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1 A bill to be entitled

2 An act implementing the 2003-2004 General Appropriations  
3 Act; providing legislative intent; providing accounting  
4 requirements for the state universities for the 2003-2004  
5 fiscal year; amending ss. 430.204 and 430.205, F.S.;  
6 requiring the Department of Elderly Affairs to fund  
7 certain community care services and core services for the  
8 elderly; amending s. 216.292, F.S.; authorizing the  
9 Department of Children and Family Services to transfer  
10 funds within the family safety program; amending s.  
11 561.121, F.S.; providing that moneys in the Children and  
12 Adolescents Substance Abuse Trust Fund may also be used  
13 for the purpose of funding programs directed at reducing  
14 and eliminating substance abuse problems among adults;  
15 amending s. 409.1671, F.S.; providing for lump sum funding  
16 in the Department of Children and Family Services to  
17 provide for continuity of foster care under certain  
18 circumstances; amending s. 394.908, F.S.; providing for  
19 substance abuse and mental health funding equity as  
20 provided in the General Appropriations Act; authorizing  
21 the Department of Children and Family Services to procure  
22 contractual services to outsource the operation of the  
23 Northeast Florida State Hospital; amending s. 381.0066,  
24 F.S.; continuing the additional fee on new construction  
25 permits for onsite sewage treatment and disposal systems  
26 the proceeds of which are used for system research,  
27 demonstration, and training projects; amending s. 385.207,  
28 F.S.; authorizing appropriation of funds in the Epilepsy  
29 Services Trust Fund for epilepsy case management services;  
30 authorizing the Department of Law Enforcement to use



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31 certain moneys to provide bonuses to employees for  
32 meritorious performance, subject to review; amending s.  
33 216.181, F.S.; authorizing the Department of Law  
34 Enforcement to transfer positions and associated budget  
35 and a certain percentage of salary rate between budget  
36 entities and providing requirements with respect thereto;  
37 authorizing the Correctional Privatization Commission to  
38 make certain expenditures to defray costs incurred by a  
39 municipality or county as a result of opening or operating  
40 a facility under authority of the commission or the  
41 Department of Juvenile Justice; amending s. 16.555, F.S.;  
42 authorizing use of the Crime Stoppers Trust Fund to pay  
43 for salaries and benefits and other expenses of the  
44 Department of Legal Affairs; amending s. 860.158, F.S.;  
45 providing directives for the use of moneys in the Florida  
46 Motor Vehicle Theft Prevention Trust Fund; amending s.  
47 932.7055, F.S.; allowing municipal special law enforcement  
48 trust funds to be used to reimburse certain loans from  
49 municipalities; amending s. 581.184, F.S.; requiring  
50 notice to the property owner of the removal of infected  
51 citrus trees or citrus trees exposed to infection;  
52 amending s. 581.1845, F.S.; revising eligibility for  
53 compensation of homeowners under the citrus canker  
54 eradication program; prescribing the amount of  
55 compensation for trees taken in the citrus canker  
56 eradication program; amending s. 215.981, F.S.; exempting  
57 certain citizen support organizations for the Department  
58 of Environmental Protection from the requirement to have  
59 an independent audit; amending s. 61.1826, F.S.; revising  
60 provisions relating to the special master to resolve



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61 disputes involving cooperative agreement and contract  
62 terms for certain state and federal child support  
63 provisions; amending s. 287.161, F.S.; requiring the  
64 Department of Management Services to charge all persons  
65 receiving transportation from the executive aircraft pool  
66 a specified rate; amending s. 110.116, F.S.; authorizing  
67 the Department of Management Services to contract with a  
68 vendor to provide a personnel information system; amending  
69 s. 110.152, F.S.; authorizing the Department of Management  
70 Services to make lump-sum payments for adoption benefits  
71 for state employees; amending s. 110.2035, F.S.; revising  
72 provisions governing the classification and compensation  
73 program for state employees; requiring the Department of  
74 Management Services to adopt rules, including emergency  
75 rules, necessary to implement such program; amending s.  
76 110.12315, F.S.; providing copayment requirements for the  
77 state employees' prescription drug program; amending s.  
78 110.1239, F.S.; providing requirements for the funding of  
79 the state group health insurance program; amending s.  
80 112.061, F.S.; providing for computation of travel time  
81 and reimbursement for public officers' and employees'  
82 travel; amending s. 121.091, F.S.; authorizing certain  
83 school administrative personnel to participate in the  
84 DROP; amending s. 252.373, F.S.; providing for use of  
85 funds of the Emergency Management, Preparedness, and  
86 Assistance Trust Fund, including use of certain funds as  
87 state match for current federally approved disaster  
88 projects; amending s. 215.559, F.S.; providing that use of  
89 the Florida Hurricane Catastrophe Fund shall be as  
90 provided in the General Appropriations Act; amending s.



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91 253.025, F.S.; providing that the use of funds allocated  
92 to the Relocation and Construction Trust Fund shall be as  
93 provided in the General Appropriations Act; amending s.  
94 373.4145, F.S.; extending the period for the interim  
95 permitting program for the management and storage of  
96 surface waters within the geographical jurisdiction of the  
97 Northwest Florida Water Management District; amending s.  
98 290.044, F.S.; eliminating required distribution  
99 percentages for program categories from the Florida Small  
100 Cities Community Development Block Grant Program Fund and  
101 authorizing the set-aside of a certain amount of such  
102 funds for certain emergency-related activities; amending  
103 s. 15.09, F.S.; deleting provisions relating to creation  
104 and use of the Public Access Data Systems Trust Fund;  
105 amending s. 265.2861, F.S.; removing funding of specified  
106 programs through the Cultural Institutions Trust Fund;  
107 amending s. 267.0617, F.S.; deleting a funding source for  
108 the Historic Preservation Grant Program; amending s.  
109 607.1901, F.S.; eliminating transfers of specified funds  
110 from the Corporations Trust Fund; amending s. 607.19011,  
111 F.S.; providing for use of the Corporations Trust Fund as  
112 directed by the Legislature; amending s. 402.3017, F.S.;  
113 providing for administration of the Teacher Education and  
114 Compensation Helps (TEACH) scholarship program by the  
115 Agency for Workforce Innovation; amending s. 411.01, F.S.;  
116 providing priority for placement of children in the school  
117 readiness program; amending s. 1013.62, F.S.; providing  
118 that funds for charter school capital outlay funding shall  
119 be distributed by the Department of Education as provided  
120 in the General Appropriations Act; amending s. 1009.66,



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121 F.S.; deleting certain provisions relating to investment  
 122 and use of interest income of the Nursing Student Loan  
 123 Forgiveness Trust Fund; amending s. 385.207, F.S.;  
 124 deleting certain provisions relating to investment and use  
 125 of interest income of the Epilepsy Services Trust Fund;  
 126 providing for transfer pursuant to law or a type two  
 127 transfer of all powers, duties, functions, records,  
 128 personnel, property, and unexpended balances of  
 129 appropriations, allocations, and other funds of the Office  
 130 of Program Policy Analysis and Government Accountability  
 131 to the Office of the Auditor General; providing for a type  
 132 two transfer of all powers, duties, functions, records,  
 133 personnel, property, and unexpended balances of  
 134 appropriations, allocations, and other funds of the  
 135 Council for Education Policy Research and Improvement to  
 136 the Office of the Auditor General; providing for future  
 137 repeal or expiration of various provisions; providing for  
 138 reversion of certain provisions; providing effect of veto  
 139 of specific appropriation or proviso to which implementing  
 140 language refers; providing applicability to other  
 141 legislation; incorporating by reference specified  
 142 performance measures and standards directly linked to the  
 143 appropriations made in the 2003-2004 General  
 144 Appropriations Act, as required by the Government  
 145 Performance and Accountability Act of 1994; providing  
 146 severability; providing an effective date.

147  
 148 Be It Enacted by the Legislature of the State of Florida:  
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150       Section 1. It is the intent of the Legislature that the  
151 implementing and administering provisions of this act apply to  
152 the General Appropriations Act for fiscal year 2003-2004.

153       Section 2. In order to implement Specific Appropriations  
154 7-11, 123-128, and 130 of the 2003-2004 General Appropriations  
155 Act:

156       (1) Effective July 1, 2003, each university that has not  
157 made the transition from the state accounting system (FLAIR)  
158 shall utilize the state accounting system for fiscal year 2003-  
159 2004 but is not required to provide funds to the Department of  
160 Financial Services for its utilization.

161       (2) Notwithstanding the provisions of ss. 216.181,  
162 216.292, and 1011.4105, Florida Statutes, and pursuant to s.  
163 216.351, Florida Statutes, funds appropriated or reappropriated  
164 to the state universities in the 2003-2004 General  
165 Appropriations Act, or any other act passed by the 2003  
166 Legislature containing appropriations, shall be distributed to  
167 each university according to the 2003-2004 fiscal year operating  
168 budget approved by the university board of trustees. Each  
169 university board of trustees shall have authority to amend the  
170 operating budget as circumstances warrant. The operating budget  
171 may utilize traditional appropriation categories or it may  
172 consolidate the appropriations into a special category  
173 appropriation account. The Chief Financial Officer, upon the  
174 request of the university board of trustees, shall record by  
175 journal transfer the distribution of the appropriated funds and  
176 releases according to the approved operating budget to the  
177 appropriation accounts established for disbursement purposes for  
178 each university within the state accounting system (FLAIR).

179       (3) Notwithstanding the provisions of ss. 216.181,



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180 216.292, 1004.22, and 1011.4105, Florida Statutes, and pursuant  
 181 to s. 216.351, Florida Statutes, each university board of  
 182 trustees shall include in an approved operating budget the  
 183 revenue in trust funds supported by student and other fees as  
 184 well as the trust funds within the Contract, Grants, and  
 185 Donations, Auxiliary Enterprises, and Sponsored Research budget  
 186 entities. The university board of trustees shall have the  
 187 authority to amend the operating budget as circumstances  
 188 warrant. The operating budget may utilize traditional  
 189 appropriation categories or it may consolidate the trust fund  
 190 spending authority into a special category appropriation  
 191 account. The Chief Financial Officer, upon the request of the  
 192 university board of trustees, shall record the distribution of  
 193 the trust fund spending authority and releases according to the  
 194 approved operating budget to the appropriation accounts  
 195 established for disbursement purposes for each university within  
 196 the state accounting system (FLAIR).

197 (4) This section expires July 1, 2004.

198 Section 3. In order to implement Specific Appropriations  
 199 426-441 of the 2003-2004 General Appropriations Act, paragraph  
 200 (b) of subsection (1) of section 430.204, Florida Statutes, is  
 201 amended to read:

202 430.204 Community-care-for-the-elderly core services;  
 203 departmental powers and duties.--

204 (1)

205 (b) For fiscal year 2003-2004 ~~2002-2003~~ only, the  
 206 department shall fund, through each area agency on aging in each  
 207 county as defined in s. 125.011(1), more than one community care  
 208 service system the primary purpose of which is the prevention of  
 209 unnecessary institutionalization of functionally impaired



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210 elderly persons through the provision of community-based core  
 211 services. This paragraph expires July 1, 2004 ~~2003~~.

212 Section 4. In order to implement Specific Appropriations  
 213 426-441 of the 2003-2004 General Appropriations Act, paragraph  
 214 (b) of subsection (1) of section 430.205, Florida Statutes, is  
 215 amended to read:

216 430.205 Community care service system.--

217 (1)

218 (b) For fiscal year 2003-2004 ~~2002-2003~~ only, the  
 219 department shall fund, through the area agency on aging in each  
 220 county as defined in s. 125.011(1), more than one community care  
 221 service system that provides case management and other in-home  
 222 and community services as needed to help elderly persons  
 223 maintain independence and prevent or delay more costly  
 224 institutional care. This paragraph expires July 1, 2004 ~~2003~~.

225 Section 5. In order to implement Specific Appropriations  
 226 274-276 of the 2003-2004 General Appropriations Act, subsection  
 227 (12) of section 216.292, Florida Statutes, is amended to read:

228 216.292 Appropriations nontransferable; exceptions.--

229 (12) For the 2003-2004 ~~2002-2003~~ fiscal year only, and  
 230 notwithstanding the other provisions of this section, the  
 231 Department of Children and Family Services may transfer funds  
 232 within the family safety program identified in the General  
 233 Appropriations Act from identical funding sources between the  
 234 following appropriation categories without limitation as long as  
 235 such a transfer does not result in an increase to the total  
 236 recurring general revenue or trust fund cost of the agency in  
 237 the subsequent fiscal year: ~~adoption services and subsidy;~~  
 238 family foster care; ~~and~~ emergency shelter care; and residential  
 239 group care. Such transfers must be consistent with legislative





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240 policy and intent and must not adversely affect achievement of  
241 approved performance outcomes or outputs in the family safety  
242 program. Notice of proposed transfers under this authority must  
243 be provided to the Executive Office of the Governor and the  
244 chairs of the legislative appropriations committees at least 5  
245 working days before their implementation. This subsection  
246 expires July 1, 2004 ~~2003~~.

247 Section 6. In order to implement Specific Appropriation  
248 357 of the 2003-2004 General Appropriations Act, subsection (4)  
249 of section 561.121, Florida Statutes, is amended to read:

250 561.121 Deposit of revenue.--

251 (4)(a) State funds collected pursuant to s. 561.501 shall  
252 be paid into the State Treasury and credited to the following  
253 accounts:

254 1.(a) Twenty-seven and two-tenths percent of the surcharge  
255 on the sale of alcoholic beverages for consumption on premises  
256 shall be transferred to the Children and Adolescents Substance  
257 Abuse Trust Fund, which shall remain with the Department of  
258 Children and Family Services for the purpose of funding programs  
259 directed at reducing and eliminating substance abuse problems  
260 among children and adolescents.

261 2.(b) The remainder of collections shall be credited to  
262 the General Revenue Fund.

263 (b) For the 2003-2004 fiscal year only, and  
264 notwithstanding the provisions of subparagraph (a)1., moneys in  
265 the Children and Adolescents Substance Abuse Trust Fund may also  
266 be used for the purpose of funding programs directed at reducing  
267 and eliminating substance abuse problems among adults. This  
268 paragraph expires July 1, 2004.



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269 Section 7. In order to implement Specific Appropriation  
270 269A of the 2003-2004 General Appropriations Act, subsection (7)  
271 of section 409.1671, Florida Statutes, is amended to read:

272 409.1671 Foster care and related services;  
273 privatization.--

274 (7) The department, in consultation with existing lead  
275 agencies, shall develop a proposal regarding the long-term use  
276 and structure of a statewide shared earnings program which  
277 addresses the financial risk to eligible lead community-based  
278 providers resulting from unanticipated caseload growth or from  
279 significant changes in client mixes or services eligible for  
280 federal reimbursement. The recommendations in the statewide  
281 proposal must also be available to entities of the department  
282 until the conversion to community-based care takes place. At a  
283 minimum, the proposal must allow for use of federal earnings  
284 received from child welfare programs, which earnings are  
285 determined by the department to be in excess of the amount  
286 appropriated in the General Appropriations Act, to be used for  
287 specific purposes. These purposes include, but are not limited  
288 to:

289 (a) Significant changes in the number or composition of  
290 clients eligible to receive services.

291 (b) Significant changes in the services that are eligible  
292 for reimbursement.

293 (c) Significant changes in the availability of federal  
294 funds.

295 (d) Shortfalls in state funds available for eligible or  
296 ineligible services.

297 (e) Significant changes in the mix of available funds.



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298 (f) Scheduled or unanticipated, but necessary, advances to  
 299 providers or other cash-flow issues.

300 (g) Proposals to participate in optional Medicaid services  
 301 or other federal grant opportunities.

302 (h) Appropriate incentive structures.

303 (i) Continuity of care in the event of lead agency  
 304 failure, discontinuance of service, or financial misconduct.

305  
 306 The department shall further specify the necessary steps to  
 307 ensure the financial integrity of these dollars and their  
 308 continued availability on an ongoing basis. The final proposal  
 309 shall be submitted to the Legislative Budget Commission for  
 310 formal adoption before December 31, 2002. If the Legislative  
 311 Budget Commission refuses to concur with the adoption of the  
 312 proposal, the department shall present its proposal in the form  
 313 of recommended legislation to the President of the Senate and  
 314 the Speaker of the House of Representatives before the  
 315 commencement of the next legislative session. For fiscal year  
 316 2003-2004 and annually thereafter, the department ~~of Children~~  
 317 ~~and Family Services~~ may request in its legislative budget  
 318 request, and the Governor may recommend, the funding necessary  
 319 to carry out paragraph (i) from excess federal earnings. The  
 320 General Appropriations Act shall include any funds appropriated  
 321 for this purpose in a lump sum in the department Administered  
 322 ~~Funds Program~~, which funds constitute partial security for lead  
 323 agency contract performance. The department shall use this  
 324 appropriation to offset the need for a performance bond for that  
 325 year after a comparison of risk to the funds available. In no  
 326 event shall this performance bond exceed 2.5 percent of the  
 327 annual contract value. The department may separately require a



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328 bond to mitigate the financial consequences of potential acts of  
329 malfeasance, misfeasance, or criminal violations by the  
330 provider. Prior to the release of any funds in the lump sum, the  
331 department shall submit a detailed operational plan, which must  
332 identify the sources of specific trust funds to be used. The  
333 release of the trust fund shall be subject to the notice and  
334 review provisions of s. 216.177. However, the release shall not  
335 require approval of the Legislative Budget Commission.

336 Section 8. The amendment of subsection (7) of s. 409.1671,  
337 Florida Statutes, by this act shall expire on July 1, 2004, and  
338 the text of that subsection shall revert to that in existence on  
339 June 30, 2003, except that any amendments to such text enacted  
340 other than by this act shall be preserved and continue to  
341 operate to the extent that such amendments are not dependent  
342 upon the portions of such text which expire pursuant to the  
343 provisions of this act.

344 Section 9. In order to implement Specific Appropriations  
345 324-357A of the 2003-2004 General Appropriations Act, subsection  
346 (8) of section 394.908, Florida Statutes, is amended to read:

347 394.908 Substance abuse and mental health funding equity;  
348 distribution of appropriations.--In recognition of the  
349 historical inequity among service districts of the former  
350 Department of Health and Rehabilitative Services in the funding  
351 of substance abuse and mental health services, and in order to  
352 rectify this inequity and provide for equitable funding in the  
353 future throughout the state, the following funding process shall  
354 be adhered to:

355 (8) For fiscal year 2003-2004 ~~2002-2003~~ only, and  
356 notwithstanding the provisions of this section, all new funds  
357 received in excess of fiscal year 2002-2003 ~~2001-2002~~ recurring



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358 appropriations shall be allocated in accordance with the  
359 provisions of the General Appropriations Act; however, no  
360 district shall receive an allocation of recurring funds less  
361 than its initial approved operating budget, plus any  
362 distributions of lump sum appropriations or reductions in  
363 unfunded budget, for fiscal year 2002-2003 ~~2001-2002~~. This  
364 subsection expires July 1, 2004 ~~2003~~.

365 Section 10. In order to implement Specific Appropriation  
366 415 of the 2003-2004 General Appropriations Act, for the 2003-  
367 2004 fiscal year only, and notwithstanding the provisions of s.  
368 287.057, Florida Statutes, the Department of Children and Family  
369 Services is authorized to procure contractual services to  
370 outsource the operation of the Northeast Florida State Hospital  
371 with a qualified vendor with experience in operating a mental  
372 health treatment facility in this state. This section expires  
373 July 1, 2004.

374 Section 11. In order to implement Specific Appropriation  
375 519 of the 2003-2004 General Appropriations Act, paragraph (k)  
376 of subsection (2) of section 381.0066, Florida Statutes, is  
377 amended to read:

378 381.0066 Onsite sewage treatment and disposal systems;  
379 fees.--

380 (2) The minimum fees in the following fee schedule apply  
381 until changed by rule by the department within the following  
382 limits:

383 (k) Research: An additional \$5 fee shall be added to each  
384 new system construction permit issued during fiscal years 1996-  
385 2004 ~~1996-2003~~ to be used for onsite sewage treatment and  
386 disposal system research, demonstration, and training projects.  
387 Five dollars from any repair permit fee collected under this



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388 section shall be used for funding the hands-on training centers  
 389 described in s. 381.0065(3)(j).

390  
 391 The funds collected pursuant to this subsection must be  
 392 deposited in a trust fund administered by the department, to be  
 393 used for the purposes stated in this section and ss. 381.0065  
 394 and 381.00655.

395 Section 12. In order to implement Specific Appropriation  
 396 477 of the 2003-2004 General Appropriations Act, subsection (6)  
 397 of section 385.207, Florida Statutes, is amended to read:

398 385.207 Care and assistance of persons with epilepsy;  
 399 establishment of programs in epilepsy control.--

400 (6) For the 2003-2004 ~~2002-2003~~ fiscal year only, funds in  
 401 the Epilepsy Services Trust Fund may be appropriated for  
 402 epilepsy case management services. This subsection expires July  
 403 1, 2004 ~~2003~~.

404 Section 13. Consistent with the provisions of s. 216.163,  
 405 Florida Statutes, in accordance with performance-based program  
 406 budgeting requirements, and notwithstanding the provisions of s.  
 407 216.181, Florida Statutes, the Department of Law Enforcement may  
 408 transfer up to one-half of 1 percent of the funds in Specific  
 409 Appropriations 1118, 1139, 1148, 1156, 1168, 1170, 1175, 1181,  
 410 1190, and 1195 of the 2002-2003 General Appropriations Act for  
 411 salary bonuses for departmental employees at the discretion of  
 412 the executive director, provided that such bonuses are given  
 413 only to selected employees for meritorious performance, instead  
 414 of being given as across-the-board bonuses for all employees.  
 415 The department, after consultation with the Executive Office of  
 416 the Governor, shall provide a plan to the chairs of the  
 417 legislative appropriations committees responsible for producing



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418 the General Appropriations Act for review before awarding such  
 419 bonuses. This section expires July 1, 2004.

420 Section 14. In order to implement Specific Appropriations  
 421 1118-1201 of the 2003-2004 General Appropriations Act,  
 422 subsection (17) of section 216.181, Florida Statutes, is amended  
 423 to read:

424 216.181 Approved budgets for operations and fixed capital  
 425 outlay.--

426 (17) Notwithstanding any other provision of this section  
 427 to the contrary, and for the 2003-2004 ~~2002-2003~~ fiscal year  
 428 only, the Department of Law Enforcement may transfer up to 20  
 429 positions and associated budget between budget entities,  
 430 provided the same funding source is used throughout each  
 431 transfer. The department may also transfer up to 10 percent of  
 432 the initial approved salary rate between budget entities,  
 433 provided the same funding source is used throughout each  
 434 transfer. The department must provide notice to the Executive  
 435 Office of the Governor, the chair of the Senate Budget  
 436 Committee, and the chair of the House Committee on Criminal  
 437 Justice Appropriations for all transfers of positions or salary  
 438 rate. This subsection expires July 1, 2004 ~~2003~~.

439 Section 15. In order to implement proviso language  
 440 following Specific Appropriation 642 of the 2003-2004 General  
 441 Appropriations Act, the Correctional Privatization Commission  
 442 may expend appropriated funds to assist in defraying the costs  
 443 of impacts that are incurred by a municipality or county and  
 444 associated with opening or operating a facility under the  
 445 authority of the Correctional Privatization Commission or a  
 446 facility under the authority of the Department of Juvenile  
 447 Justice which is located within that municipality or county. The



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448 amount that is to be paid under this section for any facility  
 449 may not exceed 1 percent of the facility construction cost, less  
 450 building impact fees imposed by the municipality or by the  
 451 county if the facility is located in the unincorporated portion  
 452 of the county. This section expires July 1, 2004.

453 Section 16. In order to implement Specific Appropriations  
 454 1202-1256 of the 2003-2004 General Appropriations Act, paragraph  
 455 (b) of subsection (3) of section 16.555, Florida Statutes, is  
 456 amended to read:

457 16.555 Crime Stoppers Trust Fund; rulemaking.--

458 (3)

459 (b) For the 2003-2004 ~~2002-2003~~ state fiscal year only,  
 460 and notwithstanding any provision of this section to the  
 461 contrary, moneys in the trust fund may also be used to pay for  
 462 salaries and benefits and other expenses of the department. This  
 463 paragraph expires July 1, 2004 ~~2003~~.

464 Section 17. In order to implement Specific Appropriations  
 465 1202-1256 of the 2003-2004 General Appropriations Act, paragraph  
 466 (b) of subsection (2) of section 860.158, Florida Statutes, is  
 467 amended to read:

468 860.158 Florida Motor Vehicle Theft Prevention Trust  
 469 Fund.--

470 (2)

471 (b) For the 2003-2004 ~~2002-2003~~ fiscal year only, and  
 472 notwithstanding s. 320.08046, the use of funds allocated to the  
 473 Florida Motor Vehicle Theft Prevention Trust Fund may also be as  
 474 provided in the General Appropriations Act. This paragraph  
 475 expires July 1, 2004 ~~2003~~.

476 Section 18. In order to implement Specific Appropriation  
 477 1164 of the 2003-2004 General Appropriations Act, paragraph (d)





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478 of subsection (4) of section 932.7055, Florida Statutes, is  
 479 amended to read:

480 932.7055 Disposition of liens and forfeited property.--  
 481 (4)

482 (d) Notwithstanding any other provision of this  
 483 subsection, and for the 2003-2004 ~~2002-2003~~ fiscal year only,  
 484 the funds in a special law enforcement trust fund established by  
 485 the governing body of a municipality may be expended to  
 486 reimburse the general fund of the municipality for moneys  
 487 advanced from the general fund to the special law enforcement  
 488 trust fund prior to October 1, 2001. This paragraph expires July  
 489 1, 2004 ~~2003~~.

490 Section 19. In order to implement Specific Appropriation  
 491 1394A of the 2003-2004 General Appropriations Act, paragraph (b)  
 492 of subsection (2) of section 581.184, Florida Statutes, is  
 493 amended to read:

494 581.184 Adoption of rules; citrus canker eradication;  
 495 voluntary destruction agreements.--

496 (2)

497 (b) Notwithstanding the provisions of paragraph (a), and  
 498 for the 2003-2004 ~~2002-2003~~ fiscal year only, notice of the  
 499 removal of infected citrus trees and citrus trees exposed to  
 500 infection, by immediate final order, shall be provided to the  
 501 owner of the property on which such trees are located. This  
 502 paragraph expires July 1, 2004 ~~2003~~.

503 Section 20. In order to implement section 23 of the 2003-  
 504 2004 General Appropriations Act, paragraph (b) of subsection (2)  
 505 and subsection (6) of section 581.1845, Florida Statutes, are  
 506 amended to read:



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507 581.1845 Citrus canker eradication; compensation to  
508 homeowners whose trees have been removed.--

509 (2)

510 (b) Notwithstanding subparagraph (a)1., and for  
511 compensation during the 2003-2004 ~~2002-2003~~ fiscal year only, to  
512 be eligible to receive compensation under the program for  
513 residential property where one or more citrus trees have been  
514 removed on or after July 1, 2001, as part of a citrus canker  
515 eradication program, a homeowner must be the homeowner of record  
516 on the date the trees were removed. This paragraph expires July  
517 1, 2004 ~~2003~~.

518 (6) For the 2003-2004 ~~2002-2003~~ fiscal year only, and  
519 notwithstanding the \$100-compensation amount specified in  
520 subsection (3), the amount of compensation for each tree removed  
521 from residential property by the citrus canker eradication  
522 program shall be \$55. This subsection expires July 1, 2004 ~~2003~~.

523 Section 21. In order to implement Specific Appropriation  
524 1700 of the 2003-2004 General Appropriations Act, subsection (2)  
525 of section 215.981, Florida Statutes, is amended to read:

526 215.981 Audits of state agency direct-support  
527 organizations and citizen support organizations.--

528 (2) Notwithstanding the provisions of subsection (1), and  
529 for the 2003-2004 ~~2002-2003~~ fiscal year only, citizen support  
530 organizations for the Department of Environmental Protection  
531 that are not for profit and that have annual expenditures of  
532 less than \$100,000 are not required to have an independent  
533 audit. This subsection expires July 1, 2004 ~~2003~~.

534 Section 22. In order to implement Specific Appropriations  
535 2804 and 2819 of the 2003-2004 General Appropriations Act,



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536 subsection (4) of section 61.1826, Florida Statutes, is amended  
 537 to read:

538 61.1826 Procurement of services for State Disbursement  
 539 Unit and the non-Title IV-D component of the State Case  
 540 Registry; contracts and cooperative agreements; penalties;  
 541 withholding payment.--

542 (4) COOPERATIVE AGREEMENT AND CONTRACT TERMS.--The  
 543 contract between the Florida Association of Court Clerks and the  
 544 department, and cooperative agreements entered into by the  
 545 depositories and the department, must contain, but are not  
 546 limited to, the following terms:

547 (a) The initial term of the contract and cooperative  
 548 agreements is for 5 years. The subsequent term of the contract  
 549 and cooperative agreements is for 3 years, with the option of  
 550 two 1-year renewal periods, at the sole discretion of the  
 551 department.

552 (b) The duties and responsibilities of the Florida  
 553 Association of Court Clerks, the depositories, and the  
 554 department.

555 (c) Under s. 287.058(1)(a), all providers and  
 556 subcontractors shall submit to the department directly, or  
 557 through the Florida Association of Court Clerks, a report of  
 558 monthly expenditures in a format prescribed by the department  
 559 and in sufficient detail for a proper preaudit and postaudit  
 560 thereof.

561 (d) All providers and subcontractors shall submit to the  
 562 department directly, or through the Florida Association of Court  
 563 Clerks, management reports in a format prescribed by the  
 564 department.



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565 (e) All subcontractors shall comply with chapter 280, as  
566 may be required.

567 (f) Federal financial participation for eligible Title IV-  
568 D expenditures incurred by the Florida Association of Court  
569 Clerks and the depositories shall be at the maximum level  
570 permitted by federal law for expenditures incurred for the  
571 provision of services in support of child support enforcement in  
572 accordance with 45 C.F.R. part 74 and Federal Office of  
573 Management and Budget Circulars A-87 and A-122 and based on an  
574 annual cost allocation study of each depository. The  
575 depositories shall submit directly, or through the Florida  
576 Association of Court Clerks, claims for Title IV-D expenditures  
577 monthly to the department in a standardized format as prescribed  
578 by the department. The Florida Association of Court Clerks shall  
579 contract with a certified public accounting firm, selected by  
580 the Florida Association of Court Clerks and the department, to  
581 audit and certify quarterly to the department all claims for  
582 expenditures submitted by the depositories for Title IV-D  
583 reimbursement.

584 (g) Upon termination of the contracts between the  
585 department and the Florida Association of Court Clerks or the  
586 depositories, the Florida Association of Court Clerks, its  
587 agents, and the depositories shall assist the department in  
588 making an orderly transition to a private vendor.

589 (h) Interest on late payment by the department shall be in  
590 accordance with s. 215.422.

591  
592 If either the department or the Florida Association of Court  
593 Clerks objects to a term of the standard cooperative agreement  
594 or contract specified in subsections (2) and (3), the Chief



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595 Financial Officer, with approval from the Governor and Cabinet,  
 596 shall appoint a third party to ~~disputed term or terms shall be~~  
 597 ~~presented jointly by the parties to the Attorney General or the~~  
 598 ~~Attorney General's designee, who shall~~ act as special master.  
 599 The special master shall resolve disputes between the department  
 600 and the Florida Association of Court Clerks related to  
 601 negotiation for and performance under the current contract and  
 602 any extended contract or subsequent contract. Additionally, the  
 603 special master shall resolve disputes relating to the  
 604 conformance of the state disbursement unit operations to the  
 605 recommendations in the audit performed by the chief financial  
 606 officer, or to any other audit duly conducted pursuant to state  
 607 or federal law. The special master shall resolve the dispute in  
 608 writing within 10 days. The resolution of a dispute by the  
 609 special master is binding on the department and the Florida  
 610 Association of Court Clerks.

611 Section 23. The amendment of subsection (4) of s. 61.1826,  
 612 Florida Statutes, by this act shall expire on July 1, 2004, and  
 613 the text of that subsection shall revert to that in existence on  
 614 June 30, 2003, except that any amendments to such text enacted  
 615 other than by this act shall be preserved and continue to  
 616 operate to the extent that such amendments are not dependent  
 617 upon the portions of such text which expire pursuant to the  
 618 provisions of this act.

619 Section 24. In order to implement Specific Appropriations  
 620 2592-2598A of the 2003-2004 General Appropriations Act,  
 621 subsection (4) of section 287.161, Florida Statutes, is amended  
 622 to read:

623 287.161 Executive aircraft pool; assignment of aircraft;  
 624 charge for transportation.--



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625 (4) Notwithstanding the requirements of subsections (2)  
626 and (3), and for the 2003-2004 ~~2002-2003~~ fiscal year only, the  
627 Department of Management Services shall charge all persons  
628 receiving transportation from the executive aircraft pool a rate  
629 not less than the mileage allowance fixed by the Legislature for  
630 the use of privately owned vehicles. Fees collected for persons  
631 traveling by aircraft in the executive aircraft pool shall be  
632 deposited into the Bureau of Aircraft Trust Fund and shall be  
633 expended for costs incurred to operate the aircraft management  
634 activities of the department. It is the intent of the  
635 Legislature that the executive aircraft pool be operated on a  
636 full cost recovery basis, less available funds. This subsection  
637 expires July 1, 2004 ~~2003~~.

638 Section 25. In order to implement Specific Appropriation  
639 2636 of the 2003-2004 General Appropriations Act, subsection (2)  
640 of section 110.116, Florida Statutes, is amended to read:

641 110.116 Personnel information system; payroll  
642 procedures.--

643 (2) For the 2003-2004 ~~2002-2003~~ fiscal year only, and  
644 notwithstanding the requirements of s. 215.94(5) that the  
645 department design, implement, and operate the system and of s.  
646 110.201(1)(e) that the individual employing agencies maintain  
647 records and reports, the department is authorized to contract  
648 with a vendor to provide the personnel information system for  
649 state agencies. The vendor may assist the department in  
650 compiling and reporting personnel data and may assist the  
651 employing agencies in maintaining personnel records. This  
652 subsection expires July 1, 2004 ~~2003~~.

653 Section 26. In order to implement Specific Appropriation  
654 2633A of the 2003-2004 General Appropriations Act, paragraph (a)



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655 of subsection (1) of section 110.152, Florida Statutes, is  
656 amended to read:

657 110.152 Adoption benefits for state employees; parental  
658 leave.--

659 (1)(a)1. Any full-time or part-time employee of the state  
660 who is paid from regular salary appropriations and who adopts a  
661 special-needs child, as defined in paragraph (b), is eligible to  
662 receive a monetary benefit in the amount of \$10,000 per child,  
663 \$5,000 of which is payable in equal monthly installments over a  
664 2-year period. Any employee of the state who adopts a child  
665 whose permanent custody has been awarded to the Department of  
666 Children and Family Services or to a Florida-licensed child-  
667 placing agency, other than a special-needs child as defined in  
668 paragraph (b), shall be eligible to receive a monetary benefit  
669 in the amount of \$5,000 per child, \$2,000 of which is payable in  
670 equal monthly installments over a 2-year period. Benefits paid  
671 under this subsection to a part-time employee must be prorated  
672 based on the employee's full-time-equivalency status at the time  
673 of applying for the benefits.

674 2. For the 2003-2004 ~~2002-2003~~ fiscal year only, the  
675 Department of Management Services is authorized to make lump-sum  
676 payments for adoption benefits awarded during fiscal years 2000-  
677 2001 and 2001-2002. This subparagraph expires July 1, 2004 ~~2003~~.

678 Section 27. In order to implement Specific Appropriations  
679 of funds in Salaries and Benefits categories of the 2003-2004  
680 General Appropriations Act, and effective upon this act becoming  
681 a law, section 110.2035, Florida Statutes, as amended by section  
682 43 of chapter 2002-402, Laws of Florida, is amended to read:

683 110.2035 Classification and compensation program.--



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684 (1) The Department of Management Services, ~~in consultation~~  
685 ~~with the Executive Office of the Governor and the Legislature,~~  
686 shall establish and maintain ~~develop~~ a classification and  
687 compensation program addressing. ~~This program shall be developed~~  
688 ~~for use by all state agencies and shall address~~ Career Service,  
689 Selected Exempt Service, and Senior Management Service positions  
690 classes.

691 (2) The program shall consist of the following:

692 (a) A position classification system using no more than 38  
693 ~~50~~ occupational groups and up to a 6-class series structure for  
694 each occupation within an occupational group. Additional  
695 occupational groups may be established only by the Executive  
696 Office of the Governor after consultation with the Legislature.

697 (b) A pay plan that shall provide broad-based salary  
698 ranges for each occupational group and shall consist of no more  
699 than 25 pay bands.

700 (3) The following goals shall be considered in ~~designing~~  
701 ~~and implementing~~ and maintaining the program:

702 (a) The classification system must significantly reduce  
703 the need to reclassify positions due to work assignment and  
704 organizational changes by decreasing the number of  
705 classification changes required.

706 (b) The classification system must establish broad-based  
707 classes allowing flexibility in organizational structure and  
708 must reduce the levels of supervisory classes.

709 (c) The classification system and pay plan must emphasize  
710 pay administration and job-performance evaluation by management  
711 rather than emphasize use of the classification system to award  
712 salary increases.





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713 (d) The pay administration system must contain provisions  
 714 to allow managers the flexibility to move employees through the  
 715 pay ranges and provide for salary increase additives and lump-  
 716 sum bonuses, if authorized by the Legislature.

717 (4) The classification system shall be structured such  
 718 that each confidential, managerial, and supervisory employee  
 719 shall be included in the Selected Exempt Service, in accordance  
 720 with part V of this chapter.

721 ~~(5) The Department of Management Services shall submit the~~  
 722 ~~proposed design of the classification and compensation program~~  
 723 ~~to the Executive Office of the Governor, the presiding officers~~  
 724 ~~of the Legislature, and the appropriate legislative fiscal and~~  
 725 ~~substantive standing committees on or before December 1, 2001.~~

726 (5)~~(6)~~ The department shall establish, by rule, guidelines  
 727 with respect to, and shall delegate to the employing agencies,  
 728 where appropriate, the authority to administer the following:

- 729 (a) Shift differentials.
- 730 (b) On-call fees.
- 731 (c) Hazardous-duty pay.
- 732 (d) Advanced appointment rates.
- 733 (e) Salary increase and decrease corrections.
- 734 (f) Lead-worker pay.
- 735 (g) Temporary special duties pay.
- 736 (h) Trainer-additive pay.
- 737 (i) Competitive area differentials.
- 738 (j) Coordinator pay.
- 739 (k) Critical market pay.

740  
 741 The employing agency must use such pay additives as are  
 742 appropriate within the guidelines established by the department



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743 and shall advise the department in writing of the plan for  
744 implementing such pay additives prior to the implementation  
745 date. Any action by an employing agency to implement temporary  
746 special duties pay, competitive area differentials, or critical  
747 market pay may be implemented only after the department has  
748 reviewed and recommended such action; however, an employing  
749 agency may use temporary special duties pay for up to 3 months  
750 without prior review by the department. The department shall  
751 annually provide a summary report of the pay additives  
752 implemented pursuant to this section.

753 (6) The department shall adopt any rules necessary to  
754 implement the classification and compensation program to include  
755 Career Service, Selected Exempt Service, and Senior Management  
756 Service positions consistent with the plan submitted to the  
757 Legislature on December 1, 2001; however, the adopted plan shall  
758 include pay bandwidths of 150 percent for each occupational  
759 group except the manager and executive occupational groups. The  
760 department may adopt emergency rules if necessary to implement  
761 this program by July 1, 2003.

762 Section 28. The amendment of s. 110.2035, Florida  
763 Statutes, by this act shall expire on July 1, 2004, and the text  
764 of that section shall revert to that in existence on June 30,  
765 2003, except that any amendments to such text enacted other than  
766 by this act shall be preserved and continue to operate to the  
767 extent that such amendments are not dependent upon the portions  
768 of such text which expire pursuant to the provisions of this  
769 act.

770 Section 29. In order to implement Specific Appropriation  
771 1949B of the 2003-2004 General Appropriations Act, subsection  
772 (7) of section 110.12315, Florida Statutes, is amended to read:



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773 110.12315 Prescription drug program.--The state employees'  
 774 prescription drug program is established. This program shall be  
 775 administered by the Department of Management Services, according  
 776 to the terms and conditions of the plan as established by the  
 777 relevant provisions of the annual General Appropriations Act and  
 778 implementing legislation, subject to the following conditions:

779 (7) Under the state employees' prescription drug program  
 780 copayments must be made as follows:

781 (a) Effective January 1, 2001:

- 782 1. For generic drug with card \$7.
- 783 2. For preferred brand name drug with card \$20.
- 784 3. For nonpreferred brand name drug with card \$35.
- 785 4. For generic mail order drug \$10.50.
- 786 5. For preferred brand name mail order drug \$30.
- 787 6. For nonpreferred brand name drug \$52.50.

788 (b) The Department of Management Services shall create a  
 789 preferred brand name drug list to be used in the administration  
 790 of the state employees' prescription drug program.

791  
 792 This subsection expires July 1, 2004 ~~2003~~.

793 Section 30. In order to implement Specific Appropriation  
 794 1949B of the 2003-2004 General Appropriations Act, section  
 795 110.1239, Florida Statutes, is amended to read:

796 110.1239 State group health insurance program  
 797 funding.--For the 2003-2004 ~~2002-2003~~ fiscal year only, it is  
 798 the intent of the Legislature that the state group health  
 799 insurance program be managed, administered, operated, and funded  
 800 in such a manner as to maximize the protection of state employee  
 801 health insurance benefits. Inherent in this intent is the  
 802 recognition that the health insurance liabilities attributable



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803 to the benefits offered state employees should be fairly,  
804 orderly, and equitably funded. Accordingly:

805 (1) The division shall determine the level of premiums  
806 necessary to fully fund the state group health insurance program  
807 for the next fiscal year. Such determination shall be made after  
808 each Self-Insurance Estimating Conference as provided in s.  
809 216.136(11), but not later than December 1 and April 1 of each  
810 fiscal year.

811 (2) The Governor, in the Governor's recommended budget,  
812 shall provide premium rates necessary for full funding of the  
813 state group health insurance program, and the Legislature shall  
814 provide in the General Appropriations Act for a premium level  
815 necessary for full funding of the state group health insurance  
816 program.

817 (3) For purposes of funding, any additional appropriation  
818 amounts allocated to the state group health insurance program by  
819 the Legislature shall be considered as a state contribution and  
820 thus an increase in the state premiums.

821 (4) This section expires July 1, 2004 ~~2003~~.

822 Section 31. In order to implement sections 2-7 of the  
823 2003-2004 General Appropriations Act, paragraph (c) of  
824 subsection (5) and paragraph (d) of subsection (6) of section  
825 112.061, Florida Statutes, are amended to read:

826 112.061 Per diem and travel expenses of public officers,  
827 employees, and authorized persons.--

828 (5) COMPUTATION OF TRAVEL TIME FOR REIMBURSEMENT.--For  
829 purposes of reimbursement and methods of calculating fractional  
830 days of travel, the following principles are prescribed:

831 (c) For the 2003-2004 ~~2002-2003~~ fiscal year only, and  
832 notwithstanding the other provisions of this subsection, for



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833 Class C travel, a state traveler shall not be reimbursed on a  
 834 per diem basis nor shall a traveler receive subsistence  
 835 allowance. This paragraph expires July 1, 2004 ~~2003~~.

836 (6) RATES OF PER DIEM AND SUBSISTENCE ALLOWANCE.--For  
 837 purposes of reimbursement rates and methods of calculation, per  
 838 diem and subsistence allowances are divided into the following  
 839 groups and rates:

840 (d) For the 2003-2004 ~~2002-2003~~ fiscal year only, and  
 841 notwithstanding the other provisions of this subsection, for  
 842 Class C travel, a state traveler shall not be reimbursed on a  
 843 per diem basis nor shall a traveler receive subsistence  
 844 allowance. This paragraph expires July 1, 2004 ~~2003~~.

845 Section 32. In order to implement Specific Appropriation  
 846 1950B of the 2003-2004 General Appropriations Act, paragraph (a)  
 847 of subsection (13) of section 121.091, Florida Statutes, is  
 848 amended to read:

849 121.091 Benefits payable under the system.--Benefits may  
 850 not be paid under this section unless the member has terminated  
 851 employment as provided in s. 121.021(39)(a) or begun  
 852 participation in the Deferred Retirement Option Program as  
 853 provided in subsection (13), and a proper application has been  
 854 filed in the manner prescribed by the department. The department  
 855 may cancel an application for retirement benefits when the  
 856 member or beneficiary fails to timely provide the information  
 857 and documents required by this chapter and the department's  
 858 rules. The department shall adopt rules establishing procedures  
 859 for application for retirement benefits and for the cancellation  
 860 of such application when the required information or documents  
 861 are not received.



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862 (13) DEFERRED RETIREMENT OPTION PROGRAM.--In general, and  
863 subject to the provisions of this section, the Deferred  
864 Retirement Option Program, hereinafter referred to as the DROP,  
865 is a program under which an eligible member of the Florida  
866 Retirement System may elect to participate, deferring receipt of  
867 retirement benefits while continuing employment with his or her  
868 Florida Retirement System employer. The deferred monthly  
869 benefits shall accrue in the System Trust Fund on behalf of the  
870 participant, plus interest compounded monthly, for the specified  
871 period of the DROP participation, as provided in paragraph (c).  
872 Upon termination of employment, the participant shall receive  
873 the total DROP benefits and begin to receive the previously  
874 determined normal retirement benefits. Participation in the DROP  
875 does not guarantee employment for the specified period of DROP.

876 (a) Eligibility of member to participate in the DROP.--All  
877 active Florida Retirement System members in a regularly  
878 established position, and all active members of either the  
879 Teachers' Retirement System established in chapter 238 or the  
880 State and County Officers' and Employees' Retirement System  
881 established in chapter 122 which systems are consolidated within  
882 the Florida Retirement System under s. 121.011, are eligible to  
883 elect participation in the DROP provided that:

884 1. The member is not a renewed member of the Florida  
885 Retirement System under s. 121.122, or a member of the State  
886 Community College System Optional Retirement Program under s.  
887 121.051, the Senior Management Service Optional Annuity Program  
888 under s. 121.055, or the optional retirement program for the  
889 State University System under s. 121.35.

890 2. Except as provided in subparagraph 6., election to  
891 participate is made within 12 months immediately following the



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892 date on which the member first reaches normal retirement date,  
893 or, for a member who reaches normal retirement date based on  
894 service before he or she reaches age 62, or age 55 for Special  
895 Risk Class members, election to participate may be deferred to  
896 the 12 months immediately following the date the member attains  
897 57, or age 52 for Special Risk Class members. For a member who  
898 first reached normal retirement date or the deferred eligibility  
899 date described above prior to the effective date of this  
900 section, election to participate shall be made within 12 months  
901 after the effective date of this section. A member who fails to  
902 make an election within such 12-month limitation period shall  
903 forfeit all rights to participate in the DROP. The member shall  
904 advise his or her employer and the division in writing of the  
905 date on which the DROP shall begin. Such beginning date may be  
906 subsequent to the 12-month election period, but must be within  
907 the 60-month limitation period as provided in subparagraph (b)1.  
908 When establishing eligibility of the member to participate in  
909 the DROP for the 60-month maximum participation period, the  
910 member may elect to include or exclude any optional service  
911 credit purchased by the member from the total service used to  
912 establish the normal retirement date. A member with dual normal  
913 retirement dates shall be eligible to elect to participate in  
914 DROP within 12 months after attaining normal retirement date in  
915 either class.

916 3. The employer of a member electing to participate in the  
917 DROP, or employers if dually employed, shall acknowledge in  
918 writing to the division the date the member's participation in  
919 the DROP begins and the date the member's employment and DROP  
920 participation will terminate.



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921 4. Simultaneous employment of a participant by additional  
922 Florida Retirement System employers subsequent to the  
923 commencement of participation in the DROP shall be permissible  
924 provided such employers acknowledge in writing a DROP  
925 termination date no later than the participant's existing  
926 termination date or the 60-month limitation period as provided  
927 in subparagraph (b)1.

928 5. A DROP participant may change employers while  
929 participating in the DROP, subject to the following:

930 a. A change of employment must take place without a break  
931 in service so that the member receives salary for each month of  
932 continuous DROP participation. If a member receives no salary  
933 during a month, DROP participation shall cease unless the  
934 employer verifies a continuation of the employment relationship  
935 for such participant pursuant to s. 121.021(39)(b).

936 b. Such participant and new employer shall notify the  
937 division on forms required by the division as to the identity of  
938 the new employer.

939 c. The new employer shall acknowledge, in writing, the  
940 participant's DROP termination date, which may be extended but  
941 not beyond the original 60-month period provided in subparagraph  
942 (b)1., shall acknowledge liability for any additional retirement  
943 contributions and interest required if the participant fails to  
944 timely terminate employment, and shall be subject to the  
945 adjustment required in sub-subparagraph (c)5.d.

946 6. Effective July 1, 2001, for instructional personnel as  
947 defined in s. 1012.01(2), election to participate in the DROP  
948 shall be made at any time following the date on which the member  
949 first reaches normal retirement date. The member shall advise  
950 his or her employer and the division in writing of the date on





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951 which the Deferred Retirement Option Program shall begin. When  
 952 establishing eligibility of the member to participate in the  
 953 DROP for the 60-month maximum participation period, as provided  
 954 in subparagraph (b)1., the member may elect to include or  
 955 exclude any optional service credit purchased by the member from  
 956 the total service used to establish the normal retirement date.  
 957 A member with dual normal retirement dates shall be eligible to  
 958 elect to participate in either class.

959 7. Beginning July 1, 2003, there shall be a period of 45  
 960 days within which administrative personnel as defined in s.  
 961 1012.01(3) who have reached normal retirement date, who have not  
 962 retired, and who did not elect to participate in the DROP within  
 963 1 year of reaching normal retirement date may elect to  
 964 participate in the DROP. This subparagraph expires July 1, 2004.

965 Section 33. In order to implement Specific Appropriations  
 966 1417-1419, 1421-1424, 1426, 1427, 1430, 1432, 1434, 1436-1438,  
 967 1439, 1439K-1443, and 1446-1450 of the 2003-2004 General  
 968 Appropriations Act, paragraphs (b) and (c) of subsection (1) of  
 969 section 252.373, Florida Statutes, are amended to read:

970 252.373 Allocation of funds; rules.--

971 (1)

972 (b) Notwithstanding the provisions of paragraph (a), and  
 973 for the 2003-2004 ~~2002-2003~~ fiscal year only, the use of the  
 974 Emergency Management, Preparedness, and Assistance Trust Fund  
 975 shall be as provided in the General Appropriations Act. This  
 976 paragraph expires on July 1, 2004 ~~2003~~.

977 (c) Notwithstanding the provisions of paragraph (a), and  
 978 for the 2003-2004 ~~2002-2003~~ fiscal year only, the Department of  
 979 Community Affairs shall conduct a review of funds available in  
 980 the Emergency Management, Preparedness, and Assistance Trust



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981 Fund. By December 31 ~~1~~, 2003 ~~2002~~, when actual receipts for the  
 982 2002-2003 ~~2001-2002~~ fiscal year are determined, the Department  
 983 of Community Affairs may identify any funds that were unspent or  
 984 unencumbered in the 2002-2003 ~~2001-2002~~ fiscal year ~~that are not~~  
 985 ~~required to implement appropriations for the 2002-2003 fiscal~~  
 986 ~~year from the Emergency Management, Preparedness, and Assistance~~  
 987 ~~Trust Fund~~, and such funds may be transferred to the Grants and  
 988 Donations Trust Fund to be used for the state portion of the  
 989 match requirements for current federally approved disaster  
 990 ~~Hazard Mitigation Grant Program~~ projects. This paragraph expires  
 991 July 1, 2004 ~~2003~~.

992 Section 34. In order to implement Specific Appropriations  
 993 1432A, 1438A-1438I, 1438K, 1438L, 1438N, and 1439E-1439J of the  
 994 2003-2004 General Appropriations Act, subsection (8) of section  
 995 215.559, Florida Statutes, is renumbered as subsection (9), and  
 996 a new subsection (8) is added to said section to read:

997 215.559 Hurricane Loss Mitigation Program.--

998 (8) Notwithstanding the provisions of subsection (5), and  
 999 for the 2003-2004 fiscal year only, the use of the Florida  
 1000 Hurricane Catastrophe Fund shall be as provided in the General  
 1001 Appropriations Act. This subsection expires on July 1, 2004.

1002 Section 35. In order to implement Specific Appropriation  
 1003 1303A of the 2003-2004 General Appropriations Act, paragraph (e)  
 1004 is added to subsection (13) of section 253.025, Florida  
 1005 Statutes, to read:

1006 253.025 Acquisition of state lands for purposes other than  
 1007 preservation, conservation, and recreation.--

1008 (13)

1009 (e) For the 2003-2004 fiscal year only, the use of funds  
 1010 allocated to the Relocation and Construction Trust Fund shall be



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1011 as provided in the General Appropriations Act. This paragraph  
 1012 expires July 1, 2004.

1013 Section 36. In order to implement Specific Appropriation  
 1014 1520A of the 2003-2004 General Appropriations Act, section  
 1015 373.4145, Florida Statutes, is amended to read:

1016 373.4145 Interim part IV permitting program for the  
 1017 Northwest Florida Water Management District.--

1018 (1) Within the geographical jurisdiction of the Northwest  
 1019 Florida Water Management District, the permitting authority of  
 1020 the department under this part shall consist solely of the  
 1021 following, notwithstanding the rule adoption deadline in s.  
 1022 373.414(9):

1023 (a) Chapter 17-25, Florida Administrative Code, shall  
 1024 remain in full force and effect, and shall be implemented by the  
 1025 department. Notwithstanding the provisions of this section,  
 1026 chapter 17-25, Florida Administrative Code, may be amended by  
 1027 the department as necessary to comply with any requirements of  
 1028 state or federal laws or regulations, or any condition imposed  
 1029 by a federal program, or as a requirement for receipt of federal  
 1030 grant funds.

1031 (b) Rules adopted pursuant to the authority of ss. 403.91-  
 1032 403.929, 1984 Supplement to the Florida Statutes 1983, as  
 1033 amended, in effect prior to July 1, 1994, shall remain in full  
 1034 force and effect, and shall be implemented by the department.  
 1035 However, the department is authorized to establish additional  
 1036 exemptions and general permits for dredging and filling, if such  
 1037 exemptions or general permits do not allow significant adverse  
 1038 impacts to occur individually or cumulatively. However, for the  
 1039 purpose of chapter 17-312, Florida Administrative Code, the  
 1040 landward extent of surface waters of the state identified in



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1041 rule 17-312.030(2), Florida Administrative Code, shall be  
1042 determined in accordance with the methodology in rules 17-  
1043 340.100 through 17-340.600, Florida Administrative Code, as  
1044 ratified in s. 373.4211, upon the effective date of such  
1045 ratified methodology. In implementing s. 373.421(2), the  
1046 department shall determine the extent of those surface waters  
1047 and wetlands within the regulatory authority of the department  
1048 as described in this paragraph. At the request of the  
1049 petitioner, the department shall also determine the extent of  
1050 surface waters and wetlands which can be delineated by the  
1051 methodology ratified in s. 373.4211, but which are not subject  
1052 to the regulatory authority of the department as described in  
1053 this paragraph.

1054 (c) The department may implement chapter 40A-4, Florida  
1055 Administrative Code, in effect prior to July 1, 1994, pursuant  
1056 to an interagency agreement with the Northwest Florida Water  
1057 Management District adopted under s. 373.046(4).

1058 (2) The authority of the Northwest Florida Water  
1059 Management District to implement this part or to implement any  
1060 authority pursuant to delegation by the department shall not be  
1061 affected by this section. The rule adoption deadline in s.  
1062 373.414(9) shall not apply to said district.

1063 (3) The division of permitting responsibilities in s.  
1064 373.046(4) shall not apply within the geographical jurisdiction  
1065 of the Northwest Florida Water Management District.

1066 (4) If the United States Environmental Protection Agency  
1067 approves an assumption of the federal program to regulate the  
1068 discharge of dredged or fill material by the department or the  
1069 water management districts, or both, pursuant to s. 404 of the  
1070 Clean Water Act, Pub. L. No. 92-500, as amended, 33 U.S.C. ss.



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1071 1251 et seq.; the United States Army Corps of Engineers issues  
 1072 one or more state programmatic general permits under the  
 1073 referenced statutes; or the United States Environmental  
 1074 Protection Agency or the United States Corps of Engineers  
 1075 approves any other delegation of regulatory authority under the  
 1076 referenced statutes, then the department may implement any  
 1077 permitting authority granted in this part within the Northwest  
 1078 Florida Water Management District which is prescribed as a  
 1079 condition of granting such assumption, general permit, or  
 1080 delegation.

1081 (5) Within the geographical jurisdiction of the Northwest  
 1082 Florida Water Management District, the methodology for  
 1083 determining the landward extent of surface waters of the state  
 1084 under chapter 403 in effect prior to the effective date of the  
 1085 methodology ratified in s. 373.4211 shall apply to:

1086 (a) Activities permitted under the rules adopted pursuant  
 1087 to ss. 403.91-403.929, 1984 Supplement to the Florida Statutes  
 1088 1983, as amended, or which were exempted from regulation under  
 1089 such rules, prior to July 1, 1994, and which were permitted  
 1090 under chapter 17-25, Florida Administrative Code, or exempt from  
 1091 chapter 17-25, Florida Administrative Code, prior to July 1,  
 1092 1994, provided:

1093 1. An activity authorized by such permits is conducted in  
 1094 accordance with the plans, terms, and conditions of such  
 1095 permits.

1096 2. An activity exempted from the permitting requirements  
 1097 of the rules adopted pursuant to ss. 403.91-403.929, 1984  
 1098 Supplement to the Florida Statutes 1983, as amended, or chapter  
 1099 17-25, Florida Administrative Code, is:



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1100 a. Commenced prior to July 1, 1994, and completed by July  
1101 1, 1999;

1102 b. Conducted in accordance with a plan depicting the  
1103 activity which has been submitted to and approved for  
1104 construction by the department, the appropriate local  
1105 government, the United States Army Corps of Engineers, or the  
1106 Northwest Florida Water Management District; and

1107 c. Conducted in accordance with the terms of the  
1108 exemption.

1109 (b) An activity within the boundaries of a valid  
1110 jurisdictional declaratory statement issued pursuant to s.  
1111 403.914, 1984 Supplement to the Florida Statutes 1983, as  
1112 amended, or the rules adopted thereunder, in response to a  
1113 petition received prior to June 1, 1994.

1114 (c) Any modification of a permitted or exempt activity as  
1115 described in paragraph (a) which does not constitute a  
1116 substantial modification or which lessens the environmental  
1117 impact of such permitted or exempt activity. For the purposes of  
1118 this section, a substantial modification is one which is  
1119 reasonably expected to lead to substantially different  
1120 environmental impacts.

1121 (d) Applications for activities permitted under the rules  
1122 adopted pursuant to ss. 403.91-403.929, 1984 Supplement to the  
1123 1983 Florida Statutes, as amended, which were pending on June  
1124 15, 1994, unless the application elects to have applied the  
1125 delineation methodology ratified in s. 373.4211.

1126 (6) Subsections (1), (2), (3), and (4) shall be repealed  
1127 effective July 1, 2004 ~~2003~~.

1128 (7)(a) The department and the Northwest Florida Water  
1129 Management District are directed to begin developing a plan by



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1130 which the permitting for activities proposed in surface waters  
1131 and wetlands shall fully comply with the provisions of this  
1132 part, beginning July 1, 2004 ~~2003~~. The plan also shall address  
1133 the division of environmental resource permitting  
1134 responsibilities between the department and the Northwest  
1135 Florida Water Management District; the methodology of  
1136 delineating wetlands in the Northwest Florida Water Management  
1137 District; authority of the Northwest Florida Water Management  
1138 District to implement federal permitting programs related to  
1139 activities in surface waters and wetlands; and the chapter 70  
1140 implications of implementing the provisions of this part within  
1141 the jurisdiction of the Northwest Florida Water Management  
1142 District.

1143 (b) The department and Northwest Florida Water Management  
1144 District shall jointly prepare an interim report on their  
1145 progress in developing the aforementioned plan, to be presented  
1146 March 1, 2001 to the Governor, the President of the Senate, the  
1147 Speaker of the House of Representatives, and the chairs of the  
1148 relevant substantive and fiscal committees. The department and  
1149 district shall present a final report on March 1, 2003.

1150 (c) Any jurisdictional declaratory statement issued for a  
1151 project within the geographic jurisdiction of the Northwest  
1152 Florida Water Management District that is valid on July 1, 1999,  
1153 and for which there has been issued a permit pursuant to this  
1154 chapter and chapter 403 for a phase of that project and which  
1155 identified proposed future development, including mitigation,  
1156 that would require an additional permit pursuant to this chapter  
1157 and chapter 403 shall not expire until January 1, 2002.

1158 Section 37. In order to implement Specific Appropriations  
1159 1452-1459A of the 2003-2004 General Appropriations Act,



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1160 subsection (4) of section 290.044, Florida Statutes, is amended  
1161 to read:

1162 290.044 Florida Small Cities Community Development Block  
1163 Grant Program Fund; administration; distribution.--

1164 ~~(4) The percentage of funds distributed in each of the~~  
1165 ~~grant program categories from federal funds for federal fiscal~~  
1166 ~~year 1985 shall be established by the Legislature in the~~  
1167 ~~appropriation process for the 1984 regular session and shall be~~  
1168 ~~established annually thereafter in the same manner. The~~  
1169 ~~department shall submit its recommendation on the distribution~~  
1170 ~~percentages to the Governor and Legislature as part of its~~  
1171 ~~regular budget proposals. The department may set aside shall~~  
1172 ~~provide for the set-aside of an amount of up to 5 ~~10~~ percent of~~  
1173 ~~the funds allocated to the neighborhood revitalization category~~  
1174 ~~in its distribution percentages for use in any eligible local~~  
1175 ~~government jurisdiction for which an emergency or natural~~  
1176 ~~disaster has been declared by executive order. Such funds may~~  
1177 ~~only be provided to a local government to fund eligible~~  
1178 ~~emergency-related activities for which no other source of~~  
1179 ~~federal, state, or local disaster funds is available. The~~  
1180 ~~department may ~~shall~~ provide for such set-aside by rule. In the~~  
1181 ~~last quarter of the state fiscal year, any funds not allocated~~  
1182 ~~under the emergency-related set-aside shall be used to fully~~  
1183 ~~fund any applications which were partially funded due to~~  
1184 ~~inadequate funds in the most recently completed neighborhood~~  
1185 ~~revitalization category funding cycle, and then any remaining~~  
1186 ~~funds shall be distributed to the next unfunded applications.~~

1187 Section 38. The amendment of subsection (4) of s. 290.044,  
1188 Florida Statutes, by this act shall expire on July 1, 2004, and  
1189 the text of that subsection shall revert to that in existence on





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1190 June 30, 2003, except that any amendments to such text enacted  
 1191 other than by this act shall be preserved and continue to  
 1192 operate to the extent that such amendments are not dependent  
 1193 upon the portions of such text which expire pursuant to the  
 1194 provisions of this act.

1195 Section 39. In order to implement Specific Appropriations  
 1196 2863-2931A of the 2003-2004 General Appropriations Act, section  
 1197 15.09, Florida Statutes, is amended to read:

1198 15.09 Fees.--

1199 (1) The fees, except as provided by law, to be collected  
 1200 by the Department of State, are:

1201 (a) For searching of papers or records, \$3.50, except that  
 1202 there shall be no charge for telephone requests for general  
 1203 corporate information, including the corporation's status, names  
 1204 of officers and directors, address of principal place of  
 1205 business, and name and address of resident agent.

1206 (b) For providing a certificate with seal, \$8.75; however,  
 1207 no fee shall be charged for providing a certificate with seal to  
 1208 any officer appointed to an office requiring Senate  
 1209 confirmation.

1210 (c) For furnishing statistical information and for copying  
 1211 any document not mentioned, \$1 per page or fraction thereof.

1212 (2) The department may in its discretion establish a  
 1213 reasonable fee for filing or copying any document or instrument  
 1214 not mentioned herein or provided for in other laws.

1215 (3) All fees arising from certificates of election or  
 1216 appointment to office and from commissions to officers shall be  
 1217 paid to the Treasurer for deposit in the General Revenue Fund.



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1218 (4) All funds collected by the Division of Corporations of  
1219 the department shall be deposited in the Corporations Trust  
1220 Fund.

1221 ~~(5)(a) There is created within the Department of State a~~  
1222 ~~Public Access Data Systems Trust Fund, which shall be used by~~  
1223 ~~the department to purchase information systems and equipment~~  
1224 ~~that provide greater public accessibility to the information and~~  
1225 ~~records maintained by it. Notwithstanding any other provision of~~  
1226 ~~law, the Divisions of Licensing, Elections, and Corporations of~~  
1227 ~~the department shall transfer each fiscal year to the Public~~  
1228 ~~Access Data Systems Trust Fund from their respective trust~~  
1229 ~~funds:~~

1230 1. ~~An amount equal to 2 percent of all revenues received~~  
1231 ~~for the processing of documents, filings, or information~~  
1232 ~~requests.~~

1233 2. ~~All public access network revenues collected pursuant~~  
1234 ~~to s. 15.16 or s. 119.085.~~

1235 ~~(b) Funds from the Public Access Data Systems Trust Fund~~  
1236 ~~may be appropriated for the operations of the department.~~

1237 Section 40. The amendment of s. 15.09, Florida Statutes,  
1238 by this act shall expire on July 1, 2004, and the text of that  
1239 section shall revert to that in existence on June 30, 2003,  
1240 except that any amendments to such text enacted other than by  
1241 this act shall be preserved and continue to operate to the  
1242 extent that such amendments are not dependent upon the portions  
1243 of such text which expire pursuant to the provisions of this  
1244 act.

1245 Section 41. In order to implement Specific Appropriations  
1246 2863-2931A of the 2003-2004 General Appropriations Act,



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1247 subsection (1) of section 265.2861, Florida Statutes, is amended  
 1248 to read:

1249 265.2861 Cultural Institutions Program; trust fund.--

1250 (1) CULTURAL INSTITUTIONS TRUST FUND.--There is created a  
 1251 Cultural Institutions Trust Fund to be administered by the  
 1252 Department of State for the purposes set forth in this section,  
 1253 and to support the following programs as follows:

1254 (a) ~~For statewide arts grants, \$2.7 million.~~

1255 (b) ~~For arts in education and visiting arts programs,~~  
 1256 ~~\$250,000.~~

1257 (c) ~~For the State Touring Program, \$200,000. First~~  
 1258 ~~priority for the issuance of State Touring Program grants shall~~  
 1259 ~~be given to applicants that reside in counties with a population~~  
 1260 ~~of 75,000 or less.~~

1261 (d) ~~For local arts agencies or state service~~  
 1262 ~~organizations, \$400,000.~~

1263 (e)1. ~~For the officially designated Art Museum of the~~  
 1264 ~~State of Florida described in s. 1004.45, \$2.2 million, and for~~  
 1265 ~~state-owned cultural facilities assigned to the Department of~~  
 1266 ~~State, which receive a portion of any operating funds from the~~  
 1267 ~~Department of State and one of the primary purposes of which is~~  
 1268 ~~the presentation of fine arts or performing arts, \$500,000.~~

1269 2. ~~For fiscal year 2001-2002 only, the provisions of~~  
 1270 ~~subparagraph 1. relating to state-owned cultural facilities~~  
 1271 ~~shall not be applicable. This subparagraph expires July 1, 2002.~~

1272  
 1273 ~~The trust fund shall consist of moneys appropriated by the~~  
 1274 ~~Legislature, moneys deposited pursuant to s. 607.1901(2), and~~  
 1275 ~~moneys contributed to the fund from any other source.~~



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1276           Section 42. The amendment of subsection (1) of s.  
1277 265.2861, Florida Statutes, by this act shall expire on July 1,  
1278 2004, and the text of that subsection shall revert to that in  
1279 existence on June 30, 2003, except that any amendments to such  
1280 text enacted other than by this act shall be preserved and  
1281 continue to operate to the extent that such amendments are not  
1282 dependent upon the portions of such text which expire pursuant  
1283 to the provisions of this act.

1284           Section 43. In order to implement Specific Appropriations  
1285 2863-2931A of the 2003-2004 General Appropriations Act,  
1286 subsection (1) of section 267.0617, Florida Statutes, is amended  
1287 to read:

1288           267.0617 Historic Preservation Grant Program.--

1289           (1) There is hereby created within the division the  
1290 Historic Preservation Grant Program, which shall make grants of  
1291 moneys appropriated by the Legislature, moneys deposited  
1292 pursuant to s. ss. 550.0351(2) and 607.1901(2)(g), and moneys  
1293 contributed for that purpose from any other source. The program  
1294 funds shall be used by the division for the purpose of financing  
1295 grants in furtherance of the purposes of this section.

1296           Section 44. The amendment of subsection (1) of s.  
1297 267.0617, Florida Statutes, by this act shall expire on July 1,  
1298 2004, and the text of that subsection shall revert to that in  
1299 existence on June 30, 2003, except that any amendments to such  
1300 text enacted other than by this act shall be preserved and  
1301 continue to operate to the extent that such amendments are not  
1302 dependent upon the portions of such text which expire pursuant  
1303 to the provisions of this act.

1304           Section 45. In order to implement Specific Appropriations  
1305 2863-2931A of the 2003-2004 General Appropriations Act,



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1306 subsection (2) of section 607.1901, Florida Statutes, is amended  
 1307 to read:

1308 607.1901 Corporations Trust Fund creation; transfer of  
 1309 funds.--

1310 (2)(a) The Legislature shall appropriate from the fund  
 1311 such amounts as it deems necessary for the operation of the  
 1312 division.

1313 (b) An amount equal to 2.9 percent of all moneys deposited  
 1314 each month in the fund is transferred to the Corporation Tax  
 1315 Administration Trust Fund created pursuant to s. 213.31.

1316 ~~(c) In the last six months of any fiscal year, an amount~~  
 1317 ~~equal to 43 percent of all moneys deposited each month into the~~  
 1318 ~~fund is transferred to the General Revenue Fund.~~

1319 ~~(d) The division shall transfer from the trust fund to the~~  
 1320 ~~Cultural Institutions Trust Fund, quarterly, the amount of \$10~~  
 1321 ~~from each corporate annual report fee collected by the division~~  
 1322 ~~and prorations transferring \$8 million each fiscal year, to be~~  
 1323 ~~used as provided in s. 265.2861. Effective October 1, 2001, an~~  
 1324 ~~additional \$2 million each fiscal year shall be transferred from~~  
 1325 ~~the Corporations Trust Fund to the Cultural Institutions Trust~~  
 1326 ~~Fund to be used as provided in s. 265.2861. The additional \$2~~  
 1327 ~~million is contingent upon the receipt of corresponding revenues~~  
 1328 ~~collected under s. 55.209, as created by this act.~~

1329 ~~(e) The division shall transfer from the trust fund to the~~  
 1330 ~~Cultural Institutions Trust Fund, quarterly, prorations~~  
 1331 ~~transferring \$250,000 each fiscal year, to be used as provided~~  
 1332 ~~in s. 265.609.~~

1333 ~~(f) The division shall transfer from the trust fund to the~~  
 1334 ~~Cultural Institutions Trust Fund, quarterly, prorations~~



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1335 ~~transferring \$550,000 each fiscal year, to be used as provided~~  
1336 ~~in s. 265.608.~~

1337 ~~(g) The division shall transfer from the trust fund to the~~  
1338 ~~Historical Resources Operating Trust Fund, quarterly, prorations~~  
1339 ~~transferring \$2 million each fiscal year, to be used as provided~~  
1340 ~~in s. 267.0617.~~

1341 ~~(h) The division shall transfer from the trust fund to the~~  
1342 ~~Historical Resources Operating Trust Fund, quarterly, prorations~~  
1343 ~~transferring \$1.5 million each fiscal year, to be used as~~  
1344 ~~provided in s. 267.0619.~~

1345 ~~(i) Effective October 1, 2001, the division shall transfer~~  
1346 ~~from the trust fund to the department's Grants and Donations~~  
1347 ~~Trust Fund quarterly prorations equaling not more than \$1.6~~  
1348 ~~million each fiscal year, to be used in the provision of~~  
1349 ~~services under s. 288.816. The transfer of \$1.6 million is~~  
1350 ~~contingent upon the receipt of corresponding revenues collected~~  
1351 ~~under s. 55.209, as created by this act.~~

1352 Section 46. The amendment of subsection (2) of s.  
1353 607.1901, Florida Statutes, by this act shall expire on July 1,  
1354 2004, and the text of that subsection shall revert to that in  
1355 existence on June 30, 2003, except that any amendments to such  
1356 text enacted other than by this act shall be preserved and  
1357 continue to operate to the extent that such amendments are not  
1358 dependent upon the portions of such text which expire pursuant  
1359 to the provisions of this act.

1360 Section 47. In order to implement Specific Appropriations  
1361 2863-2931A of the 2003-2004 General Appropriations Act, section  
1362 607.19011, Florida Statutes, is amended to read:

1363 607.19011 Corporations Trust Fund; deposit and use of  
1364 revenues collected in accordance with ch. 95-242.--All revenues



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1365 collected in accordance with this act shall be deposited into  
1366 the Corporations Trust Fund of the Department of State and shall  
1367 be used ~~in furtherance of the Department of State's cultural and~~  
1368 ~~historic preservation programs and other activities~~ as the  
1369 Legislature may direct.

1370 Section 48. The amendment of s. 607.19011, Florida  
1371 Statutes, by this act shall expire on July 1, 2004, and the text  
1372 of that section shall revert to that in existence on June 30,  
1373 2003, except that any amendments to such text enacted other than  
1374 by this act shall be preserved and continue to operate to the  
1375 extent that such amendments are not dependent upon the portions  
1376 of such text which expire pursuant to the provisions of this  
1377 act.

1378 Section 49. In order to implement Specific Appropriation  
1379 2014 of the 2003-2004 General Appropriations Act, section  
1380 402.3017, Florida Statutes, is amended to read:

1381 402.3017 Teacher Education and Compensation Helps (TEACH)  
1382 scholarship program.--

1383 (1) The Legislature finds that the level of early child  
1384 care teacher education and training is a key predictor for  
1385 determining program quality. The Legislature also finds that low  
1386 wages for child care workers prevent many from obtaining  
1387 increased training and education and contribute to high turnover  
1388 rates. The Legislature therefore intends to help fund a program  
1389 which links teacher training and education to compensation and  
1390 commitment to the field of early childhood education.

1391 (2) The Department of Children and Family Services is  
1392 authorized to contract for the administration of the Teacher  
1393 Education and Compensation Helps (TEACH) scholarship program,  
1394 which provides educational scholarships to caregivers and



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1395 administrators of early childhood programs, family day care  
 1396 homes, and large family child care homes.

1397 (3) The department shall adopt rules as necessary to  
 1398 implement this section.

1399 (4) For the 2003-2004 ~~2002-2003~~ fiscal year only, the  
 1400 Agency for Workforce Innovation shall administer this section.  
 1401 This subsection expires July 1, 2004 ~~2003~~.

1402 Section 50. In order to implement Specific Appropriation  
 1403 2014 of the 2003-2004 General Appropriations Act, subsection  
 1404 (13) of section 411.01, Florida Statutes, is amended to read:

1405 411.01 Florida Partnership for School Readiness; school  
 1406 readiness coalitions.--

1407 (13) PLACEMENTS.--Notwithstanding any other provision of  
 1408 this section to the contrary, and for fiscal year 2003-2004  
 1409 ~~2002-2003~~ only, the first children to be placed in the school  
 1410 readiness program shall be those from families receiving  
 1411 temporary cash assistance and subject to federal work  
 1412 requirements. Subsequent placements shall be pursuant to the  
 1413 provisions of this section. This subsection expires July 1, 2004  
 1414 ~~2003~~.

1415 Section 51. In order to implement Specific Appropriation  
 1416 12C of the 2003-2004 General Appropriations Act, subsection (7)  
 1417 is added to section 1013.62, Florida Statutes, to read:

1418 1013.62 Charter schools capital outlay funding.--

1419 (7) For the 2003-2004 fiscal year only, and  
 1420 notwithstanding subsection (1), funds for charter school capital  
 1421 outlay shall be distributed by the Department of Education as  
 1422 provided in the General Appropriations Act.

1423 Section 52. In order to implement Specific Appropriations  
 1424 584-601A of the 2003-2004 General Appropriations Act, subsection





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1425 (7) of section 1009.66, Florida Statutes, as amended by section  
 1426 71 of chapter 2002-402, Laws of Florida, and section 3 of  
 1427 chapter 2002-400, Laws of Florida, is amended to read:

1428 1009.66 Nursing Student Loan Forgiveness Program.--

1429 (7)(a) Funds contained in the Nursing Student Loan  
 1430 Forgiveness Trust Fund which are to be used for loan forgiveness  
 1431 for those nurses employed by hospitals, birth centers, and  
 1432 nursing homes must be matched on a dollar-for-dollar basis by  
 1433 contributions from the employing institutions, except that this  
 1434 provision shall not apply to state-operated medical and health  
 1435 care facilities, public schools, county health departments,  
 1436 federally sponsored community health centers, teaching hospitals  
 1437 as defined in s. 408.07, family practice teaching hospitals as  
 1438 defined in s. 395.805, or specialty hospitals for children as  
 1439 used in s. 409.9119. An estimate of the annual trust fund  
 1440 dollars shall be made at the beginning of the fiscal year based  
 1441 on historic expenditures from the trust fund. Applicant requests  
 1442 shall be reviewed on a quarterly basis, and applicant awards  
 1443 shall be based on the following priority of employer until all  
 1444 such estimated trust funds are awarded: state-operated medical  
 1445 and health care facilities; public schools; county health  
 1446 departments; federally sponsored community health centers;  
 1447 teaching hospitals as defined in s. 408.07; family practice  
 1448 teaching hospitals as defined in s. 395.805; specialty hospitals  
 1449 for children as used in s. 409.9119; and other hospitals, birth  
 1450 centers, and nursing homes.

1451 ~~(b) All Nursing Student Loan Forgiveness Trust Fund moneys~~  
 1452 ~~shall be invested pursuant to s. 18.125. Interest income~~  
 1453 ~~accruing to that portion of the trust fund not matched shall~~  
 1454 ~~increase the total funds available for loan forgiveness and~~



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1455 ~~scholarships. Pledged contributions shall not be eligible for~~  
1456 ~~matching prior to the actual collection of the total private~~  
1457 ~~contribution for the year.~~

1458       Section 53. The amendment of subsection (7) of s. 1009.66,  
1459 Florida Statutes, by this act shall expire on July 1, 2004, and  
1460 the text of that subsection shall revert to that in existence on  
1461 June 30, 2003, except that any amendments to such text enacted  
1462 other than by this act shall be preserved and continue to  
1463 operate to the extent that such amendments are not dependent  
1464 upon the portions of such text which expire pursuant to the  
1465 provisions of this act.

1466       Section 54. In order to implement Specific Appropriation  
1467 477 of the 2003-2004 General Appropriations Act, subsection (3)  
1468 of section 385.207, Florida Statutes, as amended by section 73  
1469 of chapter 2002-402, Laws of Florida, is amended to read:

1470       385.207 Care and assistance of persons with epilepsy;  
1471 establishment of programs in epilepsy control.--

1472       (3) Revenue for statewide implementation of programs for  
1473 epilepsy prevention and education pursuant to this section shall  
1474 be derived pursuant to the provisions of s. 318.21(6) and shall  
1475 be deposited in the Epilepsy Services Trust Fund, which is  
1476 hereby established to be administered by the Department of  
1477 Health. ~~All funds deposited into the trust fund shall be~~  
1478 ~~invested pursuant to the provisions of s. 18.125. Interest~~  
1479 ~~income accruing to such invested funds shall increase the total~~  
1480 ~~funds available under this subsection.~~

1481       Section 55. The amendment of subsection (3) of s. 385.207,  
1482 Florida Statutes, by this act shall expire on July 1, 2004, and  
1483 the text of that subsection shall revert to that in existence on  
1484 June 30, 2003, except that any amendments to such text enacted



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1485 other than by this act shall be preserved and continue to  
1486 operate to the extent that such amendments are not dependent  
1487 upon the portions of such text which expire pursuant to the  
1488 provisions of this act.

1489       Section 56. In order to implement Specific Appropriation  
1490 2545 of the 2003-2004 General Appropriations Act, effective July  
1491 1, 2003, transfers shall occur as described in legislation that  
1492 becomes law reorganizing the Office of the Auditor General and  
1493 the Office of Program Policy Analysis and Government  
1494 Accountability into the Office of Government Accountability. If  
1495 such legislation does not become law, all powers, duties,  
1496 functions, records, personnel, property, and unexpended balances  
1497 of appropriations, allocations, and other funds of the Office of  
1498 Program Policy Analysis and Government Accountability are  
1499 transferred by a type two transfer, as defined in s. 20.06,  
1500 Florida Statutes, to the Office of the Auditor General.  
1501 Consistent with the provisions of s. 11.45(4)(a), Florida  
1502 Statutes, and notwithstanding any other provision of law to the  
1503 contrary, the Auditor General shall, within the funding  
1504 provided, determine which duties and responsibilities assigned  
1505 by law to the Office of Program Policy Analysis and Government  
1506 Accountability shall be provided during the 2003-2004 fiscal  
1507 year. This section expires July 1, 2004.

1508       Section 57. In order to implement Specific Appropriation  
1509 2545 of the 2003-2004 General Appropriations Act, effective July  
1510 1, 2003, all powers, duties, functions, records, personnel,  
1511 property, and unexpended balances of appropriations,  
1512 allocations, and other funds of the Council for Education Policy  
1513 Research and Improvement are transferred by a type two transfer,  
1514 as defined in s. 20.06, Florida Statutes, to the Office of the



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1515 Auditor General. Notwithstanding the provisions of s. 1008.51,  
1516 Florida Statutes, all powers, duties, funding, and functions of  
1517 the Council for Education Policy Research and Improvement are  
1518 suspended for the 2003-2004 fiscal year. The Auditor General  
1519 may, within the funding provided, provide policy research and  
1520 analysis of education issues. This section expires July 1, 2004.

1521 Section 58. A section of this act that implements a  
1522 specific appropriation or specifically identified proviso  
1523 language in the 2003-2004 General Appropriations Act is void if  
1524 the specific appropriation or specifically identified proviso  
1525 language is vetoed. A section of this act that implements more  
1526 than one specific appropriation or more than one portion of  
1527 specifically identified proviso language in the 2003-2004  
1528 General Appropriations Act is void if all the specific  
1529 appropriations or portions of specifically identified proviso  
1530 language are vetoed.

1531 Section 59. If any other act passed in 2003 contains a  
1532 provision that is substantively the same as a provision in this  
1533 act, but that removes or is otherwise not subject to the future  
1534 repeal applied to such provision by this act, the Legislature  
1535 intends that the provision in the other act shall take  
1536 precedence and shall continue to operate, notwithstanding the  
1537 future repeal provided by this act.

1538 Section 60. The agency performance measures and standards  
1539 in the document entitled "Florida's Budget 2003 Agency  
1540 Performance Measures and Standards Approved by the Legislature  
1541 for Fiscal Year 2003-04" dated March 24, 2003, and filed with  
1542 the Clerk of the House of Representatives are incorporated by  
1543 reference. Such performance measures and standards are directly  
1544 linked to the appropriations made in the General Appropriations



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2003

1545 Act for fiscal year 2003-2004, as required by the Government  
 1546 Performance and Accountability Act of 1994. State agencies are  
 1547 directed to revise their long-range program plans required under  
 1548 s. 216.013, Florida Statutes, to be consistent with these  
 1549 performance measures and standards.

1550 Section 61. If any provision of this act or its  
 1551 application to any person or circumstance is held invalid, the  
 1552 invalidity shall not affect other provisions or applications of  
 1553 the act which can be given effect without the invalid provision  
 1554 or application, and to this end the provisions of this act are  
 1555 declared severable.

1556 Section 62. Except as otherwise provided in this act, this  
 1557 act shall take effect July 1, 2003; or, in the event this act  
 1558 fails to become a law until after that date, it shall take  
 1559 effect upon becoming a law and shall operate retroactively to  
 1560 July 1, 2003.