



1           (b) The amendment may not initiate or commence a new  
2 program or a fixed capital outlay project, except as  
3 authorized by this chapter, or eliminate an existing program.

4           (c) Except as authorized in s. 216.292 or other  
5 provisions of this chapter, the amendment may not provide  
6 funding or increased funding for items which were funded by  
7 the Legislature in an amount less than that requested by the  
8 agency in the legislative budget request or recommended by the  
9 Governor, or which were vetoed by the Governor.

10           (d) For amendments that involve trust funds, there  
11 must be adequate and appropriate revenues available in the  
12 trust fund and the amendment must be consistent with the laws  
13 authorizing such trust funds and the laws relating to the use  
14 of the trust funds. However, a trust fund shall not be  
15 increased in excess of the original approved budget, except as  
16 provided in subsection (11).

17           (e) The amendment shall not conflict with any  
18 provision of law.

19           (f) The amendment must not provide funding for any  
20 issue which was requested by the agency or branch in its  
21 legislative budget request and not funded in the General  
22 Appropriations Act.

23           (g) The amendment must include a written description  
24 of the purpose of the proposed change, an indication of why  
25 interim budget action is necessary, and the intended recipient  
26 of any funds for contracted services.

27           (h) The amendment must not provide general salary  
28 increases which the Legislature has not authorized in the  
29 General Appropriations Act or other laws.

30           (i) Notwithstanding paragraph (f), the Agency for  
31 Persons with Disabilities is authorized to submit an amendment

1 | to adjust its full-time equivalent positions, salary rate, and  
2 | related budget authority to provide sufficient infrastructure  
3 | and administrative support. This paragraph expires July 1,  
4 | 2007.

5 |           Section 2. Subsection (1) of section 216.192, Florida  
6 | Statutes, is amended to read:

7 |           216.192 Release of appropriations; revision of  
8 | budgets.--

9 |           (1) Unless otherwise provided in law ~~the General~~  
10 | ~~Appropriations Act~~, on July 1 of each fiscal year, up to 25  
11 | percent of the original approved operating budget of each  
12 | agency and of the judicial branch may be released until such  
13 | time as annual plans for quarterly releases for all  
14 | appropriations have been developed, approved, and furnished to  
15 | the Chief Financial Officer by the Executive Office of the  
16 | Governor for state agencies and by the Chief Justice of the  
17 | Supreme Court for the judicial branch. The plans, including  
18 | appropriate plans of releases for fixed capital outlay  
19 | projects that correspond with each project schedule, shall  
20 | attempt to maximize the use of trust funds and shall be  
21 | transmitted to the Chief Financial Officer by August 1 of each  
22 | fiscal year. Such releases shall at no time exceed the total  
23 | appropriations available to a state agency or to the judicial  
24 | branch, or the approved budget for such agency or the judicial  
25 | branch if less. The Chief Financial Officer shall enter such  
26 | releases in his or her records in accordance with the release  
27 | plans prescribed by the Executive Office of the Governor and  
28 | the Chief Justice, unless otherwise amended as provided by  
29 | law. The Executive Office of the Governor and the Chief  
30 | Justice shall transmit a copy of the approved annual releases  
31 | to the head of the state agency, the chair and vice chair of

1 | the Legislative Budget Commission, and the Auditor General.  
2 | The Chief Financial Officer shall authorize all expenditures  
3 | to be made from the appropriations on the basis of such  
4 | releases and in accordance with the approved budget, and not  
5 | otherwise. Expenditures shall be authorized only in accordance  
6 | with legislative authorizations. Nothing herein precludes  
7 | periodic reexamination and revision by the Executive Office of  
8 | the Governor or by the Chief Justice of the annual plans for  
9 | release of appropriations and the notifications of the parties  
10 | of all such revisions.

11 |         Section 3. This act shall take effect July 1, 2007.

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SENATE SUMMARY

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