the  
296 capacity to accommodate all eligible students seeking to  
297 participate in the dual enrollment program. If the institution  
298 documents that it does not have the capacity to accommodate all  
299 eligible students, participation must be based on a first-come,  
300 first-served basis.

301 (6)(5)(a) Each faculty member providing instruction in  
302 college credit dual enrollment courses must:

303 1. Meet the qualifications required by the entity  
304 accrediting the postsecondary institution offering the course.  
305 The qualifications apply to all faculty members regardless of  
306 the location of instruction. The postsecondary institution  
307 offering the course must require compliance with these  
308 qualifications.

309 2. Provide the institution offering the dual enrollment  
310 course a copy of his or her postsecondary transcript.

311 3. Provide a copy of the current syllabus for each course  
312 taught to the discipline chair or department chair of the  
313 postsecondary institution before the start of each term. The  
314 content of each syllabus must meet the same standards required  
315 for all college-level courses offered by that postsecondary



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316 institution.

317 4. Adhere to the professional rules, guidelines, and  
318 expectations stated in the postsecondary institution's faculty  
319 or adjunct faculty handbook. Any exceptions must be included in  
320 the dual enrollment articulation agreement.

321 5. Adhere to the rules, guidelines, and expectations stated  
322 in the postsecondary institution's student handbook which apply  
323 to faculty members. Any exceptions must be noted in the dual  
324 enrollment articulation agreement.

325 (b) Each president, or designee, of a postsecondary  
326 institution offering a college credit dual enrollment course  
327 must:

328 1. Provide a copy of the institution's current faculty or  
329 adjunct faculty handbook to all faculty members teaching a dual  
330 enrollment course.

331 2. Provide to all faculty members teaching a dual  
332 enrollment course a copy of the institution's current student  
333 handbook, which may include, but is not limited to, information  
334 on registration policies, the student code of conduct, grading  
335 policies, and critical dates.

336 3. Designate an individual or individuals to observe all  
337 faculty members teaching a dual enrollment course, regardless of  
338 the location of instruction.

339 4. Use the same criteria to evaluate faculty members  
340 teaching a dual enrollment course as the criteria used to  
341 evaluate all other faculty members.

342 5. Provide course plans and objectives to all faculty  
343 members teaching a dual enrollment course.

344 (7)(6) The following curriculum standards apply to college



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credit dual enrollment:

(a) Dual enrollment courses taught on the high school campus must meet the same competencies required for courses taught on the postsecondary institution campus. To ensure equivalent rigor with courses taught on the postsecondary institution campus, the postsecondary institution offering the course is responsible for providing in a timely manner a comprehensive, cumulative end-of-course assessment or a series of assessments of all expected learning outcomes to the faculty member teaching the course. Completed, scored assessments must be returned to the postsecondary institution and held for 1 year.

(b) Instructional materials used in dual enrollment courses must be the same as or comparable to those used in courses offered by the postsecondary institution with the same course prefix and number. The postsecondary institution must advise the school district of instructional materials requirements as soon as that information becomes available but no later than one term before a course is offered.

(c) Course requirements, such as tests, papers, or other assignments, for dual enrollment students must be at the same level of rigor or depth as those for all nondual enrollment postsecondary students. All faculty members teaching dual enrollment courses must observe the procedures and deadlines of the postsecondary institution for the submission of grades. A postsecondary institution must advise each faculty member teaching a dual enrollment course of the institution's grading guidelines before the faculty member begins teaching the course.

(d) Dual enrollment courses taught on a high school campus



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may not be combined with any noncollege credit high school course.

~~(8)(7)~~ Career dual enrollment shall be provided as a curricular option for secondary students to pursue in order to earn industry certifications adopted pursuant to s. 1008.44, which count as credits toward the high school diploma. Career dual enrollment shall be available for secondary students seeking a degree and industry certification through a career education program or course. Each career center established under s. 1001.44 shall enter into an agreement with each high school in any school district it serves. Beginning with the 2019-2020 school year, the agreement must be completed annually and submitted by the career center to the Department of Education by October ~~August~~ 1. The agreement must:

(a) Identify the courses and programs that are available to students through career dual enrollment and the clock hour credits that students will earn upon completion of each course and program.

(b) Delineate the high school credit earned for the completion of each career dual enrollment course.

(c) Identify any college credit articulation agreements associated with each clock hour program.

(d) Describe how students and their parents or legal guardians will be informed of career dual enrollment opportunities and related workforce demand, how students can apply to participate in a career dual enrollment program and register for courses through his or her high school, and the postsecondary career education expectations for participating students.





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(e) Establish any additional eligibility requirements for participation and a process for determining eligibility and monitoring the progress of participating students.

(f) Delineate costs incurred by each entity and determine how transportation will be provided for students who are unable to provide their own transportation.

~~(9)(8)~~ Each district school board shall inform all secondary students and their parents or legal guardians of dual enrollment as an educational option and mechanism for acceleration. Students and their parents or legal guardians shall be informed of student eligibility requirements, the option for taking dual enrollment courses beyond the regular school year, and the minimum academic credits required for graduation. In addition, students and their parents or legal guardians shall be informed that dual enrollment course grades are included in the student's college grade point average, become a part of the student's permanent academic record, and may affect the student's future financial aid eligibility. A school may not enroll a student in a dual enrollment course without an acknowledgment form on file, which must be signed by both the student and the student's parent or legal guardian, indicating they have been informed of the dual enrollment educational option and its provisions. District school boards shall annually assess the demand for dual enrollment and provide that information to each partnering postsecondary institution. Alternative grade calculation, weighting systems, and information regarding student education options that discriminate against dual enrollment courses are prohibited.

~~(10)(9)~~ The Commissioner of Education shall appoint faculty



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committees representing public school, Florida College System institution, and university faculties to identify postsecondary courses that meet the high school graduation requirements of s. 1003.4282 and to establish the number of postsecondary semester credit hours of instruction and equivalent high school credits earned through dual enrollment pursuant to this section that are necessary to meet high school graduation requirements. Such equivalencies shall be determined solely on comparable course content and not on seat time traditionally allocated to such courses in high school. The Commissioner of Education shall recommend to the State Board of Education those postsecondary courses identified to meet high school graduation requirements, based on mastery of course outcomes, by their course numbers, and all high schools shall accept these postsecondary education courses toward meeting the requirements of s. 1003.4282.

~~(11)(10)~~ Early admission is a form of dual enrollment through which eligible secondary students enroll in a postsecondary institution on a full-time basis in courses that are creditable toward the high school diploma and the associate or baccalaureate degree. A student must enroll in a minimum of 12 college credit hours per semester or the equivalent to participate in the early admission program; however, a student may not be required to enroll in more than 15 college credit hours per semester or the equivalent. Students enrolled pursuant to this subsection are exempt from the payment of registration, tuition, and laboratory fees.

~~(12)(11)~~ Career early admission is a form of career dual enrollment through which eligible secondary students enroll full time in a career center or a Florida College System institution



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461 in postsecondary programs leading to industry certifications, as  
462 listed in the CAPE Postsecondary Industry Certification Funding  
463 List pursuant to s. 1008.44, which are creditable toward the  
464 high school diploma and the certificate or associate degree.  
465 Participation in the career early admission program is limited  
466 to students who have completed a minimum of 4 semesters of full-  
467 time secondary enrollment, including studies undertaken in the  
468 ninth grade. Students enrolled pursuant to this section are  
469 exempt from the payment of registration, tuition, and laboratory  
470 fees.

471 ~~(12) The State Board of Education shall adopt rules for any~~  
472 ~~dual enrollment programs involving requirements for high school~~  
473 ~~graduation.~~

474 (13)(a) The dual enrollment program for a home education  
475 student, including, but not limited to, students with  
476 disabilities, consists of the enrollment of an eligible home  
477 education secondary student in a postsecondary course creditable  
478 toward an associate degree, a career certificate, or a  
479 baccalaureate degree. To participate in the dual enrollment  
480 program, an eligible home education secondary student must:

481 1. Provide proof of enrollment in a home education program  
482 pursuant to s. 1002.41.

483 2. Be responsible for his or her own transportation unless  
484 provided for in the articulation agreement.

485 3. Sign a home education articulation agreement pursuant to  
486 paragraph (b).

487 (b) Each public postsecondary institution eligible to  
488 participate in the dual enrollment program pursuant to s.  
489 1011.62(1)(i) must enter into a home education articulation



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490 agreement with each home education student seeking enrollment in  
491 a dual enrollment course and the student's parent or legal  
492 guardian. By October ~~August~~ 1 of each year, the eligible  
493 postsecondary institution shall complete and submit the home  
494 education articulation agreement to the Department of Education.  
495 The home education articulation agreement must include, at a  
496 minimum:

497 1. A delineation of courses and programs available to  
498 dually enrolled home education students. Courses and programs  
499 may be added, revised, or deleted at any time by the  
500 postsecondary institution. Any course or program limitations may  
501 not exceed the limitations for other dually enrolled students.

502 2. The initial and continued eligibility requirements for  
503 home education student participation, not to exceed those  
504 required of other dually enrolled students. A home education  
505 student must meet the same minimum score requirement on a common  
506 placement test which is required of other dually enrolled  
507 students. A high school grade point average may not be required  
508 for home education students ~~who meet the minimum score on a~~  
509 ~~common placement test adopted by the State Board of Education~~  
510 ~~which indicates that the student is ready for college-level~~  
511 ~~coursework~~; however, home education student eligibility  
512 requirements for continued enrollment in dual enrollment courses  
513 must include the maintenance of the minimum postsecondary grade  
514 point average established by the postsecondary institution for  
515 other dually enrolled students.

516 3. The student's responsibilities for providing his or her  
517 own transportation.

518 4. A copy of the statement on transfer guarantees developed



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by the Department of Education under subsection (15).

(14) The Department of Education shall approve any course for inclusion in the dual enrollment program that is contained within the statewide course numbering system. However, developmental education and physical education and other courses that focus on the physical execution of a skill rather than the intellectual attributes of the activity, may not be so approved but must be evaluated individually for potential inclusion in the dual enrollment program. This subsection may not be construed to mean that an independent postsecondary institution eligible for inclusion in a dual enrollment or early admission program pursuant to subsection (23) s. 1011.62 must participate in the statewide course numbering system developed pursuant to s. 1007.24 to participate in a dual enrollment program.

(15) The Department of Education shall develop a statement on transfer guarantees to inform students and their parents or legal guardians, prior to enrollment in a dual enrollment course, of the potential for the dual enrollment course to articulate as an elective or a general education course into a postsecondary education certificate or degree program. The statement shall be provided to each district school superintendent, who shall include the statement in the information provided to all secondary students and their parents or legal guardians as required pursuant to this subsection. The statement may also include additional information, including, but not limited to, dual enrollment options, guarantees, privileges, and responsibilities.

(16) Students who meet the eligibility requirements of this section and who choose to participate in dual enrollment



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programs are exempt from the payment of registration, tuition, and laboratory fees.

(17) Instructional materials assigned for use within dual enrollment courses shall be made available to dual enrollment students from Florida public ~~high schools, private schools, and home education programs~~ free of charge. ~~This subsection does not prohibit a Florida College System institution from providing instructional materials at no cost to a home education student or student from a private school.~~ Instructional materials purchased by a district school board or Florida College System institution board of trustees on behalf of dual enrollment students shall be the property of the board against which the purchase is charged.

(18) School districts and Florida College System institutions must weigh dual enrollment courses the same as advanced placement, International Baccalaureate, and Advanced International Certificate of Education courses when grade point averages are calculated. Alternative grade calculation systems, alternative grade weighting systems, and information regarding student education options that discriminate against dual enrollment courses are prohibited.

(19) The Commissioner of Education may approve dual enrollment agreements for limited course offerings that have statewide appeal. Such programs shall be limited to a single site with multiple county participation.

(20) A postsecondary institution shall assign letter grades to each student enrolled in a dual enrollment course. The letter grade assigned by the postsecondary institution shall be posted to the student's high school transcript by the school district.



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577 (21) Each district school superintendent and each public  
578 postsecondary institution president shall develop a  
579 comprehensive dual enrollment articulation agreement for the  
580 respective school district and postsecondary institution. The  
581 superintendent and president shall establish an articulation  
582 committee for the purpose of developing the agreement. Each  
583 state university president may designate a university  
584 representative to participate in the development of a dual  
585 enrollment articulation agreement. A dual enrollment  
586 articulation agreement shall be completed and submitted annually  
587 by the postsecondary institution to the Department of Education  
588 on or before ~~October~~ August 1. The agreement must include, but  
589 is not limited to:

590 (a) A ratification or modification of all existing  
591 articulation agreements.

592 (b) A description of the process by which students and  
593 their parents are informed about opportunities for student  
594 participation in the dual enrollment program.

595 (c) A delineation of courses and programs available to  
596 students eligible to participate in dual enrollment.

597 (d) A description of the process by which students and  
598 their parents exercise options to participate in the dual  
599 enrollment program.

600 (e) The agreed-upon common placement test scores and  
601 corresponding grade point average that may be accepted for  
602 initial student eligibility if an exception to the minimum grade  
603 point average is authorized pursuant to subsection (3) ~~A list of~~  
604 ~~any additional initial student eligibility requirements for~~  
605 ~~participation in the dual enrollment program.~~



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606 (f) A delineation of the high school credit earned for the  
607 passage of each dual enrollment course.

608 (g) A description of the process for informing students and  
609 their parents of college-level course expectations.

610 (h) The policies and procedures, if any, for determining  
611 exceptions to the required grade point averages on an individual  
612 student basis.

613 (i) The registration policies for dual enrollment courses  
614 as determined by the postsecondary institution.

615 (j) Exceptions, if any, to the professional rules,  
616 guidelines, and expectations stated in the faculty or adjunct  
617 faculty handbook for the postsecondary institution.

618 (k) Exceptions, if any, to the rules, guidelines, and  
619 expectations stated in the student handbook of the postsecondary  
620 institution which apply to faculty members.

621 (l) The responsibilities of the school district regarding  
622 the determination of student eligibility before participating in  
623 the dual enrollment program and the monitoring of student  
624 performance while participating in the dual enrollment program.

625 (m) The responsibilities of the postsecondary institution  
626 regarding the transmission of student grades in dual enrollment  
627 courses to the school district.

628 (n) A funding provision that delineates costs incurred by  
629 each entity.

630 1. School districts shall pay public postsecondary  
631 institutions the in-state resident standard tuition rate per  
632 credit hour from funds provided in the Florida Education Finance  
633 Program when dual enrollment course instruction takes place on  
634 the postsecondary institution's campus and the course is taken



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during the fall or spring term. When dual enrollment is provided on the high school site by postsecondary institution faculty, the school district shall reimburse the costs associated with the postsecondary institution's proportion of salary and benefits to provide the instruction. When dual enrollment course instruction is provided on the high school site by school district faculty, the school district is not responsible for payment to the postsecondary institution. A postsecondary institution may enter into an agreement with the school district to authorize teachers to teach dual enrollment courses at the high school site or the postsecondary institution. A school district may not deny a student access to dual enrollment unless the student is ineligible to participate in the program subject to provisions specifically outlined in this section.

2. Subject to annual appropriation in the General Appropriations Act, a public postsecondary institution shall receive an amount of funding equivalent to the standard tuition rate per credit hour for each dual enrollment course taken by a private school or home education student at the postsecondary institution during the fall and spring terms, pursuant to s. 1009.31.

~~3.2-~~ Subject to annual appropriation in the General Appropriations Act, a public postsecondary institution shall receive an amount of funding equivalent to the standard tuition rate per credit hour for each dual enrollment course taken by a student during the summer term, pursuant to s. 1009.31.

(o) Any institutional responsibilities for student transportation, if provided.

(22) The Department of Education shall develop an



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electronic submission system for dual enrollment articulation agreements and shall review, for compliance, each dual enrollment articulation agreement submitted pursuant to subsections (13), (21), and (24). The Commissioner of Education shall notify the district school superintendent and the Florida College System institution president if the dual enrollment articulation agreement does not comply with statutory requirements and shall submit any dual enrollment articulation agreement with unresolved issues of noncompliance to the State Board of Education.

(23) District school boards and Florida College System institutions may enter into additional dual enrollment articulation agreements with state universities for the purposes of this section. School districts may also enter into dual enrollment articulation agreements with eligible independent colleges and universities pursuant to s. 1011.62(1)(i). An independent college or university that is not for profit, is accredited by a regional or national accrediting agency recognized by the United States Department of Education, and confers degrees as defined in s. 1005.02 shall be eligible for inclusion in the dual enrollment or early admission program. By ~~October~~ August 1 of each year, the district school board and the Florida College System institution shall complete and submit the dual enrollment articulation agreement with the state university or an eligible independent college or university, as applicable, to the Department of Education.

(24) (a) The dual enrollment program for a private school student consists of the enrollment of an eligible private school student in a postsecondary course creditable toward an associate



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693 degree, a career certificate, or a baccalaureate degree. In  
694 addition, a private school in which a student, including, but  
695 not limited to, students with disabilities, is enrolled must  
696 award credit toward high school completion for the postsecondary  
697 course under the dual enrollment program. To participate in the  
698 dual enrollment program, an eligible private school student  
699 must:

700 1. Provide proof of enrollment in a private school pursuant  
701 to subsection (2).

702 2. Be responsible for his or her own ~~instructional~~  
703 ~~materials and transportation~~ unless provided for in the  
704 articulation agreement.

705 3. Sign a private school articulation agreement pursuant to  
706 paragraph (b).

707 (b) Each public postsecondary institution eligible to  
708 participate in the dual enrollment program pursuant to s.  
709 1011.62(1)(i) must enter into a private school articulation  
710 agreement with each eligible private school in its geographic  
711 service area seeking to offer dual enrollment courses to its  
712 students, including, but not limited to, students with  
713 disabilities. By ~~October~~ August 1 of each year, the eligible  
714 postsecondary institution shall complete and submit the private  
715 school articulation agreement to the Department of Education.  
716 The private school articulation agreement must include, at a  
717 minimum:

718 1. A delineation of courses and programs available to the  
719 private school student. The postsecondary institution may add,  
720 revise, or delete courses and programs at any time.

721 2. The initial and continued eligibility requirements for



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722 private school student participation, not to exceed those  
723 required of other dual enrollment students.

724 3. The student's responsibilities for providing his or her  
725 own ~~instructional materials and~~ transportation.

726 4. A provision clarifying that the private school will  
727 award appropriate credit toward high school completion for the  
728 postsecondary course under the dual enrollment program.

729 5. A provision expressing that the private school of  
730 enrollment is exempt from the payment of costs associated with  
731 tuition and fees, including registration, and laboratory fees,  
732 will not be passed along to the student.

733 (25) For students with disabilities, a postsecondary  
734 institution eligible to participate in dual enrollment pursuant  
735 to s. 1011.62(1)(i) shall include in its dual enrollment  
736 articulation agreement, services and resources that are  
737 available to students with disabilities who register in a dual  
738 enrollment course at the eligible institution and provide  
739 information regarding such services and resources to the Florida  
740 Center for Students with Unique Abilities. The Department of  
741 Education shall provide to the center the Internet website link  
742 to dual enrollment articulation agreements specific to students  
743 with disabilities. The center shall include in the information  
744 that it is responsible for disseminating to students with  
745 disabilities and their parents or legal guardians pursuant to s.  
746 1004.6495, dual enrollment articulation agreements and  
747 opportunities for meaningful campus experience through dual  
748 enrollment.

749 (26) By November 30, 2021, and annually thereafter, the  
750 commissioner must report to the Governor, the President of the



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751 Senate, and the Speaker of the House of Representatives the  
752 status of dual enrollment programs, including, at a minimum, a  
753 summary of student enrollment and completion for public school,  
754 private school, and home education program students enrolled at  
755 public and private postsecondary institutions.

756 (27) The State Board of Education shall adopt rules for any  
757 dual enrollment programs involving requirements for high school  
758 graduation.

759 Section 3. Section 1007.273, Florida Statutes, is amended  
760 to read:

761 1007.273 Early college program ~~Collegiate high school~~  
762 ~~program.~~

763 (1) Each Florida College System institution shall work with  
764 each district school board in its designated service area to  
765 establish one or more early college ~~collegiate high school~~  
766 programs. As used in this section, the term "early college  
767 program" means a structured high school acceleration program in  
768 which a cohort of students is taking postsecondary courses full  
769 time toward an associate degree. The early college program must  
770 prioritize courses applicable as general education core courses  
771 under s. 1007.25 for an associate degree or a baccalaureate  
772 degree.

773 ~~(2) At a minimum, collegiate high school programs must~~  
774 ~~include an option for public school students in grade 11 or~~  
775 ~~grade 12 participating in the program, for at least 1 full~~  
776 ~~school year, to earn CAPE industry certifications pursuant to s.~~  
777 ~~1008.44 and to successfully complete 30 credit hours through the~~  
778 ~~dual enrollment program under s. 1007.271 toward the first year~~  
779 ~~of college for an associate degree or baccalaureate degree while~~



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780 ~~enrolled in the program.~~

781 ~~(2)(3)~~ Each district school board and its local Florida  
782 College System institution shall execute a contract to establish  
783 one or more early college ~~collegiate high school~~ programs at a  
784 mutually agreed-upon ~~agreed-upon~~ location or locations.  
785 ~~Beginning with the 2015-2016 school year,~~ If the Florida College  
786 System institution does not establish an early college ~~a~~ program  
787 with a district school board in its designated service area,  
788 another Florida College System institution may execute a  
789 contract with that district school board to establish the early  
790 college program. The contract must be executed by January 1 of  
791 each school year for implementation of the program during the  
792 next school year. The contract must:

793 (a) Identify the grade levels to be included in the early  
794 college program ~~collegiate high school program which must, at a~~  
795 ~~minimum, include grade 12.~~

796 (b) Describe the early college ~~collegiate high school~~  
797 program, including the delineation of courses that must, at a  
798 minimum, include general education core courses pursuant to s.  
799 1007.25; and industry certifications offered, including online  
800 course availability; the high school and college credits earned  
801 for each postsecondary course completed and industry  
802 certification earned; student eligibility criteria; and the  
803 enrollment process and relevant deadlines.

804 (c) Describe the methods, medium, and process by which  
805 students and their parents or legal guardians are annually  
806 informed about the availability of the early college ~~collegiate~~  
807 ~~high school~~ program, the return on investment associated with  
808 participation in the early college program, and the information



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described in paragraphs (a) and (b).

(d) Identify the delivery methods for instruction and the instructors for all courses.

(e) Identify student advising services and progress monitoring mechanisms.

(f) Establish a program review and reporting mechanism regarding student performance outcomes.

(g) Describe the terms of funding arrangements to implement the early college college-high school program pursuant to subsection (5).

(3)(4) Each student participating in an early college a college-high school program must enter into a student performance contract, which must be signed by the student, the parent or legal guardian, and a representative of the school district and the applicable Florida College System institution partner, state university, or other eligible postsecondary institution partner participating pursuant to subsection (4) (5). The performance contract must, at a minimum, specify include the schedule of courses, by semester, and industry certifications to be taken by the student, if any; student attendance requirements; and course grade requirements; and the applicability of such courses to an associate degree or a baccalaureate degree.

(4)(5) In addition to executing a contract with the local Florida College System institution under this section, a district school board may execute a contract to establish an early college a college-high school program with a state university or an institution that is eligible to participate in the William L. Boyd, IV, Effective Access to Student Education



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Grant Program, that is a nonprofit independent college or university located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees. Such university or institution must meet the requirements specified under subsections (2) and (3) subsections (3) and (4). A charter school may execute a contract directly with the local Florida College System institution or another institution as authorized under this section to establish an early college program at a mutually agreed-upon location.

(5)(6) The early college college-high school program shall be funded pursuant to ss. 1007.271 and 1011.62. The State Board of Education shall enforce compliance with this section by withholding the transfer of funds for the school districts and the Florida College System institutions in accordance with s. 1008.32.

(6) By November 30, 2021, and annually thereafter, the commissioner must report the status of early college programs, including, at a minimum, a summary of student enrollment in public and private postsecondary institutions and completion information, to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 4. Section 1009.31, Florida Statutes, is created to read:

1009.31 Dual Enrollment Scholarship Program.-

(1) The Legislature finds and declares that dual enrollment is an integral part of the education system in this state and should be available for all eligible secondary students without cost to the student. There is established the Dual Enrollment





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867 Scholarship Program to support postsecondary institutions in  
868 providing dual enrollment.

869 (2) The department shall administer the Dual Enrollment  
870 Scholarship Program in accordance with rules of the State Board  
871 of Education.

872 (3) (a) Beginning in the 2020 fall term, the program shall  
873 reimburse eligible postsecondary institutions for tuition and  
874 related instructional materials costs for dual enrollment  
875 courses taken by private school or home education program  
876 secondary students during the fall or spring terms.

877 (b) Beginning in the 2021 summer term, the program shall  
878 reimburse eligible postsecondary institutions for tuition and  
879 related instructional materials costs for dual enrollment  
880 courses taken by public school, private school, or home  
881 education program secondary students during the summer term.

882 (4) A student participating in a dual enrollment program  
883 must meet the minimum eligibility requirements specified in s.  
884 1007.271 in order for the institution to receive a  
885 reimbursement.

886 (5) Annually, by March 15, each participating institution  
887 must report to the department its eligible secondary students  
888 from private schools or home education programs who were  
889 enrolled during the previous fall or spring terms. Annually, by  
890 July 15, each participating institution must report to the  
891 department its eligible public school, private school, or home  
892 education program students who were enrolled during the summer  
893 term. For each dual enrollment course in which the student is  
894 enrolled, the report must include a unique student identifier,  
895 the postsecondary institution name, the postsecondary course



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896 number, the postsecondary course name, and the number of  
897 postsecondary course credits earned by the student.

898 (6) (a) Florida College System institutions shall be  
899 reimbursed for college credit instruction at the in-state  
900 resident tuition rate established in s. 1009.23(3)(a).

901 (b) State universities and independent postsecondary  
902 institutions shall be reimbursed at the standard tuition rate  
903 established in s. 1009.24(4)(a).

904 (c) Workforce education instruction leading to a career  
905 certificate or an applied technology diploma shall be reimbursed  
906 at the standard tuition rate established in s. 1009.22(3)(c).

907 (d) Institutions shall be reimbursed for instructional  
908 materials costs based on a rate as specified in the General  
909 Appropriations Act.

910 (7) For dual enrollment courses taken during the fall and  
911 spring terms, the department must reimburse institutions by  
912 April 15 of the same year. For dual enrollment courses taken  
913 during the summer term, the department must reimburse  
914 institutions by August 15 of the same year, before the beginning  
915 of the next academic year.

916 (8) Reimbursement for dual enrollment courses is contingent  
917 upon an appropriation in the General Appropriations Act each  
918 year. If the statewide reimbursement amount is greater than the  
919 appropriation, the institutional reimbursement amounts specified  
920 in subsection (6) shall be prorated among the institutions that  
921 have reported eligible students to the department by the  
922 deadlines specified in subsection (5).

923 (9) The State Board of Education shall adopt rules to  
924 implement this section.



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925 Section 5. Paragraph (i) of subsection (1) and subsections  
926 (11), (16), and (17) of section 1011.62, Florida Statutes, are  
927 amended, and subsection (22) is added to that section, to read:

928 1011.62 Funds for operation of schools.—If the annual  
929 allocation from the Florida Education Finance Program to each  
930 district for operation of schools is not determined in the  
931 annual appropriations act or the substantive bill implementing  
932 the annual appropriations act, it shall be determined as  
933 follows:

934 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
935 OPERATION.—The following procedure shall be followed in  
936 determining the annual allocation to each district for  
937 operation:

938 (i) *Calculation of full-time equivalent membership with*  
939 *respect to dual enrollment instruction.*—

940 1. Full-time equivalent students.—Students enrolled in dual  
941 enrollment instruction pursuant to s. 1007.271 may be included  
942 in calculations of full-time equivalent student memberships for  
943 basic programs for grades 9 through 12 by a district school  
944 board. Instructional time for dual enrollment may vary from 900  
945 hours; however, the full-time equivalent student membership  
946 value shall be subject to the provisions in s. 1011.61(4). Dual  
947 enrollment full-time equivalent student membership shall be  
948 calculated in an amount equal to the hours of instruction that  
949 would be necessary to earn the full-time equivalent student  
950 membership for an equivalent course if it were taught in the  
951 school district. Students in dual enrollment courses may also be  
952 calculated as the proportional shares of full-time equivalent  
953 enrollments they generate for a Florida College System



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954 institution or university conducting the dual enrollment  
955 instruction. Early admission students shall be considered dual  
956 enrollments for funding purposes. Students may be enrolled in  
957 dual enrollment instruction provided by an eligible independent  
958 college or university and may be included in calculations of  
959 full-time equivalent student memberships for basic programs for  
960 grades 9 through 12 by a district school board. However, those  
961 provisions of law which exempt dual enrolled and early admission  
962 students from payment of instructional materials and tuition and  
963 fees, including laboratory fees, shall not apply to students who  
964 select the option of enrolling in an eligible independent  
965 institution. ~~An independent college or university, which is not~~  
966 ~~for profit, is accredited by a regional or national accrediting~~  
967 ~~agency recognized by the United States Department of Education,~~  
968 ~~and confers degrees as defined in s. 1005.02 shall be eligible~~  
969 ~~for inclusion in the dual enrollment or early admission program.~~  
970 ~~Students enrolled in dual enrollment instruction shall be exempt~~  
971 ~~from the payment of tuition and fees, including laboratory fees.~~  
972 No student enrolled in college credit mathematics or English  
973 dual enrollment instruction shall be funded as a dual enrollment  
974 unless the student has successfully completed the relevant  
975 section of the entry-level examination required pursuant to s.  
976 1008.30.

977 2. Additional full-time equivalent student membership.—For  
978 students enrolled in an early college program pursuant to s.  
979 1007.273, a value of 0.16 full-time equivalent student  
980 membership shall be calculated for each student who completes a  
981 general education core course through the dual enrollment  
982 program with a grade of "C" or better. For students who are not



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enrolled in an early college program, a value of 0.08 full-time equivalent student membership shall be calculated for each student who completes a general education core course through the dual enrollment program with a grade of "C" or better. In addition, a value of 0.3 full-time equivalent student membership shall be calculated for any student who receives an associate degree through the dual enrollment program with a 3.0 grade point average or better. This value shall be added to the total full-time equivalent student membership in basic programs for grades 9 through 12 in the subsequent fiscal year. This section shall be effective for credit earned by dually enrolled students for courses taken in the 2020-2021 school year and each school year thereafter. If the associate degree described in this paragraph is earned in 2020-2021 following completion of courses taken in the 2020-2021 school year, then courses taken toward the degree as part of the dual enrollment program before 2020-2021 may not preclude eligibility for the 0.3 additional full-time equivalent student membership bonus. Each school district shall allocate at least 50 percent of the funds received from the dual enrollment bonus FTE funding, in accordance with this paragraph, to the schools that generated the funds to support student academic guidance and postsecondary readiness.

3. Qualifying courses.—For the purposes of this paragraph, general education core courses are those that are identified in rule by the State Board of Education and in regulation by the Board of Governors pursuant to s. 1007.25(3).

(11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may annually provide in the Florida Education Finance Program a virtual education contribution. The amount of the virtual



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education contribution shall be the difference between the amount per FTE established in the General Appropriations Act for virtual education and the amount per FTE for each district and the Florida Virtual School, which may be calculated by taking the sum of the base FEFP allocation, the discretionary local effort, the state-funded discretionary contribution, the discretionary millage compression supplement, the research-based reading instruction allocation, the teacher salary increase allocation ~~best and brightest teacher and principal allocation~~, and the instructional materials allocation, and then dividing by the total unweighted FTE. This difference shall be multiplied by the virtual education unweighted FTE for programs and options identified in s. 1002.455 and the Florida Virtual School and its franchises to equal the virtual education contribution and shall be included as a separate allocation in the funding formula.

(16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health assistance allocation is created to provide funding to assist school districts in establishing or expanding school-based mental health care; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services. These funds shall be allocated annually in the General Appropriations Act or other law to each eligible school district. Each school district shall receive a minimum of \$100,000, with the remaining balance allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Charter schools that submit a plan separate from the school district are entitled to a proportionate share of



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district funding. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses. School districts are encouraged to maximize third-party health insurance benefits and Medicaid claiming for services, where appropriate.

(a) Before the distribution of the allocation:

1. The school district shall ~~must~~ develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval. The This plan, which must include input from school and community stakeholders, applies to all district schools, including charter schools, unless a charter school elects to submit a plan independently from the school district pursuant to subparagraph 2.

2. A charter school may develop and submit a detailed plan outlining the local program and planned expenditures to its governing body for approval. After the plan is approved by the governing body, it must be provided to the charter school's sponsor.

(b) The plans required under paragraph (a) must be focused on a multitiered system of supports to deliver evidence-based mental health care assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and to students at high risk of such diagnoses. The provision of these services must be coordinated with a student's primary mental health care provider and with other mental health providers involved in the student's care. At a minimum, the plans must



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include the following elements:

1. Direct employment of school-based mental health services providers to expand and enhance school-based student services and to reduce the ratio of students to staff in order to better align with nationally recommended ratio models. These providers include, but are not limited to, certified school counselors, school psychologists, school social workers, and other licensed mental health professionals. The plan also must establish ~~identify~~ strategies to increase the amount of time that school-based student services personnel spend providing direct services to students, which may include the review and revision of district staffing resource allocations based on school or student mental health assistance needs.

2. Contracts or interagency agreements with one or more local community behavioral health providers or providers of Community Action Team services to provide a behavioral health staff presence and services at district schools. Services may include, but are not limited to, mental health screenings and assessments, individual counseling, family counseling, group counseling, psychiatric or psychological services, trauma-informed care, mobile crisis services, and behavior modification. These behavioral health services may be provided on or off the school campus and may be supplemented by telehealth.

3. Policies and procedures, including contracts with service providers, which will ensure that students who are referred to a school-based or community-based mental health service provider for mental health screening for the identification of mental health concerns and ensure that the



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assessment of students at risk for mental health disorders occurs within 15 days of referral. School-based mental health services must be initiated within 15 days after identification and assessment, and support by community-based mental health service providers for students who are referred for community-based mental health services must be initiated within 30 days after the school or district makes a referral.

4. Mental health policies and procedures that implement and support all of the following elements:

a. Universal supports to promote psychological well-being and safe and supportive environments.

b. Evidence-based strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems, depression, anxiety disorders, suicidal tendencies, or substance use disorders.

c. ~~5-~~ Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders; provide, to improve the provision of early intervention services; and to assist students in dealing with trauma and violence.

d. Methods for responding to a student with suicidal ideation, including training in suicide risk assessment and the use of suicide awareness, prevention, and screening instruments developed under s. 1012.583; adoption of guidelines for informing parents of suicide risk; and implementation of board policies for initiating involuntary examination of students at risk of suicide.

e. A school crisis response plan that includes strategies for the prevention of, preparation for, response to, and



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recovery from a range of school crises. The plan must establish or coordinate the implementation of district-level and school-level crisis response teams whose membership includes, but is not limited to, representatives of school administration and school-based mental health service providers.

(c) School districts shall submit approved plans, including approved plans of each charter school in the district, to the commissioner by August 1 of each fiscal year.

(d) ~~By September 30 of each year Beginning September 30, 2019, and annually by September 30 thereafter,~~ each school district shall submit its district report to the department. By November 1 of each year, the department shall submit a state summary report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on ~~Department of Education a report on its~~ program outcomes and expenditures for the previous fiscal year. The school district report must include program outcomes and expenditures for all public schools in the district, including charter schools that submitted a separate plan pursuant to subparagraph (16)(a)2. At a minimum, the district and state reports also must that, at a minimum, must include school district-level and school-level information, including charter schools, which gives multiple-year trend data, when available, for each of the number of each of the following indicators:

1. The number of students who receive screenings or assessments.

2. The number of students who are referred to either school-based or community-based providers for services or assistance.



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3. The number of students who receive either school-based or community-based interventions, services, or assistance.

4. The number of school-based and community-based mental health providers, including licensure type, paid for from funds provided through the allocation.

5. The number and ratio to students of school social workers, school psychologists, and certified school counselors employed by the district or charter school and the total number of licensed mental health professionals directly employed by the district or charter school.

6. Contract-based collaborative efforts or partnerships with community mental health programs, agencies, or providers.

(17) FUNDING COMPRESSION ALLOCATION.—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (19)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district's total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district's share. ~~This subsection expires July 1, 2020.~~



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(22) TEACHER SALARY INCREASE ALLOCATION.—The Teacher Salary Increase Allocation is created to increase teacher salaries and improve this state's relative teacher salary position when compared with teacher salaries in other states.

(a) Subject to annual appropriation, funds may be provided for each school district to increase the minimum base salary for full-time classroom teachers as defined in s. 1012.01(2)(a) or all instructional personnel as defined in s. 1012.01(2)(a)-(d), plus certified prekindergarten teachers, but not including substitute teachers, by no less than the amount designated in the General Appropriations Act. In addition, funds may also be provided in an amount designated in the General Appropriations Act for salary increases for all full-time instructional personnel as determined by the school board and the local bargaining unit.

(b) Funds for this purpose shall be allocated on each district's share of the base FEFP allocation. Funds for the minimum base salary increase may be provided in multiple years in order to achieve a particular salary goal. As used in this subsection, the term "minimum base salary" means the base annual salary before payroll deductions and excluding additional supplements.

Section 6. Subsections (1) and (3) of section 1013.62, Florida Statutes, are amended to read:

1013.62 Charter schools capital outlay funding.—

(1) ~~For the 2018-2019 fiscal year,~~ Charter school capital outlay funding shall consist of state funds appropriated in the 2018-2019 General Appropriations Act; however, if the amount of state funds appropriated for charter school capital outlay in a



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1215 given fiscal year is less than \$165 million, charter school  
1216 capital outlay funding for that fiscal year shall consist of the  
1217 appropriated state funds and revenue resulting from the  
1218 discretionary millage authorized in s. 1011.71(2). Beginning in  
1219 fiscal year 2019-2020, charter school capital outlay funding  
1220 shall consist of state funds when such funds are appropriated in  
1221 the General Appropriations Act and revenue resulting from the  
1222 discretionary millage authorized in s. 1011.71(2) if the amount  
1223 of state funds appropriated for charter school capital outlay in  
1224 any fiscal year is less than the average charter school capital  
1225 outlay funds per unweighted full time equivalent student for the  
1226 2018-2019 fiscal year, multiplied by the estimated number of  
1227 charter school students for the applicable fiscal year, and  
1228 adjusted by changes in the Consumer Price Index issued by the  
1229 United States Department of Labor from the previous fiscal year.  
1230 Nothing in this subsection prohibits a school district from  
1231 distributing to charter schools funds resulting from the  
1232 discretionary millage authorized in s. 1011.71(2).

1233 (a) To be eligible to receive capital outlay funds, a  
1234 charter school must:

1235 1.a. Have been in operation for 2 or more years;

1236 b. Be governed by a governing board established in the  
1237 state for 2 or more years which operates both charter schools  
1238 and conversion charter schools within the state;

1239 c. Be an expanded feeder chain of a charter school within  
1240 the same school district that is currently receiving charter  
1241 school capital outlay funds;

1242 d. Have been accredited by a regional accrediting  
1243 association as defined by State Board of Education rule; or



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1244 e. Serve students in facilities that are provided by a  
1245 business partner for a charter school-in-the-workplace pursuant  
1246 to s. 1002.33(15)(b).

1247 2. Have an annual audit that does not reveal any of the  
1248 financial emergency conditions provided in s. 218.503(1) for the  
1249 most recent fiscal year for which such audit results are  
1250 available.

1251 3. Have satisfactory student achievement based on state  
1252 accountability standards applicable to the charter school.

1253 4. Have received final approval from its sponsor pursuant  
1254 to s. 1002.33 for operation during that fiscal year.

1255 5. Serve students in facilities that are not provided by  
1256 the charter school's sponsor.

1257 (b) A charter school is not eligible to receive capital  
1258 outlay funds if it was created by the conversion of a public  
1259 school and operates in facilities provided by the charter  
1260 school's sponsor for a nominal fee, or at no charge, or if it is  
1261 directly or indirectly operated by the school district.

1262 (c) A charter school additionally is not eligible for a  
1263 funding allocation unless the chair of the governing board and  
1264 the chief administrative officer of the charter school annually  
1265 certify under oath that the funds will be used solely and  
1266 exclusively for constructing, renovating, leasing, purchasing,  
1267 financing or improving charter school facilities that are:

1268 1. Owned by a school district, political subdivision of the  
1269 state, municipality, Florida College System institution, or  
1270 state university; or

1271 2. Owned by an organization, qualified as an exempt  
1272 organization under s.501(c)(3) of the Internal Revenue Code, or



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1273 a tax support organization under section 509 of the Internal  
1274 Revenue Code, whose articles of incorporation specify that upon  
1275 the organization's dissolution, the subject property, subject  
1276 to any indebtedness secured thereby and the satisfaction of the  
1277 organization's other debts, will be transferred as indicated in  
1278 the articles of incorporation to:  
1279 a. Another such exempt organization, including one  
1280 organized for educational purposes.  
1281 b. A school district or other political subdivision of the  
1282 state.  
1283 c. A municipality.  
1284 d. A Florida College System institution.  
1285 e. A state university; or  
1286 3. Owned by and leased from, at a fair market value, a  
1287 person or entity that is not an affiliated party of the charter  
1288 school. For purposes of this subparagraph, the term "affiliated  
1289 party of the charter school" means the applicant for the charter  
1290 school pursuant to s. 1002.33; the governing board of the  
1291 charter school or a member of the governing board; the charter  
1292 school principal; an individual employed by the charter school;  
1293 or a relative, as defined in s. 1002.33(24)(a)2., of a charter  
1294 school governing board member, a charter school principal or a  
1295 charter school employee.  
1296 (3) If the school board levies the discretionary millage  
1297 authorized in s. 1011.71(2), and the state funds appropriated  
1298 for charter school capital outlay in any fiscal year are less  
1299 than \$165 million ~~the average charter school capital outlay~~  
1300 ~~funds per unweighted full-time equivalent student for the 2018-~~  
1301 ~~2019 fiscal year, multiplied by the estimated number of charter~~



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1302 ~~school students for the applicable fiscal year, and adjusted by~~  
1303 ~~changes in the Consumer Price Index issued by the United States~~  
1304 ~~Department of Labor from the previous fiscal year, the~~  
1305 department shall use the following calculation methodology to  
1306 determine the amount of revenue that a school district must  
1307 distribute to each eligible charter school:  
1308 (a) Reduce the total discretionary millage revenue by the  
1309 school district's annual debt service obligation incurred as of  
1310 March 1, 2017, which has not been subsequently retired, and any  
1311 amount of participation requirement pursuant to s.  
1312 1013.64(2)(a)8. that is being satisfied by revenues raised by  
1313 the discretionary millage.  
1314 (b) Divide the school district's adjusted discretionary  
1315 millage revenue by the district's total capital outlay full-time  
1316 equivalent membership and the total number of unweighted full-  
1317 time equivalent students of each eligible charter school to  
1318 determine a capital outlay allocation per full-time equivalent  
1319 student.  
1320 (c) Multiply the capital outlay allocation per full-time  
1321 equivalent student by the total number of full-time equivalent  
1322 students of each eligible charter school to determine the  
1323 capital outlay allocation for each charter school.  
1324 (d) If applicable, reduce the capital outlay allocation  
1325 identified in paragraph (c) by the total amount of state funds  
1326 allocated to each eligible charter school in subsection (2) to  
1327 determine the maximum calculated capital outlay allocation.  
1328 (e) School districts shall distribute capital outlay funds  
1329 to charter schools no later than February 1 of each year, as  
1330 required by this subsection, based on the amount of funds





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received by the district school board. School districts shall distribute any remaining capital outlay funds, as required by this subsection, upon the receipt of such funds until the total amount calculated pursuant to this subsection is distributed.

By October 1 of each year, each school district shall certify to the department the amount of debt service and participation requirement that complies with the requirement of paragraph (a) and can be reduced from the total discretionary millage revenue. The Auditor General shall verify compliance with the requirements of paragraph (a) and s. 1011.71(2)(e) during scheduled operational audits of school districts.

Section 7. Paragraph (b) of subsection (6) of section 1013.64, Florida Statutes, is amended to read:

1013.64 Funds for comprehensive educational plant needs; construction cost maximums for school district capital projects.—Allocations from the Public Education Capital Outlay and Debt Service Trust Fund to the various boards for capital outlay projects shall be determined as follows:

(6)

(b)1. A district school board may not use funds from the following sources: Public Education Capital Outlay and Debt Service Trust Fund; School District and Community College District Capital Outlay and Debt Service Trust Fund; Classrooms First Program funds provided in s. 1013.68; nonvoted 1.5-mill levy of ad valorem property taxes provided in s. 1011.71(2); Classrooms for Kids Program funds provided in s. 1013.735; District Effort Recognition Program funds provided in s. 1013.736; or High Growth District Capital Outlay Assistance



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Grant Program funds provided in s. 1013.738 to pay for any portion of the cost of any new construction of educational plant space with a total cost per student station, including change orders, which exceeds:

- a. \$17,952 for an elementary school;
- b. \$19,386 for a middle school; or
- c. \$25,181 for a high school,

(January 2006) as adjusted annually to reflect increases or decreases in the Consumer Price Index. The department, in conjunction with the Office of Economic and Demographic Research, shall review and adjust the cost per student station limits to reflect actual construction costs by January 1, 2020, and annually thereafter. The adjusted cost per student station shall be used by the department for computation of the statewide average costs per student station for each instructional level pursuant to paragraph (d). The department shall also collaborate with the Office of Economic and Demographic Research to select an industry-recognized construction index to replace the Consumer Price Index by January 1, 2020, adjusted annually to reflect changes in the construction index.

2. School districts shall maintain accurate documentation related to the costs of all new construction of educational plant space reported to the Department of Education pursuant to paragraph (d). The Auditor General shall review the documentation maintained by the school districts and verify compliance with the limits under this paragraph during its scheduled operational audits of the school district.

3. Except for educational facilities and sites subject to a



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1389 lease-purchase agreement entered pursuant to s. 1011.71(2)(e),  
1390 or funded solely through local impact fees, in addition to the  
1391 funding sources listed in subparagraph 1., a district school  
1392 board may not use funds from any sources for new construction of  
1393 educational plant space with a total cost per student station,  
1394 including change orders, which equals more than the current  
1395 adjusted amounts provided in sub-subparagraphs 1.a.-c. However,  
1396 if a contract has been executed for architectural and design  
1397 services or for construction management services before July 1,  
1398 2017, a district school board may use funds from any source for  
1399 the new construction of educational plant space and such funds  
1400 are exempt from the total cost per student station requirements.

1401 4. A district school board must not use funds from the  
1402 Public Education Capital Outlay and Debt Service Trust Fund or  
1403 the School District and Community College District Capital  
1404 Outlay and Debt Service Trust Fund for any new construction of  
1405 an ancillary plant that exceeds 70 percent of the average cost  
1406 per square foot of new construction for all schools.

1407 Section 8. Paragraph (c) of subsection (10) of section  
1408 1003.4282, Florida Statutes, is amended to read:

1409 1003.4282 Requirements for a standard high school diploma.—

1410 (10) STUDENTS WITH DISABILITIES.—Beginning with students  
1411 entering grade 9 in the 2014-2015 school year, this subsection  
1412 applies to a student with a disability.

1413 (c) A student with a disability who meets the standard high  
1414 school diploma requirements in this section may defer the  
1415 receipt of a standard high school diploma if the student:

1416 1. Has an individual education plan that prescribes special  
1417 education, transition planning, transition services, or related



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1418 services through age 21; and

1419 2. Is enrolled in accelerated college credit instruction  
1420 pursuant to s. 1007.27, industry certification courses that lead  
1421 to college credit, an early college ~~a collegiate high school~~  
1422 program, courses necessary to satisfy the Scholar designation  
1423 requirements, or a structured work-study, internship, or  
1424 preapprenticeship program.

1425  
1426 The State Board of Education shall adopt rules under ss.  
1427 120.536(1) and 120.54 to implement this subsection, including  
1428 rules that establish the minimum requirements for students  
1429 described in this subsection to earn a standard high school  
1430 diploma. The State Board of Education shall adopt emergency  
1431 rules pursuant to ss. 120.536(1) and 120.54.

1432 Section 9. Paragraph (a) of subsection (1) of section  
1433 1003.436, Florida Statutes, is amended to read:

1434 1003.436 Definition of "credit."—

1435 (1)(a) For the purposes of requirements for high school  
1436 graduation, one full credit means a minimum of 135 hours of bona  
1437 fide instruction in a designated course of study that contains  
1438 student performance standards, except as otherwise provided  
1439 through the Credit Acceleration Program (CAP) under s.  
1440 1003.4295(3). One full credit means a minimum of 120 hours of  
1441 bona fide instruction in a designated course of study that  
1442 contains student performance standards for purposes of meeting  
1443 high school graduation requirements in a district school that  
1444 has been authorized to implement block scheduling by the  
1445 district school board. The State Board of Education shall  
1446 determine the number of postsecondary credit hours earned



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1447 through dual enrollment pursuant to s. 1007.271 that satisfy the  
1448 requirements of a dual enrollment articulation agreement  
1449 according to s. 1007.271(21) and that equal one full credit of  
1450 the equivalent high school course identified pursuant to s.  
1451 1007.271(10) ~~s. 1007.271(9)~~.

1452 Section 10. This act shall take effect July 1, 2020.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SB 62

INTRODUCER: Senator Stargel

SUBJECT: K-12 Education

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Sagues, Bouck, Brick	Sikes	ED	<b>Favorable</b>
2. Underhill	Elwell	AED	<b>Recommend: Fav/CS</b>
3. Underhill	Kynoch	AP	<b>Pre-meeting</b>

## I. Summary:

SB 62 renames the “collegiate high school” program to the “early college” program and modifies a number of provisions related to education funding. Specifically, the bill:

- Specifies that the resolution required for voters to approve the levy of a discretionary sales surtax for school capital outlay must include a statement that the revenues collected will be shared with charter schools based on their proportionate share of the total school district enrollment.
- Expands the Florida Education Finance Program (FEFP) funding to incentivize school districts to offer secondary students access to advanced coursework through dual enrollment and early college programs. The bill:
  - Provides bonus full-time equivalent (FTE) funding to public school districts for each dual enrollment general education core course with an earned grade of “C” or better:
    - Students enrolled in an early college program generate a 0.16 FTE student membership bonus.
    - Students not enrolled in an early college program generate a 0.08 FTE student membership bonus.
  - Provides bonus funding of 0.3 FTE student membership for each student who completes an associate degree through the dual enrollment program with at least a 3.0 grade point average.
  - Requires school districts to allocate at least 50 percent of the bonus funds for dual enrollment and early college programs to the schools that generated the funds to support academic guidance and postsecondary related activities.
- Provides bonus funding in the FEFP of 0.3 FTE for each student who receives an Advanced Placement (AP) Capstone Diploma in addition to a standard high school diploma.
- Adds new requirements to the mental health plans that school districts and charter schools must submit in order to receive the mental health assistance allocation in the FEFP.

- Removes the July 1, 2020, expiration date for the funding compression allocation within the FEFP.

The bill does not require appropriation of additional state funds, but it may provide additional FEFP funds to those school districts with more students successfully completing dual enrollment coursework and school districts that offer the AP Capstone Diploma. See Section V.

The bill takes effect on July 1, 2020.

## **II. Present Situation:**

The present situation for the relevant portions of the bill is discussed under the Effect of Proposed Changes of this bill analysis.

## **III. Effect of Proposed Changes:**

### **School Capital Outlay Surtax**

#### *Present Situation*

The law authorizes school districts to levy discretionary sales surtaxes for school capital outlay. Each county school board may levy, pursuant to approval by a majority vote of the electors of the county voting in a referendum, a discretionary sales surtax at a rate not to exceed 0.5 percent.<sup>1</sup>

The resolution must include a statement that provides a brief and general description of the school capital outlay projects to be funded by the surtax.<sup>2</sup> The resolution must include a plan for the use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses that have a useful life expectancy of five or more years, and any land acquisition, land improvement, design, and related engineering costs.<sup>3</sup> The plan must also include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district.<sup>4</sup> Surtax revenues may be used for the purpose of servicing bond indebtedness to finance authorized projects, and any interest accrued may be held in trust to finance the projects.<sup>5</sup>

The Department of Revenue collects the surtax revenues and is required by law to distribute them to the district school board imposing the tax.<sup>6</sup> There is currently no provision in law requiring school districts to share the capital outlay surtax funds with charter schools.

#### *Effect of Proposed Changes*

The bill establishes an additional requirement for the resolution that is required for voters to approve the levy of a discretionary sales surtax at a rate that may not exceed 0.5 percent.

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<sup>1</sup> Section 212.055, F.S.

<sup>2</sup> Section 212.055(6)(b), F.S.

<sup>3</sup> Section 212.055(6)(c), F.S.

<sup>4</sup> *Id.*

<sup>5</sup> *Id.*

<sup>6</sup> Section 212.055(6)(d), F.S.

Specifically, such resolution must include a statement that the revenues collected shall be shared with charter schools based on their proportionate share of the total school district enrollment.

The bill also requires that charter schools expend the surtax funds in a manner consistent with the plan specified in law that requires the school board set forth a surtax fund plan for fixed capital expenditures or fixed capital costs.

### **Collegiate High School Program**

#### ***Present Situation***

In 2014, the Legislature codified the collegiate high school program and specified related requirements.<sup>7</sup> Florida law requires each Florida College System (FCS) institution to work with each district school board in its designated service area<sup>8</sup> to establish one or more collegiate high school programs.<sup>9</sup> In fall 2018, there were 11,146 students enrolled in a collegiate high school or collegiate high school program.<sup>10</sup>

#### **Purpose**

At a minimum, collegiate high school programs must include an option for public school students in grade 11 or grade 12 participating in the program, for at least one full school year, to earn Career and Professional Education (CAPE) industry certifications and to successfully complete 30 credit hours through dual enrollment toward the first year of college for an associate degree or baccalaureate degree while enrolled in the program.<sup>11</sup>

#### **Program Contract**

Each district school board and its local FCS institution must execute a contract to establish one or more collegiate high school programs at a mutually agreed upon location or locations. If the FCS institution does not establish a program with a district school board in its designated service area, another FCS institution may execute a contract with that district school board to establish the program.<sup>12</sup>

In addition to executing a contract with the local FCS institution, Florida law authorizes a district school board to execute a contract to establish a collegiate high school program with a state university or an independent college or university that is eligible to participate in the William L. Boyd, IV, Effective Access to Student Education Grant Program, that is nonprofit and located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees.<sup>13</sup>

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<sup>7</sup> Section 10, ch. 2014-184, L.O.F.

<sup>8</sup> Section 1000.21(3), F.S.

<sup>9</sup> Section 1007.273(1), F.S.

<sup>10</sup> Email, Florida Department of Education (Jan. 8, 2020).

<sup>11</sup> Section 1007.273(2), F.S.

<sup>12</sup> Section 1007.273(3), F.S.

<sup>13</sup> Section 1007.273(5), F.S.

Florida law specifies the information that must be addressed in the contract that must be executed by January 1 of each school year for implementation of the program during the next school year.<sup>14</sup>

#### Student Performance Contract

Each student participating in a collegiate high school program must enter into a student performance contract that must be signed by the student, the parent, and a representative of the school district and the applicable FCS institution, state university, or independent college or university.<sup>15</sup> The performance contract must include the schedule of courses, by semester, and industry certifications to be taken by the student, student attendance requirements, and course grade requirements.

#### *Effect of Proposed Changes*

The bill modifies s. 1007.273, F.S., and changes the name of the collegiate high school program to the early college program. In addition, the bill:

- Changes the purpose of the program to remove specified grade levels and credit thresholds to specify that an early college program means a structured high school acceleration program in which a cohort of students is enrolled full-time in postsecondary courses toward an associate degree. The bill requires that the early college program prioritize courses applicable as general education core courses<sup>16</sup> for an associate degree or a baccalaureate degree.
- Specifies that the early college program contract between a district school board and the local FCS institution, which includes a delineation of dual enrollment courses available, must include general education core courses.<sup>17</sup>
- Requires the student performance contract for the early college program include a provision describing the applicability of dual enrollment courses in the program to an associate degree or a baccalaureate degree.
- Specifies that a charter school may execute a contract directly with the local FCS institution or another institution to establish an early college program at a mutually agreed upon location.

The bill establishes a reporting requirement relating to early college programs. Specifically, by November 30, 2021, and annually thereafter, the commissioner of education must report to the Governor, President of the Senate, and the Speaker of the House of Representatives the status of

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<sup>14</sup> Section 1007.273(3), F.S.

<sup>15</sup> Section 1007.273(4), F.S. To participate in a collegiate high school program, an independent college or university must be an institution that is eligible to participate in the William L. Boyd, IV, Effective Access to Student Education Grant Program, that is a nonprofit independent college or university located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees. Section 1007.273(5), F.S.

<sup>16</sup> Section 1007.25, F.S. and Rule 6A-14.0303, F.A.C.

<sup>17</sup> General education core course options consist of a maximum of five courses within each of the subject areas of communication, mathematics, social sciences, humanities, and natural sciences. Beginning with students initially entering an FCS institution or state university in 2015-2016 and thereafter, each student must complete at least one identified core course in each subject area as part of the general education course requirements. The general education core course options must be adopted in rule by the State Board of Education (SBE) and in regulation by the Board of Governors. Section 1007.25(3), F.S. See also Rule 6A-10.0303 and BOG Regulation 8.005.

early college programs, including, at a minimum, a summary of student enrollment and completion at public and private postsecondary institutions.

In addition, the bill includes a conforming provision to change the name of the collegiate high school program to the early college program related to the requirements for a standard high school diploma for students with disabilities.<sup>18</sup>

### **Florida Education Finance Program (FEFP)**

The Florida Education Finance Program (FEFP) is the primary mechanism for funding the operating costs of Florida school districts. Under the FEFP, financial support for education is based on the full-time equivalent (FTE) student membership in public schools.<sup>19</sup> The number of FTE students in each of the funded education programs is multiplied by cost factors<sup>20</sup> relative to each program to obtain weighted FTE student values.<sup>21</sup> The base student allocation from state and local funds is determined annually by the Legislature in the General Appropriations Act (GAA) and is a component in the calculation of each school district's base funding.<sup>22</sup> In addition to the base funding, the Legislature may appropriate categorical funding for specified programs, activities or purposes, such as for mental health assistance, and funding compression.<sup>23</sup> School districts may also earn supplemental FTE funding through the FEFP for programs based on performance, such as College Board Advanced Placement bonus funding.<sup>24</sup>

### ***Incentive Funding for Acceleration Programs***

#### **Present Situation**

Dual enrollment funding for public schools is included in the calculation of FTE students within the FEFP.<sup>25</sup> There is no provision in law to allow for additional performance funding for students earning dual enrollment credit.

Florida schools offer high school acceleration programs such as Advanced Placement (AP), International Baccalaureate (IB), and Advanced International Certificate of Education (AICE) to shorten the time necessary for a student to earn a high school diploma and a postsecondary degree, broaden the scope of curricular options available, and increase the depth of study available for a particular subject.<sup>26</sup> The law provides the following benefits to schools and students engaged in these programs:

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<sup>18</sup> Section 1003.4282(10)(c)2., F.S.

<sup>19</sup> Section 1011.62, F.S.

<sup>20</sup> Program cost factors are based on desired relative cost differences between the following programs as established in the annual General Appropriations Act: grades K-3; 4-8; 9-12; two program cost factors for exceptional students; secondary career education programs; and English for Speakers of Other Languages. Section 1011.62(1)(c), F.S.

<sup>21</sup> Section 1011.62, F.S.; Department of Education, *2019-20 Funding for Florida School Districts* available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 1.

<sup>22</sup> Department of Education, *2019-20 Funding for Florida School Districts* available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 17.

<sup>23</sup> Section 1011.62(6) F.S.

<sup>24</sup> Section 1011.62(1) F.S.

<sup>25</sup> Department of Education, *2019-20 Funding for Florida School Districts*, available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf> at 11.

<sup>26</sup> Section 1007.27(1), F.S.



- Successful completion of a course examination in any of these programs qualifies for college credit.<sup>27</sup>
- The percentage of a school's students eligible to earn college credit through any of these programs has a positive effect on the school's grade.<sup>28</sup>
- A grade earned in any of these programs is assigned additional weight for determining student eligibility for a Bright Futures Scholarship.<sup>29</sup>

The FEFP also provides a funding incentive for school districts with students in AP, IB, AICE courses who successfully complete AP, IB, and AICE examinations or earn an IB or AICE diploma.<sup>30</sup> The additional FTE is calculated as follows:

- A value of 0.16 FTE student membership is calculated for each student in each AP course who receives a score of 3 or higher on the College Board AP examination.<sup>31</sup>
- A value of 0.16 FTE student membership is calculated for each student enrolled in an IB course who receives a score of 4 or higher on a subject examination. A value of 0.3 FTE student membership is calculated for each student who receives an IB diploma.<sup>32</sup>
- A value of 0.16 FTE student membership is calculated for each student enrolled in a full-credit AICE course, and 0.08 FTE student membership for each student enrolled in a half-credit AICE course, for each student who receives a score of E or higher on a subject examination. A value of 0.3 FTE student membership is calculated for each student who receives an AICE diploma.<sup>33</sup>

In addition, classroom teachers may receive bonus funds for the performance of their students on AP, IB, and AICE examinations. School districts must use the additional FTE funds for purposes specified in law.<sup>34</sup>

The AP Program enables students to pursue college-level studies while still in high school.<sup>35</sup> The program consists of college-level courses developed by the AP Program that high schools can choose to offer, and corresponding exams that are administered once a year.<sup>36</sup> A student must score a '3' or higher, on a 5-point scale, to earn postsecondary credit through the AP Program.<sup>37</sup>

AP Capstone is a diploma granted to students who earn a score of '3' or higher in AP Seminar and AP Research and on four additional AP exams chosen by the student. The program is based on the AP Seminar and AP Research courses, which are yearlong AP courses.<sup>38</sup> These courses

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<sup>27</sup> Section 1003.4295, F.S.

<sup>28</sup> Section 1008.34(3)(b)2.b., F.S.

<sup>29</sup> Section 1009.531(3)(a), F.S.

<sup>30</sup> Section 1011.62, F.S. Accelerated mechanisms include, but are not limited to, dual enrollment and early admission, advanced placement, credit by examination, the International Baccalaureate Program, and the Advanced International Certificate of Education Program. Section 1007.27(1), F.S.

<sup>31</sup> Section 1011.62(1)(n), F.S.

<sup>32</sup> Section 1011.62(1)(l), F.S.

<sup>33</sup> Section 1011.62(1)(m), F.S.

<sup>34</sup> Section 1011.62(1)(l)-(n), F.S.

<sup>35</sup> College Board, AP Central, *AP at a Glance*, <https://apcentral.collegeboard.org/about-ap/ap-a-glance> (last visited Mar. 20, 2019).

<sup>36</sup> *Id.*

<sup>37</sup> See ss. 1007.27(5) and 1007.23(1), F.S.

<sup>38</sup> College Board, AP Capstone Diploma Program, *How it Works*,

are designed to complement the other AP courses that the AP Capstone student must take.<sup>39</sup> AP Seminar and AP Research use an interdisciplinary approach to develop skills students need for college-level work.<sup>40</sup> In the 2018-2019 academic year, 1,402 students in 228 high schools in Florida earned an AP Capstone Diploma.<sup>41</sup>

The IB Diploma is only awarded to students who complete the following elements over the course of a two-year program of study:<sup>42</sup>

- Six subjects chosen from six subject groups, which include:
  - Studies in language and literature
  - Language acquisition
  - Individuals and societies
  - Sciences
  - Mathematics
  - The arts
- An extended essay with a prescribed limit of 4,000 words.
- A theory of knowledge course exploring the nature of knowledge across all disciplines.
- At least three hours each week in creativity, action, and service, which includes participation in the arts, individual and team sports or expeditions or projects, and community and social service activities.

To earn the AICE Diploma, students must achieve seven credits within a 25-month period, including at least one credit in:<sup>43</sup>

- A Cambridge International Global Perspectives & Research course;
- Mathematics and science;
- Languages; and
- Arts and humanities.

Successful completion of an IB or AICE curriculum satisfies the credit requirement for receipt of a standard high school diploma,<sup>44</sup> but no similar recognition exists for completion of an AP Capstone Diploma.

### Effect of Proposed Changes

The bill adds new provisions for FEFP funding for students enrolled in dual enrollment courses and early college programs that are similar to FTE student membership incentives districts earn for students who complete of AP, IB, and AICE examinations. Specifically, for the 2020-2021 school year and thereafter, the bill:

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<https://apcentral.collegeboard.org/courses/ap-capstone/how-ap-capstone-works#awards> (last visited Mar. 20, 2019).

<sup>39</sup> *Id.*

<sup>40</sup> *Id.*

<sup>41</sup> Email, College Board (Jan. 6, 2020).

<sup>42</sup> International Baccalaureate, *The IB Diploma Programme*, <https://web.archive.org/web/20100703000358/http://www.ibo.org/diploma/> (last visited Jan. 8, 2020).

<sup>43</sup> Cambridge Assessment International Education, *Cambridge AICE Diploma*, <https://www.cambridgeinternational.org/programmes-and-qualifications/cambridge-advanced/cambridge-aice-diploma/> (last visited Jan. 8, 2020). Students may also complete up to two credits in Interdisciplinary subjects.

<sup>44</sup> Section 1003.4282(1)(a), F.S.

- Provides bonus FTE funding to public school districts for any student who completes a general education core course through dual enrollment with an earned grade of “C” or better. Specifically:
  - Students enrolled in an early college program generate a 0.16 FTE student membership bonus.
  - Students not enrolled in an early college program generate a 0.08 FTE student membership bonus.
- Provides bonus FTE funding for each associate degree earned through the dual enrollment program with 3.0 GPA or better. Students earning an associate degree with the required GPA generate a 0.3 FTE student membership bonus. Courses taken prior to 2020-2021 may be included in the associate degree.
- Specifies that bonus funding will be added to the total FTE student membership in basic programs for grades 9-12 in the subsequent fiscal year and requires school districts to allocate at least 50 percent of the bonus funds to the schools that generated the funds to support academic guidance and postsecondary readiness.

Adding performance funding incentives for students taking dual enrollment core courses may incentivize school districts to increase the number of students enrolled in dual enrollment core courses in both dual enrollment and early college programs.

The bill also provides for school districts to receive additional funding through the FEFP for each student who receives an AP Capstone Diploma and meets the requirements for a standard high school diploma. The additional value is assigned to the full-time equivalent student membership in basic programs for grades 9 through 12 in the subsequent fiscal year.

In effect, the bill provides the same additional FTE funding of 0.3 FTE for each student who receives an AP Capstone Diploma as a student who receives an IB or AICE diploma. This change may result in more districts offering, and more students earning, AP Capstone Diplomas.

### ***Mental Health Assistance Allocation***

#### **Present Situation**

The mental health assistance allocation is a categorical fund established to provide funding to assist school districts in establishing or expanding school-based mental health care; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services.<sup>45</sup> Each school district must receive at least \$100,000 through the appropriation, and any remaining balance is distributed based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment.<sup>46</sup> A total of \$75 million was appropriated to school districts through the mental health assistance allocation for the 2019-2020 school year.<sup>47</sup> In order to receive the allocation, a school district must develop and submit a plan outlining the local program and planned expenditures to the district school board for approval. A

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<sup>45</sup> Section 1011.62(16), F.S.

<sup>46</sup> Section 1011.62(16), F.S.

<sup>47</sup> Specific Appropriation 93, s. 2, ch. 2019-115, L.O.F.

charter school may develop and submit a plan outlining the local program and planned expenditures to its governing board for approval.<sup>48</sup>

The plans must be focused on a multi-tiered system of supports to deliver evidence-based mental health care assessment, diagnosis, intervention, treatment, and recovery services to students with mental health or substance abuse diagnoses and to students at high risk of such diagnoses. The plans must include:<sup>49</sup>

- Direct employment of school based mental health service providers, including certified school counselors, school psychologists, school social workers and other licensed mental health professionals.
- Contracts or interagency agreements with one or more local community behavioral health providers or providers of Community Action Team services to provide a behavioral health staff presence and services at district schools.
- Policies and procedures to ensure that students who are referred to school-based or community-based mental health services are assessed within 15 days of the referral.
- Strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems, depression, anxiety disorders, suicidal tendencies, or substance use disorders.
- Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders, to improve the provision of early intervention services, and to assist students in dealing with trauma and violence.

#### Effect of Proposed Changes

The bill adds new requirements to the mental health plans that must be submitted by school districts and charter schools in order to receive the mental health assistance allocation. In addition to existing requirements, the bill requires plans to include input from school and community stakeholders, which is informed by a needs assessment, and to include mental health policies and procedures that consist of:

- Universal supports to promote psychological well-being, and safe and supportive school environments.
- Policies and procedures for responding to a student with suicidal ideation, including suicide risk assessment, guidelines for informing parents of suicide risk, and school board policies for initiating involuntary examination of students with suicide risk.
- A school crisis response plan that includes strategies to prevent, prepare for, respond to, and recover from a range of school crises and the establishment of district-level and school-level response teams, including, but not limited to, administration and school-based mental health service providers.

The bill also modifies district reporting requirements to the Department of Education (DOE). Specifically, the bill adds to the current requirement that each school district report program outcomes and expenditures for the previous fiscal year, and requires each school district report to include:

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<sup>48</sup> Section 1011.62(16), F.S.

<sup>49</sup> Section 1011.62(16)2.(b), F.S.

- Program outcomes and expenditures for all public schools in the district, including charter schools that submitted a separate plan.
- The number of students who receive screenings or assessments.
- The number of students who are referred to either school-based or community-based providers for services or assistance.
- The number of students who receive either school-based and community-based interventions, services, or assistance.
- The number of school-based and community-based mental health providers, including licensure type, paid for from the funds provided through the allocation.
- The number and ratio of school social workers, school psychologists, and certified school counselors employed by the district or charter school and the total number of licensed mental health professionals employed directly by the district or charter school.

The bill also requires that the amount of mental health assistance allocation funds appropriated subsequent to the 2019-2020 fiscal year that are in excess of the amount appropriated in the 2019-2020 fiscal year must be used exclusively to fund additional providers of school-based mental health services.

### ***Funding Compression Allocation***

#### **Present Situation**

The funding compression allocation is a categorical fund established to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average.<sup>50</sup> Florida law specifies that the Legislature may provide an annual funding compression allocation in the GAA.<sup>51</sup> In 2019, the Legislature appropriated \$54,190,616<sup>52</sup> for a funding compression allocation to school districts and developmental research schools whose total funds per FTE in the prior school year were less than the statewide average.<sup>53</sup> A district's allocation must not be greater than \$100 per FTE.<sup>54</sup> The funding compression allocation is scheduled to expire July 1, 2020.<sup>55</sup>

#### **Effect of Proposed Changes**

The bill removes the July 1, 2020 expiration date for the funding compression allocation within the FEFP.

The bill takes effect on July 1, 2020.

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<sup>50</sup> Section 1011.62(17), F.S.

<sup>51</sup> Section 1011.62(17), F.S.

<sup>52</sup> Florida Department of Education, *2019-20 FEFP Second Calculation, Prekindergarten through Grade 12 Funding Summary-Page 3* (July 19, 2019), available at <http://www.fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf>, at 6.

<sup>53</sup> Specific appropriation 93, ch. 2019-115, L.O.F.

<sup>54</sup> *Id.*

<sup>55</sup> Section 1011.62(17), F.S.

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

The financial supports for the dual enrollment, early college, and Advanced Placement (AP) Capstone programs may increase opportunities for Florida secondary students to take college-credit courses that will count toward an associate or baccalaureate degree while still in high school, which may reduce costs for students and families.

**C. Government Sector Impact:**

The bill does not require the appropriation of additional state funds. However, the bill may reallocate funds within the Florida Education Finance Program (FEFP) to those school districts with relatively more students successfully completing dual enrollment coursework and earning the AP Capstone Diploma. Based on 2018-2019 data, dual enrollment bonus funding within the FEFP is estimated to be \$61.3 million, and based on the number of 2019 AP Capstone Diploma recipients, AP Capstone Diploma bonus funding is estimated to be \$1.8 million.<sup>56</sup>

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<sup>56</sup> \$1,290 multiplied by 1402 AP Capstone Diploma recipients in 2019. College Board, *Building on Advanced Placement (AP) Capstone Success in Florida*, 2019.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 212.055, 1007.273, 1011.62, and 1003.4282.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By Senator Stargel

22-01672-20

202062\_\_

1 A bill to be entitled  
 2 An act relating to K-12 education; amending s.  
 3 212.055, F.S.; requiring that a resolution to levy  
 4 discretionary sales tax include a statement containing  
 5 certain information; requiring surtax revenues shared  
 6 with charter schools to be expended by the charter  
 7 schools in a certain manner; amending s. 1007.273,  
 8 F.S.; defining the term "early college program";  
 9 deleting a provision related to collegiate high school  
 10 programs; changing the term "collegiate high school  
 11 program" to "early college program"; requiring early  
 12 college programs to prioritize certain courses for  
 13 degree purposes; authorizing a charter school to  
 14 execute a contract with a local Florida College System  
 15 institution or another institution as authorized by  
 16 law to establish an early college program; requiring  
 17 that the Commissioner of Education report to the  
 18 Governor and the Legislature on the status of early  
 19 college programs by a specified date and annually  
 20 thereafter; requiring the report contain certain  
 21 information; amending s. 1011.62, F.S.; changing the  
 22 calculation of full-time equivalent student membership  
 23 for dual enrollment purposes; providing that full-time  
 24 equivalent membership can be calculated based on a  
 25 student earning a College Board Advanced Placement  
 26 Capstone Diploma; providing for calculation of full-  
 27 time equivalent membership for students earning the  
 28 Capstone Diploma; requiring that before distribution  
 29 of the mental health assistance allocation occurs, a

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30 school district submit a detailed plan that includes  
 31 the input of school and community stakeholders and is  
 32 informed by a needs assessment; requiring school board  
 33 mental health policies and procedures to include  
 34 certain items; requiring each school district to  
 35 submit a report to the Department of Education which  
 36 reflects certain program outcomes and expenditures for  
 37 all charter schools in the district; requiring the  
 38 report to include certain information; requiring that  
 39 certain excess funds be used for specified mental  
 40 health expenses; abrogating the scheduled repeal of  
 41 provisions relating to the annual funding compression  
 42 allocation; amending s. 1003.4282, F.S.; conforming a  
 43 provision to changes made by the act; providing an  
 44 effective date.

45  
 46 Be It Enacted by the Legislature of the State of Florida:

47  
 48 Section 1. Subsection (6) of section 212.055, Florida  
 49 Statutes, is amended to read:

50 212.055 Discretionary sales surtaxes; legislative intent;  
 51 authorization and use of proceeds.—It is the legislative intent  
 52 that any authorization for imposition of a discretionary sales  
 53 surtax shall be published in the Florida Statutes as a  
 54 subsection of this section, irrespective of the duration of the  
 55 levy. Each enactment shall specify the types of counties  
 56 authorized to levy; the rate or rates which may be imposed; the  
 57 maximum length of time the surtax may be imposed, if any; the  
 58 procedure which must be followed to secure voter approval, if

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required; the purpose for which the proceeds may be expended; and such other requirements as the Legislature may provide. Taxable transactions and administrative procedures shall be as provided in s. 212.054.

(6) SCHOOL CAPITAL OUTLAY SURTAX.—

(a) The school board in each county may levy, pursuant to resolution conditioned to take effect only upon approval by a majority vote of the electors of the county voting in a referendum, a discretionary sales surtax at a rate that may not exceed 0.5 percent.

(b) The resolution must ~~shall~~ include a statement that provides a brief and general description of the school capital outlay projects to be funded by the surtax. The resolution must also include a statement that the revenues collected must be shared with charter schools based on their proportionate share of total school district enrollment. The statement must ~~shall~~ conform to the requirements of s. 101.161 and shall be placed on the ballot by the governing body of the county. The following question shall be placed on the ballot:

....FOR THE                      ....CENTS TAX

....AGAINST THE                      ....CENTS TAX

(c) The resolution providing for the imposition of the surtax must ~~shall~~ set forth a plan for use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses which have a useful life

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expectancy of 5 or more years, and any land acquisition, land improvement, design, and engineering costs related thereto. Additionally, the plan shall include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district. Surtax revenues may be used for the purpose of servicing bond indebtedness to finance projects authorized by this subsection, and any interest accrued thereto may be held in trust to finance such projects. Neither the proceeds of the surtax nor any interest accrued thereto shall be used for operational expenses. Surtax revenues shared with charter schools shall be expended by the charter schools in a manner consistent with the plan, as appropriate.

(d) Surtax revenues collected by the Department of Revenue pursuant to this subsection shall be distributed to the school board imposing the surtax in accordance with law.

Section 2. Section 1007.273, Florida Statutes, is amended to read:

1007.273 Early college programs ~~Collegiate high school program.~~—

(1) Each Florida College System institution shall work with each district school board in its designated service area to establish one or more early college ~~collegiate high school~~ programs. As used in this section, the term "early college program" means a structured high school acceleration program in which a cohort of students is taking postsecondary courses full time toward an associate degree. The early college program must prioritize courses applicable as general education core courses under s. 1007.25 for an associate degree or a baccalaureate

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115 degree.

116 ~~(2) At a minimum, collegiate high school programs must~~  
 117 ~~include an option for public school students in grade 11 or~~  
 118 ~~grade 12 participating in the program, for at least 1 full~~  
 119 ~~school year, to earn CAPE industry certifications pursuant to s.~~  
 120 ~~1008.44 and to successfully complete 30 credit hours through the~~  
 121 ~~dual enrollment program under s. 1007.271 toward the first year~~  
 122 ~~of college for an associate degree or baccalaureate degree while~~  
 123 ~~enrolled in the program.~~

124 (2)(3) Each district school board and its local Florida  
 125 College System institution shall execute a contract to establish  
 126 one or more early college ~~collegiate high school~~ programs at a  
 127 mutually agreed upon location or locations. ~~Beginning with the~~  
 128 ~~2015-2016 school year,~~ If the Florida College System institution  
 129 does not establish an early college ~~a~~ program with a district  
 130 school board in its designated service area, another Florida  
 131 College System institution may execute a contract with that  
 132 district school board to establish the early college program.  
 133 The contract must be executed by January 1 of each school year  
 134 for implementation of the program during the next school year.  
 135 The contract must:

136 (a) Identify the grade levels to be included in the early  
 137 college ~~collegiate high school~~ program ~~which must, at a minimum,~~  
 138 ~~include grade 12.~~

139 (b) Describe the early college ~~collegiate high school~~  
 140 program, including the delineation of courses ~~that must, at a~~  
 141 minimum, include general education core courses pursuant to s.  
 142 1007.25; and industry certifications offered, including online  
 143 course availability; the high school and college credits earned

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144 for each postsecondary course completed and industry  
 145 certification earned; student eligibility criteria; and the  
 146 enrollment process and relevant deadlines.

147 (c) Describe the methods, medium, and process by which  
 148 students and their parents are annually informed about the  
 149 availability of the early college ~~collegiate high school~~  
 150 program, the return on investment associated with participation  
 151 in the early college program, and the information described in  
 152 paragraphs (a) and (b).

153 (d) Identify the delivery methods for instruction and the  
 154 instructors for all courses.

155 (e) Identify student advising services and progress  
 156 monitoring mechanisms.

157 (f) Establish a program review and reporting mechanism  
 158 regarding student performance outcomes.

159 (g) Describe the terms of funding arrangements to  
 160 implement the early college ~~collegiate high school~~ program  
 161 pursuant to subsection (5).

162 (3)(4) Each student participating in an early college ~~a~~  
 163 ~~collegiate high school~~ program must enter into a student  
 164 performance contract ~~that which~~ must be signed by the student,  
 165 the parent, and a representative of the school district and the  
 166 applicable Florida College System institution ~~partner, state~~  
 167 ~~university,~~ or any other eligible postsecondary institution  
 168 partner participating pursuant to subsection (4) ~~(5)~~. The  
 169 performance contract must, at a minimum, specify include the  
 170 schedule of courses, by semester, and industry certifications to  
 171 be taken by the student, if any; student attendance  
 172 requirements; ~~and~~ and course grade requirements; and the

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173 applicability of such courses to an associate degree or a  
 174 baccalaureate degree.

175 ~~(4)(5)~~ In addition to executing a contract with the local  
 176 Florida College System institution under this section, a  
 177 district school board may execute a contract to establish an  
 178 early college ~~a collegiate high school~~ program with a state  
 179 university or an institution that is eligible to participate in  
 180 the William L. Boyd, IV, Effective Access to Student Education  
 181 Grant Program, that is a nonprofit independent college or  
 182 university located and chartered in this state, and that is  
 183 accredited by the Commission on Colleges of the Southern  
 184 Association of Colleges and Schools to grant baccalaureate  
 185 degrees. Such university or institution must meet the  
 186 requirements specified under subsections (2) and (3) ~~subsections~~  
 187 ~~(3) and (4)~~. A charter school may execute a contract directly  
 188 with the local Florida College System institution or another  
 189 institution as authorized under this section to establish an  
 190 early college program at a mutually agreed upon location.

191 ~~(5)(6)~~ The early college ~~collegiate high school~~ program  
 192 shall be funded pursuant to ss. 1007.271 and 1011.62. The State  
 193 Board of Education shall enforce compliance with this section by  
 194 withholding the transfer of funds for the school districts and  
 195 the Florida College System institutions in accordance with s.  
 196 1008.32.

197 (6) By November 30, 2021, and annually thereafter, the  
 198 commissioner must report to the Governor, the President of the  
 199 Senate, and the Speaker of the House of Representatives the  
 200 status of early college programs, including, at a minimum, a  
 201 summary of student enrollment in public and private

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202 postsecondary institutions and program completion information.

203 Section 3. Paragraphs (i) and (n) of subsection (1) and  
 204 subsections (16) and (17) of section 1011.62, Florida Statutes,  
 205 are amended to read:

206 1011.62 Funds for operation of schools.—If the annual  
 207 allocation from the Florida Education Finance Program to each  
 208 district for operation of schools is not determined in the  
 209 annual appropriations act or the substantive bill implementing  
 210 the annual appropriations act, it shall be determined as  
 211 follows:

212 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
 213 OPERATION.—The following procedure shall be followed in  
 214 determining the annual allocation to each district for  
 215 operation:

216 (i) *Calculation of full-time equivalent membership with*  
 217 *respect to dual enrollment instruction.—*

218 1. Full-time equivalent students.—Students enrolled in dual  
 219 enrollment instruction pursuant to s. 1007.271 may be included  
 220 in calculations of full-time equivalent student memberships for  
 221 basic programs for grades 9 through 12 by a district school  
 222 board. Instructional time for dual enrollment may vary from 900  
 223 hours; however, the full-time equivalent student membership  
 224 value shall be subject to the provisions in s. 1011.61(4). Dual  
 225 enrollment full-time equivalent student membership shall be  
 226 calculated in an amount equal to the hours of instruction that  
 227 would be necessary to earn the full-time equivalent student  
 228 membership for an equivalent course if it were taught in the  
 229 school district. Students in dual enrollment courses may also be  
 230 calculated as the proportional shares of full-time equivalent

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231 enrollments they generate for a Florida College System  
 232 institution or university conducting the dual enrollment  
 233 instruction. Early admission students shall be considered dual  
 234 enrollments for funding purposes. Students may be enrolled in  
 235 dual enrollment instruction provided by an eligible independent  
 236 college or university and may be included in calculations of  
 237 full-time equivalent student memberships for basic programs for  
 238 grades 9 through 12 by a district school board. However, those  
 239 provisions of law which exempt dual enrolled and early admission  
 240 students from payment of instructional materials and tuition and  
 241 fees, including laboratory fees, shall not apply to students who  
 242 select the option of enrolling in an eligible independent  
 243 institution. An independent college or university, which is not  
 244 for profit, is accredited by a regional or national accrediting  
 245 agency recognized by the United States Department of Education,  
 246 and confers degrees as defined in s. 1005.02 shall be eligible  
 247 for inclusion in the dual enrollment or early admission program.  
 248 Students enrolled in dual enrollment instruction shall be exempt  
 249 from the payment of tuition and fees, including laboratory fees.  
 250 No student enrolled in college credit mathematics or English  
 251 dual enrollment instruction shall be funded as a dual enrollment  
 252 unless the student has successfully completed the relevant  
 253 section of the entry-level examination required pursuant to s.  
 254 1008.30.

255 2. Additional full-time equivalent student membership.-For  
 256 students enrolled in an early college program, pursuant to s.  
 257 1007.273, a value of 0.16 full-time equivalent student  
 258 membership shall be calculated for each student who completes a  
 259 general education core course through the dual enrollment

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260 program with a grade of "C" or better. For students who are not  
 261 enrolled in an early college program, a value of 0.08 full-time  
 262 equivalent student membership shall be calculated for each  
 263 student who completes a general education core course through  
 264 the dual enrollment program with a grade of "C" or better. In  
 265 addition, a value of 0.3 full-time equivalent student membership  
 266 shall be calculated for any student who receives an associate  
 267 degree through the dual enrollment program with a 3.0 grade  
 268 point average or better. This value shall be added to the total  
 269 full-time equivalent student membership in basic programs for  
 270 grades 9 through 12 in the subsequent fiscal year. This section  
 271 shall be effective for credit earned by dually enrolled students  
 272 for courses taken in the 2020-2021 school year and each school  
 273 year thereafter. If the associate degree pursuant to this  
 274 paragraph is earned in 2020-2021 following completion of courses  
 275 taken in the 2020-2021 school year, then courses taken towards  
 276 the degree as part of the dual enrollment program prior to 2020-  
 277 2021 may not preclude eligibility for the 0.3 additional full-  
 278 time equivalent student membership bonus. Each school district  
 279 shall allocate at least 50 percent of the funds received from  
 280 the dual enrollment bonus FTE funding, in accordance with this  
 281 paragraph, to the schools that generated the funds to support  
 282 student academic guidance and postsecondary readiness.

283 3. Qualifying courses.-For the purposes of this paragraph,  
 284 general education core courses are those that are identified in  
 285 rule by the State Board of Education and in regulation by the  
 286 Board of Governors pursuant to s. 1007.25(3).

287 (n) Calculation of additional full-time equivalent  
 288 membership based on college board advanced placement scores of

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289 students and earning College Board Advanced Placement Capstone  
 290 Diplomas.—A value of 0.16 full-time equivalent student  
 291 membership shall be calculated for each student in each advanced  
 292 placement course who receives a score of 3 or higher on the  
 293 College Board Advanced Placement Examination for the prior year  
 294 and added to the total full-time equivalent student membership  
 295 in basic programs for grades 9 through 12 in the subsequent  
 296 fiscal year. A value of 0.3 full-time equivalent student  
 297 membership shall be calculated for each student who receives a  
 298 College Board Advanced Placement Capstone Diploma and meets the  
 299 requirements for a standard high school diploma under s.  
 300 1003.4282. This value shall be added to the total full-time  
 301 equivalent student membership in basic programs for grades 9  
 302 through 12 in the subsequent fiscal year. Each district must  
 303 allocate at least 80 percent of the funds provided to the  
 304 district for advanced placement instruction, in accordance with  
 305 this paragraph, to the high school that generates the funds. The  
 306 school district shall distribute to each classroom teacher who  
 307 provided advanced placement instruction:

308 1. A bonus in the amount of \$50 for each student taught by  
 309 the Advanced Placement teacher in each advanced placement course  
 310 who receives a score of 3 or higher on the College Board  
 311 Advanced Placement Examination.

312 2. An additional bonus of \$500 to each Advanced Placement  
 313 teacher in a school designated with a grade of "D" or "F" who  
 314 has at least one student scoring 3 or higher on the College  
 315 Board Advanced Placement Examination, regardless of the number  
 316 of classes taught or of the number of students scoring a 3 or  
 317 higher on the College Board Advanced Placement Examination.

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318  
 319 Bonuses awarded under this paragraph shall be in addition to any  
 320 regular wage or other bonus the teacher received or is scheduled  
 321 to receive. For such courses, the teacher shall earn an  
 322 additional bonus of \$50 for each student who has a qualifying  
 323 score.

324 (16) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health  
 325 assistance allocation is created to provide funding to assist  
 326 school districts in establishing or expanding school-based  
 327 mental health care; train educators and other school staff in  
 328 detecting and responding to mental health issues; and connect  
 329 children, youth, and families who may experience behavioral  
 330 health issues with appropriate services. These funds shall be  
 331 allocated annually in the General Appropriations Act or other  
 332 law to each eligible school district. Each school district shall  
 333 receive a minimum of \$100,000, with the remaining balance  
 334 allocated based on each school district's proportionate share of  
 335 the state's total unweighted full-time equivalent student  
 336 enrollment. Charter schools that submit a plan separate from the  
 337 school district are entitled to a proportionate share of  
 338 district funding. The allocated funds may not supplant funds  
 339 that are provided for this purpose from other operating funds  
 340 and may not be used to increase salaries or provide bonuses.  
 341 School districts are encouraged to maximize third-party health  
 342 insurance benefits and Medicaid claiming for services, where  
 343 appropriate.

344 (a) Before the distribution of the allocation:

345 1. The school district must develop and submit a detailed  
 346 plan, which includes the input of school and community

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stakeholders and is informed by a needs assessment, outlining the local program and planned expenditures to the district school board for approval. This plan must include all district schools, including charter schools, unless a charter school elects to submit a plan independently from the school district pursuant to subparagraph 2.

2. A charter school may develop and submit a detailed plan outlining the local program and planned expenditures to its governing body for approval. After the plan is approved by the governing body, it must be provided to the charter school's sponsor.

(b) The plans required under paragraph (a) must be focused on a multitiered system of supports to deliver evidence-based mental health care assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and to students at high risk of such diagnoses. The provision of these services must be coordinated with a student's primary mental health care provider and with other mental health providers involved in the student's care. At a minimum, the plans must include the following elements:

1. Direct employment of school-based mental health services providers to expand and enhance school-based student services and to reduce the ratio of students to staff in order to better align with nationally recommended ratio models. These providers include, but are not limited to, certified school counselors, school psychologists, school social workers, and other licensed mental health professionals. The plan also must identify strategies to increase the amount of time that school-based

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student services personnel spend providing direct services to students, which may include the review and revision of district staffing resource allocations based on school or student mental health assistance needs.

2. Contracts or interagency agreements with one or more local community behavioral health providers or providers of Community Action Team services to provide a behavioral health staff presence and services at district schools. Services may include, but are not limited to, mental health screenings and assessments, individual counseling, family counseling, group counseling, psychiatric or psychological services, trauma-informed care, mobile crisis services, and behavior modification. These behavioral health services may be provided on or off the school campus and may be supplemented by telehealth.

3. Policies and procedures, including contracts with service providers, which will ensure that students who are referred to a school-based or community-based mental health service provider for mental health screening for the identification of mental health concerns and ensure that the assessment of students at risk for mental health disorders occurs within 15 days of referral. School-based mental health services must be initiated within 15 days after identification and assessment, and support by community-based mental health service providers for students who are referred for community-based mental health services must be initiated within 30 days after the school or district makes a referral.

4. School board mental health policies and procedures, including the following:

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a. Universal supports to promote students' psychological well-being and ensure safe and supportive school environments;

b. Evidence-based strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems, depression, anxiety disorders, suicidal tendencies, or substance use disorders.

~~c.5-~~ Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders, to provide improve the provision of early intervention services, and to assist students in dealing with trauma and violence.

d. Policies and procedures for responding to a student with suicidal ideation, including risk assessment, guidelines for informing parents of suicide risk, and school board policies for initiating involuntary examination of students with suicide ideation.

e. A school crisis response plan that includes prevention, preparation for, response to, and recovery from a range of crises. The plan should include establishment of district-level and school-level crisis response teams, including, but not limited to, administration and school-based mental health service providers.

(c) School districts shall submit approved plans, including approved plans of each charter school in the district, to the commissioner by August 1 of each fiscal year.

(d) Beginning September 30, 2019, and annually by September 30 thereafter, each school district shall submit to the Department of Education a report on its program outcomes and expenditures for the previous fiscal year. The report must

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reflect program outcomes and expenditures for all charter schools in the district, including charter schools that submitted a separate plan. The report must that, at a minimum, must include the number of each of the following:

1. The number of students who receive screenings or assessments.

2. The number of students who are referred to either school-based or community-based providers for services or assistance.

3. The number of students who receive either school-based or community-based interventions, services, or assistance.

4. The number of school-based and community-based mental health providers, including licensure type, paid for from funds provided through the allocation.

5. The number and ratio of school social workers, school psychologists, and certified school counselors employed by the district and the total number of licensed mental health professionals employed directly by the district.

~~6.5-~~ Contract-based collaborative efforts or partnerships with community mental health programs, agencies, or providers.

(e) The amount of mental health assistance allocation funds appropriated subsequent to the 2019-2020 fiscal year that are in excess of the amount appropriated in the 2019-2020 fiscal year shall be used exclusively to fund additional providers of school-based mental health services.

(17) FUNDING COMPRESSION ALLOCATION.—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental

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463 research schools whose total funds per FTE in the prior year  
 464 were less than the statewide average. Using the most recent  
 465 prior year FEEP calculation for each eligible school district,  
 466 the total funds per FTE shall be subtracted from the state  
 467 average funds per FTE, not including any adjustments made  
 468 pursuant to paragraph (19)(b). The resulting funds per FTE  
 469 difference, or a portion thereof, as designated in the General  
 470 Appropriations Act, shall then be multiplied by the school  
 471 district's total unweighted FTE to provide the allocation. If  
 472 the calculated funds are greater than the amount included in the  
 473 General Appropriations Act, they must be prorated to the  
 474 appropriation amount based on each participating school  
 475 district's share. ~~This subsection expires July 1, 2020.~~

476 Section 4. Paragraph (c) of subsection (10) of section  
 477 1003.4282, Florida Statutes, is amended to read:

478 1003.4282 Requirements for a standard high school diploma.—

479 (10) STUDENTS WITH DISABILITIES.—Beginning with students  
 480 entering grade 9 in the 2014-2015 school year, this subsection  
 481 applies to a student with a disability.

482 (c) A student with a disability who meets the standard high  
 483 school diploma requirements in this section may defer the  
 484 receipt of a standard high school diploma if the student:

485 1. Has an individual education plan that prescribes special  
 486 education, transition planning, transition services, or related  
 487 services through age 21; and

488 2. Is enrolled in accelerated college credit instruction  
 489 pursuant to s. 1007.27, industry certification courses that lead  
 490 to college credit, an early college ~~a collegiate high school~~  
 491 program, courses necessary to satisfy the Scholar designation

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492 requirements, or a structured work-study, internship, or  
 493 preapprenticeship program.

494  
 495 The State Board of Education shall adopt rules under ss.  
 496 120.536(1) and 120.54 to implement this subsection, including  
 497 rules that establish the minimum requirements for students  
 498 described in this subsection to earn a standard high school  
 499 diploma. The State Board of Education shall adopt emergency  
 500 rules pursuant to ss. 120.536(1) and 120.54.

501 Section 5. This act shall take effect July 1, 2020.

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**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020

*Meeting Date*

SB 62

*Bill Number (if applicable)*

456504

*Amendment Barcode (if applicable)*

Topic Amendment SB 62 - Education

Name John Cerra

Job Title Lobbyist - Florida League of IB Schools

Address 206 South Monroe Street #104

*Street*

Miami

*City*

FL

*State*

33176

*Zip*

Phone 7865256233

Email cerraj@comcast.net

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida League of International Baccalaureate Schools (FLIBS)

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5

Meeting Date

SB 62

Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name James Herzog

Job Title Associate

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Phone \_\_\_\_\_

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State

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Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Conference Catholic Bishops

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

5 Feb 2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

62

Bill Number (if applicable)

Topic K-12 Education

Amendment Barcode (if applicable)

Name James Mosteller

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Street

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Tallahassee  
City State Zip

Email JamesM@excelsn ed.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: PCS/SB 72 (847972)

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Education); and Senator Stargel

SUBJECT: Postsecondary Education

DATE: February 4, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Bouck, Dew	Sikes	ED	<b>Favorable</b>
2.	Underhill	Elwell	AED	<b>Recommend: Fav/CS</b>
3.	Underhill	Kynoch	AP	<b>Pre-meeting</b>

---

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

PCS/SB 72 modifies provisions relating to preeminent state research universities, the prioritization of capital outlay projects at Florida College System (FCS) institutions, the carry forward of operational funds at state universities and FCS institutions, state student financial aid, and textbook affordability at public postsecondary institutions. Specifically, the bill:

- Revises the data for academic and research excellence standards of preeminent research universities by using more timely performance data and requiring the standards to be reported annually in the BOG Accountability Plan.
- Removes funding associated with the emerging preeminent state research university designation and creates State Universities of Distinction.
- Modifies a criterion for new construction, remodeling, or renovation projects at FCS institutions that have not been previously state funded to be added to the Public Education Capital Outlay (PECO) priority list.
- Modifies reporting deadlines and spending plan provisions relating to the carry forward of operational funds at state universities and FCS institutions.
- Replaces the State University System Programs of Excellence with the State Universities of Distinction program, and establishes requirements.
- Aligns student eligibility, maximum awards, fund distribution, remittance deadlines, and reporting requirements between the four Florida Student Assistance Grant programs.
- Clarifies initial and renewal award requirements for the Benacquisto Scholarship Program.

- Provides that pricing and payment options relating to textbook affordability may include either an opt-in or opt-out provision for students.
- Removes the limitation that prohibits a Phosphate Research and Activities Board member from serving more than 180 days after the expiration of his or her term, until a successor is appointed.
- Directs the Board of Governors to define in regulation the university faculty and administrative personnel classifications.

The bill has no impact on state revenues or expenditures.

The bill takes effect on July 1, 2020.

## **II. Present Situation:**

The present situation for each relevant portions of the bill is discussed under the Effect of Proposed Changes of this bill analysis.

## **III. Effect of Proposed Changes:**

### **Public Education Capital Outlay**

#### ***Present Situation***

Florida's Public Education Capital Outlay (PECO) program provides funding for capital outlay projects for Florida's public education system, including universities, colleges, public schools and other state owned educational facilities that have no other source for funding for capital outlay. As specified by the Florida Constitution,<sup>1</sup> the PECO program is funded by gross receipts taxes on utilities, including electricity and natural gas, and communication services (cable, wireless, telephone landline, miscellaneous services, and direct to home satellite tax bases).

The Commissioner of Education (commissioner) must annually submit to the Governor and to the Legislature an integrated, comprehensive budget request for educational facilities construction and fixed capital outlay needs for school districts, Florida College System (FCS) institutions, and state universities, subject to provisions in law.<sup>2</sup> The commissioner must use estimates for PECO funds by the Revenue Estimating Conference<sup>3</sup> in determining the budget request. In addition, the commissioner, in consultation with the appropriations committees of the Legislature, must provide annually an estimate of funds for FCS institutions and state universities in developing three-year priority lists required in law.<sup>4</sup>

FCS institutions and state university boards of trustees (BOT) request funds for projects based on the 3-year priority list, to be updated annually, which is submitted to the Legislature in the legislative budget request (LBR) at least 90 days prior to the legislative session.<sup>5</sup> The State Board

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<sup>1</sup> Art. XII, s. 9, Fla. Const.

<sup>2</sup> Section 1013.60(1), F.S., and applicable provisions of ch. 216.

<sup>3</sup> The Revenue Estimating Conference develops official information with respect to anticipated state and local government revenues as the conference determines is needed for the state planning and budgeting system. Section 216.136(3), F.S.

<sup>4</sup> Section 1013.60(1), F.S.

<sup>5</sup> Section 1013.64(4), F.S.

of Education (SBE) submits a 3-year priority list for FCS institutions, and the Board of Governors of the State University System (BOG) submits a 3-year priority list for state universities. The lists reflect decisions by the SBE and BOG concerning program priorities that implement the statewide plan for program growth and quality improvement in education.<sup>6</sup>

In 2019,<sup>7</sup> the process by which FCS projects are evaluated for inclusion on the priority list was modified. Projects considered for prioritization are required to be chosen from a preliminary selection group consisting of previously state-funded projects that have not been completed, and the top two priorities of each FCS institution. The SBE is required to develop a points-based prioritization method to rank projects for consideration that awards points for the degree to which a project meets specific criteria compared to other projects.<sup>8</sup> The criteria specified in law<sup>9</sup> may be weighted, but no weight may exceed the criterion regarding space needs due to increased instructional capacity.<sup>10</sup>

A new construction, remodeling, or renovation project that has not received an appropriation in a previous year may not be considered for inclusion on the required prioritized list, unless:

- A plan is provided to reserve funds in an escrow account, specific to the project, into which must be deposited each year an amount of funds equal to 0.5 percent of the total value of the building for future maintenance;
- There are sufficient excess funds from the allocation provided pursuant to the LBR within the 3-year planning period which are not needed to complete the projects for which state funds were previously appropriated which have not been completed;<sup>11</sup> and
- The project has been recommended based on results relating to an educational plant survey.<sup>12</sup>

### *Effect of Proposed Changes*

The bill modifies s. 1001.03, F.S., to replace the existing sufficient excess PECO funds criterion for a specified new construction, remodeling, or renovation project to be added to the priority list. The bill changes the criterion to specify that an FCS project may only be included on the priority list if there is sufficient capacity within the cash and bonding estimate of funds by the Revenue Estimating Conference to accommodate the project within the three-year PECO funding cycle. This modification aligns the requirements for new FCS projects to be considered on the priority list with those for the State University System (SUS) projects.<sup>13</sup>

---

<sup>6</sup> Section 1013.31, F.S.

<sup>7</sup> Section 3, ch. 2019-103, L.O.F.

<sup>8</sup> On Sept. 20, 2019, the SBE approved a prioritized list of PECO for 2020-2021 and the FCS PECO project priority methodology.

<sup>9</sup> Section 1001.03(18)(a), F.S.

<sup>10</sup> Section 1001.03(18)(b), F.S.

<sup>11</sup> The SBE must continually maintain a list of all public education capital outlay projects for which state funds were previously appropriated which have not been completed. The list must include an estimate of the amount of state funding needed for the completion of each project. Section 1001.03(18)(d), F.S.

<sup>12</sup> Section 1013.31, F.S. Educational plant surveys must be completed every five years, and reflect the capacity of existing facilities in school districts, FCS institutions, and state universities, as well as projections of facility space needs. *Id.*

<sup>13</sup> Section 1001.706(12)(c), F.S.

## **End-of-Year Balance of Funds – State Universities and Florida College System Institutions**

### ***Present Situation***

At the end of each fiscal year, state operational funds for state agencies and departments revert to the fund from which they were appropriated for reappropriation by the Legislature.<sup>14</sup> However, state universities<sup>15</sup> and FCS institutions<sup>16</sup> are authorized to carry forward unexpended amounts in operating funds for subsequent fiscal years.

Each state university, and FCS institution with a final FTE of 15,000 or greater for the prior year, must maintain a minimum carry forward balance of at least 7 percent of its state operating budget. If such university or FCS institution fails to maintain a 7 percent balance in state operating funds, the university and FCS institution must submit a plan to the BOG and SBE, respectively, to attain the 7 percent balance of state operating funds within the next fiscal year.<sup>17</sup> An FCS institution with a final FTE less than 15,000 for the prior must maintain a carry forward balance of at least 5 percent, or submit a similar plan to the SBE.<sup>18</sup>

A state university or FCS institution that retains a state operating fund carry forward balance in excess of the required minimum must submit a spending plan for its excess carry forward balance. The spending plan must be submitted to the state university or FCS institution BOT for approval by September 1, 2020, and each September 1 thereafter.<sup>19</sup> The BOG must review, approve, and amend, if necessary, each university's carry forward spending plan by October 1, 2020, and each October 1 thereafter.<sup>20</sup> The SBE must review and publish each FCS institution's carry forward spending plan by October 1, 2020, and each October 1 thereafter.<sup>21</sup>

The carry forward spending plan for each state university, and FCS institution with a final FTE of 15,000 or greater for the prior year, must include the estimated cost per planned expenditure and a timeline for completion of the expenditure. The law specifies authorized expenditures, which include nonrecurring operating expenditures that support the university's or FCS institution's mission.<sup>22</sup>

### ***Effect of Proposed Changes***

The bill modifies provisions in ss. 1011.45 and 1013.841, F.S., relating to the carry forward of operational funds by state universities and FCS institutions to align fund approval activities and provide greater flexibility in spending plan expenditures. Specifically, the bill:

- Modifies the submission and approval dates by an institution BOT, BOG, and SBE, to require that:

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<sup>14</sup> Section 216.301(1)(a), F.S.

<sup>15</sup> Section 1011.45, F.S.

<sup>16</sup> Section 1013.841(1), F.S.

<sup>17</sup> Sections 1011.45(1) and 1013.841(3)(a), F.S.

<sup>18</sup> Section 1013.841(2)(a), F.S.

<sup>19</sup> Sections 1011.45(2) and 1013.841(2)(b), F.S.

<sup>20</sup> Section 1011.45(2), F.S.

<sup>21</sup> Section 1013.841(2)(b), F.S.

<sup>22</sup> Sections 1011.45(3) and 1013.841(4), F.S.

- The spending plan be submitted to the state university or FCS institution BOT for approval by September 30, 2020, and each September 30 thereafter.<sup>23</sup>
- The BOG review, approve, and amend, if necessary, university spending plans, and the SBE review and publish FCS institution spending plans by November 15, 2020, and each November 15 thereafter.
- Removes the requirement that operating expenditures that support the mission of the state university or FCS institution mission be nonrecurring.
- Authorizes the spending plans of state universities and FCS institutions to include a commitment of funds to a contingency reserve to assist in addressing unforeseen circumstances that may arise, including natural disasters and other emergencies.<sup>24</sup>

## **Preeminent State Research Universities Program**

### ***Present Situation***

The preeminent state research universities program is a collaborative partnership between the BOG and the Legislature to raise the academic and research preeminence of the highest performing state research universities in Florida.<sup>25</sup> A state university that meets 11 of the 12 academic and research excellence standards specified in law is designated a “preeminent state research university”.<sup>26 27</sup> A state research university that meets at least six of the 12 standards is designated as an “emerging preeminent state research university.”<sup>28</sup> In identifying the performance of each state university against the standards, the BOG is required to use the state university data as published by the national sources specified in statute.

If an increase in the appropriation for preeminent state research universities is provided, each designated preeminent state research university must receive an equal amount of funding, and each designated emerging preeminent state research university must receive an amount of funding that is equal to one-quarter of the total increased amount awarded to each designated preeminent state research university.<sup>29</sup>

### ***Effect of Proposed Changes***

The bill modifies s. 1001.7065, F.S., to require the academic and research excellence standards for preeminent state research universities be reported annually in the BOG Accountability Plan<sup>30</sup>

<sup>23</sup> The deadline is consistent with current laws that require the chief financial officer of a state university or FCS institution to certify, annually by September 30, the unexpended amount of state funds remaining in the general fund of an institution as of June 30 of the previous fiscal year. Sections 1011.45(4) and 1011.84(3)(e), F.S.

<sup>24</sup> Current law authorizes state universities to spend the minimum carry forward balance of 7 percent for a demonstrated emergency, subject to state university BOT and BOG approval. Section 1011.45(5), F.S.

<sup>25</sup> Section 1001.7065(1), F.S.

<sup>26</sup> Section 1001.7065(2), F.S. The standards include: incoming freshman academic characteristics (average weighted GPA and average SAT score); institutional ranking nationally; freshman retention rate; four-year graduation rate; national academy membership of institution faculty; research expenditures (2 measures); research expenditure national ranking; patents awarded annually; doctoral degrees awarded annually; postdoctoral appointees annually; and institutional endowment.

<sup>27</sup> Section 1001.7065(3)(a), F.S.

<sup>28</sup> Section 1001.7065(3)(b), F.S.

<sup>29</sup> Section 1001.7065(5)(c), F.S.

<sup>30</sup> Board of Governors Regulation 2.002 requires the BOG to institute a planning and performance monitoring system for state universities designed to inform strategic planning, budgeting, and other policy decisions for the State University System; the BOG must annually submit the university accountability plans and the system summary of the university plans to



and amends the standards to provide the BOG with the flexibility to access and utilize the most up to date data available.

The bill preserves the designation of emerging preeminent universities, removes the funding component for emerging preeminent universities, and provides that the funding for preeminent universities will be determined annually by the Legislature.

## **State University System Programs of Excellence**

### ***Present Situation***

In 2018,<sup>31</sup> the BOG was required to establish standards and measures whereby individual degree programs that objectively reflect national excellence in state universities could be identified, and make recommendations to the Legislature by September 1, 2018, regarding the enhancement and promotion of such programs.<sup>32</sup>

The goal of this initiative was to achieve and improve upon world-class, nationally recognized university programs of excellence within the SUS. The BOG approved a framework to identify programs of excellence that:<sup>33</sup>

- Provide opportunities for all 12 SUS institutions to participate.
- Allow for universities to elevate both research and academic programs that are nationally recognized.
- Allow for programs across disciplines and degree levels to be recognized.
- Encourage institution collaboration.
- Address key areas important to Florida.
- Provide for flexibility in implementation.

The BOG requested \$30 million for this initiative in its 2019-2020 legislative budget request.<sup>34</sup> This request was not funded by the 2019 Legislature.

### ***Effect of Proposed Changes***

The bill modifies s. 1001.7065, F.S., to replace the SUS Programs of Excellence with a State Universities of Distinction program, which requires the BOG to establish standards and measures to identify state universities that focus on one core competency unique to the SUS that:

- Achieves excellence at the national or state level;
- Meets state workforce needs; and

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the Governor, the President of the Senate, and the Speaker of the House of Representatives. The Board of Governors 2019 System Accountability Plan is available at [https://www.flbog.edu/wp-content/uploads/2019\\_System\\_Accountability\\_Plan\\_FINAL\\_2019-10-30.pdf](https://www.flbog.edu/wp-content/uploads/2019_System_Accountability_Plan_FINAL_2019-10-30.pdf).

<sup>31</sup> Section 3, ch. 2018-4, L.O.F.

<sup>32</sup> Section 1001.7065(7), F.S.

<sup>33</sup> Board of Governors, *Programs of Excellence Report* (Sept. 2018), available at [https://www.flbog.edu/wp-content/uploads/0273\\_1154\\_8738\\_10.3.2-AREC-03b-Programs-of-Excellence-Report\\_CE.pdf](https://www.flbog.edu/wp-content/uploads/0273_1154_8738_10.3.2-AREC-03b-Programs-of-Excellence-Report_CE.pdf).

<sup>34</sup> Board of Governors, *State University System of Florida, Education and General, 2019-2020 Executive Summary, Universities and Special Units* (Sept. 13, 2018), available at [https://www.flbog.edu/wp-content/uploads/0273\\_1152\\_8727\\_8.8.1.2-BUD-10a-2019-20-LBR\\_SUS-Executive-Summary-updated-8-31.pdf](https://www.flbog.edu/wp-content/uploads/0273_1152_8727_8.8.1.2-BUD-10a-2019-20-LBR_SUS-Executive-Summary-updated-8-31.pdf).

- Fosters an innovation economy that focuses on areas such as health care, security, transportation, and science, technology, engineering, and mathematics (STEM), including supply chain management.

The bill requires the BOG to annually submit such programs by January 1 for funding.

This bill provision aligns with a recent BOG initiative targeting Universities of Distinction as a path towards excellence that will produce high-quality talent to diversify Florida's economy, stimulate innovation, and provide a return on investment to the state.<sup>35</sup>

## **Financial Aid and Tuition Assistance Programs**

### ***Present Situation***

Various student financial aid and tuition assistance programs have been created to assist students in accessing and continuing higher education in Florida. Student financial assistance available in Florida<sup>36</sup> includes a variety of grant and scholarship programs outlined in law<sup>37</sup> or SBE rule<sup>38</sup> and loans through Federal Student Aid.

### **Florida Student Assistance Grant Program**

The Florida Student Assistance Grant (FSAG) Program, created in 1972, is Florida's largest need-based grant program, consisting of FSAG Public, FSAG Public Postsecondary Career Education (FSAGCE), FSAG Private, and FSAG Postsecondary.<sup>39</sup> The FSAG Program provides state student assistance grants to students who meet general eligibility requirements<sup>40</sup> and stipulations specific to each program.

For each of the programs, except FSAGCE, the Department of Education is required to establish a maximum expected family (EFC) contribution that is used in determining eligibility to receive a grant award.<sup>41</sup> For the 2019-2020 academic year, the maximum EFC for FSAG Public and FSAG Postsecondary matches the maximum EFC established for Pell: 5576.<sup>42 43</sup>

<sup>35</sup> Board of Governors, *Universities of Distinction* (draft document), available at <https://www.flbog.edu/wp-content/uploads/University-of-Distinction.pdf>.

<sup>36</sup> See Florida Student Financial Aid, *Office of Student Financial Assistance*, <http://www.floridastudentfinancialaid.org/> (last visited Dec. 11, 2019).

<sup>37</sup> See ss. 1009.50-1009.894, F.S.

<sup>38</sup> See Rule 6A-20.001 - 20.111, F.A.C.

<sup>39</sup> Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 11, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>.

<sup>40</sup> Section 1009.40, F.S.

<sup>41</sup> Sections 1009.50(2)(c), 1009.51(2)(c), and 1009.52(2)(c), F.S.

<sup>42</sup> Florida Department of Education Office of Student Financial Assistance, *Florida Student Assistance Grant (FSAG) Allocations*, available at <https://www.floridastudentfinancialaidsg.org/PDF/PSI/1920-09.pdf>.

<sup>43</sup> See Federal Student Aid, *Office of the U.S. Department of Education*, <https://ifap.ed.gov/dpccletters/GEN1901.html> (last visited Jan. 19, 2020).

The FSAG Program is administered by participating institutions in accordance with SBE rule.<sup>44</sup> A total of \$269,396,012 was appropriated for the FSAG Program for the 2019-2020 fiscal year.<sup>45</sup> The current maximum award amount of \$2,610 has not changed since 2013.<sup>46</sup>

Similarities and differences in specified provisions across the FSAG programs are depicted in the table below.

	<b>FSAG Public</b>	<b>FSAGCE</b>	<b>FSAG Private</b>	<b>FSAG Postsecondary</b>
<b>Student Eligibility<sup>47</sup></b>	Degree-seeking and enrolled in at least 6 hours at an FCS institution or state university.	Certificate-seeking and enrolled in a career center or FCS institution at least half-time. <sup>48</sup>	Full-time, degree-seeking enrollment at an eligible independent nonprofit college or university. <sup>49</sup>	Full-time, degree-seeking enrollment at an eligible private nursing school or an eligible independent college or university. <sup>50</sup>
<b>Grant Award</b>	Between \$200 and weighted average of cost of tuition and fees for 30 hours at state universities, up to 110 percent of the program, or as specified in the GAA. <sup>51</sup>	Between \$200 and the student's unmet need for the cost of education, which may not exceed the average annual cost of tuition and other registration fees, or as specified in the GAA. <sup>52</sup>	Between \$200 and the amount of demonstrated unmet need for tuition and fees, not to exceed an amount equal to the average tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year, or as specified in the GAA. <sup>53</sup>	Similar to FSAG Private.

<sup>44</sup> Sections 1009.50(6), 1009.505(5), 1009.51(6), and 1009.52(7), F.S. *See also* Rule 6A-20.031, F.A.C. Postsecondary educational institution administrative responsibilities for state student aid and tuition assistance programs are outlined in Rule 6A-20.002, F.A.C.

<sup>45</sup> Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 5, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>. *See also* Specific Appropriation 75, ch. 2019-115, L.O.F.

<sup>46</sup> Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2016-17* (2019), at 10, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>.

<sup>47</sup> A demonstrated unmet need of less than \$200 renders an applicant ineligible for a state student assistance grant. Sections 1009.50(2)(a), 1009.51(2)(a), and 1009.52(2)(a), F.S. *See also* Rule 6A-20.031, F.A.C.

<sup>48</sup> Section 1009.505(3)(a), F.S. "Half-time" means the equivalent in clock hours at a public postsecondary career certificate program of 6 semester credit hours at a FCS institution. Section 1009.505(2)(b), F.S.

<sup>49</sup> An eligible independent college or university is nonprofit, baccalaureate-degree-granting, accredited by the Commission on Colleges of the Southern Association of Colleges and Schools, and located in and chartered as a domestic corporation by the state. Section 1009.51(2)(a), F.S.

<sup>50</sup> An eligible nursing diploma school must be approved by the Florida Board of Nursing, and an eligible independent college or university must be licensed by the Commission for Independent Education. Section 1009.52(2)(a), F.S. The Commission for Independent Education has statutory responsibilities in matters relating to nonpublic, postsecondary, educational institutions, including the licensure of independent schools, colleges, and universities. Florida Department of Education, *Commission For Independent Education*, <http://www.fldoe.org/policy/cie/> (last visited Dec. 16, 2019).

<sup>51</sup> Section 1009.50(3), F.S. The amount is specified in the GAA. *Id.* *See s.* 1009.50(2)(a), F.S. The legal requirement is contained in s. 1009.40(3), F.S.

<sup>52</sup> Section 1009.505(3)(a), F.S.

<sup>53</sup> No student may receive an award for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment. Section 1009.51(2)(a), F.S.

	<b>FSAG Public</b>	<b>FSAGCE</b>	<b>FSAG Private</b>	<b>FSAG Postsecondary</b>
<b>Priority in Distribution of Funds</b>	Priority given to students with the lowest total family resources. <sup>54</sup>	No provision.	Identical to FSAG Public.	Identical to FSAG Public.
<b>Reporting Requirement</b>	Report disbursed students to DOE. <sup>55</sup>	Similar to FSAG Public.	Similar to FSAG Public.	Similar to FSAG Public.
<b>Audit</b>	No provision.	No provision.	Biennial financial and program audit. <sup>56</sup>	Identical to FSAG Private.

In addition, the FSAG Public, FSAG Private, and FSAG Postsecondary programs provide for deposit of funds appropriated by the Legislature for grants through the FSAG program into the State Student Financial Assistance Trust Fund.<sup>57</sup> The FSAGCE program does not have this provision.

For the 2018-2019 fiscal year, amounts disbursed through the FSAG Program include:

- A total of \$234,334,619 for FSAG Public, disbursed to 156,301 students with an average award amount of \$1,499.55.<sup>58</sup>
- A total of \$3,144,476 for FSAGCE, disbursed to 4,305 students with an average award amount of \$730.42.<sup>59</sup>
- A total of \$24,500,519 for FSAG Private, disbursed to 16,338 students with an average award amount of \$1,499.60.<sup>60</sup>
- A total of \$6,799,009 for FSAG Postsecondary, disbursed to 6,281 students with an average award amount of \$1,082.47.<sup>61</sup>

### Benacquist Scholarship Program

The Benacquist Scholarship Program (scholarship)<sup>62</sup> was created in 2014 to reward a Florida high school graduate who achieves recognition as a National Merit Scholar (NMS)<sup>63</sup> or National

<sup>54</sup> Section 1009.50(2)(c), F.S.

<sup>55</sup> Sections 1009.50(2)(d) and 1009.50(4)(d), F.S. All eligible students are required to be reported. Rule 6A-20.031(7), F.A.C.

<sup>56</sup> Section 1009.51(4)(e), F.S. The DOE retains the ability to suspend or revoke an institution's eligibility to receive future moneys from the trust fund for the program or request a refund of any moneys overpaid to the institution.

<sup>57</sup> Sections 1009.50(5), 1009.51(5), and 1009.52(6), F.S.

<sup>58</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 4, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPU\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPU_2018_2019.pdf).

<sup>59</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 5, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGCE\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGCE_2018_2019.pdf).

<sup>60</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 4, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPR\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPR_2018_2019.pdf).

<sup>61</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 6, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPO\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPO_2018_2019.pdf).

<sup>62</sup> The scholarship was renamed in 2016 from the Florida National Merit Scholar Incentive Program to the Benacquist Scholarship Program. Section 26, ch. 2016-237, L.O.F.

<sup>63</sup> Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 17, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>. The National Merit Scholarship Corporation (NMSC) is a private, not-for-profit organization that operates without government assistance to recognize and honor academically talented students. National Merit Scholarship Corporation, Mission, <https://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=395> (last visited Dec. 11, 2019). NMSC organizes the National Merit Scholarship Program, which began in 1955 as an academic competition for recognition and

Achievement Scholar (NAS)<sup>64</sup> and enrolls in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.<sup>65</sup>

In addition to achieving recognition as an NMS or NAS, in order to be eligible for an award under the scholarship, a student must:<sup>66</sup>

- Be a state resident as determined by statute and SBE rules;
- Earn a standard Florida high school diploma or its equivalent pursuant to statute, unless:
  - The student completes a home education program pursuant to statute,<sup>67</sup> or
  - The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;
- Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and
- Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

In 2018, eligibility was expanded to allow out-of-state students to qualify for a scholarship.<sup>68</sup>

Scholarship recipients attending a public postsecondary institution, who qualify as a Florida resident, receive an award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Futures Scholarship and NMS or NAS award. Scholarship recipients attending a public postsecondary institution, who qualify as non-residents of Florida, receive an award equal to the institutional cost of attendance for a Florida resident minus the student's NMS award. Eligible students who attend independent postsecondary educational institutions in Florida each receive scholarship awards equal to the highest cost of attendance for a resident of this state enrolled at a Florida public university, as reported by the BOG, minus the sum of the student's Florida Bright Futures Scholarship and NMS or NAS award.<sup>69</sup>

A student must earn all credits for which he or she was enrolled and maintain a 3.0 or higher grade point average to be eligible for a renewal award. A student may receive an award for up to 100 percent of the number of credit hours required to complete a baccalaureate degree program.<sup>70</sup>

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scholarship. High school students enter the National Merit Program by taking the Preliminary SAT/National Merit Scholarship Qualifying Test (PSAT/NMSQT), which serves as an initial screen of approximately 1.6 million entrants each year, and meeting the program participation requirements. National Merit Scholarship Corporation, *National Merit Scholarship Program*, <https://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=424> (last visited Dec. 11, 2019).

<sup>64</sup> The National Merit Scholarship Corporation discontinued the National Achievement Scholarship Program with the conclusion of the 2015 program. National Merit Scholarship Corporation, *National Achievement Scholarship Program*, <http://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=433> (last visited Dec. 26, 2019).

<sup>65</sup> Section 1009.893(2), F.S.

<sup>66</sup> Section 1009.893(4)(a), F.S.

<sup>67</sup> Section 1002.41, F.S.

<sup>68</sup> Section 22, ch. 2018-4, L.O.F. See s. 1009.893(4)(b), F.S.

<sup>69</sup> Section 1009.893(5)(b), F.S.

<sup>70</sup> Section 1009.893(5)(a), F.S. The National Achievement Scholarship Program has since been discontinued. National Merit Scholarship Corporation, *supra* note 57.

For the 2019-2020 fiscal year, \$21,372,911<sup>71</sup> was appropriated to fund 1,416 scholarship recipients.<sup>72</sup>

### ***Effect of Proposed Changes***

#### **Florida Student Assistance Grant Program**

The bill provides flexibility and aligns specific requirements across the FSAG programs.

Specifically, the bill:

- Establishes that the maximum award amount for each FSAG program as specified in the General Appropriations Act (GAA).
- Allows a student who received a FSAG award in the fall or spring term to receive the FSAG award during the summer, if funds are available.<sup>73</sup>
- Removes the requirement that institutions must prioritize the distribution of grant funds to students with the lowest family resources, thus allowing an institution to provide the grant funds to students who have the greatest unmet need.
- Specifies that, for all FSAG programs, institutions must report to the DOE all eligible students, regardless of actual disbursements.<sup>74</sup>
- Modifies the fund distribution formula to include part-time and full-time eligible students, and requires that the formula account for changes in the number of eligible students across all FSAG programs.
- Establishes a disbursement deadline of 30 days after the end of regular registration each term and deadline of 60 days after the end of regular registration each spring term for return of undisbursed funds, which aligns to other financial aid programs, in accordance with DOE rule. However, the bill authorizes an exception to the remittance deadline if the institution documents to the DOE how the institution plans to disburse awards to students for the subsequent summer term. Such reporting and remittance deadlines may ensure that returned funds can be disbursed to qualified students prior to the end of the fiscal year.
- Removes the required DOE need analysis for the FSAG Public, FSAG Private, and FSAG Postsecondary programs to specify that a grant may not be made to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution.<sup>75</sup>
- Requires institutions receiving funds through the FSAG Public and FSAGCE programs to prepare the same biennial report currently required of the FSAG Private and FSAG Postsecondary programs. The requirement specifies that:

<sup>71</sup> Specific Appropriation 68, ch. 2019-115, L.O.F.

<sup>72</sup> Education Estimating Conference on Student Financial Aid, *Executive Summary* (March 2019), available at <http://edr.state.fl.us/Content/conferences/financialaid/archives/190315financialaid.pdf>.

<sup>73</sup> All students entering a SUS university with fewer than 60 semester hours credit are required to earn at least 9 semester hours prior to graduation by attendance at one or more summer sessions. BOG Regulation 6.016. Allowing students to use FSAG awards during the summer may assist students to fulfill this requirement, take more credits in a year, and graduate on-time in four years.

<sup>74</sup> Reporting all eligible students, rather than only those students who received a disbursement, is consistent with requirements in rule 6A-20.031(7), 6A-20.032(7), and 6A-20.033(7), F.A.C.

<sup>75</sup> Expected Family Contribution is calculated using a student's: family size; family's taxed and untaxed income, assets, and benefits; and number of family members who will attend college or career school during the year. Federal Student Aid, *How Aid is Calculated*, <https://studentaid.gov/complete-aid-process/how-calculated#efc> (last visited Dec. 23, 2019).



- Each institution that receives moneys through the FSAG program must prepare a biennial report that includes a financial audit, conducted by the Auditor General, of the institution's administration of the program and a complete accounting of moneys allocated to the institution for the program to the DOE by March 1 every other year.
- The DOE may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report.
- The DOE may suspend or revoke an institution's eligibility to receive future moneys for the program or request a refund of any moneys overpaid to the institution for the program if the DOE finds that an institution has not complied and specifies that any refund requested must be remitted within 60 days after notification by the DOE.

### Benacquisto Scholarship Program

The bill modifies s. 1009.893, F.S., to clarify requirements for initial eligibility and modify scholarship renewal provisions. Specifically, the bill:

- Removes an outdated reference to the National Achievement Scholar program.
- Requires scholarship renewal students to be enrolled full-time. However, the bill authorizes a student to be enrolled less than full-time and receive funding for one term to complete his or her degree, if the student has less than 12 credits remaining to graduate.<sup>76</sup>
- Specifies that a student's renewal status is not affected by subsequent changes in the residency status of the student or the student's family.
- Authorizes that students who fail to meet renewal requirements due to a verifiable illness or other documented emergency may be granted an exception pursuant to law.<sup>77</sup>
- Specifies that a student may receive an award for up to five years following high school graduation and may not receive the award for more than 10 semesters, which may encourage students to complete degree programs in a timely manner and may lower some program costs.

### **Textbook and Instructional Materials Affordability**

#### ***Present Situation***

In 2008, the federal government<sup>78</sup> and Florida Legislature<sup>79</sup> addressed measures to reduce costs and make textbooks more affordable for needy students. Since 2016,<sup>80</sup> each FCS institution and state university BOT has been authorized to adopt policies in consultation with textbook and instructional materials providers, including bookstores, which allow for the use of innovative pricing techniques and payment options for textbooks and instructional materials. Such policies are authorized to include bulk pricing arrangements that enable students to purchase course

<sup>76</sup> Modifying provisions relating to full-time enrollment will more closely align the law with DOE implementation of the scholarship program.

<sup>77</sup> Section 1009.40(1)(b)4., F.S.

<sup>78</sup> The Higher Education Opportunity Act (Public Law 110-315).

<sup>79</sup> Section 1004.0085, F.S.

<sup>80</sup> Section 3, ch. 2016-236, L.O.F.

materials or texts that are delivered digitally; delivered through other technologies that are, or the licenses of which are, required for use within a course; or delivered in a print format.<sup>81</sup>

FCS institution and state university BOT innovative pricing techniques and payment options policies may only be approved if there is documented evidence that the options reduce the cost of textbooks and instructional materials for students taking a course and if the policy includes an opt-in provision for students.<sup>82</sup> An institution may not automatically enroll students in services that provide textbooks or other materials electronically, students must opt-in to such programs.

### ***Effect of Proposed Changes***

The bill modifies s. 1004.085, F.S., to require that each FCS institution and state university BOT that adopts innovative pricing techniques and payment options policies include either an opt in or opt out provision for students. Therefore, if an institution adopts such a policy, the institution may automatically assign all students in a course to receive digital materials or other pricing payment options unless the student opts out of the policy.

## **Phosphate Research and Activities Board**

### ***Present Situation***

The Florida Industrial and Phosphate Research Institute is housed within Florida Polytechnic University (FPU)<sup>83</sup> and the Phosphate Research and Activities Board is tasked with monitoring the expenditure of funds appropriated to FPU from the Phosphate Research Trust Fund.<sup>84</sup> The board consists of five members. The Governor is required to appoint two persons representing the phosphate mining or processing industry and one member representing a major environmental conservation group in the state. The Secretary of Environmental Protection or his or her designee and the president of FPU are required to serve as board members.<sup>85</sup>

Members of the board appointed by the Governor are appointed to 3-year terms. A board member may continue to serve until a successor is appointed, but not more than 180 days after the expiration of his or her term. A board member is eligible for reappointment to subsequent terms.<sup>86</sup>

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<sup>81</sup> Section 1004.085(4), F.S. Such policies are often called “inclusive access.” Where previously students might have been assigned textbooks individually, now many institutions are signing up whole classes of students to automatically receive digital course materials at a discounted rate, rather than purchasing individually. Every student has the same materials on the first day of class, with the charge included as part of their tuition. Many institutions automatically sign up students for such services, requiring students to opt-out if they do not wish to receive such digital materials or services. Inside Higher Education, ‘Inclusive Access’ Takes Off, <https://www.insidehighered.com/news/2017/11/07/inclusive-access-takes-model-college-textbook-sales> (last visited Jan. 2, 2020). For federal financial assistance, an institution may include the cost of textbooks and supplies as part of tuition and fees if the institution has an arrangement with a publisher or other entity that makes books or supplies cheaper, provides a way for students to get timely access to materials, and includes a student opt out provision. Section 668.164(c) (2)(i), C.F.R.

<sup>82</sup> Section 1004.085(4), F.S.

<sup>83</sup> Section 1004.346(1), F.S.

<sup>84</sup> Section 1004.346(2), F.S.

<sup>85</sup> Section 1004.346(2)(b), F.S.

<sup>86</sup> Section 1004.346(2)(c), F.S.



***Effect of Proposed Changes***

The bill modifies s. 1004.346, F.S., to remove the limitation that a board member may not serve more than 180 days after the expiration of his or her term, which prevents vacancies on the board by allowing that member to serve on the board until a replacement is appointed or that member is reappointed.

**Remuneration of State University Administrative Employees****Present Situation**

A state university administrative employee may not receive more than \$200,000 in remuneration annually from appropriated state funds. However, university teaching faculty or medical school faculty or staff are not limited to how much compensation they can receive each year from appropriated state funds. State law does not direct the Board of Governors (BOG) to identify which employee classifications are exempt from the remuneration cap.<sup>87 88</sup> However, the BOG defines in regulation the position of university president, university administrative employees, and university teaching faculty or medical school faculty for the purpose of regulating remuneration for such employees.<sup>89</sup>

***Effect of Proposed Changes***

The bill modifies s. 1012.976, F.S., to require the BOG to define in regulation the university faculty and administrative personnel classifications.

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

<sup>87</sup> See ss. 1012.976(2) and 1012.976(3), F.S.

<sup>88</sup> State of Florida Auditor General, *Operational Audit, State University System Board of Governors, Report 2020-032*, (September 2019), at 3-4, available at [https://flauditor.gov/pages/pdf\\_files/2020-032.pdf](https://flauditor.gov/pages/pdf_files/2020-032.pdf). The Auditor General (AG) finding cited the BOG for creating a definition of university teaching faculty that included those who provide indirect instructional support. The AG indicated that the BOG definition “may undercut the dichotomy between administrative employees and teaching faculty contemplated in state law.” The AG recommended that the BOG review and revise the regulation to ensure definitions of teaching faculty are consistent with state law.

<sup>89</sup> Board of Governors Regulation 9.006.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Providing for Florida Student Assistance Grant (FSAG) Program summer awards may provide additional financial assistance to students who attend during the summer term.

Establishing a deadline for the return of undisbursed funds to the Department of Education may provide opportunities for additional students to receive an FSAG program scholarship. Returned funds may then be repurposed to fund other eligible students at the same or another institution.<sup>90</sup>

C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 1001.03, 1001.7065, 1004.085, 1004.346, 1009.50, 1009.505, 1009.51, 1009.52, 1009.893, 1011.45, 1012.976, and 1013.841.

This bill repeals section 11 of chapter 2019-116, Laws of Florida.

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<sup>90</sup> In the 2019 General Appropriations Act, student financial aid funds may be reallocated among the FSAG programs, the children and spouses of deceased and disabled veterans scholarship program, the Florida Work Experience program, and the Rosewood Family and Florida Farmworker scholarships. Specific Appropriation 75, s.2 ch. 2019-115, L.O.F.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**Recommended CS by Appropriation Subcommittee on Education on January 29, 2020:**

The committee substitute makes the following changes to the bill:

- Removes the requirement that participating institutions in the Florida Student Assistance Grant program prioritize the distribution of grant funds to students with the lowest family resources.
- Modifies the appointment term of members to the Florida Industrial and Phosphate Research Institute board, to allow board members to serve until their replacement is named. Removes the limitation that prohibits a Phosphate Research and Activities Board member from serving more than 180 days after the expiration of his or her term, until a successor is appointed.
- Modifies the remuneration statute for state universities, directing the Board of Governors to define in regulation the university faculty and administrative personnel classifications.
- Modifies the Academic and Research Excellence Standards subsection so that the BOG Accountability Plan is the source for the measures rather than third-party sources. Revises the data for academic and research excellence standards of preeminent institutions by using more timely performance data and requiring the standards to be reported annually in the BOG Accountability Plan.
- Modifies the preeminence statute to preserves the designation of emerging preeminent universities, removes funding component for emerging preeminent universities, and changes the funding for preeminent universities to be determined annually by the Legislature.
- Removes the repeal of section 11, ch. 2019-116, L.O.F., as that provision is no longer necessary because the award cap was permanently removed from law in 2019.

**B. Amendments:**

None.



818894

LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Stargel) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 298 and 299  
insert:

Section 5. Section 1004.6499, Florida Statutes, is created to read:

1004.6499 Florida Institute of Politics.—

(1) The Florida Institute of Politics is established at the Florida State University within the College of Social Sciences and Public Policy. The purpose of the institute is to provide



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the southeastern region of the United States with a world class,  
bipartisan, nationally renowned institute of politics.

(2) The goals of the institute are to:

(a) Motivate students throughout the Florida State University to become aware of the significance of government and civic engagement at all levels and politics in general.

(b) Provide students with an opportunity to be politically active and civically engaged.

(c) Nurture a greater awareness and passion for public service and politics.

(d) Plan and host forums to allow students and guests to hear from and interact with experts from government, politics, policy, and journalism on a frequent basis.

(e) Become a national and state resource on polling information and survey methodology.

(f) Provide fellowships and internship opportunities to students in government, nonprofit organizations, and community organizations.

(g) Provide training sessions for newly elected state and local public officials.

(h) Organize and sponsor conferences, symposia, and workshops throughout this state to educate and inform citizens, elected officials, and appointed policymakers regarding effective policymaking techniques and processes.

(i) Create and promote research and awareness regarding politics, citizen involvement, and public service.

(j) Collaborate with related policy institutes and research activities at the Florida State University and other institutions of higher education to motivate, increase, and



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40 sustain citizen involvement in public affairs.

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

43 And the title is amended as follows:

44       Delete line 21

45 and insert:

46       Board members; creating s. 1004.6499, F.S.; creating  
47       the Florida Institute of Politics within the Florida  
48       State University College of Social Sciences and Public  
49       Policy; providing the purpose and goals of the  
50       institute; amending s. 1009.50, F.S.; revising a



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LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Stargel) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 929 - 931

and insert:

~~teaching~~ faculty or medical school faculty or staff. The Board of Governors shall define in regulation the university faculty and administrative personnel classifications.

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

And the title is amended as follows:



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11           Between lines 122 and 123  
12 insert:  
13           deleting a provision relating to applicability;





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Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Education)

A bill to be entitled

An act relating to postsecondary education; amending s. 1001.03, F.S.; clarifying requirements for new construction, remodeling, or renovation projects; amending s. 1001.7065, F.S.; requiring that certain academic and research excellence standards be reported annually in the accountability plan prepared by the Board of Governors; revising the academic and research excellence standards established for the preeminent state research universities program; establishing criteria for identifying state universities of distinction, rather than programs of excellence, throughout the State University System; authorizing the Board of Governors to annually submit, by a specified date, the programs for funding by the Legislature; amending s. 1004.085, F.S.; requiring certain innovative pricing techniques and payment options to contain an opt-out provision for students; amending s. 1004.346, F.S.; deleting a provision related to terms of Phosphate Research and Activities Board members; amending s. 1009.50, F.S.; revising a provision relating to the maximum annual grant amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the summer term, subject to availability of funds; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a



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certain amount; requiring that the formula used to distribute funds for the program account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify the amount of funds disbursed within a certain timeframe; requiring institutions to remit any undisbursed advances within a specified timeframe; providing an exception; requiring institutions that receive moneys through the program to submit to the department by a specified date a biennial report that includes a financial audit conducted by the Auditor General; authorizing the department to conduct its own annual or biennial audit under certain circumstances; authorizing the department to suspend or revoke an institution's eligibility or request a refund of moneys overpaid to the institution under certain circumstances; providing a timeframe for such refunds; amending s. 1009.505, F.S.; requiring that grant awards administered through the Florida Public Postsecondary Career Education Student Assistance Grant Program not exceed a certain amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the summer term, subject to the availability of funds; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify within a certain timeframe the amount of funds disbursed; requiring



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57 institutions to remit within a specified timeframe any  
58 undisbursed advances; providing an exception;  
59 requiring institutions that receive moneys through the  
60 program to submit to the department by a specified  
61 date a biennial report that includes a financial audit  
62 conducted by the Auditor General; authorizing the  
63 department to conduct its own annual or biennial audit  
64 under certain circumstances; authorizing the  
65 department to suspend or revoke an institution's  
66 eligibility or to request a refund of moneys overpaid  
67 to the institution under certain circumstances;  
68 authorizing funds appropriated for state student  
69 assistance grants to be deposited in a specified trust  
70 fund; requiring that any balance in the trust fund at  
71 the end of a fiscal year which has been allocated to  
72 the Florida Public Postsecondary Career Education  
73 Student Assistance Grant Program remain therein,  
74 subject to certain statutory exceptions; amending s.  
75 1009.51, F.S.; requiring that grant awards  
76 administered through the Florida Private Student  
77 Assistance Grant Program not exceed the maximum annual  
78 award amount specified in the General Appropriations  
79 Act; providing that students who receive an award in  
80 the fall or spring term may also receive an award in  
81 the summer term, subject to the availability of funds;  
82 prohibiting institutions from dispensing grants to  
83 students whose expected family contribution exceeds a  
84 certain amount; requiring that the formula used to  
85 distribute funds for the program account for changes



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86 in the number of eligible students across all student  
87 assistance grant programs; requiring institutions to  
88 certify within a certain timeframe the amount of funds  
89 disbursed; requiring institutions to remit within a  
90 specified timeframe any undisbursed advances;  
91 providing an exception; revising a requirement for a  
92 biennial report; amending s. 1009.52, F.S.; requiring  
93 that grants administered through the Florida  
94 Postsecondary Student Assistance Grant Program not  
95 exceed a certain annual award amount; providing that  
96 students who receive a grant award in the fall or  
97 spring term may also receive an award in the summer  
98 term, subject to the availability of funds;  
99 prohibiting institutions from dispensing grants to  
100 students whose expected family contribution exceeds a  
101 certain amount; requiring that the formula used to  
102 distribute funds for the program account for changes  
103 in the number of eligible students across all student  
104 assistance grant programs; requiring institutions to  
105 certify within a certain timeframe the amount of funds  
106 disbursed; requiring institutions to remit within a  
107 specified timeframe any undisbursed advances;  
108 providing an exception; revising a requirement for a  
109 biennial report; amending s. 1009.893, F.S.;  
110 specifying eligibility for initial awards under the  
111 Benacquisto Scholarship Program; revising requirements  
112 for a student to receive a renewal award; providing a  
113 timeframe within which students can receive an award;  
114 providing an exception to renewal requirements;



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115 amending s. 1011.45, F.S.; revising the date by which  
116 a spending plan must be submitted to a university's  
117 board of trustees for approval; revising the date by  
118 which the Board of Governors must review and approve  
119 such spending plan; authorizing certain expenditures  
120 in a carry forward spending plan to include a  
121 commitment of funds to a contingency reserve for  
122 certain purposes; amending s. 1012.976, F.S.;  
123 requiring the Board of Governors to adopt regulations  
124 defining university faculty and administrative  
125 personnel classifications; amending s. 1013.841, F.S.;  
126 revising the dates by which a spending plan must be  
127 submitted to a Florida College System institution's  
128 board of trustees for approval; revising the dates by  
129 which the State Board of Education shall review and  
130 publish such plans; authorizing certain expenditures  
131 in a carry forward spending plan to include a  
132 commitment of funds to a contingency reserve for  
133 certain purposes; providing an effective date.  
134  
135 Be It Enacted by the Legislature of the State of Florida:  
136  
137 Section 1. Paragraph (c) of subsection (18) of section  
138 1001.03, Florida Statutes, is amended to read:  
139 1001.03 Specific powers of State Board of Education.—  
140 (18) PUBLIC EDUCATION CAPITAL OUTLAY.—The State Board of  
141 Education shall develop and submit the prioritized list required  
142 by s. 1013.64(4). Projects considered for prioritization shall  
143 be chosen from a preliminary selection group which shall include



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144 the list of projects maintained pursuant to paragraph (d) and  
145 the top two priorities of each Florida College System  
146 institution.  
147 (c) A new construction, remodeling, or renovation project  
148 that has not received an appropriation in a previous year shall  
149 not be considered for inclusion on the prioritized list required  
150 by s. 1013.64(4), unless:  
151 1. A plan is provided to reserve funds in an escrow  
152 account, specific to the project, into which shall be deposited  
153 each year an amount of funds equal to 0.5 percent of the total  
154 value of the building for future maintenance;  
155 2. There exists ~~are~~ sufficient capacity within the cash and  
156 bonding estimate of funds by the Revenue Estimating Conference  
157 to accommodate the project ~~excess funds from the allocation~~  
158 ~~provided pursuant to s. 1013.60~~ within the 3-year Public  
159 Education Capital Outlay funding cycle planning period ~~which are~~  
160 ~~not needed to complete the projects listed pursuant to paragraph~~  
161 ~~(d);~~ and  
162 3. The project has been recommended pursuant to s. 1013.31.  
163 Section 2. Subsections (2), (5), and (7) of section  
164 1001.7065, Florida Statutes, are amended to read:  
165 1001.7065 Preeminent state research universities program.—  
166 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The  
167 following academic and research excellence standards are  
168 established for the preeminent state research universities  
169 program and must be reported annually in the Board of Governors  
170 Accountability Plan:  
171 (a) An average weighted grade point average of 4.0 or  
172 higher on a 4.0 scale and an average SAT score of 1800 or higher



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on a 2400-point scale or 1200 or higher on a 1600-point scale for fall semester incoming freshmen, as reported annually.

(b) A top-50 ranking on at least two well-known and highly respected national public university rankings, including, but not limited to, the U.S. News and World Report rankings, reflecting national preeminence, using most recent rankings.

(c) A freshman retention rate of 90 percent or higher for full-time, first-time-in-college students, ~~as reported annually to the Integrated Postsecondary Education Data System (IPEDS).~~

(d) A 4-year graduation rate of 60 percent or higher for full-time, first-time-in-college students, ~~as reported annually to the IPEDS. However, for the 2018 determination of a state university's preeminence designation and the related distribution of the 2018-2019 fiscal year appropriation associated with preeminence and emerging preeminence, a university is considered to have satisfied this graduation rate measure by attaining a 6-year graduation rate of 70 percent or higher by October 1, 2017, for full time, first time in college students, as reported to the IPEDS and confirmed by the Board of Governors.~~

(e) Six or more faculty members at the state university who are members of a national academy, ~~as reported by the Center for Measuring University Performance in the Top American Research Universities (TARU) annual report or the official membership directories maintained by each national academy.~~

(f) Total annual research expenditures, including federal research expenditures, of \$200 million or more, ~~as reported annually by the National Science Foundation (NSF).~~

(g) Total annual research expenditures in diversified



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nonmedical sciences of \$150 million or more, ~~based on data reported annually by the NSF.~~

(h) A top-100 university national ranking for research expenditures in five or more science, technology, engineering, or mathematics fields of study, ~~as reported annually by the NSF.~~

(i) One hundred or more total patents awarded by the United States Patent and Trademark Office for the most recent 3-year period.

(j) Four hundred or more doctoral degrees awarded annually, including professional doctoral degrees awarded in medical and health care disciplines, ~~as reported in the Board of Governors Annual Accountability Report.~~

(k) Two hundred or more postdoctoral appointees annually, ~~as reported in the TARU annual report.~~

(l) An endowment of \$500 million or more, ~~as reported in the Board of Governors Annual Accountability Report.~~

(5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM SUPPORT.—

(a) A state university that is designated as a preeminent state research university shall submit to the Board of Governors a 5-year benchmark plan with target rankings on key performance metrics for national excellence. Upon approval by the Board of Governors, and upon the university's meeting the benchmark plan goals annually, the Board of Governors shall award the university its proportionate share of any funds provided annually to support the program created under this section.

(b) A state university designated as an emerging preeminent state research university shall submit for approval to the Board of Governors a 5-year benchmark plan with target rankings on key



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performance metrics for national excellence. ~~Upon approval by the Board of Governors, and upon the university's meeting the benchmark plan goals annually, the Board of Governors shall award the university its proportionate share of any funds provided annually to support the program created under this section.~~

(c) The award of funds under this subsection is contingent upon funding provided by the Legislature to support the preeminent state research universities program created under this section. Funding increases appropriated beyond the amounts funded in the previous fiscal year shall be distributed as determined annually by the Legislature to as follows:

~~1. each designated preeminent state research university that meets the criteria in paragraph (a) shall receive an equal amount of funding.~~

~~2. Each designated emerging preeminent state research university that meets the criteria in paragraph (b) shall, beginning in the 2018-2019 fiscal year, receive an amount of funding that is equal to one-fourth of the total increased amount awarded to each designated preeminent state research university.~~

(7) STATE UNIVERSITIES PROGRAMS OF DISTINCTION EXCELLENCE THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors shall establish standards and measures that may be used in identifying state universities that focus on one core competency unique to the State University System and that achieve excellence at the national or state level, meet state workforce needs, and foster an innovation economy that focuses on such areas as health care, security, transportation, and science,



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technology, engineering, and mathematics (STEM), including supply chain management. By each January 1, the Board of Governors may submit such programs whereby individual undergraduate, graduate, and professional degree programs in state universities which objectively reflect national excellence can be identified and make recommendations to the Legislature for funding by September 1, 2018, as to how any such programs could be enhanced and promoted.

Section 3. Subsection (4) of section 1004.085, Florida Statutes, is amended to read:

1004.085 Textbook and instructional materials affordability.—

(4) Each Florida College System institution and state university board of trustees is authorized to adopt policies in consultation with providers, including bookstores, which allow for the use of innovative pricing techniques and payment options for textbooks and instructional materials. Such policies may include bulk pricing arrangements that enable students to purchase course materials or texts that are delivered digitally; delivered through other technologies that are, or the licenses of which are, required for use within a course; or delivered in a print format. Innovative pricing techniques and payment options must include an opt-in or opt-out provision for students and may be approved only if there is documented evidence that the options reduce the cost of textbooks and instructional materials for students taking a course.

Section 4. Paragraph (c) of subsection (2) of section 1004.346, Florida Statutes, is amended to read:

1004.346 Florida Industrial and Phosphate Research



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289 Institute.-

290 (2) PHOSPHATE RESEARCH AND ACTIVITIES BOARD.—The Phosphate  
291 Research and Activities Board is created to monitor the  
292 expenditure of funds appropriated to the university from the  
293 Phosphate Research Trust Fund.

294 (c) Members of the board appointed by the Governor shall be  
295 appointed to 3-year terms. A board member may continue to serve  
296 until a successor is appointed, ~~but not more than 180 days after~~  
297 ~~the expiration of his or her term.~~ A board member is eligible  
298 for reappointment to subsequent terms.

299 Section 5. Section 1009.50, Florida Statutes, is amended to  
300 read:

301 1009.50 Florida Public Student Assistance Grant Program;  
302 eligibility for grants.—

303 (1) There is hereby created a Florida Public Student  
304 Assistance Grant Program. The program shall be administered by  
305 the participating institutions in accordance with rules of the  
306 state board.

307 (2) (a) State student assistance grants through the program  
308 may be made only to degree-seeking students who enroll in at  
309 least 6 semester hours, or the equivalent per term, and who meet  
310 the general requirements for student eligibility as provided in  
311 s. 1009.40, except as otherwise provided in this section. The  
312 grants shall be awarded annually for the amount of demonstrated  
313 unmet need for the cost of education and may not exceed the  
314 maximum annual award ~~an amount equal to the average prior~~  
315 ~~academic year cost of tuition fees and other registration fees~~  
316 ~~for 30 credit hours at state universities or such other amount~~  
317 ~~as specified in the General Appropriations Act, to any~~



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318 ~~recipient.~~ A demonstrated unmet need of less than \$200 shall  
319 render the applicant ineligible for a state student assistance  
320 grant. Recipients of the grants must have been accepted at a  
321 state university or Florida College System institution  
322 authorized by Florida law. If funds are available, a student who  
323 received an award in the fall or spring term may receive a  
324 summer term award. A student is eligible for the award for 110  
325 percent of the number of credit hours required to complete the  
326 program in which enrolled, except as otherwise provided in s.  
327 1009.40(3).

328 (b) A student applying for a Florida public student  
329 assistance grant shall be required to apply for the Pell Grant.  
330 The Pell Grant entitlement shall be considered when conducting  
331 an assessment of the financial resources available to each  
332 student.

333 (c) ~~Priority in the distribution of grant moneys shall be~~  
334 ~~given to students with the lowest total family resources, in~~  
335 ~~accordance with a nationally recognized system of need analysis.~~  
336 ~~Using the system of need analysis, the department shall~~  
337 ~~establish a maximum expected family contribution.~~ An institution  
338 may not make a grant from this program to a student whose  
339 expected family contribution exceeds one and one-half times the  
340 maximum Pell Grant-eligible family contribution level  
341 ~~established by the department.~~ An institution may not impose  
342 additional criteria to determine a student's eligibility to  
343 receive a grant award.

344 (d) Each participating institution shall report, to the  
345 department by the established date, the eligible students  
346 eligible for the program for ~~to whom grant moneys are disbursed~~



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each academic term. Each institution shall also report to the department necessary demographic and eligibility data for such students.

(3) Based on the unmet financial need of an eligible applicant, the amount of a Florida public student assistance grant must be between \$200 and the ~~weighted average of the cost of tuition and other registration fees for 30 credit hours at state universities per academic year or~~ the amount specified in the General Appropriations Act.

(4)(a) The funds appropriated for the Florida Public Student Assistance Grant shall be distributed to eligible institutions in accordance with a formula approved by the State Board of Education. The formula ~~must shall~~ consider at least the prior year's distribution of funds, the number of ~~full-time~~ eligible applicants who did not receive awards, the standardization of the expected family contribution, and provisions for unused funds. The formula must account for changes in the number of eligible students across all student assistance grant programs established pursuant to this section and ss. 1009.505, 1009.51, and 1009.52.

(b) Payment of Florida public student assistance grants shall be transmitted to the president of the state university or Florida College System institution, or to his or her representative, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(c) The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add



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period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.

(d) Institutions shall certify to the department within 30 days after the end of regular registration each term the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days after the end of regular registration each spring term any advances by June 1 of each year. An exception to the remittance deadline may be granted if the institution documents to the department how it plans to disburse awards to students for the subsequent summer term. An institution that uses funds for the summer term shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 30 days after the end of the summer term.

(e) Each institution that receives moneys through the Florida Public Student Assistance Grant Program shall prepare a biennial report that includes a financial audit, conducted by the Auditor General, of the institution's administration of the program and a complete accounting of moneys allocated to the institution for the program. Such report shall be submitted to the department by March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report. The department may suspend or revoke an institution's eligibility to receive future moneys for the program or may request a refund of any moneys overpaid to the institution for the program if the department finds that an institution has not complied with this



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405 section. Any refund requested pursuant to this paragraph shall  
406 be remitted within 60 days after notification by the department.

407 (5) Funds appropriated by the Legislature for state student  
408 assistance grants may be deposited in the State Student  
409 Financial Assistance Trust Fund. Notwithstanding ~~the provisions~~  
410 ~~of~~ s. 216.301 and pursuant to s. 216.351, any balance in the  
411 trust fund at the end of any fiscal year which has been  
412 allocated to the Florida Public Student Assistance Grant Program  
413 shall remain therein and shall be available for carrying out the  
414 purposes of this section.

415 (6) The State Board of Education shall establish rules  
416 necessary to implement this section.

417 Section 6. Present subsections (5) and (6) of section  
418 1009.505, Florida Statutes, are redesignated as subsections (6)  
419 and (7), respectively, a new subsection (5) is added to that  
420 section, and subsections (3) and (4) of that section are  
421 amended, to read:

422 1009.505 Florida Public Postsecondary Career Education  
423 Student Assistance Grant Program.—

424 (3) (a) Student assistance grants through the program may be  
425 made only to certificate-seeking students enrolled at least  
426 half-time in a public postsecondary career certificate program  
427 who meet the general requirements for student eligibility as  
428 provided in s. 1009.40, except as otherwise provided in this  
429 section. The grants shall be awarded annually to any recipient  
430 for the amount of demonstrated unmet need for the cost of  
431 education and may not exceed the ~~average annual cost of tuition~~  
432 ~~and registration fees or such other~~ amount as specified in the  
433 General Appropriations Act. A demonstrated unmet need of less



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434 than \$200 shall render the applicant ineligible for a grant  
435 under this section. Recipients of the grants must have been  
436 accepted at a Florida College System institution authorized by  
437 Florida law or a career center operated by a district school  
438 board under s. 1001.44. If funds are available, a student who  
439 received an award in the fall or spring term may receive a  
440 summer term award. A student is eligible for the award for 110  
441 percent of the number of clock hours required to complete the  
442 program in which enrolled.

443 (b) A student applying for a Florida public postsecondary  
444 career education student assistance grant shall be required to  
445 apply for the Pell Grant. A Pell Grant entitlement shall be  
446 considered when conducting an assessment of the financial  
447 resources available to each student; however, a Pell Grant  
448 entitlement shall not be required as a condition of receiving a  
449 grant under this section.

450 (c) Each participating institution shall report, to the  
451 department by the established date, the ~~eligible~~ students  
452 eligible for the program for to whom grant moneys are disbursed  
453 each academic term. Each institution shall also report to the  
454 department necessary demographic and eligibility data for such  
455 students.

456 (4) (a) The funds appropriated for the Florida Public  
457 Postsecondary Career Education Student Assistance Grant Program  
458 shall be distributed to eligible Florida College System  
459 institutions and district school boards in accordance with a  
460 formula approved by the department. The formula must account for  
461 changes in the number of eligible students across all student  
462 assistance grant programs established pursuant to this section





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and ss. 1009.50, 1009.51, and 1009.52.

(b) Payment of Florida public postsecondary career education student assistance grants shall be transmitted to the president of the Florida College System institution or to the district school superintendent, or to the designee thereof, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(c) The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.

(d) Participating institutions shall certify to the department within 30 days after the end of regular registration each term the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days after the end of regular registration each spring term by June 1 of each year. An exception to the remittance deadline may be granted if the institution documents to the department how it plans to disburse awards to students for the subsequent summer term. An institution that uses funds for the summer term shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 30 days after the end of the summer term.

(e) Each institution that receives moneys through the Florida Public Postsecondary Career Education Student Assistance Grant Program shall prepare a biennial report that includes a financial audit, conducted by the Auditor General, of the



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institution's administration of the program and a complete accounting of moneys allocated to the institution for the program. Such report shall be submitted to the department by March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report. The department may suspend or revoke an institution's eligibility to receive future moneys for the program or may request a refund of any moneys overpaid to the institution if the department finds that an institution has not complied with this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days after notification by the department.

(5) Funds appropriated by the Legislature for state student assistance grants may be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding s. 216.301, and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section.

Section 7. Section 1009.51, Florida Statutes, is amended to read:

1009.51 Florida Private Student Assistance Grant Program; eligibility for grants.—

(1) There is created a Florida Private Student Assistance Grant Program. The program shall be administered by the participating institutions in accordance with rules of the State Board of Education.



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521 (2) (a) Florida private student assistance grants ~~from the~~  
522 ~~State Student Financial Assistance Trust Fund~~ may be made only  
523 to full-time degree-seeking students who meet the general  
524 requirements for student eligibility as provided in s. 1009.40,  
525 except as otherwise provided in this section. Such grants shall  
526 be awarded for the amount of demonstrated unmet need for tuition  
527 and fees and may not exceed the maximum annual award ~~an amount~~  
528 ~~equal to the average tuition and other registration fees for 30~~  
529 ~~credit hours at state universities plus \$1,000 per academic~~  
530 ~~year, or as specified in the General Appropriations Act, to any~~  
531 ~~applicant~~. A demonstrated unmet need of less than \$200 shall  
532 render the applicant ineligible for a Florida private student  
533 assistance grant. Recipients of such grants must have been  
534 accepted at a baccalaureate-degree-granting independent  
535 nonprofit college or university, which is accredited by the  
536 Commission on Colleges of the Southern Association of Colleges  
537 and Schools and which is located in and chartered as a domestic  
538 corporation by the state. If funds are available, a student who  
539 received an award in the fall or spring term may receive a  
540 summer term award. No student may receive an award for more than  
541 the equivalent of 9 semesters or 14 quarters of full-time  
542 enrollment, except as otherwise provided in s. 1009.40(3).

543 (b) A student applying for a Florida private student  
544 assistance grant shall be required to apply for the Pell Grant.  
545 The Pell Grant entitlement shall be considered when conducting  
546 an assessment of the financial resources available to each  
547 student.

548 (c) ~~Priority in the distribution of grant moneys shall be~~  
549 ~~given to students with the lowest total family resources, in~~



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550 ~~accordance with a nationally recognized system of need analysis.~~  
551 ~~Using the system of need analysis, the department shall~~  
552 ~~establish a maximum expected family contribution.~~ An institution  
553 may not make a grant from this program to a student whose  
554 expected family contribution exceeds one and one-half times the  
555 maximum Pell Grant-eligible family contribution level  
556 ~~established by the department~~. An institution may not impose  
557 additional criteria to determine a student's eligibility to  
558 receive a grant award.

559 (d) Each participating institution shall report, to the  
560 department by the established date, the eligible students  
561 eligible for the program for to whom grant moneys are disbursed  
562 each academic term. Each institution shall also report to the  
563 department necessary demographic and eligibility data for such  
564 students.

565 (3) Based on the unmet financial need of an eligible  
566 applicant, the amount of a Florida private student assistance  
567 grant must be between \$200 and ~~the average cost of tuition and~~  
568 ~~other registration fees for 30 credit hours at state~~  
569 ~~universities plus \$1,000 per academic year or~~ the amount  
570 specified in the General Appropriations Act.

571 (4) (a) The funds appropriated for the Florida Private  
572 Student Assistance Grant shall be distributed to eligible  
573 institutions in accordance with a formula approved by the State  
574 Board of Education. The formula must ~~shall~~ consider at least the  
575 prior year's distribution of funds, the number of ~~full-time~~  
576 eligible applicants who did not receive awards, the  
577 standardization of the expected family contribution, and  
578 provisions for unused funds. The formula must account for



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579 changes in the number of eligible students across all student  
580 assistance grant programs established pursuant to this section  
581 and ss. 1009.50, 1009.505, and 1009.52.

582 (b) Payment of Florida private student assistance grants  
583 shall be transmitted to the president of the college or  
584 university, or to his or her representative, in advance of the  
585 registration period. Institutions shall notify students of the  
586 amount of their awards.

587 (c) The eligibility status of each student to receive a  
588 disbursement shall be determined by each institution as of the  
589 end of its regular registration period, inclusive of a drop-add  
590 period. Institutions shall not be required to reevaluate a  
591 student's eligibility status after this date for purposes of  
592 changing eligibility determinations previously made.

593 (d) Institutions shall certify to the department within 30  
594 days after the end of regular registration each term the amount  
595 of funds disbursed to each student and shall remit to the  
596 department any undisbursed advances within 60 days after the end  
597 of regular registration each spring term ~~by June 1 of each year.~~  
598 An exception to the remittance deadline may be granted if the  
599 institution documents to the department how it plans to disburse  
600 awards to students for the subsequent summer term. An  
601 institution that uses funds for the summer term shall certify to  
602 the department the amount of funds disbursed to each student and  
603 shall remit to the department any undisbursed advances within 30  
604 days after the end of the summer term.

605 (e) Each institution that receives moneys through the  
606 Florida Private Student Assistance Grant Program shall prepare a  
607 biennial report that includes a financial audit, conducted by an



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608 independent certified public accountant, of the institution's  
609 administration of the program and a complete accounting of  
610 ~~moneys in the State Student Financial Assistance Trust Fund~~  
611 allocated to the institution for the program. Such report shall  
612 be submitted to the department by March 1 every other year. The  
613 department may conduct its own annual or biennial audit of an  
614 institution's administration of the program and its allocated  
615 funds in lieu of the required biennial report and financial  
616 audit report. The department may suspend or revoke an  
617 institution's eligibility to receive future moneys ~~from the~~  
618 ~~trust fund~~ for the program or request a refund of any moneys  
619 overpaid to the institution ~~through the trust fund~~ for the  
620 program if the department finds that an institution has not  
621 complied with ~~the provisions of~~ this section. Any refund  
622 requested pursuant to this paragraph shall be remitted within 60  
623 days after notification by the department.

624 (5) Funds appropriated by the Legislature for Florida  
625 private student assistance grants may be deposited in the State  
626 Student Financial Assistance Trust Fund. Notwithstanding ~~the~~  
627 ~~provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance  
628 in the trust fund at the end of any fiscal year which has been  
629 allocated to the Florida Private Student Assistance Grant  
630 Program shall remain therein and shall be available for carrying  
631 out the purposes of this section and as otherwise provided by  
632 law.

633 (6) The State Board of Education shall adopt rules  
634 necessary to implement this section.

635 Section 8. Section 1009.52, Florida Statutes, is amended to  
636 read:



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637 1009.52 Florida Postsecondary Student Assistance Grant  
638 Program; eligibility for grants.—  
639 (1) There is created a Florida Postsecondary Student  
640 Assistance Grant Program. The program shall be administered by  
641 the participating institutions in accordance with rules of the  
642 State Board of Education.  
643 (2) (a) Florida postsecondary student assistance grants  
644 ~~through the State Student Financial Assistance Trust Fund~~ may be  
645 made only to full-time degree-seeking students who meet the  
646 general requirements for student eligibility as provided in s.  
647 1009.40, except as otherwise provided in this section. Such  
648 grants shall be awarded for the amount of demonstrated unmet  
649 need for tuition and fees and may not exceed the maximum annual  
650 award an amount equal to the average prior academic year cost of  
651 tuition and other registration fees for 30 credit hours at state  
652 universities plus \$1,000 per academic year, or as specified in  
653 the General Appropriations Act, ~~to any applicant~~. A demonstrated  
654 unmet need of less than \$200 shall render the applicant  
655 ineligible for a Florida postsecondary student assistance grant.  
656 Recipients of such grants must have been accepted at a  
657 postsecondary institution that is located in this ~~the~~ state and  
658 that is:  
659 1. A private nursing diploma school approved by the Florida  
660 Board of Nursing; or  
661 2. A college or university licensed by the Commission for  
662 Independent Education, excluding those institutions the students  
663 of which are eligible to receive a Florida private student  
664 assistance grant pursuant to s. 1009.51.  
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666 If funds are available, a student who received an award in the  
667 fall or spring term may receive a summer term award. No student  
668 may receive an award for more than the equivalent of 9 semesters  
669 or 14 quarters of full-time enrollment, except as otherwise  
670 provided in s. 1009.40(3).  
671 (b) A student applying for a Florida postsecondary student  
672 assistance grant shall be required to apply for the Pell Grant.  
673 The Pell Grant entitlement shall be considered when conducting  
674 an assessment of the financial resources available to each  
675 student.  
676 (c) ~~Priority in the distribution of grant moneys shall be~~  
677 ~~given to students with the lowest total family resources, in~~  
678 ~~accordance with a nationally recognized system of need analysis.~~  
679 ~~Using the system of need analysis, the department shall~~  
680 ~~establish a maximum expected family contribution.~~ An institution  
681 may not make a grant from this program to a student whose  
682 expected family contribution exceeds one and one-half times the  
683 maximum Pell Grant-eligible family contribution level  
684 ~~established by the department~~. An institution may not impose  
685 additional criteria to determine a student's eligibility to  
686 receive a grant award.  
687 (d) Each participating institution shall report, ~~to the~~  
688 department by the established date, ~~the eligible students~~  
689 eligible for the program for to whom grant moneys are disbursed  
690 each academic term. Each institution shall also report to the  
691 department necessary demographic and eligibility data for such  
692 students.  
693 (3) Based on the unmet financial need of an eligible  
694 applicant, the amount of a Florida postsecondary student



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695 assistance grant must be between \$200 and ~~the average cost of~~  
696 ~~tuition and other registration fees for 30 credit hours at state~~  
697 ~~universities plus \$1,000 per academic year or the amount~~  
698 specified in the General Appropriations Act.

699 (4) (a) The funds appropriated for the Florida Postsecondary  
700 Student Assistance Grant shall be distributed to eligible  
701 institutions in accordance with a formula approved by the State  
702 Board of Education. The formula must ~~shall~~ consider at least the  
703 prior year's distribution of funds, the number of ~~full-time~~  
704 eligible applicants who did not receive awards, the  
705 standardization of the expected family contribution, and  
706 provisions for unused funds. The formula must account for  
707 changes in the number of eligible students across all student  
708 assistance grant programs established pursuant to this section  
709 and ss. 1009.50, 1009.505, and 1009.51.

710 (b) Payment of Florida postsecondary student assistance  
711 grants shall be transmitted to the president of the eligible  
712 institution, or to his or her representative, in advance of the  
713 registration period. Institutions shall notify students of the  
714 amount of their awards.

715 (c) The eligibility status of each student to receive a  
716 disbursement shall be determined by each institution as of the  
717 end of its regular registration period, inclusive of a drop-add  
718 period. Institutions shall not be required to reevaluate a  
719 student's eligibility status after this date for purposes of  
720 changing eligibility determinations previously made.

721 (d) Institutions shall certify to the department within 30  
722 days after the end of regular registration each term the amount  
723 of funds disbursed to each student and shall remit to the



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724 department any undisbursed advances within 60 days after the end  
725 of regular registration each spring term by June 1 of each year.  
726 An exception to the remittance deadline may be granted if the  
727 institution documents to the department how it plans to disburse  
728 awards to students for the subsequent summer term. An  
729 institution that uses funds for the summer term shall certify to  
730 the department the amount of funds disbursed to each student and  
731 shall remit to the department any undisbursed advances within 30  
732 days after the end of the summer term.

733 (e) Each institution that receives moneys through the  
734 Florida Postsecondary Student Assistance Grant Program shall  
735 prepare a biennial report that includes a financial audit,  
736 conducted by an independent certified public accountant, of the  
737 institution's administration of the program and a complete  
738 accounting of moneys ~~in the State Student Financial Assistance~~  
739 ~~Trust Fund allocated to the institution~~ for the program. Such  
740 report shall be submitted to the department by March 1 every  
741 other year. The department may conduct its own annual or  
742 biennial audit of an institution's administration of the program  
743 and its allocated funds in lieu of the required biennial report  
744 and financial audit report. The department may suspend or revoke  
745 an institution's eligibility to receive future moneys ~~from the~~  
746 ~~trust fund~~ for the program or request a refund of any moneys  
747 overpaid to the institution ~~through the trust fund~~ for the  
748 program if the department finds that an institution has not  
749 complied with ~~the provisions of~~ this section. Any refund  
750 requested pursuant to this paragraph shall be remitted within 60  
751 days after notification by the department.

752 (5) Any institution that was eligible to receive state



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student assistance grants on January 1, 1989, and that is not eligible to receive grants pursuant to s. 1009.51 is eligible to receive grants pursuant to this section.

(6) Funds appropriated by the Legislature for Florida postsecondary student assistance grants may be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the Florida Postsecondary Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section and as otherwise provided by law.

(7) The State Board of Education shall adopt rules necessary to implement this section.

Section 9. Subsections (2), (4), (5), and (6) of section 1009.893, Florida Statutes, are amended to read:

1009.893 Benacquisto Scholarship Program.—

(2) The Benacquisto Scholarship Program is created to reward a high school graduate who receives recognition as a National Merit Scholar ~~or National Achievement Scholar~~ and who initially enrolls in the 2014-2015 academic year or, later, in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.

(4) In order to be eligible for an initial award under the scholarship program, a student must meet the requirements of paragraph (a) or paragraph (b).

(a) A student who is a resident of this state, as determined in s. 1009.40 and rules of the State Board of Education, must:



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1. Earn a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 unless:

a. The student completes a home education program according to s. 1002.41; or

b. The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;

2. Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and

3. Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(b) A student who initially enrolls in a baccalaureate degree program in the 2018-2019 academic year or later and who is not a resident of this state, as determined in s. 1009.40 and rules of the State Board of Education, must:

1. Physically reside in this state on or near the campus of the postsecondary educational institution in which the student is enrolled;

2. Earn a high school diploma from a school outside Florida which is comparable to a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 or must complete a home education program in another state; and

3. Be accepted by and enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida



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811 public or independent postsecondary educational institution  
812 during the fall academic term following high school graduation.

813 (5)(a)1. An eligible student who meets the requirements of  
814 paragraph (4)(a), who is a National Merit Scholar ~~or National~~  
815 ~~Achievement Scholar~~, and who attends a Florida public  
816 postsecondary educational institution shall receive a  
817 scholarship award equal to the institutional cost of attendance  
818 minus the sum of the student's Florida Bright Futures  
819 Scholarship and National Merit Scholarship ~~or National~~  
820 ~~Achievement Scholarship~~.

821 2. An eligible student who meets the requirements of  
822 paragraph (4)(b), who is a National Merit Scholar, and who  
823 attends a Florida public postsecondary educational institution  
824 shall receive a scholarship award equal to the institutional  
825 cost of attendance for a resident of this state minus the  
826 student's National Merit Scholarship. Such student is exempt  
827 from the payment of out-of-state fees.

828 (b) An eligible student who is a National Merit Scholar ~~or~~  
829 ~~National Achievement Scholar~~ and who attends a Florida  
830 independent postsecondary educational institution shall receive  
831 a scholarship award equal to the highest cost of attendance for  
832 a resident of this state enrolled at a Florida public  
833 university, as reported by the Board of Governors of the State  
834 University System, minus the sum of the student's Florida Bright  
835 Futures Scholarship and National Merit Scholarship ~~or National~~  
836 ~~Achievement Scholarship~~.

837 (6)(a) To be eligible for a renewal award, a student must  
838 be enrolled full time, earn all credits for which he or she was  
839 enrolled, and maintain a 3.0 or higher grade point average. An



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840 eligible Benacquisto Scholar who has fewer than 12 credits  
841 remaining to complete his or her first baccalaureate degree may  
842 receive funding for one term in order to complete the degree.

843 (b) A student's renewal status is not affected by  
844 subsequent changes in the residency status of the student or the  
845 residency status of the student's family.

846 (c) ~~(b)~~ A student may receive the scholarship award for a  
847 maximum of 100 percent of the number of credit hours required to  
848 complete a baccalaureate degree program, or until completion of  
849 a baccalaureate degree program, whichever comes first.

850 (d) A student may receive an award for up to 5 years  
851 following high school graduation and may not receive the award  
852 for more than 10 semesters.

853 (e) A student who receives an award under this program and  
854 fails to meet the renewal requirements due to a verifiable  
855 illness or other documented emergency may be granted an  
856 exception pursuant to s. 1009.40(1)(b)4.

857 Section 10. Section 1011.45, Florida Statutes, is amended  
858 to read:

859 1011.45 End of year balance of funds.—Unexpended amounts in  
860 any fund in a university current year operating budget shall be  
861 carried forward and included as the balance forward for that  
862 fund in the approved operating budget for the following year.

863 (1) Each university shall maintain a minimum carry forward  
864 balance of at least 7 percent of its state operating budget. If  
865 a university fails to maintain a 7 percent balance in state  
866 operating funds, the university shall submit a plan to the Board  
867 of Governors to attain the 7 percent balance of state operating  
868 funds within the next fiscal year.



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869 (2) Each university that retains a state operating fund  
870 carry forward balance in excess of the 7 percent minimum shall  
871 submit a spending plan for its excess carry forward balance. The  
872 spending plan shall be submitted to the university's board of  
873 trustees for review, approval, or, if necessary, amendment by  
874 September 30 ~~1~~, 2020, and each September 30 ~~1~~ thereafter. The  
875 Board of Governors shall review, approve, and amend, if  
876 necessary, each university's carry forward spending plan by  
877 November 15 ~~October 1~~, 2020, and each November 15 ~~October 1~~  
878 thereafter.

879 (3) A university's carry forward spending plan shall  
880 include the estimated cost per planned expenditure and a  
881 timeline for completion of the expenditure. Authorized  
882 expenditures in a carry forward spending plan may include:

883 (a) Commitment of funds to a public education capital  
884 outlay project for which an appropriation has previously been  
885 provided that requires additional funds for completion and which  
886 is included in the list required by s. 1001.706(12)(d);

887 (b) Completion of a renovation, repair, or maintenance  
888 project that is consistent with ~~the provisions of~~ s. 1013.64(1),  
889 up to \$5 million per project, and replacement of a minor  
890 facility that does not exceed 10,000 gross square feet in size  
891 up to \$2 million;

892 (c) Completion of a remodeling or infrastructure project,  
893 including a project for a development research school, up to \$10  
894 million per project, if such project is survey recommended  
895 pursuant to s. 1013.31;

896 (d) Completion of a repair or replacement project necessary  
897 due to damage caused by a natural disaster for buildings



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898 included in the inventory required pursuant to s. 1013.31;

899 (e) Operating expenditures that support the university  
900 mission ~~and that are nonrecurring; and~~

901 (f) Any purpose specified by the board or in the General  
902 Appropriations Act; and

903 (g) A commitment of funds to a contingency reserve to  
904 assist in addressing unforeseen circumstances that may arise,  
905 including natural disasters and other emergencies.

906 (4) Annually, by September 30, the chief financial officer  
907 of each university shall certify the unexpended amount of funds  
908 appropriated to the university from the General Revenue Fund,  
909 the Educational Enhancement Trust Fund, and the  
910 Education/General Student and Other Fees Trust Fund as of June  
911 30 of the previous fiscal year.

912 (5) A university may spend the minimum carry forward  
913 ~~carry forward~~ balance of 7 percent if a demonstrated emergency  
914 exists and the plan is approved by the university's board of  
915 trustees and the Board of Governors.

916 Section 11. Subsection (3) of section 1012.976, Florida  
917 Statutes, is amended to read:

918 1012.976 Remuneration of state university administrative  
919 employees; limitations.—

920 (3) EXCEPTIONS.—This section does not prohibit any party  
921 from providing cash or cash-equivalent compensation from funds  
922 that are not appropriated state funds to a state university  
923 administrative employee in excess of the limit in subsection  
924 (2). If a party is unable or unwilling to fulfill an obligation  
925 to provide cash or cash-equivalent compensation to a state  
926 university administrative employee as permitted under this





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subsection, appropriated state funds may not be used to fulfill such obligation. This section does not apply to university teaching faculty or medical school faculty or staff. The Board of Governors shall define in regulation the university faculty and administrative personnel classifications.

Section 12. Paragraph (b) of subsection (2), paragraph (b) of subsection (3), and subsection (4) of section 1013.841, Florida Statutes, are amended to read:

1013.841 End of year balance of Florida College System institution funds.—

(2)(b) Each Florida College System institution with a final FTE less than 15,000 for the prior year that retains a state operating fund carry forward balance in excess of the 5 percent minimum shall submit a spending plan for its excess carry forward balance. The spending plan shall include all excess carry forward funds from state operating funds. The spending plan shall be submitted to the Florida College System institution's board of trustees for approval by September 30 ±, 2020, and each September 30 ± thereafter. The State Board of Education shall review and publish each Florida College System institution's carry forward spending plan by November 15 October ±, 2020, and each November 15 October ± thereafter.

(3)(b) Each Florida College System institution with a final FTE of 15,000 or greater for the prior year that retains a state operating fund carry forward balance in excess of the 7 percent minimum shall submit a spending plan for its excess carry forward balance. The spending plan shall include all excess carry forward funds from state operating funds. The spending plan shall be submitted to the Florida College System



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institution's board of trustees for approval by September 30 ±, 2020, and each September 30 ± thereafter. The State Board of Education shall review and publish each Florida College System institution's carry forward spending plan by November 15 October ±, 2020, and each November 15 October ± thereafter.

(4) A Florida College System institution identified in paragraph (3)(a) must include in its carry forward spending plan the estimated cost per planned expenditure and a timeline for completion of the expenditure. Authorized expenditures in a carry forward spending plan may include:

(a) Commitment of funds to a public education capital outlay project for which an appropriation was previously provided, which requires additional funds for completion, and which is included in the list required by s. 1001.03(18)(d);

(b) Completion of a renovation, repair, or maintenance project that is consistent with the provisions of s. 1013.64(1), up to \$5 million per project;

(c) Completion of a remodeling or infrastructure project, up to \$10 million per project, if such project is survey recommended pursuant to s. 1013.31;

(d) Completion of a repair or replacement project necessary due to damage caused by a natural disaster for buildings included in the inventory required pursuant to s. 1013.31;

(e) Operating expenditures that support the Florida College System institution's mission ~~which are nonrecurring~~; and

(f) Any purpose approved by the state board or specified in the General Appropriations Act; and

(g) A commitment of funds to a contingency reserve to assist in addressing unforeseen circumstances that may arise,



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985 including natural disasters and other emergencies.

986 Section 13. This act shall take effect July 1, 2020.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SB 72

INTRODUCER: Senator Stargel

SUBJECT: Postsecondary Education

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Bouck, Dew	Sikes	ED	<b>Favorable</b>
2. Underhill	Elwell	AED	<b>Recommend:Fav/CS</b>
3. Underhill	Kynoch	AP	<b>Pre-meeting</b>

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## I. Summary:

SB 72 modifies provisions relating to the prioritization of capital outlay projects at Florida College System (FCS) institutions, the carry forward of operational funds at state universities and FCS institutions, state student financial aid, and textbook affordability at public postsecondary institutions. Specifically, the bill:

- Modifies a criterion for new construction, remodeling, or renovation projects at FCS institutions that have not been previously state funded to be added to the Public Education Capital Outlay (PECO) priority list.
- Modifies reporting deadlines and spending plan provisions relating to the carry forward of operational funds at state universities and FCS institutions.
- Replaces the State University System Programs of Excellence with the State Universities of Distinction program, and establishes requirements.
- Aligns student eligibility, maximum awards, fund distribution, remittance deadlines, and reporting requirements between the four Florida Student Assistance Grant programs.
- Clarifies initial and renewal award requirements for the Benacquisto Scholarship Program.
- Provides that pricing and payment options relating to textbook affordability may include either an opt-in or opt-out provision for students.

The bill has no impact on state revenues or expenditures.

The bill takes effect on July 1, 2020.

## II. Present Situation:

The present situation for each relevant portions of the bill is discussed under the Effect of Proposed Changes of this bill analysis.

### III. Effect of Proposed Changes:

#### Public Education Capital Outlay

##### *Present Situation*

Florida's Public Education Capital Outlay (PECO) program provides funding for capital outlay projects for Florida's public education system, including universities, colleges, public schools and other state owned educational facilities that have no other source for funding for capital outlay. As specified by the Florida Constitution,<sup>1</sup> the PECO program is funded by gross receipts taxes on utilities, including electricity and natural gas, and communication services (cable, wireless, telephone landline, miscellaneous services, and direct to home satellite tax bases).

The Commissioner of Education (commissioner) must annually submit to the Governor and to the Legislature an integrated, comprehensive budget request for educational facilities construction and fixed capital outlay needs for school districts, Florida College System (FCS) institutions, and state universities, subject to provisions in law.<sup>2</sup> The commissioner must use estimates for PECO funds by the Revenue Estimating Conference<sup>3</sup> in determining the budget request. In addition, the commissioner, in consultation with the appropriations committees of the Legislature, must provide annually an estimate of funds for FCS institutions and state universities in developing three-year priority lists required in law.<sup>4</sup>

FCS institutions and state university boards of trustees (BOT) request funds for projects based on the three-year priority list, to be updated annually, which is submitted to the Legislature in the legislative budget request (LBR) at least 90 days prior to the legislative session.<sup>5</sup> The State Board of Education (SBE) submits a three-year priority list for FCS institutions, and the Board of Governors of the State University System (BOG) submits a three-year priority list for state universities. The lists reflect decisions by the SBE and BOG concerning program priorities that implement the statewide plan for program growth and quality improvement in education.<sup>6</sup>

In 2019,<sup>7</sup> the process by which FCS projects are evaluated for inclusion on the priority list was modified. Projects considered for prioritization are required to be chosen from a preliminary selection group consisting of previously state-funded projects that have not been completed, and the top two priorities of each FCS institution. The SBE is required to develop a points-based prioritization method to rank projects for consideration that awards points for the degree to which a project meets specific criteria compared to other projects.<sup>8</sup> The criteria specified in law<sup>9</sup>

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<sup>1</sup> Art. XII, s. 9, Fla. Const.

<sup>2</sup> Section 1013.60(1), F.S., and applicable provisions of ch. 216.

<sup>3</sup> The Revenue Estimating Conference develops official information with respect to anticipated state and local government revenues as the conference determines is needed for the state planning and budgeting system. Section 216.136(3), F.S.

<sup>4</sup> Section 1013.60(1), F.S.

<sup>5</sup> Section 1013.64(4), F.S.

<sup>6</sup> Section 1013.31, F.S.

<sup>7</sup> Section 3, ch. 2019-103, L.O.F.

<sup>8</sup> On Sept. 20, 2019, the SBE approved a prioritized list of PECO for 2020-2021 and the FCS PECO project priority methodology.

<sup>9</sup> Section 1001.03(18)(a), F.S.

may be weighted, but no weight may exceed the criterion regarding space needs due to increased instructional capacity.<sup>10</sup>

A new construction, remodeling, or renovation project that has not received an appropriation in a previous year may not be considered for inclusion on the required prioritized list, unless:

- A plan is provided to reserve funds in an escrow account, specific to the project, into which must be deposited each year an amount of funds equal to 0.5 percent of the total value of the building for future maintenance;
- There are sufficient excess funds from the allocation provided pursuant to the LBR within the three-year planning period which are not needed to complete the projects for which state funds were previously appropriated which have not been completed;<sup>11</sup> and
- The project has been recommended based on results relating to an educational plant survey.<sup>12</sup>

### ***Effect of Proposed Changes***

The bill modifies s. 1001.03, F.S., to replace the existing sufficient excess PECO funds criterion for a specified new construction, remodeling, or renovation project to be added to the priority list. The bill changes the criterion to specify that an FCS project may only be included on the priority list if there is sufficient capacity within the cash and bonding estimate of funds by the Revenue Estimating Conference to accommodate the project within the three-year PECO funding cycle. This modification aligns the requirements for new FCS projects to be considered on the priority list with those for the State University System (SUS) projects.<sup>13</sup>

## **End-of-Year Balance of Funds – State Universities and Florida College System Institutions**

### ***Present Situation***

At the end of each fiscal year, state operational funds for state agencies and departments revert to the fund from which they were appropriated for reappropriation by the Legislature.<sup>14</sup> However, state universities<sup>15</sup> and FCS institutions<sup>16</sup> are authorized to carry forward unexpended amounts in operating funds for subsequent fiscal years.

Each state university, and FCS institution with a final FTE of 15,000 or greater for the prior year, must maintain a minimum carry forward balance of at least 7 percent of its state operating budget. If such university or FCS institution fails to maintain a 7 percent balance in state operating funds, the university and FCS institution must submit a plan to the BOG and SBE, respectively, to attain the 7 percent balance of state operating funds within the next fiscal year.<sup>17</sup>

<sup>10</sup> Section 1001.03(18)(b), F.S.

<sup>11</sup> The SBE must continually maintain a list of all public education capital outlay projects for which state funds were previously appropriated which have not been completed. The list must include an estimate of the amount of state funding needed for the completion of each project. Section 1001.03(18)(d), F.S.

<sup>12</sup> Section 1013.31, F.S. Educational plant surveys must be completed every five years, and reflect the capacity of existing facilities in school districts, FCS institutions, and state universities, as well as projections of facility space needs. *Id.*

<sup>13</sup> Section 1001.706(12)(c), F.S.

<sup>14</sup> Section 216.301(1)(a), F.S.

<sup>15</sup> Section 1011.45, F.S.

<sup>16</sup> Section 1013.841(1), F.S.

<sup>17</sup> Sections 1011.45(1) and 1013.841(3)(a), F.S.

An FCS institution with a final FTE less than 15,000 for the prior must maintain a carry forward balance of at least 5 percent, or submit a similar plan to the SBE.<sup>18</sup>

A state university or FCS institution that retains a state operating fund carry forward balance in excess of the required minimum must submit a spending plan for its excess carry forward balance. The spending plan must be submitted to the state university or FCS institution BOT for approval by September 1, 2020, and each September 1 thereafter.<sup>19</sup> The BOG must review, approve, and amend, if necessary, each university's carry forward spending plan by October 1, 2020, and each October 1 thereafter.<sup>20</sup> The SBE must review and publish each FCS institution's carry forward spending plan by October 1, 2020, and each October 1 thereafter.<sup>21</sup>

The carry forward spending plan for each state university, and FCS institution with a final FTE of 15,000 or greater for the prior year, must include the estimated cost per planned expenditure and a timeline for completion of the expenditure. The law specifies authorized expenditures, which include nonrecurring operating expenditures that support the university's or FCS institution's mission.<sup>22</sup>

### ***Effect of Proposed Changes***

The bill modifies provisions in ss. 1011.45 and 1013.841, F.S., relating to the carry forward of operational funds by state universities and FCS institutions to align fund approval activities and provide greater flexibility in spending plan expenditures. Specifically, the bill:

- Modifies the submission and approval dates by an institution BOT, BOG, and SBE, to require that:
  - The spending plan be submitted to the state university or FCS institution BOT for approval by September 30, 2020, and each September 30 thereafter.<sup>23</sup>
  - The BOG review, approve, and amend, if necessary, university spending plans, and the SBE review and publish FCS institution spending plans by November 15, 2020, and each November 15 thereafter.
- Removes the requirement that operating expenditures that support the mission of the state university or FCS institution mission be nonrecurring.
- Authorizes the spending plans of state universities and FCS institutions to include a commitment of funds to a contingency reserve to assist in addressing unforeseen circumstances that may arise, including natural disasters and other emergencies.<sup>24</sup>

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<sup>18</sup> Section 1013.841(2)(a), F.S.

<sup>19</sup> Sections 1011.45(2) and 1013.841(2)(b), F.S.

<sup>20</sup> Section 1011.45(2), F.S.

<sup>21</sup> Section 1013.841(2)(b), F.S.

<sup>22</sup> Sections 1011.45(3) and 1013.841(4), F.S.

<sup>23</sup> The deadline is consistent with current laws that require the chief financial officer of a state university or FCS institution to certify, annually by September 30, the unexpended amount of state funds remaining in the general fund of an institution as of June 30 of the previous fiscal year. Sections 1011.45(4) and 1011.84(3)(e), F.S.

<sup>24</sup> Current law authorizes state universities to spend the minimum carry forward balance of 7 percent for a demonstrated emergency, subject to state university BOT and BOG approval. Section 1011.45(5), F.S.

## State University System Programs of Excellence

### *Present Situation*

In 2018,<sup>25</sup> the BOG was required to establish standards and measures whereby individual degree programs that objectively reflect national excellence in state universities could be identified, and make recommendations to the Legislature by September 1, 2018, regarding the enhancement and promotion of such programs.<sup>26</sup>

The goal of this initiative was to achieve and improve upon world-class, nationally recognized university programs of excellence within the SUS. The BOG approved a framework to identify programs of excellence that:<sup>27</sup>

- Provide opportunities for all 12 SUS institutions to participate.
- Allow for universities to elevate both research and academic programs that are nationally recognized.
- Allow for programs across disciplines and degree levels to be recognized.
- Encourage institution collaboration.
- Address key areas important to Florida.
- Provide for flexibility in implementation.

The BOG requested \$30 million for this initiative in its 2019-2020 legislative budget request.<sup>28</sup> This request was not funded by the 2019 Legislature.

### *Effect of Proposed Changes*

The bill modifies s. 1001.7065, F.S., to replace the SUS Programs of Excellence with a State Universities of Distinction program, which requires the BOG to establish standards and measures to identify state universities that focus on one core competency unique to the SUS that:

- Achieves excellence at the national or state level;
- Meets state workforce needs; and
- Fosters an innovation economy that focuses on areas such as health care, security, transportation, and science, technology, engineering, and mathematics (STEM), including supply chain management.

The bill requires the BOG to annually submit such programs by January 1 for funding.

This bill provision aligns with a recent BOG initiative targeting Universities of Distinction as a path towards excellence that will produce high-quality talent to diversify Florida's economy, stimulate innovation, and provide a return on investment to the state.<sup>29</sup>

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<sup>25</sup> Section 3, ch. 2018-4, L.O.F.

<sup>26</sup> Section 1001.7065(7), F.S.

<sup>27</sup> Board of Governors, *Programs of Excellence Report* (Sept. 2018), available at [https://www.flbog.edu/wp-content/uploads/0273\\_1154\\_8738\\_10.3.2-AREC-03b-Programs-of-Excellence-Report\\_CE.pdf](https://www.flbog.edu/wp-content/uploads/0273_1154_8738_10.3.2-AREC-03b-Programs-of-Excellence-Report_CE.pdf).

<sup>28</sup> Board of Governors, *State University System of Florida, Education and General, 2019-2020 Executive Summary, Universities and Special Units* (Sept. 13, 2018), available at [https://www.flbog.edu/wp-content/uploads/0273\\_1152\\_8727\\_8.8.1.2-BUD-10a-2019-20-LBR\\_SUS-Executive-Summary-updated-8-31.pdf](https://www.flbog.edu/wp-content/uploads/0273_1152_8727_8.8.1.2-BUD-10a-2019-20-LBR_SUS-Executive-Summary-updated-8-31.pdf).

<sup>29</sup> Board of Governors, *Universities of Distinction* (draft document), available at <https://www.flbog.edu/wp-content/uploads/University-of-Distinction.pdf>.

## Financial Aid and Tuition Assistance Programs

### *Present Situation*

Various student financial aid and tuition assistance programs have been created to assist students in accessing and continuing higher education in Florida. Student financial assistance available in Florida<sup>30</sup> includes a variety of grant and scholarship programs outlined in law<sup>31</sup> or SBE rule<sup>32</sup> and loans through Federal Student Aid.

### Florida Student Assistance Grant Program

The Florida Student Assistance Grant (FSAG) Program, created in 1972, is Florida's largest need-based grant program, consisting of FSAG Public, FSAG Public Postsecondary Career Education (FSAGCE), FSAG Private, and FSAG Postsecondary.<sup>33</sup> The FSAG Program provides state student assistance grants to students who meet general eligibility requirements<sup>34</sup> and stipulations specific to each program.

For each of the programs, except FSAGCE, the Department of Education is required to establish a maximum expected family (EFC) contribution that is used in determining eligibility to receive a grant award.<sup>35</sup> For the 2019-2020 academic year, the maximum EFC for FSAG Public and FSAG Postsecondary matches the maximum EFC established for Pell: 5576.<sup>36 37</sup>

The FSAG Program is administered by participating institutions in accordance with SBE rule.<sup>38</sup> A total of \$269,396,012 was appropriated for the FSAG Program for the 2019-2020 fiscal year.<sup>39</sup> The current maximum award amount of \$2,610 has not changed since 2013.<sup>40</sup>

Similarities and differences in specified provisions across the FSAG programs are depicted in the table below.

<sup>30</sup> See Florida Student Financial Aid, *Office of Student Financial Assistance*, <http://www.floridastudentfinancialaid.org/> (last visited Dec. 11, 2019).

<sup>31</sup> See ss. 1009.50-1009.894, F.S.

<sup>32</sup> See Rule 6A-20.001 - 20.111, F.A.C.

<sup>33</sup> Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 11, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>.

<sup>34</sup> Section 1009.40, F.S.

<sup>35</sup> Sections 1009.50(2)(c), 1009.51(2)(c), and 1009.52(2)(c), F.S.

<sup>36</sup> Florida Department of Education Office of Student Financial Assistance, *Florida Student Assistance Grant (FSAG) Allocations*, available at <https://www.floridastudentfinancialaidsg.org/PDF/PSI/1920-09.pdf>.

<sup>37</sup> See Federal Student Aid, *Office of the U.S. Department of Education*, <https://ifap.ed.gov/dpcletters/GEN1901.html> (last visited Jan. 19, 2020).

<sup>38</sup> Sections 1009.50(6), 1009.505(5), 1009.51(6), and 1009.52(7), F.S. See also Rule 6A-20.031, F.A.C. Postsecondary educational institution administrative responsibilities for state student aid and tuition assistance programs are outlined in Rule 6A-20.002, F.A.C.

<sup>39</sup> Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 5, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>. See also Specific Appropriation 75, ch. 2019-115, L.O.F.

<sup>40</sup> *Id.* at 12.



	<b>FSAG Public</b>	<b>FSAGCE</b>	<b>FSAG Private</b>	<b>FSAG Postsecondary</b>
<b>Student Eligibility<sup>41</sup></b>	Degree-seeking and enrolled in at least 6 hours at an FCS institution or state university.	Certificate-seeking and enrolled in a career center or FCS institution at least half-time. <sup>42</sup>	Full-time, degree-seeking enrollment at an eligible independent nonprofit college or university. <sup>43</sup>	Full-time, degree-seeking enrollment at an eligible private nursing school or an eligible independent college or university. <sup>44</sup>
<b>Grant Award</b>	Between \$200 and weighted average of cost of tuition and fees for 30 hours at state universities, up to 110 percent of the program, or as specified in the GAA. <sup>45</sup>	Between \$200 and the student's unmet need for the cost of education, which may not exceed the average annual cost of tuition and other registration fees, or as specified in the GAA. <sup>46</sup>	Between \$200 and the amount of demonstrated unmet need for tuition and fees, not to exceed an amount equal to the average tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year, or as specified in the GAA. <sup>47</sup>	Similar to FSAG Private.
<b>Priority in Distribution of Funds</b>	Priority given to students with the lowest total family resources. <sup>48</sup>	No provision.	Identical to FSAG Public.	Identical to FSAG Public.
<b>Reporting Requirement</b>	Report disbursed students to DOE. <sup>49</sup>	Similar to FSAG Public.	Similar to FSAG Public.	Similar to FSAG Public.
<b>Audit</b>	No provision.	No provision.	Biennial financial and program audit. <sup>50</sup>	Identical to FSAG Private.

In addition, the FSAG Public, FSAG Private, and FSAG Postsecondary programs provide for deposit of funds appropriated by the Legislature for grants through the FSAG program into the

<sup>41</sup> A demonstrated unmet need of less than \$200 renders an applicant ineligible for a state student assistance grant. Sections 1009.50(2)(a), 1009.51(2)(a), and 1009.52(2)(a), F.S. *See also* Rule 6A-20.031, F.A.C.

<sup>42</sup> Section 1009.505(3)(a), F.S. "Half-time" means the equivalent in clock hours at a public postsecondary career certificate program of 6 semester credit hours at a FCS institution. Section 1009.505(2)(b), F.S.

<sup>43</sup> An eligible independent college or university is nonprofit, baccalaureate-degree-granting, accredited by the Commission on Colleges of the Southern Association of Colleges and Schools, and located in and chartered as a domestic corporation by the state. Section 1009.51(2)(a), F.S.

<sup>44</sup> An eligible nursing diploma school must be approved by the Florida Board of Nursing, and an eligible independent college or university must be licensed by the Commission for Independent Education. Section 1009.52(2)(a), F.S. The Commission for Independent Education has statutory responsibilities in matters relating to nonpublic, postsecondary, educational institutions, including the licensure of independent schools, colleges, and universities. Florida Department of Education, *Commission For Independent Education*, <http://www.fldoe.org/policy/cie/> (last visited Dec. 16, 2019).

<sup>45</sup> Section 1009.50(3), F.S. The amount is specified in the GAA. *Id.* *See s.* 1009.50(2)(a), F.S. The legal requirement is contained in s. 1009.40(3), F.S.

<sup>46</sup> Section 1009.505(3)(a), F.S.

<sup>47</sup> No student may receive an award for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment. Section 1009.51(2)(a), F.S.

<sup>48</sup> Section 1009.50(2)(c), F.S.

<sup>49</sup> Sections 1009.50(2)(d) and 1009.50(4)(d), F.S. All eligible students are required to be reported. Rule 6A-20.031(7), F.A.C.

<sup>50</sup> Section 1009.51(4)(e), F.S. The DOE retains the ability to suspend or revoke an institution's eligibility to receive future moneys from the trust fund for the program or request a refund of any moneys overpaid to the institution.

State Student Financial Assistance Trust Fund.<sup>51</sup> The FSAGCE program does not have this provision.

For the 2018-2019 fiscal year, amounts disbursed through the FSAG Program include:

- A total of \$234,334,619 for FSAG Public, disbursed to 156,301 students with an average award amount of \$1,499.55.<sup>52</sup>
- A total of \$3,144,476 for FSAGCE, disbursed to 4,305 students with an average award amount of \$730.42.<sup>53</sup>
- A total of \$24,500,519 for FSAG Private, disbursed to 16,338 students with an average award amount of \$1,499.60.<sup>54</sup>
- A total of \$6,799,009 for FSAG Postsecondary, disbursed to 6,281 students with an average award amount of \$1,082.47.<sup>55</sup>

### Benacquisto Scholarship Program

The Benacquisto Scholarship Program (scholarship)<sup>56</sup> was created in 2014 to reward a Florida high school graduate who achieves recognition as a National Merit Scholar (NMS)<sup>57</sup> or National Achievement Scholar (NAS)<sup>58</sup> and enrolls in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.<sup>59</sup>

In addition to achieving recognition as an NMS or NAS, in order to be eligible for an award under the scholarship, a student must:<sup>60</sup>

- Be a state resident as determined by statute and SBE rules;
- Earn a standard Florida high school diploma or its equivalent pursuant to statute, unless:

<sup>51</sup> Sections 1009.50(5), 1009.51(5), and 1009.52(6), F.S.

<sup>52</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 4, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPU\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPU_2018_2019.pdf).

<sup>53</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 5, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGCE\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGCE_2018_2019.pdf).

<sup>54</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 4, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPR\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPR_2018_2019.pdf).

<sup>55</sup> Florida Department of Education (DOE) Office of Financial Assistance, *End-of-Year-Report 2018-19* (Sept. 3, 2019), at 6, available at [https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPO\\_2018\\_2019.pdf](https://www.floridastudentfinancialaidsg.org/PDF/PSI/FSAGPO_2018_2019.pdf).

<sup>56</sup> The scholarship was renamed in 2016 from the Florida National Merit Scholar Incentive Program to the Benacquisto Scholarship Program. Section 26, ch. 2016-237, L.O.F.

<sup>57</sup> Florida Department of Education Office of Student Financial Assistance, *Annual Report to the Commissioner 2018-19* (2019), at 17, available at <https://www.floridastudentfinancialaidsg.org/pdf/annualreportcurrent.pdf>. The National Merit Scholarship Corporation (NMSC) is a private, not-for-profit organization that operates without government assistance to recognize and honor academically talented students. National Merit Scholarship Corporation, Mission, <https://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=395> (last visited Dec. 11, 2019). NMSC organizes the National Merit Scholarship Program, which began in 1955 as an academic competition for recognition and scholarship. High school students enter the National Merit Program by taking the Preliminary SAT/National Merit Scholarship Qualifying Test (PSAT/NMSQT), which serves as an initial screen of approximately 1.6 million entrants each year, and meeting the program participation requirements. National Merit Scholarship Corporation, *National Merit Scholarship Program*, <https://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=424> (last visited Dec. 11, 2019).

<sup>58</sup> The National Merit Scholarship Corporation discontinued the National Achievement Scholarship Program with the conclusion of the 2015 program. National Merit Scholarship Corporation, *National Achievement Scholarship Program*, <http://www.nationalmerit.org/s/1758/interior.aspx?sid=1758&gid=2&pgid=433> (last visited Dec. 26, 2019).

<sup>59</sup> Section 1009.893(2), F.S.

<sup>60</sup> Section 1009.893(4)(a), F.S.

- The student completes a home education program pursuant to statute;<sup>61</sup> or
- The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;
- Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and
- Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

In 2018, eligibility was expanded to allow out-of-state students to qualify for a scholarship.<sup>62</sup>

Scholarship recipients attending a public postsecondary institution, who qualify as a Florida resident, receive an award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Futures Scholarship and NMS or NAS award. Scholarship recipients attending a public postsecondary institution, who qualify as non-residents of Florida, receive an award equal to the institutional cost of attendance for a Florida resident minus the student's NMS award. Eligible students who attend independent postsecondary educational institutions in Florida each receive scholarship awards equal to the highest cost of attendance for a resident of this state enrolled at a Florida public university, as reported by the BOG, minus the sum of the student's Florida Bright Futures Scholarship and NMS or NAS award.<sup>63</sup>

A student must earn all credits for which he or she was enrolled and maintain a 3.0 or higher grade point average to be eligible for a renewal award. A student may receive an award for up to 100 percent of the number of credit hours required to complete a baccalaureate degree program.<sup>64</sup>

For the 2019-2020 fiscal year, \$21,372,911<sup>65</sup> was appropriated to fund 1,416 scholarship recipients.<sup>66</sup>

### ***Effect of Proposed Changes***

#### **Florida Student Assistance Grant Program**

The bill provides flexibility and aligns specific requirements across the FSAG programs.

Specifically, the bill:

- Establishes that the maximum award amount for each FSAG program as specified in the General Appropriations Act (GAA).

<sup>61</sup> Section 1002.41, F.S.

<sup>62</sup> Section 22, ch. 2018-4, L.O.F. See s. 1009.893(4)(b), F.S.

<sup>63</sup> Section 1009.893(5)(b), F.S.

<sup>64</sup> Section 1009.893(5)(a), F.S. The National Achievement Scholarship Program has since been discontinued. National Merit Scholarship Corporation, *supra* note 57.

<sup>65</sup> Specific Appropriation 68, ch. 2019-115, L.O.F.

<sup>66</sup> Education Estimating Conference on Student Financial Aid, *Executive Summary* (March 2019), available at <http://edr.state.fl.us/Content/conferences/financialaid/archives/190315financialaid.pdf>.

- Allows a student who received a FSAG award in the fall or spring term to receive the FSAG award during the summer, if funds are available.<sup>67</sup>
- Specifies that, for all FSAG programs, institutions must report to the DOE all eligible students, regardless of actual disbursements.<sup>68</sup>
- Modifies the fund distribution formula to include part-time and full-time eligible students, and requires that the formula account for changes in the number of eligible students across all FSAG programs.
- Establishes a disbursement deadline of 30 days after the end of regular registration each term and deadline of 60 days after the end of regular registration each spring term for return of undisbursed funds, which aligns to other financial aid programs, in accordance with DOE rule. However, the bill authorizes an exception to the remittance deadline if the institution documents to the DOE how the institution plans to disburse awards to students for the subsequent summer term. Such reporting and remittance deadlines may ensure that returned funds can be disbursed to qualified students prior to the end of the fiscal year.
- Removes the required DOE need analysis for the FSAG Public, FSAG Private, and FSAG Postsecondary programs to specify that a grant may not be made to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution.<sup>69</sup>
- Requires institutions receiving funds through the FSAG Public and FSAGCE programs to prepare the same biennial report currently required of the FSAG Private and FSAG Postsecondary programs. The requirement specifies that:
  - Each institution that receives moneys through the FSAG program must prepare a biennial report that includes a financial audit, conducted by the Auditor General, of the institution's administration of the program and a complete accounting of moneys allocated to the institution for the program to the DOE by March 1 every other year.
  - The DOE may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report.
  - The DOE may suspend or revoke an institution's eligibility to receive future moneys for the program or request a refund of any moneys overpaid to the institution for the program if the DOE finds that an institution has not complied and specifies that any refund requested must be remitted within 60 days after notification by the DOE.

### Benacquisto Scholarship Program

The bill modifies s. 1009.893, F.S., to clarify requirements for initial eligibility and modify scholarship renewal provisions. Specifically, the bill:

- Removes an outdated reference to the National Achievement Scholar program.

<sup>67</sup> All students entering a SUS university with fewer than 60 semester hours credit are required to earn at least 9 semester hours prior to graduation by attendance at one or more summer sessions. BOG Regulation 6.016. Allowing students to use FSAG awards during the summer may assist students to fulfill this requirement, take more credits in a year, and graduate on-time in four years.

<sup>68</sup> Reporting all eligible students, rather than only those students who received a disbursement, is consistent with requirements in rule 6A-20.031(7), 6A-20.032(7), and 6A-20.033(7), F.A.C.

<sup>69</sup> Expected Family Contribution is calculated using a student's: family size; family's taxed and untaxed income, assets, and benefits; and number of family members who will attend college or career school during the year. Federal Student Aid, *How Aid is Calculated*, <https://studentaid.gov/complete-aid-process/how-calculated#efc> (last visited Dec. 23, 2019).

- Requires scholarship renewal students to be enrolled full-time. However, the bill authorizes a student to be enrolled less than full-time and receive funding for one term to complete his or her degree, if the student has less than 12 credits remaining to graduate.<sup>70</sup>
- Specifies that a student's renewal status is not affected by subsequent changes in the residency status of the student or the student's family.
- Authorizes that students who fail to meet renewal requirements due to a verifiable illness or other documented emergency may be granted an exception pursuant to law.<sup>71</sup>
- Specifies that a student may receive an award for up to five years following high school graduation and may not receive the award for more than 10 semesters, which may encourage students to complete degree programs in a timely manner and may lower some program costs.

## **Textbook and Instructional Materials Affordability**

### ***Present Situation***

In 2008, the federal government<sup>72</sup> and Florida Legislature<sup>73</sup> addressed measures to reduce costs and make textbooks more affordable for needy students. Since 2016,<sup>74</sup> each FCS institution and state university BOT has been authorized to adopt policies in consultation with textbook and instructional materials providers, including bookstores, which allow for the use of innovative pricing techniques and payment options for textbooks and instructional materials. Such policies are authorized to include bulk pricing arrangements that enable students to purchase course materials or texts that are delivered digitally; delivered through other technologies that are, or the licenses of which are, required for use within a course; or delivered in a print format.<sup>75</sup>

FCS institution and state university BOT innovative pricing techniques and payment options policies may only be approved if there is documented evidence that the options reduce the cost of textbooks and instructional materials for students taking a course and if the policy includes an opt-in provision for students.<sup>76</sup> An institution may not automatically enroll students in services that provide textbooks or other materials electronically, students must opt-in to such programs.

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<sup>70</sup> Modifying provisions relating to full-time enrollment will more closely align the law with DOE implementation of the scholarship program.

<sup>71</sup> Section 1009.40(1)(b)4., F.S.

<sup>72</sup> The Higher Education Opportunity Act (Public Law 110-315).

<sup>73</sup> Section 1004.0085, F.S.

<sup>74</sup> Section 3, ch. 2016-236, L.O.F.

<sup>75</sup> Section 1004.085(4), F.S. Such policies are often called “inclusive access.” Where previously students might have been assigned textbooks individually, now many institutions are signing up whole classes of students to automatically receive digital course materials at a discounted rate, rather than purchasing individually. Every student has the same materials on the first day of class, with the charge included as part of their tuition. Many institutions automatically sign up students for such services, requiring students to opt-out if they do not wish to receive such digital materials or services. Inside Higher Education, *‘Inclusive Access’ Takes Off*, <https://www.insidehighered.com/news/2017/11/07/inclusive-access-takes-model-college-textbook-sales> (last visited Jan. 2, 2020). For federal financial assistance, an institution may include the cost of textbooks and supplies as part of tuition and fees if the institution has an arrangement with a publisher or other entity that makes books or supplies cheaper, provides a way for students to get timely access to materials, and includes a student opt out provision. Section 668.164(c) (2)(i), C.F.R.

<sup>76</sup> Section 1004.085(4), F.S.

***Effect of Proposed Changes***

The bill modifies s. 1004.085, F.S., to require that each FCS institution and state university BOT that adopts innovative pricing techniques and payment options policies include either an opt in or opt out provision for students. Therefore, if an institution adopts such a policy, the institution may automatically assign all students in a course to receive digital materials or other pricing payment options unless the student opts out of the policy.

**Performance Funding Incentive for Industry Certifications*****Present Situation***

Performance funding for industry certifications for school district workforce education programs and FCS institutions is contingent upon specific appropriation in the GAA. Performance funding of this type is determined based on criteria specified in law,<sup>77</sup> which include a provision of \$1,000 to each school district or FCS institution for each industry certification its students earn.

Prior to 2019, the industry certification performance funding incentive was limited to a maximum amount of \$15 million annually. In 2019, the maximum amount provision was removed in chapter 2019-103, Laws of Florida,<sup>78</sup> and also in the GAA Implementing Bill.<sup>79</sup> The GAA Implementing Bill also includes a provision that the removal of the \$15 million cap on awards expires on July 1, 2020.<sup>80</sup>

***Effect of Proposed Changes***

The bill repeals section 11, ch. 2019-116, L.O.F., that removes the \$15 million cap on workforce performance funding for completion of industry certifications, which expires on July 1, 2020. This provision is no longer necessary because the award cap was permanently removed from law in 2019.

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

<sup>77</sup> Sections 1011.80(6)(b) and 1011.81(2), F.S.

<sup>78</sup> Sections 16 and 17, ch. 2019-103, L.O.F.

<sup>79</sup> Sections 9 and 10, ch. 2019-116, L.O.F.

<sup>80</sup> Section 11, ch. 2019-116, L.O.F.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Providing for Florida Student Assistance Grant (FSAG) Program summer awards may provide additional financial assistance to students who attend during the summer term.

Establishing a deadline for the return of undisbursed funds to the Department of Education may provide opportunities for additional students to receive an FSAG program scholarship. Returned funds may then be repurposed to fund other eligible students at the same or another institution.<sup>81</sup>

C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 1001.03, 1001.7065, 1004.085, 1009.50, 1009.505, 1009.51, 1009.52, 1009.893, 1011.45, and 1013.841.

This bill repeals section 11 of chapter 2019-116, Laws of Florida.

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<sup>81</sup> In the 2019 General Appropriations Act, student financial aid funds may be reallocated among the FSAG programs, the children and spouses of deceased and disabled veterans scholarship program, the Florida Work Experience program, and the Rosewood Family and Florida Farmworker scholarships. Specific Appropriation 75, ch. 2019-115, L.O.F.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By Senator Stargel

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1 A bill to be entitled  
 2 An act relating to postsecondary education; amending  
 3 s. 1001.03, F.S.; clarifying requirements for new  
 4 construction, remodeling, or renovation projects;  
 5 amending s. 1001.7065, F.S.; establishing state  
 6 universities of distinction throughout the State  
 7 University System; amending s. 1004.085, F.S.;  
 8 requiring certain innovative pricing techniques and  
 9 payment options to contain an opt-out provision;  
 10 amending s. 1009.50, F.S.; requiring that grant awards  
 11 administered through the Florida Public Student  
 12 Assistance Grant Program not exceed a certain amount;  
 13 providing that students who receive a grant award in  
 14 the fall or spring term may also receive an award in  
 15 the summer term, subject to availability of funds;  
 16 prohibiting institutions from dispensing grants to  
 17 students whose expected family contribution exceeds a  
 18 certain amount; requiring the formula used to  
 19 distribute funds for the program to account for  
 20 changes in the number of eligible students across all  
 21 student assistance grant programs; requiring  
 22 institutions to certify the amount of funds disbursed  
 23 within a certain timeframe; requiring institutions to  
 24 remit any undisbursed advances within a specified  
 25 timeframe; providing an exception; requiring  
 26 institutions that receive moneys through the program  
 27 to submit to the department by a specified date a  
 28 biennial report that includes a financial audit  
 29 conducted by the Auditor General; authorizing the

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30 department to conduct its own annual or biennial audit  
 31 under certain circumstances; authorizing the  
 32 department to suspend or revoke an institution's  
 33 eligibility or request a refund of moneys overpaid to  
 34 such institution under certain circumstances;  
 35 providing a timeframe for such refunds; amending s.  
 36 1009.505, F.S.; requiring that grant awards  
 37 administered through the Florida Public Postsecondary  
 38 Career Education Student Assistance Grant Program not  
 39 exceed a certain amount; providing that students who  
 40 receive a grant award in the fall or spring term may  
 41 also receive an award in the summer term, subject to  
 42 the availability of funds; requiring the formula used  
 43 to distribute funds for the program to account for  
 44 changes in the number of eligible students across all  
 45 student assistance grant programs; requiring  
 46 institutions to certify within a certain timeframe the  
 47 amount of funds disbursed; requiring institutions to  
 48 remit within a specified timeframe any undisbursed  
 49 advances; providing an exception; requiring  
 50 institutions that receive moneys through the program  
 51 to submit to the department by a specified date a  
 52 biennial report that includes a financial audit  
 53 conducted by the Auditor General; authorizing the  
 54 department to conduct its own annual or biennial audit  
 55 under certain circumstances; authorizing the  
 56 department to suspend or revoke an institution's  
 57 eligibility or to request a refund of moneys overpaid  
 58 to such institution under certain circumstances;

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59 authorizing funds appropriated for state student  
 60 assistance grants to be deposited in a specified trust  
 61 fund; requiring that any balance in the trust fund at  
 62 the end of a fiscal year which has been allocated to  
 63 the Florida Public Postsecondary Career Education  
 64 Student Assistance Grant Program remain therein,  
 65 subject to certain statutory exceptions; amending s.  
 66 1009.51, F.S.; requiring that grant awards  
 67 administered through the Florida Private Student  
 68 Assistance Grant Program not exceed a certain amount;  
 69 providing that students who receive an award in the  
 70 fall or spring term may also receive an award in the  
 71 summer term, subject to the availability of funds;  
 72 prohibiting institutions from dispensing grants to  
 73 students whose expected family contribution exceeds a  
 74 certain amount; requiring the formula used to  
 75 distribute funds for the program to account for  
 76 changes in the number of eligible students across all  
 77 student assistance grant programs; requiring  
 78 institutions to certify within a certain timeframe the  
 79 amount of funds disbursed; requiring institutions to  
 80 remit within a specified timeframe any undisbursed  
 81 advances; providing an exception; revising a  
 82 requirement for a biennial report; amending s.  
 83 1009.52, F.S.; requiring that grants administered  
 84 through the Florida Postsecondary Student Assistance  
 85 Grant Program not exceed a certain amount; providing  
 86 that students who receive a grant award in the fall or  
 87 spring term may also receive an award in the summer

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88 term, subject to the availability of funds;  
 89 prohibiting institutions from dispensing grants to  
 90 students whose expected family contribution exceeds a  
 91 certain amount; requiring the formula used to  
 92 distribute funds for the program to account for  
 93 changes in the number of eligible students across all  
 94 student assistance grant programs; requiring  
 95 institutions to certify within a certain timeframe the  
 96 amount of funds disbursed; requiring institutions to  
 97 remit within a specified timeframe any undisbursed  
 98 advances; providing an exception; revising a  
 99 requirement for a biennial report; amending s.  
 100 1009.893, F.S.; specifying eligibility for initial  
 101 awards under the Benacquisto Scholarship Program;  
 102 revising requirements for a student to receive a  
 103 renewal award; providing a timeframe within which  
 104 students can receive an award; providing an exception  
 105 to renewal requirements; amending s. 1011.45, F.S.;  
 106 revising the date by which a spending plan must be  
 107 submitted to a university's board of trustees for  
 108 approval; revising the date by which the Board of  
 109 Governors must review and approve such spending plan;  
 110 authorizing certain expenditures in a carry forward  
 111 spending plan to include a commitment of funds to a  
 112 contingency reserve for certain purposes; amending s.  
 113 1013.841, F.S.; revising the dates by which a spending  
 114 plan must be submitted to a Florida College System  
 115 institution's board of trustees for approval; revising  
 116 the dates by which the Board of Education shall review

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117 and publish such plans; authorizing certain  
 118 expenditures in a carry forward spending plan to  
 119 include a commitment of funds to a contingency reserve  
 120 for certain purposes; repealing s. 11, chapter 2019-  
 121 116, Laws of Florida, relating to the scheduled  
 122 reversion of provisions placing a limitation on the  
 123 maximum amount of funding that may be appropriated for  
 124 performance funding relating to funds for the  
 125 operation of workforce education programs and industry  
 126 certifications for Florida College System  
 127 institutions; providing an effective date.

128  
 129 Be It Enacted by the Legislature of the State of Florida:

130  
 131 Section 1. Paragraph (c) of subsection (18) of section  
 132 1001.03, Florida Statutes, is amended to read:

133 1001.03 Specific powers of State Board of Education.—

134 (18) PUBLIC EDUCATION CAPITAL OUTLAY.—The State Board of  
 135 Education shall develop and submit the prioritized list required  
 136 by s. 1013.64(4). Projects considered for prioritization shall  
 137 be chosen from a preliminary selection group which shall include  
 138 the list of projects maintained pursuant to paragraph (d) and  
 139 the top two priorities of each Florida College System  
 140 institution.

141 (c) A new construction, remodeling, or renovation project  
 142 that has not received an appropriation in a previous year shall  
 143 not be considered for inclusion on the prioritized list required  
 144 by s. 1013.64(4), unless:

145 1. A plan is provided to reserve funds in an escrow

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146 account, specific to the project, into which shall be deposited  
 147 each year an amount of funds equal to 0.5 percent of the total  
 148 value of the building for future maintenance;

149 2. There ~~exists are~~ sufficient capacity within the cash and  
 150 bonding estimate of funds by the Revenue Estimating Conference  
 151 to accommodate the project excess funds from the allocation  
 152 provided pursuant to s. 1013.60 within the 3-year Public  
 153 Education Capital Outlay funding cycle planning period which are  
 154 not needed to complete the projects listed pursuant to paragraph  
 155 (d); and

156 3. The project has been recommended pursuant to s. 1013.31.

157 Section 2. Subsection (7) of section 1001.7065, Florida  
 158 Statutes, is amended to read:

159 1001.7065 Preeminent state research universities program.—

160 (7) STATE UNIVERSITIES PROGRAMS OF DISTINCTION EXCELLENCE  
 161 THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors  
 162 shall establish standards and measures whereby state  
 163 universities that focus on one core competency unique to the  
 164 State University System which achieve excellence at the national  
 165 or state level, meet state workforce needs, and foster an  
 166 innovation economy that focuses on areas such as health care,  
 167 security, transportation, and science, technology, engineering,  
 168 and mathematics (STEM), including supply chain management,  
 169 individual undergraduate, graduate, and professional degree  
 170 programs in state universities which objectively reflect  
 171 national excellence can be identified. The Board of Governors  
 172 may annually submit such programs and make recommendations to  
 173 the Legislature by January September 1 for funding, 2018, as to  
 174 how any such programs could be enhanced and promoted.

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175 Section 3. Subsection (4) of section 1004.085, Florida  
 176 Statutes, is amended to read:  
 177 1004.085 Textbook and instructional materials  
 178 affordability.—  
 179 (4) Each Florida College System institution and state  
 180 university board of trustees is authorized to adopt policies in  
 181 consultation with providers, including bookstores, which allow  
 182 for the use of innovative pricing techniques and payment options  
 183 for textbooks and instructional materials. Such policies may  
 184 include bulk pricing arrangements that enable students to  
 185 purchase course materials or texts that are delivered digitally;  
 186 delivered through other technologies that are, or the licenses  
 187 of which are, required for use within a course; or delivered in  
 188 a print format. Innovative pricing techniques and payment  
 189 options must include an opt-in or opt-out provision for students  
 190 and may be approved only if there is documented evidence that  
 191 the options reduce the cost of textbooks and instructional  
 192 materials for students taking a course.  
 193 Section 4. Section 1009.50, Florida Statutes, is amended to  
 194 read:  
 195 1009.50 Florida Public Student Assistance Grant Program;  
 196 eligibility for grants.—  
 197 (1) There is hereby created a Florida Public Student  
 198 Assistance Grant Program. The program shall be administered by  
 199 the participating institutions in accordance with rules of the  
 200 state board.  
 201 (2) (a) State student assistance grants through the program  
 202 may be made only to degree-seeking students who enroll in at  
 203 least 6 semester hours, or the equivalent per term, and who meet

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204 the general requirements for student eligibility as provided in  
 205 s. 1009.40, except as otherwise provided in this section. The  
 206 grants shall be awarded annually for the amount of demonstrated  
 207 unmet need for the cost of education and may not exceed the  
 208 maximum annual award ~~an amount equal to the average prior~~  
 209 ~~academic year cost of tuition fees and other registration fees~~  
 210 ~~for 30 credit hours at state universities or such other amount~~  
 211 ~~as specified in the General Appropriations Act, to any~~  
 212 ~~recipient~~. A demonstrated unmet need of less than \$200 shall  
 213 render the applicant ineligible for a state student assistance  
 214 grant. Recipients of the grants must have been accepted at a  
 215 state university or Florida College System institution  
 216 authorized by Florida law. If funds are available, a student who  
 217 received an award in the fall or spring term may receive a  
 218 summer award. A student is eligible for the award for 110  
 219 percent of the number of credit hours required to complete the  
 220 program in which enrolled, except as otherwise provided in s.  
 221 1009.40(3).  
 222 (b) A student applying for a Florida public student  
 223 assistance grant shall be required to apply for the Pell Grant.  
 224 The Pell Grant entitlement shall be considered when conducting  
 225 an assessment of the financial resources available to each  
 226 student.  
 227 (c) Priority in the distribution of grant moneys shall be  
 228 given to students with the lowest total family resources, in  
 229 accordance with a nationally recognized system of need analysis.  
 230 ~~Using the system of need analysis, the department shall~~  
 231 ~~establish a maximum expected family contribution~~. An institution  
 232 may not make a grant from this program to a student whose

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233 expected family contribution exceeds one and one-half times the  
 234 maximum Pell Grant-eligible family contribution level  
 235 ~~established by the department~~. An institution may not impose  
 236 additional criteria to determine a student's eligibility to  
 237 receive a grant award.

238 (d) Each participating institution shall report, to the  
 239 department by the established date, the eligible students  
 240 eligible for the program for to whom grant moneys are disbursed  
 241 each academic term. Each institution shall also report to the  
 242 department necessary demographic and eligibility data for such  
 243 students.

244 (3) Based on the unmet financial need of an eligible  
 245 applicant, the amount of a Florida public student assistance  
 246 grant must be between \$200 and the weighted average of the cost  
 247 of tuition and other registration fees for 30 credit hours at  
 248 state universities per academic year or the amount specified in  
 249 the General Appropriations Act.

250 (4) (a) The funds appropriated for the Florida Public  
 251 Student Assistance Grant shall be distributed to eligible  
 252 institutions in accordance with a formula approved by the State  
 253 Board of Education. The formula shall consider at least the  
 254 prior year's distribution of funds, the number of ~~full-time~~  
 255 eligible applicants who did not receive awards, the  
 256 standardization of the expected family contribution, and  
 257 provisions for unused funds. The formula shall account for  
 258 changes in the number of eligible students across all student  
 259 assistance grant programs established pursuant to this section  
 260 and ss. 1009.505, 1009.51, and 1009.52.

261 (b) Payment of Florida public student assistance grants

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262 shall be transmitted to the president of the state university or  
 263 Florida College System institution, or to his or her  
 264 representative, in advance of the registration period.  
 265 Institutions shall notify students of the amount of their  
 266 awards.

267 (c) The eligibility status of each student to receive a  
 268 disbursement shall be determined by each institution as of the  
 269 end of its regular registration period, inclusive of a drop-add  
 270 period. Institutions shall not be required to reevaluate a  
 271 student's eligibility status after this date for purposes of  
 272 changing eligibility determinations previously made.

273 (d) Institutions shall certify to the department within 30  
 274 days after the end of regular registration each term the amount  
 275 of funds disbursed to each student and shall remit to the  
 276 department any undisbursed advances within 60 days after the end  
 277 of regular registration each spring term any advances by June 1  
 278 of each year. An exception to the remittance deadline may be  
 279 granted if the institution documents to the department how it  
 280 plans to disburse awards to students for the subsequent summer  
 281 term. An institution that uses funds for the summer term shall  
 282 certify to the department the amount of funds disbursed to each  
 283 student and shall remit to the department any undisbursed  
 284 advances within 30 days after the end of the summer term.

285 (e) Each institution that receives moneys through the  
 286 Florida Public Student Assistance Grant Program shall prepare a  
 287 biennial report that includes a financial audit conducted by the  
 288 Auditor General of the institution's administration of the  
 289 program and a complete accounting of moneys allocated to the  
 290 institution for the program. Such report shall be submitted to

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291 the department by March 1 every other year. The department may  
 292 conduct its own annual or biennial audit of an institution's  
 293 administration of the program and its allocated funds in lieu of  
 294 the required biennial report and financial audit report. The  
 295 department may suspend or revoke an institution's eligibility to  
 296 receive future moneys for the program or request a refund of any  
 297 moneys overpaid to the institution for the program if the  
 298 department finds that an institution has not complied with this  
 299 section. Any refund requested pursuant to this paragraph shall  
 300 be remitted within 60 days after notification by the department.

301 (5) Funds appropriated by the Legislature for state student  
 302 assistance grants may be deposited in the State Student  
 303 Financial Assistance Trust Fund. Notwithstanding ~~the provisions~~  
 304 ~~of~~ s. 216.301 and pursuant to s. 216.351, any balance in the  
 305 trust fund at the end of any fiscal year which has been  
 306 allocated to the Florida Public Student Assistance Grant Program  
 307 shall remain therein and shall be available for carrying out the  
 308 purposes of this section.

309 (6) The State Board of Education shall establish rules  
 310 necessary to implement this section.

311 Section 5. Present subsections (5) and (6) of section  
 312 1009.505, Florida Statutes, are redesignated as subsections (6)  
 313 and (7), respectively, a new subsection (5) is added to that  
 314 section, and subsections (3) and (4) of that section are  
 315 amended, to read:

316 1009.505 Florida Public Postsecondary Career Education  
 317 Student Assistance Grant Program.—

318 (3)(a) Student assistance grants through the program may be  
 319 made only to certificate-seeking students enrolled at least

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320 half-time in a public postsecondary career certificate program  
 321 who meet the general requirements for student eligibility as  
 322 provided in s. 1009.40, except as otherwise provided in this  
 323 section. The grants shall be awarded annually to any recipient  
 324 for the amount of demonstrated unmet need for the cost of  
 325 education and may not exceed the ~~average annual cost of tuition~~  
 326 ~~and registration fees or such other~~ amount as specified in the  
 327 General Appropriations Act. A demonstrated unmet need of less  
 328 than \$200 shall render the applicant ineligible for a grant  
 329 under this section. Recipients of the grants must have been  
 330 accepted at a Florida College System institution authorized by  
 331 Florida law or a career center operated by a district school  
 332 board under s. 1001.44. If funds are available, a student who  
 333 received an award in the fall or spring term may receive a  
 334 summer award. A student is eligible for the award for 110  
 335 percent of the number of clock hours required to complete the  
 336 program in which enrolled.

337 (b) A student applying for a Florida public postsecondary  
 338 career education student assistance grant shall be required to  
 339 apply for the Pell Grant. A Pell Grant entitlement shall be  
 340 considered when conducting an assessment of the financial  
 341 resources available to each student; however, a Pell Grant  
 342 entitlement shall not be required as a condition of receiving a  
 343 grant under this section.

344 (c) Each participating institution shall report, to the  
 345 department by the established date, ~~the eligible students~~  
 346 eligible for the program for to whom grant moneys are disbursed  
 347 each academic term. Each institution shall also report to the  
 348 department necessary demographic and eligibility data for such

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349 students.

350 (4) (a) The funds appropriated for the Florida Public  
 351 Postsecondary Career Education Student Assistance Grant Program  
 352 shall be distributed to eligible Florida College System  
 353 institutions and district school boards in accordance with a  
 354 formula approved by the department. The formula shall account  
 355 for changes in the number of eligible students across all  
 356 student assistance grant programs established pursuant to this  
 357 section and ss. 1009.50, 1009.51, and 1009.52.

358 (b) Payment of Florida public postsecondary career  
 359 education student assistance grants shall be transmitted to the  
 360 president of the Florida College System institution or to the  
 361 district school superintendent, or to the designee thereof, in  
 362 advance of the registration period. Institutions shall notify  
 363 students of the amount of their awards.

364 (c) The eligibility status of each student to receive a  
 365 disbursement shall be determined by each institution as of the  
 366 end of its regular registration period, inclusive of a drop-add  
 367 period. Institutions shall not be required to reevaluate a  
 368 student's eligibility status after this date for purposes of  
 369 changing eligibility determinations previously made.

370 (d) Participating institutions shall certify to the  
 371 department within 30 days after the end of regular registration  
 372 each term the amount of funds disbursed to each student and  
 373 shall remit to the department any undisbursed advances within 60  
 374 days after the end of regular registration each spring term by  
 375 June 1 of each year. An exception to the remittance deadline may  
 376 be granted if the institution documents to the department how it  
 377 plans to disburse awards to students for the subsequent summer

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378 term. An institution that uses funds for the summer term shall  
 379 certify to the department the amount of funds disbursed to each  
 380 student and shall remit to the department any undisbursed  
 381 advances within 30 days after the end of the summer term.

382 (e) Each institution that receives moneys through the  
 383 Florida Public Postsecondary Career Education Student Assistance  
 384 Grant Program shall prepare a biennial report that includes a  
 385 financial audit, conducted by the Auditor General, of the  
 386 institution's administration of the program and a complete  
 387 accounting of moneys allocated to the institution for the  
 388 program. Such report shall be submitted to the department by  
 389 March 1 every other year. The department may conduct its own  
 390 annual or biennial audit of an institution's administration of  
 391 the program and its allocated funds in lieu of the required  
 392 biennial report and financial audit report. The department may  
 393 suspend or revoke an institution's eligibility to receive future  
 394 moneys for the program or request a refund of any moneys  
 395 overpaid to the institution if the department finds that an  
 396 institution has not complied with this section. Any refund  
 397 requested pursuant to this paragraph shall be remitted within 60  
 398 days after notification by the department.

399 (5) Funds appropriated by the Legislature for state student  
 400 assistance grants may be deposited in the State Student  
 401 Financial Assistance Trust Fund. Notwithstanding s. 216.301, and  
 402 pursuant to s. 216.351, any balance in the trust fund at the end  
 403 of any fiscal year which has been allocated to the Florida  
 404 Public Postsecondary Career Education Student Assistance Grant  
 405 Program shall remain therein and shall be available for carrying  
 406 out the purposes of this section.

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407 Section 6. Section 1009.51, Florida Statutes, is amended to  
408 read:

409 1009.51 Florida Private Student Assistance Grant Program;  
410 eligibility for grants.—

411 (1) There is created a Florida Private Student Assistance  
412 Grant Program. The program shall be administered by the  
413 participating institutions in accordance with rules of the State  
414 Board of Education.

415 (2) (a) Florida private student assistance grants ~~from the~~  
416 ~~State Student Financial Assistance Trust Fund~~ may be made only  
417 to full-time degree-seeking students who meet the general  
418 requirements for student eligibility as provided in s. 1009.40,  
419 except as otherwise provided in this section. Such grants shall  
420 be awarded for the amount of demonstrated unmet need for tuition  
421 and fees and may not exceed the maximum annual award ~~an amount~~  
422 ~~equal to the average tuition and other registration fees for 30~~  
423 ~~credit hours at state universities plus \$1,000 per academic~~  
424 ~~year, or as~~ specified in the General Appropriations Act, ~~to any~~  
425 ~~applicant~~. A demonstrated unmet need of less than \$200 shall  
426 render the applicant ineligible for a Florida private student  
427 assistance grant. Recipients of such grants must have been  
428 accepted at a baccalaureate-degree-granting independent  
429 nonprofit college or university, which is accredited by the  
430 Commission on Colleges of the Southern Association of Colleges  
431 and Schools and which is located in and chartered as a domestic  
432 corporation by the state. If funds are available, a student who  
433 received an award in the fall or spring term may receive a  
434 summer award. No student may receive an award for more than the  
435 equivalent of 9 semesters or 14 quarters of full-time

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436 enrollment, except as otherwise provided in s. 1009.40(3).

437 (b) A student applying for a Florida private student  
438 assistance grant shall be required to apply for the Pell Grant.  
439 The Pell Grant entitlement shall be considered when conducting  
440 an assessment of the financial resources available to each  
441 student.

442 (c) Priority in the distribution of grant moneys shall be  
443 given to students with the lowest total family resources, in  
444 accordance with a nationally recognized system of need analysis.  
445 ~~Using the system of need analysis, the department shall~~  
446 ~~establish a maximum expected family contribution.~~ An institution  
447 may not make a grant from this program to a student whose  
448 expected family contribution exceeds one and one-half times the  
449 maximum Pell Grant-eligible family contribution level  
450 ~~established by the department.~~ An institution may not impose  
451 additional criteria to determine a student's eligibility to  
452 receive a grant award.

453 (d) Each participating institution shall report, to the  
454 department by the established date, ~~the eligible students~~  
455 eligible for the program for to whom grant moneys are disbursed  
456 each academic term. Each institution shall also report to the  
457 department necessary demographic and eligibility data for such  
458 students.

459 (3) Based on the unmet financial need of an eligible  
460 applicant, the amount of a Florida private student assistance  
461 grant must be between \$200 and ~~the average cost of tuition and~~  
462 ~~other registration fees for 30 credit hours at state~~  
463 ~~universities plus \$1,000 per academic year or~~ the amount  
464 specified in the General Appropriations Act.

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465 (4) (a) The funds appropriated for the Florida Private  
 466 Student Assistance Grant shall be distributed to eligible  
 467 institutions in accordance with a formula approved by the State  
 468 Board of Education. The formula shall consider at least the  
 469 prior year's distribution of funds, the number of ~~full-time~~  
 470 eligible applicants who did not receive awards, the  
 471 standardization of the expected family contribution, and  
 472 provisions for unused funds. The formula shall account for  
 473 changes in the number of eligible students across all student  
 474 assistance grant programs established pursuant to this section  
 475 and ss. 1009.50, 1009.505, and 1009.52.

476 (b) Payment of Florida private student assistance grants  
 477 shall be transmitted to the president of the college or  
 478 university, or to his or her representative, in advance of the  
 479 registration period. Institutions shall notify students of the  
 480 amount of their awards.

481 (c) The eligibility status of each student to receive a  
 482 disbursement shall be determined by each institution as of the  
 483 end of its regular registration period, inclusive of a drop-add  
 484 period. Institutions shall not be required to reevaluate a  
 485 student's eligibility status after this date for purposes of  
 486 changing eligibility determinations previously made.

487 (d) Institutions shall certify to the department within 30  
 488 days after the end of regular registration each term the amount  
 489 of funds disbursed to each student and shall remit to the  
 490 department any undisbursed advances within 60 days after the end  
 491 of regular registration each spring term by June 1 of each year.  
 492 An exception to the remittance deadline may be granted if the  
 493 institution documents to the department how it plans to disburse

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494 awards to students for the subsequent summer term. An  
 495 institution that uses funds for the summer term shall certify to  
 496 the department the amount of funds disbursed to each student and  
 497 shall remit to the department any undisbursed advances within 30  
 498 days after the end of the summer term.

499 (e) Each institution that receives moneys through the  
 500 Florida Private Student Assistance Grant Program shall prepare a  
 501 biennial report that includes a financial audit, conducted by an  
 502 independent certified public accountant, of the institution's  
 503 administration of the program and a complete accounting of  
 504 moneys ~~in the State Student Financial Assistance Trust Fund~~  
 505 allocated to the institution for the program. Such report shall  
 506 be submitted to the department by March 1 every other year. The  
 507 department may conduct its own annual or biennial audit of an  
 508 institution's administration of the program and its allocated  
 509 funds in lieu of the required biennial report and financial  
 510 audit report. The department may suspend or revoke an  
 511 institution's eligibility to receive future moneys ~~from the~~  
 512 ~~trust fund~~ for the program or request a refund of any moneys  
 513 overpaid to the institution ~~through the trust fund~~ for the  
 514 program if the department finds that an institution has not  
 515 complied with ~~the provisions of~~ this section. Any refund  
 516 requested pursuant to this paragraph shall be remitted within 60  
 517 days after notification by the department.

518 (5) Funds appropriated by the Legislature for Florida  
 519 private student assistance grants may be deposited in the State  
 520 Student Financial Assistance Trust Fund. Notwithstanding ~~the~~  
 521 ~~provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance  
 522 in the trust fund at the end of any fiscal year which has been

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allocated to the Florida Private Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section and as otherwise provided by law.

(6) The State Board of Education shall adopt rules necessary to implement this section.

Section 7. Section 1009.52, Florida Statutes, is amended to read:

1009.52 Florida Postsecondary Student Assistance Grant Program; eligibility for grants.—

(1) There is created a Florida Postsecondary Student Assistance Grant Program. The program shall be administered by the participating institutions in accordance with rules of the State Board of Education.

(2) (a) Florida postsecondary student assistance grants ~~through the State Student Financial Assistance Trust Fund~~ may be made only to full-time degree-seeking students who meet the general requirements for student eligibility as provided in s. 1009.40, except as otherwise provided in this section. Such grants shall be awarded for the amount of demonstrated unmet need for tuition and fees and may not exceed the maximum annual award an amount equal to the average prior academic year cost of tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year, or as specified in the General Appropriations Act, ~~to any applicant~~. A demonstrated unmet need of less than \$200 shall render the applicant ineligible for a Florida postsecondary student assistance grant. Recipients of such grants must have been accepted at a postsecondary institution that is located in this ~~the~~ state and

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that is:

1. A private nursing diploma school approved by the Florida Board of Nursing; or

2. A college or university licensed by the Commission for Independent Education, excluding those institutions the students of which are eligible to receive a Florida private student assistance grant pursuant to s. 1009.51.

If funds are available, a student who received an award in the fall or spring term may receive a summer award. No student may receive an award for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment, except as otherwise provided in s. 1009.40(3).

(b) A student applying for a Florida postsecondary student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered when conducting an assessment of the financial resources available to each student.

(c) Priority in the distribution of grant moneys shall be given to students with the lowest total family resources, in accordance with a nationally recognized system of need analysis. ~~Using the system of need analysis, the department shall establish a maximum expected family contribution.~~ An institution may not make a grant from this program to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution level ~~established by the department~~. An institution may not impose additional criteria to determine a student's eligibility to receive a grant award.

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581 (d) Each participating institution shall report, to the  
 582 department by the established date, the ~~eligible~~ students  
 583 ~~eligible for the program for to whom grant moneys are disbursed~~  
 584 each academic term. Each institution shall also report to the  
 585 department necessary demographic and eligibility data for such  
 586 students.

587 (3) Based on the unmet financial need of an eligible  
 588 applicant, the amount of a Florida postsecondary student  
 589 assistance grant must be between \$200 and ~~the average cost of~~  
 590 ~~tuition and other registration fees for 30 credit hours at state~~  
 591 ~~universities plus \$1,000 per academic year or~~ the amount  
 592 specified in the General Appropriations Act.

593 (4) (a) The funds appropriated for the Florida Postsecondary  
 594 Student Assistance Grant shall be distributed to eligible  
 595 institutions in accordance with a formula approved by the State  
 596 Board of Education. The formula shall consider at least the  
 597 prior year's distribution of funds, the number of ~~full-time~~  
 598 eligible applicants who did not receive awards, the  
 599 standardization of the expected family contribution, and  
 600 provisions for unused funds. The formula shall account for  
 601 changes in the number of eligible students across all student  
 602 assistance grant programs established pursuant to this section  
 603 and ss. 1009.50, 1009.505, and 1009.51.

604 (b) Payment of Florida postsecondary student assistance  
 605 grants shall be transmitted to the president of the eligible  
 606 institution, or to his or her representative, in advance of the  
 607 registration period. Institutions shall notify students of the  
 608 amount of their awards.

609 (c) The eligibility status of each student to receive a

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610 disbursement shall be determined by each institution as of the  
 611 end of its regular registration period, inclusive of a drop-add  
 612 period. Institutions shall not be required to reevaluate a  
 613 student's eligibility status after this date for purposes of  
 614 changing eligibility determinations previously made.

615 (d) Institutions shall certify to the department within 30  
 616 days after the end of regular registration each term the amount  
 617 of funds disbursed to each student and shall remit to the  
 618 department any undisbursed advances within 60 days after the end  
 619 of regular registration each spring term by June 1 of each year.  
 620 An exception to the remittance deadline may be granted if the  
 621 institution documents to the department how it plans to disburse  
 622 awards to students for the subsequent summer term. An  
 623 institution that uses funds for the summer term shall certify to  
 624 the department the amount of funds disbursed to each student and  
 625 shall remit to the department any undisbursed advances within 30  
 626 days after the end of the summer term.

627 (e) Each institution that receives moneys through the  
 628 Florida Postsecondary Student Assistance Grant Program shall  
 629 prepare a biennial report that includes a financial audit,  
 630 conducted by an independent certified public accountant, of the  
 631 institution's administration of the program and a complete  
 632 accounting of moneys ~~in the State Student Financial Assistance~~  
 633 ~~Trust Fund allocated to the institution~~ for the program. Such  
 634 report shall be submitted to the department by March 1 every  
 635 other year. The department may conduct its own annual or  
 636 biennial audit of an institution's administration of the program  
 637 and its allocated funds in lieu of the required biennial report  
 638 and financial audit report. The department may suspend or revoke

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an institution's eligibility to receive future moneys ~~from the trust fund~~ for the program or request a refund of any moneys overpaid to the institution ~~through the trust fund~~ for the program if the department finds that an institution has not complied with ~~the provisions of~~ this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days after notification by the department.

(5) Any institution that was eligible to receive state student assistance grants on January 1, 1989, and that is not eligible to receive grants pursuant to s. 1009.51 is eligible to receive grants pursuant to this section.

(6) Funds appropriated by the Legislature for Florida postsecondary student assistance grants may be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the Florida Postsecondary Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section and as otherwise provided by law.

(7) The State Board of Education shall adopt rules necessary to implement this section.

Section 8. Subsections (2), (4), (5), and (6) of section 1009.893, Florida Statutes, are amended to read:

1009.893 Benacquisto Scholarship Program.—

(2) The Benacquisto Scholarship Program is created to reward a high school graduate who receives recognition as a National Merit Scholar ~~or National Achievement Scholar~~ and who initially enrolls in the 2014-2015 academic year or, later, in a

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baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.

(4) In order to be eligible for an initial award under the scholarship program, a student must meet the requirements of paragraph (a) or paragraph (b).

(a) A student who is a resident of this state, as determined in s. 1009.40 and rules of the State Board of Education, must:

1. Earn a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 unless:

a. The student completes a home education program according to s. 1002.41; or

b. The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;

2. Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and

3. Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(b) A student who initially enrolls in a baccalaureate degree program in the 2018-2019 academic year or later and who is not a resident of this state, as determined in s. 1009.40 and rules of the State Board of Education, must:

1. Physically reside in this state on or near the campus of the postsecondary educational institution in which the student

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is enrolled;

2. Earn a high school diploma from a school outside Florida which is comparable to a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 or must complete a home education program in another state; and

3. Be accepted by and enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(5)(a)1. An eligible student who meets the requirements of paragraph (4)(a), who is a National Merit Scholar ~~or National Achievement Scholar~~, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship ~~or National Achievement Scholarship~~.

2. An eligible student who meets the requirements of paragraph (4)(b), who is a National Merit Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance for a resident of this state minus the student's National Merit Scholarship. Such student is exempt from the payment of out-of-state fees.

(b) An eligible student who is a National Merit Scholar ~~or National Achievement Scholar~~ and who attends a Florida independent postsecondary educational institution shall receive a scholarship award equal to the highest cost of attendance for

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a resident of this state enrolled at a Florida public university, as reported by the Board of Governors of the State University System, minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship ~~or National Achievement Scholarship~~.

(6)(a) To be eligible for a renewal award, a student must be enrolled full-time, earn all credits for which he or she was enrolled, and maintain a 3.0 or higher grade point average. An eligible Benacquisto Scholar who has fewer than 12 credits to complete their first baccalaureate degree may receive funding for one term in order to complete their degree.

(b) A student's renewal status is not affected by subsequent changes in the residency status of the student or residency status of the student's family.

(c)(b) A student may receive the scholarship award for a maximum of 100 percent of the number of credit hours required to complete a baccalaureate degree program, or until completion of a baccalaureate degree program, whichever comes first.

(d) A student may receive an award for up to 5 years following high school graduation and may not receive the award for more than 10 semesters.

(e) A student who receives an award under this program and fails to meet the renewal requirements due to a verifiable illness or other documented emergency may be granted an exception pursuant to s. 1009.40(1)(b)4.

Section 9. Section 1011.45, Florida Statutes, is amended to read:

1011.45 End of year balance of funds.—Unexpended amounts in any fund in a university current year operating budget shall be

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carried forward and included as the balance forward for that fund in the approved operating budget for the following year.

(1) Each university shall maintain a minimum carry forward balance of at least 7 percent of its state operating budget. If a university fails to maintain a 7 percent balance in state operating funds, the university shall submit a plan to the Board of Governors to attain the 7 percent balance of state operating funds within the next fiscal year.

(2) Each university that retains a state operating fund carry forward balance in excess of the 7 percent minimum shall submit a spending plan for its excess carry forward balance. The spending plan shall be submitted to the university's board of trustees for review, approval, or, if necessary, amendment by September 30 ~~1~~, 2020, and each September 30 ~~1~~ thereafter. The Board of Governors shall review, approve, and amend, if necessary, each university's carry forward spending plan by November 15 ~~October 1~~, 2020, and each November 15 ~~October 1~~ thereafter.

(3) A university's carry forward spending plan shall include the estimated cost per planned expenditure and a timeline for completion of the expenditure. Authorized expenditures in a carry forward spending plan may include:

(a) Commitment of funds to a public education capital outlay project for which an appropriation has previously been provided that requires additional funds for completion and which is included in the list required by s. 1001.706(12)(d);

(b) Completion of a renovation, repair, or maintenance project that is consistent with ~~the provisions of~~ s. 1013.64(1), up to \$5 million per project, and replacement of a minor

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facility that does not exceed 10,000 gross square feet in size up to \$2 million;

(c) Completion of a remodeling or infrastructure project, including a project for a development research school, up to \$10 million per project, if such project is survey recommended pursuant to s. 1013.31;

(d) Completion of a repair or replacement project necessary due to damage caused by a natural disaster for buildings included in the inventory required pursuant to s. 1013.31;

(e) Operating expenditures that support the university mission ~~and that are nonrecurring; and~~

(f) Any purpose specified by the board or in the General Appropriations Act; and

(g) A commitment of funds to a contingency reserve to assist in addressing unforeseen circumstances that may arise, including natural disasters and other emergencies.

(4) Annually, by September 30, the chief financial officer of each university shall certify the unexpended amount of funds appropriated to the university from the General Revenue Fund, the Educational Enhancement Trust Fund, and the Education/General Student and Other Fees Trust Fund as of June 30 of the previous fiscal year.

(5) A university may spend the minimum carry forward ~~carry forward~~ balance of 7 percent if a demonstrated emergency exists and the plan is approved by the university's board of trustees and the Board of Governors.

Section 10. Section 1013.841, Florida Statutes, is amended to read:

1013.841 End of year balance of Florida College System

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813 institution funds.—

814 (1) Unexpended amounts in any fund in any Florida College  
815 System institution current year state operating budget shall be  
816 carried forward and included as the balance forward for that  
817 fund in the approved operating budget for the following year.

818 (2) (a) Each Florida College System institution with a final  
819 FTE less than 15,000 for the prior year shall maintain a minimum  
820 carry forward balance of at least 5 percent of its state  
821 operating budget. If a Florida College System institution fails  
822 to maintain a 5 percent balance in state operating funds, the  
823 president shall provide written notification to the State Board  
824 of Education.

825 (b) Each Florida College System institution with a final  
826 FTE less than 15,000 for the prior year that retains a state  
827 operating fund carry forward balance in excess of the 5 percent  
828 minimum shall submit a spending plan for its excess carry  
829 forward balance. The spending plan shall include all excess  
830 carry forward funds from state operating funds. The spending  
831 plan shall be submitted to the Florida College System  
832 institution's board of trustees for approval by September 30 ±,  
833 2020, and each September 30 ± thereafter. The State Board of  
834 Education shall review and publish each Florida College System  
835 institution's carry forward spending plan by November 15 ~~October~~  
836 ±, 2020, and each November 15 ~~October 1~~ thereafter.

837 (3) (a) Each Florida College System institution with a final  
838 FTE of 15,000 or greater for the prior year shall maintain a  
839 minimum carry forward balance of at least 7 percent of its state  
840 operating budget. If a Florida College System institution fails  
841 to maintain a 7 percent balance in state operating funds, the

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842 institution shall submit a plan to the State Board of Education  
843 to attain the minimum balance.

844 (b) Each Florida College System institution with a final  
845 FTE of 15,000 or greater for the prior year that retains a state  
846 operating fund carry forward balance in excess of the 7 percent  
847 minimum shall submit a spending plan for its excess carry  
848 forward balance. The spending plan shall include all excess  
849 carry forward funds from state operating funds. The spending  
850 plan shall be submitted to the Florida College System  
851 institution's board of trustees for approval by September 30 ±,  
852 2020, and each September 30 ± thereafter. The State Board of  
853 Education shall review and publish each Florida College System  
854 institution's carry forward spending plan by November 15 ~~October~~  
855 ±, 2020, and each November 15 ~~October 1~~ thereafter.

856 (4) A Florida College System institution identified in  
857 paragraph (3) (a) must include in its carry forward spending plan  
858 the estimated cost per planned expenditure and a timeline for  
859 completion of the expenditure. Authorized expenditures in a  
860 carry forward spending plan may include:

861 (a) Commitment of funds to a public education capital  
862 outlay project for which an appropriation was previously  
863 provided, which requires additional funds for completion, and  
864 which is included in the list required by s. 1001.03(18)(d);

865 (b) Completion of a renovation, repair, or maintenance  
866 project that is consistent with ~~the provisions of~~ s. 1013.64(1),  
867 up to \$5 million per project;

868 (c) Completion of a remodeling or infrastructure project,  
869 up to \$10 million per project, if such project is survey  
870 recommended pursuant to s. 1013.31;

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871 (d) Completion of a repair or replacement project necessary  
872 due to damage caused by a natural disaster for buildings  
873 included in the inventory required pursuant to s. 1013.31;

874 (e) Operating expenditures that support the Florida College  
875 System institution's mission ~~which are nonrecurring; and~~

876 (f) Any purpose approved by the state board or specified in  
877 the General Appropriations Act; and

878 (g) A commitment of funds to a contingency reserve to  
879 assist in addressing unforeseen circumstances that may arise,  
880 including natural disasters and other emergencies.

881 Section 11. Section 11 of chapter 2019-116, Laws of  
882 Florida, is repealed.

883 Section 12. This act shall take effect July 1, 2020.



**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: PCS/SB 82 (796252)

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Health and Human Services) and Senator Bean

SUBJECT: Individuals With Disabilities

DATE: February 4, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Delia</u>	<u>Hendon</u>	<u>CF</u>	<b>Favorable</b>
2.	<u>Gerbrandt</u>	<u>Kidd</u>	<u>AHS</u>	<b>Recommend: Fav/CS</b>
3.	<u>Gerbrandt</u>	<u>Kynoch</u>	<u>AP</u>	<b>Pre-meeting</b>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

PCS/SB 82 makes operational changes to the Medicaid Home and Community-Based Services (HCBS) Waiver to improve the quality of services provided and to standardize agency processes by:

- Requiring waiver support coordinators to be employees of qualified waiver support coordination organizations; and
- Centralizing medical necessity determinations related to significant additional needs requests at the Agency for Persons with Disabilities (APD) headquarters.

The bill eliminates the criteria that APD must consider when authorizing supplemental funding for a significant additional needs request, and instead creates a standard definition of a ‘significant additional need.’ The bill requires qualified waiver support organizations to document that a HCBS Waiver client (client) has utilized all available resources prior to the submission of a significant additional needs request.

The bill requires all service providers to bill for services and submit all required documentation through the agency’s electronic client data management system.

The bill eliminates obsolete language from chapter 393 of the Florida Statutes. The bill also allows the Agency for Health Care Administration to seek federal approval to implement an increased rate for Medicaid intermediate care facilities that serve individuals with developmental

disabilities (ICF/DD) who have severe behavioral or mental health needs and establishes a certificate of need (CON) exemption for such ICF/DDs. The bill specifies requirements that an ICF/DD must meet in order to obtain the CON exemption and establishes additional licensure criteria for an ICF/DD that has been granted the CON exemption.

The bill will have a negative yet indeterminate fiscal impact on the Florida Medicaid program and the Agency for Health Care Administration. If the bill results in any HCBS Waiver cost savings, the savings would allow the agency to address the HCBS Waiver waitlist.

The bill takes effect on January 1, 2020.

## **II. Present Situation:**

### **Agency for Persons with Disabilities**

Florida obtained waivers of federal Medicaid requirements to enable the provision of home and community-based services to persons at risk of institutionalization.<sup>1</sup> The Agency for Persons with Disabilities (APD) is responsible the provision of services to individuals with developmental disabilities<sup>2</sup> and for administering the Home and Community-Based Services (HCBS) Waiver.<sup>3</sup> The HCBS Waiver provides services to individuals with developmental disabilities that allow them to continue to live in their home or home-like setting and avoid institutionalization.<sup>4</sup> Eligible individuals must meet institutional level of care requirements.<sup>5</sup>

Individuals who have a developmental disability and who meet Medicaid eligibility requirements, may receive services in the community through the state's HCBS Waiver or in an institution, such as an intermediate care facility for the developmentally disabled (ICF/DD) through the state's Medicaid program.

### **Home and Community-Based Services Waiver (iBudget Florida)**

The HCBS Waiver for individuals with developmental disabilities, known as the iBudget, provides 26 supports and services including, but not limited to, residential habilitation, behavioral services, companion services, adult day training, employment services, and physical therapy.<sup>6</sup> Services provided through the HCBS Waiver enable individuals to live in the community in their own home, a family home, or in a licensed residential setting, thereby avoiding institutionalization.

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<sup>1</sup> Rule 59G-13.080(1), F.A.C.

<sup>2</sup> A developmental disability is defined as a disorder or syndrome that is attributable to intellectual disability, cerebral palsy, autism, spina bifida, Down syndrome, Phelan-McDermid or Prader-Willi syndrome; that manifests before the age of 18; and that constitutes a substantial handicap that can reasonably be expected to continue indefinitely. *See* s. 393.0612(12), F.S.

<sup>3</sup> Section 20.197(3), F.S.

<sup>4</sup> The Centers for Medicare and Medicaid Services, Home and Community-Based Services 1915(c), available at: <https://www.medicare.gov/medicaid/home-community-based-services/home-community-based-services-authorities/home-community-based-services-1915c/index.html> (last visited January 21, 2020).

<sup>5</sup> *Supra* note 1.

<sup>6</sup> A full list of covered services offered under Florida's HCBS Waiver can be found at: [https://ahca.myflorida.com/Medicaid/hcbs\\_waivers/ibudget.shtml](https://ahca.myflorida.com/Medicaid/hcbs_waivers/ibudget.shtml) (last visited January 17, 2020).

The iBudget Florida program was developed in response to legislative direction requiring a plan for an individual budgeting approach for improving the management of the HCBS waiver program.<sup>7</sup> The iBudget involves the use of an algorithm<sup>8</sup> to set individual allocation amounts<sup>9</sup> for each client by allocating available funding based on an assessment of the needs of each client.

The APD uses an assessment tool known as the Questionnaire for Situational Information (QSI) to determine a client's needs in the areas of functional, behavioral, and physical status.<sup>10</sup> All clients must have a QSI assessment completed prior to calculating the allocation amount. Clients can be reassessed any time there has been a significant change in the circumstance or condition that would impact any of the questions that are used as variables in the algorithm.<sup>11</sup>

After a client's initial allocation amount is determined, the client and their family meet with a Waiver Support Coordinator (WSC)<sup>12</sup> to discuss their allocation and develop a cost plan. The cost plan is an annual document that lists all authorized services, the anticipated costs of each service and the approved provider of each service.<sup>13</sup> The cost of all services within a client's cost plan must be lower than the client's allocation amount unless there is a significant additional need demonstrated.<sup>14</sup> Every proposed cost plan is reviewed and approved by the APD.<sup>15</sup>

If the client or the client's representative feels that the needs of the client cannot be met within the allocation amount, the WSC must identify and document the additional service request and submit it to the APD. The APD is required to approve requests for increases to the allocation amount if the request meets the Significant Additional Needs criteria (see subsection below titled Significant Additional Needs Criteria).<sup>16</sup> The APD is required to ensure that the sum of all clients' proposed expenditures do not exceed the agency's annual appropriation.<sup>17</sup>

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<sup>7</sup> Agency for Persons with Disabilities, Report to the Legislature on the Agency's Plan for Implementing Individual Budgeting "iBudget Florida" (February 1, 2010), available at: <http://apd.myflorida.com/ibudget/rules-regs.htm> (last visited January 13, 2020).

<sup>8</sup> The allocation algorithm is a mathematical formula based upon statistically validated relationships between individual characteristics (variables) and the individual's level of need for services provided through the Waiver. *See* Rule 65G-4.0213(1), F.A.C.

<sup>9</sup> The allocation algorithm amount is the result of the allocation algorithm apportioned according to available funding. *See* Rule 65G-4.0213(2), F.A.C.

<sup>10</sup> Rule 65G-4.0213(18), F.A.C.

<sup>11</sup> Rule 65G-4.0214(1)(d), F.A.C.

<sup>12</sup> Waiver support coordinators assist Waiver clients and their families in identifying, developing, coordinating and accessing supports and services in their communities. Supports and services can be provided through a variety of funding sources such as the iBudget, third-party payers and natural supports. *See* Rule 65G-4.0213(27), F.A.C.

<sup>13</sup> Rule 65G-4.0213(4), F.A.C.

<sup>14</sup> Rule 65G-4.0215(1)(c), F.A.C. A significant additional need represents a need for additional funding that if not provided would place the health and safety of the client, their caregiver, or public in serious jeopardy. *See* s. 393.0662(1)(b), F.S.

<sup>15</sup> The APD conducts an individual review of information submitted by a WSC, to determine if the request meets significant additional needs criteria. *See* Rule 65G-4.0213(14), F.A.C.

<sup>16</sup> Rule 65G-4.0216(3), F.A.C. Significant additional needs criteria can be found at Section 393.0662(1)(b), F.S. and Rule 65G-4.0218, F.A.C.

<sup>17</sup> *See* s. 393.0662(1)(c), F.S., and Rules 65G-4.0216(5), and 65G-4.0218(2), F.A.C.

As of October 2019, 34,919 individuals were enrolled in the iBudget program.<sup>18</sup> In Fiscal Year 2019-2020 the Legislature appropriated \$1.2 billion for the iBudget program, including \$462.8 million in general revenue funds and \$733.6 million in federal trust funds.<sup>19</sup>

### ***Waiver Waitlist***

The APD maintains a prioritized wait list for HCBS Waiver services.<sup>20</sup> Currently, there are 21,433 people on the HCBS Waiver waitlist.<sup>21</sup> Medicaid-eligible persons on the wait list can continue to receive Medicaid services offered through the Agency for Health Care Administration (AHCA).

### ***Significant Additional Needs Criteria***

A client can request supplemental funding, in addition to that allocated through the algorithm, that if not provided would place the health and safety of the client, the client's caregiver, or public in serious jeopardy.<sup>22</sup> This supplemental funding, known as a 'Significant Additional Need,' is categorized as an extraordinary need, a significant need for one time or temporary support or services, or a significant increase in the need for services after the beginning of the service plan year, and a significant need for transportation services.<sup>23</sup>

An extraordinary need may include, but is not limited to:<sup>24</sup>

- A documented history of significant, potentially life-threatening behaviors, such as recent attempts at suicide, arson, nonconsensual sexual behavior, or self-injurious behavior requiring medical attention;
- A complex medical condition that requires active intervention by a licensed nurse on an ongoing basis that cannot be taught or delegated to a nonlicensed person;
- A chronic comorbid condition; or
- A need for total physical assistance with activities such as eating, bathing, toileting, grooming, and personal hygiene.

A significant need for one-time or temporary support or services may include, but is not limited to the need for:<sup>25</sup>

- Environmental modifications;
- Durable medical equipment;
- Services to address the temporary loss of support from a caregiver; or
- Special services or treatment for a serious temporary condition when the service or treatment is expected to ameliorate the underlying condition.

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<sup>18</sup> Attachment to e-mail from Jeff Ivey, Legislative Affairs Director, Agency for Persons with Disabilities. (Oct. 17, 2019) (on file with the Senate Committee on Children, Families and Elder Affairs).

<sup>19</sup> See Specific Appropriation 245, section 3, Ch. 2019-115, Laws of Florida.

<sup>20</sup> Section 393.065(5), F.S.

<sup>21</sup> Email from Jeff Ivey, Legislative Affairs Director, Agency for Persons with Disabilities, to Peter Delia, Senior Attorney, Senate Committee on Children, Families, and Elder Affairs (on file with the Appropriations Subcommittee on Health and Human Services).

<sup>22</sup> Section 393.0662(1)(b), F.S.

<sup>23</sup> Rule 65G-4.0213(23), F.A.C.

<sup>24</sup> Section 393.0662(1)(b)1., F.S.

<sup>25</sup> Section 393.0662(1)(b)2., F.S.

A significant increase in the need for services after the beginning of the service plan year may include, but is not limited to:<sup>26</sup>

- Permanent or long-term loss or incapacity of a caregiver;
- Loss of services authorized under the state Medicaid plan due to a change in age; or
- A significant change in medical or functional status that requires the provision of additional services on a permanent or long-term basis that cannot be accommodated within the client's current iBudget.

If public transportation is not an option due to the unique needs of the client or other transportation resources are not reasonably available, supplemental funding may be approved for transportation services to a waiver-funded adult day training program or employment services.<sup>27</sup>

The APD is required to approve requests for increases to the allocation amount if the request meets the Significant Additional Needs criteria.<sup>28</sup> If a client's allocation amount includes significant additional needs beyond what is determined by the algorithm and the APD determines that the service intensity, frequency or duration is no longer necessary, the APD is required to adjust the services to match the current need.<sup>29</sup>

Currently, the APD is required to document the information necessary to evaluate significant additional needs requests. The documentation may include the following:<sup>30</sup>

- Support plans;
- QSI results;
- Cost plans;
- Expenditure history;
- Current living situation;
- Interviews with the client or the client's caregiver;
- Prescriptions;
- Data regarding the results of previous therapies and interventions;
- Assessments; and
- Provider documentation.

Currently, no additional funding for significant additional needs can be provided if the need for additional funding is not premised upon a need that arises after the implementation of the initial iBudget amount,<sup>31</sup> or is created by a client's failure to ensure that funding remained sufficient to cover previously authorized services.<sup>32</sup>

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<sup>26</sup> Section 393.0662(1)(b)3., F.S.

<sup>27</sup> Section 393.0662(1)(b)4., F.S.

<sup>28</sup> Rule 65G-4.0216(3), F.A.C. Significant additional needs criteria can be found at Section 393.0662(1)(b), F.S. and Rule 65G-4.0218, F.A.C.

<sup>29</sup> Rule 65G-4.0218(4), F.A.C.

<sup>30</sup> Rule 65G-4.0218(5), F.A.C.

<sup>31</sup> The iBudget amount is the total amount of funds approved by the APD. See Rules 65G-4.0213, F.A.C., and 65G-4.0216, F.A.C.

<sup>32</sup> Rule 65G-4.0218(7), F.A.C.

### ***Medical Necessity***

There is no federal definition of medical necessity. Instead, the federal government has left it up to each state to create its own definition of medical necessity and limit Medicaid services based on that definition.<sup>33</sup> Any optional service provided under Medicaid, such as home and community-based services, must be provided only when medically necessary.<sup>34</sup>

Medically necessary or medical necessity is defined in Florida as medical or allied care, goods, or services furnished or ordered that meet the following conditions:<sup>35</sup>

- Be necessary to protect life, to prevent significant illness or significant disability, or to alleviate severe pain,
- Be individualized, specific, and consistent with symptoms or confirmed diagnosis of the illness or injury under treatment, and not in excess of the patient's needs,
- Be consistent with generally accepted professional medical standards as determined by the Medicaid program, and not experimental or investigational,
- Be reflective of the level of service that can be safely furnished, and for which no equally effective and more conservative or less costly treatment is available statewide, and
- Be furnished in a manner not primarily intended for the convenience of the recipient, the recipient's caretaker, or the provider.

The fact that a provider has prescribed, recommended, or approved medical or allied care, goods, or services does not, in itself, make such care, goods or services medically necessary, or a medical necessity or a covered service.

The APD, with concurrence of the AHCA, may contract for the determination of medical necessity and establishment of individual budgets.<sup>36</sup> Additionally, the AHCA may implement a utilization management program designed to prior authorize home and community-based services, preauthorize high-cost or highly utilized services, or make any other adjustments necessary to comply with the limitations or directions provided for in the General Appropriations Act.<sup>37</sup>

### **iBudget Program Deficits**

In Fiscal Year 2017-2018, the APD exceeded its legislative appropriation for the iBudget by \$56.9 million. In Fiscal Year 2018-2019, the APD exceeded its legislative appropriation for the iBudget by \$107.9 million, and the APD is projected to exceed its appropriation in Fiscal Year 2019-2020 by \$134.3 million.

In 2019, the Florida Auditor General evaluated the APD's administration of the iBudget, including the effectiveness of the allocation methodology and algorithm in achieving the

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<sup>33</sup> Memorandum to Stuart Williams, General Counsel, Agency for Health Care Administration from Tracy George, Chief Appellate Counsel, Agency for Health Care Administration (January 8, 2013) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

<sup>34</sup> Section 409.906, F.S.

<sup>35</sup> Rule 59G-1.1010, F.A.C.

<sup>36</sup> Section 393.0661(1)(b), F.S.

<sup>37</sup> Section 409.906(13), F.S.

legislative intent of the iBudget.<sup>38,39</sup> The evaluation concluded that despite statistical validity underlying the algorithm, statutory allowances for significant additional needs have prevented APD from achieving the financial management goals of the iBudget and reducing the number of individuals on the waiting list.<sup>40</sup>

As a result of continued deficits, the 2019 Legislature directed APD, in conjunction with AHCA, to develop a plan to redesign the iBudget program and submit the plan to the Legislature.<sup>41</sup> The plan was required to address the following areas:<sup>42</sup>

- Specific steps to restrict spending to budgeted amounts based on alternatives to the iBudget and four-tiered Medicaid waiver models;
- Identification of core services that are essential to provide for client health and safety and recommend elimination of coverage for other services that are not affordable based on available resources;
- The redesign shall be responsive to individual needs and to the extent possible encourage client control over allocated resources for their needs; and
- The plan shall modify the manner of providing support coordination services to improve management of service utilization and increase accountability and responsiveness to agency priorities.

In response, the APD submitted a proposed redesign of the iBudget consisting of the following elements:<sup>43</sup>

- Inclusion of the iBudget waiver program in the Social Services Estimating Conference;
- Implementation of a behavioral health intermediate care facility service rate;
- Individual caps on the dollar amount of services for waiver clients;
- Budget transfers from the Medicaid State Plan to the iBudget waiver program for waiver clients turning 21;
- Expansion of the Medicaid Assistive Care Services program to include waiver group homes;
- Service limitations on Life Skills Development services;
- Centralization of the Significant Additional Needs approval process;
- Restructuring of support coordination services; and
- Implementation of a new client needs assessment tool, specifically the Next Generation Questionnaire for Situational Information.

### **Waiver Support Coordination**

Waiver support coordination services are provided by waiver support coordinators (WSCs), who assist clients in gaining access to needed medical, social, educational and other services,

<sup>38</sup> State of Florida Auditor General Report No. 2020-012, August 2019, *available at* [https://flauditor.gov/pages/pdf\\_files/2020-012.pdf](https://flauditor.gov/pages/pdf_files/2020-012.pdf) (last visited January 13, 2020).

<sup>39</sup> The Legislature intended that the iBudget improve the financial management of the existing HCBS Waiver to avoid deficits that impeded the provision of services to individuals who are on the waiting list for enrollment in the program. *See s. 393.0662, F.S.*

<sup>40</sup> *Supra* note 44.

<sup>41</sup> Ch. 2019-116, Laws of Florida.

<sup>42</sup> *Id.*

<sup>43</sup> Agency for Persons with Disabilities; Agency for Health Care Administration: 2019 iBudget Waiver Redesign (on file with the Senate Children, Families, and Elder Affairs Committee).

regardless of funding source.<sup>44</sup> All iBudget clients are required to receive a certain level of waiver support coordination services.<sup>45</sup> WSCs are responsible for the ongoing monitoring of supports and services provided to clients and are tasked with ensuring that clients receive the level of services they are entitled to and need under the iBudget including:<sup>46</sup>

- Locating, selecting and coordinating services and supports, whether paid with waiver funds or other resources;
- Documenting monthly progress of services rendered;
- A minimum of two monthly contacts with or on behalf of the Waiver client, or contact with another provider to discuss progress toward achieving goals identified in the client's support plan (WSCs are expected to meet the needs of the individuals they serve regardless of the number of contacts it takes to meet those needs);
- Monitoring client's health and safety and well-being and assist them in reaching desired outcomes; and
- Maintaining client's current annual support plan, cost plan and supporting documents.

WSCs must pass a level-two background screen, meet provider qualifications<sup>47</sup> and requirements,<sup>48</sup> complete a Medicaid Provider Enrollment application, complete an APD provider application, and be assigned a Medicaid provider number.<sup>49</sup>

WSCs enroll as either a solo<sup>50</sup> or an agency<sup>51</sup> Medicaid provider.<sup>52</sup> For most services under the waiver, other than support coordination, agency providers can bill at an agency rate. Waiver support coordination services, however, are billed at one rate.<sup>53</sup>

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<sup>44</sup> Rule 59G-13.080(3)(e), F.A.C.

<sup>45</sup> There are 3-levels of waiver support coordination services: full, enhanced and limited. The level of service requirements are described in the Agency for Health Care Administration, *Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook* (2015), available at: <http://apd.myflorida.com/ibudget/rules-regs.htm> (last visited January 19, 2020).

<sup>46</sup> Agency for Health Care Administration, *Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook* (2015), available at: <http://apd.myflorida.com/ibudget/rules-regs.htm> (last visited January 19, 2020).

<sup>47</sup> Qualifications include, but are not limited to, a bachelor's degree, and, at a minimum, 2-years of paid, supervised experience in developmental disabilities, special education, mental health, counseling, guidance, social work or health and rehabilitative services.

<sup>48</sup> Requirements include, but are not limited to, a minimum of 60 hours of pre-service training, including 34 hours of statewide pre-service training, and 26 hours of district-specific training, which includes orientation to the district, local resources and local operational procedures.

<sup>49</sup> *Supra* note 46.

<sup>50</sup> A solo or independent provider is a person who personally renders waiver services directly to recipients and does not employ others to render waiver services for which the rate is being paid. *See Supra* note 46 at pg. 1-10.

<sup>51</sup> An agency provider is a business or organization enrolled to provider waiver services that has two or more employees to carry out the enrolled service, including the agency owner. An agency or group provider for rate purposes is a provider that employees staff to perform waiver services. A provider that hires only subcontractors to perform waiver services is not considered an agency provider for rate purposes. *See Supra* note 46 at pg. 1-2.

<sup>52</sup> *Id.*

<sup>53</sup> Rule 59G-13.081, F.A.C.



Support coordination agencies have additional responsibilities to:<sup>54</sup>

- Have a comprehensive internal quality assurance management plan (which should include a systematic method of inspecting and reviewing all required documentation and activities) to actively monitor and supervise WSCs employed by their agency;
- Provide ongoing technical assistance and training to their employees in order to ensure that they are adequately fulfilling their job requirements as a WSC and Medicaid provider; and
- Maintain personnel files documenting the qualifications of all employees, completion of all required training, and background screening results.

The APD, the AHCA, or an authorized representative of the state monitor support coordinators on an annual basis.<sup>55</sup> The quality assurance process includes both a provider performance review, which is a review of regulatory compliance, and a person-centered review that focuses on an interview with the client receiving services to assure outcomes are being met, adequate follow through is being done and services are satisfactory to the client.<sup>56</sup>

HCBS Waiver services should be one element of the supports available to clients. Clients, families, legal representatives, WSCs, and providers are responsible for seeking non-waiver supports to augment and replace HCBS Waiver services. The HCBS Waiver should be the payer of last resort.<sup>57</sup>

### **Client Data Management System (iConnect)**

The federal Centers for Medicare and Medicaid Services requires that all states that offer personal care and/or home health services through a waiver must utilize an electronic visit verification (EVV) system to verify when and where a service is being provided and the actual amount of time the provider spends with the customer.<sup>58</sup> APD has contracted with a vendor to create a central client data management system, known as iConnect. The iConnect system will provide EVV functionality, as well as electronic billing and centralization of client records.

Currently, providers bill for services through the AHCA Florida Medicaid Management Information System (FMMIS).<sup>59</sup>

### **Intermediate Care Facilities for the Developmentally Disabled**

Individuals who have a developmental disability and who meet Medicaid eligibility requirements may receive services in an institution, such as an intermediate care facility for the developmentally disabled (ICF/DD) through the state's Medicaid program. The AHCA is

<sup>54</sup> *Supra* note 46 at pg. 2-84.

<sup>55</sup> *Supra* note 46 at pg. A-9.

<sup>56</sup> *Supra* note 46.

<sup>57</sup> *Supra* note 46 at pg. 2-75.

<sup>58</sup> Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Frequently Asked Questions: Section 12006 of the 21<sup>st</sup> Century Cures Act, Electronic Visit Verification (EVV) Systems for Personal Care Services (PCS) and Home Health Care Services (HHCS)*, available at: <https://www.medicaid.gov/medicaid/home-community-based-services/guidance/electronic-visit-verification-evv/index.html> (last visited January 21, 2020).

<sup>59</sup> Agency for Persons with Disabilities iConnect Proposed Redraft Analysis. On file with the Senate Children, Families, and Elder Affairs Committee.

responsible for licensing and oversight of ICF/DDs in Florida.<sup>60</sup> ICF/DDs provide the following services: nursing services, activity services, dental services, dietary services, pharmacy services, physician services, rehabilitative care services, room/bed and maintenance services and social services.<sup>61</sup>

While the majority of individuals who have a developmental disability live in the community, a small number live in ICF/DDs. Currently, there are 88 privately owned ICF/DD facilities in Florida. As of April 2018, the ICF/DDs are 94.6 percent occupied, with 1,948 individuals in 2,060 possible slots.<sup>62</sup>

### ***Certificate of Need***

The licensure of ICF/DDs is controlled by Part VIII of ch. 400, F.S., and Chapter 59A-26, F.A.C. Prior to obtaining a license, an ICF/DD must obtain a certificate of need (CON) from the AHCA.<sup>63</sup> A CON is a written statement issued by the AHCA evidencing community need for a new, converted, expanded, or otherwise significantly modified health care facility or health service, including hospices.<sup>64</sup>

Florida's CON program has existed since July 1973. From 1974 through 1986, the specifics of the program were largely dictated by the federal National Health Planning and Resources Development Act of 1974 (Act), which established minimum requirements regarding the type of services subject to CON review, review procedures, and review criteria.<sup>65</sup> Each state was required to have a CON program in compliance with the Act as a condition for obtaining federal funds for health programs. The Act was repealed in 1986.<sup>66</sup>

### ***Determination of Need, Application, and Review Processes***

A CON is predicated on a determination of need. The future need for services and projects is known as the "fixed need pool,"<sup>67</sup> which the AHCA publishes periodically.<sup>68</sup> The Florida CON program has three levels of review: comparative, expedited, and exempt.<sup>69</sup> Currently, all

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<sup>60</sup> See ss. 400.962 and 400.967, F.S.

<sup>61</sup> Agency for Health Care Administration, *Intermediate Care Facility for Individuals with Intellectual Disabilities (ICF/DD) Services*, available at:

[https://ahca.myflorida.com/medicaid/Policy\\_and\\_Quality/Policy/behavioral\\_health\\_coverage/bhfu/Intermediate\\_Care.shtml](https://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/behavioral_health_coverage/bhfu/Intermediate_Care.shtml) (last visited January 21, 2020).

<sup>62</sup> Florida Medicaid ICF/IID Rate Study Report, prepared by Navigant for the Florida Agency for Health Care Administration, 2019 (on file with the Senate Children and Families and Elder Affairs Committee).

<sup>63</sup> Section 408.036

<sup>64</sup> Section 408.032(3), F.S.

<sup>65</sup> Pub. Law No. 93-641, 42 U.S.C. s. 300k et seq.

<sup>66</sup> Mitchell, Matthew D., *Certificate of Need Laws: Are They Achieving Their Goals?* Mercatus Center, George Mason University, available at: [www.mercatus.org › system › files › mitchell-con-qa-mop-mercatus-v2](http://www.mercatus.org/system/files/mitchell-con-qa-mop-mercatus-v2) (last visited January 30, 2020).

<sup>67</sup> Rule 59C-1.002(19), F.A.C., defines "fixed need pool" as the identified numerical need, as published in the Florida Administrative Register, for new beds or services for the applicable planning horizon established by the AHCA in accordance with need methodologies which are in effect by rule at the time of publication of the fixed need pools for the applicable batching cycle.

<sup>68</sup> Agency for Health Care Administration, *Certificate of Need Publications*, available at: [https://ahca.myflorida.com/MCHQ/CON\\_FA/Publications/index.shtml](https://ahca.myflorida.com/MCHQ/CON_FA/Publications/index.shtml) (last visited January 28, 2020).

<sup>69</sup> *Supra* note 63.

ICF/DDs are subject to a full comparative review.<sup>70</sup> Upon determining that a need exists, the AHCA accepts applications for a CON based on batching cycles. A batching cycle is the grouping, for comparative review, of CON applications submitted for beds, services, or programs having a like-CON need methodology or licensing category in the same planning horizon and the same applicable district or subdistrict.<sup>71</sup> CON application fees are a base fee of \$10,000 and an additional fee of 1.5 cents for each dollar of the proposed project expenditures up to a maximum combined total of \$50,000.<sup>72</sup>

### ***Reimbursement Methodology***

ICF/DDs are considered institutional placements and are reimbursed for care through the AHCA Medicaid program. ICF/DDs are reimbursed based on two levels of care, which are based on the client's mobility:<sup>73</sup>

- ICF Level of Reimbursement One- A reimbursement level for recipients who are ambulatory or self-mobile using mechanical devices and are able to transfer themselves without human assistance, but may require assistance and oversight to ensure safe evacuation; and
- ICF Level of Reimbursement Two- A reimbursement level for recipients who are capable of mobility only with human assistance or require human assistance to transfer to or from a mobility device or require continuous medical and nursing supervision.

### ***Maladaptive Behaviors***

ICF/DD providers in Florida have reported an increase in the number of recipients with severe maladaptive behaviors that require significant resources to provide appropriate care beyond what is currently provided through the level one and level two-reimbursement methodology.<sup>74</sup> Maladaptive behaviors are those behaviors that are disruptive, destructive, aggressive, or significantly repetitive.<sup>75</sup> The APD has developed a Global Behavioral Service Need Matrix (Matrix) in order to classify the severity of a person's maladaptive behavior.<sup>76</sup> The Matrix categorizes symptoms of maladaptive behaviors such as behavior frequency, behavioral impact, physical aggression to others, police involvement, property destruction, and elopement/wandering, among others. Each symptom is ranked on a scale of one to six, with one being the least severe and six being the most severe. If a symptom is not present, it is ranked as a zero. Based on a person's behavior score, the person will be evaluated for services. The initial evaluation period is 12 months and then the frequency of evaluations afterwards depends on the severity of the person's score, with a need level of six being evaluated more frequently than a need level of one.<sup>77</sup>

<sup>70</sup> Rule 59C-1.004(1), F.A.C.

<sup>71</sup> Rule 59C-1.002(5), F.A.C. Note: s. 408.032(5), F.S., establishes the 11 district service areas in Florida.

<sup>72</sup> Section 408.038, F.S.

<sup>73</sup> *Id.*

<sup>74</sup> *Id.*

<sup>75</sup> Fulton, Elizabeth et al. "Reducing maladaptive behaviors in preschool-aged children with autism spectrum disorder using the early start denver model." *Frontiers in pediatrics* vol. 2 40. available at: <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC4023017/> (last visited on Jan. 24, 2020).

<sup>76</sup> Available at <http://apdcares.org/news/news/2011/ib-matrix-instructions.pdf> (last visited on Jan. 24, 2020).

<sup>77</sup> *Id.*

### III. Effect of Proposed Changes:

**Section 1** amends s. 393.063, F.S., to define ‘significant additional needs’ as an additional need for medically necessary services, which would place the health and safety of the client, their caregiver, or the public in serious jeopardy if not met. The bill requires the APD to only provide additional funding after the determination of a client’s initial allocation amount and after the qualified organization has documented the lack of availability of nonwaiver resources. The bill also redefines support coordinators as employees of a qualified organization.

**Section 2** amends s. 393.066, F.S., to require all HCBS Waiver service providers to bill for services through the APD’s iConnect system and submit documentation that verifies services were rendered prior to receiving payment.

**Section 3** repeals section 393.0661, F.S. This section contains outdated provisions relating to the waiver program design prior to the implementation of the iBudget. The bill also eliminates the existing review criteria for significant additional needs requests. Such criteria has not been effective in limiting the iBudget supplemental funding increases approved by APD. Other provisions are moved to s. 393.0662, F.S.

**Section 4** amends s. 393.0662, F.S., to require that funding for significant additional needs, as defined in the bill, may be provided only after the determination of a client’s initial iBudget allocation amount and after the agency has certified and documented, in the client’s cost plan, the use of all available nonwaiver resources.

To ensure consistent application of medical necessity the bill requires the APD to centralize, in its headquarters location, medical necessity determinations relating to significant additional needs requests.

The bill preserves language from current law in s. 393.0661, F.S., relating to premiums and cost sharing, rate adjustments, the ability of AHCA to seek federal approval to amend waivers as needed, and the responsibility of APD to submit certain reports to the Governor and the Legislature. The bill also provides rulemaking authority for both APD and AHCA regarding criteria and processes for clients to access funds for significant additional needs.

**Section 5** creates s. 393.0663, F.S., to require all waiver support coordinators to be employees of qualified organizations that provide all support coordination services to HCBS Waiver clients. A qualified organization must:

- Employ four more support coordinators;
- Maintain a professional code of ethics and a disciplinary process that applies to all support coordinators within the organization;
- Report violations of ethical and professional conduct to APD;
- Comply with APD cost containment initiatives;
- Ensure client budgets are linked to levels of need;
- Prohibit dual employment of a support coordinator that adversely impacts the support coordinators availability to clients;
- Educate clients and families regarding identification and prevention of abuse, neglect, and exploitation;

- Instruct clients and families on mandatory reporting requirements for abuse, neglect, and exploitation;
- Timely submit documentation for significant additional needs requests;
- Require support coordinators to successfully complete training and professional development approved by the APD;
- Require support coordinators to pass a competency-based assessment;
- Implement a mentoring program for support coordinators who have worked as support coordinators for less than 12 months;

The bill requires the APD to maintain a publicly accessible registry of all WSCs that includes any history of ethical or disciplinary actions taken against a WSC. The bill also authorizes the APD to impose an immediate moratorium on new client assignments, impose administrative fines, require plans of remediation, and terminate the Medicaid Waiver Services Agreement of any qualified organization that is noncompliant with applicable laws or rules. A qualified organization that receives a disciplinary action from the APD can appeal through an internal agency review process, and upon receiving an adverse determination can request an administrative hearing pursuant to ss. 120.569 and 120.57(1), F.S.

The bill authorizes agency rulemaking to implement the provisions of Section 5.

**Section 6** amends s. 400.962, F.S., to establish additional licensure and application requirements for an ICF/DD that has been granted the CON exemption, including:

- The total number of beds per home within the facility may not exceed eight, with each resident having his or her own bedroom and bathroom. Each eight-bed home must be co-located on the same property with two other eight-bed homes and must serve individuals with severe maladaptive behaviors and co-occurring psychiatric diagnoses.
- A minimum of 16 beds within the facility must be designated for individuals with severe maladaptive behaviors who have been assessed using the Matrix with a score of at least Level 3 and up to Level 6, or assessed using criteria deemed appropriate by the AHCA regarding the need for a specialized placement in an ICF/DD.
- The applicant has not had a facility license denied, revoked, or suspended within the 36 months preceding the request for exemption.
- The applicant must have at least 10 years of experience serving individuals with severe maladaptive behaviors in the state.
- The applicant must implement a state-approved staff training curriculum and monitoring requirements specific to the individuals whose behaviors require higher intensity, frequency, and duration of services.
- The applicant must make available medical and nursing services 24 hours per day, 7 days per week.
- The applicant must demonstrate a history of using interventions that are least restrictive and that follow a behavioral hierarchy.
- The applicant must maintain a policy prohibiting the use of mechanical restraints.

**Section 7** amends s. 408.036, F.S., to create a CON exemption for a new ICF/DD which has a total of 24 beds, comprising three eight-bed homes, for use by individuals exhibiting severe maladaptive behaviors and co-occurring psychiatric diagnoses requiring increased levels of

behavioral, medical, and therapeutic oversight. In order to obtain the exemption, The ICF/DD must not have had a license denied, revoked, or suspended within the 36 months preceding the request for exemption and must have at least 10 years of experience serving individuals with severe maladaptive behaviors in Florida.

The bill prohibits the AHCA from granting an additional exemption to an ICF/DD that has been granted an exemption under these provisions unless the facility has been licensed and operational for a period of at least two years. Additionally, the bill specifies that the exemption does not require a specific appropriation.

**Section 8** amends s. 409.906, F.S., to direct AHCA to seek federal approval to implement an increased rate for ICF/DDs that serve individuals with developmental disabilities who have severe maladaptive behaviors, severe maladaptive behaviors and co-occurring complex medical conditions, or a dual diagnosis of developmental disability and mental illness.

**Section 9** amends s. 1002.385, F.S., to conform a cross-reference.

**Section 10** provides an effective date of January 1, 2020.

#### **IV. Constitutional Issues:**

**A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None identified.

#### **V. Fiscal Impact Statement:**

**A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

PCS/SB 82 will have a negative but indeterminate fiscal impact on current waiver support coordinators who do not become employees of a qualified organization.

Service providers who do not have hardware/software that can potentially interface with the Agency for Persons with Disabilities (APD) iConnect billing system may be required to purchase new hardware/software that can interface with iConnect, and to train staff on the use of iConnect. Service providers may also incur costs associated with dual data entry if the provider utilizes a different IT system and must manually input data into iConnect. The fiscal impact of the iConnect billing requirements on private service providers is negative but indeterminate.

The bill's exemption from the CON review process and application fee will have a positive but indeterminate fiscal impact on ICF/DDs eligible for the CON exemption.

**C. Government Sector Impact:**

The bill will have a negative yet indeterminate fiscal impact on the Florida Medicaid program by incentivizing the creation of ICF/DDs that accept individuals with developmental disabilities who have severe maladaptive behaviors or mental health issues. The negative fiscal impact to the Medicaid program is offset by the positive fiscal impact to the HCBS Waiver as a result of transferring individuals from the HCBS Waiver to Medicaid.

The AHCA may incur costs related to the licensing and surveying of additional ICF/DDs.<sup>78</sup>

The bill's requirement to centralize medical necessity determinations at the APD headquarters may have a positive yet indeterminate fiscal impact on state expenditures by standardizing the interpretation and implementation of medical necessity determinations. Any cost savings realized as a function of centralizing medical necessity determinations would allow the agency to address the Home and Community-based Waiver waitlist.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

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<sup>78</sup> Agency for Health Care Administration, *Senate Bill 1344 Fiscal Analysis* (January 26, 2020) (on file with the Senate Subcommittee on Health and Human Services).

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 393.063, 393.066, 393.0662, 400.962, 408.036, 409.906, and 1002.385.

This bill creates section 393.0663 of the Florida Statutes.

This bill repeals section 393.0661 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**Recommended CS by Appropriations Subcommittee on Health and Human Services on January 28, 2020:**

The committee substitute:

- Removes the requirement for AHCA to contract out for medical necessity determinations and instead directs APD to centralize medical necessity determinations for significant additional needs requests within its headquarters;
- Removes the requirement that APD competitively procure support coordination organizations to provide support coordination services and instead requires support coordination services to be provided by waiver support coordinators who are employees of a qualified organization;
- Requires qualified organizations to:
  - Employee 4 or more support coordinators;
  - Meet certain quality assurance criteria;
  - Ensure that client budgets are linked to levels of need;
  - Document nonwaiver resources; and
  - Prohibit dual employment of support coordinators if such employment interferes with their availability to clients.
- Requires the APD to maintain a public registry of waiver support coordinators and any disciplinary action taken against them;
- Authorizes the APD to take disciplinary action against qualified organizations who violate statutory requirements;
- Provides due process to any qualified organization that receives an adverse decision from the APD;
- Provides an exemption to the CON review and fee for certain ICF/DDs; and
- Revises the effective date to January 1, 2020.

**B. Amendments:**

None.





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LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Rouson) recommended the following:

**Senate Amendment**

Delete line 583  
and insert:  
Section 10. This act shall take effect July 1, 2021.



909432

LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Rouson) recommended the following:

**Senate Amendment**

Delete line 413.



446518

LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Gibson) recommended the following:

**Senate Amendment**

Delete line 86  
and insert:  
in serious jeopardy if it is not met. The term does not exclude  
an additional need that the client requires in order to remain  
in the least restrictive setting, including, but not limited to,  
employment services or transportation services. The agency may  
only



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Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Health and Human Services)

A bill to be entitled

An act relating to individuals with disabilities;  
amending s. 393.063, F.S.; defining the term  
"significant additional need"; revising the definition  
of the term "support coordinator"; amending s.  
393.066, F.S.; requiring persons and entities under  
contract with the Agency for Persons with Disabilities  
to use the agency data management systems to bill for  
services; repealing s. 393.0661, F.S., relating to the  
home and community-based services delivery system;  
amending s. 393.0662, F.S.; revising criteria used by  
the agency to develop a client's iBudget; revising  
criteria used by the agency to authorize additional  
funding for certain clients; requiring the agency to  
centralize medical necessity determinations of certain  
services; requiring the agency to certify and document  
the use of certain services before approving the  
expenditure of certain funds; requiring the Agency for  
Health Care Administration to seek federal approval to  
provide consumer-directed options; authorizing the  
Agency for Persons with Disabilities and the Agency  
for Health Care Administration to adopt rules;  
requiring the Agency for Health Care Administration to  
seek federal waivers and amend contracts under certain  
conditions; requiring the Agency for Persons with  
Disabilities to collect premiums or cost sharing;  
providing construction; providing for the



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reimbursement of certain providers of services;  
requiring the Agency for Persons with Disabilities to  
submit quarterly status reports to the Executive  
Office of the Governor, the chair of the Senate  
Appropriations Committee, and the chair of the House  
Appropriations Committee or their successors;  
providing requirements for such reports; requiring the  
Agency for Persons with Disabilities, in consultation  
with the Agency for Health Care Administration, to  
submit a certain plan to the Executive Office of the  
Governor, the chair of the Senate Appropriations  
Committee, and the chair of the House Appropriations  
Committee under certain conditions; requiring the  
agency to work with the Agency for Health Care  
Administration to implement such plan; requiring the  
Agency for Persons with Disabilities, in consultation  
with the Agency for Health Care Administration, to  
provide quarterly reconciliation reports to the  
Governor and the Legislature within a specified  
timeframe; revising rulemaking authority of the Agency  
for Persons with Disabilities and the Agency for  
Health Care Administration; creating s. 393.0663,  
F.S.; providing legislative intent; defining the term  
"qualified organization"; requiring the Agency for  
Persons with Disabilities to use qualified  
organizations to provide support coordination services  
for certain clients; providing requirements for  
qualified organizations; providing agency duties;  
providing for the review and appeal of certain



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57 decisions made by the agency; authorizing the agency  
58 to adopt rules; amending s. 400.962, F.S.; requiring  
59 certain facilities that have been granted a  
60 certificate-of-need exemption to demonstrate and  
61 maintain compliance with specified criteria; amending  
62 s. 408.036, F.S.; providing an exemption from a  
63 certificate-of-need requirement for certain  
64 intermediate care facilities; prohibiting the Agency  
65 for Health Care Administration from granting an  
66 additional exemption to a facility unless a certain  
67 condition is met; providing that a specific  
68 legislative appropriation is not required for such  
69 exemption; amending s. 409.906, F.S.; requiring the  
70 agency to seek federal approval to implement certain  
71 payment rates; amending s. 1002.385, F.S.; conforming  
72 a cross-reference; providing an effective date.

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

76 Section 1. Present subsections (39) through (45) of section  
77 393.063, Florida Statutes, are redesignated as subsections (40)  
78 through (46), respectively, a new subsection (39) is added to  
79 that section, and present subsection (41) of that section is  
80 amended, to read:

81 393.063 Definitions.—For the purposes of this chapter, the  
82 term:

83 (39) "Significant additional need" means an additional need  
84 for medically necessary services which would place the health  
85 and safety of the client, the client's caregiver, or the public



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86 in serious jeopardy if it is not met. The agency may only  
87 provide additional funding after the determination of a client's  
88 initial allocation amount and after the qualified organization  
89 has documented the availability of nonwaiver resources.

90 (42)(41) "Support coordinator" means an employee of a  
91 qualified organization pursuant to s. 393.0663 a person who is  
92 designated by the agency to assist individuals and families in  
93 identifying their capacities, needs, and resources, as well as  
94 finding and gaining access to necessary supports and services;  
95 coordinating the delivery of supports and services; advocating  
96 on behalf of the individual and family; maintaining relevant  
97 records; and monitoring and evaluating the delivery of supports  
98 and services to determine the extent to which they meet the  
99 needs and expectations identified by the individual, family, and  
100 others who participated in the development of the support plan.

101 Section 2. Subsection (2) of section 393.066, Florida  
102 Statutes, is amended to read:

103 393.066 Community services and treatment.—

104 (2) Necessary services shall be purchased, rather than  
105 provided directly by the agency, when the purchase of services  
106 is more cost-efficient than providing them directly. All  
107 purchased services must be approved by the agency. As a  
108 condition of payment, persons or entities under contract with  
109 the agency to provide services shall use agency data management  
110 systems to document service provision to clients before billing  
111 and must use the agency data management systems to bill for  
112 services. Contracted persons and entities shall meet the minimum  
113 hardware and software technical requirements established by the  
114 agency for the use of such systems. Such persons or entities



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shall also meet any requirements established by the agency for training and professional development of staff providing direct services to clients.

Section 3. Section 393.0661, Florida Statutes, is repealed.

Section 4. Section 393.0662, Florida Statutes, is amended to read:

393.0662 Individual budgets for delivery of home and community-based services; iBudget system established.—The Legislature finds that improved financial management of the existing home and community-based Medicaid waiver program is necessary to avoid deficits that impede the provision of services to individuals who are on the waiting list for enrollment in the program. The Legislature further finds that clients and their families should have greater flexibility to choose the services that best allow them to live in their community within the limits of an established budget. Therefore, the Legislature intends that the agency, in consultation with the Agency for Health Care Administration, shall manage the service delivery system using individual budgets as the basis for allocating the funds appropriated for the home and community-based services Medicaid waiver program among eligible enrolled clients. The service delivery system that uses individual budgets shall be called the iBudget system.

(1) The agency shall administer an individual budget, referred to as an iBudget, for each individual served by the home and community-based services Medicaid waiver program. The funds appropriated to the agency shall be allocated through the iBudget system to eligible, Medicaid-enrolled clients. For the iBudget system, eligible clients shall include individuals with



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a developmental disability as defined in s. 393.063. The iBudget system shall provide for: enhanced client choice within a specified service package; appropriate assessment strategies; an efficient consumer budgeting and billing process that includes reconciliation and monitoring components; a role for support coordinators that avoids potential conflicts of interest; a flexible and streamlined service review process; and the equitable allocation of available funds based on the client's level of need, as determined by the allocation methodology.

(a) In developing each client's iBudget, the agency shall use the allocation methodology as defined in s. 393.063(4), in conjunction with an assessment instrument that the agency deems to be reliable and valid, including, but not limited to, the agency's Questionnaire for Situational Information. The allocation methodology shall determine the amount of funds allocated to a client's iBudget.

(b) The agency may authorize additional funding based on a client having one or more significant additional needs ~~of the following needs~~ that cannot be accommodated within the funding determined by the algorithm and having no other resources, supports, or services available to meet the needs. Such additional funding may be provided only after the determination of a client's initial allocation amount and after the qualified organization has documented the availability of all nonwaiver resources. Upon receipt of an incomplete request for significant additional needs, the agency shall close the request.

(c) The agency shall centralize, within its headquarters office, medical necessity determinations of requested services made through the significant additional needs process. The



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process must ensure consistent application of medical necessity criteria. This process must provide opportunities for targeted training, quality assurance, and inter-rater reliability. need:

1. An extraordinary need that would place the health and safety of the client, the client's caregiver, or the public in immediate, serious jeopardy unless the increase is approved. However, the presence of an extraordinary need in and of itself does not warrant authorized funding by the agency. An extraordinary need may include, but is not limited to:

a. A documented history of significant, potentially life-threatening behaviors, such as recent attempts at suicide, arson, nonconsensual sexual behavior, or self-injurious behavior requiring medical attention;

b. A complex medical condition that requires active intervention by a licensed nurse on an ongoing basis that cannot be taught or delegated to a nonlicensed person;

c. A chronic comorbid condition. As used in this subparagraph, the term "comorbid condition" means a medical condition existing simultaneously but independently with another medical condition in a patient; or

d. A need for total physical assistance with activities such as eating, bathing, toileting, grooming, and personal hygiene.

2. A significant need for one-time or temporary support or services that, if not provided, would place the health and safety of the client, the client's caregiver, or the public in serious jeopardy. A significant need may include, but is not limited to, the provision of environmental modifications, durable medical equipment, services to address the temporary



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~~loss of support from a caregiver, or special services or treatment for a serious temporary condition when the service or treatment is expected to ameliorate the underlying condition. As used in this subparagraph, the term "temporary" means a period of fewer than 12 continuous months. However, the presence of such significant need for one-time or temporary supports or services in and of itself does not warrant authorized funding by the agency.~~

3. A significant increase in the need for services after the beginning of the service plan year that would place the health and safety of the client, the client's caregiver, or the public in serious jeopardy because of substantial changes in the client's circumstances, including, but not limited to, permanent or long-term loss or incapacity of a caregiver, loss of services authorized under the state Medicaid plan due to a change in age, or a significant change in medical or functional status which requires the provision of additional services on a permanent or long-term basis that cannot be accommodated within the client's current iBudget. As used in this subparagraph, the term "long-term" means a period of 12 or more continuous months. However, such significant increase in need for services of a permanent or long-term nature in and of itself does not warrant authorized funding by the agency.

4. A significant need for transportation services to a waiver-funded adult day training program or to waiver-funded employment services when such need cannot be accommodated within a client's iBudget as determined by the algorithm without affecting the health and safety of the client, if public transportation is not an option due to the unique needs of the



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~~client or other transportation resources are not reasonably available.~~

~~The agency shall reserve portions of the appropriation for the home and community-based services Medicaid waiver program for adjustments required pursuant to this paragraph and may use the services of an independent actuary in determining the amount to be reserved.~~

~~(d)(e)~~ A client's annual expenditures for home and community-based Medicaid waiver services may not exceed the limits of his or her iBudget. The total of all clients' projected annual iBudget expenditures may not exceed the agency's appropriation for waiver services.

(2) The Agency for Health Care Administration, in consultation with the agency, shall seek federal approval to amend current waivers, request a new waiver, and amend contracts as necessary to manage the iBudget system, improve services for eligible and enrolled clients, and improve the delivery of services through the home and community-based services Medicaid waiver program and the Consumer-Directed Care Plus Program, including, but not limited to, enrollees with a dual diagnosis of a developmental disability and a mental health disorder.

(3) The agency must certify and document within each client's cost plan that the a client has used ~~must use~~ all available services authorized under the state Medicaid plan, school-based services, private insurance and other benefits, and any other resources that may be available to the client before using funds from his or her iBudget to pay for support and services.



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(4) Rates for any or all services established under rules of the Agency for Health Care Administration must be designated as the maximum rather than a fixed amount for individuals who receive an iBudget, except for services specifically identified in those rules that the agency determines are not appropriate for negotiation, which may include, but are not limited to, residential habilitation services.

(5) The agency shall ensure that clients and caregivers have access to training and education that inform them about the iBudget system and enhance their ability for self-direction. Such training and education must be offered in a variety of formats and, at a minimum, must address the policies and processes of the iBudget system and the roles and responsibilities of consumers, caregivers, waiver support coordinators, providers, and the agency, and must provide information to help the client make decisions regarding the iBudget system and examples of support and resources available in the community.

(6) The agency shall collect data to evaluate the implementation and outcomes of the iBudget system.

(7) The Agency for Health Care Administration shall seek federal approval to provide a consumer-directed option for persons with developmental disabilities. The agency and the Agency for Health Care Administration may adopt rules necessary to administer this subsection.

(8) The Agency for Health Care Administration shall seek federal waivers and amend contracts as necessary to make changes to services defined in federal waiver programs as follows:

(a) Supported living coaching services may not exceed 20





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289 hours per month for persons who also receive in-home support  
290 services.

291 (b) Limited support coordination services are the only  
292 support coordination services that may be provided to persons  
293 under the age of 18 who live in the family home.

294 (c) Personal care assistance services are limited to 180  
295 hours per calendar month and may not include rate modifiers.  
296 Additional hours may be authorized for persons who have  
297 intensive physical, medical, or adaptive needs if such hours  
298 will prevent institutionalization.

299 (d) Residential habilitation services are limited to 8  
300 hours per day. Additional hours may be authorized for persons  
301 who have intensive medical or adaptive needs and if such hours  
302 will prevent institutionalization, or for persons who possess  
303 behavioral problems that are exceptional in intensity, duration,  
304 or frequency and present a substantial risk of harm to  
305 themselves or others.

306 (e) The agency shall conduct supplemental cost plan reviews  
307 to verify the medical necessity of authorized services for plans  
308 that have increased by more than 8 percent during either of the  
309 2 preceding fiscal years.

310 (f) The agency shall implement a consolidated residential  
311 habilitation rate structure to increase savings to the state  
312 through a more cost-effective payment method and establish  
313 uniform rates for intensive behavioral residential habilitation  
314 services.

315 (g) The geographic differential for Miami-Dade, Broward,  
316 and Palm Beach Counties for residential habilitation services  
317 must be 7.5 percent.



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318 (h) The geographic differential for Monroe County for  
319 residential habilitation services must be 20 percent.

320 (9) The agency shall collect premiums or cost sharing  
321 pursuant to s. 409.906(13) (c).

322 (10) This section or any related rule does not prevent or  
323 limit the Agency for Health Care Administration, in consultation  
324 with the agency, from adjusting fees, reimbursement rates,  
325 lengths of stay, number of visits, or number of services, or  
326 from limiting enrollment or making any other adjustment  
327 necessary to comply with the availability of moneys and any  
328 limitations or directions provided in the General Appropriations  
329 Act.

330 (11) A provider of services rendered to persons with  
331 developmental disabilities pursuant to a federally approved  
332 waiver shall be reimbursed according to a rate methodology based  
333 upon an analysis of the expenditure history and prospective  
334 costs of providers participating in the waiver program, or under  
335 any other methodology developed by the Agency for Health Care  
336 Administration in consultation with the agency and approved by  
337 the Federal Government in accordance with the waiver.

338 (12) The agency shall submit quarterly status reports to  
339 the Executive Office of the Governor, the chair of the Senate  
340 Appropriations Committee or its successor, and the chair of the  
341 House Appropriations Committee or its successor containing all  
342 of the following information:

343 (a) The financial status of home and community-based  
344 services, including the number of enrolled individuals receiving  
345 services through one or more programs.

346 (b) The number of individuals who have requested services



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347 and who are not enrolled but who are receiving services through  
348 one or more programs, with a description indicating the programs  
349 from which the individual is receiving services.

350 (c) The number of individuals who have refused an offer of  
351 services but who choose to remain on the list of individuals  
352 waiting for services.

353 (d) The number of individuals who have requested services  
354 but who are receiving no services.

355 (e) A frequency distribution indicating the length of time  
356 individuals have been waiting for services.

357 (f) Information concerning the actual and projected costs  
358 compared to the amount of the appropriation available to the  
359 program and any projected surpluses or deficits.

360 (13) If at any time an analysis by the agency, in  
361 consultation with the Agency for Health Care Administration,  
362 indicates that the cost of services is expected to exceed the  
363 amount appropriated, the agency shall submit a plan in  
364 accordance with subsection (10) to the Executive Office of the  
365 Governor, the chair of the Senate Appropriations Committee or  
366 its successor, and the chair of the House Appropriations  
367 Committee or its successor to remain within the amount  
368 appropriated. The agency shall work with the Agency for Health  
369 Care Administration to implement the plan so as to remain within  
370 the appropriation.

371 (14) The agency, in consultation with the Agency for Health  
372 Care Administration, shall provide a quarterly reconciliation  
373 report of all home and community-based services waiver  
374 expenditures from the Agency for Health Care Administration's  
375 claims management system with service utilization from the



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376 Agency for Persons with Disabilities Allocation, Budget, and  
377 Contract Control system. The reconciliation report shall be  
378 submitted to the Governor, the President of the Senate, and the  
379 Speaker of the House of Representatives no later than 30 days  
380 after the close of each quarter.

381 (15)(7) The agency and the Agency for Health Care  
382 Administration may adopt rules specifying the allocation  
383 algorithm and methodology; criteria and processes for clients to  
384 access reserved funds for significant additional needs  
385 extraordinary needs, temporarily or permanently changed needs,  
386 and one-time needs; and processes and requirements for selection  
387 and review of services, development of support and cost plans,  
388 and management of the iBudget system as needed to administer  
389 this section.

390 Section 5. Section 393.0663, Florida Statutes, is created  
391 to read:

392 393.0663 Support coordination; legislative intent;  
393 qualified organizations; agency duties; due process;  
394 rulemaking.-

395 (1) LEGISLATIVE INTENT.-To enable the state to provide a  
396 systematic approach to service oversight for persons providing  
397 care to individuals with developmental disabilities, it is the  
398 intent of the Legislature that the agency work in collaboration  
399 with relevant stakeholders to ensure that waiver support  
400 coordinators have the knowledge, skills, and abilities necessary  
401 to competently provide services to individuals with  
402 developmental disabilities by requiring all support coordinators  
403 to be employees of a qualified organization.

404 (2) QUALIFIED ORGANIZATIONS.-



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(a) As used in this section, the term "qualified organization" means an organization determined by the agency to meet the requirements of this section and of the Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook.

(b) The agency shall use qualified organizations for the purpose of providing all support coordination services to iBudget clients in this state. A qualified organization must:

1. Employ four or more support coordinators;
2. Maintain a professional code of ethics and a disciplinary process that apply to all support coordinators within the organization;
3. Comply with the agency's cost containment initiatives;
4. Require support coordinators to ensure client budgets are linked to levels of need;
5. Require support coordinators to perform all duties and meet all standards related to support coordination as provided in the Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook;
6. Prohibit dual employment of a support coordinator if the dual employment adversely impacts the support coordinator's availability to clients;
7. Educate clients and families regarding identifying and preventing abuse, neglect, and exploitation;
8. Instruct clients and families on mandatory reporting requirements for abuse, neglect, and exploitation;
9. Submit within established timeframes all required documentation for requests for significant additional needs;
10. Require support coordinators to successfully complete



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training and professional development approved by the agency;

11. Require support coordinators to pass a competency-based assessment established by the agency; and

12. Implement a mentoring program approved by the agency for support coordinators who have worked as a support coordinator for less than 12 months.

(3) DUTIES OF THE AGENCY.—The agency shall:

(a) Require all qualified organizations to report to the agency any violation of ethical or professional conduct by support coordinators employed by the organization;

(b) Maintain a publicly accessible registry of all support coordinators, including any history of ethical or disciplinary violations; and

(c) Impose an immediate moratorium on new client assignments, impose an administrative fine, require plans of remediation, and terminate the Medicaid Waiver Services Agreement of any qualified organization that is noncompliant with applicable laws or rules.

(4) DUE PROCESS.—Any decision by the agency to take action against a qualified organization as described in paragraph (3)(c) is reviewable by the agency. Upon receiving an adverse determination, the qualified organization may request an administrative hearing pursuant to ss. 120.569 and 120.57(1) within 30 days after completing any appeals process established by the agency.

(5) RULEMAKING.—The agency may adopt rules to implement this section.

Section 6. Subsection (6) is added to section 400.962, Florida Statutes, to read:



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- 463 400.962 License required; license application.-  
464 (6) An applicant that has been granted a certificate-of-  
465 need exemption under s. 408.036(3)(o) must also demonstrate and  
466 maintain compliance with the following criteria:  
467 (a) The total number of beds per home within the facility  
468 may not exceed eight, with each resident having his or her own  
469 bedroom and bathroom. Each eight-bed home must be colocated on  
470 the same property with two other eight-bed homes and must serve  
471 individuals with severe maladaptive behaviors and co-occurring  
472 psychiatric diagnoses.  
473 (b) A minimum of 16 beds within the facility must be  
474 designated for individuals with severe maladaptive behaviors who  
475 have been assessed using the Agency for Persons with  
476 Disabilities' Global Behavioral Service Need Matrix with a score  
477 of at least Level 3 and up to Level 6, or assessed using the  
478 criteria deemed appropriate by the Agency for Health Care  
479 Administration regarding the need for a specialized placement in  
480 an intermediate care facility for the developmentally disabled.  
481 (c) The applicant has not had a facility license denied,  
482 revoked, or suspended within the 36 months preceding the request  
483 for exemption.  
484 (d) The applicant must have at least 10 years of experience  
485 serving individuals with severe maladaptive behaviors in this  
486 state.  
487 (e) The applicant must implement a state-approved staff  
488 training curriculum and monitoring requirements specific to the  
489 individuals whose behaviors require higher intensity, frequency,  
490 and duration of services.  
491 (f) The applicant must make available medical and nursing



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- 492 services 24 hours per day, 7 days per week.  
493 (g) The applicant must demonstrate a history of using  
494 interventions that are least restrictive and that follow a  
495 behavioral hierarchy.  
496 (h) The applicant must maintain a policy prohibiting the  
497 use of mechanical restraints.  
498 Section 7. Paragraph (o) is added to subsection (3) of  
499 section 408.036, Florida Statutes, to read:  
500 408.036 Projects subject to review; exemptions.-  
501 (3) EXEMPTIONS.-Upon request, the following projects are  
502 subject to exemption from subsection (1):  
503 (o) For a new intermediate care facility for the  
504 developmentally disabled as defined in s. 408.032 which has a  
505 total of 24 beds, comprising three eight-bed homes, for use by  
506 individuals exhibiting severe maladaptive behaviors and co-  
507 occurring psychiatric diagnoses requiring increased levels of  
508 behavioral, medical, and therapeutic oversight. The facility  
509 must not have had a license denied, revoked, or suspended within  
510 the 36 months preceding the request for exemption and must have  
511 at least 10 years of experience serving individuals with severe  
512 maladaptive behaviors in this state. The agency may not grant an  
513 additional exemption to a facility that has been granted an  
514 exemption under this paragraph unless the facility has been  
515 licensed and operational for a period of at least 2 years. The  
516 exemption under this paragraph does not require a specific  
517 legislative appropriation.  
518 Section 8. Subsection (15) of section 409.906, Florida  
519 Statutes, is amended to read:  
520 409.906 Optional Medicaid services.-Subject to specific



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521 appropriations, the agency may make payments for services which  
522 are optional to the state under Title XIX of the Social Security  
523 Act and are furnished by Medicaid providers to recipients who  
524 are determined to be eligible on the dates on which the services  
525 were provided. Any optional service that is provided shall be  
526 provided only when medically necessary and in accordance with  
527 state and federal law. Optional services rendered by providers  
528 in mobile units to Medicaid recipients may be restricted or  
529 prohibited by the agency. Nothing in this section shall be  
530 construed to prevent or limit the agency from adjusting fees,  
531 reimbursement rates, lengths of stay, number of visits, or  
532 number of services, or making any other adjustments necessary to  
533 comply with the availability of moneys and any limitations or  
534 directions provided for in the General Appropriations Act or  
535 chapter 216. If necessary to safeguard the state's systems of  
536 providing services to elderly and disabled persons and subject  
537 to the notice and review provisions of s. 216.177, the Governor  
538 may direct the Agency for Health Care Administration to amend  
539 the Medicaid state plan to delete the optional Medicaid service  
540 known as "Intermediate Care Facilities for the Developmentally  
541 Disabled." Optional services may include:

542 (15) INTERMEDIATE CARE FACILITY FOR THE DEVELOPMENTALLY  
543 DISABLED SERVICES.—The agency may pay for health-related care  
544 and services provided on a 24-hour-a-day basis by a facility  
545 licensed and certified as a Medicaid Intermediate Care Facility  
546 for the Developmentally Disabled, for a recipient who needs such  
547 care because of a developmental disability. Payment shall not  
548 include bed-hold days except in facilities with occupancy rates  
549 of 95 percent or greater. The agency is authorized to seek any



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550 federal waiver approvals to implement this policy. The agency  
551 shall seek federal approval to implement a payment rate for  
552 Medicaid intermediate care facilities serving individuals with  
553 developmental disabilities, severe maladaptive behaviors, severe  
554 maladaptive behaviors and co-occurring complex medical  
555 conditions, or a dual diagnosis of developmental disability and  
556 mental illness.

557 Section 9. Paragraph (d) of subsection (2) of section  
558 1002.385, Florida Statutes, is amended to read:

559 1002.385 The Gardiner Scholarship.—

560 (2) DEFINITIONS.—As used in this section, the term:

561 (d) "Disability" means, for a 3- or 4-year-old child or for  
562 a student in kindergarten to grade 12, autism spectrum disorder,  
563 as defined in the Diagnostic and Statistical Manual of Mental  
564 Disorders, Fifth Edition, published by the American Psychiatric  
565 Association; cerebral palsy, as defined in s. 393.063(6); Down  
566 syndrome, as defined in s. 393.063(15); an intellectual  
567 disability, as defined in s. 393.063(24); Phelan-McDermid  
568 syndrome, as defined in s. 393.063(28); Prader-Willi syndrome,  
569 as defined in s. 393.063(29); spina bifida, as defined in s.  
570 393.063(41) ~~s. 393.063(40)~~; being a high-risk child, as defined  
571 in s. 393.063(23)(a); muscular dystrophy; Williams syndrome;  
572 rare diseases which affect patient populations of fewer than  
573 200,000 individuals in the United States, as defined by the  
574 National Organization for Rare Disorders; anaphylaxis; deaf;  
575 visually impaired; traumatic brain injured; hospital or  
576 homebound; or identification as dual sensory impaired, as  
577 defined by rules of the State Board of Education and evidenced  
578 by reports from local school districts. The term "hospital or



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579 homebound" includes a student who has a medically diagnosed  
580 physical or psychiatric condition or illness, as defined by the  
581 state board in rule, and who is confined to the home or hospital  
582 for more than 6 months.

583 Section 10. This act shall take effect January 1, 2021.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SB 82

INTRODUCER: Senator Bean

SUBJECT: Individuals With Disabilities

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Delia	Hendon	CF	<b>Favorable</b>
2. Gerbrandt	Kidd	AHS	<b>Recommend: Fav/CS</b>
3. Gerbrandt	Kynoch	AP	<b>Pre-meeting</b>

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**I. Summary:**

SB 82 makes operational changes to the Medicaid Home and Community-Based Services (HCBS) Waiver to improve the quality of services provided and to standardize agency processes by:

- Requiring support coordination services to be provided by qualified organizations who contract with the Agency for Persons with Disabilities (APD); and
- Requiring the Agency for Health Care Administration (AHCA) to contract with a qualified organization to perform medical necessity determinations.

The bill eliminates the criteria that APD must consider when authorizing supplemental funding for a significant additional needs request, and instead creates a standard definition of a ‘significant additional need.’ The bill requires APD to certify and document that a HCBS Waiver client has utilized all available resources prior to the submission of a significant additional needs request.

The bill requires all service providers to bill for services and submit all required documentation through the agency’s electronic client data management system.

The bill eliminates obsolete language from chapter 393 of the Florida Statutes. The bill also allows AHCA to seek federal approval to implement an increased rate for Medicaid intermediate care facilities that serve individuals with developmental disabilities who have severe behavioral or mental health needs.

The bill is not expected to have a fiscal impact on state expenditures. If the bill results in any cost savings, the savings would allow the agency to address the HCBS Waiver waitlist.

The bill takes effect on July 1, 2020.

## II. Present Situation:

### Agency for Persons with Disabilities

Florida obtained waivers of federal Medicaid requirements to enable the provision of home and community-based services to persons at risk of institutionalization.<sup>1</sup> The Agency for Persons with Disabilities (APD) is responsible the provision of services to individuals with developmental disabilities<sup>2</sup> and for administering the Home and Community-Based Services (HCBS) Waiver.<sup>3</sup> The HCBS Waiver provides services to individuals with developmental disabilities that allow them to continue to live in their home or home-like setting and avoid institutionalization.<sup>4</sup> Eligible individuals must meet institutional level of care requirements.<sup>5</sup>

Individuals who have a developmental disability and who meet Medicaid eligibility requirements, may receive services in the community through the state's HCBS Waiver or in an institution, such as an intermediate care facility for the developmentally disabled (ICF/DD) through the state's Medicaid program.

### Home and Community-Based Services Waiver (iBudget Florida)

The HCBS Waiver for individuals with developmental disabilities, known as the iBudget, provides 26 supports and services including, but not limited to, residential habilitation, behavioral services, companion services, adult day training, employment services, and physical therapy.<sup>6</sup> Services provided through the HCBS Waiver enable individuals to live in the community in their own home, a family home, or in a licensed residential setting, thereby avoiding institutionalization.

The iBudget Florida program was developed in response to legislative direction requiring a plan for an individual budgeting approach for improving the management of the HCBS waiver program.<sup>7</sup> The iBudget involves the use of an algorithm<sup>8</sup> to set individual allocation amounts<sup>9</sup> for each client by allocating available funding based on an assessment of the needs of each client.

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<sup>1</sup> Rule 59G-13.080(1), F.A.C.

<sup>2</sup> A developmental disability is defined as a disorder or syndrome that is attributable to intellectual disability, cerebral palsy, autism, spina bifida, Down syndrome, Phelan-McDermid or Prader-Willi syndrome; that manifests before the age of 18; and that constitutes a substantial handicap that can reasonably be expected to continue indefinitely. *See* s. 393.0612(12), F.S.

<sup>3</sup> Section 20.197(3), F.S.

<sup>4</sup> The Centers for Medicare and Medicaid Services, Home and Community-Based Services 1915(c), available at: <https://www.medicare.gov/medicaid/home-community-based-services/home-community-based-services-authorities/home-community-based-services-1915c/index.html> (last visited January 21, 2020).

<sup>5</sup> *Supra* note 1.

<sup>6</sup> A full list of covered services offered under Florida's HCBS Waiver can be found at: [https://ahca.myflorida.com/Medicaid/hcbs\\_waivers/ibudget.shtml](https://ahca.myflorida.com/Medicaid/hcbs_waivers/ibudget.shtml) (last visited January 17, 2020).

<sup>7</sup> Agency for Persons with Disabilities, Report to the Legislature on the Agency's Plan for Implementing Individual Budgeting "iBudget Florida" (February 1, 2010), available at: <http://apd.myflorida.com/ibudget/rules-regs.htm> (last visited January 13, 2020).

<sup>8</sup> The allocation algorithm is a mathematical formula based upon statistically validated relationships between individual characteristics (variables) and the individual's level of need for services provided through the Waiver. *See* Rule 65G-4.0213(1), F.A.C.

<sup>9</sup> The allocation algorithm amount is the result of the allocation algorithm apportioned according to available funding. *See* Rule 65G-4.0213(2), F.A.C.



The APD uses an assessment tool known as the Questionnaire for Situational Information (QSI) to determine a client's needs in the areas of functional, behavioral, and physical status.<sup>10</sup> All clients must have a QSI assessment completed prior to calculating the allocation amount. Clients can be reassessed any time there has been a significant change in the circumstance or condition that would impact any of the questions that are used as variables in the algorithm.<sup>11</sup>

After a client's initial allocation amount is determined, the client and their family meet with a Waiver Support Coordinator (WSC)<sup>12</sup> to discuss their allocation and develop a cost plan. The cost plan is an annual document that lists all authorized services, the anticipated costs of each service and the approved provider of each service.<sup>13</sup> The cost of all services within a client's cost plan must be lower than the client's allocation amount unless there is a significant additional need demonstrated.<sup>14</sup> Every proposed cost plan is reviewed and approved by the APD.<sup>15</sup>

If the client or the client's representative feels that the needs of the client cannot be met within the allocation amount, the WSC must identify and document the additional service request and submit it to the APD. The APD is required to approve requests for increases to the allocation amount if the request meets the Significant Additional Needs criteria (see subsection below titled Significant Additional Needs Criteria).<sup>16</sup> The APD is required to ensure that the sum of all clients' proposed expenditures do not exceed the agency's annual appropriation.<sup>17</sup>

As of October 2019, 34,919 individuals were enrolled in the iBudget program.<sup>18</sup> In Fiscal Year 2019-2020 the Legislature appropriated \$1.2 billion for the iBudget program, including \$462.8 million in general revenue funds and \$733.6 million in federal trust funds.<sup>19</sup>

### ***Waiver Waitlist***

The APD maintains a prioritized wait list for HCBS Waiver services.<sup>20</sup> Currently, there are 21,433 people on the HCBS Waiver waitlist.<sup>21</sup> Medicaid-eligible persons on the wait list can continue to receive Medicaid services offered through the Agency for Health Care Administration (AHCA).

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<sup>10</sup> Rule 65G-4.0213(18), F.A.C.

<sup>11</sup> Rule 65G-4.0214(1)(d), F.A.C.

<sup>12</sup> Waiver support coordinators assist Waiver clients and their families in identifying, developing, coordinating and accessing supports and services in their communities. Supports and services can be provided through a variety of funding sources such as the iBudget, third-party payers and natural supports. *See* Rule 65G-4.0213(27), F.A.C.

<sup>13</sup> Rule 65G-4.0213(4), F.A.C.

<sup>14</sup> Rule 65G-4.0215(1)(c), F.A.C. A significant additional need represents a need for additional funding that if not provided would place the health and safety of the client, their caregiver, or public in serious jeopardy. *See* s. 393.0662(1)(b), F.S.

<sup>15</sup> The APD conducts an individual review of information submitted by a WSC, to determine if the request meets significant additional needs criteria. *See* Rule 65G-4.0213(14), F.A.C.

<sup>16</sup> Rule 65G-4.0216(3), F.A.C. Significant additional needs criteria can be found at Section 393.0662(1)(b), F.S. and Rule 65G-4.0218, F.A.C.

<sup>17</sup> *See* s. 393.0662(1)(c), F.S., and Rules 65G-4.0216(5), and 65G-4.0218(2), F.A.C.

<sup>18</sup> Attachment to e-mail from Jeff Ivey, Legislative Affairs Director, Agency for Persons with Disabilities. (Oct. 17, 2019) (on file with the Senate Committee on Children, Families and Elder Affairs).

<sup>19</sup> *See* Specific Appropriation 245, section 3, Ch. 2019-115, Laws of Florida.

<sup>20</sup> Section 393.065(5), F.S.

<sup>21</sup> Email from Jeff Ivey, Legislative Affairs Director, Agency for Persons with Disabilities, to Peter Delia, Senior Attorney, Senate Committee on Children, Families, and Elder Affairs (on file with the Appropriations Subcommittee on Health and Human Services).

***Significant Additional Needs Criteria***

Currently, clients can request supplemental funding, in addition to that allocated through the algorithm, that if not provided would place the health and safety of the client, the client's caregiver, or public in serious jeopardy.<sup>22</sup> This supplemental funding, known as a 'Significant Additional Need,' is categorized as an extraordinary need, a significant need for one time or temporary support or services, or a significant increase in the need for services after the beginning of the service plan year, and a significant need for transportation services.<sup>23</sup>

An extraordinary need may include, but is not limited to:<sup>24</sup>

- A documented history of significant, potentially life-threatening behaviors, such as recent attempts at suicide, arson, nonconsensual sexual behavior, or self-injurious behavior requiring medical attention;
- A complex medical condition that requires active intervention by a licensed nurse on an ongoing basis that cannot be taught or delegated to a nonlicensed person;
- A chronic comorbid condition; or
- A need for total physical assistance with activities such as eating, bathing, toileting, grooming, and personal hygiene.

A significant need for one-time or temporary support or services may include, but is not limited to the need for:<sup>25</sup>

- Environmental modifications;
- Durable medical equipment;
- Services to address the temporary loss of support from a caregiver; or
- Special services or treatment for a serious temporary condition when the service or treatment is expected to ameliorate the underlying condition.

A significant increase in the need for services after the beginning of the service plan year may include, but is not limited to:<sup>26</sup>

- Permanent or long-term loss or incapacity of a caregiver;
- Loss of services authorized under the state Medicaid plan due to a change in age; or
- A significant change in medical or functional status that requires the provision of additional services on a permanent or long-term basis that cannot be accommodated within the client's current iBudget.

If public transportation is not an option due to the unique needs of the client or other transportation resources are not reasonably available, supplemental funding may be approved for transportation services to a waiver-funded adult day training program or employment services.<sup>27</sup>

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<sup>22</sup> Section 393.0662(1)(b), F.S.

<sup>23</sup> Rule 65G-4.0213(23), F.A.C.

<sup>24</sup> Section 393.0662(1)(b)1., F.S.

<sup>25</sup> Section 393.0662(1)(b)2., F.S.

<sup>26</sup> Section 393.0662(1)(b)3., F.S.

<sup>27</sup> Section 393.0662(1)(b)4., F.S.

The APD is required to approve requests for increases to the allocation amount if the request meets the Significant Additional Needs criteria.<sup>28</sup> If a client's allocation amount includes significant additional needs beyond what is determined by the algorithm and the APD determines that the service intensity, frequency or duration is no longer necessary, the APD is required to adjust the services to match the current need.<sup>29</sup>

Currently, the APD is required to document the information necessary to evaluate significant additional needs requests. The documentation may include the following:<sup>30</sup>

- Support plans;
- QSI results;
- Cost plans;
- Expenditure history;
- Current living situation;
- Interviews with the client or the client's caregiver;
- Prescriptions;
- Data regarding the results of previous therapies and interventions;
- Assessments; and
- Provider documentation.

Currently, no additional funding for significant additional needs can be provided if the need for additional funding is not premised upon a need that arises after the implementation of the initial iBudget amount,<sup>31</sup> or is created by a client's failure to ensure that funding remained sufficient to cover previously authorized services.<sup>32</sup>

### ***Medical Necessity***

There is no federal definition of medical necessity. Instead, the federal government has left it up to each state to create its own definition of medical necessity and limit Medicaid services based on that definition.<sup>33</sup> Any optional service provided under Medicaid, such as home and community-based services, must be provided only when medically necessary.<sup>34</sup>

Medically necessary or medical necessity is defined in Florida as medical or allied care, goods, or services furnished or ordered that meet the following conditions:<sup>35</sup>

- Be necessary to protect life, to prevent significant illness or significant disability, or to alleviate severe pain,

<sup>28</sup> Rule 65G-4.0216(3), F.A.C. Significant additional needs criteria can be found at Section 393.0662(1)(b), F.S. and Rule 65G-4.0218, F.A.C.

<sup>29</sup> Rule 65G-4.0218(4), F.A.C.

<sup>30</sup> Rule 65G-4.0218(5), F.A.C.

<sup>31</sup> The iBudget amount is the total amount of funds approved by the APD. *See* Rules 65G-4.0213, F.A.C., and 65G-4.0216, F.A.C.

<sup>32</sup> Rule 65G-4.0218(7), F.A.C.

<sup>33</sup> Memorandum to Stuart Williams, General Counsel, Agency for Health Care Administration from Tracy George, Chief Appellate Counsel, Agency for Health Care Administration (January 8, 2013) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

<sup>34</sup> Section 409.906, F.S.

<sup>35</sup> Rule 59G-1.1010, F.A.C.

- Be individualized, specific, and consistent with symptoms or confirmed diagnosis of the illness or injury under treatment, and not in excess of the patient's needs,
- Be consistent with generally accepted professional medical standards as determined by the Medicaid program, and not experimental or investigational,
- Be reflective of the level of service that can be safely furnished, and for which no equally effective and more conservative or less costly treatment is available statewide, and
- Be furnished in a manner not primarily intended for the convenience of the recipient, the recipient's caretaker, or the provider.

The fact that a provider has prescribed, recommended, or approved medical or allied care, goods, or services does not, in itself, make such care, goods or services medically necessary, or a medical necessity or a covered service.

Currently, the APD, with concurrence of the AHCA, may contract for the determination of medical necessity and establishment of individual budgets.<sup>36</sup> Additionally, the AHCA may implement a utilization management program designed to prior authorize home and community-based services, preauthorize high-cost or highly utilized services, or make any other adjustments necessary to comply with the limitations or directions provided for in the General Appropriations Act.<sup>37</sup>

### **iBudget Program Deficits**

In Fiscal Year 2017-2018, the APD exceeded its legislative appropriation for the iBudget by \$56.9 million. In Fiscal Year 2018-2019, the APD exceeded its legislative appropriation for the iBudget by \$107.9 million, and the APD is projected to exceed its appropriation in Fiscal Year 2019-2020 by \$134.3 million.

In 2019, the Florida Auditor General evaluated the APD's administration of the iBudget, including the effectiveness of the allocation methodology and algorithm in achieving the legislative intent of the iBudget.<sup>38,39</sup> The evaluation concluded that despite statistical validity underlying the algorithm, statutory allowances for significant additional needs have prevented APD from achieving the financial management goals of the iBudget and reducing the number of individuals on the waiting list.<sup>40</sup>

As a result of continued deficits, the 2019 Legislature directed APD, in conjunction with AHCA, to develop a plan to redesign the iBudget program and submit the plan to the Legislature.<sup>41</sup> The plan was required to address the following areas:<sup>42</sup>

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<sup>36</sup> Section 393.0661(1)(b), F.S.

<sup>37</sup> Section 409.906(13), F.S.

<sup>38</sup> State of Florida Auditor General Report No. 2020-012, August 2019, *available at* [https://flauditor.gov/pages/pdf\\_files/2020-012.pdf](https://flauditor.gov/pages/pdf_files/2020-012.pdf) (last visited January 13, 2020).

<sup>39</sup> The Legislature intended that the iBudget improve the financial management of the existing HCBS Waiver to avoid deficits that impeded the provision of services to individuals who are on the waiting list for enrollment in the program. *See s.* 393.0662, F.S.

<sup>40</sup> *Supra* note 44.

<sup>41</sup> Ch. 2019-116, Laws of Florida.

<sup>42</sup> *Id.*

- Specific steps to restrict spending to budgeted amounts based on alternatives to the iBudget and four-tiered Medicaid waiver models;
- Identification of core services that are essential to provide for client health and safety and recommend elimination of coverage for other services that are not affordable based on available resources;
- The redesign shall be responsive to individual needs and to the extent possible encourage client control over allocated resources for their needs; and
- The plan shall modify the manner of providing support coordination services to improve management of service utilization and increase accountability and responsiveness to agency priorities.

In response, the APD submitted a proposed redesign of the iBudget consisting of the following elements:<sup>43</sup>

- Inclusion of the iBudget waiver program in the Social Services Estimating Conference;
- Implementation of a behavioral health intermediate care facility service rate;
- Individual caps on the dollar amount of services for waiver clients;
- Budget transfers from the Medicaid State Plan to the iBudget waiver program for waiver clients turning 21;
- Expansion of the Medicaid Assistive Care Services program to include waiver group homes;
- Service limitations on Life Skills Development services;
- Centralization of the Significant Additional Needs approval process;
- Restructuring of support coordination services; and
- Implementation of a new client needs assessment tool, specifically the Next Generation Questionnaire for Situational Information.

### **Waiver Support Coordination**

Waiver support coordination services are provided by waiver support coordinators (WSCs), who assist clients in gaining access to needed medical, social, educational and other services, regardless of funding source.<sup>44</sup> All iBudget clients are required to receive a certain level of waiver support coordination services.<sup>45</sup> WSCs are responsible for the ongoing monitoring of supports and services provided to clients and are tasked with ensuring that clients receive the level of services they are entitled to and need under the iBudget including:<sup>46</sup>

- Locating, selecting and coordinating services and supports, whether paid with waiver funds or other resources;
- Documenting monthly progress of services rendered;

<sup>43</sup> Agency for Persons with Disabilities; Agency for Health Care Administration: 2019 iBudget Waiver Redesign (on file with the Senate Children, Families, and Elder Affairs Committee).

<sup>44</sup> Rule 59G-13.080(3)(e), F.A.C.

<sup>45</sup> There are 3-levels of waiver support coordination services: full, enhanced and limited. The level of service requirements are described in the Agency for Health Care Administration, *Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook* (2015), available at: <http://apd.myflorida.com/ibudget/rules-regs.htm> (last visited January 19, 2020).

<sup>46</sup> Agency for Health Care Administration, *Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook* (2015), available at: <http://apd.myflorida.com/ibudget/rules-regs.htm> (last visited January 19, 2020).

- A minimum of two monthly contacts with or on behalf of the Waiver client, or contact with another provider to discuss progress toward achieving goals identified in the client's support plan (WSCs are expected to meet the needs of the individuals they serve regardless of the number of contacts it takes to meet those needs);
- Monitoring client's health and safety and well-being and assist them in reaching desired outcomes; and
- Maintaining client's current annual support plan, cost plan and supporting documents.

WSCs must pass a level-two background screen, meet provider qualifications<sup>47</sup> and requirements,<sup>48</sup> complete a Medicaid Provider Enrollment application, complete an APD provider application, and be assigned a Medicaid provider number.<sup>49</sup>

WSCs enroll as either a solo<sup>50</sup> or an agency<sup>51</sup> Medicaid provider.<sup>52</sup> For most services under the waiver, other than support coordination, agency providers can bill at an agency rate. Waiver support coordination services, however, are billed at one rate.<sup>53</sup>

Support coordination agencies have additional responsibilities to:<sup>54</sup>

- Have a comprehensive internal quality assurance management plan (which should include a systematic method of inspecting and reviewing all required documentation and activities) to actively monitor and supervise WSCs employed by their agency;
- Provide ongoing technical assistance and training to their employees in order to ensure that they are adequately fulfilling their job requirements as a WSC and Medicaid provider; and
- Maintain personnel files documenting the qualifications of all employees, completion of all required training, and background screening results.

The APD, the AHCA, or an authorized representative of the state monitor support coordinators on an annual basis.<sup>55</sup> The quality assurance process includes both a provider performance review, which is a review of regulatory compliance, and a person-centered review that focuses on an interview with the client receiving services to assure outcomes are being met, adequate follow through is being done and services are satisfactory to the client.<sup>56</sup>

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<sup>47</sup> Qualifications include, but are not limited to, a bachelor's degree, and, at a minimum, 2-years of paid, supervised experience in developmental disabilities, special education, mental health, counseling, guidance, social work or health and rehabilitative services.

<sup>48</sup> Requirements include, but are not limited to, a minimum of 60 hours of pre-service training, including 34 hours of statewide pre-service training, and 26 hours of district-specific training, which includes orientation to the district, local resources and local operational procedures.

<sup>49</sup> *Supra* note 46.

<sup>50</sup> A solo or independent provider is a person who personally renders waiver services directly to recipients and does not employ others to render waiver services for which the rate is being paid. *See Supra* note 46 at pg. 1-10.

<sup>51</sup> An agency provider is a business or organization enrolled to provide waiver services that has two or more employees to carry out the enrolled service, including the agency owner. An agency or group provider for rate purposes is a provider that employs staff to perform waiver services. A provider that hires only subcontractors to perform waiver services is not considered an agency provider for rate purposes. *See Supra* note 46 at pg. 1-2.

<sup>52</sup> *Id.*

<sup>53</sup> Rule 59G-13.081, F.A.C.

<sup>54</sup> *Supra* note 46 at pg. 2-84.

<sup>55</sup> *Supra* note 46 at pg. A-9.

<sup>56</sup> *Supra* note 46.

HCBS Waiver services should be one element of the supports available to clients. Clients, families, legal representatives, WSCs, and providers are responsible for seeking non-waiver supports to augment and even replace HCBS waiver-paid services. The HCBS Waiver should be the payer of last resort.<sup>57</sup>

### **Client Data Management System (iConnect)**

The federal Centers for Medicare and Medicaid Services requires that all states that offer personal care and/or home health services through a waiver must utilize an electronic visit verification (EVV) system to verify when and where a service is being provided and the actual amount of time the provider spends with the customer.<sup>58</sup> APD has contracted with a vendor to create a central client data management system, known as iConnect. The iConnect system will provide EVV functionality, as well as electronic billing and centralization of client records.

Currently, providers bill for services through the AHCA Florida Medicaid Management Information System (FMMIS).<sup>59</sup>

### **Agency for Health Care Administration**

Individuals who have a developmental disability and who meet Medicaid eligibility requirements may receive services in an institution, such as an intermediate care facility for the developmentally disabled (ICF/DD) through the state's Medicaid program. The AHCA is responsible for licensing and oversight of ICF/DDs in Florida.<sup>60</sup> ICF/DDs provide the following services: nursing services, activity services, dental services, dietary services, pharmacy services, physician services, rehabilitative care services, room/bed and maintenance services and social services.<sup>61</sup>

While the majority of individuals who have a developmental disability live in the community, a small number live in ICF/DDs. In Florida, there are 88 privately owned ICF/DD facilities. As of April 2018, the ICF/DDs are 94.6 percent occupied, with 1,948 individuals in 2,060 possible slots.<sup>62</sup>

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<sup>57</sup> *Supra* note 46 at pg. 2-75.

<sup>58</sup> Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Frequently Asked Questions: Section 12006 of the 21<sup>st</sup> Century Cures Act, Electronic Visit Verification (EVV) Systems for Personal Care Services (PCS) and Home Health Care Services (HHCS)*, available at: <https://www.medicaid.gov/medicaid/home-community-based-services/guidance/electronic-visit-verification-evv/index.html> (last visited January 21, 2020).

<sup>59</sup> Agency for Persons with Disabilities iConnect Proposed Redraft Analysis. On file with the Senate Children, Families, and Elder Affairs Committee.

<sup>60</sup> See ss. 400.962 and 400.967, F.S.

<sup>61</sup> Agency for Health Care Administration, *Intermediate Care Facility for Individuals with Intellectual Disabilities (ICF/DD) Services*, available at: [https://ahca.myflorida.com/medicaid/Policy\\_and\\_Quality/Policy/behavioral\\_health\\_coverage/bhfu/Intermediate\\_Care.shtml](https://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/behavioral_health_coverage/bhfu/Intermediate_Care.shtml) (last visited January 21, 2020).

<sup>62</sup> Florida Medicaid ICF/IID Rate Study Report, prepared by Navigant for the Florida Agency for Health Care Administration, 2019 (on file with the Senate Children and Families and Elder Affairs Committee).

ICF/DDs are considered institutional placements and are reimbursed for care through the AHCA Medicaid program. ICF/DDs are reimbursed based on two levels of care, which are based on the client's mobility:<sup>63</sup>

- ICF Level of Reimbursement One- A reimbursement level for recipients who are ambulatory or self-mobile using mechanical devices and are able to transfer themselves without human assistance, but may require assistance and oversight to ensure safe evacuation; and
- ICF Level of Reimbursement Two- A reimbursement level for recipients who are capable of mobility only with human assistance or require human assistance to transfer to or from a mobility device or require continuous medical and nursing supervision.

ICF/DD providers in Florida have reported an increase in the number of recipients with severe behavioral needs that require significant resources to provide appropriate care beyond what is currently provided through the level one and level two-reimbursement methodology.<sup>64</sup>

### III. Effect of Proposed Changes:

**Section 1** amends s. 393.063, F.S., defining 'significant additional needs' as medically necessary needs for service increases arising after the beginning of the service plan year which would place the health and safety of the client, their caregiver, or the public in serious jeopardy. The bill also redefines support coordinators as employees of a qualified organization contracted by the APD.

**Section 2** amends s. 393.066, F.S., requiring all HCBS Waiver service providers to bill for services through the iConnect system and requiring submission of documentation verifying services rendered prior to receiving payment.

**Section 3** repeals section 393.0661, F.S. This section contains outdated provisions relating to the waiver program design prior to the implementation of the iBudget. The bill also eliminates the existing review criteria for significant additional needs requests. Such criteria has not been effective in limiting the iBudget supplemental funding increases approved by APD. Other provisions are moved to s. 393.0662, F.S.

**Section 4** amends s. 393.0662, F.S., requiring that funding for significant additional needs, as defined in the bill, may be provided only after the determination of a client's initial iBudget allocation amount is assigned and after the agency has certified and documented, in the client's cost plan, the use of all available resources under the Medicaid state plan.

The bill also preserves language from current law in s. 393.0661, F.S., relating to premiums and cost sharing, rate adjustments, the ability of AHCA to seek federal approval to amend waivers as needed, and the responsibility of APD to submit certain reports to the Governor and the Legislature. The bill also provides rulemaking authority for both APD and AHCA regarding criteria and processes for clients to access funds for significant additional needs.

**Section 5** creates s. 393.0663, F.S., requiring APD to competitively procure two or more qualified organizations to provide all support coordination services to HCBS Waiver clients. The

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<sup>63</sup> *Id.*

<sup>64</sup> *Id.*



bill requires the agency to consider price, quality, and accessibility when awarding contracts, and it requires procurement to begin on October 1, 2020. The bill provides that the contracts must include provisions requiring:

- Compliance with existing agency cost-containment initiatives;
- Support coordinators to ensure client budgets are linked to respective levels of need;
- Support coordinators to avoid potential conflicts of interest; and
- WSC organizations to perform and meet all standards related to support coordination currently in statute and rule.

The bill requires that the contracts be three years in length and permits a contract to be renewed up to three times, but each renewal may not exceed one year in length. The bill also provides APD with discretion to choose whether support coordination services are provided statewide or by agency region.

**Section 6** amends s. 409.906, F.S., requiring AHCA to competitively procure a qualified organization to perform medical necessity determinations of all significant additional needs requests. The bill directs AHCA to seek federal approval to implement an increased rate for Medicaid intermediate care facilities for the developmentally disabled that serve individuals with developmental disabilities who have severe behavioral and mental health needs.

**Section 7** amends s. 409.968, F.S., to conform a cross-reference.

**Section 8** amends s. 1002.385, F.S., to conform a cross-reference.

**Section 9** provides an effective date of July 1, 2020.

#### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None identified.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

SB 82 will have a negative but indeterminate fiscal impact on current waiver support coordinators who do not successfully bid for support coordination contracts provided under the bill. Qualified organizations who successfully acquire contracts for support coordination and for medical necessity determinations will see a positive fiscal impact.

Service providers who do not have hardware/software that can potentially interface with the Agency for Persons with Disabilities (APD) iConnect billing system may be required to purchase new hardware/software that can interface with iConnect, and to train staff on the use of iConnect. Service providers may also incur costs associated with dual data entry if the provider utilizes a different IT system and must manually input data into iConnect. The fiscal impact of the iConnect billing requirements on private service providers is negative but indeterminate.

**C. Government Sector Impact:**

The bill's requirement to centralize medical necessity determinations with a third party contractor may have a positive fiscal impact on state expenditures by decreasing the number of employees at APD that currently provide medical necessity determinations. However, this cost savings will be offset by the required increase in the contracted services category, under the Agency for Health Care Administration, to contract out this function. Any cost savings realized as a function of contracting medical necessity out to a third party would allow the agency to address the Home and Community-based Waiver waitlist.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 393.063, 393.066, 393.0662, 409.906, 409.968, and 1002.385.

This bill creates section 393.0663 of the Florida Statutes.

This bill repeals section 393.0661 of the Florida Statutes.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By Senator Bean

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1 A bill to be entitled  
 2 An act relating to individuals with disabilities;  
 3 amending s. 393.063, F.S.; defining the term  
 4 "significant additional need"; revising the definition  
 5 of the term "support coordinator"; amending s.  
 6 393.066, F.S.; requiring persons and entities under  
 7 contract with the Agency for Persons with Disabilities  
 8 to use the agency data management systems to bill for  
 9 services; repealing s. 393.0661, F.S., relating to the  
 10 home and community-based services delivery system;  
 11 amending s. 393.0662, F.S.; revising criteria used by  
 12 the agency to develop a client's iBudget; revising  
 13 criteria used by the agency to authorize additional  
 14 funding for certain clients; requiring the agency to  
 15 certify and document the use of certain services  
 16 before approving the expenditure of certain funds;  
 17 requiring the Agency for Health Care Administration to  
 18 seek federal approval to provide consumer-directed  
 19 options; authorizing the Agency for Persons with  
 20 Disabilities and the Agency for Health Care  
 21 Administration to adopt rules; requiring the Agency  
 22 for Health Care Administration to seek federal waivers  
 23 and amend contracts under certain conditions;  
 24 requiring the Agency for Persons with Disabilities to  
 25 collect premiums or cost sharing; providing  
 26 construction; providing for the reimbursement of  
 27 certain providers of services; requiring the Agency  
 28 for Persons with Disabilities to submit quarterly  
 29 status reports to the Governor, the chair of the

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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30 Senate Appropriations Committee, and the chair of the  
 31 House Appropriations Committee; requiring the Agency  
 32 for Persons with Disabilities, in consultation with  
 33 the Agency for Health Care Administration, to submit a  
 34 certain plan to the Governor, the chair of the Senate  
 35 Appropriations Committee, and the chair of the House  
 36 Appropriations Committee under certain conditions;  
 37 requiring the Agency for Persons with Disabilities, in  
 38 consultation with the Agency for Health Care  
 39 Administration, to provide quarterly reconciliation  
 40 reports to the Governor and the Legislature within a  
 41 specified timeframe; revising rulemaking authority of  
 42 the Agency for Persons with Disabilities and the  
 43 Agency for Health Care Administration; creating s.  
 44 393.0663, F.S.; requiring the Agency for Persons with  
 45 Disabilities to competitively procure qualified  
 46 organizations to provide support coordination  
 47 services; requiring such procurement to be initiated  
 48 on a specified date; providing requirements for  
 49 contracts awarded by the agency; amending s. 409.906,  
 50 F.S.; requiring the Agency for Health Care  
 51 Administration to contract with an external vendor for  
 52 certain medical necessity determinations; requiring  
 53 the Agency for Persons with Disabilities to seek  
 54 federal approval to implement certain payment rates;  
 55 amending ss. 409.968 and 1002.385, F.S.; conforming  
 56 cross-references; providing an effective date.

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

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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Section 1. Present subsections (39) through (45) of section 393.063, Florida Statutes, are redesignated as subsections (40) through (46), respectively, a new subsection (39) is added to that section, and present subsection (41) of that section is amended, to read:

393.063 Definitions.—For the purposes of this chapter, the term:

(39) "Significant additional need" means a medically necessary need for a service increase arising after the beginning of the service plan year which would place the health and safety of the client, the client's caregiver, or the public in serious jeopardy.

(42)(41) "Support coordinator" means an employee of a qualified organization pursuant to s. 393.0663 ~~a person who is~~ designated by the agency to assist individuals and families in identifying their capacities, needs, and resources, as well as finding and gaining access to necessary supports and services; coordinating the delivery of supports and services; advocating on behalf of the individual and family; maintaining relevant records; and monitoring and evaluating the delivery of supports and services to determine the extent to which they meet the needs and expectations identified by the individual, family, and others who participated in the development of the support plan.

Section 2. Subsection (2) of section 393.066, Florida Statutes, is amended to read:

393.066 Community services and treatment.—

(2) Necessary services shall be purchased, rather than provided directly by the agency, when the purchase of services

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is more cost-efficient than providing them directly. All purchased services must be approved by the agency. As a condition of payment, persons or entities under contract with the agency to provide services shall use agency data management systems to document service provision to clients before billing and must use the agency data management systems to bill for services. Contracted persons and entities shall meet the minimum hardware and software technical requirements established by the agency for the use of such systems. Such persons or entities shall also meet any requirements established by the agency for training and professional development of staff providing direct services to clients.

Section 3. Section 393.0661, Florida Statutes, is repealed.

Section 4. Section 393.0662, Florida Statutes, is amended to read:

393.0662 Individual budgets for delivery of home and community-based services; iBudget system established.—The Legislature finds that improved financial management of the existing home and community-based Medicaid waiver program is necessary to avoid deficits that impede the provision of services to individuals who are on the waiting list for enrollment in the program. The Legislature further finds that clients and their families should have greater flexibility to choose the services that best allow them to live in their community within the limits of an established budget. Therefore, the Legislature intends that the agency, in consultation with the Agency for Health Care Administration, shall manage the service delivery system using individual budgets as the basis for allocating the funds appropriated for the home and

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community-based services Medicaid waiver program among eligible enrolled clients. The service delivery system that uses individual budgets shall be called the iBudget system.

(1) The agency shall administer an individual budget, referred to as an iBudget, for each individual served by the home and community-based services Medicaid waiver program. The funds appropriated to the agency shall be allocated through the iBudget system to eligible, Medicaid-enrolled clients. For the iBudget system, eligible clients shall include individuals with a developmental disability as defined in s. 393.063. The iBudget system shall provide for: enhanced client choice within a specified service package; appropriate assessment strategies; an efficient consumer budgeting and billing process that includes reconciliation and monitoring components; a role for support coordinators that avoids potential conflicts of interest; a flexible and streamlined service review process; and the equitable allocation of available funds based on the client's level of need, as determined by the allocation methodology.

(a) In developing each client's iBudget, the agency shall use the allocation methodology as defined in s. 393.063(4), in conjunction with an assessment instrument that the agency deems to be reliable and valid, including, but not limited to, the agency's Questionnaire for Situational Information. The allocation methodology shall determine the amount of funds allocated to a client's iBudget.

(b) The agency may authorize additional funding based on a client having one or more significant additional needs ~~of the following needs~~ that cannot be accommodated within the funding determined by the algorithm and having no other resources,

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supports, or services available to meet the needs. Such additional funding may be provided only after the determination of a client's initial allocation amount and after the agency has certified and documented the use of all available resources under the Medicaid state plan as described in subsection (2). ~~need.~~

~~1. An extraordinary need that would place the health and safety of the client, the client's caregiver, or the public in immediate, serious jeopardy unless the increase is approved. However, the presence of an extraordinary need in and of itself does not warrant authorized funding by the agency. An extraordinary need may include, but is not limited to:~~

~~a. A documented history of significant, potentially life-threatening behaviors, such as recent attempts at suicide, arson, nonconsensual sexual behavior, or self-injurious behavior requiring medical attention;~~

~~b. A complex medical condition that requires active intervention by a licensed nurse on an ongoing basis that cannot be taught or delegated to a nonlicensed person;~~

~~c. A chronic comorbid condition. As used in this subparagraph, the term "comorbid condition" means a medical condition existing simultaneously but independently with another medical condition in a patient; or~~

~~d. A need for total physical assistance with activities such as eating, bathing, toileting, grooming, and personal hygiene.~~

~~2. A significant need for one-time or temporary support or services that, if not provided, would place the health and safety of the client, the client's caregiver, or the public in~~

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serious jeopardy. A significant need may include, but is not limited to, the provision of environmental modifications, durable medical equipment, services to address the temporary loss of support from a caregiver, or special services or treatment for a serious temporary condition when the service or treatment is expected to ameliorate the underlying condition. As used in this subparagraph, the term "temporary" means a period of fewer than 12 continuous months. However, the presence of such significant need for one-time or temporary supports or services in and of itself does not warrant authorized funding by the agency.

3. A significant increase in the need for services after the beginning of the service plan year that would place the health and safety of the client, the client's caregiver, or the public in serious jeopardy because of substantial changes in the client's circumstances, including, but not limited to, permanent or long-term loss or incapacity of a caregiver, loss of services authorized under the state Medicaid plan due to a change in age, or a significant change in medical or functional status which requires the provision of additional services on a permanent or long-term basis that cannot be accommodated within the client's current iBudget. As used in this subparagraph, the term "long-term" means a period of 12 or more continuous months. However, such significant increase in need for services of a permanent or long-term nature in and of itself does not warrant authorized funding by the agency.

4. A significant need for transportation services to a waiver-funded adult day training program or to waiver-funded employment services when such need cannot be accommodated within

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a client's iBudget as determined by the algorithm without affecting the health and safety of the client, if public transportation is not an option due to the unique needs of the client or other transportation resources are not reasonably available.

The agency shall reserve portions of the appropriation for the home and community-based services Medicaid waiver program for adjustments required pursuant to this paragraph and may use the services of an independent actuary in determining the amount to be reserved.

(c) A client's annual expenditures for home and community-based Medicaid waiver services may not exceed the limits of his or her iBudget. The total of all clients' projected annual iBudget expenditures may not exceed the agency's appropriation for waiver services.

(2) The Agency for Health Care Administration, in consultation with the agency, shall seek federal approval to amend current waivers, request a new waiver, and amend contracts as necessary to manage the iBudget system, improve services for eligible and enrolled clients, and improve the delivery of services through the home and community-based services Medicaid waiver program and the Consumer-Directed Care Plus Program, including, but not limited to, enrollees with a dual diagnosis of a developmental disability and a mental health disorder.

(3) The agency must certify and document within each client's cost plan that the a client has used must use all available services authorized under the state Medicaid plan, school-based services, private insurance and other benefits, and

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any other resources that may be available to the client before using funds from his or her iBudget to pay for support, ~~and~~ services, and any significant additional needs as determined by a qualified organization contracted pursuant to s. 409.906(13)(c).

(4) Rates for any or all services established under rules of the Agency for Health Care Administration must be designated as the maximum rather than a fixed amount for individuals who receive an iBudget, except for services specifically identified in those rules that the agency determines are not appropriate for negotiation, which may include, but are not limited to, residential habilitation services.

(5) The agency shall ensure that clients and caregivers have access to training and education that inform them about the iBudget system and enhance their ability for self-direction. Such training and education must be offered in a variety of formats and, at a minimum, must address the policies and processes of the iBudget system and the roles and responsibilities of consumers, caregivers, waiver support coordinators, providers, and the agency, and must provide information to help the client make decisions regarding the iBudget system and examples of support and resources available in the community.

(6) The agency shall collect data to evaluate the implementation and outcomes of the iBudget system.

(7) The Agency for Health Care Administration shall seek federal approval to provide a consumer-directed option for persons with developmental disabilities. The agency and the Agency for Health Care Administration may adopt rules necessary

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to administer this subsection.

(8) The Agency for Health Care Administration shall seek federal waivers and amend contracts as necessary to make changes to services defined in federal waiver programs as follows:

(a) Supported living coaching services may not exceed 20 hours per month for persons who also receive in-home support services.

(b) Limited support coordination services are the only type of support coordination services which may be provided to persons under the age of 18 who live in the family home.

(c) Personal care assistance services are limited to 180 hours per calendar month and may not include rate modifiers. Additional hours may be authorized for persons who have intensive physical, medical, or adaptive needs if such hours are essential for avoiding institutionalization.

(d) Residential habilitation services are limited to 8 hours per day. Additional hours may be authorized for persons who have intensive medical or adaptive needs and if such hours are essential for avoiding institutionalization, or for persons who possess behavioral problems that are exceptional in intensity, duration, or frequency and present a substantial risk of harming themselves or others.

(e) The agency shall conduct supplemental cost plan reviews to verify the medical necessity of authorized services for plans that have increased by more than 8 percent during either of the 2 preceding fiscal years.

(f) The agency shall implement a consolidated residential habilitation rate structure to increase savings to the state through a more cost-effective payment method and establish



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291 uniform rates for intensive behavioral residential habilitation  
 292 services.

293 (g) The geographic differential for Miami-Dade, Broward,  
 294 and Palm Beach Counties for residential habilitation services  
 295 must be 7.5 percent.

296 (h) The geographic differential for Monroe County for  
 297 residential habilitation services must be 20 percent.

298 (9) The agency shall collect premiums or cost sharing  
 299 pursuant to s. 409.906(13) (c).

300 (10) This section or any related rule does not prevent or  
 301 limit the Agency for Health Care Administration, in consultation  
 302 with the agency, from adjusting fees, reimbursement rates,  
 303 lengths of stay, number of visits, or number of services, or  
 304 from limiting enrollment or making any other adjustment  
 305 necessary to comply with the availability of moneys and any  
 306 limitations or directions provided in the General Appropriations  
 307 Act.

308 (11) A provider of services rendered to persons with  
 309 developmental disabilities pursuant to a federally approved  
 310 waiver shall be reimbursed according to a rate methodology based  
 311 upon an analysis of the expenditure history and prospective  
 312 costs of providers participating in the waiver program, or under  
 313 any other methodology developed by the Agency for Health Care  
 314 Administration, in consultation with the agency, and approved by  
 315 the Federal Government in accordance with the waiver.

316 (12) The agency shall submit quarterly status reports to  
 317 the Executive Office of the Governor, the chair of the Senate  
 318 Appropriations Committee or its successor, and the chair of the  
 319 House Appropriations Committee or its successor containing all

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320 of the following information:

321 (a) The financial status of home and community-based  
 322 services, including the number of enrolled individuals who are  
 323 receiving services through one or more programs.

324 (b) The number of individuals who have requested services  
 325 who are not enrolled but who are receiving services through one  
 326 or more programs, with a description indicating the programs  
 327 from which the individual is receiving services.

328 (c) The number of individuals who have refused an offer of  
 329 services but who choose to remain on the list of individuals  
 330 waiting for services.

331 (d) The number of individuals who have requested services  
 332 but who are receiving no services.

333 (e) A frequency distribution indicating the length of time  
 334 individuals have been waiting for services.

335 (f) Information concerning the actual and projected costs  
 336 compared to the amount of the appropriation available to the  
 337 program and any projected surpluses or deficits.

338 (13) If at any time an analysis by the agency, in  
 339 consultation with the Agency for Health Care Administration,  
 340 indicates that the cost of services is expected to exceed the  
 341 amount appropriated, the agency shall submit a plan in  
 342 accordance with subsection (10) to the Executive Office of the  
 343 Governor, the chair of the Senate Appropriations Committee or  
 344 its successor, and the chair of the House Appropriations  
 345 Committee or its successor to remain within the amount  
 346 appropriated. The agency shall work with the Agency for Health  
 347 Care Administration to implement the plan so as to remain within  
 348 the appropriation.

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349 (14) The agency, in consultation with the Agency for Health  
 350 Care Administration, shall provide a quarterly reconciliation  
 351 report of all home and community-based services waiver  
 352 expenditures from the Agency for Health Care Administration's  
 353 claims management system with service utilization from the  
 354 Agency for Persons with Disabilities Allocation, Budget, and  
 355 Contract Control system. The reconciliation report shall be  
 356 submitted to the Governor, the President of the Senate, and the  
 357 Speaker of the House of Representatives no later than 30 days  
 358 after the close of each quarter.

359 (15)(7) The agency and the Agency for Health Care  
 360 Administration may adopt rules specifying the allocation  
 361 algorithm and methodology; criteria and processes for clients to  
 362 access reserved funds for significant additional needs  
 363 extraordinary needs, temporarily or permanently changed needs,  
 364 and one-time needs; and processes and requirements for selection  
 365 and review of services, development of support and cost plans,  
 366 and management of the iBudget system as needed to administer  
 367 this section.

368 Section 5. Section 393.0663, Florida Statutes, is created  
 369 to read:

370 393.0663 Waiver support coordination services.—The agency  
 371 shall competitively procure two or more qualified organizations  
 372 to provide support coordination services. In awarding a contract  
 373 to a qualified organization, the agency shall take into account  
 374 price, quality, and accessibility to these services. The agency  
 375 shall initiate procurement on October 1, 2020.

376 (1) The contract must include provisions requiring  
 377 compliance with agency cost-containment initiatives.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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378 (2) The contract must require support coordinators to  
 379 ensure client budgets are linked to levels of need.

380 (3) The contract must require support coordinators to avoid  
 381 potential conflicts of interest.

382 (4) The contract must require the organization to perform  
 383 all duties and meet all standards related to support  
 384 coordination as provided in the Developmental Disabilities  
 385 Waiver Services Coverage and Limitations Handbook.

386 (5) The contract shall be 3 years in duration. Following  
 387 the initial 3-year period, the contract may be renewed annually  
 388 for 3 consecutive years and may not exceed 1 year in duration.

389 (6) The contract may provide for support coordination  
 390 services statewide or by agency region, at the discretion of the  
 391 agency.

392 Section 6. Present paragraphs (c) and (d) of subsection  
 393 (13) of section 409.906, Florida Statutes, are redesignated as  
 394 paragraphs (d) and (e), respectively, a new paragraph (c) is  
 395 added to that subsection, and subsection (15) of that section is  
 396 amended, to read:

397 409.906 Optional Medicaid services.—Subject to specific  
 398 appropriations, the agency may make payments for services which  
 399 are optional to the state under Title XIX of the Social Security  
 400 Act and are furnished by Medicaid providers to recipients who  
 401 are determined to be eligible on the dates on which the services  
 402 were provided. Any optional service that is provided shall be  
 403 provided only when medically necessary and in accordance with  
 404 state and federal law. Optional services rendered by providers  
 405 in mobile units to Medicaid recipients may be restricted or  
 406 prohibited by the agency. Nothing in this section shall be

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construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. If necessary to safeguard the state's systems of providing services to elderly and disabled persons and subject to the notice and review provisions of s. 216.177, the Governor may direct the Agency for Health Care Administration to amend the Medicaid state plan to delete the optional Medicaid service known as "Intermediate Care Facilities for the Developmentally Disabled." Optional services may include:

(13) HOME AND COMMUNITY-BASED SERVICES.—

(c) The agency shall competitively procure a qualified organization to perform medical necessity determinations of significant additional needs requests, as defined in s. 393.063.

(15) INTERMEDIATE CARE FACILITY FOR THE DEVELOPMENTALLY DISABLED SERVICES.—The agency may pay for health-related care and services provided on a 24-hour-a-day basis by a facility licensed and certified as a Medicaid Intermediate Care Facility for the Developmentally Disabled, for a recipient who needs such care because of a developmental disability. Payment shall not include bed-hold days except in facilities with occupancy rates of 95 percent or greater. The agency is authorized to seek any federal waiver approvals to implement this policy. The agency shall seek federal approval to implement a payment rate for Medicaid intermediate care facilities serving individuals with developmental disabilities, severe maladaptive behaviors, severe maladaptive behaviors and co-occurring complex medical

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conditions, or a dual diagnosis of developmental disability and mental illness.

Section 7. Paragraph (a) of subsection (4) of section 409.968, Florida Statutes, is amended to read:

409.968 Managed care plan payments.—

(4) (a) Subject to a specific appropriation and federal approval under s. 409.906(13) (e) ~~s. 409.906(13) (d)~~, the agency shall establish a payment methodology to fund managed care plans for flexible services for persons with severe mental illness and substance use disorders, including, but not limited to, temporary housing assistance. A managed care plan eligible for these payments must do all of the following:

1. Participate as a specialty plan for severe mental illness or substance use disorders or participate in counties designated by the General Appropriations Act;

2. Include providers of behavioral health services pursuant to chapters 394 and 397 in the managed care plan's provider network; and

3. Document a capability to provide housing assistance through agreements with housing providers, relationships with local housing coalitions, and other appropriate arrangements.

Section 8. Paragraph (d) of subsection (2) of section 1002.385, Florida Statutes, is amended to read:

1002.385 The Gardiner Scholarship.—

(2) DEFINITIONS.—As used in this section, the term:

(d) "Disability" means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, published by the American Psychiatric

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465 Association; cerebral palsy, as defined in s. 393.063(6); Down  
466 syndrome, as defined in s. 393.063(15); an intellectual  
467 disability, as defined in s. 393.063(24); Phelan-McDermid  
468 syndrome, as defined in s. 393.063(28); Prader-Willi syndrome,  
469 as defined in s. 393.063(29); spina bifida, as defined in s.  
470 393.063(41) ~~s. 393.063(40)~~; being a high-risk child, as defined  
471 in s. 393.063(23)(a); muscular dystrophy; Williams syndrome;  
472 rare diseases which affect patient populations of fewer than  
473 200,000 individuals in the United States, as defined by the  
474 National Organization for Rare Disorders; anaphylaxis; deaf;  
475 visually impaired; traumatic brain injured; hospital or  
476 homebound; or identification as dual sensory impaired, as  
477 defined by rules of the State Board of Education and evidenced  
478 by reports from local school districts. The term "hospital or  
479 homebound" includes a student who has a medically diagnosed  
480 physical or psychiatric condition or illness, as defined by the  
481 state board in rule, and who is confined to the home or hospital  
482 for more than 6 months.

483 Section 9. This act shall take effect July 1, 2020.



*The Florida Senate*

## Committee Agenda Request

**To:** Senator Rob Bradley, Chair  
Committee on Appropriations

**Subject:** Committee Agenda Request

**Date:** January 29, 2020

---

I respectfully request that **Senate Bill # 82**, relating to Individuals with Disabilities, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink that reads "Aaron Bean". The signature is written in a cursive style.

---

Senator Aaron Bean  
Florida Senate, District 4

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

2/5/2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 82

Bill Number (if applicable)

Topic Persons with Disabilities

Amendment Barcode (if applicable)

Name Amanda Baker

Job Title Advocate

Address 3373 Apalachee Parkway Apt. 2010

Street

Phone 850-691-7872

Tallahassee

City

FL

State

32311

Zip

Email AmandiaJoeBaker  
@gmail.com

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/SB 100

INTRODUCER: Appropriations Committee and Senators Harrell, Cruz, and Stewart

SUBJECT: Dispensing Medicinal Drugs

DATE: February 7, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Rossitto-Van Winkle	Brown	HP	<b>Favorable</b>
2.	Gerbrandt	Kidd	AHS	<b>Recommend: Favorable</b>
3.	Gerbrandt	Kynoch	AP	<b>Fav/CS</b>

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**I. Summary:**

CS/SB 100 amends section 465.019, Florida Statutes, to authorize medicinal drugs to be dispensed by a hospital that operates a Class II or Class III institutional pharmacy to a patient of the hospital's emergency department or a hospital inpatient upon discharge if a prescriber treating the patient in the hospital determines that:

- The medicinal drug is warranted; and
- Community pharmacy services are not readily accessible to the patient, geographically or otherwise.

The bill authorizes such a hospital to dispense a 72-hour supply, rather than a 48-hour supply, during a declared state of emergency in the area, under certain conditions.

The bill has an insignificant fiscal impact on the Department of Health (DOH) that can be absorbed within existing resources.

The bill has an effective date of July 1, 2020.

**II. Present Situation:**

**Medicinal Prescribing and Dispensing Practitioners**

There are several professions in Florida that have prescriptive authority at various levels, including:

- Allopathic physicians;
- Osteopathic physicians;
- Podiatrists;
- Dentists;

- Advanced practice registered nurses;<sup>1</sup>
- Physician assistants;<sup>2</sup> and
- Pharmacists.<sup>3</sup>

A person may not dispense medicinal drugs unless licensed as a pharmacist, except that a practitioner authorized by law to prescribe drugs may dispense medicinal drugs to his or her patients in the regular course of her or his practice.<sup>4</sup> A practitioner, who dispenses medicinal drugs for human consumption for a fee or remuneration of any kind, whether directly or indirectly, must:

- Register with her or his professional licensing board as a dispensing practitioner and pay a board-established fee at the time of such registration and upon each renewal of his or her license;
- Comply with, and be subject to, all laws and rules applicable to pharmacists and pharmacies, including, but not limited to, chs. 456, 499, and 893, F.S., and all applicable federal laws and federal regulations; and
- Give each patient a written prescription and, orally or in writing, advise the patient that the prescription may be filled in the practitioner's office or at any pharmacy, before dispensing any drug.<sup>5</sup>

## **Pharmacy**

The practice of pharmacy and the licensure of pharmacies are regulated by ch. 465, F.S. The “practice of the profession of pharmacy” includes:

- Compounding, dispensing, and consulting the consumer concerning the contents, therapeutic values, and uses of any medicinal (prescription)<sup>6</sup> drug; and
- Other pharmaceutical services.<sup>7, 8</sup>

## **The Board of Pharmacy**

The Board of Pharmacy (board) is created within the DOH and is authorized to make rules to regulate the practice of professional pharmacy in pharmacies meeting minimum requirements for

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<sup>1</sup> Section 464.012(3)(a), F.S.

<sup>2</sup> See ss. 458.347(4)(e)4., and 459.022(4)(e)4., F.S.

<sup>3</sup> See s. 465.186, F.S., and Fla. Admin. Code R. 64B8-36.001 (2019).

<sup>4</sup> Section 465.0276, F.S.

<sup>5</sup> Section 465.0276(2), F.S.

<sup>6</sup> Under s. 465.003(8), F.S., “medicinal drugs” means substances commonly known as “prescription” or “legend” drugs required by law to be dispensed by prescription only.

<sup>7</sup> Section 465.003(13), F.S.

<sup>8</sup> In the context of pharmacy practice, “other pharmaceutical services” means the monitoring of the patient’s drug therapy and assisting the patient in the management of his or her drug therapy, and includes review of the patient’s drug therapy and communication with the patient’s prescribing health care provider as licensed under chs. 458, 459, 461, or 466, F.S., or similar statutory provision in another jurisdiction, or such provider’s agent or such other persons as specifically authorized by the patient, regarding the drug therapy. The “practice of the profession of pharmacy” also includes any other act, service, operation, research, or transaction incidental to, or forming a part of, any of the foregoing acts, requiring, involving, or employing the science or art of any branch of the pharmaceutical profession, study, or training, expressly permits a pharmacist to transmit information from persons authorized to prescribe medicinal drugs to their patients, and includes the administration of vaccines to adults. See s. 465.003(13), F.S.



safe practice.<sup>9</sup> All pharmacies must obtain a permit before operating, unless exempt by law. This is true whether opening a new establishment or simply changing locations or owners.<sup>10</sup>

### **The Practice of Pharmacy**

There are seven types of pharmacies eligible for various operating permits issued by the DOH:

- Community pharmacy;<sup>11</sup>
- Institutional pharmacy;<sup>12</sup>
- Nuclear pharmacy;<sup>13</sup>
- Special pharmacy;<sup>14</sup>
- Internet pharmacy;<sup>15</sup>
- Non-resident sterile compounding pharmacy;<sup>16</sup> and
- Special sterile compounding pharmacy.<sup>17</sup>

### **Institutional Pharmacies**

An “institutional pharmacy” includes any pharmacy located in a health care institution, which includes a hospital, clinic, nursing home, dispensary, sanitarium, extended care facility, or other facility where medicinal drugs are compounded, dispensed, stored, or sold.<sup>18</sup> Institutional pharmacy permits are required for any pharmacy located in any health care institution.<sup>19</sup>

All institutional pharmacies must designate a consultant pharmacist<sup>20</sup> who is responsible for maintaining all drug records required by law, and for establishing drug handling procedures for the safe handling and storage of drugs. The consultant pharmacist may also be responsible for ordering and evaluating any laboratory or clinical tests when such tests are necessary for the proper performance of his or her responsibilities.<sup>21</sup> Such laboratory or clinical tests may be ordered only with regard to patients residing in a nursing home, and then only when authorized

<sup>9</sup> See ss. 465.002, and 465.0155, F.S.

<sup>10</sup> See Fla. Admin. Code R. 64B16-28.100(1) (2019).

<sup>11</sup> The term “community pharmacy” includes every location where medicinal drugs are compounded, dispensed, stored, or sold or where prescriptions are filled or dispensed on an outpatient basis. See ss. 465.003(11)(a)1. and 465.018, F.S.

<sup>12</sup> See ss. 465.003(11)(a)2., and 465.019, F.S.

<sup>13</sup> The term “nuclear pharmacy” includes every location where radioactive drugs and chemicals within the classification of medicinal drugs are compounded, dispensed, stored, or sold, but does not include hospitals licensed under ch. 395, F.S., or the nuclear medicine facilities of such hospitals. See ss. 465.003(11)(a)3. and 465.0193, F.S.

<sup>14</sup> The term “special pharmacy” includes every location where medicinal drugs are compounded, dispensed, stored, or sold if such locations are not otherwise defined by law. See ss. 465.003(11)(a)4. and 465.0196, F.S.

<sup>15</sup> The term “internet pharmacy” includes locations not otherwise licensed or issued a permit under ch. 465, F.S., whether or not in Florida, which use the Internet to communicate with or obtain information from consumers in this state and use such communication or information to fill or refill prescriptions or to dispense, distribute, or otherwise engage in the practice of pharmacy in this state. See ss. 465.003(11)(a)5. and 465.0197, F.S.

<sup>16</sup> The term “nonresident sterile compounding pharmacy” includes a pharmacy that ships, mails, delivers, or dispenses, in any manner, a compounded sterile product into Florida, and a nonresident pharmacy registered under s. 465.0156, F.S., or an outsourcing facility, must hold a nonresident sterile compounding permit. See s. 465.0158, F.S.

<sup>17</sup> See Fla. Admin. Code R. 64B16-28.100 and 64B16-28.802 (2019). An outsourcing facility is considered a pharmacy and must hold a special sterile compounding permit if it engages in sterile compounding.

<sup>18</sup> Section 465.003(11)(a)2., F.S.

<sup>19</sup> See Fla. Admin. Code R. 64B16-28.100(3) (2019).

<sup>20</sup> See ss. 465.003(11), and 465.0125, F.S.

<sup>21</sup> *Id.*

by the facility's medical director. The consultant pharmacist must complete additional training and demonstrate additional qualifications in the practice of institutional pharmacy, as required by the board, and be licensed as a registered pharmacist.<sup>22, 23</sup>

Currently there are four types of institutional pharmacy permits issued by the board to institutional pharmacies: Institutional Class I, Class II, Modified Class II, and Class III.<sup>24</sup>

### ***Institutional Class I Pharmacy***

A Class I institutional pharmacy is an institutional pharmacy in which all medicinal drugs are administered from individual prescription containers to an individual patient and in which medicinal drugs are not dispensed on the premises, except licensed nursing homes<sup>25</sup> may purchase medical oxygen for administration to residents.<sup>26</sup>

### ***Institutional Class II Pharmacy***

A Class II institutional pharmacy is a pharmacy that employs the services of a registered pharmacist or pharmacists who, in practicing institutional pharmacy, provide dispensing and consulting services on the premises to patients of the institution, for use on the premises of the institution.<sup>27</sup> A Class II institutional pharmacy is required to be open sufficient hours to meet the needs of the hospital facility.<sup>28</sup> The consultant pharmacist of record is responsible for establishing a written policy and procedure manual.<sup>29</sup> An institutional Class II pharmacy may elect to participate in the Cancer Drug Donation Program within the Department of Business and Professional Regulation.<sup>30</sup>

### ***Modified Institutional Class II Pharmacy Permits***

Modified Institutional Class II pharmacies are those institutional pharmacies in short-term, primary care treatment centers that meet all the requirements for a Class II permit, except space and equipment requirements.<sup>31</sup> Modified Class II Institutional pharmacies are designated as Type A, Type B, and Type C according to the specialized type of the medicinal drug delivery

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<sup>22</sup> Section 465.0125, F.S.

<sup>23</sup> As required by Fla. Admin. Code R. 64B16-28.501(1), (2), and (3) (2019), the consultant pharmacist must also "conduct Drug Regimen Reviews required by Federal or State law, inspect the facility and prepare a written report to be filed at the permitted facility at least monthly, . . . monitor the facility system for providing medication administration records and physician order sheets to ensure that the most current record of medications is available for the monthly drug regimen review, and may utilize additional consultant pharmacists to assist in this review and in the monthly facility inspection." A licensed consultant pharmacist may "remotely access a facility or pharmacy's electronic database from outside the facility or pharmacy to conduct any services additional or supplemental to regular drug regimen reviews, subject to the pharmacy or facility establishing policies and procedures to ensure the security and privacy of confidential patient records, including compliance with applicable Federal HIPAA regulations." The board must be notified in writing within ten days of any change in the consultant pharmacist of record, pursuant to Fla. Admin. Code R. 64B16-28.100(3)(b) (2019).

<sup>24</sup> Section 465.019, F.S.

<sup>25</sup> See part II, ch. 400, F.S., relating to nursing homes.

<sup>26</sup> Section 465.019(2)(a), F.S.

<sup>27</sup> See s. 565.019(2)(b), F.S. Exceptions apply when there is a state of emergency and for single doses of a drug ordered by physicians under limited circumstances.

<sup>28</sup> See Fla. Admin. Code R. 64B16-28.603 (2019).

<sup>29</sup> Section 465.019(5), F.S.

<sup>30</sup> See s. 499.029, F.S., relating to the Cancer Drug Donation Program Act.

<sup>31</sup> Section 465.019(2)(c), F.S.

system utilized at the facility, either a patient-specific or bulk drug system, and the quantity of the medicinal drug formulary at the facility.<sup>32</sup>

All Modified Class II institutional pharmacies must be under the control and supervision of a certified consultant pharmacist. The consultant pharmacist of record is responsible for developing and maintaining a current policy and procedure manual. The permittee must make available the policy and procedure manual to the appropriate state or federal agencies upon inspection.<sup>33</sup>

### ***Institutional Class III Pharmacies***

Class III institutional pharmacies are those pharmacies, including central distribution facilities, affiliated with a hospital that provide the same services that are authorized by a Class II institutional pharmacy permit. Class III institutional pharmacies may also:

- Dispense, distribute, compound, and fill prescriptions for medicinal drugs;
- Prepare prepackaged drug products;
- Conduct other pharmaceutical services for the affiliated hospital and for entities under common control that are each permitted under ch. 465, F.S., to possess medicinal drugs; and
- Provide the services in Class I institutional pharmacies, Class II institutional pharmacies, and Modified Class II institutional pharmacies that hold an active health care clinic establishment permit.<sup>34,35</sup>

A Class III institutional pharmacy must also maintain policies and procedures addressing the following:

- The consultant pharmacist responsible for pharmaceutical services;
- Safe practices for the preparation, dispensing, prepackaging, distribution, and transportation of medicinal drugs and prepackaged drug products;
- Recordkeeping to monitor the movement, distribution, and transportation of medicinal drugs and prepackaged drug products;
- Recordkeeping of pharmacy staff responsible for each step in the preparation, dispensing, prepackaging, transportation, and distribution of medicinal drugs and prepackaged drug products; and

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<sup>32</sup> See Fla. Admin. Code R. 64B16-28.702(2) (2019). Modified Class II Institutional Pharmacies provide the following pharmacy services: (1) Type “A” Modified Class II Institutional Pharmacies provide pharmacy services in a facility which has a formulary of not more than 15 medicinal drugs, excluding those medicinal drugs contained in an emergency box, and in which the medicinal drugs are stored in bulk and in which the consultant pharmacist provides on-site consultations not less than once every month, unless otherwise directed by the board after review of the policy and procedure manual; (2) Type “B” Modified Class II Institutional Pharmacies provide pharmacy services in a facility in which medicinal drugs are stored in the facility in patient specific form and in bulk form and which has an expanded drug formulary, and in which the consultant pharmacist provides on-site consultations not less than once per month, unless otherwise directed by the board after review of the policy and procedure manual; and (3) Type “C” Modified Class II Institutional Pharmacies provide pharmacy services in a facility in which medicinal drugs are stored in the facility in patient specific form and which has an expanded drug formulary, and in which the consultant pharmacist provides onsite consultations not less than once per month, unless otherwise directed by the board after review of the policy and procedure manual.

<sup>33</sup> See Florida Board of Pharmacy, *Institutional Pharmacy Permit* <http://floridaspharmacy.gov/licensing/institutional-pharmacy-permit/> (last visited Oct. 3, 2019).

<sup>34</sup> Section 465.019(2)(d)1., F.S.

<sup>35</sup> See s. 499.01(2)(r), F.S.

- Medicinal drugs and prepackaged drug products that may not be safely distributed among Class III institutional pharmacies.<sup>36</sup>

### **Institutional Pharmacies – Dispensing Medicinal Drugs**

Class II and Class III institutional pharmacies are permitted to dispense medicinal drugs to outpatients only when that institution has been issued a community pharmacy permit from the DOH.<sup>37</sup> An individual licensed to prescribe medicinal drugs may dispense up to a 24-hour supply of a medicinal drug to any patient of an emergency department of a hospital that operates a Class II or Class III institutional pharmacy, provided the physician treating the patient in such hospital's emergency department determines the following:

- The medicinal drug is warranted; and
- Community pharmacy services are not readily accessible, geographically or otherwise, to the patient.<sup>38</sup>

Such dispensing from the emergency department must be in accordance with the procedures of the hospital. For any patient for whom a medicinal drug is determined to be warranted by the treating emergency department physician for a period to exceed 24 hours, an individual licensed to prescribe such drug must dispense a 24-hour supply of such drug to the patient and must provide the patient with a prescription for the drug for use after the initial 24-hour period.<sup>39</sup> The board is authorized to adopt rules necessary to carry out these provisions.

### **III. Effect of Proposed Changes:**

The bill permits medicinal drugs to be dispensed by a hospital that operates a Class II or Class III institutional pharmacy to a patient of the hospital's emergency department or a hospital inpatient upon discharge if a prescriber treating the patient in the hospital determines that:

- The medicinal drug is warranted; and
- Community pharmacy services are not readily accessible to the patient, geographically or otherwise.

If the prescribing and dispensing of a medicinal drug to a patient is determined to be warranted by the prescriber treating the patient, the hospital must dispense a 48-hour supply or a supply that will last through the end of the next business day.

The bill also authorizes a hospital to dispense up to a 72-hour supply, rather than a 48-hour supply, during a declared state of emergency in the area. The dispensing of a 72-hour supply is subject to the same conditions provided in the bill for dispensing a 48-hour supply

A prescriber who prescribes medicinal drugs under the above circumstances may provide the patient with a prescription for such drug for use beyond the initial prescription period if the prescriber determines that such use is warranted.

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<sup>36</sup> Section 465.019(2)(d)2., F.S.

<sup>37</sup> See s. 465.019, F.S., which prohibits a Class I institutional pharmacy from dispensing medicinal drugs.

<sup>38</sup> Section 465.019(4), F.S.

<sup>39</sup> *Id.*

The board may adopt rules necessary to implement the new provisions of the bill.

The bill has an effective date of July 1, 2020.

**IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Department of Health will incur nonrecurring costs associated with rulemaking that can be absorbed within existing resources.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill amends section 465.019 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Appropriations on February 5, 2020:**

The committee substitute:

- Clarifies the circumstances and durations under which a hospital with a Class II or III institutional pharmacy may dispense prescriptions written for a patient who is either an inpatient or who receives services in the hospital emergency room; and
- Adds language to provide that such prescriptions may be dispensed to last for the greater of 48 hours or through the end of the next business day and that if the hospital is in an area where a state of emergency has been declared, the supply of medicine can be dispensed to last up to 72 hours.

**B. Amendments:**

None.



518670

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/06/2020	.	
	.	
	.	
	.	

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The Committee on Appropriations (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 22 - 60

and insert:

However, ~~an individual licensed to prescribe medicinal drugs in this state may be dispensed by dispense up to a 24-hour supply of a medicinal drug to any patient of an emergency department of~~ a hospital that operates a Class II or Class III institutional pharmacy to a patient of the hospital's emergency department or a hospital inpatient upon discharge if a prescriber, as defined



518670

in s. 465.025(1), ~~provided that the physician treating the~~  
patient in such hospital ~~hospital's emergency department~~  
determines that the medicinal drug is warranted and that  
community pharmacy services are not readily accessible,  
geographically or otherwise, to the patient. Such prescribing  
and dispensing ~~from the emergency department must be in~~  
~~accordance with the procedures of the hospital~~ must be for a  
supply of the drug that will last for the greater of the  
following:

1. Up to 48 hours; or

2. Through the end of the next business day.

(b) Notwithstanding subparagraph (a)1., if a state of  
emergency has been declared and is in effect for an area of the  
state pursuant to s. 252.36, a supply of a medicinal drug that  
will last up to 72 hours may be prescribed and dispensed under  
paragraph (a) in that area ~~For any such patient for whom a~~  
~~medicinal drug is warranted for a period to exceed 24 hours, an~~  
~~individual licensed to prescribe such drug must dispense a 24-~~  
~~hour supply of such drug to the patient and must provide the~~  
~~patient with a prescription for such drug for use after the~~  
~~initial 24-hour period.~~

(c) A prescriber as defined in s. 465.025(1) who prescribes  
medicinal drugs under this subsection may provide the patient  
with a prescription for such drug for use beyond the initial  
prescription period if the prescriber determines that such use  
is warranted.

(d) The board may adopt rules necessary to implement carry

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





518670

And the title is amended as follows:

Delete lines 3 - 11

and insert:

amending s. 465.019, F.S.; authorizing certain hospitals to dispense supplies of prescribed medicinal drugs in a specified amount to emergency department patients or inpatients upon discharge under certain circumstances; authorizing a greater specified supply of medicinal drugs to be prescribed and dispensed in areas in which a state of emergency has been declared and is in effect; authorizing a prescriber to provide a patient with a prescription for medicinal drugs beyond the initial prescription period under certain circumstances; providing an

By Senator Harrell

25-00202-20

2020100\_\_

A bill to be entitled

An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing individuals licensed to prescribe medicinal drugs to dispense a 48-hour supply, rather than a 24-hour supply, of such drugs to any patient, including a discharged patient, under certain circumstances; authorizing such individuals to dispense a 72-hour supply if a state of emergency has been declared in the area; authorizing such individuals to provide prescriptions for an additional supply of such drugs; providing an effective date.

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

Section 1. Subsection (4) of section 465.019, Florida Statutes, is amended to read:

465.019 Institutional pharmacies; permits.—

(4) (a) Medicinal drugs shall be dispensed in an institutional pharmacy to outpatients only when that institution has secured a community pharmacy permit from the department. However, an individual licensed to prescribe medicinal drugs in this state may dispense up to a 48-hour 24-hour supply of a medicinal drug to any patient of, or patient discharged from, an emergency department of a hospital that operates a Class II or Class III institutional pharmacy, provided that the physician who is treating the patient in such hospital's emergency department, or who is treating the discharged patient, determines that the medicinal drug is warranted and that

Page 1 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

25-00202-20

2020100\_\_

community pharmacy services are not readily accessible, geographically or otherwise, to the patient. Such dispensing from the emergency department to any patient, including a discharged patient, must be in accordance with the procedures of the hospital. For any such patient for whom a medicinal drug is warranted for a period to exceed 48 24 hours, an individual licensed to prescribe such drug must dispense a 48-hour 24-hour supply of such drug to the patient and must provide the patient with a prescription for such drug for use after the initial 48-hour 24-hour period.

(b) Notwithstanding paragraph (a), if a state of emergency has been declared for an area of the state pursuant to s. 252.36, an individual licensed to prescribe medicinal drugs in this state may dispense up to a 72-hour supply of a medicinal drug to any patient of, or patient discharged from, an emergency department of a hospital located in that area which operates a Class II or Class III institutional pharmacy, provided that the physician who is treating the patient in such hospital's emergency department, or who is treating the discharged patient, determines that the medicinal drug is warranted and that community pharmacy services are not readily accessible, geographically or otherwise, to the patient. Such dispensing from the emergency department to any patient, including a discharged patient, must be in accordance with the procedures of the hospital. For any such patient for whom a medicinal drug is warranted for a period to exceed 72 hours, an individual licensed to prescribe such drug shall dispense a 72-hour supply of such drug to the patient and shall provide the patient with a prescription for such drug for use after the initial 72-hour

Page 2 of 3

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

25-00202-20

2020100\_\_

59 period.60 (c) The board may adopt rules ~~necessary~~ to implement ~~carry~~  
61 ~~out the provisions of~~ this subsection.

62 Section 2. This act shall take effect July 1, 2020.



# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

## COMMITTEES:

Health Policy, *Chair*  
Appropriations Subcommittee on Health  
and Human Services, *Vice Chair*  
Appropriations Subcommittee on Criminal  
and Civil Justice  
Children, Families, and Elder Affairs  
Military and Veterans Affairs and Space

## JOINT COMMITTEE:

Joint Committee on Public Counsel Oversight

## SENATOR GAYLE HARRELL

25th District

January 15, 2020

Senator Rob Bradley  
201 Senate Building  
404 South Monroe Street  
Tallahassee, FL 32399

Chair Bradley,

I respectfully request that **SB 100 – Dispensing Medicinal Drugs** be placed on the next available agenda for the Appropriations Committee Meeting. SB 100 passed its last committee stops unanimously.

Should you have any questions or concerns, please feel free to contact my office. Thank you in advance for your consideration.

Thank you,

A handwritten signature in blue ink that reads "Gayle".

Senator Gayle Harrell  
Senate District 25

Cc: Cynthia Kynoch, Staff Director  
Alicia Weiss, Committee Administrative Assistant

## REPLY TO:

- ☐ 215 SW Federal Highway, Suite 203, Stuart, Florida 34994 (772) 221-4019
- ☐ 310 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5025

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

02/05/2020

Meeting Date

SB 100

Bill Number (if applicable)

Topic DISPENSING MEDICINAL DRUGS

Amendment Barcode (if applicable)

Name CESAR GRAJALES

Job Title COALITIONS DIRECTOR

Address \_\_\_\_\_

Phone 786.260.9283

Street

TALLAHASSEE

FL

City

State

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing AMERICANS FOR PROSPERITY

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: PCS/SB 136 (253994)

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Health and Human Services); and Senators Bean, Harrell, and Perry

SUBJECT: Adoption Benefits

DATE: February 4, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Delia</u>	<u>Hendon</u>	<u>CF</u>	<b>Favorable</b>
2.	<u>Gerbrandt</u>	<u>Kidd</u>	<u>AHS</u>	<b>Recommend: Fav/CS</b>
3.	<u>Gerbrandt</u>	<u>Kynoch</u>	<u>AP</u>	<b>Pre-meeting</b>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

PCS/SB 136 allows certain military veterans and service members who adopt a child through the state's child welfare system to receive a monetary benefit through the State Employee Adoption Benefit Program. Currently, such monetary benefits are available to employees of state agencies, charter schools and the Florida Virtual School. The bill also clarifies, for purposes of qualifying for the benefit, that an employee of a state agency may include other-personal-services employees who have been employed full-time or part-time by a state agency for at least one year.

The adoption benefit program is subject to Legislative appropriation.

The bill takes effect on July 1, 2020.

**II. Present Situation:**

In Florida, child welfare services, including adoption services, are delivered through community-based care (CBC) lead agencies contracted by the Department of Children and Families (DCF).<sup>1</sup> Community-based care lead agencies provide pre- and post-adoption services and administer maintenance adoption subsidies that provide ongoing financial support for children adopted from the child welfare system.<sup>2</sup>

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<sup>1</sup> See ss. 20.19(4)(a)3., F.S., and 409.986(1), F.S.

<sup>2</sup> Section 409.166(4), F.S.

## **The State Employee Adoption Benefit Program**

The State Employee Adoption Benefit Program (Program) was created to increase the number of adoptions in Florida by offering an incentive to certain state employees and other applicants.<sup>3</sup> The incentive is a lump-sum benefit payment for the adoption of a child within the child welfare system (\$5,000), and a higher benefit payment for the adoption of a child with special needs within the child welfare system (\$10,000).<sup>4</sup> The original Program was enacted in 2000,<sup>5</sup> repealed in 2010<sup>6</sup> and reenacted in 2015.<sup>7</sup>

The Program is currently available to both full and part-time employees of a state agency, a charter school, or the Florida Virtual School.<sup>8</sup> A “qualifying adoptive employee” includes individuals who are regular, and not temporary, employees of:<sup>9</sup>

- A branch, department, or agency of state government for which the Chief Financial Officer processes payroll requisitions;
- A state university or Florida College System institution as defined in law;
- A school district unit as defined in law;
- A water management district as defined in law;
- The Florida School for the Deaf and Blind (limited to instructional personnel as defined in law);
- A charter school as defined in law; or
- The Florida Virtual School.

The receipt of a benefit payment through the Program does not preclude the employee from receiving adoption assistance under any other state program.<sup>10</sup> The Program’s capacity to provide benefit payments is limited by the amount of funds appropriated by the Legislature for the Program.<sup>11</sup>

## **Vendor Registration**

To register as a vendor in the State of Florida a vendor must create an account in the My Florida Marketplace Vendor Information Portal and provide the following information: company name, federal tax identification number, tax filing name, business location, commodities and service

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<sup>3</sup> Chapter 2015-130, L.O.F., codified as s. 409.1664, F.S.

<sup>4</sup> A special needs child is defined as a child whose permanent custody has been awarded to the DCF or to a licensed child-placing agency; a child who has established significant emotional ties with his or her foster parents or is not likely to be adopted because he or she is eight years of age or older, developmentally disabled, physically or emotionally handicapped, of black or racially mixed parentage or is a member of a sibling group, provided two or more members of a sibling group remain together for the purposes of adoption; or a child for whom a reasonable but unsuccessful effort has been made to place the child without providing a maintenance subsidy. *See* s. 409.166(2)(a), F.S.

<sup>5</sup> Section 1, ch. 2000-241, L.O.F.

<sup>6</sup> Chapter 2010-158, L.O.F.

<sup>7</sup> Section 6, ch. 2015-130, L.O.F.

<sup>8</sup> Section 409.1664(1)(b), F.S.

<sup>9</sup> Section 409.1664(1)(c), F.S.

<sup>10</sup> Section 409.1664(4), F.S.

<sup>11</sup> Section 409.1664(2)(c), F.S.

offered, and certified business enterprise status.<sup>12</sup> There is no initial registration or ongoing subscription fee charged to vendors.<sup>13</sup> To receive a payment from the State of Florida vendors are also required to submit a Substitute Form W-9 to the Department of Financial Services (DFS).<sup>14</sup> The DFS must have the correct taxpayer identification number and other related information in order to report accurate tax information to the Internal Revenue Service and determine if a vendor should receive a Form 1099.

### III. Effect of Proposed Changes:

**Section 1** amends s. 409.1664, F.S., to allow veterans and service members living in the state of Florida who adopt a child from the child welfare system on or after July 1, 2020, to apply to the DCF for the monetary benefit paid to qualifying adoptive employees. The bill requires veterans and servicemembers to register as vendors with the state in order to receive a monetary benefit under the Program.

The bill also clarifies, for the purposes of qualifying for the benefit, that an employee of a state agency may include other-personal-services (OPS) employees who have been employed full-time or part-time by a state agency for at least one year and does not include independent contractors.

**Section 2** provides that the bill takes effect on July 1, 2020.

### IV. Constitutional Issues:

#### A. Municipality/County Mandates Restrictions:

None.

#### B. Public Records/Open Meetings Issues:

None.

#### C. Trust Funds Restrictions:

None.

#### D. State Tax or Fee Increases:

None.

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<sup>12</sup> Florida Department of Management Services, *Requirements for Vendor Registration*, available at [https://www.dms.myflorida.com/business\\_operations/state\\_purchasing/myfloridamarketplace/mfmp\\_vendors/requirements\\_for\\_vendor\\_registration](https://www.dms.myflorida.com/business_operations/state_purchasing/myfloridamarketplace/mfmp_vendors/requirements_for_vendor_registration) (last visited November 13, 2019).

<sup>13</sup> Florida Department of Management Services, *MFMP Overview FAQ*, available at [https://www.dms.myflorida.com/business\\_operations/state\\_purchasing/myfloridamarketplace/mfmp\\_vendors/vendor\\_frequently\\_asked\\_questions\\_faqs/mfmp\\_overview\\_faq](https://www.dms.myflorida.com/business_operations/state_purchasing/myfloridamarketplace/mfmp_vendors/vendor_frequently_asked_questions_faqs/mfmp_overview_faq) (last visited November 13, 2019).

<sup>14</sup> Florida Department of Financial Services, *Vendors*, available at <https://www.myfloridacfo.com/Division/AA/Vendors/default.htm> (last visited November 13, 2019).



**E. Other Constitutional Issues:**

None identified.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

The table below includes the amount of funds appropriated and the total payments issued under the program to adoptive families, as well as the number of applicants for the awards and the number of awards actually distributed. The data ranges from FY 2015-2016 through FY 2018-2019.

<b>State Employee Adoption Benefit Program</b>				
<b>Fiscal Year</b>	<b>Number of Applicants</b>	<b>Number of Awards</b>	<b>General Revenue Appropriation</b>	<b>Total Amount of Expenditures</b>
2015-16	104	139	\$3.0 million	\$1.39 million
2016-17	151	219	\$2.75 million	\$2.19 million
2017-18	259	166	\$2.75 million	\$2.56 million
2018-19	314	233	\$4.88 million	\$3.13 million

Adoption benefit payments are disbursed to qualified applicants on a first-come, first-served basis. If sufficient funding is not available to pay an eligible applicant, the applicant may reapply for the adoption benefit the following year.

At this time, the fiscal impact of extending the adoption benefits to veterans and service members is indeterminate. No fiscal analysis has been received from the Department of Children and Families.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:****VIII. Statutes Affected:**

This bill substantially amends section 409.1664 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**Recommended CS by Appropriations Subcommittee on Health and Human Services on November 13, 2019:**

The committee substitute clarifies the administrative processes for the application and receipt of monetary benefits under the State Employee Adoption Benefit Program for veterans and servicemembers and the definition of a “qualified adoptive employee” does not include independent contractors. Specifically the committee substitute:

- Clarifies that veterans and servicemember must apply to the Department of Children and Families to obtain the monetary benefit.
- Requires veterans and servicemembers to register as a vendor with the state in order to receive an approved monetary benefit.
- Clarifies that veterans and servicemembers may receive other state adoption assistance or incentives for the adoption of a child from the child welfare system.

**B. Amendments:**

None.



253994

576-01436-20

Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Health and Human Services)

A bill to be entitled

An act relating to adoption benefits; amending s.  
409.1664, F.S.; revising the definition of the term  
"qualifying adoptive employee" and providing for  
retroactive application; defining the terms  
"servicemember" and "veteran"; providing that adoptive  
servicemembers and veterans are eligible to receive  
certain monetary benefits; specifying eligibility  
criteria; requiring servicemembers and veterans  
seeking a benefit to apply to the Department of  
Children and Families; revising construction;  
providing for applicability of certain department  
rules to servicemembers and veterans; requiring  
servicemembers and veterans seeking a benefit to be  
registered as a vendor with the state; providing an  
effective date.

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

Section 1. Section 409.1664, Florida Statutes, is amended  
to read:

409.1664 Adoption benefits for qualifying adoptive  
employees of state agencies, veterans, and servicemembers.—

(1) As used in this section, the term:

(a) "Child within the child welfare system" has the same  
meaning as provided in s. 409.166.

(b) "Qualifying adoptive employee" means a full-time or



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part-time employee of a state agency, a charter school  
established under s. 1002.33, or the Florida Virtual School  
established under s. 1002.37, who is not an independent  
contractor paid from regular salary appropriations, or otherwise  
meets his or her employer's definition of a regular rather than  
temporary employee, and who adopts a child within the child  
welfare system pursuant to chapter 63 on or after July 1, 2015.  
The term includes instructional personnel, as defined in s.  
1012.01, who are employed by the Florida School for the Deaf and  
the Blind, and includes other personal-services employees who  
have been continuously employed full time or part time by a  
state agency for at least 1 year.

(c) "Servicemember" has the same meaning as in s.  
250.01(19).

(d) "State agency" means a branch, department, or agency of  
state government for which the Chief Financial Officer processes  
payroll requisitions, a state university or Florida College  
System institution as defined in s. 1000.21, a school district  
unit as defined in s. 1001.30, or a water management district as  
defined in s. 373.019.

(e) "Veteran" has the same meaning as in s. 1.01(14).

(2) A qualifying adoptive employee, veteran, or  
servicemember who adopts a child within the child welfare system  
who has special needs described in s. 409.166(2)(a)2. is  
eligible to receive a lump-sum monetary benefit in the amount of  
\$10,000 per such child, subject to applicable taxes. A  
qualifying adoptive employee, veteran, or servicemember who  
adopts a child within the child welfare system who does not have  
special needs described in s. 409.166(2)(a)2. is eligible to



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receive a lump-sum monetary benefit in the amount of \$5,000 per such child, subject to applicable taxes. A qualifying adoptive employee of a charter school or the Florida Virtual School may retroactively apply for the monetary benefit provided in this subsection if such employee was employed by a charter school or the Florida Virtual School when he or she adopted a child within the child welfare system pursuant to chapter 63 on or after July 1, 2015. A veteran or servicemember may apply for the monetary benefit provided in this subsection if he or she is domiciled in this state and adopts a child within the child welfare system pursuant to chapter 63 on or after July 1, 2020.

(a) Benefits paid to a qualifying adoptive employee who is a part-time employee must be prorated based on the qualifying adoptive employee's full-time equivalency at the time of applying for the benefits.

(b) Monetary benefits awarded under this subsection are limited to one award per adopted child within the child welfare system.

(c) The payment of a lump-sum monetary benefit for adopting a child within the child welfare system under this section is subject to a specific appropriation to the department for such purpose.

(3) A qualifying adoptive employee must apply to his or her agency head, or to his or her school director in the case of a qualifying adoptive employee of a charter school or the Florida Virtual School, to obtain the monetary benefit provided in subsection (2). A veteran or servicemember must apply to the department to obtain the benefit. Applications must be on forms approved by the department and must include a certified copy of



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the final order of adoption naming the applicant as the adoptive parent. Monetary benefits shall be approved on a first-come, first-served basis based upon the date that each fully completed application is received by the department.

(4) This section does not preclude a qualifying adoptive employee, veteran, or servicemember from receiving adoption assistance for which he or she may qualify under s. 409.166 or any other statute that provides financial incentives for the adoption of children.

(5) Parental leave for a qualifying adoptive employee must be provided in accordance with the personnel policies and procedures of his or her employer.

(6) The department may adopt rules to administer this section. The rules may provide for an application process such as, but not limited to, an open enrollment period during which qualifying adoptive employees, veterans, or servicemembers may apply for monetary benefits under this section.

(7) The Chief Financial Officer shall disburse a monetary benefit to a qualifying adoptive employee upon the department's submission of a payroll requisition. The Chief Financial Officer shall transfer funds from the department to a state university, a Florida College System institution, a school district unit, a charter school, the Florida Virtual School, or a water management district, as appropriate, to enable payment to the qualifying adoptive employee through the payroll systems as long as funds are available for such purpose.

(8) To receive an approved monetary benefit under this section, a veteran or servicemember must be registered as a vendor with the state.



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115     (9) Each state agency shall develop a uniform procedure for  
116     informing employees about this benefit and for assisting the  
117     department in making eligibility determinations and processing  
118     applications. Any procedure adopted by a state agency is valid  
119     and enforceable if the procedure does not conflict with the  
120     express terms of this section.

121         Section 2. This act shall take effect July 1, 2020.

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/SB 136

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Health and Human Services); and Senators Bean, Harrell, and Perry

SUBJECT: Adoption Benefits

DATE: February 6, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Delia	Hendon	CF	<b>Favorable</b>
2.	Gerbrandt	Kidd	AHS	<b>Recommend: Fav/CS</b>
3.	Gerbrandt	Kynoch	AP	<b>Fav/CS</b>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

---

## **I. Summary:**

CS/SB 136 allows certain military veterans and service members who adopt a child through the state's child welfare system to receive a monetary benefit through the State Employee Adoption Benefit Program. Currently, such monetary benefits are available to employees of state agencies, charter schools and the Florida Virtual School. The bill also clarifies, for purposes of qualifying for the benefit, that an employee of a state agency may include other-personal-services employees who have been employed full-time or part-time by a state agency for at least one year.

The adoption benefit program is subject to Legislative appropriation.

The bill takes effect on July 1, 2020.

## **II. Present Situation:**

In Florida, child welfare services, including adoption services, are delivered through community-based care (CBC) lead agencies contracted by the Department of Children and Families (DCF).<sup>1</sup> Community-based care lead agencies provide pre- and post-adoption services and administer maintenance adoption subsidies that provide ongoing financial support for children adopted from the child welfare system.<sup>2</sup>

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<sup>1</sup> See ss. 20.19(4)(a)3., F.S., and 409.986(1), F.S.

<sup>2</sup> Section 409.166(4), F.S.

## **The State Employee Adoption Benefit Program**

The State Employee Adoption Benefit Program (Program) was created to increase the number of adoptions in Florida by offering an incentive to certain state employees and other applicants.<sup>3</sup> The incentive is a lump-sum benefit payment for the adoption of a child within the child welfare system (\$5,000), and a higher benefit payment for the adoption of a child with special needs within the child welfare system (\$10,000).<sup>4</sup> The original Program was enacted in 2000,<sup>5</sup> repealed in 2010<sup>6</sup> and reenacted in 2015.<sup>7</sup>

The Program is currently available to both full and part-time employees of a state agency, a charter school, or the Florida Virtual School.<sup>8</sup> A “qualifying adoptive employee” includes individuals who are regular, and not temporary, employees of:<sup>9</sup>

- A branch, department, or agency of state government for which the Chief Financial Officer processes payroll requisitions;
- A state university or Florida College System institution as defined in law;
- A school district unit as defined in law;
- A water management district as defined in law;
- The Florida School for the Deaf and Blind (limited to instructional personnel as defined in law);
- A charter school as defined in law; or
- The Florida Virtual School.

The receipt of a benefit payment through the Program does not preclude the employee from receiving adoption assistance under any other state program.<sup>10</sup> The Program’s capacity to provide benefit payments is limited by the amount of funds appropriated by the Legislature for the Program.<sup>11</sup>

## **Vendor Registration**

To register as a vendor in the State of Florida a vendor must create an account in the My Florida Marketplace Vendor Information Portal and provide the following information: company name, federal tax identification number, tax filing name, business location, commodities and service

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<sup>3</sup> Chapter 2015-130, L.O.F., codified as s. 409.1664, F.S.

<sup>4</sup> A special needs child is defined as a child whose permanent custody has been awarded to the DCF or to a licensed child-placing agency; a child who has established significant emotional ties with his or her foster parents or is not likely to be adopted because he or she is eight years of age or older, developmentally disabled, physically or emotionally handicapped, of black or racially mixed parentage or is a member of a sibling group, provided two or more members of a sibling group remain together for the purposes of adoption; or a child for whom a reasonable but unsuccessful effort has been made to place the child without providing a maintenance subsidy. *See* s. 409.166(2)(a), F.S.

<sup>5</sup> Section 1, ch. 2000-241, L.O.F.

<sup>6</sup> Chapter 2010-158, L.O.F.

<sup>7</sup> Section 6, ch. 2015-130, L.O.F.

<sup>8</sup> Section 409.1664(1)(b), F.S.

<sup>9</sup> Section 409.1664(1)(c), F.S.

<sup>10</sup> Section 409.1664(4), F.S.

<sup>11</sup> Section 409.1664(2)(c), F.S.

offered, and certified business enterprise status.<sup>12</sup> There is no initial registration or ongoing subscription fee charged to vendors.<sup>13</sup> To receive a payment from the State of Florida vendors are also required to submit a Substitute Form W-9 to the Department of Financial Services (DFS).<sup>14</sup> The DFS must have the correct taxpayer identification number and other related information in order to report accurate tax information to the Internal Revenue Service and determine if a vendor should receive a Form 1099.

### III. Effect of Proposed Changes:

**Section 1** amends s. 409.1664, F.S., to allow veterans and service members living in the state of Florida who adopt a child from the child welfare system on or after July 1, 2020, to apply to the DCF for the monetary benefit paid to qualifying adoptive employees. The bill requires veterans and servicemembers to register as vendors with the state in order to receive a monetary benefit under the Program.

The bill also clarifies, for the purposes of qualifying for the benefit, that an employee of a state agency may include other-personal-services (OPS) employees who have been employed full-time or part-time by a state agency for at least one year and does not include independent contractors.

**Section 2** provides that the bill takes effect on July 1, 2020.

### IV. Constitutional Issues:

#### A. Municipality/County Mandates Restrictions:

None.

#### B. Public Records/Open Meetings Issues:

None.

#### C. Trust Funds Restrictions:

None.

#### D. State Tax or Fee Increases:

None.

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<sup>12</sup> Florida Department of Management Services, *Requirements for Vendor Registration*, available at [https://www.dms.myflorida.com/business\\_operations/state\\_purchasing/myfloridamarketplace/mfmp\\_vendors/requirements\\_for\\_vendor\\_registration](https://www.dms.myflorida.com/business_operations/state_purchasing/myfloridamarketplace/mfmp_vendors/requirements_for_vendor_registration) (last visited November 13, 2019).

<sup>13</sup> Florida Department of Management Services, *MFMP Overview FAQ*, available at [https://www.dms.myflorida.com/business\\_operations/state\\_purchasing/myfloridamarketplace/mfmp\\_vendors/vendor\\_frequently\\_asked\\_questions\\_faqs/mfmp\\_overview\\_faq](https://www.dms.myflorida.com/business_operations/state_purchasing/myfloridamarketplace/mfmp_vendors/vendor_frequently_asked_questions_faqs/mfmp_overview_faq) (last visited November 13, 2019).

<sup>14</sup> Florida Department of Financial Services, *Vendors*, available at <https://www.myfloridacfo.com/Division/AA/Vendors/default.htm> (last visited November 13, 2019).



**E. Other Constitutional Issues:**

None identified.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

The table below includes the amount of funds appropriated and the total payments issued under the program to adoptive families, as well as the number of applicants for the awards and the number of awards actually distributed. The data ranges from FY 2015-2016 through FY 2018-2019.

<b>State Employee Adoption Benefit Program</b>				
<b>Fiscal Year</b>	<b>Number of Applicants</b>	<b>Number of Awards</b>	<b>General Revenue Appropriation</b>	<b>Total Amount of Expenditures</b>
2015-16	104	139	\$3.0 million	\$1.39 million
2016-17	151	219	\$2.75 million	\$2.19 million
2017-18	259	166	\$2.75 million	\$2.56 million
2018-19	314	233	\$4.88 million	\$3.13 million

Adoption benefit payments are disbursed to qualified applicants on a first-come, first-served basis. If sufficient funding is not available to pay an eligible applicant, the applicant may reapply for the adoption benefit the following year.

At this time, the fiscal impact of extending the adoption benefits to veterans and service members is indeterminate. No fiscal analysis has been received from the Department of Children and Families.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:****VIII. Statutes Affected:**

This bill substantially amends section 409.1664 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Appropriations on February 5, 2019:**

The committee substitute clarifies the administrative processes for the application and receipt of monetary benefits under the State Employee Adoption Benefit Program for veterans and servicemembers and the definition of a “qualified adoptive employee” does not include independent contractors. Specifically the committee substitute:

- Clarifies that veterans and servicemember must apply to the Department of Children and Families to obtain the monetary benefit.
- Requires veterans and servicemembers to register as a vendor with the state in order to receive an approved monetary benefit.
- Clarifies that veterans and servicemembers may receive other state adoption assistance or incentives for the adoption of a child from the child welfare system.

**B. Amendments:**

None.

By Senator Bean

4-00153B-20

2020136\_\_

A bill to be entitled

An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term "qualifying adoptive employee"; providing that certain adoptive veterans and servicemembers are eligible to apply for certain monetary benefits; defining the terms "veteran" and "servicemember"; authorizing the Department of Children and Families to adopt rules; providing an effective date.

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

Section 1. Section 409.1664, Florida Statutes, is amended to read:

409.1664 Adoption benefits for qualifying adoptive employees of state agencies, veterans, and servicemembers.—

(1) As used in this section, the term:

(a) "Child within the child welfare system" has the same meaning as provided in s. 409.166.

(b) "Qualifying adoptive employee" means a full-time or part-time employee of a state agency, a charter school established under s. 1002.33, or the Florida Virtual School established under s. 1002.37 who is paid from regular salary appropriations, or otherwise meets his or her employer's definition of a regular rather than temporary employee, and who adopts a child within the child welfare system pursuant to chapter 63 on or after July 1, 2015. The term includes instructional personnel, as defined in s. 1012.01, who are employed by the Florida School for the Deaf and the Blind. For

Page 1 of 4

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

4-00153B-20

2020136\_\_

purposes of this paragraph, an employer's definition of a regular employee may include an other-personal-services employee who has been continuously employed full-time or part-time by the state agency for at least 1 year.

(c) "State agency" means a branch, department, or agency of state government for which the Chief Financial Officer processes payroll requisitions, a state university or Florida College System institution as defined in s. 1000.21, a school district unit as defined in s. 1001.30, or a water management district as defined in s. 373.019.

(2) A qualifying adoptive employee who adopts a child within the child welfare system who has special needs described in s. 409.166(2)(a)2. is eligible to receive a lump-sum monetary benefit in the amount of \$10,000 per such child, subject to applicable taxes. A qualifying adoptive employee who adopts a child within the child welfare system who does not have special needs described in s. 409.166(2)(a)2. is eligible to receive a lump-sum monetary benefit in the amount of \$5,000 per such child, subject to applicable taxes. A qualifying adoptive employee of a charter school or the Florida Virtual School may retroactively apply for the monetary benefit provided in this subsection if such employee was employed by a charter school or the Florida Virtual School when he or she adopted a child within the child welfare system pursuant to chapter 63 on or after July 1, 2015.

(a) Benefits paid to a qualifying adoptive employee who is a part-time employee must be prorated based on the qualifying adoptive employee's full-time equivalency at the time of applying for the benefits.

Page 2 of 4

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

4-00153B-20

2020136\_\_

(b) Monetary benefits awarded under this subsection are limited to one award per adopted child within the child welfare system.

(c) The payment of a lump-sum monetary benefit for adopting a child within the child welfare system under this section is subject to a specific appropriation to the department for such purpose.

(3) A qualifying adoptive employee must apply to his or her agency head, or to his or her school director in the case of a qualifying adoptive employee of a charter school or the Florida Virtual School, to obtain the monetary benefit provided in subsection (2). Applications must be on forms approved by the department and must include a certified copy of the final order of adoption naming the applicant as the adoptive parent. Monetary benefits shall be approved on a first-come, first-served basis based upon the date that each fully completed application is received by the department.

(4) This section does not preclude a qualifying adoptive employee from receiving adoption assistance for which he or she may qualify under s. 409.166 or any other statute that provides financial incentives for the adoption of children.

(5) Parental leave for a qualifying adoptive employee must be provided in accordance with the personnel policies and procedures of his or her employer.

(6) The department may adopt rules to administer this section. The rules may provide for an application process such as, but not limited to, an open enrollment period during which qualifying adoptive employees may apply for monetary benefits under this section.

4-00153B-20

2020136\_\_

(7) The Chief Financial Officer shall disburse a monetary benefit to a qualifying adoptive employee upon the department's submission of a payroll requisition. The Chief Financial Officer shall transfer funds from the department to a state university, a Florida College System institution, a school district unit, a charter school, the Florida Virtual School, or a water management district, as appropriate, to enable payment to the qualifying adoptive employee through the payroll systems as long as funds are available for such purpose.

(8) Each state agency shall develop a uniform procedure for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications. Any procedure adopted by a state agency is valid and enforceable if the procedure does not conflict with the express terms of this section.

(9) A veteran or servicemember who is domiciled in this state and who adopts a child within the child welfare system pursuant to chapter 63 on or after July 1, 2020, is eligible to apply for the monetary benefits awarded under subsection (2), regardless of whether the veteran or servicemember is a qualifying adoptive employee. As used in this subsection, the term "veteran" has the same meaning as provided in s. 1.01(14) and the term "servicemember" has the same meaning as provided in s. 250.01(19). The department may adopt rules to administer this subsection.

Section 2. This act shall take effect July 1, 2020.



The Florida Senate

## Committee Agenda Request

**To:** Senator Rob Bradley, Chair  
Committee on Appropriations

**Subject:** Committee Agenda Request

**Date:** November 21, 2019

---

I respectfully request that **136**, relating to Adoption Benefits, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink that reads "Aaron Bean". The signature is written in a cursive, flowing style.

---

Senator Aaron Bean  
Florida Senate, District 4

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20  
Meeting Date

136  
Bill Number (if applicable)

Topic Adoption Benefits

Amendment Barcode (if applicable)

Name Victoria Zapp

Job Title Chief Policy & Research Officer

Address 317 E Park Ave

Phone 850/561-1102

Tallahassee FL 32307  
City State Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FL Coalition for Children

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

# APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

Meeting Date

136

Bill Number (if applicable)

Topic ADOPTION BENEFITS

Amendment Barcode (if applicable)

Name DAN HENDRICKSON

Job Title president, Tennessee Veterans Legal Collaborative

Address PO Box 1201

Phone 850 570 1967

Street

Tell

FL

32302

City

State

Zip

Email danhendrickson@comcast.net

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Tennessee Veterans Legal Collaborative

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

# APPEARANCE RECORD

2-5-20

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

136

Meeting Date

Bill Number (if applicable)

Topic ADOPTION BENEFITS

Amendment Barcode (if applicable)

Name JOHN HAYNES

Job Title DISABLED AMERICAN VETERANS - PAST STATE COMMANDER

Address 424 HIAWATHA FARMS RD.

Phone 850-443-3451

Street

MONTICELLO, FL.

State

Zip

Email john2045@embargo.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing (DAV)

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)



**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20

Meeting Date

HB 136

Bill Number (if applicable)

Topic Adoption

Amendment Barcode (if applicable)

Name Greg Ponce

Job Title \_\_\_\_\_

Address 9166 Sunrise  
Street

Phone \_\_\_\_\_

Largo Fl. 33773  
City State Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Saving Families

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/SB 154

INTRODUCER: Education Committee; and Senators Thurston, Farmer, Stewart, and others

SUBJECT: Human Trafficking Education in Schools

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Sagues</u>	<u>Sikes</u>	<u>ED</u>	<b>Fav/CS</b>
2. <u>Stokes</u>	<u>Jones</u>	<u>CJ</u>	<b>Favorable</b>
3. <u>Dale/Underhill</u>	<u>Kynoch</u>	<u>AP</u>	<b>Favorable</b>

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

---

**I. Summary:**

CS/SB 154 provides that information regarding the dangers and signs of human trafficking must be included in the comprehensive health education instruction that is required to be administered in the public school system.

The bill has no impact on state revenues or expenditures.

The bill takes effect on July 1, 2020.

**II. Present Situation:**

**Human Trafficking**

The federal Victims of Trafficking and Violence Protection Act of 2000<sup>1</sup> defines “sex trafficking” as the recruitment, harboring, transportation, provision, or obtaining of a person for the purpose of a commercial act. “Severe forms of trafficking in persons” includes:

- Sex trafficking in which a commercial sex act is induced by force, fraud, or coercion, or in which the person induced to perform such act has not attained 18 years of age; or

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<sup>1</sup> Public Law 106-386, s. 103, 22 U.S.C. s. 7102.

- The recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.<sup>2</sup>

There are approximately 2.5 million victims of human trafficking in the United States. Many victims are lured with false promises of financial or emotional security; instead they are forced or coerced into commercial sex, domestic servitude, or other types of forced labor. Any minor under the age of 18 who is induced to perform a commercial sex act is a victim of human trafficking, regardless of whether there is forced fraud or coercion. Increasingly, criminal organizations such as gangs, are luring children from local schools into commercial sexual exploitation or trafficking. According to the U.S. Department of Justice, every two minutes a child is trafficked for the purpose of sexual exploitation in the United States.<sup>3</sup>

Florida law defines human trafficking as transporting, soliciting, recruiting, harboring, providing, enticing, maintaining, or obtaining another person for the purpose of exploitation of that person.<sup>4</sup> Human trafficking is a form of modern-day slavery.<sup>5</sup> Victims of human trafficking are young children, teenagers, and adults; include citizens of the United States and those persons trafficked domestically within the borders of the United States; and are subjected to force, fraud, or coercion for the purpose of sexual exploitation or forced labor.<sup>6</sup>

Florida is third in the nation for reported human trafficking cases. In 2018, there were 767 human trafficking cases reported in Florida. Of those cases, 149 were minors. The average ages of trafficked youth are 11-13 years old.<sup>7</sup>

## **Education**

### ***Required Instruction in Schools***

Florida law specifies required coursework and instruction for public school students. Specifically, each district school board must provide all courses required for middle grades promotion, high school graduation, and appropriate instruction designed to ensure that students meet State Board of Education (SBE) adopted standards in the following subject areas: reading and other language arts, mathematics, science, social studies, foreign languages, health and physical education, and the arts.<sup>8</sup>

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<sup>2</sup> *Id.*

<sup>3</sup> Florida Department of Education, *Healthy Schools – Human Trafficking*, available at: <http://www.fldoe.org/schools/healthy-schools/human-trafficking.stml> (last visited January 31, 2020).

<sup>4</sup> Section 787.06(2)(d), F.S.

<sup>5</sup> Section 787.06(1)(a), F.S.

<sup>6</sup> *Id.* Florida law also provides that while many victims of human trafficking are forced to work in prostitution or the sexual entertainment industry, trafficking also occurs in forms of labor exploitation, such as domestic servitude, restaurant work, janitorial work, sweatshop factory work, and migrant agricultural work. Section 787.06(1)(b), F.S.

<sup>7</sup> Florida Department of Education, Presentation to the State Board of Education, *Child Trafficking Prevention Education* (Sept. 20, 2019), p.3, available at: <http://www.fldoe.org/core/fileparse.php/5575/urlt/ChildTraffickingPres.pdf> (last visited January 31, 2020).

<sup>8</sup> Section 1003.42(1), F.S.

Instructional staff of public schools, subject to the rules of the SBE and the district school board, must provide instruction in:

- The history and content of the Declaration of Independence.
- The history, meaning, significance, and effect of the provisions of the Constitution of the United States.
- The arguments in support of adopting our republican form of government.
- Flag education, including proper flag display and flag salute.
- The elements of civil government.
- The history of the Holocaust.
- The history of African Americans.
- The elementary principles of agriculture.
- The effects of alcoholic and intoxicating liquors and beverages and narcotics.
- Kindness to animals.
- The history of the state.
- Conservation of natural resources.
- Comprehensive health education.
- The study of Hispanic contributions to the United States.
- The study of women's contributions to the United States.
- The nature and importance of free enterprise to the United States economy.
- A character-development program in kindergarten through grade 12.
- The sacrifices that veterans and Medal of Honor recipients have made serving the country.<sup>9</sup>

Comprehensive health education currently addresses 12 components. Eleven of the components are delivered in kindergarten through grade 12,<sup>10</sup> and include: concepts of community health; consumer health; environmental health; family life, including an awareness of the benefits of sexual abstinence as the expected standard and the consequences of teenage pregnancy; mental and emotional health; injury prevention and safety; Internet safety; nutrition; personal health; prevention and control of disease; and substance use and abuse. Instruction related to teen dating violence and abuse must be provided in grades 7-12 only.<sup>11</sup>

Instructional staff of charter schools are exempt from this section of law.<sup>12</sup>

### ***Human Trafficking Instruction and Awareness in Schools***

In September 2019, the SBE adopted a rule addressing Child Trafficking Prevention Education, which requires school districts to annually provide instruction to students in grades K-12 related to child trafficking prevention and awareness using current health education standards. Age appropriate elements must address the following topics:

- Recognition of signs of human trafficking;
- Awareness of resources, including national, state, and local resources;
- Prevention of the abuse of and addiction to alcohol, nicotine, and drugs;

<sup>9</sup> The law encourages the SBE to adopt standards and pursue assessment relating to the required instructional content. Section 1003.42(2), F.S.

<sup>10</sup> Section 1003.42(2)(n), F.S.

<sup>11</sup> *Id.*

<sup>12</sup> Section 1002.33(16), F.S.

- Information of the prevalence, nature, and strategies to reduce the risk of human trafficking, techniques to set healthy boundaries, and how to safely seek assistance; and
- Information on how social media and mobile device applications are used for human trafficking.<sup>13</sup>

By December 1 of each year, each school district must submit a human trafficking instruction implementation plan to the commissioner, and by July 1 of each year, each school district must submit an annual report to verify completion of the instruction.<sup>14</sup> The Florida Department of Education (DOE) has provided human trafficking training and resources for all school personnel via webinars, professional development events, and in-person trainings.<sup>15</sup> Health education teachers are encouraged to attend the annual Statewide Human Trafficking Summit, for which registration is free.<sup>16</sup> The DOE also maintains a human trafficking webpage with information and resources for parents and guardians.<sup>17</sup>

### III. Effect of Proposed Changes:

The bill amends s. 1003.42, F.S., to require the dangers and signs of human trafficking be included in the comprehensive health education instruction provided in the public school system. The bill requires instruction to include, at a minimum:

- Recognition of the signs of human trafficking;
- Awareness of resources, including national, state, and local resources;
- Prevention of the abuse of and addiction to alcohol, nicotine, and drugs;
- Information on the prevalence and nature of human trafficking;
- Strategies to reduce the risk of human trafficking;
- Techniques that may be used in setting healthy boundaries and how to safely seek assistance; and
- Information on how social media and mobile device applications are used for human trafficking.

The human trafficking instruction required by the bill aligns with the Child Trafficking Prevention Education instruction required by State Board of Education (SBE) rule.

The bill takes effect on July 1, 2020.

### IV. Constitutional Issues:

#### A. Municipality/County Mandates Restrictions:

None.

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<sup>13</sup> Rule 6A-1.094123(4), F.A.C.

<sup>14</sup> Rule 6A-1.094123(7), F.A.C.

<sup>15</sup> Florida Attorney General, Statewide Council on Human Trafficking, *Annual Report 2018*, p.22, available at: [http://myfloridalegal.com/webfiles.nsf/WF/MVIS-B8JT3C/\\$file/HTAnnualReport2018Web.pdf](http://myfloridalegal.com/webfiles.nsf/WF/MVIS-B8JT3C/$file/HTAnnualReport2018Web.pdf), (last visited January 31, 2020).

<sup>16</sup> Florida Department of Education, *2020 Agency Analysis of SB 154* (Oct. 21, 2019), at 4.

<sup>17</sup> Florida Department of Education, *Human Trafficking*, available at: <http://www.fldoe.org/schools/healthy-schools/human-trafficking.shtml> (last visited January 31, 2020).

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None identified.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

The bill has no impact on state revenues or expenditures.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 1003.42 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education on November 12, 2019:**

The committee substitute requires human trafficking instruction include, at a minimum:

- Recognition of the signs of human trafficking;

- Awareness of resources, including national, state, and local resources;
- Prevention of the abuse of and addiction to alcohol, nicotine, and drugs;
- Information on the prevalence and nature of human trafficking;
- Strategies to reduce the risk of human trafficking;
- Techniques that may be used in setting healthy boundaries and how to safely seek assistance; and
- Information on how social media and mobile device applications are used for human trafficking.

The committee substitute also removes:

- The requirement for the Department of Legal Affairs (DLA) to develop human trafficking awareness campaigns; and
- The provision permitting a student to opt out of the human trafficking instruction by providing the school a written note from his or her parent.

**B. Amendments:**

None.

By the Committee on Education; and Senator Thurston

581-01390-20

2020154c1

A bill to be entitled

An act relating to human trafficking education in schools; amending s. 1003.42, F.S.; revising the required health education in public schools to include information regarding the dangers and signs of human trafficking; specifying the minimum requirements of the human trafficking education portion of the comprehensive health education curriculum; providing an effective date.

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

Section 1. Paragraph (n) of subsection (2) of section 1003.42, Florida Statutes, is amended to read:

1003.42 Required instruction.—

(2) Members of the instructional staff of the public schools, subject to the rules of the State Board of Education and the district school board, shall teach efficiently and faithfully, using the books and materials required that meet the highest standards for professionalism and historical accuracy, following the prescribed courses of study, and employing approved methods of instruction, the following:

(n) Comprehensive health education that addresses concepts of community health; consumer health; environmental health; family life, including an awareness of the benefits of sexual abstinence as the expected standard and the consequences of teenage pregnancy; mental and emotional health; injury prevention and safety; Internet safety; the dangers and signs of human trafficking; nutrition; personal health; prevention and

Page 1 of 2

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581-01390-20

2020154c1

control of disease; and substance use and abuse. The health education curriculum for students in grades 7 through 12 shall include a teen dating violence and abuse component that includes, but is not limited to, the definition of dating violence and abuse, the warning signs of dating violence and abusive behavior, the characteristics of healthy relationships, measures to prevent and stop dating violence and abuse, and community resources available to victims of dating violence and abuse. The human trafficking education portion of the health curriculum must include, at a minimum, recognition of the signs of human trafficking; awareness of resources, including national, state, and local resources; prevention of the abuse of and addiction to alcohol, nicotine, and drugs; information on the prevalence and nature of human trafficking; strategies to reduce the risk of human trafficking; techniques that may be used in setting healthy boundaries and how to safely seek assistance; and information on how social media and mobile device applications are used for human trafficking.

The State Board of Education is encouraged to adopt standards and pursue assessment of the requirements of this subsection. A character development program that incorporates the values of the recipients of the Congressional Medal of Honor and that is offered as part of a social studies, English Language Arts, or other schoolwide character building and veteran awareness initiative meets the requirements of paragraphs (s) and (t).

Section 2. This act shall take effect July 1, 2020.

Page 2 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.





## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Appropriations Subcommittee on Transportation,  
Tourism, and Economic Development, *Vice Chair*  
Appropriations  
Banking and Insurance  
Rules

### JOINT COMMITTEE:

Joint Select Committee on Collective Bargaining

**SENATOR PERRY E. THURSTON, JR.**

33rd District

December 11, 2019

The Honorable Rob Bradley  
Florida Senate  
414 Senate Office Building  
404 South Monroe Street  
Tallahassee, FL 32399-1100

Dear Senator Bradley,

I am writing you this letter because my bill SB 154: Human Trafficking in Schools has been referred to the Senate Appropriations Committee. I am writing respectfully requesting you to place the bill on your committee's calendar for the next committee agenda.

Thank you for your consideration. Please contact me if you have any question.

Respectfully,

*Perry E. Thurston, Jr.*

Perry E. Thurston, Jr.  
Florida Senate, District 33

### REPLY TO:

- ☐ 2151 NW 6th Street, Fort Lauderdale, Florida 33311 (954) 321-2705 FAX: (888) 284-6086
- ☐ 206 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5033

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

02/05/2020

Meeting Date

154

Bill Number (if applicable)

Topic Human Trafficking Education

Amendment Barcode (if applicable)

Name Summer Meehan

Job Title student

Address 425 W Jefferson St

Street

Phone (850) 644-9928

Tallahassee

City

FL

State

32304

Zip

Email sm18c@my.fsu.edu

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FSU Public Interest Law Center

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date \_\_\_\_\_

SB 154  
Bill Number (if applicable)

Topic HUMAN TRAFFICKING Education in Schools

Amendment Barcode (if applicable) \_\_\_\_\_

Name LAVERN DEER

Job Title Founder President

Address 18721 NW 1121

Phone 3754-715-3206

Miami Gardens FL 33169  
City State Zip

Email DEERLAVERN@yahoo.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Senator THURSTON

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20

Meeting Date

154

~~1105~~

Bill Number (if applicable)

Topic \_\_\_\_\_

Amendment Barcode (if applicable)

Name Greg Pouncil

Job Title \_\_\_\_\_

Address 9166 Sunrise

Phone \_\_\_\_\_

Street

9166 Sunrise Dr.

Email \_\_\_\_\_

City

State

Zip

Speaking: ☐ For ☒ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20

Meeting Date

154

Bill Number (if applicable)

Topic Human Trafficking

Amendment Barcode (if applicable)

Name Jodi Stevens

Job Title \_\_\_\_\_

Address 1 W Adams Street Suite 301

Phone 863-698-4982

Street

Jacksonville FL 32202

City

State

Zip

Email \_\_\_\_\_

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Pace Center for Girls

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

02/05/2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

154

Bill Number (if applicable)

Topic Human Trafficking Education

Amendment Barcode (if applicable)

Name Robby Holroyd

Job Title Lobbyist

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Street

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City State Zip

Email reh@trippscott.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing BROWARD COUNTY

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/CS/SB 230

INTRODUCER: Appropriations Committee; Health Policy Committee; and Senator Harrell

SUBJECT: Department of Health

DATE: February 7, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Rossitto-Van Winkle	Brown	HP	<b>Fav/CS</b>
2.	Howard	Kynoch	AP	<b>Fav/CS</b>
3.			RC	

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

**I. Summary:**

CS/CS/SB 230 updates numerous provisions relating to health care practitioners and facilities regulated by the Department of Health (department), Division of Medical Quality Assurance (MQA). The bill:

- Provides that the Statewide Medical Director for Child Protection reports directly to the department's deputy secretary in charge of the state's Children's Medical Services Program and the medical director of each child protection teams reports directly to the statewide medical director.
- Substitutes the term "human immunodeficiency virus" (HIV) in place of "acquired immune deficiency syndrome" (AIDS) to broaden the scope of the department's regional patient care networks for persons with AIDS to also include persons with HIV;
- Grants rulemaking authority to the department for responsibilities relating to maximizing the use of existing programs and coordinating stakeholders and resources to develop a state strategic plan, including the process of selecting physicians under the Conrad 30 Waiver Program and to encourage qualified physicians to relocate to Florida and practice in medically underserved and rural areas;
- Increases the period of time a cancer center may participate as a Tier 3 cancer center, and is authorized to pursue a National Cancer Institute designation as a cancer center or a comprehensive cancer, from a maximum of six years to until June 30, 2024;
- Modifies the department's rule-making authority pertaining to minimal standards governing ground ambulance and vehicle equipment, supplies, design, and construction;

- Defines “useful beam” radiation as that portion of a radiation beam designed to focus on a specific target; and specifies the requirements for the maintaining and operating the useful beam radiation machine, as well as the conditions for use on humans;
- Requires the applicant’s date of birth on health care professional licensure applications;
- Revises the department’s health care practitioner licensing provisions to permit the department to issue a temporary license, that expires in 60 days, instead of 30 days, to a non-resident or non-citizen physician who has accepted a residency, internship, or fellowship in Florida and has not yet received a social security number;
- Deletes a health care practitioner’s failure to repay student loans, as grounds for discipline by the department;
- Authorizes the department to issue medical faculty certificates, without examination, to full-time faculty at Nova Southeastern University or Lake Erie College of Osteopathic Medicine;
- Repeals the requirement that the Board of Medicine (BOM) conduct a review of organizations that board-certify physicians in dermatology;
- Updates the osteopathic internship and residency accrediting agencies to include the Accreditation Council for Graduate Medical Education (ACGME) and repeals the Board of Osteopathic Medicine’s (BOOM) authority to approve other internship programs upon showing of good cause;
- Deregulates Registered Chiropractic Assistants (RCAs);
- Extends the requirement for the Florida Center for Nursing (FCN) to provide an implementation study and annual report on the availability of nursing programs and production of quality nurses to the Governor, the President of the Senate, and the Speaker of the House of Representatives until January 30, 2025;
- Grants rulemaking authority to the Board of Nursing (BON) to establish standards of practice, including discipline and standards of practice for certified nursing assistants (CNA);
- Recognizes CNA certification in a U.S. territory or the District of Columbia for certification in Florida and eliminates the element of intent for violations of the practice act by CNAs;
- Defines the supplemental general dentistry education required for dental licensure applicants who have not graduated from a dental school accredited by the American Dental Association (ADA) Commission on Dental Accreditation (CODA), to exclude education in an advanced dental specialty;
- Repeals the requirement for Florida dentists and dental hygienists to grade dental and dental hygienist licensure examinations;
- Revives, reenacts, and amends statutory provisions relating to health access dental licenses, notwithstanding their repeal on January 1, 2020;
- Requires dentists and dental hygienists to report adverse incidents to the Board of Dentistry (BOD) and gives the BOD rule making authority;
- Authorizes an employee or independent contractor of a dental laboratory to engage in onsite consultation with a licensed dentist during a dental procedure and requires a dental laboratory to be inspected at least biennially;
- Requires an athletic trainer to work within his or her scope of practice as defined by the Board of Athletic Trainers (BOAT) and revises the educational and internship requirements for licensure;
- Requires the department to issue a single prosthetist-orthotist license to qualified applicants and establishes the educational requirements for dual registration;
- Revises massage therapy licensure requirements to:



- Require passage of a Board of Massage Therapy (BMT) specified national examination;
- Eliminate massage apprenticeships as a path to licensure by 2023; and
- Revises the definition of a massage therapy “apprentice” to include only those persons approved by the BMT to study colonic irrigation under a licensed massage therapist;
- Updates the name of the accreditation body for psychology programs and revises the requirements for psychology licensure;
- Limits the Board of Clinical Social Work, Marriage and Family Therapists, and Mental Health Counseling to the issuance of only one additional internship registration;
- Revises the licensure requirements for Marriage and Family Therapists and Licensed Mental Health Counselors; and
- Deletes obsolete language, makes technical and conforming changes, and reenacts references related to the bill.

The bill has an insignificant negative impact on state revenues and expenditures, which can be absorbed within existing resources of the department.

The bill has an effective date of July 1, 2020.

## **II. Present Situation:**

### **Child Protection Teams**

#### ***Description***

The Department of Health (department) currently contracts with 22 independent, community-based organizations that serve as child protection teams.<sup>1</sup> A child protection team is a group of professionals, directed by a physician, who receive referrals from the investigators of the Department of Children and Families (DCF) and sheriff’s offices when child abuse or neglect is alleged.<sup>2</sup> The teams perform medical evaluations, assess risks, and provide recommendations for child safety and support services.

#### ***Composition and Responsibilities***

Each of the 22 teams operates under the oversight of a medical director who is a board-certified pediatrician with special training in child abuse and neglect. In the case of large geographical areas, some may have an associate medical director to ensure adequate coverage. The physician must be approved by Children’s Medical Services at the department. Teams consist of additional physicians, attorneys, advanced registered nurse practitioners, psychologists, physician

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<sup>1</sup> Florida Department of Health, *Senate Bill 256 Agency Legislative Bill Analysis* (Jan. 8, 2019) (on file with the Senate Committee on Judiciary).

<sup>2</sup> Department of Health, Children’s Medical Services, *Child Protection Teams*, [http://www.floridahealth.gov/AlternateSites/CMS-Kids/families/child\\_protection\\_safety/child\\_protection\\_teams.html](http://www.floridahealth.gov/AlternateSites/CMS-Kids/families/child_protection_safety/child_protection_teams.html) and s. 39.303(3), F.S.

assistants,<sup>3</sup> registered nurses, team coordinators, support staff, case coordinators, and support data personnel.<sup>4</sup>

Each office must be available 24 hours per day, every day, to provide immediate medical diagnosis and evaluation, for consultations by phone, or for other assessment services. The groups that the teams target for assessments are children who may be physically abused, sexually abused, and those who lack health care, including medically neglected children.<sup>5</sup>

### ***Services***

When a child protection team accepts a referral from DCF or law enforcement, the team may provide these services:

- Medical diagnosis and evaluation services;
- Nursing assessments;
- Child and family social assessments;
- Multidisciplinary case staffings;
- Psychological and psychiatric diagnosis and evaluations;
- Specialized and forensic interviews; and
- Expert medical, psychological, and related professional testimony in court cases.<sup>6</sup>

### ***Cases that must be referred to a Child Protection Team***

The following cases involving child abuse, abandonment, or neglect that are reported to the Child Abuse Hotline must be referred to a child protection team:

- Head injuries, bruises to the head or neck, burns, or fractures in a child, regardless of age.
- Bruises that appear anywhere on a child who is five years old or younger.
- Alleged child sexual abuse.
- A sexually transmitted disease that occurs in a prepubescent child.
- Reported malnutrition or failure to thrive.
- Medical neglect.
- Instances of a child or sibling remaining in a home where a child has been pronounced dead on arrival at a hospital or a child has been injured and then died due to suspected abuse, abandonment, or neglect.
- Symptoms of serious emotional issues occurring in a child where emotional or other forms of abuse, abandonment, or neglect are suspected.<sup>7</sup>

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<sup>3</sup> Florida Department of Health, Children's Medical Services, *Child Protection Team Program Handbook*, pp. 6-7 (June 2015) [http://www.floridahealth.gov/AlternateSites/CMS-Kids/providers/prevention/documents/handbook\\_cpt.pdf](http://www.floridahealth.gov/AlternateSites/CMS-Kids/providers/prevention/documents/handbook_cpt.pdf).

<sup>4</sup> Id.

<sup>5</sup> Id. at p. 4

<sup>6</sup> Id. at p. 6-7

<sup>7</sup> Section 39.303(4), F.S.

### ***Funding***

The Child Protection Team Program receives funding through the Department of Health, Division of Children's Medical Services.<sup>8</sup>

### **Human Immunodeficiency Virus (HIV)**

Human immunodeficiency virus (HIV)<sup>9</sup> is a virus spread through certain body fluids that attacks the body's immune system, specifically the CD4 cells, often called T cells. Over time, HIV can destroy so many of these cells that the body cannot fight off infections and disease. Opportunistic infections or cancers take advantage of a very weak immune system, which can lead to acquired immune deficiency syndrome (AIDS).<sup>10</sup>

Currently there is no effective cure for a person infected with HIV, but with proper medical care, HIV can be controlled. The medicines used to treat HIV are antiretroviral drugs. If persons with HIV receive prescribed antiretroviral therapy (ART), their viral load (the amount of the HIV in their blood) can become undetectable.<sup>11</sup>

When people get the HIV and do not receive treatment, they will typically progress through three stages of disease. ART helps people at all stages of the disease. Treatment can slow or prevent the progression from one stage to the next.

### ***Acquired Immunodeficiency Syndrome (AIDS)***

AIDS is the most severe phase of an HIV infection. Persons with AIDS have such badly damaged immune systems that they get an increasing number of severe illnesses, called opportunistic infections. Without treatment, persons with AIDS typically survive about three years. Common symptoms of AIDS include:

- Chills;
- Fever;
- Sweats;
- Swollen lymph glands;
- Weakness; and
- Weight loss.

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<sup>8</sup> *Child Protection Team Program Handbook*, at p. 4 (June 2015)The Department of Health, Division of Children's Medical Services, Bureau of Child Protection and Special Technologies staff oversees the statewide Child Protection Team system.

<sup>9</sup> Center for Disease Control and Prevention. HIV, *About HIV/AIDS*, available at: <https://www.cdc.gov/hiv/basics/whatishiv.html> (last visited Feb. 6, 2020).

<sup>10</sup> Center for Disease Control and Prevention. HIV, *About HIV/AIDS*, available at: <https://www.cdc.gov/hiv/basics/whatishiv.html> (last visited Feb. 6, 2020).

<sup>11</sup> Center for Disease Control and Prevention. HIV, *About HIV/AIDS*, available at: <https://www.cdc.gov/hiv/basics/whatishiv.html> (last visited Feb. 6, 2020).

***Florida Aids Legislation***

In 1988, the Florida legislature enacted the predecessor of s. 381.0042, F.S., declaring AIDS the nation's and state's number one public health problem, noting that there were over 59,000 known cases in the U.S, and 4,226 in Florida.<sup>12</sup>

Section 381.0042, F.S., authorizes the department to establish AIDS patient care networks in each region of the state where the number of cases of AIDS and other human immunodeficiency virus infections justifies the establishment of cost-effective regional patient care networks. The networks are to be delineated by the department's rule which must take into account natural trade areas and centers of medical excellence that specialize in the treatment of AIDS, as well as available federal, state, and other funds.

Each patient care network must include representation of the following:

- Persons with HIV;
- Health care providers;
- Business interests;
- The department, including its county health departments and other possible agency resources; and
- Local government units.

Each network must plan for the care and treatment of persons with AIDS, and AIDS related complex, in a cost-effective, dignified manner that emphasizes outpatient and home care. Once each year, each network must make its recommendations concerning the needs for patient care to the department.

**The Conrad 30 Program**

The Conrad 30 Program, authorized by the U.S. Department of State and the U.S. Citizenship and Immigration Services, addresses the shortage of qualified doctors in medically underserved areas. The program allows a medical doctor holding a J-1 Visa to apply for a waiver of the two-year residence requirement upon completion of the J-1 Visa exchange visitor program under s. 214(1) of the Immigration and Nationality Act.

State public health agencies are authorized to sponsor up to 30 physicians annually to serve in a designated U.S. Department of Health and Human Services (HHS) Health Professional Shortage Area (HPSA), Medically Underserved Area (MUA), or Medically Underserved Populations (MUP). The program requires a medical doctor holding a J-1 Visa who wishes to participate in a Conrad 30 Program to:

- Agree to be employed full-time in H-1B nonimmigrant status at a health care facility located in an area designated by the U.S. HHS as a HPSA, MUA, or MUP;
- Obtain a contract from the health care facility located in an area designated by U.S. HHS as an HPSA, MUA, or MUP;
- Obtain a "no objection" letter from his or her home country if the home government funded his or her exchange program; and

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<sup>12</sup> CS/HB 1519, Bill Analysis, May 25, 1988 on file with the Senate Health Policy Committee.

- Agree to begin employment at the health care facility within 90 days of receipt of the waiver, not the date his or her J-1 visa expires.

The department has administered Florida's Conrad 30 Waiver Program since 1994. In recent years, the number of applicants has exceeded the maximum number of 30 slots allowed by the program. The department does not have explicit rulemaking authority to establish additional criteria for selecting the Conrad 30 applicants for sponsorship, thereby limiting the department's ability to place qualified foreign physicians in areas of highest need.<sup>13</sup>

### **Florida Consortium of National Cancer Institute Centers Program**

Florida-based cancer centers are authorized in s. 381.915, F.S., to seek National Cancer Institute (NCI) designation to enhance the quality and competitiveness of cancer care in Florida and further a statewide biomedical research strategy directly responsive to the health needs of Florida's citizens. Beginning in 2017, and every 3 years thereafter, the department, in conjunction with participating cancer centers, must submit a report to the Cancer Control and Research Advisory Council on specific metrics relating to cancer mortality and external funding for cancer-related research in the state<sup>14</sup>

The NCI Cancer Centers Program was created as part of the National Cancer Act of 1971 and is one of the anchors of the nation's cancer research effort. Through this program, NCI recognizes centers around the country that meet rigorous standards for transdisciplinary, state-of-the-art research focused on developing new and better approaches to preventing, diagnosing, and treating cancer. The NCI funds 71 NCI-Designated Cancer Centers, located in 36 states and the District of Columbia, to deliver cutting-edge cancer treatments to patients. Florida currently has two NCI Designated Cancer Centers:

- Moffitt Cancer Center, Tampa; and
- Sylvester Comprehensive Cancer Center, Miami.<sup>15</sup>

During Fiscal Year 2019-2020, \$62.2 million is appropriated for the Florida Consortium of NCI Centers Program, and proviso language designates one entity as a Tier One comprehensive cancer center, the H. Lee Moffitt Cancer Center and Research Institute and two entities, the University of Miami (UM) Sylvester Comprehensive Cancer Hospital and the University of Florida (UF) Health Shands Cancer Hospital, as a Tier Three cancer center seeking designation as a NCI cancer center or comprehensive cancer center. In July 2019, the University of Miami (UM) Sylvester Comprehensive Cancer Hospital achieved designation as a NCI-Designated Cancer Center.<sup>16</sup>

<sup>13</sup> Florida Department of Health, *Senate Bill 188 Analysis* (2019) (on file with the Senate Committee on Health Policy), p. 2.

<sup>14</sup> Florida Department of Health, Provider and partner Resources., Research, National Cancer Institute, *Florida Consortium of National Cancer Institute Centers Program*, available at: <http://www.floridahealth.gov/provider-and-partner-resources/research/index1.html> (last visited Feb. 6, 2020)

<sup>15</sup> National Cancer Institute, *NCI-Designated Cancer Centers*, available at: <https://www.cancer.gov/research/nci-role/cancer-centers> (last visited Feb. 6, 2020).

<sup>16</sup> National Cancer Institute, *Sylvester Comprehensive Cancer Center*, available at: <https://www.cancer.gov/research/nci-role/cancer-centers/find/sylvester-miami> (last visited Feb. 6, 2020).

The funding for the program is distributed based on a competitive statutory formula. The Fiscal Year 2019-2020 appropriation of \$62.2 million is dispersed as follows: Moffitt, \$25.3 million; UF, \$19.5 million; and UM, \$17.4 million. Under current statutory requirements, the University of Florida Health Shand's Cancer Center was given six years, or until June 30, 2020, to achieve NCI designation. Otherwise, the NCI-designation incentive funding would revert to the state's other NCI designated cancer centers. While much progress has been made towards the designation, the UF Health Shands Cancer Hospital needs additional time given the rigorous process involved to receive NCI designation.<sup>17</sup>

### **Emergency Medical Transport Services**

In 1973, the Florida Legislature passed and enacted what is known today as the Raymond H. Alexander, M.D., Emergency Medical Transportation Services Act. The Legislature recognized the need for the uniform and systematic provision of emergency medical services to save lives and reduce disability associated with illness and injury.

The emergency medical services (EMS) system of care must be equally capable of assessing, treating, and transporting children, adults, and elderly persons. Today, the Emergency Medical Services Section of the department is responsible for the licensure and oversight of over 60,000 emergency medical technicians and paramedics, more than 270 advanced and basic life support agencies, and over 4,500 EMS vehicles. In addition, the section certifies 911 public safety telecommunicators.<sup>18</sup>

Chapter 401, F.S., relates to medical telecommunications and transportation. Part III of ch. 401, F.S., consisting of ss. 401.2101-401.465, F.S., is specific to medical transportation services and provides for the regulation of emergency medical services by the department, including:

- The licensure of the emergency medical service entities;
- The certification of the staff employed by those services; and
- The permitting of vehicles used by the staff in those services, whether for basic life support (BLS), advanced life support (ALS), or air ambulance services (AAS).

Every person or entity owning, operating, conducting, maintaining, or engaging in the business of providing prehospital or inter-facility ALS or BLS transportation services must be licensed before offering such service to the public. The department issues licenses for the operation of BLS and ALS services for applicants meeting the following requirements:

- Payment of an application fee;
- Ambulances, equipment, vehicles, personnel, communications systems, staffing patterns, and services of the applicant must meet the requirements for either a BLS service or an ALS service, whichever is applicable;
- Proof of:
  - Personal injury and property damage insurance coverage, in limits set by the department, sufficient to cover claims arising out of the injury or death of persons and property damages for which the owner, the business or service would be liable; or

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<sup>17</sup> See ch. 2014-51, 2-3, Laws of Fla.

<sup>18</sup> Department of Health, Licensing and Regulation, *Emergency Medical Services System*, available at: <http://www.floridahealth.gov/licensing-and-regulation/ems-system/index.html> (last visited Feb. 6, 2020).

- Certificate of self-insurance evidencing an adequate self-insurance plan approved by the Office of Insurance Regulation; and
- Certificate of public convenience and necessity from each county in which the applicant will operate.<sup>19</sup>

Each BLS and ALS transportation service must also employ or contract with a medical director to supervise and assume direct responsibility for the medical performance of the emergency medical technicians and paramedics operating for that EMS system. The medical director must be:

- A licensed physician;
- A corporation, association, or partnership composed of physicians; or
- Physicians employed by a hospital that delivers in-hospital EMS and employs or contracts with physicians specifically for that purpose.<sup>20</sup>

The medical director must perform the following duties:

- Advising;
- Consulting;
- Training;
- Counseling; and
- Overseeing of services, including quality assurance.

The medical director's mandated duties do not include administrative and managerial functions. The department has rule making authority to regulate medical directors.<sup>21</sup>

### **Radiation Machines and Components**

The department's, Division of Emergency Preparedness and Community Support. Bureau of Radiation Control, is charged, through ch. 404, F.S., the Florida Radiation Protection Act, to institute and maintain a program to permit development and utilization of sources of radiation for purposes consistent with the health and safety of the public. The Bureau's activities include: responding to radiation incidents, inspecting facilities that contain radiation sources, issuing certificates and licenses to businesses and individuals who possess and use radiation sources, conducting environmental sampling and radiochemistry, and partnering with law enforcement and other radiation agencies to conduct radiation monitoring and surveillance.<sup>22</sup>

### ***Ionizing Radiation Machines (X-ray)***

Medical radiation machines make up the largest man-made source of radiation exposure to the public. In 1958, the state Board of Health began a program to inspect radiation machines. Today

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<sup>19</sup> Section 401.25, F.S.

<sup>20</sup> Section 401.265(1), F.S.

<sup>21</sup> Id.

<sup>22</sup> Florida Department of Health Statement of Agency Organization and Operation, Organization and Responsibilities Statement of Agency Organization and Operation, Division of Emergency Preparedness and Community Support, *Bureau of Radiation Control*, available at: <http://www.floridahealth.gov/about/documents1/doh-statement-of-agency-organization.pdf> (last visited Feb. 6, 2020).



over 18,000 facilities, including hospitals, doctors' offices, universities, and corporations, have registered more than 50,000 x-ray machines with the department.

The radiation machine program works to reduce exposure to workers and the public from machines that emit radiation for medical, scientific, educational, and industrial purposes. The program accomplishes this by:

- Stopping unauthorized uses and users;
- Preventing accidental or unintended exposures;
- Ending ineffective or inappropriate uses of radiation; and
- Reducing the amount of exposure needed to accomplish the task.

One way these goals are achieved is through on-site inspections. The department regularly inspects each radiation machine according to a schedule that varies depending upon how the machine is used. This schedule ranges from annually for mammography and cancer therapy machines to every 5 years for dental and podiatry machines. Department staff performed over 13,000 inspections last year. During these inspections they:

- Check the machine to see that it operates as it was designed,
- Ensure the people who use the machine are qualified to do so, and
- Verify the machine is used safely and appropriately.

If a machine poses an immediate threat to the public health, the department requests its immediate removal from service. For less serious problems, the department gives machine owners 90 days to correct the deficiencies.<sup>23</sup>

### **The Department of Health's General Health Care Professional Licensing Authority**

The department's general licensing provisions, authorized under s. 456.013, F.S., require every applicant for licensure to apply to the department before sitting for a licensure examination. Section 456.013, F.S., also requires all applications for licensure to be submitted to the department on a form that may be submitted electronically. The requirement that an applicant submit his or her application for licensure before sitting for the licensure examination was initially imposed when the department developed and administered its own examinations. A strict statutory interpretation of this section requires an applicant, even one who has already passed the licensure examination before applying for a license, to take the examination after applying to the department for licensure.

If an applicant has not been issued a social security number at the time of application because the applicant is not a U.S. citizen or resident, the department may process the application using a unique personal identification number. If the applicant is otherwise eligible for licensure, the department may issue a temporary license, which expires in 30 days after issuance unless a social security number is obtained and submitted in writing to the department. Upon receipt of the applicant's social security number, the department must issue a new license, which expires at the end of the current biennium.<sup>24</sup>

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<sup>23</sup>Department of Health, Environmental Health, Radiation Control, Ionizing Radiation Machines (X-ray), *available at*: <http://www.floridahealth.gov/environmental-health/radiation-control/ion/index.html> (last visited Feb. 6, 2020).

<sup>24</sup> Section 456.01 (1)(b), F.S.



Section 456.017, F.S., was amended in 2005 to provide that neither a board<sup>25</sup> nor the department could administer a state-developed written examination if a national examination was certified by the department. National examinations have been certified for all professions, and the requirement for applicants to apply to the department to take the state examination has become obsolete. All state examinations have ceased.

The provision also requires an applicant to provide his or her social security number (SSN). However, there is no statutory requirement that an applicant provide his or her date of birth. An applicant's birth date is a requirement to fulfill other statutory licensure requirements under ss. 456.039 and 456.0135, F.S, for fingerprinting and fingerprint retention by the Agency for Health Care Administration (AHCA) and the Care Provider Background Screening Clearinghouse.

According to the department, the Joint Administrative Procedures Committee (JAPC) has objected to applications for licensure that contained a data field for the applicant's date of birth. The JAPC indicates that the department has no statutory authority to ask for a date of birth. To ensure accurate matches through the Florida Department of Law Enforcement, the Federal Bureau of Investigation, and the Sex Offender Registry, the department must have available three identifiers: the name, social security number, and date of birth.<sup>26</sup>

### **Student Loans Available to Health Care Practitioners**

Federal student loan programs were first established in the mid-twentieth century to increase the supply of skilled labor, promote economic and technological development, and provide upward socioeconomic mobility.<sup>27</sup> Federal student loans were first offered in 1958 under the National Defense Education Act to help the United States compete with other countries, especially the Soviet Union with the launch of the satellite *Sputnik*. High school students who showed promise in mathematics, science, engineering, and foreign language, or those who wanted to be teachers, were offered grants, scholarships, and loans.<sup>28</sup> Federal student loans have provided low-cost credit to millions of students, helped increase educational attainment, while holding administrative costs lower than those of the private sector, and generating a profit for the federal government.<sup>29</sup>

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<sup>25</sup> Under s. 456.001(1), F.S., "board" is defined as any board, commission, or other statutorily created entity, to the extent such entity is authorized to exercise regulatory or rulemaking functions within the department or, in some cases, within the department's Division of Medical Quality Assurance.

<sup>26</sup> *Id.*, at p. 2.

<sup>27</sup> Michael Simkovic, *Risk-Based Student Loans*, 70 Wash. & Lee L. Rev. 527 (2013), available at <https://scholarlycommons.law.wlu.edu/wluhr/vol70/iss1/8> (last visited Feb. 6, 2020).

<sup>28</sup> National Defense Education Act of 1958, Pub. L. 85 – 864, 72 Stat. 1580, 20 U.S.C. 401 et seq., available at <https://www.govinfo.gov/content/pkg/STATUTE-72/pdf/STATUTE-72-Pg1580.pdf> (last visited Feb, 2020).

<sup>29</sup> *Supra* note 1.

## State Student Loans Available to Health Care Practitioners

### *Florida Health Service Corps*

Florida backed health care student loans, and scholarships with service obligation, began in 1992 with the creation of the Florida Health Services Corps (FHSC), to encourage qualified medical professionals to practice in underserved locations where there are shortages of such personnel. The FHSC was developed by the department with the Florida Department of Education (FDOE) and the State University System. The department was to award scholarships to qualified students studying medicine, chiropractic, nursing, or dentistry. The program required a student receiving a scholarship to accept an assignment in a public health care program or work in a specific community located in a medically underserved area upon graduation for one year for each school year of financial assistance, up to a maximum of three years.

The financial penalties for noncompliance with the participation requirements were determined in the same manner as in the National Health Service Corps (NHSC) scholarship program.<sup>30</sup> Noncompliance with participation requirements also resulted in ineligibility for professional licensure under chs. 458, 459, 460, 464, 465, and 466, F.S. For a participant unable to complete his or her service obligation for reasons beyond his or her control, such as a disability, the penalty was the actual amount of financial assistance provided to the participant. The financial penalties collected by the department were deposited into the FHSC Trust Fund and used to provide additional scholarship and financial assistance.<sup>31, 32</sup>

The FHSC was modeled after the NHSC. It offered loan repayment and scholarships for health professionals in return for service in public health care programs or underserved areas. This program was not funded after 1996 and was repealed in 2012.<sup>33</sup> The Office of Student Financial Assistance (OSFA) within the FDOE is the designated guaranty agency for the state of Florida for many years for the Federal Family Education Loans.<sup>34</sup>

In 2002, the Florida Legislature created the Student Loan Program. Section 1009.85, F.S., required the State Board of Education to adopt rules necessary for participation in the guaranteed student loan program, as provided by the Higher Education Act of 1965, as amended. The intent of this legislation was to authorize student loans when Florida, through the FDOE, become an eligible lender under the provisions of the applicable federal laws providing for the guarantee of loans to students and the partial payment of interest on such loans by the United States Government.<sup>35</sup>

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<sup>30</sup> The National Health Service Corps (NHSC) Scholarship Program, enacted by Public Law 94- 484 on October 12, 1976, is a program established to bring health care to regions of the country that have critical shortages of health personnel. See The U.S. Department of Health and Human Services, Health Resources & Services Administration, *National Health Services Corps*, available at: <https://bhwh.hrsa.gov/loans-scholarships/nhsc> (last visited Feb. 6, 2020).

<sup>31</sup> Chapter 92-33, s. 111, Laws of Fla.

<sup>32</sup> Section 381.0302, (1992 – 2012), F.S.

<sup>33</sup> Chapter 2012-184, s. 45, Laws of Fla.

<sup>34</sup> The Department of Education, Office of Student Financial Assistance, *FFELP Home*, available at: <http://www.floridastudentfinancialaid.org/FFELP/> (last visited Feb. 6, 2020).

<sup>35</sup> Sections 1009.78 – 1009.88, F.S.

In 2002, the Legislature revised the grounds for disciplinary action against health care practitioners who failed to pay student loans by amending s. 456.072(1)(k), F.S., and created s. 456.074(4), F.S., to enforce these provisions. When amending s. 456.072(1)(k), F.S., and enacting s. 456.074(4), F.S., the 2002 Legislature made the following specific findings:

- The U.S. Department of Health and Human Services reported 9,454 health care practitioners in the nation, and 556 health care practitioners in Florida, had defaulted on educational loan or service scholarship obligations;
- The U.S. Department of Health and Human Services reported that these defaulters cost taxpayers over \$694 million, of which \$45.6 million was attributable to Florida health care practitioners;
- Needy communities lost the services of essential clinicians when practitioners fail to meet their service obligations;
- Defaulters had received the substantial economic benefit of a health practitioner career education at taxpayer expense;
- It was imperative that defaulters be required to honor their service obligations;
- Because health care practitioners are licensed by the states and not the federal government, it was anticipated that state licensure discipline of the defaulters would motivate the defaulters to honor their commitments and deter others from defaulting on their student loans and service obligations;
- Taxpayers should not have to foot the bill for individuals who had reneged on the repayment obligation of a federal or state loan or scholarship which gave them access to a career as a health care practitioner;
- Defaulters had been, or would be, excluded from participating in Medicare and Medicaid programs and therefore unable to practice in many of the neediest and most underserved areas;
- Defaulters would not be practicing as health care practitioners had the programs not been available to help finance their education; and, while it was not possible to “repossess” the education these programs allowed them to obtain, it was possible to “repossess” the results of that education by suspending their ability to practice through suspension of their licenses; and
- Florida law at that time provided recourse only for failing to repay certain state student loans through s. 381.0302, F.S., and did not address federal educational loan and service scholarship defaulters.<sup>36</sup>

In 2010, with the passage of the federal Health Care and Education Reconciliation Act and the Health Care and Education Reconciliation Act, the FDOE, through the OSFA, stopped guaranteeing student loans with first disbursement dates after July 1, 2010. For student loans that had first disbursements dates before July 1, 2010, the OSFA continued to provide support for the life of the loans as long as the loans remained in the state’s portfolio, and FDOE remained the designated guaranty agency for Florida.<sup>37</sup>

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<sup>36</sup> Chapter 2002-254, Preamble, Laws of Fla.

<sup>37</sup> The Department of Education, Office of Student Financial Assistance (OSFA), The Federal Family Education Loan Program, *FFELP Home*, available at <http://www.floridastudentfinancialaid.org/FFELP/> (last visited Oct. 21, 2019).

## Health Care Practitioner Regulation

The department is charged with the regulation of health practitioners for the preservation of the health, safety, and welfare of the public. The Division of Medical Quality Assurance (MQA), is responsible for the boards and professions within the department.<sup>38</sup> The health care practitioners licensed by the department include the following:

- Acupuncturist;<sup>39</sup>
- Allopathic physicians and physician assistants;<sup>40</sup>
- Osteopathic physicians and physician assistants;<sup>41</sup>
- Chiropractic physicians, physician assistants, and registered chiropractic assistants;<sup>42</sup>
- Podiatric physicians;<sup>43</sup>
- Naturopathic physicians;<sup>44</sup>
- Optometrists;<sup>45</sup>
- Advanced practice registered nurses, registered nurses, licensed practical nurses and certified nursing assistant;<sup>46</sup>
- Pharmacists;<sup>47</sup>
- Dentists, dental hygienist and dental laboratories;<sup>48</sup>
- Midwives;<sup>49</sup>
- Speech and language pathologists;<sup>50</sup>
- Audiologists;<sup>51</sup>
- Occupational therapists;<sup>52</sup>
- Respiratory therapists;<sup>53</sup>
- Dieticians and nutritionists;<sup>54</sup>
- Athletic trainers;<sup>55</sup>
- Orthotists, prosthetists, and pedorthists;<sup>56</sup>
- Electrologists;<sup>57</sup>
- Massage therapists;<sup>58</sup>

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<sup>38</sup> Section 20.43, F.S.

<sup>39</sup> Chapter 457, F.S.

<sup>40</sup> Chapter 458, F.S.

<sup>41</sup> Chapter 459, F.S.

<sup>42</sup> Chapter 460, F.S.

<sup>43</sup> Chapter 461, F.S.

<sup>44</sup> Chapter 462, F.S.

<sup>45</sup> Chapter 463, F.S.

<sup>46</sup> Chapter 464, F.S.

<sup>47</sup> Chapter 465, F.S.

<sup>48</sup> Chapter 466, F.S.

<sup>49</sup> Chapter 467, F.S.

<sup>50</sup> Part I, Ch. 468, F.S.

<sup>51</sup> *Id.*

<sup>52</sup> Part III, Chapter 468, F.S.

<sup>53</sup> Part V, Chapter 468, F.S.

<sup>54</sup> Part X, Chapter 468, F.S.

<sup>55</sup> Part XIII, Chapter 468, F.S.

<sup>56</sup> Part XIV, Chapter 468, F.S.

<sup>57</sup> Chapter 478, F.S.

<sup>58</sup> Chapter 480, F.S.

- Clinical laboratory personnel;<sup>59</sup>
- Medical physicists;<sup>60</sup>
- Opticians;<sup>61</sup>
- Hearing aid specialists;<sup>62</sup>
- Physical therapists;<sup>63</sup>
- Psychologists and school psychologists;<sup>64</sup> and
- Clinical social workers, mental health counselors and marriage and family therapists.<sup>65</sup>

Section 456.0721, F.S., requires the department to obtain from the U. S. Department of Health and Human Services (now the U.S. DOE) information necessary to investigate and prosecute health care practitioners for failing to repay a student loan or comply with scholarship service obligations pursuant to s. 456.072(1)(k), F.S. The department is further required to obtain from the U.S. Department of Health and Human Services (now U.S. DOE) a list of default health care practitioners each month, along with the information necessary to investigate a complaint. The department may obtain evidence to support the investigation and prosecution from any financial institution or educational institution involved in providing the loan or education to a practitioner.

Section 456.0721, F.S., also requires the department to report to the Legislature, as part of its annual report, the number of practitioners in default, along with the results of the department's investigations and prosecutions, and the amount of fines collected from the practitioners prosecuted for violating s. 456.072(1)(k), F.S. The department Annual Reports to the Legislature from state fiscal year 2005-06, (the first year health care practitioners student loan defaults were reported) through 2017-18, show the following data on health care practitioners student loan defaults.

#### **Health Care Providers Student Loan Defaults for Fiscal Years 2005 through 2018**

State Fiscal Year	Reports of Defaults Received	Investigations Complete	Emergency Suspension Orders Issued	Probable Cause Found	No Probable Cause Found	Disciplinary Actions Taken	Amount of Fines Collected
2017-18	850	76	26	21	1	0	\$0
2016-17	1	1	1	1	0	0	\$0
2015-16	0	1	0	0	0	0	\$0
2014-15	1	0	0	0	0	1	\$0
2014-13	1	0	1	1	0	0	\$0
2013-12	2	2	1	1	0	1	\$2,500
2012-11	2	1	0	0	1	0	\$0
2011-10	19	0	0	0	0	2	\$16,216
2010-09	11	2	2	3	0	2	\$7,500

<sup>59</sup> Part II, ch. 483, F.S.

<sup>60</sup> Part III, ch. 483, F.S.

<sup>61</sup> Part I, ch. 484, F.S.

<sup>62</sup> Part II, ch. 484, F.S.

<sup>63</sup> Chapter 486, F.S.

<sup>64</sup> Chapter 490, F.S.

<sup>65</sup> Chapter 491, F.S.

2009-08	13	4	3	4	0	2	\$6,000
2008-07	16	1	0	0	0	2	\$9,190
2007-06	0	3	1	2	5	4	\$29,307
2006-05	13	5	6	4	2	7	\$23,886
TOTAL	929	96	41	16	9	21	\$94,600

Section 456.074(4), F.S., further requires the department, upon receipt of information that a Florida-licensed health care practitioner has defaulted on his or her student loan issued or guaranteed by the state or the federal government, to notify the licensee by certified mail that he or she is subject to immediate suspension of his or her professional license unless, within 45 days after the date of mailing, the licensee provides proof of new payment terms between all parties to the loan. If, after 45 days from the date of mailing the certified notice, the licensee has failed to provide proof of new student loan payment terms, the department must issue an emergency order suspending the licensee's license.

Sections 456.0635(2)(e) and (3)(e), F.S., also require each board, or the department if there is no board, to refuse to admit a candidate to any examination, refuse to issue a license, certificate, or registration, and refuse to renew a license, certificate or registration, if the candidate or practitioner is currently listed on the United States Department of Health and Human Services Office of Inspector General's List of Excluded Individuals and Entities (LEIE). Section 1128(b)(14) of the Social Security Act and 42 U.S.C. ss. 1320a-7(b)(14), provide that a default on a health education loan or scholarship obligation is permissive grounds for being placed on the LEIE; placement on the exclusion list continues until the default or obligation is resolved. Paragraphs 456.0635(2)(e) and (3)(e), F.S., are not permissible, but mandatory, and require the boards, or the department, to refuse to issue, or renew, licenses, certificates, or registrations to a person in default on his or her health education loan or scholarship obligation.

### **Other States with Licensure Suspension Laws for Student Loan Defaulters**

Seven states—Alaska, Hawaii, Iowa, Kentucky, Massachusetts, Tennessee, and Texas—have laws requiring all occupational boards to revoke licenses for defaulting on any type of federal or state education loan. Louisiana will revoke a license only if the professional has defaulted on an education loan issued by the state.<sup>66</sup>

Prior to July 1, 2019, Georgia was included in the above group. During the 2019 Georgia legislative session, the Georgia passed SB 214, which amended the Official Code of Georgia to prohibit a professional licensing board from suspending a person licensed by that board because:

- He or she was a borrower in default under the Georgia Higher Education Loan Program as determined by the Georgia Higher Education Assistance Corporation; or
- He or she had been certified by any entity of the federal government for nonpayment or default or breach of a repayment or service obligation under any federal educational loan, loan repayment, or service conditional scholarship program.<sup>67</sup>

<sup>66</sup> Wagner, Andrew; National Conference of State Legislatures, *License Suspension for Student Loan Defaulters*, Vol. 26, No. 40, 2018, available at: <http://www.ncsl.org/research/labor-and-employment/license-suspension-for-student-loan-defaulters.aspx> (last visited Feb. 6, 2020).

<sup>67</sup> Section 43-1-29, *Suspension of license for nonpayment of student loans prohibited*, Official Code of Georgia

Five states—Arkansas, California, Mississippi, Minnesota and Florida—revoke the licenses only of health care professionals for defaulting on education loans. In Arkansas and Mississippi, the laws are even narrower, applying only to state health care education loans and scholarship agreements. For example, defaulting physicians in Arkansas may have their license suspended for “a period of years equivalent to the number of years that the recipient is obligated to practice medicine in a rural area” if they default on an Arkansas Rural Medical Practice Student Loan.<sup>68</sup>

Two states—Iowa and South Dakota—revoke all state-issued licenses, including driver’s licenses and recreational hunting licenses.<sup>69</sup>

### Medical Specialists

A physician licensed under ch. 458, F.S., may not hold himself or herself out as a board-certified specialist unless the physician has received formal recognition as a specialist from a specialty board of the American Board of Medical Specialties or other recognizing agency that has been approved by the Board of Medicine (BOM). A physician may not hold himself or herself out as a board-certified specialist in dermatology unless the recognizing agency, whether authorized in statute or by rule, is triennially reviewed and reauthorized by the BOM.<sup>70</sup>

### Medical Faculty Certificates

To become a licensed medical doctor in Florida, an individual generally has two paths to licensure: licensure by examination<sup>71</sup> or licensure by endorsement.<sup>72</sup> However, s. 458.3145, F.S., provides another limited path to practice in Florida by teaching in a program of medicine. Under s. 458.3145, F.S., the department is authorized to issue a medical faculty certificate to a qualified medical physician to practice in conjunction with his or her full-time faculty position at a medical school, if the physician has met specified criteria in current law and accepted a full-time faculty appointment to teach at the following programs in medical schools with campuses in Florida:

- University of Florida;
- University of Miami;
- University of South Florida;
- Florida State University;
- Florida International University;
- University of Central Florida;
- Mayo Clinic College of Medicine and Science in Jacksonville, Florida;
- The Florida Atlantic University; or
- The Johns Hopkins All Children’s Hospital in St. Petersburg, Florida.<sup>73</sup>

<sup>68</sup> *Supra* note 93.

<sup>69</sup> *Supra* note 93.

<sup>70</sup> Section 458.3312, F.S.

<sup>71</sup> See s. 458.311, F.S., and Florida Board of Medicine, *Medical Doctor - Unrestricted*, available at: <http://flboardofmedicine.gov/licensing/medical-doctor-unrestricted> (last visited Feb. 6, 2020).

<sup>72</sup> See s. 458.313, F.S., and Board of Medicine, *Medical Doctor - Unrestricted*, available at: <http://flboardofmedicine.gov/licensing/medical-doctor-unrestricted>, (last visited Feb. 6, 2020).

<sup>73</sup> Section 458.3145(1)(i), F.S.



The list does not include any medical schools for osteopathic physicians with campuses in Florida.

Currently there are 58 physicians holding medical faculty certificates in Florida, with nine of those residing out of state.<sup>74</sup>

### **Osteopathic Physicians**

There are two types of medical physicians fully licensed to practice in Florida. Those holding the M.D. degree – doctor of allopathic medicine – licensed under ch. 458, F.S., and those holding the D.O. degree – doctor of osteopathic medicine – licensed under ch. 459, F.S. Both types of physicians are licensed in Florida to perform surgery and prescribe medicine in hospitals, clinics, and private practices, as well as throughout the U.S. Osteopathic physicians offer all the same services as M.D.s.

Osteopathic physicians can specialize in every recognized area of medicine, from neonatology to neurosurgery, but more than half of all osteopathic physicians practice in primary care areas, such as pediatrics, general practice, obstetrics/gynecology, and internal medicine.<sup>75</sup>

### ***Osteopathic Residencies and Florida Licensure***

After acquiring a four-year undergraduate college degree with requisite science classes, students are accepted into one of the nation's 21 osteopathic medical schools accredited by the Bureau of Professional Education of the American Osteopathic Association (AOA). Following graduation, osteopathic physicians complete an approved 12-month internship. Interns rotate through hospital departments, including internal medicine, family practice, and surgery. They may then choose to complete a residency program in a specialty area, which requires two to six years of additional training.<sup>76</sup>

Any person desiring to be licensed, or certified, as an osteopathic physician in Florida must:

- Submit an application with a fee;
- Be at least 21 years of age;
- Be of good moral character;
- Have completed at least three years of pre-professional postsecondary education;
- Have not previously committed any act that would constitute a violation of ch. 459, F.S.;
- Not be under investigation anywhere for an act that would constitute a violation of ch. 459, F.S.;
- Have not been denied a license to practice osteopathic medicine, or had his or her osteopathic medicine license revoked, suspended, or otherwise acted against by any jurisdiction;
- Have met the criteria for:
  - A limited license under s. 459.0075, F.S.;

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<sup>74</sup> Florida Dep't of Health, Division of Medical Quality Assurance, *Annual Report and Long Range Plan Fiscal Year 2017-2018*, p. 16, available at: <http://www.floridahealth.gov/licensing-and-regulation/reports-and-publications/documents/annual-report-1718.pdf> (last visited Feb. 6, 2020).

<sup>75</sup> Florida Osteopathic Medical Association, *Osteopathic Medicine*, available at: <http://www.foma.org/osteopathic-medicine.html> (last visited Feb. 6 2020).

<sup>76</sup> *Id.*



- An osteopathic faculty certificate under s. 459.0077, F.S.; or
- A resident physician, intern, or fellow under s. 459.021, F.S.;
- Demonstrate that he or she is a graduate of a medical college recognized and approved by the AOA;
- Demonstrate that he or she has successfully completed a resident internship of not less than 12 months in a hospital approved by the Board of Trustees of the AOA or any other internship program approved by the Board of Osteopathic Medicine (BOOM) upon a showing of good cause; and
- Demonstrate that he or she has achieved a passing score, established by rule of the BOOM, on all parts of the examination conducted by the National Board of Osteopathic Medical Examiners or other examination approved by the BOOM no more than five years before making application.<sup>77</sup>

### ***The Accreditation Council for Graduate Medical Education (ACGME)***

The ACGME is a non-profit corporation whose mission is to improve health care and population health by assessing and advancing the quality of resident physicians' graduate medical education through accreditation. Accreditation is achieved through a voluntary process of evaluation and review based on published accreditation standards. ACGME accreditation provides assurance that a sponsoring institution or program meets the quality standards (institutional and program requirements) of the specialty or subspecialty practice(s) for which it prepares its graduates. The ACGME accreditation is overseen by a review committee made up of volunteer specialty experts from the field that set accreditation standards and provide peer evaluation of sponsoring institutions and specialty and subspecialty residency and fellowship programs.<sup>78</sup>

The ACGME was established by five medical organizations in 1981<sup>79</sup> and, in 2014, was joined by the AOA and the American Association of Colleges of Osteopathic Medicine. A primary responsibility of each of the organizations is to nominate individuals to be considered for membership on the ACGME Board of Directors. The ACGME board currently includes 24 members nominated by member organizations, two resident members, three public directors, four at-large directors, the chair of the Council of Review Committee Chairs, and two non-voting federal representatives.

The ACGME sets the standards for graduate medical education (GME) and renders residency accreditation decisions based on compliance with those standards. The member organizations are corporately separate from the ACGME and do not participate in accreditation, pay dues, or make any other monetary contribution to the ACGME. In academic year 2018-2019, there were approximately 11,700 ACGME-accredited residency and fellowship programs in 181 specialties and subspecialties at approximately 850 sponsoring institutions. There were approximately

<sup>77</sup> Section 459.0055, F.S.

<sup>78</sup> American Council of Graduate Medical Education, *What We Do*, available at: <https://www.acgme.org/What-We-Do/Overview> (last visited Feb. 6, 2020).

<sup>79</sup> American Council of Graduate Medical Education, *Member Organizations*, , available at: <https://www.acgme.org/About-Us/Overview/Member-Organizations> (last visited Feb. 6, 2020). The five organization are: The American Board of Medical Specialists, The American Hospital Association, The American Medical Association, The Association of American Medical Colleges, and Council of Medical Specialty Societies.

140,500 active full and part time residents and fellows. One out of seven active physicians in the United States is a resident or fellow.<sup>80</sup>

By June 2020, all osteopathic residency programs for GME will need to be ACGME accredited. As the AOA guides residency programs through the process, resident physicians will be protected throughout the transition. If a residency program does not achieve ACGME accreditation by June 2020, a resident who has not completed the required training will be able to complete AOA-accredited training and advance to AOA board eligibility. This is the result of an agreement between the AOA, the ACGME, and the American Association of Colleges of Osteopathic Medicine (AACOM) that gives the AOA restricted authority to extend the AOA accreditation date to allow any remaining resident physicians to finish training in an accredited program. If a resident physician's program does not achieve ACGME accreditation by June 2020, he or she may also be able to transfer to another ACGME accredited program.<sup>81</sup>

### ***The National Residency Matching Program***

The National Resident Matching Program (NRMP) is a private, not-for-profit corporation established in 1952 to optimize the rank-ordered choices of applicants and program directors for residencies and fellowships. The NRMP is not an application processing service. Instead, it provides an impartial venue for matching applicants and program preferences for each other using an internationally recognized mathematical algorithm.

The first Main Residency Match® (“Match”) was conducted in 1952 when 10,400 internship positions were available for 6,000 graduating U.S. medical school seniors. By 1973, there were 19,000 positions for just over 10,000 graduating U.S. seniors. Following the demise of internships in 1975, the number of first-year post-graduate (PGY-1) positions declined to 15,700. The number of PGY-1 positions gradually increased through 1994 and then began to decline slowly until 1998. In 2019, there was an all-time high of 32,194 PGY-1 positions offered. The total number of positions offered, including, PGY-1 and second-year post-graduates (PGY-2), was also at an all-time high of 35,185.<sup>82</sup>

Beginning in 2014, osteopathic medical school graduates could participate in the Match, which opened up additional residency programs available to osteopathic medical graduates.<sup>83</sup> In 2019, 6,001 osteopathic candidates applied to the Match and 5,077 matched – an 84.6 percent match rate.<sup>84</sup> By June 2020, an osteopathic residency program will need to be accredited by ACGME to participate in the Main Residency Match.<sup>85</sup>

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<sup>80</sup> American Council of Graduate Medical Education, *About Us*, available at: <https://www.acgme.org/About-Us/Overview> (last visited Feb. 6, 2020).

<sup>81</sup> American Osteopathic Association, *What does single GME mean for DO resident physicians?* available at: <https://osteopathic.org/residents/resident-resources/residents-single-gme/> (last visited Feb. 6, 2020).

<sup>82</sup> The Match, National Resident Matching Program, Results and Data 2019 Main Residency Match, *About the NRMP*, p. v, 1, available at: [https://mk0nrmp3oyqui6wqfm.kinstacdn.com/wp-content/uploads/2019/04/NRMP-Results-and-Data-2019\\_04112019\\_final.pdf](https://mk0nrmp3oyqui6wqfm.kinstacdn.com/wp-content/uploads/2019/04/NRMP-Results-and-Data-2019_04112019_final.pdf) (last visited Feb. 6, 2020).

<sup>83</sup> The Accreditation Council for Graduate Medical Education, *Member Organizations*, available at: <https://www.acgme.org/About-Us/Member-Organizations>, (last visited Feb. 6, 2020).

<sup>84</sup> *Supra* note 108.

<sup>85</sup> The Match, National Residency Match Program, *2020 Match Participation Agreement for Applicants and Programs*, available at: <https://mk0nrmp3oyqui6wqfm.kinstacdn.com/wp-content/uploads/2019/09/2020-MPA-Main-Residency-Match-for-Applicants-and-Programs.pdf> (last visited Feb. 6, 2020).

All residents who have completed an AOA- or ACGME-accredited residency program are eligible for AOA board certification. AOA board certification is a quality marker for patients that highlights the commitment to the uniquely osteopathic approach to patient care and allows engagement in continuous professional development throughout a career. Requirements are slightly different for osteopathic medical physicians pursuing certification through the American Board of Medical Specialties (ABMS). The ABMS requires candidates' residency programs to have been ACGME-accredited for a specified amount of time. Requirements vary by specialty.<sup>86</sup>

### **Registered Chiropractic Assistants**

Registered Chiropractic Assistants (RCAs) perform duties not directly related to chiropractic patient care under the direct supervision of a chiropractic physician or chiropractic physician's assistant. There are no regulatory provisions associated with the work of an RCA. The registration is voluntary and not required for an individual to assist with patient care management activities, execute administrative and clinical procedures, or perform managerial and supervisory functions in an office.<sup>87</sup> According to the department, in Fiscal Year 2017-2018, there were 2,659 active in-state RCAs.<sup>88</sup>

### **Florida Center for Nursing**

In 2001, the Florida Legislature created s. 464.0195, F.S., establishing the Florida Center for Nursing (FCN) "to address issues of supply and demand for nursing, including issues of recruitment, retention, and utilization of nurse workforce resources."<sup>89</sup> The primary statutory goals address collecting and analyzing nursing workforce data; developing and disseminating a strategic plan for nursing; developing and implementing reward and recognition activities for nurses; and promoting nursing excellence programs, image building, and recruiting into the profession. The FCN is further charged to convene various stakeholder groups to review and comment on nursing workforce data and to recommend systemic changes that will improve the recruitment and retention of nurses in Florida.

The FCN conducts an analysis of licensed practical nurses (LPN), registered nurses (RN), and advanced practice registered nurses (APRN) annually to assess Florida's nurse supply, including the numbers of nurses, demographics, education, employment status, and specialization pursuant to s. 467.019, F.S. The FCN submits a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives annually through January 30, 2020.

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<sup>86</sup> *Id.*

<sup>87</sup> Section 460.4166, F.S.

<sup>88</sup> The Florida Department of Health, Division of Medical Quality Assurance, *Annual Report and Long-Range Plan, Fiscal Year 2017-2018*, available at: <http://www.floridahealth.gov/licensing-and-regulation/reports-and-publications/documents/annual-report-1718.pdf> (last visited Feb. 6, 2020).

<sup>89</sup> The Florida Center for Nursing, *2018 Annual Report*, available at: <https://www.flcenterfornursing.org/AboutUs/AnnualReport.aspx> (last visited Feb. 6, 2020).

### **Board of Nursing Rulemaking Authority to Establish Standards of Practice**

Section 464.004, F.S., established the Board of Nursing (BON) within the department to license and regulate nursing to ensure that every nurse practicing in this state meets minimum requirements for safe practice. It was the legislative intent that nurses who fall below minimum competency or who otherwise present a danger to the public should be prohibited from practicing in this state.<sup>90</sup>

The Legislature has granted the BON rulemaking authority to:

- Establish guidelines for remedial courses for those nurses who fail the nursing examination three times;<sup>91</sup>
- Administer the certification of clinical nurse specialists;<sup>92</sup>
- Administer the certification of advanced practice registered nurses, including the appropriate requirements for advanced practice registered nurses in the categories of certified registered nurse anesthetists, certified nurse midwives, and certified nurse practitioners;<sup>93</sup>
- Establish a procedure for the biennial renewal of licenses and to prescribe continuing education requirements for renewal of licenses;<sup>94</sup>
- Provide application procedures for inactive status, the biennial renewal of inactive licenses, and the reactivation of licenses, including applicable fees;<sup>95</sup>
- Establish the testing procedures for use in certifying nursing assistants, regulating the practice of certified nursing assistants, and specifying the scope of practice and the level of supervision required for the practice of certified nursing assistants;<sup>96</sup> and
- Establish disciplinary guidelines.<sup>97</sup>

The Legislature did not expressly grant rulemaking authority to the BON to promulgate nursing standards of practice.<sup>98</sup> The authority to define the scope of practice for nurses is absent from ss. 464.018 and 456.003(6), F.S., which expressly limits the ability of the department boards to modify or contravene the lawful scope of practice of a regulated profession.

From 2003 through 2012, the BON proposed various rules on nursing standards of practice for conscious sedation and unprofessional conduct, which were ultimately withdrawn after the JAPC objected.

In 2012, the BON proposed another rule establishing professional guidelines for the administration of conscious sedation and to update the instances of unprofessional conduct. The

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<sup>90</sup> Section 456.002, F.S.

<sup>91</sup> Section 464.008, F.S.

<sup>92</sup> Section 464.0115, F.S.

<sup>93</sup> Section 464.012, F.S.

<sup>94</sup> Section 464.013, F.S.

<sup>95</sup> Section 464.014, F.S.

<sup>96</sup> Section 464.202, F.S.

<sup>97</sup> Section 464.018(5), F.S.

<sup>98</sup> See *Florida Medical Association, Inc., Florida Osteopathic Medical Association, and Florida Podiatric Medical Association vs. Department Of Health, Board Of Nursing*, DOAH Case No. 12-001545 RP, *Summary Final Order*, Nov. 2, 2012; *affirmed per curiam*, *Department of Health, Board of Nursing, Florida Association of Nurse Anesthetists and Florida Nurses Association, v. Florida Medical Association, Inc., Florida Osteopathic Medical Association, Inc., and Florida Podiatric Medical Association*, Case Nos. 1D12-5656, 1D12-5671, 1D12-5739 (Fla. 1<sup>st</sup> DCA, Feb. 12, 2014).

2012 rule was met with rule challenges from various associations, and the JAPC objected to the rule as lacking statutory rulemaking authority. The rule was ultimately challenged at the Division of Administrative Hearings (DOAH) in case number 121545RP. That decision found that the BON lacked the statutory authority to define nursing “scope of practice” in the Nurse Practice Act. The decision was affirmed by the First District Court of Appeal in case numbers 1D12-5656, 1D12-5671, and 1D12-5739 (all related to DOAH 12-1545RP).

The Legislature has granted statutory authority to set standards of practice for professions that are authorized to practice independently, including: allopathic and osteopathic physicians,<sup>99</sup> podiatric physicians,<sup>100</sup> pharmacists,<sup>101</sup> psychotherapists,<sup>102</sup> clinical social workers,<sup>103</sup> dentists,<sup>104</sup> optometrists,<sup>105</sup> and opticians.<sup>106</sup>

### **Certified Nursing Assistants (CNAs)**

Section 464.201(5), F.S., defines the practice of a CNA as providing care and assisting persons with tasks relating to the activities of daily living. Activities of daily living include tasks associated with: personal care, maintaining mobility, nutrition and hydration, toileting and elimination, assistive devices, safety and cleanliness, data gathering, reporting abnormal signs and symptoms, postmortem care, patient socialization and reality orientation, end-of-life care, cardiopulmonary resuscitation and emergency care, patients’ rights, documentation of nursing-assistant services, and other tasks that a CNA may perform after training.<sup>107</sup>

The BON issues certificates to practice as a certified nursing assistant to any person who demonstrates a minimum competency to read and write, successfully passes the required background screening, and demonstrates:

- Successful completion of an approved training program and achieving no less than a minimum score;
- Achieving a minimum score on the nursing assistant competency examination, and:
  - Having a high school diploma, or its equivalent; or,
  - Being at least 18 years of age;
- Being currently certified in another state and having not been found to have committed abuse, neglect, or exploitation in that state; and
- Having completed the curriculum developed under the Enterprise Florida Jobs and Education Partnership Grant and achieving a minimum score.<sup>108</sup>

<sup>99</sup> Sections 458.331(1)(v) and 459.015(1)(z), F.S.

<sup>100</sup> Section 461.003, F.S.

<sup>101</sup> Sections 465.003(13) and 465.0155, F.S.

<sup>102</sup> Section 490.003(4), F.S.

<sup>103</sup> Section 491.003, F.S.

<sup>104</sup> Section 466.003(3), F.S.

<sup>105</sup> Section 463.005(1)(a), F.S.

<sup>106</sup> Section 463.002(7), F.S.

<sup>107</sup> Section 464.201, F.S.

<sup>108</sup> Section 464.203, F.S.

Section 464.204, F.S., relating to the denial, suspension, or revocation of a CNA certification, sets forth the grounds for the BON to discipline a CNA. Two actions constitute grounds for which the BON may impose disciplinary sanctions:

- Obtaining or attempting to obtain certification or an exemption, or possessing or attempting to possess certification or a letter of exemption, by bribery, misrepresentation, deceit, or through an error of the BON; and
- Intentionally violating any provision of ch. 464, F.S., ch. 456, F.S., or the rules adopted by the BON.

When pursuing discipline against a CNA, the department must be prepared to prove that the CNA “intentionally” violated the law or rule.

The BON can only approve applications for licensure by endorsement from currently licensed CNAs in other states. If a CNA from the District of Columbia or a U.S. territory wishes to be licensed in Florida, he or she must apply for licensure by examination instead of endorsement.<sup>109</sup>

### **Dentistry, Dental Hygiene, Health Access Dental Licensure, and Dental Laboratories**

#### ***Licensure Examinations for Dentists and Dental Hygienists***

Section 466.004, F.S., establishes the Board of Dentistry (BOD) within the department to regulate the practice of dentistry and dental hygiene. The requirements for dental licensure by examination are found in s. 466.006, F.S. A person desiring to be licensed as a dentist must apply to the department to take the examinations. To take the examination, an applicant must be 18 years of age and be:

- A graduate from a dental school accredited by the American Dental Association (ADA) Commission on Dental Accreditation (CODA) or any other dental accrediting entity recognized by the U.S. Department of Education (DOE); or
- A dental student in the final year of a program at such an ADA CODA accredited dental school who has completed all the coursework necessary to prepare the student to perform the clinical and diagnostic procedures required to pass the examinations.

Dental school graduates from a school not accredited by the ADA CODA, the U.S. DOE recognized dental accrediting entity, or approved by the BOD, desiring to take the Florida dental licensure examinations, are not entitled to take the examinations until the applicant:

- Demonstrates completion of a program of study defined by BOD rule, at an accredited American dental school and receipt of a D.D.S. or D.M.D. from the school; or
- Submits proof of successful completion of at least two consecutive years at a full-time supplemental general dentistry program accredited by the ADA CODA.<sup>110</sup>

The Legislature has authorized the BOD to use the American Dental Licensing Examination (ADLEX), developed by the American Board of Dental Examiners, Inc., in lieu of an independent state-developed practical or clinical examination. Section 466.007, F.S., requires a

<sup>109</sup> *Id.*

<sup>110</sup> Florida Department of Health, Senate Bill 188 Analysis (2019)(on file with the Senate Committee on Health Policy) , p. 2. According to the department, it is unclear whether the two years of a full time supplemental general dentistry program includes specialty or advanced education programs.

dental hygiene applicant to pass the American Dental Hygiene Licensing Examination (ADHEX) also developed by the American Board of Dental Examiners, Inc.

Sections 466.006(4)(b) and 466.007(4)(b), F.S., require that the ADLEX examination for dentists, and ADHEX for hygienists, be graded by Florida licensed dentists, and dentists and hygienists, respectively. Such practitioners must be employed by the department for this purpose. This provision refers to requirements that were necessary when the ADLEX and ADHEX examinations were purchased and administered by the department. This requirement is now obsolete since the BOD has certified national examinations for both dentists and hygienists.

According to the department, by limiting the grading to Florida-only licensed dentists and hygienists, this requirement has created a shortage of personnel available to grade the examinations, thus jeopardizing the administration of the ADLEX and the ADHEX.<sup>111</sup>

### ***Health Access Dental Licensure***

In 2008, the Legislature established the health access dental license in order to attract out-of-state dentists to practice in underserved health access settings.<sup>112</sup> With this license, a dentist actively licensed in good standing in another state, the District of Columbia, or a U.S. territory is authorized to practice dentistry in Florida in a health access setting if the dentist:

- Submits proof he or she graduated from a dental school accredited by the Commission on Dental Accreditation of the ADA or its successor agency;
- Submits proof he or she has successfully completed parts I and II of the National Board of Dental Examiners (NBDE) examination and a state or regional clinical dental licensing examination that the BOD has determined effectively measures the applicant's ability to practice safely;
- Submits ADLEX examination scores mailed to the BOD directly from the American Dental Association;
- Submits a final official transcript from a dental school sent to the BOD by the registrar's office;
- Submits a certification of licensure from each state in which he or she currently holds or has held a dental or dental hygiene license;
- Submits proof of training in cardiopulmonary resuscitation (CPR) at the basic support level;
- Files a BOD-approved application and pays the applicable fees;
- Has not been convicted of, nor pled *nolo contendere* to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession;
- Currently holds a valid, active dental license in good standing which has not been revoked, suspended, restricted, or otherwise disciplined from another state, the District of Columbia, or a U.S. territory;

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<sup>111</sup> *Id.*, at p. 4.

<sup>112</sup> A "health access setting" is defined in s. 466.003(14), F.S., as a program or institution of the Department of Children and Families, the Department of Health, or the Department of Juvenile Justice, a nonprofit community health center, a Head Start center, a federally qualified health center (FQHC) or FQHC look-alike as defined by federal law, a school-based prevention program, or a clinic operated by an accredited college of dentistry or an accredited dental hygiene program in this state if such community service programs and institutions immediately report to the Board of Dentistry practice act or standard of care violations related to the actions or inactions of a dentist, dental hygienist, or dental assistant engaged in the delivery of dental care in such settings.

- Has never had a license revoked from another state, the District of Columbia, or a U.S. territory;
- Has never failed an exam under s. 466.006, F.S., unless the applicant was reexamined and received a license to practice in Florida;
- Has not been reported to the NBDE, unless the applicant successfully appealed to have his or her name removed from the data bank;
- Submits proof that he or she has been engaged in the active, clinical practice of dentistry and has provided direct patient care for five years immediately preceding the date of application, or proof of continuous clinical practice, and has provided direct patient care since graduation if the applicant graduated less than five years from his or her application date;<sup>113</sup>
- Submits documentation that she or he has completed, or will complete prior to licensure, continuing education equivalent to this state's requirement for dentists licensed under s. 466.006, F.S., for the last full reporting biennium before applying for a health access dental license;<sup>114</sup> and
- Successfully completes the examination covering the laws and rules of the practice of dentistry in this state.<sup>115,116</sup>

A health access dental license is subject to biennial renewal. The BOD will renew a health access dental license if the applicant:

- Submits a renewal application and has paid a renewal fee;
- Submits documentation from the employer in the health access setting that the licensee has at all times pertinent remained an employee;
- Has not been convicted of, nor pled *nolo contendere* to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession;
- Has not failed the examination specified in s. 466.006, F.S., since initially receiving a health access dental license or since the last renewal; and
- Has not been reported to the National Practitioner Data Bank, unless the applicant successfully appealed to have his or her name removed from the data bank.

The BOD may undertake measures to independently verify the health access dental licensee's ongoing employment status in the health access setting.<sup>117</sup>

The BOD may revoke a health access dental license if the licensee is terminated from employment at the health access setting or practices outside of the health access setting, fails the Florida dental examination, or is found by the BOD to have committed a violation of ch. 466, F.S., (the Dental Practice Act), other than a violation that is a citation offense or a minor violation.<sup>118</sup>

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<sup>113</sup> Section 466.0067, F.S.

<sup>114</sup> See ch. 64B5-12.013, Fla. Admin. Code Rule (2019), for continuing education requirements.

<sup>115</sup> Section 466.006(4)(a), F.S.

<sup>116</sup> Department of Health, Board of Dentistry, *Health Access Dentist*, available at: <https://floridasdentistry.gov/licensing/health-access-dentist/> (last visited Feb. 6, 2020).

<sup>117</sup> Section 466.00671, F.S.

<sup>118</sup> Section 466.00672, F.S.



Currently, there are 58 health access dental licenses. Of those, 37 are in-state active, two are in-state delinquent, 10 are out-of-state active, two are out-of-state delinquent, and seven are retired.<sup>119</sup>

The program is scheduled for repeal effective January 1, 2020, unless reenacted by the Legislature.<sup>120</sup>

### ***Adverse Incident Reporting in the Practice of Dentistry***

There is no statutory requirement for dentists or dental hygienists to report adverse incidents or occurrences in office practice settings. In contrast, the BOM and BOOM have specific statutory authority to require licensees to report adverse incidents in office practice settings.<sup>121</sup>

The BOD, by rule, defines an “adverse occurrence” and specifies reporting requirements. The rule specifies that an adverse occurrence in a dental office must be reported to the BOD within 48 hours followed by a more specific written report within 30 days. These reports are forwarded to the chair of the Probable Cause Panel to determine if further investigation is necessary. If further investigation is warranted, the report and recommendation are forwarded to the MQA Consumer Services Unit (CSU) for further investigation. All reported mortalities occurring in a dental office are forwarded to the CSU for investigation.

The rule does not provide a penalty for failure to report an adverse occurrence.<sup>122</sup>

### ***Dental Laboratories***

Section 466.031, F.S., defines a “dental laboratory” to include any person, firm, or corporation who, for a fee or gratuitously, manufactures artificial substitutes for natural teeth, or who furnishes, supplies, constructs, reproduces, or repairs any prosthetic denture, bridge, or appliance to be worn in the human mouth, or which holds itself out as a dental laboratory. The definition specifically excludes a dental laboratory technician who constructs or repairs dental prosthetic appliances in the office of a licensed dentist, for that dentist only, and under the dentist’s supervision and work order.

Section 466.032, F.S., sets forth the registration and biennial registration renewal for a dental laboratory. It directs the department to issue a certificate upon payment of a fee, which entitles the registrant to operate a dental laboratory for a period of two years. Section 466.032, F.S., sets forth the requirements for a periodic inspection of dental laboratories for required equipment and supplies, mandates 18 hours biennially of continuing education for the dental laboratory owner or at least one employee who must be in programs of learning that contribute directly to the education of the dental technician, and establishes disciplinary guidelines for violations.

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<sup>119</sup> *Supra* note 88. “In-State Active” means the licensed practitioner has a Florida mailing address and is authorized to practice. “In-State Delinquent” means the licensed practitioner has a Florida mailing address and is not authorized to practice in the state because of failure to renew the license by the expiration date. “Out-of-State Active” means the licensed practitioner has an out-of-state mailing address and is authorized to practice. “Out-of-State Inactive” means the licensed practitioner has an out-of-state mailing address and is not authorized to practice. “Retired” means the licensed practitioner is not authorized to practice. The practitioner is not obligated to update licensure data. Section 456.036, F.S.

<sup>120</sup> Section 466.00673, F.S.

<sup>121</sup> Sections 458.351 and 459.026, F.S.

<sup>122</sup> Fla. Admin. Code. R. 64B5-14.006 (2019).

According to the department, there were 989 dental laboratories in Florida as of June 30, 2018; 792 have active licenses and 197 have delinquent licenses.<sup>123</sup> In the 2017-2018 fiscal year, the department reports that there were four cases opened against dental laboratories, none of which resulted in disciplinary cases.<sup>124</sup>

### **Athletic Trainers**

Section 468.703, F.S., establishes the Board of Athletic Trainers (BOAT) within the department to license and regulate the practice of athletic trainers in Florida. Applicants for licensure as an athletic trainer are required to:

- Submit to a background screening;
- Have a baccalaureate or higher degree from a college or university in professional athletic training accredited by the Commission on Accreditation of Athletic Training Education, and have passed the national examination to be certified by the Board of Certification (BOC)<sup>125</sup> for athletic trainers;
- Have a current certification from the BOC, if they graduated before 2004;<sup>126</sup> and
- Have current certifications in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator (AED).<sup>127</sup>

An athletic trainer must practice under the direction of an allopathic, osteopathic or chiropractic physician licensed under chs. 458, 459, or 460, F.S., or otherwise authorized by Florida law. The physician must communicate his or her direction through oral or written prescriptions or protocols for the provision of services and care by the athletic trainer, and the athletic trainer must provide service or care as dictated by the physician.<sup>128</sup>

The services of an athletic trainer must relate to the prevention, recognition, evaluation, management, disposition, treatment, or rehabilitation of a physically active person who sustained an injury, illness, or other condition involving exercise, sport, recreation, or related physical activity. In providing care and services, an athletic trainer may use physical modalities, including, but not limited to, heat, light, sound, cold, electricity, and mechanical devices.<sup>129</sup>

The BOAT is authorized to adopt rules to implement the provisions of part XIII, ch. 468, F.S. Such rules must include, but are not limited to:

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<sup>123</sup> *Supra* note 88 at p. 34

<sup>124</sup> *See supra* note 88.

<sup>125</sup> The Board of Certification, Inc. (BOC) was incorporated in 1989 as a not-for-profit credentialing agency to provide a certification program for the entry level athletic training profession. The BOC establishes both the standards for the practice of athletic training and the continuing education requirements for BOC Certified Athletic Trainers (ATs). The BOC also works with state regulatory agencies to provide credential information, professional conduct guidelines and regulatory standards on certification issues. The BOC also has the only accredited certification program for ATs in the United States and has mutual recognition agreements with Canada and Ireland. *See* Board of Certification for the Athletic Trainer, *What is BOC?* available at <http://www.bocatc.org/about-us#what-is-the-boc> (last visited Feb. 6, 2020).

<sup>126</sup> *Supra* note, at 88, p. 4 According to the department prior to 2004, and the inception of athletic training programs, athletic trainers obtained training through a Board of Certification (BOC) internship program to obtain licensure in Florida. Current law does not allow athletic trainers who obtained training through the BOC internship program to become licensed in Florida.

<sup>127</sup> Section 468.707, F.S.

<sup>128</sup> Section 468.713, F.S.

<sup>129</sup> Section 468.701, F.S.

- The allowable scope of practice regarding the use of equipment, procedures, and medication;
- Mandatory requirements and guidelines for communication between the athletic trainer and a physician, including the reporting to the physician of new or recurring injuries or conditions;
- Licensure requirements;
- Licensure examination;
- Continuing education requirements;
- Fees;
- Records and reports to be filed by licensees;
- Protocols; and,
- Any other requirements necessary to regulate the practice of athletic training.<sup>130</sup>

At renewal, licensed athletic trainers must demonstrate a current BOC certification; however, there is no requirement for that certification to be held without lapse and in good standing.<sup>131</sup>

### **Orthotics, Prosthetics, and Pedorthics**

Section 468.801, F.S., establishes the Board of Orthotists and Prosthetists (BOOP) within the department to license and regulate the practice of Prosthetist-Orthotist, Prosthetist,<sup>132</sup> Orthotist,<sup>133</sup> Pedorthist,<sup>134</sup> Orthotic Fitter, and Orthotic Fitter Assistant in Florida. Applicants for licensure under part XIV, ch. 468, F.S., must:

- Submit an application and fee, not to exceed \$500;
- Submit fingerprints for background screening;
- Submit the cost of the state and national criminal background checks;
- Be of good moral character;
- Be 18 years of age or older; and
- Have completed the appropriate educational preparation requirements.<sup>135</sup>

Licenses must be granted independently in orthotics, prosthetics, or pedorthics, but a person may be licensed in more than one discipline. A prosthetist-orthotist license may be granted to persons meeting the requirements for both a prosthetist and an orthotist license. Persons seeking to obtain the required orthotics or prosthetics experience in the state must be approved by the BOOP and registered as a resident by the department. A registration may be held in both practice fields, but

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<sup>130</sup> Section 468.705, F.S.

<sup>131</sup> Section 468.711, F.S.

<sup>132</sup> Section 468.80(15), F.S., defines “prosthetics” as the practice of evaluating, treatment formulating, measuring, designing, fabricating, assembling, fitting, adjusting, servicing, or providing the initial training necessary to accomplish the fitting of a prosthesis.

<sup>133</sup> Section 468.80(9), F.S., defines “orthotics” as the practice of evaluating, treatment formulating, measuring, designing, fabricating, assembling, fitting, adjusting, servicing, or providing the initial training necessary to accomplish the fitting of an orthosis or pedorthic device.

<sup>134</sup> Section 468.80(12), F.S., defines “pedorthics” as the practice of evaluating, treatment formulating, measuring, designing, fabricating, assembling, fitting, adjusting, servicing, or providing the initial training necessary to accomplish the fitting of a pedorthic device.

<sup>135</sup> Section 468.803, F.S.

the board may not approve a second registration until at least one year after the issuance of the first registration.<sup>136</sup> Currently, a dual registration is not authorized.<sup>137</sup>

### Massage Therapy

Section 480.035, F.S., establishes the Board of Massage Therapy (BMT) within the department to license and regulate the practice of massage in Florida. Individuals seeking an initial massage therapist license in Florida have two options for meeting the educational requirements:

- They may attend an approved program at a massage therapy school and complete 500 hours of classroom training; or
- They can become an apprentice under a licensed massage therapist for a period of one year. During that year, the sponsor of the massage apprentice is required to file quarterly reports and the apprentice must complete the following courses of study: 300 hours of physiology, 300 hours of anatomy, 20 hours of theory and history of massage, 50 hours of theory and practice of hydro-therapy, five hours of hygiene, 25 hours of statutes and rules of massage practice, 50 hours of introduction to allied modalities, 700 hours of practical massage, and three hours of board-approved HIV/AIDS instruction.<sup>138</sup>

Any person may obtain a license to practice as a massage therapist if he or she:

- Submits an application and fee;
- Is at least 18 years of age;
- Has received a high school diploma or high school equivalency diploma;
- Submits to background screening;
- Has completed a course of study at a board-approved massage school or has completed an apprenticeship program that meets standards adopted by the board; and,
- Has received a passing grade on an examination testing general areas of competency specified by the board<sup>139</sup> and administered by the department.<sup>140</sup>

Rule 64B7-25.001(2), F.A.C., lists five national exams that are approved by the board. The exam currently taken by applicants is the National Examination for State Licensure administered by the National Certification Board for Therapeutic Massage and Bodywork. The department does not offer or administer a specific state licensure exam.<sup>141</sup> According to the department, there are 172 approved licensed massage schools in Florida, and 32,387 licensed massage therapists in the 2017-2018 fiscal year. There were only 71 apprentices licensed under the Florida apprenticeship program.<sup>142</sup>

The term “massage” is defined as the manipulation of the soft tissues of the human body with the hand, foot, arm, or elbow, whether or not the manipulation is aided by hydrotherapy, including

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<sup>136</sup> *Id.*

<sup>137</sup> *Supra*, at note 111, p. 4.

<sup>138</sup> Fla. Admin. Code R. 64B7-29.003, (2019).

<sup>139</sup> Section 480.042, F.S.

<sup>140</sup> Section 480.041, F.S.

<sup>141</sup> *Id.*

<sup>142</sup> *Supra*, at note 88, p. 15.

colonic irrigation, or thermal therapy; any electrical or mechanical device; or the application to the human body of a chemical or herbal preparation.<sup>143</sup>

The BMT also licenses apprentices in colonic hydrotherapy.<sup>144</sup> These individuals are either attending a massage therapy school that does not offer colonic training or are licensed massage therapists who are seeking to add colonic hydrotherapy to their practice. Since there are few schools in the state that offer a colonic hydrotherapy program, apprenticeships are the primary method of training for this service.<sup>145</sup>

## **Psychology**

Section 490.004, F.S., creates the Board of Psychology (BOP) within the department to license and regulate the practice of psychologists in Florida. The practice of psychology is defined as the observation, description, evaluation, interpretation, and modification of human behavior, by the use of scientific and applied psychological principles, methods, and procedures, for the purpose of describing, preventing, alleviating, or eliminating symptomatic, maladaptive, or undesired behavior and enhancing interpersonal behavioral health and mental or psychological health.<sup>146</sup>

Licensure as a psychologist under ch. 490, F.S., requires a doctoral degree in psychology from an educational institution that, at the time the applicant was enrolled and graduated, held institutional accreditation from an approved agency and programmatic accreditation from the American Psychological Association (APA).

Section 490.003(3)(a), F.S., refers to educational requirements in effect prior to July 1, 1999, and are no longer applicable. The outdated language could create confusion among applicants as to the current educational requirements, which are correctly defined in s. 490.003(3)(b), F.S. Section 490.003(3)(b), F.S., generically refers to programs approved and recognized by the U.S. DOE. The only accrediting agency recognized by the U.S. DOE to provide programmatic accreditation for doctoral psychology programs is the APA.

Section 490.005, F.S., refers to educational requirements in effect prior to July 1, 1999, which are no longer applicable to augment a deficient education or show comparability to the current educational requirements. This section includes an outdated reference to the APA accrediting programs in Canada. Currently, the APA no longer accredits Canadian doctoral programs.<sup>147</sup>

Section 490.005(2)(b)1., F.S., refers to school psychology applicants graduating from a college or university accredited and approved by the Commission on Recognition of Postsecondary Accreditation; however, the correct reference is to the Council for Higher Education Accreditation.

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<sup>143</sup> Section 480.033, F.S.

<sup>144</sup> Colonic hydrotherapy is a method of colon irrigation used to cleanse the colon with the aid of a mechanical device and water. *See* s. 480.033(6), F.S.

<sup>145</sup> Fla. Admin. Code R. 64B7-29.007, (2019).

<sup>146</sup> Section 490.003(4), F.S.

<sup>147</sup> Florida Department of Health, Senate Bill 188 Analysis (2019) (on file with the Senate Committee on Health Policy), p.10.

Section 490.006, F.S., relating to licensure of a psychologist or school psychologist by endorsement, requires:

- Submission of an application to the department and payment of a fee;
- Proof of a valid license or certificate in another jurisdiction provided that, when the applicant secured such license or certificate, the requirements were substantially equivalent to or more stringent than those set forth in ch. 490, F.S. (but, if no Florida law existed at that time the applicant received his or her license or certificate, then the requirements in the other state must have been substantially equivalent to or more stringent than those set forth in ch. 490, F.S., when the application is made);
- Proof of good standing as a diplomat with the American Board of Psychology; or
- Proof of a doctoral degree in psychology as described in s. 490.003, F.S., and at least 20 years of experience as a licensed psychologist in any jurisdiction or territory of the United States within the 25 years preceding the date of application.

Obtaining licensure under the current endorsement standards requires a law-to-law comparison, and applicants who otherwise might qualify for licensure may be denied, or have licensure delayed, until they select a different application method.

### **Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**

Section 491.004, F.S., creates the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling within the department to ensure that every clinical social worker, marriage and family therapist, and mental health counselor practicing in this state meets minimum requirements for safe practice. The Florida Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling is responsible for licensing, monitoring, disciplining, and educating clinical social workers, marriage and family therapists, and mental health counselors to assure competency and safety to practice in Florida.

Section 491.005, F.S., sets out the educational and examination requirements for a clinical social worker, marriage and family therapist, and mental health counselor to obtain a license by examination in Florida. An individual applying for licensure by examination who has satisfied the clinical experience requirements of s. 491.005, F.S., or an individual applying for licensure by endorsement pursuant to s. 491.006, F.S., intending to provide clinical social work, marriage and family therapy, or mental health counseling services in Florida, while satisfying coursework or examination requirements for licensure, must obtain a provisional license in the profession for which he or she is seeking licensure prior to beginning practice.<sup>148</sup>

An individual who has not satisfied the postgraduate or post-master's level of experience requirements under s. 491.005, F.S., must register as an intern in the profession for which he or she is seeking licensure before commencing the post-master's experience requirement. An individual who intends to satisfy part of the required graduate-level practicum, internship, or field experience, outside the academic arena for any profession, must register as an intern in the profession for which he or she is seeking licensure before commencing the practicum, internship, or field experience.<sup>149</sup>

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<sup>148</sup> Section 491.0046, F.S.

<sup>149</sup> Section 491.0045, F.S.

Section 491.0045(6), F.S., specifies the length of time an intern registration for clinical social work, marriage and family therapy, and mental health counseling is valid. A footnote to this section points out that, through multiple amendatory acts to s. 491.0045(6), F.S., during the same legislative session, two irreconcilable versions of the section were created, and the editors were thus required to publish both versions of the amended provision.

Section 491.0045(6), F.S., states, “An intern registration issued on or before March 31, 2017, expires March 31, 2022, and may not be renewed or reissued. A registration issued after March 31, 2017, expires 60 months after the date of issuance. No subsequent intern registration may be issued unless the candidate has passed the theory and practice examination described in s. 491.005(1)(d), (3)(d), and (4)(d).” The footnote refers to an April 1, 2017, date, rather than the March 31, 2017 in the statute.

Section 491.005(3)(b), F.S., relating to licensure by examination for marriage and family therapists requires:

- A master’s degree with major emphasis in marriage and family therapy or a closely related field;
- Specific coursework in 12 content areas; and
- A practicum, internship, or field experience of 180 hours providing direct client contact hours of marriage and family services under the supervision of a licensed marriage and family therapist with at least five years of experience.

Section 491.005(3)(c), F.S., is inconsistent as it requires both two years, and three years, of clinical experience for a marriage and family therapy licensure applicant. According to the department, the three years of clinical experience was a technical error and is inconsistent with other statutory requirements. Only two years of clinical experience for a marriage and family therapy applicant is required.<sup>150</sup>

Section 491.005(4), F.S., relating to licensure by examination for mental health counselors names the Professional Examination Service for the National Academy of Certified Clinical Mental Health Counselors as the required examination for a mental health counselor. The correct name of the examination required for licensure as a mental health counselor is the National Clinical Mental Health Counseling Examination. The examination was developed by, and is administered by, the National Board for Certified Counselors.

Section 491.005(4), F.S., contains a 300-hour difference between the hours of practicum, internship, or field experience required for graduates from a Council for Accreditation of Counseling and Related Educational Programs (CACREP) and non-CACREP graduates. A mental health counselor applicant who graduated from a program not accredited by CACREP is required to complete 1,000 hours of practicum, internship, or field experience. A Mental Health Counseling (MHC) applicant who graduated from a CACREP accredited program is required to meet the CACREP standards to complete 700 hours of practicum or internship.<sup>151</sup>

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<sup>150</sup> *Id.*

<sup>151</sup> Council for Accreditation of Counseling & Related Educational Programs, *2016 CACREP Standards*, available at: <http://www.cacrep.org/wp-content/uploads/2018/05/2016-Standards-with-Glossary-5.3.2018.pdf> (last visited Feb. 6, 2020).

Section 491.006, F.S., relating to licensure or certification by endorsement requires an applicant for licensure by endorsement in the practice of clinical social work, marriage and family therapy, or mental health counseling to demonstrate to the board that he or she:

- Has knowledge of the laws and rules governing the practice of clinical social work, marriage and family therapy, and mental health counseling;
- Holds an active valid license to practice, and has actively practiced the profession in another state, for three of the last five years immediately preceding licensure;
- Meets the education requirements of ch. 491, F.S., in the profession for which the applicant seeks licensure;
- Has passed a substantially equivalent licensure examination in another state, or has passed the licensure examination in this state in the profession for which the applicant seeks licensure;
- Holds a license in good standing; and
- Is not under investigation for, nor has been found to have committed, an act that would constitute a violation of ch. 491, F.S.

To satisfy the education requirements of s. 491.005, F.S., specific particular course work, rather than a degree from an accredited school or college, or proof of licensure in another state, is required of an applicant for licensure by endorsement under ch. 491, F.S. The endorsement applicant must show proof that he or she completed certain statutorily-specified courses, which may not have been available at the time he or she graduated. Current law places barriers on licensure by endorsement by requiring many applicants to complete additional courses often difficult to obtain when the applicant is not a full-time graduate student.

Section 491.007(3), F.S., provides for the renewal of a license, registration, or certificate for clinical social workers, marriage and family therapists, and mental health counselors, and gives the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling rulemaking authority to prescribe the requirements for renewal of an intern registration. Section 491.0045(6), F.S., now addresses renewal of an intern registration; therefore, rulemaking authority is no longer necessary.

Section 491.009, F.S., sets out what acts by a clinical social worker, marriage and family therapist, or mental health counselor constitute grounds for discipline, or denial of licensure. However, s. 491.009(2), F.S., incorrectly references psychologists, who are not licensed under ch. 491, F.S., and does not include the certified master social worker profession regulated by the department.

### **III. Effect of Proposed Changes:**

#### **Section 1: Florida's Child Protection Teams**

The bill amends s. 39.303, F.S., to require the Statewide Medical Director for Child Protection to report to the Department of Health's (department) deputy secretary in charge of the state's Children's Medical Services Program; and requires the local medical directors of the state's 22 child protection teams to report directly to the Statewide Medical Director for Child Protection.



**Section 2: Human Immunodeficiency Virus (HIV)**

The bill amends s. 381.0042, F.S., the statute for patient care for persons with Acquired Immunodeficiency Syndrome (AIDS), to replace the term “acquired immune deficiency syndrome” with “human immunodeficiency virus” to broaden the purpose of the department regional patient care networks to include persons with HIV, who might not have developed AIDS, as well as patients with AIDS.

**Section 3: The Conrad 30 Waiver Program**

The bill amends s. 381.4018(3), F.S., to authorize the department to adopt rules to implement that subsection, which includes the implementation of the federal Conrad 30 Waiver Program to encourage qualified physicians to relocate to Florida and practice in medically underserved and rural areas.

**Section 4: Florida Consortium of National Cancer Institute Centers Program**

The bill amends s. 381.915(4), F.S., relating to the Florida Consortium of National Cancer Institute Centers Program, to increase the period of time a cancer center may participate as a Tier 3 cancer center from a maximum of six years to until June 30, 2024, and increases the period of time a cancer center that qualifies as a designated Tier 3 center is authorized to pursue a National Cancer Institute designation as a cancer center or a comprehensive cancer center from a maximum of six years after qualification to until June 30, 2024.

**Section 5: Emergency Medical Transport Services**

The bill amends s. 401.35, F.S., and modifies the department’s directive to develop rules for emergency medical transportation services, and:

- Requires the department rules provide at least minimal standards governing ground ambulance and vehicle equipment and supplies that a licensee with a valid vehicle permit under s. 401.26 F.S., is required to maintain for providing basic life support and advanced life support;
- Deletes the requirement that the department rules on ambulance and EMS equipment and supplies be at least as comprehensive as standards published in the most current edition of the American College of Surgeons’ Committee on Trauma;
- Deletes the requirement that the standards for the department rules on ambulance and EMS vehicle design and construction be at least equal to those most currently recommended by the U.S. General Services Administration; and
- Requires the department rules on ground ambulance or vehicle design and construction to be based on national standards recognized by the department and interpreted by department rule.

**Sections 6 and 7: Radiation Machines and Components**

The bill amends s. 404.031, F.S., to add the definition of “Useful beam”. A Useful beam is a portion of the radiation emitted from a radiation machine through the aperture of the machine’s beam-limiting device which is designed to focus the radiation on the intended target in order to

accomplish the machine's purpose when the machine's exposure controls are in a mode to cause the system to produce radiation.

The bill amends s. 404.22, F.S., to regulate the use and operation of radiation machines intentionally exposing humans to useful beams. Specifically, these radiation machines:

- Must be maintained and operated according to manufacturer standards or nationally recognized consensus standards accepted by the department;
- Must be operated at the lowest exposure that will achieve the intended purpose; and
- May not be modified in a manner that causes the original parts to operate in a way that differs from the original manufacturer's design specification or the parameters approved for the machine and its components by the United States Food and Drug Administration.

A human being may be exposed to the useful beam of a radiation machine only under the following conditions:

- If a licensed health care practitioner operating within the scope of his or her practice has determined that the exposure provides a medical or health benefit greater than the health risks posed by the exposure and the health care practitioner uses the results of the exposure in the medical or health care of the exposed individual; or
- If an individual trained in evaluating and calculating comparative mortality and morbidity risks according to standards set by the department determines that the exposure will provide a life safety benefit to the individual exposed which is greater than the health risk posed by the exposure. To be valid, the calculation and method of making the determination must be submitted to and accepted by the department.

The department is authorized to adopt rules to set limits on the annual total exposure based on nationally recognized limits or relevant consensus standards.

### **Section 8: The Department Of Health General Health Care Professional Licensing Provisions**

The bill amends s. 456.013, F.S., to eliminate obsolete language regarding applying to the department to take an examination. The bill adds the date of birth as a required element on the application, which provides an increased likelihood of a confirmation of a criminal background check for the department.

The bill also permits the department to issue a temporary license to a non-resident or non-citizen, eligible applicant, who has accepted a position with a residency, internship, or fellowship program in Florida and is applying for registration under ss. 458.345 or 459.021, F.S. The temporary license expires in 60 days, instead of 30, unless the applicant is issued a social security number and submits it in writing to the department.

### **Sections 9, 10 and 11: Health Care Practitioner Discipline**

The bill amends s. 456.072(1)(k), F.S., to provide that the failure of a licensed health care practitioner to repay a state or federal student loan issued or guaranteed by the state or the Federal Government does not constitute a failure to perform a statutory or legal obligation.

The bill repeals s. 456.0721, F.S., which authorizes the department to obtain from the U.S. Department of Health and Human Services (now the U.S. Department of Education) information necessary to investigate and prosecute health care practitioners for failing to repay a student loan or comply with scholarship service obligations.

The bill amends s. 456.074(4), F.S., to delete the requirement for the department to notify a practitioner whose student loan is in default, and of the department's intent to suspend his or her license if the practitioner does not provide proof that new payment terms have been agreed upon by all parties to the loan.

### **Section 12: Medical Faculty Certificates**

The bill amends s. 458.3145, F.S., to authorize the department to issue medical faculty certificates, without examination, to qualified foreign physicians, and qualified physicians licensed in another jurisdiction, who have been offered, and accepted, full-time faculty positions in a program of medicine at Nova Southeastern University or Lake Erie College of Osteopathic Medicine, in addition to those programs of medicine already listed in current law.

### **Section 13: Medical Specialists**

The bill amends s. 458.3312, F.S., relating to holding oneself out as a medical specialist, to repeal the requirement that the Board of Medicine (BOM) conduct a review of organizations that board-certify physicians in dermatology every three years in order for a physician to hold himself or herself out as board-certified in dermatology.

### **Section 14: Osteopathic Internships and Residencies**

The bill amends s. 459.0055, F.S., to recognize the agreement between the American Osteopathic Association (AOA) and the Accreditation Council for Graduate Medical Education (ACGME). Both organizations have committed to improving the patient care delivered by resident and fellow physicians today and in their future independent practice, and to do so in clinical learning environments characterized by excellence in care, safety, and professionalism, thereby creating a single path for Graduate Medical Education (GME).

This single path for GME allows osteopathic and allopathic medical school graduates to seek residencies and fellowship programs accreditation by ACGME. This will enable osteopathic medical school graduates, residents, and fellows to apply to the National Resident Match Program and participate in the Main Residency Match for internships, residencies, and fellowships, thereby creating more residency opportunities for osteopathic residents.

The bill deletes reference to the Board of Trustees of the AOA as an internship and residency accrediting organization during the transition to a single path for GME, while maintaining reference to the AOA, and repeals the BOOM's authority to accredit other internship programs upon a showing of good cause.

**Section 15: Registered Chiropractic Assistants (RCAs)**

The bill repeals s. 460.4166, F.S., thus deregulating the profession of RCAs, as the duties an RCA performs are not directly related to patient safety and the registration is voluntary.

**Sections 16 through 19: The Florida Center for Nursing (FCN), Board of Nursing (BON) Rulemaking Authority, and Certified Nursing Assistants**

The bill amends s. 464.019, F.S., to extend the requirement for the FCN to provide an implementation study and annual report on the availability of nursing programs and production of quality nurses to the Governor, the President of the Senate, and the Speaker of the House of Representatives until January 30, 2025, as opposed to January 30, 2020, under current law.

The bill amends ss. 464.202, 464.203, and 464.204, F.S., relating to rulemaking, duties, and powers of the BON, to authorize the BON to create rules detailing standards of practice for its licensees, which include: Advanced practice registered nurses (APRNs), clinical nurse specialists, registered nurses (RNs), licensed practical nurses (LPNs), and certified nursing assistants (CNAs).

The bill authorizes the BON to grant licenses by endorsement, for CNA applicants with certifications in U.S. territories or Washington, D.C. This will expedite licensure as a CNA because the applicant would no longer have to apply for licensure by examination.

The bill amends s. 464.204, F.S., to eliminate the element of intent to violate the laws or rules relating to CNAs, which will align CNA prosecution with the law for disciplining registered nurses and licensed practical nurses.

**Sections 20 and 24: Examinations for Dental and Hygiene Graduates**

The bill amends ss. 466.006(3), F.S., to clarify that a “supplemental general dentistry program” does not include an advanced education program in a dental specialty and amends ss. 406.006(4) and 466.007, F.S., to delete the requirement that the American Dental Licensing Examination (ADLEX) and American Dental Hygiene Licensing Examination (ADHEX) given in Florida must be graded by a Florida licensed dentist, or dentist and hygienist, respectively.

The bill amends ss. 466.006 and 466.007, F.S., to eliminate obsolete dental and dental hygiene licensure examination requirements.

**Sections 21, 22, and 23: Health Access Dental Licensure**

The bill revives, reenacts, and amends ss. 466.0067, 466.00671, and 466.00672, F.S., notwithstanding the January 1, 2020, repeal date for those sections. The bill’s amendments to those sections are for the purpose of grammatical corrections only.

**Section 25: Dental Adverse Incident Reporting**

The bill amends s. 466.017, F.S., to require dentists and dental hygienists to report adverse incidents to the department, which is currently only required by a Board of Dentistry (BOD) rule.

This new section requires the reporting of deaths, or any incident that results in the temporary or permanent physical or mental injury, that requires hospitalization or emergency room treatment of a dental patient that occurred during or as a result of the use of anesthesia or sedation, and creates grounds for discipline for the failure to report an adverse incident.

### **Sections 26 and 27: Dental Laboratories**

The bill amends s. 466.031, F.S., to authorize an employee or independent contractor of a dental laboratory, acting as an agent of that dental laboratory, to engage in onsite consultation with a licensed dentist during a dental procedure.

The bill amends s. 466.036, F.S., to require that a dental laboratory must be inspected at least biennially.

### **Sections 28 through 32: Athletic Trainers**

The bill amends s. 468.701, F.S., to remove a substantive statutory provision from the definition of “athletic trainer” and relocate that provision to s. 468.713, F.S. The provision in question restricts a licensed athletic trainer from providing, offering to provide, or representing that he or she is qualified to provide any care or services that he or she lacks the education, training, or experience to provide, or that he or she is otherwise prohibited by law from providing.

The bill also specifies within s. 468.713, F.S. that an athletic trainer must work within his or her allowable scope of practice as specified in Board of Athletic Trainers (BOAT) rule under s. 468.705, F.S.

The bill amends the licensure requirements for an athletic trainer in s. 468.707, F.S., to create a new licensure pathway for applicants who hold a bachelor’s degree, have completed the Board of Certification (BOC) internship requirements, and hold a current certification from the BOC to become licensed in Florida.

The bill amends s. 468.711, F.S., relating to licensure renewal requirements to require an athletic trainer to maintain his or her BOC certification in good standing without lapse. Licensees will have to demonstrate continuous good standing of his or her BOC certification at the time of renewal.

The bill amends 468.723, F.S., to give the BOAT rulemaking authority to further define the supervision between an athletic training student and a licensed athletic trainer rather than relying on compliance with standards set by the Commission on Accreditation of Athletic Training Education.

### **Section 33: Orthotics, Prosthetics, and Pedorthics**

The bill amends s. 468.803, F.S., to authorize the department to issue a joint registration in orthotics and prosthetics as a dual registration rather than requiring separate registrations and to recognize the dual residency program and educational requirements for dual registration.

**Sections 34, 35, and 36: Massage Therapy**

The bill amends the definition of “apprentice” in s. 480.033(5), F.S., to eliminate the statutory authority for massage therapy apprenticeships, except for apprentices studying colonic hydrotherapy. The bill allows apprentices licensed before July 1, 2020, to maintain their apprentice license until its expiration date, but no later than July 1, 2023, and to qualify for licensure based on that apprenticeship.

The bill amends s. 480.041, F.S., to specify that the licensure examination is a national examination designated by the Board of Massage Therapy (BMT), not an examination administered by the BMT.

The bill repeals s. 480.042, F.S., relating to a massage therapy examination by the board, which is obsolete.

**Sections 37, 38, and 39: Psychology**

The bill amends s. 490.003, F.S., to eliminate outdated language in s. 490.003(3)(a), F.S.

The bill amends and renumbers s. 490.003(3)(b), F.S., to delete the generic reference to programs accredited by an agency recognized and approved by the U.S. Department of Education (DOE), and inserts a specific reference to the American Psychological Association (APA), which is the only accrediting agency recognized by the U.S. DOE to provide program accreditation for doctoral psychology programs. A specific reference to the APA clarifies current education requirements, but does not impose any new requirements.

The bill amends s. 490.005, F.S., relating to licensure by examination for psychologists. The bill eliminates the specific reference to Canada, which will allow applicants who obtained their education anywhere outside the U.S. to demonstrate they have an education comparable to an APA accredited program.

The bill removes outdated language referencing an augmented or comparable doctoral education pathway. The ability of applicants who obtained their degree in the United States, to augment an insufficient degree or show comparability to an APA accredited program, is no longer available.

The bill eliminates an outdated reference to the school psychology educational accrediting agency, the Commission on Recognition of Postsecondary Accreditation, and updates the reference with the successor agency, the Council for Higher Education Accreditation.

The bill amends s. 490.006, F.S., relating to a psychologist licensure by endorsement, to eliminate the requirement that the licensing provisions of the other state must have been substantially equivalent to, or more stringent than, those of either the law in Florida at the time the applicant obtained an out-of-state license or the current Florida law. The bill reduces from 20 years of licensed psychology experience, to 10 years of experience, within the preceding 25 years from the date of application. Licensure of qualified applicants will be expedited by amending these provisions.

**Sections 40 through 44: Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**

The bill amends s. 491.0045, F.S., to clarify conflicting language passed in the same legislative session to permit the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling to make a one-time exception for an additional intern registration for interns registered on or before March 31, 2017. For those interns who's registration expires March 31, 2022, the board may grant an additional intern registration in emergency or hardship cases, as defined by board rule, if the candidate has passed the theory and practice examination described in ss. 491.005(1)(d), (3)(d), and (4)(d), F.S.

The bill amends s. 491.005(3), F.S., relating to licensure by examination for marriage and family therapists, to require:

- A master's degree with major emphasis in marriage and family therapy from a program accredited by the Commission of Accreditation for Marriage and Family Therapy Education; or,
- A master's degree with major emphasis in marriage and family therapy from a Florida university program accredited by the Council for Accreditation of Counseling and Related Education Programs and graduate courses approved by the board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling.

The bill eliminates the requirement for marriage and family therapists to complete 12 specific content areas and 180 practicum hours. This change will simplify the education review process, eliminate the course requirement review, and expedite licensure.

The bill amends s. 491.005(3)(c), F.S., to correct a technical discrepancy in the number of years of clinical experience required for a marriage and family therapist applicant from three years to two years.

The bill amends s. 491.005(4), F.S., relating to mental health counseling applicants to update the name of the examination to be taken by mental health counselor applicants. The bill amends s. 491.005(4)(b)1.c., F.S., to reduce the number of practicum, internship, or field experience hours for those applicants who graduated from a non- Counseling and Related Educational Programs (CACREP) accredited program, from 1,000 hours to 700 hours, to bring this provision in line with graduates from CACREP accredited programs.

The bill amends s. 491.006, F.S., relating to licensure, or certification by endorsement, for applicants for licensure in clinical social work, marriage and family therapy, or mental health counseling. The bill removes the requirement for endorsement applicants to meet the same educational requirements required of new applicants, provided the applicant for endorsement meets the requirements to have an active, valid license and has actively practiced the profession in another state for three of the last five years. Amending this provision will increase licensure portability for applicants applying by endorsement for licensure as marriage and family therapists in Florida.

The bill amends s. 491.007, F.S., relating to renewal of a license, registration, or certificate, to delete obsolete board rulemaking authority regarding intern registration renewal.

The bill amends s. 491.009(2), F.S., to delete an inaccurate reference to psychologists who are licensed under ch. 490, F.S., and to add the profession of certified master social worker that is licensed under ch. 491, F.S. The bill corrects a reference to the department, and places the correct reference of authority with the board to take disciplinary action for certain violations. By adding certified master social worker to this provision, the bill gives the department authority to enter an order denying licensure to a certified master social worker or impose discipline against any certified master social worker who is found guilty of violating any provision in ch. 491, F.S.

#### **Sections 45 through 48: Technical Changes**

The bill makes additional technical amendments to ss. 491.0046 and 945.42, F.S., to conform cross-references and makes a technical change to s. 945.42, F.S., to conform the definition of psychological professional in cross-references.

The bill reenacts s. 459.021(6), F.S., to incorporate by reference a related statutory change in the bill; and provides that the reenactment of ss. 466.0067, 466.00671, and 466.00672, F.S., (related to the health access dental program) is remedial in nature.

**Section 49** provides an effective date of July 1, 2020.

#### **IV. Constitutional Issues:**

**A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None.

#### **V. Fiscal Impact Statement:**

**A. Tax/Fee Issues:**

None.



**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

CS/CS/SB 230 has an insignificant negative impact on state revenues and expenditures. The deregulation of chiropractic assistants will result in an insignificant negative impact on state revenues associated with the licensure of chiropractic assistants, which will be offset by the reduction in expenditures associated with regulating chiropractic assistants. The Department of Health (department) will experience an insignificant increase in workload associated with rulemaking activities required in the bill. These costs can be absorbed within existing resources of the department.<sup>152</sup> The amendment to s. 381.915, F.S., related to Tier 3 National Cancer Center designations will have no impact on state expenditures.

The entities providing student loans for licensed healthcare practitioners may be negatively impacted since the bill removes punitive actions related to failure to repay the loan. The department's workload associated with notifying practitioners should decrease.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 39.303, 381.0042, 381.4018, 381.915, 401.35, 404.031, 404.22, 456.013, 456.072, 456.074, 458.3145, 458.3312, 459.0055, 464.019, 464.202, 464.203, 464.204, 466.006, 466.0067, 466.00671, 466.00672, 466.007, 466.017, 466.031, 466.036, 468.701, 468.707, 468.711, 468.713, 468.723, 468.803, 480.033, 480.041, 490.003, 490.005, 490.006, 491.0045, 491.005, 491.006, 491.007, 491.009, 491.0046, and 945.42.

This bill repeals the following sections of the Florida Statutes: 460.4166, 456.0721 and 480.042.

This bill reenacts the following sections of the Florida Statutes: 459.021 and 459.0055.

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<sup>152</sup> Florida Department of Health, Agency Analysis of SB 230 (October 11, 2019) and email correspondence from the Department of Health (January 6, 2020) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS/CS by Appropriations on February 5, 2020:**

The CS:

- • Requires that the Statewide Medical Director for Child Protection to report directly to the department's deputy secretary in charge of the state's Children's Medical Services Program and the medical directors of each child protection team reports directly to the statewide medical director.
- • Requires an increase in the period of time a cancer center, participation in the Florida Consortium of National Cancer Institute Centers Program, may participate as a Tier 3 cancer center, and is authorized to pursue a National Cancer Institute designation as a cancer center or a comprehensive cancer, from a maximum of six years until June 30, 2024:
- • Deletes a health care practitioner's failure to repay student loans, as grounds for discipline by the department;
- • Modifies the department's rule-making authority pertaining to minimal standards governing ground ambulance and vehicle equipment, supplies, design, and construction;
- • Defines "useful beam" radiation as that portion of a radiation beam designed to focus on a specific target; and specifies the requirements for maintaining and operating the useful beam radiation machine, as well as the conditions for use on humans.

**CS by Health Policy on October 15, 2019:**

The CS:

- Replaces the term "acquired immune deficiency syndrome" with "human immunodeficiency virus" to broaden the purpose of the Department of Health's (department) regional patient care networks to include persons with Human Immunodeficiency Virus (HIV), who might not have developed Acquired Immunodeficiency Syndrome (AIDS), as well as patients with AIDS;
- Modifies the department's rule-making authority pertaining to minimal standards governing ambulance and emergency medical services vehicle equipment, supplies, design, and construction;
- Revises the department's health care practitioner licensing provisions to permit the department to issue a temporary license, that expires in 60 days, instead of 30 days, to a non-resident or non-citizen physician who has accepted a residency, internship, or fellowship in Florida and has not yet received a social security number; and
- Authorizes the department to issue medical faculty certificates, without examination, to full-time faculty at Nova Southeastern University or Lake Erie College of Osteopathic Medicine.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
02/06/2020	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Before line 131  
insert:

Section 1. Paragraphs (a) and (b) of subsection (2) of  
section 39.303, Florida Statutes, are amended to read

39.303 Child Protection Teams and sexual abuse treatment  
programs; services; eligible cases.—

(2)(a) The Statewide Medical Director for Child Protection  
must be a physician licensed under chapter 458 or chapter 459



170766

who is a board-certified pediatrician with a subspecialty certification in child abuse from the American Board of Pediatrics. The Statewide Medical Director for Child Protection shall report directly to the Deputy Secretary for Children's Medical Services.

(b) Each Child Protection Team medical director must be a physician licensed under chapter 458 or chapter 459 who is a board-certified physician in pediatrics or family medicine and, within 2 years after the date of employment as a Child Protection Team medical director, obtains a subspecialty certification in child abuse from the American Board of Pediatrics or within 2 years meet the minimum requirements established by a third-party credentialing entity recognizing a demonstrated specialized competence in child abuse pediatrics pursuant to paragraph (d). Each Child Protection Team medical director employed on July 1, 2015, must, by July 1, 2019, either obtain a subspecialty certification in child abuse from the American Board of Pediatrics or meet the minimum requirements established by a third-party credentialing entity recognizing a demonstrated specialized competence in child abuse pediatrics pursuant to paragraph (d). Child Protection Team medical directors shall be responsible for oversight of the teams in the circuits. The Statewide Child Protection Team Medical Director shall report directly to the Statewide Medical Director for Child Protection.

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

And the title is amended as follows:

Between lines 2 and 3



170766

40 insert:  
41 s. 39.303, F.S.; specifying direct reporting  
42 requirements for certain positions within the  
43 Children's Medical Services Program; amending



197310

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/06/2020	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Substitute for Amendment (170766) (with title amendment)**

Before line 131  
insert:

Section 1. Paragraphs (a) and (b) of subsection (2) of section 39.303, Florida Statutes, are amended to read

39.303 Child Protection Teams and sexual abuse treatment programs; services; eligible cases.—

(2) (a) The Statewide Medical Director for Child Protection



197310

11 must be a physician licensed under chapter 458 or chapter 459  
12 who is a board-certified pediatrician with a subspecialty  
13 certification in child abuse from the American Board of  
14 Pediatrics. The Statewide Medical Director for Child Protection  
15 shall report directly to the Deputy Secretary for Children's  
16 Medical Services.

17 (b) Each Child Protection Team medical director must be a  
18 physician licensed under chapter 458 or chapter 459 who is a  
19 board-certified physician in pediatrics or family medicine and,  
20 within 2 years after the date of employment as a Child  
21 Protection Team medical director, obtains a subspecialty  
22 certification in child abuse from the American Board of  
23 Pediatrics or within 2 years meet the minimum requirements  
24 established by a third-party credentialing entity recognizing a  
25 demonstrated specialized competence in child abuse pediatrics  
26 pursuant to paragraph (d). Each Child Protection Team medical  
27 director employed on July 1, 2015, must, by July 1, 2019, either  
28 obtain a subspecialty certification in child abuse from the  
29 American Board of Pediatrics or meet the minimum requirements  
30 established by a third-party credentialing entity recognizing a  
31 demonstrated specialized competence in child abuse pediatrics  
32 pursuant to paragraph (d). Child Protection Team medical  
33 directors shall be responsible for oversight of the teams in the  
34 circuits. Each Child Protection Team medical director shall  
35 report directly to the Statewide Medical Director for Child  
36 Protection.

37  
38 ===== T I T L E A M E N D M E N T =====  
39 And the title is amended as follows:





197310

40           Between lines 2 and 3  
41 insert:  
42           s. 39.303, F.S.; specifying direct reporting  
43           requirements for certain positions within the  
44           Children's Medical Services Program; amending



130864

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/06/2020	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 276 - 289

and insert:

(c) Ground ambulance and vehicle equipment and supplies that a licensee with a valid vehicle permit under s. 401.26 is required to maintain to provide basic or advanced life support services ~~at least as comprehensive as those published in the most current edition of the American College of Surgeons, Committee on Trauma, list of essential equipment for ambulances,~~



130864

~~as interpreted by rules of the department.~~

(d) Ground ambulance or vehicle design and construction  
based on national standards recognized by the department and at  
~~least equal to those most currently recommended by the United~~  
~~States General Services Administration as interpreted by~~  
department rule ~~rules of the department.~~

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

And the title is amended as follows:

Delete lines 23 - 24

and insert:

department to base such rules on national standards  
recognized by the department; amending s. 456.013,  
F.S.;



291340

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/06/2020	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 289 and 290  
insert:

Section 4. Subsection (21) is added to section 404.031, Florida Statutes, to read:

404.031 Definitions.—As used in this chapter, unless the context clearly indicates otherwise, the term:

(21) "Useful beam" means that portion of the radiation emitted from a radiation machine through the aperture of the



291340

machine's beam-limiting device which is designed to focus the radiation on the intended target in order to accomplish the machine's purpose when the machine's exposure controls are in a mode to cause the system to produce radiation.

Section 5. Subsections (7) and (8) are added to section 404.22, Florida Statutes, to read:

404.22 Radiation machines and components; inspection.—

(7) Radiation machines that are used to intentionally expose a human being to the useful beam:

(a) Must be maintained and operated according to manufacturer standards or nationally recognized consensus standards accepted by the department;

(b) Must be operated at the lowest exposure that will achieve the intended purpose of the exposure; and

(c) May not be modified in a manner that causes the original parts to operate in a way that differs from the original manufacturer's design specification or the parameters approved for the machine and its components by the United States Food and Drug Administration.

(8) A human being may be exposed to the useful beam of a radiation machine only under the following conditions:

(a) For the purpose of medical or health care, if a licensed health care practitioner operating within the scope of his or her practice has determined that the exposure provides a medical or health benefit greater than the health risks posed by the exposure and the health care practitioner uses the results of the exposure in the medical or health care of the exposed individual; or

(b) For the purpose of providing security for facilities or



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other venues, if the exposure is determined to provide a life safety benefit to the individual exposed which is greater than the health risk posed by the exposure. Such determination must be made by an individual trained in evaluating and calculating comparative mortality and morbidity risks according to standards set by the department. To be valid, the calculation and method of making the determination must be submitted to and accepted by the department. Limits to annual total exposure for security purposes must be adopted by department rule based on nationally recognized limits or relevant consensus standards.

===== T I T L E   A M E N D M E N T =====  
And the title is amended as follows:

    Delete line 24  
and insert:  
    effect on a certain date; amending s. 404.031, F.S.;  
    defining the term "useful beam"; amending s. 404.22,  
    F.S.; providing limitations on the maintenance,  
    operation, and modification of certain radiation  
    machines; providing conditions for the authorized  
    exposure of human beings to the radiation emitted from  
    a radiation machine; amending s. 456.013, F.S.;



713424

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/06/2020	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 337 and 338  
insert:

Section 5. Paragraph (k) of subsection (1) of section  
456.072, Florida Statutes, is amended to read:

456.072 Grounds for discipline; penalties; enforcement.—

(1) The following acts shall constitute grounds for which  
the disciplinary actions specified in subsection (2) may be  
taken:



713424

(k) Failing to perform any statutory or legal obligation placed upon a licensee. For purposes of this section, failing to repay a student loan issued or guaranteed by the state or the Federal Government in accordance with the terms of the loan is not ~~or failing to comply with service scholarship obligations shall be~~ considered a failure to perform a statutory or legal obligation, ~~and the minimum disciplinary action imposed shall be a suspension of the license until new payment terms are agreed upon or the scholarship obligation is resumed, followed by probation for the duration of the student loan or remaining scholarship obligation period, and a fine equal to 10 percent of the defaulted loan amount.~~ Fines collected shall be deposited into the Medical Quality Assurance Trust Fund.

Section 6. Section 456.0721, Florida Statutes, is repealed.

Section 7. Subsection (4) of section 456.074, Florida Statutes, is amended to read:

456.074 Certain health care practitioners; immediate suspension of license.—

~~(4) Upon receipt of information that a Florida-licensed health care practitioner has defaulted on a student loan issued or guaranteed by the state or the Federal Government, the department shall notify the licensee by certified mail that he or she shall be subject to immediate suspension of license unless, within 45 days after the date of mailing, the licensee provides proof that new payment terms have been agreed upon by all parties to the loan. The department shall issue an emergency order suspending the license of any licensee who, after 45 days following the date of mailing from the department, has failed to provide such proof. Production of such proof shall not prohibit~~





713424

~~the department from proceeding with disciplinary action against  
the licensee pursuant to s. 456.073.~~

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

And the title is amended as follows:

Delete line 28

and insert:

applicants which expires after 60 days; amending  
456.072, F.S.; conforming provisions to changes made  
by the act; repealing s. 456.0721, F.S., relating to  
health care practitioners in default on student loan  
or scholarship obligations; amending s. 456.074, F.S.;  
conforming provisions to changes made by the act;  
amending s.



318666

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/06/2020	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 1672 and 1673  
insert:

Section 40. For the purpose of incorporating the amendment made by this act to section 459.0055, Florida Statutes, in a reference thereto, subsection (6) of section 459.021, Florida Statutes, is reenacted to read:

459.021 Registration of resident physicians, interns, and fellows; list of hospital employees; penalty.—



318666

(6) Any person desiring registration pursuant to this section shall meet all the requirements of s. 459.0055, except paragraphs (1)(l) and (m).

Section 41. The amendments and reenactments made by this act to sections 466.0067, 466.00671, and 466.00672, Florida Statutes, are remedial in nature and apply retroactively to January 1, 2020.

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

And the title is amended as follows:

Delete line 127

and insert:

cross-references; reenacting s. 459.021(6), F.S., relating to registration of osteopathic resident physicians, interns, and fellows, to incorporate the amendment made to s. 459.0055, F.S., in a reference thereto; providing for retroactive applicability; providing an effective date.



638088

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/06/2020	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 268 and 269  
insert:

Section 3. Paragraph (c) of subsection (4) of section  
381.915, Florida Statutes, is amended to read:

381.915 Florida Consortium of National Cancer Institute  
Centers Program.—

(4) Tier designations and corresponding weights within the  
Florida Consortium of National Cancer Institute Centers Program



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are as follows:

(c) Tier 3: Florida-based cancer centers seeking designation as either a NCI-designated cancer center or NCI-designated comprehensive cancer center, which shall be weighted at 1.0.

1. A cancer center shall meet the following minimum criteria to be considered eligible for Tier 3 designation in any given fiscal year:

a. Conducting cancer-related basic scientific research and cancer-related population scientific research;

b. Offering and providing the full range of diagnostic and treatment services on site, as determined by the Commission on Cancer of the American College of Surgeons;

c. Hosting or conducting cancer-related interventional clinical trials that are registered with the NCI's Clinical Trials Reporting Program;

d. Offering degree-granting programs or affiliating with universities through degree-granting programs accredited or approved by a nationally recognized agency and offered through the center or through the center in conjunction with another institution accredited by the Commission on Colleges of the Southern Association of Colleges and Schools;

e. Providing training to clinical trainees, medical trainees accredited by the Accreditation Council for Graduate Medical Education or the American Osteopathic Association, and postdoctoral fellows recently awarded a doctorate degree; and

f. Having more than \$5 million in annual direct costs associated with their total NCI peer-reviewed grant funding.

2. The General Appropriations Act or accompanying



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legislation may limit the number of cancer centers which shall receive Tier 3 designations or provide additional criteria for such designation.

3. A cancer center's participation in Tier 3 may not extend beyond June 30, 2024 ~~shall be limited to 6 years.~~

4. A cancer center that qualifies as a designated Tier 3 center under the criteria provided in subparagraph 1. by July 1, 2014, is authorized to pursue NCI designation as a cancer center or a comprehensive cancer center until June 30, 2024 ~~for 6 years after qualification.~~

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

And the title is amended as follows:

Between lines 12 and 13  
insert:

amending s. 381.915, F.S.; revising term limits for  
Tier 3 cancer center designations within the Florida  
Consortium of National Cancer Institute Centers  
Program;

By the Committee on Health Policy; and Senator Harrell

588-00877-20

2020230c1

1 A bill to be entitled  
 2 An act relating to the Department of Health; amending  
 3 s. 381.0042, F.S.; revising the purpose of patient  
 4 care networks from serving patients with acquired  
 5 immune deficiency syndrome to serving those with human  
 6 immunodeficiency virus; conforming provisions to  
 7 changes made by the act; deleting obsolete language;  
 8 amending s. 381.4018, F.S.; requiring the department  
 9 to develop strategies to maximize federal-state  
 10 partnerships that provide incentives for physicians to  
 11 practice in medically underserved or rural areas;  
 12 authorizing the department to adopt certain rules;  
 13 amending s. 401.35, F.S.; clarifying applicability of  
 14 certain ambulance rules to include emergency medical  
 15 services vehicles; deleting the requirement that the  
 16 department base rules governing medical supplies and  
 17 equipment required in ambulances and emergency medical  
 18 services vehicles on a certain association's  
 19 standards; deleting the requirement that the  
 20 department base rules governing ambulance or emergency  
 21 medical services vehicle design and construction on a  
 22 certain agency's standards and instead requiring the  
 23 department to base such rules on national standards in  
 24 effect on a certain date; amending s.456.013, F.S.;  
 25 revising health care practitioner licensure  
 26 application requirements; authorizing the board or  
 27 department to issue a temporary license to certain  
 28 applicants which expires after 60 days; amending s.  
 29 458.3145, F.S.; revising the list of individuals who

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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2020230c1

30 may be issued a medical faculty certificate without  
 31 examination; amending s. 458.3312, F.S.; removing a  
 32 prohibition against physicians representing themselves  
 33 as board-certified specialists in dermatology unless  
 34 the recognizing agency is reviewed and reauthorized on  
 35 a specified basis by the Board of Medicine; amending  
 36 s. 459.0055, F.S.; revising licensure requirements for  
 37 a person seeking licensure or certification as an  
 38 osteopathic physician; repealing s. 460.4166, F.S.,  
 39 relating to registered chiropractic assistants;  
 40 amending s. 464.019, F.S.; extending through 2025 the  
 41 Florida Center for Nursing's responsibility to study  
 42 and issue an annual report on the implementation of  
 43 nursing education programs; amending s. 464.202, F.S.;  
 44 requiring the Board of Nursing to adopt rules that  
 45 include disciplinary procedures and standards of  
 46 practice for certified nursing assistants; amending s.  
 47 464.203, F.S.; revising certification requirements for  
 48 nursing assistants; amending s. 464.204, F.S.;  
 49 revising grounds for board-imposed disciplinary  
 50 sanctions; amending s. 466.006, F.S.; revising certain  
 51 examination requirements for applicants seeking dental  
 52 licensure; reviving, reenacting, and amending s.  
 53 466.0067, F.S., relating to the application for a  
 54 health access dental license; reviving, reenacting,  
 55 and amending s. 466.00671, F.S., relating to the  
 56 renewal of such a license; reviving and reenacting s.  
 57 466.00672, F.S., relating to the revocation of such a  
 58 license; amending s. 466.007, F.S.; revising

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

588-00877-20

2020230c1

59 requirements for examinations of dental hygienists;  
 60 amending s. 466.017, F.S.; requiring dentists and  
 61 certified registered dental hygienists to report in  
 62 writing certain adverse incidents to the department  
 63 within a specified timeframe; providing for  
 64 disciplinary action by the Board of Dentistry for  
 65 violations; defining the term "adverse incident";  
 66 authorizing the board to adopt rules; amending s.  
 67 466.031, F.S.; making technical changes; authorizing  
 68 an employee or an independent contractor of a dental  
 69 laboratory, acting as an agent of that dental  
 70 laboratory, to engage in onsite consultation with a  
 71 licensed dentist during a dental procedure; amending  
 72 s. 466.036, F.S.; revising the frequency of dental  
 73 laboratory inspections during a specified period;  
 74 amending s. 468.701, F.S.; revising the definition of  
 75 the term "athletic trainer"; deleting a requirement  
 76 that is relocated to another section; amending s.  
 77 468.707, F.S.; revising athletic trainer licensure  
 78 requirements; amending s. 468.711, F.S.; requiring  
 79 certain licensees to maintain certification in good  
 80 standing without lapse as a condition of renewal of  
 81 their athletic trainer licenses; amending s. 468.713,  
 82 F.S.; requiring that an athletic trainer work within a  
 83 specified scope of practice; relocating an existing  
 84 requirement that was stricken from another section;  
 85 amending s. 468.723, F.S.; requiring the direct  
 86 supervision of an athletic training student to be in  
 87 accordance with rules adopted by the Board of Athletic

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2020230c1

88 Training; amending s. 468.803, F.S.; revising  
 89 orthotic, prosthetic, and pedorthic licensure,  
 90 registration, and examination requirements; amending  
 91 s. 480.033, F.S.; revising the definition of the term  
 92 "apprentice"; amending s. 480.041, F.S.; revising  
 93 qualifications for licensure as a massage therapist;  
 94 specifying that massage apprentices licensed before a  
 95 specified date may continue to perform massage therapy  
 96 as authorized under their licenses; authorizing  
 97 massage apprentices to apply for full licensure upon  
 98 completion of their apprenticeships, under certain  
 99 conditions; repealing s. 480.042, F.S., relating to  
 100 examinations for licensure as a massage therapist;  
 101 amending s. 490.003, F.S.; revising the definition of  
 102 the terms "doctoral-level psychological education" and  
 103 "doctoral degree in psychology"; amending s. 490.005,  
 104 F.S.; revising requirements for licensure by  
 105 examination of psychologists and school psychologists;  
 106 amending s. 490.006, F.S.; revising requirements for  
 107 licensure by endorsement of psychologists and school  
 108 psychologists; amending s. 491.0045, F.S.; exempting  
 109 clinical social worker interns, marriage and family  
 110 therapist interns, and mental health counselor interns  
 111 from registration requirements, under certain  
 112 circumstances; amending s. 491.005, F.S.; revising  
 113 requirements for the licensure by examination of  
 114 marriage and family therapists; revising requirements  
 115 for the licensure by examination of mental health  
 116 counselors; amending s. 491.006, F.S.; revising



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117 requirements for licensure by endorsement or  
 118 certification for specified professions; amending s.  
 119 491.007, F.S.; removing a biennial intern registration  
 120 fee; amending s. 491.009, F.S.; authorizing the Board  
 121 of Clinical Social Work, Marriage and Family Therapy,  
 122 and Mental Health Counseling or, under certain  
 123 circumstances, the department to enter an order  
 124 denying licensure or imposing penalties against an  
 125 applicant for licensure under certain circumstances;  
 126 amending ss. 491.0046 and 945.42, F.S.; conforming  
 127 cross-references; providing an effective date.

128  
 129 Be It Enacted by the Legislature of the State of Florida:

131 Section 1. Section 381.0042, Florida Statutes, is amended  
 132 to read:

133 381.0042 Patient care for persons with HIV infection.—The  
 134 department may establish human immunodeficiency virus ~~acquired~~  
 135 ~~immune deficiency syndrome~~ patient care networks in each region  
 136 of the state where the number ~~numbers~~ of cases of ~~acquired~~  
 137 ~~immune deficiency syndrome and other~~ human immunodeficiency  
 138 virus transmission ~~infections~~ justifies the establishment of  
 139 cost-effective regional patient care networks. Such networks  
 140 shall be delineated by rule of the department which shall take  
 141 into account natural trade areas and centers of medical  
 142 excellence that specialize in the treatment of human  
 143 immunodeficiency virus ~~acquired immune deficiency syndrome~~, as  
 144 well as available federal, state, and other funds. Each patient  
 145 care network shall include representation of persons with human

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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146 immunodeficiency virus infection; health care providers;  
 147 business interests; the department, including, but not limited  
 148 to, county health departments; and local units of government.  
 149 Each network shall plan for the care and treatment of persons  
 150 with human immunodeficiency virus ~~acquired immune deficiency~~  
 151 ~~syndrome and acquired immune deficiency syndrome-related complex~~  
 152 in a cost-effective, dignified manner that ~~which~~ emphasizes  
 153 outpatient and home care. Once per ~~each~~ year, ~~beginning April~~  
 154 ~~1989~~, each network shall make its recommendations concerning the  
 155 needs for patient care to the department.

156 Section 2. Subsection (3) of section 381.4018, Florida  
 157 Statutes, is amended to read:

158 381.4018 Physician workforce assessment and development.—

159 (3) GENERAL FUNCTIONS.—The department shall maximize the  
 160 use of existing programs under the jurisdiction of the  
 161 department and other state agencies and coordinate governmental  
 162 and nongovernmental stakeholders and resources in order to  
 163 develop a state strategic plan and assess the implementation of  
 164 such strategic plan. In developing the state strategic plan, the  
 165 department shall:

166 (a) Monitor, evaluate, and report on the supply and  
 167 distribution of physicians licensed under chapter 458 or chapter  
 168 459. The department shall maintain a database to serve as a  
 169 statewide source of data concerning the physician workforce.

170 (b) Develop a model and quantify, on an ongoing basis, the  
 171 adequacy of the state's current and future physician workforce  
 172 as reliable data becomes available. Such model must take into  
 173 account demographics, physician practice status, place of  
 174 education and training, generational changes, population growth,

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economic indicators, and issues concerning the "pipeline" into medical education.

(c) Develop and recommend strategies to determine whether the number of qualified medical school applicants who might become competent, practicing physicians in this state will be sufficient to meet the capacity of the state's medical schools. If appropriate, the department shall, working with representatives of appropriate governmental and nongovernmental entities, develop strategies and recommendations and identify best practice programs that introduce health care as a profession and strengthen skills needed for medical school admission for elementary, middle, and high school students, and improve premedical education at the precollege and college level in order to increase this state's potential pool of medical students.

(d) Develop strategies to ensure that the number of graduates from the state's public and private allopathic and osteopathic medical schools is adequate to meet physician workforce needs, based on the analysis of the physician workforce data, so as to provide a high-quality medical education to students in a manner that recognizes the uniqueness of each new and existing medical school in this state.

(e) Pursue strategies and policies to create, expand, and maintain graduate medical education positions in the state based on the analysis of the physician workforce data. Such strategies and policies must take into account the effect of federal funding limitations on the expansion and creation of positions in graduate medical education. The department shall develop options to address such federal funding limitations. The

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department shall consider options to provide direct state funding for graduate medical education positions in a manner that addresses requirements and needs relative to accreditation of graduate medical education programs. The department shall consider funding residency positions as a means of addressing needed physician specialty areas, rural areas having a shortage of physicians, and areas of ongoing critical need, and as a means of addressing the state's physician workforce needs based on an ongoing analysis of physician workforce data.

(f) Develop strategies to maximize federal and state programs that provide for the use of incentives to attract physicians to this state or retain physicians within the state. Such strategies should explore and maximize federal-state partnerships that provide incentives for physicians to practice in federally designated shortage areas, in otherwise medically underserved areas, or in rural areas. Strategies shall also consider the use of state programs, such as the Medical Education Reimbursement and Loan Repayment Program pursuant to s. 1009.65, which provide for education loan repayment or loan forgiveness and provide monetary incentives for physicians to relocate to underserved areas of the state.

(g) Coordinate and enhance activities relative to physician workforce needs, undergraduate medical education, graduate medical education, and reentry of retired military and other physicians into the physician workforce provided by the Division of Medical Quality Assurance, area health education center networks established pursuant to s. 381.0402, and other offices and programs within the department as designated by the State Surgeon General.

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233 (h) Work in conjunction with and act as a coordinating body  
 234 for governmental and nongovernmental stakeholders to address  
 235 matters relating to the state's physician workforce assessment  
 236 and development for the purpose of ensuring an adequate supply  
 237 of well-trained physicians to meet the state's future needs.  
 238 Such governmental stakeholders shall include, but need not be  
 239 limited to, the State Surgeon General or his or her designee,  
 240 the Commissioner of Education or his or her designee, the  
 241 Secretary of Health Care Administration or his or her designee,  
 242 and the Chancellor of the State University System or his or her  
 243 designee, and, at the discretion of the department, other  
 244 representatives of state and local agencies that are involved in  
 245 assessing, educating, or training the state's current or future  
 246 physicians. Other stakeholders shall include, but need not be  
 247 limited to, organizations representing the state's public and  
 248 private allopathic and osteopathic medical schools;  
 249 organizations representing hospitals and other institutions  
 250 providing health care, particularly those that currently provide  
 251 or have an interest in providing accredited medical education  
 252 and graduate medical education to medical students and medical  
 253 residents; organizations representing allopathic and osteopathic  
 254 practicing physicians; and, at the discretion of the department,  
 255 representatives of other organizations or entities involved in  
 256 assessing, educating, or training the state's current or future  
 257 physicians.

258 (i) Serve as a liaison with other states and federal  
 259 agencies and programs in order to enhance resources available to  
 260 the state's physician workforce and medical education continuum.

261 (j) Act as a clearinghouse for collecting and disseminating

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262 information concerning the physician workforce and medical  
 263 education continuum in this state.

264

265 The department may adopt rules to implement this subsection,  
 266 including rules that establish guidelines to implement the  
 267 federal Conrad 30 Waiver Program created under s. 214(1) of the  
 268 Immigration and Nationality Act.

269 Section 3. Paragraphs (c) and (d) of subsection (1) of  
 270 section 401.35, Florida Statutes, are amended to read:

271 401.35 Rules.—The department shall adopt rules, including  
 272 definitions of terms, necessary to carry out the purposes of  
 273 this part.

274 (1) The rules must provide at least minimum standards  
 275 governing:

276 (c) ~~Ground~~ Ambulance and emergency medical services vehicle  
 277 equipment and supplies that a licensee with a valid vehicle  
 278 permit under s. 401.26 is required to maintain to provide basic  
 279 life support or advanced life support services at least as  
 280 comprehensive as those published in the most current edition of  
 281 the American College of Surgeons, Committee on Trauma, list of  
 282 essential equipment for ambulances, as interpreted by rules of  
 283 the department.

284 (d) ~~Ground~~ Ambulance or emergency medical services vehicle  
 285 design and construction based on national standards in effect on  
 286 the date the rule is adopted and at least equal to those most  
 287 currently recommended by the United States General Services  
 288 Administration as interpreted by department rule rules of the  
 289 department.

290 Section 4. Paragraphs (a) and (b) of subsection (1) of

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section 456.013, Florida Statutes, are amended to read:

456.013 Department; general licensing provisions.—

(1) (a) Any person desiring to be licensed in a profession within the jurisdiction of the department ~~must shall~~ apply to the department in writing ~~to take the licensure examination~~. The application ~~must shall~~ be made on a form prepared and furnished by the department. The application form must be available on the ~~Internet, World Wide Web~~ and the department may accept electronically submitted applications. The application shall require the social security number and date of birth of the applicant, except as provided in paragraphs (b) and (c). The form shall be supplemented as needed to reflect any material change in any circumstance or condition stated in the application which takes place between the initial filing of the application and the final grant or denial of the license and which might affect the decision of the department. If an application is submitted electronically, the department may require supplemental materials, including an original signature of the applicant and verification of credentials, to be submitted in a nonelectronic format. An incomplete application shall expire 1 year after initial filing. In order to further the economic development goals of the state, and notwithstanding any law to the contrary, the department may enter into an agreement with the county tax collector for the purpose of appointing the county tax collector as the department's agent to accept applications for licenses and applications for renewals of licenses. The agreement must specify the time within which the tax collector must forward any applications and accompanying application fees to the department.

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(b) If an applicant has not been issued a social security number by the Federal Government at the time of application because the applicant is not a citizen or resident of this country, the department may process the application using a unique personal identification number. If such an applicant is otherwise eligible for licensure, the board, or the department when there is no board, may issue a temporary license to the applicant, which shall expire 30 days after issuance unless a social security number is obtained and submitted in writing to the department. A temporary license issued under this paragraph to an applicant who has accepted a position with an accredited residency, internship, or fellowship program in this state and is applying for registration under s. 458.345 or s. 459.021 shall expire 60 days after issuance unless the applicant obtains a social security number and submits it in writing to the department. Upon receipt of the applicant's social security number, the department shall issue a new license, which shall expire at the end of the current biennium.

Section 5. Subsection (1) of section 458.3145, Florida Statutes, is amended to read:

458.3145 Medical faculty certificate.—

(1) A medical faculty certificate may be issued without examination to an individual who:

(a) Is a graduate of an accredited medical school or its equivalent, or is a graduate of a foreign medical school listed with the World Health Organization;

(b) Holds a valid, current license to practice medicine in another jurisdiction;

(c) Has completed the application form and remitted a

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349 nonrefundable application fee not to exceed \$500;

350 (d) Has completed an approved residency or fellowship of at

351 least 1 year or has received training which has been determined

352 by the board to be equivalent to the 1-year residency

353 requirement;

354 (e) Is at least 21 years of age;

355 (f) Is of good moral character;

356 (g) Has not committed any act in this or any other

357 jurisdiction which would constitute the basis for disciplining a

358 physician under s. 458.331;

359 (h) For any applicant who has graduated from medical school

360 after October 1, 1992, has completed, before entering medical

361 school, the equivalent of 2 academic years of preprofessional,

362 postsecondary education, as determined by rule of the board,

363 which must include, at a minimum, courses in such fields as

364 anatomy, biology, and chemistry; and

365 (i) Has been offered and has accepted a full-time faculty

366 appointment to teach in a program of medicine at:

367 1. The University of Florida;

368 2. The University of Miami;

369 3. The University of South Florida;

370 4. The Florida State University;

371 5. The Florida International University;

372 6. The University of Central Florida;

373 7. The Mayo Clinic College of Medicine and Science in

374 Jacksonville, Florida;

375 8. The Florida Atlantic University; ~~or~~

376 9. The Johns Hopkins All Children's Hospital in St.

377 Petersburg, Florida;

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378 10. Nova Southeastern University; or

379 11. Lake Erie College of Osteopathic Medicine.

380 Section 6. Section 458.3312, Florida Statutes, is amended

381 to read:

382 458.3312 Specialties.—A physician licensed under this

383 chapter may not hold himself or herself out as a board-certified

384 specialist unless the physician has received formal recognition

385 as a specialist from a specialty board of the American Board of

386 Medical Specialties or other recognizing agency that has been

387 approved by the board. However, a physician may indicate the

388 services offered and may state that his or her practice is

389 limited to one or more types of services when this accurately

390 reflects the scope of practice of the physician. ~~A physician may~~

391 ~~not hold himself or herself out as a board-certified specialist~~

392 ~~in dermatology unless the recognizing agency, whether authorized~~

393 ~~in statute or by rule, is triennially reviewed and reauthorized~~

394 ~~by the Board of Medicine.~~

395 Section 7. Subsection (1) of section 459.0055, Florida

396 Statutes, is amended to read:

397 459.0055 General licensure requirements.—

398 (1) Except as otherwise provided herein, any person

399 desiring to be licensed or certified as an osteopathic physician

400 pursuant to this chapter shall:

401 (a) Complete an application form and submit the appropriate

402 fee to the department;

403 (b) Be at least 21 years of age;

404 (c) Be of good moral character;

405 (d) Have completed at least 3 years of preprofessional

406 postsecondary education;

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(e) Have not previously committed any act that would constitute a violation of this chapter, unless the board determines that such act does not adversely affect the applicant's present ability and fitness to practice osteopathic medicine;

(f) Not be under investigation in any jurisdiction for an act that would constitute a violation of this chapter. If, upon completion of such investigation, it is determined that the applicant has committed an act that would constitute a violation of this chapter, the applicant is ineligible for licensure unless the board determines that such act does not adversely affect the applicant's present ability and fitness to practice osteopathic medicine;

(g) Have not had an application for a license to practice osteopathic medicine denied or a license to practice osteopathic medicine revoked, suspended, or otherwise acted against by the licensing authority of any jurisdiction unless the board determines that the grounds on which such action was taken do not adversely affect the applicant's present ability and fitness to practice osteopathic medicine. A licensing authority's acceptance of a physician's relinquishment of license, stipulation, consent order, or other settlement, offered in response to or in anticipation of the filing of administrative charges against the osteopathic physician, shall be considered action against the osteopathic physician's license;

(h) Not have received less than a satisfactory evaluation from an internship, residency, or fellowship training program, unless the board determines that such act does not adversely affect the applicant's present ability and fitness to practice

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osteopathic medicine. Such evaluation shall be provided by the director of medical education from the medical training facility;

(i) Have met the criteria set forth in s. 459.0075, s. 459.0077, or s. 459.021, whichever is applicable;

(j) Submit to the department a set of fingerprints on a form and under procedures specified by the department, along with a payment in an amount equal to the costs incurred by the Department of Health for the criminal background check of the applicant;

(k) Demonstrate that he or she is a graduate of a medical college recognized and approved by the American Osteopathic Association;

(l) Demonstrate that she or he has successfully completed an internship or residency ~~a resident internship~~ of not less than 12 months in a program accredited hospital approved for this purpose by ~~the Board of Trustees of~~ the American Osteopathic Association or the Accreditation Council for Graduate Medical Education ~~any other internship program approved by the board upon a showing of good cause by the applicant~~. This requirement may be waived for an applicant who matriculated in a college of osteopathic medicine during or before 1948; and

(m) Demonstrate that she or he has obtained a passing score, as established by rule of the board, on all parts of the examination conducted by the National Board of Osteopathic Medical Examiners or other examination approved by the board no more than 5 years before making application in this state or, if holding a valid active license in another state, that the initial licensure in the other state occurred no more than 5

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years after the applicant obtained a passing score on the examination conducted by the National Board of Osteopathic Medical Examiners or other substantially similar examination approved by the board.

Section 8. Section 460.4166, Florida Statutes, is repealed.

Section 9. Subsection (10) of section 464.019, Florida Statutes, is amended to read:

464.019 Approval of nursing education programs.—

(10) IMPLEMENTATION STUDY.—The Florida Center for Nursing shall study the administration of this section and submit reports to the Governor, the President of the Senate, and the Speaker of the House of Representatives annually by January 30, through January 30, 2025 ~~2020~~. The annual reports shall address the previous academic year; provide data on the measures specified in paragraphs (a) and (b), as such data becomes available; and include an evaluation of such data for purposes of determining whether this section is increasing the availability of nursing education programs and the production of quality nurses. The department and each approved program or accredited program shall comply with requests for data from the Florida Center for Nursing.

(a) The Florida Center for Nursing shall evaluate program-specific data for each approved program and accredited program conducted in the state, including, but not limited to:

1. The number of programs and student slots available.
2. The number of student applications submitted, the number of qualified applicants, and the number of students accepted.
3. The number of program graduates.
4. Program retention rates of students tracked from program

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entry to graduation.

5. Graduate passage rates on the National Council of State Boards of Nursing Licensing Examination.

6. The number of graduates who become employed as practical or professional nurses in the state.

(b) The Florida Center for Nursing shall evaluate the board's implementation of the:

1. Program application approval process, including, but not limited to, the number of program applications submitted under subsection (1), + the number of program applications approved and denied by the board under subsection (2), + the number of denials of program applications reviewed under chapter 120, + and a description of the outcomes of those reviews.

2. Accountability processes, including, but not limited to, the number of programs on probationary status, the number of approved programs for which the program director is required to appear before the board under subsection (5), the number of approved programs terminated by the board, the number of terminations reviewed under chapter 120, and a description of the outcomes of those reviews.

(c) The Florida Center for Nursing shall complete an annual assessment of compliance by programs with the accreditation requirements of subsection (11), include in the assessment a determination of the accreditation process status for each program, and submit the assessment as part of the reports required by this subsection.

Section 10. Section 464.202, Florida Statutes, is amended to read:

464.202 Duties and powers of the board.—The board shall

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523 maintain, or contract with or approve another entity to  
 524 maintain, a state registry of certified nursing assistants. The  
 525 registry must consist of the name of each certified nursing  
 526 assistant in this state; other identifying information defined  
 527 by board rule; certification status; the effective date of  
 528 certification; other information required by state or federal  
 529 law; information regarding any crime or any abuse, neglect, or  
 530 exploitation as provided under chapter 435; and any disciplinary  
 531 action taken against the certified nursing assistant. The  
 532 registry shall be accessible to the public, the  
 533 certificateholder, employers, and other state agencies. The  
 534 board shall adopt by rule testing procedures for use in  
 535 certifying nursing assistants and shall adopt rules regulating  
 536 the practice of certified nursing assistants, including  
 537 disciplinary procedures and standards of practice, and  
 538 specifying the scope of practice authorized and the level of  
 539 supervision required for the practice of certified nursing  
 540 assistants. The board may contract with or approve another  
 541 entity or organization to provide the examination services,  
 542 including the development and administration of examinations.  
 543 The board shall require that the contract provider offer  
 544 certified nursing assistant applications via the Internet, and  
 545 may require the contract provider to accept certified nursing  
 546 assistant applications for processing via the Internet. The  
 547 board shall require the contract provider to provide the  
 548 preliminary results of the certified nursing examination on the  
 549 date the test is administered. The provider shall pay all  
 550 reasonable costs and expenses incurred by the board in  
 551 evaluating the provider's application and performance during the

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552 delivery of services, including examination services and  
 553 procedures for maintaining the certified nursing assistant  
 554 registry.  
 555 Section 11. Paragraph (c) of subsection (1) of section  
 556 464.203, Florida Statutes, is amended to read:  
 557 464.203 Certified nursing assistants; certification  
 558 requirement.—  
 559 (1) The board shall issue a certificate to practice as a  
 560 certified nursing assistant to any person who demonstrates a  
 561 minimum competency to read and write and successfully passes the  
 562 required background screening pursuant to s. 400.215. If the  
 563 person has successfully passed the required background screening  
 564 pursuant to s. 400.215 or s. 408.809 within 90 days before  
 565 applying for a certificate to practice and the person's  
 566 background screening results are not retained in the  
 567 clearinghouse created under s. 435.12, the board shall waive the  
 568 requirement that the applicant successfully pass an additional  
 569 background screening pursuant to s. 400.215. The person must  
 570 also meet one of the following requirements:  
 571 (c) Is currently certified in another state or territory of  
 572 the United States or in the District of Columbia; is listed on  
 573 that jurisdiction's ~~state's~~ certified nursing assistant  
 574 registry; and has not been found to have committed abuse,  
 575 neglect, or exploitation in that jurisdiction ~~state~~.  
 576 Section 12. Paragraph (b) of subsection (1) of section  
 577 464.204, Florida Statutes, is amended to read:  
 578 464.204 Denial, suspension, or revocation of certification;  
 579 disciplinary actions.—  
 580 (1) The following acts constitute grounds for which the



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581 board may impose disciplinary sanctions as specified in  
582 subsection (2):

583 (b) ~~Intentionally~~ Violating any provision of this chapter,  
584 chapter 456, or the rules adopted by the board.

585 Section 13. Subsections (3) and (4) of section 466.006,  
586 Florida Statutes, are amended to read:

587 466.006 Examination of dentists.—

588 (3) If an applicant is a graduate of a dental college or  
589 school not accredited in accordance with paragraph (2)(b) or of  
590 a dental college or school not approved by the board, the  
591 applicant is not entitled to take the examinations required in  
592 this section to practice dentistry until she or he satisfies one  
593 of the following:

594 (a) Completes a program of study, as defined by the board  
595 by rule, at an accredited American dental school and  
596 demonstrates receipt of a D.D.S. or D.M.D. from said school; or

597 (b) Submits proof of having successfully completed at least  
598 2 consecutive academic years at a full-time supplemental general  
599 dentistry program accredited by the American Dental Association  
600 Commission on Dental Accreditation. This program must provide  
601 didactic and clinical education at the level of a D.D.S. or  
602 D.M.D. program accredited by the American Dental Association  
603 Commission on Dental Accreditation. For purposes of this  
604 paragraph, a supplemental general dentistry program does not  
605 include an advanced education program in a dental specialty.

606 (4) Notwithstanding any other provision of law in chapter  
607 456 pertaining to the clinical dental licensure examination or  
608 national examinations, to be licensed as a dentist in this  
609 state, an applicant must successfully complete both of the

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610 following:

611 (a) A written examination on the laws and rules of the  
612 state regulating the practice of dentistry.~~+~~

613 (b) ~~1-~~ A practical or clinical examination, which ~~must shall~~  
614 be the American Dental Licensing Examination produced by the  
615 American Board of Dental Examiners, Inc., or its successor  
616 entity, if any, that is administered in this state ~~and graded by~~  
617 ~~dentists licensed in this state and employed by the department~~  
618 ~~for just such purpose~~, provided that the board has attained, and  
619 continues to maintain thereafter, representation on the board of  
620 directors of the American Board of Dental Examiners, the  
621 examination development committee of the American Board of  
622 Dental Examiners, and such other committees of the American  
623 Board of Dental Examiners as the board deems appropriate by rule  
624 to assure that the standards established herein are maintained  
625 organizationally. A passing score on the American Dental  
626 Licensing Examination administered in this state ~~and graded by~~  
627 ~~dentists who are licensed in this state~~ is valid for 365 days  
628 after the date the official examination results are published.

629 1.2.a- As an alternative to such practical or clinical  
630 examination ~~the requirements of subparagraph 1-~~, an applicant  
631 may submit scores from an American Dental Licensing Examination  
632 previously administered in a jurisdiction other than this state  
633 after October 1, 2011, and such examination results shall be  
634 recognized as valid for the purpose of licensure in this state.  
635 A passing score on the American Dental Licensing Examination  
636 administered out of state ~~out-of-state~~ shall be the same as the  
637 passing score for the American Dental Licensing Examination  
638 administered in this state ~~and graded by dentists who are~~

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639 ~~licensed in this state.~~ The examination results are valid for  
 640 365 days after the date the official examination results are  
 641 published. The applicant must have completed the examination  
 642 after October 1, 2011.

643 ~~b.~~ This subparagraph may not be given retroactive  
 644 application.

645 ~~2.3-~~ If the date of an applicant's passing American Dental  
 646 Licensing Examination scores from an examination previously  
 647 administered in a jurisdiction other than this state under  
 648 subparagraph 1. ~~subparagraph 2-~~ is older than 365 days, ~~then~~  
 649 such scores are ~~shall nevertheless be recognized as~~ valid for  
 650 the purpose of licensure in this state, but only if the  
 651 applicant demonstrates that all of the following additional  
 652 standards have been met:

653 a.~~(I)~~ The applicant completed the American Dental Licensing  
 654 Examination after October 1, 2011.

655 ~~(II)~~ This sub-subparagraph may not be given retroactive  
 656 application;

657 b. The applicant graduated from a dental school accredited  
 658 by the American Dental Association Commission on Dental  
 659 Accreditation or its successor entity, if any, or any other  
 660 dental accrediting organization recognized by the United States  
 661 Department of Education. Provided, however, if the applicant did  
 662 not graduate from such a dental school, the applicant may submit  
 663 proof of having successfully completed a full-time supplemental  
 664 general dentistry program accredited by the American Dental  
 665 Association Commission on Dental Accreditation of at least 2  
 666 consecutive academic years at such accredited sponsoring  
 667 institution. Such program must provide didactic and clinical

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668 education at the level of a D.D.S. or D.M.D. program accredited  
 669 by the American Dental Association Commission on Dental  
 670 Accreditation. For purposes of this paragraph, a supplemental  
 671 general dentistry program does not include an advanced education  
 672 program in a dental specialty;

673 c. The applicant currently possesses a valid and active  
 674 dental license in good standing, with no restriction, which has  
 675 never been revoked, suspended, restricted, or otherwise  
 676 disciplined, from another state or territory of the United  
 677 States, the District of Columbia, or the Commonwealth of Puerto  
 678 Rico;

679 d. The applicant submits proof that he or she has never  
 680 been reported to the National Practitioner Data Bank, the  
 681 Healthcare Integrity and Protection Data Bank, or the American  
 682 Association of Dental Boards Clearinghouse. This sub-  
 683 subparagraph does not apply if the applicant successfully  
 684 appealed to have his or her name removed from the data banks of  
 685 these agencies;

686 e. (I) (A) In the 5 years immediately preceding the date of  
 687 application for licensure in this state, The applicant submits  
 688 ~~must submit~~ proof of having been consecutively engaged in the  
 689 full-time practice of dentistry in another state or territory of  
 690 the United States, the District of Columbia, or the Commonwealth  
 691 of Puerto Rico in the 5 years immediately preceding the date of  
 692 application for licensure in this state; ~~or~~

693 (B) If the applicant has been licensed in another state or  
 694 territory of the United States, the District of Columbia, or the  
 695 Commonwealth of Puerto Rico for less than 5 years, the applicant  
 696 submits ~~must submit~~ proof of having been engaged in the full-

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time practice of dentistry since the date of his or her initial licensure.

(II) As used in this section, "full-time practice" is defined as a minimum of 1,200 hours per year for each and every year in the consecutive 5-year period or, ~~when where~~ applicable, the period since initial licensure, and must include any combination of the following:

(A) Active clinical practice of dentistry providing direct patient care.

(B) Full-time practice as a faculty member employed by a dental or dental hygiene school approved by the board or accredited by the American Dental Association Commission on Dental Accreditation.

(C) Full-time practice as a student at a postgraduate dental education program approved by the board or accredited by the American Dental Association Commission on Dental Accreditation.

(III) The board shall develop rules to determine what type of proof of full-time practice is required and to recoup the cost to the board of verifying full-time practice under this section. Such proof must, at a minimum, be:

(A) Admissible as evidence in an administrative proceeding;

(B) Submitted in writing;

(C) Submitted by the applicant under oath with penalties of perjury attached;

(D) Further documented by an affidavit of someone unrelated to the applicant who is familiar with the applicant's practice and testifies with particularity that the applicant has been engaged in full-time practice; and

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(E) Specifically found by the board to be both credible and admissible.

(IV) An affidavit of only the applicant is not acceptable proof of full-time practice unless it is further attested to by someone unrelated to the applicant who has personal knowledge of the applicant's practice. If the board deems it necessary to assess credibility or accuracy, the board may require the applicant or the applicant's witnesses to appear before the board and give oral testimony under oath;

f. The applicant submits ~~must submit~~ documentation that he or she has completed, or will complete before he or she is licensed, ~~prior to licensure~~ in this state, continuing education equivalent to this state's requirements for the last full reporting biennium;

g. The applicant proves ~~must prove~~ that he or she has never been convicted of, or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession in any jurisdiction;

h. The applicant has ~~must~~ successfully passed ~~pass~~ a written examination on the laws and rules of this state regulating the practice of dentistry and ~~must successfully pass~~ the computer-based diagnostic skills examination; and

i. The applicant submits ~~must submit~~ documentation that he or she has successfully completed the applicable examination administered by the Joint Commission on National Dental Examinations or its successor organization ~~National Board of Dental Examiners dental examination~~.

Section 14. Notwithstanding the January 1, 2020, repeal of section 466.0067, Florida Statutes, that section is revived,

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reenacted, and amended, to read:

466.0067 Application for health access dental license.—The Legislature finds that there is an important state interest in attracting dentists to practice in underserved health access settings in this state and further, that allowing out-of-state dentists who meet certain criteria to practice in health access settings without the supervision of a dentist licensed in this state is substantially related to achieving this important state interest. Therefore, notwithstanding the requirements of s. 466.006, the board shall grant a health access dental license to practice dentistry in this state in health access settings as defined in s. 466.003 to an applicant who ~~that~~:

(1) Files an appropriate application approved by the board;

(2) Pays an application license fee for a health access dental license, laws-and-rule exam fee, and an initial licensure fee. The fees specified in this subsection may not differ from an applicant seeking licensure pursuant to s. 466.006;

(3) Has not been convicted of or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession;

(4) Submits proof of graduation from a dental school accredited by the Commission on Dental Accreditation of the American Dental Association or its successor agency;

(5) Submits documentation that she or he has completed, or will obtain before ~~prior to~~ licensure, continuing education equivalent to this state's requirement for dentists licensed under s. 466.006 for the last full reporting biennium before applying for a health access dental license;

(6) Submits proof of her or his successful completion of

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parts I and II of the dental examination by the National Board of Dental Examiners and a state or regional clinical dental licensing examination that the board has determined effectively measures the applicant's ability to practice safely;

(7) Currently holds a valid, active~~r~~ dental license in good standing which has not been revoked, suspended, restricted, or otherwise disciplined from another of the United States, the District of Columbia, or a United States territory;

(8) Has never had a license revoked from another of the United States, the District of Columbia, or a United States territory;

(9) Has never failed the examination specified in s. 466.006, unless the applicant was reexamined pursuant to s. 466.006 and received a license to practice dentistry in this state;

(10) Has not been reported to the National Practitioner Data Bank, unless the applicant successfully appealed to have his or her name removed from the data bank;

(11) Submits proof that he or she has been engaged in the active, clinical practice of dentistry providing direct patient care for 5 years immediately preceding the date of application, or in instances when the applicant has graduated from an accredited dental school within the preceding 5 years, submits proof of continuous clinical practice providing direct patient care since graduation; and

(12) Has passed an examination covering the laws and rules of the practice of dentistry in this state as described in s. 466.006(4)(a).

Section 15. Notwithstanding the January 1, 2020, repeal of

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section 466.00671, Florida Statutes, that section is revived, reenacted, and amended to read:

466.00671 Renewal of the health access dental license.—

(1) A health access dental licensee shall apply for renewal each biennium. At the time of renewal, the licensee shall sign a statement that she or he has complied with all continuing education requirements of an active dentist licensee. The board shall renew a health access dental license for an applicant who ~~that~~:

(a) Submits documentation, as approved by the board, from the employer in the health access setting that the licensee has at all times pertinent remained an employee;

(b) Has not been convicted of or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession;

(c) Has paid a renewal fee set by the board. The fee specified herein may not differ from the renewal fee adopted by the board pursuant to s. 466.013. The department may provide payment for these fees through the dentist's salary, benefits, or other department funds;

(d) Has not failed the examination specified in s. 466.006 since initially receiving a health access dental license or since the last renewal; and

(e) Has not been reported to the National Practitioner Data Bank, unless the applicant successfully appealed to have his or her name removed from the data bank.

(2) The board may undertake measures to independently verify the health access dental licensee's ongoing employment status in the health access setting.

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Section 16. Notwithstanding the January 1, 2020, repeal of section 466.00672, Florida Statutes, that section is revived and reenacted to read:

466.00672 Revocation of health access dental license.—

(1) The board shall revoke a health access dental license upon:

(a) The licensee's termination from employment from a qualifying health access setting;

(b) Final agency action determining that the licensee has violated any provision of s. 466.027 or s. 466.028, other than infractions constituting citation offenses or minor violations; or

(c) Failure of the Florida dental licensure examination.

(2) Failure of an individual licensed pursuant to s. 466.0067 to limit the practice of dentistry to health access settings as defined in s. 466.003 constitutes the unlicensed practice of dentistry.

Section 17. Paragraph (b) of subsection (4) and paragraph (a) of subsection (6) of section 466.007, Florida Statutes, are amended to read:

466.007 Examination of dental hygienists.—

(4) Effective July 1, 2012, to be licensed as a dental hygienist in this state, an applicant must successfully complete the following:

(b) A practical or clinical examination approved by the board. The examination shall be the Dental Hygiene Examination produced by the American Board of Dental Examiners, Inc. (ADEX) or its successor entity, if any, if the board finds that the successor entity's clinical examination meets or exceeds the

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provisions of this section. The board shall approve the ADEX Dental Hygiene Examination if the board has attained and continues to maintain representation on the ADEX House of Representatives, the ADEX Dental Hygiene Examination Development Committee, and such other ADEX Dental Hygiene committees as the board deems appropriate through rulemaking to ensure that the standards established in this section are maintained organizationally. The ADEX Dental Hygiene Examination or the examination produced by its successor entity is a comprehensive examination in which an applicant must demonstrate skills within the dental hygiene scope of practice on a live patient and any other components that the board deems necessary for the applicant to successfully demonstrate competency for the purpose of licensure. ~~The ADEX Dental Hygiene Examination or the examination by the successor entity administered in this state shall be graded by dentists and dental hygienists licensed in this state who are employed by the department for this purpose.~~

(6) (a) A passing score on the ADEX Dental Hygiene Examination administered out of state must ~~shall~~ be considered the same as a passing score for the ADEX Dental Hygiene Examination administered in this state ~~and graded by licensed dentists and dental hygienists.~~

Section 18. Subsections (9) through (15) are added to section 466.017, Florida Statutes, to read:

466.017 Prescription of drugs; anesthesia.—

(9) Any adverse incident that occurs in an office maintained by a dentist must be reported to the department. The required notification to the department must be submitted in writing by certified mail and postmarked within 48 hours after

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the incident occurs.

(10) A dentist practicing in this state must notify the board in writing by certified mail within 48 hours after any adverse incident that occurs in the dentist's outpatient facility. A complete written report must be filed with the board within 30 days after the incident occurs.

(11) Any certified registered dental hygienist administering local anesthesia must notify the board in writing by registered mail within 48 hours after any adverse incident that was related to or the result of the administration of local anesthesia. A complete written report must be filed with the board within 30 days after the mortality or other adverse incident.

(12) A failure by the dentist or dental hygienist to timely and completely comply with all the reporting requirements in this section is the basis for disciplinary action by the board pursuant to s. 466.028(1).

(13) The department shall review each adverse incident and determine whether it involved conduct by a health care professional subject to disciplinary action, in which case s. 456.073 applies. Disciplinary action, if any, shall be taken by the board under which the health care professional is licensed.

(14) As used in subsections (9)-(13), the term "adverse incident" means any mortality that occurs during or as the result of a dental procedure, or an incident that results in a temporary or permanent physical or mental injury that requires hospitalization or emergency room treatment of a dental patient which occurs during or as a direct result of the use of general anesthesia, deep sedation, moderate sedation, pediatric moderate

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sedation, oral sedation, minimal sedation (anxiolysis), nitrous oxide, or local anesthesia.

(15) The board may adopt rules to administer this section.

Section 19. Section 466.031, Florida Statutes, is amended to read:

466.031 "Dental laboratories ~~laboratory~~" defined.—

(1) As used in this chapter, the term "dental laboratory" ~~as used in this chapter:~~

~~(1)~~ includes any person, firm, or corporation that ~~who~~ performs for a fee of any kind, gratuitously, or otherwise, directly or through an agent or an employee, by any means or method, or ~~who in any way~~ supplies or manufactures artificial substitutes for the natural teeth; ~~or who~~ furnishes, supplies, constructs, or reproduces or repairs any prosthetic denture, bridge, or appliance to be worn in the human mouth; or ~~who~~ in any way represents ~~holds~~ itself ~~out~~ as a dental laboratory.

~~(2)~~ The term does not include a ~~Excludes any~~ dental laboratory technician who constructs or repairs dental prosthetic appliances in the office of a licensed dentist exclusively for that ~~such~~ dentist ~~only and~~ under her or his supervision and work order.

(2) An employee or independent contractor of a dental laboratory, acting as an agent of that dental laboratory, may engage in onsite consultation with a licensed dentist during a dental procedure.

Section 20. Section 466.036, Florida Statutes, is amended to read:

466.036 Information; periodic inspections; equipment and supplies.—The department may require from the applicant for a

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registration certificate to operate a dental laboratory any information necessary to carry out the purpose of this chapter, including proof that the applicant has the equipment and supplies necessary to operate as determined by rule of the department, and shall require periodic inspection of all dental laboratories operating in this state at least once each biennial registration period. Such inspections ~~must~~ shall include, but need not be limited to, inspection of sanitary conditions, equipment, supplies, and facilities on the premises. The department shall specify dental equipment and supplies that are not allowed ~~permitted~~ in a registered dental laboratory.

Section 21. Subsection (1) of section 468.701, Florida Statutes, is amended to read:

468.701 Definitions.—As used in this part, the term:

(1) "Athletic trainer" means a person licensed under this part who has met the requirements of ~~under~~ this part, including the education requirements established as set forth by the Commission on Accreditation of Athletic Training Education or its successor organization and necessary credentials from the Board of Certification. ~~An individual who is licensed as an athletic trainer may not provide, offer to provide, or represent that he or she is qualified to provide any care or services that he or she lacks the education, training, or experience to provide, or that he or she is otherwise prohibited by law from providing.~~

Section 22. Section 468.707, Florida Statutes, is amended to read:

468.707 Licensure requirements.—Any person desiring to be licensed as an athletic trainer shall apply to the department on

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a form approved by the department. An applicant shall also provide records or other evidence, as determined by the board, to prove he or she has met the requirements of this section. The department shall license each applicant who:

(1) Has completed the application form and remitted the required fees.

(2) ~~For a person who applies on or after July 1, 2016,~~ Has submitted to background screening pursuant to s. 456.0135. The board may require a background screening for an applicant whose license has expired or who is undergoing disciplinary action.

(3) (a) Has obtained, at a minimum, a bachelor's baccalaureate or higher degree from a college or university professional athletic training degree program accredited by the Commission on Accreditation of Athletic Training Education or its successor organization recognized and approved by the United States Department of Education or the Commission on Recognition of Postsecondary Accreditation, approved by the board, or recognized by the Board of Certification, and has passed the national examination to be certified by the Board of Certification; or-

(b)(4) Has obtained, at a minimum, a bachelor's degree, has completed the Board of Certification internship requirements, and holds ~~If graduated before 2004,~~ has a current certification from the Board of Certification.

(4)(5) Has current certification in both cardiopulmonary resuscitation and the use of an automated external defibrillator set forth in the continuing education requirements as determined by the board pursuant to s. 468.711.

(5)(6) Has completed any other requirements as determined

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by the department and approved by the board.

Section 23. Subsection (3) of section 468.711, Florida Statutes, is amended to read:

468.711 Renewal of license; continuing education.-

(3) If initially licensed after January 1, 1998, the licensee must be currently certified by the Board of Certification or its successor agency and maintain that certification in good standing without lapse.

Section 24. Section 468.713, Florida Statutes, is amended to read:

468.713 Responsibilities of athletic trainers.-

(1) An athletic trainer shall practice under the direction of a physician licensed under chapter 458, chapter 459, chapter 460, or otherwise authorized by Florida law to practice medicine. The physician shall communicate his or her direction through oral or written prescriptions or protocols as deemed appropriate by the physician for the provision of services and care by the athletic trainer. An athletic trainer shall provide service or care in the manner dictated by the physician.

(2) An athletic trainer shall work within his or her allowable scope of practice as specified in board rule under s. 468.705. An athletic trainer may not provide, offer to provide, or represent that he or she is qualified to provide any care or services that he or she lacks the education, training, or experience to provide or that he or she is otherwise prohibited by law from providing.

Section 25. Subsection (2) of section 468.723, Florida Statutes, is amended to read:

468.723 Exemptions.-This part does not prohibit ~~prevent~~ or



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restrict:

(2) An athletic training student acting under the direct supervision of a licensed athletic trainer. For purposes of this subsection, "direct supervision" means the physical presence of an athletic trainer so that the athletic trainer is immediately available to the athletic training student and able to intervene on behalf of the athletic training student. The supervision must comply with board rule in accordance with the standards set forth by the Commission on Accreditation of Athletic Training Education or its successor.

Section 26. Subsections (1), (3), and (4) of section 468.803, Florida Statutes, are amended to read:

468.803 License, registration, and examination requirements.—

(1) The department shall issue a license to practice orthotics, prosthetics, or pedorthics, or a registration for a resident to practice orthotics or prosthetics, to qualified applicants. Licenses to practice shall be granted independently in orthotics, prosthetics, or pedorthics must be granted independently, but a person may be licensed in more than one such discipline, and a prosthetist-orthotist license may be granted to persons meeting the requirements for licensure both as a prosthetist and as an orthotist license. Registrations to practice shall be granted independently in orthotics or prosthetics must be granted independently, and a person may be registered in both disciplines fields at the same time or jointly in orthotics and prosthetics as a dual registration.

(3) A person seeking to attain the ~~required~~ orthotics or prosthetics experience required for licensure in this state must

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be approved by the board and registered as a resident by the department. Although a registration may be held in both ~~disciplines practice fields,~~ for independent registrations the board ~~may shall~~ not approve a second registration until at least 1 year after the issuance of the first registration. Notwithstanding subsection (2), ~~a person an applicant~~ who has been approved by the board and registered by the department in one ~~discipline practice field~~ may apply for registration in the second ~~discipline practice field~~ without an additional state or national criminal history check during the period in which the first registration is valid. Each independent registration or dual registration is valid for 2 years after from the date of issuance unless otherwise revoked by the department upon recommendation of the board. The board shall set a registration fee not to exceed \$500 to be paid by the applicant. A registration may be renewed once by the department upon recommendation of the board for a period no longer than 1 year, as such renewal is defined by the board by rule. The ~~registration~~ renewal fee ~~may shall~~ not exceed one-half the current registration fee. To be considered by the board for approval of registration as a resident, the applicant must have one of the following:

(a) A Bachelor of Science or higher-level postgraduate degree in orthotics and prosthetics from a regionally accredited college or university recognized by the Commission on Accreditation of Allied Health Education Programs. ~~or, at~~

(b) A minimum ~~of,~~ a bachelor's degree from a regionally accredited college or university and a certificate in orthotics or prosthetics from a program recognized by the Commission on

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Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board.

(c) A minimum of a bachelor's degree from a regionally accredited college or university and a dual certificate in both orthotics and prosthetics from programs recognized by the Commission on Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board.

~~(b) A Bachelor of Science or higher-level postgraduate degree in Orthotics and Prosthetics from a regionally accredited college or university recognized by the Commission on Accreditation of Allied Health Education Programs or, at a minimum, a bachelor's degree from a regionally accredited college or university and a certificate in prosthetics from a program recognized by the Commission on Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board.~~

(4) The department may develop and administer a state examination for an orthotist or a prosthetist license, or the board may approve the existing examination of a national standards organization. The examination must be predicated on a minimum of a baccalaureate-level education and formalized specialized training in the appropriate field. Each examination must demonstrate a minimum level of competence in basic scientific knowledge, written problem solving, and practical clinical patient management. The board shall require an examination fee not to exceed the actual cost to the board in developing, administering, and approving the examination, which fee must be paid by the applicant. To be considered by the board for examination, the applicant must have:

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(a) For an examination in orthotics:

1. A Bachelor of Science or higher-level postgraduate degree in orthotics and prosthetics from a regionally accredited college or university recognized by the Commission on Accreditation of Allied Health Education Programs or, at a minimum, a bachelor's degree from a regionally accredited college or university and a certificate in orthotics from a program recognized by the Commission on Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board; and

2. An approved orthotics internship of 1 year of qualified experience, as determined by the board, or an orthotic residency or dual residency program recognized by the board.

(b) For an examination in prosthetics:

1. A Bachelor of Science or higher-level postgraduate degree in orthotics and prosthetics from a regionally accredited college or university recognized by the Commission on Accreditation of Allied Health Education Programs or, at a minimum, a bachelor's degree from a regionally accredited college or university and a certificate in prosthetics from a program recognized by the Commission on Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board; and

2. An approved prosthetics internship of 1 year of qualified experience, as determined by the board, or a prosthetic residency or dual residency program recognized by the board.

Section 27. Subsection (5) of section 480.033, Florida Statutes, is amended to read:

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1161 480.033 Definitions.—As used in this act:

1162 (5) "Apprentice" means a person approved by the board to  
1163 study colonic irrigation ~~massage~~ under the instruction of a  
1164 licensed massage therapist practicing colonic irrigation.

1165 Section 28. Subsections (1) and (2) of section 480.041,  
1166 Florida Statutes, are amended, and subsection (8) is added to  
1167 that section, to read:

1168 480.041 Massage therapists; qualifications; licensure;  
1169 endorsement.—

1170 (1) Any person is qualified for licensure as a massage  
1171 therapist under this act who:

1172 (a) Is at least 18 years of age or has received a high  
1173 school diploma or high school equivalency diploma;

1174 (b) Has completed a course of study at a board-approved  
1175 massage school ~~or has completed an apprenticeship program~~ that  
1176 meets standards adopted by the board; and

1177 (c) Has received a passing grade on a national an  
1178 examination designated administered by the board department.

1179 (2) Every person desiring to be examined for licensure as a  
1180 massage therapist must ~~shall~~ apply to the department in writing  
1181 upon forms prepared and furnished by the department. Such  
1182 applicants are ~~shall be~~ subject to the ~~provisions of s.~~  
1183 ~~480.046(1). Applicants may take an examination administered by~~  
1184 ~~the department only upon meeting the requirements of this~~  
1185 ~~section as determined by the board.~~

1186 (8) A person issued a license as a massage apprentice  
1187 before July 1, 2020, may continue that apprenticeship and  
1188 perform massage therapy as authorized under that license until  
1189 it expires. Upon completion of the apprenticeship, which must

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1190 occur before July 1, 2023, a massage apprentice may apply to the  
1191 board for full licensure and be granted a license if all other  
1192 applicable licensure requirements are met.

1193 Section 29. Section 480.042, Florida Statutes, is repealed.

1194 Section 30. Subsection (3) of section 490.003, Florida  
1195 Statutes, is amended to read:

1196 490.003 Definitions.—As used in this chapter:

1197 (3) ~~(a) Prior to July 1, 1999, "doctoral-level psychological~~  
1198 ~~education" and "doctoral degree in psychology" mean a Psy.D., an~~  
1199 ~~Ed.D. in psychology, or a Ph.D. in psychology from:~~

1200 1. ~~An educational institution which, at the time the~~  
1201 ~~applicant was enrolled and graduated, had institutional~~  
1202 ~~accreditation from an agency recognized and approved by the~~  
1203 ~~United States Department of Education or was recognized as a~~  
1204 ~~member in good standing with the Association of Universities and~~  
1205 ~~Colleges of Canada; and~~

1206 2. ~~A psychology program within that educational institution~~  
1207 ~~which, at the time the applicant was enrolled and graduated, had~~  
1208 ~~programmatic accreditation from an accrediting agency recognized~~  
1209 ~~and approved by the United States Department of Education or was~~  
1210 ~~comparable to such programs.~~

1211 ~~(b)~~ Effective July 1, 1999, "doctoral-level psychological  
1212 education" and "doctoral degree in psychology" mean a Psy.D., an  
1213 Ed.D. in psychology, or a Ph.D. in psychology from a psychology  
1214 program at:

1215 1. ~~an educational institution that which,~~ at the time the  
1216 applicant was enrolled and graduated;

1217 (a) ~~7~~ Had institutional accreditation from an agency  
1218 recognized and approved by the United States Department of

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Education or was recognized as a member in good standing with the Association of Universities and Colleges of Canada; and

~~(b)2. A psychology program within that educational institution which, at the time the applicant was enrolled and graduated, Had programmatic accreditation from the American Psychological Association an agency recognized and approved by the United States Department of Education.~~

Section 31. Paragraph (b) of subsection (1) and paragraph (b) of subsection (2) of section 490.005, Florida Statutes, are amended to read:

490.005 Licensure by examination.—

(1) Any person desiring to be licensed as a psychologist shall apply to the department to take the licensure examination. The department shall license each applicant who the board certifies has:

(b) Submitted proof satisfactory to the board that the applicant has received:

1. ~~Received~~ Doctoral-level psychological education, ~~as defined in s. 490.003(3); or~~

2. ~~Received~~ The equivalent of a doctoral-level psychological education, as defined in s. 490.003(3), from a program at a school or university located outside the United States of America ~~and Canada~~, which was officially recognized by the government of the country in which it is located as an institution or program to train students to practice professional psychology. The applicant has the burden of establishing that this requirement has the requirements of this provision have been met shall be upon the applicant;

3. ~~Received and submitted to the board, prior to July 1,~~

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~~1999, certification of an augmented doctoral-level psychological education from the program director of a doctoral-level psychology program accredited by a programmatic agency recognized and approved by the United States Department of Education; or~~

~~4. Received and submitted to the board, prior to August 31, 2001, certification of a doctoral-level program that at the time the applicant was enrolled and graduated maintained a standard of education and training comparable to the standard of training of programs accredited by a programmatic agency recognized and approved by the United States Department of Education. Such certification of comparability shall be provided by the program director of a doctoral level psychology program accredited by a programmatic agency recognized and approved by the United States Department of Education.~~

(2) Any person desiring to be licensed as a school psychologist shall apply to the department to take the licensure examination. The department shall license each applicant who the department certifies has:

(b) Submitted satisfactory proof to the department that the applicant:

1. Has received a doctorate, specialist, or equivalent degree from a program primarily psychological in nature and has completed 60 semester hours or 90 quarter hours of graduate study, in areas related to school psychology as defined by rule of the department, from a college or university which at the time the applicant was enrolled and graduated was accredited by an accrediting agency recognized and approved by the Council for Higher Education Accreditation or its successor organization

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~~Commission on Recognition of Postsecondary Accreditation or from~~  
 an institution ~~that which~~ is publicly recognized as a member in  
 good standing with the Association of Universities and Colleges  
 of Canada.

2. Has had a minimum of 3 years of experience in school  
 psychology, 2 years of which must be supervised by an individual  
 who is a licensed school psychologist or who has otherwise  
 qualified as a school psychologist supervisor, by education and  
 experience, as set forth by rule of the department. A doctoral  
 internship may be applied toward the supervision requirement.

3. Has passed an examination provided by the department.

Section 32. Subsection (1) of section 490.006, Florida  
 Statutes, is amended to read:

490.006 Licensure by endorsement.—

(1) The department shall license a person as a psychologist  
 or school psychologist who, upon applying to the department and  
 remitting the appropriate fee, demonstrates to the department  
 or, in the case of psychologists, to the board that the  
 applicant:

~~(a) Holds a valid license or certificate in another state  
 to practice psychology or school psychology, as applicable,  
 provided that, when the applicant secured such license or  
 certificate, the requirements were substantially equivalent to  
 or more stringent than those set forth in this chapter at that  
 time; and, if no Florida law existed at that time, then the  
 requirements in the other state must have been substantially  
 equivalent to or more stringent than those set forth in this  
 chapter at the present time;~~

(a) (b) Is a diplomate in good standing with the American

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Board of Professional Psychology, Inc.; or

(b) (e) Possesses a doctoral degree in psychology ~~as~~  
~~described in s. 490.003~~ and has at least ~~10~~ 20 years of  
 experience as a licensed psychologist in any jurisdiction or  
 territory of the United States within the 25 years preceding the  
 date of application.

Section 33. Subsection (6) of section 491.0045, Florida  
 Statutes, as amended by chapter 2016-80 and chapter 2016-241,  
 Laws of Florida, is amended to read:

491.0045 Intern registration; requirements.—

(6) A registration issued on or before March 31, 2017,  
 expires March 31, 2022, and may not be renewed or reissued. Any  
 registration issued after March 31, 2017, expires 60 months  
 after the date it is issued. The board may make a one-time  
exception from the requirements of this subsection in emergency  
or hardship cases, as defined by board rule, if ~~A subsequent~~  
~~intern registration may not be issued unless~~ the candidate has  
 passed the theory and practice examination described in s.  
 491.005(1)(d), (3)(d), and (4)(d).

Section 34. Subsections (3) and (4) of section 491.005,  
 Florida Statutes, are amended to read:

491.005 Licensure by examination.—

(3) MARRIAGE AND FAMILY THERAPY.—Upon verification of  
 documentation and payment of a fee not to exceed \$200, as set by  
 board rule, plus the actual cost of ~~to the department for~~ the  
 purchase of the examination from the Association of Marital and  
 Family Therapy Regulatory Board, or similar national  
 organization, the department shall issue a license as a marriage  
 and family therapist to an applicant who the board certifies:

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(a) Has submitted an application and paid the appropriate fee.

(b)1. Has a minimum of a master's degree with major emphasis in marriage and family therapy, or a closely related field from a program accredited by the Commission on Accreditation for Marriage and Family Therapy Education or from a Florida university program accredited by the Council for Accreditation of Counseling and Related Educational Programs, and graduate courses approved by the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling has completed all of the following requirements:

a. ~~Thirty six semester hours or 48 quarter hours of graduate coursework, which must include a minimum of 3 semester hours or 4 quarter hours of graduate-level course credits in each of the following nine areas: dynamics of marriage and family systems; marriage therapy and counseling theory and techniques; family therapy and counseling theory and techniques; individual human development theories throughout the life cycle; personality theory or general counseling theory and techniques; psychopathology; human sexuality theory and counseling techniques; psychosocial theory; and substance abuse theory and counseling techniques. Courses in research, evaluation, appraisal, assessment, or testing theories and procedures; thesis or dissertation work; or practicums, internships, or fieldwork may not be applied toward this requirement.~~

b. ~~A minimum of one graduate-level course of 3 semester hours or 4 quarter hours in legal, ethical, and professional standards issues in the practice of marriage and family therapy or a course determined by the board to be equivalent.~~

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~~e. A minimum of one graduate-level course of 3 semester hours or 4 quarter hours in diagnosis, appraisal, assessment, and testing for individual or interpersonal disorder or dysfunction; and a minimum of one 3-semester-hour or 4-quarter-hour graduate level course in behavioral research which focuses on the interpretation and application of research data as it applies to clinical practice. Credit for thesis or dissertation work, practicums, internships, or fieldwork may not be applied toward this requirement.~~

d. A minimum of one supervised clinical practicum, internship, or field experience in a marriage and family counseling setting, during which the student provided 180 direct client contact hours of marriage and family therapy services under the supervision of an individual who met the requirements for supervision under paragraph (c). This requirement may be met by a supervised practice experience which took place outside the academic arena, but which is certified as equivalent to a graduate-level practicum or internship program which required a minimum of 180 direct client contact hours of marriage and family therapy services currently offered within an academic program of a college or university accredited by an accrediting agency approved by the United States Department of Education, or an institution which is publicly recognized as a member in good standing with the Association of Universities and Colleges of Canada or a training institution accredited by the Commission on Accreditation for Marriage and Family Therapy Education recognized by the United States Department of Education. Certification shall be required from an official of such college, university, or training institution.

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1393 2. If the course title that ~~which~~ appears on the  
 1394 applicant's transcript does not clearly identify the content of  
 1395 the coursework, the applicant shall ~~be required to~~ provide  
 1396 additional documentation, including, but not limited to, a  
 1397 syllabus or catalog description published for the course.  
 1398  
 1399 The required master's degree must have been received in an  
 1400 institution of higher education that, ~~which~~ at the time the  
 1401 applicant graduated, was ~~fully~~ accredited by a regional  
 1402 accrediting body recognized by the Commission on Recognition of  
 1403 Postsecondary Accreditation or ~~publicly~~ recognized as a member  
 1404 in good standing with the Association of Universities and  
 1405 Colleges of Canada, or ~~an~~ institution of higher education  
 1406 located outside the United States and Canada, which, at the time  
 1407 the applicant was enrolled and at the time the applicant  
 1408 graduated, maintained a standard of training substantially  
 1409 equivalent to the standards of training of those institutions in  
 1410 the United States which are accredited by a regional accrediting  
 1411 body recognized by the Commission on Recognition of  
 1412 Postsecondary Accreditation. Such foreign education and training  
 1413 must have been received in an institution or program of higher  
 1414 education officially recognized by the government of the country  
 1415 in which it is located as an institution or program to train  
 1416 students to practice as professional marriage and family  
 1417 therapists or psychotherapists. The applicant has the burden of  
 1418 establishing that the requirements of this provision have been  
 1419 met ~~shall be upon the applicant~~, and the board shall require  
 1420 documentation, such as, ~~but not limited to~~, an evaluation by a  
 1421 foreign equivalency determination service, as evidence that the

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1422 applicant's graduate degree program and education were  
 1423 equivalent to an accredited program in this country. An  
 1424 applicant with a master's degree from a program that ~~which~~ did  
 1425 not emphasize marriage and family therapy may complete the  
 1426 coursework requirement in a training institution fully  
 1427 accredited by the Commission on Accreditation for Marriage and  
 1428 Family Therapy Education recognized by the United States  
 1429 Department of Education.  
 1430 (c) Has had at least 2 years of clinical experience during  
 1431 which 50 percent of the applicant's clients were receiving  
 1432 marriage and family therapy services, which must be at the post-  
 1433 master's level under the supervision of a licensed marriage and  
 1434 family therapist with at least 5 years of experience, or the  
 1435 equivalent, who is a qualified supervisor as determined by the  
 1436 board. An individual who intends to practice in Florida to  
 1437 satisfy the clinical experience requirements must register  
 1438 pursuant to s. 491.0045 before commencing practice. If a  
 1439 graduate has a master's degree with a major emphasis in marriage  
 1440 and family therapy or a closely related field which ~~that~~ did not  
 1441 include all of the coursework required by subparagraph (b)1.  
 1442 ~~under sub-subparagraphs (b)1.a.-e.~~, credit for the post-master's  
 1443 level clinical experience may ~~shall~~ not commence until the  
 1444 applicant has completed a minimum of 10 of the courses required  
 1445 by subparagraph (b)1. ~~under sub-subparagraphs (b)1.a.-e.~~, as  
 1446 determined by the board, and at least 6 semester hours or 9  
 1447 quarter hours of the course credits must have been completed in  
 1448 the area of marriage and family systems, theories, or  
 1449 techniques. Within the 2 ~~3~~ years of required experience, the  
 1450 applicant shall provide direct individual, group, or family

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therapy and counseling, ~~to include the following categories of cases including those involving~~ unmarried dyads, married couples, separating and divorcing couples, and family groups ~~that include including~~ children. A doctoral internship may be applied toward the clinical experience requirement. A licensed mental health professional must be on the premises when clinical services are provided by a registered intern in a private practice setting.

(d) Has passed a theory and practice examination provided by the department ~~for this purpose~~.

(e) Has demonstrated, in a manner designated by board rule ~~of the board~~, knowledge of the laws and rules governing the practice of clinical social work, marriage and family therapy, and mental health counseling.

~~(f)~~

For the purposes of dual licensure, the department shall license as a marriage and family therapist any person who meets the requirements of s. 491.0057. Fees for dual licensure may ~~shall~~ not exceed those stated in this subsection.

(4) MENTAL HEALTH COUNSELING.—Upon verification of documentation and payment of a fee not to exceed \$200, as set by board rule, plus the actual per applicant cost of ~~to the~~ department for purchase of the examination from the National Board for Certified Counselors or its successor Professional Examination Service for the National Academy of Certified Clinical Mental Health Counselors or a similar national organization, the department shall issue a license as a mental health counselor to an applicant who the board certifies:

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(a) Has submitted an application and paid the appropriate fee.

(b)1. Has a minimum of an earned master's degree from a mental health counseling program accredited by the Council for the Accreditation of Counseling and Related Educational Programs ~~which that~~ consists of at least 60 semester hours or 80 quarter hours of clinical and didactic instruction, including a course in human sexuality and a course in substance abuse. If the master's degree is earned from a program related to the practice of mental health counseling which ~~that~~ is not accredited by the Council for the Accreditation of Counseling and Related Educational Programs, then the coursework and practicum, internship, or fieldwork must consist of at least 60 semester hours or 80 quarter hours and meet all of the following requirements:

a. Thirty-three semester hours or 44 quarter hours of graduate coursework, which must include a minimum of 3 semester hours or 4 quarter hours of graduate-level coursework in each of the following 11 content areas: counseling theories and practice; human growth and development; diagnosis and treatment of psychopathology; human sexuality; group theories and practice; individual evaluation and assessment; career and lifestyle assessment; research and program evaluation; social and cultural foundations; substance abuse; and legal, ethical, and professional standards issues in the practice of mental health counseling in community settings; and substance abuse. Courses in research, thesis or dissertation work, practicums, internships, or fieldwork may not be applied toward this requirement.



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b. A minimum of 3 semester hours or 4 quarter hours of graduate-level coursework addressing diagnostic processes, including differential diagnosis and the use of the current diagnostic tools, such as the current edition of the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders. The graduate program must have emphasized the common core curricular experience in legal, ethical, and professional standards issues in the practice of mental health counseling, which includes goals, objectives, and practices of professional counseling organizations, codes of ethics, legal considerations, standards of preparation, certifications and licensing, and the role identity and professional obligations of mental health counselors. Courses in research, thesis or dissertation work, practicums, internships, or fieldwork may not be applied toward this requirement.

c. The equivalent, as determined by the board, of at least 700 ~~1,000~~ hours of university-sponsored supervised clinical practicum, internship, or field experience that includes at least 280 hours of direct client services, as required in the accrediting standards of the Council for Accreditation of Counseling and Related Educational Programs for mental health counseling programs. This experience may not be used to satisfy the post-master's clinical experience requirement.

2. Has provided additional documentation if a ~~the~~ course title that ~~which~~ appears on the applicant's transcript does not clearly identify the content of the coursework. ~~The applicant shall be required to provide additional documentation must include, including,~~ but is not limited to, a syllabus or catalog description published for the course.

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Education and training in mental health counseling must have been received in an institution of higher education ~~that, which~~ at the time the applicant graduated, ~~was+~~ fully accredited by a regional accrediting body recognized by the Council for Higher Education Accreditation or its successor organization or Commission on Recognition of Postsecondary Accreditation, publicly recognized as a member in good standing with the Association of Universities and Colleges of Canada, ~~or~~ an institution of higher education located outside the United States and Canada, ~~which,~~ at the time the applicant was enrolled and at the time the applicant graduated, maintained a standard of training substantially equivalent to the standards of training of those institutions in the United States which are accredited by a regional accrediting body recognized by the Council for Higher Education Accreditation or its successor organization ~~Commission on Recognition of Postsecondary Accreditation.~~ Such foreign education and training must have been received in an institution or program of higher education officially recognized by the government of the country in which it is located as an institution or program to train students to practice as mental health counselors. The applicant has the burden of establishing that the requirements of this provision have been met ~~shall be upon the applicant,~~ and the board shall require documentation, such as, ~~but not limited to,~~ an evaluation by a foreign equivalency determination service, as evidence that the applicant's graduate degree program and education were equivalent to an accredited program in this country. Beginning July 1, 2025, an applicant must have a

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master's degree from a program that is accredited by the Council for Accreditation of Counseling and Related Educational Programs which consists of at least 60 semester hours or 80 quarter hours to apply for licensure under this paragraph.

(c) Has had at least 2 years of clinical experience in mental health counseling, which must be at the post-master's level under the supervision of a licensed mental health counselor or the equivalent who is a qualified supervisor as determined by the board. An individual who intends to practice in Florida to satisfy the clinical experience requirements must register pursuant to s. 491.0045 before commencing practice. If a graduate has a master's degree with a major related to the practice of mental health counseling which ~~that~~ did not include all the coursework required under sub-paragraphs (b)1.a. and b. ~~(b)1.a.-b.~~, credit for the post-master's level clinical experience may ~~shall~~ not commence until the applicant has completed a minimum of seven of the courses required under sub-paragraphs (b)1.a. and b. ~~(b)1.a.-b.~~, as determined by the board, one of which must be a course in psychopathology or abnormal psychology. A doctoral internship may be applied toward the clinical experience requirement. A licensed mental health professional must be on the premises when clinical services are provided by a registered intern in a private practice setting.

(d) Has passed a theory and practice examination provided by the department for this purpose.

(e) Has demonstrated, in a manner designated by board ~~of the board~~ rule, knowledge of the laws and rules governing the practice of clinical social work, marriage and family therapy, and mental health counseling.

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Section 35. Paragraph (b) of subsection (1) of section 491.006, Florida Statutes, is amended to read:

491.006 Licensure or certification by endorsement.—

(1) The department shall license or grant a certificate to a person in a profession regulated by this chapter who, upon applying to the department and remitting the appropriate fee, demonstrates to the board that he or she:

(b)1. Holds an active valid license to practice and has actively practiced the licensed profession ~~for which licensure is applied~~ in another state for 3 of the last 5 years immediately preceding licensure;—

~~2. Meets the education requirements of this chapter for the profession for which licensure is applied.~~

~~2.3.~~ Has passed a substantially equivalent licensing examination in another state or has passed the licensure examination in this state in the profession for which the applicant seeks licensure; and—

~~3.4.~~ Holds a license in good standing, is not under investigation for an act that would constitute a violation of this chapter, and has not been found to have committed any act that would constitute a violation of this chapter.

The fees paid by any applicant for certification as a master social worker under this section are nonrefundable.

Section 36. Subsection (3) of section 491.007, Florida Statutes, is amended to read:

491.007 Renewal of license, registration, or certificate.—

~~(3) The board or department shall prescribe by rule a method for the biennial renewal of an intern registration at a~~

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~~fee set by rule, not to exceed \$100.~~

Section 37. Subsection (2) of section 491.009, Florida Statutes, is amended to read:

491.009 Discipline.—

(2) The ~~board department~~, or, in the case of certified master social workers psychologists, the department board, may enter an order denying licensure or imposing any of the penalties authorized in s. 456.072(2) against any applicant for licensure or any licensee who violates ~~is found guilty of violating any provision of subsection (1) of this section or who is found guilty of violating any provision of s. 456.072(1).~~

Section 38. Subsection (2) of section 491.0046, Florida Statutes, is amended to read:

491.0046 Provisional license; requirements.—

(2) The department shall issue a provisional clinical social worker license, provisional marriage and family therapist license, or provisional mental health counselor license to each applicant who the board certifies has:

(a) Completed the application form and remitted a nonrefundable application fee not to exceed \$100, as set by board rule; and

(b) Earned a graduate degree in social work, a graduate degree with a major emphasis in marriage and family therapy or a closely related field, or a graduate degree in a major related to the practice of mental health counseling; and

(c) ~~Has~~ Met the following minimum coursework requirements:

1. For clinical social work, a minimum of 15 semester hours or 22 quarter hours of the coursework required by s.

491.005(1)(b)2.b.

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2. For marriage and family therapy, 10 of the courses required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-c.~~, as determined by the board, and at least 6 semester hours or 9 quarter hours of the course credits must have been completed in the area of marriage and family systems, theories, or techniques.

3. For mental health counseling, a minimum of seven of the courses required under s. 491.005(4)(b)1.a.-c.

Section 39. Subsection (11) of section 945.42, Florida Statutes, is amended to read:

945.42 Definitions; ss. 945.40-945.49.—As used in ss. 945.40-945.49, the following terms shall have the meanings ascribed to them, unless the context shall clearly indicate otherwise:

(11) "Psychological professional" means a behavioral practitioner who has an approved doctoral degree in psychology as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by the department or who is licensed as a psychologist pursuant to chapter 490.

Section 40. This act shall take effect July 1, 2020.



# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

## COMMITTEES:

Health Policy, *Chair*  
Appropriations Subcommittee on Health  
and Human Services, *Vice Chair*  
Appropriations Subcommittee on Criminal  
and Civil Justice  
Children, Families, and Elder Affairs  
Military and Veterans Affairs and Space

## JOINT COMMITTEE:

Joint Committee on Public Counsel Oversight

**SENATOR GAYLE HARRELL**

25th District

October 15, 2019

Senator Rob Bradley  
201 Senate Building  
404 South Monroe Street  
Tallahassee, FL 32399

Chair Bradley,

I respectfully request that **SB 230 – Department of Health** be placed on the next available agenda for the Appropriations Committee Meeting. SB 230 passed its last committee stop unanimously.

Should you have any questions or concerns, please feel free to contact my office. Thank you in advance for your consideration.

Thank you,

A handwritten signature in blue ink that reads "Gayle".

Senator Gayle Harrell  
Senate District 25

Cc: Cynthia Kynoch, Staff Director  
Alicia Weiss, Committee Administrative Assistant

## REPLY TO:

- 215 SW Federal Highway, Suite 203, Stuart, Florida 34994 (772) 221-4019
- 310 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5025

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

2/5/20

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

230

Bill Number (if applicable)

Topic Dept. of Health

Amendment Barcode (if applicable)

Name Jared Willis

Job Title Dir. of Gov't Relations

Address 2544 Blairstone Pines Dr.

Phone 284-1996

Street

Tallahassee

City

FL

State

32301

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FL Osteopathic Medical Assoc.

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

2/5/20

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 230

Bill Number (if applicable)

Topic

Dept. of Health

Amendment Barcode (if applicable)

Name

Joe Anne Hart

Job Title

Chief Legislative Officer

Address

118 W. Jefferson St.

Phone

860.224.1089

Street

City

Tallahassee FL 32301

State

Zip

Email

johart@floridadental.com

Speaking:



For



Against



Information

Waive Speaking:



In Support



Against

(The Chair will read this information into the record.)

Representing

Florida Dental Association

Appearing at request of Chair:



Yes



No

Lobbyist registered with Legislature:



Yes



No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20  
Meeting Date

230  
Bill Number (if applicable)

Topic HIV

Amendment Barcode (if applicable)

Name Greg Pound

Job Title \_\_\_\_\_

Address 9146 Sunrise Dr.  
Street

Phone \_\_\_\_\_

Largo FL 33773  
City State Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/SB 246

INTRODUCER: Governmental Oversight and Accountability Committee and Senator Hooper

SUBJECT: Public Construction

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Ponder</u>	<u>McVaney</u>	<u>GO</u>	<b>Fav/CS</b>
2. <u>Paglialonga</u>	<u>Yeatman</u>	<u>CA</u>	<b>Favorable</b>
3. <u>Betta</u>	<u>Kynoch</u>	<u>AP</u>	<b>Favorable</b>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Technical Changes

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**I. Summary:**

CS/SB 246 reduces the amount (referred to as retainage<sup>1</sup>) a state or local governmental entity may withhold from payment to a contractor for any contract for construction services from 10 percent to five percent throughout the term of the contract. This change will have a positive fiscal impact on the private sector contractors who will receive a higher percentage of payment as work is completed for construction services.

The bill also removes the discretion of a contractor to present to the public entity a payment request for up to one-half of the retainage held by that entity after 50 percent of the project is completed.

The bill revises the requirements for the Department of Management Services' rules governing certain contracts to align with the reduced retainage cap.

The bill provides the act does not apply to any contract for construction services entered into or pending approval by a public entity or local government, or to any construction services project advertised for bid by the public entity or local government, on or before October 1, 2020. Additionally, the provisions of the bill do not apply to Florida Department of Transportation construction projects authorized under ch. 337, F.S.

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<sup>1</sup> The term "retainage" means a "percentage of what a landowner pays a contractor, withheld until the construction has been satisfactorily completed and all mechanic's liens are released or have expired." BLACK'S LAW DICTIONARY (10th ed. 2014).



If the state has a contractor or subcontractor fail to adequately perform construction services, the state could incur indeterminate additional costs because of the reduced retainage cap; however, the state could still pursue damages for performance failures in court.

The bill takes effect October 1, 2020.

## **II. Present Situation:**

### **Public Construction Project Bonds**

Section 255.05, F.S., requires that any person contracting with the state or local government or other public authority for construction or repair of a public building must provide a payment and performance bond. The bond is conditioned upon the contractor's timely performance and prompt payment to all subcontractors or materialmen.<sup>2</sup> The section was created to afford protection to the laborers and materialmen who cannot perfect a mechanic's lien on public property.<sup>3</sup> The public, who is, in effect, the owner of the public works project, is also protected by the payment and performance bond requirements. The payment portion of the bond provides the surety insurer's undertaking to guarantee prompt payment to all subcontractors and materialmen, and the performance bond ensures full performance.<sup>4</sup>

Contracts for construction services<sup>5</sup> with the state for \$100,000 or less are specifically exempted from the requirement of a payment and performance bond.<sup>6</sup> Additionally, the Secretary of the Department of Management Services (DMS) may delegate authority to state agencies to exempt payment and performance bonds for projects more than \$100,000 but not more than \$200,000.<sup>7</sup> When the construction services are for a county, city, political subdivision, or public authority, the official or board awarding the contract for \$200,000 or less has the discretion to exempt such a project from the execution of the payment and performance bond.<sup>8</sup>

The DMS is charged with adopting rules with respect to all contracts in the amount of \$200,000 or less, to provide procedures for retainage of each request for payment submitted by a contractor for the first half of the contract and procedures for determining disbursements from the retainage for claims made by subcontractors or materialmen.<sup>9</sup>

Section 337.18, F.S., requires a successful bidder for a Department of Transportation (DOT) construction or maintenance contract to obtain a surety. This section also provides for department project bonds. Section 337.18(1)(f), F.S., specifies that s. 255.05, F.S., does not apply to the statutory bonds issued under this section.

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<sup>2</sup> Section 255.05(1)(c), F.S.

<sup>3</sup> *American Home Assurance Co. v. Plaza Materials Corp.*, 908 So. 2d 360, 363 (Fla. 2005) (citation omitted).

<sup>4</sup> *Id.*

<sup>5</sup> Sections 218.72(2) and 255.072(2), F.S., define "construction services" as all labor, services, and materials provided in connection with the construction, alteration, repair, demolition, reconstruction, or any other improvements to real property. The term does not include contracts or work performed by the Department of Transportation.

<sup>6</sup> Section 255.05(1)(d), F.S.

<sup>7</sup> *Id.*; See Rule 60D-50041, F.A.C.

<sup>8</sup> Section 255.05(1)(d), F.S.

<sup>9</sup> Section 255.05(1)(f), F.S.

## **The Florida Prompt Payment Act and the Local Government Prompt Payment Act**

Sections 255.0705 through 255.078, F.S., known as the Florida Prompt Payment Act, govern the timely payment for construction services by the state.<sup>10</sup> Local governmental entities as defined under s. 218.72, F.S., are specifically excluded from the application of those sections. Additionally, contracts or work performed for the DOT are specifically excluded from the definition of “construction services” under the Florida Prompt Payment Act.<sup>11</sup>

Part VII of ch. 218, F.S., is known as the Local Government Prompt Payment Act and governs local governmental entities<sup>12</sup> in contracting for public construction projects. The stated purpose of the Local Government Prompt Payment Act is to provide for the prompt payments by local governmental entities, interest on late payments, and a dispute resolution process.<sup>13</sup> The Local Government Prompt Payment Act states that it is the policy of this state that “payment for all purchases by local governmental entities be made in a timely manner.”<sup>14</sup>

### **Public Construction Retainage**

Retainage is a common construction contracting practice whereby a certain percentage of payment is withheld by the project owner from the general contractor and, in turn, by the general contractor from the subcontractors, to ensure satisfactory completion of the project.<sup>15</sup> Both the Florida Prompt Payment Act and Local Government Prompt Payment Act (collectively, the “Prompt Payment Acts”) provide caps on the amount of retainage that may be withheld by a state and local governmental entity. Under the Prompt Payment Acts, up to 10 percent may be withheld by the state or local governmental entity from each progress payment made to the contractor until 50-percent completion of the services.<sup>16</sup> After 50-percent completion, the amount of retainage withheld by the state or local governmental entity may not exceed five percent.<sup>17</sup> The term “50-percent completion” has the meaning provided by the contract between the state and the contractor, or, if not defined by the contract, the point at which the state has expended 50 percent of the total cost of the construction services purchased.<sup>18</sup>

The Prompt Payment Acts specifically provide that state and local governmental entities are not prohibited from contracting with a contractor to withhold a retainage of less than 10 percent of each progress payment, from incrementally reducing the retainage amount, or from releasing, at

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<sup>10</sup> Section 255.073, F.S., defines public entity to mean “the state, or any office, board, bureau, commission, department, branch, division, or institution thereof.”

<sup>11</sup> Section 255.072(2), F.S.

<sup>12</sup> Section 218.72, F.S., for purposes of the Local Prompt Payment Act, defines “local governmental entity” as a “county or municipal government, school board, school district, authority, special taxing district, other political subdivision, or any office, board, bureau, commission, department, branch, division, or institution thereof.”

<sup>13</sup> Section 218.71, F.S.

<sup>14</sup> *Id.*

<sup>15</sup> See OPPAGA *Special Review: Inflexibility in Contracting and Retainage Practices Could Hurt Construction Industry*, Report No. 00-26, December 2000. Available online at <http://www.oppaga.state.fl.us/reports/pdf/0026rpt.pdf>. (Last visited September 24, 2019.)

<sup>16</sup> Sections 278.078(1) and 218.735(8)(a), F.S.

<sup>17</sup> Sections 255.078(2) and 218.735(8)(b), F.S.

<sup>18</sup> *Id.*

any point, any portion of retainage held that is attributable to labor, services, or materials supplied for the project.<sup>19</sup>

Under bond requirements found in s. 255.05(1)(f), F.S., the DMS Rule 60D-50041(2), F.A.C., provides for procedures in instances where a payment and performance bond is not required for a public construction project and requires, in a case where the contractor defaults, the claims made for unpaid bills by laborers, materialmen, and subcontractors of the project be paid from the 10 percent retainage on a pro rata basis.

### **III. Effect of Proposed Changes:**

The bill modifies the retainage cap for public construction projects.

**Section 1** amends s. 218.735, F.S., to reduce the retainage cap a local governmental entity may withhold from payment for construction services from 10 percent to five percent throughout the entire term of the contract for construction services and makes conforming changes. This bill eliminates provisions governing retainage after 50 percent completion of the services and removes the discretion of a contractor to present to the public entity a payment request for up to one-half of the retainage held by that entity after 50 percent completion of the services.

**Section 2** amends s. 255.05, F.S., to align with the new lower retainage amounts provided in section 4 of the bill. The change in the retainage cap revises requirements for the DMS rules for contracts less than \$200,000.

**Section 3** amends s. 255.077, F.S., to update a cross-reference consistent with the changes included in section 4 of the bill.

**Section 4** amends s. 255.078, F.S., to reduce the retainage cap the state may withhold from payment for construction services from 10 percent to five percent throughout the entire term of the contract for construction services and makes conforming changes. Additionally, this bill eliminates provisions governing retainage after 50 percent completion of the services and removes the discretion of a contractor to present to the public entity a payment request for up to one-half of the retainage held by that entity after 50 percent completion of the services.

**Section 5** specifies that the act does not apply to any contract which is entered into or pending approval by a public entity or local government, or to any construction services project advertised for bid by the public entity or local government, on or before October 1, 2020. This section also provides that the changes made in ss. 255.05 and 255.078, F.S., by this act, do not apply to contracts executed under ch. 337, F.S.

**Section 6** provides that the bill takes effect October 1, 2020.

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<sup>19</sup> Sections 255.078(5) and 218.735(8)(e), F.S.

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

Not applicable. This bill does not require counties or municipalities to take action requiring the expenditure of funds, reduce the authority that counties or municipalities have to raise revenue in the aggregate, or reduce the percentage of a state tax shared with counties or municipalities.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

The bill does not impose, authorize, or raise a state tax or fee.

**E. Other Constitutional Issues:**

None identified.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

This bill does not impact state or local taxes or fees.

**B. Private Sector Impact:**

The reduction in the retainage cap will likely provide a positive fiscal impact for contractors and subcontractors because it provides more timely payment of a larger percentage of work performed and invoiced.

**C. Government Sector Impact:**

State or local governmental entities may incur additional costs as a result of the reduced retainage cap if a contractor or subcontractor fails to adequately perform construction services as contracted. The state or local governmental entities are not required to withhold retainage for construction services; rather, retainage, in most instances, functions as a secondary security device, supplementing the payment and performance bond. For construction services contracts where a payment or performance bond is not required, the lowered retainage cap potentially may not provide adequate leverage to protect the investment by the state or local governmental entity. However, the state or local governmental entities may still pursue damages caused by contractor or subcontractor performance failures in court.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 218.735, 255.05, 255.077, and 255.078.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Governmental Oversight and Accountability on October 14, 2019:**

The CS corrects a scrivener's error on line 68.

**B. Amendments:**

None.

By the Committee on Governmental Oversight and Accountability;  
and Senator Hooper

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A bill to be entitled

An act relating to public construction; amending s. 218.735, F.S.; revising the amount of retainage that certain local governmental entities and contractors may withhold from progress payments for any construction services contract; conforming a provision to changes made by the act; amending s. 255.05, F.S.; revising requirements for Department of Management Services rules governing certain contracts; amending s. 255.077, F.S.; conforming a cross-reference; amending s. 255.078, F.S.; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract; conforming a provision to changes made by the act; providing applicability; providing an effective date.

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

Section 1. Paragraph (i) of subsection (7) and subsection (8) of section 218.735, Florida Statutes, are amended to read:  
218.735 Timely payment for purchases of construction services.—

(7) Each contract for construction services between a local governmental entity and a contractor must provide for the development of a single list of items required to render complete, satisfactory, and acceptable the construction services purchased by the local governmental entity.

(i) If a local governmental entity fails to comply with its

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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responsibilities to develop the list required under paragraph (a) or paragraph (b) within the time limitations provided in paragraph (a), the contractor may submit a payment request for all remaining retainage withheld by the local governmental entity pursuant to this section; and payment of any remaining undisputed contract amount, less any amount withheld pursuant to the contract for incomplete or uncorrected work, must be paid within 20 business days after receipt of a proper invoice or payment request. If the local governmental entity has provided written notice to the contractor specifying the failure of the contractor to meet contract requirements in the development of the list of items to be completed, the local governmental entity need not pay or process any payment request for retainage if the contractor has, in whole or in part, failed to cooperate with the local governmental entity in the development of the list or to perform its contractual responsibilities, if any, with regard to the development of the list or if paragraph (8) (c) ~~(8) (f)~~ applies.

(8) (a) With regard to any contract for construction services, a local governmental entity may withhold from each progress payment made to the contractor an amount not exceeding 5 ~~10~~ percent of the payment as retainage ~~until 50-percent completion of such services.~~

~~(b) After 50-percent completion of the construction services purchased pursuant to the contract, the local governmental entity must reduce to 5 percent the amount of retainage withheld from each subsequent progress payment made to the contractor. For purposes of this subsection, the term "50-percent completion" has the meaning set forth in the contract~~

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

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59 between the local governmental entity and the contractor or, if  
 60 not defined in the contract, the point at which the local  
 61 governmental entity has expended 50 percent of the total cost of  
 62 the construction services purchased as identified in the  
 63 contract together with all costs associated with existing change  
 64 orders and other additions or modifications to the construction  
 65 services provided for in the contract. However, notwithstanding  
 66 this subsection, a municipality having a population of 25,000 or  
 67 fewer, or a county having a population of 100,000 or fewer, may  
 68 withhold retainage in an amount not exceeding 10 percent of each  
 69 progress payment made to the contractor until final completion  
 70 and acceptance of the project by the local governmental entity.

71 ~~(c) After 50 percent completion of the construction~~  
 72 ~~services purchased pursuant to the contract, the contractor may~~  
 73 ~~elect to withhold retainage from payments to its subcontractors~~  
 74 ~~at a rate higher than 5 percent. The specific amount to be~~  
 75 ~~withheld must be determined on a case-by-case basis and must be~~  
 76 ~~based on the contractor's assessment of the subcontractor's past~~  
 77 ~~performance, the likelihood that such performance will continue,~~  
 78 ~~and the contractor's ability to rely on other safeguards. The~~  
 79 ~~contractor shall notify the subcontractor, in writing, of its~~  
 80 ~~determination to withhold more than 5 percent of the progress~~  
 81 ~~payment and the reasons for making that determination, and the~~  
 82 ~~contractor may not request the release of such retained funds~~  
 83 ~~from the local governmental entity.~~

84 ~~(d) After 50 percent completion of the construction~~  
 85 ~~services purchased pursuant to the contract, the contractor may~~  
 86 ~~present to the local governmental entity a payment request for~~  
 87 ~~up to one-half of the retainage held by the local governmental~~

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88 entity. The local governmental entity shall promptly make  
 89 payment to the contractor, unless the local governmental entity  
 90 has grounds, pursuant to paragraph (f), for withholding the  
 91 payment of retainage. If the local governmental entity makes  
 92 payment of retainage to the contractor under this paragraph  
 93 which is attributable to the labor, services, or materials  
 94 supplied by one or more subcontractors or suppliers, the  
 95 contractor shall timely remit payment of such retainage to those  
 96 subcontractors and suppliers.

97 (b)(e) This section does not prohibit a local governmental  
 98 entity from withholding retainage at a rate less than 5 ~~10~~  
 99 percent of each progress payment, from incrementally reducing  
 100 the rate of retainage pursuant to a schedule provided for in the  
 101 contract, or from releasing at any point all or a portion of any  
 102 retainage withheld by the local governmental entity which is  
 103 attributable to the labor, services, or materials supplied by  
 104 the contractor or by one or more subcontractors or suppliers. If  
 105 a local governmental entity makes any payment of retainage to  
 106 the contractor which is attributable to the labor, services, or  
 107 materials supplied by one or more subcontractors or suppliers,  
 108 the contractor ~~must~~ shall timely remit payment of such retainage  
 109 to those subcontractors and suppliers.

110 (c)(f) This section does not require the local governmental  
 111 entity to pay or release any amounts that are the subject of a  
 112 good faith dispute, the subject of a claim brought pursuant to  
 113 s. 255.05, or otherwise the subject of a claim or demand by the  
 114 local governmental entity or contractor.

115 (d)(g) The time limitations set forth in this section for  
 116 payment of payment requests apply to any payment request for

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retainage made pursuant to this section.

~~(e)(4)~~ Paragraph (a) does ~~Paragraphs (a)-(d)~~ do not apply to construction services purchased by a local governmental entity which are paid for, in whole or in part, with federal funds and are subject to federal grantor laws and regulations or requirements that are contrary to any provision of the Local Government Prompt Payment Act.

~~(f)(i)~~ This subsection does not apply to any construction services purchased by a local governmental entity if the total cost of the construction services purchased as identified in the contract is \$200,000 or less.

Section 2. Paragraph (f) of subsection (1) of section 255.05, Florida Statutes, is amended to read:

255.05 Bond of contractor constructing public buildings; form; action by claimants.—

(1) A person entering into a formal contract with the state or any county, city, or political subdivision thereof, or other public authority or private entity, for the construction of a public building, for the prosecution and completion of a public work, or for repairs upon a public building or public work shall be required, before commencing the work or before recommencing the work after a default or abandonment, to execute and record in the public records of the county where the improvement is located, a payment and performance bond with a surety insurer authorized to do business in this state as surety. A public entity may not require a contractor to secure a surety bond under this section from a specific agent or bonding company.

(f) The Department of Management Services shall adopt rules with respect to all contracts for \$200,000 or less, to provide:

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1. Procedures for retaining up to 5 ~~10~~ percent of each request for payment submitted by a contractor and procedures for determining disbursements from the amount retained on a pro rata basis to laborers, materialmen, and subcontractors, as defined in s. 713.01.

2. Procedures for requiring certification from laborers, materialmen, and subcontractors, as defined in s. 713.01, before final payment to the contractor that such laborers, materialmen, and subcontractors have no claims against the contractor resulting from the completion of the work provided for in the contract.

The state is not liable to any laborer, materialman, or subcontractor for any amounts greater than the pro rata share as determined under this section.

Section 3. Subsection (8) of section 255.077, Florida Statutes, is amended to read:

255.077 Project closeout and payment of retainage.—

(8) If a public entity fails to comply with its responsibilities to develop the list required under subsection (1) or subsection (2), as defined in the contract, within the time limitations provided in subsection (1), the contractor may submit a payment request for all remaining retainage withheld by the public entity pursuant to s. 255.078. The public entity need not pay or process any payment request for retainage if the contractor has, in whole or in part, failed to cooperate with the public entity in the development of the list or failed to perform its contractual responsibilities, if any, with regard to the development of the list or if s. 255.078(3) ~~s. 255.078(6)~~



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175 applies.

176 Section 4. Section 255.078, Florida Statutes, is amended to  
177 read:

178 255.078 Public construction retainage.—

179 (1) With regard to any contract for construction services,  
180 a public entity may withhold from each progress payment made to  
181 the contractor an amount not exceeding 5 ~~10~~ percent of the  
182 payment as retainage until ~~50-percent completion of such~~  
183 services.

184 ~~(2) After 50-percent completion of the construction~~  
185 ~~services purchased pursuant to the contract, the public entity~~  
186 ~~must reduce to 5 percent the amount of retainage withheld from~~  
187 ~~each subsequent progress payment made to the contractor. For~~  
188 ~~purposes of this section, the term "50-percent completion" has~~  
189 ~~the meaning set forth in the contract between the public entity~~  
190 ~~and the contractor or, if not defined in the contract, the point~~  
191 ~~at which the public entity has expended 50 percent of the total~~  
192 ~~cost of the construction services purchased as identified in the~~  
193 ~~contract together with all costs associated with existing change~~  
194 ~~orders and other additions or modifications to the construction~~  
195 ~~services provided for in the contract.~~

196 ~~(3) After 50-percent completion of the construction~~  
197 ~~services purchased pursuant to the contract, the contractor may~~  
198 ~~elect to withhold retainage from payments to its subcontractors~~  
199 ~~at a rate higher than 5 percent. The specific amount to be~~  
200 ~~withheld must be determined on a case-by-case basis and must be~~  
201 ~~based on the contractor's assessment of the subcontractor's past~~  
202 ~~performance, the likelihood that such performance will continue,~~  
203 ~~and the contractor's ability to rely on other safeguards. The~~

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204 ~~contractor shall notify the subcontractor, in writing, of its~~  
205 ~~determination to withhold more than 5 percent of the progress~~  
206 ~~payment and the reasons for making that determination, and the~~  
207 ~~contractor may not request the release of such retained funds~~  
208 ~~from the public entity.~~

209 ~~(4) After 50-percent completion of the construction~~  
210 ~~services purchased pursuant to the contract, the contractor may~~  
211 ~~present to the public entity a payment request for up to one-~~  
212 ~~half of the retainage held by the public entity. The public~~  
213 ~~entity shall promptly make payment to the contractor, unless the~~  
214 ~~public entity has grounds, pursuant to subsection (6), for~~  
215 ~~withholding the payment of retainage. If the public entity makes~~  
216 ~~payment of retainage to the contractor under this subsection~~  
217 ~~which is attributable to the labor, services, or materials~~  
218 ~~supplied by one or more subcontractors or suppliers, the~~  
219 ~~contractor shall timely remit payment of such retainage to those~~  
220 ~~subcontractors and suppliers.~~

221 ~~(2)(5) Neither This section and nor s. 255.077 do not~~  
222 ~~prohibit prohibits~~ a public entity from withholding retainage at  
223 a rate less than 5 ~~10~~ percent of each progress payment, from  
224 incrementally reducing the rate of retainage pursuant to a  
225 schedule provided for in the contract, or from releasing at any  
226 point all or a portion of any retainage withheld by the public  
227 entity which is attributable to the labor, services, or  
228 materials supplied by the contractor or by one or more  
229 subcontractors or suppliers. If a public entity makes any  
230 payment of retainage to the contractor which is attributable to  
231 the labor, services, or materials supplied by one or more  
232 subcontractors or suppliers, the contractor must ~~shall~~ timely

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233 remit payment of such retainage to those subcontractors and  
234 suppliers.

235 ~~(3)(6) Neither~~ This section and ~~not~~ s. 255.077 do not  
236 ~~require~~ ~~requires~~ the public entity to pay or release any amounts  
237 that are the subject of a good faith dispute, the subject of a  
238 claim brought pursuant to s. 255.05, or otherwise the subject of  
239 a claim or demand by the public entity or contractor.

240 ~~(4)(7)~~ The same time limits for payment of a payment  
241 request apply regardless of whether the payment request is for,  
242 or includes, retainage.

243 ~~(5)(8)~~ Subsection (1) does ~~Subsections (1)-(4) do~~ not apply  
244 to construction services purchased by a public entity which are  
245 paid for, in whole or in part, with federal funds and are  
246 subject to federal grantor laws and regulations or requirements  
247 that are contrary to any provision of the Florida Prompt Payment  
248 Act.

249 ~~(6)(9)~~ This section does not apply to any construction  
250 services purchased by a public entity if the total cost of the  
251 construction services purchased as identified in the contract is  
252 \$200,000 or less.

253 Section 5. (1) This act does not apply to any contract for  
254 construction services which is entered into or is pending  
255 approval by a public entity, as defined in s. 255.072, Florida  
256 Statutes, or by a local governmental entity, as defined in s.  
257 218.72, Florida Statutes, or to any construction services  
258 project advertised for bid by the public entity or local  
259 governmental entity, on or before October 1, 2020.

260 (2) The amendments made to ss. 255.05 and 255.078, Florida  
261 Statutes, by this act do not apply to contracts executed under

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262 chapter 337, Florida Statutes.

263 Section 6. This act shall take effect October 1, 2020.



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

**SENATOR ED HOOPER**  
16th District

**COMMITTEES:**  
Governmental Oversight and Accountability, Chair  
Appropriations Subcommittee on Agriculture,  
Environment, and General Government  
Appropriations Subcommittee on Health and  
Human Services  
Health Policy  
Infrastructure and Security  
Joint Select Committee on Collective Bargaining,  
Alternating Chair  
Joint Administrative Procedures Committee

November 5, 2019

Honorable Rob Bradley, Chair  
Committee on Appropriations  
201 The Capitol  
404 South Monroe Street  
Tallahassee, FL 32399-1100

Dear Chair Bradley,

I am writing to request that SB 246, Public Construction, be placed on the agenda to be heard in the Appropriations Committee.

I appreciate your consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Ed Hooper", written over a horizontal line.

Ed Hooper

Cc: Staff Director, Cynthia Sauls Kynoch  
Administrative Assistant, Alicia Weiss

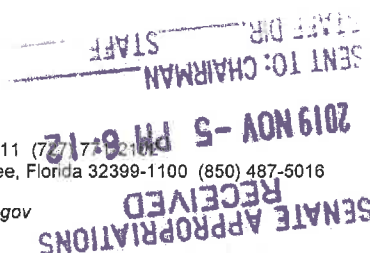
REPLY TO:

- ☐ 3450 East Lake Road, Suite 305, Palm Harbor, Florida 34685-2411 (727) 713-2100
- ☐ 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5016

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore



**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020

Meeting Date

246

Bill Number (if applicable)

Topic Public Construction

Amendment Barcode (if applicable)

Name Carol Bowen

Job Title Chief Lobbyist

Address 3730 Coconut Creek Pkwy, Ste 200

Street

Phone (954) 4105-1081

Coconut Creek FL 33066

City

State

Zip

Email cbowen@akseastfloridacan

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Associated Builders and Contractors

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020

*Meeting Date*

246

*Bill Number (if applicable)*

Topic Public Construction

*Amendment Barcode (if applicable)*

Name Clayton Osteen

Job Title Attorney

Address 150 S. Monroe Street, Suite 405

Phone 850-366-9567

*Street*

Tallahassee

FL

32301

Email costeen@cotneycl.com

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Association of Plumbing Heating Cooling Contractors

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

Meeting Date

246

Bill Number (if applicable)

Topic Public Construction

Amendment Barcode (if applicable)

Name Scott Jenkins

Job Title Senior Gov't Consultant

Address 215 S. Monroe St. Ste 500

Phone 850 661 0829

Street

TLH

FL

32301

City

State

Zip

Email sjenkins@carltonfields.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing National Utility Contractors Assoc. of FL

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SB 348

INTRODUCER: Senators Bean and Harrell

SUBJECT: Florida KidCare Program

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Kibbey</u>	<u>Brown</u>	<u>HP</u>	<b>Favorable</b>
2. <u>McKnight</u>	<u>Kidd</u>	<u>AHS</u>	<b>Recommend: Favorable</b>
3. <u>McKnight</u>	<u>Kynoch</u>	<u>AP</u>	<b>Favorable</b>

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## **I. Summary:**

SB 348 repeals the \$1 million lifetime benefit maximum on covered expenses for a child enrolled in the Florida Healthy Kids (Healthy Kids) program.

The bill has an estimated fiscal impact of \$1.17 million to the Healthy Kids program. Of this amount, \$0.28 million is General Revenue, and \$0.89 million is federal funding. See Section V.

This bill takes effect upon becoming a law.

## **II. Present Situation:**

### **The Federal State Children's Health Insurance Program**

The State Children's Health Insurance Program (CHIP), enacted as part of the Balanced Budget Act of 1997, created Title XXI of the federal Social Security Act and provides health insurance to uninsured children in low-income families either through a Medicaid delivery system, a separate children's health program, or a combination of both.<sup>1</sup> The CHIP was designed as a federal and state partnership, similar to Medicaid, with the goal of expanding health insurance to children whose families earn too much income to be eligible for Medicaid, but not enough money to purchase private, comprehensive health insurance.

The CHIP is administered by states, according to federal requirements. The program is funded jointly by states and the federal government. On January 22, 2018, Congress passed a six-year extension of CHIP funding through September 30, 2023.<sup>2</sup>

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<sup>1</sup> National Conference of State Legislatures, *Children's Health Insurance Program Overview*, (January 10, 2017) available at <http://www.ncsl.org/research/health/childrens-health-insurance-program-overview.aspx> (last visited Oct. 29, 2019).

<sup>2</sup> Kaiser Family Foundation, *Summary of the 2018 CHIP Funding Extension*, (January 24, 2018) available at <https://www.kff.org/medicaid/fact-sheet/summary-of-the-2018-chip-funding-extension/> (last visited Oct. 29, 2019).

## The Florida KidCare Program

The Florida KidCare (KidCare) program was established in 1998 as a combination of Medicaid delivery systems and public and private partnerships, with a wrap-around delivery system serving children with special health care needs.<sup>3</sup> The KidCare program, codified in ss. 409.810-409.821, F.S., encompasses four government-sponsored health insurance programs serving Florida's children: MediKids, Florida Healthy Kids (Healthy Kids), Children's Medical Services Network (CMSN), and Medicaid for children.<sup>4</sup>

Three of the four programs, MediKids, Healthy Kids, and the CMSN, directly receive federal CHIP funding and constitute Florida's CHIP program. However, CHIP funding is also used to enhance the match rate for some children in Medicaid. More specifically:

- *MediKids* is a Medicaid “look-alike” program administered by the Agency for Health Care Administration (AHCA) for children ages 1 through 4 who are at or below 200 percent of the federal poverty level (FPL).<sup>5</sup> Families whose income exceeds 200 percent of the FPL can elect to participate in the MediKids full-pay premium option.<sup>6</sup>
- *Healthy Kids* is for children ages 5 through 18 and administered by the Florida Healthy Kids Corporation (FHKC). Children in families with income between 133 percent and 200 percent of the FPL (\$33,383 and \$50,200 for a family of four) are eligible for subsidized coverage through the Healthy Kids program.<sup>7</sup> Families whose income exceeds 200 percent of the FPL can elect to participate in the Healthy Kids full-pay option.<sup>8</sup>
- *Children's Medical Services Network* (CMSN) is a program for children from birth through age 18 with special health care needs.<sup>9</sup> The Department of Health (DOH) operates the program which is open to all children who meet the clinical eligibility criteria that are Medicaid or Title XXI eligible.<sup>10</sup>
- *Medicaid* eligibility is determined by the Department of Children and Families (DCF) and provides Title XIX coverage to infants from birth to age 1 who are at or below 200 percent of the FPL and children ages 1 through 18 who are at or below 133 percent of the FPL.<sup>11</sup>

Families who receive Medicaid are not responsible for paying premiums or co-payments. Families with children that qualify for other KidCare program components are responsible for paying monthly premiums and co-payments for certain services. The total monthly family payment for CHIP enrollees is \$15 or \$20 for families with incomes between 133 percent and

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<sup>3</sup> Chapter 1998-288, Laws of Fla.

<sup>4</sup> Florida KidCare, <https://www.floridakidcare.org/> (last visited Oct. 29, 2019).

<sup>5</sup> Section 409.8132(6), F.S.

<sup>6</sup> Agency for Health Care Administration, Florida KidCare, *Welcome to MediKids*, [https://ahca.myflorida.com/medicaid/Policy\\_and\\_Quality/Policy/program\\_policy/FLKidCare/PDF/FLORIDA\\_MEDIKIDS\\_INFORMATION\\_2019.pdf](https://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/program_policy/FLKidCare/PDF/FLORIDA_MEDIKIDS_INFORMATION_2019.pdf) (last visited Oct. 29, 2019).

<sup>7</sup> Florida Healthy Kids Corporation, *Subsidized Premiums/Copays*, <https://www.healthykids.org/cost/subsidized/> (last visited Oct. 29, 2019).

<sup>8</sup> *Id.*

<sup>9</sup> See ch. 391, F.S.

<sup>10</sup> *Id.*

<sup>11</sup> Florida Healthy Kids, *Florida KidCare Health and Dental Insurance 2019 General Annual Income Guidelines*, [https://www.healthykids.org/kidcare/eligibility/Florida\\_KidCare\\_Income\\_Guidelines.pdf](https://www.healthykids.org/kidcare/eligibility/Florida_KidCare_Income_Guidelines.pdf) (last visited Oct. 29, 2019).



200 percent of the FPL.<sup>12</sup> The per-child monthly premium rate is \$157 for full-pay MediKids coverage and \$230 for full-pay Healthy Kids coverage, including dental coverage.<sup>13</sup>

As of November 2019, 31,428 children are enrolled in subsidized MediKids; 8,815 children are enrolled in MediKids under the full-pay option; 195,286 children are enrolled in subsidized Healthy Kids; 16,373 children are enrolled in Healthy Kids under the full-pay option; 13,452 children are enrolled in the CMSN; and 2,053,565 children are enrolled in the Medicaid program.<sup>14</sup>

The KidCare program is jointly administered by the AHCA, the FHKC, the DOH, the DCF, and the Office of Insurance Regulation. The general KidCare program responsibilities of each agency are outlined in the table below:

Entity	Responsibilities
Agency for Health Care Administration <sup>15</sup>	<ul style="list-style-type: none"> <li>• Administration of the state Medicaid program that serves individuals eligible for Medicaid under Title XIX.</li> <li>• Administration of the MediKids program that serves Title XXI children from age 1 through age 4.</li> <li>• The Title XXI state contact with the federal Centers for Medicare &amp; Medicaid Services.</li> <li>• Distribution of federal funds for Title XXI programs.</li> <li>• Management of the contract with the FHKC.</li> <li>• Development and maintenance of the Title XXI Florida KidCare State Plan.</li> </ul>
Department of Children and Families <sup>16</sup>	<ul style="list-style-type: none"> <li>• Processing Medicaid applications and determining children's eligibility for Medicaid.</li> </ul>
Department of Health <sup>17</sup>	<ul style="list-style-type: none"> <li>• Administration of the CMSN that offers a range of services to Title XIX and XXI children from birth through age 18 who have special health care needs.</li> <li>• Chair of the Florida KidCare Coordinating Council.</li> <li>• In consultation with the FHKC and the DCF, establishment of a toll-free telephone line to assist families with questions about the program.</li> </ul>
Florida Healthy Kids Corporation <sup>18</sup>	<ul style="list-style-type: none"> <li>• Under a contract with the AHCA, perform the administrative KidCare functions including eligibility determination, premium billing and collection, refunds, and customer service.</li> <li>• Administration of the Florida Healthy Kids program for Title XXI children from age 5 through age 18.</li> </ul>

<sup>12</sup> *Id.*

<sup>13</sup> *Id.*

<sup>14</sup> Agency for Health Care Administration, Florida KidCare, *Florida KidCare Enrollment Report, November 2019* (on file with the Senate Appropriations Subcommittee on Health and Human Services).

<sup>15</sup> See part II of ch. 409, F.S.

<sup>16</sup> Section 409.818(1), F.S.

<sup>17</sup> See ch. 391 and s. 409.818(2), F.S.

<sup>18</sup> Section 624.91, F.S.

Entity	Responsibilities
Office of Insurance Regulation <sup>19</sup>	<ul style="list-style-type: none"> <li>• Certification that health benefits coverage plans seeking to provide services under the KidCare program, aside from services provided under Healthy Kids and CMSN, meet, exceed, or are equivalent to the benchmark benefit plan and that the health insurance plans will be offered at an approved rate.</li> </ul>

### Florida KidCare Program Administration and Eligibility

The Healthy Kids program component of KidCare is administered by the nonprofit Florida Healthy Kids Corporation (FHKC), established in s. 624.91, F.S. The FHKC contracts with managed care plans throughout the state for the provision of health care coverage.

The KidCare application is a simplified application that serves applicants for both the Title XXI KidCare program and Title XIX Medicaid. Pursuant to federal law, each application is screened for the child's eligibility for Title XIX Medicaid. Children who appear to be eligible for Medicaid are referred to the DCF for Medicaid eligibility determination, and children who appear to have a special health care need are referred to the CMSN within the DOH for evaluation.

If eligible for Medicaid, the child is enrolled immediately into that program. If the child is not eligible for Medicaid, the application is processed for Title XXI, and if the child is eligible under Title XXI, the child is enrolled into the appropriate KidCare program component.

### Healthy Kids Lifetime Maximum

Florida Healthy Kids is the only KidCare program that has a lifetime benefit maximum. Since the inception of Florida's CHIP program in 1998, the state has had the lifetime benefit maximum in place.<sup>20</sup> The FHKC has removed children from the state program upon reaching the \$1 million threshold. The FHKC determined that between October 1, 2015 through September 20, 2019, 12 enrollees reached the lifetime limit.<sup>21</sup> As the chart below indicates, at the time the twelve enrollees exceeded the lifetime benefit maximum<sup>22</sup> and, therefore, were terminated from the Healthy Kids program, three became enrolled in Medicaid, eight were enrolled in the CMSN, and one was deceased.<sup>23</sup>

<sup>19</sup> Section 409.818(4), F.S.

<sup>20</sup> Chapter 1998-288, s. 40, Laws of Fla.

<sup>21</sup> Email from the Florida Healthy Kids Corporation (October 4, 2019) (on file with the Senate Committee on Health Policy).

<sup>22</sup> The FHKC's managed care organizations (MCOs) are only made aware that the limit is reached upon receipt of claims for payment submitted by health care providers, and claims may be submitted after the limit is reached. The MCOs negotiate claims payments with providers once the claims amount exceeds \$1 million to minimize the exposure, thereby some health care providers may not receive their contracted rate. The MCOs are paid on a fully-capitated basis and bear the full risk any time an enrollee exceeds the \$1 million lifetime benefit maximum. *See* email from the Florida Healthy Kids Corporation (December 9, 2019) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

<sup>23</sup> *Supra* note 21.

Age at Healthy Kids Termination	Year	Approximate Time to Reach \$1M in Paid Claims	Primary Driver(s)	Medical Claims Paid Amount	Pharmacy Claims Paid Amount	Total Paid Claims by Carriers	Status at Healthy Kids Termination
16	2016	8 months	Lymphoma	\$988,050.32	\$20,774.47	\$1,008,824.79	CMS
10	2016	21 months	Stem Cell Transplant	\$809,187.25	\$202,918.10	\$1,012,105.35	Medicaid
9	2017	23 months	Hemophilia	\$1,857.32	\$1,252,669.62	\$1,254,526.94	Medicaid
18	2017	85 months	Cystic Fibrosis	\$874,158.33	\$213,415.30	\$1,087,573.63	Deceased
17	2017	30 months	Hemophilia	\$6,927.27	\$1,329,201.46	\$1,336,128.73	CMS
17	2018	7 months	Extensive Burns	\$1,003,967.34	\$-	\$1,003,967.34	Medicaid
9	2018	17 months	Cancer	\$1,396,343.49	\$68,322.61	\$1,464,666.10	CMS
9	2018	39 months	Cancer	\$1,158,818.10	\$34,354.96	\$1,193,173.06	CMS
12	2018	19 months	Auto-Immune Disease	\$293,403.55	\$807,430.01	\$1,100,833.56	CMS
14	2018	31 months	Cystic Fibrosis	\$386,605.27	\$727,398.50	\$1,114,003.77	CMS
17	2018	16 months	Cancer	\$976,566.67	\$93,525.43	\$1,070,092.10	CMS
11	2018	28 months	Car Accident	\$997,822.20	\$7,483.75	\$1,005,305.95	CMS

### State Plan Requirements

On November 13, 2018, the federal Centers for Medicare & Medicaid Services (federal CMS) within the federal Department of Health and Human Services notified the AHCA that Florida's imposition of the lifetime benefit maximum for Healthy Kids is not set out in Florida's approved CHIP plan.<sup>24</sup> Because the lifetime benefit maximum affects utilization controls and state disenrollment policies which are required to be set out in each state plan, the federal CMS determined that Florida's plan was not in compliance with federal CHIP regulations.<sup>25</sup> The federal CMS further clarified that if Florida intends to continue imposing the lifetime benefit maximum, the state needs to submit, and the federal CMS must approve, a state plan amendment (SPA) setting out an approvable lifetime limit policy.<sup>26</sup>

Because the lifetime benefit maximum is not included in the state plan and because federal regulations at 42 CFR 457.65(b) prohibit amendments that eliminate or restrict eligibility or benefits from being in effect for longer than a 60-day period before the submission of the SPA, the federal CMS has requested that account balances for all children currently enrolled in

<sup>24</sup> Correspondence from the federal Centers for Medicare & Medicaid Services (November 13, 2018) (on file with the Senate Committee on Health Policy).

<sup>25</sup> *Id.* See also 42 CFR 457.90 and 42 CFR 457.305(b).

<sup>26</sup> *Id.*

Healthy Kids be reset to \$0.<sup>27</sup> The AHCA has agreed to reset all account balances of children currently enrolled in Healthy Kids to \$0 on January 1, 2020, and will not disenroll a child for reaching the lifetime maximum until the SPA is enacted on that same date.<sup>28</sup> Only services received after January 1, 2020, will count toward the aggregate lifetime limit.

### **Continuous Eligibility**

The federal CMS also noted that disenrolling children who hit a lifetime benefit maximum is inconsistent with the state's continuous eligibility policy and federal regulations.<sup>29</sup> Because this is not an approved exception to continuous eligibility as listed in 42 CFR 457.342 and 42 CFR 435.926(d), the federal CMS indicated it would approve the SPA only if the plan retained children who reach the lifetime benefit maximum in coverage through their annual redetermination date, unless a child meets an approved exception to continuous eligibility such as reaching the age of 19 or ceasing to be a Florida resident.<sup>30</sup>

### **Sufficient Notice to Parents or Caretakers**

Federal regulations in 42 CFR 457.340(e)(1)(iii) require a state to provide sufficient notice to enable the child's parent or caretaker to take appropriate actions to allow coverage to continue without interruption. The FHKC's policies were updated in May 2017 to require the managed care organizations to notify the FHKC when an enrollee exceeds \$700,000 in benefits.<sup>31</sup> The updates include steps that the FHKC will take to remind families of the lifetime limit and inform them of alternative coverage options.<sup>32</sup>

### **Opportunity to Review Suspension or Termination of Enrollment**

Federal regulations at 42 CFR 457.1130(a)(3) require a state to ensure that an applicant or enrollee has an opportunity for review of a suspension or termination of enrollment. Further, 42 CFR 457.1170 requires a state to ensure the opportunity for continuation of enrollment until the review of suspension or termination of enrollment is completed. Florida law does not provide the opportunity for review of the termination of enrollment of an enrollee who reaches the lifetime maximum.<sup>33</sup> Because there is no opportunity for such a review, there is no opportunity for the continuation of enrollment through the completion of the review.<sup>34</sup> The AHCA wrote that it will implement a process to provide impacted enrollees with a notice of adverse benefit determination when the enrollee reaches the lifetime maximum and that it will provide an enrollee the opportunity to dispute and seek review of any claims denials as a result of reaching

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<sup>27</sup> Correspondence from the federal Centers for Medicare & Medicaid Services (March 6, 2019) (on file with the Senate Committee on Health Policy).

<sup>28</sup> Correspondence from the Agency for Health Care Administration (June 7, 2019) (on file with the Senate Committee on Health Policy).

<sup>29</sup> *Supra* note 24.

<sup>30</sup> *Id.*

<sup>31</sup> Correspondence from the Agency for Health Care Administration (February 11, 2019) (on file with the Senate Committee on Health Policy).

<sup>32</sup> *Id.*

<sup>33</sup> *Supra* note 24.

<sup>34</sup> *Id.*

the limit through the claim-denial process administered by the FHKC's contracted managed care organizations.<sup>35, 36</sup>

### Corrective Action Plan

On July 26, 2019, the federal CMS approved a corrective action plan that addressed all of the following:<sup>37</sup>

- The intended submission of an SPA implementing the lifetime benefit maximum; the SPA becomes effective on January 1, 2020.
- The reenrollment of children disenrolled because they reached the lifetime limit. The State of Florida has confirmed that none of the previously disenrolled children will need to be reenrolled as they are no longer eligible for coverage, and therefore, no further action is necessary.
- The resetting of all account balances of children currently enrolled in Healthy Kids to \$0. Only services received after January 1, 2020, will count toward the lifetime benefit maximum.
- The State of Florida has demonstrated that the FHKC is notified by the health plan when an enrollee exceeds \$700,000 in aggregated claims.<sup>38</sup> In addition, a collaboration between the federal CMS, the State of Florida, and the FHKC will continue during the SPA review process to ensure that families are properly notified of the lifetime benefit maximum and to ensure families are not retroactively terminated from coverage.
- An enrollee who reaches the lifetime limit will receive a notice of adverse benefit determination should the child reach the lifetime limit and provide for a right to review (appeals) process. The federal CMS will continue to work with the State of Florida and the FHKC during the SPA review process to ensure compliance with federal regulations.

### III. Effect of Proposed Changes:

**Section 1** amends s. 409.815(2), F.S., to repeal the lifetime benefit maximum of \$1 million on covered expenses per child enrolled in the Healthy Kids program. Under the bill, no child will be disenrolled from the Healthy Kids program because he or she has reached the lifetime benefit maximum.

This section of the bill also conforms a cross-reference.

**Section 2** provides that the bill shall take effect upon becoming a law.

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<sup>35</sup> *Supra* note 31.

<sup>36</sup> *Supra* note 28.

<sup>37</sup> Correspondence from the federal Centers for Medicare & Medicaid Services (July 26, 2019) (on file with the Senate Committee on Health Policy).

<sup>38</sup> This includes the FHKC's contracted managed care organizations (MCOs) providing the name, address, and aggregate claims amounts for medical and pharmacy claims separately once a child hits \$700,000. The MCOs are also required to notify the FHKC if a child has a catastrophic incident, such as an automobile accident, that could result in the child quickly reaching or exceeding the \$700,000. At that time, the FHKC begins to identify other health insurance options that may be available once the child reaches the \$1 million lifetime benefit maximum and work with the child's family to transition to the new insurance. *See* email from the Florida Healthy Kids Corporation (December 9, 2019) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

According to an actuarial review performed by Mercer Government Human Services Consulting (Mercer) on behalf of the FHKC, the estimated cost of repealing the \$1 million lifetime benefit maximum of paid health benefit claims per child provided under the Healthy Kids program is shown in the table below:<sup>39</sup>

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<sup>39</sup> Correspondence from Mercer Government Human Services Consulting (January 17, 2020) (on file with the Senate Committee on Appropriations).

**Cost Estimates for Eliminating the Lifetime Cap on Healthy Kids Benefits**

<b>State Fiscal Year</b>	<b>General Revenue</b>	<b>Federal Match</b>	<b>Total</b>
2019-2020*	\$42,764	\$233,668	\$276,432
2020-2021	\$281,163	\$892,373	\$1,173,536
Total	\$323,927	\$1,126,041	\$1,449,968

\*4<sup>th</sup> quarter of State Fiscal Year 2019-2020

Mercer's estimate is based upon the most recent Social Services Estimating Conference forecasts and estimates: December 5, 2019 KidCare Caseload, January 13, 2020 KidCare Expenditures, and December 20, 2019 Federal Medical Assistance Percentage (FMAP). Based on these estimates, the recurring General Revenue cost is likely to continue increasing in subsequent years.<sup>40</sup>

The DOH and the DCF reported the bill will have no fiscal impact.<sup>41,42</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill amends section 409.815 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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<sup>40</sup> *Id.*

<sup>41</sup> Department of Health, *Senate Bill 348 Agency Analysis* (October 7, 2019) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

<sup>42</sup> Department of Children and Families, *Senate Bill 348 Agency Analysis* (October 1, 2019) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

By Senator Bean

4-00472A-20

2020348\_\_

1 A bill to be entitled  
2 An act relating to the Florida Kidcare program;  
3 amending s. 409.815, F.S.; removing the lifetime  
4 maximum cap on covered expenses for a child enrolled  
5 in the Florida Healthy Kids program; conforming a  
6 cross-reference; providing an effective date.  
7  
8 Be It Enacted by the Legislature of the State of Florida:  
9  
10 Section 1. Paragraph (r) and present paragraph (u) of  
11 subsection (2) of section 409.815, Florida Statutes, are amended  
12 to read:  
13 409.815 Health benefits coverage; limitations.—  
14 (2) BENCHMARK BENEFITS.—In order for health benefits  
15 coverage to qualify for premium assistance payments for an  
16 eligible child under ss. 409.810-409.821, the health benefits  
17 coverage, except for coverage under Medicaid and Medikids, must  
18 include the following minimum benefits, as medically necessary.  
19 ~~(r) Lifetime maximum.—Health benefits coverage obtained~~  
20 ~~under ss. 409.810-409.820 shall pay an enrollee's covered~~  
21 ~~expenses at a lifetime maximum of \$1 million per covered child.~~  
22 (t)(u) Enhancements to minimum requirements.—  
23 1. This section sets the minimum benefits that must be  
24 included in any health benefits coverage, other than Medicaid or  
25 Medikids coverage, offered under ss. 409.810-409.821. Health  
26 benefits coverage may include additional benefits not included  
27 under this subsection, but may not include benefits excluded  
28 under paragraph (r) ~~(s)~~.  
29 2. Health benefits coverage may extend any limitations

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

4-00472A-20

2020348\_\_

30 beyond the minimum benefits described in this section.  
31  
32 Except for the Children's Medical Services Network, the agency  
33 may not increase the premium assistance payment for either  
34 additional benefits provided beyond the minimum benefits  
35 described in this section or the imposition of less restrictive  
36 service limitations.  
37 Section 2. This act shall take effect upon becoming a law.

Page 2 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



Jeff Dykes  
Chief Financial Officer  
Florida Healthy Kids Corporation  
1203 Governor's Square Blvd., Building 1, 4th Floor  
Tallahassee, FL 32301

January 17, 2020

**Subject:** Impact of Repealing Statutory Lifetime Benefit Maximum on Subsidized Population Premiums

Dear Mr. Dykes,

The Florida Healthy Kids Corporation (FHKC) has contracted with Mercer Government Human Services Consulting (Mercer) to perform an actuarial review to investigate the impact of repealing the statutory lifetime benefit maximum. Mercer has performed this analysis on FHKC's behalf previously, in the context of the overall effect of recombining the subsidized and full-pay population risk pools. That recombination was authorized in 2019 and became effective January 1, 2020. The current analysis focuses entirely on the additional budgetary costs associated with repeal when compared to the most recent Social Services Estimating Conference (SSEC) forecasts, which are based on recombined risk pool premiums. This letter serves as an update to Mercer's October 30, 2019 letter. No changes have been made to methodology or assumptions. Readers of this letter may wish to review Mercer's March 26, 2019 letter for a complete understanding of issues related to the recombination of the two risk pools and its December 13, 2019 letter for a description of the assumptions underlying the January 13, 2020 KidCare Expenditures SSEC projections.

Results should be considered high level and appropriate for use in general budgeting and policy making but might not be appropriate for other purposes. In particular, actual premium development for a specific time period would typically include additional detailed Florida Healthy Kids (FHK) claim analysis and specific carrier risk assumptions that may differ from the estimated premiums shown here. Results are presented for the future budget periods based on forecasts and estimates from the recent SSECs: December 5, 2019 KidCare Caseload, December 20, 2019 Federal Medical Assistance Percentage (FMAP), and January 13, 2020 KidCare Expenditures.<sup>1</sup>

## BACKGROUND

The FHK program provides a comprehensive medical health services package that includes inpatient, outpatient, emergency, mental health, substance abuse, home health, hospice, pharmacy and emergency transportation services to children ages five years through 18 years. The program offers coverage on a subsidized or full-pay basis, depending on the covered family's income and household size.

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<sup>1</sup> Final conference packages are available on the Office of Economic and Demographic Research website, at <http://edr.state.fl.us/Content/conferences/kidcare/index.cfm> and <http://edr.state.fl.us/Content/conferences/fmap/index.cfm>.

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On July 12, 2019, FHKC announced the results of its medical services Invitation to Negotiate, awarding contracts to two statewide carriers and one south Florida carrier (Regions 9, 10 and 11). Effective January 1, 2020, all three carriers serve both the subsidized population and the full-pay population, and full-pay population enrollees are served with the same benefits and cost sharing as the subsidized population (commonly referred to as a “CHIP lookalike plan”). Under the new contracts, the carriers receive different premiums for subsidized members and full-pay members. Subsidized population premiums vary by region, but full-pay population premiums are effective statewide.

The FHK subsidized population covered benefits and limitations are outlined in section 409.815, Florida Statutes. Section 409.815(2)(r) requires that lifetime covered expenses are capped at \$1 million per covered child. When cumulative program medical and pharmacy benefits reach \$1 million, the child is disenrolled from FHK and ineligible to return. Some children exceeding this maximum may qualify for the KidCare Children’s Medical Services Plan (CMS Plan) or Florida Medicaid and enroll in one of those programs to continue subsidized coverage.

The calendar year (CY) 2020 premiums used in the January 13, 2020 SSEC reflect the negotiated premiums with the awarded carriers resulting from the FHKC medical services procurement, updated for the repeal of the Affordable Care Act (ACA) Insurer Fee.<sup>2</sup> Based on an agreement between FHKC and the Centers for Medicare & Medicaid Services, the negotiated premiums continue to assume a \$1 million lifetime benefit maximum is in place, but reflect the effect of resetting accumulated claim balances to \$0 effective January 1, 2020. Mercer developed a statewide average premium estimate using expected enrollment by carrier and region based on the assignment logic provided in the FHKC medical services Invitation to Negotiate. Subsequent information about preliminary enrollment to the new carriers was very close to Mercer’s initial estimates and therefore this aspect of the earlier Mercer analysis has not been updated.

## FISCAL IMPACTS

Given the nature of high-cost claims, expenditures above \$1 million per individual can be volatile. The effect of removing the maximum may vary considerably from year-to-year, based on the number of high-cost claimants in the population and their options and choices with respect to the CMS Plan, Medicaid or other insurance products. In order to better understand the potential impact of eliminating the statutory maximum, FHKC requested, as part of its procurement, that respondents quote CY 2020 premiums for both a “balance reset” environment and a repeal environment. Mercer has used the premium quotes provided by the awarded carriers to determine the potential premium effect of eliminating the lifetime maximum effective April 1, 2020. Specifically, for this fiscal analysis, Mercer assumes that beginning in April 2020, the awarded carriers are paid the “repeal” premiums quoted instead of the “balance reset” premiums that have been used in the SSEC projections. The differences between the premiums form the expected costs through December 2020, and for periods beyond that Mercer has applied the SSEC expected year-over-year premium changes. This methodology ensures all associated premium

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<sup>2</sup> The ACA Insurer Fee repeal was signed December 20, 2019, subsequent to premium negotiation and contract execution with the new carriers. FHKC intends to update premiums for this change retroactive to January 1, 2020. The January 13, 2020 KidCare Expenditures SSEC forecast includes the effects of this repeal.

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 Florida Healthy Kids Corporation

implications, such as changes in the full-pay population penetration rates and premium levels, are taken into account.

Monthly per-child premium differences are applied to SSEC projections of subsidized enrollees to produce the estimates of the total expenditure increase. To provide a picture of the potential for State expenditure levels, Table 1 displays State and Federal expenditure impacts at SSEC consensus FMAP levels. Federal fiscal year (FFY) 2020 includes the step-down level of enhanced Children's Health Insurance Program (CHIP) match (an 11.5% increase), but in subsequent years, the match rate returns to the more standard CHIP FMAP in effect prior to the enhancement.

**Table 1: Estimated Change in Expenditures for Subsidized Population, Repealed Lifetime Maximum Under a Blended Risk Pool**

	CHANGE IN EXPENDITURES	FULL YEAR PMPM IMPACT
<b>State Fiscal Year (SFY) 2019-2020 (Partial period of four months April 2020 – June 2020)</b>		
<i>(FMAP used: FFY 2020: 84.53%)</i>		
Federal	\$233,668	\$0.10
State	\$42,764	\$0.02
<b>Total</b>	<b>\$276,432</b>	<b>\$0.12</b>
<b>SFY 2020-2021</b>		
<i>(FMAP used: FFY 2020: 84.53%; FFY 2021: 73.37%)</i>		
Federal	\$892,373	\$0.36
State	\$281,163	\$0.11
<b>Total</b>	<b>\$1,173,536</b>	<b>\$0.47</b>
<b>SFY 2021-2022</b>		
<i>(FMAP used: FFY 2021: 73.37%; FFY 2022: 73.34%)</i>		
Federal	\$947,956	\$0.36
State	\$344,467	\$0.13
<b>Total</b>	<b>\$1,292,423</b>	<b>\$0.49</b>

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 Jeff Dykes  
 Florida Healthy Kids Corporation

	CHANGE IN EXPENDITURES	FULL YEAR PMPM IMPACT
<b>SFY 2022-2023</b>		
<i>(FMAP used: FFY 2022: 73.34%; FFY 2023: 73.46%)</i>		
Federal	\$1,032,335	\$0.37
State	\$373,521	\$0.14
<b>Total</b>	<b>\$1,405,855</b>	<b>\$0.51</b>
<b>SFY 2023-2024</b>		
<i>(FMAP used: FFY 2023: 73.46%; FFY 2024: 73.67%)</i>		
Federal	\$1,120,678	\$0.39
State	\$401,583	\$0.14
<b>Total</b>	<b>\$1,522,260</b>	<b>\$0.53</b>
<b>SFY 2024-2025</b>		
<i>(FMAP used: FFY 2024: 73.67%; FFY 2025: 74.016%)</i>		
Federal	\$1,211,062	\$0.41
State	\$427,008	\$0.14
<b>Total</b>	<b>\$1,638,070</b>	<b>\$0.56</b>

Notes: Additional costs as compared to the projected premiums for the January 13, 2020 SSEC, based on Best and Final Offers submitted by awarded carriers as part of the FHKC medical services procurement adjusted for the ACA Insurer Fee repeal.

## CAVEATS AND LIMITATIONS

Mercer relied on summarized enrollment and financial results provided by FHKC and its vendors to support this analysis. FHKC and its vendors are solely responsible for the validity and completeness of this supplied data and information. Mercer reviewed the summarized data and information for internal consistency and reasonableness but did not audit it. In Mercer's opinion, it is appropriate for the purpose of modeling potential implications of the policy changes described in this letter. However, if the data and information are incomplete or inaccurate, the values shown in this letter may differ significantly from values that would be obtained with accurate and complete information.

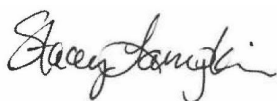
Mercer reviewed plan experience as reported by incumbent respondents in their experience reports and supplemental materials but has not audited it. Nor has Mercer performed independent analysis of detailed programmatic data. Such analysis was outside the scope of this engagement.

The undersigned actuary is employed by Mercer and is a member of the American Academy of Actuaries. She meets the qualification standards to perform the review and analysis described in this letter.

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Jeff Dykes  
Florida Healthy Kids Corporation

Mercer appreciates the opportunity to work with FHKC on this analysis. If you have any questions regarding the material provided here, please contact Stacey Lampkin at +1 850 701 8822.

Sincerely,



Stacey Lampkin, FSA, MAAA  
Partner

Cc:  
Austin Noll, FHKC



The Florida Senate

## Committee Agenda Request

**To:** Senator Rob Bradley, Chair  
Committee on Appropriations

**Subject:** Committee Agenda Request

**Date:** December 19, 2019

---

I respectfully request that **Senate Bill #348**, relating to Florida Kidcare Program, be placed on the:

- ☒ committee agenda at your earliest possible convenience.
- ☐ next committee agenda.

---

Senator Aaron Bean  
Florida Senate, District 4



The Florida Senate

## Committee Agenda Request

**To:** Senator Rob Bradley, Chair  
Committee on Appropriations

**Subject:** Committee Agenda Request

**Date:** February 6, 2020

---

I respectfully request that **Senate Bill # 348**, relating to Florida Kidcare Program, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink that reads "Aaron Bean". The signature is written in a cursive style with a horizontal line underneath.

Senator Aaron Bean  
Florida Senate, District 4

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

Meeting Date

348

Bill Number (if applicable)

Topic Florida Kidcare Program

Amendment Barcode (if applicable)

Name Austin Stowers

Job Title Deputy Legislative Affairs Director

Address PL 11, The Capitol

Phone (850) 413-2890

Street

Tallahassee

FL

32399

City

State

Zip

Email austin.stowers@myfloridacfo.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing CFO Jimmy Patronis

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)



THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5

Meeting Date

348

Bill Number (if applicable)

Topic Florida Kidcare

Amendment Barcode (if applicable)

Name Ken Kniepman (keh-need-man)

Job Title Associate

Address 201 W Park  
Street

Phone \_\_\_\_\_

City

State

Zip

Email kkniepman@flaccb.org

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Conference Catholic Bishops

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20  
Meeting Date

HB 348  
Bill Number (if applicable)

Topic Fl's Kidcare

Amendment Barcode (if applicable)

Name Greg Pound

Job Title \_\_\_\_\_

Address 9166 Sunrise Dr.  
Street

Phone \_\_\_\_\_

Largo FL 33773  
City State Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☒ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing \_\_\_\_\_

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

---

BILL: SB 362

INTRODUCER: Senators Hooper, Stewart, Harrell, and others

SUBJECT: Florida Tourism Marketing

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Reeve	McKay	CM	<b>Favorable</b>
2. Hrdlicka	Hrdlicka	ATD	<b>Recommend: Favorable</b>
3. Hrdlicka	Kynoch	AP	<b>Favorable</b>

---

## I. Summary:

SB 362 extends the scheduled repeal date for the Florida Tourism Industry Marketing Corporation, doing business as VISIT FLORIDA, until October 1, 2028, and removes the scheduled repeal date for the Division of Tourism Marketing within Enterprise Florida, Inc.

Without the bill, the statutory provisions for these entities will be repealed on July 1, 2020.

The five-year average of appropriations to VISIT FLORIDA is \$70.8 million. If VISIT FLORIDA is repealed on July 1, 2020, the dissolved entity's assets, after all legal liabilities and obligations have been paid or adequate provision for them have been made, will revert to the state.

The bill takes effect upon becoming law.

## II. Present Situation:

### Enterprise Florida, Inc., and VISIT FLORIDA

Enterprise Florida, Inc., (EFI) is a non-profit corporation created to act as the state's economic development organization, using expertise from both the private and public sectors. EFI is not a unit of state government.<sup>1</sup>

EFI is statutorily required to maintain at least five divisions related to the following areas:

- International trade and business development;
- Business retention and recruitment;
- Tourism marketing;

---

<sup>1</sup> Sections 288.901(1) and (2), F.S.

- Minority business development; and
- Sports industry development.<sup>2</sup>

EFI's Division of Tourism Marketing is the mechanism created in statute through which EFI interacts and contracts with its direct support organization, VISIT FLORIDA. VISIT FLORIDA is the fictitious name for the Florida Tourism Industry Marketing Corporation, a non-profit corporation that serves as Florida's statewide destination marketing organization and represents the state's tourism industry.<sup>3</sup> In practice, VISIT FLORIDA is EFI's tourism marketing division. The division is staffed by VISIT FLORIDA, but that staff is not employed by EFI.<sup>4</sup> VISIT FLORIDA's primary responsibilities include:

- Administering domestic and international advertising campaigns;
- Conducting research on tourism and travel trends;
- Coordinating domestic and international marketing activities; and
- Managing the state's four welcome centers.<sup>5</sup>

VISIT FLORIDA is required to develop a four-year marketing plan for the state that addresses issues such as continuation of tourism growth in Florida, expansion to new or underrepresented markets, coordination with local and private sector partners on tourism advertising, and addressing emergency responses to disasters from a marketing standpoint.<sup>6</sup>

VISIT FLORIDA also administers a number of small grant programs that provide organizations and state agencies funding for certain tourism-related activities. Grant funds average less than \$700,000 per year.<sup>7</sup>

EFI, in conjunction with the Department of Economic Opportunity (DEO), appoints VISIT FLORIDA's 31-member board of directors. The board "provides guidance, input, and insight into the evolution and development of [VISIT FLORIDA] programs, processes, and messages; acts as a steering council for various committees; and works directly with [VISIT FLORIDA] executive staff to guide strategy."<sup>8</sup> VISIT FLORIDA's board of directors is composed of 16 regional members, with at least two representing each of the six statutorily designated geographic areas of the state, and 15 additional tourism industry related members, including:

- One from the statewide rental car industry;
- Seven from tourist-related statewide associations;
- Three from county destination marketing organizations;
- One from the cruise industry;
- One from an automobile and travel services membership organization;

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<sup>2</sup> Section 288.92, F.S.

<sup>3</sup> Section 288.1226, F.S. The fictitious name is registered with the Department of State, registration no. G18000088414.

<sup>4</sup> Section 288.923(5), F.S.

<sup>5</sup> Office of Program Policy Analysis and Government Accountability, *Florida Economic Development Program Evaluations – Year 5*, 21 (December 2017), available at <http://www.oppaga.state.fl.us/MonitorDocs/Reports/pdf/1713rpt.pdf> (last visited Jan. 18, 2020). Pursuant to s. 288.12265, F.S., VISIT FLORIDA contracts with the Department of Transportation through EFI to employ staff and operate the welcome centers. See also VISIT FLORIDA, *Florida Welcome Centers*, available at <https://www.visitflorida.com/en-us/visitor-services/florida-welcome-centers.html> (last visited Jan. 18, 2020).

<sup>6</sup> Section 288.923(4)(c), F.S.

<sup>7</sup> *Florida Economic Development Program Evaluations – Year 5* at 23 and 35.

<sup>8</sup> *Id.* at 21.

- One from the airline industry; and
- One from the space tourism industry.<sup>9</sup>

For the 2019-2020 fiscal year, VISIT FLORIDA received an appropriation of \$50 million.<sup>10</sup> Payments are made to VISIT FLORIDA through EFI from the DEO. VISIT FLORIDA enters into a funding agreement with EFI and the DEO and an operating agreement with EFI.<sup>11</sup>

Both VISIT FLORIDA and EFI's division of tourism marketing will sunset on July 1, 2020, unless reviewed and saved from repeal by the Legislature.<sup>12</sup>

### **Economic Development Programs Evaluations**

Pursuant to s. 288.0001(2)(b), F.S., the Office of Economic and Demographic Research (EDR) and the Office of Program Policy Analysis and Government Accountability (OPPAGA) must provide a detailed analysis of certain economic development programs according to a recurring schedule established in law. VISIT FLORIDA's most recent evaluation was completed in January 2018 and covered Fiscal Years 2013-2014, 2014-2015, and 2015-2016.

#### ***OPPAGA Review***

The OPPAGA is required to evaluate programs for effectiveness and value to the state taxpayers and to provide recommendations for consideration by the Legislature. The review determined that Florida is outpacing several other states in tourism growth and has a significant competitive advantage compared to other states with strong tourism industries, such as California, Nevada, New York, and Texas.<sup>13</sup>

As a public-private partnership, VISIT FLORIDA is required to obtain private sector contributions to match public contributions. Eligible matching contributions come from four categories:

- Direct cash contributions;
- Fees for services;
- Cooperative advertising, which is limited to partner expenditures for paid media placement and actual market value of contributed products, air time, and print space; and
- In-kind contributions, which is limited to the actual market value of promotional contributions of partner-supplied benefits or of nonpartner-supplied airtime or print space.<sup>14</sup>

VISIT FLORIDA has continually met the statutorily required one-to-one match of public and private funding. Over the review period, 73 percent of private sector contributions were in the

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<sup>9</sup> Section 288.1226(4), F.S.

<sup>10</sup> Specific Appropriation 2328, s. 6, ch. 2019-115, L.O.F.

<sup>11</sup> See *Funding Agreement SB20-003 – Agreement between the Department of Economic Opportunity, Enterprise Florida, Inc., and the Florida Tourism Industry Marketing Corporation*, executed September 13, 2019, available at <https://facts.fldfs.com/Search/ContractDetail.aspx?AgencyId=400000&ContractId=S0118&Tab=1> (last visited Jan. 18, 2020).

<sup>12</sup> Sections 288.1226(14) and 288.923(6), F.S. The 2019-2020 fiscal year implementing bill extended the repeal date from October 1, 2019, to July 1, 2020. See s. 99, ch. 2019-116, L.O.F.

<sup>13</sup> *Florida Economic Development Program Evaluations – Year 5* at 19.

<sup>14</sup> Section 288.1226(6), F.S.

form of industry-contributed promotional value.<sup>15</sup> On average, VISIT FLORIDA spends 64 percent of its annual budget on media and industry cooperative advertising efforts; most of the remaining expenditures are comprised of fees and services and salaries and benefits. Certain contracts are subject to several reporting and transparency requirements.<sup>16</sup>

VISIT FLORIDA's paying partners, which include members of the hospitality, entertainment, and outdoor recreation industries, have expressed overall support for the agency's mission and services.

### ***EDR Review***

The EDR is required to analyze the economic benefits of the programs included in the OPPAGA's program evaluation. Economic benefit is defined as the direct, indirect, and induced gains in state revenues as a percentage of the state's investment, including state grants, tax exemptions, tax refunds, tax credits, and other state incentives.<sup>17</sup> The EDR uses the terms economic benefit and return on investment (ROI) synonymously; these terms do not address the overall effectiveness or benefit of a program and instead focus on tangible financial gains or losses to state revenues.<sup>18</sup>

In its most recent review period, VISIT FLORIDA generated a positive ROI of 2.15. For every dollar spent on VISIT FLORIDA's marketing efforts, the state received \$2.15 back in tax revenue. From the state's investment of \$210.5 million over the review period, VISIT FLORIDA contributed approximately \$13.5 billion to Florida's GDP and \$453.2 million in state revenue. VISIT FLORIDA's positive ROI benefited from both the aggregate amount of spending and the types of purchases made by tourists, the majority of which are subject to state sales and use tax.<sup>19</sup>

Though it is difficult to determine VISIT FLORIDA's precise influence on the state's tourism industry compared to that of other marketing efforts, the EDR used the agency's Visitor Influencer Study to approximate that the agency was responsible for almost 10 percent of all marketing-influenced tourists over the review period.<sup>20</sup>

### **III. Effect of Proposed Changes:**

The bill extends the scheduled repeal date for the Florida Tourism Industry Marketing Corporation, known as VISIT FLORIDA, until October 1, 2028. The bill removes the scheduled

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<sup>15</sup> *Florida Economic Development Program Evaluations – Year 5* at 22.

<sup>16</sup> Chapter 2017-233, s. 17, L.O.F., created reporting and transparency requirements for contracts valued at \$500,000 or more as well as new provisions for private sector contributions. *See* s. 288.1226(6) and (13), F.S.

<sup>17</sup> Section 288.005(1), F.S., and Office of Economic and Demographic Research, *Return on Investment for VISIT FLORIDA*, 1 (January 1, 2018), available at <http://edr.state.fl.us/Content/returnoninvestment/Tourism2018.pdf> (last visited Jan. 18, 2020).

<sup>18</sup> *Return on Investment for VISIT FLORIDA* at 22. ROI is calculated by summing state revenues generated by a program less state expenditures invested in the program, and dividing that amount by the state's investment. EDR uses the Statewide Model, a model that simulates Florida's economy and captures the indirect and induced economic activity resulting from direct program effects, to calculate these numbers.

<sup>19</sup> *Id.* at 25.

<sup>20</sup> *Id.* at 19. This label is used to distinguished tourists from those who visited Florida due to other influences, such as visiting family and friends or participating in a specific hobby or pastime.

repeal date for the division of tourism marketing within Enterprise Florida, Inc. Without the bill, the statutory authorizations for these entities would be repealed on July 1, 2020.

The bill takes effect upon becoming law.

#### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

#### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The five-year average of appropriations to VISIT FLORIDA is \$70.8 million.<sup>21</sup> If VISIT FLORIDA is repealed on July 1, 2020, the dissolved entity's assets, after all legal liabilities and obligations have been paid or adequate provisions have been made, will revert to the state.

#### **VI. Technical Deficiencies:**

None.

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<sup>21</sup> Specific Appropriation 2328, s. 6, ch. 2019-115, L.O.F.; SA 2239, s. 6, ch. 2019-8, L.O.F.; s. 26, ch. 2017-233, L.O.F.; SA 2240, s. 6, ch. 2016-66, L.O.F.; and SA 2254, s. 6, ch. 2015-232, L.O.F.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 288.1226 and 288.923

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By Senator Hooper

16-00576-20

2020362\_\_

A bill to be entitled

An act relating to Florida tourism marketing; amending s. 288.1226, F.S.; revising the scheduled repeal of the Florida Tourism Industry Marketing Corporation direct-support organization; amending s. 288.923, F.S.; abrogating the scheduled repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.; providing an effective date.

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

Section 1. Subsection (14) of section 288.1226, Florida Statutes, is amended to read:

288.1226 Florida Tourism Industry Marketing Corporation; use of property; board of directors; duties; audit.—

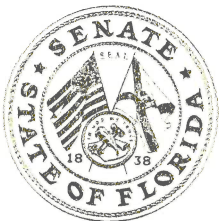
(14) REPEAL.—This section is repealed October 1, 2028 ~~July 1, 2020~~, unless reviewed and saved from repeal by the Legislature.

Section 2. Subsection (6) of section 288.923, Florida Statutes, is amended to read:

288.923 Division of Tourism Marketing; definitions; responsibilities.—

~~(6) This section is repealed July 1, 2020, unless reviewed and saved from repeal by the Legislature.~~

Section 3. This act shall take effect upon becoming a law.



# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

**SENATOR ED HOOPER**  
16th District

**COMMITTEES:**  
Governmental Oversight and Accountability, Chair  
Appropriations Subcommittee on Agriculture,  
Environment, and General Government  
Appropriations Subcommittee on Health and  
Human Services  
Health Policy  
Infrastructure and Security  
Joint Select Committee on Collective Bargaining,  
Alternating Chair  
Joint Administrative Procedures Committee

January 30<sup>th</sup>, 2020

Honorable Rob Bradley, Chair  
Committee on Appropriations  
201 Capitol Building  
404 South Monroe Street  
Tallahassee, FL 32399-1100

Dear Chair Bradley,

I am writing to request that SB 362, Florida Tourism Marketing, be placed on the agenda to be heard in the Appropriations Committee.

I appreciate your consideration in this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ed Hooper", is written over a blue circular stamp. The signature is fluid and cursive.

Ed Hooper

SENATE APPROPRIATIONS  
RECEIVED  
2020 JAN 30 AM 8:50  
SENT TO: CHAIRMAN  
STAFF DIR. STAFF

Cc: Staff Director, Cynthia Sauls Kynoch  
Administrative Assistant, Alicia Weiss

**REPLY TO:**

- ☐ 3450 East Lake Road, Suite 305, Palm Harbor, Florida 34685-2411 (727) 771-2102
- ☐ 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5016

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20

Meeting Date

362

Bill Number (if applicable)

Topic FL Tourism MKTG.

Amendment Barcode (if applicable)

Name Andy Dubois

Job Title \_\_\_\_\_

Address 22011 Breezy Oak Dr

Phone 352 874 5084

Street

Howey in the Hills FL 34737

City

State

Zip

Email andy@libertycitizen.com

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Feb. 5, 2020

Meeting Date

SB 362

Bill Number (if applicable)

Topic Florida Tourism Marketing

Amendment Barcode (if applicable)

Name Richard Turner

Job Title Senior Vice President

Address 230 S. Adams

Phone 850 224-2250

Tallahassee FL 32301  
City State Zip

Email RTurner@FRLA.org

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Restaurant & Lodging Association

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2010

Meeting Date

SB 362

Bill Number (if applicable)

Topic Florida Tourism Marketing

Amendment Barcode (if applicable)

Name Lauren Storch

Job Title Government Relations Coordinator

Address 651 E. Kennedy Blvd.

Phone 813-274-6831

Street

Tampa

City

FL

State

33602

Zip

Email storchla@Hcfl.gov.net

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Hillsborough County

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE  
**APPEARANCE RECORD**

02/05/2020

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 362

Bill Number (if applicable)

Topic ~~Florida~~ TOURISM MARKETING

Amendment Barcode (if applicable)

Name CESAR GRAJALES

Job Title COALITIONS DIRECTOR

Address \_\_\_\_\_

Phone 786 260.9083

Street

TALLAHASSEE

City

State

FL

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☒ Against  
(The Chair will read this information into the record.)

Representing AMERICANS FOR PROSPERITY

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020

Meeting Date

362

Bill Number (if applicable)

Topic Florida Tourism Marketing

Amendment Barcode (if applicable)

Name Carolyn Johnson

Job Title Policy Director

Address 136 S. Bronough St

Phone \_\_\_\_\_

Street

Tallahassee

City

FL

State

32301

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Chamber of Commerce

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

*Meeting Date*

362

*Bill Number (if applicable)*

Topic Florida Tourism Marketing

*Amendment Barcode (if applicable)*

Name Brewster Bevis

Job Title Senior Vice President

Address 516 N Adams St

Phone 224-7173

*Street*

Tallahassee

FL

32301

Email bbevis@aif.com

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Associated Industries of Florida

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)



THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

5 FEB 2020  
Meeting Date

SB 362  
Bill Number (if applicable)

Topic FLA. TOURISM MARKETING

Amendment Barcode (if applicable)

Name JACK HEBERT

Job Title GOVT. AFFAIRS DIR.

Address 2655 ULMERTON RD #276  
Street

Phone 727 560 3323

CLEARWATER FL 33762  
City State Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing AMERICAN ADVERTISING FEDERATION

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

---

BILL: SB 486

INTRODUCER: Senator Bradley

SUBJECT: Florida Best and Brightest Programs

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Brick</u>	<u>Sikes</u>	<u>ED</u>	<b>Favorable</b>
2. <u>Underhill</u>	<u>Elwell</u>	<u>AED</u>	<b>Recommend: Favorable</b>
3. <u>Underhill</u>	<u>Kynoch</u>	<u>AP</u>	<b>Favorable</b>

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## **I. Summary:**

SB 486 repeals the Florida Best and Brightest Teacher Program, the Florida Best and Brightest Principal Program, and the Florida Best and Brightest Teacher and Principal Allocation.

In the 2019-2020 fiscal year, the Legislature appropriated \$284.5 million for the Florida Best and Brightest Teacher and Principal Allocation through the Florida Education Finance Program.

The bill takes effect July 1, 2020.

## **II. Present Situation:**

In 2015, the Legislature established the Florida Best and Brightest Teacher Scholarship Program to award scholarships to highly effective classroom teachers who demonstrate a high level of academic achievement.<sup>1</sup> In 2017, the Legislature established the Florida Best and Brightest Principal Scholarship Program to provide categorical funding for scholarships to school principals who recruit and retain a high percentage of best and brightest teachers.<sup>2</sup> In 2019, the Legislature revised the Best and Brightest Teacher Scholarship Program to remove a teacher's scores on qualifying academic assessments as a factor in determining eligibility for the award and created the Florida Best and Brightest Teacher and Principal Allocation to fund both programs within the Florida Education Finance Program (FEFP).<sup>3</sup>

The Florida Best and Brightest Teacher Program authorizes three types of monetary awards for teachers – recruitment, retention and recognition – each with distinct criteria for determining

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<sup>1</sup> Specific Appropriation 99A, s. 2, ch. 2015-232L.O.F.

<sup>2</sup> Section 47, ch. 2017-116, L.O.F.

<sup>3</sup> Sections 19-20, ch. 2019-23, L.O.F.

eligibility.<sup>4</sup> The Florida Best and Brightest Principal Program authorizes monetary awards to school principals based on school performance.

### **The Florida Best and Brightest Teacher Program**

The Florida Best and Brightest Teacher Program provides bonuses to recruit, retain, and recognize teachers who meet the needs of the state and achieve success in the classroom. The law provides the following awards:<sup>5</sup>

- Recruitment awards for newly hired teachers who are content experts in mathematics, science, computer science, reading, or civics.<sup>6</sup>
- Retention awards for teachers rated as “highly effective” or “effective” the preceding year who teach in a school that has demonstrated academic improvement, as evidenced by the school improving an average of three percentage points or more in the percentage of total possible points achieved for determining school grades over the prior three years.
- Recognition awards for instructional personnel rated as “highly effective” or “effective” and selected by the school principal based on performance criteria and policies adopted by the district school board.

### **The Florida Best and Brightest Principal Program**

A school principal is eligible for an award under the Florida Best and Brightest Principal Program if the principal has been serving as school principal at his or her school for at least four consecutive school years, and the school has improved an average of three percentage points or more in the percentage of total possible points achieved for determining school grades over the prior three years.<sup>7</sup>

### **The Florida Best and Brightest Teacher and Principal Allocation**

The Florida Best and Brightest Teacher and Principal Allocation provides the funding for the Best and Brightest Teacher and Principal Programs. All award amounts for the programs are specified annually in the General Appropriations Act (GAA) and distributed to each school district based on the district’s proportionate share of FEFP base funding.<sup>8</sup> For the 2019-2020 fiscal year, the Legislature appropriated \$284.5 million for Best and Brightest Teacher and Principal program awards, including:<sup>9</sup>

- One-time recruitment awards of up to \$4,000;
- Retention awards of \$2,500 for highly effective teachers and \$1,000 for effective teachers;
- Principal awards of \$5,000.

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<sup>4</sup> Section 1012.731, F.S.

<sup>5</sup> Section 1012.731, F.S.

<sup>6</sup> The Florida Department of Education establishes the criteria, which is set forth in Rule 6A-1.0503, F.A.C., for determining which teachers qualify as content experts. Section 1012.731(3)(a), F.S.

<sup>7</sup> Section 1012.732, F.S.

<sup>8</sup> Section 1011.62(18), F.S.

<sup>9</sup> Specific Appropriation 93, s. 2, ch. 2019-115, L.O.F.

If the calculated awards exceed the allocation, a school district may prorate the awards.<sup>10</sup> A school district may provide recognition awards for instructional personnel from funds remaining after the payment of all awards for principals and teacher recruitment and retention.<sup>11</sup>

### **III. Effect of Proposed Changes:**

The bill repeals the Florida Best and Brightest Teacher Program, the Florida Best and Brightest Principal Program, and the Florida Best and Brightest Teacher and Principal Allocation. The repeal of these programs and the associated allocation may result in the elimination of awards available for eligible teachers, principals, and instructional personnel under the programs.

The bill takes effect July 1, 2020.

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

None.

#### **B. Public Records/Open Meetings Issues:**

None.

#### **C. Trust Funds Restrictions:**

None.

#### **D. State Tax or Fee Increases:**

None.

#### **E. Other Constitutional Issues:**

None.

### **V. Fiscal Impact Statement:**

#### **A. Tax/Fee Issues:**

None.

#### **B. Private Sector Impact:**

SB 486 may result in the elimination of awards currently available for eligible teachers, principals, and instructional personnel under the Florida Best and Brightest Teacher and Principal Programs.

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<sup>10</sup> Section 1011.62(18), F.S.

<sup>11</sup> Section 1012.731(3)(c), F.S.

**C. Government Sector Impact:**

In the 2019-2020 fiscal year, the Legislature appropriated \$284.5 million for the Florida Best and Brightest Teacher and Principal Allocation through the Florida Education Finance Program. The appropriation of such funds may no longer be necessary with the repeal of the Florida Best and Brightest Teacher and Principal Programs and the associated allocation.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 1011.62 and 1011.71.

The bill repeals the following sections of the Florida Statutes: 1012.731 and 1012.732.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

By Senator Bradley

5-00798-20

2020486\_\_

1 A bill to be entitled  
 2 An act relating to the Florida Best and Brightest  
 3 programs; repealing s. 1012.731, F.S., relating to the  
 4 Florida Best and Brightest Teacher Program; repealing  
 5 s. 1012.732, F.S., relating to the Florida Best and  
 6 Brightest Principal Program; amending s. 1011.62,  
 7 F.S.; conforming provisions to changes made by the  
 8 act; amending s. 1011.71, F.S.; conforming a cross-  
 9 reference; providing an effective date.  
 10  
 11 Be It Enacted by the Legislature of the State of Florida:  
 12  
 13 Section 1. Section 1012.731, Florida Statutes, is repealed.  
 14 Section 2. Section 1012.732, Florida Statutes, is repealed.  
 15 Section 3. Paragraph (a) of subsection (4) and subsections  
 16 (11), (14), and (18) of section 1011.62, Florida Statutes, are  
 17 amended to read:  
 18 1011.62 Funds for operation of schools.—If the annual  
 19 allocation from the Florida Education Finance Program to each  
 20 district for operation of schools is not determined in the  
 21 annual appropriations act or the substantive bill implementing  
 22 the annual appropriations act, it shall be determined as  
 23 follows:  
 24 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The  
 25 Legislature shall prescribe the aggregate required local effort  
 26 for all school districts collectively as an item in the General  
 27 Appropriations Act for each fiscal year. The amount that each  
 28 district shall provide annually toward the cost of the Florida  
 29 Education Finance Program for kindergarten through grade 12

Page 1 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

5-00798-20

2020486\_\_

30 programs shall be calculated as follows:  
 31 (a) *Estimated taxable value calculations.*—  
 32 1.a. Not later than 2 working days before July 19, the  
 33 Department of Revenue shall certify to the Commissioner of  
 34 Education its most recent estimate of the taxable value for  
 35 school purposes in each school district and the total for all  
 36 school districts in the state for the current calendar year  
 37 based on the latest available data obtained from the local  
 38 property appraisers. The value certified shall be the taxable  
 39 value for school purposes for that year, and no further  
 40 adjustments shall be made, except those made pursuant to  
 41 paragraphs (c) and (d), or an assessment roll change required by  
 42 final judicial decisions as specified in paragraph (18) (b)  
 43 ~~(19) (b)~~. Not later than July 19, the Commissioner of Education  
 44 shall compute a millage rate, rounded to the next highest one  
 45 one-thousandth of a mill, which, when applied to 96 percent of  
 46 the estimated state total taxable value for school purposes,  
 47 would generate the prescribed aggregate required local effort  
 48 for that year for all districts. The Commissioner of Education  
 49 shall certify to each district school board the millage rate,  
 50 computed as prescribed in this subparagraph, as the minimum  
 51 millage rate necessary to provide the district required local  
 52 effort for that year.  
 53 b. The General Appropriations Act shall direct the  
 54 computation of the statewide adjusted aggregate amount for  
 55 required local effort for all school districts collectively from  
 56 ad valorem taxes to ensure that no school district's revenue  
 57 from required local effort millage will produce more than 90  
 58 percent of the district's total Florida Education Finance

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Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may annually provide in the Florida Education Finance Program a virtual education contribution. The amount of the virtual education contribution shall be the difference between the amount per FTE established in the General Appropriations Act for virtual education and the amount per FTE for each district and the Florida Virtual School, which may be calculated by taking the sum of the base FEFP allocation, the discretionary local effort, the state-funded discretionary contribution, the discretionary millage compression supplement, the research-based

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reading instruction allocation, ~~the best and brightest teacher and principal allocation~~, and the instructional materials allocation, and then dividing by the total unweighted FTE. This difference shall be multiplied by the virtual education unweighted FTE for programs and options identified in s. 1002.455 and the Florida Virtual School and its franchises to equal the virtual education contribution and shall be included as a separate allocation in the funding formula.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student, which shall include the adjusted FTE dollars as provided in subsection (18) ~~(19)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (18) ~~(19)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be

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implemented to the extent specifically funded.

~~(18) THE FLORIDA BEST AND BRIGHTEST TEACHER AND PRINCIPAL ALLOCATION.~~

~~(a) The Florida Best and Brightest Teacher and Principal Allocation is created to recruit, retain, and recognize classroom teachers and instructional personnel who meet the criteria established in s. 1012.731 and reward principals who meet the criteria established in s. 1012.732. Subject to annual appropriation, each school district shall receive an allocation based on the district's proportionate share of FEFP base funding. The Legislature may specify a minimum allocation for all districts in the General Appropriations Act.~~

~~(b) From the allocation, each district shall provide the following:~~

~~1. A one-time recruitment award, as provided in s.~~

~~1012.731(3)(a);~~

~~2. A retention award, as provided in s. 1012.731(3)(b); and~~

~~3. A recognition award, as provided in s. 1012.731(3)(c) from the remaining balance of the appropriation after the payment of all other awards authorized under ss. 1012.731 and 1012.732.~~

~~(c) From the allocation, each district shall provide eligible principals an award as provided in s. 1012.732(3).~~

~~If a district's calculated awards exceed the allocation, the district may prorate the awards.~~

Section 4. Subsection (1) of section 1011.71, Florida Statutes, is amended to read:

1011.71 District school tax.—

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(1) If the district school tax is not provided in the General Appropriations Act or the substantive bill implementing the General Appropriations Act, each district school board desiring to participate in the state allocation of funds for current operation as prescribed by s. 1011.62(18) ~~s. 1011.62(19)~~ shall levy on the taxable value for school purposes of the district, exclusive of millage voted under s. 9(b) or s. 12, Art. VII of the State Constitution, a millage rate not to exceed the amount certified by the commissioner as the minimum millage rate necessary to provide the district required local effort for the current year, pursuant to s. 1011.62(4)(a)1. In addition to the required local effort millage levy, each district school board may levy a nonvoted current operating discretionary millage. The Legislature shall prescribe annually in the appropriations act the maximum amount of millage a district may levy.

Section 5. This act shall take effect July 1, 2020.

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**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/SB 500

INTRODUCER: Health Policy Committee and Senator Harrell

SUBJECT: Prohibited Acts by Health Care Practitioners

DATE: February 4, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Rossitto-Van Winkle	Brown	HP	<b>Fav/CS</b>
2.	Howard	Kynoch	AP	<b>Favorable</b>
3.			RC	

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/SB 500 creates section 456.0465, Florida Statutes, to prohibit a health care practitioner from using certain professional titles that are typically used by allopathic, osteopathic, or podiatric physicians, or dentists, unless the practitioner is licensed or registered by the Department of Health (department) to practice as such. The bill creates exceptions for chiropractic physicians, diplomates, and fellows, and dentists who have achieved diplomate or board certification status. The bill authorizes the department to issue emergency cease and desist orders and take disciplinary action against offending practitioners and gives the department rule making authority.

The bill has an insignificant fiscal impact on the department that can be absorbed within existing resources.

The bill takes effect upon becoming a law.

## II. Present Situation:

### The Department of Health

The Legislature created the Department of Health (department) to protect and promote the health of all residents and visitors in the state.<sup>1</sup> The department is charged with the regulation of health practitioners for the preservation of the health, safety, and welfare of the public. The Division of Medical Quality Assurance (MQA) is responsible for the boards<sup>2</sup> and professions within the department.<sup>3</sup> The health care practitioners licensed by the department include the following:

- Acupuncturist;<sup>4</sup>
- Allopathic physicians and physician assistants;<sup>5</sup>
- Osteopathic physicians and physician assistants;<sup>6</sup>
- Chiropractic physicians, physician assistants, and registered chiropractic assistants;<sup>7</sup>
- Podiatric physicians;<sup>8</sup>
- Naturopathic physicians;<sup>9</sup>
- Optometrists;<sup>10</sup>
- Advanced practice registered nurses, registered nurses, licensed practical nurses and certified nursing assistant;<sup>11</sup>
- Pharmacists;<sup>12</sup>
- Dentists, dental hygienist and dental laboratories;<sup>13</sup>
- Midwives;<sup>14</sup>
- Speech and language pathologists;<sup>15</sup>
- Audiologists;<sup>16</sup>
- Occupational therapists;<sup>17</sup>
- Respiratory therapists;<sup>18</sup>
- Dieticians and nutritionists;<sup>19</sup>
- Athletic trainers;<sup>20</sup>

<sup>1</sup> Section 20.43, F.S.

<sup>2</sup> Under s. 456.001(1), F.S., “board” is defined as any board, commission, or other statutorily created entity, to the extent such entity is authorized to exercise regulatory or rulemaking functions within the department or, in some cases, within the department MQA.

<sup>3</sup> Section 20.43, F.S.

<sup>4</sup> Chapter 457, F.S.

<sup>5</sup> Chapter 458, F.S.

<sup>6</sup> Chapter 459, F.S.

<sup>7</sup> Chapter 460, F.S.

<sup>8</sup> Chapter 461, F.S.

<sup>9</sup> Chapter 462, F.S.

<sup>10</sup> Chapter 463, F.S.

<sup>11</sup> Chapter 464, F.S.

<sup>12</sup> Chapter 465, F.S.

<sup>13</sup> Chapter 466, F.S.

<sup>14</sup> Chapter 467, F.S.

<sup>15</sup> Part I, Chapter 468, F.S.

<sup>16</sup> *Id.*

<sup>17</sup> Part III, Chapter 468, F.S.

<sup>18</sup> Part V, Chapter 468, F.S.

<sup>19</sup> Part X, Chapter 468, F.S.

<sup>20</sup> Part XIII, Chapter 468, F.S.

- Orthotists, prosthetists, and pedorthists;<sup>21</sup>
- Electrologists;<sup>22</sup>
- Massage therapists;<sup>23</sup>
- Clinical laboratory personnel;<sup>24</sup>
- Medical physicists;<sup>25</sup>
- Opticians;<sup>26</sup>
- Hearing aid specialists;<sup>27</sup>
- Physical therapists;<sup>28</sup>
- Psychologists and school psychologists;<sup>29</sup> and
- Clinical social workers, mental health counselors and marriage and family therapists.<sup>30</sup>

For each profession under the jurisdiction of the department, the department appoints the board executive director, subject to board approval.<sup>31</sup> The duties conferred on the boards do not include the enlargement, modification, or contravention of the scope of practice of a profession regulated by each board, unless expressly and specifically granted by statute, but the boards may take disciplinary action against a licensee or issue a declaratory statement.<sup>32</sup> Each board member is appointed by the Governor and accountable to the Governor for the proper performance of his or her duties as a member of a board.<sup>33</sup>

### ***Board of Medicine (BOM)***

The BOM was established to ensure that every physician practicing in this state meets minimum requirements for safe practice. The practice of medicine is a privilege granted by the state. The BOM, through efficient and dedicated organization, is directed to license, monitor, discipline, educate, and, when appropriate, rehabilitate physicians and other practitioners to assure their fitness and competence.<sup>34</sup>

### ***Board of Osteopathic Medicine (BOOM)***

The BOOM was legislatively established to ensure that every osteopathic physician practicing in this state meets minimum requirements for safe practice. The BOOM is responsible for licensing, monitoring, disciplining, and educating osteopathic physicians to assure competency and safety to practice in Florida.<sup>35</sup>

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<sup>21</sup> Part XIV, Chapter 468, F.S.

<sup>22</sup> Chapter 478, F.S.

<sup>23</sup> Chapter 480, F.S.

<sup>24</sup> Part II, Chapter 483, F.S.

<sup>25</sup> Part III, Chapter 483, F.S.

<sup>26</sup> Part I, Chapter 484, F.S.

<sup>27</sup> Part II, Chapter 484, F.S.

<sup>28</sup> Chapter 486, F.S.

<sup>29</sup> Chapter 490, F.S.

<sup>30</sup> Chapter 491, F.S.

<sup>31</sup> Section 456.004, F.S.

<sup>32</sup> Section 456.003(6), F.S.

<sup>33</sup> Section 456.008, F.S.

<sup>34</sup> The Department of Health, *Board of Medicine*, available at: <https://flboardofmedicine.gov/> (last visited Jan. 7, 2020).

<sup>35</sup> The Department of Health, *Board of Osteopathic Medicine*, available at: <https://floridasosteopathicmedicine.gov/> (last visited Jan. 7, 2020).

***Board of Podiatric Medicine (BPM)***

The BPM was established to ensure that every podiatric physician practicing in this state meets minimum requirements for safe practice. The BPM is directed to license, monitor, discipline, educate, and, when appropriate, rehabilitate practitioners to assure their competence.<sup>36</sup>

***Board of Dentistry (BOD)***

The BOD was established to ensure that every dentist and dental hygienist practicing in this state meets minimum requirements for safe practice. The practice of the profession is a privilege granted by the state. The BOD is responsible for licensure, monitoring and ensuring the safe practice of dentists and dental hygienists.<sup>37</sup>

***Board of Chiropractic Medicine (BCM)***

The BCM was established to ensure that every chiropractic physician practicing in this state meets minimum requirements for safe practice. The BCM is responsible for licensure, monitoring and ensuring the safe practice of chiropractic professionals to assure competency and safety to practice.<sup>38</sup>

***Board of Nursing (BON)***

The BON licenses, monitors, disciplines, educates, and, when appropriate, rehabilitates its licensees to assure their fitness and competence in providing health care services for the people of Florida. The sole legislative purpose in enacting the Nurse Practice Act is to ensure that every nurse practicing in Florida meets minimum requirements for safe practice. It is the intent of the Legislature that nurses who fall below minimum competency or who otherwise present a danger to the public shall be prohibited from practicing in Florida.<sup>39</sup>

Section 464.015, F.S., clearly specifies the permissible nursing titles a person may use that holds a valid nursing license in this state, or a multistate license, as follows:

- Licensed Practical Nurse - L.P.N.;
- Registered Nurse - R.N.;
- Clinical Nurse Specialist - C.N.S.;
- Certified Registered Nurse Anesthetist - C.R.N.A. or nurse anesthetist;
- Certified Nurse Midwife - C.N.M. or nurse midwife; and
- Advanced Practice Registered Nurse - A.P.R.N.

A person may not practice or advertise as a registered nurse, licensed practical nurse, clinical nurse specialist, certified registered nurse anesthetist, certified nurse midwife, certified nurse practitioner, or advanced practice registered nurse, or use the abbreviation R.N., L.P.N., C.N.S., C.R.N.A., C.N.M., C.N.P., or A.P.R.N., or take any other action that would lead the public to

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<sup>36</sup> The Department of Health, *Board of Podiatric Medicine*, available at: <https://floridaspodiatricmedicine.gov/> (last visited Jan. 7, 2020).

<sup>37</sup> The Department of Health, *Board of Dentistry*, available at: <https://floridasdentistry.gov/> (last visited Jan. 10, 2020).

<sup>38</sup> The Department of Health, *Board of Chiropractic Medicine*, available at: <https://floridaschiropracticmedicine.gov/> (last visited Jan. 10, 2020).

<sup>39</sup> The Department of Health, *Board of Nursing*, available at: <https://floridasnursing.gov/> (last visited Jan. 7, 2020).

believe that person was authorized by law to practice professional nursing, if the person is not licensed as such, and to do so is a first degree misdemeanor.<sup>40</sup>

On August 8, 2019, at the general BON meeting, the BON considered requests for declaratory statements.<sup>41</sup> The second request for a declaratory statement was made by John P. McDonough, A.P.R.N., license number A.P.R.N. 3344982.<sup>42</sup>

McDonough's Petition for Declaratory Statement acknowledged that the type of Florida nursing license he holds is as a *A.P.R.N.*, and that he is a certified registered nurse anesthetist (C.R.N.A.), but requested that he be permitted to use the phrase "nurse anesthesiologist" as a descriptor for him or his practice, and that the BON not subject him to discipline under ss. 456.072 and 464.018, F.S.,<sup>43</sup> based on the following grounds:

- A New Hampshire Board of Nursing's Position Statement that the nomenclature, *Nurse Anesthesiologist* and *Certified Registered Nurse Anesthesiologist*, are not title changes or an expansion of scope of practice, but are optional, accurate descriptors;<sup>44</sup> and
- Florida law grants no title protection to the words *anesthesiologist* or *anesthetist*.<sup>45</sup>

The Florida Association of Nurse Anesthetists (FANA) and the Florida Medical Association, Inc. (FMA), Florida Society of Anesthesiologists, Inc. (FSA), and Florida Osteopathic Medical Association, Inc. (FOMA), filed timely and legally sufficient<sup>46</sup> motions to intervene<sup>47</sup> pursuant to

<sup>40</sup> Section 464.015, F.S.

<sup>41</sup> Section 120.565, F.S. Provides that, "[a]ny substantially affected person may seek a declaratory statement regarding an agency's opinion as to the applicability of a statutory provision as it applies to the petitioner's particular set of circumstances. The agency must give notice of the filing of a petition in the Florida Administrative Register, provide copies of the petition to the board, and issue a declaratory statement or deny the petition within 90 days after the filing. The declaratory statement or denial of the petition is then noticed in the next Florida Administrative Register, and disposition of a petition is a final agency action."

<sup>42</sup> The Florida Board of Nursing, Meeting Minutes, Disciplinary Hearings & General Business, Section I. Other, E. *Declaratory Statements*, No. 2, Aug. 8, 2019, p. 9, available at: <https://www10.doh.state.fl.us/pub/bon/Board%20Meetings/August%207-9.%202019/Minutes/August%202019%20Full%20Board%20Minutes.pdf> pp. 32-33 (last visited Jan. 3, 2020).

<sup>43</sup> *Petition for Declaratory Statement Before the Board of Nursing, In re: John P. McDonough, A.P.R.N., C.R.N.A., Ed.D.*, filed at the Department of Health, July 10, 2019, (on file with the Senate Committee on Health Policy).

<sup>44</sup> New Hampshire Board of Nursing, *Petition Statement Regarding the use of Nurse Anesthesiologist as a communication tool and Optional [D]escriptor for Certified Registered Nurse Anesthetists (CRNAs)*, Nov. 20, 2018, available at: <https://www.oplc.nh.gov/nursing/documents/nh-bon-nurse-anesthesiologist.pdf> (last visited Nov. 6, 2019).

<sup>45</sup> *Id.*

<sup>46</sup> Fla. Adm. Code R. 28-105.0027(2) and 28.106.205(2) (2019), both of which state that to be legally sufficient, a motion to intervene in a proceeding on a petition for a declaratory statement must contain the following information: (a) The name, address, the e-mail address, and facsimile number, if any, of the intervenor; if the intervenor is not represented by an attorney or qualified representative; (b) The name, address, e-mail address, telephone number, and any facsimile number of the intervenor's attorney or qualified representative, if any; (c) Allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to agency rule, or *that the substantial interests of the intervenor are subject to determination or will be affected by the declaratory statement*; (d) The signature of the intervenor or intervenor's attorney or qualified representative; and (e) The date.

<sup>47</sup> The Florida Medical Association, Inc., Florida Society of Anesthesiologists, Inc., and Florida Osteopathic Medical Association, Inc., *Motion to Intervene In Florida Board of Nursing's Consideration of the Petition for Declaratory Statement in Opposition of Petitioner John P. McDonough, A.P.R.N., C.R.N.A., Ed.D.*, filed at the Department of Health, Aug. 1, 2019, (available in the Office of Senate Health Policy Committee).

Florida Administrative Code Rule 28-106.205.<sup>48</sup> The FANA's petition<sup>49</sup> was in support of petitioner's Declaratory Statement while the motion filed jointly by the FMA, FSA, and FOMA was in opposition.

The FMA, FSA, and FOMA argued they were entitled to participate in the proceedings, on behalf of their members, as the substantial interests of their members, some 32,300, would be adversely affected by the proceeding.<sup>50, 51</sup> Specifically, the FMA, FSA and FOMA argued that the substantial interests of their respective members would be adversely affected by the issuance of a Declaratory Statement that petitioner could use the term "nurse anesthesiologist," without violating ss. 456.072 and 464.018, F.S., on the grounds that:

- A substantial number of their members use the term "anesthesiologist" with the intent and understanding that patients, and potential patients, would recognize the term to refer to them as physicians licensed under Chapters 458 or 459, F.S., not "nurse anesthetists;"
- Sections 458.3475(1)(a) and 459.023(1)(a), F.S., both define the term "anesthesiologist" as a licensed allopathic or osteopathic physician and do not include in those definitions a "nurse anesthetist;"
- The Merriam-Webster Dictionary defines an "anesthesiologist" as a "physician specializing in anesthesiology," not as a nurse specializing in anesthesia; and
- The Legislature clearly intended a distinction between the titles to be used by physicians practicing anesthesiology and nurses delivering anesthesia, to avoid confusion, as s. 464.015(6), F.S., specifically states that:
  - Only persons who hold valid certificates to practice as certified registered nurse anesthetists in this state may use the title "Certified Registered Nurse Anesthetist" and the abbreviations "C.R.N.A." or "nurse anesthetist;" and
  - Petitioner is licensed as a "registered nurse anesthetist" under s. 464.012(1)(a), F.S., and the term "nurse anesthesiologist" is not found in statute.

At the hearing, the attorney for the BON advised the BON that, "[t]he first thing the Board need[ed] to do [was] determine whether or not the organizations that [had] filed petitions to intervene have standing in order to participate in the discussion of the Declaratory Statement"<sup>52</sup> and that:

"Basically in order to make a determination of whether an organization has standing, they have to show that the members of their organization would have an actual injury in fact, or suffer an immediate harm of some sort of immediacy were the Board to issue this particular Declaratory

<sup>48</sup> Fla. Adm. Code. R. 28-106.205 (2019), in pertinent part, provides, "Persons other than the original parties to a pending proceeding whose substantial interest will be affected by the proceeding and who desire to become parties may move the presiding officer for leave to intervene."

<sup>49</sup> *Florida Association of Nurse Anesthetists Motion to Intervene*, filed at the Department of Health, July 31, 2019, (on file with the Senate Committee on Health Policy).

<sup>50</sup> *Supra* note 47.

<sup>51</sup> See also *Florida Home Builders Association, et al., Petitioners, v. Department of Labor And Employment Security, Respondent*, 412 S.2d 351 (Fla. 1982), holding that a trade association does have standing under section 120.56(1) to challenge the validity of an agency ruling on behalf of its members when that association fairly represents members who have been substantially affected by the ruling.

<sup>52</sup> Record at p. 3, ll. 13-17. Declaratory Statement, Dr. John P. McDonough, Before the Board of Nurses, State of Florida, Department of Health, Sanibel Harbor Marriott. (on file with the Senate Committee on Health Policy).

Statement, and then the Board also has to make a determination of whether the nature of the injury would be within the zone of interest that the statute is addressing.”<sup>53</sup>

However, the above special injury standard,<sup>54</sup> provided by board counsel to the BON to apply to determine the organizations’ standing to intervene, based on their members’ substantial interests being affected by the declaratory statement, was held inapplicable to trade associations in *Florida Home Builders Ass’n. v. Department of Labor and Employment Security*, 412 So.2d 351 (Fla. 1982). The Florida Supreme Court, in *Florida Home Builders, Ass’n.*, held that a trade or professional association is able to challenge an agency action on behalf of its members, even though each member could individually challenge the agency action, if the organization could demonstrate that:

- A substantial number of the association members, though not necessarily a majority, would be “substantially affected” by the challenged action;
- The subject matter of the challenged action is within the association’s scope of interest and activity; and
- The relief requested is appropriate for the association’s members.<sup>55</sup>

Thus, the FANA’s motion to intervene was granted, based on the application of an incorrect standard, without the BON making the findings required by *Florida Home Builders, Ass’n.* The motion to intervene filed by the FMA, FSA, and FOMA was denied, also based on the application of an incorrect standard, on the grounds that:

- Their members are regulated by the Board of Medicine, not the Board of Nursing;
- Nursing disciplinary guidelines were being discussed;
- Their members licenses and discipline would not be affected by an interpretation of nursing discipline;<sup>56</sup>and
- Their members are not regulated by the Nurse Practice Act.

A motion was made to approve McDonough’s Petition for Declaratory Statement, and it passed unanimously. Accordingly, McDonough may now use of the term “nurse anesthesiologist” as a descriptor, and such use is not grounds for discipline against his nursing license. However, while s. 120.565, F.S., provides that any person may seek a declaratory statement regarding the potential impact of a statute, rule or agency opinion on a petitioner’s particular situation, approval or denial of the petition only applies to the petitioner. It is not a method of obtaining a policy statement from a board of general applicability.<sup>57</sup>

<sup>53</sup> *Id.* p. 3-4, ll. 22- 25, 1-6.

<sup>54</sup> *United States Steel Corp. v. Save Sand Key, Inc.*, 303 So.2d 9 (Fla. 1974).

<sup>55</sup> *Florida Home Builders Ass’n. v. Department of Labor and Employment Security*, 412 So.2d 351 (Fla. 1982), pp. 353-354.

<sup>56</sup> Record at p. 7, ll. 1-13. Declaratory Statement, Dr. John P. McDonough, Before the Board of Nurses, State of Florida, Department of Health, Sanibel Harbor Marriott. (on file with the Senate Committee on Health Policy).

<sup>57</sup> Florida Department of Health, Board of Nursing, *What is a Declaratory Statement?*, available at: <https://floridasnursing.gov/help-center/what-is-a-declaratory-statement/> (last visited Dec. 13, 2019).

News media have reported that the BON's Declaratory Statement in favor of McDonough has created significant concern for patient safety and the potential for confusion in the use of the moniker "anesthesiologist" among Florida's medical professionals.<sup>58, 59, 60</sup>

### III. Effect of Proposed Changes:

The bill creates s. 456.0465, F.S., to prohibit a licensed health care practitioner from using certain professional names or titles that are typically used by allopathic physicians, osteopathic physicians, podiatric physicians, or dentists licensed under chs. 458, 459, 461, and 466, F.S., unless the practitioner is licensed or registered by the Department of Health (department) to practice as such. The department must take disciplinary action against any licensed health care practitioner who uses any of the following names, titles, or initials to indicate or imply that he or she is authorized by those chapters to practice under those chapters when he or she is not so authorized:

Physician, surgeon, dentist, medical doctor, doctor of osteopathy, doctor of dental medicine, doctor of dental surgery, M.D., D.M.D., D.D.S., anesthesiologist, cardiologist, dermatologist, endocrinologist, endodontist, gastroenterologist, general practitioner, gynecologist, hematologist, hospitalist, internist, interventional pain medicine physician, laryngologist, nephrologist, neurologist, obstetrician, oncologist, ophthalmologist, oral and maxillofacial surgeon, orthodontist, orthopedic surgeon, orthopedist, osteopath, otologist, otolaryngologist, otorhinolaryngologist, pathologist, pediatrician, physiatrist, pedodontist, periodontist, podiatrist, primary care physician, proctologist, prosthodontist, psychiatrist, radiologist, rheumatologist, rhinologist, or urologist, or any other words, letters, abbreviations, or insignia indicating or implying that he or she is licensed or authorized by chapter 458, chapter 459, chapter 461, or chapter 466 to practice as such.

The bill provides that an allopathic, osteopathic, or podiatric physician, or dentist, who is not licensed by the department but is registered as an out-of-state telehealth provider under s. 456.47(4), F.S., is not subject to the prohibition.

The bill provides that, notwithstanding the bill's prohibition, a licensed dentist who has achieved diplomate status or board certification from the American Board of Dental Public Health, the American Board of Endodontics, the American Board of Oral and Maxillofacial Pathology, the American Board of Oral and Maxillofacial Radiology, the American Board of Oral and Maxillofacial Surgery, the American Board of Orthodontics, the American Board of Pediatric

<sup>58</sup> Christine Sexton, The News Service of Florida, "Nursing Board Signs Off On 'Anesthesiologist' Title," August 16, 2019, The Gainesville Sun, available at: <https://www.gainesville.com/news/20190816/nursing-board-signs-off-on-anesthesiologist-title> (last visited Dec. 13, 2019).

<sup>59</sup> Christine Sexton, The News Service of Florida, "Florida Lawmaker Takes Aim At Health Care Titles," October 10, 2019, Health News Florida, available at: <https://health.wusf.usf.edu/post/florida-lawmaker-takes-aim-health-care-titles> (last visited Dec. 13, 2019).

<sup>60</sup> Christine Section, The News Service of Florida, "What's In A Name? Health Panel Seeks Clarity on Health Care Providers," November 14, 2019, available at: <https://health.wusf.usf.edu/post/what-s-name-health-panel-seeks-clarity-health-care-providers> (last visited Dec. 13, 2019).



Dentistry, the American Board of Periodontology, the American Board of Prosthodontics, the American Board of Oral Implantology/Implant Dentistry, the American Board of Oral Medicine, the American Board of Orofacial Pain, the American Dental Board of Anesthesiology, or the American Board of General Dentistry, in a specific specialty or subspecialty, may use the following as appropriate for his or her diplomate or board certification status:

- Dental anesthesiologist;
- Doctor of oral medicine;
- Dental oral and maxillofacial radiologist;
- Dental orthodontic and dentofacial orthopedist;
- Dental oral and maxillofacial pathologist; or
- Any other names or titles associated with such diplomate or board certification status.

Additionally, a licensed doctor of chiropractic medicine, or a chiropractic physician registered with the Board of Chiropractic Medicine (BCM) as a telehealth provider, may use the name or title “doctor of chiropractic medicine” or “chiropractic physician” under the bill. A licensed chiropractic physician who has achieved diplomate or fellow status from the American Board of Chiropractic Specialties, American Chiropractic Board of Sports Physicians, American College of Chiropractic Orthopedists, American Chiropractic Neurology Board, International Chiropractors Association, or International Chiropractic Pediatric Association, or in a specific specialty or subspecialty, may use, as appropriate for his or her diplomate or fellow status, the following:

- Chiropractic radiologist;
- Chiropractic internist;
- Chiropractic neurologist;
- Chiropractic orthopedist;
- Chiropractic pediatrician; or
- Any other names or titles associated with such diplomate or fellow status.

If the department finds that any licensed health care practitioner is utilizing any of the listed names, titles, words, letters, abbreviations or insignia, without authorization, the bill requires the department to issue to the practitioner an emergency order to cease and desist and send the order to the practitioner by certified mail and email, or to any other mailing address or email address by which the department believes the person may be reached.

If the practitioner does not immediately cease and desist his or her actions upon receipt of the emergency cease and desist order, the department must enter an order imposing one or more of the following penalties until the practitioner complies:

- A citation and a daily fine.
- A reprimand or a letter of concern.
- Suspension of license.

The bill authorizes the department to make rules to implement the bill.

The bill takes effect upon becoming a law.

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

None.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

The Department of Health may experience a workload increase associated with additional complaints and non-recurring costs associated with rule-making; however, these costs can be absorbed within existing resources.<sup>61</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

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<sup>61</sup> Department of Health fiscal analysis (December 18, 2020) (on file with the Senate Appropriations Subcommittee on Health and Human Services).

**VIII. Statutes Affected:**

This bill creates section 456.0465 of the Florida Statutes.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Health Policy on January 14, 2020:**

The CS creates s. 456.0465, F.S., and:

- Changes the focus of the bill from “a person” to “a licensed health care practitioner”;
- Removes the requirement that the Department of Health (department) prove that the offending party “knowingly” misused one of the listed monikers;
- Eliminates the specific definitions for “anesthesiologist”;
- Creates exceptions for the use of the monikers “doctor of chiropractic” and “chiropractic physician” and for those chiropractic titles associated with achieving diplomate or fellow status;
- Creates exceptions for the titles used by dentists who has achieved diplomate or board certification status;
- Enumerates specific penalties for the violation of the bill’s provisions; and
- Grants the department rule making authority.

**B. Amendments:**

None.



367814

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
02/06/2020	.	
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	.	
	.	

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The Committee on Appropriations (Bean) recommended the following:

**Senate Amendment**

Delete lines 27 - 36

and insert:

"oncologist," "ophthalmologist," "optometric physician,"  
"optometrist," "oral and maxillofacial surgeon," "orthodontist,"  
"orthopedic surgeon," "orthopedist," "osteopath," "otologist,"  
"otolaryngologist," "otorhinolaryngologist," "pathologist,"  
"pediatrician," "pedodontist," "periodontist," "physiatrist,"  
"podiatrist," "primary care physician," "proctologist,"



367814

11 "prosthodontist," "psychiatrist," "radiologist,"  
12 "rheumatologist," "rhinologist," or "urologist," or any other  
13 words, letters, abbreviations, or insignia indicating or  
14 implying that he or she is licensed or authorized by chapter  
15 458, chapter 459, chapter 461, chapter 463, or chapter



593914

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
02/06/2020	.	
	.	
	.	
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The Committee on Appropriations (Harrell) recommended the following:

**Senate Substitute for Amendment (367814)**

Delete line 19  
and insert:  
department may not use the name or title "family physician,"  
"emergency physician," "surgeon,"

By the Committee on Health Policy; and Senator Harrell

588-02262-20

2020500c1

A bill to be entitled

An act relating to prohibited acts by health care practitioners; creating s. 456.0465, F.S.; specifying names and titles that licensed health care practitioners are prohibited from using under certain circumstances; requiring the Department of Health to issue an emergency cease and desist order for specified violations; providing exceptions; providing for service of the order; providing penalties; authorizing the department to adopt rules; providing an effective date.

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

Section 1. Section 456.0465, Florida Statutes, is created to read:

456.0465 Health care practitioners; prohibited actions.—

(1) (a) A health care practitioner licensed by the department may not use the name or title "physician," "surgeon," "dentist," "medical doctor," "doctor of osteopathy," "doctor of dental medicine," "doctor of dental surgery," "M.D.," "D.M.D.," "D.D.S.," "anesthesiologist," "cardiologist," "dermatologist," "endocrinologist," "endodontist," "gastroenterologist," "general practitioner," "gynecologist," "hematologist," "hospitalist," "internist," "interventional pain medicine physician," "laryngologist," "nephrologist," "neurologist," "obstetrician," "oncologist," "ophthalmologist," "oral and maxillofacial surgeon," "orthodontist," "orthopedic surgeon," "orthopedist," "osteopath," "otologist," "otolaryngologist,"

Page 1 of 4

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

588-02262-20

2020500c1

"otorhinolaryngologist," "pathologist," "pediatrician," "physiatrist," "pedodontist," "periodontist," "podiatrist," "primary care physician," "proctologist," "prosthodontist," "psychiatrist," "radiologist," "rheumatologist," "rhinologist," or "urologist," or any other words, letters, abbreviations, or insignia indicating or implying that he or she is licensed or authorized by chapter 458, chapter 459, chapter 461, or chapter 466 to practice as such, unless he or she is licensed and authorized by one of those chapters, or is registered with the appropriate board as an allopathic, osteopathic, or podiatric physician or dentist pursuant to s. 456.47(4), to practice as such.

(b) If the department finds that any licensed health care practitioner has violated paragraph (a), the department shall issue an emergency order to the practitioner to cease and desist the use of such name, title, words, letters, abbreviations, or insignia. The department shall send the emergency cease and desist order to the practitioner by certified mail and email to the practitioner's physical address and email address of record with the department and to any other mailing address or email address through which the department believes the person may be reached.

(c) If the practitioner does not cease and desist his or her actions in violation of paragraph (a) immediately upon receipt of the emergency cease and desist order, the department shall enter an order imposing one or more of the following penalties until the practitioner complies with the cease and desist order:

1. A citation and a daily fine.

Page 2 of 4

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

588-02262-20

2020500c1

2. A reprimand or a letter of concern.

3. Suspension of license.

(d) Notwithstanding paragraphs (a)-(c):

1. A doctor of chiropractic medicine licensed under chapter 460, or a chiropractic physician registered with the board of chiropractic medicine pursuant to s. 456.47(4), to practice as such, may use the name or title "doctor of chiropractic medicine" or "chiropractic physician."

2. A licensed chiropractic physician who has achieved diplomate or fellow status from the American Board of Chiropractic Specialties, American Chiropractic Board of Sports Physicians, American College of Chiropractic Orthopedists, American Chiropractic Neurology Board, International Chiropractors Association, or International Chiropractic Pediatric Association, or in a specific specialty or subspecialty, may use, as appropriate for his or her diplomate or fellow status, "chiropractic radiologist," "chiropractic internist," "chiropractic neurologist," "chiropractic orthopedist," or "chiropractic pediatrician," in addition to other names or titles associated with such diplomate or fellow status.

3. A licensed dentist who has achieved diplomate status or board certification from the American Board of Dental Public Health, the American Board of Endodontics, the American Board of Oral and Maxillofacial Pathology, the American Board of Oral and Maxillofacial Radiology, the American Board of Oral and Maxillofacial Surgery, the American Board of Orthodontics, the American Board of Pediatric Dentistry, the American Board of Periodontology, the American Board of Prosthodontics, the

588-02262-20

2020500c1

American Board of Oral Implantology/Implant Dentistry, the American Board of Oral Medicine, the American Board of Orofacial Pain, the American Dental Board of Anesthesiology, or the American Board of General Dentistry, in a specific specialty or subspecialty, may use, as appropriate for his or her diplomate status or board certification, the name or term "dental anesthesiologist," "doctor of oral medicine," "dental oral and maxillofacial radiologist," "dental orthodontic and dentofacial orthopedist," or "dental oral and maxillofacial pathologist," in addition to other names or titles associated with such diplomate status or board certification.

(2) The department may adopt rules to implement this section.

Section 2. This act shall take effect upon becoming a law.





# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

## COMMITTEES:

Health Policy, *Chair*  
Appropriations Subcommittee on Health  
and Human Services, *Vice Chair*  
Appropriations Subcommittee on Criminal  
and Civil Justice  
Children, Families, and Elder Affairs  
Military and Veterans Affairs and Space

## JOINT COMMITTEE:

Joint Committee on Public Counsel Oversight

## SENATOR GAYLE HARRELL

25th District

January 17, 2020

Senator Rob Bradley  
Senate Committee on Appropriations  
201 Capitol  
404 S. Monroe Street  
Tallahassee, FL 32399-1100

Chair Bradley,

I respectfully request that SB 500 relating to Prohibited Acts by Health Care Practitioners be placed on the next available agenda for the Senate Committee on Appropriations.

Should you have any questions or concerns, please feel free to contact my office. Thank you in advance for your consideration.

Thank you,

A handwritten signature in blue ink that reads "Gayle".

Senator Gayle Harrell  
Senate District 25

Cc: Cindy DeLoach, Staff Director  
Alicia Weiss, Committee Administrative Assistant

## REPLY TO:

- 215 SW Federal Highway, Suite 203, Stuart, Florida 34994 (772) 221-4019
- 310 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5025

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

Meeting Date

500

Bill Number (if applicable)

Topic Titles for Health care practitioners

Amendment Barcode (if applicable)

Name Alexander Abboud

Job Title Governmental Affairs Liaison

Address 118 E Jefferson Street

Phone 850 224-1089

Tallahassee FL 32301  
City State Zip

Email abbad@floridadental.org

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Dental Association

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date \_\_\_\_\_

500  
Bill Number (if applicable) \_\_\_\_\_

Topic \_\_\_\_\_

Amendment Barcode (if applicable) \_\_\_\_\_

Name Natalie Kato

Job Title \_\_\_\_\_

Address 315 S. Monroe St. Suite 830 Phone \_\_\_\_\_

Street

Tallahassee

City

FL

State

32301

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☒ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Association of Nurse Anesthetists

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

2/5/2020  
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 500  
Bill Number (if applicable)

Topic Prohibited Acts by Health Care Practitioners

Amendment Barcode (if applicable)

Name Mr. Travis Blanton

Job Title Lobbyist

Address 537 E Park Ave

Phone 850-224-1900

Street

Tallahassee

FL

32301

City

State

Zip

Email travis@teamjb.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Society of Anesthesiologist  
Florida Society of Dermatology and Dermatologic Surgery

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2-5-20

Meeting Date

SB-500

Bill Number (if applicable)

Topic SB 500

Amendment Barcode (if applicable)

Name Dr. David Kenigsberg

Job Title Clinical Cardiac Electrophysiologist

Address 1841 NE 41st  
Street

Phone 954 678 9531

FL Lauderdale FL 33308  
City State Zip

Email dkenigsberg@flahs.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FL Chapter American College of Cardiology

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SB 540

INTRODUCER: Senators Rader and Rouson

SUBJECT: Insurance Guaranty Associations

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Arnold</u>	<u>Knudson</u>	<u>BI</u>	<b>Favorable</b>
2. <u>Sanders</u>	<u>Betta</u>	<u>AEG</u>	<b>Recommend: Favorable</b>
3. <u>Sanders</u>	<u>Kynoch</u>	<u>AP</u>	<b>Favorable</b>

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**I. Summary:**

SB 540 allows Florida Insurance Guaranty Association (FIGA) employees to adjust losses without a license under certain circumstances. The bill similarly allows the FIGA to contract with guaranty association employees of other states who are not licensed for purposes of adjusting losses under certain circumstances.

The bill clarifies that the assessment due from member insurers will be a uniform percentage of premium collected instead of based on a proportion of the total net direct written premium for the prior calendar year. The bill establishes that assessment installment payments made by the FIGA members may be made quarterly rather than monthly.

This bill conforms the assessment methods of the Florida Workers' Compensation Insurance Guaranty Association (FWCIGA) that were amended significantly in 2016 to workers' compensation industry standards. The bill clarifies the method by which assessments are levied against insurers and collected by the FWCIGA related to policy deductibles and to retrospectively rated policies. The bill provides the authority for the FWCIGA to audit reports from insurers regarding the payments made to the FWCIGA and the amounts collected from policyholders. It provides that assessments paid that are required to be remitted by the insurer prior to the insurer surcharging policyholders constitute advances of funds to the FWCIGA, to allow for proper accounting treatment.

The bill also makes other technical and structural changes to the statutes controlling the FIGA and the FWCIGA.

The bill does not impact state revenues or expenditures.

This bill has an effective date of July 1, 2020.

## II. Present Situation:

### Guaranty Associations

Under federal law, insurance companies cannot file for bankruptcy.<sup>1</sup> Instead, they are either rehabilitated or liquidated by their state of domicile. Florida law establishes the system for the treatment of impaired or insolvent insurers<sup>2</sup> in Florida and sets up guaranty payments where necessary.<sup>3</sup> Florida law provides for guaranty associations to ensure policyholders of insolvent insurers are protected with respect to insurance premiums paid and settlement of outstanding claims, up to limits provided by law.<sup>4</sup> A guaranty association is a not-for-profit corporation created by law and directed to protect policyholders from financial losses and delays in claims payment and settlements due to the insolvency of an insurer.<sup>5</sup> Insurers are required to participate in the guaranty associations as a condition of transacting insurance business in Florida. Florida operates four guaranty associations including the FIGA<sup>6</sup> and the FWCIGA.<sup>7</sup>

### Florida Insurance Guaranty Association

The FIGA provides a “mechanism for the payment of covered claims under certain insurance policies to avoid” delay and financial loss due to the financial insolvency of an insurer.<sup>8</sup> It issues guaranty fund payments and provides related services for all lines of property and casualty insurance with certain exceptions.<sup>9</sup> When a Florida property and casualty insurer becomes insolvent, the FIGA takes over the claims of that insurer and pays the claims of its policyholders, ensuring that policyholders are not left with unpaid claims. The FIGA obtains funds to pay the claims of insolvent insurers located in Florida from the liquidation of the assets of insolvent insurers by the Division of Rehabilitation and Liquidation (the Division) in the Florida Department of Financial Services (DFS) and from the liquidation of assets of insolvent insurers located outside Florida that transact insurance business in Florida.<sup>10</sup>

If an insurer’s assets are insufficient to pay all claims, the FIGA can also issue post-insolvency assessments against property and casualty insurers to obtain funds to pay the remaining claims.<sup>11</sup> Currently, the Florida statute setting forth the FIGA’s duties and powers states that assessments on members of the FIGA are “initially estimated in the proportion that each insurer’s net direct written premiums [in Florida] in the classes protected by the account bears to the total of said net direct written premiums received [in Florida] by all such insurers for the preceding calendar year

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<sup>1</sup> 11 U.S.C. s. 109(b)(2).

<sup>2</sup> An “insolvent insurer” means an insurer that was authorized to transact insurance in this state, either at the time the policy was issued or when the insured event occurred, and against which an order of liquidation with a finding of insolvency has been entered by a court of competent jurisdiction if such order has become final by the exhaustion of appellate review. s. 631.904(4), F.S.

<sup>3</sup> Chapter 631, F.S.

<sup>4</sup> *Id.*

<sup>5</sup> See e.g., ss. 631.51 and 631.902, F.S.

<sup>6</sup> Chapter 631, part II, F.S.

<sup>7</sup> Chapter 631, part V, F.S.

<sup>8</sup> Section 631.51, F.S.

<sup>9</sup> Section 631.52, F.S.

<sup>10</sup> See s. 631.061, F.S. for grounds for liquidation. See s. 631.025, F.S., for an overview of persons subject to proceedings initiated by the Division.

<sup>11</sup> Section 631.57, F.S.

for the kinds of insurance included in such account.”<sup>12</sup> Furthermore, each insurer assessed must be provided with at least 30 days’ written notice as to the date the initial assessment payment is due.<sup>13</sup> When the FIGA issues an assessment, it has the option to require that member insurers pay the assessment in a single payment or to allow the member insurers to pay assessment payments in monthly installments, with the first installment being due at the end of the month following the levy of an assessment.<sup>14</sup>

When an insolvent insurer is liquidated in Florida, the FIGA assumes the claims and is “deemed the insurer to the extent of its obligation on...covered claims, and,...shall have all rights, duties, defenses, and obligations of the insolvent insurer as if the insurer had not become insolvent.”<sup>15</sup> Additionally, the FIGA has the right to employ the necessary staff to handle claims and perform other duties for the association.<sup>16</sup>

In general, when an insolvent insurer located in another state is liquidated, the claims in that state are referred to its guaranty association for claims handling. However, the FIGA handles claims that exist on policies issued in Florida by insolvent foreign insurers.<sup>17</sup> Due to the nature of the claims process and the involvement of more than one state’s guaranty association in these claims, it may be appropriate and efficient for an employee of another state’s guaranty association to adjust a Florida claim.

### **Florida Workers’ Compensation Insurance Guaranty Association**

The FWCIGA “provides a mechanism for the payment of covered claims under chapter 440, F.S., to avoid” delay and financial loss to claimants due to the insolvency of a workers’ compensation insurer.<sup>18</sup> The FWCIGA services workers’ compensation claims against insolvent workers’ compensation insurers<sup>19</sup> and self-insurance funds.<sup>20</sup> When a workers’ compensation insurer or self-insurance fund becomes insolvent, the FWCIGA takes over the claims of that insurer and pays the claims of its policyholders, ensuring that policyholders are not left with unpaid claims. Like the FIGA, the FWCIGA is funded through the liquidation of insolvent

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<sup>12</sup> Section 631.57(3)(a), F.S. Stated differently, an insurer’s assessment amount would be estimated by determining its part of the whole of the premium written for the prior year for the kinds of insurance included in a certain account and multiplying that proportion by the entire assessment amount to be collected. For example, if FIGA was assessing its auto insurance account, an auto insurer’s assessment would be estimated by determining its share of the entire auto insurance premium written during the prior year and multiplying that by the total assessment amount to be collected.

<sup>13</sup> Section 631.57(3)(a), F.S.

<sup>14</sup> Section 631.57(3)(e)3 and (f)2, F.S.

<sup>15</sup> Section 631.57, F.S.

<sup>16</sup> *Id.*

<sup>17</sup> A foreign insurer is one formed under the laws of any state, district, territory, or commonwealth of the United States other than Florida. Section 624.06, F.S.

<sup>18</sup> Section 631.902, F.S.

<sup>19</sup> “‘Insurer’ means an insurance carrier or self-insurance fund authorized to insure under ch. 440, F.S. For purposes of this act, ‘insurer’ does not include a qualified local government self-insurance fund, as defined in s. 624.4622, F.S., or an individual self-insurer as defined in s. 440.385, F.S.” Section 631.904(5), F.S.

<sup>20</sup> “‘Self-insurance fund’ means a group self-insurance fund authorized under s. 624.4621, F.S., a commercial self-insurance fund writing workers’ compensation insurance authorized under s. 624.462, F.S., or an assessable mutual insurer authorized under s. 628.6011, F.S. For purposes of this act, the term ‘self-insurance fund’ does not include a qualified local government self-insurance fund, as defined in s. 624.4622, F.S., an independent educational institution self-insurance fund as defined in s. 624.4623, an electric cooperative self-insurance fund as described in s. 624.4626, F.S., or an individual self-insurer as defined in s. 440.385, F.S.” Section 631.904(6), F.S.



insurers, including a portion of the estates of insolvent insurers in other states. If the assets of the liquidated insurer are insufficient to pay claims, the FWCIGA in conjunction with the Office of Insurance Regulation (OIR), may order assessments of workers' compensation insurers and self-insurance funds writing workers' compensation coverage in Florida.<sup>21</sup> The FWCIGA levied assessments from its inception in 1998 through 2005.<sup>22</sup> The FWCIGA did not levy assessments between 2006 through 2019.<sup>23</sup> On June 18, 2019, the FWCIGA Board of Directors certified the need for a 1.0 percent assessment on its member insurers.<sup>24</sup> Subsequently, the OIR issued a 1.0 percent assessment levy on all new and renewal workers' compensation policies with effective dates beginning January 1, 2020, through December 31, 2020.<sup>25</sup> These assessment payments will be due to the FWCIGA quarterly after applying and collecting a 1.0 percent surcharge to all workers' compensation and excess workers' compensation policies.<sup>26</sup>

### ***Method of Assessment***

In 2016, the method of assessment for the FWCIGA was amended to be more consistent with the methods used to levy assessments by the other Florida guaranty associations.<sup>27</sup> Since the 2016 amendments, the law has provided for two methods by which the FWCIGA can collect assessments from workers' compensation insurers and self-insurance funds.<sup>28</sup> The FWCIGA may choose to fund an assessment by either of the following methods:<sup>29</sup>

- Single payment, subject to true-up (pay and recover)<sup>30</sup> – under this method, the insurer pays the assessment to the FWCIGA and then recovers its payment from its insureds through policy surcharges. The assessment payment is due and payable no earlier than 30 days following written notice of the assessment order. For accounting purposes, the billed surcharges are a receivable and an asset for the purposes of the National Association of Insurance Commissioners' Statement of Statutory Accounting Principles Number 4.<sup>31</sup> For the OIR reporting, the billed surcharges would be recorded separately from the liability.
- Installment (collect and remit) – under this method, the insurer would bill the insured for the surcharge as policies are written and remit the collected surcharges to the FWCIGA quarterly.<sup>32</sup>

The insurer is required to submit a reconciliation report within 120 days following the end of the 12-month assessment recovery period showing the amount initially paid and the amount of the

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<sup>21</sup> Section 631.914, F.S.

<sup>22</sup> Florida Workers' Compensation Insurance Guaranty Association, *Assessments*, <https://fwciga.org/assessments> (last visited January 16, 2019).

<sup>23</sup> *Id.*

<sup>24</sup> *Id.* Pursuant to s. 631.914(4)(a), F.S., an insurer may be exempted from an assessment if, in the opinion of OIR, the assessment would impair the solvency of the insurer.

<sup>25</sup> *Id.*

<sup>26</sup> *Id.*

<sup>27</sup> Chapter 16-170, L.O.F.

<sup>28</sup> See s. 631.914, F.S.

<sup>29</sup> See *id.*

<sup>30</sup> Section 631.914(1)(d), F.S.

<sup>31</sup> See National Association of Insurance Commissioners & The Center for Insurance Policy and Research, *Statutory Accounting Principles*, [http://www.naic.org/cipr\\_topics/topic\\_statutory\\_accounting\\_principles.htm](http://www.naic.org/cipr_topics/topic_statutory_accounting_principles.htm) (last visited January 16, 2019).

<sup>32</sup> Section 631.914(1)(d), F.S.

surcharge collected.<sup>33</sup> This results in a “true-up” of the actual assessment amount if the initial calculation and payment was too low or too high.<sup>34</sup>

### ***Calculation of Insurer Assessment Amount***

The OIR, upon certification of need by the FWCIGA, levies assessments on each insurer “initially estimated in the proportion that the insurer’s net direct written premiums” in Florida bear to the total net direct premiums received in Florida by all workers’ compensation insurers during the previous calendar year.<sup>35</sup> The assessments levied against insurers and self-insurance funds are computed based upon the net direct written premium amounts set forth in Florida for workers’ compensation insurance without consideration for any discount in premium or credit for deductibles.<sup>36</sup>

The assessment is limited to two percent of an insurer’s or self-insurance fund’s net direct written premium in any given calendar year.<sup>37</sup> If the assessment is insufficient to meet the FWCIGA’s funding need for payments owing to claimants in a calendar year, then, upon certification by the FWCIGA, the OIR shall levy assessments of up to an additional 1.5 percent of the insurer’s net direct written premiums in Florida.<sup>38</sup> Insurers and self-insurance funds must report to the FWCIGA the amount of initial payment or installment payments made to the FWCIGA and the amount collected from policyholders.<sup>39</sup> The reporting must occur within 120 days after the 12-month assessment period and annually thereafter for three years.<sup>40</sup>

### **III. Effect of Proposed Changes:**

**Section 1** creates s. 626.8621, F.S., to allow FIGA employees to adjust losses so long as they hold, or have held in the past 10 years, licensure in Florida that allows for the adjustments of losses. The bill allows guaranty association employees of other states whose insurance regulators are members of the National Association of Insurance Regulators to adjust losses for the FIGA so long as the FIGA contracts with employees who maintain the appropriate experience and training for adjusting such claims.

**Section 2** amends s. 631.54, F.S., by removing the word “net” from “net direct written premium” to use the more common industry terminology of “direct written premium.” It also strikes the words “dividends paid or credited to policyholders”, removing the offset for policyholder dividends that had previously been applied against the base from which the FIGA derives assessments.

**Section 3** amends s. 631.57(3)(a), F.S., by removing language that requires a determination of each insurer’s proportion of net direct written premiums to the total of net direct written premiums received during the preceding calendar year for the kinds of insurance included within

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<sup>33</sup> Section 631.914(1)(d)3., F.S.

<sup>34</sup> *Id.*

<sup>35</sup> Section 631.914(1)(a), F.S.

<sup>36</sup> *Id.*

<sup>37</sup> *Id.*

<sup>38</sup> Section 631.914(1)(c), F.S.

<sup>39</sup> Section 631.914(1)(a)d.3., F.S.

<sup>40</sup> *Id.*

an account. It also moves the portion of s. 631.57(3)(a), F.S., which requires that the FIGA provide each insurer with at least 30 days' written notice as to the date the initial assessment payment is due to s. 631.57(3)(f)1.b, F.S. Notice of an initial payment due date would not apply when the assessment is being paid in a single payment. It allows for quarterly installment payments of assessments, instead of monthly installment payments. Finally, the bill conforms net direct written premium language contained in s. 631.54, F.S., to statutory changes made by Section 2.

**Section 4** amends s. 625.012, F.S., to conform assessment installment payment language contained in s. 625.012(15)(b), F.S., to statutory changes made by Section 3.

**Section 5** amends s. 631.59, F.S., to conform the duties of the OIR contained in s. 631.59(3), F.S., to statutory changes made by Section 2.

**Section 6** amends s. 631.912, F.S., to conform the duties of the FWCIGA's Board of Directors contained in s. 631.912(1), F.S. to statutory changes provided by Section 7. Also, conforms net direct written premium language contained in s. 631.54, F.S., to statutory changes made by Section 2.

**Section 7** amends s. 631.914(1)(a), F.S., by removing language that requires a determination of each insurer's proportion of net direct written premiums to the total of net direct written premiums received during the preceding calendar year for all workers' compensation insurers. This section also removes the word "net" from "net direct written premium" to use the more common industry terminology of "direct written premium" as provided by Section 2. It prohibits reducing an insurer's direct written premium by any discount, credit for deductible in a policy, or premium adjustment to a retrospectively rated policy, for the purposes of determining the insurer's assessment or policy surcharge, and it authorizes the FWCIGA to conduct audits of premium reports.

This section requires the OIR to levy the uniform surcharge percentage on all policies of the same kind or line as it considered in determining the assessment liability of the insurer.

Finally, it provides that assessments paid by worker's compensation insurers to the FWCIGA constitute advances of funds under certain circumstances to allow for proper accounting treatment.

**Section 8** provides an effective date of July 1, 2020.

#### **IV. Constitutional Issues:**

##### **A. Municipality/County Mandates Restrictions:**

None.

##### **B. Public Records/Open Meetings Issues:**

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The fiscal impact of this bill to the private sector is indeterminate. While changing the method by which the FWCIGA calculates assessments necessarily changes the base used to determine the assessment, the ultimate changes may be revenue-neutral, as the amount the FWCIGA needs to assess would remain unchanged.

C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 631.54, 631.57, 625.012, 631.59, 631.912, and 631.914.

This bill creates section 626.8621 of the Florida Statutes.

**IX. Additional Information:**

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By Senator Rader

29-00846-20

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1 A bill to be entitled  
 2 An act relating to insurance guaranty associations;  
 3 creating s. 626.8621, F.S.; authorizing certain  
 4 guaranty association employees to adjust losses for  
 5 the Florida Insurance Guaranty Association if certain  
 6 conditions are met; amending s. 631.54, F.S.;  
 7 redefining the term "net direct written premiums" as  
 8 "direct written premiums" and revising the definition  
 9 of that term; amending s. 631.57, F.S.; deleting a  
 10 calculation of initial estimated assessments levied by  
 11 the Office of Insurance Regulation on insurers in the  
 12 Florida Insurance Guaranty Association; providing that  
 13 a notice requirement for initial assessments applies  
 14 to emergency assessments; revising the frequency of  
 15 payable installments for assessments if an installment  
 16 method is elected by the association; revising the  
 17 basis of calculating initial payments of assessments  
 18 for certain insurers; conforming a provision to  
 19 changes made by the act; amending ss. 625.012, 631.59,  
 20 and 631.912, F.S.; conforming provisions to changes  
 21 made by the act; amending s. 631.914, F.S.; deleting a  
 22 calculation of initial estimated assessments levied by  
 23 the office on insurers in the Florida Workers'  
 24 Compensation Insurance Guaranty Association; revising  
 25 the method for calculating assessments; authorizing  
 26 the association to audit certain reports by insurers  
 27 and self-insurance funds; specifying a requirement for  
 28 the office in levying policy surcharges; revising a  
 29 procedure for collecting policy surcharges; revising

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30 an installment method of payments to apply to policy  
 31 surcharges rather than to assessments; revising  
 32 requirements if the association elects to require  
 33 insurers to remit assessments before surcharging  
 34 policies; revising a requirement for annual  
 35 reconciliation reports by insurers; revising  
 36 construction; revising the applicability of premium  
 37 taxes, fees, and commissions; providing an effective  
 38 date.  
 39

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

41  
 42 Section 1. Section 626.8621, Florida Statutes, is created  
 43 to read:

44 626.8621 Adjustments by guaranty association employees.—  
 45 (1) An employee of the Florida Insurance Guaranty  
 46 Association, created under part II of chapter 631, may adjust  
 47 losses for the association if such employee holds, or has held  
 48 within the past 10 years, licensure in this state which allows  
 49 for the adjustment of such losses.

50 (2) An employee of a guaranty association established by  
 51 another state whose insurance regulators are members of the  
 52 National Association of Insurance Commissioners may adjust  
 53 losses for the Florida Insurance Guaranty Association. The  
 54 authorization for such employees to adjust losses must be  
 55 included in a contract with the Florida Insurance Guaranty  
 56 Association and the employee's guaranty association or  
 57 association's authorized representative. The Florida Insurance  
 58 Guaranty Association shall contract only for employees of other

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state guaranty associations who maintain the appropriate experience and training for adjusting such claims.

Section 2. Subsection (9) of section 631.54, Florida Statutes, is amended to read:

631.54 Definitions.—As used in this part:

(9) “~~Net~~ Direct written premiums” means direct gross premiums written in this state on insurance policies to which this part applies, less return premiums thereon ~~and dividends paid or credited to policyholders~~ on such direct business. The term “Net direct written premiums” does not include premiums on contracts between insurers or reinsurers.

Section 3. Paragraphs (a), (e), and (f) of subsection (3) of section 631.57, Florida Statutes, are amended to read:

631.57 Powers and duties of the association.—

(3) (a) To the extent necessary to secure funds for the respective accounts for the payment of covered claims, to pay the reasonable costs to administer such accounts, and to secure funds for the account specified in s. 631.55(2) (b) or to retire indebtedness, including, without limitation, the principal, redemption premium, if any, and interest on, and related costs of issuance of, bonds issued under s. 631.695 and the funding of reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, the office, upon certification of the board of directors, shall levy assessments, in accordance with subparagraph (f)1. or subparagraph (f)2., ~~initially estimated in the proportion that each insurer’s net direct written premiums in this state in the classes protected by the account bears to the total of said net direct written premiums received in this~~

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~~state by all such insurers for the preceding calendar year for the kinds of insurance included within such account.~~ Assessments shall be remitted to and administered by the board of directors in the manner specified by the approved plan and paragraph (f). ~~Each insurer so assessed shall have at least 30 days’ written notice as to the date the initial assessment payment is due and payable.~~ Every assessment shall be a uniform percentage. The assessments levied against any insurer may not exceed in any one calendar year more than 2 percent of that insurer’s ~~net~~ direct written premiums in this state for the kinds of insurance included within such account.

(e)1. In addition to assessments authorized in paragraph (a), and to the extent necessary to secure the funds for the account specified in s. 631.55(2) (b) for the direct payment of covered claims of insurers rendered insolvent by the effects of a hurricane and to pay the reasonable costs to administer such claims, or to retire indebtedness, including, without limitation, the principal, redemption premium, if any, and interest on, and related costs of issuance of, bonds issued under s. 631.695 and the funding of any reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, the office, upon certification of the board of directors, shall levy emergency assessments upon insurers holding a certificate of authority. The emergency assessments levied against any insurer may not exceed in any one calendar year more than 2 percent of that insurer’s ~~net~~ written premiums in this state for the kinds of insurance within the account specified in s. 631.55(2) (b).

2. Emergency assessments authorized under this paragraph

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shall be levied by the office upon insurers in accordance with paragraph (f), upon certification as to the need for such assessments by the board of directors. If the board participates in the issuance of bonds in accordance with s. 631.695, emergency assessments shall be levied in each year that bonds issued under s. 631.695 and secured by such emergency assessments are outstanding in amounts up to such 2-percent limit as required in order to provide for the full and timely payment of the principal of, redemption premium, if any, and interest on, and related costs of issuance of, such bonds. The emergency assessments are assigned and pledged to the municipality, county, or legal entity issuing bonds under s. 631.695 for the benefit of the holders of such bonds in order to provide for the payment of the principal of, redemption premium, if any, and interest on such bonds, the cost of issuance of such bonds, and the funding of any reserves and other payments required under the bond resolution or trust indenture pursuant to which such bonds have been issued, without further action by the association, the office, or any other party. If bonds are issued under s. 631.695 and the association determines to secure such bonds by a pledge of revenues received from the emergency assessments, such bonds, upon such pledge of revenues, shall be secured by and payable from the proceeds of such emergency assessments, and the proceeds of emergency assessments levied under this paragraph shall be remitted directly to and administered by the trustee or custodian appointed for such bonds.

3. Emergency assessments used to defease bonds issued under this part may be payable in a single payment or, at the option

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of the association, may be payable in quarterly ~~12-monthly~~ installments, with the first installment being due and payable at the end of the month after an emergency assessment is levied and subsequent installments being due by the end of each succeeding month.

4. If emergency assessments are imposed, the report required by s. 631.695(7) must include an analysis of the revenues generated from the emergency assessments imposed under this paragraph.

5. If emergency assessments are imposed, the references in sub-subparagraph (1)(a)3.b. and s. 631.695(2) and (7) to assessments levied under paragraph (a) must include emergency assessments imposed under this paragraph.

6. If the board of directors participates in the issuance of bonds in accordance with s. 631.695, an annual assessment under this paragraph shall continue while the bonds issued with respect to which the assessment was imposed are outstanding, including any bonds the proceeds of which were used to refund bonds issued pursuant to s. 631.695, unless adequate provision has been made for the payment of the bonds in the documents authorizing the issuance of such bonds.

(f)1. The association, office, and insurers remitting assessments pursuant to paragraph (a) or paragraph (e) must comply with the following:

a. In the order levying an assessment, the office shall specify the actual percentage amount to be collected uniformly from all the policyholders of insurers subject to the assessment and the date on which the assessment year begins, which may not begin before 90 days after the association board certifies such

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an assessment.

b. Insurers shall make an initial payment to the association before the beginning of the assessment year on or before the date specified in the order of the office. Each insurer shall have at least 30 days' written notice as to the date on which the initial assessment payment is due and payable.

c. Insurers that have written insurance in the calendar year before the year in which the assessment is certified by the board shall make an initial payment based on the ~~net~~ direct written premium in this state for the classes protected by the account ~~amount~~ from the previous calendar year as set forth in the insurer's annual statement, multiplied by the uniform percentage of premium specified in the order issued by the office. Insurers that have not written insurance in the previous calendar year in any of the lines under the account which are being assessed, but which are writing insurance as of, or after, the date the board certifies the assessment to the office, shall pay an amount based on a good faith estimate of the amount of ~~net~~ direct written premium anticipated to be written in the subject lines of business for the assessment year, multiplied by the uniform percentage of premium specified in the order issued by the office.

d. Insurers shall file a reconciliation report with the association which indicates the amount of the initial payment to the association before the assessment year, whether such amount was based on ~~net~~ direct written premium contained in a previous calendar year annual statement or a good faith projection, the amount actually collected during the assessment year, and such other information contained on a form adopted by the association

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and provided to the insurers in advance. If the insurer collected from policyholders more than the amount initially paid, the insurer shall pay the excess amount to the association. If the insurer collected from policyholders an amount which is less than the amount initially paid to the association, the association shall credit the insurer that amount against future assessments. Such payment reconciliation report, and any payment of excess amounts collected from policyholders, shall be completed and remitted to the association within 90 days after the end of the assessment year. The association shall send a final reconciliation report on all insurers to the office within 120 days after each assessment year.

e. Insurers remitting reconciliation reports under this paragraph to the association are subject to s. 626.9541(1)(e).

2. For assessments required under paragraph (a) or paragraph (e), the association may use a quarterly ~~monthly~~ installment method instead of the method described in subparagraphs 1.b. and c. or in combination thereof based on the association's projected cash flow. If the association projects that it has cash on hand for the payment of anticipated claims in the applicable account for at least 6 months, the board may make an estimate of the assessment needed and may recommend to the office the assessment percentage that may be collected as a quarterly ~~monthly~~ assessment. The office may, in the order levying the assessment on insurers, specify that the assessment is due and payable quarterly ~~monthly~~ as the funds are collected from insureds throughout the assessment year, in which case the assessment shall be a uniform percentage of premium collected

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during the assessment year and shall be collected from all policyholders with policies in the classes protected by the account. All insurers shall collect the assessment without regard to whether the insurers reported premium in the year preceding the assessment. Insurers are not required to advance funds if the association and the office elect to use the quarterly ~~monthly~~ installment option. All funds collected shall be retained by the association for the payment of current or future claims. This subparagraph does not alter the obligation of an insurer to remit assessments levied pursuant to this subsection to the association.

Section 4. Paragraph (b) of subsection (15) of section 625.012, Florida Statutes, is amended to read:

625.012 "Assets" defined.—In any determination of the financial condition of an insurer, there shall be allowed as "assets" only such assets as are owned by the insurer and which consist of:

(15)

(b) Assessments levied as monthly ~~monthly~~ installments pursuant to s. 631.57(3)(e)3. or s. 631.914 which are paid after policy surcharges are collected so that the recognition of assets is based on actual premium written offset by the obligation to the Florida Insurance Guaranty Association or the Florida Workers' Compensation Insurance Guaranty Association, Incorporated.

Section 5. Subsection (3) of section 631.59, Florida Statutes, is amended to read:

631.59 Duties and powers of department and office.—

(3) The office shall, upon request of the board of directors, provide the association with a statement of the ~~net~~

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direct written premiums of each member insurer.

Section 6. Subsection (1) of section 631.912, Florida Statutes, is amended to read:

631.912 Board of directors.—

(1) The board of directors of the corporation shall consist of 11 persons, 1 of whom is the insurance consumer advocate appointed under s. 627.0613 or designee and 1 of whom is designated by the Chief Financial Officer. The department shall appoint to the board 6 persons selected by private carriers from among the 20 workers' compensation insurers with the largest amount of ~~net~~ direct written premium as determined by the department, and 2 persons selected by the self-insurance funds. The Governor shall appoint one person who has commercial insurance experience. At least two of the private carriers shall be foreign carriers authorized to do business in this state. The board shall elect a chairperson from among its members. The Chief Financial Officer may remove any board member for cause. Each board member shall be appointed to serve a 4-year term and may be reappointed. A vacancy on the board shall be filled for the remaining period of the term in the same manner by which the original appointment was made.

Section 7. Subsections (1), (2), and (3) of section 631.914, Florida Statutes, are amended to read:

631.914 Assessments.—

(1)(a) To the extent necessary to secure the funds for the payment of covered claims, and also to pay the reasonable costs to administer the same, the Office of Insurance Regulation, upon certification by the board, shall levy assessments on each insurer ~~initially estimated in the proportion that the insurer's~~

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~~net direct written premiums in this state bears to the total of said net direct written premiums received in this state by all such workers' compensation insurers for the preceding calendar year. Assessments levied against insurers and self-insurance funds pursuant to this paragraph must be computed and levied on the basis of the full policy premium value on the net direct written premium amount as set forth in the state for workers' compensation insurance without consideration of any applicable discount or credit for deductibles. An insurer's direct written premium calculated for the purposes of determining the insurer's assessment or policy surcharge may not be reduced by any discount or credit for deductibles in a policy or by any premium adjustment to a retrospectively rated policy. Insurers and self-insurance funds must report premiums in compliance with this paragraph, and the association may audit the reports. Assessments shall be remitted to and administered by the board of directors in the manner specified by the approved plan of operation and paragraph (d). Each assessment shall be a uniform percentage applicable to the net direct written premiums of each insurer writing workers' compensation insurance. Assessments levied against insurers and self-insurance funds shall not exceed in any calendar year more than 2 percent of that insurer's net direct written premiums in this state for workers' compensation insurance.~~

(c)(b) The office shall levy the uniform surcharge percentage on all policies of the same kind or line as were considered by the office in determining the assessment liability of the insurer. Member insurers shall collect policy surcharges at a uniform percentage rate on new and renewal policies issued

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and effective during the period of 12 months beginning on January 1, April 1, July 1, or October 1, whichever is the first day of the following calendar quarter as specified in an order issued by the office ~~directing insurers to pay an assessment to the association.~~ The policy surcharge may not begin until 90 days after the board of directors certifies the assessment.

(b)(e) If assessments otherwise authorized in paragraph (a) are insufficient to make all payments on reimbursements then owing to claimants in a calendar year, then upon certification by the board, the office shall levy additional assessments of up to 1.5 percent of the insurer's ~~net~~ direct written premiums in this state.

(d) The association may use an installment method to require the insurer to remit the policy surcharge assessment as collected premium is written or may require the insurer to remit the assessment to the association before collecting the policy ~~policyholder~~ surcharge. ~~If the assessment is remitted before the surcharge is collected, the assessment remitted must be based on an estimate of the assessment due based on the proportion of each insurer's net direct written premium in this state for the preceding calendar year as described in paragraph (a) and adjusted following the end of the 12-month period during which the assessment is levied.~~

1. If the association elects to use the installment method, the office may, in the order levying the assessment on insurers, specify that the policy surcharge assessment is due and payable quarterly as collected premium is written throughout the assessment year. Insurers shall collect policy surcharges at a uniform percentage rate specified by order as described in

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paragraph ~~(c) (b)~~. Insurers are not required to advance funds if the association and the office elect to use the installment option. Assessments levied under this subparagraph are paid after policy surcharges are collected, and the recognition of assets is based on actual policy surcharges collected ~~premium written~~ offset by the obligation to the association.

2. If the association elects to require insurers to remit the assessment before surcharging the policy ~~policyholder~~, the following shall apply:

a. On or before the date specified in the order of the office, insurers shall make an initial payment to the association of the percentage specified in the order multiplied by the insurer's direct written premiums received in this state for the preceding calendar year for the kinds of insurance included within such account before the beginning of the assessment year.

~~b.a.~~ The levy order shall provide each insurer so assessed at least 30 days' written notice of the date the initial assessment payment is due and payable by the insurer.

~~c.b.~~ Insurers shall collect policy surcharges at a uniform percentage rate specified by the order, as described in paragraph ~~(c) (b)~~.

~~d.e.~~ Assessments levied under this subparagraph and are paid by an insurer constitute advances of funds from the insurer to the association before policy surcharges are billed and result in a receivable for policy surcharges to be billed in the future. The amount of billed policy surcharges, to the extent it is likely that it will be realized, meets the definition of an admissible asset as specified in the National Association of

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Insurance Commissioners' Statement of Statutory Accounting Principles No. 4. The asset shall be established and recorded separately from the liability. If an insurer is unable to fully recoup the amount of the assessment, the amount recorded as an asset shall be reduced to the amount reasonably expected to be recouped.

3. Insurers must submit a reconciliation report to the association within 120 days after the end of the 12-month assessment period and annually thereafter for a period of 3 years. The report must indicate the amount of the initial payment or installment payments made to the association and the amount of policy surcharges collected ~~written premium pursuant to paragraph (a)~~ for the assessment year. If the insurer's reconciled ~~assessment~~ obligation is more than the amount paid to the association, the insurer shall pay the excess policy surcharges collected to the association. If the insurer's reconciled ~~assessment~~ obligation is less than the initial amount paid to the association, the association shall return the overpayment to the insurer.

(2) Policy surcharges collected ~~Assessments levied~~ under this section are not premium and are not subject to any premium tax, fees, or commissions. Insurers shall treat the failure of an insured to pay policy ~~assessment-related~~ surcharges as a failure to pay premium. An insurer is not liable for any uncollectible policy ~~assessment-related~~ surcharges levied pursuant to this section.

(3) Assessments levied under this section may be levied only upon insurers. This section does not create a cause of action by a policyholder with respect to the levying of an

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407 assessment or a policyholder's duty to pay assessment-related  
408 policy surcharges.

409 Section 8. This act shall take effect July 1, 2020.

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020

*Meeting Date*

SB 540

*Bill Number (if applicable)*

Topic Insurance Guaranty Funds

*Amendment Barcode (if applicable)*

Name Alan Williams

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Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Insurance Guaranty Association

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: PCS/CS/SB 712 (413536)

INTRODUCER: Community Affairs Committee; and Senators Mayfield, Harrell, and Albritton

SUBJECT: Water Quality Improvements

DATE: February 4, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Paglialonga/Rogers</u>	<u>Ryon</u>	<u>CA</u>	<b>Fav/CS</b>
2. <u>Reagan</u>	<u>Betta</u>	<u>AEG</u>	<b>Recommend: Fav/CS</b>
3. <u>Reagan</u>	<u>Kynoch</u>	<u>AP</u>	<b>Pre-meeting</b>

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

PCS/CS/SB 712 includes recommendations from the Blue-Green Algae Task Force. The major topics in this bill include onsite sewage treatment and disposal systems (OSTDSs, commonly referred to as septic systems), wastewater, stormwater, agriculture, and biosolids. The bill directs the Department of Environmental Protection (DEP) to make rules relating to most of these topics. Note that rules that cost at least \$1 million over the first five years of implementation require legislative ratification.<sup>1</sup> Therefore, several of these provisions may not be fully effectuated without additional legislation.

The DEP will incur indeterminate additional costs in developing multiple new regulatory programs, updating basin management action plans (BMAPs), promulgating rules, and developing, submitting, and reviewing new reports. The DEP can absorb these costs within existing resources. The implementation of the real-time water quality monitoring and wastewater grant programs will have a negative fiscal impact on the DEP, but these provisions are subject to appropriations. See Section V.

Regarding OSTDSs, the bill:

- Transfers the regulation of OSTDSs from the Department of Health (DOH) to the DEP.
- Directs the DEP to adopt rules to locate OSTDSs by July 1, 2022:

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<sup>1</sup> Section 120.541(3), F.S.

- These rules will take into consideration conventional and advanced OSTDS designs, impaired water bodies, wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, OSTDS remediation plans, nutrient pollution, and the recommendations of an OSTDS technical advisory committee;
- Once those rules are adopted, they will supersede the existing statutory requirements for setbacks.
- Deletes the DOH OSTDS technical advisory committee and creates a DEP OSTDS technical advisory committee that will expire on August 15, 2022, after making recommendations to the Governor and the Legislature regarding the regulation of OSTDSs.
- Requires local governments to develop OSTDS remediation plans within BMAPs if the DEP determines that OSTDSs contribute at least 20 percent of the nutrient pollution or if the DEP determines remediation is necessary to achieve the total maximum daily load. Such plans must be adopted as part of the BMAPs no later than July 1, 2025.

Regarding wastewater, the bill:

- Creates a wastewater grant program, subject to appropriation, within the DEP that requires a 50 percent local match of funds. Eligible projects include:
  - Projects to upgrade OSTDSs.
  - Projects to construct, upgrade, or expand facilities to provide advanced waste treatment.
  - Projects to connect OSTDSs to central sewer facilities.
- Requires the DEP to submit an annual report to the Governor and the Legislature on the projects funded by the wastewater grant program.
- Provides incentives for wastewater projects that promote efficiency by coordinating wastewater infrastructure expansions with other infrastructure improvements.
- Gives priority in the state revolving loan fund for eligible wastewater projects that meet the additional requirements of the bill to prevent leakage, overflows, infiltration, and inflow.
- Requires the DEP to adopt rules to reasonably limit, reduce, and eliminate leaks, seepages, or inputs into the underground pipes of wastewater collection systems.
- Authorizes the DEP to require public utilities seeking a wastewater discharge permit to file reports and other data regarding utility costs:
  - Such reports may include data related to expenditures on pollution mitigation and prevention, including the prevention of sanitary sewer overflows, collection and transmission system pipe leakages, and inflow and infiltration.
  - The DEP is required to adopt rules related to these requirements.
- Requires local governments to develop wastewater treatment plans within BMAPs if the DEP determines that domestic wastewater facilities contribute at least 20 percent of the nutrient pollution or if the DEP determines remediation is necessary to achieve the total maximum daily load. Such plans must be adopted as part of the BMAPs no later than July 1, 2025.
- Adds to the DEP's penalty schedule a penalty of \$4,000 for failure to survey an adequate portion of a wastewater collection system and take steps to reduce sanitary sewer overflows, pipe leaks, and inflow and infiltration. Substantial compliance with certain bill requirements is evidence in mitigation for penalty assessment.
- Increases the cap on the DEP's administrative penalties from \$10,000 to \$50,000.
- Doubles the wastewater administrative penalties.
- Prohibits facilities for sanitary sewage disposal from disposing of waste into the Indian River Lagoon and its tributaries without providing advanced waste treatment.



- Requires facilities for sanitary sewage disposal to provide for a power outage contingency plan for collection systems and pump stations.
- Requires facilities for sanitary sewage to prevent sanitary sewer overflows or underground pipe leaks and ensure that collected wastewater reaches the facility for appropriate treatment.
  - The bill requires studies, plans, and reports related to this requirement (the action plan).
  - The DEP must adopt rules regarding the implementation of inflow and infiltration studies and leakage surveys.
- Authorizes certain facilities for sanitary sewage to receive 10-year permits if they are meeting the goals in their action plan for inflow, infiltration, and leakage prevention.
- Makes the following changes relating to water pollution operation permits:
  - The permit must require the investigation or surveying of the wastewater collection system to determine pipe integrity.
  - The permit must require an annual report to the DEP, which details facility revenues and expenditures in a manner prescribed by the DEP rule, including any deviation from annual expenditures related to their action plan.
- Requires the DEP to submit an annual report to the Governor and the Legislature that identifies all wastewater utilities that experienced a sanitary sewer overflow in the preceding calendar year. The DEP must include with this report certain utility-specific information for each utility that experienced an overflow.

Regarding stormwater, the bill:

- Requires the DEP and the Water Management Districts (WMDs), by January 1, 2021, to initiate rulemaking to update their stormwater rules.
- Requires the DEP, by January 1, 2021, to evaluate inspection data relating to entities that self-certify their stormwater permits and provide the Legislature with recommendations for improvements to the self-certification program.
- Directs the DEP and the Department of Economic Opportunity to include in their model stormwater management program ordinances that target nutrient reduction practices and use green infrastructure.

Regarding agriculture, the bill:

- Requires the Department of Agriculture and Consumer Services (DACS) to collect and provide to the DEP fertilization and nutrient records from each agriculture producer enrolled in best management practices.
- Requires the DACS to perform onsite inspections of each agricultural producer that enrolls in a best management practice every two years.
- Authorizes the DACS and institutions of higher education with agricultural research programs to develop research plans and legislative budget requests relating to the evaluation and improvement of agricultural best management practices and agricultural nutrient reduction projects.

Regarding biosolids, the bill:

- Requires the DEP to adopt rules for biosolids management.
- Exempts the biosolids rules from legislative ratification if they are adopted prior to the 2021 legislative session.

- Clarifies that local governments with biosolids ordinances may retain those ordinances until repealed.

The bill also creates a real-time water quality monitoring program, subject to appropriation, within the DEP.

The effective date of the bill is July 1, 2021.

## **II. Present Situation:**

### **Water Quality and Nutrients**

Phosphorus and nitrogen are naturally present in water and are essential nutrients for the healthy growth of plant and animal life. The correct balance of both nutrients is necessary for a healthy ecosystem; however, excessive nitrogen and phosphorus can cause significant water quality problems.

Phosphorus and nitrogen are derived from natural and human-made sources. Natural inputs include the atmosphere, soils, and the decay of plants and animals. Human-made sources include sewage disposal systems (wastewater treatment facilities and septic systems), overflows of storm and sanitary sewers (untreated sewage), agricultural production and irrigation practices, and stormwater runoff.<sup>2</sup>

Excessive nutrient loads may result in harmful algal blooms, nuisance aquatic weeds, and the alteration of the natural community of plants and animals. Dense, harmful algal blooms can also cause human health problems, fish kills, problems for water treatment plants, and impairment of the aesthetics and taste of waters. Growth of nuisance aquatic weeds tends to increase in nutrient-enriched waters, which can impact recreational activities.<sup>3</sup>

### ***Blue-Green Algae Task Force***

In January of 2019, Governor DeSantis issued the comprehensive Executive Order Number 19-12.<sup>4</sup> The order directed the Department of Environmental Protection (DEP) to establish a Blue-Green Algae Task Force charged with expediting progress towards reducing nutrient pollution and the impacts of blue-green algae (cyanobacteria) blooms in the state.<sup>5</sup> The task force's responsibilities include identifying priority projects for funding and making recommendations for regulatory changes. The five-person task force issued a consensus document on October 11, 2019.<sup>6</sup> To the extent that the task force has issued recommendations on topics addressed in this Present Situation, those recommendations are included in the relevant section.

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<sup>2</sup> U.S. Environmental Protection Agency (EPA), *Sources and Solutions*, <https://www.epa.gov/nutrientpollution/sources-and-solutions> (last visited Dec. 2, 2019).

<sup>3</sup> EPA, *The Problem*, <https://www.epa.gov/nutrientpollution/problem> (last visited Dec. 2, 2019).

<sup>4</sup> State of Florida, Office of the Governor, *Executive Order Number 19-12* (2019), available at [https://www.flgov.com/wp-content/uploads/orders/2019/EO\\_19-12.pdf](https://www.flgov.com/wp-content/uploads/orders/2019/EO_19-12.pdf).

<sup>5</sup> *Id.* at 2; DEP, *Blue-Green Algae Task Force*, <https://protectingfloridatogether.gov/state-action/blue-green-algae-task-force> (last visited Dec. 2, 2019).

<sup>6</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1* (Dec. 2, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

### **Total Maximum Daily Loads**

A total maximum daily load (TMDL), which must be adopted by rule, is a scientific determination of the maximum amount of a given pollutant that can be absorbed by a waterbody and still meet water quality standards.<sup>7</sup> Waterbodies or sections of waterbodies that do not meet the established water quality standards are deemed impaired. Pursuant to the federal Clean Water Act, the DEP is required to establish a TMDL for impaired waterbodies.<sup>8</sup> A TMDL for an impaired waterbody is defined as the sum of the individual waste load allocations for point sources and the load allocations for nonpoint sources and natural background.<sup>9</sup> Point sources are discernible, confined, and discrete conveyances including pipes, ditches, and tunnels. Nonpoint sources are unconfined sources that include runoff from agricultural lands or residential areas.<sup>10</sup>

### **Basin Management Action Plans and Best Management Practices**

The DEP is the lead agency in coordinating the development and implementation of TMDLs.<sup>11</sup> Basin management action plans (BMAPs) are one of the primary mechanisms the DEP uses to achieve TMDLs. BMAPs are plans that address the entire pollution load, including point and nonpoint discharges, for a watershed. BMAPs generally include:

- Permitting and other existing regulatory programs, including water quality based effluent limitations;
- Best management practices (BMPs) and non-regulatory and incentive-based programs, including cost-sharing, waste minimization, pollution prevention, agreements, and public education;
- Public works projects, including capital facilities; and
- Land acquisition.<sup>12</sup>

The DEP may establish a BMAP as part of the development and implementation of a TMDL for a specific waterbody. First, the BMAP equitably allocates pollutant reductions to individual basins, to all basins as a whole, or to each identified point source or category of nonpoint sources.<sup>13</sup> Then, the BMAP establishes the schedule for implementing projects and activities to meet the pollution reduction allocations. The BMAP development process provides an opportunity for local stakeholders, local government and community leaders, and the public to

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<sup>7</sup> DEP, *Total Maximum Daily Loads Program*, <https://floridadep.gov/dear/water-quality-evaluation-tmdl/content/total-maximum-daily-loads-tmdl-program> (last visited Dec. 2, 2019).

<sup>8</sup> Section 403.067(1), F.S.

<sup>9</sup> Section 403.031(21), F.S.

<sup>10</sup> Fla. Admin. Code R. 62-620.200(37). “Point source” is defined as “any discernible, confined, and discrete conveyance, including any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, landfill leachate collection system, vessel or other floating craft from which pollutants are or may be discharged.” Nonpoint sources of pollution are sources of pollution that are not point sources. Nonpoint sources can include runoff from agricultural lands or residential areas; oil, grease and toxic materials from urban runoff; and sediment from improperly managed construction sites.

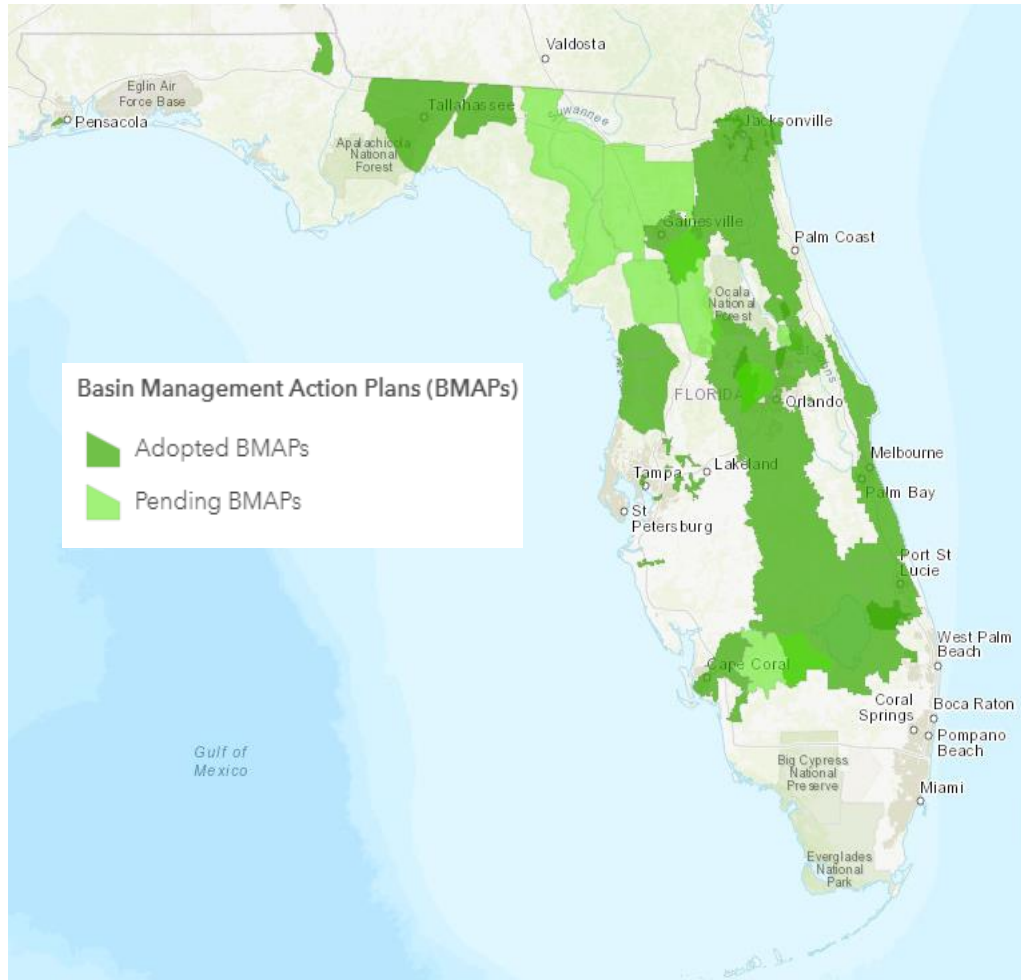
<sup>11</sup> Section 403.061, F.S. DEP has the power and the duty to control and prohibit pollution of air and water in accordance with the law and rules adopted and promulgated by it. Furthermore, s. 403.061(21), F.S., allows DEP to advise, consult, cooperate, and enter into agreements with other state agencies, the federal government, other states, interstate agencies, etc.

<sup>12</sup> Section 403.067(7), F.S.

<sup>13</sup> *Id.*

collectively determine and share water quality cleanup responsibilities collectively.<sup>14</sup> BMAPs are adopted by secretarial order.<sup>15</sup>

BMAPs must include milestones for implementation and water quality improvement. They must also include an associated water quality monitoring component sufficient to evaluate whether reasonable progress in pollutant load reductions is being achieved over time. An assessment of progress toward these milestones must be conducted every five years, and revisions to the BMAP must be made as appropriate.<sup>16</sup>



Producers of nonpoint source pollution included in a BMAP must comply with the established pollutant reductions by either implementing the appropriate BMPs or by conducting water quality monitoring.<sup>17</sup> A nonpoint source discharger may be subject to enforcement action by the DEP or a water management district (WMD) based on a failure to implement these

<sup>14</sup> DEP, *Basin Management Action Plans (BMAPs)*, <https://floridadep.gov/dear/water-quality-restoration/content/basin-management-action-plans-bmaps> (last visited Dec. 4, 2019).

<sup>15</sup> Section 403.067(7)(a)5., F.S.

<sup>16</sup> Section 403.067(7)(a)6., F.S.

<sup>17</sup> Section 403.067(7)(b)2.g., F.S. For example, BMPs for agriculture include activities such as managing irrigation water to minimize losses, limiting the use of fertilizers, and waste management.

requirements.<sup>18</sup> BMPs are designed to reduce the amount of nutrients, sediments, and pesticides that enter the water system and to help reduce water use. BMPs are developed for agricultural operations as well as for other activities, such as nutrient management on golf courses, forestry operations, and stormwater management.<sup>19</sup>

Currently, BMAPs are adopted or pending for a significant portion of the state and will continue to be developed as necessary to address water quality impairments. The graphic above shows the state's adopted and pending BMAPs.<sup>20</sup>

The Blue-Green Algae Task Force made the following recommendations for BMAPs:

- Include regional storage and treatment infrastructure in South Florida watersheds.
- Consider land use changes, legacy nutrients, and the impact of the BMAP on downstream waterbodies.
- Develop a more targeted approach to project selection.
- Evaluate project effectiveness through monitoring.<sup>21</sup>

### ***Agricultural BMPs***

Agricultural best management practices (BMPs) are practical measures that agricultural producers undertake to reduce the impacts of fertilizer and water use and otherwise manage the landscape to further protect water resources. BMPs are developed using the best available science with economic and technical consideration and, in certain circumstances, can maintain or enhance agricultural productivity.<sup>22</sup> BMPs are implemented by the Department of Agriculture and Consumer Services (DACS). Since the BMP program was implemented in 1999,<sup>23</sup> the DACS has adopted nine BMP manuals and is currently developing two more that cover nearly all major agricultural commodities in Florida. According to the annual report on BMPs prepared by the DACS, approximately 54 percent of agricultural acreage is enrolled in the DACS BMP program statewide.<sup>24</sup> Producers implementing BMPs receive a presumption of compliance with state water quality standards for the pollutants addressed by the BMPs<sup>25</sup> and those who enroll in the BMP program become eligible for technical assistance and cost-share funding for BMP implementation. To enroll in the BMP program, producers must meet with the Office of Agricultural Water Policy (OAWP) to determine the BMPs that are applicable to their operation

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<sup>18</sup> Section 403.067(7)(b)2.h., F.S.

<sup>19</sup> DEP, *NPDES Stormwater Program*, <https://floridadep.gov/Water/Stormwater> (last visited Dec. 2, 2019).

<sup>20</sup> DEP, *Impaired Waters, TMDLs, and Basin Management Action Plans Interactive Map*, <https://floridadep.gov/dear/water-quality-restoration/content/impaired-waters-tmdls-and-basin-management-action-plans> (last visited Dec. 5, 2019).

<sup>21</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1*, 2-4 (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>22</sup> Florida Department of Agriculture and Consumer Services Office of Agricultural Water Policy, *Status of Implementation of Agricultural Nonpoint Source Best Management Practices*, 3, (Jul. 1, 2019), available at <https://www.fdacs.gov/ezs3download/download/84080/2481615/Media/Files/Agricultural-Water-Policy-Files/Status-of-Implementation-of-BMPs-Report-2019.pdf> (last visited Dec. 5, 2019).

<sup>23</sup> The program was voluntary from 1999-2005. In 2005 the Florida Legislature modified the law requiring agricultural producers to adopt BMPs or conduct water quality monitoring.

<sup>24</sup> Florida Department of Agriculture and Consumer Services Office of Agricultural Water Policy, *Status of Implementation of Agricultural Nonpoint Source Best Management Practices*, 2, (Jul. 1, 2019), available at <https://www.fdacs.gov/ezs3download/download/84080/2481615/Media/Files/Agricultural-Water-Policy-Files/Status-of-Implementation-of-BMPs-Report-2019.pdf> (last visited Dec. 5, 2019).

<sup>25</sup> Section 403.067(7), F.S.

and submit a Notice of Intent to Implement the BMPs, along with the BMP checklist from the applicable BMP manual.<sup>26</sup> Within a BMAP, management strategies, including BMPs and water quality monitoring, are enforceable.<sup>27</sup> The University of Florida's Institute of Food and Agricultural Sciences (IFAS) is heavily involved in the adoption and implementation of BMPs. The IFAS provides expertise to both the DACS and agriculture producers, and has extension offices throughout Florida. The IFAS puts on summits and workshops on BMPs,<sup>28</sup> conducts research to issue recommendations for improving BMPs,<sup>29</sup> and issues training certificates for BMPs that require licenses such as Green Industry BMPs.<sup>30</sup>

For agriculture and BMPs, the Blue-Green Algae Task Force recommended:

- Increasing BMP enrollment.
- Improving records and additional data collection.
- Accelerating updates to BMP manuals.<sup>31</sup>

### **BMAPs for Outstanding Florida Springs**

In 2016, the Legislature passed the Florida Springs and Aquifer Protection Act, which identified 30 "Outstanding Florida Springs" (OFS) that have additional statutory protections and requirements.<sup>32</sup> Key aspects of the Springs and Aquifer Protection Act relating to water quality include:

- The designation of a priority focus area for each OFS. A priority focus area of an OFS means the area or areas of a basin where the Florida Aquifer is generally most vulnerable to pollutant inputs where there is a known connectivity between groundwater pathways and an Outstanding Florida Spring, as determined by the DEP in consultation with the appropriate WMDs, and delineated in a BMAP;<sup>33</sup>
- The development of an onsite sewage treatment and disposal system (OSTDS) remediation plan<sup>34</sup> if it has been determined that OSTDSs within a priority focus area contribute at least 20 percent of nonpoint source nitrogen pollution or that remediation is necessary to achieve the TMDL;
- A 20-year timeline for implementation of the TMDL, including 5-, 10-, and 15-year targets;<sup>35</sup> and

<sup>26</sup> Florida Department of Agriculture and Consumer Services Office of Agricultural Water Policy, *Status of Implementation of Agricultural Nonpoint Source Best Management Practices*, 3, (Jul. 1, 2019), available at <https://www.fdacs.gov/ezs3download/download/84080/2481615/Media/Files/Agricultural-Water-Policy-Files/Status-of-Implementation-of-BMPs-Report-2019.pdf> (last visited Dec. 5, 2019).

<sup>27</sup> Section 403.067(7)(d), F.S.

<sup>28</sup> UF/IFAS, *BMP Resource*, available at <https://bmp.ifas.ufl.edu/> (last visited Dec. 5, 2019).

<sup>29</sup> UF/IFAS Everglades Research & Education Center, *Best Management Practices & Water Resources*, available at <https://erec.ifas.ufl.edu/featured-3-menus/research/-best-management-practices--water-resources/> (last visited Dec. 5, 2019).

<sup>30</sup> UF/IFAS Florida-Friendly Landscaping, *GI-BMP Training Program Overview*, available at [https://ffl.ifas.ufl.edu/professionals/BMP\\_overview.htm](https://ffl.ifas.ufl.edu/professionals/BMP_overview.htm) (last visited Dec. 5, 2019).

<sup>31</sup> *Id.*

<sup>32</sup> Chapter 2016-1, Laws of Fla.; see s. 373.802, F.S., Outstanding Florida Springs include all historic first magnitude springs, including their associated spring runs, as determined by DEP using the most recent Florida Geological Survey springs bulletin, and De Leon Springs, Peacock Springs, Poe Springs, Rock Springs, Wekiwa Springs, and Gemini Springs, and their associated spring runs.

<sup>33</sup> Section 373.802(5), F.S.

<sup>34</sup> Commonly called a "septic remediation plan."

<sup>35</sup> Section 373.807, F.S.



- The prohibition against new OSTDSs on parcels of less than 1 acre, unless the system complies with the OSTDS remediation plan.<sup>36</sup>

The DEP is the lead agency in coordinating the preparation and adoption of the OSTDS remediation plan. The OSTDS remediation plan must include options for repair, upgrade, replacement, drainfield modification, the addition of effective nitrogen reducing features, connection to a central sewerage system, or other action for a sewage system or group of systems.<sup>37</sup> The options must be cost-effective and financially feasible projects necessary to reduce the nutrient impacts from OSTDSs within the area.<sup>38</sup>

In June 2018, the DEP adopted 13 BMAPs, addressing all 24 nitrogen-impaired OFS.<sup>39</sup> Eight of these plans are currently effective, while five others are pending the outcome of legal challenges on various alleged deficiencies in the BMAPs.<sup>40</sup> These alleged deficiencies include lack of specificity in the required list of projects and programs identified to implement a TMDL, lack of detail in cost estimates, incomplete or unclear strategies for nutrient reduction, and failure to account for population growth and agricultural activity.

### **Wastewater Treatment Facilities**

The proper treatment and disposal or reuse of domestic wastewater is an important part of protecting Florida's water resources. The majority of Florida's domestic wastewater is controlled and treated by centralized treatment facilities regulated by the DEP. Florida has approximately 2,000 permitted domestic wastewater treatment facilities.<sup>41</sup>

Chapter 403, F.S., requires that any facility or activity which discharges waste into waters of the state or which will reasonably be expected to be a source of water pollution must obtain a permit from the DEP.<sup>42</sup> Generally, persons who intend to collect, transmit, treat, dispose, or reuse wastewater are required to obtain a wastewater permit. A wastewater permit issued by the DEP is required for both operation and certain construction activities associated with domestic or industrial wastewater facilities or activities. A DEP permit must also be obtained prior to construction of a domestic wastewater collection and transmission system.<sup>43</sup>

Under section 402 of the Clean Water Act, any discharge of a pollutant from a point source to surface waters (i.e., the navigable waters of the United States or beyond) must obtain a National

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<sup>36</sup> Section 373.811, F.S.

<sup>37</sup> Section 373.807(3), F.S.

<sup>38</sup> *Id.*

<sup>39</sup> DEP, *Springs*, <https://floridadep.gov/springs> (last visited Nov. 26, 2019).

<sup>40</sup> *Our Santa Fe River, Inc., et. al. v. DEP*, No. 18-1601, DEP No. 18-2013; *Sierra Club v. DEP*, No. 17-1175, DEP No. 18-0204; *Friends of Wekiva River, Inc. v. DEP*, No. 18-1065, DEP No. 18-0217; *Thomas Greenhalgh v. DEP*, No. 17-1165, DEP No. 18-0204; *Paul Still v. DEP*, No. 18-1061; *Save the Manatee Club, Inc. v. DEP*, No. 17-1167, DEP No. 18-0206; *Silver Springs Alliance, Inc. and Rainbow River Conservation, Inc. v. DEP*, No. 18-1060, DEP No. 18-0211.

<sup>41</sup> DEP, *General Facts and Statistics About Wastewater in Florida*, <https://floridadep.gov/water/domestic-wastewater/content/general-facts-and-statistics-about-wastewater-florida> (last visited Dec. 2, 2019).

<sup>42</sup> Section 403.087, F.S.

<sup>43</sup> DEP, *Wastewater Permitting*, <https://floridadep.gov/water/domestic-wastewater/content/wastewater-permitting> (last visited Dec. 2, 2019).

Pollution Discharge Elimination System (NPDES) permit.<sup>44</sup> NPDES permit requirements for most wastewater facilities or activities (domestic or industrial) that discharge to surface waters are incorporated into a state-issued permit, thus giving the permittee one set of permitting requirements rather than one state and one federal permit.<sup>45</sup> The DEP issues operation permits for a period of five years for facilities regulated under the NPDES program and up to 10 years for other domestic wastewater treatment facilities meeting certain statutory requirements.<sup>46</sup>

In its 2016 Report Card for Florida's Infrastructure, the American Society of Civil Engineers reported that the state's wastewater system is increasing in age and the condition of installed treatment and conveyance systems is declining.<sup>47</sup> As existing infrastructure ages, Florida utilities are placing greater emphasis on asset management systems to maintain service to customers. Population growth, aging infrastructure, and sensitive ecological environments are increasing the need to invest in Florida's wastewater infrastructure.<sup>48</sup>

### ***Advanced Waste Treatment***

Under Florida law, facilities for sanitary sewage disposal are required to provide for advanced waste treatment, as deemed necessary by the DEP.<sup>49</sup> The standard for advanced waste treatment is defined in statute using the maximum concentrations of nutrients or contaminants that a reclaimed water product may contain.<sup>50</sup> The standard also requires high-level disinfection.<sup>51</sup>

<b>Nutrient or Contaminant</b>	<b>Maximum Concentration Annually</b>
Biochemical Oxygen Demand	5 mg/L
Suspended Solids	5 mg/L
Total Nitrogen	3 mg/L
Total Phosphorus	1 mg/L

Facilities for sanitary sewage disposal are prohibited from disposing of waste into certain waters in the state without providing advanced waste treatment approved by the DEP.<sup>52</sup> Specifically, Tampa Bay is viewed as a success story for this type of prohibition.

[Tampa Bay is] one of the few estuaries in the U.S. that has shown evidence of improving environmental conditions. These water-quality

<sup>44</sup> 33 U.S.C. s. 1342.

<sup>45</sup> Sections 403.061 and 403.087, F.S.

<sup>46</sup> Section 403.087(3), F.S.

<sup>47</sup> American Society of Civil Engineers, *Report Card for Florida's Infrastructure* (2016), available at [https://www.infrastructurereportcard.org/wp-content/uploads/2017/01/2016\\_RC\\_Final\\_screen.pdf](https://www.infrastructurereportcard.org/wp-content/uploads/2017/01/2016_RC_Final_screen.pdf).

<sup>48</sup> *Id.*

<sup>49</sup> Section 403.086(2), F.S.

<sup>50</sup> Section 403.086(4), F.S.

<sup>51</sup> Section 403.086(4)(b), F.S.; Fla. Admin. Code R. 62-600.440(6).

<sup>52</sup> Section 403.086(1)(c), F.S. Facilities for sanitary sewage disposal may not dispose of any wastes into Old Tampa Bay, Tampa Bay, Hillsborough Bay, Boca Ciega Bay, St. Joseph Sound, Clearwater Bay, Sarasota Bay, Little Sarasota Bay, Roberts Bay, Lemon Bay, or Charlotte Harbor Bay, or into any river, stream, channel, canal, bay, bayou, sound, or other water tributary thereto, without providing advanced waste treatment approved by DEP. This prohibition does not apply to facilities permitted by February 1, 1987, and which discharge secondary treated effluent, followed by water hyacinth treatment, to tributaries of the named waters; or to facilities permitted to discharge to the nontidally influenced portions of the Peace River.



improvements have been due, in large part, to upgrades in wastewater-treatment practices at municipal wastewater-treatment plants in the region. Since 1980, all wastewater-treatment plants that discharge to the bay or its tributaries have been required by state legislation to meet advanced wastewater-treatment standards, a step that has reduced the annual nutrient loads from these sources by about 90 percent.<sup>53</sup>

### ***Sanitary Sewer Overflows, Leakages, and Inflow and Infiltration***

Although domestic wastewater treatment facilities are permitted and designed to safely and properly collect and manage a specified wastewater capacity, obstructions or extreme conditions can cause a sanitary sewer overflow (SSO). Any overflow, spill, release, discharge, or diversion of untreated or partially treated wastewater from a sanitary sewer system is a SSO.<sup>54</sup> A SSO may subject the owner or operator of a facility to civil penalties of not more than \$10,000 for each offense, a criminal conviction or fines, and additional administrative penalties.<sup>55</sup> Each day during the period in which a violation occurs constitutes a separate offense.<sup>56</sup> However, administrative penalties are capped at \$10,000.<sup>57</sup>

A key concern with SSOs entering rivers, lakes, or streams is their negative effect on water quality. In addition, because SSOs contain partially treated or potentially untreated domestic wastewater, ingestion or similar contact may cause illness. People can be exposed through direct contact in areas of high public access, food that has been contaminated, inhalation, and skin absorption. The Department of Health (DOH) issues health advisories when bacteria levels present a risk to human health and may post warning signs when bacteria affect public beaches or other areas where there is a risk of human exposure.<sup>58</sup>

Reduction of SSOs can be achieved through:

- Cleaning and maintaining the sewer system;
- Reducing inflow and infiltration through rehabilitation and repairing broken or leaking lines;
- Enlarging or upgrading sewer, pump station, or sewage treatment plant capacity and/or reliability; and
- Constructing wet weather storage and treatment facilities to treat excess flows.<sup>59</sup>

Inflow and Infiltration (I&I) occurs when groundwater and/or rainwater enters the sanitary sewer system and ends up at the wastewater treatment facility, necessitating its treatment as if it were

<sup>53</sup> U.S. Department of the Interior and U.S. Geological Survey, *Integrating Science and Resource Management in Tampa Bay, Florida*, 110 (2011), available at [https://pubs.usgs.gov/circ/1348/pdf/Chapter%205\\_105-156.pdf](https://pubs.usgs.gov/circ/1348/pdf/Chapter%205_105-156.pdf) (internal citations omitted).

<sup>54</sup> DEP, *Sanitary Sewer Overflows (SSOs)*, available at <https://floridadep.gov/sites/default/files/sanitary-sewer-overflows.pdf> (last visited Dec. 4, 2019).

<sup>55</sup> Sections 403.121 and 403.141, F.S.

<sup>56</sup> *Id.*

<sup>57</sup> Section 403.121(2)(b),(8), and (9), F.S.

<sup>58</sup> DEP, *SSOs*, available at <https://floridadep.gov/sites/default/files/sanitary-sewer-overflows.pdf>.

<sup>59</sup> *Id.*

wastewater.<sup>60</sup> I&I can be caused by groundwater infiltrating the sewer system through faulty pipes or infrastructure, or any inflows of rainwater or non-wastewater into the sewer system.

I&I is a major cause of SSOs in Florida.<sup>61</sup> When domestic wastewater facilities are evaluated for permit renewal, collection systems are not evaluated for issues such as excessive infiltration/inflow unless problems result at the treatment plant.<sup>62</sup> Another major cause of SSOs is the loss of electricity to the infrastructure for the collection and transmission of wastewater, such as pump stations, especially during storms.<sup>63</sup> Pump stations receiving flow from another station through a force main, or those discharging through pipes 12 inches or larger, must have emergency generators.<sup>64</sup> All other pump stations must have emergency pumping capability through one of three specified arrangements.<sup>65</sup> These requirements for emergency pumping capacity only apply to domestic wastewater collection/transmission facilities existing after November 6, 2003, unless facilities existing prior to that date are modified.<sup>66</sup>

The Blue-Green Algae Task Force made the following recommendations relating to SSOs:

- Emergency back-up capabilities should be required for all lift stations constructed prior to 2003.
- The DEP and wastewater facilities should take a more proactive approach to infiltration and inflow issues.<sup>67</sup>

### ***Wastewater Asset Management***

Asset management is the practice of managing infrastructure capital assets to minimize the total cost of owning and operating these assets while delivering the desired service levels.<sup>68</sup> Many utilities use asset management to pursue and achieve sustainable infrastructure. A high-performing asset management program includes detailed asset inventories, operation and maintenance tasks, and long-range financial planning.<sup>69</sup>

<sup>60</sup> City of St. Augustine, *Inflow & Infiltration Elimination Program*, <https://www.citystaug.com/549/Inflow-Infiltration-Elimination-Program> (last visited Dec. 6, 2019).

<sup>61</sup> See generally RS&H, Inc., *Evaluation of Sanitary Sewer Overflows and Unpermitted Discharges Associated with Hurricanes Hermine and Matthew* (Jan. 2017), available at [https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001\\_06\\_17.pdf](https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001_06_17.pdf).

<sup>62</sup> Fla. Admin. Code R. 62-600.735; see Fla. Admin. Code R. 62-600.200. “Collection/transmission systems” are defined as “sewers, pipelines, conduits, pumping stations, force mains, and all other facilities used for collection and transmission of wastewater from individual service connections to facilities intended for the purpose of providing treatment prior to release to the environment.”

<sup>63</sup> See generally RS&H, Inc., *Evaluation of Sanitary Sewer Overflows and Unpermitted Discharges Associated with Hurricanes Hermine and Matthew* (Jan. 2017), available at [https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001\\_06\\_17.pdf](https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001_06_17.pdf).

<sup>64</sup> Fla. Admin. Code R. 62-604.400.

<sup>65</sup> *Id.*

<sup>66</sup> Fla. Admin. Code R. 62-604.100.

<sup>67</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1*, 7 (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>68</sup> EPA, *Sustainable Water Infrastructure - Asset Management for Water and Wastewater Utilities*, <https://www.epa.gov/sustainable-water-infrastructure/asset-management-water-and-wastewater-utilities> (last visited Dec 9, 2019).

<sup>69</sup> *Id.*

Each utility is responsible for making sure that its system stays in good working order, regardless of the age of its components or the availability of additional funds.<sup>70</sup> Asset management programs with good data can be the most efficient method of meeting this challenge. Some key steps for asset management are making an inventory of critical assets, evaluating the condition and performance of such assets, and developing plans to maintain, repair, and replace assets and to fund these activities.<sup>71</sup> The United States Environmental Protection Agency (EPA) provides guidance and reference manuals for utilities to aid in developing asset management plans.<sup>72</sup>

Many states, including Florida, provide financial incentives for the development and implementation of an asset management plan when requesting funding under a State Revolving Fund or other state funding mechanism.<sup>73</sup> Florida's incentives include priority scoring,<sup>74</sup> reduction of interest rates,<sup>75</sup> principal forgiveness for financially disadvantaged small communities,<sup>76</sup> and eligibility for small community wastewater facilities grants.<sup>77</sup>

In 2016, the Legislature authorized the Public Service Commission (PSC) to allow a utility to create a utility reserve fund for repair and replacement of existing distribution and collection infrastructure that is nearing the end of its useful life or is detrimental to water quality or reliability of service. The utility reserve fund would be funded by a portion of the rates charged by the utility, by a secured escrow account, or through a letter of credit.

The PSC adopted rules governing the implementation, management, and use of the fund, including expenses for which the fund may be used, segregation of reserve account funds, requirements for a capital improvement plan, and requirements for the PSC authorization before fund disbursements.<sup>78</sup> The PSC requires an applicant to provide a capital improvement plan or an asset management plan in seeking authorization to create a utility reserve fund.<sup>79</sup>

### **The Clean Water State Revolving Fund Program**

Florida's Clean Water State Revolving Fund (CWSRF) is a federal-state partnership that provides communities a permanent, independent source of low-cost financing for a wide-range of water quality infrastructure projects.<sup>80</sup> The CWSRF is funded through money received from

<sup>70</sup> *Id.*

<sup>71</sup> *Id.*

<sup>72</sup> EPA, *Asset Management: A Best Practices Guide* (2008), available at <https://nepis.epa.gov/Exe/ZyPDF.cgi/P1000LP0.PDF?Dockkey=P1000LP0.PDF>; EPA, *Reference Guide for Asset Management Tools/Asset Management Plan Components and Implementation Tools for Small and Medium Sized Drinking Water and Wastewater Systems* (May 2014), available at [https://www.epa.gov/sites/production/files/2016-04/documents/am\\_tools\\_guide\\_may\\_2014.pdf](https://www.epa.gov/sites/production/files/2016-04/documents/am_tools_guide_may_2014.pdf).

<sup>73</sup> EPA, *State Asset Management Initiatives* (Aug. 2012), available at [https://www.epa.gov/sites/production/files/2016-04/documents/state\\_asset\\_management\\_initiatives\\_11-01-12.pdf](https://www.epa.gov/sites/production/files/2016-04/documents/state_asset_management_initiatives_11-01-12.pdf).

<sup>74</sup> Fla. Admin. Code R. 62-503.300(e).

<sup>75</sup> Fla. Admin. Code R. 62-503.300(5)(b)1. and 62-503.700(7).

<sup>76</sup> Fla. Admin. Code R. 62-503.500(4).

<sup>77</sup> Fla. Admin. Code R. 62-505.300(d) and 62-505.350(5)(c).

<sup>78</sup> Fla. Admin. Code R. 25-30.444.

<sup>79</sup> Fla. Admin. Code R. 25-30.444(2)(e) and (m).

<sup>80</sup> 33 USC s. 1383; EPA, *CWSRF*, <https://www.epa.gov/cwsrf> (last visited Jan. 23, 2020); EPA, *Learn about the CWSRF*, <https://www.epa.gov/cwsrf/learn-about-clean-water-state-revolving-fund-cwsrf> (last visited Jan. 23, 2020).

federal grants as well as state contributions, which then "revolve" through the repayment of previous loans and interest earned. While these programs offer loans, grant-like funding is also available for qualified small, disadvantaged communities, which reduces the amount owed on loans by the percentage for which the community qualifies.

The CWSRF provides low-interest loans to local governments to plan, design, and build or upgrade wastewater, stormwater, and nonpoint source pollution prevention projects. Certain agricultural best management practices may also qualify for funding. Very low interest rate loans, grants, and other discounted assistance for small communities are available. Interest rates on loans are below market rates and vary based on the economic means of the community. Generally, local governments and special districts are eligible loan sponsors.<sup>81</sup> The EPA classifies eleven types of projects that are eligible to receive CWSRF assistance. They include projects for:

- A publicly owned treatment works;
- A public, private, or nonprofit entity to implement a state nonpoint source pollution management program;
- A public, private, or nonprofit entity to develop and implement a conservation and management plan;
- A public, private, or nonprofit entity to construct, repair, or replace decentralized wastewater treatment systems that treat municipal wastewater or domestic sewage;
- A public, private, or nonprofit entity to manage, reduce, treat, or recapture stormwater or subsurface drainage water;
- A public entity to reduce the demand for publicly owned treatment works capacity through water conservation, efficiency, or reuse;
- A public, private, or nonprofit entity to develop and implement watershed projects;
- A public entity to reduce the energy consumption needs for publicly owned treatment works;
- A public, private, or nonprofit entity for projects for reusing or recycling wastewater, stormwater, or subsurface drainage water;
- A public, private, or nonprofit entity to increase the security of publicly owned treatment works; and
- Any qualified nonprofit entity, to provide technical assistance to owners and operators of small and medium sized publicly owned treatment works to plan, develop, and obtain financing for the CWSRF eligible projects and to assist each treatment works in achieving compliance with the Clean Water Act.<sup>82</sup>

Of these eligible projects, the DEP is required to give priority to projects that:

- Eliminate public health hazards;
- Enable compliance with laws requiring the elimination of discharges to specific water bodies, including the requirements of s. 403.086(9), F.S., regarding domestic wastewater ocean outfalls;
- Assist in the implementation of total maximum daily loads adopted under s. 403.067, F.S.;

<sup>81</sup> DEP, *State Revolving Fund*, <https://floridadep.gov/wra/srf> (last visited Feb. 11, 2019).

<sup>82</sup> EPA, *Learn about the CWSRF*, <https://www.epa.gov/cwsrf/learn-about-clean-water-state-revolving-fund-cwsrf> (last visited Jan. 23, 2020).

- Enable compliance with other pollution control requirements, including, but not limited to, toxics control, wastewater residuals management, and reduction of nutrients and bacteria;
- Assist in the implementation of surface water improvement and management plans and pollutant load reduction goals developed under state water policy;
- Promote reclaimed water reuse;
- Eliminate failing onsite sewage treatment and disposal systems or those that are causing environmental damage; or
- Reduce pollutants to and otherwise promote the restoration of Florida's surface and ground waters.<sup>83</sup>

### **Small Community Sewer Construction**

The Small Community Sewer Construction Assistance Act is a grant program established as part of the CWSRF program that requires the DEP to award grants to assist financially disadvantaged small communities with their needs for adequate domestic wastewater facilities.<sup>84</sup> Under the program, a financially disadvantaged small community is defined as a county, municipality, or special district<sup>85</sup> with a total population of 10,000 or less, and a per capita income less than the state average per capita income.<sup>86</sup> In 2016, the Legislature included counties and special districts as eligible entities for grants under the program if they otherwise met the definition of a financially disadvantaged small community.<sup>87</sup>

In accordance with rules adopted by the Environmental Regulation Commission, the DEP may provide grants, for up to 100 percent of the costs of planning, designing, constructing, upgrading, or replacing wastewater collection, transmission, treatment, disposal, and reuse facilities, including necessary legal and administrative expenses.<sup>88</sup> The rules of the commission must also:

- Require that projects to plan, design, construct, upgrade, or replace wastewater collection, transmission, treatment, disposal, and reuse facilities be cost-effective, environmentally sound, permissible, and implementable;
- Require appropriate user charges, connection fees, and other charges to ensure the long-term operation, maintenance, and replacement of the facilities constructed under each grant;
- Require grant applications to be submitted on appropriate forms with appropriate supporting documentation and require records to be maintained;
- Establish a system to determine eligibility of grant applications;
- Establish a system to determine the relative priority of grant applications, which must consider public health protection and water pollution abatement;
- Establish requirements for competitive procurement of engineering and construction services, materials, and equipment; and
- Provide for termination of grants when program requirements are not met.<sup>89</sup>

<sup>83</sup> Section 403.1835(7), F.S.

<sup>84</sup> Sections 403.1835(3)(d) and 403.1838, F.S.

<sup>85</sup> Section 189.012(6), F.S., defines special district; s. 189.012(2) and (3), F.S., define dependent special district and independent special district, respectively.

<sup>86</sup> Section 403.1838(2), F.S.

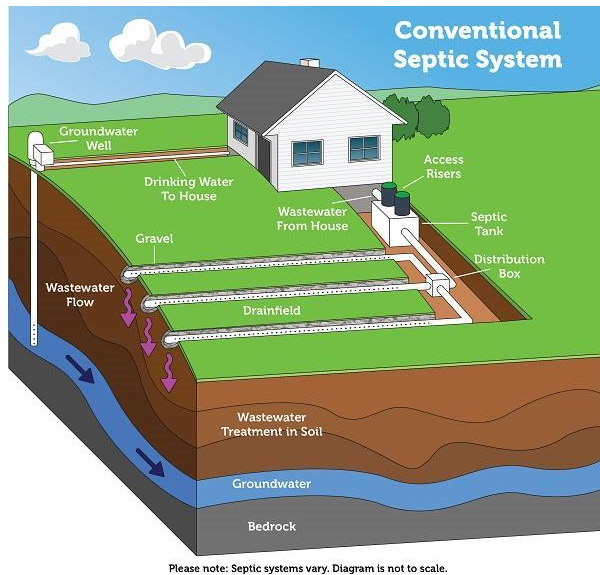
<sup>87</sup> Chapter 2016-55, Laws of Fla.

<sup>88</sup> Section 403.1838(3)(a), F.S.

<sup>89</sup> Section 403.1838(3)(b), F.S.; Fla. Admin. Code R. Ch. 62-505.

### *Onsite Sewage Treatment and Disposal Systems*

Onsite sewage treatment and disposal systems (OSTDSs), commonly referred to as “septic systems,” generally consist of two basic parts: the septic tank and the drainfield.<sup>90</sup> Waste from toilets, sinks, washing machines, and showers flows through a pipe into the septic tank, where anaerobic bacteria break the solids into a liquid form. The liquid portion of the wastewater flows into the drainfield, which is generally a series of perforated pipes or panels surrounded by lightweight materials such as gravel or Styrofoam. The drainfield provides a secondary treatment where aerobic bacteria continue deactivating the germs. The drainfield also provides filtration of the wastewater, as gravity draws the water down through the soil layers.<sup>91</sup>



The DOH administers OSTDS programs, develops statewide rules, and provides training and standardization for county health department employees responsible for issuing permits for the installation and repair of OSTDSs within the state.<sup>92</sup> The DOH regulations focus on construction standards and setback distances. The regulations are primarily designed to protect the public from waterborne illnesses.<sup>93</sup> The DOH also conducts research to evaluate performance, environmental health, and public health effects of OSTDSs. Innovative OSTDS products and technologies must be approved by the DOH.<sup>94</sup>

The DOH and the DEP have an interagency agreement that standardizes procedures and clarifies responsibilities between them regarding the regulation of OSTDSs.<sup>95</sup> The DEP has jurisdiction

<sup>90</sup> DOH, *Septic System Information and Care*, <http://columbia.floridahealth.gov/programs-and-services/environmental-health/onsite-sewage-disposal/septic-information-and-care.html> (last visited Dec. 2, 2019); EPA, *Types of Septic Systems*, <https://www.epa.gov/septic/types-septic-systems> (last visited Dec. 2, 2019) (showing the graphic provided in the analysis).

<sup>91</sup> *Id.*

<sup>92</sup> Section 381.0065(3), F.S.

<sup>93</sup> DOH, *Overview of Onsite Sewage Treatment and Disposal Systems*, 5 (Aug. 1, 2019), <http://floridadep.gov/file/19018/download?token=6r94Bi2B>.

<sup>94</sup> Section 381.0065(3), F.S.

<sup>95</sup> *Interagency Agreement Between the Department of Environmental Protection and the Department of Health for Onsite Sewage Treatment and Disposal Systems* (Sept. 30, 2015), available at [https://floridadep.gov/sites/default/files/HOHOSTDS\\_9\\_30\\_15.pdf](https://floridadep.gov/sites/default/files/HOHOSTDS_9_30_15.pdf).



over OSTDSs when: domestic sewage flow exceeds 10,000 gallons per day; commercial sewage flow exceeds 5,000 gallons per day; there is a likelihood of hazardous or industrial wastes; a sewer system is available; or if any system or flow from the establishment is currently regulated by the DEP (unless the DOH grants a variance).<sup>96</sup> In all other circumstances, the DOH regulates OSTDSs.

There are an estimated 2.6 million OSTDSs in Florida, providing wastewater disposal for 30 percent of the state's population.<sup>97</sup> In Florida, development in some areas is dependent on OSTDSs due to the cost and time it takes to install central sewer systems.<sup>98</sup> For example, in rural areas and low-density developments, central sewer systems are not cost-effective. Less than one percent of OSTDSs in Florida are actively managed under operating permits and maintenance agreements.<sup>99</sup> The remainder of systems are generally serviced only when they fail, often leading to costly repairs that could have been avoided with routine maintenance.<sup>100</sup>

In a conventional OSTDS, a septic tank does not reduce nitrogen from the raw sewage. In Florida, approximately 30-40 percent of the nitrogen levels are reduced in the drainfield of a system that is installed 24 inches or more from groundwater.<sup>101</sup> This still leaves a significant amount of nitrogen to percolate into the groundwater, which makes nitrogen from OSTDSs a potential contaminant in groundwater.<sup>102</sup>

Different types of advanced OSTDSs exist that can remove greater amounts of nitrogen than a typical septic system (often referred to as "advanced" or "nutrient-reducing" septic systems).<sup>103</sup> The DOH publishes on its website approved products and resources on advanced systems.<sup>104</sup> Determining which advanced system is the best option can depend on site-specific conditions.

The owner of a properly functioning OSTDS must connect to a sewer system within one year of receiving notification that a sewer system is available for connection.<sup>105</sup> Owners of an OSTDS in need of repair or modification must connect within 90 days of notification from the DOH.<sup>106</sup>

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<sup>96</sup> *Id.* at 6-13; s. 381.0065(3)(b), F.S.; DEP, *Septic Systems*, <https://floridadep.gov/water/domestic-wastewater/content/septic-systems> (last visited Dec. 2, 2019).

<sup>97</sup> DOH, *Onsite Sewage*, <http://www.floridahealth.gov/environmental-health/onsite-sewage/index.html> (last visited Dec. 2, 2019).

<sup>98</sup> DOH, *Report on Range of Costs to Implement a Mandatory Statewide 5-Year Septic Tank Inspection Program*, Executive Summary (Oct. 1, 2008), available at <http://www.floridahealth.gov/environmental-health/onsite-sewage/research/documents/rrac/2008-11-06.pdf>. The report begins on page 56 of the PDF.

<sup>99</sup> *Id.*

<sup>100</sup> *Id.*

<sup>101</sup> DOH, *Florida Onsite Sewage Nitrogen Reduction Strategies Study, Final Report 2008-2015*, 21 (Dec. 2015), available at <http://www.floridahealth.gov/environmental-health/onsite-sewage/research/draftlegreportsm.pdf>; see Fla. Admin. Code R. 64E-6.006(2).

<sup>102</sup> University of Florida Institute of Food and Agricultural Sciences (IFAS), *Onsite Sewage Treatment and Disposal Systems: Nitrogen*, 3 (Feb. 2014), available at <http://edis.ifas.ufl.edu/pdffiles/SS/SS55000.pdf>.

<sup>103</sup> DOH, *Nitrogen-Reducing Systems for Areas Affected by the Florida Springs and Aquifer Protection Act* (2019), available at <http://www.floridahealth.gov/environmental-health/onsite-sewage/products/documents/bmap-n-reducing-tech-18-10-29.pdf>.

<sup>104</sup> DOH, *Onsite Sewage Programs, Product Listings and Approval Requirements*, <http://www.floridahealth.gov/environmental-health/onsite-sewage/products/index.html> (last visited Dec. 2, 2019).

<sup>105</sup> Section 381.00655, F.S.

<sup>106</sup> *Id.*

The Blue-Green Algae Task Force made the following recommendations relating to OSTDSs:

- The DEP should develop a more comprehensive regulatory program to ensure that OSTDSs are sized, designed, constructed, installed, operated, and maintained to prevent nutrient pollution, reduce environmental impact, and preserve human health.
- More post-permitting septic tank inspections should take place.
- Protections for vulnerable areas in the state should be expanded.
- Additional funding to accelerate septic to sewer conversions.<sup>107</sup>

***The DOH Technical Review and Advisory Panel***

The DOH has a technical review and advisory panel to review agency rules and provide assistance to the DOH with rule adoption.<sup>108</sup> It is comprised of, at a minimum:

- A soil scientist;
- A professional engineer registered in this state who is recommended by the Florida Engineering Society and who has work experience in OSTDSs;
- Two representatives from the home-building industry recommended by the Florida Home Builders Association, including one who is a developer in this state who develops lots using onsite sewage treatment and disposal systems;
- A representative from the county health departments who has experience permitting and inspecting the installation of onsite sewage treatment and disposal systems in this state;
- A representative from the real estate industry who is recommended by the Florida Association of Realtors;
- A consumer representative with a science background;
- Two representatives of the septic tank industry recommended by the Florida Onsite Wastewater Association, including one who is a manufacturer of onsite sewage treatment and disposal systems;
- A representative from local government who is knowledgeable about domestic wastewater treatment and who is recommended by the Florida Association of Counties and the Florida League of Cities; and
- A representative from the environmental health profession who is recommended by the Florida Environmental Health Association and who is not employed by a county health department.<sup>109</sup>

Members are to be appointed for a term of two years. The panel may also, as needed, be expanded to include ad hoc, nonvoting representatives who have topic-specific expertise.<sup>110</sup>

<sup>107</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1*, 6-7 (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>108</sup> Section 381.0068, F.S.

<sup>109</sup> *Id.*

<sup>110</sup> *Id.*



## Stormwater Management

Stormwater is the flow of water resulting from, and immediately following, a rainfall event.<sup>111</sup> When stormwater falls on pavement, buildings, and other impermeable surfaces, the runoff flows quickly and can pick up sediment, nutrients (such as nitrogen and phosphorous), chemicals, and other pollutants.<sup>112</sup> Stormwater pollution is a major source of water pollution in Florida.<sup>113</sup>

There are two main regulatory programs to address water quality from stormwater: the federal program that regulates discharges of pollutants into waters of the United States<sup>114</sup> and the state Environmental Resource Permitting (ERP) Program that regulates activities involving the alteration of surface water flows.<sup>115</sup> The federal NPDES Stormwater Program regulates the following types of stormwater pollution:<sup>116</sup>

- Certain municipal storm sewer systems;
- Runoff from certain construction activities; and
- Runoff from industrial activities.<sup>117</sup>

Florida's ERP Program includes regulation of activities that create stormwater runoff, as well as dredging and filling in wetlands and other surface waters.<sup>118</sup> ERPs are designed to prevent flooding, protect wetlands and other surface waters, and protect Florida's water quality from stormwater pollution.<sup>119</sup> The statewide ERP Program is implemented by the DEP, the WMDs, and certain local governments. The ERP Applicant Handbook, incorporated by reference into the DEP rules, provides guidance on the DEP's ERP Program, including stormwater topics such as the design of stormwater management systems.<sup>120</sup>

<sup>111</sup> DEP and Water Management Districts, *Environmental Resource Permit Applicant's Handbook Volume I (General and Environmental)*, 2-10 (June 1, 2018), available at

[https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant\\_Hanbook\\_I\\_-\\_Combined.pdf](https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant_Hanbook_I_-_Combined.pdf).

<sup>112</sup> DEP, *Stormwater Management*, 1 (2016), available at [https://floridadep.gov/sites/default/files/stormwater-management\\_0.pdf](https://floridadep.gov/sites/default/files/stormwater-management_0.pdf). When rain falls on fields, forests, and other areas with naturally permeable surfaces the water not absorbed by plants filters through the soil and replenishes Florida's groundwater supply.

<sup>113</sup> DEP, *Stormwater Support*, <https://floridadep.gov/water/engineering-hydrology-geology/content/stormwater-support> (last visited Dec. 2, 2019); DEP, *Nonpoint Source Program Update*, 10 (2015), available at <https://floridadep.gov/sites/default/files/NPS-ManagementPlan2015.pdf>.

<sup>114</sup> National Pollutant Discharge Elimination System (NPDES), 33 U.S.C. s. 1342 (2019); 40 C.F.R. pt. 122.

<sup>115</sup> Chapter 373, pt. IV, F.S.; Fla. Admin. Code Ch. 62-330.

<sup>116</sup> A point source is discernible, confined and discrete conveyance, such as a pipe, ditch, channel, tunnel, conduit, discrete fissure, or container. See The Clean Water Act, 33 U.S.C. s. 1362(14) and 40 C.F.R. 122.2; Stormwater can be either a pointsource or a nonpoint source of pollution. EPA, *Monitoring and Evaluating Nonpoint Source Watershed Projects*, 1-1, available at [https://www.epa.gov/sites/production/files/2016-02/documents/chapter\\_1\\_draft\\_aug\\_2014.pdf](https://www.epa.gov/sites/production/files/2016-02/documents/chapter_1_draft_aug_2014.pdf); DEP, *Nonpoint Source Program Update*, 9 (2015), available at <https://floridadep.gov/sites/default/files/NPS-ManagementPlan2015.pdf>.

<sup>117</sup> See generally EPA, *NPDES Stormwater Program*, <https://www.epa.gov/npdes/npdes-stormwater-program> (last visited Dec. 2, 2019).

<sup>118</sup> DEP, *DEP 101: Environmental Resource Permitting*, <https://floridadep.gov/comm/press-office/content/dep-101-environmental-resource-permitting> (last visited Dec 2, 2019).

<sup>119</sup> South Florida Water Management District, *Environmental Resource Permits*, <https://www.swfwmd.gov/doing-business-with-us/permits/environmental-resource-permits> (last visited Dec. 2, 2019).

<sup>120</sup> Fla. Admin. Code R. 62-330.010(4); DEP and WMDs, *Environmental Resource Permit Applicant's Handbook Volume I (General and Environmental)*, 2-10 (June 1, 2018), available at [https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant\\_Hanbook\\_I\\_-\\_Combined.pdf](https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant_Hanbook_I_-_Combined.pdf); *Environmental Resource Permit Applicant's Handbook Volume II*, available at <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/erp-stormwater> (last visited Dec. 2, 2019).

The DEP and the WMDs are authorized to require permits and impose reasonable conditions:

- To ensure that construction or alteration of stormwater management systems and related structures are consistent with applicable law and not harmful to water resources;<sup>121</sup> and
- For the maintenance or operation of such structures.<sup>122</sup>

The DEP's stormwater rules are technology-based effluent limitations rather than water quality-based effluent limitations.<sup>123</sup> This means that stormwater rules rely on design criteria for BMPs to achieve a performance standard for pollution reduction, rather than specifying the amount of a specific pollutant that may be discharged to a waterbody and still ensure that the waterbody attains water quality standards.<sup>124</sup> The rules contain minimum stormwater treatment performance standards, which require design and performance criteria for new stormwater management systems to achieve at least 80 percent reduction of the average annual load of pollutants that would cause or contribute to violations of state water quality standards.<sup>125</sup> The standard is 95 percent reduction when applied to Outstanding Florida Waters. In 2007, an evaluation performed for the DEP generally concluded that Florida's stormwater design criteria failed to consistently meet either the 80 percent or 95 percent target goals in the DEP's rules.<sup>126</sup> The images shown here depict six major types of surface water management systems:<sup>127</sup>

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<sup>121</sup> Section 373.413, F.S.; see s. 403.814(12), F.S.

<sup>122</sup> Section 373.416, F.S.

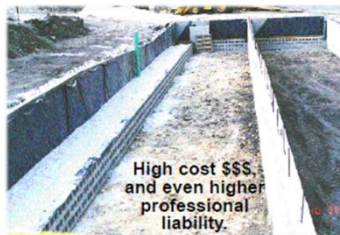
<sup>123</sup> DEP, *ERP Stormwater*, <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/erp-stormwater> (last visited Nov. 8, 2019).

<sup>124</sup> See generally, EPA, National Pollutant Discharge Elimination System (NPDES), [www.epa.gov/npdes/npdes-permit-limits](http://www.epa.gov/npdes/npdes-permit-limits) (last visited Dec. 2, 2019).

<sup>125</sup> Fla. Admin. Code R. 62-40.432(2).

<sup>126</sup> Environmental Research & Design, Inc., *Evaluation of Current Stormwater Design Criteria Within the State of Florida*, 6-1 (2007), available at <https://www.sfwmd.gov/sites/default/files/documents/sw%20treatment%20report-final71907.pdf>. The report makes an exception for the St. John's River Water Management District's standards for on-line dry retention.

<sup>127</sup> Presentation to the Blue-Green Algae Task Force by Benjamin Melnik, Deputy Director of the Division of Water Resource Management, *Stormwater*, 12 (September 24, 2019) (on file with Committee on Environment and Natural Resources).

**"Filtered" Ponds****Underground Vaults****"Dry" Retention Ponds****"Wet" Detention Ponds****Underground Exfiltration Trenches****Pervious Pavement**

The DEP and the WMDs must require applicants to provide reasonable assurance that state water quality standards will not be violated.<sup>128</sup> If a stormwater management system is designed in accordance with the stormwater treatment requirements and criteria adopted by the DEP or the WMDs, then the system design is presumed not to cause or contribute to violations of applicable state water quality standards.<sup>129</sup> If a stormwater management system is constructed, operated, and maintained for stormwater treatment in accordance with a valid permit or exemption, then the stormwater discharged from the system is presumed not to cause or contribute to violations of applicable state water quality standards.<sup>130</sup> If an applicant is unable to meet water quality standards because existing ambient water quality does not meet standards, the DEP or a WMD must consider mitigation measures that cause a net improvement of the water quality in the water body that does not meet the standards.<sup>131</sup>

<sup>128</sup> Section 373.414(1), F.S.; see s. 373.403(11), F.S.; see Fla. Admin. Code Ch. 62-4, 62-302, 62-520, and 62-550.

<sup>129</sup> Section 373.4131(3)(b), F.S. Fla. Admin. Code R. 62-40.432(2); see also DEP, *ERP Stormwater*, <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/erp-stormwater> (last visited Dec. 2, 2019) (stating that a key component of the stormwater rule is a "rebuttable presumption that discharges from a stormwater management system designed in accordance with the BMP design criteria will not cause harm to water resources").

<sup>130</sup> Section 373.4131(3)(c), F.S.

<sup>131</sup> Section 373.414(1)(b)3., F.S.

### ***2010 Stormwater Rulemaking***

From 2008 to 2010, the DEP and the WMDs worked together on developing a statewide unified stormwater rule to protect Florida's surface waters from the effects of excessive nutrients in stormwater runoff.<sup>132</sup> A technical advisory committee was established. In 2010, the DEP announced a series of workshops to present for public comment the statewide stormwater quality draft rule Chapter 62-347 of the Florida Administrative Code and an Applicant's Handbook.<sup>133</sup> The notice stated the goal of the rule was to "increase the level of nutrient treatment in stormwater discharges and provide statewide consistency by establishing revised stormwater quality treatment performance standards and best management practices design criteria."<sup>134</sup>

These rulemaking efforts produced a draft document called the "Environmental Resource Permit Stormwater Quality Applicant's Handbook: Design Requirements for Stormwater Treatment in Florida."<sup>135</sup> The 2010 draft handbook's stormwater quality permitting requirements:

- Provided for different stormwater treatment performance standards based on various classifications of water quality.<sup>136</sup>
- Included instructions for calculating a project's required nutrient load reduction based on comparing the predevelopment and post-development loadings.<sup>137</sup>
- Provided the required criteria for stormwater BMPs.
- Listed fifteen different types of stormwater treatment systems, including low impact design, pervious pavements, and stormwater harvesting.<sup>138</sup>

The new rule and revised handbook were expected to be adopted in 2011.<sup>139</sup> However, no such rules or revised handbook were ever adopted. While the draft Stormwater Quality Applicant's Handbook never went into effect, it can provide context for understanding what new rules on these topics may look like.

The Blue-Green Algae Task Force recommended that the DEP revise and update stormwater design criteria and implement an effective inspection and monitoring program.<sup>140</sup>

<sup>132</sup> South Florida Water Management District, *Quick Facts on the Statewide Unified Stormwater Rule*, available at [https://www.sfwmd.gov/sites/default/files/documents/spl\\_stormwater\\_rule.pdf](https://www.sfwmd.gov/sites/default/files/documents/spl_stormwater_rule.pdf).

<sup>133</sup> Florida Administrative Register, Notices of Meetings, Workshops, and Public Hearings, *Notice of Rescheduling*, pg. 1885 (Apr. 23, 2010), available at <https://www.flrules.org/Faw/FAWDocuments/FAWVOLUMEFOLDERS2010/3616/3616doc.pdf>.

<sup>134</sup> *Id.*

<sup>135</sup> DEP and Water Management Districts, *March 2010 Draft, Environmental Resource Permit Stormwater Quality Applicant's Handbook, Design Requirements for Stormwater Treatment Systems in Florida* (2010), available at [https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/content2/roadway/drainage/files/stormwaterqualityapphb-draft.pdf?sfvrsn=579bf184\\_0](https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/content2/roadway/drainage/files/stormwaterqualityapphb-draft.pdf?sfvrsn=579bf184_0).

<sup>136</sup> *Id.* at 6-7.

<sup>137</sup> *Id.* at 8-11.

<sup>138</sup> *Id.* at 3.

<sup>139</sup> Nicole C. Kibert, *Status of Low Impact Development in Florida and Legal Considerations for Operation and Maintenance of LID Systems*, FLORIDA BAR JOURNAL Vol. 85, No. 1 (2011), <https://www.floridabar.org/the-florida-bar-journal/status-of-low-impact-development-in-florida-and-legal-considerations-for-operation-and-maintenance-of-lid-systems/> (last visited Nov. 14, 2019).

<sup>140</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1* (Dec. 2, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

## Water Quality Monitoring

One of the DEP's goals is to determine the quality of the state's surface and ground water resources. This goal is primarily accomplished through several water quality monitoring strategies that are administered through the Water Quality Assessment Program. Responsibilities of the program include: monitoring and assessing how water quality is changing over time; the overall water quality and impairment status of the state's water resources; and the effectiveness of water resource management, protection, and restoration programs.<sup>141</sup>

Within the Water Quality Assessment Program, the DEP administers the Watershed Monitoring Program. This program is responsible for collecting reliable data through water samples from rivers, streams, lakes, canals, and wells around the state.<sup>142</sup> This information is used by the DEP to determine which waters are impaired and what restoration efforts are needed.

The Blue-Green Algae Task Force recommended that science-based decision making and monitoring programs be enhanced, including the development of an expanded and more comprehensive statewide water quality monitoring strategy. Monitoring programs should focus on informing restoration project selection, implementation, and evaluation.<sup>143</sup>

## Indian River Lagoon

The Indian River Lagoon (IRL) system is an estuary<sup>144</sup> that runs along 156 miles of Florida's east coast and borders Volusia, Brevard, Indian River, St. Lucie, and Martin counties.<sup>145</sup> The IRL system is composed of three main waterbodies: Mosquito Lagoon, Banana River, and the Indian River Lagoon.<sup>146</sup> Four BMAPs have been adopted for the IRL region.<sup>147</sup>

The IRL is one of the most biologically diverse estuaries in North America and is home to more than 2,000 species of plants, 600 species of fish, 300 species of birds, and 53 endangered or threatened species.<sup>148</sup> The estimated economic value received from the IRL in 2014 was

<sup>141</sup> DEP, *Water Quality Assessment Program*, <https://floridadep.gov/dear/water-quality-assessment> (last visited Dec. 2, 2019).

<sup>142</sup> DEP, *Watershed Monitoring*, <https://floridadep.gov/dear/watershed-monitoring-section> (last visited Dec. 2, 2019).

<sup>143</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1* (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>144</sup> An estuary is a partially enclosed, coastal waterbody where freshwater from rivers and streams mixes with saltwater from the ocean. Estuaries are among the most productive ecosystems on earth, home to unique plant and animal communities that have adapted to brackish water: freshwater mixed with saltwater. U.S. EPA, *What Is An Estuary?*, <https://www.epa.gov/nep/basic-information-about-estuaries> (last visited Dec. 2, 2019); NOAA, *What Is An Estuary?*, <https://oceanservice.noaa.gov/facts/estuary.html> (last visited Dec. 2, 2019).

<sup>145</sup> IRL National Estuary Program, *About the Indian River Lagoon*, <http://www.irlcouncil.com/> (last visited Dec. 2, 2019).

<sup>146</sup> *Id.*

<sup>147</sup> East Central Florida Regional Planning Council and the Treasure Coast Regional Planning Council, *Indian River Lagoon Economic Valuation Update*, x (Aug. 26, 2016), available at [http://tcrpc.org/special\\_projects/IRL\\_Econ\\_Valu/FinalReportIRL08\\_26\\_2016.pdf](http://tcrpc.org/special_projects/IRL_Econ_Valu/FinalReportIRL08_26_2016.pdf); DEP, *Basin Management Action Plans (BMAPs)*, <https://floridadep.gov/dear/water-quality-restoration/content/basin-management-action-plans-bmaps> (last visited Dec. 2, 2019).

<sup>148</sup> IRL National Estuary Program, *About the Indian River Lagoon*, <http://www.irlcouncil.com/> (last visited Dec. 2, 2019).



approximately \$7.6 billion.<sup>149</sup> Industry groups that are directly influenced by the IRL support nearly 72,000 jobs.<sup>150</sup>

The IRL ecosystem has been harmed by human activities in the region. Stormwater runoff from urban and agricultural areas, wastewater treatment facility discharges, canal discharges, septic systems, animal waste, and fertilizer applications have led to harmful levels of nutrients and sediments entering the lagoon.<sup>151</sup> These pollutants create cloudy conditions, feed algal blooms, and lead to muck accumulation, all of which negatively impact the seagrass that provides habitat for much of the IRL's marine life.<sup>152</sup>

### **Type Two Transfer**

Section 20.06(2), F.S., defines a type two transfer as the merging of an existing department, program, or activity into another department. Any program or activity transferred by a type two transfer retains all the statutory powers, duties, and functions it held previous to the transfer. The program or activity also retains its records, personnel, property, and unexpended balances of appropriations, allocations, or other funds, unless otherwise provided by law. The transfer of segregated funds must be made in such a manner that the relation between the program and the revenue source is retained.<sup>153</sup>

### **Rural Areas of Opportunity**

A rural area of opportunity (RAO) is a rural community or region of rural communities that has been adversely affected by an extraordinary economic event, severe or chronic distress, or a natural disaster or that presents a unique economic development opportunity of regional impact.<sup>154</sup> By executive order, the Governor may designate up to three RAOs, establishing each region as a priority assignment for Rural Economic Development Initiative (REDI) agencies. The Governor can waive the criteria, requirements, or any similar provisions of any state economic development incentive for projects in a RAO.<sup>155</sup>

The currently designated RAOs are:<sup>156</sup>

- Northwestern RAO: Calhoun, Franklin, Gadsden, Gulf, Holmes, Jackson, Liberty, Wakulla, and Washington counties, and part of Walton County.

<sup>149</sup> East Central Florida Regional Planning Council and the Treasure Coast Regional Planning Council, *Indian River Lagoon Economic Valuation Update*, vi (Aug. 26, 2016), available at [http://tcrpc.org/special\\_projects/IRL\\_Econ\\_Valu/FinalReportIRL08\\_26\\_2016.pdf](http://tcrpc.org/special_projects/IRL_Econ_Valu/FinalReportIRL08_26_2016.pdf).

<sup>150</sup> *Id.* at ix. The main IRL-related industry groups are categorized as: Living Resources; Marine Industries; Recreation and Visitor-related; Resource Management; and Defense & Aerospace.

<sup>151</sup> Tetra Tech, Inc. & Closewaters, LLC, *Draft Save Our Indian River Lagoon Project Plan 2019 Update for Brevard County, Florida*, xii (Mar. 2019), available at <https://www.dropbox.com/s/j9pxd59mt1baf7q/Revised%202019%20Save%20Our%20Indian%20River%20Lagoon%20Project%20Plan%20Update%20032519.pdf?dl=0>.

<sup>152</sup> *Id.*

<sup>153</sup> Section 20.06(2), F.S.

<sup>154</sup> Section 288.0656(2)(d), F.S.

<sup>155</sup> Section 288.0656(7), F.S.

<sup>156</sup> Department of Economic Opportunity, *Rural Areas of Opportunity*, <http://www.floridajobs.org/community-planning-and-development/rural-community-programs/rural-areas-of-opportunity> (last visited Dec. 2, 2019).

- South Central RAO: DeSoto, Glades, Hardee, Hendry, Highlands, and Okeechobee counties, and the cities of Pahokee, Belle Glade, South Bay (Palm Beach County), and Immokalee (Collier County).
- North Central RAO: Baker, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Putnam, Suwannee, Taylor, and Union counties.

### Statement of Estimated Regulatory Cost

If a proposed agency rule will have an adverse impact on small business or is likely to increase directly or indirectly regulatory costs in excess of \$200,000 aggregated within one year after implementation, an agency must prepare a statement of estimated regulatory costs (SERC).<sup>157</sup> The SERC must include an economic analysis projecting a proposed rule's adverse effect on specified aspects of the state's economy or an increase in regulatory costs. If the SERC shows that the adverse impact or regulatory costs of the proposed rule exceeds \$1 million in the aggregate within five years after implementation, then the proposed rule must be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.<sup>158</sup>

### Biosolids

Approximately two-thirds of Florida's population is served by around 2,000 domestic wastewater facilities permitted by the DEP.<sup>159</sup> When domestic wastewater is treated, solid, semisolid, or liquid residue known as biosolids<sup>160</sup> accumulates in the wastewater treatment plant and must be removed periodically to keep the plant operating properly.<sup>161</sup> Biosolids also include products and treated material from biosolids treatment facilities and septage management facilities regulated by the DEP.<sup>162</sup> The collected residue is high in organic content and contains moderate amounts of nutrients.<sup>163</sup>

The DEP has stated that wastewater treatment facilities produce about 340,000 dry tons of biosolids each year.<sup>164</sup> Biosolids can be disposed of in several ways: transfer to another facility, placement in a landfill, distribution and marketing as fertilizer, incineration, bioenergy, and land

<sup>157</sup> Section 120.541, F.S.

<sup>158</sup> *Id.*

<sup>159</sup> DEP, *General Facts and Statistics about Wastewater in Florida*, <https://floridadep.gov/water/domestic-wastewater/content/general-facts-and-statistics-about-wastewater-florida> (last visited Dec. 9, 2019).

<sup>160</sup> Section 373.4595, F.S. Biosolids are the solid, semisolid, or liquid residue generated during the treatment of domestic wastewater in a domestic wastewater treatment facility and include products and treated material from biosolids treatment facilities and septage management facilities. The term does not include the treated effluent or reclaimed water from a domestic wastewater treatment facility, solids removed from pump stations and lift stations, screenings and grit removed from the preliminary treatment components of domestic wastewater treatment facilities, or ash generated during the incineration of biosolids.

<sup>161</sup> DEP, *Domestic Wastewater Biosolids*, <https://floridadep.gov/water/domestic-wastewater/content/domestic-wastewater-biosolids> (last visited Dec. 9, 2019).

<sup>162</sup> Fla. Admin. Code R. 62-640.200(6).

<sup>163</sup> *Id.*

<sup>164</sup> DEP, *Presentation to Senate Committee on Environment and Natural Resources*, 40-62 (Nov. 13, 2019) available at [http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393\\_MeetingPacket\\_4733.13.19.pdf](http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393_MeetingPacket_4733.13.19.pdf); DEP Technical Advisory Committee, *Biosolids Use and Regulations in Florida Presentation*, 5 (Sept. 2018), available at <https://floridadep.gov/sites/default/files/Biosolids101-TAC-090518.pdf> (last visited Dec. 9, 2019).

application to pasture or agricultural lands.<sup>165</sup> About one-third of the total amount of biosolids produced is used for land application<sup>166</sup> and is subject to regulatory requirements established by the DEP to protect public health and the environment.<sup>167</sup>

Land application is the use of biosolids at a permitted site to provide nutrients or organic matter to the soil, such as agricultural land, golf courses, forests, parks, or reclamation sites. Biosolids are applied in accordance with restrictions based on crop nutrient needs, phosphorus limits in the area, and soil fertility.<sup>168</sup> Biosolids contain macronutrients (such as nitrogen and phosphorus) and micronutrients (such as copper, iron, and manganese) that are utilized by crops. The application of these nutrient-rich biosolids increases the organic content of the soil, fostering more productive plant growth.<sup>169</sup> To prevent odor or the contamination of soil, crops, livestock, and humans, land application sites must meet site management requirements such as site slopes, setbacks, and proximity to groundwater restrictions.<sup>170</sup> There are approximately 140 permitted land application sites in Florida, with waste haulers being the most common site permittees.<sup>171</sup>

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<sup>165</sup> *Id.* at 4.

<sup>166</sup> *Id.* at 5.

<sup>167</sup> Fla. Admin. Code R. 62-640.

<sup>168</sup> DEP Technical Advisory Committee, *Biosolids Use and Regulations in Florida*, 8 (Sept. 2018), available at <https://floridadep.gov/sites/default/files/Biosolids101-TAC-090518.pdf> (last visited Dec. 9, 2019); see also, United States EPA, A Plain English Guide to the EPA Part 503 Biosolids Rule, 26 (Sept. 1994), available at <https://www.epa.gov/sites/production/files/2018-12/documents/plain-english-guide-part503-biosolids-rule.pdf> (last visited Dec. 9, 2019).

<sup>169</sup> *Id.* at 20.

<sup>170</sup> *Id.* at 9.

<sup>171</sup> DEP, *Presentation to Senate Committee on Environment and Natural Resources*, 40-62 (Nov. 13, 2019) available at [http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393\\_MeetingPacket\\_4733.13.19.pdf](http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393_MeetingPacket_4733.13.19.pdf); DEP Technical Advisory Committee, *Biosolids Use and Regulations in Florida Presentation*, 20 (Sept. 2018), available at <https://floridadep.gov/sites/default/files/Biosolids101-TAC-090518.pdf> (last visited Dec. 9, 2019). Wastewater treatment facilities commonly contract with waste haulers instead of applying the biosolids themselves.





### ***Regulation of Biosolids by the DEP***

The DEP regulates three classes of biosolids for beneficial use.

- Class B - minimum level of treatment;
- Class A - intermediate level of treatment; and
- Class AA - highest level of treatment.<sup>172</sup>

The DEP categorizes the classes based on treatment and quality. Treatment of biosolids must:

- Reduce or completely eliminate pathogens;
- Reduce the attractiveness of the biosolids for pests (such as insects and rodents); and
- Reduce the amount of toxic metals in the biosolids.<sup>173</sup>

Class AA biosolids can be distributed and marketed as fertilizer. Because they are the highest quality, they are not subject to the same regulations as Class A and Class B biosolids and are exempt from nutrient restrictions.<sup>174</sup> Typically, Class B biosolids are used in land application.<sup>175</sup>

<sup>172</sup> *Id.* at 6.

<sup>173</sup> *Id.* at 7.

<sup>174</sup> *Id.* at 8.

<sup>175</sup> *Id.* at 6.

Biosolids are regulated under Rule 62-640 of the Florida Administrative Code. The rules provide minimum requirements, including monitoring and reporting requirements, for the treatment, management, use, and disposal of biosolids. The rules are applicable to wastewater treatment facilities, applicators, and distributors<sup>176</sup> and include permit requirements for both treatment facilities and biosolids application sites.<sup>177</sup>

Each permit application for a biosolids application site must include a site-specific nutrient management plan (NMP) that establishes the specific rates of application and procedures to apply biosolids to land.<sup>178</sup> Biosolids may only be applied to land application sites that are permitted by the DEP and have a valid NMP.<sup>179</sup> Biosolids must be applied at rates established in accordance with the nutrient management plan and may be applied to a land application site only if all concentrations of minerals do not exceed ceiling and cumulative concentrations determined by rule.<sup>180</sup> According to the St. Johns Water Management District, application rates of biosolids are determined by crop nitrogen demand, which can often result in the overapplication of phosphorus to the soil and can increase the risk of nutrient runoff into nearby surface waters.<sup>181</sup>

Once a facility or site is permitted, it is subject to monitoring, record-keeping, reporting, and notification requirements.<sup>182</sup> The requirements are site-specific and can be increased or reduced by the DEP based on the quality or quantity of wastewater or biosolids treated; historical variations in biosolids characteristics; industrial wastewater or sludge contributions to the facility; the use, land application, or disposal of the biosolids; the water quality of surface and ground water and the hydrogeology of the area; wastewater or biosolids treatment processes; and the compliance history of the facility or application site.<sup>183</sup>

### ***State Bans on the Land Application of Biosolids***

Section 373.4595, F.S., sets out the statutory guidelines for the Northern Everglades and Estuaries Protection Program. This statute is designed to protect and promote the hydrology of Lake Okeechobee, and the Caloosahatchee and St. Lucie Rivers and their estuaries. As part of those protections, the Legislature banned the disposal of domestic wastewater biosolids within the Lake Okeechobee, Caloosahatchee River, and St. Lucie River watersheds unless the applicant can affirmatively demonstrate that the nutrients in the biosolids will not add to nutrient loadings in the watershed.<sup>184</sup> The prohibition against land application in these watersheds does not apply to Class AA biosolids that are distributed as fertilizer products in accordance with Rule 62-640.850 of the Florida Administrative Code.<sup>185</sup>

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<sup>176</sup> Fla. Admin. Code R. 62-640.100.

<sup>177</sup> Fla. Admin. Code R. 62-640.300.

<sup>178</sup> Fla. Admin. Code R. 62-640.500.

<sup>179</sup> *Id.*

<sup>180</sup> Fla. Admin. Code R. 62-640.700.

<sup>181</sup> Victoria R. Hoge, Environmental Scientist IV, St. Johns River Water Management District, *Developing a Biosolids Database for Watershed Modeling Efforts*, abstract available at [http://archives.waterinstitute.ufl.edu/symposium2018/abstract\\_detail.asp?AssignmentID=1719](http://archives.waterinstitute.ufl.edu/symposium2018/abstract_detail.asp?AssignmentID=1719) (last visited Mar. 8, 2019).

<sup>182</sup> Fla. Admin. Code R. 62-640.650.

<sup>183</sup> *Id.*

<sup>184</sup> Chapter 2016-1, Laws of Florida; see s. 373.4595, F.S.

<sup>185</sup> *Id.*

The land application of Class A and Class B biosolids is also prohibited within priority focus areas in effect for Outstanding Florida Springs if the land application is not in accordance with a NMP that has been approved by the DEP.<sup>186</sup> The NMP must establish the rate at which all biosolids, soil amendments, and nutrient sources at the land application site can be applied to the land for crop production while minimizing the amount of pollutants and nutrients discharged into groundwater and waters of the states.<sup>187</sup>

### ***Local Regulation of Biosolids***

The Indian River County Code addresses land application of biosolids by providing criteria for designated setbacks, reporting requirements, and required approval. In July 2018, the Indian River County Commission voted for a six-month moratorium on the land application of Class B biosolids on all properties within the unincorporated areas of the county.<sup>188</sup> The ordinance also directs the County Administrator to coordinate with the DEP on a study to report the findings and recommendations concerning Class B biosolids land application activities and potential adverse effects.<sup>189</sup> The County Commission voted in January 2019 to extend the moratorium for an additional six months.<sup>190</sup>

The City Council of Fellsmere adopted a similar moratorium, Ordinance 2018-06, in August 2018, authorizing a temporary moratorium for 180 days or until a comprehensive review of the impact on the city's ecosystem is completed.<sup>191</sup> In January 2019, the ordinance was extended for an additional 180 days.<sup>192</sup>

The Treasure Coast Regional Planning Council held a Regional Biosolids Symposium in June 2018, where regional representatives and stakeholders discussed biosolids and alternative techniques for disposal.<sup>193</sup> At its meeting in July, the Treasure Coast Regional Planning Council adopted a resolution encouraging state and local governments to prioritize the reduction and eventual elimination of the land application of human wastewater biosolids.<sup>194</sup> It also encouraged the state to establish a Pilot Projects Program to incentivize local utilities to implement new wastewater treatment technologies that would allow more efficient use of biosolids.<sup>195</sup>

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<sup>186</sup> Section 373.811(4), F.S.

<sup>187</sup> *Id.*

<sup>188</sup> Indian River County Commission Ordinance 18-2020 (Jul. 17, 2018), available at [http://ircgov.granicus.com/player/clip/183?view\\_id=1&meta\\_id=64650](http://ircgov.granicus.com/player/clip/183?view_id=1&meta_id=64650) (last visited Dec. 9, 2019).

<sup>189</sup> *Id.*

<sup>190</sup> Indian River County Commission Ordinance 18-2642 (Jan. 14, 2019), available at [http://ircgov.granicus.com/player/clip/204?view\\_id=1&meta\\_id=77302](http://ircgov.granicus.com/player/clip/204?view_id=1&meta_id=77302) (last visited Dec. 9, 2019).

<sup>191</sup> Fellsmere City Council Meeting, Agenda (Aug. 16, 2018), available at [https://www.cityoffellsmere.org/sites/default/files/fileattachments/city\\_council/meeting/8301/co20180816agenda.pdf](https://www.cityoffellsmere.org/sites/default/files/fileattachments/city_council/meeting/8301/co20180816agenda.pdf).

<sup>192</sup> Fellsmere City Council Meeting, Agenda (Feb. 7, 2019), available at [https://www.cityoffellsmere.org/sites/default/files/fileattachments/city\\_council/meeting/14391/co20190221agenda.pdf](https://www.cityoffellsmere.org/sites/default/files/fileattachments/city_council/meeting/14391/co20190221agenda.pdf).

<sup>193</sup> Treasure Coast Regional Planning Council Regional Biosolids Symposium, *Charting the Future of Biosolids Management Executive Summary* (Jun. 18, 2018), available at <http://www.tcrpc.org/announcements/Biosolids/summit%20summary.pdf>.

<sup>194</sup> Treasure Coast Regional Planning Council Resolution 18-03 (Jul. 20, 2018), available at <http://www.flregionalcouncils.org/wp-content/uploads/2019/01/Treasure-Coast-Resolution-No.-18-03.pdf>.

<sup>195</sup> *Id.*

### ***Rule Development***

In 2018, the DEP created a Biosolids Technical Advisory Committee (TAC) to establish an understanding of potential nutrient impacts of the land application of biosolids, evaluate current management practices, and explore opportunities to better protect Florida's water resources. The TAC members represent various stakeholders, including environmental and agricultural industry experts, large and small utilities, waste haulers, consultants, and academics.<sup>196</sup>

The TAC convened on four occasions from September 2018 to January 2019 and discussed the current options for biosolids management in the state, ways to manage biosolids to improve the protection of water resources, and research needs to build upon and improve biosolids management.<sup>197</sup>

Based on recommendations of the TAC and public input, the DEP published a draft rule on October 29, 2019.<sup>198</sup> Key proposals in the draft rule include:

- A prohibition on the land application of biosolids where the seasonal high water table is within 15 cm of the soil surface or 15 cm of the intended depth of biosolids placement. The existing rule requires a soil depth of two feet between the depth of biosolids placement and the water table level at the time the Class A or Class B biosolids are applied to the soil.
- A requirement that land application must be done in accordance with applicable BMAPs.
- Definitions for “capacity index,” “percent water extractable phosphorus,” and “seasonal high water table.”
- More stringent requirements must be provided in the Nutrient Management Plan.
- All biosolids sites must enroll in a DACS BMP Program.
- All biosolids applications are considered projects of heightened public concern/interest,<sup>199</sup> meaning that a permit applicant must publish notice of their application one time only within fourteen days after a complete application is filed.<sup>200</sup>
- Increased monitoring for surface and groundwater.
- The requirement measures to be taken to prevent leaching of nutrients for the storage of biosolids.
- Existing facilities must be in compliance with the new rule within three years of the adoption date.

This biosolids rule required a SERC that exceeds the threshold to trigger the requirement for legislative ratification.<sup>201</sup> The SERC makes the following statements:

<sup>196</sup> The seven members of TAC included two academic representatives from the University of Florida, two representatives of small and large utilities, and one representative each for environmental interests, agricultural interests, and waste haulers.

<sup>197</sup> DEP, *DEP Biosolids Technical Advisory Committee*, <https://floridadep.gov/water/domestic-wastewater/content/dep-biosolids-technical-advisory-committee> (last visited Mar. 6, 2019).

<sup>198</sup> Florida Department of State, Notice of Proposed Rule: Rule No.: 62-640.100, 62-640.200, 62-640.210, 62-640.300, 62-640.500, 62-640.600, 62-640.650, 62-640.700, 62-640.800, 62-640.850, 62-640.880 (Oct. 29, 2019), [https://www.flrules.org/gateway/View\\_Notice.asp?id=22546212](https://www.flrules.org/gateway/View_Notice.asp?id=22546212) (last visited Dec. 5, 2019).

<sup>199</sup> Note: the draft rule uses the phrase “public interest” but the rule crossreferenced in the draft rule uses the phrase “public concern.”

<sup>200</sup> Fla. Admin. Code R. 62-110.106(6).

<sup>201</sup> DEP, *Statement of Estimated Regulatory Costs (SERC)*, available at [https://content.govdelivery.com/attachments/FLDEP/2019/10/29/file\\_attachments/1313532/62-640%20SERC.pdf](https://content.govdelivery.com/attachments/FLDEP/2019/10/29/file_attachments/1313532/62-640%20SERC.pdf).

The revised rule may significantly reduce biosolids land application rates (the amount applied per acre on an annual basis) by an estimated 75 percent. In 2018, just under 90,000 dry tons of Class B biosolids were applied to biosolids land application sites with about 84,000 acres of the currently permitted 100,000 acres in Florida. Reduced land application rates would necessitate the permitting about four to ten times more land to accommodate the current quantity of land applied Class B biosolids.

As haulers have already permitted land application sites closer to the domestic wastewater facilities that generate biosolids, any additional sites are expected to be at greater distances from these facilities. This could result in longer hauling distances. Additionally, some existing sites may cease land application completely, either because the site may not be suitable for land application or because the landowner may not want to subject their property to ground water or surface water quality monitoring. The additional site monitoring requirements for ground water and surface water will also increase operational costs, so some biosolids site permittees, especially for smaller sites, may choose to cease operations. Under the proposed rule, some portion of currently land-applied Class B biosolids are expected to then be disposed of in landfills or be converted to Class AA biosolids. The reduction in land application rates, loss of land application sites, and shift away from land application could result in:

- Loss of biosolids hauling contracts.
- Loss of jobs with biosolids hauling companies.
- Loss of grass production and income for landowners.
- Increased operational expenses for biosolids haulers, and;
- Loss of cost savings and production for cattle ranchers and hay farmers.

Under the revised rule, biosolids land application rates will drop by an average of 75 percent. Some farmers indicate an economic value of about \$60 per acre in fertilizer savings through biosolids land application. In 2018, approximately 84,000 acres were utilized for the land application of biosolids, which would represent a current fertilizer cost savings of approximately \$5,040,000. This would be a loss of \$3,780,000 in cost savings annually if 75 percent less biosolids can be applied per acre.<sup>202</sup>

The SERC includes the following statewide estimates:

- Capital costs for new permitting and land application sites of \$10 million;
- Recurring costs for additional sites and transportation of wet biosolids of at least \$31 million; and
- Additional monitoring costs of \$1 million.<sup>203</sup>

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<sup>202</sup> *Id.*

<sup>203</sup> *Id.*

The DEP expects more biosolids to be converted to class AA biosolids/fertilizer. They estimate the capital cost for additional class AA biosolids projects will be between \$300-\$400 million.<sup>204</sup> The DEP is currently reviewing lower cost regulatory alternatives that have been submitted.<sup>205</sup> The next step will be a hearing before the Environmental Regulation Commission and adoption of the rule. Following rule adoption, legislative ratification is required.<sup>206</sup>

### ***Damages and Monetary Penalties***

The DEP may institute a civil action (in court) or an administrative proceeding (in the Division of Administrative Hearings) to recover damages for any injury to the air, waters, or property, including animal, plant, and aquatic life, of the state caused by any violation.<sup>207</sup> Civil actions and administrative proceedings have different procedures.<sup>208</sup> Administrative proceedings are often viewed as less formal, less lengthy, and less costly.

With respect to damages, the violator is liable for:

- Damage caused to the air, waters, or property, including animal, plant, or aquatic life, of the state; and
- Reasonable costs and expenses of the state in tracing the source of the discharge, in controlling and abating the source and the pollutants, and in restoring the air, waters, and property, including animal, plant, and aquatic life, of the state to their former condition.<sup>209</sup>

In addition to damages, a violator can be liable for penalties. For civil penalties, the DEP can levy up to \$10,000 per offense. Each day of the violation is a separate offense. The DEP is directed to proceed administratively in all cases in which the DEP seeks penalties that do not exceed \$10,000 per assessment. The DEP is prohibited from imposing penalties in excess of \$10,000 in a notice of violation. The DEP cannot have more than one notice of violation pending against a party unless it occurred at a different site or the violations were discovered by the department subsequent to the filing of a previous notice of violation.<sup>210</sup>

Section 403.121(3), F.S., sets out a penalty schedule for various violations. In particular, it includes the following penalties related to wastewater:

- \$1,000 for failure to obtain a required wastewater permit.
- \$2,000 for a domestic or industrial wastewater violation not involving a surface water or groundwater quality violation resulting in an unpermitted or unauthorized discharge or effluent-limitation exceedance.
- \$5,000 for an unpermitted or unauthorized discharge or effluent-limitation exceedance that resulted in a surface water or groundwater quality violation.<sup>211</sup>

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<sup>204</sup> *Id.*

<sup>205</sup> Email from Justin Wolfe, General Counsel, DEP, RE: Biosolids Rule (Dec. 2. 2019)(on file with the Environment and Natural Resources Committee).

<sup>206</sup> Section 120.541(3), F.S.

<sup>207</sup> Section 403.121, F.S.

<sup>208</sup> Sections 403.121 and 403.141, F.S.

<sup>209</sup> Section 403.121, F.S.

<sup>210</sup> *Id.*

<sup>211</sup> Section 403.121(3)(b), F.S.

A court or an administrative law judge may receive evidence in mitigation.<sup>212</sup> The DEP may also seek injunctive relief either judicially or administratively.<sup>213</sup> Additionally, criminal penalties are available for various types of violations of chapter 403, F.S.<sup>214</sup>

### III. Effect of Proposed Changes:

The bill provides a series of whereas clauses related to water quality issues the state is seeking to resolve.

**Section 1** titles the bill the “Clean Waterways Act.”

**Section 2** takes the following steps toward shifting regulation of onsite sewage treatment and disposal systems (OSTDSs) from the Department of Health (DOH) to the Department of Environmental Protection (DEP):

- By July 1, 2020, the DOH must provide a report to the Governor and the Legislature detailing the following information regarding OSTDSs:
  - The average number of permits issued each year;
  - The number of department employees conducting work on or related to the program each year; and
  - The program’s costs and expenditures, including, but not limited to, salaries and benefits, equipment costs, and contracting costs.
- By December 31, 2020, the DOH and the DEP must submit recommendations to the Governor and the Legislature regarding the transfer of the Onsite Sewage Program from the DOH to the DEP. The recommendations must address all aspects of the transfer, including the continued role of the county health departments in the permitting, inspection, data management, and tracking of onsite sewage treatment and disposal systems under the direction of the DEP.
- By June 30, 2021, the DOH and the DEP must enter into an interagency agreement that must address all agency cooperation for a period not less than five years after the transfer, including:
  - The continued role of the county health departments in the permitting, inspection, data management, and tracking of OSTDSs under the direction of the DEP.
  - The appropriate proportionate number of administrative positions, and their related funding levels and sources and assigned property, to be transferred from the DOH to the DEP.
  - The development of a recommended plan to address the transfer or shared use of facilities used or owned by the DOH.
  - Any operating budget adjustments that are necessary to implement the requirements of the bill. The bill details how operating budget adjustments will be made. The appropriate substantive committees of the Senate and the House of Representatives will be notified of the proposed revisions to ensure their consistency with legislative policy and intent.

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Section 403.121(3)(b),  
F.S.

<sup>214</sup> Section 403.161, F.S.

- Effective July 1, 2021, the regulation of OSTDSs relating to the Onsite Sewage Program in the DOH is transferred by a type two transfer to the DEP. Transferred employees will retain their leave.

**Section 3** amends s. 373.4131, F.S., relating to statewide environmental resource permitting (ERPs). The bill requires the DEP to train its staff on coordinating field inspections of stormwater structural controls, such as stormwater retention or detention ponds.

By January 1, 2021:

- The DEP and the water management districts (WMDs) must initiate rulemaking to update the stormwater design and operation regulations using the most recent scientific information available; and
- The DEP must evaluate inspection data relating to compliance by those entities that self-certify stormwater ERPs and must provide the Legislature with recommendations for improvements to the self-certification program.

*Note: More stringent stormwater rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>215</sup>

**Section 4** amends s. 381.0065, F.S., relating to OSDTS regulation, effective July 1, 2021, to coincide with the DEP's role as the regulating entity for OSTDSs.

The bill requires the DEP to adopt rules to locate OSTDSs, including establishing setback distances, to prevent groundwater contamination and surface water contamination and to preserve the public health. The rulemaking process must be completed by July 1, 2022. The rules must consider conventional and advanced OSTDS designs, impaired or degraded water bodies, wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, the OSTDS remediation plans developed as part of the basin management action plans (BMAPs), nutrient pollution, and the recommendations of the OSTDS technical advisory committee created by the bill.

Upon adoption of these rules, the rules will supersede existing statutory revisions relating to setbacks. The DEP must report the date of adoption of the rules to the Division of Law Revision for incorporation into the statutes.

The bill deletes language that is inconsistent with these provisions.

*Note: New OSTDS rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>216</sup>

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<sup>215</sup> *Id.*

<sup>216</sup> *Id.*



**Section 5** creates s. 381.00652, F.S., to create an OSTDS technical advisory committee (TAC) within the DEP.

The responsibilities of the TAC are to:

- Provide recommendations to increase the availability in the marketplace of nutrient-removing OSTDSs, including systems that are cost-effective, low-maintenance, and reliable.
- Consider and recommend regulatory options, such as fast-track approval, prequalification, or expedited permitting, to facilitate the introduction and use of nutrient-removing OSTDSs that have been reviewed and approved by a national agency or organization, such as the American National Standards Institute 245 systems approved by the NSF International.
- Provide recommendations for appropriate setback distances for OSTDSs from surface water, groundwater, and wells.

The DEP must use existing and available resources to administer and support the activities of the TAC.

By August 1, 2021, the DEP, in consultation with the DOH, will appoint nine members to the TAC:

- A professional engineer.
- A septic tank contractor.
- A representative from the home building industry.
- A representative from the real estate industry.
- A representative from the OSTDS industry.
- A representative from local government.
- Two representatives from the environmental community.
- A representative of the scientific and technical community who has substantial expertise in the areas of the fate and transport of water pollutants, toxicology, epidemiology, geology, biology, or environmental sciences.

Members will serve without compensation and are not entitled to reimbursement for per diem or travel expenses.

By January 1, 2022, the TAC will submit its recommendations to the Governor and the Legislature.

The TAC is repealed on August 15, 2022.

**Section 6** repeals the DOH's technical review and advisory panel, effective July 1, 2021.

**Section 7** amends s. 403.061, F.S., which sets out the DEP's powers and duties. The bill requires the DEP rules to reasonably limit, reduce, and eliminate domestic wastewater collection and transmission system pipe leakages and inflow and infiltration.

The bill authorizes the DEP to require public utilities or their affiliated companies holding, applying for, or renewing a domestic wastewater discharge permit to file annual reports and other data regarding transactions or allocations of common costs among the utility's permitted

systems. The DEP may require such reports or other data necessary to ensure a permitted entity is reporting expenditures on pollution mitigation and prevention, including, but not limited to, the prevention of sanitary sewer overflows, collection and transmission system pipe leakages, and inflow and infiltration. The DEP is required to adopt rules to implement this subsection.

*Note: Such rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>217</sup>

**Section 8** creates s. 403.0616, F.S., to establish a real-time water quality monitoring program within the DEP, subject to appropriation. The program's purpose is to assist in the restoration, preservation, and enhancement of impaired waterbodies and coastal resources. The DEP is encouraged to form public-private partnerships with established scientific entities with existing, proven real-time water quality monitoring equipment and experience in deploying such equipment.

**Section 9** amends s. 403.067(7), F.S., relating to basin management action plans (BMAPs), to set out parameters for an OSTDS remediation plan and a wastewater treatment plan. It prohibits the DEP from requiring a higher cost option for a wastewater project within a BMAP if it achieves the same nutrient load reduction as a lower-cost option. It also makes revisions relating to agricultural best management practices (BMPs).

If the DEP identifies domestic wastewater facilities or OSTDSs as contributors of at least 20 percent of point source or nonpoint source nutrient pollution or if the DEP determines that remediation is necessary to achieve the total maximum daily load (TMDL), the BMAP for a nutrient TMDL must create a wastewater treatment plan and/or an OSTDS remediation plan.

A wastewater treatment plan must address domestic wastewater and be developed by each local government in cooperation with the DEP, the WMD, and the public and private domestic wastewater facilities within the jurisdiction of the local government. The wastewater treatment plan must:

- Provide for construction, expansion, or upgrades necessary to achieve the TMDL requirements applicable to the domestic wastewater facility.
- Include: the permitted capacity in average annual gallons per day for the domestic wastewater facility; the average nutrient concentration and the estimated average nutrient load of the domestic wastewater; a timeline of the dates by which the construction of any facility improvements will begin and be completed and the date by which operations of the improved facility will begin; the estimated cost of the improvements; and the identity of responsible parties.

The wastewater treatment plan must be adopted as part of the BMAP no later than July 1, 2025. A local government that does not have a domestic wastewater treatment facility in its jurisdiction is not required to develop a wastewater treatment plan unless there is a demonstrated need to establish a domestic wastewater treatment facility within its jurisdiction to improve water quality

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<sup>217</sup> *Id.*

necessary to achieve a TMDL. The bill clarifies that a local government is not responsible for a private domestic wastewater facility's compliance with a BMAP.

An OSTDS remediation plan must be developed by each local government in cooperation with the DEP, the Department of Health, the WMDs, and public and private domestic wastewater facilities. The OSTDS remediation plan must identify cost-effective and financially feasible projects necessary to achieve the nutrient load reductions required for OSTDSs. To identify cost-effective and financially feasible projects for remediation of OSTDSs, the local government shall:

- Include an inventory of OSTDSs based on the best information available;
- Identify OSTDSs that would be eliminated through connection to existing or future central wastewater infrastructure, that would be replaced with or upgraded to enhanced nutrient-reducing systems, or that would remain on conventional OSTDSs;
- Estimate the costs of potential OSTDS connections, upgrades, or replacements; and
- Identify deadlines and interim milestones for the planning, design, and construction of projects.

The DEP must adopt the OSTDS remediation plan as part of the BMAP no later than July 1, 2025, or as required by existing law for Outstanding Florida Springs.

At least every two years, the Department of Agriculture and Consumer Services (DACS) must perform on-site inspections of each agricultural producer that enrolls in a BMP to ensure that such practice is being properly implemented. Verification must include a review of the BMP documentation required by the rule adopted by the DACS, including, but not limited to, nitrogen and phosphorus fertilizer application records. This information shall be provided to the DEP.

The bill authorizes the DACS, the University of Florida Institute of Food and Agricultural Sciences, and other state universities and Florida College System institutions with agricultural research programs to annually develop research plans and legislative budget requests to:

- Evaluate and suggest enhancements to the existing adopted BMPs to reduce nutrients;
- Develop new BMPs that, if proven effective, the DACS may adopt by rule; and
- Develop agricultural nutrient reduction projects that willing participants could implement on a site-specific, cooperative basis, in addition to BMPs. The DEP may consider these projects for inclusion in a BMAP. These nutrient reduction projects must reduce the nutrient impacts from agricultural operations on water quality when evaluated with the projects and management strategies currently included in the BMAP.

To be considered for funding, the University of Florida Institute of Food and Agricultural Sciences and other state universities and Florida College System institutions that have agricultural research programs must submit such plans to the DEP and the DACS, by August 1 of each year.

**Section 10** creates s. 403.0673, F.S., a wastewater grant program within the DEP. Subject to appropriation, the DEP may provide grants for projects that will reduce excess nutrient pollution for:

- Projects to retrofit OSTDSs to upgrade them to nutrient-reducing OSTDSs.
- Projects to construct, upgrade, or expand facilities to provide advanced waste treatment.
- Projects to connect OSTDSs to central sewer facilities.

In allocating such funds, first priority must be given to projects that subsidize the connection of OSTDSs to a wastewater treatment plant. Second priority must be given to any expansion of a collection or transmission system that promotes efficiency by planning the installation of wastewater transmission facilities to be constructed concurrently with other construction projects along a transportation right-of-way. Third priority must be given to all other connections of onsite sewage treatment and disposal systems to wastewater treatment plants.

In determining priorities, the DEP must consider:

- The estimated reduction in nutrient load per project;
- Project readiness;
- Cost-effectiveness of the project;
- The overall environmental benefit of a project;
- The location of a project within the plan area;
- The availability of local matching funds; and
- Projected water savings or quantity improvements associated with a project.

Each grant must require a minimum of a 50 percent local match of funds. However, the DEP may waive, in whole or in part, this consideration of the local contribution for proposed projects within an area designated as a rural area of opportunity. The DEP and the WMDs will coordinate to identify grant recipients in each district.

Beginning January 1, 2021, and each January 1 thereafter, the DEP must submit a report regarding the projects funded by the grant program to the Governor and the Legislature.

**Section 11** creates s. 403.0855, F.S., on biosolids management. The bill provides legislative findings, requires the DEP to adopt rules for biosolids management, and exempts such rules from legislative ratification if they are adopted prior to the 2021 legislative session.

The bill specifies that a municipality or county may enforce or extend an ordinance, regulation, resolution, rule, moratorium, or policy that was adopted prior to November 1, 2019, relating to the land application of Class B biosolids until repealed by the municipality or county.

**Section 12** amends s. 403.086, F.S., relating to sewage disposal facilities.

The bill prohibits facilities for sanitary sewage disposal from disposing of waste into Indian River Lagoon or its tributaries without providing for advanced waste treatment, beginning July 1, 2025.

The bill requires facilities for sanitary sewage disposal to have a power outage contingency plan that mitigates the impacts of power outages on the utility's collection system and pump stations.

All facilities for sanitary sewage that control a collection or transmission system of pipes and pumps to collect and transmit wastewater from domestic or industrial sources to the facility must

take steps to prevent sanitary sewer overflows or underground pipe leaks and ensure that collected waste water reaches the facility for appropriate treatment. Facilities must use inflow and infiltration studies and leakage surveys to develop pipe assessment, repair, and replacement action plans that comply with the DEP rule to limit, reduce, and eliminate leaks, seepages, or inputs into wastewater treatment systems' underground pipes. These facility action plans must be reported to the DEP. The facility report must include information regarding the annual expenditures dedicated to the inflow and infiltration studies and replacement action plans required herein, as well as expenditures dedicated to pipe assessment, repair, and replacement.

The DEP must adopt rules regarding the implementation of inflow and infiltration studies and leakage surveys. These rules may not fix or revise utility rates or budgets. The bill clarifies that a utility, that must submit annual reports under other similar provisions created by the bill, may submit one report to comply with both provisions.

Substantial compliance with the action plan described above is evidence in mitigation for the purposes of assessing certain penalties.

*Note: Such rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>218</sup>

**Section 13** amends s. 403.087, F.S., to require the DEP to issue operating permits for up to 10 years (rather than up to five) for facilities regulated under the National Pollutant Discharge Elimination System Program if the facility is meeting the stated goals in the action plan relating to the prevention of sanitary sewer overflows or underground pipe leaks.

**Section 14** amends s. 403.088, F.S., relating to water pollution operation permits. The bill requires the permit to include a deliberate, proactive approach to investigating or surveying a significant percentage of the domestic wastewater collection system throughout the duration of the permit to determine pipe integrity, which must be accomplished in an economically feasible manner.

The permittee must submit an annual report to the DEP, which details facility revenues and expenditures in a manner prescribed by the DEP rule. The report must detail any deviation from annual expenditures related to inflow and infiltration studies; model plans for pipe assessment, repair, and replacement; and pipe assessment, repair, and replacement.

Substantial compliance with the requirements above is evidence in mitigation for the purposes of assessing penalties.

No later than March 1 of each year, the DEP must submit a report to the Governor and the Legislature that identifies all wastewater utilities that experienced a sanitary sewer overflow in the preceding calendar year. The report must identify the utility name; operator; permitted capacity in annual average gallons per day; number of overflows; total volume of sewage released; and, to the extent known and available, the volume of sewage recovered, the volume of

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<sup>218</sup> *Id.*

sewage discharged to surface waters, and the cause of the sanitary sewer overflow, including whether it was caused by a third party.

*Note: Rules required to implement this section would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>219</sup>

**Section 15** amends s. 403.0891, F.S., to require the DEP and the Department of Economic Opportunity to develop model ordinances that target nutrient reduction practices and use green infrastructure.

**Section 16** amends s. 403.121, F.S., to increase the cap on the DEP's administrative penalties from \$10,000 to \$50,000. It also doubles all wastewater administrative penalties.

The bill provides that "failure to comply with wastewater permitting requirements or rules adopted thereunder will result in a \$4,000 penalty.

**Section 17** amends s. 403.1835, F.S., relating to water pollution control financial assistance. This is the section of law that sets out how the DEP administers the Clean Water State Revolving Loan Fund. The bill adds categories to the list of projects that should receive priority for funding. This includes:

- Projects that implement the requirements of the bill relating to wastewater infrastructure maintenance planning and reporting requirements created by the bill.
- Projects that promote efficiency by planning for the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way.

**Section 18** amends s. 403.1838, F.S., to require that rules related to prioritization of funds for the Small Community Sewer Construction Assistance Grant Program include the:

- Prioritization of projects that prevent pollution, and
- Projects that plan for the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way.

**Section 19** provides a statement that this act fulfills an important state interest.

**Sections 20-45** make conforming changes.

**Section 46** directs the Division of Law Revision to replace certain language in the bill with the date the DEP adopts certain rules on OSTDSs as required by the bill.

**Section 47** states that except as otherwise expressly provided in the bill, the act will take effect July 1, 2021.

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<sup>219</sup> *Id.*

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

The county/municipality mandates provision of Art. VII, s. 18 of the Florida Constitution may apply to this bill because it requires local governments to develop OSTDS remediation plans and wastewater treatment plans. If the bill does qualify as a mandate, the law must fulfill an important state interest and final passage must be approved by two-thirds of the membership of each house of the Legislature.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

The following discussion identifies aspects of the bill that may cause a negative fiscal impact because they implement more stringent environmental requirements. However, it is worth noting that there are costs associated with failing to address pollution issues. Cleanup costs, human health impacts, ecosystem deterioration, loss of tourism, and decreased real estate values are some key examples of possible costs associated with pollution.

Updating stormwater rules and adopting new onsite sewage treatment disposal systems (OSTDS) and wastewater rules would likely cause a negative fiscal impact to the private sector. However, if that impact exceeds \$1 million over five years, the rules will require legislative ratification, which means they will not go into effect without additional legislation.

The additional requirements of OSTDS remediation plans and wastewater treatment plans may cause a negative fiscal impact to the private sector entities within basin management

action plans (BMAPs) that must address OSTDS or wastewater pollution to meet the total maximum daily load.

Private wastewater utilities that discharge into Indian River Lagoon may have costs associated to conversion to advanced waste treatment.

Utilities that fail to survey an adequate portion of the wastewater collection system and take steps to reduce sanitary sewer overflows, pipe leaks, and inflow and infiltration will be subject to a \$4,000 fine for each violation. All wastewater administrative penalties are doubled under this bill. The cap on the Department of Environmental Protection's administrative penalties is increased to \$50,000 from \$10,000.

**C. Government Sector Impact:**

The DEP will incur additional costs in developing multiple new regulatory programs, updating BMAPs, and developing, submitting, and reviewing new reports.

The additional requirements of OSTDS remediation plans and wastewater treatment plans may cause a negative fiscal impact to local governments that must address OSTDS or wastewater pollution to meet their TMDL. However, there is flexibility in how these plans are developed, which makes these costs speculative and subject to the development of each specific OSTDS remediation plan or wastewater treatment plan.

The implementation of a real-time water quality monitoring program will have a negative fiscal impact on the DEP, but this provision is subject to appropriation.

The wastewater grant program would have a positive fiscal impact on local governments, but this provision is subject to appropriation. The DEP will likely incur some costs associated with the development of this grant program and the report to the Governor and the Legislature. The DEP can absorb these costs within existing resources.

Public wastewater utilities that discharge into Indian River Lagoon may have costs associated with conversion to advanced waste treatment. However, the local governments in the region are spending substantial amounts on pollution cleanup. Lessening the pollutants in this waterbody may have a positive fiscal impact in the long term.

The impact of exempting the biosolids rule from ratification is speculative at this time because the rule has not been adopted. There is likely a negative fiscal impact to both the public and private sectors to meet the requirements of the new rule. There may be a long-term positive fiscal impact as a result of reduced cleanup costs and reduced damage to the natural systems associated with more rigorous land application requirements.

The increase in administrative penalties will likely have an indeterminate yet positive fiscal impact on the DEP.



**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 153.54, 153.73, 163.3180, 180.03, 311.105, 327.46, 373.250, 373.414, 373.4131, 373.705, 373.707, 373.709, 373.807, 376.307, 380.0552, 381.006, 381.0061, 381.0064, 381.0065, 381.00651, 381.0101, 403.061, 403.067, 403.086, 403.08601, 403.087, 403.0871, 403.0872, 403.088, 403.0891, 403.121, 403.1835, 403.1838, 403.707, 403.861, 489.551, and 590.02.

This bill creates the following sections of the Florida Statutes: 381.00652, 403.0616, 403.0673, and 403.0855.

This bill repeals section 381.0068 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**Recommended CS/CS by Appropriations Subcommittee on Agriculture, Environment, and General Government on January 22, 2020:**

The committee substitute:

- Corrects the name of the “National Sanitation Foundation” because it changed its name to “NSF International”;
- Clarifies that a local government is not responsible for a private wastewater facility’s compliance with a Basin Management Action Plan (BMAP);
- Clarifies that the records collected by the Department of Agriculture and Consumer Services (DACS) during their inspections include nitrogen and phosphorus fertilizer application records;
- Clarifies that wastewater infrastructure projects that comply with the sanitary sewer overflow, leakage, and infiltration and inflow requirements of the bill will receive priority funding from the state revolving loan fund by moving the prioritization to the section of law governing the state revolving loan fund;
- Clarifies that the Department of Environmental Protection (DEP) may not fix or revise utility rates of budgets;
- Clarifies that utilities that need to report on infiltration and inflow and leakage only need to submit one report to the DEP annually;
- Increases the cap on the DEP’s administrative penalties to \$50,000 from \$10,000;
- Doubles the wastewater administrative penalties;

- Provides incentives for projects that promote efficiency by coordinating wastewater infrastructure expansions with other infrastructure improvements occurring within of along a transportation facility right-of-way;
- Includes these incentives in the small community sewer construction assistance program, the state revolving loan program, and the new wastewater grant program created by the bill;
- Clarifies that local governments with biosolids ordinances may retain those ordinance until repealed;
- Requires the DACS to provide information collected from on-site inspections of each agricultural producer enrolled in a best management practice (BMP) to the DEP. These on-site inspections are required at least every two years.

**CS by Community Affairs on December 9, 2019:**

The committee substitute:

- Effectuates a type two transfer of septic system oversight from the DOH to DEP rather than just requiring a report;
- Requires DEP to develop rules relating to the location of septic systems;
- Revises language related to DEP updating its stormwater rules;
- Requires DEP to make recommendations to the Legislature on self-certification of stormwater permits rather than prohibiting the use of self-certification in BMAP areas;
- Leaves the BMAP process for Outstanding Florida Springs while revising the requirement for OSTDS remediation plans and adding a requirement for wastewater treatment plans in the general BMAP statute;
- Requires that these new plans be incorporated into the BMAP by 2025;
- Removes provisions relating to Florida-Friendly Fertilizer Ordinances;
- Adds rural areas of opportunities to the possible grant recipients for the wastewater grant created by the bill;
- Removes provisions that would make agricultural BMPs enforceable earlier and in more impaired waterbodies;
- Adds a requirement that DACS conduct onsite inspections of BMPs at least every two years;
- Adds a requirement that DACS collect and remit certain records relating to agricultural BMPs to DEP;
- Adds language authorizing DACS and certain institutions of higher education to submit budget requests for certain activities relating to the improvement of agricultural BMPs;
- Removes the provision requiring additional notification and penalties related to sanitary sewer overflows and replaces it with numerous requirements relating to the prevention of sanitary sewer overflows, inflow and infiltration, and leakage;
- Removes provisions increasing penalties but adds “failure to survey an adequate portion of the wastewater collection system and take steps to reduce sanitary sewer overflows, pipe leaks, and inflow and infiltration” to the penalty schedule;
- Deletes the DOH OSTDS technical advisory committee and creates a DEP OSTDS technical advisory committee that will expire on August 15, 2022, after making

recommendations to the Governor and Legislature regarding the regulation of OSTDSs;

- Requires DEP to adopt rules relating to biosolids management and exempts such rules from legislative ratification if they are adopted before the 2021 legislative session.
- Directs the Division of Law Revision to incorporate the date of rule adoption into the statutes.

**B. Amendments:**

None.



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LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Mayfield) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 256 - 2003

and insert:

Section 3. Section 327.62, Florida Statutes, is created to read:

327.62 No-Discharge Zone.—

(1) The Legislature finds that the protection and enhancement of water quality in this state requires greater environmental protection than federal standards provide. The



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Legislature further finds that a prohibition against discharges from vessels into the waters of the state would assist in protecting and enhancing the waters of this state.

(2) The Department of Environmental Protection, in coordination with the commission, shall apply to the Administrator of the United States Environmental Protection Agency to establish no-discharge zones wherever adequate pumpout facilities are available with the ultimate goal of making all of the waterbodies of this state no-discharge zones pursuant to 40 C.F.R. s. 1700.10.

(3) By January 2, 2021, and every 2 years thereafter, the Department of Environmental Protection shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the status and effectiveness of the no-discharge zone designation. The Department of Environmental Protection shall identify in the report any specific impediments that prevent the entire state from achieving a no-discharge zone designation.

Section 4. Paragraphs (a) and (b) of subsection (7) of section 373.036, Florida Statutes, are amended to read:

373.036 Florida water plan; district water management plans.—

(7) CONSOLIDATED WATER MANAGEMENT DISTRICT ANNUAL REPORT.—

(a) By March 1, annually, each water management district shall prepare and submit to the Office of Economic and Demographic Research, the department, the Governor, the President of the Senate, and the Speaker of the House of Representatives a consolidated water management district annual report on the management of water resources. In addition, copies



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must be provided by the water management districts to the chairs of all legislative committees having substantive or fiscal jurisdiction over the districts and the governing board of each county in the district having jurisdiction or deriving any funds for operations of the district. Copies of the consolidated annual report must be made available to the public, either in printed or electronic format.

(b) The consolidated annual report shall contain the following elements, as appropriate to that water management district:

1. A district water management plan annual report or the annual work plan report allowed in subparagraph (2)(e)4.

2. The department-approved minimum flows and minimum water levels annual priority list and schedule required by s. 373.042(3).

3. The annual 5-year capital improvements plan required by s. 373.536(6)(a)3.

4. The alternative water supplies annual report required by s. 373.707(8)(n).

5. The final annual 5-year water resource development work program required by s. 373.536(6)(a)4.

6. The Florida Forever Water Management District Work Plan annual report required by s. 373.199(7).

7. The mitigation donation annual report required by s. 373.414(1)(b)2.

8. Information on all projects related to water quality or water quantity as part of a 5-year work program, including:

a. A list of all specific projects identified to implement a basin management action plan, including any projects to



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connect onsite sewage treatment and disposal systems to central  
sewerage systems and convert onsite sewage treatment and  
disposal systems to advanced nutrient removing onsite sewage  
treatment and disposal systems, or a recovery or prevention  
strategy;

b. A priority ranking for each listed project for which  
state funding through the water resources development work  
program is requested, which must be made available to the public  
for comment at least 30 days before submission of the  
consolidated annual report;

c. The estimated cost for each listed project;

d. The estimated completion date for each listed project;

e. The source and amount of financial assistance to be made  
available by the department, a water management district, or  
other entity for each listed project; and

f. A quantitative estimate of each listed project's benefit  
to the watershed, water body, or water segment in which it is  
located.

9. A grade for each watershed, water body, or water segment  
in which a project listed under subparagraph 8. is located  
representing the level of impairment and violations of adopted  
minimum flow or minimum water levels. The grading system must  
reflect the severity of the impairment of the watershed, water  
body, or water segment.

Section 5. Paragraph (a) of subsection (3) and subsection  
(5) of section 373.4131, Florida Statutes, are amended, and  
subsection (6) is added to that section, to read:

373.4131 Statewide environmental resource permitting  
rules.—



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(3)(a) The water management districts, with department oversight, shall ~~may continue to~~ adopt rules governing design and performance standards for stormwater quality and quantity, including design and performance standards that increase the removal of nutrients from stormwater discharges. and The department shall ~~may~~ incorporate the design and performance standards by reference for use within the geographic jurisdiction of each district to ensure that additional pollutant loadings are not discharged into impaired water bodies. By January 1, 2021, the department and water management districts shall amend the Environmental Resource Permit Applicant's Handbook to include revised best management practices design criteria and low-impact design best management practices and design criteria that increase the removal of nutrients from stormwater discharges, and measures for consistent application of the net improvement performance standard to ensure that additional pollutant loadings are not discharged into impaired water bodies. The level of nutrient treatment and the design criteria for stormwater best management practices must be consistent with best available scientific information.

(5) To ensure consistent implementation and interpretation of the rules adopted pursuant to this section, the department shall conduct or oversee regular assessment and training of its staff and the staffs of the water management districts and local governments delegated local pollution control program authority under s. 373.441. The training must include coordinating field inspections of publicly and privately owned stormwater structural controls, such as stormwater retention or detention





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ponds.

(6) By January 1, 2021, the department shall evaluate inspection data relating to compliance by those entities that self-certify under s. 403.814(12) and shall provide the Legislature with recommendations for improvements to the self-certification program.

Section 6. Effective July 1, 2021, present paragraphs (d) through (q) of subsection (2) of section 381.0065, Florida Statutes, are redesignated as paragraphs (e) through (r), respectively, a new paragraph (d) is added to that subsection, and subsections (3) and (4) of that section are amended, to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(2) DEFINITIONS.—As used in ss. 381.0065-381.0067, the term:

(d) "Department" means the Department of Environmental Protection.

(3) DUTIES AND POWERS OF THE DEPARTMENT OF HEALTH.—The department shall:

(a) Adopt rules to administer ss. 381.0065-381.0067, including definitions that are consistent with the definitions in this section, ~~decreases to setback requirements where no health hazard exists,~~ increases for the lot-flow allowance for performance-based systems, requirements for separation from water table elevation during the wettest season, requirements for the design and construction of any component part of an onsite sewage treatment and disposal system, application and permit requirements for persons who maintain an onsite sewage



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treatment and disposal system, requirements for maintenance and service agreements for aerobic treatment units and performance-based treatment systems, and recommended standards, including disclosure requirements, for voluntary system inspections to be performed by individuals who are authorized by law to perform such inspections and who shall inform a person having ownership, control, or use of an onsite sewage treatment and disposal system of the inspection standards and of that person's authority to request an inspection based on all or part of the standards.

(b) Perform application reviews and site evaluations, issue permits, and conduct inspections and complaint investigations associated with the construction, installation, maintenance, modification, abandonment, operation, use, or repair of an onsite sewage treatment and disposal system for a residence or establishment with an estimated domestic sewage flow of 10,000 gallons or less per day, or an estimated commercial sewage flow of 5,000 gallons or less per day, which is not currently regulated under chapter 403.

(c) Develop a comprehensive program to ensure that onsite sewage treatment and disposal systems regulated by the department are sized, designed, constructed, installed, sited, repaired, modified, abandoned, used, operated, and maintained in compliance with this section and rules adopted under this section to prevent groundwater contamination, including impacts from nutrient pollution, and surface water contamination and to preserve the public health. The department is the final administrative interpretive authority regarding rule interpretation. In the event of a conflict regarding rule



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185 interpretation, the secretary of the department ~~State Surgeon~~  
186 ~~General~~, or his or her designee, shall timely assign a staff  
187 person to resolve the dispute.

188 (d) Grant variances in hardship cases under the conditions  
189 prescribed in this section and rules adopted under this section.

190 (e) Permit the use of a limited number of innovative  
191 systems for a specific period of time, when there is compelling  
192 evidence that the system will function properly and reliably to  
193 meet the requirements of this section and rules adopted under  
194 this section.

195 (f) Issue annual operating permits under this section.

196 (g) Establish and collect fees as established under s.  
197 381.0066 for services provided with respect to onsite sewage  
198 treatment and disposal systems.

199 (h) Conduct enforcement activities, including imposing  
200 fines, issuing citations, suspensions, revocations, injunctions,  
201 and emergency orders for violations of this section, part I of  
202 chapter 386, or part III of chapter 489 or for a violation of  
203 any rule adopted under this section, part I of chapter 386, or  
204 part III of chapter 489.

205 (i) Provide or conduct education and training of department  
206 personnel, service providers, and the public regarding onsite  
207 sewage treatment and disposal systems.

208 (j) Supervise research on, demonstration of, and training  
209 on the performance, environmental impact, and public health  
210 impact of onsite sewage treatment and disposal systems within  
211 this state. Research fees collected under s. 381.0066(2)(k) must  
212 be used to develop and fund hands-on training centers designed  
213 to provide practical information about onsite sewage treatment



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and disposal systems to septic tank contractors, master septic tank contractors, contractors, inspectors, engineers, and the public and must also be used to fund research projects which focus on improvements of onsite sewage treatment and disposal systems, including use of performance-based standards and reduction of environmental impact. Research projects shall be initially approved by the technical review and advisory panel and shall be applicable to and reflect the soil conditions specific to Florida. Such projects shall be awarded through competitive negotiation, using the procedures provided in s. 287.055, to public or private entities that have experience in onsite sewage treatment and disposal systems in Florida and that are principally located in Florida. Research projects may ~~shall~~ not be awarded to firms or entities that employ or are associated with persons who serve on either the technical review and advisory panel or the research review and advisory committee.

(k) Approve the installation of individual graywater disposal systems in which blackwater is treated by a central sewerage system.

(l) Regulate and permit the sanitation, handling, treatment, storage, reuse, and disposal of byproducts from any system regulated under this chapter and not regulated by the Department of Environmental Protection.

(m) Permit and inspect portable or temporary toilet services and holding tanks. The department shall review applications, perform site evaluations, and issue permits for the temporary use of holding tanks, privies, portable toilet services, or any other toilet facility that is intended for use



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on a permanent or nonpermanent basis, including facilities placed on construction sites when workers are present. The department may specify standards for the construction, maintenance, use, and operation of any such facility for temporary use.

(n) Regulate and permit maintenance entities for performance-based treatment systems and aerobic treatment unit systems. To ensure systems are maintained and operated according to manufacturer's specifications and designs, the department shall establish by rule minimum qualifying criteria for maintenance entities. The criteria shall include: training, access to approved spare parts and components, access to manufacturer's maintenance and operation manuals, and service response time. The maintenance entity shall employ a contractor licensed under s. 489.105(3)(m), or part III of chapter 489, or a state-licensed wastewater plant operator, who is responsible for maintenance and repair of all systems under contract.

(4) PERMITS; INSTALLATION; AND CONDITIONS.—A person may not construct, repair, modify, abandon, or operate an onsite sewage treatment and disposal system without first obtaining a permit approved by the department. The department may issue permits to carry out this section, ~~but shall not make the issuance of such permits contingent upon prior approval by the Department of Environmental Protection, except that~~ The issuance of a permit for work seaward of the coastal construction control line established under s. 161.053 shall be contingent upon receipt of any required coastal construction control line permit from the department ~~of Environmental Protection~~. A construction permit is valid for 18 months from the issuance date and may be extended



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by the department for one 90-day period under rules adopted by the department. A repair permit is valid for 90 days from the date of issuance. An operating permit must be obtained before ~~prior to~~ the use of any aerobic treatment unit or if the establishment generates commercial waste. Buildings or establishments that use an aerobic treatment unit or generate commercial waste shall be inspected by the department at least annually to assure compliance with the terms of the operating permit. The operating permit for a commercial wastewater system is valid for 1 year from the date of issuance and must be renewed annually. The operating permit for an aerobic treatment unit is valid for 2 years from the date of issuance and must be renewed every 2 years. If all information pertaining to the siting, location, and installation conditions or repair of an onsite sewage treatment and disposal system remains the same, a construction or repair permit for the onsite sewage treatment and disposal system may be transferred to another person, if the transferee files, within 60 days after the transfer of ownership, an amended application providing all corrected information and proof of ownership of the property. There is no fee associated with the processing of this supplemental information. A person may not contract to construct, modify, alter, repair, service, abandon, or maintain any portion of an onsite sewage treatment and disposal system without being registered under part III of chapter 489. A property owner who personally performs construction, maintenance, or repairs to a system serving his or her own owner-occupied single-family residence is exempt from registration requirements for performing such construction, maintenance, or repairs on that



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residence, but is subject to all permitting requirements. A municipality or political subdivision of the state may not issue a building or plumbing permit for any building that requires the use of an onsite sewage treatment and disposal system unless the owner or builder has received a construction permit for such system from the department. A building or structure may not be occupied and a municipality, political subdivision, or any state or federal agency may not authorize occupancy until the department approves the final installation of the onsite sewage treatment and disposal system. A municipality or political subdivision of the state may not approve any change in occupancy or tenancy of a building that uses an onsite sewage treatment and disposal system until the department has reviewed the use of the system with the proposed change, approved the change, and amended the operating permit.

(a) Subdivisions and lots in which each lot has a minimum area of at least one-half acre and either a minimum dimension of 100 feet or a mean of at least 100 feet of the side bordering the street and the distance formed by a line parallel to the side bordering the street drawn between the two most distant points of the remainder of the lot may be developed with a water system regulated under s. 381.0062 and onsite sewage treatment and disposal systems, provided the projected daily sewage flow does not exceed an average of 1,500 gallons per acre per day, and provided satisfactory drinking water can be obtained and all distance and setback, soil condition, water table elevation, and other related requirements of this section and rules adopted under this section can be met.

(b) Subdivisions and lots using a public water system as



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defined in s. 403.852 may use onsite sewage treatment and disposal systems, provided there are no more than four lots per acre, provided the projected daily sewage flow does not exceed an average of 2,500 gallons per acre per day, and provided that all distance and setback, soil condition, water table elevation, and other related requirements that are generally applicable to the use of onsite sewage treatment and disposal systems are met.

(c) Notwithstanding paragraphs (a) and (b), for subdivisions platted of record on or before October 1, 1991, when a developer or other appropriate entity has previously made or makes provisions, including financial assurances or other commitments, acceptable to the Department ~~of Health~~, that a central water system will be installed by a regulated public utility based on a density formula, private potable wells may be used with onsite sewage treatment and disposal systems until the agreed-upon densities are reached. In a subdivision regulated by this paragraph, the average daily sewage flow may not exceed 2,500 gallons per acre per day. This section does not affect the validity of existing prior agreements. After October 1, 1991, the exception provided under this paragraph is not available to a developer or other appropriate entity.

(d) Paragraphs (a) and (b) do not apply to any proposed residential subdivision with more than 50 lots or to any proposed commercial subdivision with more than 5 lots where a publicly owned or investor-owned sewerage system is available. It is the intent of this paragraph not to allow development of additional proposed subdivisions in order to evade the requirements of this paragraph.

(e) The department shall adopt rules to locate onsite





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sewage treatment and disposal systems, including establishing setback distances, to prevent groundwater contamination and surface water contamination and to preserve the public health. The rulemaking process for such rules must be completed by July 1, 2022, and the department shall notify the Division of Law Revision of the date such rules are adopted. The rules must consider conventional and enhanced nutrient-reducing onsite sewage treatment and disposal system designs, impaired or degraded water bodies, domestic wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, the onsite sewage treatment and disposal system remediation plans developed pursuant to s. 403.067(7)(a)9.b., nutrient pollution, and the recommendations of the onsite sewage treatment and disposal systems technical advisory committee established pursuant to s. 381.00652.

(f)(e) Onsite sewage treatment and disposal systems that are permitted before the rules identified in paragraph (e) take effect may ~~must~~ not be placed closer than:

1. Seventy-five feet from a private potable well.
2. Two hundred feet from a public potable well serving a residential or nonresidential establishment having a total sewage flow of greater than 2,000 gallons per day.
3. One hundred feet from a public potable well serving a residential or nonresidential establishment having a total sewage flow of less than or equal to 2,000 gallons per day.
4. Fifty feet from any nonpotable well.
5. Ten feet from any storm sewer pipe, to the maximum extent possible, but in no instance shall the setback be less than 5 feet.



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6. Seventy-five feet from the mean high-water line of a tidally influenced surface water body.

7. Seventy-five feet from the mean annual flood line of a permanent nontidal surface water body.

8. Fifteen feet from the design high-water line of retention areas, detention areas, or swales designed to contain standing or flowing water for less than 72 hours after a rainfall or the design high-water level of normally dry drainage ditches or normally dry individual lot stormwater retention areas.

~~(f) Except as provided under paragraphs (c) and (t), no limitations shall be imposed by rule, relating to the distance between an onsite disposal system and any area that either permanently or temporarily has visible surface water.~~

(g) All provisions of this section and rules adopted under this section relating to soil condition, water table elevation, distance, and other setback requirements must be equally applied to all lots, with the following exceptions:

1. Any residential lot that was platted and recorded on or after January 1, 1972, or that is part of a residential subdivision that was approved by the appropriate permitting agency on or after January 1, 1972, and that was eligible for an onsite sewage treatment and disposal system construction permit on the date of such platting and recording or approval shall be eligible for an onsite sewage treatment and disposal system construction permit, regardless of when the application for a permit is made. If rules in effect at the time the permit application is filed cannot be met, residential lots platted and recorded or approved on or after January 1, 1972, shall, to the



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maximum extent possible, comply with the rules in effect at the time the permit application is filed. At a minimum, however, those residential lots platted and recorded or approved on or after January 1, 1972, but before January 1, 1983, shall comply with those rules in effect on January 1, 1983, and those residential lots platted and recorded or approved on or after January 1, 1983, shall comply with those rules in effect at the time of such platting and recording or approval. In determining the maximum extent of compliance with current rules that is possible, the department shall allow structures and appurtenances thereto which were authorized at the time such lots were platted and recorded or approved.

2. Lots platted before 1972 are subject to a 50-foot minimum surface water setback and are not subject to lot size requirements. The projected daily flow for onsite sewage treatment and disposal systems for lots platted before 1972 may not exceed:

a. Two thousand five hundred gallons per acre per day for lots served by public water systems as defined in s. 403.852.

b. One thousand five hundred gallons per acre per day for lots served by water systems regulated under s. 381.0062.

(h)1. The department may grant variances in hardship cases which may be less restrictive than ~~the provisions~~ specified in this section. If a variance is granted and the onsite sewage treatment and disposal system construction permit has been issued, the variance may be transferred with the system construction permit, if the transferee files, within 60 days after the transfer of ownership, an amended construction permit application providing all corrected information and proof of



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ownership of the property and if the same variance would have been required for the new owner of the property as was originally granted to the original applicant for the variance. There is no fee associated with the processing of this supplemental information. A variance may not be granted under this section until the department is satisfied that:

a. The hardship was not caused intentionally by the action of the applicant;

b. No reasonable alternative, taking into consideration factors such as cost, exists for the treatment of the sewage; and

c. The discharge from the onsite sewage treatment and disposal system will not adversely affect the health of the applicant or the public or significantly degrade the groundwater or surface waters.

Where soil conditions, water table elevation, and setback provisions are determined by the department to be satisfactory, special consideration must be given to those lots platted before 1972.

2. The department shall appoint and staff a variance review and advisory committee, which shall meet monthly to recommend agency action on variance requests. The committee shall make its recommendations on variance requests at the meeting in which the application is scheduled for consideration, except for an extraordinary change in circumstances, the receipt of new information that raises new issues, or when the applicant requests an extension. The committee shall consider the criteria in subparagraph 1. in its recommended agency action on variance



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requests and shall also strive to allow property owners the full use of their land where possible. The committee consists of the following:

a. The Secretary of Environmental Protection ~~State Surgeon General~~ or his or her designee.

b. A representative from the county health departments.

c. A representative from the home building industry recommended by the Florida Home Builders Association.

d. A representative from the septic tank industry recommended by the Florida Onsite Wastewater Association.

e. A representative from the Department of Health ~~Environmental Protection~~.

f. A representative from the real estate industry who is also a developer in this state who develops lots using onsite sewage treatment and disposal systems, recommended by the Florida Association of Realtors.

g. A representative from the engineering profession recommended by the Florida Engineering Society.

Members shall be appointed for a term of 3 years, with such appointments being staggered so that the terms of no more than two members expire in any one year. Members shall serve without remuneration, but if requested, shall be reimbursed for per diem and travel expenses as provided in s. 112.061.

(i) A construction permit may not be issued for an onsite sewage treatment and disposal system in any area zoned or used for industrial or manufacturing purposes, or its equivalent, where a publicly owned or investor-owned sewage treatment system is available, or where a likelihood exists that the system will



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receive toxic, hazardous, or industrial waste. An existing onsite sewage treatment and disposal system may be repaired if a publicly owned or investor-owned sewerage system is not available within 500 feet of the building sewer stub-out and if system construction and operation standards can be met. This paragraph does not require publicly owned or investor-owned sewerage treatment systems to accept anything other than domestic wastewater.

1. A building located in an area zoned or used for industrial or manufacturing purposes, or its equivalent, when such building is served by an onsite sewage treatment and disposal system, must not be occupied until the owner or tenant has obtained written approval from the department. The department may ~~shall~~ not grant approval when the proposed use of the system is to dispose of toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals.

2. Each person who owns or operates a business or facility in an area zoned or used for industrial or manufacturing purposes, or its equivalent, or who owns or operates a business that has the potential to generate toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals, and uses an onsite sewage treatment and disposal system that is installed on or after July 5, 1989, must obtain an annual system operating permit from the department. A person who owns or operates a business that uses an onsite sewage treatment and disposal system that was installed and approved before July 5, 1989, need not obtain a system operating permit. However, upon change of ownership or tenancy, the new owner or operator must notify the department of the change, and the new owner or operator must



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obtain an annual system operating permit, regardless of the date that the system was installed or approved.

3. The department shall periodically review and evaluate the continued use of onsite sewage treatment and disposal systems in areas zoned or used for industrial or manufacturing purposes, or its equivalent, and may require the collection and analyses of samples from within and around such systems. If the department finds that toxic or hazardous chemicals or toxic, hazardous, or industrial wastewater have been or are being disposed of through an onsite sewage treatment and disposal system, the department shall initiate enforcement actions against the owner or tenant to ensure adequate cleanup, treatment, and disposal.

(j) An onsite sewage treatment and disposal system designed by a professional engineer registered in the state and certified by such engineer as complying with performance criteria adopted by the department must be approved by the department subject to the following:

1. The performance criteria applicable to engineer-designed systems must be limited to those necessary to ensure that such systems do not adversely affect the public health or significantly degrade the groundwater or surface water. Such performance criteria shall include consideration of the quality of system effluent, the proposed total sewage flow per acre, wastewater treatment capabilities of the natural or replaced soil, water quality classification of the potential surface-water-receiving body, and the structural and maintenance viability of the system for the treatment of domestic wastewater. However, performance criteria shall address only the



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performance of a system and not a system's design.

2. A person electing to utilize an engineer-designed system shall, upon completion of the system design, submit such design, certified by a registered professional engineer, to the county health department. The county health department may utilize an outside consultant to review the engineer-designed system, with the actual cost of such review to be borne by the applicant. Within 5 working days after receiving an engineer-designed system permit application, the county health department shall request additional information if the application is not complete. Within 15 working days after receiving a complete application for an engineer-designed system, the county health department either shall issue the permit or, if it determines that the system does not comply with the performance criteria, shall notify the applicant of that determination and refer the application to the department for a determination as to whether the system should be approved, disapproved, or approved with modification. The department engineer's determination shall prevail over the action of the county health department. The applicant shall be notified in writing of the department's determination and of the applicant's rights to pursue a variance or seek review under ~~the provisions of~~ chapter 120.

3. The owner of an engineer-designed performance-based system must maintain a current maintenance service agreement with a maintenance entity permitted by the department. The maintenance entity shall inspect each system at least twice each year and shall report quarterly to the department on the number of systems inspected and serviced. The reports may be submitted electronically.





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4. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own performance-based treatment system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

5. The property owner shall obtain a biennial system operating permit from the department for each system. The department shall inspect the system at least annually, or on such periodic basis as the fee collected permits, and may collect system-effluent samples if appropriate to determine compliance with the performance criteria. The fee for the biennial operating permit shall be collected beginning with the second year of system operation.

6. If an engineer-designed system fails to properly function or fails to meet performance standards, the system shall be re-engineered, if necessary, to bring the system into compliance with ~~the provisions of~~ this section.

(k) An innovative system may be approved in conjunction with an engineer-designed site-specific system which is certified by the engineer to meet the performance-based criteria adopted by the department.

(l) For the Florida Keys, the department shall adopt a



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special rule for the construction, installation, modification, operation, repair, maintenance, and performance of onsite sewage treatment and disposal systems which considers the unique soil conditions and water table elevations, densities, and setback requirements. On lots where a setback distance of 75 feet from surface waters, saltmarsh, and buttonwood association habitat areas cannot be met, an injection well, approved and permitted by the department, may be used for disposal of effluent from onsite sewage treatment and disposal systems. The following additional requirements apply to onsite sewage treatment and disposal systems in Monroe County:

1. The county, each municipality, and those special districts established for the purpose of the collection, transmission, treatment, or disposal of sewage shall ensure, in accordance with the specific schedules adopted by the Administration Commission under s. 380.0552, the completion of onsite sewage treatment and disposal system upgrades to meet the requirements of this paragraph.

2. Onsite sewage treatment and disposal systems must cease discharge by December 31, 2015, or must comply with department rules and provide the level of treatment which, on a permitted annual average basis, produces an effluent that contains no more than the following concentrations:

- a. Biochemical Oxygen Demand (CBOD5) of 10 mg/l.
- b. Suspended Solids of 10 mg/l.
- c. Total Nitrogen, expressed as N, of 10 mg/l or a reduction in nitrogen of at least 70 percent. A system that has been tested and certified to reduce nitrogen concentrations by at least 70 percent shall be deemed to be in compliance with



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this standard.

d. Total Phosphorus, expressed as P, of 1 mg/l.

In addition, onsite sewage treatment and disposal systems discharging to an injection well must provide basic disinfection as defined by department rule.

3. In areas not scheduled to be served by a central sewer, onsite sewage treatment and disposal systems must, by December 31, 2015, comply with department rules and provide the level of treatment described in subparagraph 2.

4. In areas scheduled to be served by central sewer by December 31, 2015, if the property owner has paid a connection fee or assessment for connection to the central sewer system, the property owner may install a holding tank with a high water alarm or an onsite sewage treatment and disposal system that meets the following minimum standards:

a. The existing tanks must be pumped and inspected and certified as being watertight and free of defects in accordance with department rule; and

b. A sand-lined drainfield or injection well in accordance with department rule must be installed.

5. Onsite sewage treatment and disposal systems must be monitored for total nitrogen and total phosphorus concentrations as required by department rule.

6. The department shall enforce proper installation, operation, and maintenance of onsite sewage treatment and disposal systems pursuant to this chapter, including ensuring that the appropriate level of treatment described in subparagraph 2. is met.



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7. The authority of a local government, including a special district, to mandate connection of an onsite sewage treatment and disposal system is governed by s. 4, chapter 99-395, Laws of Florida.

8. Notwithstanding any other ~~provision of~~ law, an onsite sewage treatment and disposal system installed after July 1, 2010, in unincorporated Monroe County, excluding special wastewater districts, that complies with the standards in subparagraph 2. is not required to connect to a central sewer system until December 31, 2020.

(m) No product sold in the state for use in onsite sewage treatment and disposal systems may contain any substance in concentrations or amounts that would interfere with or prevent the successful operation of such system, or that would cause discharges from such systems to violate applicable water quality standards. The department shall publish criteria for products known or expected to meet the conditions of this paragraph. In the event a product does not meet such criteria, such product may be sold if the manufacturer satisfactorily demonstrates to the department that the conditions of this paragraph are met.

(n) Evaluations for determining the seasonal high-water table elevations or the suitability of soils for the use of a new onsite sewage treatment and disposal system shall be performed by department personnel, professional engineers registered in the state, or such other persons with expertise, as defined by rule, in making such evaluations. Evaluations for determining mean annual flood lines shall be performed by those persons identified in paragraph (2)(k) ~~(2)(j)~~. The department shall accept evaluations submitted by professional engineers and



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such other persons as meet the expertise established by this section or by rule unless the department has a reasonable scientific basis for questioning the accuracy or completeness of the evaluation.

(o) The department shall appoint a research review and advisory committee, which shall meet at least semiannually. The committee shall advise the department on directions for new research, review and rank proposals for research contracts, and review draft research reports and make comments. The committee is comprised of:

1. A representative of the Secretary of Environmental Protection ~~State Surgeon General~~, or his or her designee.

2. A representative from the septic tank industry.

3. A representative from the home building industry.

4. A representative from an environmental interest group.

5. A representative from the State University System, from a department knowledgeable about onsite sewage treatment and disposal systems.

6. A professional engineer registered in this state who has work experience in onsite sewage treatment and disposal systems.

7. A representative from local government who is knowledgeable about domestic wastewater treatment.

8. A representative from the real estate profession.

9. A representative from the restaurant industry.

10. A consumer.

Members shall be appointed for a term of 3 years, with the appointments being staggered so that the terms of no more than four members expire in any one year. Members shall serve without



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remuneration, but are entitled to reimbursement for per diem and travel expenses as provided in s. 112.061.

(p) An application for an onsite sewage treatment and disposal system permit shall be completed in full, signed by the owner or the owner's authorized representative, or by a contractor licensed under chapter 489, and shall be accompanied by all required exhibits and fees. No specific documentation of property ownership shall be required as a prerequisite to the review of an application or the issuance of a permit. The issuance of a permit does not constitute determination by the department of property ownership.

(q) The department may not require any form of subdivision analysis of property by an owner, developer, or subdivider prior to submission of an application for an onsite sewage treatment and disposal system.

(r) Nothing in this section limits the power of a municipality or county to enforce other laws for the protection of the public health and safety.

(s) In the siting of onsite sewage treatment and disposal systems, including drainfields, shoulders, and slopes, guttering ~~may shall~~ not be required on single-family residential dwelling units for systems located greater than 5 feet from the roof drip line of the house. If guttering is used on residential dwelling units, the downspouts shall be directed away from the drainfield.

(t) Notwithstanding ~~the provisions of~~ subparagraph (g)1., onsite sewage treatment and disposal systems located in floodways of the Suwannee and Aucilla Rivers must adhere to the following requirements:



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1. The absorption surface of the drainfield may ~~shall~~ not be subject to flooding based on 10-year flood elevations. Provided, however, for lots or parcels created by the subdivision of land in accordance with applicable local government regulations prior to January 17, 1990, if an applicant cannot construct a drainfield system with the absorption surface of the drainfield at an elevation equal to or above 10-year flood elevation, the department shall issue a permit for an onsite sewage treatment and disposal system within the 10-year floodplain of rivers, streams, and other bodies of flowing water if all of the following criteria are met:

- a. The lot is at least one-half acre in size;
- b. The bottom of the drainfield is at least 36 inches above the 2-year flood elevation; and
- c. The applicant installs either: a waterless, incinerating, or organic waste composting toilet and a graywater system and drainfield in accordance with department rules; an aerobic treatment unit and drainfield in accordance with department rules; a system ~~approved by the State Health Office~~ that is capable of reducing effluent nitrate by at least 50 percent in accordance with department rules; or a system other than a system using alternative drainfield materials in accordance with department rules ~~approved by the county health department pursuant to department rule other than a system using alternative drainfield materials~~. The United States Department of Agriculture Soil Conservation Service soil maps, State of Florida Water Management District data, and Federal Emergency Management Agency Flood Insurance maps are resources that shall be used to identify flood-prone areas.



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2. The use of fill or mounding to elevate a drainfield system out of the 10-year floodplain of rivers, streams, or other bodies of flowing water may ~~shall~~ not be permitted if such a system lies within a regulatory floodway of the Suwannee and Aucilla Rivers. In cases where the 10-year flood elevation does not coincide with the boundaries of the regulatory floodway, the regulatory floodway will be considered for the purposes of this subsection to extend at a minimum to the 10-year flood elevation.

(u)1. The owner of an aerobic treatment unit system shall maintain a current maintenance service agreement with an aerobic treatment unit maintenance entity permitted by the department. The maintenance entity shall inspect each aerobic treatment unit system at least twice each year and shall report quarterly to the department on the number of aerobic treatment unit systems inspected and serviced. The reports may be submitted electronically.

2. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own aerobic treatment unit system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance entity service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.





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3. A septic tank contractor licensed under part III of chapter 489, if approved by the manufacturer, may not be denied access by the manufacturer to aerobic treatment unit system training or spare parts for maintenance entities. After the original warranty period, component parts for an aerobic treatment unit system may be replaced with parts that meet manufacturer's specifications but are manufactured by others. The maintenance entity shall maintain documentation of the substitute part's equivalency for 2 years and shall provide such documentation to the department upon request.

4. The owner of an aerobic treatment unit system shall obtain a system operating permit from the department and allow the department to inspect during reasonable hours each aerobic treatment unit system at least annually, and such inspection may include collection and analysis of system-effluent samples for performance criteria established by rule of the department.

(v) The department may require the submission of detailed system construction plans that are prepared by a professional engineer registered in this state. The department shall establish by rule criteria for determining when such a submission is required.

(w) Any permit issued and approved by the department for the installation, modification, or repair of an onsite sewage treatment and disposal system shall transfer with the title to the property in a real estate transaction. A title may not be encumbered at the time of transfer by new permit requirements by a governmental entity for an onsite sewage treatment and disposal system which differ from the permitting requirements in effect at the time the system was permitted, modified, or



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852 repaired. An inspection of a system may not be mandated by a  
853 governmental entity at the point of sale in a real estate  
854 transaction. This paragraph does not affect a septic tank phase-  
855 out deferral program implemented by a consolidated government as  
856 defined in s. 9, Art. VIII of the State Constitution (1885).

857 (x) A governmental entity, including a municipality,  
858 county, or statutorily created commission, may not require an  
859 engineer-designed performance-based treatment system, excluding  
860 a passive engineer-designed performance-based treatment system,  
861 before the completion of the Florida Onsite Sewage Nitrogen  
862 Reduction Strategies Project. This paragraph does not apply to a  
863 governmental entity, including a municipality, county, or  
864 statutorily created commission, which adopted a local law,  
865 ordinance, or regulation on or before January 31, 2012.  
866 Notwithstanding this paragraph, an engineer-designed  
867 performance-based treatment system may be used to meet the  
868 requirements of the variance review and advisory committee  
869 recommendations.

870 (y)1. An onsite sewage treatment and disposal system is not  
871 considered abandoned if the system is disconnected from a  
872 structure that was made unusable or destroyed following a  
873 disaster and if the system was properly functioning at the time  
874 of disconnection and was not adversely affected by the disaster.  
875 The onsite sewage treatment and disposal system may be  
876 reconnected to a rebuilt structure if:

877 a. The reconnection of the system is to the same type of  
878 structure which contains the same number of bedrooms or fewer,  
879 if the square footage of the structure is less than or equal to  
880 110 percent of the original square footage of the structure that



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existed before the disaster;

b. The system is not a sanitary nuisance; and

c. The system has not been altered without prior authorization.

2. An onsite sewage treatment and disposal system that serves a property that is foreclosed upon is not considered abandoned.

(z) If an onsite sewage treatment and disposal system permittee receives, relies upon, and undertakes construction of a system based upon a validly issued construction permit under rules applicable at the time of construction but a change to a rule occurs within 5 years after the approval of the system for construction but before the final approval of the system, the rules applicable and in effect at the time of construction approval apply at the time of final approval if fundamental site conditions have not changed between the time of construction approval and final approval.

(aa) An existing-system inspection or evaluation and assessment, or a modification, replacement, or upgrade of an onsite sewage treatment and disposal system is not required for a remodeling addition or modification to a single-family home if a bedroom is not added. However, a remodeling addition or modification to a single-family home may not cover any part of the existing system or encroach upon a required setback or the unobstructed area. To determine if a setback or the unobstructed area is impacted, the local health department shall review and verify a floor plan and site plan of the proposed remodeling addition or modification to the home submitted by a remodeler which shows the location of the system, including the distance



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of the remodeling addition or modification to the home from the onsite sewage treatment and disposal system. The local health department may visit the site or otherwise determine the best means of verifying the information submitted. A verification of the location of a system is not an inspection or evaluation and assessment of the system. The review and verification must be completed within 7 business days after receipt by the local health department of a floor plan and site plan. If the review and verification is not completed within such time, the remodeling addition or modification to the single-family home, for the purposes of this paragraph, is approved.

Section 7. Section 381.00652, Florida Statutes, is created to read:

381.00652 Onsite sewage treatment and disposal systems technical advisory committee.—

(1) An onsite sewage treatment and disposal systems technical advisory committee, a committee as defined in s. 20.03(8), is created within the department. The committee shall:

(a) Provide recommendations to increase the availability in the marketplace of enhanced nutrient-reducing onsite sewage treatment and disposal systems, including systems that are cost-effective, low-maintenance, and reliable.

(b) Consider and recommend regulatory options, such as fast-track approval, prequalification, or expedited permitting, to facilitate the introduction and use of enhanced nutrient-reducing onsite sewage treatment and disposal systems that have been reviewed and approved by a national agency or organization, such as the American National Standards Institute 245 systems approved by the NSF International.



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(c) Provide recommendations for appropriate setback distances for onsite sewage treatment and disposal systems from surface water, groundwater, and wells.

(2) The department shall use existing and available resources to administer and support the activities of the committee.

(3) (a) By August 1, 2021, the department, in consultation with the Department of Health, shall appoint no more than nine members to the committee, including, but not limited to, the following:

1. A professional engineer.
2. A septic tank contractor.
3. A representative from the home building industry.
4. A representative from the real estate industry.
5. A representative from the onsite sewage treatment and disposal system industry.
6. A representative from local government.
7. Two representatives from the environmental community.
8. A representative of the scientific and technical community who has substantial expertise in the areas of the fate and transport of water pollutants, toxicology, epidemiology, geology, biology, or environmental sciences.

(b) Members shall serve without compensation and are not entitled to reimbursement for per diem or travel expenses.

(4) By January 1, 2022, the committee shall submit its recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(5) This section expires August 15, 2022.

(6) For purposes of this section, the term "department"



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means the Department of Environmental Protection.

Section 8. Effective July 1, 2021, section 381.0068, Florida Statutes, is repealed.

Section 9. Present subsections (14) through (44) of section 403.061, Florida Statutes, are redesignated as subsections (15) through (45), respectively, a new subsection (14) is added to that section, and subsection (7) of that section is amended, to read:

403.061 Department; powers and duties.—The department shall have the power and the duty to control and prohibit pollution of air and water in accordance with the law and rules adopted and promulgated by it and, for this purpose, to:

(7) Adopt rules pursuant to ss. 120.536(1) and 120.54 to implement ~~the provisions of~~ this act. Any rule adopted pursuant to this act must ~~shall~~ be consistent with the provisions of federal law, if any, relating to control of emissions from motor vehicles, effluent limitations, pretreatment requirements, or standards of performance. A ~~No~~ county, municipality, or political subdivision may not ~~shall~~ adopt or enforce any local ordinance, special law, or local regulation requiring the installation of Stage II vapor recovery systems, as currently defined by department rule, unless such county, municipality, or political subdivision is or has been in the past designated by federal regulation as a moderate, serious, or severe ozone nonattainment area. Rules adopted pursuant to this act may ~~shall~~ not require dischargers of waste into waters of the state to improve natural background conditions. The department shall adopt rules to reasonably limit, reduce, and eliminate domestic wastewater collection and transmission system pipe leakages and



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inflow and infiltration. Discharges from steam electric generating plants existing or licensed under this chapter on July 1, 1984, ~~may shall~~ not be required to be treated to a greater extent than may be necessary to assure that the quality of nonthermal components of discharges from nonrecirculated cooling water systems is as high as the quality of the makeup waters; that the quality of nonthermal components of discharges from recirculated cooling water systems is no lower than is allowed for blowdown from such systems; or that the quality of noncooling system discharges which receive makeup water from a receiving body of water which does not meet applicable department water quality standards is as high as the quality of the receiving body of water. The department may not adopt standards more stringent than federal regulations, except as provided in s. 403.804.

(14) In order to promote resilient utilities, require public utilities or their affiliated companies holding, applying for, or renewing a domestic wastewater discharge permit to file annual reports and other data regarding transactions or allocations of common costs and expenditures on pollution mitigation and prevention among the utility's permitted systems, including, but not limited to, the prevention of sanitary sewer overflows, collection and transmission system pipe leakages, and inflow and infiltration. The department shall adopt rules to implement this subsection.

The department shall implement such programs in conjunction with its other powers and duties and shall place special emphasis on reducing and eliminating contamination that presents a threat to



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humans, animals or plants, or to the environment.

Section 10. Section 403.0616, Florida Statutes, is created to read:

403.0616 Real-time water quality monitoring program.-

(1) Subject to appropriation, the department shall establish a real-time water quality monitoring program to assist in the restoration, preservation, and enhancement of impaired waterbodies and coastal resources.

(2) In order to expedite the creation and implementation of the program, the department is encouraged to form public-private partnerships with established scientific entities that have proven existing real-time water quality monitoring equipment and experience in deploying the equipment.

Section 11. Subsection (7) of section 403.067, Florida Statutes, is amended to read:

403.067 Establishment and implementation of total maximum daily loads.-

(7) DEVELOPMENT OF BASIN MANAGEMENT PLANS AND IMPLEMENTATION OF TOTAL MAXIMUM DAILY LOADS.-

(a) *Basin management action plans.-*

1. In developing and implementing the total maximum daily load for a water body, the department, or the department in conjunction with a water management district, may develop a basin management action plan that addresses some or all of the watersheds and basins tributary to the water body. Such plan must integrate the appropriate management strategies available to the state through existing water quality protection programs to achieve the total maximum daily loads and may provide for phased implementation of these management strategies to promote





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timely, cost-effective actions as provided for in s. 403.151. The plan must establish a schedule implementing the management strategies, establish a basis for evaluating the plan's effectiveness, and identify feasible funding strategies for implementing the plan's management strategies. The management strategies may include regional treatment systems or other public works, where appropriate, and voluntary trading of water quality credits to achieve the needed pollutant load reductions.

2. A basin management action plan must equitably allocate, pursuant to paragraph (6)(b), pollutant reductions to individual basins, as a whole to all basins, or to each identified point source or category of nonpoint sources, as appropriate. For nonpoint sources for which best management practices have been adopted, the initial requirement specified by the plan must be those practices developed pursuant to paragraph (c). When ~~Where~~ appropriate, the plan may take into account the benefits of pollutant load reduction achieved by point or nonpoint sources that have implemented management strategies to reduce pollutant loads, including best management practices, before the development of the basin management action plan. The plan must also identify the mechanisms that will address potential future increases in pollutant loading.

3. The basin management action planning process is intended to involve the broadest possible range of interested parties, with the objective of encouraging the greatest amount of cooperation and consensus possible. In developing a basin management action plan, the department shall assure that key stakeholders, including, but not limited to, applicable local governments, water management districts, the Department of



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Agriculture and Consumer Services, other appropriate state agencies, local soil and water conservation districts, environmental groups, regulated interests, and affected pollution sources, are invited to participate in the process. The department shall hold at least one public meeting in the vicinity of the watershed or basin to discuss and receive comments during the planning process and shall otherwise encourage public participation to the greatest practicable extent. Notice of the public meeting must be published in a newspaper of general circulation in each county in which the watershed or basin lies at least not less than 5 days, but not ~~more~~ more than 15 days, before the public meeting. A basin management action plan does not supplant or otherwise alter any assessment made under subsection (3) or subsection (4) or any calculation or initial allocation.

4. Each new or revised basin management action plan shall include:

a. The appropriate management strategies available through existing water quality protection programs to achieve total maximum daily loads, which may provide for phased implementation to promote timely, cost-effective actions as provided for in s. 403.151;

b. A description of best management practices adopted by rule;

c. A list of projects in priority ranking with a planning-level cost estimate and estimated date of completion for each listed project;

d. The source and amount of financial assistance to be made available by the department, a water management district, or



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other entity for each listed project, if applicable; and

e. A planning-level estimate of each listed project's expected load reduction, if applicable.

5. The department shall adopt all or any part of a basin management action plan and any amendment to such plan by secretarial order pursuant to chapter 120 to implement ~~the provisions of~~ this section.

6. The basin management action plan must include milestones for implementation and water quality improvement, and an associated water quality monitoring component sufficient to evaluate whether reasonable progress in pollutant load reductions is being achieved over time. An assessment of progress toward these milestones shall be conducted every 5 years, and revisions to the plan shall be made as appropriate. Revisions to the basin management action plan shall be made by the department in cooperation with basin stakeholders. Revisions to the management strategies required for nonpoint sources must follow the procedures set forth in subparagraph (c)4. Revised basin management action plans must be adopted pursuant to subparagraph 5.

7. In accordance with procedures adopted by rule under paragraph (9)(c), basin management action plans, and other pollution control programs under local, state, or federal authority as provided in subsection (4), may allow point or nonpoint sources that will achieve greater pollutant reductions than required by an adopted total maximum daily load or wasteload allocation to generate, register, and trade water quality credits for the excess reductions to enable other sources to achieve their allocation; however, the generation of



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water quality credits does not remove the obligation of a source or activity to meet applicable technology requirements or adopted best management practices. Such plans must allow trading between NPDES permittees, and trading that may or may not involve NPDES permittees, where the generation or use of the credits involve an entity or activity not subject to department water discharge permits whose owner voluntarily elects to obtain department authorization for the generation and sale of credits.

8. ~~The provisions of~~ The department's rule relating to the equitable abatement of pollutants into surface waters do not apply to water bodies or water body segments for which a basin management plan that takes into account future new or expanded activities or discharges has been adopted under this section.

9. In order to promote resilient utilities, if the department identifies domestic wastewater facilities or onsite sewage treatment and disposal systems as contributors of at least 20 percent of point source or nonpoint source nutrient pollution or if the department determines remediation is necessary to achieve the total maximum daily load, a basin management action plan for a nutrient total maximum daily load must include the following:

a. A wastewater treatment plan that addresses domestic wastewater developed by each local government in cooperation with the department, the water management district, and the public and private domestic wastewater facilities within the jurisdiction of the local government. The wastewater treatment plan must:

(I) Provide for construction, expansion, or upgrades necessary to achieve the total maximum daily load requirements



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applicable to the domestic wastewater facility.

(II) Include the permitted capacity in average annual gallons per day for the domestic wastewater facility; the average nutrient concentration and the estimated average nutrient load of the domestic wastewater; a timeline of the dates by which the construction of any facility improvements will begin and be completed and the date by which operations of the improved facility will begin; the estimated cost of the improvements; and the identity of responsible parties.

The wastewater treatment plan must be adopted as part of the basin management action plan no later than July 1, 2025. A local government that does not have a domestic wastewater treatment facility in its jurisdiction is not required to develop a wastewater treatment plan unless there is a demonstrated need to establish a domestic wastewater treatment facility within its jurisdiction to improve water quality necessary to achieve a total maximum daily load. A local government is not responsible for a private domestic wastewater facility's compliance with a basin management action plan.

b. An onsite sewage treatment and disposal system remediation plan developed by each local government in cooperation with the department, the Department of Health, water management districts, and public and private domestic wastewater facilities.

(I) The onsite sewage treatment and disposal system remediation plan must identify cost-effective and financially feasible projects necessary to achieve the nutrient load reductions required for onsite sewage treatment and disposal



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systems. To identify cost-effective and financially feasible projects for remediation of onsite sewage treatment and disposal systems, the local government shall:

(A) Include an inventory of onsite sewage treatment and disposal systems based on the best information available;

(B) Identify onsite sewage treatment and disposal systems that would be eliminated through connection to existing or future central domestic wastewater infrastructure in the jurisdiction or domestic wastewater service area of the local government, that would be replaced with or upgraded to enhanced nutrient-reducing systems, or that would remain on conventional onsite sewage treatment and disposal systems;

(C) Estimate the costs of potential onsite sewage treatment and disposal systems connections, upgrades, or replacements; and

(D) Identify deadlines and interim milestones for the planning, design, and construction of projects.

(II) The department shall adopt the onsite sewage treatment and disposal system remediation plan as part of the basin management action plan no later than July 1, 2025, or as required for Outstanding Florida Springs under s. 373.807.

10. When identifying wastewater projects in a basin management action plan, the department may not require the higher cost option if it achieves the same nutrient load reduction as a lower cost option.

*(b) Total maximum daily load implementation.—*

1. The department shall be the lead agency in coordinating the implementation of the total maximum daily loads through existing water quality protection programs. Application of a total maximum daily load by a water management district must be



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consistent with this section and does not require the issuance of an order or a separate action pursuant to s. 120.536(1) or s. 120.54 for the adoption of the calculation and allocation previously established by the department. Such programs may include, but are not limited to:

a. Permitting and other existing regulatory programs, including water-quality-based effluent limitations;

b. Nonregulatory and incentive-based programs, including best management practices, cost sharing, waste minimization, pollution prevention, agreements established pursuant to s. 403.061(22) ~~s. 403.061(21)~~, and public education;

c. Other water quality management and restoration activities, for example surface water improvement and management plans approved by water management districts or basin management action plans developed pursuant to this subsection;

d. Trading of water quality credits or other equitable economically based agreements;

e. Public works including capital facilities; or

f. Land acquisition.

2. For a basin management action plan adopted pursuant to paragraph (a), any management strategies and pollutant reduction requirements associated with a pollutant of concern for which a total maximum daily load has been developed, including effluent limits set forth for a discharger subject to NPDES permitting, if any, must be included in a timely manner in subsequent NPDES permits or permit modifications for that discharger. The department may not impose limits or conditions implementing an adopted total maximum daily load in an NPDES permit until the permit expires, the discharge is modified, or the permit is



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reopened pursuant to an adopted basin management action plan.

a. Absent a detailed allocation, total maximum daily loads must be implemented through NPDES permit conditions that provide for a compliance schedule. In such instances, a facility's NPDES permit must allow time for the issuance of an order adopting the basin management action plan. The time allowed for the issuance of an order adopting the plan may not exceed 5 years. Upon issuance of an order adopting the plan, the permit must be reopened or renewed, as necessary, and permit conditions consistent with the plan must be established. Notwithstanding the other provisions of this subparagraph, upon request by an NPDES permittee, the department as part of a permit issuance, renewal, or modification may establish individual allocations before the adoption of a basin management action plan.

b. For holders of NPDES municipal separate storm sewer system permits and other stormwater sources, implementation of a total maximum daily load or basin management action plan must be achieved, to the maximum extent practicable, through the use of best management practices or other management measures.

c. The basin management action plan does not relieve the discharger from any requirement to obtain, renew, or modify an NPDES permit or to abide by other requirements of the permit.

d. Management strategies set forth in a basin management action plan to be implemented by a discharger subject to permitting by the department must be completed pursuant to the schedule set forth in the basin management action plan. This implementation schedule may extend beyond the 5-year term of an NPDES permit.

e. Management strategies and pollution reduction





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requirements set forth in a basin management action plan for a specific pollutant of concern are not subject to challenge under chapter 120 at the time they are incorporated, in an identical form, into a subsequent NPDES permit or permit modification.

f. For nonagricultural pollutant sources not subject to NPDES permitting but permitted pursuant to other state, regional, or local water quality programs, the pollutant reduction actions adopted in a basin management action plan must be implemented to the maximum extent practicable as part of those permitting programs.

g. A nonpoint source discharger included in a basin management action plan must demonstrate compliance with the pollutant reductions established under subsection (6) by implementing the appropriate best management practices established pursuant to paragraph (c) or conducting water quality monitoring prescribed by the department or a water management district. A nonpoint source discharger may, in accordance with department rules, supplement the implementation of best management practices with water quality credit trades in order to demonstrate compliance with the pollutant reductions established under subsection (6).

h. A nonpoint source discharger included in a basin management action plan may be subject to enforcement action by the department or a water management district based upon a failure to implement the responsibilities set forth in sub-subparagraph g.

i. A landowner, discharger, or other responsible person who is implementing applicable management strategies specified in an adopted basin management action plan may not be required by



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permit, enforcement action, or otherwise to implement additional management strategies, including water quality credit trading, to reduce pollutant loads to attain the pollutant reductions established pursuant to subsection (6) and shall be deemed to be in compliance with this section. This subparagraph does not limit the authority of the department to amend a basin management action plan as specified in subparagraph (a)6.

(c) *Best management practices.*—

1. The department, in cooperation with the water management districts and other interested parties, as appropriate, may develop suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for nonagricultural nonpoint pollutant sources in allocations developed pursuant to subsection (6) and this subsection. These practices and measures may be adopted by rule by the department and the water management districts and, where adopted by rule, shall be implemented by those parties responsible for nonagricultural nonpoint source pollution.

2. The Department of Agriculture and Consumer Services may develop and adopt by rule pursuant to ss. 120.536(1) and 120.54 suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for agricultural pollutant sources in allocations developed pursuant to subsection (6) and this subsection or for programs implemented pursuant to paragraph (12)(b). These practices and measures may be implemented by those parties responsible for agricultural pollutant sources and the department, the water management districts, and the



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Department of Agriculture and Consumer Services shall assist with implementation. In the process of developing and adopting rules for interim measures, best management practices, or other measures, the Department of Agriculture and Consumer Services shall consult with the department, the Department of Health, the water management districts, representatives from affected farming groups, and environmental group representatives. Such rules must also incorporate provisions for a notice of intent to implement the practices and a system to assure the implementation of the practices, including site inspection and recordkeeping requirements.

3. Where interim measures, best management practices, or other measures are adopted by rule, the effectiveness of such practices in achieving the levels of pollution reduction established in allocations developed by the department pursuant to subsection (6) and this subsection or in programs implemented pursuant to paragraph (12)(b) must be verified at representative sites by the department. The department shall use best professional judgment in making the initial verification that the best management practices are reasonably expected to be effective and, where applicable, must notify the appropriate water management district or the Department of Agriculture and Consumer Services of its initial verification before the adoption of a rule proposed pursuant to this paragraph. Implementation, in accordance with rules adopted under this paragraph, of practices that have been initially verified to be effective, or verified to be effective by monitoring at representative sites, by the department, shall provide a presumption of compliance with state water quality standards and



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release from ~~the provisions of~~ s. 376.307(5) for those pollutants addressed by the practices, and the department is not authorized to institute proceedings against the owner of the source of pollution to recover costs or damages associated with the contamination of surface water or groundwater caused by those pollutants. Research projects funded by the department, a water management district, or the Department of Agriculture and Consumer Services to develop or demonstrate interim measures or best management practices shall be granted a presumption of compliance with state water quality standards and a release from ~~the provisions of~~ s. 376.307(5). The presumption of compliance and release is limited to the research site and only for those pollutants addressed by the interim measures or best management practices. Eligibility for the presumption of compliance and release is limited to research projects on sites where the owner or operator of the research site and the department, a water management district, or the Department of Agriculture and Consumer Services have entered into a contract or other agreement that, at a minimum, specifies the research objectives, the cost-share responsibilities of the parties, and a schedule that details the beginning and ending dates of the project.

4. Where water quality problems are demonstrated, despite the appropriate implementation, operation, and maintenance of best management practices and other measures required by rules adopted under this paragraph, the department, a water management district, or the Department of Agriculture and Consumer Services, in consultation with the department, shall institute a reevaluation of the best management practice or other measure. Should the reevaluation determine that the best management



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practice or other measure requires modification, the department, a water management district, or the Department of Agriculture and Consumer Services, as appropriate, shall revise the rule to require implementation of the modified practice within a reasonable time period as specified in the rule.

5. Subject to subparagraph 6., the Department of Agriculture and Consumer Services shall provide to the department information that it obtains pursuant to subparagraph (d)3.

6. Agricultural records relating to processes or methods of production, costs of production, profits, or other financial information held by the Department of Agriculture and Consumer Services pursuant to subparagraphs 3., ~~and 4.~~, and 5. or pursuant to any rule adopted pursuant to subparagraph 2. are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Upon request, records made confidential and exempt pursuant to this subparagraph shall be released to the department or any water management district provided that the confidentiality specified by this subparagraph for such records is maintained.

7.6. ~~The provisions of~~ Subparagraphs 1. and 2. do not preclude the department or water management district from requiring compliance with water quality standards or with current best management practice requirements set forth in any applicable regulatory program authorized by law for the purpose of protecting water quality. Additionally, subparagraphs 1. and 2. are applicable only to the extent that they do not conflict with any rules adopted by the department that are necessary to maintain a federally delegated or approved program.



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(d) *Enforcement and verification of basin management action plans and management strategies.*—

1. Basin management action plans are enforceable pursuant to this section and ss. 403.121, 403.141, and 403.161.

Management strategies, including best management practices and water quality monitoring, are enforceable under this chapter.

2. No later than January 1, 2017:

a. The department, in consultation with the water management districts and the Department of Agriculture and Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of water quality monitoring required in lieu of implementation of best management practices or other measures pursuant to sub-subparagraph (b)2.g.;

b. The department, in consultation with the water management districts and the Department of Agriculture and Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of nonagricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph (c)1.; and

c. The Department of Agriculture and Consumer Services, in consultation with the water management districts and the department, shall initiate rulemaking to adopt procedures to verify implementation of agricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph (c)2.

The rules required under this subparagraph shall include enforcement procedures applicable to the landowner, discharger, or other responsible person required to implement applicable



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management strategies, including best management practices or water quality monitoring as a result of noncompliance.

3. At least every 2 years, the Department of Agriculture and Consumer Services shall perform onsite inspections of each agricultural producer that enrolls in a best management practice to ensure that such practice is being properly implemented. Such verification must include a collection and review of the best management practice documentation from the previous 2 years required by rule adopted in accordance with subparagraph (c)2., including, but not limited to, nitrogen and phosphorous fertilizer application records, which must be collected and retained pursuant to subparagraphs (c)3., 4., and 6. The Department of Agriculture and Consumer Services shall initially prioritize the inspection of agricultural producers located in a basin management action plan for Lake Okeechobee or the Indian River Lagoon.

(e) Data collection and research.—

1. The Department of Agriculture and Consumer Services, the University of Florida Institute of Food and Agricultural Sciences, and other state universities and Florida College System institutions with agricultural research programs shall annually develop research plans and legislative budget requests to:

a. Evaluate and suggest enhancements to the existing adopted agricultural best management practices to reduce nutrients;

b. Develop new best management practices that, if proven effective, the Department of Agriculture and Consumer Services may adopt by rule pursuant to paragraph (c); and



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c. Develop agricultural nutrient reduction projects that willing participants could implement on a site-specific, cooperative basis, in addition to best management practices. The department may consider these projects for inclusion in a basin management action plan. These nutrient reduction projects must reduce the nutrient impacts from agricultural operations on water quality when evaluated with the projects and management strategies currently included in the basin management action plan.

2. To be considered for funding, the University of Florida Institute of Food and Agricultural Sciences and other state universities and Florida College System institutions that have agricultural research programs must submit such plans to the department and the Department of Agriculture and Consumer Services by August 1 of each year.

Section 12. Section 403.0671, Florida Statutes, is created to read:

403.0671 Basin management action plan wastewater reports.—

(1) By July 1, 2021, the department, in coordination with the county health departments, wastewater treatment facilities, and other governmental entities, shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives evaluating the costs of wastewater projects identified in the basin management action plans developed pursuant to ss. 373.807 and 403.067(7) and the onsite sewage treatment and disposal system remediation plans and other restoration plans developed to meet the total maximum daily loads required under s. 403.067. The report must include:

(a) Projects to:





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1. Replace onsite sewage treatment and disposal systems with enhanced nutrient removing onsite sewage treatment and disposal systems.

2. Install or retrofit onsite sewage treatment and disposal systems with enhanced nutrient removing technologies.

3. Construct, upgrade, or expand domestic wastewater treatment facilities to meet the wastewater treatment plan required under s. 403.067(7)(a)9.

4. Connect onsite sewage treatment and disposal systems to domestic wastewater treatment facilities;

(b) The estimated costs, nutrient load reduction estimates, and other benefits of each project;

(c) The estimated implementation timeline for each project;

(d) A proposed 5-year funding plan for each project and the source and amount of financial assistance the department, a water management district, or other project partner will make available to fund the project; and

(e) The projected costs of installing enhanced nutrient removing onsite sewage treatment and disposal systems on buildable lots in priority focus areas to comply with s. 373.811.

(2) By July 1, 2021, the department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives that provides an assessment of the water quality monitoring being conducted for each basin management action plan implementing a nutrient total maximum daily load. In developing the report, the department may coordinate with water management districts and any applicable university. The report must:



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(a) Evaluate the water quality monitoring prescribed for each basin management action plan to determine if it is sufficient to detect changes in water quality caused by the implementation of a project.

(b) Identify gaps in water quality monitoring.

(c) Recommend ways to address water quality monitoring needs.

(3) Beginning January 1, 2022, and each January 1 thereafter, the department shall submit to the Office of Economic and Demographic Research the cost estimates for projects required under s. 403.067(7)(a)9. The office shall include the project cost estimates in its annual assessment conducted pursuant to s. 403.928.

Section 13. Section 403.0673, Florida Statutes, is created to read:

403.0673 Wastewater grant program.—A wastewater grant program is established within the Department of Environmental Protection.

(1) Subject to the appropriation of funds by the Legislature, the department may provide grants for the following projects within a basin management action plan, an alternative restoration plan adopted by final order, or a rural area of opportunity under s. 288.0656 which will individually or collectively reduce excess nutrient pollution:

(a) Projects to retrofit onsite sewage treatment and disposal systems to upgrade them to enhanced nutrient-reducing onsite sewage treatment and disposal systems.

(b) Projects to construct, upgrade, or expand facilities to provide advanced waste treatment, as defined in s. 403.086(4).



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(c) Projects to connect onsite sewage treatment and disposal systems to central sewer facilities.

(2) In allocating such funds, priority must be given to projects that subsidize the connection of onsite sewage treatment and disposal systems to wastewater treatment plants. First priority must be given to subsidize connection to existing infrastructure. Second priority must be given to any expansion of a collection or transmission system that promotes efficiency by planning the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way. Third priority must be given to all other connection of onsite sewage treatment and disposal systems to a wastewater treatment plants. The department shall consider the estimated reduction in nutrient load per project; project readiness; cost-effectiveness of the project; overall environmental benefit of a project; the location of a project; the availability of local matching funds; and projected water savings or quantity improvements associated with a project.

(3) Each grant for a project described in subsection (1) must require a minimum of a 50 percent local match of funds. However, the department may, at its discretion, waive, in whole or in part, this consideration of the local contribution for proposed projects within an area designated as a rural area of opportunity under s. 288.0656.

(4) The department shall coordinate with each water management district, as necessary, to identify grant recipients in each district.

(5) Beginning January 1, 2021, and each January 1



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thereafter, the department shall submit a report regarding the projects funded pursuant to this section to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 14. Section 403.0855, Florida Statutes, is created to read:

403.0855 Biosolids management.—

(1) The Legislature finds that it is in the best interest of this state to regulate biosolids management in order to minimize the migration of nutrients that impair waterbodies. The Legislature further finds that the expedited implementation of the recommendations of the Biosolids Technical Advisory Committee, including permitting according to site-specific application conditions, an increased inspection rate, groundwater and surface water monitoring protocols, and nutrient management research, will improve biosolids management and assist in protecting this state's water resources and water quality.

(2) The department shall adopt rules for biosolids management.

(3) Effective July 1, 2020, all biosolids application sites must:

(a) For any renewal application, meet department rules in effect at the time of the renewal of the biosolids application site permit or facility permit.

(b) Be enrolled in the Department of Agriculture and Consumer Service's Best Management Practices Program or be within an agricultural operation enrolled in the program for the applicable commodity type.



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(4) The permittee of a biosolids land application site shall:

(a) Conduct the land application of biosolids in accordance with basin management action plans adopted in accordance with ss. 373.807 and 403.067(7).

(b) Establish a groundwater monitoring program approved by the department for land application sites when:

1. The application rate in the nutrient management plan exceeds more than 160,400 pounds per acre per year of total plant available nitrogen or 40 pounds per acre per year of total P2O5; or

2. The soil capacity index is less than 0 mg/kg.

(c) When soil fertility testing indicates the soil capacity index has become less than 0 mg/kg, establish a groundwater monitoring program in accordance with department rules within 1 year of the date of the sampling results.

(d) When groundwater monitoring is not required, allow the department to install groundwater monitoring wells at any time during the effective period of the department-issued facility or land application site permit and conduct monitoring.

(e) Ensure a minimum unsaturated soil depth of 2 feet between the depth of biosolids placement and the water table level at the time the Class A or Class B biosolids are applied to the soil. Biosolids may not be applied on soils that have a seasonal high-water table less than 15 centimeters from the soil surface or within 15 centimeters of the intended depth of biosolids placement. As used in this section, the term "seasonal high water" means the elevation to which the ground and surface water may be expected to rise due to a normal wet season.



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(5) A municipality or county may enforce or extend an ordinance, a regulation, a resolution, a rule, a moratorium, or a policy, any of which was adopted before November 1, 2019, relating to the land application of Class B biosolids until the ordinance, regulation, resolution, rule, moratorium, or policy is repealed by the municipality or county.

Section 15. Present subsections (7) through (10) of section 403.086, Florida Statutes, are redesignated as subsections (8) through (11), respectively, a new subsection (7) is added to that section, paragraph (c) of subsection (1) and subsection (2) of that section are amended, and paragraph (d) is added to subsection (1), to read:

403.086 Sewage disposal facilities; advanced and secondary waste treatment.—

(1)

(c) Notwithstanding ~~any other provisions of~~ this chapter or chapter 373, facilities for sanitary sewage disposal may not dispose of any wastes into Old Tampa Bay, Tampa Bay, Hillsborough Bay, Boca Ciega Bay, St. Joseph Sound, Clearwater Bay, Sarasota Bay, Little Sarasota Bay, Roberts Bay, Lemon Bay, ~~or~~ Charlotte Harbor Bay, or, beginning July 1, 2025, Indian River Lagoon, or into any river, stream, channel, canal, bay, bayou, sound, or other water tributary thereto, without providing advanced waste treatment, as defined in subsection (4), approved by the department. This paragraph does ~~shall~~ not apply to facilities which were permitted by February 1, 1987, and which discharge secondary treated effluent, followed by water hyacinth treatment, to tributaries of tributaries of the named waters; or to facilities permitted to discharge to the



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nontidally influenced portions of the Peace River.

(d) By December 31, 2020, the department, in consultation with the water management districts and sewage disposal facilities, shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a progress report on the status of upgrades made by each facility to meet the advanced waste treatment requirements under paragraph (c). The report must include a list of sewage disposal facilities required to upgrade to advanced waste treatment, the preliminary cost estimates for the upgrades, and a projected timeline of the dates by which the upgrades will begin and be completed and the date by which operations of the upgraded facility will begin.

(2) Any facilities for sanitary sewage disposal shall provide for secondary waste treatment, a power outage contingency plan that mitigates the impacts of power outages on the utility's collection system and pump stations, and, in addition thereto, advanced waste treatment as deemed necessary and ordered by the Department of Environmental Protection. Failure to conform is shall be punishable by a civil penalty of \$500 for each 24-hour day or fraction thereof that such failure is allowed to continue thereafter.

(7) All facilities for sanitary sewage under subsection (2) which control a collection or transmission system of pipes and pumps to collect and transmit wastewater from domestic or industrial sources to the facility shall take steps to prevent sanitary sewer overflows or underground pipe leaks and ensure that collected wastewater reaches the facility for appropriate treatment. Facilities must use inflow and infiltration studies



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and leakage surveys to develop pipe assessment, repair, and replacement action plans that comply with department rule to limit, reduce, and eliminate leaks, seepages, or inputs into wastewater treatment systems' underground pipes. The pipe assessment, repair, and replacement action plans must be reported to the department. The facility action plan must include information regarding the annual expenditures dedicated to the inflow and infiltration studies and the required replacement action plans, as well as expenditures that are dedicated to pipe assessment, repair, and replacement. The department shall adopt rules regarding the implementation of inflow and infiltration studies and leakage surveys; however, such department rules may not fix or revise utility rates or budgets. Any entity subject to this subsection and s. 403.061(14) may submit one report to comply with both provisions. Substantial compliance with this subsection is evidence in mitigation for the purposes of assessing penalties pursuant to ss. 403.121 and 403.141.

Section 16. Present subsections (4) through (10) of section 403.087, Florida Statutes, are redesignated as subsections (5) through (11), respectively, and a new subsection (4) is added to that section, to read:

403.087 Permits; general issuance; denial; revocation; prohibition; penalty.—

(4) The department shall issue an operation permit for a domestic wastewater treatment facility other than a facility regulated under the National Pollutant Discharge Elimination System Program under s. 403.0885 for a term of up to 10 years if the facility is meeting the stated goals in its action plan





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adopted pursuant to s. 403.086(7).

Section 17. Present subsections (3) and (4) of section 403.088, Florida Statutes, are redesignated as subsections (4) and (5), respectively, a new subsection (3) is added to that section, and paragraph (c) of subsection (2) of that section is amended, to read:

403.088 Water pollution operation permits; conditions.—

(2)

(c) A permit shall:

1. Specify the manner, nature, volume, and frequency of the discharge permitted;

2. Require proper operation and maintenance of any pollution abatement facility by qualified personnel in accordance with standards established by the department;

3. Require a deliberate, proactive approach to investigating or surveying a significant percentage of the domestic wastewater collection system throughout the duration of the permit to determine pipe integrity, which must be accomplished in an economically feasible manner. The permittee shall submit an annual report to the department which details facility revenues and expenditures in a manner prescribed by department rule. The report must detail any deviation of annual expenditures from identified system needs related to inflow and infiltration studies; model plans for pipe assessment, repair, and replacement; and pipe assessment, repair, and replacement required under s. 403.086(7). Substantial compliance with this subsection is evidence in mitigation for the purposes of assessing penalties pursuant to ss. 403.121 and 403.141;

4. Contain such additional conditions, requirements, and



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restrictions as the department deems necessary to preserve and protect the quality of the receiving waters;

~~5.4.~~ Be valid for the period of time specified therein; and  
~~6.5.~~ Constitute the state National Pollutant Discharge Elimination System permit when issued pursuant to the authority in s. 403.0885.

(3) No later than March 1 of each year, the department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which identifies all domestic wastewater treatment facilities that experienced a sanitary sewer overflow in the preceding calendar year. The report must identify the utility name, operator, permitted capacity in annual average gallons per day, the number of overflows, and the total volume of sewage released, and, to the extent known and available, the volume of sewage recovered, the volume of sewage discharged to surface waters, and the cause of the sanitary sewer overflow, including whether it was caused by a third party. The department shall include with this report the annual report specified under subparagraph (2)(c)3. for each utility that experienced an overflow.

Section 18. Subsection (6) of section 403.0891, Florida Statutes, is amended to read:

403.0891 State, regional, and local stormwater management plans and programs.—The department, the water management districts, and local governments shall have the responsibility for the development of mutually compatible stormwater management programs.

(6) The department and the Department of Economic Opportunity, in cooperation with local governments in the



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coastal zone, shall develop a model stormwater management program that could be adopted by local governments. The model program must contain model ordinances that target nutrient reduction practices and use green infrastructure. The model program shall contain dedicated funding options, including a stormwater utility fee system based upon an equitable unit cost approach. Funding options shall be designed to generate capital to retrofit existing stormwater management systems, build new treatment systems, operate facilities, and maintain and service debt.

Section 19. Paragraphs (b) and (g) of subsection (2), paragraph (b) of subsection (3), and subsections (8) and (9) of section 403.121, Florida Statutes, are amended to read:

403.121 Enforcement; procedure; remedies.—The department shall have the following judicial and administrative remedies available to it for violations of this chapter, as specified in s. 403.161(1).

(2) Administrative remedies:

(b) If the department has reason to believe a violation has occurred, it may institute an administrative proceeding to order the prevention, abatement, or control of the conditions creating the violation or other appropriate corrective action. Except for violations involving hazardous wastes, asbestos, or underground injection, the department shall proceed administratively in all cases in which the department seeks administrative penalties that do not exceed \$50,000 ~~\$10,000~~ per assessment as calculated in accordance with subsections (3), (4), (5), (6), and (7). Pursuant to 42 U.S.C. s. 300g-2, the administrative penalty assessed pursuant to subsection (3), subsection (4), or



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subsection (5) against a public water system serving a population of more than 10,000 shall be not less than \$1,000 per day per violation. The department shall not impose administrative penalties in excess of \$50,000 ~~\$10,000~~ in a notice of violation. The department shall not have more than one notice of violation seeking administrative penalties pending against the same party at the same time unless the violations occurred at a different site or the violations were discovered by the department subsequent to the filing of a previous notice of violation.

(g) Nothing herein shall be construed as preventing any other legal or administrative action in accordance with law. Nothing in this subsection shall limit the department's authority provided in ss. 403.131, 403.141, and this section to judicially pursue injunctive relief. When the department exercises its authority to judicially pursue injunctive relief, penalties in any amount up to the statutory maximum sought by the department must be pursued as part of the state court action and not by initiating a separate administrative proceeding. The department retains the authority to judicially pursue penalties in excess of \$50,000 ~~\$10,000~~ for violations not specifically included in the administrative penalty schedule, or for multiple or multiday violations alleged to exceed a total of \$50,000 ~~\$10,000~~. The department also retains the authority provided in ss. 403.131, 403.141, and this section to judicially pursue injunctive relief and damages, if a notice of violation seeking the imposition of administrative penalties has not been issued. The department has the authority to enter into a settlement, either before or after initiating a notice of violation, and the



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settlement may include a penalty amount different from the administrative penalty schedule. Any case filed in state court because it is alleged to exceed a total of \$50,000 ~~\$10,000~~ in penalties may be settled in the court action for less than \$50,000 ~~\$10,000~~.

(3) Except for violations involving hazardous wastes, asbestos, or underground injection, administrative penalties must be calculated according to the following schedule:

(b) For failure to obtain a required wastewater permit, other than a permit required for surface water discharge, the department shall assess a penalty of \$2,000 ~~\$1,000~~. For a domestic or industrial wastewater violation not involving a surface water or groundwater quality violation, the department shall assess a penalty of \$4,000 ~~\$2,000~~ for an unpermitted or unauthorized discharge or effluent-limitation exceedance or failure to comply with s. 403.061(14) or s. 403.086(7) or rules adopted thereunder. For an unpermitted or unauthorized discharge or effluent-limitation exceedance that resulted in a surface water or groundwater quality violation, the department shall assess a penalty of \$10,000 ~~\$5,000~~.

(8) The direct economic benefit gained by the violator from the violation, where consideration of economic benefit is provided by Florida law or required by federal law as part of a federally delegated or approved program, shall be added to the scheduled administrative penalty. The total administrative penalty, including any economic benefit added to the scheduled administrative penalty, shall not exceed \$10,000.

(9) The administrative penalties assessed for any particular violation shall not exceed \$10,000 ~~\$5,000~~ against any



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one violator, unless the violator has a history of noncompliance, the economic benefit of the violation as described in subsection (8) exceeds \$10,000 ~~\$5,000~~, or there are multiday violations. The total administrative penalties shall not exceed \$50,000 ~~\$10,000~~ per assessment for all violations attributable to a specific person in the notice of violation.

Section 20. Subsection (7) of section 403.1835, Florida Statutes, is amended to read:

403.1835 Water pollution control financial assistance.—

(7) Eligible projects must be given priority according to the extent each project is intended to remove, mitigate, or prevent adverse effects on surface or ground water quality and public health. The relative costs of achieving environmental and public health benefits must be taken into consideration during the department's assignment of project priorities. The department shall adopt a priority system by rule. In developing the priority system, the department shall give priority to projects that:

(a) Eliminate public health hazards;

(b) Enable compliance with laws requiring the elimination of discharges to specific water bodies, including the requirements of s. 403.086(10) ~~s. 403.086(9)~~ regarding domestic wastewater ocean outfalls;

(c) Assist in the implementation of total maximum daily loads adopted under s. 403.067;

(d) Enable compliance with other pollution control requirements, including, but not limited to, toxics control, wastewater residuals management, and reduction of nutrients and bacteria;



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(e) Assist in the implementation of surface water improvement and management plans and pollutant load reduction goals developed under state water policy;

(f) Promote reclaimed water reuse;

(g) Eliminate failing onsite sewage treatment and disposal systems or those that are causing environmental damage; or

(h) Reduce pollutants to and otherwise promote the restoration of Florida's surface and ground waters.

(i) Implement the requirements of ss. 403.086(7) and 403.088(2) (c).

(j) Promote efficiency by planning for the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way.

Section 21. Paragraph (b) of subsection (3) of section 403.1838, Florida Statutes, is amended to read:

403.1838 Small Community Sewer Construction Assistance Act.—

(3)

(b) The rules of the Environmental Regulation Commission must:

1. Require that projects to plan, design, construct, upgrade, or replace wastewater collection, transmission, treatment, disposal, and reuse facilities be cost-effective, environmentally sound, permittable, and implementable.

2. Require appropriate user charges, connection fees, and other charges sufficient to ensure the long-term operation, maintenance, and replacement of the facilities constructed under each grant.



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3. Require grant applications to be submitted on appropriate forms with appropriate supporting documentation, and require records to be maintained.

4. Establish a system to determine eligibility of grant applications.

5. Establish a system to determine the relative priority of grant applications. The system must consider public health protection and water pollution prevention or abatement and must prioritize projects that plan for the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way.

6. Establish requirements for competitive procurement of engineering and construction services, materials, and equipment.

7. Provide for termination of grants when program requirements are not met.

Section 22. Subsection (12) of section 403.814, Florida Statutes, is amended to read:

403.814 General permits; delegation.—

(12) A general permit is granted for the construction, alteration, and maintenance of a stormwater management system serving a total project area of up to 10 acres meeting the criteria of this subsection. Such stormwater management systems must be designed, operated, and maintained in accordance with applicable rules adopted pursuant to part IV of chapter 373. There is a rebuttable presumption that the discharge from such systems complies with state water quality standards. The construction of such a system may proceed without any further agency action by the department or water management district if,





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before construction begins, an electronic self-certification is submitted to the department or water management district which certifies that the proposed system was designed by a Florida registered professional and that the registered professional has certified that the proposed system will meet the following additional requirements:

(a) The total project area involves less than 10 acres and less than 2 acres of impervious surface;

(b) Activities will not impact wetlands or other surface waters;

(c) Activities are not conducted in, on, or over wetlands or other surface waters;

(d) Drainage facilities will not include pipes having diameters greater than 24 inches, or the hydraulic equivalent, and will not use pumps in any manner;

(e) The project is not part of a larger common plan, development, or sale; and

(f) The project does not:

1. Cause adverse water quantity or flooding impacts to receiving water and adjacent lands;

2. Cause adverse impacts to existing surface water storage and conveyance capabilities;

3. Cause or contribute to a violation of state water quality standards; or

4. Cause an adverse impact to the maintenance of surface or ground water levels or surface water flows established pursuant to s. 373.042 or a work of the district established pursuant to s. 373.086.



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2012 ===== T I T L E   A M E N D M E N T =====

2013 And the title is amended as follows:

2014       Delete lines 17 - 112

2015 and insert:

2016       leave upon the transfer; creating s. 327.62, F.S.;

2017       providing legislative findings; requiring the

2018       Department of Environmental Protection, in

2019       coordination with the Fish and Wildlife Conservation

2020       Commission, to apply to the Administrator of the

2021       United States Environmental Protection Agency to

2022       establish no-discharge zones in specified areas of the

2023       state; requiring the department to submit a biennial

2024       report to the Governor and the Legislature; amending

2025       s. 373.036, F.S.; requiring water management districts

2026       to submit consolidated annual reports to the Office of

2027       Economic and Demographic Research; requiring such

2028       reports to include connection and conversion projects

2029       for onsite sewage treatment and disposal systems;

2030       amending s. 373.4131, F.S.; requiring the water

2031       management districts, with Department of Environmental

2032       Protection oversight, to adopt rules for stormwater

2033       design and performance standards; requiring the

2034       Department of Environmental Protection and water

2035       management districts to amend the Environmental

2036       Resource Permit Applicant's Handbook by a specified

2037       date; requiring the department to include stormwater

2038       structural controls inspections as part of its regular

2039       staff training; requiring the department and the water

2040       management districts to adopt rules regarding



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2041 stormwater design and operation by a specified date;  
2042 amending s. 381.0065, F.S.; conforming provisions to  
2043 changes made by the act; requiring the department to  
2044 adopt rules for the location of onsite sewage  
2045 treatment and disposal systems and complete such  
2046 rulemaking by a specified date; requiring the  
2047 department to evaluate certain data relating to the  
2048 self-certification program and provide the Legislature  
2049 with recommendations by a specified date; providing  
2050 that certain provisions relating to existing setback  
2051 requirements are applicable to permits only until the  
2052 adoption of certain rules by the department; creating  
2053 s. 381.00652, F.S.; creating an onsite sewage  
2054 treatment and disposal systems technical advisory  
2055 committee within the department; providing the duties  
2056 and membership of the committee; requiring the  
2057 committee to submit a report to the Governor and the  
2058 Legislature by a specified date; providing for the  
2059 expiration of the committee; repealing s. 381.0068,  
2060 F.S., relating to a technical review and advisory  
2061 panel; amending s. 403.061, F.S.; requiring the  
2062 department to adopt rules relating to the underground  
2063 pipes of wastewater collection systems; requiring  
2064 public utilities or their affiliated companies that  
2065 hold or are seeking a wastewater discharge permit to  
2066 file certain reports and data with the department;  
2067 creating s. 403.0616, F.S.; requiring the department,  
2068 subject to legislative appropriation, to establish a  
2069 real-time water quality monitoring program;



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2070 encouraging the formation of public-private  
2071 partnerships; amending s. 403.067, F.S.; requiring  
2072 basin management action plans for nutrient total  
2073 maximum daily loads to include wastewater treatment  
2074 and onsite sewage treatment and disposal system  
2075 remediation plans that meet certain requirements;  
2076 requiring the Department of Agriculture and Consumer  
2077 Services to collect fertilization and nutrient records  
2078 from certain agricultural producers and provide the  
2079 information to the department annually by a specified  
2080 date; requiring the Department of Agriculture and  
2081 Consumer Services to perform onsite inspections of the  
2082 agricultural producers at specified intervals;  
2083 requiring certain entities to develop research plans  
2084 and legislative budget requests relating to best  
2085 management practices by a specified date; creating s.  
2086 403.0671, F.S.; directing the Department of  
2087 Environmental Protection, in coordination with the  
2088 county health departments, wastewater treatment  
2089 facilities, and other governmental entities, to submit  
2090 a report on the costs of certain wastewater projects  
2091 to the Governor and Legislature by a specified date;  
2092 requiring the department to submit a specified water  
2093 quality monitoring assessment report to the Governor  
2094 and the Legislature by a specified date; requiring the  
2095 department to submit certain wastewater project cost  
2096 estimates to the Office of Economic and Demographic  
2097 Research; creating s. 403.0673, F.S.; establishing a  
2098 wastewater grant program within the Department of



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2099 Environmental Protection; authorizing the department  
2100 to distribute appropriated funds for certain projects;  
2101 providing requirements for the distribution; requiring  
2102 the department to coordinate with each water  
2103 management district to identify grant recipients;  
2104 requiring an annual report to the Governor and the  
2105 Legislature by a specified date; creating s. 403.0855,  
2106 F.S.; providing legislative findings regarding the  
2107 regulation of biosolids management in this state;  
2108 requiring the Department of Environmental Protection  
2109 to adopt rules for biosolids management; specifying  
2110 requirements for certain existing permits and for  
2111 permit renewals; requiring the permittee of a  
2112 biosolids application site to establish a groundwater  
2113 monitoring program under certain circumstances;  
2114 prohibiting the land application of biosolids within a  
2115 specified distance of the seasonal high-water table;  
2116 defining the term "seasonal high water"; authorizing  
2117 municipalities and counties to take certain actions  
2118 with respect to regulation of the land application of  
2119 specified biosolids; amending s. 403.086, F.S.;

2120 prohibiting facilities for sanitary sewage disposal  
2121 from disposing of any waste in the Indian River Lagoon  
2122 beginning on a specified date without first providing  
2123 advanced waste treatment; requiring the Department of  
2124 Environmental Protection, in consultation with water  
2125 management districts and sewage disposal facilities,  
2126 to submit a report to the Governor and the Legislature  
2127 on the status of certain facility upgrades; specifying



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2128 requirements for the report; requiring facilities for  
2129 sanitary sewage disposal to have a power outage  
2130 contingency plan; requiring the facilities to take  
2131 steps to prevent overflows and leaks and ensure that  
2132 the water reaches the appropriate facility for  
2133 treatment; requiring the facilities to provide the  
2134 Department of Environmental Protection with certain  
2135 information; requiring the department to adopt rules;  
2136 amending s. 403.087, F.S.; requiring the department to  
2137 issue operation permits for domestic wastewater  
2138 treatment facilities to certain facilities under  
2139 certain circumstances; amending s. 403.088, F.S.;  
2140 revising the permit conditions for a water pollution  
2141 operation permit; requiring the department to submit a  
2142 report to the Governor and the Legislature by a  
2143 specified date identifying all wastewater utilities  
2144 that experienced sanitary sewer overflows within a  
2145 specified timeframe; amending s. 403.0891, F.S.;  
2146 requiring model stormwater management programs to  
2147 contain model ordinances for nutrient reduction  
2148 practices and green infrastructure; amending s.  
2149 403.121, F.S.; increasing and providing administrative  
2150 penalties; amending s. 403.1835, F.S.; conforming a  
2151 cross-reference; requiring the department to give  
2152 priority for water pollution control financial  
2153 assistance to projects that implement certain  
2154 provisions and that promote efficiency; amending s.  
2155 403.1838, F.S.; revising requirements for the  
2156 prioritization of grant applications within the Small



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2157       Community Sewer Construction Assistance Act; amending  
2158       s. 403.814, F.S.; revising the additional requirements  
2159       that a proposed stormwater management system must  
2160       meet; providing



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Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Agriculture, Environment, and  
General Government)

A bill to be entitled

An act relating to water quality improvements;  
providing a short title; requiring the Department of  
Health to provide a specified report to the Governor  
and the Legislature by a specified date; requiring the  
Department of Health and the Department of  
Environmental Protection to submit to the Governor and  
the Legislature, by a specified date, certain  
recommendations relating to the transfer of the Onsite  
Sewage Program; requiring the departments to enter  
into an interagency agreement that meets certain  
requirements by a specified date; transferring the  
Onsite Sewage Program within the Department of Health  
to the Department of Environmental Protection by a  
type two transfer by a specified date; providing that  
certain employees retain and transfer certain types of  
leave upon the transfer; amending s. 373.4131, F.S.;  
requiring the Department of Environmental Protection  
to include stormwater structural controls inspections  
as part of its regular staff training; requiring the  
department and the water management districts to adopt  
rules regarding stormwater design and operation by a  
specified date; amending s. 381.0065, F.S.; conforming  
provisions to changes made by the act; requiring the  
department to adopt rules for the location of onsite  
sewage treatment and disposal systems and complete



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such rulemaking by a specified date; requiring the  
department to evaluate certain data relating to the  
self-certification program and provide the Legislature  
with recommendations by a specified date; providing  
that certain provisions relating to existing setback  
requirements are applicable to permits only until the  
adoption of certain rules by the department; creating  
s. 381.00652, F.S.; creating an onsite sewage  
treatment and disposal systems technical advisory  
committee within the department; providing the duties  
and membership of the committee; requiring the  
committee to submit a report to the Governor and the  
Legislature by a specified date; providing for the  
expiration of the committee; repealing s. 381.0068,  
F.S., relating to a technical review and advisory  
panel; amending s. 403.061, F.S.; requiring the  
department to adopt rules relating to the underground  
pipes of wastewater collection systems; requiring  
public utilities or their affiliated companies that  
hold or are seeking a wastewater discharge permit to  
file certain reports and data with the department;  
creating s. 403.0616, F.S.; requiring the department,  
subject to legislative appropriation, to establish a  
real-time water quality monitoring program;  
encouraging the formation of public-private  
partnerships; amending s. 403.067, F.S.; requiring  
basin management action plans for nutrient total  
maximum daily loads to include wastewater treatment  
and onsite sewage treatment and disposal system





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56 remediation plans that meet certain requirements;  
57 requiring the Department of Agriculture and Consumer  
58 Services to collect fertilization and nutrient records  
59 from certain agricultural producers and provide the  
60 information to the department annually by a specified  
61 date; requiring the Department of Agriculture and  
62 Consumer Services to perform onsite inspections of the  
63 agricultural producers at specified intervals;  
64 authorizing certain entities to develop research plans  
65 and legislative budget requests relating to best  
66 management practices by a specified date; creating s.  
67 403.0673, F.S.; establishing a wastewater grant  
68 program within the Department of Environmental  
69 Protection; authorizing the department to distribute  
70 appropriated funds for certain projects; providing  
71 requirements for the distribution; requiring the  
72 department to coordinate with each water management  
73 district to identify grant recipients; requiring an  
74 annual report to the Governor and the Legislature by a  
75 specified date; creating s. 403.0855, F.S.; providing  
76 legislative findings regarding the regulation of  
77 biosolids management in this state; requiring the  
78 department to adopt rules for biosolids management;  
79 exempting the rules from a specified statutory  
80 requirement; amending s. 403.086, F.S.; prohibiting  
81 facilities for sanitary sewage disposal from disposing  
82 of any waste in the Indian River Lagoon beginning on a  
83 specified date without first providing advanced waste  
84 treatment; requiring facilities for sanitary sewage



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85 disposal to have a power outage contingency plan;  
86 requiring the facilities to take steps to prevent  
87 overflows and leaks and ensure that the water reaches  
88 the appropriate facility for treatment; requiring the  
89 facilities to provide the Department of Environmental  
90 Protection with certain information; requiring the  
91 department to adopt rules; amending s. 403.087, F.S.;  
92 requiring the department to issue operation permits  
93 for domestic wastewater treatment facilities to  
94 certain facilities under certain circumstances;  
95 amending s. 403.088, F.S.; revising the permit  
96 conditions for a water pollution operation permit;  
97 requiring the department to submit a report to the  
98 Governor and the Legislature by a specified date  
99 identifying all wastewater utilities that experienced  
100 sanitary sewer overflows within a specified timeframe;  
101 amending s. 403.0891, F.S.; requiring model stormwater  
102 management programs to contain model ordinances for  
103 nutrient reduction practices and green infrastructure;  
104 amending s. 403.121, F.S.; increasing and providing  
105 administrative penalties; amending s. 403.1835, F.S.;  
106 conforming a cross-reference; requiring the department  
107 to give priority for water pollution control financial  
108 assistance to projects that implement certain  
109 provisions and that promote efficiency; amending s.  
110 403.1838, F.S.; revising requirements for the  
111 prioritization of grant applications within the Small  
112 Community Sewer Construction Assistance Act; providing  
113 a declaration of important state interest; amending



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114 ss. 153.54, 153.73, 163.3180, 180.03, 311.105, 327.46,  
115 373.250, 373.414, 373.705, 373.707, 373.709, 373.807,  
116 376.307, 380.0552, 381.006, 381.0061, 381.0064,  
117 381.00651, 381.0101, 403.08601, 403.0871, 403.0872,  
118 403.707, 403.861, 489.551, and 590.02, F.S.;

119 conforming cross-references and provisions to changes  
120 made by the act; providing a directive to the Division  
121 of Law Revision upon the adoption of certain rules by  
122 the Department of Environmental Protection; providing  
123 effective dates.

124

125 WHEREAS, nutrients negatively impact groundwater and  
126 surface waters in this state and cause the proliferation of  
127 algal blooms, and

128 WHEREAS, onsite sewage treatment and disposal systems were  
129 designed to manage human waste and are permitted by the  
130 Department of Health for that purpose, and

131 WHEREAS, conventional onsite sewage treatment and disposal  
132 systems contribute nutrients to groundwater and surface waters  
133 across this state which can cause harmful blue-green algal  
134 blooms, and

135 WHEREAS, many stormwater systems are designed primarily to  
136 divert and control stormwater rather than to remove pollutants,  
137 and

138 WHEREAS, most existing stormwater system design criteria  
139 fail to consistently meet either the 80 percent or 95 percent  
140 target pollutant reduction goals established by the Department  
141 of Environmental Protection, and

142 WHEREAS, other significant pollutants often can be removed



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143 from stormwater more easily than nutrients and, as a result,  
144 design criteria that provide the desired removal efficiencies  
145 for nutrients will likely achieve equal or better removal  
146 efficiencies for other constituents, and

147 WHEREAS, the Department of Environmental Protection has  
148 found that the major causes of sanitary sewer overflows during  
149 storm events are infiltration, inflow, and acute power failures,  
150 and

151 WHEREAS, the Department of Environmental Protection lacks  
152 statutory authority to regulate infiltration and inflow or to  
153 require that all lift stations constructed prior to 2003 have  
154 emergency backup power, and

155 WHEREAS, sanitary sewer overflows and leaking  
156 infrastructure create both a human health concern and a nutrient  
157 pollution problem, and

158 WHEREAS, the agricultural sector is a significant  
159 contributor to the excess delivery of nutrients to surface  
160 waters throughout this state and has been identified as the  
161 dominant source of both phosphorus and nitrogen within the Lake  
162 Okeechobee watershed and a number of other basin management  
163 action plan areas, and

164 WHEREAS, only 75 percent of eligible agricultural parties  
165 within the Lake Okeechobee Basin Management Action Plan area are  
166 enrolled in an appropriate best management practice and  
167 enrollment numbers are considerably less in other basin  
168 management action plan areas, and

169 WHEREAS, although agricultural best management practices,  
170 by design, should be technically feasible and economically  
171 viable, that does not imply that their adoption and full



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implementation, alone, will alleviate downstream water quality impairments, NOW, THEREFORE,

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

Section 1. This act may be cited as the "Clean Waterways Act."

Section 2. (1) By July 1, 2020, the Department of Health must provide a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives detailing the following information regarding the Onsite Sewage Program:

(a) The average number of permits issued each year;

(b) The number of department employees conducting work on or related to the program each year; and

(c) The program's costs and expenditures, including, but not limited to, salaries and benefits, equipment costs, and contracting costs.

(2) By December 31, 2020, the Department of Health and the Department of Environmental Protection shall submit recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the transfer of the Onsite Sewage Program from the Department of Health to the Department of Environmental Protection. The recommendations must address all aspects of the transfer, including the continued role of the county health departments in the permitting, inspection, data management, and tracking of onsite sewage treatment and disposal systems under the direction of the Department of Environmental Protection.



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(3) By June 30, 2021, the Department of Health and the Department of Environmental Protection shall enter into an interagency agreement based on the Department of Health report required under subsection (2) and on recommendations from a plan that must address all agency cooperation for a period not less than 5 years after the transfer, including:

(a) The continued role of the county health departments in the permitting, inspection, data management, and tracking of onsite sewage treatment and disposal systems under the direction of the Department of Environmental Protection.

(b) The appropriate proportionate number of administrative, auditing, inspector general, attorney, and operational support positions, and their related funding levels and sources and assigned property, to be transferred from the Office of General Counsel, the Office of Inspector General, and the Division of Administrative Services or other relevant offices or divisions within the Department of Health to the Department of Environmental Protection.

(c) The development of a recommended plan to address the transfer or shared use of buildings, regional offices, and other facilities used or owned by the Department of Health.

(d) Any operating budget adjustments that are necessary to implement the requirements of this act. Adjustments made to the operating budgets of the agencies in the implementation of this act must be made in consultation with the appropriate substantive and fiscal committees of the Senate and the House of Representatives. The revisions to the approved operating budgets for the 2021-2022 fiscal year which are necessary to reflect the organizational changes made by this act must be implemented



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230 pursuant to s. 216.292(4)(d), Florida Statutes, and are subject  
231 to s. 216.177, Florida Statutes. Subsequent adjustments between  
232 the Department of Health and the Department of Environmental  
233 Protection which are determined necessary by the respective  
234 agencies and approved by the Executive Office of the Governor  
235 are authorized and subject to s. 216.177, Florida Statutes. The  
236 appropriate substantive committees of the Senate and the House  
237 of Representatives must also be notified of the proposed  
238 revisions to ensure their consistency with legislative policy  
239 and intent.

240 (4) Effective July 1, 2021, all powers, duties, functions,  
241 records, offices, personnel, associated administrative support  
242 positions, property, pending issues, existing contracts,  
243 administrative authority, administrative rules, and unexpended  
244 balances of appropriations, allocations, and other funds for the  
245 regulation of onsite sewage treatment and disposal systems  
246 relating to the Onsite Sewage Program in the Department of  
247 Health are transferred by a type two transfer, as defined in s.  
248 20.06(2), Florida Statutes, to the Department of Environmental  
249 Protection.

250 (5) Notwithstanding chapter 60L-34, Florida Administrative  
251 Code, or any law to the contrary, employees who are transferred  
252 from the Department of Health to the Department of Environmental  
253 Protection to fill positions transferred by this act retain and  
254 transfer any accrued annual leave, sick leave, and regular and  
255 special compensatory leave balances.

256 Section 3. Subsection (5) of section 373.4131, Florida  
257 Statutes, is amended, and subsection (6) is added to that  
258 section, to read:



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259 373.4131 Statewide environmental resource permitting  
260 rules.-

261 (5) To ensure consistent implementation and interpretation  
262 of the rules adopted pursuant to this section, the department  
263 shall conduct or oversee regular assessment and training of its  
264 staff and the staffs of the water management districts and local  
265 governments delegated local pollution control program authority  
266 under s. 373.441. The training must include coordinating field  
267 inspections of publicly and privately owned stormwater  
268 structural controls, such as stormwater retention or detention  
269 ponds.

270 (6) By January 1, 2021:

271 (a) The department and the water management districts shall  
272 initiate rulemaking to update the stormwater design and  
273 operation regulations using the most recent scientific  
274 information available; and

275 (b) The department shall evaluate inspection data relating  
276 to compliance by those entities that self-certify under s.  
277 403.814(12) and provide the Legislature with recommendations for  
278 improvements to the self-certification program.

279 Section 4. Effective July 1, 2021, present paragraphs (d)  
280 through (q) of subsection (2) of section 381.0065, Florida  
281 Statutes, are redesignated as paragraphs (e) through (r),  
282 respectively, a new paragraph (d) is added to that subsection,  
283 and subsections (3) and (4) of that section are amended, to  
284 read:

285 381.0065 Onsite sewage treatment and disposal systems;  
286 regulation.-

287 (2) DEFINITIONS.-As used in ss. 381.0065-381.0067, the



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term:

(d) "Department" means the Department of Environmental Protection.

(3) DUTIES AND POWERS OF THE DEPARTMENT OF HEALTH.—The department shall:

(a) Adopt rules to administer ss. 381.0065-381.0067, including definitions that are consistent with the definitions in this section, ~~decreases to setback requirements where no health hazard exists,~~ increases for the lot-flow allowance for performance-based systems, requirements for separation from water table elevation during the wettest season, requirements for the design and construction of any component part of an onsite sewage treatment and disposal system, application and permit requirements for persons who maintain an onsite sewage treatment and disposal system, requirements for maintenance and service agreements for aerobic treatment units and performance-based treatment systems, and recommended standards, including disclosure requirements, for voluntary system inspections to be performed by individuals who are authorized by law to perform such inspections and who shall inform a person having ownership, control, or use of an onsite sewage treatment and disposal system of the inspection standards and of that person's authority to request an inspection based on all or part of the standards.

(b) Perform application reviews and site evaluations, issue permits, and conduct inspections and complaint investigations associated with the construction, installation, maintenance, modification, abandonment, operation, use, or repair of an onsite sewage treatment and disposal system for a residence or



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establishment with an estimated domestic sewage flow of 10,000 gallons or less per day, or an estimated commercial sewage flow of 5,000 gallons or less per day, which is not currently regulated under chapter 403.

(c) Develop a comprehensive program to ensure that onsite sewage treatment and disposal systems regulated by the department are sized, designed, constructed, installed, sited, repaired, modified, abandoned, used, operated, and maintained in compliance with this section and rules adopted under this section to prevent groundwater contamination, including impacts from nutrient pollution, and surface water contamination and to preserve the public health. The department is the final administrative interpretive authority regarding rule interpretation. In the event of a conflict regarding rule interpretation, the secretary of the department ~~State Surgeon General~~, or his or her designee, shall timely assign a staff person to resolve the dispute.

(d) Grant variances in hardship cases under the conditions prescribed in this section and rules adopted under this section.

(e) Permit the use of a limited number of innovative systems for a specific period of time, when there is compelling evidence that the system will function properly and reliably to meet the requirements of this section and rules adopted under this section.

(f) Issue annual operating permits under this section.

(g) Establish and collect fees as established under s. 381.0066 for services provided with respect to onsite sewage treatment and disposal systems.

(h) Conduct enforcement activities, including imposing



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346 fines, issuing citations, suspensions, revocations, injunctions,  
347 and emergency orders for violations of this section, part I of  
348 chapter 386, or part III of chapter 489 or for a violation of  
349 any rule adopted under this section, part I of chapter 386, or  
350 part III of chapter 489.

351 (i) Provide or conduct education and training of department  
352 personnel, service providers, and the public regarding onsite  
353 sewage treatment and disposal systems.

354 (j) Supervise research on, demonstration of, and training  
355 on the performance, environmental impact, and public health  
356 impact of onsite sewage treatment and disposal systems within  
357 this state. Research fees collected under s. 381.0066(2)(k) must  
358 be used to develop and fund hands-on training centers designed  
359 to provide practical information about onsite sewage treatment  
360 and disposal systems to septic tank contractors, master septic  
361 tank contractors, contractors, inspectors, engineers, and the  
362 public and must also be used to fund research projects which  
363 focus on improvements of onsite sewage treatment and disposal  
364 systems, including use of performance-based standards and  
365 reduction of environmental impact. Research projects shall be  
366 initially approved by the technical review and advisory panel  
367 and shall be applicable to and reflect the soil conditions  
368 specific to Florida. Such projects shall be awarded through  
369 competitive negotiation, using the procedures provided in s.  
370 287.055, to public or private entities that have experience in  
371 onsite sewage treatment and disposal systems in Florida and that  
372 are principally located in Florida. Research projects may ~~shall~~  
373 not be awarded to firms or entities that employ or are  
374 associated with persons who serve on either the technical review



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375 and advisory panel or the research review and advisory  
376 committee.

377 (k) Approve the installation of individual graywater  
378 disposal systems in which blackwater is treated by a central  
379 sewerage system.

380 (l) Regulate and permit the sanitation, handling,  
381 treatment, storage, reuse, and disposal of byproducts from any  
382 system regulated under this chapter and not regulated by the  
383 Department of Environmental Protection.

384 (m) Permit and inspect portable or temporary toilet  
385 services and holding tanks. The department shall review  
386 applications, perform site evaluations, and issue permits for  
387 the temporary use of holding tanks, privies, portable toilet  
388 services, or any other toilet facility that is intended for use  
389 on a permanent or nonpermanent basis, including facilities  
390 placed on construction sites when workers are present. The  
391 department may specify standards for the construction,  
392 maintenance, use, and operation of any such facility for  
393 temporary use.

394 (n) Regulate and permit maintenance entities for  
395 performance-based treatment systems and aerobic treatment unit  
396 systems. To ensure systems are maintained and operated according  
397 to manufacturer's specifications and designs, the department  
398 shall establish by rule minimum qualifying criteria for  
399 maintenance entities. The criteria shall include: training,  
400 access to approved spare parts and components, access to  
401 manufacturer's maintenance and operation manuals, and service  
402 response time. The maintenance entity shall employ a contractor  
403 licensed under s. 489.105(3)(m), or part III of chapter 489, or



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a state-licensed wastewater plant operator, who is responsible for maintenance and repair of all systems under contract.

(4) PERMITS; INSTALLATION; AND CONDITIONS.—A person may not construct, repair, modify, abandon, or operate an onsite sewage treatment and disposal system without first obtaining a permit approved by the department. The department may issue permits to carry out this section, ~~but shall not make the issuance of such permits contingent upon prior approval by the Department of Environmental Protection, except that~~ The issuance of a permit for work seaward of the coastal construction control line established under s. 161.053 shall be contingent upon receipt of any required coastal construction control line permit from the department ~~of Environmental Protection~~. A construction permit is valid for 18 months from the issuance date and may be extended by the department for one 90-day period under rules adopted by the department. A repair permit is valid for 90 days from the date of issuance. An operating permit must be obtained before ~~prior to~~ the use of any aerobic treatment unit or if the establishment generates commercial waste. Buildings or establishments that use an aerobic treatment unit or generate commercial waste shall be inspected by the department at least annually to assure compliance with the terms of the operating permit. The operating permit for a commercial wastewater system is valid for 1 year from the date of issuance and must be renewed annually. The operating permit for an aerobic treatment unit is valid for 2 years from the date of issuance and must be renewed every 2 years. If all information pertaining to the siting, location, and installation conditions or repair of an onsite sewage treatment and disposal system remains the same, a



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construction or repair permit for the onsite sewage treatment and disposal system may be transferred to another person, if the transferee files, within 60 days after the transfer of ownership, an amended application providing all corrected information and proof of ownership of the property. There is no fee associated with the processing of this supplemental information. A person may not contract to construct, modify, alter, repair, service, abandon, or maintain any portion of an onsite sewage treatment and disposal system without being registered under part III of chapter 489. A property owner who personally performs construction, maintenance, or repairs to a system serving his or her own owner-occupied single-family residence is exempt from registration requirements for performing such construction, maintenance, or repairs on that residence, but is subject to all permitting requirements. A municipality or political subdivision of the state may not issue a building or plumbing permit for any building that requires the use of an onsite sewage treatment and disposal system unless the owner or builder has received a construction permit for such system from the department. A building or structure may not be occupied and a municipality, political subdivision, or any state or federal agency may not authorize occupancy until the department approves the final installation of the onsite sewage treatment and disposal system. A municipality or political subdivision of the state may not approve any change in occupancy or tenancy of a building that uses an onsite sewage treatment and disposal system until the department has reviewed the use of the system with the proposed change, approved the change, and amended the operating permit.



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462 (a) Subdivisions and lots in which each lot has a minimum  
463 area of at least one-half acre and either a minimum dimension of  
464 100 feet or a mean of at least 100 feet of the side bordering  
465 the street and the distance formed by a line parallel to the  
466 side bordering the street drawn between the two most distant  
467 points of the remainder of the lot may be developed with a water  
468 system regulated under s. 381.0062 and onsite sewage treatment  
469 and disposal systems, provided the projected daily sewage flow  
470 does not exceed an average of 1,500 gallons per acre per day,  
471 and provided satisfactory drinking water can be obtained and all  
472 distance and setback, soil condition, water table elevation, and  
473 other related requirements of this section and rules adopted  
474 under this section can be met.

475 (b) Subdivisions and lots using a public water system as  
476 defined in s. 403.852 may use onsite sewage treatment and  
477 disposal systems, provided there are no more than four lots per  
478 acre, provided the projected daily sewage flow does not exceed  
479 an average of 2,500 gallons per acre per day, and provided that  
480 all distance and setback, soil condition, water table elevation,  
481 and other related requirements that are generally applicable to  
482 the use of onsite sewage treatment and disposal systems are met.

483 (c) Notwithstanding paragraphs (a) and (b), for  
484 subdivisions platted of record on or before October 1, 1991,  
485 when a developer or other appropriate entity has previously made  
486 or makes provisions, including financial assurances or other  
487 commitments, acceptable to the Department of Health, that a  
488 central water system will be installed by a regulated public  
489 utility based on a density formula, private potable wells may be  
490 used with onsite sewage treatment and disposal systems until the



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491 agreed-upon densities are reached. In a subdivision regulated by  
492 this paragraph, the average daily sewage flow may not exceed  
493 2,500 gallons per acre per day. This section does not affect the  
494 validity of existing prior agreements. After October 1, 1991,  
495 the exception provided under this paragraph is not available to  
496 a developer or other appropriate entity.

497 (d) Paragraphs (a) and (b) do not apply to any proposed  
498 residential subdivision with more than 50 lots or to any  
499 proposed commercial subdivision with more than 5 lots where a  
500 publicly owned or investor-owned sewerage system is available.  
501 It is the intent of this paragraph not to allow development of  
502 additional proposed subdivisions in order to evade the  
503 requirements of this paragraph.

504 (e) The department shall adopt rules to locate onsite  
505 sewage treatment and disposal systems, including establishing  
506 setback distances, to prevent groundwater contamination and  
507 surface water contamination and to preserve the public health.  
508 The rulemaking process for such rules must be completed by July  
509 1, 2022, and the department shall notify the Division of Law  
510 Revision of the date such rules are adopted. The rules must  
511 consider conventional and enhanced nutrient-reducing onsite  
512 sewage treatment and disposal system designs, impaired or  
513 degraded water bodies, domestic wastewater and drinking water  
514 infrastructure, potable water sources, nonpotable wells,  
515 stormwater infrastructure, the onsite sewage treatment and  
516 disposal system remediation plans developed pursuant to s.  
517 403.067(7)(a)9.b., nutrient pollution, and the recommendations  
518 of the onsite sewage treatment and disposal systems technical  
519 advisory committee established pursuant to s. 381.00652.





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- 520 ~~(f)-(e)~~ Onsite sewage treatment and disposal systems that  
521 are permitted before adoption of the rules identified in  
522 paragraph (e) may ~~must~~ not be placed closer than:  
523 1. Seventy-five feet from a private potable well.  
524 2. Two hundred feet from a public potable well serving a  
525 residential or nonresidential establishment having a total  
526 sewage flow of greater than 2,000 gallons per day.  
527 3. One hundred feet from a public potable well serving a  
528 residential or nonresidential establishment having a total  
529 sewage flow of less than or equal to 2,000 gallons per day.  
530 4. Fifty feet from any nonpotable well.  
531 5. Ten feet from any storm sewer pipe, to the maximum  
532 extent possible, but in no instance shall the setback be less  
533 than 5 feet.  
534 6. Seventy-five feet from the mean high-water line of a  
535 tidally influenced surface water body.  
536 7. Seventy-five feet from the mean annual flood line of a  
537 permanent nontidal surface water body.  
538 8. Fifteen feet from the design high-water line of  
539 retention areas, detention areas, or swales designed to contain  
540 standing or flowing water for less than 72 hours after a  
541 rainfall or the design high-water level of normally dry drainage  
542 ditches or normally dry individual lot stormwater retention  
543 areas.  
544 ~~(f) Except as provided under paragraphs (e) and (t), no~~  
545 ~~limitations shall be imposed by rule, relating to the distance~~  
546 ~~between an onsite disposal system and any area that either~~  
547 ~~permanently or temporarily has visible surface water.~~  
548 (g) All provisions of this section and rules adopted under



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- 549 this section relating to soil condition, water table elevation,  
550 distance, and other setback requirements must be equally applied  
551 to all lots, with the following exceptions:  
552 1. Any residential lot that was platted and recorded on or  
553 after January 1, 1972, or that is part of a residential  
554 subdivision that was approved by the appropriate permitting  
555 agency on or after January 1, 1972, and that was eligible for an  
556 onsite sewage treatment and disposal system construction permit  
557 on the date of such platting and recording or approval shall be  
558 eligible for an onsite sewage treatment and disposal system  
559 construction permit, regardless of when the application for a  
560 permit is made. If rules in effect at the time the permit  
561 application is filed cannot be met, residential lots platted and  
562 recorded or approved on or after January 1, 1972, shall, to the  
563 maximum extent possible, comply with the rules in effect at the  
564 time the permit application is filed. At a minimum, however,  
565 those residential lots platted and recorded or approved on or  
566 after January 1, 1972, but before January 1, 1983, shall comply  
567 with those rules in effect on January 1, 1983, and those  
568 residential lots platted and recorded or approved on or after  
569 January 1, 1983, shall comply with those rules in effect at the  
570 time of such platting and recording or approval. In determining  
571 the maximum extent of compliance with current rules that is  
572 possible, the department shall allow structures and  
573 appurtenances thereto which were authorized at the time such  
574 lots were platted and recorded or approved.  
575 2. Lots platted before 1972 are subject to a 50-foot  
576 minimum surface water setback and are not subject to lot size  
577 requirements. The projected daily flow for onsite sewage



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578 treatment and disposal systems for lots platted before 1972 may  
579 not exceed:

580 a. Two thousand five hundred gallons per acre per day for  
581 lots served by public water systems as defined in s. 403.852.

582 b. One thousand five hundred gallons per acre per day for  
583 lots served by water systems regulated under s. 381.0062.

584 (h)1. The department may grant variances in hardship cases  
585 which may be less restrictive than ~~the provisions~~ specified in  
586 this section. If a variance is granted and the onsite sewage  
587 treatment and disposal system construction permit has been  
588 issued, the variance may be transferred with the system  
589 construction permit, if the transferee files, within 60 days  
590 after the transfer of ownership, an amended construction permit  
591 application providing all corrected information and proof of  
592 ownership of the property and if the same variance would have  
593 been required for the new owner of the property as was  
594 originally granted to the original applicant for the variance.  
595 There is no fee associated with the processing of this  
596 supplemental information. A variance may not be granted under  
597 this section until the department is satisfied that:

598 a. The hardship was not caused intentionally by the action  
599 of the applicant;

600 b. No reasonable alternative, taking into consideration  
601 factors such as cost, exists for the treatment of the sewage;  
602 and

603 c. The discharge from the onsite sewage treatment and  
604 disposal system will not adversely affect the health of the  
605 applicant or the public or significantly degrade the groundwater  
606 or surface waters.



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607  
608 Where soil conditions, water table elevation, and setback  
609 provisions are determined by the department to be satisfactory,  
610 special consideration must be given to those lots platted before  
611 1972.

612 2. The department shall appoint and staff a variance review  
613 and advisory committee, which shall meet monthly to recommend  
614 agency action on variance requests. The committee shall make its  
615 recommendations on variance requests at the meeting in which the  
616 application is scheduled for consideration, except for an  
617 extraordinary change in circumstances, the receipt of new  
618 information that raises new issues, or when the applicant  
619 requests an extension. The committee shall consider the criteria  
620 in subparagraph 1. in its recommended agency action on variance  
621 requests and shall also strive to allow property owners the full  
622 use of their land where possible. The committee consists of the  
623 following:

624 a. The Secretary of Environmental Protection ~~State Surgeon~~  
625 ~~General~~ or his or her designee.

626 b. A representative from the county health departments.

627 c. A representative from the home building industry  
628 recommended by the Florida Home Builders Association.

629 d. A representative from the septic tank industry  
630 recommended by the Florida Onsite Wastewater Association.

631 e. A representative from the Department of Health  
632 ~~Environmental Protection~~.

633 f. A representative from the real estate industry who is  
634 also a developer in this state who develops lots using onsite  
635 sewage treatment and disposal systems, recommended by the



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636 Florida Association of Realtors.

637 g. A representative from the engineering profession  
638 recommended by the Florida Engineering Society.  
639

640 Members shall be appointed for a term of 3 years, with such  
641 appointments being staggered so that the terms of no more than  
642 two members expire in any one year. Members shall serve without  
643 remuneration, but if requested, shall be reimbursed for per diem  
644 and travel expenses as provided in s. 112.061.

645 (i) A construction permit may not be issued for an onsite  
646 sewage treatment and disposal system in any area zoned or used  
647 for industrial or manufacturing purposes, or its equivalent,  
648 where a publicly owned or investor-owned sewage treatment system  
649 is available, or where a likelihood exists that the system will  
650 receive toxic, hazardous, or industrial waste. An existing  
651 onsite sewage treatment and disposal system may be repaired if a  
652 publicly owned or investor-owned sewerage system is not  
653 available within 500 feet of the building sewer stub-out and if  
654 system construction and operation standards can be met. This  
655 paragraph does not require publicly owned or investor-owned  
656 sewerage treatment systems to accept anything other than  
657 domestic wastewater.

658 1. A building located in an area zoned or used for  
659 industrial or manufacturing purposes, or its equivalent, when  
660 such building is served by an onsite sewage treatment and  
661 disposal system, must not be occupied until the owner or tenant  
662 has obtained written approval from the department. The  
663 department may ~~shall~~ not grant approval when the proposed use of  
664 the system is to dispose of toxic, hazardous, or industrial



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665 wastewater or toxic or hazardous chemicals.

666 2. Each person who owns or operates a business or facility  
667 in an area zoned or used for industrial or manufacturing  
668 purposes, or its equivalent, or who owns or operates a business  
669 that has the potential to generate toxic, hazardous, or  
670 industrial wastewater or toxic or hazardous chemicals, and uses  
671 an onsite sewage treatment and disposal system that is installed  
672 on or after July 5, 1989, must obtain an annual system operating  
673 permit from the department. A person who owns or operates a  
674 business that uses an onsite sewage treatment and disposal  
675 system that was installed and approved before July 5, 1989, need  
676 not obtain a system operating permit. However, upon change of  
677 ownership or tenancy, the new owner or operator must notify the  
678 department of the change, and the new owner or operator must  
679 obtain an annual system operating permit, regardless of the date  
680 that the system was installed or approved.

681 3. The department shall periodically review and evaluate  
682 the continued use of onsite sewage treatment and disposal  
683 systems in areas zoned or used for industrial or manufacturing  
684 purposes, or its equivalent, and may require the collection and  
685 analyses of samples from within and around such systems. If the  
686 department finds that toxic or hazardous chemicals or toxic,  
687 hazardous, or industrial wastewater have been or are being  
688 disposed of through an onsite sewage treatment and disposal  
689 system, the department shall initiate enforcement actions  
690 against the owner or tenant to ensure adequate cleanup,  
691 treatment, and disposal.

692 (j) An onsite sewage treatment and disposal system designed  
693 by a professional engineer registered in the state and certified



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694 by such engineer as complying with performance criteria adopted  
695 by the department must be approved by the department subject to  
696 the following:

697 1. The performance criteria applicable to engineer-designed  
698 systems must be limited to those necessary to ensure that such  
699 systems do not adversely affect the public health or  
700 significantly degrade the groundwater or surface water. Such  
701 performance criteria shall include consideration of the quality  
702 of system effluent, the proposed total sewage flow per acre,  
703 wastewater treatment capabilities of the natural or replaced  
704 soil, water quality classification of the potential surface-  
705 water-receiving body, and the structural and maintenance  
706 viability of the system for the treatment of domestic  
707 wastewater. However, performance criteria shall address only the  
708 performance of a system and not a system's design.

709 2. A person electing to utilize an engineer-designed system  
710 shall, upon completion of the system design, submit such design,  
711 certified by a registered professional engineer, to the county  
712 health department. The county health department may utilize an  
713 outside consultant to review the engineer-designed system, with  
714 the actual cost of such review to be borne by the applicant.  
715 Within 5 working days after receiving an engineer-designed  
716 system permit application, the county health department shall  
717 request additional information if the application is not  
718 complete. Within 15 working days after receiving a complete  
719 application for an engineer-designed system, the county health  
720 department either shall issue the permit or, if it determines  
721 that the system does not comply with the performance criteria,  
722 shall notify the applicant of that determination and refer the



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723 application to the department for a determination as to whether  
724 the system should be approved, disapproved, or approved with  
725 modification. The department engineer's determination shall  
726 prevail over the action of the county health department. The  
727 applicant shall be notified in writing of the department's  
728 determination and of the applicant's rights to pursue a variance  
729 or seek review under ~~the provisions of~~ chapter 120.

730 3. The owner of an engineer-designed performance-based  
731 system must maintain a current maintenance service agreement  
732 with a maintenance entity permitted by the department. The  
733 maintenance entity shall inspect each system at least twice each  
734 year and shall report quarterly to the department on the number  
735 of systems inspected and serviced. The reports may be submitted  
736 electronically.

737 4. The property owner of an owner-occupied, single-family  
738 residence may be approved and permitted by the department as a  
739 maintenance entity for his or her own performance-based  
740 treatment system upon written certification from the system  
741 manufacturer's approved representative that the property owner  
742 has received training on the proper installation and service of  
743 the system. The maintenance service agreement must conspicuously  
744 disclose that the property owner has the right to maintain his  
745 or her own system and is exempt from contractor registration  
746 requirements for performing construction, maintenance, or  
747 repairs on the system but is subject to all permitting  
748 requirements.

749 5. The property owner shall obtain a biennial system  
750 operating permit from the department for each system. The  
751 department shall inspect the system at least annually, or on



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such periodic basis as the fee collected permits, and may collect system-effluent samples if appropriate to determine compliance with the performance criteria. The fee for the biennial operating permit shall be collected beginning with the second year of system operation.

6. If an engineer-designed system fails to properly function or fails to meet performance standards, the system shall be re-engineered, if necessary, to bring the system into compliance with ~~the provisions of~~ this section.

(k) An innovative system may be approved in conjunction with an engineer-designed site-specific system which is certified by the engineer to meet the performance-based criteria adopted by the department.

(l) For the Florida Keys, the department shall adopt a special rule for the construction, installation, modification, operation, repair, maintenance, and performance of onsite sewage treatment and disposal systems which considers the unique soil conditions and water table elevations, densities, and setback requirements. On lots where a setback distance of 75 feet from surface waters, saltmarsh, and buttonwood association habitat areas cannot be met, an injection well, approved and permitted by the department, may be used for disposal of effluent from onsite sewage treatment and disposal systems. The following additional requirements apply to onsite sewage treatment and disposal systems in Monroe County:

1. The county, each municipality, and those special districts established for the purpose of the collection, transmission, treatment, or disposal of sewage shall ensure, in accordance with the specific schedules adopted by the



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Administration Commission under s. 380.0552, the completion of onsite sewage treatment and disposal system upgrades to meet the requirements of this paragraph.

2. Onsite sewage treatment and disposal systems must cease discharge by December 31, 2015, or must comply with department rules and provide the level of treatment which, on a permitted annual average basis, produces an effluent that contains no more than the following concentrations:

a. Biochemical Oxygen Demand (CBOD5) of 10 mg/l.

b. Suspended Solids of 10 mg/l.

c. Total Nitrogen, expressed as N, of 10 mg/l or a reduction in nitrogen of at least 70 percent. A system that has been tested and certified to reduce nitrogen concentrations by at least 70 percent shall be deemed to be in compliance with this standard.

d. Total Phosphorus, expressed as P, of 1 mg/l.

In addition, onsite sewage treatment and disposal systems discharging to an injection well must provide basic disinfection as defined by department rule.

3. In areas not scheduled to be served by a central sewer, onsite sewage treatment and disposal systems must, by December 31, 2015, comply with department rules and provide the level of treatment described in subparagraph 2.

4. In areas scheduled to be served by central sewer by December 31, 2015, if the property owner has paid a connection fee or assessment for connection to the central sewer system, the property owner may install a holding tank with a high water alarm or an onsite sewage treatment and disposal system that



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meets the following minimum standards:

a. The existing tanks must be pumped and inspected and certified as being watertight and free of defects in accordance with department rule; and

b. A sand-lined drainfield or injection well in accordance with department rule must be installed.

5. Onsite sewage treatment and disposal systems must be monitored for total nitrogen and total phosphorus concentrations as required by department rule.

6. The department shall enforce proper installation, operation, and maintenance of onsite sewage treatment and disposal systems pursuant to this chapter, including ensuring that the appropriate level of treatment described in subparagraph 2. is met.

7. The authority of a local government, including a special district, to mandate connection of an onsite sewage treatment and disposal system is governed by s. 4, chapter 99-395, Laws of Florida.

8. Notwithstanding any other ~~provision of~~ law, an onsite sewage treatment and disposal system installed after July 1, 2010, in unincorporated Monroe County, excluding special wastewater districts, that complies with the standards in subparagraph 2. is not required to connect to a central sewer system until December 31, 2020.

(m) No product sold in the state for use in onsite sewage treatment and disposal systems may contain any substance in concentrations or amounts that would interfere with or prevent the successful operation of such system, or that would cause discharges from such systems to violate applicable water quality



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standards. The department shall publish criteria for products known or expected to meet the conditions of this paragraph. In the event a product does not meet such criteria, such product may be sold if the manufacturer satisfactorily demonstrates to the department that the conditions of this paragraph are met.

(n) Evaluations for determining the seasonal high-water table elevations or the suitability of soils for the use of a new onsite sewage treatment and disposal system shall be performed by department personnel, professional engineers registered in the state, or such other persons with expertise, as defined by rule, in making such evaluations. Evaluations for determining mean annual flood lines shall be performed by those persons identified in paragraph (2)(k) ~~(2)(j)~~. The department shall accept evaluations submitted by professional engineers and such other persons as meet the expertise established by this section or by rule unless the department has a reasonable scientific basis for questioning the accuracy or completeness of the evaluation.

(o) The department shall appoint a research review and advisory committee, which shall meet at least semiannually. The committee shall advise the department on directions for new research, review and rank proposals for research contracts, and review draft research reports and make comments. The committee is comprised of:

1. A representative of the Secretary of Environmental Protection ~~State Surgeon General~~, or his or her designee.
2. A representative from the septic tank industry.
3. A representative from the home building industry.
4. A representative from an environmental interest group.



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868 5. A representative from the State University System, from  
869 a department knowledgeable about onsite sewage treatment and  
870 disposal systems.  
871 6. A professional engineer registered in this state who has  
872 work experience in onsite sewage treatment and disposal systems.  
873 7. A representative from local government who is  
874 knowledgeable about domestic wastewater treatment.  
875 8. A representative from the real estate profession.  
876 9. A representative from the restaurant industry.  
877 10. A consumer.  
878  
879 Members shall be appointed for a term of 3 years, with the  
880 appointments being staggered so that the terms of no more than  
881 four members expire in any one year. Members shall serve without  
882 remuneration, but are entitled to reimbursement for per diem and  
883 travel expenses as provided in s. 112.061.  
884 (p) An application for an onsite sewage treatment and  
885 disposal system permit shall be completed in full, signed by the  
886 owner or the owner's authorized representative, or by a  
887 contractor licensed under chapter 489, and shall be accompanied  
888 by all required exhibits and fees. No specific documentation of  
889 property ownership shall be required as a prerequisite to the  
890 review of an application or the issuance of a permit. The  
891 issuance of a permit does not constitute determination by the  
892 department of property ownership.  
893 (q) The department may not require any form of subdivision  
894 analysis of property by an owner, developer, or subdivider prior  
895 to submission of an application for an onsite sewage treatment  
896 and disposal system.



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897 (r) Nothing in this section limits the power of a  
898 municipality or county to enforce other laws for the protection  
899 of the public health and safety.  
900 (s) In the siting of onsite sewage treatment and disposal  
901 systems, including drainfields, shoulders, and slopes, guttering  
902 ~~may shall~~ not be required on single-family residential dwelling  
903 units for systems located greater than 5 feet from the roof drip  
904 line of the house. If guttering is used on residential dwelling  
905 units, the downspouts shall be directed away from the  
906 drainfield.  
907 (t) Notwithstanding ~~the provisions of~~ subparagraph (g)1.,  
908 onsite sewage treatment and disposal systems located in  
909 floodways of the Suwannee and Aucilla Rivers must adhere to the  
910 following requirements:  
911 1. The absorption surface of the drainfield ~~may shall~~ not  
912 be subject to flooding based on 10-year flood elevations.  
913 Provided, however, for lots or parcels created by the  
914 subdivision of land in accordance with applicable local  
915 government regulations prior to January 17, 1990, if an  
916 applicant cannot construct a drainfield system with the  
917 absorption surface of the drainfield at an elevation equal to or  
918 above 10-year flood elevation, the department shall issue a  
919 permit for an onsite sewage treatment and disposal system within  
920 the 10-year floodplain of rivers, streams, and other bodies of  
921 flowing water if all of the following criteria are met:  
922 a. The lot is at least one-half acre in size;  
923 b. The bottom of the drainfield is at least 36 inches above  
924 the 2-year flood elevation; and  
925 c. The applicant installs either: a waterless,



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incinerating, or organic waste composting toilet and a graywater system and drainfield in accordance with department rules; an aerobic treatment unit and drainfield in accordance with department rules; a system ~~approved by the State Health Office~~ that is capable of reducing effluent nitrate by at least 50 percent in accordance with department rules; or a system other than a system using alternative drainfield materials in accordance with department rules ~~approved by the county health department pursuant to department rule other than a system using alternative drainfield materials~~. The United States Department of Agriculture Soil Conservation Service soil maps, State of Florida Water Management District data, and Federal Emergency Management Agency Flood Insurance maps are resources that shall be used to identify flood-prone areas.

2. The use of fill or mounding to elevate a drainfield system out of the 10-year floodplain of rivers, streams, or other bodies of flowing water may ~~shall~~ not be permitted if such a system lies within a regulatory floodway of the Suwannee and Aucilla Rivers. In cases where the 10-year flood elevation does not coincide with the boundaries of the regulatory floodway, the regulatory floodway will be considered for the purposes of this subsection to extend at a minimum to the 10-year flood elevation.

(u)1. The owner of an aerobic treatment unit system shall maintain a current maintenance service agreement with an aerobic treatment unit maintenance entity permitted by the department. The maintenance entity shall inspect each aerobic treatment unit system at least twice each year and shall report quarterly to the department on the number of aerobic treatment unit systems



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inspected and serviced. The reports may be submitted electronically.

2. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own aerobic treatment unit system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance entity service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

3. A septic tank contractor licensed under part III of chapter 489, if approved by the manufacturer, may not be denied access by the manufacturer to aerobic treatment unit system training or spare parts for maintenance entities. After the original warranty period, component parts for an aerobic treatment unit system may be replaced with parts that meet manufacturer's specifications but are manufactured by others. The maintenance entity shall maintain documentation of the substitute part's equivalency for 2 years and shall provide such documentation to the department upon request.

4. The owner of an aerobic treatment unit system shall obtain a system operating permit from the department and allow the department to inspect during reasonable hours each aerobic treatment unit system at least annually, and such inspection may include collection and analysis of system-effluent samples for





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performance criteria established by rule of the department.

(v) The department may require the submission of detailed system construction plans that are prepared by a professional engineer registered in this state. The department shall establish by rule criteria for determining when such a submission is required.

(w) Any permit issued and approved by the department for the installation, modification, or repair of an onsite sewage treatment and disposal system shall transfer with the title to the property in a real estate transaction. A title may not be encumbered at the time of transfer by new permit requirements by a governmental entity for an onsite sewage treatment and disposal system which differ from the permitting requirements in effect at the time the system was permitted, modified, or repaired. An inspection of a system may not be mandated by a governmental entity at the point of sale in a real estate transaction. This paragraph does not affect a septic tank phase-out deferral program implemented by a consolidated government as defined in s. 9, Art. VIII of the State Constitution (1885).

(x) A governmental entity, including a municipality, county, or statutorily created commission, may not require an engineer-designed performance-based treatment system, excluding a passive engineer-designed performance-based treatment system, before the completion of the Florida Onsite Sewage Nitrogen Reduction Strategies Project. This paragraph does not apply to a governmental entity, including a municipality, county, or statutorily created commission, which adopted a local law, ordinance, or regulation on or before January 31, 2012. Notwithstanding this paragraph, an engineer-designed



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performance-based treatment system may be used to meet the requirements of the variance review and advisory committee recommendations.

(y) 1. An onsite sewage treatment and disposal system is not considered abandoned if the system is disconnected from a structure that was made unusable or destroyed following a disaster and if the system was properly functioning at the time of disconnection and was not adversely affected by the disaster. The onsite sewage treatment and disposal system may be reconnected to a rebuilt structure if:

a. The reconnection of the system is to the same type of structure which contains the same number of bedrooms or fewer, if the square footage of the structure is less than or equal to 110 percent of the original square footage of the structure that existed before the disaster;

b. The system is not a sanitary nuisance; and

c. The system has not been altered without prior authorization.

2. An onsite sewage treatment and disposal system that serves a property that is foreclosed upon is not considered abandoned.

(z) If an onsite sewage treatment and disposal system permittee receives, relies upon, and undertakes construction of a system based upon a validly issued construction permit under rules applicable at the time of construction but a change to a rule occurs within 5 years after the approval of the system for construction but before the final approval of the system, the rules applicable and in effect at the time of construction approval apply at the time of final approval if fundamental site



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conditions have not changed between the time of construction approval and final approval.

(aa) An existing-system inspection or evaluation and assessment, or a modification, replacement, or upgrade of an onsite sewage treatment and disposal system is not required for a remodeling addition or modification to a single-family home if a bedroom is not added. However, a remodeling addition or modification to a single-family home may not cover any part of the existing system or encroach upon a required setback or the unobstructed area. To determine if a setback or the unobstructed area is impacted, the local health department shall review and verify a floor plan and site plan of the proposed remodeling addition or modification to the home submitted by a remodeler which shows the location of the system, including the distance of the remodeling addition or modification to the home from the onsite sewage treatment and disposal system. The local health department may visit the site or otherwise determine the best means of verifying the information submitted. A verification of the location of a system is not an inspection or evaluation and assessment of the system. The review and verification must be completed within 7 business days after receipt by the local health department of a floor plan and site plan. If the review and verification is not completed within such time, the remodeling addition or modification to the single-family home, for the purposes of this paragraph, is approved.

Section 5. Section 381.00652, Florida Statutes, is created to read:

381.00652 Onsite sewage treatment and disposal systems technical advisory committee.-



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(1) An onsite sewage treatment and disposal systems technical advisory committee, a committee as defined in s. 20.03(8), is created within the department. The committee shall:

(a) Provide recommendations to increase the availability in the marketplace of enhanced nutrient-reducing onsite sewage treatment and disposal systems, including systems that are cost-effective, low-maintenance, and reliable.

(b) Consider and recommend regulatory options, such as fast-track approval, prequalification, or expedited permitting, to facilitate the introduction and use of enhanced nutrient-reducing onsite sewage treatment and disposal systems that have been reviewed and approved by a national agency or organization, such as the American National Standards Institute 245 systems approved by the NSF International.

(c) Provide recommendations for appropriate setback distances for onsite sewage treatment and disposal systems from surface water, groundwater, and wells.

(2) The department shall use existing and available resources to administer and support the activities of the committee.

(3) (a) By August 1, 2021, the department, in consultation with the Department of Health, shall appoint no more than nine members to the committee, including, but not limited to, the following:

1. A professional engineer.

2. A septic tank contractor.

3. A representative from the home building industry.

4. A representative from the real estate industry.

5. A representative from the onsite sewage treatment and



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1100 disposal system industry.  
1101 6. A representative from local government.  
1102 7. Two representatives from the environmental community.  
1103 8. A representative of the scientific and technical  
1104 community who has substantial expertise in the areas of the fate  
1105 and transport of water pollutants, toxicology, epidemiology,  
1106 geology, biology, or environmental sciences.  
1107 (b) Members shall serve without compensation and are not  
1108 entitled to reimbursement for per diem or travel expenses.  
1109 (4) By January 1, 2022, the committee shall submit its  
1110 recommendations to the Governor, the President of the Senate,  
1111 and the Speaker of the House of Representatives.  
1112 (5) This section expires August 15, 2022.  
1113 (6) For purposes of this section, the term "department"  
1114 means the Department of Environmental Protection.  
1115 Section 6. Effective July 1, 2021, section 381.0068,  
1116 Florida Statutes, is repealed.  
1117 Section 7. Present subsections (14) through (44) of section  
1118 403.061, Florida Statutes, are redesignated as subsections (15)  
1119 through (45), respectively, a new subsection (14) is added to  
1120 that section, and subsection (7) of that section is amended, to  
1121 read:  
1122 403.061 Department; powers and duties.—The department shall  
1123 have the power and the duty to control and prohibit pollution of  
1124 air and water in accordance with the law and rules adopted and  
1125 promulgated by it and, for this purpose, to:  
1126 (7) Adopt rules pursuant to ss. 120.536(1) and 120.54 to  
1127 implement the provisions of this act. Any rule adopted pursuant  
1128 to this act must shall be consistent with the provisions of



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1129 federal law, if any, relating to control of emissions from motor  
1130 vehicles, effluent limitations, pretreatment requirements, or  
1131 standards of performance. ~~A No~~ county, municipality, or  
1132 political subdivision ~~may not shall~~ adopt or enforce any local  
1133 ordinance, special law, or local regulation requiring the  
1134 installation of Stage II vapor recovery systems, as currently  
1135 defined by department rule, unless such county, municipality, or  
1136 political subdivision is or has been in the past designated by  
1137 federal regulation as a moderate, serious, or severe ozone  
1138 nonattainment area. Rules adopted pursuant to this act ~~may shall~~  
1139 not require dischargers of waste into waters of the state to  
1140 improve natural background conditions. The department shall  
1141 adopt rules to reasonably limit, reduce, and eliminate domestic  
1142 wastewater collection and transmission system pipe leakages and  
1143 inflow and infiltration. Discharges from steam electric  
1144 generating plants existing or licensed under this chapter on  
1145 July 1, 1984, may shall not be required to be treated to a  
1146 greater extent than may be necessary to assure that the quality  
1147 of nonthermal components of discharges from nonrecirculated  
1148 cooling water systems is as high as the quality of the makeup  
1149 waters; that the quality of nonthermal components of discharges  
1150 from recirculated cooling water systems is no lower than is  
1151 allowed for blowdown from such systems; or that the quality of  
1152 noncooling system discharges which receive makeup water from a  
1153 receiving body of water which does not meet applicable  
1154 department water quality standards is as high as the quality of  
1155 the receiving body of water. The department may not adopt  
1156 standards more stringent than federal regulations, except as  
1157 provided in s. 403.804.



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1158 (14) In order to promote resilient utilities, require  
1159 public utilities or their affiliated companies holding, applying  
1160 for, or renewing a domestic wastewater discharge permit to file  
1161 annual reports and other data regarding transactions or  
1162 allocations of common costs and expenditures on pollution  
1163 mitigation and prevention among the utility's permitted systems,  
1164 including, but not limited to, the prevention of sanitary sewer  
1165 overflows, collection and transmission system pipe leakages, and  
1166 inflow and infiltration. The department shall adopt rules to  
1167 implement this subsection.

1168

1169 The department shall implement such programs in conjunction with  
1170 its other powers and duties and shall place special emphasis on  
1171 reducing and eliminating contamination that presents a threat to  
1172 humans, animals or plants, or to the environment.

1173 Section 8. Section 403.0616, Florida Statutes, is created  
1174 to read:

1175 403.0616 Real-time water quality monitoring program.-

1176 (1) Subject to appropriation, the department shall  
1177 establish a real-time water quality monitoring program to assist  
1178 in the restoration, preservation, and enhancement of impaired  
1179 waterbodies and coastal resources.

1180 (2) In order to expedite the creation and implementation of  
1181 the program, the department is encouraged to form public-private  
1182 partnerships with established scientific entities that have  
1183 proven existing real-time water quality monitoring equipment and  
1184 experience in deploying the equipment.

1185 Section 9. Subsection (7) of section 403.067, Florida  
1186 Statutes, is amended to read:



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1187 403.067 Establishment and implementation of total maximum  
1188 daily loads.-

1189 (7) DEVELOPMENT OF BASIN MANAGEMENT PLANS AND  
1190 IMPLEMENTATION OF TOTAL MAXIMUM DAILY LOADS.-

1191 (a) *Basin management action plans.-*

1192 1. In developing and implementing the total maximum daily  
1193 load for a water body, the department, or the department in  
1194 conjunction with a water management district, may develop a  
1195 basin management action plan that addresses some or all of the  
1196 watersheds and basins tributary to the water body. Such plan  
1197 must integrate the appropriate management strategies available  
1198 to the state through existing water quality protection programs  
1199 to achieve the total maximum daily loads and may provide for  
1200 phased implementation of these management strategies to promote  
1201 timely, cost-effective actions as provided for in s. 403.151.  
1202 The plan must establish a schedule implementing the management  
1203 strategies, establish a basis for evaluating the plan's  
1204 effectiveness, and identify feasible funding strategies for  
1205 implementing the plan's management strategies. The management  
1206 strategies may include regional treatment systems or other  
1207 public works, where appropriate, and voluntary trading of water  
1208 quality credits to achieve the needed pollutant load reductions.

1209 2. A basin management action plan must equitably allocate,  
1210 pursuant to paragraph (6)(b), pollutant reductions to individual  
1211 basins, as a whole to all basins, or to each identified point  
1212 source or category of nonpoint sources, as appropriate. For  
1213 nonpoint sources for which best management practices have been  
1214 adopted, the initial requirement specified by the plan must be  
1215 those practices developed pursuant to paragraph (c). ~~When~~ ~~where~~



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1216 appropriate, the plan may take into account the benefits of  
1217 pollutant load reduction achieved by point or nonpoint sources  
1218 that have implemented management strategies to reduce pollutant  
1219 loads, including best management practices, before the  
1220 development of the basin management action plan. The plan must  
1221 also identify the mechanisms that will address potential future  
1222 increases in pollutant loading.

1223 3. The basin management action planning process is intended  
1224 to involve the broadest possible range of interested parties,  
1225 with the objective of encouraging the greatest amount of  
1226 cooperation and consensus possible. In developing a basin  
1227 management action plan, the department shall assure that key  
1228 stakeholders, including, but not limited to, applicable local  
1229 governments, water management districts, the Department of  
1230 Agriculture and Consumer Services, other appropriate state  
1231 agencies, local soil and water conservation districts,  
1232 environmental groups, regulated interests, and affected  
1233 pollution sources, are invited to participate in the process.  
1234 The department shall hold at least one public meeting in the  
1235 vicinity of the watershed or basin to discuss and receive  
1236 comments during the planning process and shall otherwise  
1237 encourage public participation to the greatest practicable  
1238 extent. Notice of the public meeting must be published in a  
1239 newspaper of general circulation in each county in which the  
1240 watershed or basin lies at least not less than 5 days, but not  
1241 ~~not~~ more than 15 days, before the public meeting. A basin  
1242 management action plan does not supplant or otherwise alter any  
1243 assessment made under subsection (3) or subsection (4) or any  
1244 calculation or initial allocation.



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1245 4. Each new or revised basin management action plan shall  
1246 include:  
1247 a. The appropriate management strategies available through  
1248 existing water quality protection programs to achieve total  
1249 maximum daily loads, which may provide for phased implementation  
1250 to promote timely, cost-effective actions as provided for in s.  
1251 403.151;  
1252 b. A description of best management practices adopted by  
1253 rule;  
1254 c. A list of projects in priority ranking with a planning-  
1255 level cost estimate and estimated date of completion for each  
1256 listed project;  
1257 d. The source and amount of financial assistance to be made  
1258 available by the department, a water management district, or  
1259 other entity for each listed project, if applicable; and  
1260 e. A planning-level estimate of each listed project's  
1261 expected load reduction, if applicable.  
1262 5. The department shall adopt all or any part of a basin  
1263 management action plan and any amendment to such plan by  
1264 secretarial order pursuant to chapter 120 to implement ~~the~~  
1265 ~~provisions of this section.~~  
1266 6. The basin management action plan must include milestones  
1267 for implementation and water quality improvement, and an  
1268 associated water quality monitoring component sufficient to  
1269 evaluate whether reasonable progress in pollutant load  
1270 reductions is being achieved over time. An assessment of  
1271 progress toward these milestones shall be conducted every 5  
1272 years, and revisions to the plan shall be made as appropriate.  
1273 Revisions to the basin management action plan shall be made by



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the department in cooperation with basin stakeholders. Revisions to the management strategies required for nonpoint sources must follow the procedures set forth in subparagraph (c)4. Revised basin management action plans must be adopted pursuant to subparagraph 5.

7. In accordance with procedures adopted by rule under paragraph (9)(c), basin management action plans, and other pollution control programs under local, state, or federal authority as provided in subsection (4), may allow point or nonpoint sources that will achieve greater pollutant reductions than required by an adopted total maximum daily load or wasteload allocation to generate, register, and trade water quality credits for the excess reductions to enable other sources to achieve their allocation; however, the generation of water quality credits does not remove the obligation of a source or activity to meet applicable technology requirements or adopted best management practices. Such plans must allow trading between NPDES permittees, and trading that may or may not involve NPDES permittees, where the generation or use of the credits involve an entity or activity not subject to department water discharge permits whose owner voluntarily elects to obtain department authorization for the generation and sale of credits.

8. ~~The provisions of~~ The department's rule relating to the equitable abatement of pollutants into surface waters do not apply to water bodies or water body segments for which a basin management plan that takes into account future new or expanded activities or discharges has been adopted under this section.

9. In order to promote resilient utilities, if the department identifies domestic wastewater facilities or onsite



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sewage treatment and disposal systems as contributors of at least 20 percent of point source or nonpoint source nutrient pollution or if the department determines remediation is necessary to achieve the total maximum daily load, a basin management action plan for a nutrient total maximum daily load must include the following:

a. A wastewater treatment plan that addresses domestic wastewater developed by each local government in cooperation with the department, the water management district, and the public and private domestic wastewater facilities within the jurisdiction of the local government. The wastewater treatment plan must:

(I) Provide for construction, expansion, or upgrades necessary to achieve the total maximum daily load requirements applicable to the domestic wastewater facility.

(II) Include the permitted capacity in average annual gallons per day for the domestic wastewater facility; the average nutrient concentration and the estimated average nutrient load of the domestic wastewater; a timeline of the dates by which the construction of any facility improvements will begin and be completed and the date by which operations of the improved facility will begin; the estimated cost of the improvements; and the identity of responsible parties.

The wastewater treatment plan must be adopted as part of the basin management action plan no later than July 1, 2025. A local government that does not have a domestic wastewater treatment facility in its jurisdiction is not required to develop a wastewater treatment plan unless there is a demonstrated need to



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establish a domestic wastewater treatment facility within its jurisdiction to improve water quality necessary to achieve a total maximum daily load. A local government is not responsible for a private domestic wastewater facility's compliance with a basin management action plan.

b. An onsite sewage treatment and disposal system remediation plan developed by each local government in cooperation with the department, the Department of Health, water management districts, and public and private domestic wastewater facilities.

(I) The onsite sewage treatment and disposal system remediation plan must identify cost-effective and financially feasible projects necessary to achieve the nutrient load reductions required for onsite sewage treatment and disposal systems. To identify cost-effective and financially feasible projects for remediation of onsite sewage treatment and disposal systems, the local government shall:

(A) Include an inventory of onsite sewage treatment and disposal systems based on the best information available;

(B) Identify onsite sewage treatment and disposal systems that would be eliminated through connection to existing or future central domestic wastewater infrastructure in the jurisdiction or domestic wastewater service area of the local government, that would be replaced with or upgraded to enhanced nutrient-reducing systems, or that would remain on conventional onsite sewage treatment and disposal systems;

(C) Estimate the costs of potential onsite sewage treatment and disposal systems connections, upgrades, or replacements; and

(D) Identify deadlines and interim milestones for the



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planning, design, and construction of projects.

(II) The department shall adopt the onsite sewage treatment and disposal system remediation plan as part of the basin management action plan no later than July 1, 2025, or as required for Outstanding Florida Springs under s. 373.807.

10. When identifying wastewater projects in a basin management action plan, the department may not require the higher cost option if it achieves the same nutrient load reduction as a lower cost option.

(b) Total maximum daily load implementation.—

1. The department shall be the lead agency in coordinating the implementation of the total maximum daily loads through existing water quality protection programs. Application of a total maximum daily load by a water management district must be consistent with this section and does not require the issuance of an order or a separate action pursuant to s. 120.536(1) or s. 120.54 for the adoption of the calculation and allocation previously established by the department. Such programs may include, but are not limited to:

a. Permitting and other existing regulatory programs, including water-quality-based effluent limitations;

b. Nonregulatory and incentive-based programs, including best management practices, cost sharing, waste minimization, pollution prevention, agreements established pursuant to s. 403.061(22) ~~s. 403.061(21)~~, and public education;

c. Other water quality management and restoration activities, for example surface water improvement and management plans approved by water management districts or basin management action plans developed pursuant to this subsection;



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- 1390 d. Trading of water quality credits or other equitable  
1391 economically based agreements;
- 1392 e. Public works including capital facilities; or  
1393 f. Land acquisition.
- 1394 2. For a basin management action plan adopted pursuant to  
1395 paragraph (a), any management strategies and pollutant reduction  
1396 requirements associated with a pollutant of concern for which a  
1397 total maximum daily load has been developed, including effluent  
1398 limits set forth for a discharger subject to NPDES permitting,  
1399 if any, must be included in a timely manner in subsequent NPDES  
1400 permits or permit modifications for that discharger. The  
1401 department may not impose limits or conditions implementing an  
1402 adopted total maximum daily load in an NPDES permit until the  
1403 permit expires, the discharge is modified, or the permit is  
1404 reopened pursuant to an adopted basin management action plan.
- 1405 a. Absent a detailed allocation, total maximum daily loads  
1406 must be implemented through NPDES permit conditions that provide  
1407 for a compliance schedule. In such instances, a facility's NPDES  
1408 permit must allow time for the issuance of an order adopting the  
1409 basin management action plan. The time allowed for the issuance  
1410 of an order adopting the plan may not exceed 5 years. Upon  
1411 issuance of an order adopting the plan, the permit must be  
1412 reopened or renewed, as necessary, and permit conditions  
1413 consistent with the plan must be established. Notwithstanding  
1414 the other provisions of this subparagraph, upon request by an  
1415 NPDES permittee, the department as part of a permit issuance,  
1416 renewal, or modification may establish individual allocations  
1417 before the adoption of a basin management action plan.
- 1418 b. For holders of NPDES municipal separate storm sewer



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- 1419 system permits and other stormwater sources, implementation of a  
1420 total maximum daily load or basin management action plan must be  
1421 achieved, to the maximum extent practicable, through the use of  
1422 best management practices or other management measures.
- 1423 c. The basin management action plan does not relieve the  
1424 discharger from any requirement to obtain, renew, or modify an  
1425 NPDES permit or to abide by other requirements of the permit.
- 1426 d. Management strategies set forth in a basin management  
1427 action plan to be implemented by a discharger subject to  
1428 permitting by the department must be completed pursuant to the  
1429 schedule set forth in the basin management action plan. This  
1430 implementation schedule may extend beyond the 5-year term of an  
1431 NPDES permit.
- 1432 e. Management strategies and pollution reduction  
1433 requirements set forth in a basin management action plan for a  
1434 specific pollutant of concern are not subject to challenge under  
1435 chapter 120 at the time they are incorporated, in an identical  
1436 form, into a subsequent NPDES permit or permit modification.
- 1437 f. For nonagricultural pollutant sources not subject to  
1438 NPDES permitting but permitted pursuant to other state,  
1439 regional, or local water quality programs, the pollutant  
1440 reduction actions adopted in a basin management action plan must  
1441 be implemented to the maximum extent practicable as part of  
1442 those permitting programs.
- 1443 g. A nonpoint source discharger included in a basin  
1444 management action plan must demonstrate compliance with the  
1445 pollutant reductions established under subsection (6) by  
1446 implementing the appropriate best management practices  
1447 established pursuant to paragraph (c) or conducting water





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quality monitoring prescribed by the department or a water management district. A nonpoint source discharger may, in accordance with department rules, supplement the implementation of best management practices with water quality credit trades in order to demonstrate compliance with the pollutant reductions established under subsection (6).

h. A nonpoint source discharger included in a basin management action plan may be subject to enforcement action by the department or a water management district based upon a failure to implement the responsibilities set forth in subparagraph g.

i. A landowner, discharger, or other responsible person who is implementing applicable management strategies specified in an adopted basin management action plan may not be required by permit, enforcement action, or otherwise to implement additional management strategies, including water quality credit trading, to reduce pollutant loads to attain the pollutant reductions established pursuant to subsection (6) and shall be deemed to be in compliance with this section. This subparagraph does not limit the authority of the department to amend a basin management action plan as specified in subparagraph (a)6.

(c) *Best management practices.*—

1. The department, in cooperation with the water management districts and other interested parties, as appropriate, may develop suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for nonagricultural nonpoint pollutant sources in allocations developed pursuant to subsection (6) and this subsection. These practices and measures



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may be adopted by rule by the department and the water management districts and, where adopted by rule, shall be implemented by those parties responsible for nonagricultural nonpoint source pollution.

2. The Department of Agriculture and Consumer Services may develop and adopt by rule pursuant to ss. 120.536(1) and 120.54 suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for agricultural pollutant sources in allocations developed pursuant to subsection (6) and this subsection or for programs implemented pursuant to paragraph (12)(b). These practices and measures may be implemented by those parties responsible for agricultural pollutant sources and the department, the water management districts, and the Department of Agriculture and Consumer Services shall assist with implementation. In the process of developing and adopting rules for interim measures, best management practices, or other measures, the Department of Agriculture and Consumer Services shall consult with the department, the Department of Health, the water management districts, representatives from affected farming groups, and environmental group representatives. Such rules must also incorporate provisions for a notice of intent to implement the practices and a system to assure the implementation of the practices, including site inspection and recordkeeping requirements.

3. Where interim measures, best management practices, or other measures are adopted by rule, the effectiveness of such practices in achieving the levels of pollution reduction established in allocations developed by the department pursuant



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1506 to subsection (6) and this subsection or in programs implemented  
1507 pursuant to paragraph (12)(b) must be verified at representative  
1508 sites by the department. The department shall use best  
1509 professional judgment in making the initial verification that  
1510 the best management practices are reasonably expected to be  
1511 effective and, where applicable, must notify the appropriate  
1512 water management district or the Department of Agriculture and  
1513 Consumer Services of its initial verification before the  
1514 adoption of a rule proposed pursuant to this paragraph.  
1515 Implementation, in accordance with rules adopted under this  
1516 paragraph, of practices that have been initially verified to be  
1517 effective, or verified to be effective by monitoring at  
1518 representative sites, by the department, shall provide a  
1519 presumption of compliance with state water quality standards and  
1520 release from ~~the provisions of~~ s. 376.307(5) for those  
1521 pollutants addressed by the practices, and the department is not  
1522 authorized to institute proceedings against the owner of the  
1523 source of pollution to recover costs or damages associated with  
1524 the contamination of surface water or groundwater caused by  
1525 those pollutants. Research projects funded by the department, a  
1526 water management district, or the Department of Agriculture and  
1527 Consumer Services to develop or demonstrate interim measures or  
1528 best management practices shall be granted a presumption of  
1529 compliance with state water quality standards and a release from  
1530 ~~the provisions of~~ s. 376.307(5). The presumption of compliance  
1531 and release is limited to the research site and only for those  
1532 pollutants addressed by the interim measures or best management  
1533 practices. Eligibility for the presumption of compliance and  
1534 release is limited to research projects on sites where the owner



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1535 or operator of the research site and the department, a water  
1536 management district, or the Department of Agriculture and  
1537 Consumer Services have entered into a contract or other  
1538 agreement that, at a minimum, specifies the research objectives,  
1539 the cost-share responsibilities of the parties, and a schedule  
1540 that details the beginning and ending dates of the project.

1541 4. Where water quality problems are demonstrated, despite  
1542 the appropriate implementation, operation, and maintenance of  
1543 best management practices and other measures required by rules  
1544 adopted under this paragraph, the department, a water management  
1545 district, or the Department of Agriculture and Consumer  
1546 Services, in consultation with the department, shall institute a  
1547 reevaluation of the best management practice or other measure.  
1548 Should the reevaluation determine that the best management  
1549 practice or other measure requires modification, the department,  
1550 a water management district, or the Department of Agriculture  
1551 and Consumer Services, as appropriate, shall revise the rule to  
1552 require implementation of the modified practice within a  
1553 reasonable time period as specified in the rule.

1554 5. Subject to subparagraph 6., the Department of  
1555 Agriculture and Consumer Services shall provide to the  
1556 department information that it obtains pursuant to subparagraph  
1557 (d)3.

1558 6. Agricultural records relating to processes or methods of  
1559 production, costs of production, profits, or other financial  
1560 information held by the Department of Agriculture and Consumer  
1561 Services pursuant to subparagraphs 3., ~~and~~ 4., and 5. or  
1562 pursuant to any rule adopted pursuant to subparagraph 2. are  
1563 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I



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of the State Constitution. Upon request, records made confidential and exempt pursuant to this subparagraph shall be released to the department or any water management district provided that the confidentiality specified by this subparagraph for such records is maintained.

~~7.6. The provisions of~~ Subparagraphs 1. and 2. do not preclude the department or water management district from requiring compliance with water quality standards or with current best management practice requirements set forth in any applicable regulatory program authorized by law for the purpose of protecting water quality. Additionally, subparagraphs 1. and 2. are applicable only to the extent that they do not conflict with any rules adopted by the department that are necessary to maintain a federally delegated or approved program.

(d) *Enforcement and verification of basin management action plans and management strategies.*—

1. Basin management action plans are enforceable pursuant to this section and ss. 403.121, 403.141, and 403.161. Management strategies, including best management practices and water quality monitoring, are enforceable under this chapter.

2. No later than January 1, 2017:

a. The department, in consultation with the water management districts and the Department of Agriculture and Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of water quality monitoring required in lieu of implementation of best management practices or other measures pursuant to sub-subparagraph (b)2.g.;

b. The department, in consultation with the water management districts and the Department of Agriculture and



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Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of nonagricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph (c)1.; and

c. The Department of Agriculture and Consumer Services, in consultation with the water management districts and the department, shall initiate rulemaking to adopt procedures to verify implementation of agricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph(c)2.

The rules required under this subparagraph shall include enforcement procedures applicable to the landowner, discharger, or other responsible person required to implement applicable management strategies, including best management practices or water quality monitoring as a result of noncompliance.

3. At least every 2 years, the Department of Agriculture and Consumer Services shall perform onsite inspections of each agricultural producer that enrolls in a best management practice to ensure that such practice is being properly implemented. Such verification must include a review of the best management practice documentation required by rule adopted in accordance with subparagraph (c)2., including, but not limited to, nitrogen and phosphorous fertilizer application records, which must be collected and retained pursuant to subparagraphs (c)3., 4., and 6.

(e) *Data collection and research.*—

1. The Department of Agriculture and Consumer Services, the University of Florida Institute of Food and Agricultural



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1622 Sciences, and other state universities and Florida College  
1623 System institutions with agricultural research programs may  
1624 annually develop research plans and legislative budget requests  
1625 to:  
1626 a. Evaluate and suggest enhancements to the existing  
1627 adopted agricultural best management practices to reduce  
1628 nutrients;  
1629 b. Develop new best management practices that, if proven  
1630 effective, the Department of Agriculture and Consumer Services  
1631 may adopt by rule pursuant to paragraph (c); and  
1632 c. Develop agricultural nutrient reduction projects that  
1633 willing participants could implement on a site-specific,  
1634 cooperative basis, in addition to best management practices. The  
1635 department may consider these projects for inclusion in a basin  
1636 management action plan. These nutrient reduction projects must  
1637 reduce the nutrient impacts from agricultural operations on  
1638 water quality when evaluated with the projects and management  
1639 strategies currently included in the basin management action  
1640 plan.  
1641 2. To be considered for funding, the University of Florida  
1642 Institute of Food and Agricultural Sciences and other state  
1643 universities and Florida College System institutions that have  
1644 agricultural research programs must submit such plans to the  
1645 department and the Department of Agriculture and Consumer  
1646 Services by August 1 of each year.  
1647 Section 10. Section 403.0673, Florida Statutes, is created  
1648 to read:  
1649 403.0673 Wastewater grant program.—A wastewater grant  
1650 program is established within the Department of Environmental



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1651 Protection.  
1652 (1) Subject to the appropriation of funds by the  
1653 Legislature, the department may provide grants for the following  
1654 projects within a basin management action plan, an alternative  
1655 restoration plan adopted by final order, or a rural area of  
1656 opportunity under s. 288.0656 which will individually or  
1657 collectively reduce excess nutrient pollution:  
1658 (a) Projects to retrofit onsite sewage treatment and  
1659 disposal systems to upgrade them to enhanced nutrient-reducing  
1660 onsite sewage treatment and disposal systems.  
1661 (b) Projects to construct, upgrade, or expand facilities to  
1662 provide advanced waste treatment, as defined in s. 403.086(4).  
1663 (c) Projects to connect onsite sewage treatment and  
1664 disposal systems to central sewer facilities.  
1665 (2) In allocating such funds, priority must be given to  
1666 projects that subsidize the connection of onsite sewage  
1667 treatment and disposal systems to wastewater treatment plants.  
1668 First priority must be given to subsidize connection to existing  
1669 infrastructure. Second priority must be given to any expansion  
1670 of a collection or transmission system that promotes efficiency  
1671 by planning the installation of wastewater transmission  
1672 facilities to be constructed concurrently with other  
1673 construction projects occurring within or along a transportation  
1674 facility right-of-way. Third priority must be given to all other  
1675 connection of onsite sewage treatment and disposal systems to a  
1676 wastewater treatment plants. The department shall consider the  
1677 estimated reduction in nutrient load per project; project  
1678 readiness; cost-effectiveness of the project; overall  
1679 environmental benefit of a project; the location of a project;



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1680 the availability of local matching funds; and projected water  
1681 savings or quantity improvements associated with a project.

1682 (3) Each grant for a project described in subsection (1)  
1683 must require a minimum of a 50 percent local match of funds.  
1684 However, the department may, at its discretion, waive, in whole  
1685 or in part, this consideration of the local contribution for  
1686 proposed projects within an area designated as a rural area of  
1687 opportunity under s. 288.0656.

1688 (4) The department shall coordinate with each water  
1689 management district, as necessary, to identify grant recipients  
1690 in each district.

1691 (5) Beginning January 1, 2021, and each January 1  
1692 thereafter, the department shall submit a report regarding the  
1693 projects funded pursuant to this section to the Governor, the  
1694 President of the Senate, and the Speaker of the House of  
1695 Representatives.

1696 Section 11. Section 403.0855, Florida Statutes, is created  
1697 to read:

1698 403.0855 Biosolids management.—The Legislature finds that  
1699 it is in the best interest of this state to regulate biosolids  
1700 management in order to minimize the migration of nutrients that  
1701 impair waterbodies. The Legislature further finds that the  
1702 expedited implementation of the recommendations of the Biosolids  
1703 Technical Advisory Committee, including permitting according to  
1704 site-specific application conditions, an increased inspection  
1705 rate, groundwater and surface water monitoring protocols, and  
1706 nutrient management research, will improve biosolids management  
1707 and assist in protecting this state's water resources and water  
1708 quality. The department shall adopt rules for biosolids



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1709 management. Rules adopted by the department pursuant to this  
1710 section before the 2021 regular legislative session are not  
1711 subject to s. 120.541(3). A municipality or county may enforce  
1712 or extend an ordinance, a regulation, a resolution, a rule, a  
1713 moratorium, or a policy, any of which was adopted before  
1714 November 1, 2019, relating to the land application of Class B  
1715 biosolids until the ordinance, regulation, resolution, rule,  
1716 moratorium, or policy is repealed by the municipality or county.

1717 Section 12. Present subsections (7) through (10) of section  
1718 403.086, Florida Statutes, are redesignated as subsections (8)  
1719 through (11), respectively, a new subsection (7) is added to  
1720 that section, and paragraph (c) of subsection (1) and subsection  
1721 (2) of that section are amended, to read:

1722 403.086 Sewage disposal facilities; advanced and secondary  
1723 waste treatment.—

1724 (1)

1725 (c) Notwithstanding any other provisions of this chapter or  
1726 chapter 373, facilities for sanitary sewage disposal may not  
1727 dispose of any wastes into Old Tampa Bay, Tampa Bay,  
1728 Hillsborough Bay, Boca Ciega Bay, St. Joseph Sound, Clearwater  
1729 Bay, Sarasota Bay, Little Sarasota Bay, Roberts Bay, Lemon Bay,  
1730 or Charlotte Harbor Bay, Indian River Lagoon beginning July 1,  
1731 2025, or into any river, stream, channel, canal, bay, bayou,  
1732 sound, or other water tributary thereto, without providing  
1733 advanced waste treatment, as defined in subsection (4), approved  
1734 by the department. This paragraph shall not apply to facilities  
1735 which were permitted by February 1, 1987, and which discharge  
1736 secondary treated effluent, followed by water hyacinth  
1737 treatment, to tributaries of tributaries of the named waters; or



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to facilities permitted to discharge to the nontidally influenced portions of the Peace River.

(2) Any facilities for sanitary sewage disposal shall provide for secondary waste treatment, a power outage contingency plan that mitigates the impacts of power outages on the utility's collection system and pump stations, and, in addition thereto, advanced waste treatment as deemed necessary and ordered by the Department of Environmental Protection. Failure to conform is ~~shall be~~ punishable by a civil penalty of \$500 for each 24-hour day or fraction thereof that such failure is allowed to continue thereafter.

(7) All facilities for sanitary sewage under subsection (2) which control a collection or transmission system of pipes and pumps to collect and transmit wastewater from domestic or industrial sources to the facility shall take steps to prevent sanitary sewer overflows or underground pipe leaks and ensure that collected wastewater reaches the facility for appropriate treatment. Facilities must use inflow and infiltration studies and leakage surveys to develop pipe assessment, repair, and replacement action plans that comply with department rule to limit, reduce, and eliminate leaks, seepages, or inputs into wastewater treatment systems' underground pipes. The pipe assessment, repair, and replacement action plans must be reported to the department. The facility action plan must include information regarding the annual expenditures dedicated to the inflow and infiltration studies and the required replacement action plans, as well as expenditures that are dedicated to pipe assessment, repair, and replacement. The department shall adopt rules regarding the implementation of



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inflow and infiltration studies and leakage surveys; however, such department rules may not fix or revise utility rates or budgets. Any entity subject to this subsection and s. 403.061(14) may submit one report to comply with both provisions. Substantial compliance with this subsection is evidence in mitigation for the purposes of assessing penalties pursuant to ss. 403.121 and 403.141.

Section 13. Present subsections (4) through (10) of section 403.087, Florida Statutes, are redesignated as subsections (5) through (11), respectively, and a new subsection (4) is added to that section, to read:

403.087 Permits; general issuance; denial; revocation; prohibition; penalty.—

(4) The department shall issue an operation permit for a domestic wastewater treatment facility other than a facility regulated under the National Pollutant Discharge Elimination System Program under s. 403.0885 for a term of up to 10 years if the facility is meeting the stated goals in its action plan adopted pursuant to s. 403.086(7).

Section 14. Present subsections (3) and (4) of section 403.088, Florida Statutes, are redesignated as subsections (4) and (5), respectively, a new subsection (3) is added to that section, and paragraph (c) of subsection (2) of that section is amended, to read:

403.088 Water pollution operation permits; conditions.—

(2)

(c) A permit shall:

1. Specify the manner, nature, volume, and frequency of the discharge permitted;



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1796 2. Require proper operation and maintenance of any  
1797 pollution abatement facility by qualified personnel in  
1798 accordance with standards established by the department;  
1799 3. Require a deliberate, proactive approach to  
1800 investigating or surveying a significant percentage of the  
1801 domestic wastewater collection system throughout the duration of  
1802 the permit to determine pipe integrity, which must be  
1803 accomplished in an economically feasible manner. The permittee  
1804 shall submit an annual report to the department which details  
1805 facility revenues and expenditures in a manner prescribed by  
1806 department rule. The report must detail any deviation of annual  
1807 expenditures from identified system needs related to inflow and  
1808 infiltration studies; model plans for pipe assessment, repair,  
1809 and replacement; and pipe assessment, repair, and replacement  
1810 required under s. 403.086(7). Substantial compliance with this  
1811 subsection is evidence in mitigation for the purposes of  
1812 assessing penalties pursuant to ss. 403.121 and 403.141;  
1813 4. Contain such additional conditions, requirements, and  
1814 restrictions as the department deems necessary to preserve and  
1815 protect the quality of the receiving waters;  
1816 ~~5.4-~~ Be valid for the period of time specified therein; and  
1817 ~~6.5-~~ Constitute the state National Pollutant Discharge  
1818 Elimination System permit when issued pursuant to the authority  
1819 in s. 403.0885.  
1820 (3) No later than March 1 of each year, the department  
1821 shall submit a report to the Governor, the President of the  
1822 Senate, and the Speaker of the House of Representatives which  
1823 identifies all domestic wastewater treatment facilities that  
1824 experienced a sanitary sewer overflow in the preceding calendar



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1825 year. The report must identify the utility name, operator,  
1826 permitted capacity in annual average gallons per day, the number  
1827 of overflows, and the total volume of sewage released, and, to  
1828 the extent known and available, the volume of sewage recovered,  
1829 the volume of sewage discharged to surface waters, and the cause  
1830 of the sanitary sewer overflow, including whether it was caused  
1831 by a third party. The department shall include with this report  
1832 the annual report specified under subparagraph (2)(c)3. for each  
1833 utility that experienced an overflow.  
1834 Section 15. Subsection (6) of section 403.0891, Florida  
1835 Statutes, is amended to read:  
1836 403.0891 State, regional, and local stormwater management  
1837 plans and programs.—The department, the water management  
1838 districts, and local governments shall have the responsibility  
1839 for the development of mutually compatible stormwater management  
1840 programs.  
1841 (6) The department and the Department of Economic  
1842 Opportunity, in cooperation with local governments in the  
1843 coastal zone, shall develop a model stormwater management  
1844 program that could be adopted by local governments. The model  
1845 program must contain model ordinances that target nutrient  
1846 reduction practices and use green infrastructure. The model  
1847 program shall contain dedicated funding options, including a  
1848 stormwater utility fee system based upon an equitable unit cost  
1849 approach. Funding options shall be designed to generate capital  
1850 to retrofit existing stormwater management systems, build new  
1851 treatment systems, operate facilities, and maintain and service  
1852 debt.  
1853 Section 16. Paragraphs (b) and (g) of subsection (2),



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paragraph (b) of subsection (3), and subsections (8) and (9) of section 403.121, Florida Statutes, are amended to read:

403.121 Enforcement; procedure; remedies.—The department shall have the following judicial and administrative remedies available to it for violations of this chapter, as specified in s. 403.161(1).

(2) Administrative remedies:

(b) If the department has reason to believe a violation has occurred, it may institute an administrative proceeding to order the prevention, abatement, or control of the conditions creating the violation or other appropriate corrective action. Except for violations involving hazardous wastes, asbestos, or underground injection, the department shall proceed administratively in all cases in which the department seeks administrative penalties that do not exceed \$50,000 ~~\$10,000~~ per assessment as calculated in accordance with subsections (3), (4), (5), (6), and (7). Pursuant to 42 U.S.C. s. 300g-2, the administrative penalty assessed pursuant to subsection (3), subsection (4), or subsection (5) against a public water system serving a population of more than 10,000 shall be not less than \$1,000 per day per violation. The department shall not impose administrative penalties in excess of \$50,000 ~~\$10,000~~ in a notice of violation. The department shall not have more than one notice of violation seeking administrative penalties pending against the same party at the same time unless the violations occurred at a different site or the violations were discovered by the department subsequent to the filing of a previous notice of violation.

(g) Nothing herein shall be construed as preventing any



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other legal or administrative action in accordance with law. Nothing in this subsection shall limit the department's authority provided in ss. 403.131, 403.141, and this section to judicially pursue injunctive relief. When the department exercises its authority to judicially pursue injunctive relief, penalties in any amount up to the statutory maximum sought by the department must be pursued as part of the state court action and not by initiating a separate administrative proceeding. The department retains the authority to judicially pursue penalties in excess of \$50,000 ~~\$10,000~~ for violations not specifically included in the administrative penalty schedule, or for multiple or multiday violations alleged to exceed a total of \$50,000 ~~\$10,000~~. The department also retains the authority provided in ss. 403.131, 403.141, and this section to judicially pursue injunctive relief and damages, if a notice of violation seeking the imposition of administrative penalties has not been issued. The department has the authority to enter into a settlement, either before or after initiating a notice of violation, and the settlement may include a penalty amount different from the administrative penalty schedule. Any case filed in state court because it is alleged to exceed a total of \$50,000 ~~\$10,000~~ in penalties may be settled in the court action for less than \$50,000 ~~\$10,000~~.

(3) Except for violations involving hazardous wastes, asbestos, or underground injection, administrative penalties must be calculated according to the following schedule:

(b) For failure to obtain a required wastewater permit, other than a permit required for surface water discharge, the department shall assess a penalty of \$2,000 ~~\$1,000~~. For a





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domestic or industrial wastewater violation not involving a surface water or groundwater quality violation, the department shall assess a penalty of \$4,000 ~~\$2,000~~ for an unpermitted or unauthorized discharge or effluent-limitation exceedance or failure to comply with s. 403.061(14) or s. 403.086(7) or rules adopted thereunder. For an unpermitted or unauthorized discharge or effluent-limitation exceedance that resulted in a surface water or groundwater quality violation, the department shall assess a penalty of \$10,000 ~~\$5,000~~.

(8) The direct economic benefit gained by the violator from the violation, where consideration of economic benefit is provided by Florida law or required by federal law as part of a federally delegated or approved program, shall be added to the scheduled administrative penalty. The total administrative penalty, including any economic benefit added to the scheduled administrative penalty, shall not exceed \$20,000 ~~\$10,000~~.

(9) The administrative penalties assessed for any particular violation shall not exceed \$10,000 ~~\$5,000~~ against any one violator, unless the violator has a history of noncompliance, the economic benefit of the violation as described in subsection (8) exceeds \$10,000 ~~\$5,000~~, or there are multiday violations. The total administrative penalties shall not exceed \$50,000 ~~\$10,000~~ per assessment for all violations attributable to a specific person in the notice of violation.

Section 17. Subsection (7) of section 403.1835, Florida Statutes, is amended to read:

403.1835 Water pollution control financial assistance.—

(7) Eligible projects must be given priority according to the extent each project is intended to remove, mitigate, or



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prevent adverse effects on surface or ground water quality and public health. The relative costs of achieving environmental and public health benefits must be taken into consideration during the department's assignment of project priorities. The department shall adopt a priority system by rule. In developing the priority system, the department shall give priority to projects that:

(a) Eliminate public health hazards;

(b) Enable compliance with laws requiring the elimination of discharges to specific water bodies, including the requirements of s. 403.086(10) ~~s. 403.086(9)~~ regarding domestic wastewater ocean outfalls;

(c) Assist in the implementation of total maximum daily loads adopted under s. 403.067;

(d) Enable compliance with other pollution control requirements, including, but not limited to, toxics control, wastewater residuals management, and reduction of nutrients and bacteria;

(e) Assist in the implementation of surface water improvement and management plans and pollutant load reduction goals developed under state water policy;

(f) Promote reclaimed water reuse;

(g) Eliminate failing onsite sewage treatment and disposal systems or those that are causing environmental damage; or

(h) Reduce pollutants to and otherwise promote the restoration of Florida's surface and ground waters.

(i) Implement the requirements of ss. 403.086(7) and 403.088(2)(c).

(j) Promote efficiency by planning for the installation of



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1970 wastewater transmission facilities to be constructed  
1971 concurrently with other construction projects occurring within  
1972 or along a transportation facility right-of-way.

1973 Section 18. Paragraph (b) of subsection (3) of section  
1974 403.1838, Florida Statutes, is amended to read:

1975 403.1838 Small Community Sewer Construction Assistance  
1976 Act.—

1977 (3)

1978 (b) The rules of the Environmental Regulation Commission  
1979 must:

1980 1. Require that projects to plan, design, construct,  
1981 upgrade, or replace wastewater collection, transmission,  
1982 treatment, disposal, and reuse facilities be cost-effective,  
1983 environmentally sound, permissible, and implementable.

1984 2. Require appropriate user charges, connection fees, and  
1985 other charges sufficient to ensure the long-term operation,  
1986 maintenance, and replacement of the facilities constructed under  
1987 each grant.

1988 3. Require grant applications to be submitted on  
1989 appropriate forms with appropriate supporting documentation, and  
1990 require records to be maintained.

1991 4. Establish a system to determine eligibility of grant  
1992 applications.

1993 5. Establish a system to determine the relative priority of  
1994 grant applications. The system must consider public health  
1995 protection and water pollution prevention or abatement and must  
1996 prioritize projects that plan for the installation of wastewater  
1997 transmission facilities to be constructed concurrently with  
1998 other construction projects occurring within or along a



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1999 transportation facility right-of-way.

2000 6. Establish requirements for competitive procurement of  
2001 engineering and construction services, materials, and equipment.

2002 7. Provide for termination of grants when program  
2003 requirements are not met.

2004 Section 19. The Legislature determines and declares that  
2005 this act fulfills an important state interest.

2006 Section 20. Effective July 1, 2021, subsection (5) of  
2007 section 153.54, Florida Statutes, is amended to read:

2008 153.54 Preliminary report by county commissioners with  
2009 respect to creation of proposed district.—Upon receipt of a  
2010 petition duly signed by not less than 25 qualified electors who  
2011 are also freeholders residing within an area proposed to be  
2012 incorporated into a water and sewer district pursuant to this  
2013 law and describing in general terms the proposed boundaries of  
2014 such proposed district, the board of county commissioners if it  
2015 shall deem it necessary and advisable to create and establish  
2016 such proposed district for the purpose of constructing,  
2017 establishing or acquiring a water system or a sewer system or  
2018 both in and for such district (herein called "improvements"),  
2019 shall first cause a preliminary report to be made which such  
2020 report together with any other relevant or pertinent matters,  
2021 shall include at least the following:

2022 (5) For the construction of a new proposed central sewerage  
2023 system or the extension of an existing sewerage system that was  
2024 not previously approved, the report shall include a study that  
2025 includes the available information from the Department of  
2026 Environmental Protection ~~Health~~ on the history of onsite sewage  
2027 treatment and disposal systems currently in use in the area and



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a comparison of the projected costs to the owner of a typical lot or parcel of connecting to and using the proposed sewerage system versus installing, operating, and properly maintaining an onsite sewage treatment and disposal system that is approved by the Department of Environmental Protection Health and that provides for the comparable level of environmental and health protection as the proposed central sewerage system; consideration of the local authority's obligations or reasonably anticipated obligations for water body cleanup and protection under state or federal programs, including requirements for water bodies listed under s. 303(d) of the Clean Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq.; and other factors deemed relevant by the local authority.

Such report shall be filed in the office of the clerk of the circuit court and shall be open for the inspection of any taxpayer, property owner, qualified elector or any other interested or affected person.

Section 21. Effective July 1, 2021, paragraph (c) of subsection (2) of section 153.73, Florida Statutes, is amended to read:

153.73 Assessable improvements; levy and payment of special assessments.—Any district may provide for the construction or reconstruction of assessable improvements as defined in s. 153.52, and for the levying of special assessments upon benefited property for the payment thereof, under ~~the provisions of~~ this section.

(2)

(c) For the construction of a new proposed central sewerage



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system or the extension of an existing sewerage system that was not previously approved, the report shall include a study that includes the available information from the Department of Environmental Protection Health on the history of onsite sewage treatment and disposal systems currently in use in the area and a comparison of the projected costs to the owner of a typical lot or parcel of connecting to and using the proposed sewerage system versus installing, operating, and properly maintaining an onsite sewage treatment and disposal system that is approved by the Department of Environmental Protection Health and that provides for the comparable level of environmental and health protection as the proposed central sewerage system; consideration of the local authority's obligations or reasonably anticipated obligations for water body cleanup and protection under state or federal programs, including requirements for water bodies listed under s. 303(d) of the Clean Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq.; and other factors deemed relevant by the local authority.

Section 22. Effective July 1, 2021, subsection (2) of section 163.3180, Florida Statutes, is amended to read:

163.3180 Concurrency.—

(2) Consistent with public health and safety, sanitary sewer, solid waste, drainage, adequate water supplies, and potable water facilities shall be in place and available to serve new development no later than the issuance by the local government of a certificate of occupancy or its functional equivalent. Prior to approval of a building permit or its functional equivalent, the local government shall consult with the applicable water supplier to determine whether adequate



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2086 water supplies to serve the new development will be available no  
2087 later than the anticipated date of issuance by the local  
2088 government of a certificate of occupancy or its functional  
2089 equivalent. A local government may meet the concurrency  
2090 requirement for sanitary sewer through the use of onsite sewage  
2091 treatment and disposal systems approved by the Department of  
2092 Environmental Protection Health to serve new development.

2093 Section 23. Effective July 1, 2021, subsection (3) of  
2094 section 180.03, Florida Statutes, is amended to read:

2095 180.03 Resolution or ordinance proposing construction or  
2096 extension of utility; objections to same.—

2097 (3) For the construction of a new proposed central sewerage  
2098 system or the extension of an existing central sewerage system  
2099 that was not previously approved, the report shall include a  
2100 study that includes the available information from the  
2101 Department of Environmental Protection Health on the history of  
2102 onsite sewage treatment and disposal systems currently in use in  
2103 the area and a comparison of the projected costs to the owner of  
2104 a typical lot or parcel of connecting to and using the proposed  
2105 central sewerage system versus installing, operating, and  
2106 properly maintaining an onsite sewage treatment and disposal  
2107 system that is approved by the Department of Environmental  
2108 Protection Health and that provides for the comparable level of  
2109 environmental and health protection as the proposed central  
2110 sewerage system; consideration of the local authority's  
2111 obligations or reasonably anticipated obligations for water body  
2112 cleanup and protection under state or federal programs,  
2113 including requirements for water bodies listed under s. 303(d)  
2114 of the Clean Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251



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2115 et seq.; and other factors deemed relevant by the local  
2116 authority. The results of such a study shall be included in the  
2117 resolution or ordinance required under subsection (1).

2118 Section 24. Subsections (2), (3), and (6) of section  
2119 311.105, Florida Statutes, are amended to read:

2120 311.105 Florida Seaport Environmental Management Committee;  
2121 permitting; mitigation.—

2122 (2) Each application for a permit authorized pursuant to s.  
2123 403.061(38) ~~s. 403.061(37)~~ must include:

2124 (a) A description of maintenance dredging activities to be  
2125 conducted and proposed methods of dredged-material management.

2126 (b) A characterization of the materials to be dredged and  
2127 the materials within dredged-material management sites.

2128 (c) A description of dredged-material management sites and  
2129 plans.

2130 (d) A description of measures to be undertaken, including  
2131 environmental compliance monitoring, to minimize adverse  
2132 environmental effects of maintenance dredging and dredged-  
2133 material management.

2134 (e) Such scheduling information as is required to  
2135 facilitate state supplementary funding of federal maintenance  
2136 dredging and dredged-material management programs consistent  
2137 with beach restoration criteria of the Department of  
2138 Environmental Protection.

2139 (3) Each application for a permit authorized pursuant to s.  
2140 403.061(39) ~~s. 403.061(38)~~ must include ~~the provisions of~~  
2141 paragraphs (2)(b)-(e) and the following:

2142 (a) A description of dredging and dredged-material  
2143 management and other related activities associated with port



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2144 development, including the expansion of navigation channels,  
2145 dredged-material management sites, port harbors, turning basins,  
2146 harbor berths, and associated facilities.

2147 (b) A discussion of environmental mitigation as is proposed  
2148 for dredging and dredged-material management for port  
2149 development, including the expansion of navigation channels,  
2150 dredged-material management sites, port harbors, turning basins,  
2151 harbor berths, and associated facilities.

2152 (6) Dredged-material management activities authorized  
2153 pursuant to s. 403.061(38) ~~s. 403.061(37)~~ or s. 403.061(39) ~~(38)~~  
2154 shall be incorporated into port master plans developed pursuant  
2155 to s. 163.3178(2)(k).

2156 Section 25. Paragraph (d) of subsection (1) of section  
2157 327.46, Florida Statutes, is amended to read:

2158 327.46 Boating-restricted areas.—

2159 (1) Boating-restricted areas, including, but not limited  
2160 to, restrictions of vessel speeds and vessel traffic, may be  
2161 established on the waters of this state for any purpose  
2162 necessary to protect the safety of the public if such  
2163 restrictions are necessary based on boating accidents,  
2164 visibility, hazardous currents or water levels, vessel traffic  
2165 congestion, or other navigational hazards or to protect  
2166 seagrasses on privately owned submerged lands.

2167 (d) Owners of private submerged lands that are adjacent to  
2168 Outstanding Florida Waters, as defined in s. 403.061(28) ~~s.~~  
2169 ~~403.061(27)~~, or an aquatic preserve established under ss.  
2170 258.39-258.399 may request that the commission establish  
2171 boating-restricted areas solely to protect any seagrass and  
2172 contiguous seagrass habitat within their private property



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2173 boundaries from seagrass scarring due to propeller dredging.  
2174 Owners making a request pursuant to this paragraph must  
2175 demonstrate to the commission clear ownership of the submerged  
2176 lands. The commission shall adopt rules to implement this  
2177 paragraph, including, but not limited to, establishing an  
2178 application process and criteria for meeting the requirements of  
2179 this paragraph. Each approved boating-restricted area shall be  
2180 established by commission rule. For marking boating-restricted  
2181 zones established pursuant to this paragraph, owners of  
2182 privately submerged lands shall apply to the commission for a  
2183 uniform waterway marker permit in accordance with ss. 327.40 and  
2184 327.41, and shall be responsible for marking the boating-  
2185 restricted zone in accordance with the terms of the permit.

2186 Section 26. Paragraph (d) of subsection (3) of section  
2187 373.250, Florida Statutes, is amended to read:

2188 373.250 Reuse of reclaimed water.—

2189 (3)

2190 (d) The South Florida Water Management District shall  
2191 require the use of reclaimed water made available by the  
2192 elimination of wastewater ocean outfall discharges as provided  
2193 for in s. 403.086(10) ~~s. 403.086(9)~~ in lieu of surface water or  
2194 groundwater when the use of reclaimed water is available; is  
2195 environmentally, economically, and technically feasible; and is  
2196 of such quality and reliability as is necessary to the user.  
2197 Such reclaimed water may also be required in lieu of other  
2198 alternative sources. In determining whether to require such  
2199 reclaimed water in lieu of other alternative sources, the water  
2200 management district shall consider existing infrastructure  
2201 investments in place or obligated to be constructed by an



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2202 executed contract or similar binding agreement as of July 1,  
2203 2011, for the development of other alternative sources.

2204 Section 27. Subsection (9) of section 373.414, Florida  
2205 Statutes, is amended to read:

2206 373.414 Additional criteria for activities in surface  
2207 waters and wetlands.—

2208 (9) The department and the governing boards, on or before  
2209 July 1, 1994, shall adopt rules to incorporate ~~the provisions of~~  
2210 this section, relying primarily on the existing rules of the  
2211 department and the water management districts, into the rules  
2212 governing the management and storage of surface waters. Such  
2213 rules shall seek to achieve a statewide, coordinated and  
2214 consistent permitting approach to activities regulated under  
2215 this part. Variations in permitting criteria in the rules of  
2216 individual water management districts or the department shall  
2217 only be provided to address differing physical or natural  
2218 characteristics. Such rules adopted pursuant to this subsection  
2219 shall include the special criteria adopted pursuant to s.  
2220 403.061(30) ~~s. 403.061(29)~~ and may include the special criteria  
2221 adopted pursuant to s. 403.061(35) ~~s. 403.061(34)~~. Such rules  
2222 shall include a provision requiring that a notice of intent to  
2223 deny or a permit denial based upon this section shall contain an  
2224 explanation of the reasons for such denial and an explanation,  
2225 in general terms, of what changes, if any, are necessary to  
2226 address such reasons for denial. Such rules may establish  
2227 exemptions and general permits, if such exemptions and general  
2228 permits do not allow significant adverse impacts to occur  
2229 individually or cumulatively. Such rules may require submission  
2230 of proof of financial responsibility which may include the



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2231 posting of a bond or other form of surety prior to the  
2232 commencement of construction to provide reasonable assurance  
2233 that any activity permitted pursuant to this section, including  
2234 any mitigation for such permitted activity, will be completed in  
2235 accordance with the terms and conditions of the permit once the  
2236 construction is commenced. Until rules adopted pursuant to this  
2237 subsection become effective, existing rules adopted under this  
2238 part and rules adopted pursuant to the authority of ss. 403.91-  
2239 403.929 shall be deemed authorized under this part and shall  
2240 remain in full force and effect. Neither the department nor the  
2241 governing boards are limited or prohibited from amending any  
2242 such rules.

2243 Section 28. Paragraph (b) of subsection (4) of section  
2244 373.705, Florida Statutes, is amended to read:

2245 373.705 Water resource development; water supply  
2246 development.—

2247 (4)

2248 (b) Water supply development projects that meet the  
2249 criteria in paragraph (a) and that meet one or more of the  
2250 following additional criteria shall be given first consideration  
2251 for state or water management district funding assistance:

2252 1. The project brings about replacement of existing sources  
2253 in order to help implement a minimum flow or minimum water  
2254 level;

2255 2. The project implements reuse that assists in the  
2256 elimination of domestic wastewater ocean outfalls as provided in  
2257 s. 403.086(10) ~~s. 403.086(9)~~; or

2258 3. The project reduces or eliminates the adverse effects of  
2259 competition between legal users and the natural system.



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2260 Section 29. Paragraph (f) of subsection (8) of section  
2261 373.707, Florida Statutes, is amended to read:  
2262 373.707 Alternative water supply development.—  
2263 (8)  
2264 (f) The governing boards shall determine those projects  
2265 that will be selected for financial assistance. The governing  
2266 boards may establish factors to determine project funding;  
2267 however, significant weight shall be given to the following  
2268 factors:  
2269 1. Whether the project provides substantial environmental  
2270 benefits by preventing or limiting adverse water resource  
2271 impacts.  
2272 2. Whether the project reduces competition for water  
2273 supplies.  
2274 3. Whether the project brings about replacement of  
2275 traditional sources in order to help implement a minimum flow or  
2276 level or a reservation.  
2277 4. Whether the project will be implemented by a consumptive  
2278 use permittee that has achieved the targets contained in a goal-  
2279 based water conservation program approved pursuant to s.  
2280 373.227.  
2281 5. The quantity of water supplied by the project as  
2282 compared to its cost.  
2283 6. Projects in which the construction and delivery to end  
2284 users of reuse water is a major component.  
2285 7. Whether the project will be implemented by a  
2286 multijurisdictional water supply entity or regional water supply  
2287 authority.  
2288 8. Whether the project implements reuse that assists in the



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2289 elimination of domestic wastewater ocean outfalls as provided in  
2290 s. 403.086(10) ~~s. 403.086(9)~~.  
2291 9. Whether the county or municipality, or the multiple  
2292 counties or municipalities, in which the project is located has  
2293 implemented a high-water recharge protection tax assessment  
2294 program as provided in s. 193.625.  
2295 Section 30. Subsection (4) of section 373.709, Florida  
2296 Statutes, is amended to read:  
2297 373.709 Regional water supply planning.—  
2298 (4) The South Florida Water Management District shall  
2299 include in its regional water supply plan water resource and  
2300 water supply development projects that promote the elimination  
2301 of wastewater ocean outfalls as provided in s. 403.086(10) ~~s.~~  
2302 ~~403.086(9)~~.  
2303 Section 31. Effective July 1, 2021, subsection (3) of  
2304 section 373.807, Florida Statutes, is amended to read:  
2305 373.807 Protection of water quality in Outstanding Florida  
2306 Springs.—By July 1, 2016, the department shall initiate  
2307 assessment, pursuant to s. 403.067(3), of Outstanding Florida  
2308 Springs or spring systems for which an impairment determination  
2309 has not been made under the numeric nutrient standards in effect  
2310 for spring vents. Assessments must be completed by July 1, 2018.  
2311 (3) As part of a basin management action plan that includes  
2312 an Outstanding Florida Spring, the department, ~~the Department of~~  
2313 ~~Health~~, relevant local governments, and relevant local public  
2314 and private wastewater utilities shall develop an onsite sewage  
2315 treatment and disposal system remediation plan for a spring if  
2316 the department determines onsite sewage treatment and disposal  
2317 systems within a priority focus area contribute at least 20



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2318 percent of nonpoint source nitrogen pollution or if the  
2319 department determines remediation is necessary to achieve the  
2320 total maximum daily load. The plan shall identify cost-effective  
2321 and financially feasible projects necessary to reduce the  
2322 nutrient impacts from onsite sewage treatment and disposal  
2323 systems and shall be completed and adopted as part of the basin  
2324 management action plan no later than the first 5-year milestone  
2325 required by subparagraph (1)(b)8. The department is the lead  
2326 agency in coordinating the preparation of and the adoption of  
2327 the plan. The department shall:

2328 (a) Collect and evaluate credible scientific information on  
2329 the effect of nutrients, particularly forms of nitrogen, on  
2330 springs and springs systems; and

2331 (b) Develop a public education plan to provide area  
2332 residents with reliable, understandable information about onsite  
2333 sewage treatment and disposal systems and springs.

2334  
2335 In addition to the requirements in s. 403.067, the plan shall  
2336 include options for repair, upgrade, replacement, drainfield  
2337 modification, addition of effective nitrogen reducing features,  
2338 connection to a central sewerage system, or other action for an  
2339 onsite sewage treatment and disposal system or group of systems  
2340 within a priority focus area that contribute at least 20 percent  
2341 of nonpoint source nitrogen pollution or if the department  
2342 determines remediation is necessary to achieve a total maximum  
2343 daily load. For these systems, the department shall include in  
2344 the plan a priority ranking for each system or group of systems  
2345 that requires remediation and shall award funds to implement the  
2346 remediation projects contingent on an appropriation in the



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2347 General Appropriations Act, which may include all or part of the  
2348 costs necessary for repair, upgrade, replacement, drainfield  
2349 modification, addition of effective nitrogen reducing features,  
2350 initial connection to a central sewerage system, or other  
2351 action. In awarding funds, the department may consider expected  
2352 nutrient reduction benefit per unit cost, size and scope of  
2353 project, relative local financial contribution to the project,  
2354 and the financial impact on property owners and the community.  
2355 The department may waive matching funding requirements for  
2356 proposed projects within an area designated as a rural area of  
2357 opportunity under s. 288.0656.

2358 Section 32. Paragraph (k) of subsection (1) of section  
2359 376.307, Florida Statutes, is amended to read:

2360 376.307 Water Quality Assurance Trust Fund.—

2361 (1) The Water Quality Assurance Trust Fund is intended to  
2362 serve as a broad-based fund for use in responding to incidents  
2363 of contamination that pose a serious danger to the quality of  
2364 groundwater and surface water resources or otherwise pose a  
2365 serious danger to the public health, safety, or welfare. Moneys  
2366 in this fund may be used:

2367 (k) For funding activities described in s. 403.086(10) ~~s.~~  
2368 ~~403.086(9)~~ which are authorized for implementation under the  
2369 Leah Schad Memorial Ocean Outfall Program.

2370 Section 33. Paragraph (i) of subsection (2), paragraph (b)  
2371 of subsection (4), paragraph (j) of subsection (7), and  
2372 paragraph (a) of subsection (9) of section 380.0552, Florida  
2373 Statutes, are amended to read:

2374 380.0552 Florida Keys Area; protection and designation as  
2375 area of critical state concern.—





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2376 (2) LEGISLATIVE INTENT.—It is the intent of the Legislature  
2377 to:

2378 (i) Protect and improve the nearshore water quality of the  
2379 Florida Keys through federal, state, and local funding of water  
2380 quality improvement projects, including the construction and  
2381 operation of wastewater management facilities that meet the  
2382 requirements of ss. 381.0065(4)(1) and 403.086(11) ~~403.086(10)~~,  
2383 as applicable.

2384 (4) REMOVAL OF DESIGNATION.—

2385 (b) Beginning November 30, 2010, the state land planning  
2386 agency shall annually submit a written report to the  
2387 Administration Commission describing the progress of the Florida  
2388 Keys Area toward completing the work program tasks specified in  
2389 commission rules. The land planning agency shall recommend  
2390 removing the Florida Keys Area from being designated as an area  
2391 of critical state concern to the commission if it determines  
2392 that:

2393 1. All of the work program tasks have been completed,  
2394 including construction of, operation of, and connection to  
2395 central wastewater management facilities pursuant to s.  
2396 403.086(11) ~~s. 403.086(10)~~ and upgrade of onsite sewage  
2397 treatment and disposal systems pursuant to s. 381.0065(4)(1);

2398 2. All local comprehensive plans and land development  
2399 regulations and the administration of such plans and regulations  
2400 are adequate to protect the Florida Keys Area, fulfill the  
2401 legislative intent specified in subsection (2), and are  
2402 consistent with and further the principles guiding development;  
2403 and

2404 3. A local government has adopted a resolution at a public



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2405 hearing recommending the removal of the designation.

2406 (7) PRINCIPLES FOR GUIDING DEVELOPMENT.—State, regional,  
2407 and local agencies and units of government in the Florida Keys  
2408 Area shall coordinate their plans and conduct their programs and  
2409 regulatory activities consistent with the principles for guiding  
2410 development as specified in chapter 27F-8, Florida  
2411 Administrative Code, as amended effective August 23, 1984, which  
2412 is adopted and incorporated herein by reference. For the  
2413 purposes of reviewing the consistency of the adopted plan, or  
2414 any amendments to that plan, with the principles for guiding  
2415 development, and any amendments to the principles, the  
2416 principles shall be construed as a whole and specific provisions  
2417 may not be construed or applied in isolation from the other  
2418 provisions. However, the principles for guiding development are  
2419 repealed 18 months from July 1, 1986. After repeal, any plan  
2420 amendments must be consistent with the following principles:

2421 (j) Ensuring the improvement of nearshore water quality by  
2422 requiring the construction and operation of wastewater  
2423 management facilities that meet the requirements of ss.  
2424 381.0065(4)(1) and s. 403.086(11) ~~403.086(10)~~, as applicable,  
2425 and by directing growth to areas served by central wastewater  
2426 treatment facilities through permit allocation systems.

2427 (9) MODIFICATION TO PLANS AND REGULATIONS.—

2428 (a) Any land development regulation or element of a local  
2429 comprehensive plan in the Florida Keys Area may be enacted,  
2430 amended, or rescinded by a local government, but the enactment,  
2431 amendment, or rescission becomes effective only upon approval by  
2432 the state land planning agency. The state land planning agency  
2433 shall review the proposed change to determine if it is in



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compliance with the principles for guiding development specified in chapter 27F-8, Florida Administrative Code, as amended effective August 23, 1984, and must approve or reject the requested changes within 60 days after receipt. Amendments to local comprehensive plans in the Florida Keys Area must also be reviewed for compliance with the following:

1. Construction schedules and detailed capital financing plans for wastewater management improvements in the annually adopted capital improvements element, and standards for the construction of wastewater treatment and disposal facilities or collection systems that meet or exceed the criteria in s. 403.086(11) ~~s. 403.086(10)~~ for wastewater treatment and disposal facilities or s. 381.0065(4)(l) for onsite sewage treatment and disposal systems.

2. Goals, objectives, and policies to protect public safety and welfare in the event of a natural disaster by maintaining a hurricane evacuation clearance time for permanent residents of no more than 24 hours. The hurricane evacuation clearance time shall be determined by a hurricane evacuation study conducted in accordance with a professionally accepted methodology and approved by the state land planning agency.

Section 34. Effective July 1, 2021, subsections (7) and (18) of section 381.006, Florida Statutes, are amended to read:

381.006 Environmental health.—The department shall conduct an environmental health program as part of fulfilling the state's public health mission. The purpose of this program is to detect and prevent disease caused by natural and manmade factors in the environment. The environmental health program shall include, but not be limited to:



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~~(7) An onsite sewage treatment and disposal function.~~

~~(17)-(18)~~ A food service inspection function for domestic violence centers that are certified by the Department of Children and Families and monitored by the Florida Coalition Against Domestic Violence under part XII of chapter 39 and group care homes as described in subsection (15) ~~(16)~~, which shall be conducted annually and be limited to the requirements in department rule applicable to community-based residential facilities with five or fewer residents.

The department may adopt rules to carry out the provisions of this section.

Section 35. Effective July 1, 2021, subsection (1) of section 381.0061, Florida Statutes, is amended to read:

381.0061 Administrative fines.—

(1) In addition to any administrative action authorized by chapter 120 or by other law, the department may impose a fine, which may ~~shall~~ not exceed \$500 for each violation, for a violation of s. 381.006(15) ~~s. 381.006(16)~~, s. 381.0065, s. 381.0066, s. 381.0072, or part III of chapter 489, for a violation of any rule adopted under this chapter, or for a violation of ~~any of the provisions of~~ chapter 386. Notice of intent to impose such fine shall be given by the department to the alleged violator. Each day that a violation continues may constitute a separate violation.

Section 36. Effective July 1, 2021, subsection (1) of section 381.0064, Florida Statutes, is amended to read:

381.0064 Continuing education courses for persons installing or servicing septic tanks.—



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2492 (1) The Department of Environmental Protection ~~Health~~ shall  
2493 establish a program for continuing education which meets the  
2494 purposes of ss. 381.0101 and 489.554 regarding the public health  
2495 and environmental effects of onsite sewage treatment and  
2496 disposal systems and any other matters the department determines  
2497 desirable for the safe installation and use of onsite sewage  
2498 treatment and disposal systems. The department may charge a fee  
2499 to cover the cost of such program.

2500 Section 37. Effective July 1, 2021, paragraph (d) of  
2501 subsection (7), subsection (8), and paragraphs (b), (c), and (d)  
2502 of subsection (9) of section 381.00651, Florida Statutes, are  
2503 amended to read:

2504 381.00651 Periodic evaluation and assessment of onsite  
2505 sewage treatment and disposal systems.—

2506 (7) The following procedures shall be used for conducting  
2507 evaluations:

2508 (d) *Assessment procedure.*—All evaluation procedures used by  
2509 a qualified contractor shall be documented in the environmental  
2510 health database of the Department of Environmental Protection  
2511 ~~Health~~. The qualified contractor shall provide a copy of a  
2512 written, signed evaluation report to the property owner upon  
2513 completion of the evaluation and to the county health department  
2514 within 30 days after the evaluation. The report must ~~shall~~  
2515 contain the name and license number of the company providing the  
2516 report. A copy of the evaluation report shall be retained by the  
2517 local county health department for a minimum of 5 years and  
2518 until a subsequent inspection report is filed. The front cover  
2519 of the report must identify any system failure and include a  
2520 clear and conspicuous notice to the owner that the owner has a



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2521 right to have any remediation of the failure performed by a  
2522 qualified contractor other than the contractor performing the  
2523 evaluation. The report must further identify any crack, leak,  
2524 improper fit, or other defect in the tank, manhole, or lid, and  
2525 any other damaged or missing component; any sewage or effluent  
2526 visible on the ground or discharging to a ditch or other surface  
2527 water body; any downspout, stormwater, or other source of water  
2528 directed onto or toward the system; and any other maintenance  
2529 need or condition of the system at the time of the evaluation  
2530 which, in the opinion of the qualified contractor, would  
2531 possibly interfere with or restrict any future repair or  
2532 modification to the existing system. The report shall conclude  
2533 with an overall assessment of the fundamental operational  
2534 condition of the system.

2535 (8) The county health department, in coordination with the  
2536 department, shall administer any evaluation program on behalf of  
2537 a county, or a municipality within the county, that has adopted  
2538 an evaluation program pursuant to this section. In order to  
2539 administer the evaluation program, the county or municipality,  
2540 in consultation with the county health department, may develop a  
2541 reasonable fee schedule to be used solely to pay for the costs  
2542 of administering the evaluation program. Such a fee schedule  
2543 shall be identified in the ordinance that adopts the evaluation  
2544 program. When arriving at a reasonable fee schedule, the  
2545 estimated annual revenues to be derived from fees may not exceed  
2546 reasonable estimated annual costs of the program. Fees shall be  
2547 assessed to the system owner during an inspection and separately  
2548 identified on the invoice of the qualified contractor. Fees  
2549 shall be remitted by the qualified contractor to the county



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2550 health department. The county health department's administrative  
2551 responsibilities include the following:

2552 (a) Providing a notice to the system owner at least 60 days  
2553 before the system is due for an evaluation. The notice may  
2554 include information on the proper maintenance of onsite sewage  
2555 treatment and disposal systems.

2556 (b) In consultation with the department ~~of Health~~,  
2557 providing uniform disciplinary procedures and penalties for  
2558 qualified contractors who do not comply with the requirements of  
2559 the adopted ordinance, including, but not limited to, failure to  
2560 provide the evaluation report as required in this subsection to  
2561 the system owner and the county health department. Only the  
2562 county health department may assess penalties against system  
2563 owners for failure to comply with the adopted ordinance,  
2564 consistent with existing requirements of law.

2565 (9)

2566 (b) Upon receipt of the notice under paragraph (a), the  
2567 department ~~of Environmental Protection~~ shall, within existing  
2568 resources, notify the county or municipality of the potential  
2569 use of, and access to, program funds under the Clean Water State  
2570 Revolving Fund or s. 319 of the Clean Water Act, provide  
2571 guidance in the application process to receive such moneys, and  
2572 provide advice and technical assistance to the county or  
2573 municipality on how to establish a low-interest revolving loan  
2574 program or how to model a revolving loan program after the low-  
2575 interest loan program of the Clean Water State Revolving Fund.  
2576 This paragraph does not obligate the department ~~of Environmental~~  
2577 ~~Protection~~ to provide any county or municipality with money to  
2578 fund such programs.



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2579 (c) The department ~~of Health~~ may not adopt any rule that  
2580 alters ~~the provisions of~~ this section.

2581 (d) The department ~~of Health~~ must allow county health  
2582 departments and qualified contractors access to the  
2583 environmental health database to track relevant information and  
2584 assimilate data from assessment and evaluation reports of the  
2585 overall condition of onsite sewage treatment and disposal  
2586 systems. The environmental health database must be used by  
2587 contractors to report each service and evaluation event and by a  
2588 county health department to notify owners of onsite sewage  
2589 treatment and disposal systems when evaluations are due. Data  
2590 and information must be recorded and updated as service and  
2591 evaluations are conducted and reported.

2592 Section 38. Effective July 1, 2021, paragraph (g) of  
2593 subsection (1) of section 381.0101, Florida Statutes, is amended  
2594 to read:

2595 381.0101 Environmental health professionals.—

2596 (1) DEFINITIONS.—As used in this section:

2597 (g) "Primary environmental health program" means those  
2598 programs determined by the department to be essential for  
2599 providing basic environmental and sanitary protection to the  
2600 public. At a minimum, these programs shall include food  
2601 protection program work ~~and onsite sewage treatment and disposal~~  
2602 ~~system evaluations.~~

2603 Section 39. Section 403.08601, Florida Statutes, is amended  
2604 to read:

2605 403.08601 Leah Schad Memorial Ocean Outfall Program.—The  
2606 Legislature declares that as funds become available the state  
2607 may assist the local governments and agencies responsible for



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implementing the Leah Schad Memorial Ocean Outfall Program pursuant to s. 403.086(10) ~~s. 403.086(9)~~. Funds received from other sources provided for in law, the General Appropriations Act, from gifts designated for implementation of the plan from individuals, corporations, or other entities, or federal funds appropriated by Congress for implementation of the plan, may be deposited into an account of the Water Quality Assurance Trust Fund.

Section 40. Section 403.0871, Florida Statutes, is amended to read:

403.0871 Florida Permit Fee Trust Fund.—There is established within the department a nonlapsing trust fund to be known as the “Florida Permit Fee Trust Fund.” All funds received from applicants for permits pursuant to ss. 161.041, 161.053, 161.0535, 403.087(7) ~~403.087(6)~~, and 403.861(7)(a) shall be deposited in the Florida Permit Fee Trust Fund and shall be used by the department with the advice and consent of the Legislature to supplement appropriations and other funds received by the department for the administration of its responsibilities under this chapter and chapter 161. In no case shall funds from the Florida Permit Fee Trust Fund be used for salary increases without the approval of the Legislature.

Section 41. Paragraph (a) of subsection (11) of section 403.0872, Florida Statutes, is amended to read:

403.0872 Operation permits for major sources of air pollution; annual operation license fee.—Provided that program approval pursuant to 42 U.S.C. s. 7661a has been received from the United States Environmental Protection Agency, beginning January 2, 1995, each major source of air pollution, including



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electrical power plants certified under s. 403.511, must obtain from the department an operation permit for a major source of air pollution under this section. This operation permit is the only department operation permit for a major source of air pollution required for such source; provided, at the applicant’s request, the department shall issue a separate acid rain permit for a major source of air pollution that is an affected source within the meaning of 42 U.S.C. s. 7651a(1). Operation permits for major sources of air pollution, except general permits issued pursuant to s. 403.814, must be issued in accordance with the procedures contained in this section and in accordance with chapter 120; however, to the extent that chapter 120 is inconsistent with ~~the provisions of~~ this section, the procedures contained in this section prevail.

(11) Each major source of air pollution permitted to operate in this state must pay between January 15 and April 1 of each year, upon written notice from the department, an annual operation license fee in an amount determined by department rule. The annual operation license fee shall be terminated immediately in the event the United States Environmental Protection Agency imposes annual fees solely to implement and administer the major source air-operation permit program in Florida under 40 C.F.R. s. 70.10(d).

(a) The annual fee must be assessed based upon the source’s previous year’s emissions and must be calculated by multiplying the applicable annual operation license fee factor times the tons of each regulated air pollutant actually emitted, as calculated in accordance with the department’s emissions computation and reporting rules. The annual fee shall only apply



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to those regulated pollutants, except carbon monoxide and greenhouse gases, for which an allowable numeric emission limiting standard is specified in the source's most recent construction or operation permit; provided, however, that:

1. The license fee factor is \$25 or another amount determined by department rule which ensures that the revenue provided by each year's operation license fees is sufficient to cover all reasonable direct and indirect costs of the major stationary source air-operation permit program established by this section. The license fee factor may be increased beyond \$25 only if the secretary of the department affirmatively finds that a shortage of revenue for support of the major stationary source air-operation permit program will occur in the absence of a fee factor adjustment. The annual license fee factor may never exceed \$35.

2. The amount of each regulated air pollutant in excess of 4,000 tons per year emitted by any source, or group of sources belonging to the same Major Group as described in the Standard Industrial Classification Manual, 1987, may not be included in the calculation of the fee. Any source, or group of sources, which does not emit any regulated air pollutant in excess of 4,000 tons per year, is allowed a one-time credit not to exceed 25 percent of the first annual licensing fee for the prorated portion of existing air-operation permit application fees remaining upon commencement of the annual licensing fees.

3. If the department has not received the fee by March 1 of the calendar year, the permittee must be sent a written warning of the consequences for failing to pay the fee by April 1. If the fee is not postmarked by April 1 of the calendar year, the



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department shall impose, in addition to the fee, a penalty of 50 percent of the amount of the fee, plus interest on such amount computed in accordance with s. 220.807. The department may not impose such penalty or interest on any amount underpaid, provided that the permittee has timely remitted payment of at least 90 percent of the amount determined to be due and remits full payment within 60 days after receipt of notice of the amount underpaid. The department may waive the collection of underpayment and may ~~shall~~ not be required to refund overpayment of the fee, if the amount due is less than 1 percent of the fee, up to \$50. The department may revoke any major air pollution source operation permit if it finds that the permitholder has failed to timely pay any required annual operation license fee, penalty, or interest.

4. Notwithstanding the computational provisions of this subsection, the annual operation license fee for any source subject to this section may ~~shall~~ not be less than \$250, except that the annual operation license fee for sources permitted solely through general permits issued under s. 403.814 may ~~shall~~ not exceed \$50 per year.

5. Notwithstanding s. 403.087(7)(a)5.a., which authorizes ~~the provisions of s. 403.087(6)(a)5.a., authorizing~~ air pollution construction permit fees, the department may not require such fees for changes or additions to a major source of air pollution permitted pursuant to this section, unless the activity triggers permitting requirements under Title I, Part C or Part D, of the federal Clean Air Act, 42 U.S.C. ss. 7470-7514a. Costs to issue and administer such permits shall be considered direct and indirect costs of the major stationary



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2724 source air-operation permit program under s. 403.0873. The  
2725 department shall, however, require fees pursuant to s.  
2726 403.087(7)(a)5.a. ~~the provisions of s. 403.087(6)(a)5.a.~~ for the  
2727 construction of a new major source of air pollution that will be  
2728 subject to the permitting requirements of this section once  
2729 constructed and for activities triggering permitting  
2730 requirements under Title I, Part C or Part D, of the federal  
2731 Clean Air Act, 42 U.S.C. ss. 7470-7514a.

2732 Section 42. Paragraph (d) of subsection (3) of section  
2733 403.707, Florida Statutes, is amended to read:

2734 403.707 Permits.—

2735 (3)

2736 (d) The department may adopt rules to administer this  
2737 subsection. However, the department is not required to submit  
2738 such rules to the Environmental Regulation Commission for  
2739 approval. Notwithstanding the limitations of s. 403.087(7)(a) s.  
2740 403.087(6)(a), permit fee caps for solid waste management  
2741 facilities shall be prorated to reflect the extended permit term  
2742 authorized by this subsection.

2743 Section 43. Subsections (8) and (21) of section 403.861,  
2744 Florida Statutes, are amended to read:

2745 403.861 Department; powers and duties.—The department shall  
2746 have the power and the duty to carry out the provisions and  
2747 purposes of this act and, for this purpose, to:

2748 (8) Initiate rulemaking to increase each drinking water  
2749 permit application fee authorized under s. 403.087(7) s.  
2750 403.087(6) and this part and adopted by rule to ensure that such  
2751 fees are increased to reflect, at a minimum, any upward  
2752 adjustment in the Consumer Price Index compiled by the United



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2753 States Department of Labor, or similar inflation indicator,  
2754 since the original fee was established or most recently revised.

2755 (a) The department shall establish by rule the inflation  
2756 index to be used for this purpose. The department shall review  
2757 the drinking water permit application fees authorized under s.  
2758 403.087(7) s. 403.087(6) and this part at least once every 5  
2759 years and shall adjust the fees upward, as necessary, within the  
2760 established fee caps to reflect changes in the Consumer Price  
2761 Index or similar inflation indicator. In the event of deflation,  
2762 the department shall consult with the Executive Office of the  
2763 Governor and the Legislature to determine whether downward fee  
2764 adjustments are appropriate based on the current budget and  
2765 appropriation considerations. The department shall also review  
2766 the drinking water operation license fees established pursuant  
2767 to paragraph (7)(b) at least once every 5 years to adopt, as  
2768 necessary, the same inflationary adjustments provided for in  
2769 this subsection.

2770 (b) The minimum fee amount shall be the minimum fee  
2771 prescribed in this section, and such fee amount shall remain in  
2772 effect until the effective date of fees adopted by rule by the  
2773 department.

2774 (21)(a) Upon issuance of a construction permit to construct  
2775 a new public water system drinking water treatment facility to  
2776 provide potable water supply using a surface water that, at the  
2777 time of the permit application, is not being used as a potable  
2778 water supply, and the classification of which does not include  
2779 potable water supply as a designated use, the department shall  
2780 add treated potable water supply as a designated use of the  
2781 surface water segment in accordance with s. 403.061(30)(b) s.



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2782 ~~403.061(29)(b).~~

2783 (b) For existing public water system drinking water  
2784 treatment facilities that use a surface water as a treated  
2785 potable water supply, which surface water classification does  
2786 not include potable water supply as a designated use, the  
2787 department shall add treated potable water supply as a  
2788 designated use of the surface water segment in accordance with  
2789 s. 403.061(30)(b) ~~s. 403.061(29)(b).~~

2790 Section 44. Effective July 1, 2021, subsection (1) of  
2791 section 489.551, Florida Statutes, is amended to read:

2792 489.551 Definitions.—As used in this part:

2793 (1) "Department" means the Department of Environmental  
2794 Protection ~~Health~~.

2795 Section 45. Paragraph (b) of subsection (10) of section  
2796 590.02, Florida Statutes, is amended to read:

2797 590.02 Florida Forest Service; powers, authority, and  
2798 duties; liability; building structures; Withlacoochee Training  
2799 Center.—

2800 (10)

2801 (b) The Florida Forest Service may delegate to a county,  
2802 municipality, or special district its authority:

2803 1. As delegated by the Department of Environmental  
2804 Protection pursuant to ss. 403.061(29) ~~ss. 403.061(28)~~ and  
2805 403.081, to manage and enforce regulations pertaining to the  
2806 burning of yard trash in accordance with s. 590.125(6).

2807 2. To manage the open burning of land clearing debris in  
2808 accordance with s. 590.125.

2809 Section 46. The Division of Law Revision is directed to  
2810 replace the phrase "adoption of the rules identified in



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2811 paragraph (e)" as it is used in the amendment made by this act  
2812 to s. 381.0065, Florida Statutes, with the date such rules are  
2813 adopted, as provided by the Department of Environmental  
2814 Protection pursuant to s. 381.0065(4)(e), Florida Statutes, as  
2815 amended by this act.

2816 Section 47. Except as otherwise expressly provided in this  
2817 act, this act shall take effect July 1, 2020.



**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: CS/CS/SB 712

INTRODUCER: Community Affairs Committee; and Senators Mayfield, Harrell, and Albritton

SUBJECT: Water Quality Improvements

DATE: February 7, 2020

REVISED: \_\_\_\_\_

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Paglialonga/Rogers</u>	<u>Ryon</u>	<u>CA</u>	<b>Fav/CS</b>
2. <u>Reagan</u>	<u>Betta</u>	<u>AEG</u>	<b>Recommend: Fav/CS</b>
3. <u>Reagan</u>	<u>Kynoch</u>	<u>AP</u>	<b>Fav/CS</b>

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/CS/SB 712 includes recommendations from the Blue-Green Algae Task Force. The major topics in this bill include onsite sewage treatment and disposal systems (OSTDSs, commonly referred to as septic systems), wastewater, stormwater, agriculture, and biosolids. The bill directs the Department of Environmental Protection (DEP) to make rules relating to most of these topics. Note that rules that cost at least \$1 million over the first five years of implementation require legislative ratification.<sup>1</sup> Therefore, several of these provisions may not be fully effectuated without additional legislation.

The DEP will incur indeterminate additional costs in developing multiple new regulatory programs, updating basin management action plans (BMAPs), promulgating rules, and developing, submitting, and reviewing new reports. The DEP can absorb these costs within existing resources. The implementation of the real-time water quality monitoring and wastewater grant programs will have a negative fiscal impact on the DEP, but these provisions are subject to appropriations. See Section V.

Regarding OSTDSs, the bill:

- Transfers the regulation of OSTDSs from the Department of Health (DOH) to the DEP.
- Directs the DEP to adopt rules to locate OSTDSs by July 1, 2022:

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<sup>1</sup> Section 120.541(3), F.S.

- These rules will take into consideration conventional and advanced OSTDS designs, impaired water bodies, wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, OSTDS remediation plans, nutrient pollution, and the recommendations of an OSTDS technical advisory committee;
  - Once those rules are adopted, they will supersede the existing statutory requirements for setbacks.
- Deletes the DOH OSTDS technical advisory committee and creates a DEP OSTDS technical advisory committee that will expire on August 15, 2022, after making recommendations to the Governor and the Legislature regarding the regulation of OSTDSs.
- Requires local governments to develop OSTDS remediation plans within BMAPs if the DEP determines that OSTDSs contribute at least 20 percent of the nutrient pollution or if the DEP determines remediation is necessary to achieve the total maximum daily load. Such plans must be adopted as part of the BMAPs no later than July 1, 2025.

Regarding wastewater, the bill:

- Creates a wastewater grant program, subject to appropriation, within the DEP that requires a 50 percent local match of funds. Eligible projects include:
  - Projects to upgrade OSTDSs.
  - Projects to construct, upgrade, or expand facilities to provide advanced waste treatment.
  - Projects to connect OSTDSs to central sewer facilities.
- Requires the DEP to submit an annual report to the Governor and the Legislature on the projects funded by the wastewater grant program.
- Provides incentives for wastewater projects that promote efficiency by coordinating wastewater infrastructure expansions with other infrastructure improvements.
- Gives priority in the state revolving loan fund for eligible wastewater projects that meet the additional requirements of the bill to prevent leakage, overflows, infiltration, and inflow.
- Requires the DEP to adopt rules to reasonably limit, reduce, and eliminate leaks, seepages, or inputs into the underground pipes of wastewater collection systems.
- Authorizes the DEP to require public utilities seeking a wastewater discharge permit to file reports and other data regarding utility costs:
  - Such reports may include data related to expenditures on pollution mitigation and prevention, including the prevention of sanitary sewer overflows, collection and transmission system pipe leakages, and inflow and infiltration.
  - The DEP is required to adopt rules related to these requirements.
- Requires local governments to develop wastewater treatment plans within BMAPs if the DEP determines that domestic wastewater facilities contribute at least 20 percent of the nutrient pollution or if the DEP determines remediation is necessary to achieve the total maximum daily load. Such plans must be adopted as part of the BMAPs no later than July 1, 2025.
- Adds to the DEP's penalty schedule a penalty of \$4,000 for failure to survey an adequate portion of a wastewater collection system and take steps to reduce sanitary sewer overflows, pipe leaks, and inflow and infiltration. Substantial compliance with certain bill requirements is evidence in mitigation for penalty assessment.
- Increases the cap on the DEP's administrative penalties from \$10,000 to \$50,000.
- Doubles the wastewater administrative penalties.
- Prohibits facilities for sanitary sewage disposal from disposing of waste into the Indian River Lagoon and its tributaries without providing advanced waste treatment.

- Requires facilities for sanitary sewage disposal to provide for a power outage contingency plan for collection systems and pump stations.
- Requires facilities for sanitary sewage to prevent sanitary sewer overflows or underground pipe leaks and ensure that collected wastewater reaches the facility for appropriate treatment.
  - The bill requires studies, plans, and reports related to this requirement (the action plan).
  - The DEP must adopt rules regarding the implementation of inflow and infiltration studies and leakage surveys.
- Authorizes certain facilities for sanitary sewage to receive 10-year permits if they are meeting the goals in their action plan for inflow, infiltration, and leakage prevention.
- Makes the following changes relating to water pollution operation permits:
  - The permit must require the investigation or surveying of the wastewater collection system to determine pipe integrity.
  - The permit must require an annual report to the DEP, which details facility revenues and expenditures in a manner prescribed by the DEP rule, including any deviation from annual expenditures related to their action plan.
- Requires the DEP to submit an annual report to the Governor and the Legislature that identifies all wastewater utilities that experienced a sanitary sewer overflow in the preceding calendar year. The DEP must include with this report certain utility-specific information for each utility that experienced an overflow.

Regarding stormwater, the bill:

- Requires the DEP and the Water Management Districts (WMDs), by January 1, 2021, to initiate rulemaking to update their stormwater rules.
- Requires the DEP, by January 1, 2021, to evaluate inspection data relating to entities that self-certify their stormwater permits and provide the Legislature with recommendations for improvements to the self-certification program.
- Directs the DEP and the Department of Economic Opportunity to include in their model stormwater management program ordinances that target nutrient reduction practices and use green infrastructure.

Regarding agriculture, the bill:

- Requires the Department of Agriculture and Consumer Services (DACS) to collect and provide to the DEP fertilization and nutrient records from each agriculture producer enrolled in best management practices.
- Requires the DACS to perform onsite inspections of each agricultural producer that enrolls in a best management practice every two years.
- Authorizes the DACS and institutions of higher education with agricultural research programs to develop research plans and legislative budget requests relating to the evaluation and improvement of agricultural best management practices and agricultural nutrient reduction projects.

Regarding biosolids, the bill:

- Requires the DEP to adopt rules for biosolids management.
- Exempts the biosolids rules from legislative ratification if they are adopted prior to the 2021 legislative session.

- Clarifies that local governments with biosolids ordinances may retain those ordinances until repealed.

The bill also creates a real-time water quality monitoring program, subject to appropriation, within the DEP.

The effective date of the bill is July 1, 2021.

## **II. Present Situation:**

### **Water Quality and Nutrients**

Phosphorus and nitrogen are naturally present in water and are essential nutrients for the healthy growth of plant and animal life. The correct balance of both nutrients is necessary for a healthy ecosystem; however, excessive nitrogen and phosphorus can cause significant water quality problems.

Phosphorus and nitrogen are derived from natural and human-made sources. Natural inputs include the atmosphere, soils, and the decay of plants and animals. Human-made sources include sewage disposal systems (wastewater treatment facilities and septic systems), overflows of storm and sanitary sewers (untreated sewage), agricultural production and irrigation practices, and stormwater runoff.<sup>2</sup>

Excessive nutrient loads may result in harmful algal blooms, nuisance aquatic weeds, and the alteration of the natural community of plants and animals. Dense, harmful algal blooms can also cause human health problems, fish kills, problems for water treatment plants, and impairment of the aesthetics and taste of waters. Growth of nuisance aquatic weeds tends to increase in nutrient-enriched waters, which can impact recreational activities.<sup>3</sup>

### ***Blue-Green Algae Task Force***

In January of 2019, Governor DeSantis issued the comprehensive Executive Order Number 19-12.<sup>4</sup> The order directed the Department of Environmental Protection (DEP) to establish a Blue-Green Algae Task Force charged with expediting progress towards reducing nutrient pollution and the impacts of blue-green algae (cyanobacteria) blooms in the state.<sup>5</sup> The task force's responsibilities include identifying priority projects for funding and making recommendations for regulatory changes. The five-person task force issued a consensus document on October 11, 2019.<sup>6</sup> To the extent that the task force has issued recommendations on topics addressed in this Present Situation, those recommendations are included in the relevant section.

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<sup>2</sup> U.S. Environmental Protection Agency (EPA), *Sources and Solutions*, <https://www.epa.gov/nutrientpollution/sources-and-solutions> (last visited Dec. 2, 2019).

<sup>3</sup> EPA, *The Problem*, <https://www.epa.gov/nutrientpollution/problem> (last visited Dec. 2, 2019).

<sup>4</sup> State of Florida, Office of the Governor, *Executive Order Number 19-12* (2019), available at [https://www.flgov.com/wp-content/uploads/orders/2019/EO\\_19-12.pdf](https://www.flgov.com/wp-content/uploads/orders/2019/EO_19-12.pdf).

<sup>5</sup> *Id.* at 2; DEP, *Blue-Green Algae Task Force*, <https://protectingfloridatogether.gov/state-action/blue-green-algae-task-force> (last visited Dec. 2, 2019).

<sup>6</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1* (Dec. 2, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

### **Total Maximum Daily Loads**

A total maximum daily load (TMDL), which must be adopted by rule, is a scientific determination of the maximum amount of a given pollutant that can be absorbed by a waterbody and still meet water quality standards.<sup>7</sup> Waterbodies or sections of waterbodies that do not meet the established water quality standards are deemed impaired. Pursuant to the federal Clean Water Act, the DEP is required to establish a TMDL for impaired waterbodies.<sup>8</sup> A TMDL for an impaired waterbody is defined as the sum of the individual waste load allocations for point sources and the load allocations for nonpoint sources and natural background.<sup>9</sup> Point sources are discernible, confined, and discrete conveyances including pipes, ditches, and tunnels. Nonpoint sources are unconfined sources that include runoff from agricultural lands or residential areas.<sup>10</sup>

### **Basin Management Action Plans and Best Management Practices**

The DEP is the lead agency in coordinating the development and implementation of TMDLs.<sup>11</sup> Basin management action plans (BMAPs) are one of the primary mechanisms the DEP uses to achieve TMDLs. BMAPs are plans that address the entire pollution load, including point and nonpoint discharges, for a watershed. BMAPs generally include:

- Permitting and other existing regulatory programs, including water quality based effluent limitations;
- Best management practices (BMPs) and non-regulatory and incentive-based programs, including cost-sharing, waste minimization, pollution prevention, agreements, and public education;
- Public works projects, including capital facilities; and
- Land acquisition.<sup>12</sup>

The DEP may establish a BMAP as part of the development and implementation of a TMDL for a specific waterbody. First, the BMAP equitably allocates pollutant reductions to individual basins, to all basins as a whole, or to each identified point source or category of nonpoint sources.<sup>13</sup> Then, the BMAP establishes the schedule for implementing projects and activities to meet the pollution reduction allocations. The BMAP development process provides an opportunity for local stakeholders, local government and community leaders, and the public to

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<sup>7</sup> DEP, *Total Maximum Daily Loads Program*, <https://floridadep.gov/dear/water-quality-evaluation-tmdl/content/total-maximum-daily-loads-tmdl-program> (last visited Dec. 2, 2019).

<sup>8</sup> Section 403.067(1), F.S.

<sup>9</sup> Section 403.031(21), F.S.

<sup>10</sup> Fla. Admin. Code R. 62-620.200(37). “Point source” is defined as “any discernible, confined, and discrete conveyance, including any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, landfill leachate collection system, vessel or other floating craft from which pollutants are or may be discharged.” Nonpoint sources of pollution are sources of pollution that are not point sources. Nonpoint sources can include runoff from agricultural lands or residential areas; oil, grease and toxic materials from urban runoff; and sediment from improperly managed construction sites.

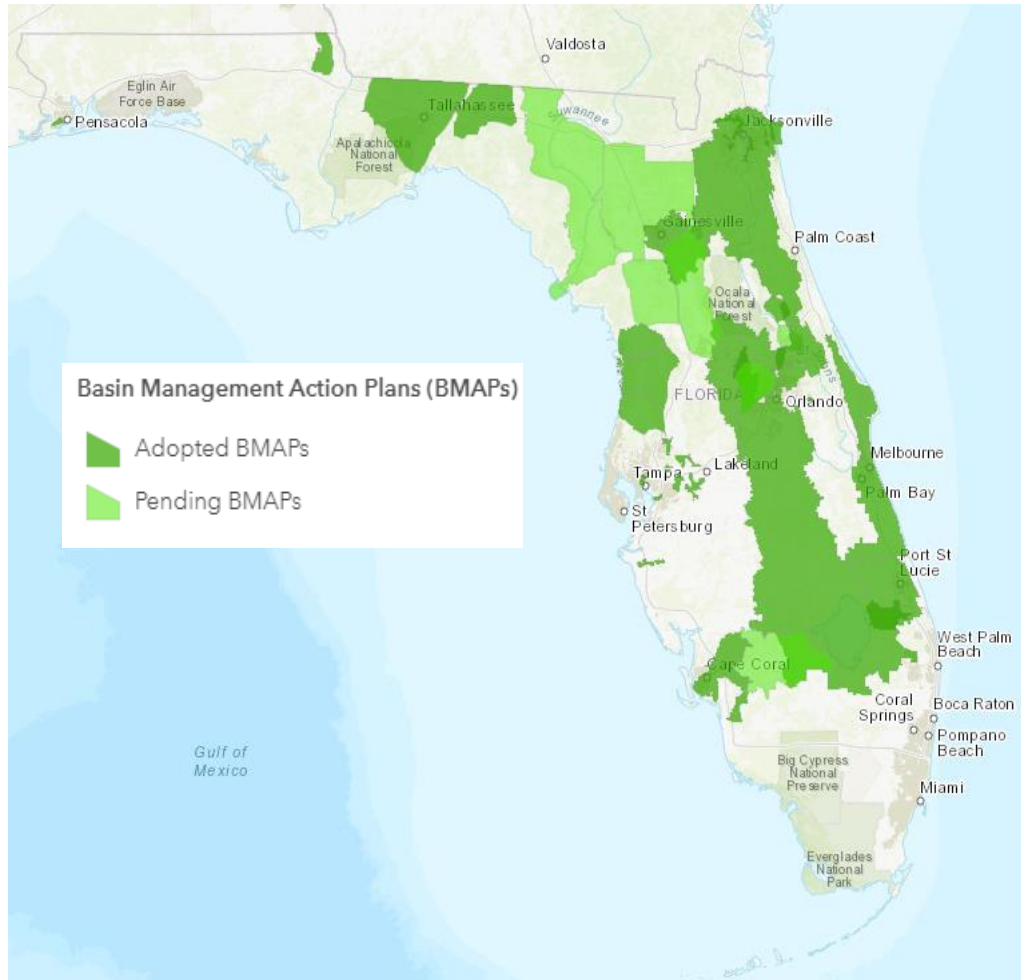
<sup>11</sup> Section 403.061, F.S. DEP has the power and the duty to control and prohibit pollution of air and water in accordance with the law and rules adopted and promulgated by it. Furthermore, s. 403.061(21), F.S., allows DEP to advise, consult, cooperate, and enter into agreements with other state agencies, the federal government, other states, interstate agencies, etc.

<sup>12</sup> Section 403.067(7), F.S.

<sup>13</sup> *Id.*

collectively determine and share water quality cleanup responsibilities collectively.<sup>14</sup> BMAPs are adopted by secretarial order.<sup>15</sup>

BMAPs must include milestones for implementation and water quality improvement. They must also include an associated water quality monitoring component sufficient to evaluate whether reasonable progress in pollutant load reductions is being achieved over time. An assessment of progress toward these milestones must be conducted every five years, and revisions to the BMAP must be made as appropriate.<sup>16</sup>



Producers of nonpoint source pollution included in a BMAP must comply with the established pollutant reductions by either implementing the appropriate BMPs or by conducting water quality monitoring.<sup>17</sup> A nonpoint source discharger may be subject to enforcement action by the DEP or a water management district (WMD) based on a failure to implement these

<sup>14</sup> DEP, *Basin Management Action Plans (BMAPs)*, <https://floridadep.gov/dear/water-quality-restoration/content/basin-management-action-plans-bmaps> (last visited Dec. 4, 2019).

<sup>15</sup> Section 403.067(7)(a)5., F.S.

<sup>16</sup> Section 403.067(7)(a)6., F.S.

<sup>17</sup> Section 403.067(7)(b)2.g., F.S. For example, BMPs for agriculture include activities such as managing irrigation water to minimize losses, limiting the use of fertilizers, and waste management.

requirements.<sup>18</sup> BMPs are designed to reduce the amount of nutrients, sediments, and pesticides that enter the water system and to help reduce water use. BMPs are developed for agricultural operations as well as for other activities, such as nutrient management on golf courses, forestry operations, and stormwater management.<sup>19</sup>

Currently, BMAPs are adopted or pending for a significant portion of the state and will continue to be developed as necessary to address water quality impairments. The graphic above shows the state's adopted and pending BMAPs.<sup>20</sup>

The Blue-Green Algae Task Force made the following recommendations for BMAPs:

- Include regional storage and treatment infrastructure in South Florida watersheds.
- Consider land use changes, legacy nutrients, and the impact of the BMAP on downstream waterbodies.
- Develop a more targeted approach to project selection.
- Evaluate project effectiveness through monitoring.<sup>21</sup>

### ***Agricultural BMPs***

Agricultural best management practices (BMPs) are practical measures that agricultural producers undertake to reduce the impacts of fertilizer and water use and otherwise manage the landscape to further protect water resources. BMPs are developed using the best available science with economic and technical consideration and, in certain circumstances, can maintain or enhance agricultural productivity.<sup>22</sup> BMPs are implemented by the Department of Agriculture and Consumer Services (DACS). Since the BMP program was implemented in 1999,<sup>23</sup> the DACS has adopted nine BMP manuals and is currently developing two more that cover nearly all major agricultural commodities in Florida. According to the annual report on BMPs prepared by the DACS, approximately 54 percent of agricultural acreage is enrolled in the DACS BMP program statewide.<sup>24</sup> Producers implementing BMPs receive a presumption of compliance with state water quality standards for the pollutants addressed by the BMPs<sup>25</sup> and those who enroll in the BMP program become eligible for technical assistance and cost-share funding for BMP implementation. To enroll in the BMP program, producers must meet with the Office of Agricultural Water Policy (OAWP) to determine the BMPs that are applicable to their operation

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<sup>18</sup> Section 403.067(7)(b)2.h., F.S.

<sup>19</sup> DEP, *NPDES Stormwater Program*, <https://floridadep.gov/Water/Stormwater> (last visited Dec. 2, 2019).

<sup>20</sup> DEP, *Impaired Waters, TMDLs, and Basin Management Action Plans Interactive Map*, <https://floridadep.gov/dear/water-quality-restoration/content/impaired-waters-tmdls-and-basin-management-action-plans> (last visited Dec. 5, 2019).

<sup>21</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1*, 2-4 (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>22</sup> Florida Department of Agriculture and Consumer Services Office of Agricultural Water Policy, *Status of Implementation of Agricultural Nonpoint Source Best Management Practices*, 3, (Jul. 1, 2019), available at <https://www.fdacs.gov/ezs3download/download/84080/2481615/Media/Files/Agricultural-Water-Policy-Files/Status-of-Implementation-of-BMPs-Report-2019.pdf> (last visited Dec. 5, 2019).

<sup>23</sup> The program was voluntary from 1999-2005. In 2005 the Florida Legislature modified the law requiring agricultural producers to adopt BMPs or conduct water quality monitoring.

<sup>24</sup> Florida Department of Agriculture and Consumer Services Office of Agricultural Water Policy, *Status of Implementation of Agricultural Nonpoint Source Best Management Practices*, 2, (Jul. 1, 2019), available at <https://www.fdacs.gov/ezs3download/download/84080/2481615/Media/Files/Agricultural-Water-Policy-Files/Status-of-Implementation-of-BMPs-Report-2019.pdf> (last visited Dec. 5, 2019).

<sup>25</sup> Section 403.067(7), F.S.



and submit a Notice of Intent to Implement the BMPs, along with the BMP checklist from the applicable BMP manual.<sup>26</sup> Within a BMAP, management strategies, including BMPs and water quality monitoring, are enforceable.<sup>27</sup> The University of Florida's Institute of Food and Agricultural Sciences (IFAS) is heavily involved in the adoption and implementation of BMPs. The IFAS provides expertise to both the DACS and agriculture producers, and has extension offices throughout Florida. The IFAS puts on summits and workshops on BMPs,<sup>28</sup> conducts research to issue recommendations for improving BMPs,<sup>29</sup> and issues training certificates for BMPs that require licenses such as Green Industry BMPs.<sup>30</sup>

For agriculture and BMPs, the Blue-Green Algae Task Force recommended:

- Increasing BMP enrollment.
- Improving records and additional data collection.
- Accelerating updates to BMP manuals.<sup>31</sup>

### **BMAPs for Outstanding Florida Springs**

In 2016, the Legislature passed the Florida Springs and Aquifer Protection Act, which identified 30 "Outstanding Florida Springs" (OFS) that have additional statutory protections and requirements.<sup>32</sup> Key aspects of the Springs and Aquifer Protection Act relating to water quality include:

- The designation of a priority focus area for each OFS. A priority focus area of an OFS means the area or areas of a basin where the Florida Aquifer is generally most vulnerable to pollutant inputs where there is a known connectivity between groundwater pathways and an Outstanding Florida Spring, as determined by the DEP in consultation with the appropriate WMDs, and delineated in a BMAP;<sup>33</sup>
- The development of an onsite sewage treatment and disposal system (OSTDS) remediation plan<sup>34</sup> if it has been determined that OSTDSs within a priority focus area contribute at least 20 percent of nonpoint source nitrogen pollution or that remediation is necessary to achieve the TMDL;
- A 20-year timeline for implementation of the TMDL, including 5-, 10-, and 15-year targets;<sup>35</sup> and

<sup>26</sup> Florida Department of Agriculture and Consumer Services Office of Agricultural Water Policy, *Status of Implementation of Agricultural Nonpoint Source Best Management Practices*, 3, (Jul. 1, 2019), available at <https://www.fdacs.gov/ezs3download/download/84080/2481615/Media/Files/Agricultural-Water-Policy-Files/Status-of-Implementation-of-BMPs-Report-2019.pdf> (last visited Dec. 5, 2019).

<sup>27</sup> Section 403.067(7)(d), F.S.

<sup>28</sup> UF/IFAS, *BMP Resource*, available at <https://bmp.ifas.ufl.edu/> (last visited Dec. 5, 2019).

<sup>29</sup> UF/IFAS Everglades Research & Education Center, *Best Management Practices & Water Resources*, available at <https://erec.ifas.ufl.edu/featured-3-menus/research/-best-management-practices--water-resources/> (last visited Dec. 5, 2019).

<sup>30</sup> UF/IFAS Florida-Friendly Landscaping, *GI-BMP Training Program Overview*, available at [https://ffl.ifas.ufl.edu/professionals/BMP\\_overview.htm](https://ffl.ifas.ufl.edu/professionals/BMP_overview.htm) (last visited Dec. 5, 2019).

<sup>31</sup> *Id.*

<sup>32</sup> Chapter 2016-1, Laws of Fla.; see s. 373.802, F.S., Outstanding Florida Springs include all historic first magnitude springs, including their associated spring runs, as determined by DEP using the most recent Florida Geological Survey springs bulletin, and De Leon Springs, Peacock Springs, Poe Springs, Rock Springs, Wekiwa Springs, and Gemini Springs, and their associated spring runs.

<sup>33</sup> Section 373.802(5), F.S.

<sup>34</sup> Commonly called a "septic remediation plan."

<sup>35</sup> Section 373.807, F.S.



- The prohibition against new OSTDSs on parcels of less than 1 acre, unless the system complies with the OSTDS remediation plan.<sup>36</sup>

The DEP is the lead agency in coordinating the preparation and adoption of the OSTDS remediation plan. The OSTDS remediation plan must include options for repair, upgrade, replacement, drainfield modification, the addition of effective nitrogen reducing features, connection to a central sewerage system, or other action for a sewage system or group of systems.<sup>37</sup> The options must be cost-effective and financially feasible projects necessary to reduce the nutrient impacts from OSTDSs within the area.<sup>38</sup>

In June 2018, the DEP adopted 13 BMAPs, addressing all 24 nitrogen-impaired OFS.<sup>39</sup> Eight of these plans are currently effective, while five others are pending the outcome of legal challenges on various alleged deficiencies in the BMAPs.<sup>40</sup> These alleged deficiencies include lack of specificity in the required list of projects and programs identified to implement a TMDL, lack of detail in cost estimates, incomplete or unclear strategies for nutrient reduction, and failure to account for population growth and agricultural activity.

### **Wastewater Treatment Facilities**

The proper treatment and disposal or reuse of domestic wastewater is an important part of protecting Florida's water resources. The majority of Florida's domestic wastewater is controlled and treated by centralized treatment facilities regulated by the DEP. Florida has approximately 2,000 permitted domestic wastewater treatment facilities.<sup>41</sup>

Chapter 403, F.S., requires that any facility or activity which discharges waste into waters of the state or which will reasonably be expected to be a source of water pollution must obtain a permit from the DEP.<sup>42</sup> Generally, persons who intend to collect, transmit, treat, dispose, or reuse wastewater are required to obtain a wastewater permit. A wastewater permit issued by the DEP is required for both operation and certain construction activities associated with domestic or industrial wastewater facilities or activities. A DEP permit must also be obtained prior to construction of a domestic wastewater collection and transmission system.<sup>43</sup>

Under section 402 of the Clean Water Act, any discharge of a pollutant from a point source to surface waters (i.e., the navigable waters of the United States or beyond) must obtain a National

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<sup>36</sup> Section 373.811, F.S.

<sup>37</sup> Section 373.807(3), F.S.

<sup>38</sup> *Id.*

<sup>39</sup> DEP, *Springs*, <https://floridadep.gov/springs> (last visited Nov. 26, 2019).

<sup>40</sup> *Our Santa Fe River, Inc., et. al. v. DEP*, No. 18-1601, DEP No. 18-2013; *Sierra Club v. DEP*, No. 17-1175, DEP No. 18-0204; *Friends of Wekiva River, Inc. v. DEP*, No. 18-1065, DEP No. 18-0217; *Thomas Greenhalgh v. DEP*, No. 17-1165, DEP No. 18-0204; *Paul Still v. DEP*, No. 18-1061; *Save the Manatee Club, Inc. v. DEP*, No. 17-1167, DEP No. 18-0206; *Silver Springs Alliance, Inc. and Rainbow River Conservation, Inc. v. DEP*, No. 18-1060, DEP No. 18-0211.

<sup>41</sup> DEP, *General Facts and Statistics About Wastewater in Florida*, <https://floridadep.gov/water/domestic-wastewater/content/general-facts-and-statistics-about-wastewater-florida> (last visited Dec. 2, 2019).

<sup>42</sup> Section 403.087, F.S.

<sup>43</sup> DEP, *Wastewater Permitting*, <https://floridadep.gov/water/domestic-wastewater/content/wastewater-permitting> (last visited Dec. 2, 2019).

Pollution Discharge Elimination System (NPDES) permit.<sup>44</sup> NPDES permit requirements for most wastewater facilities or activities (domestic or industrial) that discharge to surface waters are incorporated into a state-issued permit, thus giving the permittee one set of permitting requirements rather than one state and one federal permit.<sup>45</sup> The DEP issues operation permits for a period of five years for facilities regulated under the NPDES program and up to 10 years for other domestic wastewater treatment facilities meeting certain statutory requirements.<sup>46</sup>

In its 2016 Report Card for Florida's Infrastructure, the American Society of Civil Engineers reported that the state's wastewater system is increasing in age and the condition of installed treatment and conveyance systems is declining.<sup>47</sup> As existing infrastructure ages, Florida utilities are placing greater emphasis on asset management systems to maintain service to customers. Population growth, aging infrastructure, and sensitive ecological environments are increasing the need to invest in Florida's wastewater infrastructure.<sup>48</sup>

### ***Advanced Waste Treatment***

Under Florida law, facilities for sanitary sewage disposal are required to provide for advanced waste treatment, as deemed necessary by the DEP.<sup>49</sup> The standard for advanced waste treatment is defined in statute using the maximum concentrations of nutrients or contaminants that a reclaimed water product may contain.<sup>50</sup> The standard also requires high-level disinfection.<sup>51</sup>

<b>Nutrient or Contaminant</b>	<b>Maximum Concentration Annually</b>
Biochemical Oxygen Demand	5 mg/L
Suspended Solids	5 mg/L
Total Nitrogen	3 mg/L
Total Phosphorus	1 mg/L

Facilities for sanitary sewage disposal are prohibited from disposing of waste into certain waters in the state without providing advanced waste treatment approved by the DEP.<sup>52</sup> Specifically, Tampa Bay is viewed as a success story for this type of prohibition.

[Tampa Bay is] one of the few estuaries in the U.S. that has shown evidence of improving environmental conditions. These water-quality

<sup>44</sup> 33 U.S.C. s. 1342.

<sup>45</sup> Sections 403.061 and 403.087, F.S.

<sup>46</sup> Section 403.087(3), F.S.

<sup>47</sup> American Society of Civil Engineers, *Report Card for Florida's Infrastructure* (2016), available at [https://www.infrastructurereportcard.org/wp-content/uploads/2017/01/2016\\_RC\\_Final\\_screen.pdf](https://www.infrastructurereportcard.org/wp-content/uploads/2017/01/2016_RC_Final_screen.pdf).

<sup>48</sup> *Id.*

<sup>49</sup> Section 403.086(2), F.S.

<sup>50</sup> Section 403.086(4), F.S.

<sup>51</sup> Section 403.086(4)(b), F.S.; Fla. Admin. Code R. 62-600.440(6).

<sup>52</sup> Section 403.086(1)(c), F.S. Facilities for sanitary sewage disposal may not dispose of any wastes into Old Tampa Bay, Tampa Bay, Hillsborough Bay, Boca Ciega Bay, St. Joseph Sound, Clearwater Bay, Sarasota Bay, Little Sarasota Bay, Roberts Bay, Lemon Bay, or Charlotte Harbor Bay, or into any river, stream, channel, canal, bay, bayou, sound, or other water tributary thereto, without providing advanced waste treatment approved by DEP. This prohibition does not apply to facilities permitted by February 1, 1987, and which discharge secondary treated effluent, followed by water hyacinth treatment, to tributaries of the named waters; or to facilities permitted to discharge to the nontidally influenced portions of the Peace River.

improvements have been due, in large part, to upgrades in wastewater-treatment practices at municipal wastewater-treatment plants in the region. Since 1980, all wastewater-treatment plants that discharge to the bay or its tributaries have been required by state legislation to meet advanced wastewater-treatment standards, a step that has reduced the annual nutrient loads from these sources by about 90 percent.<sup>53</sup>

### ***Sanitary Sewer Overflows, Leakages, and Inflow and Infiltration***

Although domestic wastewater treatment facilities are permitted and designed to safely and properly collect and manage a specified wastewater capacity, obstructions or extreme conditions can cause a sanitary sewer overflow (SSO). Any overflow, spill, release, discharge, or diversion of untreated or partially treated wastewater from a sanitary sewer system is a SSO.<sup>54</sup> A SSO may subject the owner or operator of a facility to civil penalties of not more than \$10,000 for each offense, a criminal conviction or fines, and additional administrative penalties.<sup>55</sup> Each day during the period in which a violation occurs constitutes a separate offense.<sup>56</sup> However, administrative penalties are capped at \$10,000.<sup>57</sup>

A key concern with SSOs entering rivers, lakes, or streams is their negative effect on water quality. In addition, because SSOs contain partially treated or potentially untreated domestic wastewater, ingestion or similar contact may cause illness. People can be exposed through direct contact in areas of high public access, food that has been contaminated, inhalation, and skin absorption. The Department of Health (DOH) issues health advisories when bacteria levels present a risk to human health and may post warning signs when bacteria affect public beaches or other areas where there is a risk of human exposure.<sup>58</sup>

Reduction of SSOs can be achieved through:

- Cleaning and maintaining the sewer system;
- Reducing inflow and infiltration through rehabilitation and repairing broken or leaking lines;
- Enlarging or upgrading sewer, pump station, or sewage treatment plant capacity and/or reliability; and
- Constructing wet weather storage and treatment facilities to treat excess flows.<sup>59</sup>

Inflow and Infiltration (I&I) occurs when groundwater and/or rainwater enters the sanitary sewer system and ends up at the wastewater treatment facility, necessitating its treatment as if it were

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<sup>53</sup> U.S. Department of the Interior and U.S. Geological Survey, *Integrating Science and Resource Management in Tampa Bay, Florida*, 110 (2011), available at [https://pubs.usgs.gov/circ/1348/pdf/Chapter%205\\_105-156.pdf](https://pubs.usgs.gov/circ/1348/pdf/Chapter%205_105-156.pdf) (internal citations omitted).

<sup>54</sup> DEP, *Sanitary Sewer Overflows (SSOs)*, available at <https://floridadep.gov/sites/default/files/sanitary-sewer-overflows.pdf> (last visited Dec. 4, 2019).

<sup>55</sup> Sections 403.121 and 403.141, F.S.

<sup>56</sup> *Id.*

<sup>57</sup> Section 403.121(2)(b),(8), and (9), F.S.

<sup>58</sup> DEP, *SSOs*, available at <https://floridadep.gov/sites/default/files/sanitary-sewer-overflows.pdf>.

<sup>59</sup> *Id.*

wastewater.<sup>60</sup> I&I can be caused by groundwater infiltrating the sewer system through faulty pipes or infrastructure, or any inflows of rainwater or non-wastewater into the sewer system.

I&I is a major cause of SSOs in Florida.<sup>61</sup> When domestic wastewater facilities are evaluated for permit renewal, collection systems are not evaluated for issues such as excessive infiltration/inflow unless problems result at the treatment plant.<sup>62</sup> Another major cause of SSOs is the loss of electricity to the infrastructure for the collection and transmission of wastewater, such as pump stations, especially during storms.<sup>63</sup> Pump stations receiving flow from another station through a force main, or those discharging through pipes 12 inches or larger, must have emergency generators.<sup>64</sup> All other pump stations must have emergency pumping capability through one of three specified arrangements.<sup>65</sup> These requirements for emergency pumping capacity only apply to domestic wastewater collection/transmission facilities existing after November 6, 2003, unless facilities existing prior to that date are modified.<sup>66</sup>

The Blue-Green Algae Task Force made the following recommendations relating to SSOs:

- Emergency back-up capabilities should be required for all lift stations constructed prior to 2003.
- The DEP and wastewater facilities should take a more proactive approach to infiltration and inflow issues.<sup>67</sup>

### ***Wastewater Asset Management***

Asset management is the practice of managing infrastructure capital assets to minimize the total cost of owning and operating these assets while delivering the desired service levels.<sup>68</sup> Many utilities use asset management to pursue and achieve sustainable infrastructure. A high-performing asset management program includes detailed asset inventories, operation and maintenance tasks, and long-range financial planning.<sup>69</sup>

<sup>60</sup> City of St. Augustine, *Inflow & Infiltration Elimination Program*, <https://www.citystaug.com/549/Inflow-Infiltration-Elimination-Program> (last visited Dec. 6, 2019).

<sup>61</sup> See generally RS&H, Inc., *Evaluation of Sanitary Sewer Overflows and Unpermitted Discharges Associated with Hurricanes Hermine and Matthew* (Jan. 2017), available at [https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001\\_06\\_17.pdf](https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001_06_17.pdf).

<sup>62</sup> Fla. Admin. Code R. 62-600.735; see Fla. Admin. Code R. 62-600.200. “Collection/transmission systems” are defined as “sewers, pipelines, conduits, pumping stations, force mains, and all other facilities used for collection and transmission of wastewater from individual service connections to facilities intended for the purpose of providing treatment prior to release to the environment.”

<sup>63</sup> See generally RS&H, Inc., *Evaluation of Sanitary Sewer Overflows and Unpermitted Discharges Associated with Hurricanes Hermine and Matthew* (Jan. 2017), available at [https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001\\_06\\_17.pdf](https://floridadep.gov/sites/default/files/Final%20Report%20Evaluation%20of%20SSO%20and%20Unpermitted%20Discharges%2001_06_17.pdf).

<sup>64</sup> Fla. Admin. Code R. 62-604.400.

<sup>65</sup> *Id.*

<sup>66</sup> Fla. Admin. Code R. 62-604.100.

<sup>67</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1*, 7 (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>68</sup> EPA, *Sustainable Water Infrastructure - Asset Management for Water and Wastewater Utilities*, <https://www.epa.gov/sustainable-water-infrastructure/asset-management-water-and-wastewater-utilities> (last visited Dec 9, 2019).

<sup>69</sup> *Id.*

Each utility is responsible for making sure that its system stays in good working order, regardless of the age of its components or the availability of additional funds.<sup>70</sup> Asset management programs with good data can be the most efficient method of meeting this challenge. Some key steps for asset management are making an inventory of critical assets, evaluating the condition and performance of such assets, and developing plans to maintain, repair, and replace assets and to fund these activities.<sup>71</sup> The United States Environmental Protection Agency (EPA) provides guidance and reference manuals for utilities to aid in developing asset management plans.<sup>72</sup>

Many states, including Florida, provide financial incentives for the development and implementation of an asset management plan when requesting funding under a State Revolving Fund or other state funding mechanism.<sup>73</sup> Florida's incentives include priority scoring,<sup>74</sup> reduction of interest rates,<sup>75</sup> principal forgiveness for financially disadvantaged small communities,<sup>76</sup> and eligibility for small community wastewater facilities grants.<sup>77</sup>

In 2016, the Legislature authorized the Public Service Commission (PSC) to allow a utility to create a utility reserve fund for repair and replacement of existing distribution and collection infrastructure that is nearing the end of its useful life or is detrimental to water quality or reliability of service. The utility reserve fund would be funded by a portion of the rates charged by the utility, by a secured escrow account, or through a letter of credit.

The PSC adopted rules governing the implementation, management, and use of the fund, including expenses for which the fund may be used, segregation of reserve account funds, requirements for a capital improvement plan, and requirements for the PSC authorization before fund disbursements.<sup>78</sup> The PSC requires an applicant to provide a capital improvement plan or an asset management plan in seeking authorization to create a utility reserve fund.<sup>79</sup>

### **The Clean Water State Revolving Fund Program**

Florida's Clean Water State Revolving Fund (CWSRF) is a federal-state partnership that provides communities a permanent, independent source of low-cost financing for a wide-range of water quality infrastructure projects.<sup>80</sup> The CWSRF is funded through money received from

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<sup>70</sup> *Id.*

<sup>71</sup> *Id.*

<sup>72</sup> EPA, *Asset Management: A Best Practices Guide* (2008), available at <https://nepis.epa.gov/Exe/ZyPDF.cgi/P1000LP0.PDF?Dockkey=P1000LP0.PDF>; EPA, *Reference Guide for Asset Management Tools/Asset Management Plan Components and Implementation Tools for Small and Medium Sized Drinking Water and Wastewater Systems* (May 2014), available at [https://www.epa.gov/sites/production/files/2016-04/documents/am\\_tools\\_guide\\_may\\_2014.pdf](https://www.epa.gov/sites/production/files/2016-04/documents/am_tools_guide_may_2014.pdf).

<sup>73</sup> EPA, *State Asset Management Initiatives* (Aug. 2012), available at [https://www.epa.gov/sites/production/files/2016-04/documents/state\\_asset\\_management\\_initiatives\\_11-01-12.pdf](https://www.epa.gov/sites/production/files/2016-04/documents/state_asset_management_initiatives_11-01-12.pdf).

<sup>74</sup> Fla. Admin. Code R. 62-503.300(e).

<sup>75</sup> Fla. Admin. Code R. 62-503.300(5)(b)1. and 62-503.700(7).

<sup>76</sup> Fla. Admin. Code R. 62-503.500(4).

<sup>77</sup> Fla. Admin. Code R. 62-505.300(d) and 62-505.350(5)(c).

<sup>78</sup> Fla. Admin. Code R. 25-30.444.

<sup>79</sup> Fla. Admin. Code R. 25-30.444(2)(e) and (m).

<sup>80</sup> 33 USC s. 1383; EPA, *CWSRF*, <https://www.epa.gov/cwsrf> (last visited Jan. 23, 2020); EPA, *Learn about the CWSRF*, <https://www.epa.gov/cwsrf/learn-about-clean-water-state-revolving-fund-cwsrf> (last visited Jan. 23, 2020).

federal grants as well as state contributions, which then "revolve" through the repayment of previous loans and interest earned. While these programs offer loans, grant-like funding is also available for qualified small, disadvantaged communities, which reduces the amount owed on loans by the percentage for which the community qualifies.

The CWSRF provides low-interest loans to local governments to plan, design, and build or upgrade wastewater, stormwater, and nonpoint source pollution prevention projects. Certain agricultural best management practices may also qualify for funding. Very low interest rate loans, grants, and other discounted assistance for small communities are available. Interest rates on loans are below market rates and vary based on the economic means of the community. Generally, local governments and special districts are eligible loan sponsors.<sup>81</sup> The EPA classifies eleven types of projects that are eligible to receive CWSRF assistance. They include projects for:

- A publicly owned treatment works;
- A public, private, or nonprofit entity to implement a state nonpoint source pollution management program;
- A public, private, or nonprofit entity to develop and implement a conservation and management plan;
- A public, private, or nonprofit entity to construct, repair, or replace decentralized wastewater treatment systems that treat municipal wastewater or domestic sewage;
- A public, private, or nonprofit entity to manage, reduce, treat, or recapture stormwater or subsurface drainage water;
- A public entity to reduce the demand for publicly owned treatment works capacity through water conservation, efficiency, or reuse;
- A public, private, or nonprofit entity to develop and implement watershed projects;
- A public entity to reduce the energy consumption needs for publicly owned treatment works;
- A public, private, or nonprofit entity for projects for reusing or recycling wastewater, stormwater, or subsurface drainage water;
- A public, private, or nonprofit entity to increase the security of publicly owned treatment works; and
- Any qualified nonprofit entity, to provide technical assistance to owners and operators of small and medium sized publicly owned treatment works to plan, develop, and obtain financing for the CWSRF eligible projects and to assist each treatment works in achieving compliance with the Clean Water Act.<sup>82</sup>

Of these eligible projects, the DEP is required to give priority to projects that:

- Eliminate public health hazards;
- Enable compliance with laws requiring the elimination of discharges to specific water bodies, including the requirements of s. 403.086(9), F.S., regarding domestic wastewater ocean outfalls;
- Assist in the implementation of total maximum daily loads adopted under s. 403.067, F.S.;

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<sup>81</sup> DEP, *State Revolving Fund*, <https://floridadep.gov/wra/srf> (last visited Feb. 11, 2019).

<sup>82</sup> EPA, *Learn about the CWSRF*, <https://www.epa.gov/cwsrf/learn-about-clean-water-state-revolving-fund-cwsrf> (last visited Jan. 23, 2020).



- Enable compliance with other pollution control requirements, including, but not limited to, toxics control, wastewater residuals management, and reduction of nutrients and bacteria;
- Assist in the implementation of surface water improvement and management plans and pollutant load reduction goals developed under state water policy;
- Promote reclaimed water reuse;
- Eliminate failing onsite sewage treatment and disposal systems or those that are causing environmental damage; or
- Reduce pollutants to and otherwise promote the restoration of Florida's surface and ground waters.<sup>83</sup>

### **Small Community Sewer Construction**

The Small Community Sewer Construction Assistance Act is a grant program established as part of the CWSRF program that requires the DEP to award grants to assist financially disadvantaged small communities with their needs for adequate domestic wastewater facilities.<sup>84</sup> Under the program, a financially disadvantaged small community is defined as a county, municipality, or special district<sup>85</sup> with a total population of 10,000 or less, and a per capita income less than the state average per capita income.<sup>86</sup> In 2016, the Legislature included counties and special districts as eligible entities for grants under the program if they otherwise met the definition of a financially disadvantaged small community.<sup>87</sup>

In accordance with rules adopted by the Environmental Regulation Commission, the DEP may provide grants, for up to 100 percent of the costs of planning, designing, constructing, upgrading, or replacing wastewater collection, transmission, treatment, disposal, and reuse facilities, including necessary legal and administrative expenses.<sup>88</sup> The rules of the commission must also:

- Require that projects to plan, design, construct, upgrade, or replace wastewater collection, transmission, treatment, disposal, and reuse facilities be cost-effective, environmentally sound, permissible, and implementable;
- Require appropriate user charges, connection fees, and other charges to ensure the long-term operation, maintenance, and replacement of the facilities constructed under each grant;
- Require grant applications to be submitted on appropriate forms with appropriate supporting documentation and require records to be maintained;
- Establish a system to determine eligibility of grant applications;
- Establish a system to determine the relative priority of grant applications, which must consider public health protection and water pollution abatement;
- Establish requirements for competitive procurement of engineering and construction services, materials, and equipment; and
- Provide for termination of grants when program requirements are not met.<sup>89</sup>

<sup>83</sup> Section 403.1835(7), F.S.

<sup>84</sup> Sections 403.1835(3)(d) and 403.1838, F.S.

<sup>85</sup> Section 189.012(6), F.S., defines special district; s. 189.012(2) and (3), F.S., define dependent special district and independent special district, respectively.

<sup>86</sup> Section 403.1838(2), F.S.

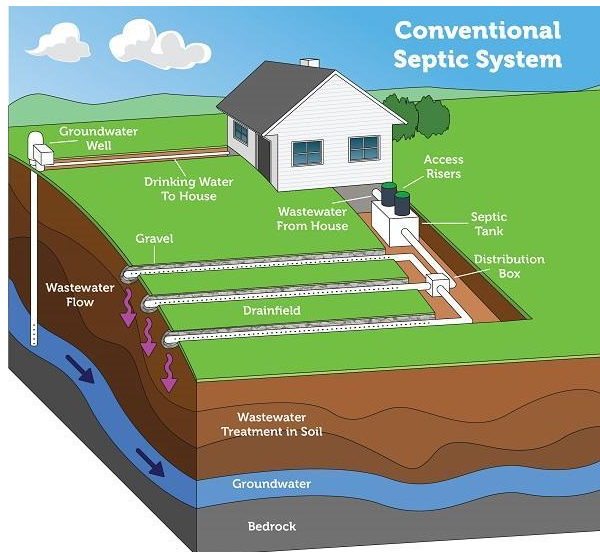
<sup>87</sup> Chapter 2016-55, Laws of Fla.

<sup>88</sup> Section 403.1838(3)(a), F.S.

<sup>89</sup> Section 403.1838(3)(b), F.S.; Fla. Admin. Code R. Ch. 62-505.

### *Onsite Sewage Treatment and Disposal Systems*

Onsite sewage treatment and disposal systems (OSTDSs), commonly referred to as “septic systems,” generally consist of two basic parts: the septic tank and the drainfield.<sup>90</sup> Waste from toilets, sinks, washing machines, and showers flows through a pipe into the septic tank, where anaerobic bacteria break the solids into a liquid form. The liquid portion of the wastewater flows into the drainfield, which is generally a series of perforated pipes or panels surrounded by lightweight materials such as gravel or Styrofoam. The drainfield provides a secondary treatment where aerobic bacteria continue deactivating the germs. The drainfield also provides filtration of the wastewater, as gravity draws the water down through the soil layers.<sup>91</sup>



Please note: Septic systems vary. Diagram is not to scale.

The DOH administers OSTDS programs, develops statewide rules, and provides training and standardization for county health department employees responsible for issuing permits for the installation and repair of OSTDSs within the state.<sup>92</sup> The DOH regulations focus on construction standards and setback distances. The regulations are primarily designed to protect the public from waterborne illnesses.<sup>93</sup> The DOH also conducts research to evaluate performance, environmental health, and public health effects of OSTDSs. Innovative OSTDS products and technologies must be approved by the DOH.<sup>94</sup>

The DOH and the DEP have an interagency agreement that standardizes procedures and clarifies responsibilities between them regarding the regulation of OSTDSs.<sup>95</sup> The DEP has jurisdiction

<sup>90</sup> DOH, *Septic System Information and Care*, <http://columbia.floridahealth.gov/programs-and-services/environmental-health/onsite-sewage-disposal/septic-information-and-care.html> (last visited Dec. 2, 2019); EPA, *Types of Septic Systems*, <https://www.epa.gov/septic/types-septic-systems> (last visited Dec. 2, 2019) (showing the graphic provided in the analysis).

<sup>91</sup> *Id.*

<sup>92</sup> Section 381.0065(3), F.S.

<sup>93</sup> DOH, *Overview of Onsite Sewage Treatment and Disposal Systems*, 5 (Aug. 1, 2019), <http://floridadep.gov/file/19018/download?token=6r94Bi2B>.

<sup>94</sup> Section 381.0065(3), F.S.

<sup>95</sup> *Interagency Agreement Between the Department of Environmental Protection and the Department of Health for Onsite Sewage Treatment and Disposal Systems* (Sept. 30, 2015), available at [https://floridadep.gov/sites/default/files/HOHOSTDS\\_9\\_30\\_15.pdf](https://floridadep.gov/sites/default/files/HOHOSTDS_9_30_15.pdf).



over OSTDSs when: domestic sewage flow exceeds 10,000 gallons per day; commercial sewage flow exceeds 5,000 gallons per day; there is a likelihood of hazardous or industrial wastes; a sewer system is available; or if any system or flow from the establishment is currently regulated by the DEP (unless the DOH grants a variance).<sup>96</sup> In all other circumstances, the DOH regulates OSTDSs.

There are an estimated 2.6 million OSTDSs in Florida, providing wastewater disposal for 30 percent of the state's population.<sup>97</sup> In Florida, development in some areas is dependent on OSTDSs due to the cost and time it takes to install central sewer systems.<sup>98</sup> For example, in rural areas and low-density developments, central sewer systems are not cost-effective. Less than one percent of OSTDSs in Florida are actively managed under operating permits and maintenance agreements.<sup>99</sup> The remainder of systems are generally serviced only when they fail, often leading to costly repairs that could have been avoided with routine maintenance.<sup>100</sup>

In a conventional OSTDS, a septic tank does not reduce nitrogen from the raw sewage. In Florida, approximately 30-40 percent of the nitrogen levels are reduced in the drainfield of a system that is installed 24 inches or more from groundwater.<sup>101</sup> This still leaves a significant amount of nitrogen to percolate into the groundwater, which makes nitrogen from OSTDSs a potential contaminant in groundwater.<sup>102</sup>

Different types of advanced OSTDSs exist that can remove greater amounts of nitrogen than a typical septic system (often referred to as "advanced" or "nutrient-reducing" septic systems).<sup>103</sup> The DOH publishes on its website approved products and resources on advanced systems.<sup>104</sup> Determining which advanced system is the best option can depend on site-specific conditions.

The owner of a properly functioning OSTDS must connect to a sewer system within one year of receiving notification that a sewer system is available for connection.<sup>105</sup> Owners of an OSTDS in need of repair or modification must connect within 90 days of notification from the DOH.<sup>106</sup>

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<sup>96</sup> *Id.* at 6-13; s. 381.0065(3)(b), F.S.; DEP, *Septic Systems*, <https://floridadep.gov/water/domestic-wastewater/content/septic-systems> (last visited Dec. 2, 2019).

<sup>97</sup> DOH, *Onsite Sewage*, <http://www.floridahealth.gov/environmental-health/onsite-sewage/index.html> (last visited Dec. 2, 2019).

<sup>98</sup> DOH, *Report on Range of Costs to Implement a Mandatory Statewide 5-Year Septic Tank Inspection Program*, Executive Summary (Oct. 1, 2008), available at <http://www.floridahealth.gov/environmental-health/onsite-sewage/research/documents/rrac/2008-11-06.pdf>. The report begins on page 56 of the PDF.

<sup>99</sup> *Id.*

<sup>100</sup> *Id.*

<sup>101</sup> DOH, *Florida Onsite Sewage Nitrogen Reduction Strategies Study, Final Report 2008-2015*, 21 (Dec. 2015), available at <http://www.floridahealth.gov/environmental-health/onsite-sewage/research/draftlegreportsm.pdf>; see Fla. Admin. Code R. 64E-6.006(2).

<sup>102</sup> University of Florida Institute of Food and Agricultural Sciences (IFAS), *Onsite Sewage Treatment and Disposal Systems: Nitrogen*, 3 (Feb. 2014), available at <http://edis.ifas.ufl.edu/pdf/SS/SS55000.pdf>.

<sup>103</sup> DOH, *Nitrogen-Reducing Systems for Areas Affected by the Florida Springs and Aquifer Protection Act* (2019), available at <http://www.floridahealth.gov/environmental-health/onsite-sewage/products/documents/bmap-n-reducing-tech-18-10-29.pdf>.

<sup>104</sup> DOH, *Onsite Sewage Programs, Product Listings and Approval Requirements*, <http://www.floridahealth.gov/environmental-health/onsite-sewage/products/index.html> (last visited Dec. 2, 2019).

<sup>105</sup> Section 381.00655, F.S.

<sup>106</sup> *Id.*

The Blue-Green Algae Task Force made the following recommendations relating to OSTDSs:

- The DEP should develop a more comprehensive regulatory program to ensure that OSTDSs are sized, designed, constructed, installed, operated, and maintained to prevent nutrient pollution, reduce environmental impact, and preserve human health.
- More post-permitting septic tank inspections should take place.
- Protections for vulnerable areas in the state should be expanded.
- Additional funding to accelerate septic to sewer conversions.<sup>107</sup>

***The DOH Technical Review and Advisory Panel***

The DOH has a technical review and advisory panel to review agency rules and provide assistance to the DOH with rule adoption.<sup>108</sup> It is comprised of, at a minimum:

- A soil scientist;
- A professional engineer registered in this state who is recommended by the Florida Engineering Society and who has work experience in OSTDSs;
- Two representatives from the home-building industry recommended by the Florida Home Builders Association, including one who is a developer in this state who develops lots using onsite sewage treatment and disposal systems;
- A representative from the county health departments who has experience permitting and inspecting the installation of onsite sewage treatment and disposal systems in this state;
- A representative from the real estate industry who is recommended by the Florida Association of Realtors;
- A consumer representative with a science background;
- Two representatives of the septic tank industry recommended by the Florida Onsite Wastewater Association, including one who is a manufacturer of onsite sewage treatment and disposal systems;
- A representative from local government who is knowledgeable about domestic wastewater treatment and who is recommended by the Florida Association of Counties and the Florida League of Cities; and
- A representative from the environmental health profession who is recommended by the Florida Environmental Health Association and who is not employed by a county health department.<sup>109</sup>

Members are to be appointed for a term of two years. The panel may also, as needed, be expanded to include ad hoc, nonvoting representatives who have topic-specific expertise.<sup>110</sup>

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<sup>107</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1*, 6-7 (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>108</sup> Section 381.0068, F.S.

<sup>109</sup> *Id.*

<sup>110</sup> *Id.*

## Stormwater Management

Stormwater is the flow of water resulting from, and immediately following, a rainfall event.<sup>111</sup> When stormwater falls on pavement, buildings, and other impermeable surfaces, the runoff flows quickly and can pick up sediment, nutrients (such as nitrogen and phosphorous), chemicals, and other pollutants.<sup>112</sup> Stormwater pollution is a major source of water pollution in Florida.<sup>113</sup>

There are two main regulatory programs to address water quality from stormwater: the federal program that regulates discharges of pollutants into waters of the United States<sup>114</sup> and the state Environmental Resource Permitting (ERP) Program that regulates activities involving the alteration of surface water flows.<sup>115</sup> The federal NPDES Stormwater Program regulates the following types of stormwater pollution:<sup>116</sup>

- Certain municipal storm sewer systems;
- Runoff from certain construction activities; and
- Runoff from industrial activities.<sup>117</sup>

Florida's ERP Program includes regulation of activities that create stormwater runoff, as well as dredging and filling in wetlands and other surface waters.<sup>118</sup> ERPs are designed to prevent flooding, protect wetlands and other surface waters, and protect Florida's water quality from stormwater pollution.<sup>119</sup> The statewide ERP Program is implemented by the DEP, the WMDs, and certain local governments. The ERP Applicant Handbook, incorporated by reference into the DEP rules, provides guidance on the DEP's ERP Program, including stormwater topics such as the design of stormwater management systems.<sup>120</sup>

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<sup>111</sup> DEP and Water Management Districts, *Environmental Resource Permit Applicant's Handbook Volume I (General and Environmental)*, 2-10 (June 1, 2018), available at

[https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant\\_Hanbook\\_I\\_-\\_Combined.pdf](https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant_Hanbook_I_-_Combined.pdf).

<sup>112</sup> DEP, *Stormwater Management*, 1 (2016), available at [https://floridadep.gov/sites/default/files/stormwater-management\\_0.pdf](https://floridadep.gov/sites/default/files/stormwater-management_0.pdf). When rain falls on fields, forests, and other areas with naturally permeable surfaces the water not absorbed by plants filters through the soil and replenishes Florida's groundwater supply.

<sup>113</sup> DEP, *Stormwater Support*, <https://floridadep.gov/water/engineering-hydrology-geology/content/stormwater-support> (last visited Dec. 2, 2019); DEP, *Nonpoint Source Program Update*, 10 (2015), available at <https://floridadep.gov/sites/default/files/NPS-ManagementPlan2015.pdf>.

<sup>114</sup> National Pollutant Discharge Elimination System (NPDES), 33 U.S.C. s. 1342 (2019); 40 C.F.R. pt. 122.

<sup>115</sup> Chapter 373, pt. IV, F.S.; Fla. Admin. Code Ch. 62-330.

<sup>116</sup> A point source is discernible, confined and discrete conveyance, such as a pipe, ditch, channel, tunnel, conduit, discrete fissure, or container. See The Clean Water Act, 33 U.S.C. s. 1362(14) and 40 C.F.R. 122.2; Stormwater can be either a pointsource or a nonpoint source of pollution. EPA, *Monitoring and Evaluating Nonpoint Source Watershed Projects*, 1-1, available at [https://www.epa.gov/sites/production/files/2016-02/documents/chapter\\_1\\_draft\\_aug\\_2014.pdf](https://www.epa.gov/sites/production/files/2016-02/documents/chapter_1_draft_aug_2014.pdf); DEP, *Nonpoint Source Program Update*, 9 (2015), available at <https://floridadep.gov/sites/default/files/NPS-ManagementPlan2015.pdf>.

<sup>117</sup> See generally EPA, *NPDES Stormwater Program*, <https://www.epa.gov/npdes/npdes-stormwater-program> (last visited Dec. 2, 2019).

<sup>118</sup> DEP, *DEP 101: Environmental Resource Permitting*, <https://floridadep.gov/comm/press-office/content/dep-101-environmental-resource-permitting> (last visited Dec 2, 2019).

<sup>119</sup> South Florida Water Management District, *Environmental Resource Permits*, <https://www.swfwmd.gov/doing-business-with-us/permits/environmental-resource-permits> (last visited Dec. 2, 2019).

<sup>120</sup> Fla. Admin. Code R. 62-330.010(4); DEP and WMDs, *Environmental Resource Permit Applicant's Handbook Volume I (General and Environmental)*, 2-10 (June 1, 2018), available at [https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant\\_Hanbook\\_I\\_-\\_Combined.pdf](https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant_Hanbook_I_-_Combined.pdf); *Environmental Resource Permit Applicant's Handbook Volume II*, available at <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/erp-stormwater> (last visited Dec. 2, 2019).

The DEP and the WMDs are authorized to require permits and impose reasonable conditions:

- To ensure that construction or alteration of stormwater management systems and related structures are consistent with applicable law and not harmful to water resources;<sup>121</sup> and
- For the maintenance or operation of such structures.<sup>122</sup>

The DEP's stormwater rules are technology-based effluent limitations rather than water quality-based effluent limitations.<sup>123</sup> This means that stormwater rules rely on design criteria for BMPs to achieve a performance standard for pollution reduction, rather than specifying the amount of a specific pollutant that may be discharged to a waterbody and still ensure that the waterbody attains water quality standards.<sup>124</sup> The rules contain minimum stormwater treatment performance standards, which require design and performance criteria for new stormwater management systems to achieve at least 80 percent reduction of the average annual load of pollutants that would cause or contribute to violations of state water quality standards.<sup>125</sup> The standard is 95 percent reduction when applied to Outstanding Florida Waters. In 2007, an evaluation performed for the DEP generally concluded that Florida's stormwater design criteria failed to consistently meet either the 80 percent or 95 percent target goals in the DEP's rules.<sup>126</sup> The images shown here depict six major types of surface water management systems:<sup>127</sup>

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<sup>121</sup> Section 373.413, F.S.; see s. 403.814(12), F.S.

<sup>122</sup> Section 373.416, F.S.

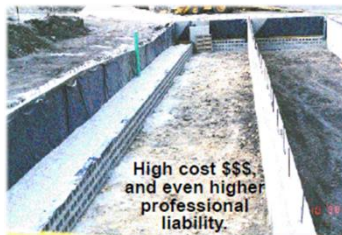
<sup>123</sup> DEP, *ERP Stormwater*, <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/erp-stormwater> (last visited Nov. 8, 2019).

<sup>124</sup> See generally, EPA, National Pollutant Discharge Elimination System (NPDES), [www.epa.gov/npdes/npdes-permit-limits](http://www.epa.gov/npdes/npdes-permit-limits) (last visited Dec. 2, 2019).

<sup>125</sup> Fla. Admin. Code R. 62-40.432(2).

<sup>126</sup> Environmental Research & Design, Inc., *Evaluation of Current Stormwater Design Criteria Within the State of Florida*, 6-1 (2007), available at <https://www.sfwmd.gov/sites/default/files/documents/sw%20treatment%20report-final71907.pdf>. The report makes an exception for the St. John's River Water Management District's standards for on-line dry retention.

<sup>127</sup> Presentation to the Blue-Green Algae Task Force by Benjamin Melnik, Deputy Director of the Division of Water Resource Management, *Stormwater*, 12 (September 24, 2019) (on file with Committee on Environment and Natural Resources).

**"Filtered" Ponds****Underground Vaults****"Dry" Retention Ponds****"Wet" Detention Ponds****Underground Exfiltration Trenches****Pervious Pavement**

The DEP and the WMDs must require applicants to provide reasonable assurance that state water quality standards will not be violated.<sup>128</sup> If a stormwater management system is designed in accordance with the stormwater treatment requirements and criteria adopted by the DEP or the WMDs, then the system design is presumed not to cause or contribute to violations of applicable state water quality standards.<sup>129</sup> If a stormwater management system is constructed, operated, and maintained for stormwater treatment in accordance with a valid permit or exemption, then the stormwater discharged from the system is presumed not to cause or contribute to violations of applicable state water quality standards.<sup>130</sup> If an applicant is unable to meet water quality standards because existing ambient water quality does not meet standards, the DEP or a WMD must consider mitigation measures that cause a net improvement of the water quality in the water body that does not meet the standards.<sup>131</sup>

<sup>128</sup> Section 373.414(1), F.S.; see s. 373.403(11), F.S.; see Fla. Admin. Code Ch. 62-4, 62-302, 62-520, and 62-550.

<sup>129</sup> Section 373.4131(3)(b), F.S. Fla. Admin. Code R. 62-40.432(2); see also DEP, *ERP Stormwater*, <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/erp-stormwater> (last visited Dec. 2, 2019) (stating that a key component of the stormwater rule is a "rebuttable presumption that discharges from a stormwater management system designed in accordance with the BMP design criteria will not cause harm to water resources").

<sup>130</sup> Section 373.4131(3)(c), F.S.

<sup>131</sup> Section 373.414(1)(b)3., F.S.



### ***2010 Stormwater Rulemaking***

From 2008 to 2010, the DEP and the WMDs worked together on developing a statewide unified stormwater rule to protect Florida's surface waters from the effects of excessive nutrients in stormwater runoff.<sup>132</sup> A technical advisory committee was established. In 2010, the DEP announced a series of workshops to present for public comment the statewide stormwater quality draft rule Chapter 62-347 of the Florida Administrative Code and an Applicant's Handbook.<sup>133</sup> The notice stated the goal of the rule was to "increase the level of nutrient treatment in stormwater discharges and provide statewide consistency by establishing revised stormwater quality treatment performance standards and best management practices design criteria."<sup>134</sup>

These rulemaking efforts produced a draft document called the "Environmental Resource Permit Stormwater Quality Applicant's Handbook: Design Requirements for Stormwater Treatment in Florida."<sup>135</sup> The 2010 draft handbook's stormwater quality permitting requirements:

- Provided for different stormwater treatment performance standards based on various classifications of water quality.<sup>136</sup>
- Included instructions for calculating a project's required nutrient load reduction based on comparing the predevelopment and post-development loadings.<sup>137</sup>
- Provided the required criteria for stormwater BMPs.
- Listed fifteen different types of stormwater treatment systems, including low impact design, pervious pavements, and stormwater harvesting.<sup>138</sup>

The new rule and revised handbook were expected to be adopted in 2011.<sup>139</sup> However, no such rules or revised handbook were ever adopted. While the draft Stormwater Quality Applicant's Handbook never went into effect, it can provide context for understanding what new rules on these topics may look like.

The Blue-Green Algae Task Force recommended that the DEP revise and update stormwater design criteria and implement an effective inspection and monitoring program.<sup>140</sup>

<sup>132</sup> South Florida Water Management District, *Quick Facts on the Statewide Unified Stormwater Rule*, available at [https://www.sfwmd.gov/sites/default/files/documents/spl\\_stormwater\\_rule.pdf](https://www.sfwmd.gov/sites/default/files/documents/spl_stormwater_rule.pdf).

<sup>133</sup> Florida Administrative Register, Notices of Meetings, Workshops, and Public Hearings, *Notice of Rescheduling*, pg. 1885 (Apr. 23, 2010), available at <https://www.flrules.org/Faw/FAWDocuments/FAWVOLUMEFOLDERS2010/3616/3616doc.pdf>.

<sup>134</sup> *Id.*

<sup>135</sup> DEP and Water Management Districts, *March 2010 Draft, Environmental Resource Permit Stormwater Quality Applicant's Handbook, Design Requirements for Stormwater Treatment Systems in Florida* (2010), available at [https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/content2/roadway/drainage/files/stormwaterqualityapphb-draft.pdf?sfvrsn=579bf184\\_0](https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/content2/roadway/drainage/files/stormwaterqualityapphb-draft.pdf?sfvrsn=579bf184_0).

<sup>136</sup> *Id.* at 6-7.

<sup>137</sup> *Id.* at 8-11.

<sup>138</sup> *Id.* at 3.

<sup>139</sup> Nicole C. Kibert, *Status of Low Impact Development in Florida and Legal Considerations for Operation and Maintenance of LID Systems*, FLORIDA BAR JOURNAL Vol. 85, No. 1 (2011), <https://www.floridabar.org/the-florida-bar-journal/status-of-low-impact-development-in-florida-and-legal-considerations-for-operation-and-maintenance-of-lid-systems/> (last visited Nov. 14, 2019).

<sup>140</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1* (Dec. 2, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

## Water Quality Monitoring

One of the DEP's goals is to determine the quality of the state's surface and ground water resources. This goal is primarily accomplished through several water quality monitoring strategies that are administered through the Water Quality Assessment Program. Responsibilities of the program include: monitoring and assessing how water quality is changing over time; the overall water quality and impairment status of the state's water resources; and the effectiveness of water resource management, protection, and restoration programs.<sup>141</sup>

Within the Water Quality Assessment Program, the DEP administers the Watershed Monitoring Program. This program is responsible for collecting reliable data through water samples from rivers, streams, lakes, canals, and wells around the state.<sup>142</sup> This information is used by the DEP to determine which waters are impaired and what restoration efforts are needed.

The Blue-Green Algae Task Force recommended that science-based decision making and monitoring programs be enhanced, including the development of an expanded and more comprehensive statewide water quality monitoring strategy. Monitoring programs should focus on informing restoration project selection, implementation, and evaluation.<sup>143</sup>

## Indian River Lagoon

The Indian River Lagoon (IRL) system is an estuary<sup>144</sup> that runs along 156 miles of Florida's east coast and borders Volusia, Brevard, Indian River, St. Lucie, and Martin counties.<sup>145</sup> The IRL system is composed of three main waterbodies: Mosquito Lagoon, Banana River, and the Indian River Lagoon.<sup>146</sup> Four BMAPs have been adopted for the IRL region.<sup>147</sup>

The IRL is one of the most biologically diverse estuaries in North America and is home to more than 2,000 species of plants, 600 species of fish, 300 species of birds, and 53 endangered or threatened species.<sup>148</sup> The estimated economic value received from the IRL in 2014 was

<sup>141</sup> DEP, *Water Quality Assessment Program*, <https://floridadep.gov/dear/water-quality-assessment> (last visited Dec. 2, 2019).

<sup>142</sup> DEP, *Watershed Monitoring*, <https://floridadep.gov/dear/watershed-monitoring-section> (last visited Dec. 2, 2019).

<sup>143</sup> DEP, *Blue-Green Algae Task Force Consensus Document #1* (Oct. 11, 2019), available at [https://floridadep.gov/sites/default/files/Final%20Consensus%20%231\\_0.pdf](https://floridadep.gov/sites/default/files/Final%20Consensus%20%231_0.pdf).

<sup>144</sup> An estuary is a partially enclosed, coastal waterbody where freshwater from rivers and streams mixes with saltwater from the ocean. Estuaries are among the most productive ecosystems on earth, home to unique plant and animal communities that have adapted to brackish water: freshwater mixed with saltwater. U.S. EPA, *What Is An Estuary?*, <https://www.epa.gov/nep/basic-information-about-estuaries> (last visited Dec. 2, 2019); NOAA, *What Is An Estuary?*, <https://oceanservice.noaa.gov/facts/estuary.html> (last visited Dec. 2, 2019).

<sup>145</sup> IRL National Estuary Program, *About the Indian River Lagoon*, <http://www.irlcouncil.com/> (last visited Dec. 2, 2019).

<sup>146</sup> *Id.*

<sup>147</sup> East Central Florida Regional Planning Council and the Treasure Coast Regional Planning Council, *Indian River Lagoon Economic Valuation Update*, x (Aug. 26, 2016), available at [http://tcrpc.org/special\\_projects/IRL\\_Econ\\_Valu/FinalReportIRL08\\_26\\_2016.pdf](http://tcrpc.org/special_projects/IRL_Econ_Valu/FinalReportIRL08_26_2016.pdf); DEP, *Basin Management Action Plans (BMAPs)*, <https://floridadep.gov/dear/water-quality-restoration/content/basin-management-action-plans-bmaps> (last visited Dec. 2, 2019).

<sup>148</sup> IRL National Estuary Program, *About the Indian River Lagoon*, <http://www.irlcouncil.com/> (last visited Dec. 2, 2019).

approximately \$7.6 billion.<sup>149</sup> Industry groups that are directly influenced by the IRL support nearly 72,000 jobs.<sup>150</sup>

The IRL ecosystem has been harmed by human activities in the region. Stormwater runoff from urban and agricultural areas, wastewater treatment facility discharges, canal discharges, septic systems, animal waste, and fertilizer applications have led to harmful levels of nutrients and sediments entering the lagoon.<sup>151</sup> These pollutants create cloudy conditions, feed algal blooms, and lead to muck accumulation, all of which negatively impact the seagrass that provides habitat for much of the IRL's marine life.<sup>152</sup>

### **Type Two Transfer**

Section 20.06(2), F.S., defines a type two transfer as the merging of an existing department, program, or activity into another department. Any program or activity transferred by a type two transfer retains all the statutory powers, duties, and functions it held previous to the transfer. The program or activity also retains its records, personnel, property, and unexpended balances of appropriations, allocations, or other funds, unless otherwise provided by law. The transfer of segregated funds must be made in such a manner that the relation between the program and the revenue source is retained.<sup>153</sup>

### **Rural Areas of Opportunity**

A rural area of opportunity (RAO) is a rural community or region of rural communities that has been adversely affected by an extraordinary economic event, severe or chronic distress, or a natural disaster or that presents a unique economic development opportunity of regional impact.<sup>154</sup> By executive order, the Governor may designate up to three RAOs, establishing each region as a priority assignment for Rural Economic Development Initiative (REDI) agencies. The Governor can waive the criteria, requirements, or any similar provisions of any state economic development incentive for projects in a RAO.<sup>155</sup>

The currently designated RAOs are:<sup>156</sup>

- Northwestern RAO: Calhoun, Franklin, Gadsden, Gulf, Holmes, Jackson, Liberty, Wakulla, and Washington counties, and part of Walton County.

<sup>149</sup> East Central Florida Regional Planning Council and the Treasure Coast Regional Planning Council, *Indian River Lagoon Economic Valuation Update*, vi (Aug. 26, 2016), available at [http://tcrpc.org/special\\_projects/IRL\\_Econ\\_Valu/FinalReportIRL08\\_26\\_2016.pdf](http://tcrpc.org/special_projects/IRL_Econ_Valu/FinalReportIRL08_26_2016.pdf).

<sup>150</sup> *Id.* at ix. The main IRL-related industry groups are categorized as: Living Resources; Marine Industries; Recreation and Visitor-related; Resource Management; and Defense & Aerospace.

<sup>151</sup> Tetra Tech, Inc. & Closewaters, LLC, *Draft Save Our Indian River Lagoon Project Plan 2019 Update for Brevard County, Florida*, xii (Mar. 2019), available at <https://www.dropbox.com/s/j9pxd59mt1baf7q/Revised%202019%20Save%20Our%20Indian%20River%20Lagoon%20Project%20Plan%20Update%20032519.pdf?dl=0>.

<sup>152</sup> *Id.*

<sup>153</sup> Section 20.06(2), F.S.

<sup>154</sup> Section 288.0656(2)(d), F.S.

<sup>155</sup> Section 288.0656(7), F.S.

<sup>156</sup> Department of Economic Opportunity, *Rural Areas of Opportunity*, <http://www.floridajobs.org/community-planning-and-development/rural-community-programs/rural-areas-of-opportunity> (last visited Dec. 2, 2019).



- South Central RAO: DeSoto, Glades, Hardee, Hendry, Highlands, and Okeechobee counties, and the cities of Pahokee, Belle Glade, South Bay (Palm Beach County), and Immokalee (Collier County).
- North Central RAO: Baker, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Putnam, Suwannee, Taylor, and Union counties.

### Statement of Estimated Regulatory Cost

If a proposed agency rule will have an adverse impact on small business or is likely to increase directly or indirectly regulatory costs in excess of \$200,000 aggregated within one year after implementation, an agency must prepare a statement of estimated regulatory costs (SERC).<sup>157</sup> The SERC must include an economic analysis projecting a proposed rule's adverse effect on specified aspects of the state's economy or an increase in regulatory costs. If the SERC shows that the adverse impact or regulatory costs of the proposed rule exceeds \$1 million in the aggregate within five years after implementation, then the proposed rule must be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.<sup>158</sup>

### Biosolids

Approximately two-thirds of Florida's population is served by around 2,000 domestic wastewater facilities permitted by the DEP.<sup>159</sup> When domestic wastewater is treated, solid, semisolid, or liquid residue known as biosolids<sup>160</sup> accumulates in the wastewater treatment plant and must be removed periodically to keep the plant operating properly.<sup>161</sup> Biosolids also include products and treated material from biosolids treatment facilities and septage management facilities regulated by the DEP.<sup>162</sup> The collected residue is high in organic content and contains moderate amounts of nutrients.<sup>163</sup>

The DEP has stated that wastewater treatment facilities produce about 340,000 dry tons of biosolids each year.<sup>164</sup> Biosolids can be disposed of in several ways: transfer to another facility, placement in a landfill, distribution and marketing as fertilizer, incineration, bioenergy, and land

<sup>157</sup> Section 120.541, F.S.

<sup>158</sup> *Id.*

<sup>159</sup> DEP, *General Facts and Statistics about Wastewater in Florida*, <https://floridadep.gov/water/domestic-wastewater/content/general-facts-and-statistics-about-wastewater-florida> (last visited Dec. 9, 2019).

<sup>160</sup> Section 373.4595, F.S. Biosolids are the solid, semisolid, or liquid residue generated during the treatment of domestic wastewater in a domestic wastewater treatment facility and include products and treated material from biosolids treatment facilities and septage management facilities. The term does not include the treated effluent or reclaimed water from a domestic wastewater treatment facility, solids removed from pump stations and lift stations, screenings and grit removed from the preliminary treatment components of domestic wastewater treatment facilities, or ash generated during the incineration of biosolids.

<sup>161</sup> DEP, *Domestic Wastewater Biosolids*, <https://floridadep.gov/water/domestic-wastewater/content/domestic-wastewater-biosolids> (last visited Dec. 9, 2019).

<sup>162</sup> Fla. Admin. Code R. 62-640.200(6).

<sup>163</sup> *Id.*

<sup>164</sup> DEP, *Presentation to Senate Committee on Environment and Natural Resources*, 40-62 (Nov. 13, 2019) available at [http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393\\_MeetingPacket\\_4733.13.19.pdf](http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393_MeetingPacket_4733.13.19.pdf); DEP Technical Advisory Committee, *Biosolids Use and Regulations in Florida Presentation*, 5 (Sept. 2018), available at <https://floridadep.gov/sites/default/files/Biosolids101-TAC-090518.pdf> (last visited Dec. 9, 2019).

application to pasture or agricultural lands.<sup>165</sup> About one-third of the total amount of biosolids produced is used for land application<sup>166</sup> and is subject to regulatory requirements established by the DEP to protect public health and the environment.<sup>167</sup>

Land application is the use of biosolids at a permitted site to provide nutrients or organic matter to the soil, such as agricultural land, golf courses, forests, parks, or reclamation sites. Biosolids are applied in accordance with restrictions based on crop nutrient needs, phosphorus limits in the area, and soil fertility.<sup>168</sup> Biosolids contain macronutrients (such as nitrogen and phosphorus) and micronutrients (such as copper, iron, and manganese) that are utilized by crops. The application of these nutrient-rich biosolids increases the organic content of the soil, fostering more productive plant growth.<sup>169</sup> To prevent odor or the contamination of soil, crops, livestock, and humans, land application sites must meet site management requirements such as site slopes, setbacks, and proximity to groundwater restrictions.<sup>170</sup> There are approximately 140 permitted land application sites in Florida, with waste haulers being the most common site permittees.<sup>171</sup>

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<sup>165</sup> *Id.* at 4.

<sup>166</sup> *Id.* at 5.

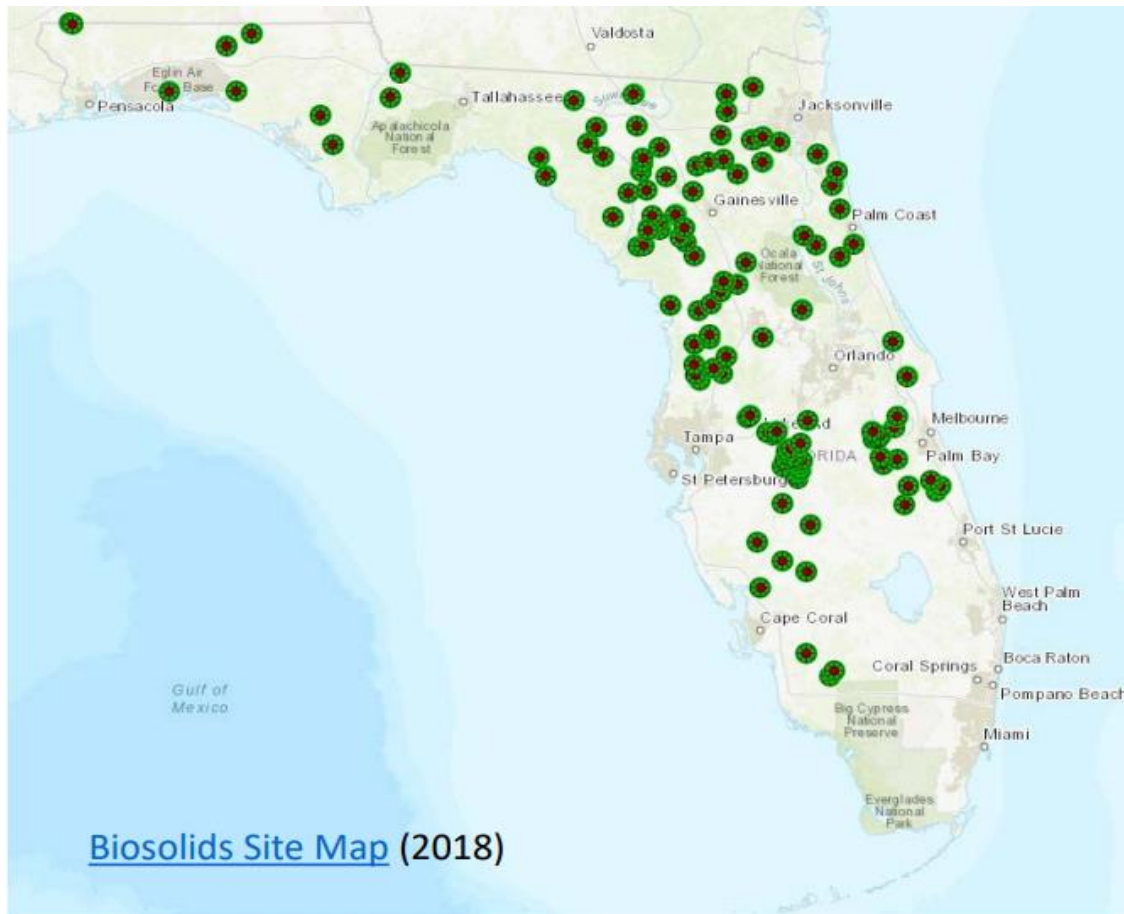
<sup>167</sup> Fla. Admin. Code R. 62-640.

<sup>168</sup> DEP Technical Advisory Committee, *Biosolids Use and Regulations in Florida*, 8 (Sept. 2018), available at <https://floridadep.gov/sites/default/files/Biosolids101-TAC-090518.pdf> (last visited Dec. 9, 2019); see also, United States EPA, A Plain English Guide to the EPA Part 503 Biosolids Rule, 26 (Sept. 1994), available at <https://www.epa.gov/sites/production/files/2018-12/documents/plain-english-guide-part503-biosolids-rule.pdf> (last visited Dec. 9, 2019).

<sup>169</sup> *Id.* at 20.

<sup>170</sup> *Id.* at 9.

<sup>171</sup> DEP, *Presentation to Senate Committee on Environment and Natural Resources*, 40-62 (Nov. 13, 2019) available at [http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393\\_MeetingPacket\\_4733.13.19.pdf](http://www.flsenate.gov/Committees/Show/EN/MeetingPacket/4733/8393_MeetingPacket_4733.13.19.pdf); DEP Technical Advisory Committee, *Biosolids Use and Regulations in Florida Presentation*, 20 (Sept. 2018), available at <https://floridadep.gov/sites/default/files/Biosolids101-TAC-090518.pdf> (last visited Dec. 9, 2019). Wastewater treatment facilities commonly contract with waste haulers instead of applying the biosolids themselves.



### ***Regulation of Biosolids by the DEP***

The DEP regulates three classes of biosolids for beneficial use.

- Class B - minimum level of treatment;
- Class A - intermediate level of treatment; and
- Class AA - highest level of treatment.<sup>172</sup>

The DEP categorizes the classes based on treatment and quality. Treatment of biosolids must:

- Reduce or completely eliminate pathogens;
- Reduce the attractiveness of the biosolids for pests (such as insects and rodents); and
- Reduce the amount of toxic metals in the biosolids.<sup>173</sup>

Class AA biosolids can be distributed and marketed as fertilizer. Because they are the highest quality, they are not subject to the same regulations as Class A and Class B biosolids and are exempt from nutrient restrictions.<sup>174</sup> Typically, Class B biosolids are used in land application.<sup>175</sup>

<sup>172</sup> *Id.* at 6.

<sup>173</sup> *Id.* at 7.

<sup>174</sup> *Id.* at 8.

<sup>175</sup> *Id.* at 6.

Biosolids are regulated under Rule 62-640 of the Florida Administrative Code. The rules provide minimum requirements, including monitoring and reporting requirements, for the treatment, management, use, and disposal of biosolids. The rules are applicable to wastewater treatment facilities, applicators, and distributors<sup>176</sup> and include permit requirements for both treatment facilities and biosolids application sites.<sup>177</sup>

Each permit application for a biosolids application site must include a site-specific nutrient management plan (NMP) that establishes the specific rates of application and procedures to apply biosolids to land.<sup>178</sup> Biosolids may only be applied to land application sites that are permitted by the DEP and have a valid NMP.<sup>179</sup> Biosolids must be applied at rates established in accordance with the nutrient management plan and may be applied to a land application site only if all concentrations of minerals do not exceed ceiling and cumulative concentrations determined by rule.<sup>180</sup> According to the St. Johns Water Management District, application rates of biosolids are determined by crop nitrogen demand, which can often result in the overapplication of phosphorus to the soil and can increase the risk of nutrient runoff into nearby surface waters.<sup>181</sup>

Once a facility or site is permitted, it is subject to monitoring, record-keeping, reporting, and notification requirements.<sup>182</sup> The requirements are site-specific and can be increased or reduced by the DEP based on the quality or quantity of wastewater or biosolids treated; historical variations in biosolids characteristics; industrial wastewater or sludge contributions to the facility; the use, land application, or disposal of the biosolids; the water quality of surface and ground water and the hydrogeology of the area; wastewater or biosolids treatment processes; and the compliance history of the facility or application site.<sup>183</sup>

### ***State Bans on the Land Application of Biosolids***

Section 373.4595, F.S., sets out the statutory guidelines for the Northern Everglades and Estuaries Protection Program. This statute is designed to protect and promote the hydrology of Lake Okeechobee, and the Caloosahatchee and St. Lucie Rivers and their estuaries. As part of those protections, the Legislature banned the disposal of domestic wastewater biosolids within the Lake Okeechobee, Caloosahatchee River, and St. Lucie River watersheds unless the applicant can affirmatively demonstrate that the nutrients in the biosolids will not add to nutrient loadings in the watershed.<sup>184</sup> The prohibition against land application in these watersheds does not apply to Class AA biosolids that are distributed as fertilizer products in accordance with Rule 62-640.850 of the Florida Administrative Code.<sup>185</sup>

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<sup>176</sup> Fla. Admin. Code R. 62-640.100.

<sup>177</sup> Fla. Admin. Code R. 62-640.300.

<sup>178</sup> Fla. Admin. Code R. 62-640.500.

<sup>179</sup> *Id.*

<sup>180</sup> Fla. Admin. Code R. 62-640.700.

<sup>181</sup> Victoria R. Hoge, Environmental Scientist IV, St. Johns River Water Management District, *Developing a Biosolids Database for Watershed Modeling Efforts*, abstract available at [http://archives.waterinstitute.ufl.edu/symposium2018/abstract\\_detail.asp?AssignmentID=1719](http://archives.waterinstitute.ufl.edu/symposium2018/abstract_detail.asp?AssignmentID=1719) (last visited Mar. 8, 2019).

<sup>182</sup> Fla. Admin. Code R. 62-640.650.

<sup>183</sup> *Id.*

<sup>184</sup> Chapter 2016-1, Laws of Florida; see s. 373.4595, F.S.

<sup>185</sup> *Id.*

The land application of Class A and Class B biosolids is also prohibited within priority focus areas in effect for Outstanding Florida Springs if the land application is not in accordance with a NMP that has been approved by the DEP.<sup>186</sup> The NMP must establish the rate at which all biosolids, soil amendments, and nutrient sources at the land application site can be applied to the land for crop production while minimizing the amount of pollutants and nutrients discharged into groundwater and waters of the states.<sup>187</sup>

### ***Local Regulation of Biosolids***

The Indian River County Code addresses land application of biosolids by providing criteria for designated setbacks, reporting requirements, and required approval. In July 2018, the Indian River County Commission voted for a six-month moratorium on the land application of Class B biosolids on all properties within the unincorporated areas of the county.<sup>188</sup> The ordinance also directs the County Administrator to coordinate with the DEP on a study to report the findings and recommendations concerning Class B biosolids land application activities and potential adverse effects.<sup>189</sup> The County Commission voted in January 2019 to extend the moratorium for an additional six months.<sup>190</sup>

The City Council of Fellsmere adopted a similar moratorium, Ordinance 2018-06, in August 2018, authorizing a temporary moratorium for 180 days or until a comprehensive review of the impact on the city's ecosystem is completed.<sup>191</sup> In January 2019, the ordinance was extended for an additional 180 days.<sup>192</sup>

The Treasure Coast Regional Planning Council held a Regional Biosolids Symposium in June 2018, where regional representatives and stakeholders discussed biosolids and alternative techniques for disposal.<sup>193</sup> At its meeting in July, the Treasure Coast Regional Planning Council adopted a resolution encouraging state and local governments to prioritize the reduction and eventual elimination of the land application of human wastewater biosolids.<sup>194</sup> It also encouraged the state to establish a Pilot Projects Program to incentivize local utilities to implement new wastewater treatment technologies that would allow more efficient use of biosolids.<sup>195</sup>

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<sup>186</sup> Section 373.811(4), F.S.

<sup>187</sup> *Id.*

<sup>188</sup> Indian River County Commission Ordinance 18-2020 (Jul. 17, 2018), available at [http://ircgov.granicus.com/player/clip/183?view\\_id=1&meta\\_id=64650](http://ircgov.granicus.com/player/clip/183?view_id=1&meta_id=64650) (last visited Dec. 9, 2019).

<sup>189</sup> *Id.*

<sup>190</sup> Indian River County Commission Ordinance 18-2642 (Jan. 14, 2019), available at [http://ircgov.granicus.com/player/clip/204?view\\_id=1&meta\\_id=77302](http://ircgov.granicus.com/player/clip/204?view_id=1&meta_id=77302) (last visited Dec. 9, 2019).

<sup>191</sup> Fellsmere City Council Meeting, Agenda (Aug. 16, 2018), available at [https://www.cityoffellsmere.org/sites/default/files/fileattachments/city\\_council/meeting/8301/co20180816agenda.pdf](https://www.cityoffellsmere.org/sites/default/files/fileattachments/city_council/meeting/8301/co20180816agenda.pdf).

<sup>192</sup> Fellsmere City Council Meeting, Agenda (Feb. 7, 2019), available at [https://www.cityoffellsmere.org/sites/default/files/fileattachments/city\\_council/meeting/14391/co20190221agenda.pdf](https://www.cityoffellsmere.org/sites/default/files/fileattachments/city_council/meeting/14391/co20190221agenda.pdf).

<sup>193</sup> Treasure Coast Regional Planning Council Regional Biosolids Symposium, *Charting the Future of Biosolids Management Executive Summary* (Jun. 18, 2018), available at <http://www.tcrpc.org/announcements/Biosolids/summit%20summary.pdf>.

<sup>194</sup> Treasure Coast Regional Planning Council Resolution 18-03 (Jul. 20, 2018), available at <http://www.flregionalcouncils.org/wp-content/uploads/2019/01/Treasure-Coast-Resolution-No.-18-03.pdf>.

<sup>195</sup> *Id.*

### ***Rule Development***

In 2018, the DEP created a Biosolids Technical Advisory Committee (TAC) to establish an understanding of potential nutrient impacts of the land application of biosolids, evaluate current management practices, and explore opportunities to better protect Florida's water resources. The TAC members represent various stakeholders, including environmental and agricultural industry experts, large and small utilities, waste haulers, consultants, and academics.<sup>196</sup>

The TAC convened on four occasions from September 2018 to January 2019 and discussed the current options for biosolids management in the state, ways to manage biosolids to improve the protection of water resources, and research needs to build upon and improve biosolids management.<sup>197</sup>

Based on recommendations of the TAC and public input, the DEP published a draft rule on October 29, 2019.<sup>198</sup> Key proposals in the draft rule include:

- A prohibition on the land application of biosolids where the seasonal high water table is within 15 cm of the soil surface or 15 cm of the intended depth of biosolids placement. The existing rule requires a soil depth of two feet between the depth of biosolids placement and the water table level at the time the Class A or Class B biosolids are applied to the soil.
- A requirement that land application must be done in accordance with applicable BMAPs.
- Definitions for “capacity index,” “percent water extractable phosphorus,” and “seasonal high water table.”
- More stringent requirements must be provided in the Nutrient Management Plan.
- All biosolids sites must enroll in a DACS BMP Program.
- All biosolids applications are considered projects of heightened public concern/interest,<sup>199</sup> meaning that a permit applicant must publish notice of their application one time only within fourteen days after a complete application is filed.<sup>200</sup>
- Increased monitoring for surface and groundwater.
- The requirement measures to be taken to prevent leaching of nutrients for the storage of biosolids.
- Existing facilities must be in compliance with the new rule within three years of the adoption date.

This biosolids rule required a SERC that exceeds the threshold to trigger the requirement for legislative ratification.<sup>201</sup> The SERC makes the following statements:

<sup>196</sup> The seven members of TAC included two academic representatives from the University of Florida, two representatives of small and large utilities, and one representative each for environmental interests, agricultural interests, and waste haulers.

<sup>197</sup> DEP, *DEP Biosolids Technical Advisory Committee*, <https://floridadep.gov/water/domestic-wastewater/content/dep-biosolids-technical-advisory-committee> (last visited Mar. 6, 2019).

<sup>198</sup> Florida Department of State, Notice of Proposed Rule: Rule No.: 62-640.100, 62-640.200, 62-640.210, 62-640.300, 62-640.500, 62-640.600, 62-640.650, 62-640.700, 62-640.800, 62-640.850, 62-640.880 (Oct. 29, 2019), [https://www.flrules.org/gateway/View\\_Notice.asp?id=22546212](https://www.flrules.org/gateway/View_Notice.asp?id=22546212) (last visited Dec. 5, 2019).

<sup>199</sup> Note: the draft rule uses the phrase “public interest” but the rule crossreferenced in the draft rule uses the phrase “public concern.”

<sup>200</sup> Fla. Admin. Code R. 62-110.106(6).

<sup>201</sup> DEP, *Statement of Estimated Regulatory Costs (SERC)*, available at [https://content.govdelivery.com/attachments/FLDEP/2019/10/29/file\\_attachments/1313532/62-640%20SERC.pdf](https://content.govdelivery.com/attachments/FLDEP/2019/10/29/file_attachments/1313532/62-640%20SERC.pdf).

The revised rule may significantly reduce biosolids land application rates (the amount applied per acre on an annual basis) by an estimated 75 percent. In 2018, just under 90,000 dry tons of Class B biosolids were applied to biosolids land application sites with about 84,000 acres of the currently permitted 100,000 acres in Florida. Reduced land application rates would necessitate the permitting about four to ten times more land to accommodate the current quantity of land applied Class B biosolids.

As haulers have already permitted land application sites closer to the domestic wastewater facilities that generate biosolids, any additional sites are expected to be at greater distances from these facilities. This could result in longer hauling distances. Additionally, some existing sites may cease land application completely, either because the site may not be suitable for land application or because the landowner may not want to subject their property to ground water or surface water quality monitoring. The additional site monitoring requirements for ground water and surface water will also increase operational costs, so some biosolids site permittees, especially for smaller sites, may choose to cease operations. Under the proposed rule, some portion of currently land-applied Class B biosolids are expected to then be disposed of in landfills or be converted to Class AA biosolids. The reduction in land application rates, loss of land application sites, and shift away from land application could result in:

- Loss of biosolids hauling contracts.
- Loss of jobs with biosolids hauling companies.
- Loss of grass production and income for landowners.
- Increased operational expenses for biosolids haulers, and;
- Loss of cost savings and production for cattle ranchers and hay farmers.

Under the revised rule, biosolids land application rates will drop by an average of 75 percent. Some farmers indicate an economic value of about \$60 per acre in fertilizer savings through biosolids land application. In 2018, approximately 84,000 acres were utilized for the land application of biosolids, which would represent a current fertilizer cost savings of approximately \$5,040,000. This would be a loss of \$3,780,000 in cost savings annually if 75 percent less biosolids can be applied per acre.<sup>202</sup>

The SERC includes the following statewide estimates:

- Capital costs for new permitting and land application sites of \$10 million;
- Recurring costs for additional sites and transportation of wet biosolids of at least \$31 million; and
- Additional monitoring costs of \$1 million.<sup>203</sup>

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<sup>202</sup> *Id.*

<sup>203</sup> *Id.*



The DEP expects more biosolids to be converted to class AA biosolids/fertilizer. They estimate the capital cost for additional class AA biosolids projects will be between \$300-\$400 million.<sup>204</sup> The DEP is currently reviewing lower cost regulatory alternatives that have been submitted.<sup>205</sup> The next step will be a hearing before the Environmental Regulation Commission and adoption of the rule. Following rule adoption, legislative ratification is required.<sup>206</sup>

### ***Damages and Monetary Penalties***

The DEP may institute a civil action (in court) or an administrative proceeding (in the Division of Administrative Hearings) to recover damages for any injury to the air, waters, or property, including animal, plant, and aquatic life, of the state caused by any violation.<sup>207</sup> Civil actions and administrative proceedings have different procedures.<sup>208</sup> Administrative proceedings are often viewed as less formal, less lengthy, and less costly.

With respect to damages, the violator is liable for:

- Damage caused to the air, waters, or property, including animal, plant, or aquatic life, of the state; and
- Reasonable costs and expenses of the state in tracing the source of the discharge, in controlling and abating the source and the pollutants, and in restoring the air, waters, and property, including animal, plant, and aquatic life, of the state to their former condition.<sup>209</sup>

In addition to damages, a violator can be liable for penalties. For civil penalties, the DEP can levy up to \$10,000 per offense. Each day of the violation is a separate offense. The DEP is directed to proceed administratively in all cases in which the DEP seeks penalties that do not exceed \$10,000 per assessment. The DEP is prohibited from imposing penalties in excess of \$10,000 in a notice of violation. The DEP cannot have more than one notice of violation pending against a party unless it occurred at a different site or the violations were discovered by the department subsequent to the filing of a previous notice of violation.<sup>210</sup>

Section 403.121(3), F.S., sets out a penalty schedule for various violations. In particular, it includes the following penalties related to wastewater:

- \$1,000 for failure to obtain a required wastewater permit.
- \$2,000 for a domestic or industrial wastewater violation not involving a surface water or groundwater quality violation resulting in an unpermitted or unauthorized discharge or effluent-limitation exceedance.
- \$5,000 for an unpermitted or unauthorized discharge or effluent-limitation exceedance that resulted in a surface water or groundwater quality violation.<sup>211</sup>

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<sup>204</sup> *Id.*

<sup>205</sup> Email from Justin Wolfe, General Counsel, DEP, RE: Biosolids Rule (Dec. 2. 2019)(on file with the Environment and Natural Resources Committee).

<sup>206</sup> Section 120.541(3), F.S.

<sup>207</sup> Section 403.121, F.S.

<sup>208</sup> Sections 403.121 and 403.141, F.S.

<sup>209</sup> Section 403.121, F.S.

<sup>210</sup> *Id.*

<sup>211</sup> Section 403.121(3)(b), F.S.



A court or an administrative law judge may receive evidence in mitigation.<sup>212</sup> The DEP may also seek injunctive relief either judicially or administratively.<sup>213</sup> Additionally, criminal penalties are available for various types of violations of chapter 403, F.S.<sup>214</sup>

### III. Effect of Proposed Changes:

The bill provides a series of whereas clauses related to water quality issues the state is seeking to resolve.

**Section 1** titles the bill the “Clean Waterways Act.”

**Section 2** takes the following steps toward shifting regulation of onsite sewage treatment and disposal systems (OSTDSs) from the Department of Health (DOH) to the Department of Environmental Protection (DEP):

- By July 1, 2020, the DOH must provide a report to the Governor and the Legislature detailing the following information regarding OSTDSs:
  - The average number of permits issued each year;
  - The number of department employees conducting work on or related to the program each year; and
  - The program’s costs and expenditures, including, but not limited to, salaries and benefits, equipment costs, and contracting costs.
- By December 31, 2020, the DOH and the DEP must submit recommendations to the Governor and the Legislature regarding the transfer of the Onsite Sewage Program from the DOH to the DEP. The recommendations must address all aspects of the transfer, including the continued role of the county health departments in the permitting, inspection, data management, and tracking of onsite sewage treatment and disposal systems under the direction of the DEP.
- By June 30, 2021, the DOH and the DEP must enter into an interagency agreement that must address all agency cooperation for a period not less than five years after the transfer, including:
  - The continued role of the county health departments in the permitting, inspection, data management, and tracking of OSTDSs under the direction of the DEP.
  - The appropriate proportionate number of administrative positions, and their related funding levels and sources and assigned property, to be transferred from the DOH to the DEP.
  - The development of a recommended plan to address the transfer or shared use of facilities used or owned by the DOH.
  - Any operating budget adjustments that are necessary to implement the requirements of the bill. The bill details how operating budget adjustments will be made. The appropriate substantive committees of the Senate and the House of Representatives will be notified of the proposed revisions to ensure their consistency with legislative policy and intent.

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Section 403.121(3)(b),  
F.S.

<sup>214</sup> Section 403.161, F.S.

- Effective July 1, 2021, the regulation of OSTDSs relating to the Onsite Sewage Program in the DOH is transferred by a type two transfer to the DEP. Transferred employees will retain their leave.

**Section 3** amends s. 373.4131, F.S., relating to statewide environmental resource permitting (ERPs). The bill requires the DEP to train its staff on coordinating field inspections of stormwater structural controls, such as stormwater retention or detention ponds.

By January 1, 2021:

- The DEP and the water management districts (WMDs) must initiate rulemaking to update the stormwater design and operation regulations using the most recent scientific information available; and
- The DEP must evaluate inspection data relating to compliance by those entities that self-certify stormwater ERPs and must provide the Legislature with recommendations for improvements to the self-certification program.

*Note: More stringent stormwater rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>215</sup>

**Section 4** amends s. 381.0065, F.S., relating to OSDTS regulation, effective July 1, 2021, to coincide with the DEP's role as the regulating entity for OSTDSs.

The bill requires the DEP to adopt rules to locate OSTDSs, including establishing setback distances, to prevent groundwater contamination and surface water contamination and to preserve the public health. The rulemaking process must be completed by July 1, 2022. The rules must consider conventional and advanced OSTDS designs, impaired or degraded water bodies, wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, the OSTDS remediation plans developed as part of the basin management action plans (BMAPs), nutrient pollution, and the recommendations of the OSTDS technical advisory committee created by the bill.

Upon adoption of these rules, the rules will supersede existing statutory revisions relating to setbacks. The DEP must report the date of adoption of the rules to the Division of Law Revision for incorporation into the statutes.

The bill deletes language that is inconsistent with these provisions.

*Note: New OSTDS rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>216</sup>

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<sup>215</sup> *Id.*

<sup>216</sup> *Id.*

**Section 5** creates s. 381.00652, F.S., to create an OSTDS technical advisory committee (TAC) within the DEP.

The responsibilities of the TAC are to:

- Provide recommendations to increase the availability in the marketplace of nutrient-removing OSTDSs, including systems that are cost-effective, low-maintenance, and reliable.
- Consider and recommend regulatory options, such as fast-track approval, prequalification, or expedited permitting, to facilitate the introduction and use of nutrient-removing OSTDSs that have been reviewed and approved by a national agency or organization, such as the American National Standards Institute 245 systems approved by the NSF International.
- Provide recommendations for appropriate setback distances for OSTDSs from surface water, groundwater, and wells.

The DEP must use existing and available resources to administer and support the activities of the TAC.

By August 1, 2021, the DEP, in consultation with the DOH, will appoint nine members to the TAC:

- A professional engineer.
- A septic tank contractor.
- A representative from the home building industry.
- A representative from the real estate industry.
- A representative from the OSTDS industry.
- A representative from local government.
- Two representatives from the environmental community.
- A representative of the scientific and technical community who has substantial expertise in the areas of the fate and transport of water pollutants, toxicology, epidemiology, geology, biology, or environmental sciences.

Members will serve without compensation and are not entitled to reimbursement for per diem or travel expenses.

By January 1, 2022, the TAC will submit its recommendations to the Governor and the Legislature.

The TAC is repealed on August 15, 2022.

**Section 6** repeals the DOH's technical review and advisory panel, effective July 1, 2021.

**Section 7** amends s. 403.061, F.S., which sets out the DEP's powers and duties. The bill requires the DEP rules to reasonably limit, reduce, and eliminate domestic wastewater collection and transmission system pipe leakages and inflow and infiltration.

The bill authorizes the DEP to require public utilities or their affiliated companies holding, applying for, or renewing a domestic wastewater discharge permit to file annual reports and other data regarding transactions or allocations of common costs among the utility's permitted

systems. The DEP may require such reports or other data necessary to ensure a permitted entity is reporting expenditures on pollution mitigation and prevention, including, but not limited to, the prevention of sanitary sewer overflows, collection and transmission system pipe leakages, and inflow and infiltration. The DEP is required to adopt rules to implement this subsection.

*Note: Such rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>217</sup>

**Section 8** creates s. 403.0616, F.S., to establish a real-time water quality monitoring program within the DEP, subject to appropriation. The program's purpose is to assist in the restoration, preservation, and enhancement of impaired waterbodies and coastal resources. The DEP is encouraged to form public-private partnerships with established scientific entities with existing, proven real-time water quality monitoring equipment and experience in deploying such equipment.

**Section 9** amends s. 403.067(7), F.S., relating to basin management action plans (BMAPs), to set out parameters for an OSTDS remediation plan and a wastewater treatment plan. It prohibits the DEP from requiring a higher cost option for a wastewater project within a BMAP if it achieves the same nutrient load reduction as a lower-cost option. It also makes revisions relating to agricultural best management practices (BMPs).

If the DEP identifies domestic wastewater facilities or OSTDSs as contributors of at least 20 percent of point source or nonpoint source nutrient pollution or if the DEP determines that remediation is necessary to achieve the total maximum daily load (TMDL), the BMAP for a nutrient TMDL must create a wastewater treatment plan and/or an OSTDS remediation plan.

A wastewater treatment plan must address domestic wastewater and be developed by each local government in cooperation with the DEP, the WMD, and the public and private domestic wastewater facilities within the jurisdiction of the local government. The wastewater treatment plan must:

- Provide for construction, expansion, or upgrades necessary to achieve the TMDL requirements applicable to the domestic wastewater facility.
- Include: the permitted capacity in average annual gallons per day for the domestic wastewater facility; the average nutrient concentration and the estimated average nutrient load of the domestic wastewater; a timeline of the dates by which the construction of any facility improvements will begin and be completed and the date by which operations of the improved facility will begin; the estimated cost of the improvements; and the identity of responsible parties.

The wastewater treatment plan must be adopted as part of the BMAP no later than July 1, 2025. A local government that does not have a domestic wastewater treatment facility in its jurisdiction is not required to develop a wastewater treatment plan unless there is a demonstrated need to establish a domestic wastewater treatment facility within its jurisdiction to improve water quality

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<sup>217</sup> *Id.*

necessary to achieve a TMDL. The bill clarifies that a local government is not responsible for a private domestic wastewater facility's compliance with a BMAP.

An OSTDS remediation plan must be developed by each local government in cooperation with the DEP, the Department of Health, the WMDs, and public and private domestic wastewater facilities. The OSTDS remediation plan must identify cost-effective and financially feasible projects necessary to achieve the nutrient load reductions required for OSTDSs. To identify cost-effective and financially feasible projects for remediation of OSTDSs, the local government shall:

- Include an inventory of OSTDSs based on the best information available;
- Identify OSTDSs that would be eliminated through connection to existing or future central wastewater infrastructure, that would be replaced with or upgraded to enhanced nutrient-reducing systems, or that would remain on conventional OSTDSs;
- Estimate the costs of potential OSTDS connections, upgrades, or replacements; and
- Identify deadlines and interim milestones for the planning, design, and construction of projects.

The DEP must adopt the OSTDS remediation plan as part of the BMAP no later than July 1, 2025, or as required by existing law for Outstanding Florida Springs.

At least every two years, the Department of Agriculture and Consumer Services (DACS) must perform on-site inspections of each agricultural producer that enrolls in a BMP to ensure that such practice is being properly implemented. Verification must include a review of the BMP documentation required by the rule adopted by the DACS, including, but not limited to, nitrogen and phosphorus fertilizer application records. This information shall be provided to the DEP.

The bill authorizes the DACS, the University of Florida Institute of Food and Agricultural Sciences, and other state universities and Florida College System institutions with agricultural research programs to annually develop research plans and legislative budget requests to:

- Evaluate and suggest enhancements to the existing adopted BMPs to reduce nutrients;
- Develop new BMPs that, if proven effective, the DACS may adopt by rule; and
- Develop agricultural nutrient reduction projects that willing participants could implement on a site-specific, cooperative basis, in addition to BMPs. The DEP may consider these projects for inclusion in a BMAP. These nutrient reduction projects must reduce the nutrient impacts from agricultural operations on water quality when evaluated with the projects and management strategies currently included in the BMAP.

To be considered for funding, the University of Florida Institute of Food and Agricultural Sciences and other state universities and Florida College System institutions that have agricultural research programs must submit such plans to the DEP and the DACS, by August 1 of each year.

**Section 10** creates s. 403.0673, F.S., a wastewater grant program within the DEP. Subject to appropriation, the DEP may provide grants for projects that will reduce excess nutrient pollution for:

- Projects to retrofit OSTDSs to upgrade them to nutrient-reducing OSTDSs.
- Projects to construct, upgrade, or expand facilities to provide advanced waste treatment.
- Projects to connect OSTDSs to central sewer facilities.

In allocating such funds, first priority must be given to projects that subsidize the connection of OSTDSs to a wastewater treatment plant. Second priority must be given to any expansion of a collection or transmission system that promotes efficiency by planning the installation of wastewater transmission facilities to be constructed concurrently with other construction projects along a transportation right-of-way. Third priority must be given to all other connections of onsite sewage treatment and disposal systems to wastewater treatment plants.

In determining priorities, the DEP must consider:

- The estimated reduction in nutrient load per project;
- Project readiness;
- Cost-effectiveness of the project;
- The overall environmental benefit of a project;
- The location of a project within the plan area;
- The availability of local matching funds; and
- Projected water savings or quantity improvements associated with a project.

Each grant must require a minimum of a 50 percent local match of funds. However, the DEP may waive, in whole or in part, this consideration of the local contribution for proposed projects within an area designated as a rural area of opportunity. The DEP and the WMDs will coordinate to identify grant recipients in each district.

Beginning January 1, 2021, and each January 1 thereafter, the DEP must submit a report regarding the projects funded by the grant program to the Governor and the Legislature.

**Section 11** creates s. 403.0855, F.S., on biosolids management. The bill provides legislative findings, requires the DEP to adopt rules for biosolids management, and exempts such rules from legislative ratification if they are adopted prior to the 2021 legislative session.

The bill specifies that a municipality or county may enforce or extend an ordinance, regulation, resolution, rule, moratorium, or policy that was adopted prior to November 1, 2019, relating to the land application of Class B biosolids until repealed by the municipality or county.

**Section 12** amends s. 403.086, F.S., relating to sewage disposal facilities.

The bill prohibits facilities for sanitary sewage disposal from disposing of waste into Indian River Lagoon or its tributaries without providing for advanced waste treatment, beginning July 1, 2025.

The bill requires facilities for sanitary sewage disposal to have a power outage contingency plan that mitigates the impacts of power outages on the utility's collection system and pump stations.

All facilities for sanitary sewage that control a collection or transmission system of pipes and pumps to collect and transmit wastewater from domestic or industrial sources to the facility must

take steps to prevent sanitary sewer overflows or underground pipe leaks and ensure that collected waste water reaches the facility for appropriate treatment. Facilities must use inflow and infiltration studies and leakage surveys to develop pipe assessment, repair, and replacement action plans that comply with the DEP rule to limit, reduce, and eliminate leaks, seepages, or inputs into wastewater treatment systems' underground pipes. These facility action plans must be reported to the DEP. The facility report must include information regarding the annual expenditures dedicated to the inflow and infiltration studies and replacement action plans required herein, as well as expenditures dedicated to pipe assessment, repair, and replacement.

The DEP must adopt rules regarding the implementation of inflow and infiltration studies and leakage surveys. These rules may not fix or revise utility rates or budgets. The bill clarifies that a utility, that must submit annual reports under other similar provisions created by the bill, may submit one report to comply with both provisions. Substantial compliance with the action plan described above is evidence in mitigation for the purposes of assessing certain penalties.

*Note: Such rules would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>218</sup>

**Section 13** amends s. 403.087, F.S., to require the DEP to issue operating permits for up to 10 years (rather than up to five) for facilities regulated under the National Pollutant Discharge Elimination System Program if the facility is meeting the stated goals in the action plan relating to the prevention of sanitary sewer overflows or underground pipe leaks.

**Section 14** amends s. 403.088, F.S., relating to water pollution operation permits. The bill requires the permit to include a deliberate, proactive approach to investigating or surveying a significant percentage of the domestic wastewater collection system throughout the duration of the permit to determine pipe integrity, which must be accomplished in an economically feasible manner.

The permittee must submit an annual report to the DEP, which details facility revenues and expenditures in a manner prescribed by the DEP rule. The report must detail any deviation from annual expenditures related to inflow and infiltration studies; model plans for pipe assessment, repair, and replacement; and pipe assessment, repair, and replacement.

Substantial compliance with the requirements above is evidence in mitigation for the purposes of assessing penalties.

No later than March 1 of each year, the DEP must submit a report to the Governor and the Legislature that identifies all wastewater utilities that experienced a sanitary sewer overflow in the preceding calendar year. The report must identify the utility name; operator; permitted capacity in annual average gallons per day; number of overflows; total volume of sewage released; and, to the extent known and available, the volume of sewage recovered, the volume of

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<sup>218</sup> *Id.*

sewage discharged to surface waters, and the cause of the sanitary sewer overflow, including whether it was caused by a third party.

*Note: Rules required to implement this section would likely exceed the regulatory cost threshold of \$1 million in the aggregate within five years after implementation; therefore, the proposed rule may have to be submitted to the Legislature for ratification and may not take effect until it is ratified by the Legislature.*<sup>219</sup>

**Section 15** amends s. 403.0891, F.S., to require the DEP and the Department of Economic Opportunity to develop model ordinances that target nutrient reduction practices and use green infrastructure.

**Section 16** amends s. 403.121, F.S., to increase the cap on the DEP's administrative penalties from \$10,000 to \$50,000. It also doubles all wastewater administrative penalties.

The bill provides that "failure to comply with wastewater permitting requirements or rules adopted thereunder will result in a \$4,000 penalty.

**Section 17** amends s. 403.1835, F.S., relating to water pollution control financial assistance. This is the section of law that sets out how the DEP administers the Clean Water State Revolving Loan Fund. The bill adds categories to the list of projects that should receive priority for funding. This includes:

- Projects that implement the requirements of the bill relating to wastewater infrastructure maintenance planning and reporting requirements created by the bill.
- Projects that promote efficiency by planning for the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way.

**Section 18** amends s. 403.1838, F.S., to require that rules related to prioritization of funds for the Small Community Sewer Construction Assistance Grant Program include the:

- Prioritization of projects that prevent pollution, and
- Projects that plan for the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way.

**Section 19** provides a statement that this act fulfills an important state interest.

**Sections 20-45** make conforming changes.

**Section 46** directs the Division of Law Revision to replace certain language in the bill with the date the DEP adopts certain rules on OSTDSs as required by the bill.

**Section 47** states that except as otherwise expressly provided in the bill, the act will take effect July 1, 2021.

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<sup>219</sup> *Id.*



**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

The county/municipality mandates provision of Art. VII, s. 18 of the Florida Constitution may apply to this bill because it requires local governments to develop OSTDS remediation plans and wastewater treatment plans. If the bill does qualify as a mandate, the law must fulfill an important state interest and final passage must be approved by two-thirds of the membership of each house of the Legislature.

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**D. State Tax or Fee Increases:**

None.

**E. Other Constitutional Issues:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

The following discussion identifies aspects of the bill that may cause a negative fiscal impact because they implement more stringent environmental requirements. However, it is worth noting that there are costs associated with failing to address pollution issues. Cleanup costs, human health impacts, ecosystem deterioration, loss of tourism, and decreased real estate values are some key examples of possible costs associated with pollution.

Updating stormwater rules and adopting new onsite sewage treatment disposal systems (OSTDS) and wastewater rules would likely cause a negative fiscal impact to the private sector. However, if that impact exceeds \$1 million over five years, the rules will require legislative ratification, which means they will not go into effect without additional legislation.

The additional requirements of OSTDS remediation plans and wastewater treatment plans may cause a negative fiscal impact to the private sector entities within basin management

action plans (BMAPs) that must address OSTDS or wastewater pollution to meet the total maximum daily load.

Private wastewater utilities that discharge into Indian River Lagoon may have costs associated to conversion to advanced waste treatment.

Utilities that fail to survey an adequate portion of the wastewater collection system and take steps to reduce sanitary sewer overflows, pipe leaks, and inflow and infiltration will be subject to a \$4,000 fine for each violation. All wastewater administrative penalties are doubled under this bill. The cap on the Department of Environmental Protection's administrative penalties is increased to \$50,000 from \$10,000.

**C. Government Sector Impact:**

The DEP will incur additional costs in developing multiple new regulatory programs, updating BMAPs, and developing, submitting, and reviewing new reports.

The additional requirements of OSTDS remediation plans and wastewater treatment plans may cause a negative fiscal impact to local governments that must address OSTDS or wastewater pollution to meet their TMDL. However, there is flexibility in how these plans are developed, which makes these costs speculative and subject to the development of each specific OSTDS remediation plan or wastewater treatment plan.

The implementation of a real-time water quality monitoring program will have a negative fiscal impact on the DEP, but this provision is subject to appropriation.

The wastewater grant program would have a positive fiscal impact on local governments, but this provision is subject to appropriation. The DEP will likely incur some costs associated with the development of this grant program and the report to the Governor and the Legislature. The DEP can absorb these costs within existing resources.

Public wastewater utilities that discharge into Indian River Lagoon may have costs associated with conversion to advanced waste treatment. However, the local governments in the region are spending substantial amounts on pollution cleanup. Lessening the pollutants in this waterbody may have a positive fiscal impact in the long term.

The impact of exempting the biosolids rule from ratification is speculative at this time because the rule has not been adopted. There is likely a negative fiscal impact to both the public and private sectors to meet the requirements of the new rule. There may be a long-term positive fiscal impact as a result of reduced cleanup costs and reduced damage to the natural systems associated with more rigorous land application requirements.

The increase in administrative penalties will likely have an indeterminate yet positive fiscal impact on the DEP.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 153.54, 153.73, 163.3180, 180.03, 311.105, 327.46, 373.250, 373.414, 373.4131, 373.705, 373.707, 373.709, 373.807, 376.307, 380.0552, 381.006, 381.0061, 381.0064, 381.0065, 381.00651, 381.0101, 403.061, 403.067, 403.086, 403.08601, 403.087, 403.0871, 403.0872, 403.088, 403.0891, 403.121, 403.1835, 403.1838, 403.707, 403.861, 489.551, and 590.02.

This bill creates the following sections of the Florida Statutes: 381.00652, 403.0616, 403.0673, and 403.0855.

This bill repeals section 381.0068 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS/CS by Appropriations on February 05, 2020:**

The committee substitute:

- Corrects the name of the “National Sanitation Foundation” because it changed its name to “NSF International”;
- Clarifies that a local government is not responsible for a private wastewater facility’s compliance with a Basin Management Action Plan (BMAP);
- Clarifies that the records collected by the Department of Agriculture and Consumer Services (DACS) during their inspections include nitrogen and phosphorus fertilizer application records;
- Clarifies that wastewater infrastructure projects that comply with the sanitary sewer overflow, leakage, and infiltration and inflow requirements of the bill will receive priority funding from the state revolving loan fund by moving the prioritization to the section of law governing the state revolving loan fund;
- Clarifies that the Department of Environmental Protection (DEP) may not fix or revise utility rates of budgets;
- Clarifies that utilities that need to report on infiltration and inflow and leakage only need to submit one report to the DEP annually;
- Increases the cap on the DEP’s administrative penalties to \$50,000 from \$10,000;
- Doubles the wastewater administrative penalties;

- Provides incentives for projects that promote efficiency by coordinating wastewater infrastructure expansions with other infrastructure improvements occurring within of along a transportation facility right-of-way;
- Includes these incentives in the small community sewer construction assistance program, the state revolving loan program, and the new wastewater grant program created by the bill;
- Clarifies that local governments with biosolids ordinances may retain those ordinance until repealed;
- Requires the DACS to provide information collected from on-site inspections of each agricultural producer enrolled in a best management practice (BMP) to the DEP. These on-site inspections are required at least every two years.

**CS by Community Affairs on December 9, 2019:**

The committee substitute:

- Effectuates a type two transfer of septic system oversight from the DOH to DEP rather than just requiring a report;
- Requires DEP to develop rules relating to the location of septic systems;
- Revises language related to DEP updating its stormwater rules;
- Requires DEP to make recommendations to the Legislature on self-certification of stormwater permits rather than prohibiting the use of self-certification in BMAP areas;
- Leaves the BMAP process for Outstanding Florida Springs while revising the requirement for OSTDS remediation plans and adding a requirement for wastewater treatment plans in the general BMAP statute;
- Requires that these new plans be incorporated into the BMAP by 2025;
- Removes provisions relating to Florida-Friendly Fertilizer Ordinances;
- Adds rural areas of opportunities to the possible grant recipients for the wastewater grant created by the bill;
- Removes provisions that would make agricultural BMPs enforceable earlier and in more impaired waterbodies;
- Adds a requirement that DACS conduct onsite inspections of BMPs at least every two years;
- Adds a requirement that DACS collect and remit certain records relating to agricultural BMPs to DEP;
- Adds language authorizing DACS and certain institutions of higher education to submit budget requests for certain activities relating to the improvement of agricultural BMPs;
- Removes the provision requiring additional notification and penalties related to sanitary sewer overflows and replaces it with numerous requirements relating to the prevention of sanitary sewer overflows, inflow and infiltration, and leakage;
- Removes provisions increasing penalties but adds “failure to survey an adequate portion of the wastewater collection system and take steps to reduce sanitary sewer overflows, pipe leaks, and inflow and infiltration” to the penalty schedule;
- Deletes the DOH OSTDS technical advisory committee and creates a DEP OSTDS technical advisory committee that will expire on August 15, 2022, after making

recommendations to the Governor and Legislature regarding the regulation of OSTDSs;

- Requires DEP to adopt rules relating to biosolids management and exempts such rules from legislative ratification if they are adopted before the 2021 legislative session.
- Directs the Division of Law Revision to incorporate the date of rule adoption into the statutes.

**B. Amendments:**

None.

By the Committee on Community Affairs; and Senator Mayfield

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1 A bill to be entitled  
 2 An act relating to water quality improvements;  
 3 providing a short title; requiring the Department  
 4 Health to provide a specified report to the Governor  
 5 and the Legislature by a specified date; requiring the  
 6 Department of Health and the Department of  
 7 Environmental Protection to submit to the Governor and  
 8 the Legislature, by a specified date, certain  
 9 recommendations relating to the transfer of the Onsite  
 10 Sewage Program; requiring the departments to enter  
 11 into an interagency agreement that meets certain  
 12 requirements by a specified date; transferring the  
 13 Onsite Sewage Program within the Department of Health  
 14 to the Department of Environmental Protection by a  
 15 type two transfer by a specified date; providing that  
 16 certain employees retain and transfer certain types of  
 17 leave upon the transfer; amending s. 373.4131, F.S.;  
 18 requiring the Department of Environmental Protection  
 19 to include stormwater structural controls inspections  
 20 as part of its regular staff training; requiring the  
 21 department and the water management districts to adopt  
 22 rules regarding stormwater design and operation by a  
 23 specified date; amending s. 381.0065, F.S.; conforming  
 24 provisions to changes made by the act; requiring the  
 25 department to adopt rules for the location of onsite  
 26 sewage treatment and disposal systems and complete  
 27 such rulemaking by a specified date; requiring the  
 28 department to evaluate certain data relating to the  
 29 self-certification program and provide the Legislature

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30 with recommendations by a specified date; providing  
 31 that certain provisions relating to existing setback  
 32 requirements are applicable to permits only until the  
 33 adoption of certain rules by the department; creating  
 34 s. 381.00652, F.S.; creating an onsite sewage  
 35 treatment and disposal systems technical advisory  
 36 committee within the department; providing the duties  
 37 and membership of the committee; requiring the  
 38 committee to submit a report to the Governor and the  
 39 Legislature by a specified date; providing for the  
 40 expiration of the committee; repealing s. 381.0068,  
 41 F.S., relating to a technical review and advisory  
 42 panel; amending s. 403.061, F.S.; requiring the  
 43 department to adopt rules relating to the underground  
 44 pipes of wastewater collection systems; requiring  
 45 public utilities or their affiliated companies that  
 46 hold or are seeking a wastewater discharge permit to  
 47 file certain reports and data with the department;  
 48 creating s. 403.0616, F.S.; requiring the department,  
 49 subject to legislative appropriation, to establish a  
 50 real-time water quality monitoring program;  
 51 encouraging the formation of public-private  
 52 partnerships; amending s. 403.067, F.S.; requiring  
 53 basin management action plans for nutrient total  
 54 maximum daily loads to include wastewater treatment  
 55 and onsite sewage treatment and disposal system  
 56 remediation plans that meet certain requirements;  
 57 requiring the Department of Agriculture and Consumer  
 58 Services to collect fertilization and nutrient records

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59 from certain agricultural producers and provide the  
 60 information to the department annually by a specified  
 61 date; requiring the Department of Agriculture and  
 62 Consumer Services to perform onsite inspections of the  
 63 agricultural producers at specified intervals;  
 64 authorizing certain entities to develop research plans  
 65 and legislative budget requests relating to best  
 66 management practices by a specified date; creating s.  
 67 403.0673, F.S.; establishing a wastewater grant  
 68 program within the Department of Environmental  
 69 Protection; authorizing the department to distribute  
 70 appropriated funds for certain projects; providing  
 71 requirements for the distribution; requiring the  
 72 department to coordinate with each water management  
 73 district to identify grant recipients; requiring an  
 74 annual report to the Governor and the Legislature by a  
 75 specified date; creating s. 403.0855, F.S.; providing  
 76 legislative findings regarding the regulation of  
 77 biosolids management in this state; requiring the  
 78 department to adopt rules for biosolids management;  
 79 exempting the rules from a specified statutory  
 80 requirement; amending s. 403.086, F.S.; prohibiting  
 81 facilities for sanitary sewage disposal from disposing  
 82 of any waste in the Indian River Lagoon beginning on a  
 83 specified date without first providing advanced waste  
 84 treatment; requiring facilities for sanitary sewage  
 85 disposal to have a power outage contingency plan;  
 86 requiring the facilities to take steps to prevent  
 87 overflows and leaks and ensure that the water reaches

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88 the appropriate facility for treatment; requiring the  
 89 facilities to provide the Department of Environmental  
 90 Protection with certain information; requiring the  
 91 department to adopt rules; amending s. 403.087, F.S.;  
 92 requiring the department to issue operation permits  
 93 for domestic wastewater treatment facilities to  
 94 certain facilities under certain circumstances;  
 95 amending s. 403.088, F.S.; revising the permit  
 96 conditions for a water pollution operation permit;  
 97 requiring the department to submit a report to the  
 98 Governor and the Legislature by a specified date  
 99 identifying all wastewater utilities that experienced  
 100 sanitary sewer overflows within a specified timeframe;  
 101 amending s. 403.0891, F.S.; requiring model stormwater  
 102 management programs to contain model ordinances for  
 103 nutrient reduction practices and green infrastructure;  
 104 amending s. 403.121, F.S.; providing civil penalties;  
 105 amending s. 403.885, F.S.; requiring the department to  
 106 give certain domestic wastewater utilities funding  
 107 priority within the Water Projects Grant Program;  
 108 providing a declaration of important state interest;  
 109 amending ss. 153.54, 153.73, 163.3180, 180.03,  
 110 311.105, 327.46, 373.250, 373.414, 373.705, 373.707,  
 111 373.709, 376.307, 380.0552, 381.006, 381.0061,  
 112 381.0064, 381.00651, 403.08601, 403.0871, 403.0872,  
 113 403.1835, 403.707, 403.861, 489.551, and 590.02, F.S.;  
 114 conforming cross-references and provisions to changes  
 115 made by the act; providing a directive to the Division  
 116 of Law Revision upon the adoption of certain rules by

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117 the Department of Environmental Protection; providing  
118 effective dates.

119  
120 WHEREAS, nutrients negatively impact groundwater and  
121 surface waters in this state and cause the proliferation of  
122 algal blooms, and

123 WHEREAS, onsite sewage treatment and disposal systems were  
124 designed to manage human waste and are permitted by the  
125 Department of Health for that purpose, and

126 WHEREAS, conventional onsite sewage treatment and disposal  
127 systems contribute nutrients to groundwater and surface waters  
128 across this state which can cause harmful blue-green algal  
129 blooms, and

130 WHEREAS, many stormwater systems are designed primarily to  
131 divert and control stormwater rather than to remove pollutants,  
132 and

133 WHEREAS, most existing stormwater system design criteria  
134 fail to consistently meet either the 80 percent or 95 percent  
135 target pollutant reduction goals established by the Department  
136 of Environmental Protection, and

137 WHEREAS, other significant pollutants often can be removed  
138 from stormwater more easily than nutrients and, as a result,  
139 design criteria that provide the desired removal efficiencies  
140 for nutrients will likely achieve equal or better removal  
141 efficiencies for other constituents, and

142 WHEREAS, the Department of Environmental Protection has  
143 found that the major causes of sanitary sewer overflows during  
144 storm events are infiltration, inflow, and acute power failures,  
145 and

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146 WHEREAS, the Department of Environmental Protection lacks  
147 statutory authority to regulate infiltration and inflow or to  
148 require that all lift stations constructed prior to 2003 have  
149 emergency backup power, and

150 WHEREAS, sanitary sewer overflows and leaking  
151 infrastructure create both a human health concern and a nutrient  
152 pollution problem, and

153 WHEREAS, the agricultural sector is a significant  
154 contributor to the excess delivery of nutrients to surface  
155 waters throughout this state and has been identified as the  
156 dominant source of both phosphorus and nitrogen within the Lake  
157 Okeechobee watershed and a number of other basin management  
158 action plan areas, and

159 WHEREAS, only 75 percent of eligible agricultural parties  
160 within the Lake Okeechobee Basin Management Action Plan area are  
161 enrolled in an appropriate best management practice and  
162 enrollment numbers are considerably less in other basin  
163 management action plan areas, and

164 WHEREAS, although agricultural best management practices,  
165 by design, should be technically feasible and economically  
166 viable, that does not imply that their adoption and full  
167 implementation, alone, will alleviate downstream water quality  
168 impairments, NOW, THEREFORE,

169  
170 Be It Enacted by the Legislature of the State of Florida:

171  
172 Section 1. This act may be cited as the "Clean Waterways  
173 Act."

174 Section 2. (1) By July 1, 2020, the Department of Health

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must provide a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives detailing the following information regarding the Onsite Sewage Program:

(a) The average number of permits issued each year;

(b) The number of department employees conducting work on or related to the program each year; and

(c) The program's costs and expenditures, including, but not limited to, salaries and benefits, equipment costs, and contracting costs.

(2) By December 31, 2020, the Department of Health and the Department of Environmental Protection shall submit recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the transfer of the Onsite Sewage Program from the Department of Health to the Department of Environmental Protection. The recommendations must address all aspects of the transfer, including the continued role of the county health departments in the permitting, inspection, data management, and tracking of onsite sewage treatment and disposal systems under the direction of the Department of Environmental Protection.

(3) By June 30, 2021, the Department of Health and the Department of Environmental Protection shall enter into an interagency agreement based on the Department of Health report required under subsection (2) and on recommendations from a plan that must address all agency cooperation for a period not less than 5 years after the transfer, including:

(a) The continued role of the county health departments in the permitting, inspection, data management, and tracking of

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onsite sewage treatment and disposal systems under the direction of the Department of Environmental Protection.

(b) The appropriate proportionate number of administrative, auditing, inspector general, attorney, and operational support positions, and their related funding levels and sources and assigned property, to be transferred from the Office of General Counsel, the Office of Inspector General, and the Division of Administrative Services or other relevant offices or divisions within the Department of Health to the Department of Environmental Protection.

(c) The development of a recommended plan to address the transfer or shared use of buildings, regional offices, and other facilities used or owned by the Department of Health.

(d) Any operating budget adjustments that are necessary to implement the requirements of this act. Adjustments made to the operating budgets of the agencies in the implementation of this act must be made in consultation with the appropriate substantive and fiscal committees of the Senate and the House of Representatives. The revisions to the approved operating budgets for the 2021-2022 fiscal year which are necessary to reflect the organizational changes made by this act must be implemented pursuant to s. 216.292(4)(d), Florida Statutes, and are subject to s. 216.177, Florida Statutes. Subsequent adjustments between the Department of Health and the Department of Environmental Protection which are determined necessary by the respective agencies and approved by the Executive Office of the Governor are authorized and subject to s. 216.177, Florida Statutes. The appropriate substantive committees of the Senate and the House of Representatives must also be notified of the proposed

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revisions to ensure their consistency with legislative policy and intent.

(4) Effective July 1, 2021, all powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues, existing contracts, administrative authority, administrative rules, and unexpended balances of appropriations, allocations, and other funds for the regulation of onsite sewage treatment and disposal systems relating to the Onsite Sewage Program in the Department of Health are transferred by a type two transfer, as defined in s. 20.06(2), Florida Statutes, to the Department of Environmental Protection.

(5) Notwithstanding chapter 60L-34, Florida Administrative Code, or any law to the contrary, employees who are transferred from the Department of Health to the Department of Environmental Protection to fill positions transferred by this act retain and transfer any accrued annual leave, sick leave, and regular and special compensatory leave balances.

Section 3. Subsection (5) of section 373.4131, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

373.4131 Statewide environmental resource permitting rules.—

(5) To ensure consistent implementation and interpretation of the rules adopted pursuant to this section, the department shall conduct or oversee regular assessment and training of its staff and the staffs of the water management districts and local governments delegated local pollution control program authority under s. 373.441. The training must include coordinating field

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inspections of publicly and privately owned stormwater structural controls, such as stormwater retention or detention ponds.

(6) By January 1, 2021:

(a) The department and the water management districts shall initiate rulemaking to update the stormwater design and operation regulations using the most recent scientific information available; and

(b) The department shall evaluate inspection data relating to compliance by those entities that self-certify under s. 403.814(12) and provide the Legislature with recommendations for improvements to the self-certification program.

Section 4. Effective July 1, 2021, present paragraphs (d) through (q) of subsection (2) of section 381.0065, Florida Statutes, are redesignated as paragraphs (e) through (r), respectively, a new paragraph (d) is added to that subsection, and subsections (3) and (4) of that section are amended, to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(2) DEFINITIONS.—As used in ss. 381.0065-381.0067, the term:

(d) "Department" means the Department of Environmental Protection.

(3) DUTIES AND POWERS OF THE DEPARTMENT ~~OF HEALTH~~.—The department shall:

(a) Adopt rules to administer ss. 381.0065-381.0067, including definitions that are consistent with the definitions in this section, ~~decreases to setback requirements where no~~

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291 ~~health hazard exists~~, increases for the lot-flow allowance for  
 292 performance-based systems, requirements for separation from  
 293 water table elevation during the wettest season, requirements  
 294 for the design and construction of any component part of an  
 295 onsite sewage treatment and disposal system, application and  
 296 permit requirements for persons who maintain an onsite sewage  
 297 treatment and disposal system, requirements for maintenance and  
 298 service agreements for aerobic treatment units and performance-  
 299 based treatment systems, and recommended standards, including  
 300 disclosure requirements, for voluntary system inspections to be  
 301 performed by individuals who are authorized by law to perform  
 302 such inspections and who shall inform a person having ownership,  
 303 control, or use of an onsite sewage treatment and disposal  
 304 system of the inspection standards and of that person's  
 305 authority to request an inspection based on all or part of the  
 306 standards.

307 (b) Perform application reviews and site evaluations, issue  
 308 permits, and conduct inspections and complaint investigations  
 309 associated with the construction, installation, maintenance,  
 310 modification, abandonment, operation, use, or repair of an  
 311 onsite sewage treatment and disposal system for a residence or  
 312 establishment with an estimated domestic sewage flow of 10,000  
 313 gallons or less per day, or an estimated commercial sewage flow  
 314 of 5,000 gallons or less per day, which is not currently  
 315 regulated under chapter 403.

316 (c) Develop a comprehensive program to ensure that onsite  
 317 sewage treatment and disposal systems regulated by the  
 318 department are sized, designed, constructed, installed, sited,  
 319 repaired, modified, abandoned, used, operated, and maintained in

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320 compliance with this section and rules adopted under this  
 321 section to prevent groundwater contamination, including impacts  
 322 from nutrient pollution, and surface water contamination and to  
 323 preserve the public health. The department is the final  
 324 administrative interpretive authority regarding rule  
 325 interpretation. In the event of a conflict regarding rule  
 326 interpretation, the secretary of the department ~~State Surgeon~~  
 327 ~~General~~, or his or her designee, shall timely assign a staff  
 328 person to resolve the dispute.

329 (d) Grant variances in hardship cases under the conditions  
 330 prescribed in this section and rules adopted under this section.

331 (e) Permit the use of a limited number of innovative  
 332 systems for a specific period of time, when there is compelling  
 333 evidence that the system will function properly and reliably to  
 334 meet the requirements of this section and rules adopted under  
 335 this section.

336 (f) Issue annual operating permits under this section.

337 (g) Establish and collect fees as established under s.  
 338 381.0066 for services provided with respect to onsite sewage  
 339 treatment and disposal systems.

340 (h) Conduct enforcement activities, including imposing  
 341 fines, issuing citations, suspensions, revocations, injunctions,  
 342 and emergency orders for violations of this section, part I of  
 343 chapter 386, or part III of chapter 489 or for a violation of  
 344 any rule adopted under this section, part I of chapter 386, or  
 345 part III of chapter 489.

346 (i) Provide or conduct education and training of department  
 347 personnel, service providers, and the public regarding onsite  
 348 sewage treatment and disposal systems.

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349 (j) Supervise research on, demonstration of, and training  
 350 on the performance, environmental impact, and public health  
 351 impact of onsite sewage treatment and disposal systems within  
 352 this state. Research fees collected under s. 381.0066(2)(k) must  
 353 be used to develop and fund hands-on training centers designed  
 354 to provide practical information about onsite sewage treatment  
 355 and disposal systems to septic tank contractors, master septic  
 356 tank contractors, contractors, inspectors, engineers, and the  
 357 public and must also be used to fund research projects which  
 358 focus on improvements of onsite sewage treatment and disposal  
 359 systems, including use of performance-based standards and  
 360 reduction of environmental impact. Research projects shall be  
 361 initially approved by the technical review and advisory panel  
 362 and shall be applicable to and reflect the soil conditions  
 363 specific to Florida. Such projects shall be awarded through  
 364 competitive negotiation, using the procedures provided in s.  
 365 287.055, to public or private entities that have experience in  
 366 onsite sewage treatment and disposal systems in Florida and that  
 367 are principally located in Florida. Research projects may ~~shall~~  
 368 not be awarded to firms or entities that employ or are  
 369 associated with persons who serve on either the technical review  
 370 and advisory panel or the research review and advisory  
 371 committee.

372 (k) Approve the installation of individual graywater  
 373 disposal systems in which blackwater is treated by a central  
 374 sewerage system.

375 (l) Regulate and permit the sanitation, handling,  
 376 treatment, storage, reuse, and disposal of byproducts from any  
 377 system regulated under this chapter and not regulated by the

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378 Department of Environmental Protection.

379 (m) Permit and inspect portable or temporary toilet  
 380 services and holding tanks. The department shall review  
 381 applications, perform site evaluations, and issue permits for  
 382 the temporary use of holding tanks, privies, portable toilet  
 383 services, or any other toilet facility that is intended for use  
 384 on a permanent or nonpermanent basis, including facilities  
 385 placed on construction sites when workers are present. The  
 386 department may specify standards for the construction,  
 387 maintenance, use, and operation of any such facility for  
 388 temporary use.

389 (n) Regulate and permit maintenance entities for  
 390 performance-based treatment systems and aerobic treatment unit  
 391 systems. To ensure systems are maintained and operated according  
 392 to manufacturer's specifications and designs, the department  
 393 shall establish by rule minimum qualifying criteria for  
 394 maintenance entities. The criteria shall include: training,  
 395 access to approved spare parts and components, access to  
 396 manufacturer's maintenance and operation manuals, and service  
 397 response time. The maintenance entity shall employ a contractor  
 398 licensed under s. 489.105(3)(m), or part III of chapter 489, or  
 399 a state-licensed wastewater plant operator, who is responsible  
 400 for maintenance and repair of all systems under contract.

401 (4) PERMITS; INSTALLATION; AND CONDITIONS.—A person may not  
 402 construct, repair, modify, abandon, or operate an onsite sewage  
 403 treatment and disposal system without first obtaining a permit  
 404 approved by the department. The department may issue permits to  
 405 carry out this section, ~~but shall not make the issuance of such~~  
 406 ~~permits contingent upon prior approval by the Department of~~

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407 ~~Environmental Protection, except that~~ The issuance of a permit  
 408 for work seaward of the coastal construction control line  
 409 established under s. 161.053 shall be contingent upon receipt of  
 410 any required coastal construction control line permit from the  
 411 ~~department of Environmental Protection.~~ A construction permit is  
 412 valid for 18 months from the issuance date and may be extended  
 413 by the department for one 90-day period under rules adopted by  
 414 the department. A repair permit is valid for 90 days from the  
 415 date of issuance. An operating permit must be obtained before  
 416 ~~prior to~~ the use of any aerobic treatment unit or if the  
 417 establishment generates commercial waste. Buildings or  
 418 establishments that use an aerobic treatment unit or generate  
 419 commercial waste shall be inspected by the department at least  
 420 annually to assure compliance with the terms of the operating  
 421 permit. The operating permit for a commercial wastewater system  
 422 is valid for 1 year from the date of issuance and must be  
 423 renewed annually. The operating permit for an aerobic treatment  
 424 unit is valid for 2 years from the date of issuance and must be  
 425 renewed every 2 years. If all information pertaining to the  
 426 siting, location, and installation conditions or repair of an  
 427 onsite sewage treatment and disposal system remains the same, a  
 428 construction or repair permit for the onsite sewage treatment  
 429 and disposal system may be transferred to another person, if the  
 430 transferee files, within 60 days after the transfer of  
 431 ownership, an amended application providing all corrected  
 432 information and proof of ownership of the property. There is no  
 433 fee associated with the processing of this supplemental  
 434 information. A person may not contract to construct, modify,  
 435 alter, repair, service, abandon, or maintain any portion of an

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436 onsite sewage treatment and disposal system without being  
 437 registered under part III of chapter 489. A property owner who  
 438 personally performs construction, maintenance, or repairs to a  
 439 system serving his or her own owner-occupied single-family  
 440 residence is exempt from registration requirements for  
 441 performing such construction, maintenance, or repairs on that  
 442 residence, but is subject to all permitting requirements. A  
 443 municipality or political subdivision of the state may not issue  
 444 a building or plumbing permit for any building that requires the  
 445 use of an onsite sewage treatment and disposal system unless the  
 446 owner or builder has received a construction permit for such  
 447 system from the department. A building or structure may not be  
 448 occupied and a municipality, political subdivision, or any state  
 449 or federal agency may not authorize occupancy until the  
 450 department approves the final installation of the onsite sewage  
 451 treatment and disposal system. A municipality or political  
 452 subdivision of the state may not approve any change in occupancy  
 453 or tenancy of a building that uses an onsite sewage treatment  
 454 and disposal system until the department has reviewed the use of  
 455 the system with the proposed change, approved the change, and  
 456 amended the operating permit.

457 (a) Subdivisions and lots in which each lot has a minimum  
 458 area of at least one-half acre and either a minimum dimension of  
 459 100 feet or a mean of at least 100 feet of the side bordering  
 460 the street and the distance formed by a line parallel to the  
 461 side bordering the street drawn between the two most distant  
 462 points of the remainder of the lot may be developed with a water  
 463 system regulated under s. 381.0062 and onsite sewage treatment  
 464 and disposal systems, provided the projected daily sewage flow

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does not exceed an average of 1,500 gallons per acre per day, and provided satisfactory drinking water can be obtained and all distance and setback, soil condition, water table elevation, and other related requirements of this section and rules adopted under this section can be met.

(b) Subdivisions and lots using a public water system as defined in s. 403.852 may use onsite sewage treatment and disposal systems, provided there are no more than four lots per acre, provided the projected daily sewage flow does not exceed an average of 2,500 gallons per acre per day, and provided that all distance and setback, soil condition, water table elevation, and other related requirements that are generally applicable to the use of onsite sewage treatment and disposal systems are met.

(c) Notwithstanding paragraphs (a) and (b), for subdivisions platted of record on or before October 1, 1991, when a developer or other appropriate entity has previously made or makes provisions, including financial assurances or other commitments, acceptable to the Department of Health, that a central water system will be installed by a regulated public utility based on a density formula, private potable wells may be used with onsite sewage treatment and disposal systems until the agreed-upon densities are reached. In a subdivision regulated by this paragraph, the average daily sewage flow may not exceed 2,500 gallons per acre per day. This section does not affect the validity of existing prior agreements. After October 1, 1991, the exception provided under this paragraph is not available to a developer or other appropriate entity.

(d) Paragraphs (a) and (b) do not apply to any proposed residential subdivision with more than 50 lots or to any

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proposed commercial subdivision with more than 5 lots where a publicly owned or investor-owned sewerage system is available. It is the intent of this paragraph not to allow development of additional proposed subdivisions in order to evade the requirements of this paragraph.

(e) The department shall adopt rules to locate onsite sewage treatment and disposal systems, including establishing setback distances, to prevent groundwater contamination and surface water contamination and to preserve the public health. The rulemaking process for such rules must be completed by July 1, 2022, and the department shall notify the Division of Law Revision of the date such rules are adopted. The rules must consider conventional and advanced onsite sewage treatment and disposal system designs, impaired or degraded water bodies, wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, the onsite sewage treatment and disposal system remediation plans developed pursuant to s. 403.067(7)(a)9.b., nutrient pollution, and the recommendations of the onsite sewage treatment and disposal systems technical advisory committee established pursuant to s. 381.00652.

(f)-(e) Onsite sewage treatment and disposal systems that are permitted before adoption of the rules identified in paragraph (e) may not be placed closer than:

1. Seventy-five feet from a private potable well.
2. Two hundred feet from a public potable well serving a residential or nonresidential establishment having a total sewage flow of greater than 2,000 gallons per day.
3. One hundred feet from a public potable well serving a

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residential or nonresidential establishment having a total sewage flow of less than or equal to 2,000 gallons per day.

4. Fifty feet from any nonpotable well.

5. Ten feet from any storm sewer pipe, to the maximum extent possible, but in no instance shall the setback be less than 5 feet.

6. Seventy-five feet from the mean high-water line of a tidally influenced surface water body.

7. Seventy-five feet from the mean annual flood line of a permanent nontidal surface water body.

8. Fifteen feet from the design high-water line of retention areas, detention areas, or swales designed to contain standing or flowing water for less than 72 hours after a rainfall or the design high-water level of normally dry drainage ditches or normally dry individual lot stormwater retention areas.

~~(f) Except as provided under paragraphs (c) and (t), no limitations shall be imposed by rule, relating to the distance between an onsite disposal system and any area that either permanently or temporarily has visible surface water.~~

(g) All provisions of this section and rules adopted under this section relating to soil condition, water table elevation, distance, and other setback requirements must be equally applied to all lots, with the following exceptions:

1. Any residential lot that was platted and recorded on or after January 1, 1972, or that is part of a residential subdivision that was approved by the appropriate permitting agency on or after January 1, 1972, and that was eligible for an onsite sewage treatment and disposal system construction permit

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on the date of such platting and recording or approval shall be eligible for an onsite sewage treatment and disposal system construction permit, regardless of when the application for a permit is made. If rules in effect at the time the permit application is filed cannot be met, residential lots platted and recorded or approved on or after January 1, 1972, shall, to the maximum extent possible, comply with the rules in effect at the time the permit application is filed. At a minimum, however, those residential lots platted and recorded or approved on or after January 1, 1972, but before January 1, 1983, shall comply with those rules in effect on January 1, 1983, and those residential lots platted and recorded or approved on or after January 1, 1983, shall comply with those rules in effect at the time of such platting and recording or approval. In determining the maximum extent of compliance with current rules that is possible, the department shall allow structures and appurtenances thereto which were authorized at the time such lots were platted and recorded or approved.

2. Lots platted before 1972 are subject to a 50-foot minimum surface water setback and are not subject to lot size requirements. The projected daily flow for onsite sewage treatment and disposal systems for lots platted before 1972 may not exceed:

a. Two thousand five hundred gallons per acre per day for lots served by public water systems as defined in s. 403.852.

b. One thousand five hundred gallons per acre per day for lots served by water systems regulated under s. 381.0062.

(h)1. The department may grant variances in hardship cases which may be less restrictive than ~~the provisions~~ specified in

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581 this section. If a variance is granted and the onsite sewage  
 582 treatment and disposal system construction permit has been  
 583 issued, the variance may be transferred with the system  
 584 construction permit, if the transferee files, within 60 days  
 585 after the transfer of ownership, an amended construction permit  
 586 application providing all corrected information and proof of  
 587 ownership of the property and if the same variance would have  
 588 been required for the new owner of the property as was  
 589 originally granted to the original applicant for the variance.  
 590 There is no fee associated with the processing of this  
 591 supplemental information. A variance may not be granted under  
 592 this section until the department is satisfied that:

- 593 a. The hardship was not caused intentionally by the action  
 594 of the applicant;
- 595 b. No reasonable alternative, taking into consideration  
 596 factors such as cost, exists for the treatment of the sewage;  
 597 and
- 598 c. The discharge from the onsite sewage treatment and  
 599 disposal system will not adversely affect the health of the  
 600 applicant or the public or significantly degrade the groundwater  
 601 or surface waters.

602

603 Where soil conditions, water table elevation, and setback  
 604 provisions are determined by the department to be satisfactory,  
 605 special consideration must be given to those lots platted before  
 606 1972.

607 2. The department shall appoint and staff a variance review  
 608 and advisory committee, which shall meet monthly to recommend  
 609 agency action on variance requests. The committee shall make its

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610 recommendations on variance requests at the meeting in which the  
 611 application is scheduled for consideration, except for an  
 612 extraordinary change in circumstances, the receipt of new  
 613 information that raises new issues, or when the applicant  
 614 requests an extension. The committee shall consider the criteria  
 615 in subparagraph 1. in its recommended agency action on variance  
 616 requests and shall also strive to allow property owners the full  
 617 use of their land where possible. The committee consists of the  
 618 following:

- 619 a. The Secretary of Environmental Protection ~~State Surgeon~~  
 620 ~~General~~ or his or her designee.
- 621 b. A representative from the county health departments.
- 622 c. A representative from the home building industry  
 623 recommended by the Florida Home Builders Association.
- 624 d. A representative from the septic tank industry  
 625 recommended by the Florida Onsite Wastewater Association.
- 626 e. A representative from the Department of Health  
 627 ~~Environmental Protection~~.
- 628 f. A representative from the real estate industry who is  
 629 also a developer in this state who develops lots using onsite  
 630 sewage treatment and disposal systems, recommended by the  
 631 Florida Association of Realtors.
- 632 g. A representative from the engineering profession  
 633 recommended by the Florida Engineering Society.

634

635 Members shall be appointed for a term of 3 years, with such  
 636 appointments being staggered so that the terms of no more than  
 637 two members expire in any one year. Members shall serve without  
 638 remuneration, but if requested, shall be reimbursed for per diem



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and travel expenses as provided in s. 112.061.

(i) A construction permit may not be issued for an onsite sewage treatment and disposal system in any area zoned or used for industrial or manufacturing purposes, or its equivalent, where a publicly owned or investor-owned sewage treatment system is available, or where a likelihood exists that the system will receive toxic, hazardous, or industrial waste. An existing onsite sewage treatment and disposal system may be repaired if a publicly owned or investor-owned sewerage system is not available within 500 feet of the building sewer stub-out and if system construction and operation standards can be met. This paragraph does not require publicly owned or investor-owned sewerage treatment systems to accept anything other than domestic wastewater.

1. A building located in an area zoned or used for industrial or manufacturing purposes, or its equivalent, when such building is served by an onsite sewage treatment and disposal system, must not be occupied until the owner or tenant has obtained written approval from the department. The department may ~~shall~~ not grant approval when the proposed use of the system is to dispose of toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals.

2. Each person who owns or operates a business or facility in an area zoned or used for industrial or manufacturing purposes, or its equivalent, or who owns or operates a business that has the potential to generate toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals, and uses an onsite sewage treatment and disposal system that is installed on or after July 5, 1989, must obtain an annual system operating

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permit from the department. A person who owns or operates a business that uses an onsite sewage treatment and disposal system that was installed and approved before July 5, 1989, need not obtain a system operating permit. However, upon change of ownership or tenancy, the new owner or operator must notify the department of the change, and the new owner or operator must obtain an annual system operating permit, regardless of the date that the system was installed or approved.

3. The department shall periodically review and evaluate the continued use of onsite sewage treatment and disposal systems in areas zoned or used for industrial or manufacturing purposes, or its equivalent, and may require the collection and analyses of samples from within and around such systems. If the department finds that toxic or hazardous chemicals or toxic, hazardous, or industrial wastewater have been or are being disposed of through an onsite sewage treatment and disposal system, the department shall initiate enforcement actions against the owner or tenant to ensure adequate cleanup, treatment, and disposal.

(j) An onsite sewage treatment and disposal system designed by a professional engineer registered in the state and certified by such engineer as complying with performance criteria adopted by the department must be approved by the department subject to the following:

1. The performance criteria applicable to engineer-designed systems must be limited to those necessary to ensure that such systems do not adversely affect the public health or significantly degrade the groundwater or surface water. Such performance criteria shall include consideration of the quality

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of system effluent, the proposed total sewage flow per acre, wastewater treatment capabilities of the natural or replaced soil, water quality classification of the potential surface-water-receiving body, and the structural and maintenance viability of the system for the treatment of domestic wastewater. However, performance criteria shall address only the performance of a system and not a system's design.

2. A person electing to utilize an engineer-designed system shall, upon completion of the system design, submit such design, certified by a registered professional engineer, to the county health department. The county health department may utilize an outside consultant to review the engineer-designed system, with the actual cost of such review to be borne by the applicant. Within 5 working days after receiving an engineer-designed system permit application, the county health department shall request additional information if the application is not complete. Within 15 working days after receiving a complete application for an engineer-designed system, the county health department either shall issue the permit or, if it determines that the system does not comply with the performance criteria, shall notify the applicant of that determination and refer the application to the department for a determination as to whether the system should be approved, disapproved, or approved with modification. The department engineer's determination shall prevail over the action of the county health department. The applicant shall be notified in writing of the department's determination and of the applicant's rights to pursue a variance or seek review under ~~the provisions of~~ chapter 120.

3. The owner of an engineer-designed performance-based

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system must maintain a current maintenance service agreement with a maintenance entity permitted by the department. The maintenance entity shall inspect each system at least twice each year and shall report quarterly to the department on the number of systems inspected and serviced. The reports may be submitted electronically.

4. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own performance-based treatment system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

5. The property owner shall obtain a biennial system operating permit from the department for each system. The department shall inspect the system at least annually, or on such periodic basis as the fee collected permits, and may collect system-effluent samples if appropriate to determine compliance with the performance criteria. The fee for the biennial operating permit shall be collected beginning with the second year of system operation.

6. If an engineer-designed system fails to properly function or fails to meet performance standards, the system shall be re-engineered, if necessary, to bring the system into

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compliance with ~~the provisions of~~ this section.

(k) An innovative system may be approved in conjunction with an engineer-designed site-specific system which is certified by the engineer to meet the performance-based criteria adopted by the department.

(l) For the Florida Keys, the department shall adopt a special rule for the construction, installation, modification, operation, repair, maintenance, and performance of onsite sewage treatment and disposal systems which considers the unique soil conditions and water table elevations, densities, and setback requirements. On lots where a setback distance of 75 feet from surface waters, saltmarsh, and buttonwood association habitat areas cannot be met, an injection well, approved and permitted by the department, may be used for disposal of effluent from onsite sewage treatment and disposal systems. The following additional requirements apply to onsite sewage treatment and disposal systems in Monroe County:

1. The county, each municipality, and those special districts established for the purpose of the collection, transmission, treatment, or disposal of sewage shall ensure, in accordance with the specific schedules adopted by the Administration Commission under s. 380.0552, the completion of onsite sewage treatment and disposal system upgrades to meet the requirements of this paragraph.

2. Onsite sewage treatment and disposal systems must cease discharge by December 31, 2015, or must comply with department rules and provide the level of treatment which, on a permitted annual average basis, produces an effluent that contains no more than the following concentrations:

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a. Biochemical Oxygen Demand (CBOD5) of 10 mg/l.

b. Suspended Solids of 10 mg/l.

c. Total Nitrogen, expressed as N, of 10 mg/l or a reduction in nitrogen of at least 70 percent. A system that has been tested and certified to reduce nitrogen concentrations by at least 70 percent shall be deemed to be in compliance with this standard.

d. Total Phosphorus, expressed as P, of 1 mg/l.

In addition, onsite sewage treatment and disposal systems discharging to an injection well must provide basic disinfection as defined by department rule.

3. In areas not scheduled to be served by a central sewer, onsite sewage treatment and disposal systems must, by December 31, 2015, comply with department rules and provide the level of treatment described in subparagraph 2.

4. In areas scheduled to be served by central sewer by December 31, 2015, if the property owner has paid a connection fee or assessment for connection to the central sewer system, the property owner may install a holding tank with a high water alarm or an onsite sewage treatment and disposal system that meets the following minimum standards:

a. The existing tanks must be pumped and inspected and certified as being watertight and free of defects in accordance with department rule; and

b. A sand-lined drainfield or injection well in accordance with department rule must be installed.

5. Onsite sewage treatment and disposal systems must be monitored for total nitrogen and total phosphorus concentrations

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as required by department rule.

6. The department shall enforce proper installation, operation, and maintenance of onsite sewage treatment and disposal systems pursuant to this chapter, including ensuring that the appropriate level of treatment described in subparagraph 2. is met.

7. The authority of a local government, including a special district, to mandate connection of an onsite sewage treatment and disposal system is governed by s. 4, chapter 99-395, Laws of Florida.

8. Notwithstanding any other ~~provision of~~ law, an onsite sewage treatment and disposal system installed after July 1, 2010, in unincorporated Monroe County, excluding special wastewater districts, that complies with the standards in subparagraph 2. is not required to connect to a central sewer system until December 31, 2020.

(m) No product sold in the state for use in onsite sewage treatment and disposal systems may contain any substance in concentrations or amounts that would interfere with or prevent the successful operation of such system, or that would cause discharges from such systems to violate applicable water quality standards. The department shall publish criteria for products known or expected to meet the conditions of this paragraph. In the event a product does not meet such criteria, such product may be sold if the manufacturer satisfactorily demonstrates to the department that the conditions of this paragraph are met.

(n) Evaluations for determining the seasonal high-water table elevations or the suitability of soils for the use of a new onsite sewage treatment and disposal system shall be

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performed by department personnel, professional engineers registered in the state, or such other persons with expertise, as defined by rule, in making such evaluations. Evaluations for determining mean annual flood lines shall be performed by those persons identified in paragraph (2)(k) ~~(2)(j)~~. The department shall accept evaluations submitted by professional engineers and such other persons as meet the expertise established by this section or by rule unless the department has a reasonable scientific basis for questioning the accuracy or completeness of the evaluation.

(o) The department shall appoint a research review and advisory committee, which shall meet at least semiannually. The committee shall advise the department on directions for new research, review and rank proposals for research contracts, and review draft research reports and make comments. The committee is comprised of:

1. A representative of the Secretary of Environmental Protection ~~State Surgeon General~~, or his or her designee.

2. A representative from the septic tank industry.

3. A representative from the home building industry.

4. A representative from an environmental interest group.

5. A representative from the State University System, from a department knowledgeable about onsite sewage treatment and disposal systems.

6. A professional engineer registered in this state who has work experience in onsite sewage treatment and disposal systems.

7. A representative from local government who is knowledgeable about domestic wastewater treatment.

8. A representative from the real estate profession.

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871 9. A representative from the restaurant industry.

872 10. A consumer.

873

874 Members shall be appointed for a term of 3 years, with the  
875 appointments being staggered so that the terms of no more than  
876 four members expire in any one year. Members shall serve without  
877 remuneration, but are entitled to reimbursement for per diem and  
878 travel expenses as provided in s. 112.061.

879 (p) An application for an onsite sewage treatment and  
880 disposal system permit shall be completed in full, signed by the  
881 owner or the owner's authorized representative, or by a  
882 contractor licensed under chapter 489, and shall be accompanied  
883 by all required exhibits and fees. No specific documentation of  
884 property ownership shall be required as a prerequisite to the  
885 review of an application or the issuance of a permit. The  
886 issuance of a permit does not constitute determination by the  
887 department of property ownership.

888 (q) The department may not require any form of subdivision  
889 analysis of property by an owner, developer, or subdivider prior  
890 to submission of an application for an onsite sewage treatment  
891 and disposal system.

892 (r) Nothing in this section limits the power of a  
893 municipality or county to enforce other laws for the protection  
894 of the public health and safety.

895 (s) In the siting of onsite sewage treatment and disposal  
896 systems, including drainfields, shoulders, and slopes, guttering  
897 may shall not be required on single-family residential dwelling  
898 units for systems located greater than 5 feet from the roof drip  
899 line of the house. If guttering is used on residential dwelling

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900 units, the downspouts shall be directed away from the  
901 drainfield.

902 (t) Notwithstanding ~~the provisions of~~ subparagraph (g)1.,  
903 onsite sewage treatment and disposal systems located in  
904 floodways of the Suwannee and Aucilla Rivers must adhere to the  
905 following requirements:

906 1. The absorption surface of the drainfield may shall not  
907 be subject to flooding based on 10-year flood elevations.  
908 Provided, however, for lots or parcels created by the  
909 subdivision of land in accordance with applicable local  
910 government regulations prior to January 17, 1990, if an  
911 applicant cannot construct a drainfield system with the  
912 absorption surface of the drainfield at an elevation equal to or  
913 above 10-year flood elevation, the department shall issue a  
914 permit for an onsite sewage treatment and disposal system within  
915 the 10-year floodplain of rivers, streams, and other bodies of  
916 flowing water if all of the following criteria are met:

917 a. The lot is at least one-half acre in size;

918 b. The bottom of the drainfield is at least 36 inches above  
919 the 2-year flood elevation; and

920 c. The applicant installs either: a waterless,  
921 incinerating, or organic waste composting toilet and a graywater  
922 system and drainfield in accordance with department rules; an  
923 aerobic treatment unit and drainfield in accordance with  
924 department rules; a system approved by the State Health Office  
925 that is capable of reducing effluent nitrate by at least 50  
926 percent; or a system approved by the county health department  
927 pursuant to department rule other than a system using  
928 alternative drainfield materials. The United States Department

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of Agriculture Soil Conservation Service soil maps, State of Florida Water Management District data, and Federal Emergency Management Agency Flood Insurance maps are resources that shall be used to identify flood-prone areas.

2. The use of fill or mounding to elevate a drainfield system out of the 10-year floodplain of rivers, streams, or other bodies of flowing water may ~~shall~~ not be permitted if such a system lies within a regulatory floodway of the Suwannee and Aucilla Rivers. In cases where the 10-year flood elevation does not coincide with the boundaries of the regulatory floodway, the regulatory floodway will be considered for the purposes of this subsection to extend at a minimum to the 10-year flood elevation.

(u)1. The owner of an aerobic treatment unit system shall maintain a current maintenance service agreement with an aerobic treatment unit maintenance entity permitted by the department. The maintenance entity shall inspect each aerobic treatment unit system at least twice each year and shall report quarterly to the department on the number of aerobic treatment unit systems inspected and serviced. The reports may be submitted electronically.

2. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own aerobic treatment unit system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance entity service agreement must conspicuously disclose that the property owner has the right to maintain his

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or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

3. A septic tank contractor licensed under part III of chapter 489, if approved by the manufacturer, may not be denied access by the manufacturer to aerobic treatment unit system training or spare parts for maintenance entities. After the original warranty period, component parts for an aerobic treatment unit system may be replaced with parts that meet manufacturer's specifications but are manufactured by others. The maintenance entity shall maintain documentation of the substitute part's equivalency for 2 years and shall provide such documentation to the department upon request.

4. The owner of an aerobic treatment unit system shall obtain a system operating permit from the department and allow the department to inspect during reasonable hours each aerobic treatment unit system at least annually, and such inspection may include collection and analysis of system-effluent samples for performance criteria established by rule of the department.

(v) The department may require the submission of detailed system construction plans that are prepared by a professional engineer registered in this state. The department shall establish by rule criteria for determining when such a submission is required.

(w) Any permit issued and approved by the department for the installation, modification, or repair of an onsite sewage treatment and disposal system shall transfer with the title to the property in a real estate transaction. A title may not be

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encumbered at the time of transfer by new permit requirements by a governmental entity for an onsite sewage treatment and disposal system which differ from the permitting requirements in effect at the time the system was permitted, modified, or repaired. An inspection of a system may not be mandated by a governmental entity at the point of sale in a real estate transaction. This paragraph does not affect a septic tank phase-out deferral program implemented by a consolidated government as defined in s. 9, Art. VIII of the State Constitution (1885).

(x) A governmental entity, including a municipality, county, or statutorily created commission, may not require an engineer-designed performance-based treatment system, excluding a passive engineer-designed performance-based treatment system, before the completion of the Florida Onsite Sewage Nitrogen Reduction Strategies Project. This paragraph does not apply to a governmental entity, including a municipality, county, or statutorily created commission, which adopted a local law, ordinance, or regulation on or before January 31, 2012. Notwithstanding this paragraph, an engineer-designed performance-based treatment system may be used to meet the requirements of the variance review and advisory committee recommendations.

(y) 1. An onsite sewage treatment and disposal system is not considered abandoned if the system is disconnected from a structure that was made unusable or destroyed following a disaster and if the system was properly functioning at the time of disconnection and was not adversely affected by the disaster. The onsite sewage treatment and disposal system may be reconnected to a rebuilt structure if:

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a. The reconnection of the system is to the same type of structure which contains the same number of bedrooms or fewer, if the square footage of the structure is less than or equal to 110 percent of the original square footage of the structure that existed before the disaster;

b. The system is not a sanitary nuisance; and

c. The system has not been altered without prior authorization.

2. An onsite sewage treatment and disposal system that serves a property that is foreclosed upon is not considered abandoned.

(z) If an onsite sewage treatment and disposal system permittee receives, relies upon, and undertakes construction of a system based upon a validly issued construction permit under rules applicable at the time of construction but a change to a rule occurs within 5 years after the approval of the system for construction but before the final approval of the system, the rules applicable and in effect at the time of construction approval apply at the time of final approval if fundamental site conditions have not changed between the time of construction approval and final approval.

(aa) An existing-system inspection or evaluation and assessment, or a modification, replacement, or upgrade of an onsite sewage treatment and disposal system is not required for a remodeling addition or modification to a single-family home if a bedroom is not added. However, a remodeling addition or modification to a single-family home may not cover any part of the existing system or encroach upon a required setback or the unobstructed area. To determine if a setback or the unobstructed

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area is impacted, the local health department shall review and verify a floor plan and site plan of the proposed remodeling addition or modification to the home submitted by a remodeler which shows the location of the system, including the distance of the remodeling addition or modification to the home from the onsite sewage treatment and disposal system. The local health department may visit the site or otherwise determine the best means of verifying the information submitted. A verification of the location of a system is not an inspection or evaluation and assessment of the system. The review and verification must be completed within 7 business days after receipt by the local health department of a floor plan and site plan. If the review and verification is not completed within such time, the remodeling addition or modification to the single-family home, for the purposes of this paragraph, is approved.

Section 5. Section 381.00652, Florida Statutes, is created to read:

381.00652 Onsite sewage treatment and disposal systems technical advisory committee.—

(1) An onsite sewage treatment and disposal systems technical advisory committee, a committee as defined in s. 20.03(8), is created within the department. The committee shall:

(a) Provide recommendations to increase the availability in the marketplace of nutrient-removing onsite sewage treatment and disposal systems, including systems that are cost-effective, low-maintenance, and reliable.

(b) Consider and recommend regulatory options, such as fast-track approval, prequalification, or expedited permitting, to facilitate the introduction and use of nutrient-removing

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onsite sewage treatment and disposal systems that have been reviewed and approved by a national agency or organization, such as the American National Standards Institute 245 systems approved by the National Sanitation Foundation International.

(c) Provide recommendations for appropriate setback distances for onsite sewage treatment and disposal systems from surface water, groundwater, and wells.

(2) The department shall use existing and available resources to administer and support the activities of the committee.

(3) (a) By August 1, 2021, the department, in consultation with the Department of Health, shall appoint no more than nine members to the committee, including, but not limited to, the following:

1. A professional engineer.

2. A septic tank contractor.

3. A representative from the home building industry.

4. A representative from the real estate industry.

5. A representative from the onsite sewage treatment and disposal system industry.

6. A representative from local government.

7. Two representatives from the environmental community.

8. A representative of the scientific and technical community who has substantial expertise in the areas of the fate and transport of water pollutants, toxicology, epidemiology, geology, biology, or environmental sciences.

(b) Members shall serve without compensation and are not entitled to reimbursement for per diem or travel expenses.

(4) By January 1, 2022, the committee shall submit its



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1103 recommendations to the Governor, the President of the Senate,  
 1104 and the Speaker of the House of Representatives.

1105 (5) This section expires August 15, 2022.

1106 (6) For purposes of this section, the term "department"  
 1107 means the Department of Environmental Protection.

1108 Section 6. Effective July 1, 2021, section 381.0068,  
 1109 Florida Statutes, is repealed.

1110 Section 7. Present subsections (14) through (44) of section  
 1111 403.061, Florida Statutes, are redesignated as subsections (15)  
 1112 through (45), respectively, a new subsection (14) is added to  
 1113 that section, and subsection (7) of that section is amended, to  
 1114 read:

1115 403.061 Department; powers and duties.—The department shall  
 1116 have the power and the duty to control and prohibit pollution of  
 1117 air and water in accordance with the law and rules adopted and  
 1118 promulgated by it and, for this purpose, to:

1119 (7) Adopt rules ~~pursuant to ss. 120.536(1) and 120.54~~ to  
 1120 implement ~~the provisions of~~ this act. Any rule adopted pursuant  
 1121 to this act must ~~shall~~ be consistent with the provisions of  
 1122 federal law, if any, relating to control of emissions from motor  
 1123 vehicles, effluent limitations, pretreatment requirements, or  
 1124 standards of performance. ~~A No~~ county, municipality, or  
 1125 political subdivision ~~may not shall~~ adopt or enforce any local  
 1126 ordinance, special law, or local regulation requiring the  
 1127 installation of Stage II vapor recovery systems, as currently  
 1128 defined by department rule, unless such county, municipality, or  
 1129 political subdivision is or has been in the past designated by  
 1130 federal regulation as a moderate, serious, or severe ozone  
 1131 nonattainment area. Rules adopted pursuant to this act ~~may shall~~

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1132 not require dischargers of waste into waters of the state to  
 1133 improve natural background conditions. The department shall  
 1134 adopt rules to reasonably limit, reduce, and eliminate leaks,  
 1135 seepages, or inputs into the underground pipes of wastewater  
 1136 collection systems. Discharges from steam electric generating  
 1137 plants existing or licensed under this chapter on July 1, 1984,  
 1138 ~~may shall~~ not be required to be treated to a greater extent than  
 1139 may be necessary to assure that the quality of nonthermal  
 1140 components of discharges from nonrecirculated cooling water  
 1141 systems is as high as the quality of the makeup waters; that the  
 1142 quality of nonthermal components of discharges from recirculated  
 1143 cooling water systems is no lower than is allowed for blowdown  
 1144 from such systems; or that the quality of noncooling system  
 1145 discharges which receive makeup water from a receiving body of  
 1146 water which does not meet applicable department water quality  
 1147 standards is as high as the quality of the receiving body of  
 1148 water. The department may not adopt standards more stringent  
 1149 than federal regulations, except as provided in s. 403.804.

1150 (14) In order to promote resilient utilities, require  
 1151 public utilities or their affiliated companies that hold or are  
 1152 seeking a wastewater discharge permit to file reports and other  
 1153 data regarding transactions or allocations of common costs among  
 1154 the utility or entity and such affiliated companies. The  
 1155 department may require such reports or other data necessary to  
 1156 ensure a permitted entity is reporting expenditures on pollution  
 1157 mitigation and prevention, including, but not limited to, the  
 1158 prevention of sanitary sewer overflows, collection and  
 1159 transmission system pipe leakages, and inflow and infiltration.  
 1160 The department shall adopt rules to implement this subsection.

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The department shall implement such programs in conjunction with its other powers and duties and shall place special emphasis on reducing and eliminating contamination that presents a threat to humans, animals or plants, or to the environment.

Section 8. Section 403.0616, Florida Statutes, is created to read:

403.0616 Real-time water quality monitoring program.-

(1) Subject to appropriation, the department shall establish a real-time water quality monitoring program to assist in the restoration, preservation, and enhancement of impaired waterbodies and coastal resources.

(2) In order to expedite the creation and implementation of the program, the department is encouraged to form public-private partnerships with established scientific entities that have proven existing real-time water quality monitoring equipment and experience in deploying the equipment.

Section 9. Subsection (7) of section 403.067, Florida Statutes, is amended to read:

403.067 Establishment and implementation of total maximum daily loads.-

(7) DEVELOPMENT OF BASIN MANAGEMENT PLANS AND IMPLEMENTATION OF TOTAL MAXIMUM DAILY LOADS.-

(a) *Basin management action plans.-*

1. In developing and implementing the total maximum daily load for a water body, the department, or the department in conjunction with a water management district, may develop a basin management action plan that addresses some or all of the watersheds and basins tributary to the water body. Such plan

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must integrate the appropriate management strategies available to the state through existing water quality protection programs to achieve the total maximum daily loads and may provide for phased implementation of these management strategies to promote timely, cost-effective actions as provided for in s. 403.151. The plan must establish a schedule implementing the management strategies, establish a basis for evaluating the plan's effectiveness, and identify feasible funding strategies for implementing the plan's management strategies. The management strategies may include regional treatment systems or other public works, where appropriate, and voluntary trading of water quality credits to achieve the needed pollutant load reductions.

2. A basin management action plan must equitably allocate, pursuant to paragraph (6)(b), pollutant reductions to individual basins, as a whole to all basins, or to each identified point source or category of nonpoint sources, as appropriate. For nonpoint sources for which best management practices have been adopted, the initial requirement specified by the plan must be those practices developed pursuant to paragraph (c). When ~~Where~~ appropriate, the plan may take into account the benefits of pollutant load reduction achieved by point or nonpoint sources that have implemented management strategies to reduce pollutant loads, including best management practices, before the development of the basin management action plan. The plan must also identify the mechanisms that will address potential future increases in pollutant loading.

3. The basin management action planning process is intended to involve the broadest possible range of interested parties, with the objective of encouraging the greatest amount of

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cooperation and consensus possible. In developing a basin management action plan, the department shall assure that key stakeholders, including, but not limited to, applicable local governments, water management districts, the Department of Agriculture and Consumer Services, other appropriate state agencies, local soil and water conservation districts, environmental groups, regulated interests, and affected pollution sources, are invited to participate in the process. The department shall hold at least one public meeting in the vicinity of the watershed or basin to discuss and receive comments during the planning process and shall otherwise encourage public participation to the greatest practicable extent. Notice of the public meeting must be published in a newspaper of general circulation in each county in which the watershed or basin lies at least ~~not less than~~ 5 days, but not ~~more~~ more than 15 days, before the public meeting. A basin management action plan does not supplant or otherwise alter any assessment made under subsection (3) or subsection (4) or any calculation or initial allocation.

4. Each new or revised basin management action plan shall include:

a. The appropriate management strategies available through existing water quality protection programs to achieve total maximum daily loads, which may provide for phased implementation to promote timely, cost-effective actions as provided for in s. 403.151;

b. A description of best management practices adopted by rule;

c. A list of projects in priority ranking with a planning-

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level cost estimate and estimated date of completion for each listed project;

d. The source and amount of financial assistance to be made available by the department, a water management district, or other entity for each listed project, if applicable; and

e. A planning-level estimate of each listed project's expected load reduction, if applicable.

5. The department shall adopt all or any part of a basin management action plan and any amendment to such plan by secretarial order pursuant to chapter 120 to implement ~~the provisions of~~ this section.

6. The basin management action plan must include milestones for implementation and water quality improvement, and an associated water quality monitoring component sufficient to evaluate whether reasonable progress in pollutant load reductions is being achieved over time. An assessment of progress toward these milestones shall be conducted every 5 years, and revisions to the plan shall be made as appropriate. Revisions to the basin management action plan shall be made by the department in cooperation with basin stakeholders. Revisions to the management strategies required for nonpoint sources must follow the procedures set forth in subparagraph (c)4. Revised basin management action plans must be adopted pursuant to subparagraph 5.

7. In accordance with procedures adopted by rule under paragraph (9)(c), basin management action plans, and other pollution control programs under local, state, or federal authority as provided in subsection (4), may allow point or nonpoint sources that will achieve greater pollutant reductions

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than required by an adopted total maximum daily load or wasteload allocation to generate, register, and trade water quality credits for the excess reductions to enable other sources to achieve their allocation; however, the generation of water quality credits does not remove the obligation of a source or activity to meet applicable technology requirements or adopted best management practices. Such plans must allow trading between NPDES permittees, and trading that may or may not involve NPDES permittees, where the generation or use of the credits involve an entity or activity not subject to department water discharge permits whose owner voluntarily elects to obtain department authorization for the generation and sale of credits.

8. ~~The provisions of~~ The department's rule relating to the equitable abatement of pollutants into surface waters do not apply to water bodies or water body segments for which a basin management plan that takes into account future new or expanded activities or discharges has been adopted under this section.

9. In order to promote resilient utilities, if the department identifies domestic wastewater facilities or onsite sewage treatment and disposal systems as contributors of at least 20 percent of point source or nonpoint source nutrient pollution or if the department determines remediation is necessary to achieve the total maximum daily load, a basin management action plan for a nutrient total maximum daily load must include the following:

a. A wastewater treatment plan that addresses domestic wastewater developed by each local government in cooperation with the department, the water management district, and the public and private domestic wastewater facilities within the

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jurisdiction of the local government. The wastewater treatment plan must:

(I) Provide for construction, expansion, or upgrades necessary to achieve the total maximum daily load requirements applicable to the domestic wastewater facility.

(II) Include the permitted capacity in gallons per day for the domestic wastewater facility; the average nutrient concentration and the estimated average nutrient load of the domestic wastewater; a timeline of the dates by which the construction of any facility improvements will begin and be completed and the date by which operations of the improved facility will begin; the estimated cost of the improvements; and the identity of responsible parties.

The wastewater treatment plan must be adopted as part of the basin management action plan no later than July 1, 2025. A local government that does not have a domestic wastewater treatment facility in its jurisdiction is not required to develop a wastewater treatment plan unless there is a demonstrated need to establish a domestic wastewater treatment facility within its jurisdiction to improve water quality necessary to achieve a total maximum daily load.

b. An onsite sewage treatment and disposal system remediation plan developed by each local government in cooperation with the department, the Department of Health, water management districts, and public and private domestic wastewater facilities.

(I) The onsite sewage treatment and disposal system remediation plan must identify cost-effective and financially

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feasible projects necessary to achieve the nutrient load reductions required for onsite sewage treatment and disposal systems. To identify cost-effective and financially feasible projects for remediation of onsite sewage treatment and disposal systems, the local government shall:

(A) Include an inventory of onsite sewage treatment and disposal systems based on the best information available;

(B) Identify onsite sewage treatment and disposal systems that would be eliminated through connection to existing or future central wastewater infrastructure, that would be replaced with or upgraded to advanced nutrient-removal systems, or that would remain on conventional onsite sewage treatment and disposal systems;

(C) Estimate the costs of potential onsite sewage treatment and disposal systems connections, upgrades, or replacements; and

(D) Identify deadlines and interim milestones for the planning, design, and construction of projects.

(II) The department shall adopt the onsite sewage treatment and disposal system remediation plan as part of the basin management action plan no later than July 1, 2025, or as required for Outstanding Florida Springs under s. 373.807.

10. When identifying wastewater projects in a basin management action plan, the department may not require the higher cost option if it achieves the same nutrient load reduction as a lower cost option.

*(b) Total maximum daily load implementation.—*

1. The department shall be the lead agency in coordinating the implementation of the total maximum daily loads through existing water quality protection programs. Application of a

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total maximum daily load by a water management district must be consistent with this section and does not require the issuance of an order or a separate action pursuant to s. 120.536(1) or s. 120.54 for the adoption of the calculation and allocation previously established by the department. Such programs may include, but are not limited to:

a. Permitting and other existing regulatory programs, including water-quality-based effluent limitations;

b. Nonregulatory and incentive-based programs, including best management practices, cost sharing, waste minimization, pollution prevention, agreements established pursuant to s. 403.061(22) ~~s. 403.061(21)~~, and public education;

c. Other water quality management and restoration activities, for example surface water improvement and management plans approved by water management districts or basin management action plans developed pursuant to this subsection;

d. Trading of water quality credits or other equitable economically based agreements;

e. Public works including capital facilities; or

f. Land acquisition.

2. For a basin management action plan adopted pursuant to paragraph (a), any management strategies and pollutant reduction requirements associated with a pollutant of concern for which a total maximum daily load has been developed, including effluent limits set forth for a discharger subject to NPDES permitting, if any, must be included in a timely manner in subsequent NPDES permits or permit modifications for that discharger. The department may not impose limits or conditions implementing an adopted total maximum daily load in an NPDES permit until the

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permit expires, the discharge is modified, or the permit is reopened pursuant to an adopted basin management action plan.

a. Absent a detailed allocation, total maximum daily loads must be implemented through NPDES permit conditions that provide for a compliance schedule. In such instances, a facility's NPDES permit must allow time for the issuance of an order adopting the basin management action plan. The time allowed for the issuance of an order adopting the plan may not exceed 5 years. Upon issuance of an order adopting the plan, the permit must be reopened or renewed, as necessary, and permit conditions consistent with the plan must be established. Notwithstanding the other provisions of this subparagraph, upon request by an NPDES permittee, the department as part of a permit issuance, renewal, or modification may establish individual allocations before the adoption of a basin management action plan.

b. For holders of NPDES municipal separate storm sewer system permits and other stormwater sources, implementation of a total maximum daily load or basin management action plan must be achieved, to the maximum extent practicable, through the use of best management practices or other management measures.

c. The basin management action plan does not relieve the discharger from any requirement to obtain, renew, or modify an NPDES permit or to abide by other requirements of the permit.

d. Management strategies set forth in a basin management action plan to be implemented by a discharger subject to permitting by the department must be completed pursuant to the schedule set forth in the basin management action plan. This implementation schedule may extend beyond the 5-year term of an NPDES permit.

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e. Management strategies and pollution reduction requirements set forth in a basin management action plan for a specific pollutant of concern are not subject to challenge under chapter 120 at the time they are incorporated, in an identical form, into a subsequent NPDES permit or permit modification.

f. For nonagricultural pollutant sources not subject to NPDES permitting but permitted pursuant to other state, regional, or local water quality programs, the pollutant reduction actions adopted in a basin management action plan must be implemented to the maximum extent practicable as part of those permitting programs.

g. A nonpoint source discharger included in a basin management action plan must demonstrate compliance with the pollutant reductions established under subsection (6) by implementing the appropriate best management practices established pursuant to paragraph (c) or conducting water quality monitoring prescribed by the department or a water management district. A nonpoint source discharger may, in accordance with department rules, supplement the implementation of best management practices with water quality credit trades in order to demonstrate compliance with the pollutant reductions established under subsection (6).

h. A nonpoint source discharger included in a basin management action plan may be subject to enforcement action by the department or a water management district based upon a failure to implement the responsibilities set forth in subparagraph g.

i. A landowner, discharger, or other responsible person who is implementing applicable management strategies specified in an

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adopted basin management action plan may not be required by permit, enforcement action, or otherwise to implement additional management strategies, including water quality credit trading, to reduce pollutant loads to attain the pollutant reductions established pursuant to subsection (6) and shall be deemed to be in compliance with this section. This subparagraph does not limit the authority of the department to amend a basin management action plan as specified in subparagraph (a)6.

(c) *Best management practices.*—

1. The department, in cooperation with the water management districts and other interested parties, as appropriate, may develop suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for nonagricultural nonpoint pollutant sources in allocations developed pursuant to subsection (6) and this subsection. These practices and measures may be adopted by rule by the department and the water management districts and, where adopted by rule, shall be implemented by those parties responsible for nonagricultural nonpoint source pollution.

2. The Department of Agriculture and Consumer Services may develop and adopt by rule pursuant to ss. 120.536(1) and 120.54 suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for agricultural pollutant sources in allocations developed pursuant to subsection (6) and this subsection or for programs implemented pursuant to paragraph (12)(b). These practices and measures may be implemented by those parties responsible for agricultural pollutant sources and

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the department, the water management districts, and the Department of Agriculture and Consumer Services shall assist with implementation. In the process of developing and adopting rules for interim measures, best management practices, or other measures, the Department of Agriculture and Consumer Services shall consult with the department, the Department of Health, the water management districts, representatives from affected farming groups, and environmental group representatives. Such rules must also incorporate provisions for a notice of intent to implement the practices and a system to assure the implementation of the practices, including site inspection and recordkeeping requirements.

3. Where interim measures, best management practices, or other measures are adopted by rule, the effectiveness of such practices in achieving the levels of pollution reduction established in allocations developed by the department pursuant to subsection (6) and this subsection or in programs implemented pursuant to paragraph (12)(b) must be verified at representative sites by the department. The department shall use best professional judgment in making the initial verification that the best management practices are reasonably expected to be effective and, where applicable, must notify the appropriate water management district or the Department of Agriculture and Consumer Services of its initial verification before the adoption of a rule proposed pursuant to this paragraph. Implementation, in accordance with rules adopted under this paragraph, of practices that have been initially verified to be effective, or verified to be effective by monitoring at representative sites, by the department, shall provide a

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presumption of compliance with state water quality standards and release from ~~the provisions of~~ s. 376.307(5) for those pollutants addressed by the practices, and the department is not authorized to institute proceedings against the owner of the source of pollution to recover costs or damages associated with the contamination of surface water or groundwater caused by those pollutants. Research projects funded by the department, a water management district, or the Department of Agriculture and Consumer Services to develop or demonstrate interim measures or best management practices shall be granted a presumption of compliance with state water quality standards and a release from ~~the provisions of~~ s. 376.307(5). The presumption of compliance and release is limited to the research site and only for those pollutants addressed by the interim measures or best management practices. Eligibility for the presumption of compliance and release is limited to research projects on sites where the owner or operator of the research site and the department, a water management district, or the Department of Agriculture and Consumer Services have entered into a contract or other agreement that, at a minimum, specifies the research objectives, the cost-share responsibilities of the parties, and a schedule that details the beginning and ending dates of the project.

4. Where water quality problems are demonstrated, despite the appropriate implementation, operation, and maintenance of best management practices and other measures required by rules adopted under this paragraph, the department, a water management district, or the Department of Agriculture and Consumer Services, in consultation with the department, shall institute a reevaluation of the best management practice or other measure.

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Should the reevaluation determine that the best management practice or other measure requires modification, the department, a water management district, or the Department of Agriculture and Consumer Services, as appropriate, shall revise the rule to require implementation of the modified practice within a reasonable time period as specified in the rule.

5. The Department of Agriculture and Consumer Services shall collect fertilization and nutrient records from each agricultural producer enrolled in best management practices that address nutrients. These records must include rates of application in pounds per acre; application method; fertilizer type or source; acres covered; formulation of the applied fertilizer, including nitrogen and phosphorus content; location; grade; and dates applied. By each March 1, the Department of Agriculture and Consumer Services shall provide the previous year's records to the department.

6. Agricultural records relating to processes or methods of production, costs of production, profits, or other financial information held by the Department of Agriculture and Consumer Services pursuant to subparagraphs 3. and 4. or pursuant to any rule adopted pursuant to subparagraph 2. are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Upon request, records made confidential and exempt pursuant to this subparagraph shall be released to the department or any water management district provided that the confidentiality specified by this subparagraph for such records is maintained.

~~7.6. The provisions of~~ Subparagraphs 1. and 2. do not preclude the department or water management district from



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requiring compliance with water quality standards or with current best management practice requirements set forth in any applicable regulatory program authorized by law for the purpose of protecting water quality. Additionally, subparagraphs 1. and 2. are applicable only to the extent that they do not conflict with any rules adopted by the department that are necessary to maintain a federally delegated or approved program.

(d) *Enforcement and verification of basin management action plans and management strategies.*—

1. Basin management action plans are enforceable pursuant to this section and ss. 403.121, 403.141, and 403.161. Management strategies, including best management practices and water quality monitoring, are enforceable under this chapter.

2. No later than January 1, 2017:

a. The department, in consultation with the water management districts and the Department of Agriculture and Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of water quality monitoring required in lieu of implementation of best management practices or other measures pursuant to sub-subparagraph (b)2.g.;

b. The department, in consultation with the water management districts and the Department of Agriculture and Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of nonagricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph (c)1.; and

c. The Department of Agriculture and Consumer Services, in consultation with the water management districts and the department, shall initiate rulemaking to adopt procedures to

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verify implementation of agricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph (c)2.

The rules required under this subparagraph shall include enforcement procedures applicable to the landowner, discharger, or other responsible person required to implement applicable management strategies, including best management practices or water quality monitoring as a result of noncompliance.

3. At least every 2 years, the Department of Agriculture and Consumer Services shall perform onsite inspections of each agricultural producer that enrolls in a best management practice to ensure that such practice is being properly implemented.

(e) Data collection and research.—

1. The Department of Agriculture and Consumer Services, the University of Florida Institute of Food and Agricultural Sciences, and other state universities and Florida College System institutions with agricultural research programs may annually develop research plans and legislative budget requests to:

a. Evaluate and suggest enhancements to the existing adopted agricultural best management practices to reduce nutrients;

b. Develop new best management practices that, if proven effective, the Department of Agriculture and Consumer Services may adopt by rule pursuant to paragraph 403.067(7)(c); and

c. Develop agricultural nutrient reduction projects that willing participants could implement on a site-specific, cooperative basis, in addition to best management practices. The

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department may consider these projects for inclusion in a basin management action plan. These nutrient reduction projects must reduce the nutrient impacts from agricultural operations on water quality when evaluated with the projects and management strategies currently included in the basin management action plan.

2. To be considered for funding, the University of Florida Institute of Food and Agricultural Sciences and other state universities and Florida College System institutions that have agricultural research programs must submit such plans to the department and the Department of Agriculture and Consumer Services by August 1 of each year.

Section 10. Section 403.0673, Florida Statutes, is created to read:

403.0673 Wastewater grant program.—A wastewater grant program is established within the Department of Environmental Protection.

(1) Subject to the appropriation of funds by the Legislature, the department may provide grants for the following projects within a basin management action plan, an alternative restoration plan adopted by final order, or a rural area of opportunity under s. 288.0656 which will individually or collectively reduce excess nutrient pollution:

(a) Projects to retrofit onsite sewage treatment and disposal systems to upgrade them to nutrient-reducing onsite sewage treatment and disposal systems.

(b) Projects to construct, upgrade, or expand facilities to provide advanced waste treatment, as defined in s. 403.086(4).

(c) Projects to connect onsite sewage treatment and

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disposal systems to central sewer facilities.

(2) In allocating such funds, priority must be given to projects that subsidize the connection of onsite sewage treatment and disposal systems to a wastewater treatment plant. In determining priorities, the department shall consider the estimated reduction in nutrient load per project; project readiness; cost-effectiveness of the project; overall environmental benefit of a project; the location of a project; the availability of local matching funds; and projected water savings or quantity improvements associated with a project.

(3) Each grant for a project described in subsection (1) must require a minimum of a 50 percent local match of funds. However, the department may, at its discretion, waive, in whole or in part, this consideration of the local contribution for proposed projects within an area designated as a rural area of opportunity under s. 288.0656.

(4) The department shall coordinate with each water management district, as necessary, to identify grant recipients in each district.

(5) Beginning January 1, 2021, and each January 1 thereafter, the department shall submit a report regarding the projects funded pursuant to this section to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 11. Section 403.0855, Florida Statutes, is created to read:

403.0855 Biosolids management.—The Legislature finds that it is in the best interest of this state to regulate biosolids management in order to minimize the migration of nutrients that

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1683 impair waterbodies. The Legislature further finds that the  
 1684 expedited implementation of the recommendations of the Biosolids  
 1685 Technical Advisory Committee, including permitting according to  
 1686 site-specific application conditions, an increased inspection  
 1687 rate, groundwater and surface water monitoring protocols, and  
 1688 nutrient management research, will improve biosolids management  
 1689 and assist in protecting this state's water resources and water  
 1690 quality. The department shall adopt rules for biosolids  
 1691 management. Rules adopted by the department pursuant to this  
 1692 section before the 2021 regular legislative session are not  
 1693 subject to s. 120.541(3).

1694 Section 12. Present subsections (7) through (10) of section  
 1695 403.086, Florida Statutes, are redesignated as subsections (8)  
 1696 through (11), respectively, a new subsection (7) is added to  
 1697 that section, and paragraph (c) of subsection (1) and subsection  
 1698 (2) of that section are amended, to read:

1699 403.086 Sewage disposal facilities; advanced and secondary  
 1700 waste treatment.—

1701 (1)

1702 (c) Notwithstanding any other provisions of this chapter or  
 1703 chapter 373, facilities for sanitary sewage disposal may not  
 1704 dispose of any wastes into Old Tampa Bay, Tampa Bay,  
 1705 Hillsborough Bay, Boca Ciega Bay, St. Joseph Sound, Clearwater  
 1706 Bay, Sarasota Bay, Little Sarasota Bay, Roberts Bay, Lemon Bay,  
 1707 or Charlotte Harbor Bay, Indian River Lagoon beginning July 1,  
 1708 2025, or into any river, stream, channel, canal, bay, bayou,  
 1709 sound, or other water tributary thereto, without providing  
 1710 advanced waste treatment, as defined in subsection (4), approved  
 1711 by the department. This paragraph shall not apply to facilities

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1712 which were permitted by February 1, 1987, and which discharge  
 1713 secondary treated effluent, followed by water hyacinth  
 1714 treatment, to tributaries of tributaries of the named waters; or  
 1715 to facilities permitted to discharge to the nontidally  
 1716 influenced portions of the Peace River.

1717 (2) Any facilities for sanitary sewage disposal shall  
 1718 provide for secondary waste treatment, a power outage  
 1719 contingency plan that mitigates the impacts of power outages on  
 1720 the utility's collection system and pump stations, and, in  
 1721 addition thereto, advanced waste treatment as deemed necessary  
 1722 and ordered by the Department of Environmental Protection.  
 1723 Failure to conform is ~~shall be~~ punishable by a civil penalty of  
 1724 \$500 for each 24-hour day or fraction thereof that such failure  
 1725 is allowed to continue thereafter.

1726 (7) All facilities for sanitary sewage under subsection (2)  
 1727 which control a collection or transmission system of pipes and  
 1728 pumps to collect and transmit wastewater from domestic or  
 1729 industrial sources to the facility shall take steps to prevent  
 1730 sanitary sewer overflows or underground pipe leaks and ensure  
 1731 that collected waste water reaches the facility for appropriate  
 1732 treatment. Facilities must use inflow and infiltration studies  
 1733 and leakage surveys to develop pipe assessment, repair, and  
 1734 replacement action plans that comply with department rule to  
 1735 limit, reduce, and eliminate leaks, seepages, or inputs into  
 1736 wastewater treatment systems' underground pipes. The pipe  
 1737 assessment, repair, and replacement action plans must be  
 1738 reported to the department. The facility report must include  
 1739 information regarding the annual expenditures dedicated to the  
 1740 inflow and infiltration studies and the required replacement

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action plans, as well as expenditures that are dedicated to pipe assessment, repair, and replacement. The department shall adopt rules regarding the implementation of inflow and infiltration studies and leakage surveys. Substantial compliance with this subsection is evidence in mitigation for the purposes of assessing penalties pursuant to ss. 403.121 and 403.141.

Section 13. Present subsections (4) through (10) of section 403.087, Florida Statutes, are redesignated as subsections (5) through (11), respectively, and a new subsection (4) is added to that section, to read:

403.087 Permits; general issuance; denial; revocation; prohibition; penalty.—

(4) The department shall issue an operation permit for a domestic wastewater treatment facility other than a facility regulated under the National Pollutant Discharge Elimination System Program under s. 403.0885 for a term of up to 10 years if the facility is meeting the stated goals in its action plan adopted pursuant to s. 403.086(7).

Section 14. Present subsections (3) and (4) of section 403.088, Florida Statutes, are redesignated as subsections (4) and (5), respectively, a new subsection (3) is added to that section, and paragraph (c) of subsection (2) of that section is amended, to read:

403.088 Water pollution operation permits; conditions.—

(2)

(c) A permit shall:

1. Specify the manner, nature, volume, and frequency of the discharge permitted;

2. Require proper operation and maintenance of any

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pollution abatement facility by qualified personnel in accordance with standards established by the department;

3. Require a deliberate, proactive approach to investigating or surveying a significant percentage of the wastewater collection system throughout the duration of the permit to determine pipe integrity, which must be accomplished in an economically feasible manner. The permittee shall submit an annual report to the department which details facility revenues and expenditures in a manner prescribed by department rule. The report must detail any deviation from annual expenditures related to inflow and infiltration studies; model plans for pipe assessment, repair, and replacement; and pipe assessment, repair, and replacement required under s. 403.086(7). Substantial compliance with this subsection is evidence in mitigation for the purposes of assessing penalties pursuant to ss. 403.121 and 403.141;

4. Contain such additional conditions, requirements, and restrictions as the department deems necessary to preserve and protect the quality of the receiving waters;

~~5.4-~~ Be valid for the period of time specified therein; and

~~6.5-~~ Constitute the state National Pollutant Discharge Elimination System permit when issued pursuant to the authority in s. 403.0885.

(3) No later than March 1 of each year, the department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which identifies all wastewater utilities that experienced a sanitary sewer overflow in the preceding calendar year. The report must identify the utility name, operator, number of overflows, and

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total quantity of discharge released. The department shall include with this report the annual report specified under s. 403.088(2)(c)3. for each utility that experienced an overflow.

Section 15. Subsection (6) of section 403.0891, Florida Statutes, is amended to read:

403.0891 State, regional, and local stormwater management plans and programs.—The department, the water management districts, and local governments shall have the responsibility for the development of mutually compatible stormwater management programs.

(6) The department and the Department of Economic Opportunity, in cooperation with local governments in the coastal zone, shall develop a model stormwater management program that could be adopted by local governments. The model program must contain model ordinances that target nutrient reduction practices and use green infrastructure. The model program shall contain dedicated funding options, including a stormwater utility fee system based upon an equitable unit cost approach. Funding options shall be designed to generate capital to retrofit existing stormwater management systems, build new treatment systems, operate facilities, and maintain and service debt.

Section 16. Paragraph (b) of subsection (3) of section 403.121, Florida Statutes, is amended to read:

403.121 Enforcement; procedure; remedies.—The department shall have the following judicial and administrative remedies available to it for violations of this chapter, as specified in s. 403.161(1).

(3) Except for violations involving hazardous wastes,

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asbestos, or underground injection, administrative penalties must be calculated according to the following schedule:

(b) For failure to obtain a required wastewater permit, other than a permit required for surface water discharge, the department shall assess a penalty of \$1,000. For a domestic or industrial wastewater violation not involving a surface water or groundwater quality violation, the department shall assess a penalty of \$2,000 for an unpermitted or unauthorized discharge or effluent-limitation exceedance or failure to survey an adequate portion of the wastewater collection system and take steps to reduce sanitary sewer overflows, pipe leaks, and inflow and infiltration. For an unpermitted or unauthorized discharge or effluent-limitation exceedance that resulted in a surface water or groundwater quality violation, the department shall assess a penalty of \$5,000.

Section 17. Subsection (3) is added to section 403.885, Florida Statutes, to read:

403.885 Water Projects Grant Program.—

(3) The department shall give funding priority to grant proposals submitted by a domestic wastewater utility in accordance with s. 403.1835 which implement the requirements of ss. 403.086(7) or 403.088(2)(c).

Section 18. The Legislature determines and declares that this act fulfills an important state interest.

Section 19. Effective July 1, 2021, subsection (5) of section 153.54, Florida Statutes, is amended to read:

153.54 Preliminary report by county commissioners with respect to creation of proposed district.—Upon receipt of a petition duly signed by not less than 25 qualified electors who

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are also freeholders residing within an area proposed to be incorporated into a water and sewer district pursuant to this law and describing in general terms the proposed boundaries of such proposed district, the board of county commissioners if it shall deem it necessary and advisable to create and establish such proposed district for the purpose of constructing, establishing or acquiring a water system or a sewer system or both in and for such district (herein called "improvements"), shall first cause a preliminary report to be made which such report together with any other relevant or pertinent matters, shall include at least the following:

(5) For the construction of a new proposed central sewerage system or the extension of an existing sewerage system that was not previously approved, the report shall include a study that includes the available information from the Department of Environmental Protection ~~Health~~ on the history of onsite sewage treatment and disposal systems currently in use in the area and a comparison of the projected costs to the owner of a typical lot or parcel of connecting to and using the proposed sewerage system versus installing, operating, and properly maintaining an onsite sewage treatment and disposal system that is approved by the Department of Environmental Protection ~~Health~~ and that provides for the comparable level of environmental and health protection as the proposed central sewerage system; consideration of the local authority's obligations or reasonably anticipated obligations for water body cleanup and protection under state or federal programs, including requirements for water bodies listed under s. 303(d) of the Clean Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq.; and other factors

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deemed relevant by the local authority.

Such report shall be filed in the office of the clerk of the circuit court and shall be open for the inspection of any taxpayer, property owner, qualified elector or any other interested or affected person.

Section 20. Effective July 1, 2021, paragraph (c) of subsection (2) of section 153.73, Florida Statutes, is amended to read:

153.73 Assessable improvements; levy and payment of special assessments.—Any district may provide for the construction or reconstruction of assessable improvements as defined in s. 153.52, and for the levying of special assessments upon benefited property for the payment thereof, under ~~the provisions~~ of this section.

(2)

(c) For the construction of a new proposed central sewerage system or the extension of an existing sewerage system that was not previously approved, the report shall include a study that includes the available information from the Department of Environmental Protection ~~Health~~ on the history of onsite sewage treatment and disposal systems currently in use in the area and a comparison of the projected costs to the owner of a typical lot or parcel of connecting to and using the proposed sewerage system versus installing, operating, and properly maintaining an onsite sewage treatment and disposal system that is approved by the Department of Environmental Protection ~~Health~~ and that provides for the comparable level of environmental and health protection as the proposed central sewerage system;

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consideration of the local authority's obligations or reasonably anticipated obligations for water body cleanup and protection under state or federal programs, including requirements for water bodies listed under s. 303(d) of the Clean Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq.; and other factors deemed relevant by the local authority.

Section 21. Effective July 1, 2021, subsection (2) of section 163.3180, Florida Statutes, is amended to read:

163.3180 Concurrency.—

(2) Consistent with public health and safety, sanitary sewer, solid waste, drainage, adequate water supplies, and potable water facilities shall be in place and available to serve new development no later than the issuance by the local government of a certificate of occupancy or its functional equivalent. Prior to approval of a building permit or its functional equivalent, the local government shall consult with the applicable water supplier to determine whether adequate water supplies to serve the new development will be available no later than the anticipated date of issuance by the local government of a certificate of occupancy or its functional equivalent. A local government may meet the concurrency requirement for sanitary sewer through the use of onsite sewage treatment and disposal systems approved by the Department of Environmental Protection Health to serve new development.

Section 22. Effective July 1, 2021, subsection (3) of section 180.03, Florida Statutes, is amended to read:

180.03 Resolution or ordinance proposing construction or extension of utility; objections to same.—

(3) For the construction of a new proposed central sewerage

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system or the extension of an existing central sewerage system that was not previously approved, the report shall include a study that includes the available information from the Department of Environmental Protection Health on the history of onsite sewage treatment and disposal systems currently in use in the area and a comparison of the projected costs to the owner of a typical lot or parcel of connecting to and using the proposed central sewerage system versus installing, operating, and properly maintaining an onsite sewage treatment and disposal system that is approved by the Department of Environmental Protection Health and that provides for the comparable level of environmental and health protection as the proposed central sewerage system; consideration of the local authority's obligations or reasonably anticipated obligations for water body cleanup and protection under state or federal programs, including requirements for water bodies listed under s. 303(d) of the Clean Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq.; and other factors deemed relevant by the local authority. The results of such a study shall be included in the resolution or ordinance required under subsection (1).

Section 23. Subsections (2), (3), and (6) of section 311.105, Florida Statutes, are amended to read:

311.105 Florida Seaport Environmental Management Committee; permitting; mitigation.—

(2) Each application for a permit authorized pursuant to s. 403.061(38) ~~s. 403.061(37)~~ must include:

(a) A description of maintenance dredging activities to be conducted and proposed methods of dredged-material management.

(b) A characterization of the materials to be dredged and

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the materials within dredged-material management sites.

(c) A description of dredged-material management sites and plans.

(d) A description of measures to be undertaken, including environmental compliance monitoring, to minimize adverse environmental effects of maintenance dredging and dredged-material management.

(e) Such scheduling information as is required to facilitate state supplementary funding of federal maintenance dredging and dredged-material management programs consistent with beach restoration criteria of the Department of Environmental Protection.

(3) Each application for a permit authorized pursuant to s. 403.061(39) ~~s. 403.061(38)~~ must include the provisions of paragraphs (2)(b)-(e) and the following:

(a) A description of dredging and dredged-material management and other related activities associated with port development, including the expansion of navigation channels, dredged-material management sites, port harbors, turning basins, harbor berths, and associated facilities.

(b) A discussion of environmental mitigation as is proposed for dredging and dredged-material management for port development, including the expansion of navigation channels, dredged-material management sites, port harbors, turning basins, harbor berths, and associated facilities.

(6) Dredged-material management activities authorized pursuant to s. 403.061(38) ~~s. 403.061(37)~~ or s. 403.061(39) ~~(38)~~ shall be incorporated into port master plans developed pursuant to s. 163.3178(2)(k).

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Section 24. Paragraph (d) of subsection (1) of section 327.46, Florida Statutes, is amended to read:

327.46 Boating-restricted areas.—

(1) Boating-restricted areas, including, but not limited to, restrictions of vessel speeds and vessel traffic, may be established on the waters of this state for any purpose necessary to protect the safety of the public if such restrictions are necessary based on boating accidents, visibility, hazardous currents or water levels, vessel traffic congestion, or other navigational hazards or to protect seagrasses on privately owned submerged lands.

(d) Owners of private submerged lands that are adjacent to Outstanding Florida Waters, as defined in s. 403.061(28) ~~s. 403.061(27)~~, or an aquatic preserve established under ss. 258.39-258.399 may request that the commission establish boating-restricted areas solely to protect any seagrass and contiguous seagrass habitat within their private property boundaries from seagrass scarring due to propeller dredging. Owners making a request pursuant to this paragraph must demonstrate to the commission clear ownership of the submerged lands. The commission shall adopt rules to implement this paragraph, including, but not limited to, establishing an application process and criteria for meeting the requirements of this paragraph. Each approved boating-restricted area shall be established by commission rule. For marking boating-restricted zones established pursuant to this paragraph, owners of privately submerged lands shall apply to the commission for a uniform waterway marker permit in accordance with ss. 327.40 and 327.41, and shall be responsible for marking the boating-



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restricted zone in accordance with the terms of the permit.

Section 25. Paragraph (d) of subsection (3) of section 373.250, Florida Statutes, is amended to read:

373.250 Reuse of reclaimed water.—

(3)

(d) The South Florida Water Management District shall require the use of reclaimed water made available by the elimination of wastewater ocean outfall discharges as provided for in s. 403.086(10) ~~s. 403.086(9)~~ in lieu of surface water or groundwater when the use of reclaimed water is available; is environmentally, economically, and technically feasible; and is of such quality and reliability as is necessary to the user. Such reclaimed water may also be required in lieu of other alternative sources. In determining whether to require such reclaimed water in lieu of other alternative sources, the water management district shall consider existing infrastructure investments in place or obligated to be constructed by an executed contract or similar binding agreement as of July 1, 2011, for the development of other alternative sources.

Section 26. Subsection (9) of section 373.414, Florida Statutes, is amended to read:

373.414 Additional criteria for activities in surface waters and wetlands.—

(9) The department and the governing boards, on or before July 1, 1994, shall adopt rules to incorporate ~~the provisions of~~ this section, relying primarily on the existing rules of the department and the water management districts, into the rules governing the management and storage of surface waters. Such rules shall seek to achieve a statewide, coordinated and

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consistent permitting approach to activities regulated under this part. Variations in permitting criteria in the rules of individual water management districts or the department shall only be provided to address differing physical or natural characteristics. Such rules adopted pursuant to this subsection shall include the special criteria adopted pursuant to s. 403.061(30) ~~s. 403.061(29)~~ and may include the special criteria adopted pursuant to s. 403.061(35) ~~s. 403.061(34)~~. Such rules shall include a provision requiring that a notice of intent to deny or a permit denial based upon this section shall contain an explanation of the reasons for such denial and an explanation, in general terms, of what changes, if any, are necessary to address such reasons for denial. Such rules may establish exemptions and general permits, if such exemptions and general permits do not allow significant adverse impacts to occur individually or cumulatively. Such rules may require submission of proof of financial responsibility which may include the posting of a bond or other form of surety prior to the commencement of construction to provide reasonable assurance that any activity permitted pursuant to this section, including any mitigation for such permitted activity, will be completed in accordance with the terms and conditions of the permit once the construction is commenced. Until rules adopted pursuant to this subsection become effective, existing rules adopted under this part and rules adopted pursuant to the authority of ss. 403.91-403.929 shall be deemed authorized under this part and shall remain in full force and effect. Neither the department nor the governing boards are limited or prohibited from amending any such rules.

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2089 Section 27. Paragraph (b) of subsection (4) of section  
 2090 373.705, Florida Statutes, is amended to read:  
 2091 373.705 Water resource development; water supply  
 2092 development.—

2093 (4)  
 2094 (b) Water supply development projects that meet the  
 2095 criteria in paragraph (a) and that meet one or more of the  
 2096 following additional criteria shall be given first consideration  
 2097 for state or water management district funding assistance:

2098 1. The project brings about replacement of existing sources  
 2099 in order to help implement a minimum flow or minimum water  
 2100 level;

2101 2. The project implements reuse that assists in the  
 2102 elimination of domestic wastewater ocean outfalls as provided in  
 2103 s. 403.086(10) ~~s. 403.086(9)~~; or

2104 3. The project reduces or eliminates the adverse effects of  
 2105 competition between legal users and the natural system.

2106 Section 28. Paragraph (f) of subsection (8) of section  
 2107 373.707, Florida Statutes, is amended to read:

2108 373.707 Alternative water supply development.—

2109 (8)

2110 (f) The governing boards shall determine those projects  
 2111 that will be selected for financial assistance. The governing  
 2112 boards may establish factors to determine project funding;  
 2113 however, significant weight shall be given to the following  
 2114 factors:

2115 1. Whether the project provides substantial environmental  
 2116 benefits by preventing or limiting adverse water resource  
 2117 impacts.

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2118 2. Whether the project reduces competition for water  
 2119 supplies.

2120 3. Whether the project brings about replacement of  
 2121 traditional sources in order to help implement a minimum flow or  
 2122 level or a reservation.

2123 4. Whether the project will be implemented by a consumptive  
 2124 use permittee that has achieved the targets contained in a goal-  
 2125 based water conservation program approved pursuant to s.  
 2126 373.227.

2127 5. The quantity of water supplied by the project as  
 2128 compared to its cost.

2129 6. Projects in which the construction and delivery to end  
 2130 users of reuse water is a major component.

2131 7. Whether the project will be implemented by a  
 2132 multijurisdictional water supply entity or regional water supply  
 2133 authority.

2134 8. Whether the project implements reuse that assists in the  
 2135 elimination of domestic wastewater ocean outfalls as provided in  
 2136 s. 403.086(10) ~~s. 403.086(9)~~.

2137 9. Whether the county or municipality, or the multiple  
 2138 counties or municipalities, in which the project is located has  
 2139 implemented a high-water recharge protection tax assessment  
 2140 program as provided in s. 193.625.

2141 Section 29. Subsection (4) of section 373.709, Florida  
 2142 Statutes, is amended to read:

2143 373.709 Regional water supply planning.—

2144 (4) The South Florida Water Management District shall  
 2145 include in its regional water supply plan water resource and  
 2146 water supply development projects that promote the elimination

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2147 of wastewater ocean outfalls as provided in s. 403.086(10) ~~s.~~  
2148 ~~403.086(9)~~.

2149 Section 30. Paragraph (k) of subsection (1) of section  
2150 376.307, Florida Statutes, is amended to read:

2151 376.307 Water Quality Assurance Trust Fund.—

2152 (1) The Water Quality Assurance Trust Fund is intended to  
2153 serve as a broad-based fund for use in responding to incidents  
2154 of contamination that pose a serious danger to the quality of  
2155 groundwater and surface water resources or otherwise pose a  
2156 serious danger to the public health, safety, or welfare. Moneys  
2157 in this fund may be used:

2158 (k) For funding activities described in s. 403.086(10) ~~s.~~  
2159 ~~403.086(9)~~ which are authorized for implementation under the  
2160 Leah Schad Memorial Ocean Outfall Program.

2161 Section 31. Paragraph (i) of subsection (2), paragraph (b)  
2162 of subsection (4), paragraph (j) of subsection (7), and  
2163 paragraph (a) of subsection (9) of section 380.0552, Florida  
2164 Statutes, are amended to read:

2165 380.0552 Florida Keys Area; protection and designation as  
2166 area of critical state concern.—

2167 (2) LEGISLATIVE INTENT.—It is the intent of the Legislature  
2168 to:

2169 (i) Protect and improve the nearshore water quality of the  
2170 Florida Keys through federal, state, and local funding of water  
2171 quality improvement projects, including the construction and  
2172 operation of wastewater management facilities that meet the  
2173 requirements of ss. 381.0065(4)(1) and 403.086(11) ~~403.086(10)~~,  
2174 as applicable.

2175 (4) REMOVAL OF DESIGNATION.—

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2176 (b) Beginning November 30, 2010, the state land planning  
2177 agency shall annually submit a written report to the  
2178 Administration Commission describing the progress of the Florida  
2179 Keys Area toward completing the work program tasks specified in  
2180 commission rules. The land planning agency shall recommend  
2181 removing the Florida Keys Area from being designated as an area  
2182 of critical state concern to the commission if it determines  
2183 that:

2184 1. All of the work program tasks have been completed,  
2185 including construction of, operation of, and connection to  
2186 central wastewater management facilities pursuant to s.  
2187 403.086(11) ~~s. 403.086(10)~~ and upgrade of onsite sewage  
2188 treatment and disposal systems pursuant to s. 381.0065(4)(1);

2189 2. All local comprehensive plans and land development  
2190 regulations and the administration of such plans and regulations  
2191 are adequate to protect the Florida Keys Area, fulfill the  
2192 legislative intent specified in subsection (2), and are  
2193 consistent with and further the principles guiding development;  
2194 and

2195 3. A local government has adopted a resolution at a public  
2196 hearing recommending the removal of the designation.

2197 (7) PRINCIPLES FOR GUIDING DEVELOPMENT.—State, regional,  
2198 and local agencies and units of government in the Florida Keys  
2199 Area shall coordinate their plans and conduct their programs and  
2200 regulatory activities consistent with the principles for guiding  
2201 development as specified in chapter 27F-8, Florida  
2202 Administrative Code, as amended effective August 23, 1984, which  
2203 is adopted and incorporated herein by reference. For the  
2204 purposes of reviewing the consistency of the adopted plan, or

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any amendments to that plan, with the principles for guiding development, and any amendments to the principles, the principles shall be construed as a whole and specific provisions may not be construed or applied in isolation from the other provisions. However, the principles for guiding development are repealed 18 months from July 1, 1986. After repeal, any plan amendments must be consistent with the following principles:

(j) Ensuring the improvement of nearshore water quality by requiring the construction and operation of wastewater management facilities that meet the requirements of ss. 381.0065(4)(1) and s. 403.086(11) ~~403.086(10)~~, as applicable, and by directing growth to areas served by central wastewater treatment facilities through permit allocation systems.

(9) MODIFICATION TO PLANS AND REGULATIONS.—

(a) Any land development regulation or element of a local comprehensive plan in the Florida Keys Area may be enacted, amended, or rescinded by a local government, but the enactment, amendment, or rescission becomes effective only upon approval by the state land planning agency. The state land planning agency shall review the proposed change to determine if it is in compliance with the principles for guiding development specified in chapter 27F-8, Florida Administrative Code, as amended effective August 23, 1984, and must approve or reject the requested changes within 60 days after receipt. Amendments to local comprehensive plans in the Florida Keys Area must also be reviewed for compliance with the following:

1. Construction schedules and detailed capital financing plans for wastewater management improvements in the annually adopted capital improvements element, and standards for the

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construction of wastewater treatment and disposal facilities or collection systems that meet or exceed the criteria in s. 403.086(11) ~~s. 403.086(10)~~ for wastewater treatment and disposal facilities or s. 381.0065(4)(1) for onsite sewage treatment and disposal systems.

2. Goals, objectives, and policies to protect public safety and welfare in the event of a natural disaster by maintaining a hurricane evacuation clearance time for permanent residents of no more than 24 hours. The hurricane evacuation clearance time shall be determined by a hurricane evacuation study conducted in accordance with a professionally accepted methodology and approved by the state land planning agency.

Section 32. Effective July 1, 2021, subsections (7) and (18) of section 381.006, Florida Statutes, are amended to read:

381.006 Environmental health.—The department shall conduct an environmental health program as part of fulfilling the state's public health mission. The purpose of this program is to detect and prevent disease caused by natural and manmade factors in the environment. The environmental health program shall include, but not be limited to:

~~(7) An onsite sewage treatment and disposal function.~~

(17)-(18) A food service inspection function for domestic violence centers that are certified by the Department of Children and Families and monitored by the Florida Coalition Against Domestic Violence under part XII of chapter 39 and group care homes as described in subsection (15) ~~(16)~~, which shall be conducted annually and be limited to the requirements in department rule applicable to community-based residential facilities with five or fewer residents.

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The department may adopt rules to carry out the provisions of this section.

Section 33. Effective July 1, 2021, subsection (1) of section 381.0061, Florida Statutes, is amended to read:

381.0061 Administrative fines.—

(1) In addition to any administrative action authorized by chapter 120 or by other law, the department may impose a fine, which may ~~shall~~ not exceed \$500 for each violation, for a violation of s. 381.006(15) ~~s. 381.006(16)~~, s. 381.0065, s. 381.0066, s. 381.0072, or part III of chapter 489, for a violation of any rule adopted under this chapter, or for a violation of ~~any of the provisions of~~ chapter 386. Notice of intent to impose such fine shall be given by the department to the alleged violator. Each day that a violation continues may constitute a separate violation.

Section 34. Effective July 1, 2021, subsection (1) of section 381.0064, Florida Statutes, is amended to read:

381.0064 Continuing education courses for persons installing or servicing septic tanks.—

(1) The Department of Environmental Protection ~~Health~~ shall establish a program for continuing education which meets the purposes of ss. 381.0101 and 489.554 regarding the public health and environmental effects of onsite sewage treatment and disposal systems and any other matters the department determines desirable for the safe installation and use of onsite sewage treatment and disposal systems. The department may charge a fee to cover the cost of such program.

Section 35. Effective July 1, 2021, paragraph (d) of

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subsection (7), subsection (8), and paragraphs (b), (c), and (d) of subsection (9) of section 381.00651, Florida Statutes, are amended to read:

381.00651 Periodic evaluation and assessment of onsite sewage treatment and disposal systems.—

(7) The following procedures shall be used for conducting evaluations:

(d) *Assessment procedure.*—All evaluation procedures used by a qualified contractor shall be documented in the environmental health database of the Department of Environmental Protection ~~Health~~. The qualified contractor shall provide a copy of a written, signed evaluation report to the property owner upon completion of the evaluation and to the county health department within 30 days after the evaluation. The report must ~~shall~~ contain the name and license number of the company providing the report. A copy of the evaluation report shall be retained by the local county health department for a minimum of 5 years and until a subsequent inspection report is filed. The front cover of the report must identify any system failure and include a clear and conspicuous notice to the owner that the owner has a right to have any remediation of the failure performed by a qualified contractor other than the contractor performing the evaluation. The report must further identify any crack, leak, improper fit, or other defect in the tank, manhole, or lid, and any other damaged or missing component; any sewage or effluent visible on the ground or discharging to a ditch or other surface water body; any downspout, stormwater, or other source of water directed onto or toward the system; and any other maintenance need or condition of the system at the time of the evaluation

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which, in the opinion of the qualified contractor, would possibly interfere with or restrict any future repair or modification to the existing system. The report shall conclude with an overall assessment of the fundamental operational condition of the system.

(8) The county health department, in coordination with the department, shall administer any evaluation program on behalf of a county, or a municipality within the county, that has adopted an evaluation program pursuant to this section. In order to administer the evaluation program, the county or municipality, in consultation with the county health department, may develop a reasonable fee schedule to be used solely to pay for the costs of administering the evaluation program. Such a fee schedule shall be identified in the ordinance that adopts the evaluation program. When arriving at a reasonable fee schedule, the estimated annual revenues to be derived from fees may not exceed reasonable estimated annual costs of the program. Fees shall be assessed to the system owner during an inspection and separately identified on the invoice of the qualified contractor. Fees shall be remitted by the qualified contractor to the county health department. The county health department's administrative responsibilities include the following:

(a) Providing a notice to the system owner at least 60 days before the system is due for an evaluation. The notice may include information on the proper maintenance of onsite sewage treatment and disposal systems.

(b) In consultation with the department ~~of Health,~~ providing uniform disciplinary procedures and penalties for qualified contractors who do not comply with the requirements of

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the adopted ordinance, including, but not limited to, failure to provide the evaluation report as required in this subsection to the system owner and the county health department. Only the county health department may assess penalties against system owners for failure to comply with the adopted ordinance, consistent with existing requirements of law.

(9)

(b) Upon receipt of the notice under paragraph (a), the department ~~of Environmental Protection~~ shall, within existing resources, notify the county or municipality of the potential use of, and access to, program funds under the Clean Water State Revolving Fund or s. 319 of the Clean Water Act, provide guidance in the application process to receive such moneys, and provide advice and technical assistance to the county or municipality on how to establish a low-interest revolving loan program or how to model a revolving loan program after the low-interest loan program of the Clean Water State Revolving Fund. This paragraph does not obligate the department ~~of Environmental Protection~~ to provide any county or municipality with money to fund such programs.

(c) The department ~~of Health~~ may not adopt any rule that alters ~~the provisions of~~ this section.

(d) The department ~~of Health~~ must allow county health departments and qualified contractors access to the environmental health database to track relevant information and assimilate data from assessment and evaluation reports of the overall condition of onsite sewage treatment and disposal systems. The environmental health database must be used by contractors to report each service and evaluation event and by a

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county health department to notify owners of onsite sewage treatment and disposal systems when evaluations are due. Data and information must be recorded and updated as service and evaluations are conducted and reported.

Section 36. Section 403.08601, Florida Statutes, is amended to read:

403.08601 Leah Schad Memorial Ocean Outfall Program.—The Legislature declares that as funds become available the state may assist the local governments and agencies responsible for implementing the Leah Schad Memorial Ocean Outfall Program pursuant to s. 403.086(10) ~~s. 403.086(9)~~. Funds received from other sources provided for in law, the General Appropriations Act, from gifts designated for implementation of the plan from individuals, corporations, or other entities, or federal funds appropriated by Congress for implementation of the plan, may be deposited into an account of the Water Quality Assurance Trust Fund.

Section 37. Section 403.0871, Florida Statutes, is amended to read:

403.0871 Florida Permit Fee Trust Fund.—There is established within the department a nonlapsing trust fund to be known as the "Florida Permit Fee Trust Fund." All funds received from applicants for permits pursuant to ss. 161.041, 161.053, 161.0535, 403.087(7) ~~403.087(6)~~, and 403.861(7) (a) shall be deposited in the Florida Permit Fee Trust Fund and shall be used by the department with the advice and consent of the Legislature to supplement appropriations and other funds received by the department for the administration of its responsibilities under this chapter and chapter 161. In no case shall funds from the

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Florida Permit Fee Trust Fund be used for salary increases without the approval of the Legislature.

Section 38. Paragraph (a) of subsection (11) of section 403.0872, Florida Statutes, is amended to read:

403.0872 Operation permits for major sources of air pollution; annual operation license fee.—Provided that program approval pursuant to 42 U.S.C. s. 7661a has been received from the United States Environmental Protection Agency, beginning January 2, 1995, each major source of air pollution, including electrical power plants certified under s. 403.511, must obtain from the department an operation permit for a major source of air pollution under this section. This operation permit is the only department operation permit for a major source of air pollution required for such source; provided, at the applicant's request, the department shall issue a separate acid rain permit for a major source of air pollution that is an affected source within the meaning of 42 U.S.C. s. 7651a(1). Operation permits for major sources of air pollution, except general permits issued pursuant to s. 403.814, must be issued in accordance with the procedures contained in this section and in accordance with chapter 120; however, to the extent that chapter 120 is inconsistent with ~~the provisions of~~ this section, the procedures contained in this section prevail.

(11) Each major source of air pollution permitted to operate in this state must pay between January 15 and April 1 of each year, upon written notice from the department, an annual operation license fee in an amount determined by department rule. The annual operation license fee shall be terminated immediately in the event the United States Environmental

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Protection Agency imposes annual fees solely to implement and administer the major source air-operation permit program in Florida under 40 C.F.R. s. 70.10(d).

(a) The annual fee must be assessed based upon the source's previous year's emissions and must be calculated by multiplying the applicable annual operation license fee factor times the tons of each regulated air pollutant actually emitted, as calculated in accordance with the department's emissions computation and reporting rules. The annual fee shall only apply to those regulated pollutants, except carbon monoxide and greenhouse gases, for which an allowable numeric emission limiting standard is specified in the source's most recent construction or operation permit; provided, however, that:

1. The license fee factor is \$25 or another amount determined by department rule which ensures that the revenue provided by each year's operation license fees is sufficient to cover all reasonable direct and indirect costs of the major stationary source air-operation permit program established by this section. The license fee factor may be increased beyond \$25 only if the secretary of the department affirmatively finds that a shortage of revenue for support of the major stationary source air-operation permit program will occur in the absence of a fee factor adjustment. The annual license fee factor may never exceed \$35.

2. The amount of each regulated air pollutant in excess of 4,000 tons per year emitted by any source, or group of sources belonging to the same Major Group as described in the Standard Industrial Classification Manual, 1987, may not be included in the calculation of the fee. Any source, or group of sources,

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which does not emit any regulated air pollutant in excess of 4,000 tons per year, is allowed a one-time credit not to exceed 25 percent of the first annual licensing fee for the prorated portion of existing air-operation permit application fees remaining upon commencement of the annual licensing fees.

3. If the department has not received the fee by March 1 of the calendar year, the permittee must be sent a written warning of the consequences for failing to pay the fee by April 1. If the fee is not postmarked by April 1 of the calendar year, the department shall impose, in addition to the fee, a penalty of 50 percent of the amount of the fee, plus interest on such amount computed in accordance with s. 220.807. The department may not impose such penalty or interest on any amount underpaid, provided that the permittee has timely remitted payment of at least 90 percent of the amount determined to be due and remits full payment within 60 days after receipt of notice of the amount underpaid. The department may waive the collection of underpayment and may ~~shall~~ not be required to refund overpayment of the fee, if the amount due is less than 1 percent of the fee, up to \$50. The department may revoke any major air pollution source operation permit if it finds that the permitholder has failed to timely pay any required annual operation license fee, penalty, or interest.

4. Notwithstanding the computational provisions of this subsection, the annual operation license fee for any source subject to this section may ~~shall~~ not be less than \$250, except that the annual operation license fee for sources permitted solely through general permits issued under s. 403.814 may ~~shall~~ not exceed \$50 per year.



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2495 5. Notwithstanding s. 403.087(7)(a)5.a., which authorizes  
 2496 ~~the provisions of s. 403.087(6)(a)5.a., authorizing~~ air  
 2497 pollution construction permit fees, the department may not  
 2498 require such fees for changes or additions to a major source of  
 2499 air pollution permitted pursuant to this section, unless the  
 2500 activity triggers permitting requirements under Title I, Part C  
 2501 or Part D, of the federal Clean Air Act, 42 U.S.C. ss. 7470-  
 2502 7514a. Costs to issue and administer such permits shall be  
 2503 considered direct and indirect costs of the major stationary  
 2504 source air-operation permit program under s. 403.0873. The  
 2505 department shall, however, require fees pursuant to s.  
 2506 403.087(7)(a)5.a. ~~the provisions of s. 403.087(6)(a)5.a.~~ for the  
 2507 construction of a new major source of air pollution that will be  
 2508 subject to the permitting requirements of this section once  
 2509 constructed and for activities triggering permitting  
 2510 requirements under Title I, Part C or Part D, of the federal  
 2511 Clean Air Act, 42 U.S.C. ss. 7470-7514a.

2512 Section 39. Subsection (7) of section 403.1835, Florida  
 2513 Statutes, is amended to read:

2514 403.1835 Water pollution control financial assistance.—

2515 (7) Eligible projects must be given priority according to  
 2516 the extent each project is intended to remove, mitigate, or  
 2517 prevent adverse effects on surface or ground water quality and  
 2518 public health. The relative costs of achieving environmental and  
 2519 public health benefits must be taken into consideration during  
 2520 the department's assignment of project priorities. The  
 2521 department shall adopt a priority system by rule. In developing  
 2522 the priority system, the department shall give priority to  
 2523 projects that:

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2524 (a) Eliminate public health hazards;  
 2525 (b) Enable compliance with laws requiring the elimination  
 2526 of discharges to specific water bodies, including the  
 2527 requirements of s. 403.086(10) ~~s. 403.086(9)~~ regarding domestic  
 2528 wastewater ocean outfalls;  
 2529 (c) Assist in the implementation of total maximum daily  
 2530 loads adopted under s. 403.067;  
 2531 (d) Enable compliance with other pollution control  
 2532 requirements, including, but not limited to, toxics control,  
 2533 wastewater residuals management, and reduction of nutrients and  
 2534 bacteria;  
 2535 (e) Assist in the implementation of surface water  
 2536 improvement and management plans and pollutant load reduction  
 2537 goals developed under state water policy;  
 2538 (f) Promote reclaimed water reuse;  
 2539 (g) Eliminate failing onsite sewage treatment and disposal  
 2540 systems or those that are causing environmental damage; or  
 2541 (h) Reduce pollutants to and otherwise promote the  
 2542 restoration of Florida's surface and ground waters.  
 2543 Section 40. Paragraph (d) of subsection (3) of section  
 2544 403.707, Florida Statutes, is amended to read:  
 2545 403.707 Permits.—  
 2546 (3)  
 2547 (d) The department may adopt rules to administer this  
 2548 subsection. However, the department is not required to submit  
 2549 such rules to the Environmental Regulation Commission for  
 2550 approval. Notwithstanding the limitations of s. 403.087(7)(a) ~~s.~~  
 2551 ~~403.087(6)(a)~~, permit fee caps for solid waste management  
 2552 facilities shall be prorated to reflect the extended permit term

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authorized by this subsection.

Section 41. Subsections (8) and (21) of section 403.861, Florida Statutes, are amended to read:

403.861 Department; powers and duties.—The department shall have the power and the duty to carry out the provisions and purposes of this act and, for this purpose, to:

(8) Initiate rulemaking to increase each drinking water permit application fee authorized under s. 403.087(7) ~~s. 403.087(6)~~ and this part and adopted by rule to ensure that such fees are increased to reflect, at a minimum, any upward adjustment in the Consumer Price Index compiled by the United States Department of Labor, or similar inflation indicator, since the original fee was established or most recently revised.

(a) The department shall establish by rule the inflation index to be used for this purpose. The department shall review the drinking water permit application fees authorized under s. 403.087(7) ~~s. 403.087(6)~~ and this part at least once every 5 years and shall adjust the fees upward, as necessary, within the established fee caps to reflect changes in the Consumer Price Index or similar inflation indicator. In the event of deflation, the department shall consult with the Executive Office of the Governor and the Legislature to determine whether downward fee adjustments are appropriate based on the current budget and appropriation considerations. The department shall also review the drinking water operation license fees established pursuant to paragraph (7)(b) at least once every 5 years to adopt, as necessary, the same inflationary adjustments provided for in this subsection.

(b) The minimum fee amount shall be the minimum fee

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prescribed in this section, and such fee amount shall remain in effect until the effective date of fees adopted by rule by the department.

(21)(a) Upon issuance of a construction permit to construct a new public water system drinking water treatment facility to provide potable water supply using a surface water that, at the time of the permit application, is not being used as a potable water supply, and the classification of which does not include potable water supply as a designated use, the department shall add treated potable water supply as a designated use of the surface water segment in accordance with s. 403.061(30)(b) ~~s. 403.061(29)(b)~~.

(b) For existing public water system drinking water treatment facilities that use a surface water as a treated potable water supply, which surface water classification does not include potable water supply as a designated use, the department shall add treated potable water supply as a designated use of the surface water segment in accordance with s. 403.061(30)(b) ~~s. 403.061(29)(b)~~.

Section 42. Effective July 1, 2021, subsection (1) of section 489.551, Florida Statutes, is amended to read:

489.551 Definitions.—As used in this part:

(1) "Department" means the Department of Environmental Protection ~~Health~~.

Section 43. Paragraph (b) of subsection (10) of section 590.02, Florida Statutes, is amended to read:

590.02 Florida Forest Service; powers, authority, and duties; liability; building structures; Withlacoochee Training Center.—

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2611 (10)

2612 (b) The Florida Forest Service may delegate to a county,  
2613 municipality, or special district its authority:

2614 1. As delegated by the Department of Environmental  
2615 Protection pursuant to ~~ss. 403.061(29)~~ ss. 403.061(28) and  
2616 403.081, to manage and enforce regulations pertaining to the  
2617 burning of yard trash in accordance with s. 590.125(6).

2618 2. To manage the open burning of land clearing debris in  
2619 accordance with s. 590.125.

2620 Section 44. The Division of Law Revision is directed to  
2621 replace the phrase "adoption of the rules identified in  
2622 paragraph (e)" as it is used in the amendment made by this act  
2623 to s. 381.0065, Florida Statutes, with the date such rules are  
2624 adopted, as provided by the Department of Environmental  
2625 Protection pursuant to s. 381.0065(4)(e), Florida Statutes, as  
2626 amended by this act.

2627 Section 45. Except as otherwise expressly provided in this  
2628 act this act shall take effect July 1, 2020.



# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

**COMMITTEES:**

Appropriations Subcommittee on Agriculture,  
Environment, and General Government, *Chair*  
Children, Families, and Elder Affairs, *Vice Chair*  
Appropriations  
Environment and Natural Resources  
Health Policy

**SENATOR DEBBIE MAYFIELD**

17th District

January 22, 2020

The Honorable Rob Bradley  
Chair, Appropriations  
201 The Capital  
404 South Monroe Street  
Tallahassee, FL 32399-1100

Re: SB 712 – Water Quality Improvements

Dear Chair Bradley,

I am respectfully requesting Senate Bill 712, a bill relating to Water Quality Improvements, be placed on the agenda for your Appropriations Committee.

I appreciate your consideration of this bill and I look forward to working with you and Appropriations Committee staff. If there are any questions or concerns, please do not hesitate to call my office at 850-487-5017.

Thank you,

A handwritten signature in blue ink that reads "Debbie Mayfield". The signature is fluid and cursive, with the first name "Debbie" and last name "Mayfield" clearly legible.

Debbie Mayfield  
State Senator, District 17

Cc: Cynthia Sauls Kynoch, Alicia Weiss, John Shettle,

**REPLY TO:**

- ☐ 900 East Strawbridge Avenue, Melbourne, Florida 32901 (321) 409-2025 FAX: (888) 263-3815
- ☐ 1801 27th Street, Vero Beach, Florida 32960 (772) 226-1970
- ☐ 322 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5017

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20  
Meeting Date

SB 712  
Bill Number (if applicable)

Topic Water Quality

Amendment Barcode (if applicable)

Name Nyla Pipes

Job Title Director

Address 332 NW Aurora St  
Street

Phone 772-233-6182

Port St. Lucie FL 34983  
City State Zip

Email nyla@onefloridafoundation.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing One Florida Foundation

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

# APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020

Meeting Date

712

Bill Number (if applicable)

Topic Water Quality Improvements

Amendment Barcode (if applicable)

Name Christopher Emmanuel

Job Title Policy Director

Address 136 S. Bronough St

Phone \_\_\_\_\_

Street

Tallahassee FL

City

State

Zip

Email \_\_\_\_\_

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Florida Chamber of Commerce

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/20

*Meeting Date*

712

*Bill Number (if applicable)*

Topic Water Quality Improvements

*Amendment Barcode (if applicable)*

Name Brewster Bevis

Job Title Senior Vice President

Address 516 N Adams St

Phone 224-7173

*Street*

Tallahassee

FL

32301

Email bbevis@aif.com

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Associated Industries of Florida

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/5/2020  
Meeting Date

CS/SB 712  
Bill Number (if applicable)

Topic Water Quality Improvements

Amendment Barcode (if applicable)

Name Kim Porteous

Job Title President of FL NOW.

Address 6616 Crenshaw Dr  
Street

Phone 706-669-8192

Orlando FL 32835  
City State Zip

Email Kim4Now@gmail.com

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing FL National Organization for Women

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☒ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)



**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SB 7016

INTRODUCER: Infrastructure and Security Committee

SUBJECT: Statewide Office of Resiliency

DATE: February 4, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
	Price	Miller		<b>IS Submitted as Committee Bill</b>
1.	Schreiber	Rogers	EN	<b>Favorable</b>
2.	Reagan	Kynoch	AP	<b>Favorable</b>

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**I. Summary:**

SB 7016 establishes the Statewide Office of Resiliency within the Executive Office of the Governor. The office must be headed by a Chief Resilience Officer, appointed by and serving at the pleasure of the Governor.

The bill creates the Statewide Sea-Level Rise Task Force, adjunct to the Statewide Office of Resiliency, to recommend consensus projections of the anticipated sea-level rise and flooding impacts along Florida's coastline. The bill provides for task force membership and requires that all appointments be made by August 1, 2020. The Chief Resilience Officer must chair the task force and convene it no later than October 1, 2020, after which it must meet upon the call of the chair.

The task force must develop and recommend consensus baseline projections of the expected sea-level rise for planning horizons designated by the task force. The task force is authorized to designate technical advisory groups to inform its decision-making and to request the Department of Environmental Protection (DEP) to contract for services to assist in developing the recommended baseline projections. The DEP must serve as contract administrator for such contracts.

The task force must submit its recommended projections to the Environmental Regulation Commission (Commission) for adoption or rejection by January 1, 2021. If adopted, the task force's projections must serve as the state's official estimate of sea-level rise and flooding impacts along Florida's coastline for the purpose of developing future state projects, plans, and programs. The task force must review the adopted projections as it deems appropriate and submit any recommended revisions to the Commission. The bill repeals the provisions relating to the task force on July 1, 2023.

For Fiscal Year 2020-2021, the bill appropriates \$500,000 in nonrecurring funds from the General Revenue Fund to the DEP for the authorized contracting and for task force administrative expenses.

The bill takes effect July 1, 2020

## II. Present Situation:

### Sea-Level Rise and Coastal Flooding

With 1,350 miles of coastline and relatively low elevations, Florida is particularly vulnerable to coastal flooding.<sup>1</sup> There are three primary ways that climate change influences coastal flooding: sea-level rise, storm surge intensity, and rainfall intensity and frequency.<sup>2</sup>

Sea-level rise is an observed increase in the average local sea level or global sea level trend.<sup>3</sup> The two major causes of global sea-level rise are thermal expansion caused by the warming of the oceans (water expands as it warms) and the loss of land-based ice (ice sheets and glaciers) due to melting.<sup>4</sup> Since 1880, the average global sea level has risen about eight to nine inches, and the rate of global sea-level rise has been accelerating.<sup>5</sup> The National Oceanic and Atmospheric Administration (NOAA) utilizes tide gauges to measure changes in sea level, and provides data on local sea-level rise trends.<sup>6</sup> Analysis of this data shows some low-lying areas in the southeastern U.S. experience higher local rates of sea-level rise than the global average.<sup>7</sup>

Florida's coastal communities are experiencing high-tide flooding events, sometimes referred to as "sunny day" or "nuisance" flooding, with increasing frequency because sea-level rise

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<sup>1</sup> Florida Division of Emergency Management, *Enhanced State Hazard Mitigation Plan, State of Florida*, 107-108, 162 (2018) [hereinafter *SHMP*], available at [https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full\\_final\\_approved.6.11.2018.pdf](https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full_final_approved.6.11.2018.pdf). This measurement of Florida's coastline increases to over 8,000 miles when considering the intricacies of Florida's coastline, including bays, inlets, and waterways.

<sup>2</sup> *Id.* at 107.

<sup>3</sup> DEP, *Florida Adaptation Planning Guidebook*, Glossary (2018) [hereinafter *DEP Guidebook*], available at <https://floridadep.gov/sites/default/files/AdaptationPlanningGuidebook.pdf>; see NASA, Facts, *Vital Signs: Sea Level*, <https://climate.nasa.gov/vital-signs/sea-level/> (last visited Dec. 20, 2019).

<sup>4</sup> *DEP Guidebook*, at Glossary; NOAA, *Climate Change: Ocean Heat Content*, <https://www.climate.gov/news-features/understanding-climate/climate-change-ocean-heat-content> (last visited Dec. 19, 2019). More than 90 percent of the warming that has happened on Earth over the past 50 years has occurred in the ocean; IPCC, *The Ocean and Cryosphere in a Changing Climate*, SPM-8, SPM-10, SPM-19, SPM -21, SPM-23, 1-14, 4-3, 4-4, 4-14 (Sept. 2019) [hereinafter *IPCC Ocean and Cryosphere*], available at [https://report.ipcc.ch/srocc/pdf/SROCC\\_FinalDraft\\_FullReport.pdf](https://report.ipcc.ch/srocc/pdf/SROCC_FinalDraft_FullReport.pdf). Uncertainty regarding projected sea-level rise by 2100 is mainly determined by ice sheets, especially in Antarctica and Greenland, which are losing ice at increasing rates. The sum of glacier and ice sheet contributions is now the dominant source of global mean sea-level rise.

<sup>5</sup> U.S. Global Change Research Program, *Fourth National Climate Assessment*, 757 (2018) [hereinafter *NCA4*], available at [https://nca2018.globalchange.gov/downloads/NCA4\\_2018\\_FullReport.pdf](https://nca2018.globalchange.gov/downloads/NCA4_2018_FullReport.pdf); *IPCC Ocean and Cryosphere*, at SPM-10, 4-3.

<sup>6</sup> NOAA, *What is a Tide Gauge?*, <https://oceanservice.noaa.gov/facts/tide-gauge.html> (last visited Dec. 19, 2019); NOAA, *Tides and Currents, Sea Level Trends*, <https://tidesandcurrents.noaa.gov/sltrends/> (last visited Dec. 19, 2019); see *DEP Guidebook*, at 8, 16.

<sup>7</sup> *NCA4*, at 757.

increases the height of high tides.<sup>8</sup> The areas of the state most at risk from sea-level rise include the 35 coastal counties that contain approximately 76 percent of Florida's population.<sup>9</sup> In the United States, sea-level rise and flooding threaten an estimated \$1 trillion in coastal real estate value, and analyses estimate that there is a chance Florida could lose more than \$300 billion in property value by 2100.<sup>10</sup> Sea-level rise affects the salinity of both surface water and groundwater through saltwater intrusion, posing a risk particularly for shallow coastal aquifers.<sup>11</sup> Sea-level rise also pushes saltwater further upstream in tidal rivers and streams, raises coastal groundwater tables, and pushes saltwater further inland at the margins of coastal wetlands.<sup>12</sup>

Storm surge intensity and the intensity and precipitation rates of hurricanes are generally projected to increase,<sup>13</sup> and studies suggest the overall extent of destruction from hurricanes is also rising.<sup>14</sup> Higher sea levels will cause storm surges to travel farther inland and impact more properties than in the past.<sup>15</sup> Stronger storms and sea-level rise are likely to lead to increased coastal erosion.<sup>16</sup>

Increases in evaporation rates and water vapor in the atmosphere increase rainfall intensity and extreme precipitation events, and the sudden onset of water can overwhelm stormwater infrastructure.<sup>17</sup> As sea levels and groundwater levels rise, low areas drain more slowly, and the combined effects of rising sea levels and extreme rainfall events are increasing the frequency and magnitude of coastal and lowland flood events.<sup>18</sup>

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<sup>8</sup> *SHMP*, at 108, 101, available at [https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full\\_final\\_approved.6.11.2018.pdf](https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full_final_approved.6.11.2018.pdf); NOAA, *High-Tide Flooding*, <https://toolkit.climate.gov/topics/coastal-flood-risk/shallow-coastal-flooding-nuisance-flooding> (last visited Dec. 19, 2019).

<sup>9</sup> *DEP Guidebook*, at III, available at <https://floridadep.gov/sites/default/files/AdaptationPlanningGuidebook.pdf>.

<sup>10</sup> *NCA4*, at 324, 758; Zillow, *Climate Change and Housing: Will a Rising Tide Sink All Homes?* (2017), <https://www.zillow.com/research/climate-change-underwater-homes-12890/> (last visited Dec. 20, 2019) (stating that by 2100 \$883 billion in U.S. homes are at risk of being underwater with the total value of potentially underwater properties in Florida at \$413 billion); Union of Concerned Scientists, *New Study Finds 1 Million Florida Homes Worth \$351 Billion Will Be At Risk From Tidal Flooding* (2018), <https://www.ucsusa.org/about/news/1-million-florida-homes-risk-tidal-flooding> (last visited Dec. 20, 2019).

<sup>11</sup> *SHMP*, at 106, available at [https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full\\_final\\_approved.6.11.2018.pdf](https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full_final_approved.6.11.2018.pdf).

<sup>12</sup> *Id.* at 108.

<sup>13</sup> *Id.* at 106, 141; *IPCC Ocean and Cryosphere*, at 6-21, available at [https://report.ipcc.ch/srocc/pdf/SROCC\\_FinalDraft\\_FullReport.pdf](https://report.ipcc.ch/srocc/pdf/SROCC_FinalDraft_FullReport.pdf); *NCA4*, at 95, 97, 116-117, 1482, available at [https://nca2018.globalchange.gov/downloads/NCA4\\_2018\\_FullReport.pdf](https://nca2018.globalchange.gov/downloads/NCA4_2018_FullReport.pdf).

<sup>14</sup> See Aslak Grinsted et. al., *Normalized US Hurricane Damage Estimates Using Area of Total Destruction, 1900-2018*, Proceedings of the National Academy of Sciences Nov. 2019, 116 (48) 23942-23946, available at <https://www.pnas.org/content/116/48/23942>.

<sup>15</sup> *NCA4*, at 758; *SHMP*, at 107; see also NOAA, *Florida Marine Debris Emergency Response Guide: Comprehensive Guidance Document* (Jan. 2019), available at [https://marinedebris.noaa.gov/sites/default/files/publications-files/FL\\_Marine\\_Debris\\_Emergency\\_Response\\_Guide\\_2019.pdf](https://marinedebris.noaa.gov/sites/default/files/publications-files/FL_Marine_Debris_Emergency_Response_Guide_2019.pdf).

<sup>16</sup> *NCA4*, 331, 340-341, 833, 1054, 1495; *SHMP*, at 108, 221; IPCC, *Climate Change and Land*, 4-44-4-45 (Aug. 2019), available at <https://www.ipcc.ch/site/assets/uploads/2019/08/Fullreport-1.pdf>.

<sup>17</sup> *SHMP*, at 99, 106, 116, 141, 181; *NCA4*, at 88, 762-763; see Florida Senate, Committee on Infrastructure and Security, *Meeting Packet for October 14, 2019*, 16-20, 23, available at [http://www.flsenate.gov/Committees/Show/IS/MeetingPacket/4649/8266\\_MeetingPacket\\_4649\\_2.pdf](http://www.flsenate.gov/Committees/Show/IS/MeetingPacket/4649/8266_MeetingPacket_4649_2.pdf).

<sup>18</sup> *SHMP*, at 106; *NCA4*, at 763.

### *Sea-Level Rise Projections*

Below is a table of projections for future sea-level rise, globally and in regions of Florida:

Sea-Level Rise Projections				
Source	Scale	Years	Low (feet)	High (feet)
Intergovernmental Panel on Climate Change <sup>19</sup>	Global	2046-2065	0.79	1.05
		2081-2100	1.28	2.32
		2100	1.41	2.76
U.S. Global Change Research Program <sup>20</sup>	Global	2030	0.3	0.6
		2050	0.5	1.2
		2100	1	4.3
Southeast Florida Regional Climate Change Compact Sea Level Rise Work Group <sup>21</sup> (SFRCCC)	Southeast Florida	2030	0.5	0.83
		2060	1.17	2.83
		2100	2.58	6.75
Tampa Bay Climate Science Advisory Panel <sup>22</sup>	Tampa Bay Region	2050	1	2.5
		2100	2	8.5

As seen in these projections, there are considerable variations in estimates of future sea-level rise. In addition, certain research indicates that current sea-level rise projections significantly underestimate future coastal exposure to impacts associated with rising sea levels.<sup>23</sup> Although some local governments and state agencies have adopted sea-level rise estimates for planning purposes, the State of Florida has no officially-established estimates of projected sea-level rise for use by state agencies in developing, planning, and implementing their respective duties and responsibilities.

### *State, Regional, and Local Programs*

Many state, regional, and local programs and policies are in place that address issues relating to sea-level rise and coastal flooding. Examples include the following:

<sup>19</sup> *IPCC Ocean and Cryosphere*, at SPM-7, 4-4, CCB9-21, AI-23. These projected ranges are based on climate models using “representative concentration pathways (RCPs),” which are scenarios of future emissions and concentrations of the full suite of greenhouse gases and aerosols and chemically active gases, as well as land use/land cover.

<sup>20</sup> *NCA4*, at 406, 758, available at [https://nca2018.globalchange.gov/downloads/NCA4\\_2018\\_FullReport.pdf](https://nca2018.globalchange.gov/downloads/NCA4_2018_FullReport.pdf).

<sup>21</sup> Southeast Florida Regional Climate Change Compact Sea Level Rise Work Group, *Unified Sea Level Rise Projection, Southeast Florida*, 4-5 (2015), available at <https://southeastfloridacclimatecompact.org/wp-content/uploads/2015/10/2015-Compact-Unified-Sea-Level-Rise-Projection.pdf>. These projections are compared to the mean sea level in 1992; see SFRCCC, *Unified Sea Level Rise Projections*, <https://southeastfloridacclimatecompact.org/resources/unified-sea-level-rise-projections/> (last visited Dec. 19, 2019). The SFRCCC will soon release updated projections.

<sup>22</sup> Tampa Bay Climate Science Advisory Panel, *Recommended Projections of Sea Level Rise in the Tampa Bay Region*, 1, 7 (Apr. 2019), available at [http://www.tbrpc.org/wp-content/uploads/2019/05/CSAP\\_SLR\\_Recommendation\\_2019.pdf](http://www.tbrpc.org/wp-content/uploads/2019/05/CSAP_SLR_Recommendation_2019.pdf).

<sup>23</sup> See Scott A. Kulp & Benjamin H. Strauss, *New Elevation Data Triple Estimates of Global Vulnerability to Sea-Level Rise and Coastal Flooding*, *Nature Communications* 10, 4844 (Oct. 2019), available at <https://www.nature.com/articles/s41467-019-12808-z.pdf>.

- The Department of Environmental Protection's (DEP) Office of Resilience and Coastal Protection implements numerous programs related to sea-level rise and coastal issues, including the Coastal Construction Control Line Program and the Beach Management Funding Assistance Program.<sup>24</sup>
- The DEP's Florida Resilient Coastlines Program helps prepare coastal communities and habitats for the effects of climate change, especially sea-level rise, by offering technical assistance and funding to communities dealing with coastal flooding, erosion, and ecosystem changes.<sup>25</sup>
- Other state agencies are working on coastal resilience in Florida, including the following examples. The Department of Transportation plans for resilience to prepare Florida's transportation system for potential hazards.<sup>26</sup> The Department of Economic Opportunity assists communities with adaptation planning and works with the DEP on the Community Resiliency Initiative.<sup>27</sup> The Fish and Wildlife Conservation Commission is Florida's lead agency on addressing the impacts of climate change on fish and wildlife, including adaptation strategies for Florida's coastal ecosystems.<sup>28</sup> The Department of Agriculture and Consumer Services develops Florida's energy policy and works on climate change issues.<sup>29</sup> The Division of Emergency Management in the Executive Office of the Governor maintains a statewide emergency management program, and its roles include administering federal mitigation grant programs and serving as Florida's state coordinating agency for the National Flood Insurance Program.<sup>30</sup>
- The water management districts address flood protection as a core part of their respective missions, and many of their activities are related to resilience efforts. For example, the St. John's River Water Management District provides resources and cost-sharing to increase community resilience.<sup>31</sup> The South Florida Water Management District is implementing comprehensive plans for addressing sea-level rise, including a flood protection level of service program, incorporating sea-level rise projections into planning, conducting vulnerability assessments, and assisting local governments.<sup>32</sup>
- In 2010, through a proactive regional collaboration to address climate change, the four counties of Broward, Miami-Dade, Monroe, and Palm Beach formed the Southeast Florida

<sup>24</sup> DEP, *Beaches*, <https://floridadep.gov/rcp/beaches> (last visited Dec. 19, 2019).

<sup>25</sup> DEP, *Florida Resilient Coastlines Program*, <https://floridadep.gov/rcp/florida-resilient-coastlines-program> (last visited Dec. 19, 2019).

<sup>26</sup> DOT, *Florida Transportation Plan (FTP): Resilience*, <http://www.floridatransportationplan.com/resilience.htm> (last visited Dec. 19, 2019); DOT, *Florida Transportation Plan (FTP): Resilience Subcommittee Members*, [http://www.floridatransportationplan.com/resilience\\_committee.htm](http://www.floridatransportationplan.com/resilience_committee.htm) (last visited Dec. 19, 2019).

<sup>27</sup> DEO, *Adaptation Planning*, <http://www.floridajobs.org/community-planning-and-development/programs/community-planning-table-of-contents/adaptation-planning> (last visited Dec. 19, 2019).

<sup>28</sup> FWC, *What FWC is Doing*, <https://myfwc.com/conservation/special-initiatives/climate-change/fwc/> (last visited Dec. 19, 2019); FWC, *A Guide to Climate Change Adaptation for Conservation*, 6-81–6-108, 9-35–9-51 (2016), available at <https://myfwc.com/media/5864/adaptation-guide.pdf>.

<sup>29</sup> DACS, *Office of Energy*, <https://www.fdacs.gov/Divisions-Offices/Energy> (last visited Dec. 19, 2019).

<sup>30</sup> DEM, *Mitigation*, <https://www.floridadisaster.org/dem/mitigation/> (last visited Dec. 19, 2019); DEM, *State Flood Plain Management Program*, <https://www.floridadisaster.org/dem/mitigation/floodplain/> (last visited Dec. 19, 2019).

<sup>31</sup> St. John's River Water Management District, *Sea-Level Rise*, <https://www.sjrwmd.com/localgovernments/sea-level-rise/#projects> (last visited Dec. 19, 2019).

<sup>32</sup> Akintunde Owosina, South Florida Water Management District, Governing Board Meeting, June 13, 2019, Chief, Hydrology and Hydraulics Bureau, *Impact of Sea Level Rise on the SFWMD Mission, Focus on Flood Protection*, 2, 6-10 (June 13, 2019), available at <https://apps.sfwmd.gov/webapps/publicMeetings/viewFile/21964>.

Regional Climate Change Compact.<sup>33</sup> The Compact's innovative work includes developing a Regional Climate Action Plan and developing a Unified Sea-Level Rise Projection.<sup>34</sup> Many local governments in southeast Florida have incorporated the Compact's projections into their planning documents and policies.<sup>35</sup>

- Florida's local governments in coastal areas must have in their comprehensive plans a coastal management element that uses principles to reduce flood risk and eliminate unsafe development in coastal areas.<sup>36</sup> In certain coastal areas, local governments are authorized to establish an "adaptation action area" designation in their comprehensive plan, to develop policies and funding priorities that improve coastal resilience and plan for sea-level rise.<sup>37</sup>

In January of 2019, Governor DeSantis issued Executive Order 19-12, creating the Office of Resilience and Coastal Protection to help prepare Florida's coastal communities and habitats for impacts from sea-level rise by providing funding, technical assistance, and coordination among state, regional, and local entities.<sup>38</sup> In August of 2019, the Governor appointed Florida's first Chief Resilience Officer, which will report to the Executive Officer of the Governor and collaborate with state agencies, local communities, and stakeholders to prepare for the impacts of sea-level rise and climate change.<sup>39</sup>

### **The Environmental Regulation Commission**

The Environmental Regulation Commission (Commission) is an unpaid citizen board within the DEP.<sup>40</sup> Under specified statutory provisions and with certain exceptions, the Commission must exercise the standard-setting authority of the DEP - approving, modifying, or disapproving proposed rules that contain standards.<sup>41</sup> In exercising its authority, the Commission must consider scientific and technical validity, economic impacts, and relative risks and benefits to the public and the environment.<sup>42</sup>

<sup>33</sup> Regional Climate Leadership Summit, *Southeast Florida Regional Climate Change Compact* (2010), available at <http://southeastfloridacclimatecompact.org/wp-content/uploads/2014/09/compact.pdf>; SFRCCC, *What is the Compact?*, <http://southeastfloridacclimatecompact.org/about-us/what-is-the-compact/> (last visited Dec. 19, 2019).

<sup>34</sup> SFRCCC, *Regional Climate Action Plan*, <http://southeastfloridacclimatecompact.org/regional-climate-action-plan/> (last visited Dec. 19, 2019).

<sup>35</sup> See SFRCCC, *ST-1: Incorporate Projections Into Plans*, <http://southeastfloridacclimatecompact.org/recommendations/incorporate-projections-into-plans/> (last visited Dec. 20, 2019).

<sup>36</sup> See ss. 380.24, 163.3177(6)(g), and 163.3178(2)(f), F.S.; see Ch. 2015-69, Laws of Fla.

<sup>37</sup> See ss. 163.3177(6)(g)10. and 163.3164(1), F.S.; see Ch. 2011-139, Laws of Fla.

<sup>38</sup> State of Florida, Office of the Governor, *Executive Order Number 19-12*, 5 (2019), available at <https://www.flgov.com/wp-content/uploads/2019/01/EO-19-12-.pdf>.

<sup>39</sup> Governor Ron DeSantis, News Releases, *Governor Ron DeSantis Announces Dr. Julia Nesheiwat as Florida's First Chief Resilience Officer* (Aug. 1, 2019), <https://flgov.com/2019/08/01/governor-ron-desantis-announces-dr-julia-nesheiwat-as-floridas-first-chief-resilience-officer/> (last visited Dec. 19, 2019).

<sup>40</sup> Section 20.255(6), F.S.; DEP, *Environmental Regulation Commission*, <https://floridadep.gov/ogc/ogc/content/environmental-regulation-commission> (last visited Dec. 19, 2019).

<sup>41</sup> Sections 403.803(13), 403.804, and 403.805(1), F.S. "Standard" is defined as any DEP rule relating to air and water quality, noise, solid-waste management, and electric and magnetic fields associated with electrical transmission and distribution lines and substations. The term does not include rules relating to internal management or procedural matters.

<sup>42</sup> Section 403.804, F.S.



The Commission is composed of seven state residents appointed by the Governor, subject to confirmation by the Senate.<sup>43</sup> The appointees must provide reasonable representation from all sections of the state, and be representative of agriculture, the development industry, local government, the environmental community, lay citizens, and members of the scientific and technical community who have substantial expertise related to water pollutants, toxicology, epidemiology, geology, biology, environmental sciences, or engineering.<sup>44</sup> Most issues that go before the Commission relate to air pollution, water quality, or waste management.<sup>45</sup> Generally, the Commission meets on the last Thursday of each month, and the public is encouraged to attend and participate.<sup>46</sup>

### III. Effect of Proposed Changes:

**Section 1** creates s. 14.2031, F.S., entitled “Statewide Office of Resiliency.” The bill establishes the Statewide Office of Resiliency within the Executive Office of the Governor. The office must be headed by a Chief Resilience Officer. The Chief Resilience Officer is appointed by and serves at the pleasure of the Governor, and must perform duties and responsibilities assigned by the Governor.

Adjunct to the Statewide Office of Resiliency, the bill creates the Statewide Sea-Level Rise Task Force.<sup>47</sup> The purpose of the task force is to recommend consensus projections of the anticipated sea-level rise and flooding impacts along Florida’s coastline.

The task force is composed of the following nine members:

- The Chief Resilience Officer, serving as the chair of the task force;
- The Department of Environmental Protection’s (DEP’s) Chief Science Officer, serving as vice-chair of the task force;
- One member appointed by the President of the Florida Senate;
- One member appointed by the Speaker of the Florida House of Representatives; and
- One representative each, appointed by their respective agency head, division director, executive director, or commission chair, from:
  - The Department of Transportation;
  - The Division of Emergency Management;
  - The Department of Agriculture and Consumer Services;
  - The Fish and Wildlife Conservation Commission; and
  - The Department of Economic Opportunity.

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<sup>43</sup> Section 20.255(6), F.S.

<sup>44</sup> *Id.*

<sup>45</sup> DEP, *Environmental Regulation Commission*, <https://floridadep.gov/ogc/ogc/content/environmental-regulation-commission> (last visited Dec. 19, 2019).

<sup>46</sup> *Id.*

<sup>47</sup> Section 20.03(8), F.S. The bill defines the task force using the following definition: “an advisory body...created by specific statutory enactment for a time not to exceed 3 years and appointed to study a specific problem and recommend a solution or policy alternative with respect to that problem. Its existence terminates upon the completion of its assignment”; s. 20.052, F.S. Except as otherwise provided in the bill, the bill requires the task force to operate in a manner consistent with s. 20.052, F.S., which specifies requirements for the establishment, evaluation, and maintenance of certain bodies created by specific statutory enactment as an adjunct to an executive agency.

All appointments to the task force must be made no later than August 1, 2020. The bill requires that any vacancy on the task force be filled in the same manner as the original appointment.

The bill requires the Chief Resilience Officer to convene the task force by no later than October 1, 2020, and the task force must meet thereafter upon the call of the chair. The task force must develop official scientific information, from appropriate sources as determined by the task force, necessary to recommend consensus baseline projections, or a range of projections, of the expected rise in sea level along the state's coastline for planning horizons designated by the task force. The projections may address various geographic areas of the state, as determined by the task force.

The DEP is required to provide administrative support to the task force. The bill authorizes the task force to request the DEP to contract for services to assist in developing the recommended official baseline projections. The DEP must serve as the contract administrator for any such contracts. The task force is also authorized to designate technical advisory groups, as it deems necessary, to assist in the gathering of scientific data to inform the task force's decision-making.

The bill requires the task force to submit its recommended consensus baseline projections to the Environmental Regulation Commission (Commission) by January 1, 2021. The task force must include in its report supporting data and assumptions it used in developing the recommended projections. The Commission must adopt or reject the task force's recommended projections. Following adoption by the Commission, the projections must serve as the state's official estimate of sea-level rise and flooding impacts along the state's coastline and must be used for developing future state projects, plans, and programs. The task force must review the adopted consensus baseline projections as it deems appropriate, and submit any recommended revisions to the projections to the Commission.

The bill repeals all of the provisions regarding the task force on July 1, 2023. However, the provisions establishing the Statewide Office of Resiliency and the Chief Resilience Officer will remain in effect after that date.

**Section 2** contains an appropriation. For Fiscal Year 2020-2021, the bill appropriates \$500,000 in nonrecurring funds from the General Revenue Fund to the DEP to fund any contracts for services that the DEP enters into to assist the task force in developing its recommended official baseline projections and for the administrative expenses of the task force.

**Section 3** states that the bill will take effect July 1, 2020.

#### **IV. Constitutional Issues:**

##### **A. Municipality/County Mandates Restrictions:**

None.

##### **B. Public Records/Open Meetings Issues:**

None.



C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill creates a new office within the Executive Office of the Governor, and designates a Chief Resilience Officer within that office.

The bill requires the Chief Resilience Officer to convene the Statewide Sea-Level Rise Task Force composed of the identified members. Indeterminate but likely insignificant expenses may be incurred by the entities appointing members to the task force. If the task force designates technical advisory groups as authorized by the bill, the entities represented by members of such a group may incur indeterminate expenses.

The bill authorizes the task force to request the DEP to contract for services to develop the recommended projections and requires the specified report be submitted to the Commission. The task force may decide to recommend revision of the projections before expiration of the task force on July 1, 2023. In addition, the bill requires the DEP to provide administrative support to the task force, which will be absorbed within existing resources.

For Fiscal Year 2020-2021, the bill contains an appropriation for \$500,000 in nonrecurring funds from the General Revenue Fund to the DEP for the expenses associated with contracting for services to develop the projections and for task force administrative expenses.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill creates section 14.2031 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By the Committee on Infrastructure and Security

596-02009-20

20207016\_\_

A bill to be entitled

An act relating to the Statewide Office of Resiliency; creating s. 14.2031, F.S.; establishing the office within the Executive Office of the Governor; providing for appointment of the Chief Resilience Officer by the Governor; creating the Statewide Sea-Level Rise Task Force within the office; specifying the purpose of the task force; providing for the membership of the task force; providing timeframes for initial appointments and the task force's initial meeting; specifying duties of the task force; authorizing the Department of Environmental Protection to contract for specified services, upon request of the task force; requiring the Department of Environmental Protection to serve as the task force's contract administrator and to provide administrative support; authorizing the designation of technical advisory groups for specified purposes; prescribing reporting requirements; requiring the Environmental Regulation Commission to take certain action on the task force's recommendations; specifying the function of the consensus baseline projections; providing for future repeal of the task force; providing an appropriation; providing an effective date.

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

Section 1. Section 14.2031, Florida Statutes, is created to read:

Page 1 of 4

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

596-02009-20

20207016\_\_

14.2031 Statewide Office of Resiliency.—The Statewide Office of Resiliency is established within the Executive Office of the Governor. The office shall be headed by a Chief Resilience Officer, who is appointed by and serves at the pleasure of the Governor. The Chief Resilience Officer shall perform duties and responsibilities assigned by the Governor.

(1) The Statewide Sea-Level Rise Task Force, a task force as defined in s. 20.03(8), is created adjunct to the Statewide Office of Resiliency. Except as otherwise provided in this section, the task force shall operate in a manner consistent with s. 20.052. The purpose of the task force is to recommend consensus projections of the anticipated sea-level rise and flooding impacts along this state's coastline.

(2) The task force is composed of the following members:

(a) The Chief Resilience Officer, who shall serve as chair.

(b) The Chief Science Officer of the Department of Environmental Protection, who shall serve as vice chair.

(c) One member appointed by the President of the Senate.

(d) One member appointed by the Speaker of the House of Representatives.

(e) One representative each from the Department of Transportation, the Division of Emergency Management, the Department of Agriculture and Consumer Services, the Fish and Wildlife Conservation Commission, and the Department of Economic Opportunity, each appointed by his or her respective agency head, division director, executive director, or commission chair.

All appointments to the task force must be made no later than

Page 2 of 4

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

596-02009-20 20207016

59 August 1, 2020. Any vacancy on the task force shall be filled in  
60 the same manner as the original appointment.

61 (3) The Chief Resilience Officer shall convene the task  
62 force by no later than October 1, 2020. The task force shall  
63 meet thereafter upon the call of the chair.

64 (4)(a) The task force shall develop official scientific  
65 information, from appropriate sources as determined by the task  
66 force, necessary to make recommendations on consensus baseline  
67 projections, or a range of projections, of the expected rise in  
68 sea level along the state's coastline for planning horizons  
69 designated by the task force. The projections may address  
70 various geographic areas of the state, as determined by the task  
71 force.

72 (b) The task force may request the Department of  
73 Environmental Protection to contract for services to assist the  
74 task force in developing the recommended official baseline  
75 projections. The Department of Environmental Protection shall  
76 serve as the contract administrator for any such contracts.

77 (c) The Department of Environmental Protection shall  
78 provide administrative support to the task force.

79 (d) The task force may designate technical advisory groups,  
80 as it deems necessary, to assist in the gathering of scientific  
81 data to inform the task force's decisionmaking.

82 (5) By January 1, 2021, the task force shall submit its  
83 recommended consensus baseline projections to the Environmental  
84 Regulation Commission, created pursuant to s. 20.255(6). The  
85 commission shall adopt or reject the task force's recommended  
86 projections. Following adoption by the commission, these  
87 projections serve as the state's official estimate of sea-level

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88 rise and flooding impacts along the state's coastline and must  
89 be used for the purpose of developing future state projects,  
90 plans, and programs. In its report, the task force must include  
91 supporting data and assumptions used by the task force in  
92 developing the recommended projections. The task force shall  
93 review the adopted consensus baseline projections as it deems  
94 appropriate, and shall submit any recommended revisions to the  
95 projections to the commission.

96 (6) Subsections (1) through (5) and this subsection are  
97 repealed July 1, 2023.

98 Section 2. For the 2020-2021 fiscal year, the sum of  
99 \$500,000 in nonrecurring funds is appropriated from the General  
100 Revenue Fund to the Department of Environmental Protection for  
101 the purpose of funding any contracts for services entered into  
102 by the department to assist the Statewide Sea-Level Rise Task  
103 Force in developing its recommended official baseline  
104 projections and for the administrative expenses of the task  
105 force.

106 Section 3. This act shall take effect July 1, 2020.

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date \_\_\_\_\_

7016  
Bill Number (if applicable)

Topic STATEWIDE OFFICE OF RESILIENCY

Amendment Barcode (if applicable)

Name LENA JUAREZ

Job Title \_\_\_\_\_

Address PO BOX 10390

Phone 850 212 8330

Street

TALLAHASSEE FL 32302

City

State

Zip

Email lena@ejassoc.com

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing CITY OF ST. AUGUSTINE

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

**This form is part of the public record for this meeting.**

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

January 5, 2020

*Meeting Date*

7016

*Bill Number (if applicable)*

Topic Statewide Office of Resiliency

*Amendment Barcode (if applicable)*

Name Natalie Fausel

Job Title \_\_\_\_\_

Address 201 West Park Avenue, Suite 100

Phone 561-317-0889

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Tallahassee

FL

32301

Email natalie@anfieldflorida.com

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Palm Beach County

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

January 5, 2020

*Meeting Date*

7016

*Bill Number (if applicable)*

Topic Statewide Office of Resiliency

*Amendment Barcode (if applicable)*

Name Natalie Fausel

Job Title \_\_\_\_\_

Address 201 West Park Avenue, Suite 100

Phone 561-317-0889

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Tallahassee

FL

32301

Email natalie@anfieldflorida.com

*City*

*State*

*Zip*

Speaking: ☐ For ☐ Against ☐ Information

Waive Speaking: ☒ In Support ☐ Against  
(The Chair will read this information into the record.)

Representing Resiliency Florida

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☒ Yes ☐ No

*While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.*

***This form is part of the public record for this meeting.***

S-001 (10/14/14)

**+The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Appropriations

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BILL: SPB 7050

INTRODUCER: For consideration by the Appropriations Committee

SUBJECT: Circuit Court Judges

DATE: February 4 , 2020

REVISED: \_\_\_\_\_

ANALYST

Jameson

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

**Pre-meeting**

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## I. Summary:

SPB 7050 establishes five new circuit court judgeships (one in each of the First, Fourth, and Fourteenth Judicial Circuits, and two in the Ninth Judicial Circuit).

The bill has a fiscal impact and is funded in the Senate's proposed 2020-21 General Appropriations Bill. *See* Section V.C., Government Sector Impact.

The bill takes effect July 1, 2020.

## II. Present Situation:

Article V, s. 9 of the Florida Constitution requires the Florida Supreme Court to submit recommendations to the Legislature when there is a need to increase or decrease the number of judges.<sup>1</sup> The constitutional provision further directs the Court to base its recommendations on uniform criteria adopted by court rule.

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<sup>1</sup> Article V, section 9 of the Florida Constitution states:

**Determination of number of judges.**—The supreme court shall establish by rule uniform criteria for the determination of the need for additional judges except supreme court justices, the necessity for decreasing the number of judges and for increasing, decreasing or redefining appellate districts and judicial circuits. If the supreme court finds that a need exists for increasing or decreasing the number of judges or increasing, decreasing or redefining appellate districts and judicial circuits, it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need. Upon receipt of such certificate, the legislature, at the next regular session, shall consider the findings and recommendations and may reject the recommendations or by law implement the recommendations in whole or in part; provided the legislature may create more judicial offices than are recommended by the supreme court or may decrease the number of judicial offices by a greater number than recommended by the court only upon a finding of two-thirds of the membership of both houses of the legislature, that such a need exists. A decrease in the number of judges shall be effective only after the expiration of a term. If the supreme court fails to make findings as provided above when need exists, the legislature may by concurrent resolution request the court to certify its findings and recommendations and upon the failure of the court to certify its findings for nine consecutive months, the legislature may, upon a finding of two-thirds of the membership of both houses of the legislature that a need exists, increase or decrease the number of judges or increase, decrease or redefine appellate districts and judicial circuits.



The Court's rule setting forth criteria for assessing judicial need at the trial court level is based primarily upon the application of case weights to circuit and county court caseload statistics.<sup>2</sup> These weights are a quantified measure of judicial time spent on case-related activity. The judicial workload is then based on judicial caseloads adjusted in the relative complexity of various case types.

In addition to the statistical information, the Court, in weighing the need for trial court judges, will also consider the factors below, which primarily relate to the resources available to a judicial circuit:

- The availability and use of county court judges in circuit court.
- The availability and use of senior judges to serve on a particular court.
- The availability and use of magistrates and hearing officers.
- The extent of use of alternative dispute resolution.
- The number of jury trials.
- Foreign language interpretations.
- The geographic size of a circuit, including travel times between courthouses in a particular jurisdiction.
- Law enforcement activities in the court's jurisdiction, including any substantial commitment of additional resources for state attorneys, public defenders, and local law enforcement.
- The availability and use of case-related support staff and case management policies and practices.
- Caseload trends.<sup>3</sup>

In addition to the weighted caseload statistics, the Court will also consider the time to perform other judicial activities, such as reviewing appellate decisions, reviewing petitions and motions for post-conviction relief, hearing and disposing of motions, and participating in meetings with those involved in the justice system.<sup>4</sup> Finally, the Court will consider any request for an increase or decrease in the number of judges that the chief judge of the circuit "feels are required."<sup>5</sup>

Following its criteria for determining the need for judges, on November 27, 2019, the Florida Supreme Court issued an order certifying the need for additional judges for the 2020-2021 fiscal year.<sup>6</sup>

The Legislature may, after considering the Court's recommendations and findings, either implement or reject those findings. If the Legislature rejects the Court's findings and recommendations by legislation creating additional judgeships in jurisdictions not requested by the Court, the legislation must be approved by two-thirds of the membership of both houses.<sup>7</sup>

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<sup>2</sup> Fla. R. Jud. Adm. 2.240(b)(1)(A).

<sup>3</sup> Fla. R. Jud. Admin. 2.240(b)(1)(B).

<sup>4</sup> Fla. R. Jud. Admin. 2.240(c).

<sup>5</sup> Fla. R. Jud. Admin. 2.240(d).

<sup>6</sup> *In Re: Certification of Need for Additional Judges*, S. Ct. No. SC19-1907.

<https://www.floridasupremecourt.org/content/download/543926/6129104/file/sc19-1907.pdf>

<sup>7</sup> *In re Advisory Opinion to the Governor Request of June 29, 1979*, 374 So. 2d 959 (Fla. 1979); See also Article V, s. 9 of the Florida Constitution *supra* at 1.

The Supreme Court consists of seven justices, pursuant to Article V, section 3. Currently, the statewide aggregated number of judges in each level of court below the Supreme Court are as follows:

- 64 judges in the 5 District Courts of Appeal<sup>8</sup>
- 601 judges in the 20 judicial circuits<sup>9</sup>
- 324 judges in the 67 counties<sup>10</sup>

### **III. Effect of Proposed Changes:**

This bill amends s. 26.031, F.S., to establish five new circuit judgeships (one each in the First, Fourth, and Fourteenth judicial circuits, and two in the Ninth Judicial Circuit)<sup>11</sup>, effective July 1, 2020.

The bill specifies that the circuit judges filling the new offices will be appointed by the Governor.<sup>12</sup>

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

None.

#### **B. Public Records/Open Meetings Issues:**

None.

#### **C. Trust Funds Restrictions:**

None.

#### **D. State Tax or Fee Increases:**

None.

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<sup>8</sup> <https://www.flcourts.org/content/download/528017/5866210/20190627-dca-judges-as-of-june-2019-20190627mk.pdf> (last visited January 28, 2020).

<sup>9</sup> <https://www.flcourts.org/content/download/528021/5866240/20190627-circuit-judges-with-dates-as-of-june-2019-20190627mk.pdf> (last visited January 28, 2020).

<sup>10</sup> <https://www.flcourts.org/content/download/528020/5866234/20190627-county-judges-with-dates-as-of-june-2019-20190627-mk.pdf> (last visited January 28, 2020).

<sup>11</sup> The First Judicial Circuit includes Escambia, Okaloosa, Santa Rosa and Walton counties. The Fourth Judicial Circuit includes Clay, Duval and Nassau counties. The Fourteenth Judicial Circuit includes Bay, Calhoun, Gulf, Holmes, Jackson, and Washington counties. The Ninth Judicial Circuit includes Orange and Osceola counties. Section 26.021 (1),(4) and (9), F.S.

<sup>12</sup> Article V, s. 11(b) of the Florida Constitution provides: “The governor shall fill each vacancy on a circuit court or on a county court, wherein the judges are elected by a majority vote of the electors, by appointing for a term ending on the first Tuesday after the first Monday in January of the year following the next primary and general election occurring at least one year after the date of appointment, one of not fewer than three persons nor more than six persons nominated by the appropriate judicial nominating commission. An election shall be held to fill that judicial office for the term of the office beginning at the end of the appointed term.” Pursuant to Article X, 5.3, of the Florida Constitution, a vacancy in office occurs upon the creation of an office.

E. Other Constitutional Issues:

None.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

When circuit court judgeships are created, other costs are necessary in addition to the salary and benefits for each new judge. The recurring costs include the salary and benefits of judicial assistants and law clerks.

The cost to fund five circuit court judgeships, five judicial assistants, and five law clerks is:

\$2,049,840	salaries and benefits (recurring)
\$ 53,940	expense (recurring) (this includes human resources)
<u>\$ 35,310</u>	expense (non-recurring)
\$2,139,090	Total all funds

The Senate's proposed 2020-21 General Appropriations Bill includes funding for these positions.

Article V, s. 14(c) of the Florida Constitution and s. 29.008, F.S., require counties to provide the court system, including the state attorney and the public defender, with facilities, security, and communication services, including information technology. Under the bill, the counties would incur an indeterminate amount of costs associated with providing those services to the new judges and judicial staff.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 26.031 of the Florida Statutes.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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954404

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/05/2020	.	
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The Committee on Appropriations (Simmons) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 11 - 22

and insert:

Section 1. Subsections (1), (9), and (14) of section 26.031, Florida Statutes, are amended to read:

26.031 Judicial circuits; number of judges.—The number of circuit judges in each circuit shall be as follows:

JUDICIAL CIRCUIT

TOTAL



954404

11 (1) First.....25 ~~24~~  
12 (9) Ninth.....46 ~~44~~  
13 (14) Fourteenth.....12 ~~11~~

14 Section 2. Subsection (48) of section 34.022, Florida  
15 Statutes, is amended to read:

16 34.022 Number of county court judges for each county.—The  
17 number of county court judges in each county shall be as  
18 follows:

COUNTY	TOTAL
(48) Orange.....	<u>19</u> <del>18</del>

22 Section 3. The judges filling new offices created by this  
23 act shall be appointed by the Governor.

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

26 And the title is amended as follows:

27 Delete lines 2 - 4

28 and insert:

29 An act relating to judges; amending s. 26.031, F.S.;  
30 increasing the number of circuit judges in certain  
31 judicial circuits; amending s. 34.022, F.S.;  
32 increasing the number of county court judges in a  
33 specified county; specifying that the

FOR CONSIDERATION By the Committee on Appropriations

576-02708A-20

20207050pb

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A bill to be entitled

An act relating to circuit court judges; amending s.  
26.031, F.S.; increasing the number of circuit judges  
in certain judicial circuits; specifying that the  
judicial offices created under the act be filled by  
gubernatorial appointment; providing an effective  
date.

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

Section 1. Subsections (1), (4), (9), and (14) of section  
26.031, Florida Statutes, are amended to read:

26.031 Judicial circuits; number of judges.—The number of  
circuit judges in each circuit shall be as follows:

JUDICIAL CIRCUIT	TOTAL
(1) First.....	<u>25</u> 24
(4) Fourth.....	<u>36</u> 35
(9) Ninth.....	<u>46</u> 44
(14) Fourteenth.....	<u>12</u> 11

Section 2. The circuit judges filling new offices created  
by this act shall be appointed by the Governor.

Section 3. This act shall take effect July 1, 2020.

# CourtSmart Tag Report

**Room:** KN 412

**Case No.:**

**Type:**

**Caption:** Senate Appropriations Committee

**Judge:**

**Started:** 2/5/2020 1:02:12 PM

**Ends:** 2/5/2020 4:23:31 PM **Length:** 03:21:20

1:02:25 PM	Sen. Bradley (Chair)
1:04:43 PM	S 62, S 72, S 82, S 712 (temporarily postponed)
1:05:04 PM	S 2500
1:05:12 PM	Sen. Bradley
1:09:02 PM	Sen. Stargel
1:12:55 PM	Sen. Rouson
1:13:23 PM	Sen. Stargel
1:13:59 PM	Sen. Montford
1:14:14 PM	Sen. Thurston
1:14:24 PM	Sen. Montford
1:14:47 PM	Sen. Stargel
1:15:02 PM	Sen. Thurston
1:15:28 PM	Sen. Stargel
1:15:54 PM	Sen. Thurston
1:16:27 PM	Sen. Stargel
1:17:03 PM	Sen. Lee
1:17:24 PM	Sen. Stargel
1:17:28 PM	Sen. Lee
1:17:44 PM	Sen. Stargel
1:17:50 PM	Sen. Lee
1:18:10 PM	Sen. Stargel
1:18:15 PM	Sen. Lee
1:18:28 PM	Sen. Stargel
1:18:39 PM	Sen. Lee
1:18:53 PM	Sen. Stargel
1:19:14 PM	Sen. Lee
1:19:36 PM	Sen. Stargel
1:19:42 PM	Sen. Lee
1:19:45 PM	Sen. Stargel
1:19:53 PM	Sen. Lee
1:20:48 PM	Sen. Stargel
1:21:00 PM	Sen. Lee
1:21:10 PM	Sen. Stargel
1:21:26 PM	Sen. Lee
1:22:58 PM	Sen. Bradley
1:23:10 PM	Sen. Bean
1:31:06 PM	Sen. Bradley
1:31:17 PM	Sen. Gibson
1:31:44 PM	Sen. Bean
1:32:27 PM	Sen. Gibson
1:33:17 PM	Sen. Bean
1:33:58 PM	Sen. Bradley
1:34:16 PM	Sen. Brandes
1:44:04 PM	Sen. Bradley
1:44:09 PM	Sen. Rouson
1:44:48 PM	Sen. Brandes
1:45:24 PM	Sen. Rouson
1:46:03 PM	Sen. Brandes
1:46:53 PM	Sen. Rouson
1:47:20 PM	Sen. Brandes
1:47:54 PM	Sen. Rouson
1:47:58 PM	Sen. Montford



1:48:44 PM	Sen. Brandes
1:49:54 PM	Sen. Stewart
1:50:33 PM	Sen. Brandes
1:50:45 PM	Sen. Bradley
1:51:21 PM	Sen. Lee
1:51:38 PM	Sen. Brandes
1:52:41 PM	Sen. Lee
1:53:18 PM	Sen. Bradley
1:56:04 PM	Sen. Gibson
1:56:47 PM	Sen. Brandes
1:58:42 PM	Sen. Gibson
1:59:31 PM	Sen. Brandes
2:00:52 PM	Sen. Hutson
2:03:21 PM	Sen. Brandes
2:03:43 PM	Sen. Hutson
2:04:25 PM	Sen. Montford
2:04:48 PM	Sen. Hutson
2:05:36 PM	Sen. Montford
2:05:40 PM	Sen. Bradley
2:06:28 PM	Sen. Mayfield
2:13:17 PM	Sen. Bradley
2:14:47 PM	Sen. Montford
2:15:07 PM	Sen. Mayfield
2:16:42 PM	Sen. Thurston
2:17:33 PM	Recording Paused
2:18:11 PM	Recording Resumed
2:19:14 PM	Am. 995017
2:19:19 PM	Am. 995052
2:19:23 PM	Am. 995053
2:19:26 PM	Am. 995002
2:19:32 PM	Am. 995036
2:19:39 PM	Am. 995025
2:19:44 PM	Am. 995064
2:21:06 PM	Am. 995027
2:21:09 PM	Am. 995029
2:21:14 PM	Am. 995031
2:21:19 PM	Am. 995035
2:21:21 PM	Am. 995032
2:21:24 PM	Am. 995018
2:21:28 PM	Am. 995028
2:21:32 PM	Am. 995019
2:21:36 PM	Am. 995030
2:21:40 PM	Am. 995033
2:21:43 PM	Am. 995037
2:21:46 PM	Am. 995021
2:21:52 PM	Am. 995034
2:21:55 PM	Am. 995022
2:21:59 PM	Am. 995060
2:22:00 PM	Am. 995023
2:22:03 PM	Am. 995068
2:22:09 PM	Am. 995063
2:22:52 PM	Jules Karrier, Chief Advocacy Officer, Ascension Florida (waives in support)
2:22:59 PM	Justin Senior, CEO, Safety Net Hospital Alliance (waives in support)
2:23:32 PM	Am. 995024
2:23:40 PM	Am. 995063
2:25:05 PM	Am. 995020
2:25:08 PM	Am. 995056
2:25:14 PM	Am. 995054
2:25:18 PM	Am. 995057
2:25:22 PM	Am. 995058
2:25:25 PM	Am. 995055
2:26:13 PM	Am. 995042

2:26:23 PM	Am. 995000
2:26:26 PM	Am. 995001
2:26:29 PM	Am. 995003
2:26:34 PM	Am. 995004
2:26:37 PM	Am. 995005
2:26:40 PM	Am. 995038
2:26:44 PM	Am. 995041
2:26:47 PM	Am. 995026
2:26:53 PM	Am. 995059
2:26:56 PM	Am. 995040
2:27:00 PM	Am. 995061
2:27:03 PM	Am. 995062
2:27:07 PM	Am. 995016
2:27:10 PM	Am. 995039
2:27:14 PM	Am. 995066
2:27:17 PM	Am. 995065
2:27:39 PM	Mark Anderson, Lobbyist, Gulfcoast Jewish Family and Community Services (waives in support)
2:28:09 PM	Am. 995013
2:28:17 PM	Am. 995007
2:28:20 PM	Am. 995008
2:28:24 PM	Am. 995009
2:28:28 PM	Am. 995010
2:28:31 PM	Am. 995011
2:28:34 PM	Am. 995012
2:28:38 PM	Am. 995015
2:28:41 PM	Am. 995045
2:28:45 PM	Am. 995046
2:28:49 PM	Am. 995049
2:28:53 PM	Am. 995050
2:28:57 PM	Am. 995006
2:29:00 PM	Am. 995014
2:29:03 PM	Am. 995048
2:29:07 PM	Am. 995043
2:29:10 PM	Am. 995044
2:29:13 PM	Am. 995047
2:29:17 PM	Am. 995051
2:29:22 PM	Am. 995067
2:29:24 PM	Am. 995069
2:29:46 PM	Tim Meerbott, Mayor, Town of Cutler Bay (waives in support)
2:29:50 PM	Mark Anderson, Lobbyist, Nassau County Board of County Commissioners (waives in support)
2:29:54 PM	Jon Costello, Lobbyist, Veterans Lodge (waives in support)
2:30:17 PM	S 2500 (cont.)
2:30:33 PM	Recording Paused
2:32:05 PM	Recording Resumed
2:33:38 PM	S 2502
2:33:44 PM	Sen. Simpson (Chair)
2:33:57 PM	Sen. Bradley
2:34:32 PM	Am. 457830
2:34:46 PM	Sen. Gibson
2:36:37 PM	Karen Woodall, Executive Director, Florida Center for Fiscal and Economic Policy
2:37:04 PM	Sen. Gibson
2:37:11 PM	S 2502 (cont.)
2:38:37 PM	S 2504
2:38:44 PM	Sen. Bradley
2:40:50 PM	S 7044
2:40:57 PM	Sen. Hooper
2:43:07 PM	S 2506
2:43:13 PM	Sen. Bean
2:44:51 PM	S 58
2:44:56 PM	Sen. Book
2:45:28 PM	Carlos Cruz, Government Consultant, Polaris Pharmacy Services (waives in support)
2:46:39 PM	S 100

2:46:54 PM	Sen. Harrell
2:47:48 PM	Am. 518670
2:47:55 PM	Sen. Harrell
2:48:42 PM	S 100 (cont.)
2:48:49 PM	Sen. Brandes
2:49:07 PM	Sen. Harrell
2:49:48 PM	Sen. Brandes
2:49:55 PM	Sen. Harrell
2:50:26 PM	Cesar Grajales, Coalitions Director, Americans for Prosperity (waives in support)
2:51:34 PM	S 136
2:51:47 PM	Am. 253994
2:52:00 PM	Sen. Bean
2:52:08 PM	S 136 (cont.)
2:52:14 PM	Sen. Bean
2:52:38 PM	John Haynes, State Commander, Disabled American Veterans (waives in support)
2:52:48 PM	Dan Henderickson, President, Tallahassee Veterans Legal Collaborative (waives in support)
2:52:57 PM	Victoria Zepp, Chief Policy and Research Officer, Florida Coalition for Children (waives in support)
2:53:22 PM	Greg Pound, Citizen
2:54:59 PM	Sen. Bradley (Chair)
2:55:25 PM	S 500
2:55:32 PM	Am. 367814
2:55:47 PM	Am. 593914
2:55:54 PM	S 500 (cont.)
2:55:59 PM	Sen. Harrell
2:58:49 PM	Sen. Brandes
2:59:06 PM	Sen. Harrell
2:59:14 PM	Sen. Brandes
2:59:28 PM	Sen. Harrell
2:59:43 PM	Sen. Brandes
3:00:02 PM	Sen. Harrell
3:00:49 PM	Sen. Brandes
3:01:01 PM	Sen. Harrell
3:01:10 PM	Sen. Rouson
3:01:28 PM	Sen. Harrell
3:02:27 PM	Sen. Rouson
3:02:49 PM	Sen. Harrell
3:03:28 PM	Sen. Bradley
3:03:46 PM	Sen. Thurston
3:04:21 PM	Sen. Harrell
3:05:10 PM	Sen. Thurston
3:05:30 PM	Sen. Harrell
3:05:58 PM	Sen. Brandes
3:06:17 PM	Sen. Harrell
3:07:11 PM	Sen. Powell
3:07:38 PM	Sen. Harrell
3:08:26 PM	Sen. Bradley
3:08:34 PM	Sen. Powell
3:09:09 PM	Sen. Harrell
3:10:17 PM	Alexman Abbout, Government Affairs Liaison, Florida Dental Association (waives in support)
3:10:44 PM	Natalie Kato, Florida Association of Nurse Anesthetists
3:13:22 PM	Sen. Gibson
3:13:44 PM	N. Kato
3:13:47 PM	Sen. Gibson
3:14:02 PM	N. Kato
3:14:24 PM	Sen. Gibson
3:14:45 PM	N. Kato
3:14:48 PM	Sen. Gibson
3:14:59 PM	N. Kato
3:15:14 PM	Sen. Gibson
3:15:27 PM	N. Kato
3:15:46 PM	Sen. Benacquisto
3:16:24 PM	N. Kato

**3:16:40 PM** Sen. Benacquisto  
**3:16:49 PM** N. Kato  
**3:16:56 PM** Sen. Benacquisto  
**3:17:34 PM** N. Kato  
**3:17:47 PM** Dr. David Kenigsberg, Clinical Cardiac Electrophysiologist, FL Chapter American College of Cardiology  
**3:19:34 PM** Travis Blanton, Lobbyist, Florida Society of Anesthesiologists (waives in support)  
**3:20:05 PM** Sen. Harrell  
**3:22:48 PM** S 230  
**3:23:11 PM** Am. 170766  
**3:23:18 PM** Am. 197310  
**3:23:28 PM** Sen. Harrell  
**3:24:41 PM** Am. 130864  
**3:24:47 PM** Sen. Harrell  
**3:26:09 PM** Recording Paused  
**3:31:35 PM** Recording Resumed  
**3:31:47 PM** Am. 291340  
**3:31:55 PM** Sen. Harrell  
**3:32:42 PM** Am. 713424  
**3:33:10 PM** Sen. Harrell  
**3:33:24 PM** Sen. Braynon  
**3:34:30 PM** Sen. Bradley  
**3:35:02 PM** Am. 318666  
**3:35:18 PM** Sen. Harrell  
**3:35:39 PM** Sen. Lee  
**3:35:53 PM** Sen. Harrell  
**3:36:41 PM** Am. 638088  
**3:37:11 PM** S 154  
**3:37:32 PM** Sen. Thurston  
**3:38:44 PM** Summer Meenan, Student, FSU Public Interest Law Center  
**3:41:10 PM** Sen. Gibson  
**3:41:38 PM** Lavern Deer, President, Female Development World Organization  
**3:43:12 PM** Greg Pound, Citizen  
**3:44:11 PM** Jodi Stevens, Pace Center for Girls (waives in support)  
**3:44:15 PM** Robby Holroyd, Lobbyist, Broward County (waives in support)  
**3:44:29 PM** Sen. Montford  
**3:46:29 PM** Sen. Thurston  
**3:47:25 PM** S 246  
**3:47:39 PM** Sen. Hooper  
**3:48:42 PM** Carol Bowen, Chief Lobbyist, Associated Builders and Contractors (waives in support)  
**3:48:46 PM** Clayton Osteen, Attorney, Florida Association of Plumbing Heating Cooling Contractors (waives in support)  
**3:48:52 PM** Scott Jenkins, Senior Government Consultant, National Utility Contractors Association of Florida (waives in support)  
**3:49:58 PM** S 362  
**3:50:05 PM** Sen. Hooper  
**3:50:39 PM** Andy Dubois, Citizen (waives in opposition)  
**3:50:45 PM** Richard Turner, Senior Vice President, Florida Restaurant and Lodging Association (waives in support)  
**3:50:54 PM** Lauren Storch, Government Relations Coordinator, Hillsborough County (waives in support)  
**3:50:59 PM** Cesar Grajales, Coalitions Director, Americans for Prosperity (waives in opposition)  
**3:51:05 PM** Carolyn Johnson, Policy Director, Florida Chamber of Commerce (waives in support)  
**3:51:13 PM** Brewster Bevis, Senior Vice President, Associated Industries of Florida (waives in support)  
**3:51:16 PM** Jack Hebert, Government Affairs Director, American Advertising Federation (waives in support)  
**3:52:15 PM** S 540  
**3:52:23 PM** Sen. Rader  
**3:53:07 PM** Sen. Lee  
**3:53:37 PM** Sen. Rader  
**3:55:19 PM** Sen. Lee  
**3:55:38 PM** Sen. Rader  
**3:56:09 PM** Alan Williams, Governmental Consultant, Florida Insurance Guaranty Association (waives in support)  
**3:57:06 PM** S 230 (cont.)  
**3:57:17 PM** Am. 638088  
**3:58:13 PM** S 230 (cont.)

<b>3:59:04 PM</b>	Jared Willis, Director of Government Relations, Florida Osteopathic Medical Association (waives in support)
<b>3:59:08 PM</b>	Joe Anne Hart, Chief Legislative Officer, Florida Dental Association (waives in support)
<b>3:59:19 PM</b>	Greg Pound, Citizen
<b>4:00:19 PM</b>	Sen. Braynon
<b>4:00:28 PM</b>	Sen. Harrell
<b>4:01:17 PM</b>	Sen. Braynon
<b>4:01:23 PM</b>	Sen. Harrell
<b>4:01:40 PM</b>	Sen. Braynon
<b>4:01:50 PM</b>	Sen. Bradley
<b>4:02:43 PM</b>	S 348
<b>4:03:19 PM</b>	Sen. Bean
<b>4:03:31 PM</b>	Ken Kniepmann, Associate, Florida Conference Catholic Bishops (waives in support)
<b>4:03:35 PM</b>	Austin Stowers, Deputy Legislative Affairs Director, Department of Financial Services (waives in support)
<b>4:04:05 PM</b>	Greg Pound, Citizen
<b>4:05:56 PM</b>	S 7016
<b>4:06:14 PM</b>	Sen. Lee
<b>4:07:50 PM</b>	Sen. Gibson
<b>4:08:12 PM</b>	Sen. Lee
<b>4:09:03 PM</b>	Sen. Gibson
<b>4:09:07 PM</b>	Sen. Lee
<b>4:09:28 PM</b>	Sen. Gibson
<b>4:09:55 PM</b>	Sen. Lee
<b>4:10:33 PM</b>	Sen. Gibson
<b>4:10:52 PM</b>	Sen. Bradley
<b>4:11:05 PM</b>	Sen. Gibson
<b>4:11:28 PM</b>	Natalie Fausel, Resiliency Florida (waives in support)
<b>4:11:34 PM</b>	Natalie Fausel, Palm Beach County (waives in support)
<b>4:11:40 PM</b>	Lena Juarez, City of St. Augustine (waives in support)
<b>4:11:50 PM</b>	Sen. Lee
<b>4:13:32 PM</b>	Sen. Simpson (Chair)
<b>4:13:37 PM</b>	S 486
<b>4:13:50 PM</b>	Sen. Bradley
<b>4:14:59 PM</b>	S 7050
<b>4:15:01 PM</b>	Sen. Bradley
<b>4:15:15 PM</b>	Am. 954404
<b>4:15:25 PM</b>	Sen. Simmons
<b>4:16:00 PM</b>	S 7050 (cont.)
<b>4:17:17 PM</b>	Sen. Bradley (Chair)
<b>4:18:17 PM</b>	Sen. Thurston
<b>4:19:03 PM</b>	Sen. Rouson
<b>4:19:17 PM</b>	Sen. Bean
<b>4:19:52 PM</b>	Sen. Gainer
<b>4:20:24 PM</b>	Sen. Benacquisto
<b>4:20:47 PM</b>	Sen. Montford
<b>4:21:05 PM</b>	Sen. Bradley
<b>4:21:22 PM</b>	Sen. Simpson
<b>4:22:04 PM</b>	Sen. Gibson
<b>4:23:21 PM</b>	Sen. Simmons
<b>4:23:31 PM</b>	
<b>4:23:31 PM</b>	
<b>4:23:31 PM</b>	
<b>4:23:31 PM</b>	