

1 A bill to be entitled

2 An act implementing the 2007-2008 General Appropriations
3 Act; providing legislative intent; amending s. 381.0402,
4 F.S.; prohibiting the Department of Health from using the
5 annual appropriation to administer and evaluate the area
6 health education center network; amending s. 394.908,
7 F.S.; authorizing the Department of Children and Family
8 Services to allocate funds appropriated for forensic
9 mental health treatment services by specified allocation
10 methodology; amending ss. 458.319 and 459.0092, F.S.;
11 requiring the Department of Health to waive the biennial
12 license renewal fee for up to a certain number of
13 allopathic and osteopathic physicians who meet specified
14 qualifications; amending s. 253.03, F.S.; requiring the
15 Department of Environmental Protection to lease the South
16 Florida Evaluation and Treatment Center to Miami-Dade
17 County for a specified term; requiring Miami-Dade County
18 to sublease the facility to the existing lessee until the
19 new South Florida Evaluation and Treatment Center is
20 completed; authorizing the Department of Corrections and
21 the Department of Juvenile Justice to make certain
22 expenditures to defray costs incurred by a municipality or
23 county as a result of opening or operating a facility
24 under authority of the respective department; amending s.
25 216.262, F.S.; providing for additional positions to
26 operate additional prison bed capacity under certain
27 circumstances; authorizing the Executive Office of the
28 Governor to transfer funds between departments for

29 | purposes of aligning amounts paid for risk management
30 | insurance premiums; authorizing the Department of
31 | Financial Services to expend appropriated funds for
32 | salaries and related expenses; authorizing the Executive
33 | Office of the Governor to transfer funds between
34 | departments for purposes of aligning amounts paid for
35 | human resource management services; amending s. 216.181,
36 | F.S.; authorizing agencies to purchase certain technology
37 | with expense funds; deleting a provision that has expired;
38 | reenacting s. 287.17(3)(a) and (6), F.S.; authorizing the
39 | use of state aircraft for commuting; amending s.
40 | 320.08058, F.S.; authorizing proceeds from the
41 | Professional Sports Development Trust Fund to be used for
42 | operational expenses of the Florida Sports Foundation and
43 | financial support of the Sunshine State Games; amending s.
44 | 339.08, F.S.; providing for administrative expenses from
45 | the State Transportation Trust Fund; amending s. 216.292,
46 | F.S.; authorizing the Governor to recommend fixed capital
47 | outlay projects funded by Federal Emergency Management
48 | Agency grants; providing for review by the Legislative
49 | Budget Commission; amending s. 339.135, F.S.; requiring
50 | the Department of Transportation to transfer funds to the
51 | Office of Tourism, Trade, and Economic Development for the
52 | purpose of funding economic development transportation
53 | projects; creating the Seaport Strategic Planning and
54 | Financing Task Force; providing for the purpose, duties,
55 | and membership of the task force; requiring the Office of
56 | Program Policy Analysis and Government Accountability to

57 | staff the task force and provide funding assistance;
58 | requiring the Department of Transportation to provide
59 | assistance to the task force; amending s. 252.37, F.S.;
60 | extending the deadline for local governments to apply for
61 | a waiver of local match for disaster funds related to
62 | specified hurricanes; amending s. 110.1245, F.S.;
63 | authorizing state agencies to make cash awards to state
64 | employees demonstrating satisfactory service to the agency
65 | or the state; providing limits on such awards; requiring a
66 | report with respect thereto; amending s. 110.123, F.S.;
67 | providing for the state's monthly contribution for
68 | employees under the state group insurance program;
69 | creating the Florida Local Update of Census Addresses
70 | Program within the Office of Economic and Demographic
71 | Research; authorizing the transfer of funds designated for
72 | the program to the Department of Community Affairs for
73 | certain grants; providing requirements relating to the
74 | program; authorizing the Department of Community Affairs
75 | to use expedited rulemaking authority to implement the
76 | program; providing effect of veto of specific
77 | appropriation or proviso to which implementing language
78 | refers; providing for future repeal or expiration of
79 | various provisions; providing for reversion of certain
80 | provisions; providing applicability to other legislation;
81 | providing severability; providing effective dates.

82 |
83 | Be It Enacted by the Legislature of the State of Florida:
84 |

85 Section 1. It is the intent of the Legislature that the
 86 implementing and administering provisions of this act apply to
 87 the General Appropriations Act for fiscal year 2007-2008.

88 Section 2. In order to implement Specific Appropriation
 89 669 of the 2007-2008 General Appropriations Act, subsection (5)
 90 of section 381.0402, Florida Statutes, is amended to read:

91 381.0402 Area health education center network.--The
 92 department, in cooperation with the state-approved medical
 93 schools in this state, shall organize an area health education
 94 center network based on earlier medically indigent demonstration
 95 projects and shall evaluate the impact of each network on
 96 improving access to services by persons who are medically
 97 underserved. The network shall be a catalyst for the primary
 98 care training of health professionals through increased
 99 opportunities for training in medically underserved areas.

100 (5) Notwithstanding subsection (4), the department may not
 101 use any portion of the annual appropriation to administer and
 102 evaluate the network. This subsection expires July 1, 2008 ~~2007~~.

103 Section 3. In order to implement Specific Appropriation
 104 388 of the 2007-2008 General Appropriation Act, subsection (3)
 105 of section 394.908, Florida Statutes, is amended to read:

106 394.908 Substance abuse and mental health funding equity;
 107 distribution of appropriations.--In recognition of the
 108 historical inequity in the funding of substance abuse and mental
 109 health services for the department's districts and regions and
 110 to rectify this inequity and provide for equitable funding in
 111 the future throughout the state, the following funding process
 112 shall be used:

113 (3) (a) Any additional funding beyond the 2005-2006 fiscal
 114 year base appropriation for alcohol, drug abuse, and mental
 115 health services shall be allocated to districts for substance
 116 abuse and mental health services based on:

117 1.(a) Epidemiological estimates of disabilities that apply
 118 to the respective target populations.

119 2.(b) A pro rata share distribution that ensures districts
 120 below the statewide average funding level per person in each
 121 target population of "persons in need" receive funding necessary
 122 to achieve equity.

123 (b) Notwithstanding paragraph (a), and for the 2007-2008
 124 fiscal year only, funds appropriated for forensic mental health
 125 treatment services in Specific Appropriation 388 of the 2007-
 126 2008 General Appropriations Act shall be allocated to the areas
 127 of the state with the greatest service demand and treatment
 128 capacity. This paragraph expires July 1, 2008.

129 Section 4. In order to implement Specific Appropriation
 130 652 of the 2007-2008 General Appropriations Act, subsection (5)
 131 is added to section 458.319, Florida Statutes, to read:

132 458.319 Renewal of license.--

133 (5) Notwithstanding subsections (1)-(4), and for the 2007-
 134 2008 fiscal year only, the Department of Health shall waive the
 135 biennial license renewal fee for up to 10,000 allopathic and
 136 osteopathic physicians, in the aggregate, who have a valid,
 137 active license to practice under chapter 458 or chapter 459;
 138 whose primary practice address, as reported under s. 456.041, is
 139 located within the state; and who submit to the department,
 140 prior to the applicable license renewal date, a sworn affidavit

141 that the physician is prescribing medications exclusively
142 through the use of electronic prescribing software at the
143 physician's primary practice address. For purposes of this
144 subsection, "electronic prescribing software" means, at a
145 minimum, software that electronically generates and securely
146 transmits, in real time, a patient prescription to a pharmacy.
147 The department may adopt rules necessary to implement this
148 subsection. This subsection expires July 1, 2008.

149 Section 5. In order to implement Specific Appropriation
150 652 of the 2007-2008 General Appropriations Act, subsection (4)
151 is added to section 459.0092, Florida Statutes, to read:

152 459.0092 Fees.--The board shall set fees according to the
153 following schedule:

154 (4) Notwithstanding subsections (1)-(3), and for the 2007-
155 2008 fiscal year only, the Department of Health shall waive the
156 biennial license renewal fee for up to 10,000 allopathic and
157 osteopathic physicians, in the aggregate, who have a valid,
158 active license to practice under chapter 458 or chapter 459;
159 whose primary practice address, as reported under s. 456.041, is
160 located within the state; and who submit to the department,
161 prior to the applicable license renewal date, a sworn affidavit
162 that the physician is prescribing medications exclusively
163 through the use of electronic prescribing software at the
164 physician's primary practice address. For purposes of this
165 subsection, "electronic prescribing software" means, at a
166 minimum, software that electronically generates and securely
167 transmits, in real time, a patient prescription to a pharmacy.
168 The department may adopt rules necessary to implement this

169 subsection. This subsection expires July 1, 2008.

170 Section 6. In order to implement Specific Appropriation
 171 467 of the 2007-2008 General Appropriations Act, subsection (17)
 172 is added to section 253.03, Florida Statutes, to read:

173 253.03 Board of trustees to administer state lands; lands
 174 enumerated.--

175 (17) Notwithstanding subsections (1)-(16), for the 2007-
 176 2008 fiscal year only, and upon approval of the Board of
 177 Trustees of the Internal Improvement Trust Fund if necessary,
 178 the Division of State Lands of the Department of Environmental
 179 Protection shall lease the existing South Florida Evaluation and
 180 Treatment Center complex in Miami-Dade County, currently under
 181 lease to the Department of Children and Family Services, to
 182 Miami-Dade County for the amount of \$1 per year for 99 years to
 183 be used by the county for its expanded jail diversion program.
 184 The lease of the property shall take place in the 2007-2008
 185 fiscal year, and Miami-Dade County shall sublease the facility
 186 to the existing lessee for \$1 per year until the new South
 187 Florida Evaluation and Treatment Center is completed on or about
 188 April 2008. This subsection expires July 1, 2008.

189 Section 7. In order to fulfill legislative intent
 190 regarding the use of funds contained in Specific Appropriations
 191 741, 755, 766, and 1231A of the 2007-2008 General Appropriations
 192 Act, the Department of Corrections and the Department of
 193 Juvenile Justice may expend appropriated funds to assist in
 194 defraying the costs of impacts that are incurred by a
 195 municipality or county and associated with opening or operating
 196 a facility under the authority of the respective department

197 which is located within that municipality or county. The amount
 198 that is to be paid under this section for any facility may not
 199 exceed 1 percent of the facility construction cost, less
 200 building impact fees imposed by the municipality or by the
 201 county if the facility is located in the unincorporated portion
 202 of the county. This section expires July 1, 2008.

203 Section 8. In order to implement Specific Appropriations
 204 730 through 830 and 868 through 899 of the 2007-2008 General
 205 Appropriations Act, subsection (4) of section 216.262, Florida
 206 Statutes, is amended to read:

207 216.262 Authorized positions.--

208 (4) Notwithstanding the provisions of this chapter on
 209 increasing the number of authorized positions, and for the 2007-
 210 2008 ~~2006-2007~~ fiscal year only, if the actual inmate population
 211 of the Department of Corrections exceeds the inmate population
 212 projections of the February 16, 2007 ~~March 21, 2006~~, Criminal
 213 Justice Estimating Conference by 1 percent for 2 consecutive
 214 months or 2 percent for any month, the Executive Office of the
 215 Governor, with the approval of the Legislative Budget
 216 Commission, shall immediately notify the Criminal Justice
 217 Estimating Conference, which shall convene as soon as possible
 218 to revise the estimates. The Department of Corrections may then
 219 submit a budget amendment requesting the establishment of
 220 positions in excess of the number authorized by the Legislature
 221 and additional appropriations from unallocated general revenue
 222 sufficient to provide for essential staff, fixed capital
 223 improvements, and other resources to provide classification,
 224 security, food services, health services, and other variable

225 expenses within the institutions to accommodate the estimated
 226 increase in the inmate population. All actions taken pursuant to
 227 the authority granted in this subsection shall be subject to
 228 review and approval by the Legislative Budget Commission. This
 229 subsection expires July 1, 2008 ~~2007~~.

230 Section 9. In order to implement the appropriation of
 231 funds in Special Categories-Risk Management Insurance of the
 232 2007-2008 General Appropriations Act, and pursuant to the
 233 notice, review, and objection procedures of s. 216.177, Florida
 234 Statutes, the Executive Office of the Governor is authorized to
 235 transfer funds appropriated in the appropriation category
 236 "Special Categories-Risk Management Insurance" of the 2007-2008
 237 General Appropriations Act between departments in order to align
 238 the budget authority granted with the premiums paid by each
 239 department for risk management insurance. This section expires
 240 July 1, 2008.

241 Section 10. In order to implement Specific Appropriations
 242 2659, 2661, 2662, and 2665 of the 2007-2008 General
 243 Appropriations Act, for the 2007-2008 fiscal year only and
 244 notwithstanding any conflicting requirements of section 4 of
 245 chapter 2006-12, Laws of Florida, the Department of Financial
 246 Services may expend \$846,021 of the funds appropriated by
 247 section 4 of chapter 2006-12, Laws of Florida, for salaries and
 248 related expenses.

249 Section 11. In order to implement the appropriation of
 250 funds in Special Categories-Transfer to Department of Management
 251 Services-Human Resources Services Purchased Per Statewide
 252 Contract of the 2007-2008 General Appropriations Act, and

253 pursuant to the notice, review, and objection procedures of s.
 254 216.177, Florida Statutes, the Executive Office of the Governor
 255 is authorized to transfer funds appropriated in the
 256 appropriation category "Special Categories-Transfer to
 257 Department of Management Services-Human Resources Services
 258 Purchased Per Statewide Contract" of the 2007-2008 General
 259 Appropriations Act between departments in order to align the
 260 budget authority granted with the assessments that must be paid
 261 by each agency to the Department of Management Services for
 262 human resource management services. This section expires July 1,
 263 2008.

264 Section 12. In order to implement specific appropriations
 265 for Expenses in the 2007-2008 General Appropriations Act,
 266 subsection (2) of section 216.181, Florida Statutes, is amended
 267 to read:

268 216.181 Approved budgets for operations and fixed capital
 269 outlay.--

270 (2) Amendments to the original approved operating budgets
 271 for operational and fixed capital outlay expenditures must
 272 comply with the following guidelines in order to be approved by
 273 the Governor and the Legislative Budget Commission for the
 274 executive branch and the Chief Justice and the Legislative
 275 Budget Commission for the judicial branch:

276 (a) The amendment must be consistent with legislative
 277 policy and intent.

278 (b) The amendment may not initiate or commence a new
 279 program, except as authorized by this chapter, or eliminate an
 280 existing program.

281 (c) Except as authorized in s. 216.292 or other provisions
282 of this chapter, the amendment may not provide funding or
283 increased funding for items which were funded by the Legislature
284 in an amount less than that requested by the agency in the
285 legislative budget request or recommended by the Governor, or
286 which were vetoed by the Governor.

287 (d) For amendments that involve trust funds, there must be
288 adequate and appropriate revenues available in the trust fund
289 and the amendment must be consistent with the laws authorizing
290 such trust funds and the laws relating to the use of the trust
291 funds. However, a trust fund shall not be increased in excess of
292 the original approved budget, except as provided in subsection
293 (11).

294 (e) The amendment shall not conflict with any provision of
295 law.

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

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

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

306 (i) During the last quarter of fiscal year 2007-2008,
307 agencies are authorized to submit budget amendments to transfer
308 per diem funds within their budget for the purpose of purchasing

309 technology, such as teleconference or video conference equipment
 310 and service, in order to reduce travel expenses and increase
 311 participation in meetings. This paragraph expires July 1, 2008.

312 ~~(i) Notwithstanding paragraph (f), the Agency for Persons~~
 313 ~~with Disabilities is authorized to submit an amendment to adjust~~
 314 ~~its full-time equivalent positions, salary rate, and related~~
 315 ~~budget authority to provide sufficient infrastructure and~~
 316 ~~administrative support. This paragraph expires July 1, 2007.~~

317 Section 13. In order to implement Specific Appropriations
 318 2942 through 2950 of the 2007-2008 General Appropriations Act,
 319 paragraph (a) of subsection (3) and subsection (6) of section
 320 287.17, Florida Statutes, as amended by section 25 of chapter
 321 2005-71 and section 16 of chapter 2006-26, Laws of Florida, are
 322 reenacted, and that paragraph is amended, to read:

323 287.17 Limitation on use of motor vehicles and aircraft.--

324 (3) (a) The term "official state business" may not be
 325 construed to permit the use of a motor vehicle or aircraft for
 326 commuting purposes, unless special assignment of a motor vehicle
 327 or aircraft is authorized as a perquisite by the Department of
 328 Management Services, required by an employee after normal duty
 329 hours to perform duties of the position to which assigned, or
 330 authorized for an employee whose home is the official base of
 331 operation.

332 (6) It is the intention of the Legislature that persons
 333 traveling on state aircraft for purposes consistent with, but
 334 not necessarily constituting, official state business may travel
 335 only when accompanying persons who are traveling on official
 336 state business and that such persons shall pay the state for all

337 costs associated with such travel. A person traveling on state
338 aircraft for purposes other than official state business shall
339 pay for any trip not exclusively for state business by paying a
340 prorated share of all fixed and variable expenses related to the
341 ownership, operation, and use of such aircraft.

342 Section 14. The amendment of s. 287.17, Florida Statutes,
343 by this act, as carried forward from chapter 2005-71, Laws of
344 Florida, shall expire July 1, 2008, and the text of that section
345 shall revert to that in existence on June 30, 2005, except that
346 any amendments to such text enacted other than by this act shall
347 be preserved and continue to operate to the extent that such
348 amendments are not dependent upon the portions of such text
349 which expire pursuant to this section.

350 Section 15. In order to implement Specific Appropriation
351 2761 of the 2007-2008 General Appropriations Act, paragraph (b)
352 of subsection (9) of section 320.08058, Florida Statutes, is
353 amended to read:

354 320.08058 Specialty license plates.--

355 (9) FLORIDA PROFESSIONAL SPORTS TEAM LICENSE PLATES.--

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

358 1. Fifty-five percent of the proceeds from the Florida
359 Professional Sports Team plate must be deposited into the
360 Professional Sports Development Trust Fund within the Office of
361 Tourism, Trade, and Economic Development. These funds must be
362 used solely to attract and support major sports events in this
363 state. As used in this subparagraph, the term "major sports
364 events" means, but is not limited to, championship or all-star

365 | contests of Major League Baseball, the National Basketball
366 | Association, the National Football League, the National Hockey
367 | League, the men's and women's National Collegiate Athletic
368 | Association Final Four basketball championship, or a horseracing
369 | or dogracing Breeders' Cup. All funds must be used to support
370 | and promote major sporting events, and the uses must be approved
371 | by the Florida Sports Foundation.

372 | 2. The remaining proceeds of the Florida Professional
373 | Sports Team license plate must be allocated to the Florida
374 | Sports Foundation, a direct-support organization of the Office
375 | of Tourism, Trade, and Economic Development. These funds must be
376 | deposited into the Professional Sports Development Trust Fund
377 | within the Office of Tourism, Trade, and Economic Development.
378 | These funds must be used by the Florida Sports Foundation to
379 | promote the economic development of the sports industry; to
380 | distribute licensing and royalty fees to participating
381 | professional sports teams; to promote education programs in
382 | Florida schools that provide an awareness of the benefits of
383 | physical activity and nutrition standards; to partner with the
384 | Department of Education and the Department of Health to develop
385 | a program that recognizes schools whose students demonstrate
386 | excellent physical fitness or fitness improvement; to institute
387 | a grant program for communities bidding on minor sporting events
388 | that create an economic impact for the state; to distribute
389 | funds to Florida-based charities designated by the Florida
390 | Sports Foundation and the participating professional sports
391 | teams; and to fulfill the sports promotion responsibilities of
392 | the Office of Tourism, Trade, and Economic Development.

393 3. The Florida Sports Foundation shall provide an annual
 394 financial audit in accordance with s. 215.981 of its financial
 395 accounts and records by an independent certified public
 396 accountant pursuant to the contract established by the Office of
 397 Tourism, Trade, and Economic Development as specified in s.
 398 288.1229(5). The auditor shall submit the audit report to the
 399 Office of Tourism, Trade, and Economic Development for review
 400 and approval. If the audit report is approved, the office shall
 401 certify the audit report to the Auditor General for review.

402 4. For the 2007-2008 ~~2006-2007~~ fiscal year only and
 403 notwithstanding the provisions of subparagraphs 1. and 2.,
 404 proceeds from the Professional Sports Development Trust Fund may
 405 also be used for operational expenses of the Florida Sports
 406 Foundation and financial support of the Sunshine State Games.
 407 This subparagraph expires July 1, 2008 ~~2007~~.

408 Section 16. In order to implement Specific Appropriation
 409 2266 of the 2007-2008 General Appropriations Act, subsection (1)
 410 of section 339.08, Florida Statutes, is amended to read:

411 339.08 Use of moneys in State Transportation Trust Fund.--

412 (1) The department shall expend moneys in the State
 413 Transportation Trust Fund accruing to the department, in
 414 accordance with its annual budget. The use of such moneys shall
 415 be restricted to the following purposes:

416 (a) To pay administrative expenses of the department,
 417 including administrative expenses incurred by the several state
 418 transportation districts, but excluding administrative expenses
 419 of commuter rail authorities that do not operate rail service.

420 (b) To pay the cost of construction of the State Highway

- 421 System.
- 422 (c) To pay the cost of maintaining the State Highway
423 System.
- 424 (d) To pay the cost of public transportation projects in
425 accordance with chapter 341 and ss. 332.003-332.007.
- 426 (e) To reimburse counties or municipalities for
427 expenditures made on projects in the State Highway System as
428 authorized by s. 339.12(4) upon legislative approval.
- 429 (f) To pay the cost of economic development transportation
430 projects in accordance with s. 288.063.
- 431 (g) To lend or pay a portion of the operating,
432 maintenance, and capital costs of a revenue-producing
433 transportation project that is located on the State Highway
434 System or that is demonstrated to relieve traffic congestion on
435 the State Highway System.
- 436 (h) To match any federal-aid funds allocated for any other
437 transportation purpose, including funds allocated to projects
438 not located in the State Highway System.
- 439 (i) To pay the cost of county road projects selected in
440 accordance with the Small County Road Assistance Program created
441 in s. 339.2816.
- 442 (j) To pay the cost of county or municipal road projects
443 selected in accordance with the County Incentive Grant Program
444 created in s. 339.2817 and the Small County Outreach Program
445 created in s. 339.2818.
- 446 (k) To provide loans and credit enhancements for use in
447 constructing and improving highway transportation facilities
448 selected in accordance with the state-funded infrastructure bank

449 created in s. 339.55.

450 (l) To pay the cost of projects on the Florida Strategic
451 Intermodal System created in s. 339.61.

452 (m) To pay the cost of transportation projects selected in
453 accordance with the Transportation Regional Incentive Program
454 created in s. 339.2819.

455 (n) To pay administrative expenses incurred in accordance
456 with applicable laws for a multicounty transportation or
457 expressway authority created under chapter 343 or chapter 348,
458 where jurisdiction for the authority includes a portion of the
459 State Highway System and the administrative expenses are in
460 furtherance of the duties and responsibilities of the authority
461 in the development of improvements to the State Highway System.
462 This paragraph expires July 1, 2008.

463 (o)~~(n)~~ To pay other lawful expenditures of the department.

464 Section 17. In order to implement Specific Appropriations
465 1631, 1633, 1656, and 1657 of the 2007-2008 General
466 Appropriations Act, subsection (5) of section 216.292, Florida
467 Statutes, is amended to read:

468 216.292 Appropriations nontransferable; exceptions.--

469 (5) (a) A transfer of funds may not result in the
470 initiation of a fixed capital outlay project that has not
471 received a specific legislative appropriation, except that
472 federal funds for fixed capital outlay projects for the
473 Department of Military Affairs, which do not carry a continuing
474 commitment on future appropriations by the Legislature, may be
475 approved by the Executive Office of the Governor for the purpose
476 received, subject to the notice and objection procedures set

477 | forth in s. 216.177.

478 | (b) Notwithstanding paragraph (a), and for the 2007-2008
 479 | ~~2006-2007~~ fiscal year only, the Governor may recommend the
 480 | initiation of fixed capital outlay projects funded by grants
 481 | awarded by the Federal Emergency Management Agency for FEMA
 482 | Disaster Declarations 1539-DR-FL, 1545-DR-FL, 1551-DR-FL, 1561-
 483 | DR-FL, 1595-DR-FL, 1602-DR-FL, and EM3259-FL. All actions taken
 484 | pursuant to the authority granted in this paragraph are subject
 485 | to review and approval by the Legislative Budget Commission.
 486 | This paragraph expires July 1, 2008 ~~2007~~.

487 | Section 18. In order to implement Specific Appropriation
 488 | 2231 of the 2007-2008 General Appropriations Act, subsection (5)
 489 | of section 339.135, Florida Statutes, is amended to read:

490 | 339.135 Work program; legislative budget request;
 491 | definitions; preparation, adoption, execution, and amendment.--

492 | (5) (a) ADOPTION OF THE WORK PROGRAM.--The original
 493 | approved budget for operational and fixed capital expenditures
 494 | for the department shall be the Governor's budget recommendation
 495 | and the first year of the tentative work program, as both are
 496 | amended by the General Appropriations Act and any other act
 497 | containing appropriations. In accordance with the appropriations
 498 | act, the department shall, prior to the beginning of the fiscal
 499 | year, adopt a final work program which shall only include the
 500 | original approved budget for the department for the ensuing
 501 | fiscal year together with any roll forwards approved pursuant to
 502 | paragraph (6) (c) and the portion of the tentative work program
 503 | for the following 4 fiscal years revised in accordance with the
 504 | original approved budget for the department for the ensuing

505 fiscal year together with said roll forwards. The adopted work
506 program may include only those projects submitted as part of the
507 tentative work program developed under the provisions of
508 subsection (4) plus any projects which are separately identified
509 by specific appropriation in the General Appropriations Act and
510 any roll forwards approved pursuant to paragraph (6)(c).
511 However, any transportation project of the department which is
512 identified by specific appropriation in the General
513 Appropriations Act shall be deducted from the funds annually
514 distributed to the respective district pursuant to paragraph
515 (4)(a). In addition, the department shall not in any year
516 include any project or allocate funds to a program in the
517 adopted work program that is contrary to existing law for that
518 particular year. Projects shall not be undertaken unless they
519 are listed in the adopted work program.

520 (b) Notwithstanding paragraph (a), and for the 2007-2008
521 fiscal year only, the Department of Transportation shall
522 transfer funds to the Office of Tourism, Trade, and Economic
523 Development in an amount equal to \$14,500,000 for the purpose of
524 funding economic development transportation projects. This
525 transfer shall not reduce, delete, or defer any existing
526 projects funded, as of July 1, 2007, in the Department of
527 Transportation's 5-year work program. This paragraph expires
528 July 1, 2008.

529 Section 19. (1) In order to implement Specific
530 Appropriation 2188 of the 2007-2008 General Appropriations Act,
531 there is created the Seaport Strategic Planning and Financing
532 Task Force. The purpose of the task force is to develop a

533 strategic plan for Florida's ports which will be used to guide
534 future policy development and financial investments to enhance
535 Florida's economic competitiveness with other states and
536 internationally. The task force shall build on the Final Report
537 prepared by the Department of Transportation dated July 2006,
538 entitled "Evaluate Florida's 14 Deepwater Seaports' Economic
539 Performance and the Return on Investment of State Funds"
540 (contract number C8A91).

541 (a) The task force shall be comprised of the following
542 members:

543 1. One seaport director, one seaport finance expert, and
544 one representative from the business community to be appointed
545 by the Speaker of the House of Representatives.

546 2. One seaport director, one seaport finance expert, and
547 one representative from the business community to the appointed
548 by the President of the Senate.

549 3. Four members appointed by the Governor, representing
550 development and commerce and other pertinent business interests.

551 (b) The seaport directors shall serve as co-chairs of the
552 task force. Appointees shall be subject matter experts and
553 include representation from the trucking, rail, and agricultural
554 industries, as well as port development and commerce.

555 (c) The Secretary of Transportation shall sit on the task
556 force as a voting member.

557 (2) The task force members shall serve without
558 compensation. The task force shall be staffed by the Office of
559 Program Policy Analysis and Government Accountability (OPPAGA).
560 The Department of Transportation shall provide assistance to the

561 task force as requested, including providing expert advice and
562 funding assistance for OPPAGA to bring in national and
563 international consultants as deemed appropriate and necessary to
564 meet the intent of this section. The task force shall report its
565 findings and recommendations, including any statutory
566 amendments, to the Governor, the Speaker of the House of
567 Representatives, and the President of the Senate no later than
568 January 1, 2008.

569 (3) This section expires July 1, 2008.

570 Section 20. In order to implement Specific Appropriations
571 1631 and 1633 of the 2007-2008 General Appropriations Act,
572 subsection (5) of section 252.37, Florida Statutes, is amended
573 to read:

574 252.37 Financing.--

575 (5) Unless otherwise specified in the General
576 Appropriations Act:

577 (a) Whenever the state accepts financial assistance from
578 the Federal Government or its agencies under the federal Public
579 Assistance Program and such financial assistance is conditioned
580 upon a requirement for matching funds, the state shall provide
581 the entire match requirement for state agencies and one-half of
582 the required match for grants to local governments. The affected
583 local government shall be required to provide one-half of the
584 required match prior to receipt of such financial assistance.

585 (b)1. The Executive Office of the Governor may approve a
586 waiver, subject to the requirement for legislative notice and
587 review under s. 216.177, of all or a portion of the required
588 match for public assistance projects for local governments if

589 the Executive Office of the Governor determines that such a
 590 match requirement cannot be provided, or that doing so would
 591 impose a documented hardship on the local government, and if the
 592 local government applies for the waiver within the first 18
 593 months after the disaster is declared.

594 2. Notwithstanding subparagraph 1., and for the 2007-2008
 595 fiscal year only, an extension is provided until August 1, 2007,
 596 of the deadline for local governments to apply for a waiver of
 597 local match for disaster funds related to Hurricanes Charley,
 598 Frances, Ivan, and Jeanne. The Executive Office of the Governor
 599 may approve a waiver, subject to the requirement for legislative
 600 notice, review, and objection under s. 216.177, of all or a
 601 portion of the required local match for public assistance
 602 projects for local governments if the Executive Office of the
 603 Governor determines that such a local match requirement cannot
 604 be provided, or that doing so would impose a documented hardship
 605 on the local government, and if the local government applies for
 606 the waiver by August 1, 2007. This subparagraph shall take
 607 effect upon becoming a law and expires July 1, 2008.

608 Section 21. In order to implement specific appropriations
 609 for salaries and benefits in the 2007-2008 General
 610 Appropriations Act, subsection (4) of section 110.1245, Florida
 611 Statutes, is amended to read:

612 110.1245 Savings sharing program; bonus payments; other
 613 awards.--

614 (4) (a) Each department head is authorized to incur
 615 expenditures to award suitable framed certificates, pins, or
 616 other tokens of recognition to state employees who demonstrate

617 satisfactory service in the agency or to the state, in
618 appreciation and recognition of such service. Such awards may
619 not cost in excess of \$100 each plus applicable taxes.

620 (b) Notwithstanding paragraph (a), and for the 2007-2008
621 fiscal year only, agencies may additionally use funds for cash
622 awards to state employees who demonstrate satisfactory service
623 in the agency or to the state, in appreciation and recognition
624 of such service. Awards may not exceed \$100 to any employee and
625 shall be allocated from an agency's existing budget. An employee
626 may not receive awards pursuant to this paragraph in excess of
627 \$100 total during the fiscal year. By March 1, 2008, agencies
628 that elect to make cash awards shall report to the Governor and
629 Cabinet, the President of the Senate, and the Speaker of the
630 House of Representatives the dollar value and number of such
631 awards given. If available, any additional information
632 concerning employee satisfaction and feedback should be
633 provided. This paragraph expires July 1, 2008.

634 Section 22. In order to implement specific appropriations
635 for salaries and benefits in the 2007-2008 General
636 Appropriations Act, paragraph (a) of subsection (12) of section
637 110.123, Florida Statutes, is amended to read:

638 110.123 State group insurance program.--

639 (12) HEALTH SAVINGS ACCOUNTS.--The department is
640 authorized to establish health savings accounts for full-time
641 and part-time state employees in association with a health
642 insurance plan option authorized by the Legislature and
643 conforming to the requirements and limitations of federal
644 provisions relating to the Medicare Prescription Drug,

645 Improvement, and Modernization Act of 2003.

646 (a)1. A member participating in this health insurance plan
 647 option shall be eligible to receive an employer contribution
 648 into the employee's health savings account from the State
 649 Employees Health Insurance Trust Fund in an amount to be
 650 determined by the Legislature. A member is not eligible for an
 651 employer contribution upon termination of employment. For the
 652 2007-2008 ~~2006-2007~~ fiscal year, the state's monthly
 653 contribution for employees having individual coverage shall be
 654 \$41.66 and the monthly contribution for employees having family
 655 coverage shall be \$83.33.

656 2. A member participating in this health insurance plan
 657 option shall be eligible to deposit the member's own funds into
 658 a health savings account.

659 Section 23. (1) In order to implement Specific
 660 Appropriations 1663A, 2867, 2868, and 2869A of the 2007-2008
 661 General Appropriations Act, there is created the Florida Local
 662 Update of Census Addresses (LUCA) Program for the purpose of
 663 improving the accuracy and completeness of Florida addresses
 664 contained in the United States Department of Commerce, Bureau of
 665 the Census, Master Address File for use in the 2010 Census. This
 666 program shall be administered by the Office of Economic and
 667 Demographic Research.

668 (2) Of the designated funds for the Florida LUCA Program,
 669 up to \$789,880 may be transferred to the Department of Community
 670 Affairs to be awarded as grants. These grants shall be referred
 671 to as the Florida LUCA Technical Assistance Grants and shall be
 672 awarded to Florida local governments in order to ensure that

673 necessary resources are available for local governments to
674 participate in the program, thereby encouraging 100 percent
675 participation by Florida local governments in the Census
676 Bureau's LUCA program.

677 (3) The Census Bureau's LUCA program shall have three
678 options for participation and Florida's LUCA grant program shall
679 encourage, but not limit, local governments to Option 1: Full
680 Address List Review. To this end, grants shall be available for
681 at least four purposes: training-related travel, temporary
682 staffing or overtime, contractual assistance from other
683 governmental agencies, and technology used to facilitate the
684 review. Award preference shall be given to consolidated requests
685 from counties that include requests from the cities within their
686 boundaries. By interagency agreement, the Office of Economic and
687 Demographic Research may provide additional funds to the
688 Department of Community Affairs for expenses such as travel,
689 training, grants administration and management, and technical
690 assistance related to the Florida LUCA program.

691 (4) Notwithstanding any provision of law to the contrary
692 and upon request, all Florida governmental agencies are required
693 to share confidential lists of residential and institutional
694 (group quarters) addresses with the Office of Economic and
695 Demographic Research or its designated representatives solely
696 for the purposes of this program. Otherwise, all standards of
697 confidentiality shall be maintained. The Office of Economic and
698 Demographic Research may provide local governments lists of
699 addresses without identifying the names of owners or occupants
700 and counts of addresses in order to assist with the local LUCA

701 review process.

702 (5) As necessary to accomplish the purposes of this
703 program in a timely manner, the Department of Community Affairs
704 may use expedited rulemaking authority in order to implement the
705 grant program.

706 Section 24. Any section of this act that implements more
707 than one specific appropriation or more than one portion of
708 specifically identified proviso language in the 2007-2008
709 General Appropriations Act is void if all the specific
710 appropriations or portions of specifically identified proviso
711 language are vetoed.

712 Section 25. If any other act passed in 2007 contains a
713 provision that is substantively the same as a provision in this
714 act, but that removes or is otherwise not subject to the future
715 repeal applied to such provision by this act, the Legislature
716 intends that the provision in the other act shall take
717 precedence and shall continue to operate, notwithstanding the
718 future repeal provided by this act.

719 Section 26. If any provision of this act or its
720 application to any person or circumstance is held invalid, the
721 invalidity does not affect other provisions or applications of
722 the act which can be given effect without the invalid provision
723 or application, and to this end the provisions of this act are
724 declared severable.

725 Section 27. Except as otherwise expressly provided in this
726 act, this act shall take effect July 1, 2007; or, if this act
727 fails to become a law until after that date, it shall take

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728 | effect upon becoming a law and shall operate retroactively to
729 | July 1, 2007.