

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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The Conference Committee on HB 5003 offered the following:

Conference Committee Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for fiscal year 2006-2007.

Section 2. In order to implement Specific Appropriations 7, 8, and 91-97 of the 2006-2007 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2006-2007 fiscal year in the document entitled "Public School Funding--The Florida Education Finance Program" dated May 2, 2006, and filed with the Clerk of the House of Representatives are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of the Florida Statutes, in making appropriations for the Florida Education Finance Program.

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18 Section 3. In order to implement section 91 of the 2006-
 19 2007 General Appropriations Act, the Special Teachers Are
 20 Rewarded performance pay plan (STAR Plan) is hereby created for
 21 the 2006-2007 fiscal year. Funds for the plan shall be expended
 22 and distributed pursuant to proviso in the General
 23 Appropriations Act. Rules adopted by the State Board of
 24 Education pursuant to s. 1012.22, Florida Statutes, which are in
 25 conflict with the STAR Plan guidelines are hereby suspended.
 26 This section expires July 1, 2007.

27 Section 4. In order to implement Specific Appropriation
 28 375-380 of the 2006-2007 General Appropriations Act, paragraph
 29 (c) is added to subsection (14) of section 287.057, Florida
 30 Statutes, to read:

31 287.057 Procurement of commodities or contractual
 32 services.--

33 (14)

34 (c) Notwithstanding paragraph (a), the Department of
 35 Children and Family Services may enter into agreements, not to
 36 exceed 23 years, with a private contractor to finance, design,
 37 and construct a secure facility, as described in s. 394.917, of
 38 at least 600 beds and to operate all aspects of daily operations
 39 within the secure facility. The contractor may sponsor the
 40 issuance of tax-exempt certificates of participation or other
 41 securities to finance the project, and the state may enter into
 42 a lease-purchase agreement for the secure facility. The
 43 department shall begin the implementation of this privatization
 44 initiative by July 1, 2006. This paragraph expires July 1, 2007.

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45 Section 5. In order to implement Specific Appropriation
 46 652 of the 2006-2007 General Appropriations Act, subsection (5)
 47 is added to section 381.0402, Florida Statutes, to read:

48 381.0402 Area health education center network.--The
 49 department, in cooperation with the state-approved medical
 50 schools in this state, shall organize an area health education
 51 center network based on earlier medically indigent demonstration
 52 projects and shall evaluate the impact of each network on
 53 improving access to services by persons who are medically
 54 underserved. The network shall be a catalyst for the primary
 55 care training of health professionals through increased
 56 opportunities for training in medically underserved areas.

57 (5) Notwithstanding subsection (4), the department may not
 58 use any portion of the annual appropriation to administer and
 59 evaluate the network. This subsection expires July 1, 2007.

60 Section 6. In order to fulfill legislative intent
 61 regarding the use of funds contained in Specific Appropriations
 62 720, 731, 741, and 1171 of the 2006-2007 General Appropriations
 63 Act, the Department of Corrections and the Department of
 64 Juvenile Justice may expend appropriated funds to assist in
 65 defraying the costs of impacts that are incurred by a
 66 municipality or county and associated with opening or operating
 67 a facility under the authority of the respective department
 68 which is located within that municipality or county. The amount
 69 that is to be paid under this section for any facility may not
 70 exceed 1 percent of the facility construction cost, less
 71 building impact fees imposed by the municipality or by the
 72 county if the facility is located in the unincorporated portion
 73 of the county. This section expires July 1, 2007.

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74 Section 7. In order to implement Specific Appropriations
 75 710-805 and 833-864 of the 2006-2007 General Appropriations Act,
 76 subsection (4) of section 216.262, Florida Statutes, is amended
 77 to read:

78 216.262 Authorized positions.--

79 (4) Notwithstanding the provisions of this chapter on
 80 increasing the number of authorized positions, and for the 2006-
 81 2007 ~~2005-2006~~ fiscal year only, if the actual inmate population
 82 of the Department of Corrections exceeds the inmate population
 83 projections of the March 21, 2006 ~~February 14, 2005~~, Criminal
 84 Justice Estimating Conference by 1 percent for 2 consecutive
 85 months or 2 percent for any month, the Executive Office of the
 86 Governor, with the approval of the Legislative Budget
 87 Commission, shall immediately notify the Criminal Justice
 88 Estimating Conference, which shall convene as soon as possible
 89 to revise the estimates. The Department of Corrections may then
 90 submit a budget amendment requesting the establishment of
 91 positions in excess of the number authorized by the Legislature
 92 and additional appropriations from unallocated general revenue
 93 ~~the General Revenue Fund or the Working Capital Fund~~ sufficient
 94 to provide for essential staff, fixed capital improvements, and
 95 other resources to provide classification, security, food
 96 services, health services, and other variable expenses within
 97 the institutions to accommodate the estimated increase in the
 98 inmate population. All actions taken pursuant to the authority
 99 granted in this subsection shall be subject to review and
 100 approval by the Legislative Budget Commission. This subsection
 101 expires July 1, 2007 ~~2006~~.

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102 Section 8. In order to implement Specific Appropriations
 103 875, 876, 878, 879, 3248, and 3275 of the 2006-2007 General
 104 Appropriations Act, if a deficit is projected by the Justice
 105 Administrative Commission or the state courts in any specific
 106 appropriation provided for due process services, the Governor or
 107 the Chief Justice of the Supreme Court, respectively, may submit
 108 a budget amendment for consideration by the Legislative Budget
 109 Commission to authorize the expenditure of funds from
 110 unallocated general revenue to offset such deficiency. Any
 111 budget amendment submitted by the Governor to the Legislative
 112 Budget Commission shall contain certification by the Justice
 113 Administrative Commission that all actions required by s.
 114 29.015, Florida Statutes, have been completed and that no funds
 115 exist in any contingency fund appropriation available to the
 116 entity projected to experience the deficiency. Any budget
 117 amendment submitted by the Supreme Court shall contain
 118 certification that the court has completed all actions required
 119 by s. 29.016, Florida Statutes, and that no funds exist in any
 120 contingency fund available to the state courts system. This
 121 section expires July 1, 2007.

122 Section 9. In order to implement Specific Appropriations
 123 1321 and 1325 of the 2006-2007 General Appropriations Act, the
 124 Department of Legal Affairs is authorized to expend appropriated
 125 funds in Specific Appropriations 1321 and 1325 on the same
 126 programs that were funded by the department pursuant to specific
 127 appropriations made in general appropriations acts in prior
 128 years.

129 Section 10. In order to implement Specific Appropriation
 130 3116 of the 2006-2007 General Appropriations Act, and to correct
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131 the inequality caused by the use of estimates of prior year
 132 expenditures to establish maximum annual budgets for the 2004-
 133 2005 county fiscal year that resulted in the maximum annual
 134 budget for one clerk of court that was substantially less than
 135 the amount that would have been set if actual prior-year
 136 expenditures had been used, the maximum annual budget for the
 137 Clerk of the Circuit Court, Hillsborough County, is increased by
 138 \$908,378 for the 2005-2006 county fiscal year. This section
 139 expires July 1, 2007.

140 Section 11. In order to implement Specific Appropriation
 141 1239 of the 2006-2007 General Appropriations Act, paragraph (d)
 142 of subsection (4) of section 932.7055, Florida Statutes, is
 143 amended to read:

144 932.7055 Disposition of liens and forfeited property.--

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

147 (d) Notwithstanding any other provision of this
 148 subsection, and for the 2006-2007 ~~2005-2006~~ fiscal year only,
 149 the funds in a special law enforcement trust fund established by
 150 the governing body of a municipality may be expended to
 151 reimburse the general fund of the municipality for moneys
 152 advanced from the general fund to the special law enforcement
 153 trust fund prior to October 1, 2001. This paragraph expires July
 154 1, 2007 ~~2006~~.

155 Section 12. In order to implement the appropriation of
 156 funds in Special Categories-Risk Management Insurance of the
 157 2006-2007 General Appropriations Act, and pursuant to the
 158 notice, review, and objection procedures of s. 216.177, Florida
 159 Statutes, the Executive Office of the Governor is authorized to

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160 transfer funds appropriated in the appropriation category
 161 "Special Categories-Risk Management Insurance" of the 2006-2007
 162 General Appropriations Act between departments in order to align
 163 the budget authority granted with the premiums paid by each
 164 department for risk management insurance. This section expires
 165 July 1, 2007.

166 Section 13. In order to implement the appropriation of
 167 funds in Special Categories-Transfer to Department of Management
 168 Services-Human Resources Services Purchased Per Statewide
 169 Contract of the 2006-2007 General Appropriations Act, and
 170 pursuant to the notice, review, and objection procedures of s.
 171 216.177, Florida Statutes, the Executive Office of the Governor
 172 is authorized to transfer funds appropriated in the
 173 appropriation category "Special Categories-Transfer to
 174 Department of Management Services-Human Resources Services
 175 Purchased Per Statewide Contract" of the 2006-2007 General
 176 Appropriations Act between departments in order to align the
 177 budget authority granted with the assessments that must be paid
 178 by each agency to the Department of Management Services for
 179 human resource management services. This section expires July 1,
 180 2007.

181 Section 14. In order to implement sections 2-7 of the
 182 2006-2007 General Appropriations Act, paragraph (c) of
 183 subsection (5) and paragraph (d) of subsection (6) of section
 184 112.061, Florida Statutes, are amended to read:

185 112.061 Per diem and travel expenses of public officers,
 186 employees, and authorized persons.--

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

190 (c) For the 2006-2007 ~~2005-2006~~ fiscal year only and
 191 notwithstanding the other provisions of this subsection, for
 192 Class C travel, a state traveler shall not be reimbursed on a
 193 per diem basis nor shall a traveler receive subsistence
 194 allowance. This paragraph expires July 1, 2007 ~~2006~~.

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

199 (d) For the 2006-2007 ~~2005-2006~~ fiscal year only and
 200 notwithstanding the other provisions of this subsection, for
 201 Class C travel, a state traveler shall not be reimbursed on a
 202 per diem basis nor shall a traveler receive subsistence
 203 allowance. This paragraph expires July 1, 2007 ~~2006~~.

204 Section 15. In order to implement Specific Appropriations
 205 2231 and 2861-2869 of the 2006-2007 General Appropriations Act,
 206 paragraph (a) of subsection (3) and subsection (6) of section
 207 287.17, Florida Statutes, are reenacted to read:

208 287.17 Limitation on use of motor vehicles and aircraft.--

209 (3)(a) The term "official state business" may not be
 210 construed to permit the use of a motor vehicle for commuting
 211 purposes, unless special assignment of a motor vehicle is
 212 authorized as a prerequisite by the Department of Management
 213 Services, required by an employee after normal duty hours to
 214 perform duties of the position to which assigned, or authorized
 215 for an employee whose home is the official base of operation.

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216 (6) It is the intention of the Legislature that persons
 217 traveling on state aircraft for purposes consistent with, but
 218 not necessarily constituting, official state business may travel
 219 only when accompanying persons who are traveling on official
 220 state business and that such persons shall pay the state for all
 221 costs associated with such travel. Notwithstanding paragraph
 222 (3)(a), a person traveling on state aircraft for purposes other
 223 than official state business shall pay for any trip not
 224 exclusively for state business by paying a prorated share of all
 225 fixed and variable expenses related to the ownership, operation,
 226 and use of such aircraft.

227 Section 16. The amendment of s. 287.17, Florida Statutes,
 228 by this act, as carried forward from chapter 2005-71, Laws of
 229 Florida, shall expire July 1, 2007, and the text of that section
 230 shall revert to that in existence on June 30, 2005, except that
 231 any amendments to such text enacted other than by this act shall
 232 be preserved and continue to operate to the extent that such
 233 amendments are not dependent upon the portions of such text
 234 which expire pursuant to this section.

235 Section 17. In order to implement proviso following
 236 Specific Appropriation 2611A of the 2006-2007 General
 237 Appropriations Act, subsection (8) is added to section 627.311,
 238 Florida Statutes, to read:

239 627.311 Joint underwriters and joint reinsurers; public
 240 records and public meetings exemptions.--

241 (8) For the 2006-2007 fiscal year only and notwithstanding
 242 any conflicting requirements of this section or of section 2 of
 243 chapter 2004-266, Laws of Florida:

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244 (a) The operation of a joint underwriting plan approved
245 under this section is subject to the supervision of a nine-
246 member board of governors. Each member shall be appointed by the
247 Financial Services Commission and shall serve at the pleasure of
248 the commission.

249 (b) The operation of the joint underwriting plan shall be
250 governed by a plan of operation that is prepared at the
251 direction of the board of governors and approved by order of the
252 office. The plan is subject to continuous review by the office.
253 The office may, by order, withdraw approval of all or part of a
254 plan if the office determines that conditions have changed since
255 approval was granted and that the purposes of the plan require
256 changes in the plan.

257 (c) If the board determines that a deficit exists in Tier
258 One or Tier Two or that there is any deficit remaining
259 attributable to any of the plan's former subplans and that the
260 deficit cannot be fully funded by using policyholder surplus
261 attributable to former subplan "C" or, if the surplus in the
262 former subplan "C" does not fully fund the deficit and the
263 deficit cannot be fully funded by using any remaining funds in
264 the contingency reserve assessments, the board shall request the
265 office to levy, by order, a deficit assessment against premiums
266 charged to insureds for workers' compensation insurance by
267 insurers as defined in s. 631.904(5). The office shall issue the
268 order after verifying the amount of the deficit. The assessment
269 shall be specified as a percentage of future premium
270 collections, as recommended by the board and approved by the
271 office. The same percentage shall apply to premiums on all
272 workers' compensation policies issued or renewed during the 12-
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273 month period beginning on the effective date of the assessment,
 274 as specified in the order.

275 (d) For rates and rating plans effective on or after
 276 January 1, 2007, the plan shall be subject to the same
 277 requirements of this part for the filing and approval of its
 278 rates and rating plans as apply to workers' compensation
 279 insurers, except as otherwise provided.

280 (e) Whenever a deficit exists, the plan shall, within 90
 281 days, provide the office with a program to eliminate the deficit
 282 within a reasonable time. The deficit may be funded through
 283 increased premiums charged to insureds of the plan for
 284 subsequent years, through the use of policyholder surplus
 285 attributable to any year, including policyholder surplus in
 286 former subplan "C" as authorized in subparagraph (5)(d)2.,
 287 through the use of assessments as provided in subparagraph
 288 (5)(d)2., and through assessments on assessable policies as
 289 provided in subparagraph (5)(d)3. Any entity that was a
 290 policyholder of former subplan "C" shall not be subject to any
 291 assessments that are attributable to deficits in former subplan
 292 "C".

293 (f) Upon dissolution, the assets of the plan shall be
 294 applied first to pay all debts, liabilities, and obligations of
 295 the plan, including the establishment of reasonable reserves for
 296 any contingent liabilities or obligations, and all remaining
 297 assets of the plan shall become property of the state and shall
 298 be deposited in the Workers' Compensation Administration Trust
 299 Fund. However, dissolution shall not take effect as long as the
 300 plan has financial obligations outstanding unless adequate

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301 provision has been made for the payment of financial obligations
 302 pursuant to the documents authorizing the financial obligations.

303 (g) After the contingency reserve is established, whenever
 304 the board determines the subplan or the tier does not have a
 305 sufficient cash basis to meet a 6-month period of projected cash
 306 needs due to any deficit in the subplan or the tier remaining
 307 after accessing any policyholder surplus attributable to former
 308 subplan "C," the board is authorized to request the department
 309 to transfer funds from the contingency reserve fund within the
 310 Workers' Compensation Administration Trust Fund to the plan in
 311 an amount sufficient to fund the difference between the amount
 312 available and the amount needed to meet the subplan's or the
 313 tier's projected cash need for the subsequent 6-month period.

314 The board and the office must first certify to the Department of
 315 Financial Services that there is not sufficient cash within the
 316 subplan or the tier to meet the projected cash needs in the
 317 subplan or the tier within the subsequent 6-month period. The
 318 amount requested for transfer to the subplan or the tier may not
 319 exceed the difference between the amount available within the
 320 subplan or the tier and the amount needed to meet the subplan's
 321 or the tier's projected cash need for the subsequent 6-month
 322 period, as jointly certified by the board and the Office of
 323 Insurance Regulation to the Department of Financial Services,
 324 attributable to the former subplan or the tier policyholders.
 325 The Department of Financial Services may submit a budget
 326 amendment to request release of funds from the Workers'
 327 Compensation Administration Trust Fund, subject to the approval
 328 of the Legislative Budget Commission. The board shall provide,
 329 for review of the Legislative Budget Commission, information on

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330 the reasonableness of the plan's administration, including, but
 331 not limited to, the plan of operations and costs, claims costs,
 332 claims administration costs, overhead costs, claims reserves,
 333 and the latest report submitted on administration cost reduction
 334 alternatives as required in subparagraph (5)(c)17.

335 (h) No later than January 1, 2007, the plan shall submit a
 336 request to the Internal Revenue Service for a letter ruling or
 337 determination on the plan's eligibility as a section 501(c)(3)
 338 tax-exempt organization.

339 (i) This subsection expires July 1, 2007.

340 Section 18. In order to implement Specific Appropriation
 341 2969A of the 2006-2007 General Appropriations Act, subsections
 342 (3) and (4) are added to section 282.318, Florida Statutes, to
 343 read:

344 282.318 Security of data and information technology
 345 resources.--

346 (3) Notwithstanding subsection (2), the Department of
 347 Management Services, hereafter referred to as the "department,"
 348 in consultation with each agency head, is responsible for
 349 coordinating, assessing, and recommending minimum operating
 350 procedures for ensuring an adequate level of security for data
 351 and information technology resources. To assist the department
 352 in carrying out this responsibility, each agency shall, at a
 353 minimum:

354 (a) Designate an information security manager who shall
 355 administer the security program of the agency for its data and
 356 information technology resources.

357 (b) Conduct, and update every 3 years, a comprehensive
 358 risk analysis to determine the security threats to the data,

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359 information, and information technology resources of the agency.
 360 The risk analysis information made confidential and exempt under
 361 subparagraph (2)(a)2. shall be available to the Auditor General
 362 in performing his or her postauditing duties.

363 (c) Develop, and periodically update, written internal
 364 policies and procedures that are consistent with the standard
 365 operating procedures recommended by the department to ensure the
 366 security of the data and information technology resources of the
 367 agency. The internal policies and procedures that, if disclosed,
 368 could facilitate the unauthorized modification, disclosure, or
 369 destruction of data or information technology resources made
 370 confidential and exempt under subparagraph (2)(a)3. shall be
 371 available to the Auditor General in performing his or her
 372 postauditing duties.

373 (d) Implement appropriate cost-effective safeguards to
 374 reduce, eliminate, or recover from the identified risks to the
 375 data and information technology resources of the agency.

376 (e) Ensure that periodic internal audits and evaluations
 377 of the security program for the data, information, and
 378 information technology resources of the agency are conducted.
 379 The results of such internal audits and evaluations made
 380 confidential and exempt under subparagraph (2)(a)5. shall be
 381 available to the Auditor General in performing his or her
 382 postauditing duties.

383 (f) Include appropriate security requirements in the
 384 written specifications for the solicitation of information
 385 technology resources that are consistent with the standard
 386 security operating procedures as recommended by the department.

387 (g) This subsection expires July 1, 2007.

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388
 389 In those instances under this subsection in which the department
 390 develops state contracts for use by state agencies, the
 391 department shall include appropriate security requirements in
 392 the specifications for the solicitation for state contracts for
 393 procuring information technology resources.

394 (4) In order to ensure the security of data, information,
 395 and information technology resources, the department shall
 396 establish the Office of Information Security and shall designate
 397 a Chief Information Security Officer as the head of the office.
 398 The office shall coordinate its activities with the Agency Chief
 399 Information Officers Council as established in s. 282.315. The
 400 office is responsible for developing a strategic plan for
 401 information technology security which shall be submitted by
 402 March 1, 2007, to the Executive Office of the Governor, the
 403 President of the Senate, and the Speaker of the House of
 404 Representatives; developing standards and templates for
 405 conducting comprehensive risk analyses and information security
 406 audits by state agencies; assisting agencies in their compliance
 407 with the provisions of this section; establishing minimum
 408 standards for the recovery of information technology following a
 409 disaster; and conducting training for agency information
 410 security managers. This subsection expires July 1, 2007.

411 Section 19. In order to implement Specific Appropriations
 412 2832-2845 of the 2006-2007 General Appropriations Act,
 413 subsection (3) and paragraph (e) of subsection (4) of section
 414 255.249, Florida Statutes, are amended to read:

415 255.249 Department of Management Services; responsibility;
 416 department rules.--

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417 (3)(a) The department shall, to the extent feasible,
 418 coordinate the vacation of privately owned leased space with the
 419 expiration of the lease on that space and, when a lease is
 420 terminated before expiration of its base term, will make a
 421 reasonable effort to place another state agency in the space
 422 vacated. Any state agency may lease the space in any building
 423 that was subject to a lease terminated by a state agency for a
 424 period of time equal to the remainder of the base term without
 425 the requirement of competitive bidding.

426 (b) The department shall annually publish a report that
 427 lists, by agency, all leases that are due to expire within 24
 428 months. The annual report must include the following information
 429 for each lease: location; size of leased space; current cost per
 430 leased square foot; lease expiration date; and a determination
 431 of whether sufficient state-owned office space will be available
 432 at the expiration of the lease to house affected employees. The
 433 report must also include a list of amendments and supplements to
 434 and waivers of terms and conditions in lease agreements that
 435 have been approved pursuant to s. 255.25(2)(a) during the
 436 previous 12 months and an associated comprehensive analysis,
 437 including financial implications, showing that any amendment,
 438 supplement, or waiver is in the state's long-term best interest.
 439 The department shall furnish this report to the Executive Office
 440 of the Governor and the Legislature by September 15 of each
 441 year. This paragraph expires July 1, 2007.

442 (4) The department shall promulgate rules pursuant to
 443 chapter 120 providing:

444 (e)1. Acceptable terms and conditions for inclusion in
 445 lease agreements.

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446 2. Such terms and conditions shall include, at a minimum,
 447 the following clauses, which may not be amended, supplemented,
 448 or waived:

449 a. As provided in s. 255.2502, "The State of Florida's
 450 performance and obligation to pay under this contract is
 451 contingent upon an annual appropriation by the Legislature."

452 b. "The Lessee shall have the right to terminate, without
 453 penalty, this lease in the event a State-owned building becomes
 454 available to the Lessee for occupancy in the County of
 455 _____ , Florida, during the term of said lease for the
 456 purposes for which this space is being leased upon giving 6
 457 months' advance written notice to the Lessor by Certified Mail,
 458 Return Receipt Requested."

459
 460 This subparagraph expires July 1, 2007.

461 Section 20. In order to implement Specific Appropriations
 462 2832-2845 of the 2006-2007 General Appropriations Act, paragraph
 463 (d) is added to subsection (2) and paragraph (c) is added to
 464 subsection (4) of section 255.25, Florida Statutes, to read:

465 255.25 Approval required prior to construction or lease of
 466 buildings.--

467 (2)

468 (d) Notwithstanding paragraph (a) and except as provided
 469 in ss. 255.249 and 255.2501, a state agency may not lease a
 470 building or any part thereof unless prior approval of the lease
 471 terms and conditions and of the need therefor is first obtained
 472 from the Department of Management Services. The department may
 473 not approve any term or condition in a lease agreement which has
 474 been amended, supplemented, or waived unless a comprehensive

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475 analysis, including financial implications, demonstrates that
 476 such amendment, supplement, or waiver is in the state's long-
 477 term best interest. Any approved lease may include an option to
 478 purchase or an option to renew the lease, or both, upon such
 479 terms and conditions as are established by the department
 480 subject to final approval by the head of the Department of
 481 Management Services and the provisions of s. 255.2502. This
 482 paragraph expires July 1, 2007. This paragraph expires July 1,
 483 2007.

484 (4)

485 (c) Because the state has a substantial financial
 486 investment in state-owned buildings, it is legislative policy
 487 and intent that when state-owned buildings meet the needs of
 488 state agencies, agencies must fully use such buildings before
 489 leasing privately owned buildings. By September 15, 2006, the
 490 Department of Management Services shall create a 5-year plan for
 491 implementing this policy. The department shall update this plan
 492 annually, detailing proposed departmental actions to meet the
 493 plan's goals. The department shall furnish this plan to the
 494 President of the Senate, the Speaker of the House of
 495 Representatives, and the Executive Office of the Governor by
 496 September 15 of each year. This paragraph expires July 1, 2007.

497 Section 21. In order to implement Specific Appropriations
 498 2832-2845 of the 2006-2007 General Appropriations Act,
 499 subsection (7) of section 255.503, Florida Statutes, is amended
 500 to read:

501 255.503 Powers of the Department of Management
 502 Services.--The Department of Management Services shall have all
 503 the authority necessary to carry out and effectuate the purposes

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504 and provisions of this act, including, but not limited to, the
 505 authority to:

506 (7)(a) Sell, lease, release, or otherwise dispose of
 507 facilities in the pool in accordance with applicable law.

508 (b) No later than the date upon which the department
 509 recommends to the Division of State Lands of the Department of
 510 Environmental Protection the disposition of any facility within
 511 the Florida Facilities Pool, the department shall provide to the
 512 President of the Senate, the Speaker of the House of
 513 Representatives, the Executive Office of the Governor, and the
 514 Division of Bond Finance of the State Board of Administration an
 515 analysis that includes:

516 1. The cost benefit of the proposed facility disposition,
 517 including the facility's current operating expenses, condition,
 518 and market value, and viable alternatives for work space for
 519 impacted state employees.

520 2. The effect of the proposed facility disposition on the
 521 financial status of the Florida Facilities Pool, including the
 522 effect on rental rates and coverage requirement for the bonds.

523
 524 This paragraph expires July 1, 2007.

525 Section 22. In order to implement Specific Appropriation
 526 2096A of the 2006-2007 General Appropriations Act, subsection
 527 (4) is added to section 370.13, Florida Statutes, to read:

528 370.13 Stone crab; regulation.--

529 (4) For the 2006-2007 fiscal year only, the trap tag fees
 530 required by this section shall be waived by the commission. This
 531 subsection expires July 1, 2007.

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532 Section 23. In order to implement Specific Appropriation
 533 2096A of the 2006-2007 General Appropriations Act, subsection
 534 (7) is added to section 370.142, Florida Statutes, to read:

535 370.142 Spiny lobster trap certificate program.--
 536 (7) For the 2006-2007 fiscal year only, the trap tag fees
 537 required by this section shall be waived by the commission. This
 538 subsection expires July 1, 2007.

539 Section 24. Notwithstanding s. 403.7095, Florida Statutes,
 540 in order to implement Specific Appropriation 1868 of the 2006-
 541 2007 General Appropriations Act, the Department of Environmental
 542 Protection shall award:

543 (1) \$6,500,000 in grants equally to counties with
 544 populations of fewer than 100,000 for waste tire, litter
 545 prevention, recycling and education, and general solid waste
 546 programs.

547 (2) \$1,599,500 to be used for Innovative Grants.

548
 549 This section expires July 1, 2007.

550 Section 25. In order to implement Specific Appropriation
 551 1847 of the 2006-2007 General Appropriations Act, and for the
 552 2006-2007 fiscal year only, the Department of Environmental
 553 Protection shall conduct a pilot program of the efficacy of
 554 expedited site evaluation and cleanup of existing public port
 555 and airport facility sites that have high redevelopment
 556 potential and that serve an immediate and demonstrated public
 557 purpose. The department shall conduct the pilot program at sites
 558 that will serve as prototypes to evaluate the need for funding
 559 in subsequent years.

560 (1) The pilot program sites selected must include:

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561 (a) A port facility at which petroleum contamination is a
 562 potential threat to marine and estuarine waters and is hindering
 563 the tourism, trade, and economic development potential for the
 564 facility and the surrounding area; and

565 (b) An airport adjacent to marine or estuarine waters
 566 where redevelopment and expansion are likely to be hindered by
 567 petroleum contamination issues.

568 (2) The pilot program should focus on:

569 (a) Rapid assessment of the scope of the contamination
 570 issues;

571 (b) The effective use of existing site information;

572 (c) For larger, multiyear projects, the development of
 573 project phases, schedules, and budget estimates, including
 574 appropriate cost-sharing components with affected entities;

575 (d) Commitment of one-time funds for petroleum
 576 contamination assessment, free product removal, soil removal,
 577 and restoration that will render site conditions suitable for
 578 immediate redevelopment; and

579 (e) Preparation of an independent oversight report that
 580 evaluates the cost-effectiveness of this funding approach with
 581 emphasis on the timing of tax benefits that may accrue.

582 (3) The department is directed to implement this pilot
 583 program as soon as possible and report its progress to the
 584 Legislature by March 1, 2007.

585 (4) This section expires July 1, 2007.

586 Section 26. In order to implement Specific Appropriation
 587 1825 of the 2006-2007 General Appropriations Act, and for the
 588 2006-2007 fiscal year only, there is hereby created the
 589 Caloosahatchee-St. Lucie Rivers Corridor Advisory Council.

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590 (1) For purposes of this section, the hydrologic basins of
 591 the Caloosahatchee River and its estuary and the St. Lucie River
 592 and its estuary, including Lake Okeechobee, shall be known as
 593 the "Caloosahatchee-St. Lucie Rivers Corridor."

594 (2) The Caloosahatchee-St. Lucie Rivers Corridor Advisory
 595 Council is under the Department of Environmental Protection and
 596 shall consist of 17 members who shall be appointed as follows:

597 (a) The Governor shall appoint:

598 1. One consumer member.

599 2. One member with hydrologic experience within the
 600 Caloosahatchee-St. Lucie Rivers Corridor and expertise in
 601 engineering.

602 3. One member from the agriculture industry.

603 4. One member from an environmental group.

604 5. One member from the business or tourism community in
 605 Okeechobee County, Martin County, or Palm Beach County.

606 (b) The President of the Senate shall appoint:

607 1. One member representing local government in Lee County.

608 2. One member with hydrologic experience within the
 609 Caloosahatchee-St. Lucie Rivers Corridor and expertise in
 610 hydrology.

611 3. One member from the agriculture industry.

612 4. One member from an environmental group.

613 5. One member from the business or tourism community in
 614 Lee County or Charlotte County.

615 6. One member from the Senate.

616 (c) The Speaker of the House of Representatives shall
 617 appoint:

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618 1. One member representing local government in Martin
 619 County.

620 2. One member with hydrologic experience within the
 621 Caloosahatchee-St. Lucie Rivers Corridor and expertise in
 622 biology.

623 3. One member from the agriculture industry.

624 4. One member from an environmental group.

625 5. One member from the business or tourism community in
 626 Hendry County or Glades County.

627 6. One member from the House of Representatives.

628 (d) The Governor shall appoint the chair of the advisory
 629 council from among its members.

630 (e) Appointments to the advisory council shall be made no
 631 later than 30 days after the effective date of this act.

632 (f) Each member of the advisory council may receive per
 633 diem and travel expenses as provided in s. 112.061, Florida
 634 Statutes, while carrying out the business of the advisory
 635 council.

636 (g) The first meeting of the advisory council shall be
 637 held no later than 60 days after the effective date of this act.

638 (h) The records and meetings of the advisory council are
 639 subject to the provisions of chapter 119 and s. 286.011, Florida
 640 Statutes.

641 (i) The advisory council shall be staffed by an executive
 642 director and other personnel selected and hired by the
 643 Department of Environmental Protection who shall be exempt from
 644 part II of chapter 110, Florida Statutes, relating to the Career
 645 Service System. The Department of Environmental Protection may
 646 employ staff and consultants as necessary to assist the advisory

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647 council in fulfilling its responsibilities. The South Florida
 648 Water Management District and the Department of Environmental
 649 Protection shall each appoint a liaison for the respective
 650 agency to work directly with the executive director of the
 651 advisory council and to provide expertise and assistance to the
 652 advisory council.

653 (3) The duties of the Caloosahatchee–St. Lucie Rivers
 654 Corridor Advisory Council are to:

655 (a) Meet at least five times after August 1, 2006.

656 (b) Hold a minimum of five public hearings within the
 657 Caloosahatchee–St. Lucie Rivers Corridor for the purpose of
 658 receiving public comments and information.

659 (c) Review the operation and management of Lake Okeechobee
 660 and the associated discharges from the lake for the purpose of
 661 formulating specific recommendations relating to, but not
 662 limited to:

663 1. Scientifically viable, economically feasible projects,
 664 programs, and regulations that address or mitigate the impacts
 665 of high-level discharges from Lake Okeechobee upon the receiving
 666 waters of the Caloosahatchee River and the St. Lucie Canal and
 667 St. Lucie River and their respective estuaries.

668 2. Ongoing projects and plans authorized pursuant to the
 669 Lake Okeechobee Protection Program and the Comprehensive
 670 Everglades Restoration Plan under s. 373.4592, Florida Statutes.

671 3. Environmentally and economically feasible projects to
 672 remove accumulated sedimentation from Lake Okeechobee.

673 4. Alternative treatment strategies, projects, best
 674 management practices, and funding sources to manage more
 675 effectively the hydrology of the corridor to minimize adverse

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676 ecological effects upon the receiving waters from Lake
 677 Okeechobee discharge.

678 5. Long-term funding for implementation of the projects
 679 and programs identified in the report.

680 (4) The advisory council shall prepare and submit a report
 681 and recommendations to the President of the Senate and the
 682 Speaker of the House of Representatives prior to the 2007
 683 Regular Session of the Legislature for implementation of
 684 projects and strategies to mitigate the present effects of high
 685 discharges from Lake Okeechobee upon the described basins.

686 (5) The advisory council shall submit to the Governor, the
 687 President of the Senate, and the Speaker of the House of
 688 Representatives by March 1, 2007, a report with specific
 689 recommendations for implementation by the Legislature and the
 690 Governor that will mitigate ecological effects upon the
 691 Caloosahatchee-St. Lucie Rivers Corridor and stabilize the
 692 effect of high discharges from Lake Okeechobee upon the tourist
 693 economy of Southwest and Southeast Florida.

694 (6) The advisory council shall expire on April 1, 2007,
 695 and this section shall expire July 1, 2007.

696 Section 27. In order to implement Specific Appropriations
 697 1857A and 1616A of the 2006-2007 General Appropriations Act,
 698 there is hereby created the Retail Fuel Outlet Emergency Power
 699 Assistance Grant Program within the Department of Community
 700 Affairs to provide assistance to retail fuel outlets in
 701 retrofitting their facilities to accommodate portable generators
 702 in preparation for major power outages.

703 (1) Any person who is the owner of a retail fuel outlet or
 704 outlets may apply for a matching grant for an amount of no more
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705 than 50 percent of the actual costs of installation of the
 706 wiring and transfer switch necessary to accept an emergency
 707 power generating source of sufficient size and power generation
 708 capacity for the retail fuel outlet or outlets to maintain the
 709 ability to safely dispense fuel to the public in the event of
 710 loss of commercial power.

711 (2) The matching grants of up to \$5,000 per retail fuel
 712 outlet shall be made as reimbursements for actual costs after
 713 the installation is complete. In order to qualify for the
 714 matching grant, a completed application shall be made to the
 715 department. The department shall provide matching grants to each
 716 person on a first-come, first-served basis. The department shall
 717 provide application procedures and requirements for
 718 documentation of installation and prior payment.

719
 720 This section expires July 1, 2007.

721 Section 28. In order to implement Specific Appropriations
 722 1362-1546A of the 2006-2007 General Appropriations Act, section
 723 502.015, Florida Statutes, is amended to read:

724 502.015 General Inspection Trust Fund.--

725 (1) Any moneys collected by the department pursuant to
 726 this chapter shall be deposited in the General Inspection Trust
 727 Fund and used solely for the programs in this chapter.

728 (2) For the 2006-2007 fiscal year only and notwithstanding
 729 any other provision of law to the contrary, in addition to the
 730 spending authorized in subsection (1), moneys in the General
 731 Inspection Trust Fund may be appropriated for programs operated
 732 by the department which are related to the programs authorized
 733 by this chapter. This subsection expires July 1, 2007.

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734 Section 29. In order to implement Specific Appropriations
 735 2788 and 2789 of the 2006-2007 General Appropriations Act,
 736 section 11.151, Florida Statutes, is amended to read:

737 11.151 Annual legislative appropriation to contingency
 738 fund for use of Senate President and House Speaker.--

739 (1) There is established a legislative contingency fund
 740 consisting of \$10,000 for the President of the Senate and
 741 \$10,000 for the Speaker of the House of Representatives, which
 742 amounts shall be set aside annually from moneys appropriated for
 743 legislative expense. These funds shall be disbursed by the Chief
 744 Financial Officer upon receipt of vouchers authorized by the
 745 President of the Senate or the Speaker of the House of
 746 Representatives. Such funds may be expended at the unrestricted
 747 discretion of the President of the Senate or the Speaker of the
 748 House of Representatives in carrying out their official duties
 749 during the entire period between the date of their election as
 750 such officers at the organizational meeting held pursuant to s.
 751 3(a), Art. III of the State Constitution and the next general
 752 election.

753 (2) For the 2006-2007 ~~2005-2006~~ fiscal year only, the
 754 contingency fund amounts in subsection (1) are increased to
 755 \$20,000. This subsection expires July 1, 2007 ~~2006~~.

756 Section 30. In order to implement Specific Appropriations
 757 1695A and 1696A and section 31 of the 2006-2007 General
 758 Appropriations Act, subsection (3) of section 375.041, Florida
 759 Statutes, is amended to read:

760 375.041 Land Acquisition Trust Fund.--

761 (3) (a) Any moneys in the Land Acquisition Trust Fund which
 762 are not pledged for rentals or debt service as provided in
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763 subsection (2) may be expended from time to time to acquire
 764 land, water areas, and related resources and to construct,
 765 improve, enlarge, extend, operate, and maintain capital
 766 improvements and facilities in accordance with the plan.

767 (b) In addition to the uses allowed in paragraph (a), for
 768 the 2006-2007 fiscal year, moneys in the Land Acquisition Trust
 769 Fund are authorized for expenditure or transfer to the Florida
 770 Forever Trust Fund and the Save Our Everglades Trust Fund to
 771 support the programs authorized in chapters 259 and 373. This
 772 paragraph expires July 1, 2007.

773 Section 31. In order to implement section 31 of the 2006-
 774 2007 General Appropriations Act, subsection (4) of section
 775 259.032, Florida Statutes, is amended to read:

776 259.032 Conservation and Recreation Lands Trust Fund;
 777 purpose.--

778 (4) (a) Lands acquired under this section shall be for use
 779 as state-designated parks, recreation areas, preserves,
 780 reserves, historic or archaeological sites, geologic or
 781 botanical sites, recreational trails, forests, wilderness areas,
 782 wildlife management areas, urban open space, or other state-
 783 designated recreation or conservation lands; or they shall
 784 qualify for such state designation and use if they are to be
 785 managed by other governmental agencies or nonstate entities as
 786 provided for in this section.

787 (b) In addition to the uses allowed in paragraph (a),
 788 moneys may be transferred from the Conservation and Recreation
 789 Lands Trust Fund to the Florida Forever Trust Fund or the Land
 790 Acquisition Trust Fund. This paragraph expires July 1, 2007.

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791 Section 32. In order to implement section 31 of the 2006-
 792 2007 General Appropriations Act, subsection (12) is added to
 793 section 373.59, Florida Statutes, to read:

794 373.59 Water Management Lands Trust Fund.--

795 (12) In addition to the uses allowed in this section,
 796 moneys may be transferred from the Water Management Lands Trust
 797 Fund to the Florida Forever Trust Fund or the Land Acquisition
 798 Trust Fund. This subsection expires July 1, 2007.

799 Section 33. In order to implement Specific Appropriations
 800 1820 and 1821 and section 32 of the 2006-2007 General
 801 Appropriations Act, subsection (6) is added to section 373.459,
 802 Florida Statutes, to read:

803 373.459 Funds for surface water improvement and
 804 management.--

805 (6) (a) The match requirement of subsection (2) shall not
 806 apply to the Suwannee River Water Management District, the
 807 Northwest Florida Water Management District, or a financially
 808 disadvantaged small local government as defined in s.
 809 403.885(5).

810 (b) Notwithstanding the requirements of subsection (3),
 811 the Ecosystem Management and Restoration Trust Fund and the
 812 Water Protection and Sustainability Trust Fund shall be used for
 813 the deposit of funds appropriated by the Legislature for the
 814 purposes of ss. 373.451-373.4595. The department shall
 815 administer all funds appropriated to or received for surface
 816 water improvement and management activities. Expenditure of the
 817 moneys shall be limited to the costs of details planning and
 818 plan and program implementation for priority surface water
 819 bodies. Moneys from the funds shall not be expended for planning
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820 for, construction or expansion of, treatment facilities for
 821 domestic or industrial waste disposal.

822 (c) Notwithstanding the requirements of subsection (4),
 823 the department shall authorize the release of money from the
 824 funds in accordance with the provisions of s. 373.501(2) and
 825 procedures in s. 373.59(4) and (5).

826 (d) Notwithstanding the requirements of subsection (5),
 827 moneys in the Ecosystem Restoration and Management Trust Fund
 828 that are not needed to meet current obligations incurred under
 829 this section shall be transferred to the State Board of
 830 Administration, to the credit of the trust fund, to be invested
 831 in the manner provided by law. Interest received on such
 832 investments shall be credited to the trust fund.

833 (e) This subsection expires July 1, 2007.

834 Section 34. In order to implement Specific Appropriation
 835 1821 of the 2006-2007 General Appropriations Act, subsection (7)
 836 is added to section 403.885, Florida Statutes, to read:

837 403.885 Stormwater management; wastewater management; and
 838 Water Restoration Grant Program.--

839 (7) Notwithstanding subsections (1), (3), (5), and (6):

840 (a) The department shall administer a grant program to use
 841 funds transferred pursuant to s. 212.20 to the Ecosystem
 842 Management and Restoration Trust Fund or other moneys as
 843 appropriated by the Legislature for stormwater management,
 844 wastewater management, water restoration, and other water
 845 projects as specifically appropriated by the Legislature.
 846 Eligible recipients of such grants include counties,
 847 municipalities, water management districts, and special
 848 districts that have legal responsibilities for water quality

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849 improvement, storm water management, wastewater management, lake
 850 and river water restoration projects, and drinking water
 851 projects pursuant to this section.

852 (b) All project applicants shall provide local matching
 853 funds as follows:

854 1. An applicant for state funding of a stormwater
 855 management or surfacewater management project shall provide
 856 local matching funds equal to at least 50 percent of the total
 857 cost of the project.

858 2. An applicant for state funding of a wastewater
 859 management project shall provide matching funds equal to at
 860 least 25 percent of the total cost of the project.

861 (c) The requirement in paragraph (b) for matching funds
 862 may be waived if the applicant is a financially disadvantaged
 863 small local government. For purposes of this subsection, the
 864 term "financially disadvantaged small local government" means a
 865 municipality having a population of 7,500 or less, a county
 866 having a population of 35,000 or less, according to the latest
 867 decennial census, and a per capita annual income less than the
 868 state per capita annual income as determined by the United
 869 States Department of Commerce, or a county in an area designated
 870 by the Governor as a rural area of critical economic concern
 871 pursuant to s. 288.0656.

872 (d) This subsection expires July 1, 2007.

873 Section 35. In order to implement Specific Appropriation
 874 2688 of the 2006-2007 General Appropriations Act, paragraph (b)
 875 of subsection (9) of section 320.08058, Florida Statutes, is
 876 amended to read:

877 320.08058 Specialty license plates.--
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878 (9) FLORIDA PROFESSIONAL SPORTS TEAM LICENSE PLATES.--

879 (b) The license plate annual use fees are to be annually
880 distributed as follows:

881 1. Fifty-five percent of the proceeds from the Florida
882 Professional Sports Team plate must be deposited into the
883 Professional Sports Development Trust Fund within the Office of
884 Tourism, Trade, and Economic Development. These funds must be
885 used solely to attract and support major sports events in this
886 state. As used in this subparagraph, the term "major sports
887 events" means, but is not limited to, championship or all-star
888 contests of Major League Baseball, the National Basketball
889 Association, the National Football League, the National Hockey
890 League, the men's and women's National Collegiate Athletic
891 Association Final Four basketball championship, or a horseracing
892 or dogracing Breeders' Cup. All funds must be used to support
893 and promote major sporting events, and the uses must be approved
894 by the Florida Sports Foundation.

895 2. The remaining proceeds of the Florida Professional
896 Sports Team license plate must be allocated to the Florida
897 Sports Foundation, a direct-support organization of the Office
898 of Tourism, Trade, and Economic Development. These funds must be
899 deposited into the Professional Sports Development Trust Fund
900 within the Office of Tourism, Trade, and Economic Development.
901 These funds must be used by the Florida Sports Foundation to
902 promote the economic development of the sports industry; to
903 distribute licensing and royalty fees to participating
904 professional sports teams; to promote education programs in
905 Florida schools that provide an awareness of the benefits of
906 physical activity and nutrition standards; to partner with the

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907 Department of Education and the Department of Health to develop
 908 a program that recognizes schools whose students demonstrate
 909 excellent physical fitness or fitness improvement; to institute
 910 a grant program for communities bidding on minor sporting events
 911 that create an economic impact for the state; to distribute
 912 funds to Florida-based charities designated by the Florida
 913 Sports Foundation and the participating professional sports
 914 teams; and to fulfill the sports promotion responsibilities of
 915 the Office of Tourism, Trade, and Economic Development.

916 3. The Florida Sports Foundation shall provide an annual
 917 financial audit in accordance with s. 215.981 of its financial
 918 accounts and records by an independent certified public
 919 accountant pursuant to the contract established by the Office of
 920 Tourism, Trade, and Economic Development as specified in s.
 921 288.1229(5). The auditor shall submit the audit report to the
 922 Office of Tourism, Trade, and Economic Development for review
 923 and approval. If the audit report is approved, the office shall
 924 certify the audit report to the Auditor General for review.

925 4. For the 2006-2007 ~~2005-2006~~ fiscal year only and
 926 notwithstanding the provisions of subparagraphs 1. and 2.,
 927 proceeds from the Professional Sports Development Trust Fund may
 928 also be used for operational expenses of the Florida Sports
 929 Foundation and financial support of the Sunshine State Games.
 930 This subparagraph expires July 1, 2007 ~~2006~~.

931 Section 36. In order to implement section 51 of the 2006-
 932 2007 General Appropriations Act, subsection (13) of section
 933 253.034, Florida Statutes, is amended to read:

934 253.034 State-owned lands; uses.--

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935 (13) Notwithstanding the provisions of this section, funds
 936 from the sale of property by the Department of Highway Safety
 937 and Motor Vehicles located in Palm Beach County are authorized
 938 to be deposited into the Highway Safety Operating Trust Fund to
 939 facilitate the exchange as provided in the General
 940 Appropriations Act, provided that at the conclusion of both
 941 exchanges the values are equalized. This subsection expires July
 942 1, 2007 ~~2006~~.

943 Section 37. In order to implement proviso language
 944 following Specific Appropriation 2304 of the 2006-2007 General
 945 Appropriations Act, section 402.3017, Florida Statutes, is
 946 amended to read:

947 402.3017 Teacher Education and Compensation Helps (TEACH)
 948 scholarship program.--

949 (1) The Legislature finds that the level of early child
 950 care teacher education and training is a key predictor for
 951 determining program quality. The Legislature also finds that low
 952 wages for child care workers prevent many from obtaining
 953 increased training and education and contribute to high turnover
 954 rates. The Legislature therefore intends to help fund a program
 955 which links teacher training and education to compensation and
 956 commitment to the field of early childhood education.

957 (2) The Department of Children and Family Services is
 958 authorized to contract for the administration of the Teacher
 959 Education and Compensation Helps (TEACH) scholarship program,
 960 which provides educational scholarships to caregivers and
 961 administrators of early childhood programs, family day care
 962 homes, and large family child care homes.

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963 (3) The department shall adopt rules as necessary to
 964 implement this section.

965 (4) For the 2006-2007 ~~2005-2006~~ fiscal year only, the
 966 Agency for Workforce Innovation may ~~shall~~ administer this
 967 section. This subsection expires July 1, 2007 ~~2006~~.

968 Section 38. In order to implement Specific Appropriations
 969 1594, 1596, 1598, 1600, 1608, and 1609 of the 2006-2007 General
 970 Appropriations Act, subsection (5) of section 216.292, Florida
 971 Statutes, is amended to read:

972 216.292 Appropriations nontransferable; exceptions.--

973 (5)(a) A transfer of funds may not result in the
 974 initiation of a fixed capital outlay project that has not
 975 received a specific legislative appropriation, except that
 976 federal funds for fixed capital outlay projects for the
 977 Department of Military Affairs, which do not carry a continuing
 978 commitment on future appropriations by the Legislature, may be
 979 approved by the Executive Office of the Governor for the purpose
 980 received, subject to the notice, review, and objection
 981 procedures set forth in s. 216.177.

982 (b) Notwithstanding paragraph (a), and for the 2006-2007
 983 fiscal year only, the Governor may recommend the initiation of
 984 fixed capital outlay projects funded by grants awarded by the
 985 Federal Emergency Management Agency for FEMA Disaster
 986 Declarations 1539-DR-FL, 1545-DR-FL, 1551-DR-FL, 1561-DR-FL,
 987 1595-DR-FL, 1602-DR-FL, and EM3259-FL. All actions taken
 988 pursuant to the authority granted in this paragraph are subject
 989 to review and approval by the Legislative Budget Commission.
 990 This paragraph expires July 1, 2007.

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991 Section 39. In order to implement Specific Appropriation
 992 2132 of the 2006-2007 General Appropriations Act, subsection (3)
 993 is added to section 311.22, Florida Statutes, to read:

994 311.22 Additional authorization for funding certain
 995 dredging projects.--

996 (3) For the 2006-2007 fiscal year only and notwithstanding
 997 the matching basis specified in subsection (1), funding for
 998 projects in subsection (1) shall require a minimum 25 percent
 999 match of funds received pursuant to this section. This
 1000 subsection expires July 1, 2007.

1001 Section 40. In order to implement Specific Appropriation
 1002 2304 of the 2006-2007 General Appropriations Act, subsection (9)
 1003 of section 411.01, Florida Statutes, is amended to read:

1004 411.01 School readiness programs; early learning
 1005 coalitions.--

1006 (9) FUNDING; SCHOOL READINESS PROGRAM.--

1007 (a) It is the intent of this section to establish an
 1008 integrated and quality seamless service delivery system for all
 1009 publicly funded early childhood education and child care
 1010 programs operating in this state.

1011 (b)1. The Agency for Workforce Innovation shall administer
 1012 school readiness funds, plans, and policies and shall prepare
 1013 and submit a unified budget request for the school readiness
 1014 system in accordance with chapter 216.

1015 2. All instructions to early learning coalitions for
 1016 administering this section shall emanate from the Agency for
 1017 Workforce Innovation in accordance with the policies of the
 1018 Legislature.

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1019 (c) The Agency for Workforce Innovation shall recommend
 1020 ~~adopt~~ a formula for the allocation among the early learning
 1021 coalitions of all state and federal school readiness funds for
 1022 children participating in public or private school readiness
 1023 programs based upon equity and performance. The allocation
 1024 formula must be submitted to the Governor, ~~and~~ the chair of the
 1025 Senate Ways and Means Committee or its successor, and the chair
 1026 of the House of Representatives Fiscal Council or its successor
 1027 no later than January 1 of each year. The Legislature shall
 1028 specify in the annual General Appropriations Act any changes
 1029 from the allocation methodology for the prior fiscal year which
 1030 must be used by the Agency for Workforce Innovation in
 1031 allocating the appropriations provided in the General
 1032 Appropriations Act Legislative Budget Commission. Upon approval,
 1033 ~~the Legislative Budget Commission shall authorize the Agency for~~
 1034 ~~Workforce Innovation to distribute funds in accordance with the~~
 1035 ~~allocation formula. For fiscal year 2004-2005, the Agency for~~
 1036 ~~Workforce Innovation shall allocate funds to the early learning~~
 1037 ~~coalitions consistent with the fiscal year 2003-2004 funding~~
 1038 ~~allocations to the school readiness coalitions.~~

1039 (d) All state, federal, and required local maintenance-of-
 1040 effort or matching funds provided to an early learning coalition
 1041 for purposes of this section shall be used by the coalition for
 1042 implementation of its school readiness plan, including the
 1043 hiring of staff to effectively operate the coalition's school
 1044 readiness program. As part of plan approval and periodic plan
 1045 review, the Agency for Workforce Innovation shall require that
 1046 administrative costs be kept to the minimum necessary for
 1047 efficient and effective administration of the school readiness

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1048 plan, but total administrative expenditures must not exceed 5
 1049 percent unless specifically waived by the Agency for Workforce
 1050 Innovation. The Agency for Workforce Innovation shall annually
 1051 report to the Legislature any problems relating to
 1052 administrative costs.

1053 (e) The Agency for Workforce Innovation shall annually
 1054 distribute, to a maximum extent practicable, all eligible funds
 1055 provided under this section as block grants to the early
 1056 learning coalitions.

1057 (f) State funds appropriated for the school readiness
 1058 program may not be used for the construction of new facilities
 1059 or the purchase of buses. The Agency for Workforce Innovation
 1060 shall present to the Legislature recommendations for providing
 1061 necessary transportation services for school readiness programs.

1062 (g) All cost savings and all revenues received through a
 1063 mandatory sliding fee scale shall be used to help fund each
 1064 early learning coalition's school readiness program.

1065 Section 41. The amendment of s. 411.01, Florida Statutes,
 1066 by this act shall expire July 1, 2007, and the text of that
 1067 section shall revert to that in existence on June 30, 2006,
 1068 except that any amendments to such text enacted other than by
 1069 this act shall be preserved and continue to operate to the
 1070 extent that such amendments are not dependent upon the portions
 1071 of such text which expire pursuant to this section.

1072 Section 42. In order to implement Specific Appropriation
 1073 3225E of the 2006-2007 General Appropriations Act, paragraph (g)
 1074 of subsection (11) of section 259.032, Florida Statutes, is
 1075 amended to read:

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1076 259.032 Conservation and Recreation Lands Trust Fund;
 1077 purpose.--

1078 (11)

1079 (g) In addition to the purposes specified in paragraph
 1080 (b), funds from the 1.5 percent of the cumulative total of funds
 1081 ever deposited into the Florida Preservation 2000 Trust Fund and
 1082 the Florida Forever Trust Fund may be appropriated for the 2006-
 1083 2007 ~~2005-2006~~ fiscal year for the construction of replacement
 1084 museum facilities. This paragraph expires July 1, 2007 ~~2006~~.

1085 Section 43. In order to implement Specific Appropriation
 1086 1566 of the 2006-2007 General Appropriations Act, subsection (4)
 1087 is added to section 252.373, Florida Statutes, to read:

1088 252.373 Allocation of funds; rules.--

1089 (4) In addition to the uses specified in this section,
 1090 funds in the Emergency Management, Preparedness, and Assistance
 1091 Trust Fund that are otherwise unobligated may be authorized for
 1092 expenditure for the purpose of providing assistance to local
 1093 governments for implementing local comprehensive plans,
 1094 innovative planning to help make communities more livable, and
 1095 addressing growth management issues. This subsection expires
 1096 July 1, 2007.

1097 Section 44. In order to implement Specific Appropriation
 1098 1658A of the 2006-2007 General Appropriations Act, subsection
 1099 (15) is added to section 420.0004, Florida Statutes, to read:

1100 420.0004 Definitions.--As used in this part, unless the
 1101 context otherwise indicates:

1102 (15) "Extremely-low-income persons" means one or more
 1103 natural persons or a family whose total annual household income
 1104 does not exceed 30 percent of the median annual adjusted gross
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1105 income for households within the state. The Florida Housing
 1106 Finance Corporation may adjust this amount annually by rule to
 1107 provide that in lower-income counties, extremely low income may
 1108 exceed 30 percent of the median income for the area, and that in
 1109 higher-income counties, extremely low income may be less than 30
 1110 percent of the area median income. This subsection expires July
 1111 1, 2007.

1112 Section 45. In order to implement Specific Appropriation
 1113 1658A of the 2006-2007 General Appropriations Act, paragraphs
 1114 (h) and (i) are added to subsection (22) of section 420.507,
 1115 Florida Statutes, to read:

1116 420.507 Powers of the corporation.--The corporation shall
 1117 have all the powers necessary or convenient to carry out and
 1118 effectuate the purposes and provisions of this part, including
 1119 the following powers which are in addition to all other powers
 1120 granted by other provisions of this part:

1121 (22) To develop and administer the State Apartment
 1122 Incentive Loan Program. In developing and administering that
 1123 program, the corporation may:

1124 (h) Make loans exceeding 25 percent of project costs if
 1125 the project serves extremely-low-income persons. This paragraph
 1126 expires July 1, 2007.

1127 (i) Waive payments or forgive indebtedness for a pro rata
 1128 share of the loan based on the number of units in a project
 1129 reserved for extremely-low-income persons. This paragraph
 1130 expires July 1, 2007.

1131 Section 46. In order to implement Specific Appropriation
 1132 1658A of the 2006-2007 General Appropriations Act, subsection

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1133 (5) and paragraphs (c) and (k) of subsection (6) of section
 1134 420.5087, Florida Statutes, are amended to read:

1135 420.5087 State Apartment Incentive Loan Program.--There is
 1136 hereby created the State Apartment Incentive Loan Program for
 1137 the purpose of providing first, second, or other subordinated
 1138 mortgage loans or loan guarantees to sponsors, including for-
 1139 profit, nonprofit, and public entities, to provide housing
 1140 affordable to very-low-income persons.

1141 (5) (a) The amount of the mortgage provided under this
 1142 program combined with any other mortgage in a superior position
 1143 shall be less than the value of the project without the housing
 1144 set-aside required by subsection (2). However, the corporation
 1145 may waive this requirement for projects in rural areas or urban
 1146 infill areas which have market rate rents that are less than the
 1147 allowable rents pursuant to applicable state and federal
 1148 guidelines. In no event shall the mortgage provided under this
 1149 program combined with any other mortgage in a superior position
 1150 exceed total project cost.

1151 (b) Notwithstanding paragraph (a), the amount of the
 1152 mortgage provided under this program combined with any other
 1153 mortgage in a superior position shall be less than the value of
 1154 the project without the housing set-aside required by subsection
 1155 (2). However, the corporation may waive this requirement for
 1156 projects in rural areas or urban infill areas that have market
 1157 rate rents that are less than the allowable rents pursuant to
 1158 applicable state and federal guidelines and for projects that
 1159 reserve units for extremely-low-income persons. A mortgage
 1160 provided under this program may not be combined with any other

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1161 mortgage in a superior position to exceed total project cost.

1162 This paragraph expires July 1, 2007.

1163 (6) On all state apartment incentive loans, except loans
 1164 made to housing communities for the elderly to provide for
 1165 lifesafety, building preservation, health, sanitation, or
 1166 security-related repairs or improvements, the following
 1167 provisions shall apply:

1168 (c) The corporation shall provide by rule for the
 1169 establishment of a review committee composed of the department
 1170 and corporation staff and shall establish by rule a scoring
 1171 system for evaluation and competitive ranking of applications
 1172 submitted in this program, including, but not limited to, the
 1173 following criteria:

1174 1. Tenant income and demographic targeting objectives of
 1175 the corporation.

1176 2. Targeting objectives of the corporation which will
 1177 ensure an equitable distribution of loans between rural and
 1178 urban areas.

1179 3. Sponsor's agreement to reserve the units for persons or
 1180 families who have incomes below 50 percent of the state or local
 1181 median income, whichever is higher, for a time period to exceed
 1182 the minimum required by federal law or the provisions of this
 1183 part.

1184 4. Sponsor's agreement to reserve more than:

1185 a. Twenty percent of the units in the project for persons
 1186 or families who have incomes that do not exceed 50 percent of
 1187 the state or local median income, whichever is higher; or

1188 b. Forty percent of the units in the project for persons
 1189 or families who have incomes that do not exceed 60 percent of
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1190 the state or local median income, whichever is higher, without
 1191 requiring a greater amount of the loans as provided in this
 1192 section.

1193 5. Provision for tenant counseling.

1194 6. Sponsor's agreement to accept rental assistance
 1195 certificates or vouchers as payment for rent; however, when
 1196 certificates or vouchers are accepted as payment for rent on
 1197 units set aside pursuant to subsection (2), the benefit must be
 1198 divided between the corporation and the sponsor, as provided by
 1199 corporation rule.

1200 7. Projects requiring the least amount of a state
 1201 apartment incentive loan compared to overall project cost.

1202 8. Local government contributions and local government
 1203 comprehensive planning and activities that promote affordable
 1204 housing.

1205 9. Project feasibility.

1206 10. Economic viability of the project.

1207 11. Commitment of first mortgage financing.

1208 12. Sponsor's prior experience.

1209 13. Sponsor's ability to proceed with construction.

1210 14. Projects that directly implement or assist welfare-to-
 1211 work transitioning.

1212 15. Notwithstanding subparagraph 7., projects requiring
 1213 the least amount of a state apartment incentive loan compared to
 1214 overall project cost except that the pro rata share of the loan
 1215 attributable to the extremely-low-income units shall be excluded
 1216 from this requirement. This subparagraph expires July 1, 2007.

1217 16. Projects that reserve units for extremely-low-income
 1218 families. This subparagraph expires July 1, 2007.

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1219 (k)1. Rent controls shall not be allowed on any project
 1220 except as required in conjunction with the issuance of tax-
 1221 exempt bonds or federal low-income housing tax credits.

1222 2. Notwithstanding subparagraph 1., rent controls shall
 1223 not be allowed on any project except as required in conjunction
 1224 with the issuance of tax-exempt bonds or federal low-income
 1225 housing tax credits, and except when the sponsor has committed
 1226 to set aside units for extremely-low-income persons, in which
 1227 case rents shall be restricted at the level applicable to
 1228 federal low-income tax credits. This subparagraph expires July
 1229 1, 2007.

1230 Section 47. In order to implement Specific Appropriation
 1231 1658A of the 2006-2007 General Appropriations Act, section
 1232 420.5095, Florida Statutes, is created to read:

1233 420.5095 Community Workforce Housing Innovation Pilot
 1234 Program created.--

1235 (1) The Legislature finds and declares that recent rapid
 1236 increases in the median purchase price of homes and the cost of
 1237 rental housing have far outstripped the increases in median
 1238 income in the state, preventing essential services personnel
 1239 from living in the communities where they serve and thereby
 1240 creating the need for innovative solutions for the provision of
 1241 housing opportunities for essential services personnel.

1242 (2) The Community Workforce Housing Innovation Pilot
 1243 Program is created to provide affordable rental and home
 1244 ownership community workforce housing for essential services
 1245 personnel affected by the high cost of housing, using regulatory
 1246 incentives and state and local funds to promote local public-

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1247 private partnerships and leverage government and private
 1248 resources.

1249 (3) For purposes of this section, the following
 1250 definitions apply:

1251 (a) "Workforce housing" means housing affordable to
 1252 natural persons or families whose total annual household income
 1253 does not exceed 140 percent of the area median income, adjusted
 1254 for household size, or 150 percent of area median income,
 1255 adjusted for household size, in areas of critical state concern
 1256 designated under s. 380.05, for which the Legislature has
 1257 declared its intent to provide affordable housing, and areas
 1258 that were designated as areas of critical state concern for at
 1259 least 20 consecutive years prior to removal of the designation.

1260 (b) "Essential services personnel" means persons in need
 1261 of affordable housing who are employed in occupations or
 1262 professions in which they are considered essential services
 1263 personnel, as defined by each county and eligible municipality
 1264 within its respective local housing assistance plan. Each
 1265 housing assistance plan shall include a definition of essential
 1266 service personnel for the county or eligible municipality,
 1267 including, but not limited to, teachers and educators; other
 1268 school district, community college, and university employees;
 1269 police and fire personnel; health care personnel; skilled
 1270 building trades personnel; and other job categories.

1271 (c) "Public-private partnership" means any form of
 1272 business entity that includes substantial involvement of at
 1273 least one county, one municipality, or one public sector entity,
 1274 such as a school district or other unit of local government in
 1275 which the project is to be located, and at least one private

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1276 sector for-profit or not-for-profit business or charitable
 1277 entity, and may be any form of business entity, including a
 1278 joint venture or contractual agreement.

1279 (4) The Florida Housing Finance Corporation is authorized
 1280 to provide Community Workforce Housing Innovation Pilot Program
 1281 loans to applicants for construction or rehabilitation of
 1282 workforce housing in eligible areas. The corporation shall
 1283 establish a funding process and selection criteria by rule or
 1284 request for proposals. This funding is intended to be used with
 1285 other public and private sector resources.

1286 (5) The corporation shall provide incentives for local
 1287 governments in eligible areas to use local affordable housing
 1288 funds, such as those from the State Housing Initiatives
 1289 Partnership Program, to assist in meeting the affordable housing
 1290 needs of persons eligible under this program.

1291 (6) Funding shall be targeted to projects in areas where
 1292 the disparity between the area median income and the median
 1293 sales price for a single-family home is greatest, and for
 1294 projects in areas where population growth as a percentage rate
 1295 of increase is greatest. The corporation may also fund projects
 1296 in areas where innovative regulatory and financial incentives
 1297 are made available. The corporation shall fund at least one
 1298 eligible project in as many counties as possible.

1299 (7) Projects shall receive priority consideration for
 1300 funding where:

1301 (a) The local jurisdiction adopts appropriate regulatory
 1302 incentives, local contributions or financial strategies, or
 1303 other funding sources to promote the development and ongoing
 1304 financial viability of such projects. Local incentives include

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1305 such actions as expediting review of development orders and
 1306 permits, supporting development near transportation hubs and
 1307 major employment centers, and adopting land development
 1308 regulations designed to allow flexibility in densities, use of
 1309 accessory units, mixed-use developments, and flexible lot
 1310 configurations. Financial strategies include such actions as
 1311 promoting employer-assisted housing programs, providing tax
 1312 increment financing, and providing land.

1313 (b) Projects are innovative and include new construction
 1314 or rehabilitation, mixed-income housing, or commercial and
 1315 housing mixed-use elements and those that promote homeownership.
 1316 The program funding shall not exceed the costs attributable to
 1317 the portion of the project that is set aside to provide housing
 1318 for the targeted population.

1319 (c) Projects that set aside at least 80 percent of units
 1320 for workforce housing and at least 50 percent for essential
 1321 services personnel and for projects that require the least
 1322 amount of program funding compared to the overall housing costs
 1323 for the project.

1324 (8) Notwithstanding s. 163.3184(3)-(6), any local
 1325 government comprehensive plan amendment to implement a Community
 1326 Workforce Housing Innovation Pilot Program project found
 1327 consistent with the provisions of this section shall be
 1328 expedited as provided in this subsection. At least 30 days prior
 1329 to adopting a plan amendment pursuant to this subsection, the
 1330 local government shall notify the state land planning agency of
 1331 its intent to adopt such an amendment, and the notice shall
 1332 include its evaluation related to site suitability and
 1333 availability of facilities and services. The public notice of

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1334 the hearing required by s. 163.3184(15)(e) shall include a
 1335 statement that the local government intends to utilize the
 1336 expedited adoption process authorized by this subsection. Such
 1337 amendments shall require only a single public hearing before the
 1338 governing board, which shall be an adoption hearing as described
 1339 in s. 163.3184(7), and the state land planning agency shall
 1340 issue its notice of intent pursuant to s. 163.3184(8) within 30
 1341 days after determining that the amendment package is complete.

1342 (9) The corporation shall award loans with interest rates
 1343 set at 1 to 3 percent, which may be made forgivable when long-
 1344 term affordability is provided and when at least 80 percent of
 1345 the units are set aside for workforce housing and at least 50
 1346 percent of the units are set aside for essential services
 1347 personnel.

1348 (10) All eligible applications shall:

1349 (a) For home ownership, limit the sales price of a
 1350 detached unit, townhome, or condominium unit to not more than 80
 1351 percent of the median sales price for that type of unit in that
 1352 county, or the statewide median sales price for that type of
 1353 unit, whichever is higher, and require that all eligible
 1354 purchasers of home ownership units occupy the homes as their
 1355 primary residence.

1356 (b) For rental units, restrict rents for all workforce
 1357 housing serving those with incomes at or below 120 percent of
 1358 area median income at the appropriate income level using the
 1359 restricted rents for the federal low-income housing tax credit
 1360 program and, for workforce housing units serving those with
 1361 incomes above 120 percent of area median income, restrict rents

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1362 to those established by the corporation, not to exceed 30
 1363 percent of the maximum household income adjusted to unit size.

1364 (c) Demonstrate that the applicant is a public-private
 1365 partnership.

1366 (d) Have grants, donations of land, or contributions from
 1367 the public-private partnership or other sources collectively
 1368 totaling at least 15 percent of the total development cost. Such
 1369 grants, donations of land, or contributions must be evidenced by
 1370 a letter of commitment only at the time of application. Grants,
 1371 donations of land, or contributions in excess of 15 percent of
 1372 the development cost shall increase the application score.

1373 (e) Demonstrate how the applicant will use the regulatory
 1374 incentives and financial strategies outlined in paragraph (7)(a)
 1375 from the local jurisdiction in which the proposed project is to
 1376 be located. The corporation may consult with the Department of
 1377 Community Affairs in evaluating the use of regulatory incentives
 1378 by applicants.

1379 (f) Demonstrate that the applicant possesses title to or
 1380 site control of land and evidences availability of required
 1381 infrastructure.

1382 (g) Demonstrate the applicant's affordable housing
 1383 development and management experience.

1384 (h) Provide any research or facts available supporting the
 1385 demand and need for rental or home ownership workforce housing
 1386 for eligible persons in the market in which the project is
 1387 proposed.

1388 (11) Projects may include manufactured housing constructed
 1389 after June 1994 and installed in accordance with mobile home

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1390 installation standards of the Department of Highway Safety and
 1391 Motor Vehicles.

1392 (12) The corporation may adopt rules pursuant to ss.
 1393 120.536(1) and 120.54 to implement the provisions of this
 1394 section.

1395 (13) The corporation may use a maximum of 2 percent of the
 1396 annual appropriation for administration and compliance
 1397 monitoring.

1398 (14) The corporation shall review the success of the
 1399 Community Workforce Housing Innovation Pilot Program to
 1400 ascertain whether the projects financed by the program are
 1401 useful in meeting the housing needs of eligible areas. The
 1402 corporation shall submit its report and any recommendations
 1403 regarding the program to the Governor, the Speaker of the House
 1404 of Representatives, and the President of the Senate not later
 1405 than 2 months after the end of the corporation's fiscal year.

1406 (15) This section expires July 1, 2007.

1407 Section 48. In order to implement Specific Appropriations
 1408 1631 and 1658A of the 2006-2007 General Appropriations Act,
 1409 section 420.55, Florida Statutes, is created to read:

1410 420.55 Housing; response to disasters.--

1411 (1) The Florida Housing Finance Corporation is authorized
 1412 to provide funds to eligible entities for affordable housing
 1413 recovery in those areas of the state that sustained housing
 1414 damage due to hurricanes during 2004 and 2005. The Florida
 1415 Housing Finance Corporation shall use data provided by the
 1416 Federal Emergency Management Agency to assist in its allocation
 1417 of funds to local jurisdictions. To administer these programs,
 1418 the Florida Housing Finance Corporation shall be guided by the
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1419 "Hurricane Housing Work Group Recommendations to Assist in
 1420 Florida's Long-Term Housing Recovery Efforts" report dated
 1421 February 16, 2005.

1422 (2) The Florida Housing Finance Corporation may adopt
 1423 emergency rules pursuant to s. 120.54 to administer these
 1424 programs. The Legislature finds that emergency rules adopted
 1425 under this section meet the health, safety, and welfare
 1426 requirements of s. 120.54(4) and that such emergency rulemaking
 1427 power is necessary for the preservation of the rights and
 1428 welfare of the people to provide additional funds to assist in
 1429 those counties that were declared eligible for disaster funding
 1430 pursuant to the hurricanes of 2004 and 2005 and that sustained
 1431 housing damage due to the storms. Therefore, in adopting the
 1432 emergency rules, the corporation need not make the findings
 1433 required by s. 120.54(4)(a). Emergency rules adopted under this
 1434 section are exempt from s. 120.54(4)(c).

1435 (3) This section expires July 1, 2007.

1436 Section 49. In order to implement specific appropriations
 1437 for salaries and benefits in the 2006-2007 General
 1438 Appropriations Act, notwithstanding the provisions of s.
 1439 110.1245(4), Florida Statutes, and for the 2006-2007 fiscal year
 1440 only, agencies may additionally use funds for cash awards to
 1441 state employees who demonstrate satisfactory service in the
 1442 agency or to the state, in appreciation and recognition of such
 1443 service. Awards may not exceed \$100 to any employee and shall be
 1444 allocated from an agency's existing budget. An employee may not
 1445 receive awards pursuant to this section in excess of \$100 total
 1446 during the fiscal year. By March 1, 2007, agencies that elect to
 1447 make cash awards shall report to the Governor and Cabinet, the

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1448 President of the Senate, and the Speaker of the House of
 1449 Representatives the dollar value and number of such awards
 1450 given. If available, any additional information concerning
 1451 employee satisfaction and feedback should be provided. This
 1452 section expires July 1, 2007.

1453 Section 50. In order to implement Specific Appropriations
 1454 197, 213, 243, 474, and 2233A of the 2006-2007 General
 1455 Appropriations Act, the following textual errors in that act are
 1456 corrected:

1457 (1) The reference in the second paragraph of the proviso
 1458 following Specific Appropriation 197 to "Specific Appropriation
 1459 196" is changed to "Specific Appropriation 197."

1460 (2) The reference in the last paragraph of the proviso
 1461 following Specific Appropriation 213 to "Specific Appropriation
 1462 190" is changed to "Specific Appropriation 213."

1463 (3) (a) The reductions referred to in the fourth paragraph
 1464 of the proviso following Specific Appropriation 243 are changed
 1465 from \$1,741,389 from the General Revenue Fund and \$2,509,581
 1466 from the Medical Care Trust Fund to \$1,780,038 from the General
 1467 Revenue Fund and \$2,564,649 from the Medical Care Trust Fund.

1468 (b) The reductions referred to in the fifth paragraph of
 1469 the proviso following Specific Appropriation 243 are changed
 1470 from \$1,160,926 from the General Revenue Fund and \$1,673,054
 1471 from the Medical Care Trust Fund to \$1,163,610 from the General
 1472 Revenue Fund and \$1,676,879 from the Medical Care Trust Fund.

1473 (4) The phrase "\$3,300,000 from nonrecurring general
 1474 revenue funds" in the proviso immediately following Specific
 1475 Appropriation 474 is changed to "\$300,000 from recurring general

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1476 revenue funds and \$3,000,000 from nonrecurring general revenue
 1477 funds."

1478 (5) The second reference to "Orlando" in the last
 1479 paragraph of the proviso following Specific Appropriation 2233A,
 1480 immediately preceding the sum of "21,618,950," is changed to
 1481 "Tampa."

1482 (6) The reference in section 15 to "chapter 2004-269" is
 1483 changed to "chapter 2004-268."

1484 (7) The phrase "Doral Municipal Park Improvement-City of
 1485 Doral" in the proviso immediately following Specific
 1486 Appropriation 1821 is changed to "Doral-Stormwater Drainage
 1487 Improvements."

1488 Section 51. In order to implement the issuance of new debt
 1489 authorized in the 2006-2007 General Appropriations Act, and
 1490 pursuant to the requirements of s. 215.98, Florida Statutes, the
 1491 Legislature determines that the authorization and issuance of
 1492 debt for the 2006-2007 fiscal year is in the best interest of
 1493 the state and should be implemented.

1494 Section 52. A section of this act that implements more
 1495 than one specific appropriation or more than one portion of
 1496 specifically identified proviso language in the 2006-2007
 1497 General Appropriations Act is void if all the specific
 1498 appropriations or portions of specifically identified proviso
 1499 language are vetoed.

1500 Section 53. If any other act passed in 2006 contains a
 1501 provision that is substantively the same as a provision in this
 1502 act, but that removes or is otherwise not subject to the future
 1503 repeal applied to such provision by this act, the Legislature
 1504 intends that the provision in the other act shall take

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1505 precedence and shall continue to operate, notwithstanding the
 1506 future repeal provided by this act.

1507 Section 54. The agency performance measures and standards
 1508 in the document entitled "Performance Measures and Standards
 1509 Approved by the Legislature for Fiscal Year 2006-2007" dated May
 1510 2, 2006, and filed with the Clerk of the House of
 1511 Representatives are incorporated by reference. Such performance
 1512 measures and standards are directly linked to the appropriations
 1513 made in the General Appropriations Act for fiscal year 2006-
 1514 2007, as required by the Government Performance and
 1515 Accountability Act of 1994. State agencies are directed to
 1516 revise their long-range program plans required under s. 216.013,
 1517 Florida Statutes, to be consistent with these performance
 1518 measures and standards.

1519 Section 55. If any provision of this act or its
 1520 application to any person or circumstance is held invalid, the
 1521 invalidity does not affect other provisions or applications of
 1522 the act which can be given effect without the invalid provision
 1523 or application, and to this end the provisions of this act are
 1524 declared severable.

1525 Section 56. Except as otherwise expressly provided in this
 1526 act, this act shall take effect July 1, 2006; or, if this act
 1527 fails to become a law until after that date, it shall take
 1528 effect upon becoming a law and shall operate retroactively to
 1529 July 1, 2006.

1530
 1531 ===== T I T L E A M E N D M E N T =====

1532 Remove the entire title and insert:

1533 A bill to be entitled

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1534 An act implementing the 2006-2007 General Appropriations
 1535 Act; providing legislative intent; providing for use of
 1536 specified calculations with respect to the Florida
 1537 Education Finance Program; creating the Special Teachers
 1538 Are Rewarded performance pay plan; suspending conflicting
 1539 rules adopted by the State Board of Education; amending s.
 1540 287.057, F.S.; authorizing the Department of Children and
 1541 Family Services to contract with a private provider for a
 1542 sexually violent predator facility; amending s. 381.0402,
 1543 F.S.; prohibiting the Department of Health from using the
 1544 annual appropriation to administer and evaluate the area
 1545 health education center network; authorizing the
 1546 Department of Corrections and the Department of Juvenile
 1547 Justice to make certain expenditures to defray costs
 1548 incurred by a municipality or county as a result of
 1549 opening or operating a facility under authority of the
 1550 respective department; amending s. 216.262, F.S.;
 1551 providing for additional positions to operate additional
 1552 prison bed capacity under certain circumstances; providing
 1553 for expenditure of funds from unallocated general revenue
 1554 to offset deficiencies in due process services;
 1555 authorizing the Department of Legal Affairs to expend
 1556 appropriated funds on programs funded in the preceding
 1557 fiscal year; increasing the maximum annual budget for the
 1558 Clerk of the Circuit Court, Hillsborough County; amending
 1559 s. 932.7055, F.S.; providing for the expenditure of funds
 1560 in a special law enforcement trust fund established by the
 1561 governing body of a municipality; authorizing the
 1562 Executive Office of the Governor to transfer funds between

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1563 departments for purposes of aligning amounts paid for risk
 1564 management premiums and for purposes of aligning amounts
 1565 paid for human resource management services; amending s.
 1566 112.061, F.S.; providing for computation of travel time
 1567 and reimbursement for public officers' and employees'
 1568 travel; reenacting s. 287.17(3)(a) and (6), F.S.;
 1569 authorizing the use of state aircraft for commuting;
 1570 amending s. 627.311, F.S.; providing for the appointment
 1571 of a board of governors to supervise the operation of a
 1572 joint underwriting plan; providing requirements relating
 1573 to the plan, the board, and the Florida Joint Underwriting
 1574 Association; amending s. 282.318, F.S.; providing
 1575 requirements for the Department of Management Services
 1576 relating to the security of data and information
 1577 technology resources; requiring the department to
 1578 establish the Office of Information Security; providing
 1579 responsibilities for the office; amending s. 255.249,
 1580 F.S.; requiring that the Department of Management Services
 1581 annually report to the Executive Office of the Governor
 1582 and the Legislature certain information concerning leases
 1583 that are due to expire and any amendments and supplements
 1584 to and waivers of the terms and conditions of lease
 1585 agreements; requiring that specified clauses be included
 1586 in the terms and conditions of a lease which may not be
 1587 amended, supplemented, or waived; amending s. 255.25,
 1588 F.S.; requiring that the department approve the terms of
 1589 any lease by a state agency; requiring an analysis if the
 1590 department approves an amendment or supplement to or
 1591 waiver of a term or condition of a lease agreement;

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Amendment No. (for drafter's use only)

1592 providing for approved leases to include an option to
 1593 purchase or renew the lease; providing legislative intent
 1594 with respect to the use of state-owned buildings;
 1595 requiring that the department create a plan for fully
 1596 using such buildings before leasing private buildings;
 1597 requiring an annual report to the Legislature and the
 1598 Governor; amending s. 255.503, F.S.; requiring that the
 1599 department provide an analysis to the Legislature, the
 1600 Governor, and the Division of Bond Finance of the State
 1601 Board of Administration relating to the disposition of a
 1602 facility within the Florida Facilities Pool; providing
 1603 requirements for the analysis; amending s. 370.13, F.S.;
 1604 providing for the waiver of certain stone crab trap tag
 1605 fees; amending s. 370.142, F.S.; providing for the waiver
 1606 of certain spiny lobster trap tag fees; directing the
 1607 Department of Environmental Protection to make specified
 1608 awards of grant moneys for pollution control purposes;
 1609 directing the Department of Environmental Protection to
 1610 conduct a pilot program for expedited site evaluation and
 1611 cleanup of port and airport facilities for redevelopment
 1612 and expansion; providing guidelines for such program;
 1613 creating the Caloosahatchee-St. Lucie Rivers Corridor
 1614 Advisory Council; providing a definition; providing for
 1615 appointment of members, per diem and travel expenses,
 1616 staff, and duties of the advisory council; exempting staff
 1617 from pt. II of ch. 110, F.S., relating to the Career
 1618 Service System; requiring recommendations to the
 1619 Legislature; requiring a report to the Legislature and
 1620 Governor by a specific date; providing for expiration of

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1621 the advisory council; creating the Retail Fuel Outlet
 1622 Emergency Power Assistance Grant Program within the
 1623 Department of Community Affairs; providing matching grants
 1624 for owners of retail fuel outlets under specified
 1625 circumstances; amending s. 502.015, F.S.; authorizing
 1626 moneys in the General Inspection Trust Fund to be
 1627 appropriated for certain programs operated by the
 1628 Department of Agriculture and Consumer Services; amending
 1629 s. 11.151, F.S.; increasing the contingency fund for the
 1630 legislative presiding officers; amending s. 375.041, F.S.;
 1631 authorizing expenditure or transfer of moneys from the
 1632 Land Acquisition Trust Fund to the Florida Forever Trust
 1633 Fund and the Save Our Everglades Trust Fund to support
 1634 specified programs; amending s. 259.032, F.S.; authorizing
 1635 transfer of moneys from the Conservation and Recreation
 1636 Lands Trust Fund to the Florida Forever Trust Fund or the
 1637 Land Acquisition Trust Fund; amending s. 373.59, F.S.;
 1638 authorizing transfer of moneys from the Water Management
 1639 Lands Trust Fund to the Florida Forever Trust Fund or the
 1640 Land Acquisition Trust Fund; amending s. 373.459, F.S.;
 1641 providing for the use of funds by the Department of
 1642 Environmental Protection for surface water improvement and
 1643 management; amending s. 403.885, F.S.; adding match
 1644 requirements for surfacewater management projects to match
 1645 existing match requirements for stormwater management
 1646 projects; amending s. 320.08058, F.S.; authorizing
 1647 proceeds from the Professional Sports Development Trust
 1648 Fund to be used for operational expenses of the Florida
 1649 Sports Foundation and financial support of the Sunshine

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CONFERENCE COMMITTEE AMENDMENT

Bill No. HB 5003

Amendment No. (for drafter's use only)

1650 State Games; amending s. 253.034, F.S.; authorizing
1651 deposit of funds from the sale of property by the
1652 Department of Highway Safety and Motor Vehicles located in
1653 Palm Beach County; amending s. 402.3017, F.S.; authorizing
1654 the Agency for Workforce Innovation to administer the
1655 Teacher Education and Compensation Helps (TEACH)
1656 scholarship program; amending s. 216.292, F.S.;
1657 authorizing the Governor to recommend fixed capital outlay
1658 projects funded by Federal Emergency Management Agency
1659 grants; providing for review by the Legislative Budget
1660 Commission; amending s. 311.22, F.S.; prescribing the
1661 matching fund basis for dredging projects that meet
1662 specified conditions; amending s. 411.01, F.S.; requiring
1663 the Agency for Workforce Innovation to recommend a formula
1664 to allocate funds; providing for changes in the allocation
1665 of funds to be specified in the General Appropriations
1666 Act; eliminating approval of the allocation formula by the
1667 Legislative Budget Commission; eliminating an obsolete
1668 provision; amending s. 259.032, F.S.; providing for the
1669 appropriation of funds for the construction of replacement
1670 museum facilities; amending s. 252.373, F.S.; authorizing
1671 expenditure of certain funds in the Emergency Management,
1672 Preparedness, and Assistance Trust Fund; amending s.
1673 420.0004, F.S.; providing a definition; amending s.
1674 420.507, F.S.; revising powers of the Florida Housing
1675 Finance Corporation; amending s. 420.5087, F.S.; revising
1676 requirements relating to the State Apartment Incentive
1677 Loan Program; creating s. 420.5095, F.S.; creating the
1678 Community Workforce Housing Innovation Pilot Program;

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Amendment No. (for drafter's use only)

1679 providing legislative findings; providing definitions;
1680 providing the Florida Housing Finance Corporation with
1681 certain powers and responsibilities relating to the
1682 program; requiring the program to target certain entities;
1683 providing application requirements; authorizing an
1684 applicant to use a nonprofit or public entity to manage
1685 its housing program; providing incentives for program
1686 applicants; providing rulemaking authority; requiring a
1687 report to the Governor and Legislature; creating s.
1688 420.55, F.S.; authorizing the Florida Housing Finance
1689 Corporation to provide funds for affordable housing
1690 recovery under specified circumstances; authorizing the
1691 corporation to adopt emergency rules to administer
1692 specified disaster response programs; authorizing state
1693 agencies to make cash awards to state employees
1694 demonstrating satisfactory service to the agency or the
1695 state; providing limits on such awards; requiring a report
1696 with respect thereto; providing textual corrections in the
1697 General Appropriations Act; providing finding of best
1698 interest of the state for authorization and issuance of
1699 certain debt; providing effect of veto of specific
1700 appropriation or proviso to which implementing language
1701 refers; providing for future repeal or expiration of
1702 various provisions; providing for reversion of certain
1703 provisions; incorporating by reference specified
1704 performance measures and standards directly linked to the
1705 appropriations made in the 2006-2007 General
1706 Appropriations Act, as required by the Government

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CONFERENCE COMMITTEE AMENDMENT

Bill No. HB 5003

Amendment No. (for drafter's use only)

1707 | Performance and Accountability Act of 1994; providing
1708 | severability; providing effective dates.

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