

THE FLORIDA SENATE  
2014 SUMMARY OF LEGISLATION PASSED  
**Committee on Appropriations**

**SB 676 — Welfare Transition Trust Fund/Department of Education**  
by Senator Galvano

This bill recreates the Welfare Transition Trust Fund, without modifications, within the Department of Education. This fund serves as a depository for receiving federal funds under the Temporary Assistance for Needy Families Program. This funding has historically been used to support working families receiving services through Florida's School Readiness Program.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 39-0; House 117-0*

## Committee on Appropriations

### **SB 678 — Trust Funds within Department of Agriculture and Consumer Services**

by Senator Hays

The bill:

- Terminates three trust funds within the Department of Agriculture and Consumer Services (department) which have limited use and where other funds within the department may be utilized. These funds include the Agricultural Law Enforcement Trust Fund, the Market Trade Show Trust Fund, and the Relocation and Construction Trust Fund. The bill makes conforming changes authorizing the deposit of revenue from the terminated funds to existing trust funds within the department.
- Codifies in ch. 570, F.S., seven existing trust funds in the department. These trust funds include the Administrative Trust Fund, the Federal Grants Trust Fund, the Florida Saltwater Products Promotion Trust Fund, the Plant Industry Trust Fund, the Pest Control Trust Fund, the Citrus Inspection Trust Fund, and the Incidental Trust Fund. All seven trust funds have been re-created in previous chapter law.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 117-0*

THE FLORIDA SENATE  
2014 SUMMARY OF LEGISLATION PASSED  
**Committee on Appropriations**

**SB 680 — Federal Grants Trust Fund/Department of Business and Professional Regulation**

by Senator Hays

The bill re-creates the Federal Grants Trust Fund, without modification, within the Department of Business and Professional Regulation. This fund serves as a depository for grants and funding from the federal government.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 116-0*

THE FLORIDA SENATE  
2014 SUMMARY OF LEGISLATION PASSED  
**Committee on Appropriations**

**SB 682 — Federal Grants Trust Fund/Department of Financial Services**  
by Senator Hays

The bill re-creates the Federal Grants Trust Fund, without modification, within the Department of Financial Services. This fund serves as a depository for grants and funding from the federal government.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 39-0; House 117-0*

## Committee on Appropriations

### **SB 684 — State Economic Enhancement and Development Trust Fund/ Department of Economic Opportunity**

by Senator Gardiner

The bill recreates, without modification, the State Economic Enhancement and Development Trust Fund within the Department of Economic Opportunity. The trust fund, which was created on July 1, 2011, by Chapter 2011-138, L.O.F., was scheduled to be terminated on July 1, 2015.

Section 288.1201, F.S., provides that the trust fund was created for the purpose of infrastructure and job creation opportunities and for the following purposes or programs:

- Transportation facilities that meet a strategic and essential state interest with respect to the economic development of the state;
- Affordable housing programs and projects in accordance with chapter 420, F.S.;
- Economic development incentives for job creation and capital investment;
- Workforce training associated with locating a new business or expanding an existing business; and
- Tourism promotion and marketing services, functions, and programs.

The bill has no fiscal impact on state or local funds.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 117-0*

## Committee on Appropriations

### **SB 686 — Termination of Trust Funds within Department of Economic Opportunity**

by Senator Gardiner

The bill terminates four inactive and obsolete trust funds within the Department of Economic Opportunity (DEO): the Community Services Block Grant Trust Fund; the Energy Consumption Trust Fund; the Low-Income Home Energy Assistance Program Block Grant Trust Fund; and the Economic Development Transportation Trust Fund.

Section 215.3208, F.S., requires legislative review of each trust fund at least once every four years. The review schedule is included in the legislative budget instructions developed in accordance with s. 216.023, F.S. This review indicated four trust funds within the DEO are inactive and obsolete.

The Community Services Block Grant Trust Fund, the Energy Consumption Trust Fund, and the Low-Income Home Energy Assistance Program Block Grant Trust Fund were originally created in the former Department of Community Affairs (DCA) to administer various federal programs. When these programs were transferred from the DCA to the DEO in October 2011, the revenues that were previously deposited in these funds were deposited in the Federal Grants Trust Fund. Section 215.32(2)(b)2.g., F.S., requires agencies to use the federal grants trust fund as the depository for restricted revenues from federal sources. The trust funds being terminated have no fund balances and no future receipts are anticipated.

The Economic Development Transportation Trust Fund within the DEO was originally created in the former Office of Tourism, Trade, and Economic Development (OTTED) in the Executive Office of the Governor, to account for transfers from the Florida Department of Transportation (FDOT) to fund economic development transportation projects. This fund was transferred from the OTTED to the DEO in October 2011. In Fiscal Year 2012-2013, the administration of “road fund” projects was transferred from the DEO to the FDOT. The trust fund has no fund balance and no future receipts are anticipated.

The bill has no fiscal impact on state or local funds.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 117-0*

THE FLORIDA SENATE  
2014 SUMMARY OF LEGISLATION PASSED  
**Committee on Appropriations**

**SB 688 — Federal Grants Trust Fund / Executive Office of the Governor**

by Senator Gardiner

The bill recreates, without modification, the Federal Grants Trust Fund within the Executive Office of the Governor for use by the Division of Emergency Management. The trust fund, which was created on July 1, 2011, by Chapter 2011-165, L.O.F., was scheduled to be terminated on July 1, 2015.

The trust fund is used as a depository for funds that must be used for allowable activities funded by restricted program revenues from federal sources, including interest earnings and cash advances from other trust funds.

The bill has no fiscal impact on state or local funds.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 116-1*

THE FLORIDA SENATE  
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**Committee on Appropriations**

**SB 1676 — Internal Revenue Code**

by Appropriations Committee

The bill adopts the 2014 version of the United States Internal Revenue Code for purposes of the Florida corporate income tax.

If approved by the Governor, these provisions take effect upon becoming law and operate retroactively to January 1, 2014.

*Vote: Senate 39-0; House 118-0*



## Committee on Appropriations

### **SB 2510 — Court-appointed Counsel**

by Appropriations Committee

The bill:

- Deletes the requirement that an attorney who wants to be included on a registry must certify that he or she will accept the flat fees in s. 27.5304, F.S., as full payment for any case except RICO and deletes authorization for the chief judge to establish limited registries of attorneys willing to waive compensation above the flat fees.
- Creates the Cross-Circuit Conflict Representation Pilot Program including Public Defender Offices in the 10<sup>th</sup> and 13<sup>th</sup> Judicial Circuits and the Offices of Criminal Conflict and Civil Regional Counsel (OCCRC) in the 5<sup>th</sup> Region. The bill establishes a process by which cases are assigned pursuant to the pilot. The Public Defender and Regional Conflict Offices are directed to report on the pilot's performance and cost savings.
- Increases trial level fee caps: from \$2,500 to \$6,000 for a noncapital, nonlife felony; from \$3,000 to \$9,000 for a life felony; and from \$15,000 to \$25,000 for a capital case. The fee cap for appellate representation is increased from \$2,000 to \$9,000.
- Changes the funding source for due process costs that exceed the over-the-flat-fee appropriation from the state court system to the Justice Administrative Commission's due process categories.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 37-0; House 116-0*

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**Committee on Appropriations**

**SB 2514 — Bicycle and Pedestrian Ways**

by Appropriations Committee

The bill authorizes the use of statewide transportation revenues by the Florida Department of Transportation for the cost of planning, land acquisition, design and construction of multi-use trails.

The department is required to give funding priority to projects identified by the Florida Greenways and Trails Council as a priority within the Florida Greenways and Trails System under ch. 260, F.S., which support the transportation needs of bicyclists and pedestrians; have national, statewide, or regional importance; and facilitate an interconnected system by completing gaps between existing trails.

Priority projects recommended for funding must be included in the department's tentative work program developed pursuant to s. 339.135, F.S.; and, after the construction is complete, there is no further obligation of the department to provide funds for the operation and maintenance of the trail.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 39-0; House 113-4*

## Committee on Appropriations

### HB 5001 — General Appropriations Act

by Appropriations Committee and Rep. McKeel (SB 2500 by Appropriations Committee)

The General Appropriations Act for Fiscal Year 2014-2015 provides for a total budget of \$77.1 billion, including:

- General revenue (GR): \$27.9 billion
- Trust funds (TF): \$49.2 billion
- Full time equivalent positions (FTE): 114,444.57

Total reserves - \$3.1 billion:

- \$1.4 billion Working Capital Trust Fund
- \$214.5 million Budget Stabilization Fund Transfer (*Fiscal Year 2014-2015 transfer*)
- \$923.3 million Budget Stabilization Fund (*estimated June 30, 2014 balance based on anticipated transfers*)
- \$607 million Lawton Chiles Endowment Fund (*estimated June 30, 2014 balance*)

Total reserves as a percentage of general revenue: 10.3 percent.

### Major Issues Funded

#### *State Employee Compensation and Benefits*

Total: \$30.6 million (\$17.5 million GR; \$13.1 million TF)

- State Court System Pay Increase - \$5.6 million GR; \$2.5 million TF
- Assistant State Attorney and Assistant Public Defender Pay Increase - \$9.1 million GR; \$1.8 million TF
- Assistant Regional Conflict Counsel 2.5 percent Pay Increase - \$0.5 million GR
- State Law Enforcement 5 percent Pay Increase - \$2.3 million GR; \$8.8 million TF

#### *Florida Retirement System (FRS)*

Statewide Increase to FRS Contribution Rates: \$82.6 million (\$70.5 million GR; \$12.1 million TF)

- Administered Funds (State Agencies) - \$20.0 million GR; \$12.1 million TF
- School Boards (K-12) - \$39.3 million GR
- State Universities - \$6.9 million GR
- Community Colleges - \$4.3 million GR

Statewide Increase to Health Insurance Subsidy Contribution Rates: \$11.2 million (\$9.6 million GR; \$1.6 million TF)

- Administered Funds (State Agencies) - \$1.5 million GR; \$1.6 million TF
- School Boards (K-12) - \$6.9 million GR

- State Universities - \$0.7 million GR
- Community Colleges - \$0.5 million GR

***State Match for Federally Declared Disasters***

Total: \$13.7 million GR

**Public Education Capital Outlay (PECO)**

Total appropriations: \$1.95 billion

PECO Projects total: \$544.8 million

- Charter School Capital Outlay - \$75.0 million TF
- Public School Renovation, Repair, and Maintenance - \$50.0 million TF
- Public School Special Facilities - \$59.7 million TF
- High Growth School Districts - \$3.0 million TF
- Putnam County Schools - \$1.0 million
- Florida College System Projects - \$107.5 million TF
- Florida College System Repairs and Maintenance - \$15.0 million TF
- University System Projects - \$159.6 million TF
- University System Repairs and Maintenance - \$57.6 million TF
- University Lab School Maintenance - \$4.8 million TF
- Public Broadcasting Maintenance - \$2.2 million TF
- Independent Colleges - \$5.3 million TF
- Vocational-Technical Facilities - \$3.0 million TF
- School for the Deaf and Blind Critical Repairs and Maintenance - \$1.1 million TF

University Funding for Capital Improvement Fee Projects - \$41.1 million TF

Debt Service - \$1.4 billion

Fund sources: \$5.3 million GR; \$539.6 million PECO TF; \$41.1 million other TF; \$1.4 billion TF in required debt service. To support these appropriations, \$169.9 million GR and \$136.2 million from the Educational Enhancement Trust Fund are transferred to provide cash to support the PECO TF.

**Education Appropriations**

Total appropriations: \$18.8 billion (\$14.5 billion GR; \$4.3 billion TF)<sup>1</sup>

Total funding - including local revenues: \$29.8 billion (\$18.8 billion state funds; \$11 billion local)<sup>2</sup>

<sup>1</sup> Excludes appropriated university tuition/fees.

<sup>2</sup> Local revenues include required and discretionary local effort for public schools and tuition/fees for district workforce, colleges, and universities.

## Major Issues Funded

### *Early Learning Services*

Total: \$1 billion (\$555.6 million GR; \$466.1 million TF)

- Voluntary Prekindergarten Program - \$396.1 million GR; \$54 or 2.3 percent increase in the base student allocation
- School Readiness Program - \$625.6 million (\$159.5 million GR; \$466.1 million TF)

### *Public Schools/K12 Florida Education Finance Program (FEFP)*

Total Funding: \$18.9 billion (\$10.7 billion state funds; \$8.2 billion local)

- FEFP increase is \$575 million or 3.14 percent
- FEFP increase in Funds per Student is \$176 or 2.61 percent
- Enrollment Workload Increase - \$54.5 million
- Additional Funds for Florida Retirement System Adjustments - \$46.2 million GR
- No increase in millage
- High School and Middle School Industry Certifications - additional \$30 million
- Digital Classrooms Allocation - \$40 million
- Extended Day Program for Intensive Reading Expanded to 300 Elementary Schools - \$90 million
- Funds for Dual Enrollment Instructional Materials - \$10 million

### *Public Schools/K12 Non-FEFP*

- Mentoring Programs - \$23.1 million GR
- Programs to Enhance Schools and Instruction - \$30 million GR
- Florida Personal Learning Scholarship Accounts - \$18.4 million GR
- Superintendent's Training - \$500,000 GR; additional \$500,000 for specialized training for student acceleration options
- School District Matching Grants - \$4.5 million GR
- Florida School for the Deaf & Blind - \$50 million (\$45.4 million GR; \$4.6 million TF)
- Teacher of the Year Summit - \$50,000 GR

### *District Workforce*

Total: \$538.5 million (\$293.5 million GR; \$196.1 million TF; \$48.9 million tuition/fees)

- Workforce Development - \$369.5 million (\$287.1 million GR, \$82.4 million TF), all tech centers and adult education programs fully funded
- Career and Professional Education (CAPE) Incentive Funds for Industry Certifications in Targeted Occupational Areas, including Health Science and Information Technology - \$5 million GR

### *Florida College System*

Total: \$2.0 billion (\$892.1 million GR; \$254.9 million TF; \$840.7 million tuition/fees)

- Equalization Funding - \$5 million GR

- Compression Funding - \$15.5 million GR
- Florida Retirement System Adjustments - \$4.8 million GR
- CAPE Incentive Funds for Industry Certifications in Targeted Occupational Areas, including Health Science and Information Technology - \$5 million GR

### ***State University System***

Total: \$4.4 billion (\$2.2 billion GR; \$289.9 million TF; \$1.9 billion tuition/fees)

- Performance Based Funding - \$200 million
  - \$100 million new funds GR
  - \$100 million reprioritization of base funds GR
- Florida Retirement System Adjustments - \$7.6 million GR
- Plant Operations and Maintenance - \$6.2 million
- University Research Preeminence Increase - \$10 million GR
- Florida Institute for Child Welfare - \$1 million

### ***Private Colleges***

Total: \$160 million GR

- Florida Resident Access Grant - Workload Increase and Student Award Level Increase for Legacy and Newly Eligible Institutions - \$22.7 million
- Access to Better Learning and Education (ABLE) Grant - Workload Increase and Student Award Level Increase - \$2.4 million GR
- Embry Riddle - Career Academy Partnerships - \$3 million GR
- Historically Black Colleges and Universities - \$3.3 million additional funds GR

### ***Student Financial Aid***

Total: \$476 million (\$97.7 million GR, \$378.3 million TF)

- Florida Student Assistance Grant Increase - \$15 million (\$8.5 million GR; \$6.4 million TF)
- Children/Spouses of Deceased or Disabled Veterans Workload Increase - \$219,783
- Florida National Merit Scholarship Incentive Program - \$2.8 million GR
- Need-based educational benefits to pay living expenses during semester breaks for active duty and honorably discharged members of the Armed Forces - \$1 million
- Rosewood Family Scholarship Program - Workload Increase and Award Level Increase - \$196,747

### ***Vocational Rehabilitation***

Total: \$250.4 million (\$61.8 million GR, \$188.6 million TF)

- Additional funds to eliminate the program's waiting lists for individuals with the most significant disabilities - \$44 million (\$16.9 million GR, \$27 million TF)

## **Health and Human Services Appropriations**

Total appropriations: \$31.9 billion (\$8.3 billion GR; \$23.6 billion TF); 33,088.57 FTE

## Major Issues Funded

### *Agency for Health Care Administration*

Total: \$24.6 billion (\$5.5 billion GR; \$19.1 billion TF); 1,644 FTE

- Medicaid Electronic Health Record Incentive Program - \$156.6 million TF
- Personal Needs Allowance - \$18.4 million GR; \$21.8 million TF  
(Individuals in Residential Care from \$35 to \$105 per month)
- Long-Term Care Managed Care Waiver Program - \$5.1 million GR; \$7.5 million TF  
(approximately 823 individuals)
- Private Duty Nursing Services Rate Increase 5 percent - \$2.2 million GR; \$3.3 million TF
- Speech, Occupational, and Physical Therapies Rate Increase 5.3 percent - \$4 million GR; \$6 million TF
- Medicaid Assistive Care Services Rate Increase - \$3.4 million GR; \$5 million TF
- Pediatric Physician Fees Rate Increase - \$3.4 million GR; \$5 million TF
- Prescribed Pediatric Extended Care Centers (PPECs) Rate Increase - \$1.6 million GR; \$2.4 million TF

### *Department of Elder Affairs*

Total: \$294.6 million (\$126.5 million GR; \$168.1 million TF); 440.5 FTE

- Program of All-inclusive Care for the Elderly (PACE) Program - \$5.3 million GR; \$7.7 million TF (600 new slots)
- Alzheimer's Disease Waitlist - \$4 million GR (approximately 392 individuals)
- Community Care for the Elderly Program - \$5 million GR (approximately 751 individuals)
- Local Elderly Meals and Community Based Programs - \$5.3 million GR
- Alzheimer's Community Services - \$1.7 million GR

### *Agency for Persons with Disabilities*

Total: \$1.2 billion (\$491.7 million GR; \$661.8 million TF); 2,865.5 FTE

- Transition Wait List Individuals to the Home and Community-Based Services Waiver (approximately 1,260 individuals) - \$8.1 million GR, \$11.9 million TF
- Fair Hearings Workload - \$2.3 million GR, \$2.3 million TF
- Supported Employment Services for Wait List Individuals - \$.5 million GR
- Adult Day Training 2 percent Provider Rate Increase - \$.5 million GR; \$.8 million TF
- State Facilities Repairs and Maintenance - \$2 million GR; \$.6 million TF
- Billy Joe Rish State Park Improvements - \$1 million GR

### *Department of Children and Families*

Total: \$2.9 billion (\$1.6 billion GR; \$1.2 billion TF); 11,863.5 FTE

- Child Welfare System:

- Child Protective Investigations Workload - 270 FTE; \$16.1 million GR; \$2.5 million TF
- Sheriff's Child Protective Investigations - \$8.1 million GR
- Community Based Care Agencies Services - \$10 million GR
- Healthy Families Program Expansion - \$5 million GR
- Family Intensive Treatment Teams - \$5 million GR
- Human Trafficking Victim Services - \$3 million GR
- Data Analytics and Information Sharing Initiative - \$2 million GR
- Maintenance Adoption Subsidies - \$20.2 million GR, \$8.5 million TF
- Children's Mental Health Community Action (CAT) Teams - \$11.3 million GR
- Substance Abuse Services for Pregnant Women - \$10 million GR
- Community Based Care Agencies - \$1.3 million GR; \$6 million TF
- Medicaid Eligibility System Technology Improvements - \$4.8 million TF
- Adult Community Mental Health Funding - \$4 million GR
- Adult/Children Community Substance Abuse Funding - \$3.6 million GR
- Mental Health Transition Beds - \$3 million GR
- County Criminal Justice Mental Health Grant - \$3 million GR
- Domestic Violence Services - \$2 million GR; \$5 million TF
- Identity/Asset Verification Services - \$3 million TF
- Healthy Families Program Funding - \$2 million GR
- State Mental Health Treatment Facilities Repairs and Maintenance - \$2.3 million TF

### ***Department of Health***

Total: \$2.8 billion (\$520.9 million GR; \$2.3 billion TF); 15,171.57 FTE

- Florida Cancer Center Funding - \$35.9 million GR
- County Health Departments and State Laboratories Fixed Capital Repairs - \$5 million GR;
- \$13.8 million TF
- Medical Quality Assurance Licensure and Enforcement Information Database (LEID) System Upgrade - \$4.4 million TF
- Early Steps Program - \$3.6 million GR
- Alzheimer's Research - \$3 million GR
- Cancer Research Endowments - \$2 million GR
- Ounce of Prevention - \$1.9 million GR
- Waitlist for Brain and Spinal Cord Injury Program Medicaid Waiver - \$.2 million GR; \$.4 million TF

### ***Department of Veterans Affairs***

Total: \$114 million (\$10.8 million GR; \$103.2 million TF); 1,103.5 FTE

- Construction of New State Veterans' Nursing Home - \$11 million TF
- Maintenance and Repair of State Veterans' Nursing Homes and Domiciliary - \$7.8 million TF
- Workforce Training Grant Program - \$2 million GR



- Entrepreneur Training Initiative - \$1 million GR

### **Criminal and Civil Justice Appropriations**

Total appropriations: \$4.27 billion (\$3.52 billion GR; \$754.3 million TF); 44,410.75 FTE

#### **Major Issues Funded**

- Guardian ad Litem Staffing to support program's plan to serve all children in dependency - \$6.1 million GR; 105.5 FTE
- Children's Advocacy Centers services - \$3.5 million GR
- District Courts of Appeal critical maintenance and repairs, security Enhancements, and Partial Construction of New DCA Building - \$10.7 million GR
- The Criminal Justice Estimating Conference's (CJEC) prison population forecast for the Department of Corrections in Fiscal Years 2013-2014 and 2014-2015

#### ***Department of Legal Affairs***

Total: \$204.8 million (\$52.7 million GR; \$152.1 million TF); 1,313.5 FTE

- Criminal appeals workload - \$1 million GR; 10 FTE
- Civil legal assistance to improve access to justice system - \$2 million GR
- Statewide prosecution - \$522,000 GR; 2 FTE
- Medicaid Fraud Control Unit Data Mining Initiative - \$1.5 million GR

#### ***Department of Corrections (DOC)***

Total: \$2.30 billion (\$2.23 billion GR; \$71.3 million TF); 23,729 FTE

- Inmate transport vehicles - \$500,000 GR
- Restores critical salary lapse reductions in the DOC's institutions - \$9 million GR
- Officers to manage expected increase in inmate population - \$22.3 million GR; 215 FTE
- Support costs needed to operate DOC facilities to house additional inmates in Fiscal Year 2014-2015 - \$17.4 million GR; 273 FTE
- Electronic monitoring for work release inmates - \$3 million GR
- Automated time and attendance system for DOC facilities - \$5 million GR
- Additional 185 residential substance abuse beds - \$3.3 million GR
- Critical facility maintenance and repair - \$5.3 million GR

#### ***Department of Law Enforcement***

Total: \$259.1 million (\$98 million GR; \$161.1 million TF); 1,769 FTE

- Firearm purchase verification program staffing - \$1.1 million TF; 18 FTE
- Forensic equipment upgrade - \$880,000 GR
- Expand cybercrime capacity and capabilities - \$925,000; 9 FTE
- Criminal Justice Standards and Training Trust Fund shortfall - \$3.9 million GR
- Final phase of the Biometric Identification System (fingerprint records system) - \$1.9 million TF

***Department of Juvenile Justice***

Total: \$551.4 million (\$395.8 million GR; \$155.6 million TF); 3,265.5 FTE

- Behavioral health overlay and health services for non-secure residential programs - \$18.2 million GR
- PACE Center for Girls expansion - \$2 million GR
- Children in Need of Services/Families in Need of Services (CINS/FINS) expansion in underserved areas - \$3.4 million GR
- Boys and Girls Clubs - \$4.5 million GR
- Big Brothers/Big Sisters - \$1.1 million GR
- Critical facility maintenance and repair - \$2.9 million GR

***Supreme Court***

Total: \$31.3 million (\$12.6 million GR; \$18.7 million TF); 272.5 FTE

- Case processing support - \$76,000 GR; 1 FTE

***District Courts of Appeal (DCA)***

Total: \$54.6 million (\$36.9 million GR; \$17.8 million TF); 445 FTE

- Three new DCA judgeships - \$1.4 million GR; 12 FTE
- Critical maintenance and repairs, security enhancements, and partial construction of new DCA building - \$10.1 million GR

***Trial Courts***

Total: \$405.5 million (\$329.4 million GR; \$76.1 million TF); 3,595 FTE

- Enhanced services at Children's Advocacy Centers - \$3.5 million GR
- Post-adjudicatory drug court - \$5.5 million GR
- Veterans' courts - \$1.0 million GR

***Justice Administrative Commission***

Total: \$93.8 million (\$92.9 million GR; \$939,000 TF); 97 FTE

- Financial reporting and customer service staffing - \$203,000 GR; 3 FTE
- Case management system - \$375,000 GR
- Flat fee increases to eight critical case types - \$1.0 million GR

***Guardian Ad Litem***

Total: \$43.4 million (\$43.1 million GR; \$320,000 TF); 695.5 FTE

- Staffing to support program's plan to serve all children in dependency - \$6.1 million GR; 105.5 FTE

***State Attorneys***

Total: \$425 million (\$329.1 million GR; \$95.9 TF); 6,079.25 FTE

- Crimes against the elderly prosecution unit - \$162,000 GR; 3 FTE
- Drug diversion unit - \$700,000 TF; 11 FTE

***Public Defenders***

Total: \$207.6 million (\$172.2 million GR; \$35.4 TF); 2,801 FTE

- Cross circuit representation pilot project - \$205,000 GR; 2 FTE

***Capital Collateral Regional Councils (CCRC)***

Total: \$8.9 million (\$8.3 million GR; \$609,000 TF); 82 FTE

- Workload to address increased cases in CCRC-North - \$387,000 GR; 3 FTE

***Regional Conflict Counsel***

Total: \$41.5 million (\$40.5 million GR; \$1.0 million TF); 413 FTE

- Due process - \$300,000 GR
- IT infrastructure replacement - \$230,000 GR

**General Government Appropriations**

Total appropriations: \$5.4 billion (\$794.7 million GR; \$4.6 billion TF); 20,221 FTE

**Major Issues Funded*****Department of Agriculture & Consumer Services***

Total: \$ 1.5 billion (\$185.1 million GR; \$1.4 billion TF); 3,582 FTE

- Wildfire Suppression Equipment - \$3 million GR
- Citrus Research and Budwood Program - \$2 million GR; \$4 million TF
- Florida Agriculture Promotion Campaign - \$.4 million GR; \$4 million TF
- Hybrid Wetland Treatment Projects - \$10.5 million GR
- Lake Okeechobee Restoration Projects - \$10 million GR
- Agriculture Best Management Practices - \$8.4 million TF
- Agriculture Livestock Markets, Pavilions, and Centers - \$3.3 million GR
- Citrus Health Response Program - \$.1 million GR; \$7.1 million TF
- Rural and Family Lands Protection Program - \$5 million TF
- Farm Share and Food Banks - \$2.5 million GR
- Oyster Rehabilitation & Best Management Practices - \$7.7 million TF
- Child Nutrition Program Grants - \$2.6 million TF
- State Farmers' Markets Maintenance and Repairs - \$.5 million GR; \$1.4 million TF

***Department of Business & Professional Regulation***

Total: \$147.5 million (\$.4 million GR; \$147.1 million TF); 1,616 FTE

- Florida State Boxing Commission - \$.2 million GR
- Visit Florida - \$.5 million TF
- Unlicensed Activity Program - 4 positions; \$1.1 million TF
- Pari-Mutuel Laboratory Equipment Replacement - \$.4 million TF

***Department of Citrus***

Total: \$52.3 million (\$.5 million GR; \$51.8 million TF); 55 FTE

***Department of Environmental Protection***

Total: \$1.6 billion (\$285.8 million GR; \$1.3 billion TF); 3,095 FTE

- Beach Projects - \$25.4 million GR; \$21.8 million TF
- Springs Restoration - \$30 million GR (includes \$5m in DACS)
- Florida Keys Wastewater Treatment Plan - \$50 million TF
- Indian River Lagoon and Lake Okeechobee Basin - \$232 million GR & TF (includes \$4.2 million Water Projects for Loxahatchee and St. Lucie Rivers and \$90 million in the Fiscal Year 2014-2015 FDOT Work Program for Tamiami Trail)
- Florida Forever - \$10 million GR; \$47.5 million TF
- Petroleum Tanks Cleanup Program - \$110 million TF
- Total Maximum Daily Loads (TMDLs) - \$9.4 million TF
- Drinking Water & Wastewater Revolving Loan Programs - \$13.5 million GR; \$225.2 million TF
- Small County Wastewater Treatment Grants - \$21 million TF
- State Parks Maintenance & Repairs - \$19.7 million TF
- Local Parks - \$3.1 million GR; \$.8 million TF
- Nonmandatory Land Reclamation - \$4.2 million TF
- Water Projects - \$88.5 million GR
- Dispersed Water Storage - \$10 million GR
- Water Management District Operations - \$5 million TF
- Management of Conservation and Recreation Lands (CARL) - \$3m TF

***Department of Financial Services***

Total: \$325.4 million (\$23.3 million GR; \$302.1 million TF); 2,613 FTE

- Fire College and Arson Lab Repairs and Maintenance - \$3.5 million TF
- Arson Lab Information System Replacement - \$.3 million TF
- Florida Accounting & Information Resource (FLAIR) Replacement - 22 positions; \$9 million TF
- Risk Management Information System - \$2.2 million TF
- Florida State University Catastrophic Storm Risk Management Center - \$1 million TF
- Florida International University Public Hurricane Model & Wall of Wind - \$1.9 million TF

***Fish & Wildlife Conservation Commission***

Total: \$361.3 million (\$34.4 million GR; \$329.9 million TF); 2,113 FTE

- Boating Infrastructure and Improvement Program - \$.2 million TF; \$5.1 million TF
- Artificial Fishing Reef Construction - \$1.1 million GR; \$.8 million TF
- Lionfish Bounty, Outreach, and Control - \$.4 million GR; \$.3 million TF
- Invasive and Aquatic Plant Management - \$3 million TF
- Florida Conservation and Technology Center - \$3 million GR

- Red Tide Research - \$.6 million GR
- Lake Restoration - \$6.4 million TF
- Land Management and Improvements - \$2.8 million TF

***Department of the Lottery***

Total: \$163.5 million TF; 420 FTE

- Replacement of Motor Vehicles - \$.9 million TF

***Department of Management Services***

Total: \$671.3 million (\$49.7 million GR; \$621.6 million TF); 1,312 FTE

- Florida Facilities Pool Repairs and Maintenance - \$21.5 million GR; \$8.2 million TF
- Facilities Management System - \$4 million TF
- Florida Interoperability Network and Mutual Aid - \$3.5 million GR
- People First Procurement Assistance - \$.5 million TF
- Statewide Law Enforcement Radio System Study - \$1 million TF
- Non-Florida Retirement System Pension Benefits - \$.2 million GR
- Data Center Operations and Infrastructure - \$7.8 million (\$2.1 million GR)
- Florida Commission on Human Relations Relocation - \$.8 million GR
- Public Employees Relations Commission Relocation - \$.3 million GR

***Public Service Commission***

Total: \$25.2 million (\$25.2 million TF); 283 FTE

***Department of Revenue***

Total: \$559.4 million (\$208.7 million GR; \$350.7 million TF); 5,133 FTE

- Fiscally Constrained Counties - \$23.5 million GR
- One Stop Business Registration Portal - \$.8 million GR
- Aerial Photography - \$.2 million

**Transportation, Tourism, and Economic Development Appropriations**

Total appropriations: \$12.17 billion (\$207.96 million GR; \$11.96 billion TF); 13,561.5 FTE

**Major Issues Funded**

- Transportation Work Program - \$9.2 billion TF
- Affordable Housing Programs - \$167.7 million TF
- Economic Development Incentive Programs - \$71 million TF
- Economic Development Partners (EFI, Visit Florida, Space Florida, etc.) - \$118.9 million
- Florida Highway Patrol Law Enforcement Positions - \$3.5 million; 28 FTE
- Library Grants and Assistance - \$32.8 million GR
- Cultural Programs, Grants and Facilities - \$55.6 million GR
- Historic Preservation Grants - \$16.3 million GR

- National Guard Tuition Assistance - \$3.4 million

### ***Department of Economic Opportunity***

Total: \$1.1 billion (\$37.4 million GR; \$1.1 billion TF); 1,619.5 FTE

- Economic Development Partners - \$118.9 million
  - Enterprise Florida (EFI) - \$8.6 million TF
  - EFI - International Trade & Promotion - \$6.8 million TF
  - Florida Sports Foundation - \$4.5 million TF
  - VISIT Florida - \$74 million TF
  - Space Florida - \$19.5 million (\$2 million GR; \$17.5 million TF)
  - Institute for the Commercialization of Public Research - \$5.5 million TF
- Economic Development Incentive Programs - \$71 million TF
- Economic Development Projects and Initiatives - \$13.9 million (\$1 million GR; \$12.9 million TF)
- Quick Response Training - \$12.1 million
- Workforce Development Projects - \$4.8 million (\$1.2 million GR; \$3.6 million TF)
- Florida Defense Support Task Force - \$3.5 million
- Military Base Protection & Defense Infrastructure - \$2.6 million
- Affordable Housing Programs - \$167.7 million
  - State Housing Initiatives Partnership (SHIP) Program - \$100 million (\$96 million allocated to local governments; \$4 million allocated for homeless programs through the Dept. of Children and Families)
  - State Housing Programs, including State Apartment Incentive Loan (SAIL) Program - \$67.7 million (with \$10 million allocated for competitive grants for housing for the disabled)
- Community Planning - Technical Assistance to Local Governments - \$1.6 million
- Housing & Community Development Projects - \$42.5 million (\$26.7 million GR; \$15.8 million TF)

### ***Division of Emergency Management***

Total: \$230.6 million (\$1.9 million GR; \$228.7 million TF); 157.0 FTE

- Federally Declared Disaster Funding (including state match) - \$159.3 million TF

### ***Department of State***

Total: \$162.5 million (\$132.4 million GR; \$30.0 million TF); 408.0 FTE

- State Aid to Libraries - \$27.4 million GR (\$22.3 million recurring)
- Library Cooperative Grants - \$2 million GR
- State Touring Program - \$200,000 GR
- All Major Grant Program Approved Lists are fully funded:
  - Cultural & Museum Program Grants - \$24.1 million GR (\$5 million is recurring)
  - Culture Builds Florida - Project Grants - \$1.2 million GR
  - Cultural Endowment Grants - \$6.9 million GR
  - Cultural Facilities Grants - \$10.8 million GR

- Historic Preservation Small Matching Grants - \$1.8 million GR (\$1.5 million is recurring)
- Historic Preservation Special Category Grants - \$14.3 million GR
- Historic properties maintenance and repairs - \$640,000 (\$500,000 is recurring)

***Department of Transportation***

Total: \$10.1 billion (\$12.0 million GR, \$10.1 billion TF); 6,504 FTE

- Transportation Work Program - \$9.2 billion TF
  - Highway Construction - \$3.9 billion TF
  - County Transportation Programs - \$158 million TF
  - Aviation Grants - \$337 million TF
  - Seaport and Intermodal Development Grants - \$184 million TF; \$12 million GR
  - Public Transit Development Grants - \$583 million TF
  - Rail Development Grants - \$317 million TF
  - Coast to Coast Connector Trail - \$26.5 million TF

***Department of Military Affairs***

Total: \$100.1 million (\$24.2 million GR; \$75.9 million TF); 459 FTE

- Tuition Assistance for Florida National Guard - \$3 million GR
- Community Outreach Programs (Forward March and About Face) - \$2 million GR
- Armory Maintenance and Repair - \$1.7 million GR (with an additional \$12.5 million funded in SB 860, the “GI Bill”)
- Camp Blanding Construction - Special Forces Headquarters - \$2.5 million GR

***Department of Highway Safety and Motor Vehicles***

Total: \$435.5 million TF; 4,414 FTE

- Florida Highway Patrol (FHP) -
  - 28 New FHP Law Enforcement Officers - \$3.5 million TF
  - Replacement of 312 FHP Pursuit Vehicles - \$9 million TF
  - Trooper Incidental and Court Overtime Pay - \$2 million TF

If approved by the Governor, these provisions take effect July 1, 2014, or upon becoming law, whichever occurs later.

*Vote: Senate 40-0; House 102-15*

## Committee on Appropriations

### **HB 5003 — Implementing 2014-2015 General Appropriations Act**

by Appropriations Committee and Rep. McKeel (SB 2502 by Appropriations Committee)

The bill implements the 2014-2015 General Appropriations Act, HB 5001, and makes the following substantive modifications for the 2014-2015 fiscal year.

**Section 1** provides legislative intent that the implementing and administering provisions of this act apply to the General Appropriations Act for Fiscal Year 2014-2015.

**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 proviso language attached to Specific Appropriation 9.

**Section 4** amends s. 1013.64, F.S., to provide that, notwithstanding the current formula, for the 2014-2015 fiscal year, funds appropriated for remodeling, renovation, maintenance, and repairs and site improvement for existing satisfactory facilities will be allocated by prorating the total appropriation based on each school district's share of the 2013-2014 reported fixed capital outlay FTE.

**Section 5** requires a "speed-up" of the levy of prior period funding adjustment millage (estimate based on 75 percent of the previous prior period millage) for districts where the local value adjustment board process delays completion of the certification of the final tax roll for longer than one year.

**Section 6** provides that any district school board that generates less than \$1 million dollars in revenue from one mill of ad valorem tax shall contribute 0.75 mill, rather than 1.5 mills, for Fiscal Year 2014-2015 to the cost of funded special facilities projects.

**Section 7** incorporates by reference the document entitled "Medicaid Hospital Funding Programs" for the purpose of displaying the calculations used by the legislature in making appropriations for the Low-Income Pool, Disproportionate Share Hospital, and Hospital Exemptions Programs.

**Section 8** provides requirements to govern the continuation of the Department of Health's Florida Onsite Sewage Nitrogen Reduction Strategies Study.

**Section 9** sets prioritization guidelines for the Agency for Persons with Disabilities (APD) in moving clients from the wait list and into receiving waiver services. The APD is required to allow an individual who meets eligibility requirements to receive home and community based services in this state if the individual's parent or legal guardian is an active-duty military service member and, at the time of the service member's transfer to Florida, the individual was receiving home and community based services in another state.



**Section 10** provides that, notwithstanding any other law, behavioral health managing entities may not conduct provider network procurements during the 2014-2015 fiscal year. Exceptions are provided.

**Section 11** amends of s. 296.37(1), F.S., for the 2014-2015 fiscal year, to increase the personal needs allowance for residents of State Veterans' Nursing Homes from \$35 to \$105. This will maintain parity in the amount of income that all residents are allowed to keep for incidental expenses not covered by room and board.

**Section 12** requires the AHCA to ensure that nursing facility residents eligible for funds to transition to home and community based services waivers must first have resided in a skilled nursing facility for at least 60 consecutive days.

**Section 13** requires the AHCA and the Department of Elder Affairs to prioritize individuals for enrollment in the Long Term Care waiver using a frailty based screening instrument resulting in a prioritization score and shall enroll individuals in the Long Term Care waiver in accordance with the assigned priority score as funds are available. The AHCA may adopt rules, pursuant to s. 409.919, F.S., and enter into interagency agreements necessary to administer s. 409.979(3), F.S. Any rules or interagency agreements adopted by the AHCA relating to the scoring process may delegate to the Department of Elder Affairs, pursuant to 409.978, F.S., responsibility for implementing and administering the scoring process, providing notice of Medicaid fair hearing rights, and responsibility for defending, as needed, the scores assigned to persons on the Long Term Care waiver waitlist in any resulting Medicaid fair hearings. The Department of Elder Affairs may delegate the provision of notice of Medicaid fair hearing rights to its contractors.

**Section 14** permits the AHCA to extend the current contract for consultant services related to diagnostic related groups (DRGs) for Medicaid hospital inpatient services until June 30, 2015.

**Section 15** requires the AHCA to submit a budget amendment pursuant to Chapter 216, F.S., to realign funding based on the implementation of the Managed Medical Assistance component of the Statewide Medicaid Managed Care program as authorized in Chapter 2011-134, L.O.F. The funding realignment must reflect the actual enrollment changes due to the transfer of beneficiaries from fee-for-service to capitated managed care plans for medical assistance services. Notwithstanding s. 216.177, F.S., if the chair or vice chair of the Legislative Budget Commission or the President of the Senate or the Speaker of the House of Representatives timely advises the Executive Office of the Governor (EOG), in writing, that the budget amendment exceeds the delegated authority of the EOG or is contrary to legislative policy or intent, the EOG must void the action.

**Section 16** authorizes the AHCA and the Department of Health to submit a budget amendment to realign funding within and between agencies based on the implementation of the Statewide Medicaid Managed Care Medical Assistance Program for Children's Medical Services within the Department of Health. The funding realignment must reflect the actual enrollment changes due

to the transfer of beneficiaries from fee-for-service to the capitated Children's Medical Services Network. The AHCA also is authorized to submit a request for non-operating budget authority to transfer the federal funds to the Department of Health, pursuant to s. 216.181(12), F.S.

**Section 17** postpones when the provisions s. 409.97, F.S., relating to state and local Medicaid partnerships, become effective until the 2015-2016 fiscal year.

**Section 18** provides that the provisions of s. 409.905, F.S., be waived and authorizes the AHCA to retroactively adjust hospital payment rates funded by intergovernmental transfers to align payments with appropriated intergovernmental transfer funding for Fiscal Year 2013-2014.

**Section 19** provides that the provisions of s. 409.905, F.S., be waived and authorizes the ACHA to make retroactive rate adjustments for hospital inpatient reimbursements for hospitals with greater than 50 percent Medicaid utilization that reduced their charge master by at least 30 percent as of January 1, 2014.

**Section 20** amends s. 216.262, F.S., to allow the EOG to request additional positions and appropriations from unallocated general revenue during the 2014-2015 fiscal year for the Department of Corrections (DOC) if the actual inmate population of the DOC exceeds certain Criminal Justice Estimating Conference forecasts. 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 21** authorizes Department of Legal Affairs to expend appropriated funds in those specific appropriations on the same programs that were funded by the department pursuant to specific appropriations made in general appropriations acts in prior years.

**Section 22** amends s. 932.7055, F.S., relating to the disbursement of proceeds from the sale of forfeited property to extend for another year the authorization for a municipality to expend funds in a special law enforcement trust fund to reimburse the general fund of the municipality for moneys advanced from the general fund to the special law enforcement trust fund prior to October 1, 2001.

**Section 23** provides a limitation on the Department of Juvenile Justice's reimbursements for health care services to be 110 percent of Medicare allowable rates.

**Section 24** amends s. 29.008, F.S., to notwithstanding the provision requiring counties to spend 1.5 percent more on county-funded court system obligations.

**Section 25** amends s. 215.18, F.S., to provide the chief justice the authority to request a trust fund loan.

**Section 26** 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, 2017.

**Sections 27 and 28** require that fee for service of process against the Department of Financial Services or Office of Insurance Regulation be deposited to the Administrative Trust Fund rather than the Insurance Regulatory Trust Fund.

**Sections 29 and 30** remove the Department of Transportation as a member of the Joint Task Force on State Agency Law Enforcement Communications and adds the Department of Agriculture and Consumer Services as a member, for the 2014-2015 fiscal year.

**Section 31** provides that, notwithstanding s. 161.143, F.S., which requires the Department of Environmental Protection (DEP) to make available at least 10 percent of the total amount appropriated in each fiscal year for statewide beach management for the highest-ranked projects on the current year's inlet management project list, for the 2014-2015 fiscal year, the amount allocated for inlet management funding is provided in the General Appropriations Act.

**Section 32** provides that funds in the Land Acquisition Trust Fund may be used to support the Total Maximum Daily Loads Program and may be transferred to the Save Our Everglades Trust Fund to support Everglades restoration projects included in the final report of the Select Committee on Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013, and to the Florida Forever Trust Fund for the Florida Forever Program pursuant to non-operating budget authority under s. 216.181(12), F.S.

**Section 33** amends s. 373.59., F.S., to provide for allocation of moneys from the Water Management Lands Trust Fund as follows: for an amount necessary to pay debt service on bonds issued before February 1, 2009, by the South Water Management District and the St. Johns Water Management District; \$8 million to the General Revenue Fund; and \$7.7 million to the Save our Everglades Trust Fund to support Everglades restoration projects included in the final report of the Select Committee on Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013. Any remaining funds may be expended as provided in accordance with the General Appropriations Act.

**Section 34** clarifies that the \$32 million appropriated to the DEP in Chapter 2013-59, L.O.F., is transferred to the Save Our Everglades Trust Fund to support Everglades restoration projects included in the final report of the Select Committee on Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013.

**Section 35** amends s. 403.7095, F.S., relating to the solid waste management grant program to require the DEP to award \$3 million of grant funds equally to counties having populations of fewer than 100,000 for waste tire, litter prevention, recycling and education, and general solid waste programs.

**Section 36** amends s. 259.105, F.S., to provide that \$5 million from the Florida Forever Trust Fund be distributed to the Department of Agriculture and Consumer Services for the acquisition of agricultural lands through perpetual conservation easements and other perpetual less-than-fee interest. This section also provides that funds which reverted to the trust fund pursuant to section 56 of the 2014-2015 General Appropriations Act be provided to water management districts for land acquisitions, including less-than-fee interest, identified by the water management districts as being needed for water resource protection or ecosystem restoration.

**Section 37** amends s. 259.032, F.S., to provide that monies from the Conservation and Recreation Lands Trust Fund may be transferred to the Florida Forever Trust Fund for the Florida Forever program and to the Save Our Everglades Trust Fund to support Everglades restoration projects included in the final report of the Indian River Lagoon and Lake Okeechobee Basin, dated November 8, 2013, pursuant to non-operating budget authority under s. 216.181(12), F.S.

**Section 38** amends s. 255.25001, F.S., authorizing the deposit of the proceeds from the sale of the Sanford State Farmer's Market into the Market Improvements Working Capital Trust Fund rather than the General Inspection Trust Fund. Before finalizing the sale, the Department of Agriculture and Consumer Services' action is subject to the notice and review procedures in s. 216.177, F.S.

**Section 39** authorizes the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the 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 specifically identified.

**Section 40** authorizes the Fish and Wildlife Conservation Commission to pay a bounty for each lionfish captured and destroyed from state or adjacent federal waters during lionfish derbies.

**Section 41** amends s. 339.135, F.S., to provide that the Department of Transportation (DOT) may use appropriated funds for the purpose of funding the costs of land acquisition, design and construction of multiuse trails and related facilities, but that any funds appropriated may not reduce, delete or defer any existing projects funded as of July 1, 2014, in the DOT five-year work program. The DOT is required to give funding priority to certain types of projects.

**Section 42** amends s. 335.065, F.S., to provide that the DOT may use funds specifically appropriated for the purpose of the acquisition and development of an integrated system of interconnected multiuse trails of statewide significance and to pay the costs of land acquisition, design and construction of trails and related facilities. Any funds appropriated may not reduce,

delete or defer any existing projects funded as of July 1, 2014, in the DOT five-year work program. The DOT is required to give priority to certain trail projects.

**Section 43** provides that, notwithstanding s. 339.135(6)(c), F.S., the unobligated funds appropriated for transportation and economic development projects in Specific Appropriation 1891 of the 2013-2014 General Appropriations Act shall revert immediately.

**Sections 44 and 45** amend s. 341.102, F.S., to authorize the DOT to approve and provide matching grant funding for railroad quiet zones.

**Section 46** requires the Department of Highway Safety and Motor Vehicles (DHSMV) to continue to contract with Prison Rehabilitation Industries and Diversified Enterprises, Inc., (PRIDE) for manufacturing license plates. This section requires PRIDE to rebid reflectorization sheeting used on the license plates and return 70 percent of savings to the DHSMV.

**Section 47** amends s. 339.135, F.S., to authorize the DOT to use up to \$15 million of appropriated funds to pay the costs of strategic and regionally significant transportation projects. Funds may be used to provide up to 75 percent of projects costs for production ready eligible projects. Preference must be given to projects that support the state's economic regions or have been identified as regionally significant in accordance with s. 339.155(4)(c), (d), and (e), F.S., and that have an increased level of non-state match.

**Sections 48 and 49** amend s. 216.292, F.S., to remove language limiting scope of legislative review of "5 percent" budget transfers. The Legislature would be able to object that a proposed action exceeds delegated authority or is contrary to legislative policy and intent.

**Section 50** 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 General Appropriations Act or by the Legislative Budget Commission.

**Section 51** 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 52** authorizes the EOG to transfer funds in the appropriation category "Special Categories-Transfer to DMS-Human Resources Services Purchased Per Statewide Contract" of the 2014-2015 General Appropriations Act 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 53** 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 budget 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 assigned employee.

**Section 54** maintains legislative salaries at the July 1, 2010 level.

**Sections 55 and 56** amend 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 2014-2015 General Appropriations Act.

**Section 57** provides that, in order to implement the issuance of new debt authorized in the 2014-2015 General Appropriations Act, and pursuant to the requirements of s. 215.98, F.S., the Legislature determines that the authorization and issuance of debt for the 2014-2015 fiscal year should be implemented and is in the best interest of the state.

**Section 58** 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 59** authorizes an agency to transfer funds between the data processing appropriation categories and another appropriation category for the purpose of supporting and managing its computer resources until such time as the agency's data processing function is transferred.

**Section 60** provides that the EOG is authorized to transfer funds appropriated in any appropriation category used to pay for data processing in the GAA between agencies in order to align the budget authority granted with the utilization rate of each department.

**Section 61** notwithstanding s. 216.292(2)(a), F.S., which authorizes agency budget transfers of up to 5 percent of approved budget between categories. Except for transfers approved pursuant to sections 59 and 60 of the Implementing Bill, agencies are prohibited from transferring funds from a data center appropriation category to a category other than a data center appropriation category.

**Section 62** provides that the EOG is authorized to transfer funds appropriated in the appropriations category "expenses" between agencies in order to allocate a reduction relating to SUNCOM Services.

**Sections 63 and 64** amend s. 110.12315, F.S., to modify copayments associated with the state employees' group health insurance program consistent with decisions that have been made in the General Appropriations Act; to authorize the Department of Management Services, for the state

employees' prescription drug program, to negotiate the pharmacy dispensing fee, to implement a 90-day supply limit program for certain maintenance drugs at retail pharmacies for state employees under certain circumstances, to maintain a list of maintenance drugs and preferred brand name drugs; and to provide that copayments for state employees for a 90-day supply of prescription drugs at a retail pharmacy will be the same as a 90-day supply through mail order.

**Section 65** specifies that no section of the bill shall take effect if the appropriations and proviso to which it relates are vetoed.

**Section 66** 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 67** provides a severability clause.

**Section 68** provides an effective date.

If approved by the Governor, these provisions take effect July 1, 2014; or, if this act fails to become a law until after that date, it shall take effect upon becoming a law and operate retroactively to July 1, 2014.

*Vote: Senate 40-0; House 102-15*

THE FLORIDA SENATE  
2014 SUMMARY OF LEGISLATION PASSED  
**Committee on Appropriations**

**HB 5007 — Collective Bargaining**

by Appropriations Committee and Rep. McKeel (SB 2504 by Appropriations Committee)

The bill resolves the collective bargaining issues at impasse between the State of Florida and the bargaining representatives for state employees for the 2014-2015 fiscal year that have not been resolved in the General Appropriations Act or other legislation.

The bill does not change substantive law.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 92-25*



## Committee on Appropriations

### HB 5101 — Education Funding

by Education Appropriations Subcommittee and Rep. Fresen

The bill:

- Authorizes payment to postsecondary institutions for summer term dual enrollment courses subject to annual appropriation.
- Amends s. 1004.32, F.S., to clarify that the mission of New College of Florida is not limited to undergraduate education and establishes a master's degree program in Data Science and Analytics at New College of Florida upon approval from the Board of Governors.
- Expands lab school eligibility for sparsity supplement funds to all lab schools with a permanent high school center in operation prior to September 1, 2013.
- Creates the Florida digital classrooms allocation within the Florida Education Finance Program to fund and support the use of technology enhancements in Florida's classrooms.
- Requires the State Board of Education to develop a Florida digital classrooms plan that establishes minimum protocols and parameters for the state and districts to meet statutory requirements and timelines for instruction, learning, assessments, and accountability.
- Requires school districts to develop district digital classroom plans for activities resulting from purchases for digital learning and technology infrastructure, professional development, digital tools, and online assessments to measure student performance outcomes.
- Creates the Complete Florida Plus Program at the University of West Florida and transfers the requirements and responsibilities associated with student support services that are currently administered through the Florida Virtual Campus to the new program.
- Establishes the Florida Academic Library Services Cooperative and reassigns the duties and resources regarding online library support services that are currently administered by the Florida Virtual Campus to the new center.
- Renames the Complete Florida Degree Program as the Complete Florida Degree Initiative (Initiative) and restructures the related functions under the new program.
- Establishes a one-year moratorium on new baccalaureate degree programs at Florida Colleges.
- Expands the Rosewood Family Scholarship Program from 25 to 50 students and increases annual award from \$4,000 to \$6,100.
- Creates the Florida National Merit Scholar Incentive Program to encourage National Merit Scholars and National Achievement Scholars graduating from a Florida high school, to stay and enroll in Florida postsecondary institutions.
- Expands the extra hour for reading requirement to the lowest performing 300 elementary schools.
- Requires the Department of Education to make monthly transfers within the Public Education Capital Outlay and Debt Service Trust Fund into a separate sub-account to reserve funds for the purpose of paying debt service. Priority is placed on the transfer of funds for debt service over the expenditure of funds for project appropriations.
- Requires the Pasco County Sheriff's Office and Pasco Hernando State College to negotiate an inter-local agreement governing the operation of the Law Enforcement and

Corrections Academy at Pasco Hernando State College for the training of officers and employees of the Pasco Sheriff's Office.

- Establishes the Florida Center for Cybersecurity at the University of South Florida and establishes goals for the center.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 39-1; House 107-8*

## Committee on Appropriations

### **HB 5201 — Medicaid**

by Health Care Appropriations Subcommittee and Representative Hudson (SB 2512 by Appropriations Committee)

The bill provides for the following:

#### ***Definition of Rural Hospital***

The bill amends the definition of “rural hospital” to include hospitals meeting the qualifications of a federal “sole community hospital” having up to 340 beds. The bill also removes an obsolete statutory provision in the definition of rural hospital.

#### ***Residency Program Reconciliation***

For the Statewide Medicaid Residency Program, the bill requires the Agency for Health Care Administration (AHCA) – beginning in the 2015-2016 fiscal year – to reconcile each participating hospital’s number of residents calculated under the program’s statutory formula with the most recent Medicare cost report submitted by the hospital. In any year in which retroactive adjustments are needed due to the reconciliation, those adjustments will be applied to the hospital’s allocation for that year.

#### ***Disproportionate Share Hospital Program***

The bill updates statute so that data used by the AHCA to measure hospitals’ Medicaid and charity care will be applied to the 2014-2015 fiscal year. The bill provides that any non-state-owned or operated hospital that was eligible for public-hospital disproportionate share payments on July 1, 2011, remains eligible for those payments during the 2014-2015 fiscal year.

#### ***Statewide Medicaid Managed Care Enrollment***

The bill adds Medicaid recipients residing in APD-licensed group homes and children receiving services in a prescribed pediatric extended care (PPEC) center, to the list of recipients who are exempt from mandatory managed care enrollment under Statewide Medicaid Managed Care but who are allowed to join managed care plans voluntarily.

#### ***Reimbursement for PPEC Services***

The bill provides that reimbursement for PPEC services provided to children enrolled in a Medicaid managed care plan will be paid to the PPEC service provider by AHCA on a fee-for-service basis.

***Medically Needy in Statewide Medicaid Managed Care***

The bill repeals the requirement in the Statewide Medicaid Managed Care program that persons eligible for the Medically Needy program must enroll in managed care plans and pay a monthly premium of an amount up to their share of cost calculated under the Medically Needy program. The bill also repeals requirements for Medicaid managed care plans related to Medically Needy.

***Corrections to the GAA***

The bill contains two non-statutory sections of law that correct scrivener's errors in the 2014-2015 General Appropriations Act (HB 5001).

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 115-0*

## Committee on Appropriations

### HB 5203 — Cancer Centers

by Health Care Appropriations Subcommittee and Representative Hudson

The bill provides that:

- The Florida Consortium of National Cancer Institute Centers (NCI) Program is added to the list of cancer research programs that the Biomedical Research Trust Fund (BRTF) is authorized to fund.
- Statutory language currently requiring that \$5 million each be appropriated annually from the BRTF to the Moffitt Cancer Center, the Sylvester Cancer Center, and the Shands Cancer Hospital, is repealed.
- The Florida Consortium of National Cancer Institute Centers Program is created within the Department of Health (DOH) as a competitive grant program, to provide funding to Florida-based cancer centers recognized as NCI-designated comprehensive cancer centers, NCI-designated cancer centers, and cancer center working to achieve NCI-designation.
- Under the program, the allocation for each cancer center receiving funds includes the following variables:
  - Reportable Cases (40 percent weight): The number of cancer cases in which a cancer center is involved in the diagnosis, evaluation of the extent of cancer spread at time of diagnosis, or the administration of any part of the first course of therapy;
  - Peer-Review Costs (30 percent weight): Annual direct costs for peer-reviewed cancer research projects; and
  - Biomedical Education/Training (30 percent weight): Amount of biomedical research instruction offered to students at an affiliated medical school or graduate school.
- Any cancer center receiving funds under the program will receive a minimum of \$16 million annually.
- The DOH and participating cancer centers are required to report specific metrics relating to cancer mortality and external funding for cancer-related research to Florida's Cancer Control and Research Advisory Council.
- Aggregate funding for the consortium program is subject to annual legislative appropriations.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 117-0*

THE FLORIDA SENATE  
2014 SUMMARY OF LEGISLATION PASSED  
**Committee on Appropriations**

**HB 5301 — Additional Judgeships**

by Justice Appropriations Subcommittee and Rep. McBurney

This bill adds three new District Court of Appeal judgeships: two in the second district (Lakeland) and one in the fifth district (Daytona Beach). The Supreme Court Order No. SC13-2296, dated December 19, 2013, certified the need for three additional judges in the appellate courts.

The Fiscal Year 2014-2015 General Appropriations Act appropriates \$1.3 million in recurring general revenue and 12 full-time equivalent positions with associated salary rate, which funds the judges support staff and expenses (one appellate court judicial assistant and two appellate court law clerks for each judge).

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 100-17*

## Committee on Appropriations

### **HB 5303 — Counsel in Proceedings for Executive Clemency**

by Justice Appropriations Subcommittee and Rep. McBurney (SB 2508 by Appropriations Committee)

The bill:

- Shifts the responsibility for appointing counsel to represent indigent clients in capital clemency cases from the trial court to the Board of Executive Clemency and requires the board to appoint a private attorney, rather than a State-employed attorney, as counsel. The Timely Justice Act that was enacted in the 2013 session requires completion of the executive clemency process before the Governor issues a warrant for execution.
- Raises the maximum amount of compensation that can be paid to an appointed attorney from \$1,000 to \$10,000, with payment made from General Revenue funds budgeted to the Parole Commission.
- Provides that the statute permitting appointment of counsel does not create a right to counsel.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 106-8*

## Committee on Appropriations

### HB 5403 — Surplus Lines Tax Revenue

by Government Operations Appropriations Subcommittee; and Rep. Ingram

The bill:

- Redirects the taxes on surplus lines insurance policies and independently procured coverages to deposit 8.8 percent of revenues into the Insurance Regulatory Trust Fund within the Department of Financial Services and 91.2 percent of revenues into the General Revenue Fund.
- Repeals the June 30, 2014, sunset of previous distribution of 100 percent to the General Revenue Fund.

The March 12, 2014, Revenue Estimating Conference estimated the Insurance Regulatory Trust Fund would receive \$34 million, if no change was made to the distribution and the current provision of statutes is allowed to sunset. If the 2009 law distributing 100 percent of the revenue to the General Revenue Fund sunsets in 2014 as scheduled, 15.74 percent of the revenue would be deposited into the Insurance Regulatory Trust Fund.

The resulting fiscal impact of the bill is \$19 million distributed to the Insurance Regulatory Trust Fund and an additional \$15 million to the General Revenue Fund.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 39-0; House 117-0*



THE FLORIDA SENATE  
2014 SUMMARY OF LEGISLATION PASSED  
**Committee on Appropriations**

**HB 5501 — Documentary Stamp Tax Distributions**

by Agriculture and Natural Resources Appropriations Subcommittee; and Rep. Albritton

The bill:

- Amends s. 201.15, F.S., to extend the provision to pay debt service for bonds issued before January 1, 2013, to January 1, 2015.
- Requires an annual transfer from the Water Management Lands Trust Fund within the Department of Environmental Protection to the General Revenue Fund to pay debt service or to fund debt service reserve funds, rebate obligations, or other amounts payable with respect to bonds authorized pursuant to s. 215.619(1)(a)2., F.S., and the proviso associated with Specific Appropriation 1626A of the 2014-2015 General Appropriations Act.

If approved by the Governor, these provisions take effect July 1, 2014.

*Vote: Senate 40-0; House 117-0*

## Committee on Appropriations

### HB 5601 — Economic Development

by Finance and Tax Subcommittee; and Rep. Workman and others

The bill (Chapter 2014-38, L.O.F.) creates three temporary “tax holiday” periods during which sales of certain goods will be exempt from the sales tax:

- A three-day “back to school” holiday, beginning August 1, 2014, and ending August 3, 2014. During the holiday, the following items are exempt from the state sales tax and county discretionary sales surtaxes:
  - Clothing, footwear, wallets, and bags that cost \$100 or less.
  - School supplies that cost \$15 or less per item.
  - The first \$750 of the sales price for personal computers and related accessories purchased for noncommercial home or personal use, including tablets, laptops, monitors, input devices, and nonrecreational software.
- A nine-day hurricane supplies holiday, for the period beginning on May 31, 2014, and ending on June 8, 2014. During the holiday, the following items are exempt from the state sales tax and county discretionary sales surtaxes:
  - A portable self-powered light source selling for \$20 or less.
  - A portable self-powered radio, two-way radio, or weather band radio selling for \$50 or less.
  - A tarpaulin or other flexible waterproof sheeting selling for \$50 or less.
  - A self-contained first-aid kit selling for \$30 or less.
  - A ground anchor system or tie-down kit selling for \$50 or less.
  - A gas or diesel fuel tank selling for \$25 or less.
  - A package of AA-cell, C-cell, D-cell, 6-volt, or 9-volt batteries, excluding automobile and boat batteries, selling for \$30 or less.
  - A nonelectric food storage cooler selling for \$30 or less.
  - A portable generator selling for \$750 or less.
  - Reusable ice selling for \$10 or less.
- A three-day energy efficient products holiday for the period beginning on September 19, 2014, and ending on September 21, 2014, for the first \$1,500 of the sales price for a new ENERGY STAR product or WaterSense product.

The bill:

- Reduces the sales tax rate on electricity purchases and creates an additional gross receipts tax on electricity purchases that are subject to sales tax, effective July 1, 2014. The effect of these changes is to provide a small tax reduction to purchasers of electricity and to create additional revenue for construction and maintenance of educational facilities.
- Creates a three-year sales tax exemption for cement mixing drums, effective July 1, 2014.
- Creates a permanent sales tax exemption for child restraint systems and booster seats for use in motor vehicles, effective July 1, 2014.
- Creates a permanent sales tax exemption for bicycle helmets marketed for use by youth, effective July 1, 2014.

- Creates a permanent sales tax exemption for therapeutic pet foods available through a licensed veterinarian, effective July 1, 2014.
- Creates a permanent sales tax exemption for college meal plans, effective July 1, 2014.
- Expands the amount of credits available under the New Markets Tax Credit program, effective July 1, 2014.
- Delays the repeal of the Community Contributions Tax Credit program for one year and increases the credits available for affordable housing, effective July 1, 2014.
- Amends the statutory definition of “prepaid calling arrangement” to provide that certain prepaid mobile communications services are subject to state and local sales taxes instead of state and local communications services taxes, effective July 1, 2014.
- Allows sales tax dealers to receive credits or refunds of sales taxes paid on purchases made with uncollectable private-label credit card accounts, effective July 1, 2014.
- Revises the calculation of the premium tax imposed on bail bond premiums so that the tax rate is applied only to the amount of the premium received by the insurance company, excluding amounts retained by the bail bondsman, effective January 1, 2015.
- Revises the calculation of the premium tax imposed on title insurance premiums so that the tax rate is applied only to any portion of the title insurance premium retained by a title insurance agent or agency, effective January 1, 2015.
- Increases cigarette tax revenue distributed to the Moffitt Cancer Center.
- Allows a local government to repeal or reduce local business taxes without establishing an equity study commission.
- Clarifies tourist development tax information sharing requirements to protect the identity of individual taxpayers.

If approved by the Governor, these provisions take effect upon becoming law, except as otherwise provided.

*Vote: Senate 37-0; House 114-0*

## Committee on Appropriations

### **CS/HB 7081 — Tax Administration**

by Appropriations Committee; Finance and Tax Subcommittee; and Rep. Caldwell (CS/SB 1654 by Commerce and Tourism Committee; and Appropriations Committee)

This bill contains the Department of Revenue’s recommendations for changes to the tax administration statutes and some additional tax administration issues. The bill:

- Revises the process used by counties to grant local government economic development property tax exemptions.
- Clarifies that storage charges for towed vehicles are taxable unless the storage is a “lawful impoundment” by a law enforcement agency.
- Amends statutes concerning criminal penalties to remove redundant and potentially confusing language. No new penalties are created.
- Allows the department to require security deposits from certain sales tax dealers.
- Clarifies that local governments can provide summary tourist development tax statistics as long as the information does not allow identification of individual taxpayers.
- Changes the remittance date for state funds collected by the Clerks of the Court.
- Makes an automated sales suppression device an unlawful contraband article. These are devices or software programs used to falsify cash register records.
- Requires an employer to produce records requested by the department or the Department of Economic Opportunity for audit purposes in order to continue to receive a reemployment tax rate below the standard rate.
- Reduces the interest rate imposed on reemployment compensation tax deficiencies from 12 percent to the prime interest rate plus 4 percent.
- Increases the number of days for an employer to protest a reemployment tax assessment.

If approved by the Governor, these provisions take effect upon becoming law.

*Vote: Senate 38-0; House 116-0*