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HB 5003, Engrossed 3

2010 Legislature

1 A bill to be entitled
2 An act relating to implementing the 2010-2011 General
3 Appropriations Act; providing legislative intent;
4 incorporating by reference certain calculations of the
5 Florida Education Finance Program for the 2010-2011 fiscal
6 year; amending s. 216.292, F.S.; authorizing the transfer
7 of funds, upon certain approval, for fixed capital outlay
8 from the Survey Recommended Needs-Public Schools
9 appropriation category to the Maintenance, Repair,
10 Renovation and Remodeling appropriation category;
11 authorizing the Department of Corrections and the
12 Department of Juvenile Justice to make certain
13 expenditures to defray costs incurred by a municipality or
14 county as a result of opening or operating a facility
15 under authority of the respective department; amending s.
16 216.262, F.S.; providing for additional positions to
17 operate additional prison bed capacity under certain
18 circumstances; authorizing the Department of Legal Affairs
19 to transfer certain funds to pay salaries and benefits;
20 authorizing the Department of Legal Affairs to spend
21 certain appropriated funds on programs that were funded by
22 the department from specific appropriations in general
23 appropriations acts in previous years; providing for the
24 expiration of the authority to spend those appropriations;
25 amending s. 932.7055, F.S.; delaying the expiration of
26 provisions authorizing a municipality to expend funds from
27 its special law enforcement trust fund to reimburse the
28 municipality's general fund; requiring that the Office of

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29 State Courts Administrator report by a date certain to the
30 Legislature the number of assigned new and reopened cases
31 and the number of cases closed by each judge in each
32 division and circuit for a specified period; amending s.
33 29.008, F.S.; providing counties with an exemption from
34 the requirement to annually increase certain expenditures
35 by a specified percentage for the 2010-2011 fiscal year;
36 requiring that the Department of Juvenile Justice comply
37 with specified reimbursement limitations with respect to
38 payments to hospitals or health care providers for health
39 care services; authorizing certain payments pursuant to a
40 contracted rate only until the contract expires or is
41 renewed; defining the term "hospital" for purposes of such
42 limitations; amending s. 44.108, F.S.; authorizing use of
43 moneys in the Mediation and Arbitration Trust Fund as
44 specified in the General Appropriations Act; amending s.
45 394.908, F.S.; providing allocation requirements for
46 specified funds appropriated for forensic mental health
47 services; requiring that funds appropriated through the
48 Community-Based Medicaid Administrative Claiming Program
49 be allocated proportionately to contributed provider
50 earnings; prohibiting any state agency from adopting or
51 implementing a rule or policy mandating or establishing
52 new nitrogen-reduction limits under certain circumstances;
53 amending s. 1, ch. 2007-174, Laws of Florida; extending
54 provisions relating to the reorganization activities of
55 the Department of Children and Family Services; providing
56 that budget amendments recommending the release of funds

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57 | shall be provided a certain time in advance and are
58 | subject to objection procedures; requiring the Florida
59 | Catastrophic Storm Risk Management Center at Florida State
60 | University to conduct an analysis; amending s. 218.12,
61 | F.S.; requiring that the value of assessments reduced
62 | pursuant to s. 4(d)(8)a. of Art. VII of the State
63 | Constitution include only the reduction in taxable value
64 | for homesteads established in the preceding year;
65 | reenacting s. 255.518(1)(b), F.S., relating to payment of
66 | obligations during the construction of any facility
67 | financed by such obligations; amending s. 255.503, F.S.;
68 | delaying the expiration of provisions relating to the
69 | Florida Facilities Pool; requiring the Department of
70 | Financial Services to issue a solicitation for office
71 | supplies and award a multiple supplier contract by a
72 | specified date; amending s. 253.034, F.S.; authorizing the
73 | deposit of funds derived from the sale of property by the
74 | Department of Citrus into the Citrus Advertising Trust
75 | Fund; amending s. 375.041, F.S.; providing for the
76 | transfer of moneys from the Land Acquisition Trust Fund to
77 | support the Clean Water State Revolving Fund, the Drinking
78 | Water State Revolving Fund, the Total Maximum Daily Loads
79 | programs, and the Marine Spatial Planning programs, rather
80 | than to the Ecosystem Management and Restoration Trust
81 | Fund for grants and aids to local governments for water
82 | projects; amending s. 373.59, F.S.; providing for the
83 | allocation of moneys from the Water Management Lands Trust
84 | Fund for certain purposes; reenacting s. 403.1651(1)(g),

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85 F.S., relating to the use of funds from the Ecosystem
86 Management and Restoration Trust Fund for the purpose of
87 funding activities to preserve and repair the state's
88 beaches; amending s. 403.1651, F.S.; providing for the
89 transfer of moneys from the Ecosystem Management and
90 Restoration Trust Fund to the General Inspection Trust
91 Fund for the Farm Share, Food Banks, and Mosquito Control
92 program and the Technological Research and Development
93 Authority; amending s. 570.20, F.S.; delaying the
94 expiration of provisions authorizing the Department of
95 Agriculture and Consumer Services to use funds from the
96 General Inspection Trust Fund for certain programs;
97 amending s. 403.7095, F.S.; requiring that the Department
98 of Environmental Protection award a specified amount in
99 grants equally to certain counties for waste tire and
100 litter prevention, recycling education, and general solid
101 waste programs; authorizing the Department of Agriculture
102 and Consumer Services to extend, revise, and renew current
103 contracts or agreements created or entered into for the
104 purpose of promotion of agriculture; amending s. 339.135,
105 F.S.; providing for use of transportation revenues;
106 requiring that the Department of Transportation transfer
107 funds to the Office of Tourism, Trade, and Economic
108 Development for the purpose of funding transportation-
109 related needs of economic development projects; providing
110 that funds appropriated from the Economic Development
111 Transportation Trust Fund may be used to attract new space
112 business to the state and for other specified needs for

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113 the development of aviation and aerospace operations;
 114 amending s. 216.292, F.S.; permitting the Legislative
 115 Budget Commission to review and approve recommendations by
 116 the Governor for fixed capital outlay projects funded by
 117 grants awarded from the American Recovery and Reinvestment
 118 Act of 2009 or by any other federal economic stimulus
 119 grant funding received; authorizing the Executive Office
 120 of the Governor to transfer funds appropriated for the
 121 American Recovery and Reinvestment Act of 2009 in
 122 traditional appropriation categories in the General
 123 Appropriations Act to appropriation categories established
 124 for the specific purpose of tracking funds appropriated
 125 pursuant to that act; amending s. 339.08, F.S.; delaying
 126 the expiration of provisions relating to the use of moneys
 127 in the State Transportation Trust Fund for certain
 128 administrative expenses; authorizing the transfer of funds
 129 from the State Transportation Trust Fund to the General
 130 Revenue Fund under certain circumstances; amending s.
 131 445.009, F.S.; providing that a participant in an adult or
 132 youth work experience activity under ch. 445, F.S., is an
 133 employee of the state for purposes of workers'
 134 compensation coverage; amending s. 163.3247, F.S.;
 135 removing a provision that entitles members of the Century
 136 Commission for a Sustainable Florida to receive per diem
 137 and travel expenses; amending s. 201.15, F.S.; revising
 138 provisions relating to funds deposited into the Grants and
 139 Donations Trust Fund in the Department of Community
 140 Affairs which are used to fund the Century Commission;

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141 amending s. 215.559, F.S.; delaying the expiration of
142 provisions relating to the Hurricane Loss Mitigation
143 Program; providing for use of certain appropriated funds
144 for hurricane shelters; reenacting s. 332.007(8), F.S.,
145 relating to the funding of security projects at publicly
146 owned public-use airports; providing for the future
147 expiration of certain amendments to such provision and for
148 the reversion of statutory text; establishing the Florida
149 Major Performing Arts Center Task Force; providing
150 purposes; providing criteria for task force membership,
151 election of officers, operation of meetings, submission of
152 a final report, and staffing; amending s. 445.007, F.S.;
153 prohibiting the use of state and federal funds for certain
154 purposes unless expressly authorized by law; permitting
155 reimbursement of certain per diem allowances and travel
156 expenses; requiring the development of a statewide fiscal
157 policy; prohibiting expenditures of state or federal funds
158 for entertainment and recreational expenses; providing for
159 increased transparency and accountability; prescribing
160 terms and conditions of contracts and procedures for
161 review; providing for exemptions and review procedures;
162 amending s. 206.608, F.S.; authorizing the transfer of
163 certain tax funds to the State Transportation Trust Fund;
164 amending s. 339.135, F.S.; providing legislative intent;
165 requiring the Department of Transportation to submit
166 certain documents when submitting the department's work
167 program amendment to the Legislative Budget Commission;
168 amending s. 348.60, F.S.; requiring the Tampa-Hillsborough

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169 County Expressway Authority to transfer funds to the
 170 department by a specified date; providing for the transfer
 171 of governance and control and the assets and liabilities
 172 of the Authority if the funds are not transferred by the
 173 specified date; authorizing the Executive Office of the
 174 Governor to transfer funds between departments for
 175 purposes of aligning amounts paid for risk management
 176 premiums and for purposes of aligning amounts paid for
 177 human resource management services; amending s. 110.123,
 178 F.S.; providing for the state's monthly contribution for
 179 employees under the state group insurance program;
 180 amending s. 110.123, F.S., relating to the state group
 181 insurance program; requiring that, for the 2010-2011
 182 fiscal year only, the state contribution toward the cost
 183 of a plan is the difference between the overall premium
 184 and the employee contribution; amending s. 112.24, F.S.;
 185 providing conditions on the assignment of an employee of a
 186 state agency without reimbursement from the receiving
 187 agency; providing that the annual salary of the members of
 188 the Legislature be reduced by a specified percentage;
 189 reenacting s. 215.32(2)(b), F.S., relating to the source
 190 and use of certain trust funds in order to implement the
 191 transfer of moneys in the General Revenue Fund from trust
 192 funds in the 2010-2011 General Appropriations Act;
 193 reenacting s. 215.5601(4)(b), F.S., relating to the
 194 administration of the Lawton Chiles Endowment Fund;
 195 providing for the authorization and issuance of new debt;
 196 limiting the use of travel funds to activities that are

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197 critical to an agency's mission; providing exceptions;
198 authorizing the Executive Office of the Governor to
199 transfer funds for use by the state's designated primary
200 data centers, pursuant to statutory procedures for notice,
201 review, and objection; authorizing agencies to transfer
202 funds from data processing appropriation categories to
203 other appropriation categories in order to support and
204 manage computer resources, notwithstanding other
205 provisions of law; authorizing state agencies to begin
206 planning for data center consolidations; authorizing the
207 primary data center to add positions under certain
208 circumstances; authorizing the Executive Office of the
209 Governor to transfer funds between agencies in order to
210 allocate a reduction relating to SUNCOM; prohibiting the
211 Department of Environmental Protection from taking final
212 agency action to deny permit applications for specified
213 rigid coastal armoring structures; providing for the
214 department to take final agency action on such permit
215 applications within specified time periods; prohibiting
216 the department from taking enforcement action against a
217 property owner for failure to apply for certain permits;
218 providing for future expiration of various provisions;
219 authorizing the payment of debt service on bonds during
220 the construction of the Florida International
221 University/Miami-Dade County Health Department/Florida
222 Department of Health facility; permitting rental payments;
223 permitting the payment of certain costs from bond
224 proceeds; prohibiting certain facilities from being

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225 required to submit other entities into the facilities pool
 226 to obtain financing; authorizing funds to be expended for
 227 enumerated authorized education capital outlay projects;
 228 specifying requirements for funded projects; requiring the
 229 Office of Policy and Budget in the Executive Office of the
 230 Governor to establish budget authority within appropriate
 231 accounts; requiring that preference, to the maximum extent
 232 possible, be given to entities committed to using Florida
 233 residents and products in fulfilling their contractual
 234 duties; exempting contracts funded before a specified
 235 date; requiring state agencies to identify contracts
 236 affected by these provisions and report by a date certain
 237 each contractor's compliance to the Agency for Workforce
 238 Innovation; amending s. 110.12315, F.S.; revising
 239 copayments for the state employees' prescription drug
 240 program; providing for reversion of statutory text of
 241 certain provisions; providing for the effect of a veto of
 242 one or more specific appropriations or proviso to which
 243 implementing language refers; providing for the continued
 244 operation of certain provisions notwithstanding a future
 245 repeal or expiration provided by the act; providing for
 246 severability; providing effective dates.

247
 248 Be It Enacted by the Legislature of the State of Florida:

249
 250 Section 1. It is the intent of the Legislature that the
 251 implementing and administering provisions of this act apply to
 252 the General Appropriations Act for the 2010-2011 fiscal year.

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253 Section 2. In order to implement Specific Appropriations
 254 6, 7, 8, 78, and 79 of the 2010-2011 General Appropriations Act,
 255 the calculations of the Florida Education Finance Program for
 256 the 2010-2011 fiscal year in the document entitled "Public
 257 School Funding-The Florida Education Finance Program," dated
 258 April 27, 2010, and filed with the Clerk of the House of
 259 Representatives, are incorporated by reference for the purpose
 260 of displaying the calculations used by the Legislature,
 261 consistent with the requirements of the Florida Statutes, in
 262 making appropriations for the Florida Education Finance Program.

263 Section 3. In order to implement Specific Appropriations
 264 17 and 18 of the 2010-2011 General Appropriations Act, paragraph
 265 (c) is added to subsection (3) of section 216.292, Florida
 266 Statutes, to read:

267 216.292 Appropriations nontransferable; exceptions.—

268 (3) The following transfers are authorized with the
 269 approval of the Executive Office of the Governor for the
 270 executive branch or the Chief Justice for the judicial branch,
 271 subject to the notice and objection provisions of s. 216.177:

272 (c) The transfer of appropriations for fixed capital
 273 outlay from the Survey Recommended Needs-Public Schools
 274 appropriation category to the Maintenance, Repair, Renovation
 275 and Remodeling appropriation category. The allocation of
 276 transferred funds shall be in accordance with s. 1013.64(1).
 277 This paragraph expires July 1, 2011.

278 Section 4. In order to fulfill legislative intent
 279 regarding the use of funds contained in Specific Appropriations
 280 639, 651, 663, and 1188 of the 2010-2011 General Appropriations

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281 Act, the Department of Corrections and the Department of
 282 Juvenile Justice may expend appropriated funds to assist in
 283 defraying the costs of impacts that are incurred by a
 284 municipality or county and that are associated with opening or
 285 operating a facility under the authority of the department. The
 286 amount paid for any facility may not exceed 1 percent of the
 287 cost to construct the facility, less building impact fees
 288 imposed by the municipality or county. This section expires July
 289 1, 2011.

290 Section 5. In order to implement Specific Appropriations
 291 629 through 724 and 747 through 781 of the 2010-2011 General
 292 Appropriations Act, subsection (4) of section 216.262, Florida
 293 Statutes, is amended to read:

294 216.262 Authorized positions.—

295 (4) Notwithstanding the provisions of this chapter on
 296 increasing the number of authorized positions, and for the 2010-
 297 2011 ~~2009-2010~~ fiscal year only, if the actual inmate population
 298 of the Department of Corrections exceeds the inmate population
 299 projections of the February 19, 2010 ~~April 30, 2009~~, Criminal
 300 Justice Estimating Conference by 1 percent for 2 consecutive
 301 months or 2 percent for any month, the Executive Office of the
 302 Governor, with the approval of the Legislative Budget
 303 Commission, shall immediately notify the Criminal Justice
 304 Estimating Conference, which shall convene as soon as possible
 305 to revise the estimates. The Department of Corrections may then
 306 submit a budget amendment requesting the establishment of
 307 positions in excess of the number authorized by the Legislature
 308 and additional appropriations from unallocated general revenue

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309 sufficient to provide for essential staff, fixed capital
 310 improvements, and other resources to provide classification,
 311 security, food services, health services, and other variable
 312 expenses within the institutions to accommodate the estimated
 313 increase in the inmate population. All actions taken pursuant to
 314 the authority granted in this subsection shall be subject to
 315 review and approval by the Legislative Budget Commission. This
 316 subsection expires July 1, 2011 ~~2010~~.

317 Section 6. In order to implement Specific Appropriations
 318 1306, 1322, 1329, 1349, and 1359 of the 2010-2011 General
 319 Appropriations Act, the Department of Legal Affairs is
 320 authorized to transfer cash remaining after required
 321 disbursements for Attorney General case numbers 09-CV-51614, 16-
 322 2008-CA-01-3142CV-C, and CACE08022328 from FLAIR account 41-74-
 323 2-601001-41100100-00-181076-00 to the Operating Trust Fund to
 324 pay salaries and benefits. This section expires July 1, 2011.

325 Section 7. In order to implement Specific Appropriations
 326 1343 and 1344 of the 2010-2011 General Appropriations Act, the
 327 Department of Legal Affairs is authorized to expend appropriated
 328 funds in those specific appropriations on the same programs that
 329 were funded by the department pursuant to specific
 330 appropriations made in general appropriations acts in previous
 331 years. This section expires July 1, 2011.

332 Section 8. In order to implement Specific Appropriations
 333 1245 and 1251 of the 2010-2011 General Appropriations Act,
 334 paragraph (d) of subsection (4) of section 932.7055, Florida
 335 Statutes, is amended to read:

336 932.7055 Disposition of liens and forfeited property.—

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

339 (d) Notwithstanding any other provision of this
 340 subsection, and for the 2010-2011 ~~2009-2010~~ fiscal year only,
 341 the funds in a special law enforcement trust fund established by
 342 the governing body of a municipality may be expended to
 343 reimburse the general fund of the municipality for moneys
 344 advanced from the general fund to the special law enforcement
 345 trust fund prior to October 1, 2001. This paragraph expires July
 346 1, 2011 ~~2010~~.

347 Section 9. In order to implement Specific Appropriations
 348 3238 through 3260 of the 2010-2011 General Appropriations Act,
 349 the Office of State Courts Administrator, with the assistance of
 350 the clerks of the court and the Florida Association of Clerks
 351 and Comptrollers, shall report by February 15, 2011, to the
 352 chairs of the Senate Policy and Steering Committee on Ways and
 353 Means and the House Full Appropriations Council on Education and
 354 Economic Development, the number of assigned new and reopened
 355 cases and the number of cases closed by each judge in each
 356 division and circuit for the period January 1, 2010, through
 357 December 31, 2010.

358 Section 10. In order to implement section 7 of the 2010-
 359 2011 General Appropriations Act, paragraph (c) is added to
 360 subsection (4) of section 29.008, Florida Statutes, to read:

361 29.008 County funding of court-related functions.—

362 (4)

363 (c) Counties are exempt from all requirements and
 364 provisions of paragraph (a) for the 2010-2011 fiscal year.

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365 Accordingly, for the 2010-2011 fiscal year, counties shall
 366 maintain, but are not required to increase, their expenditures
 367 for the items specified in paragraphs (1)(a)-(h) and subsection
 368 (3). The requirements described in paragraph (a) shall be
 369 reinstated beginning with the 2011-2012 fiscal year. This
 370 paragraph expires July 1, 2011.

371 Section 11. (1) In order to implement Specific
 372 Appropriations 1119, 1120, 1125, 1126, 1167, 1168, 1172, 1173,
 373 1175, 1178, 1179, 1182 through 1185, 1194, and 1199 of the 2010-
 374 2011 General Appropriations Act, the Department of Juvenile
 375 Justice must comply with the following reimbursement
 376 limitations:

377 (a) No payment to a hospital or a health care provider may
 378 exceed 110 percent of the Medicare allowable rate for any health
 379 care services provided if no contract exists between the
 380 department and either the hospital or the health care provider
 381 providing services at a hospital;

382 (b) The department may continue to make payments for
 383 health care services at the currently contracted rates through
 384 the current term of the contract if a contract has been executed
 385 between the department and a hospital or a health care provider
 386 providing services to a hospital; however, no payments may
 387 exceed 110 percent of the Medicare allowable rate after the
 388 current term of the contract expires or after the contract is
 389 renewed during the 2010-2011 fiscal year;

390 (c) Payments may not exceed 110 percent of the Medicare
 391 allowable rate under a contract executed on or after July 1,

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392 2010, between the department and a hospital or health care
 393 provider providing services at a hospital;

394 (d) Notwithstanding the limitations of paragraphs (a),
 395 (b), and (c), the department may pay up to 125 percent of the
 396 Medicare allowable rate for health care services at a hospital
 397 that reports or has reported a negative operating margin for the
 398 previous fiscal year to the Agency for Health Care
 399 Administration through hospital-audited financial data; and

400 (e) The department may not execute a contract for health
 401 care services at hospitals for rates other than rates based on a
 402 percentage of the Medicare allowable rate.

403 (2) For purposes of this section, the term "hospital"
 404 means any hospital licensed under chapter 395, Florida Statutes.

405 (3) This section expires July 1, 2011.

406 Section 12. In order to implement Specific Appropriations
 407 3214 through 3216, 3218, 3222, and 3245A of the 2010-2011
 408 General Appropriations Act, subsection (3) is added to section
 409 44.108, Florida Statutes, to read:

410 44.108 Funding of mediation and arbitration.—

411 (3) For the 2010-2011 fiscal year only and notwithstanding
 412 any other provision of law to the contrary, moneys in the
 413 Mediation and Arbitration Trust Fund may be used as specified in
 414 the General Appropriations Act. This subsection expires July 1,
 415 2011.

416 Section 13. In order to implement Specific Appropriations
 417 324 through 355 of the 2010-2011 General Appropriations Act,
 418 paragraphs (b) and (c) of subsection (3) of section 394.908,
 419 Florida Statutes, are amended to read:

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420 394.908 Substance abuse and mental health funding equity;
 421 distribution of appropriations.—In recognition of the historical
 422 inequity in the funding of substance abuse and mental health
 423 services for the department's districts and regions and to
 424 rectify this inequity and provide for equitable funding in the
 425 future throughout the state, the following funding process shall
 426 be used:

427 (3)
 428 (b) Notwithstanding paragraph (a) and for the 2010-2011
 429 ~~2009-2010~~ fiscal year only, funds appropriated for forensic
 430 mental health treatment services shall be allocated to the areas
 431 of the state having the greatest demand for services and
 432 treatment capacity. This paragraph expires July 1, 2011 ~~2010~~.

433 (c) Notwithstanding paragraph (a) and for the 2010-2011
 434 ~~2009-2010~~ fiscal year only, additional funds appropriated for
 435 substance abuse and mental health services from funds available
 436 through the Community-Based Medicaid Administrative Claiming
 437 Program shall be allocated as provided in the 2010-2011 ~~2009-~~
 438 ~~2010~~ General Appropriations Act and in proportion to contributed
 439 provider earnings. This paragraph expires July 1, 2011 ~~2010~~.

440 Section 14. In order to implement Specific Appropriation
 441 486 of the 2010-2011 General Appropriations Act, and for the
 442 2010-2011 fiscal year only, the following requirements shall
 443 govern Phase 2 of the Department of Health's Florida Onsite
 444 Sewage Nitrogen Reduction Strategies Study:

445 (1) The underlying contract for which the study was let
 446 shall remain in full force and effect with the Department of

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447 Health and funding the contract for Phase 2 of the study shall
 448 be through the Department of Health.

449 (2) The Department of Health, the Department of Health's
 450 Research Review and Advisory Committee, and the Department of
 451 Environmental Protection shall work together to provide the
 452 necessary technical oversight of Phase 2 of the project, with
 453 the Department of Environmental Protection having maximum
 454 technical input.

455 (3) Management and oversight of Phase 2 shall be
 456 consistent with the terms of the existing contract; however, the
 457 main focus and priority for work to be completed for Phase 2
 458 shall be in developing, testing, and recommending cost-effective
 459 passive technology design criteria for nitrogen reduction.

460 (4) The systems installed at actual home sites are
 461 experimental in nature and shall be installed with significant
 462 field testing and monitoring. The Department of Health is
 463 specifically authorized to allow installation of these
 464 experimental systems. In addition, before Phase 2 of the study
 465 is complete and notwithstanding any law to the contrary, a state
 466 agency may not adopt or implement a rule or policy that:

467 (a) Mandates, establishes, or implements any new nitrogen-
 468 reduction standards that apply to existing or new onsite sewage
 469 treatment systems or modification of such systems;

470 (b) Increases the cost of treatment for nitrogen reduction
 471 from onsite sewage treatment systems; or

472 (c) Directly requires or has the indirect effect of
 473 requiring, for nitrogen reduction, the use of performance-based
 474 treatment systems or any similar technology; provided the

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475 Department of Environmental Protection administrative orders
 476 recognizing onsite system modifications, developed through a
 477 basin management action plan adopted pursuant to section
 478 403.067, Florida Statutes, are not subject to the above
 479 restrictions where implementation of onsite system modifications
 480 are phased in after completion of Phase 2, except that no onsite
 481 system modification developed in a basin management action plan
 482 shall directly or indirectly require the installation of
 483 performance-based treatment systems.

484 Section 15. Effective June 29, 2010, in order to implement
 485 Specific Appropriation 270 through 375 of the 2010-2011 General
 486 Appropriations Act, subsection (3) of section 1 of chapter 2007-
 487 174, Laws of Florida, is amended to read:

488 Section 1. Flexibility for the Department of Children and
 489 Family Services.-

490 (3) This section expires July 1, 2011 ~~June 30, 2008~~.

491 Section 16. In order to implement Specific Appropriation
 492 568A of the 2010-2011 General Appropriations Act,
 493 notwithstanding the provisions of s. 216.177, Florida Statutes,
 494 requiring only 3 days' notice to the Legislature for the release
 495 of funds, budget amendments recommending the release of funds
 496 appropriated in Specific Appropriation 568A shall be provided at
 497 least 14 days before the effective date of the action and shall
 498 be subject to the objection procedures in s. 216.177(2)(b),
 499 Florida Statutes.

500 Section 17. In order to implement section 114 of the 2010-
 501 2011 General Appropriations Act, the Florida Catastrophic Storm
 502 Risk Management Center at Florida State University shall conduct

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503 the analysis as originally required in section 164 of chapter
504 2004-390, Laws of Florida. Notwithstanding section 164 of
505 chapter 2004-390, Laws of Florida, the Florida Catastrophic
506 Storm Risk Management Center at Florida State University is
507 directed to use the most recent and available premium data for
508 personal lines property and casualty insurance in completing the
509 analysis.

510 Section 18. In order to implement Specific Appropriation
511 3055P of the 2010-2011 General Appropriations Act, subsection
512 (3) of section 218.12, Florida Statutes, is amended to read:

513 218.12 Appropriations to offset reductions in ad valorem
514 tax revenue in fiscally constrained counties.—

515 (3) In determining the reductions in ad valorem tax
516 revenues occurring as a result of the implementation of the
517 revisions to Art. VII of the State Constitution approved in the
518 special election held on January 29, 2008, the value of
519 assessments reduced pursuant to s. 4(d)(8)a., Art. VII of the
520 State Constitution shall include only the reduction in taxable
521 value for homesteads established January 1, 2010 ~~2009~~.

522 Section 19. The amendment to s. 218.12(3), Florida
523 Statutes, made by this act shall expire July 1, 2011, and the
524 text of that subsection shall revert to that in existence on
525 June 30, 2009, except that any amendments to such text enacted
526 other than by this act shall be preserved and continue to
527 operate to the extent that such amendments are not dependent
528 upon the portions of such text which expire pursuant to this
529 section.

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530 Section 20. In order to implement Specific Appropriation
 531 2838 of the 2010-2011 General Appropriations Act, paragraph (b)
 532 of subsection (1) of section 255.518, Florida Statutes, is
 533 reenacted to read:

534 255.518 Obligations; purpose, terms, approval,
 535 limitations.—

536 (1)

537 (b) Payment of debt service charges on obligations during
 538 the construction of any facility financed by such obligations
 539 shall be made from funds other than proceeds of obligations.

540 Section 21. The amendment to s. 255.518(1)(b), Florida
 541 Statutes, as carried forward by this act from chapters 2008-153
 542 and 2009-82, Laws of Florida, shall expire July 1, 2011, and the
 543 text of that paragraph shall revert to that in existence on June
 544 30, 2008, except that any amendments to such text enacted other
 545 than by this act shall be preserved and continue to operate to
 546 the extent that such amendments are not dependent upon the
 547 portions of such text which expire pursuant to this section.

548 Section 22. In order to implement Specific Appropriations
 549 2821 through 2835 of the 2010-2011 General Appropriations Act,
 550 paragraph (b) of subsection (7) of section 255.503, Florida
 551 Statutes, is amended to read:

552 255.503 Powers of the Department of Management Services.—
 553 The Department of Management Services shall have all the
 554 authority necessary to carry out and effectuate the purposes and
 555 provisions of this act, including, but not limited to, the
 556 authority to:

557 (7)

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558 (b) No later than the date upon which the department
 559 recommends to the Division of State Lands of the Department of
 560 Environmental Protection the disposition of any facility within
 561 the Florida Facilities Pool, the department shall provide to the
 562 President of the Senate, the Speaker of the House of
 563 Representatives, the Executive Office of the Governor, and the
 564 Division of Bond Finance of the State Board of Administration an
 565 analysis that includes:

566 1. The cost benefit of the proposed facility disposition,
 567 including the facility's current operating expenses, condition,
 568 and market value, and viable alternatives for work space for
 569 impacted state employees.

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

573

574 This paragraph expires July 1, 2011 ~~2010~~.

575 Section 23. Notwithstanding any provision in chapter 287,
 576 Florida Statutes, to the contrary, the Department of Management
 577 Services shall issue, by January 1, 2011, a solicitation for
 578 office supplies and subsequently award a multiple-supplier
 579 contract with at least three awarded vendors.

580 Section 24. In order to implement Specific Appropriations
 581 2379 through 2401 of the 2010-2011 General Appropriations Act,
 582 subsection (14) of section 253.034, Florida Statutes, is amended
 583 to read:

584 253.034 State-owned lands; uses.—

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585 (14) Notwithstanding the provisions of this section, funds
 586 derived from the sale of ~~property by~~ the Department of Citrus'
 587 property ~~Citrus~~ located in Lakeland, Florida, are authorized to
 588 be deposited into the Citrus Advertising Trust Fund. This
 589 subsection expires July 1, 2011 ~~2010~~.

590 Section 25. In order to implement Specific Appropriations
 591 1651, 1763, 1789, and 1790 of the 2010-2011 General
 592 Appropriations Act, paragraph (b) of subsection (3) of section
 593 375.041, Florida Statutes, is amended to read:

594 375.041 Land Acquisition Trust Fund.—

595 (3)

596 (b) In addition to the uses allowed in paragraph (a), for
 597 the 2010-2011 ~~2008-2009~~ fiscal year, moneys in the Land
 598 Acquisition Trust Fund are authorized for transfer to support
 599 the Clean Water State Revolving Fund, the Drinking Water State
 600 Revolving Fund, the Total Maximum Daily Loads programs, and the
 601 Marine Spatial Planning programs ~~the Ecosystem Management and~~
 602 ~~Restoration Trust Fund for grants and aids to local governments~~
 603 ~~for water projects~~ as provided in the General Appropriations
 604 Act. This paragraph expires July 1, 2011 ~~2009~~.

605 Section 26. In order to implement Specific Appropriations
 606 1389 and 1692 of the 2010-2011 General Appropriations Act,
 607 subsection (12) of section 373.59, Florida Statutes, is amended
 608 to read:

609 373.59 Water Management Lands Trust Fund.—

610 (12) Notwithstanding ~~the provisions of~~ subsection (8), and
 611 for the 2010-2011 ~~2009-2010~~ fiscal year only, the moneys from

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612 the Water Management Lands Trust Fund shall be allocated as
 613 follows:

614 (a) An amount necessary to pay debt service on bonds
 615 issued before February 1, 2009, by the South Florida Water
 616 Management District and the St. Johns River Water Management
 617 District, which are secured by revenues provided pursuant to
 618 this section, or to fund debt service reserve funds, rebate
 619 obligations, or other amounts payable with respect to such
 620 bonds;

621 (b) Eight million dollars to be transferred to the General
 622 Revenue Fund; ~~and~~

623 (c) The remaining funds to be distributed equally between
 624 the Suwannee River Water Management District and the Northwest
 625 Florida Water Management District; and

626 (d) For the 2010-2011 fiscal year only, the sum of \$50,000
 627 from the Water Management Lands Trust Fund shall be transferred
 628 to the General Inspection Trust Fund in the Department of
 629 Agriculture and Consumer Services for the soil and water
 630 conservation districts for support services.

631
 632 This subsection expires July 1, 2011 ~~2010~~.

633 Section 27. In order to implement Specific Appropriations
 634 1765, 1766, 1767, 1769, and 1769A of the 2010-2011 General
 635 Appropriations Act, paragraph (g) of subsection (1) of section
 636 403.1651, Florida Statutes, is reenacted to read:

637 403.1651 Ecosystem Management and Restoration Trust Fund.—

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638 (1) There is created the Ecosystem Management and
 639 Restoration Trust Fund to be administered by the Department of
 640 Environmental Protection for the purposes of:

641 (g) Funding activities to preserve and repair the state's
 642 beaches as provided in ss. 161.091-161.212.

643 Section 28. The amendment to s. 403.1651(1)(g), Florida
 644 Statutes, as carried forward by this act from chapter 2009-82,
 645 Laws of Florida, shall expire July 1, 2011, and the text of that
 646 subsection shall revert to that in existence on June 30, 2009,
 647 except that any amendments to such text enacted other than by
 648 this act shall be preserved and continue to operate to the
 649 extent that such amendments are not dependent upon the portions
 650 of such text which expire pursuant to this section.

651 Section 29. In order to implement Specific Appropriations
 652 1456, 1473, 1491A, and 1493B of the 2010-2011 General
 653 Appropriations Act, subsection (3) is added to section 403.1651,
 654 Florida Statutes, to read:

655 403.1651 Ecosystem Management and Restoration Trust Fund.—

656 (3) For the 2010-2011 fiscal year only, moneys in the
 657 Ecosystems Management and Restoration Trust Fund are authorized
 658 for transfer to the General Inspection Trust Fund in the
 659 Department of Agriculture and Consumer Services for the Farm
 660 Share, Food Banks, and Mosquito Control programs, and the
 661 Technological Research and Development Authority. This
 662 subsection expires July 1, 2011.

663 Section 30. In order to implement Specific Appropriations
 664 1378 through 1538 of the 2010-2011 General Appropriations Act,

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665 subsection (2) of section 570.20, Florida Statutes, is amended
 666 to read:

667 570.20 General Inspection Trust Fund.—

668 (2) For the 2010-2011 ~~2009-2010~~ fiscal year only and
 669 notwithstanding any other provision of law to the contrary, in
 670 addition to the spending authorized in subsection (1), moneys in
 671 the General Inspection Trust Fund may be appropriated for
 672 programs operated by the department which are related to the
 673 programs authorized by this chapter. This subsection expires
 674 July 1, 2011 ~~2010~~.

675 Section 31. In order to implement Specific Appropriation
 676 1833 of the 2010-2011 General Appropriations Act, subsection (7)
 677 of section 403.7095, Florida Statutes, is amended to read:

678 403.7095 Solid waste management grant program.—

679 (7) Notwithstanding any provision of this section to the
 680 contrary, and for the 2010-2011 ~~2009-2010~~ fiscal year only, the
 681 Department of Environmental Protection shall award the sum of
 682 \$2,400,000 ~~\$2,600,000~~ in grants equally to counties having
 683 populations of fewer than 100,000 for waste tire and litter
 684 prevention, recycling education, and general solid waste
 685 programs. This subsection expires July 1, 2011 ~~2010~~.

686 Section 32. In order to implement Specific Appropriation
 687 1490 of the 2010-2011 General Appropriations Act and to provide
 688 consistency and continuity in the promotion of agriculture
 689 throughout the state, notwithstanding s. 287.057, Florida
 690 Statutes, the Department of Agriculture and Consumer Services,
 691 at its discretion, may extend, revise, and renew current
 692 contracts or agreements created or entered into pursuant to

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693 chapter 2006-25, Laws of Florida. This section expires July 1,
694 2011.

695 Section 33. In order to implement Specific Appropriation
696 2125 of the 2010-2011 General Appropriations Act, subsection (5)
697 of section 339.135, Florida Statutes, is amended to read:

698 339.135 Work program; legislative budget request;
699 definitions; preparation, adoption, execution, and amendment.—

700 (5) ADOPTION OF THE WORK PROGRAM.—

701 (a) The original approved budget for operational and fixed
702 capital expenditures for the department shall be the Governor's
703 budget recommendation and the first year of the tentative work
704 program, as both are amended by the General Appropriations Act
705 and any other act containing appropriations. In accordance with
706 the appropriations act, the department shall, prior to the
707 beginning of the fiscal year, adopt a final work program which
708 shall only include the original approved budget for the
709 department for the ensuing fiscal year together with any roll
710 forwards approved pursuant to paragraph (6)(c) and the portion
711 of the tentative work program for the following 4 fiscal years
712 revised in accordance with the original approved budget for the
713 department for the ensuing fiscal year together with said roll
714 forwards. The adopted work program may include only those
715 projects submitted as part of the tentative work program
716 developed under the provisions of subsection (4) plus any
717 projects which are separately identified by specific
718 appropriation in the General Appropriations Act and any roll
719 forwards approved pursuant to paragraph (6)(c). However, any
720 transportation project of the department which is identified by

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721 specific appropriation in the General Appropriations Act shall
 722 be deducted from the funds annually distributed to the
 723 respective district pursuant to paragraph (4) (a). In addition,
 724 the department shall not in any year include any project or
 725 allocate funds to a program in the adopted work program that is
 726 contrary to existing law for that particular year. Projects
 727 shall not be undertaken unless they are listed in the adopted
 728 work program.

729 (b) Notwithstanding paragraph (a), and for the 2010-2011
 730 ~~2009-2010~~ fiscal year only, the Department of Transportation
 731 shall transfer funds to the Office of Tourism, Trade, and
 732 Economic Development in an amount equal to \$20,300,000 for the
 733 purpose of funding transportation-related needs of economic
 734 development projects. This transfer shall not reduce, delete, or
 735 defer any existing projects funded, as of July 1, 2009, in the
 736 Department of Transportation's 5-year work program. This
 737 paragraph expires July 1, 2011 ~~2010~~.

738 Section 34. In order to implement Specific Appropriation
 739 2672 and section 72 of the 2010-2011 General Appropriations Act,
 740 funds appropriated out of the Economic Development
 741 Transportation Trust Fund may be used for economic development
 742 infrastructure projects and other economic development projects;
 743 for improvements to other launch complexes and space
 744 transportation facilities in order to attract new space vehicle
 745 testing and launch business to the state; for addressing
 746 intermodal requirements and impacts of the launch ranges,
 747 spaceports, and other space transportation facilities; for
 748 advancing aerospace technology to meet the current and future

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749 needs of the United States commercial space transportation
 750 industry; and for assisting in the development of joint-use
 751 facilities and technology that support aviation and aerospace
 752 operations, including high altitude and suborbital flights and
 753 range technology development. This section expires July 1, 2011.

754 Section 35. In order to implement sections 2 through 7 of
 755 the 2010-2011 General Appropriations Act, subsection (5) of
 756 section 216.292, Florida Statutes, is amended to read:

757 216.292 Appropriations nontransferable; exceptions.—

758 (5) (a) A transfer of funds may not result in the
 759 initiation of a fixed capital outlay project that has not
 760 received a specific legislative appropriation.

761 (b) Notwithstanding paragraph (a), and for the 2010-2011
 762 ~~2009-2010~~ fiscal year only, the Governor may recommend the
 763 initiation of fixed capital outlay projects funded by grants
 764 awarded by the Federal Government through the American Recovery
 765 and Reinvestment Act of 2009 or by any other federal economic
 766 stimulus grant funding received. All actions taken pursuant to
 767 the authority granted in the paragraph are subject to review and
 768 approval by the Legislative Budget Commission. This paragraph
 769 expires July 1, 2011 ~~2010~~.

770 Section 36. In order to implement sections 2 through 7 of
 771 the 2010-2011 General Appropriations Act, the Executive Office
 772 of the Governor is authorized to transfer funds appropriated for
 773 the American Recovery and Reinvestment Act of 2009 (ARRA) in
 774 traditional appropriation categories in the 2010-2011 General
 775 Appropriations Act to appropriation categories established for

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776 the specific purpose of tracking funds appropriated for the
 777 ARRA. This section expires July 1, 2011.

778 Section 37. In order to implement section 76 of the 2010-
 779 2011 General Appropriations Act, paragraph (n) of subsection (1)
 780 of section 339.08, Florida Statutes, is amended to read:

781 339.08 Use of moneys in State Transportation Trust Fund.—

782 (1) The department shall expend moneys in the State
 783 Transportation Trust Fund accruing to the department, in
 784 accordance with its annual budget. The use of such moneys shall
 785 be restricted to the following purposes:

786 (n) To pay administrative expenses incurred in accordance
 787 with applicable laws for a multicounty transportation or
 788 expressway authority created under chapter 343 or chapter 348,
 789 where jurisdiction for the authority includes a portion of the
 790 State Highway System and the administrative expenses are in
 791 furtherance of the duties and responsibilities of the authority
 792 in the development of improvements to the State Highway System.
 793 This paragraph expires July 1, 2011 ~~2010~~.

794 Section 38. In order to implement Specific Appropriation
 795 2112 of the 2010-2011 General Appropriations Act, paragraph (p)
 796 of subsection (1) of section 339.08, Florida Statutes, is
 797 amended to read:

798 339.08 Use of moneys in State Transportation Trust Fund.—

799 (1) The department shall expend moneys in the State
 800 Transportation Trust Fund accruing to the department, in
 801 accordance with its annual budget. The use of such moneys shall
 802 be restricted to the following purposes:

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803 (p) To pay for county and school district transportation
 804 infrastructure improvements. This paragraph expires July 1, 2011
 805 ~~2010~~.

806 Section 39. In order to implement section 129 of the 2010-
 807 2011 General Appropriations Act, subsection (4) of section
 808 339.08, Florida Statutes, is amended to read:

809 339.08 Use of moneys in State Transportation Trust Fund.-

810 (4) For the 2010-2011 ~~2009-2010~~ fiscal year only and
 811 notwithstanding the provisions of this section and ss. 339.09(1)
 812 and 215.32(2)(b)4., funds may be transferred from the State
 813 Transportation Trust Fund to the General Revenue Fund as
 814 specified in the General Appropriations Act. Notwithstanding ss.
 815 206.46(3) and 206.606(2), the total amount transferred shall be
 816 reduced from total state revenues deposited into the State
 817 Transportation Trust Fund for the calculation requirements of
 818 ss. 206.46(3) and 206.606(2). This subsection expires July 1,
 819 2011 ~~2010~~.

820 Section 40. In order to implement section 54 of the 2010-
 821 2011 General Appropriations Act, subsection (11) of section
 822 445.009, Florida Statutes, is amended to read:

823 445.009 One-stop delivery system.-

824 (11)(a) A participant in an adult or youth work experience
 825 activity administered under this chapter shall be deemed an
 826 employee of the state for purposes of workers' compensation
 827 coverage. In determining the average weekly wage, all
 828 remuneration received from the employer shall be considered a
 829 gratuity, and the participant shall not be entitled to any
 830 benefits otherwise payable under s. 440.15, regardless of

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831 whether the participant may be receiving wages and remuneration
 832 from other employment with another employer and regardless of
 833 his or her future wage-earning capacity.

834 (b) This subsection expires July 1, 2011 ~~2010~~.

835 Section 41. In order to implement Specific Appropriations
 836 1557 through 1560 of the 2010-2011 General Appropriations Act,
 837 paragraph (d) of subsection (3) of section 163.3247, Florida
 838 Statutes, is amended to read:

839 163.3247 Century Commission for a Sustainable Florida.—

840 (3) CENTURY COMMISSION FOR A SUSTAINABLE FLORIDA;
 841 CREATION; ORGANIZATION.—The Century Commission for a Sustainable
 842 Florida is created as a standing body to help the citizens of
 843 this state envision and plan their collective future with an eye
 844 towards both 25-year and 50-year horizons.

845 (d) Members of the commission shall serve without
 846 compensation ~~but shall be entitled to receive per diem and~~
 847 ~~travel expenses in accordance with s. 112.061 while in~~
 848 ~~performance of their duties.~~

849 Section 42. The amendment to s. 163.3247(3) (d), Florida
 850 Statutes, made by this act shall expire July 1, 2011, and the
 851 text of that paragraph shall revert to that in existence on June
 852 30, 2010, except that any amendments to such text enacted other
 853 than by this act shall be preserved and continue to operate to
 854 the extent that such amendments are not dependent upon the
 855 portions of such text which expire pursuant to this section.

856 Section 43. In order to implement Specific Appropriations
 857 1557 through 1560 of the 2010-2011 General Appropriations Act,
 858 paragraph (c) of subsection (1) of section 201.15, Florida

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859 Statutes, as amended by section 2 of chapter 2009-271, Laws of
860 Florida, is amended to read:

861 201.15 Distribution of taxes collected.—All taxes
862 collected under this chapter are subject to the service charge
863 imposed in s. 215.20(1). Prior to distribution under this
864 section, the Department of Revenue shall deduct amounts
865 necessary to pay the costs of the collection and enforcement of
866 the tax levied by this chapter. Such costs and the service
867 charge may not be levied against any portion of taxes pledged to
868 debt service on bonds to the extent that the costs and service
869 charge are required to pay any amounts relating to the bonds.
870 After distributions are made pursuant to subsection (1), all of
871 the costs of the collection and enforcement of the tax levied by
872 this chapter and the service charge shall be available and
873 transferred to the extent necessary to pay debt service and any
874 other amounts payable with respect to bonds authorized before
875 January 1, 2010, secured by revenues distributed pursuant to
876 subsection (1). All taxes remaining after deduction of costs and
877 the service charge shall be distributed as follows:

878 (1) Sixty-three and thirty-one hundredths percent of the
879 remaining taxes shall be used for the following purposes:

880 (c) After the required payments under paragraphs (a) and
881 (b), the remainder shall be paid into the State Treasury to the
882 credit of:

883 1. The State Transportation Trust Fund in the Department
884 of Transportation in the amount of the lesser of 38.2 percent of
885 the remainder or \$541.75 million in each fiscal year, to be used

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886 for the following specified purposes, notwithstanding any other
 887 law to the contrary:

888 a. For the purposes of capital funding for the New Starts
 889 Transit Program, authorized by Title 49, U.S.C. s. 5309 and
 890 specified in s. 341.051, 10 percent of these funds;

891 b. For the purposes of the Small County Outreach Program
 892 specified in s. 339.2818, 5 percent of these funds. Effective
 893 July 1, 2014, the percentage allocated under this sub-
 894 subparagraph shall be increased to 10 percent;

895 c. For the purposes of the Strategic Intermodal System
 896 specified in ss. 339.61, 339.62, 339.63, and 339.64, 75 percent
 897 of these funds after allocating for the New Starts Transit
 898 Program described in sub-subparagraph a. and the Small County
 899 Outreach Program described in sub-subparagraph b.; and

900 d. For the purposes of the Transportation Regional
 901 Incentive Program specified in s. 339.2819, 25 percent of these
 902 funds after allocating for the New Starts Transit Program
 903 described in sub-subparagraph a. and the Small County Outreach
 904 Program described in sub-subparagraph b. Effective July 1, 2014,
 905 the first \$60 million of the funds allocated pursuant to this
 906 sub-subparagraph shall be allocated annually to the Florida Rail
 907 Enterprise for the purposes established in s. 341.303(5).

908 2. The Grants and Donations Trust Fund in the Department
 909 of Community Affairs in the amount of the lesser of .23 percent
 910 of the remainder or \$3.25 million in each fiscal year, ~~with 92~~
 911 ~~percent to be used~~ to fund technical assistance to local
 912 governments and school boards on the requirements and

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913 | implementation of this act ~~and the remaining amount to be used~~
 914 | ~~to fund the Century Commission established in s. 163.3247.~~

915 | 3. The Ecosystem Management and Restoration Trust Fund in
 916 | the amount of the lesser of 2.12 percent of the remainder or \$30
 917 | million in each fiscal year, to be used for the preservation and
 918 | repair of the state's beaches as provided in ss. 161.091-
 919 | 161.212.

920 | 4. General Inspection Trust Fund in the amount of the
 921 | lesser of .02 percent of the remainder or \$300,000 in each
 922 | fiscal year to be used to fund oyster management and restoration
 923 | programs as provided in s. 379.362(3).

924 |
 925 | Moneys distributed pursuant to this paragraph may not be pledged
 926 | for debt service unless such pledge is approved by referendum of
 927 | the voters.

928 | Section 44. The amendment to s. 201.15(1)(c)2., Florida
 929 | Statutes, made by this act shall expire July 1, 2011, and the
 930 | text of that subparagraph shall revert to that in existence on
 931 | June 30, 2010, except that any amendments to such text enacted
 932 | other than by this act shall be preserved and continue to
 933 | operate to the extent that such amendments are not dependent
 934 | upon the portions of such text which expire pursuant to this
 935 | section.

936 | Section 45. In order to implement Specific Appropriations
 937 | 1617 and 1615A of the 2010-2011 General Appropriations Act,
 938 | subsection (8) of section 215.559, Florida Statutes, is amended
 939 | to read:

940 | 215.559 Hurricane Loss Mitigation Program.—

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941 (8) (a) Notwithstanding any other provision of this section
 942 and for the 2010-2011 ~~2008-2009~~ fiscal year only, the \$3 ~~\$10~~
 943 million appropriation provided for in subsection (2) (b) ~~may be~~
 944 used for hurricane shelters as identified in the General
 945 Appropriations Act. ~~(1) shall be allocated as follows:~~

946 1. ~~The sum of \$2.8 million shall be used to inspect and~~
 947 ~~improve tie-downs for mobile homes for the same purpose as~~
 948 ~~specified in paragraph (3) (a).~~

949 2. ~~The sum of \$700,000 shall be allocated to the Florida~~
 950 ~~International University for the same purpose as specified in~~
 951 ~~subsection (4).~~

952 3. ~~The sum of \$6,421,764 shall be used to install~~
 953 ~~emergency power generators in special-needs hurricane evacuation~~
 954 ~~shelters as provided in s. 1, ch. 2006-71, Laws of Florida,~~
 955 ~~except that such funds may not be used for administrative~~
 956 ~~purposes.~~

957 4. ~~The sum of \$78,236 shall be allocated for operational~~
 958 ~~purposes of the department as specified in the 2008-2009 General~~
 959 ~~Appropriations Act.~~

960 (b) This subsection expires June 30, 2011 ~~July 1, 2009~~.

961 Section 46. In order to implement Specific Appropriation
 962 2072 of the 2010-2011 General Appropriations Act, subsection (8)
 963 of section 332.007, Florida Statutes, is reenacted to read:

964 332.007 Administration and financing of aviation and
 965 airport programs and projects; state plan.-

966 (8) Notwithstanding any other provision of law to the
 967 contrary, the department is authorized to fund security
 968 projects, including operational and maintenance assistance, at

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969 publicly owned public-use airports. For projects in the current
970 adopted work program, or projects added using the available
971 budget of the department, airports may request the department
972 change the project purpose in accordance with this provision
973 notwithstanding the provisions of s. 339.135(7). For purposes of
974 this subsection, the department may fund up to 100 percent of
975 eligible project costs that are not funded by the Federal
976 Government. This subsection shall expire on June 30, 2012.

977 Section 47. The amendment to s. 332.007(8), Florida
978 Statutes, as carried forward by this act from chapter 2009-82,
979 Laws of Florida, shall expire July 1, 2011, and the text of that
980 subsection shall revert to that in existence on June 30, 2009,
981 except that any amendments to such text enacted other than by
982 this act shall be preserved and continue to operate to the
983 extent that such amendments are not dependent upon the portions
984 of such text which expire pursuant to this section.

985 Section 48. In order to implement Specific Appropriation
986 2651 of the 2010-2011 General Appropriations Act, the Florida
987 Major Performing Arts Center Task Force is created as follows:

988 (1) The Florida Major Performing Arts Center Task Force is
989 created for the purpose of defining and evaluating the economic
990 impact of Florida's largest nonprofit and publically operated
991 performing arts centers, determining an impact threshold for
992 qualification as a Florida Major Performing Arts Center, and
993 making recommendations for dedicated state funding and policy
994 for support based on these findings.

995 (2) The task force shall consist of nine members as
996 follows:

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- 997 (a) The Secretary of State or his or her designee.
- 998 (b) The director of the Office of Tourism, Trade, and
- 999 Economic Development or his or her designee.
- 1000 (c) A representative from Enterprise Florida, Inc.
- 1001 (d) A representative from the Florida Tourism Industry
- 1002 Marketing Corporation.
- 1003 (e) Five members chosen from among the cultural community
- 1004 leadership in each region of the state in which major performing
- 1005 arts centers are located, of whom:
- 1006 1. One member shall be appointed by the Governor.
- 1007 2. Two members shall be appointed by the Speaker of the
- 1008 House of Representatives.
- 1009 3. Two members shall be appointed by the President of the
- 1010 Senate.
- 1011 (3) The members of the task force shall elect a chair and
- 1012 vice chair from among its membership. The chair shall preside at
- 1013 all meetings of the task force.
- 1014 (4) The task force shall meet at the call of the chair or
- 1015 at the request of the majority of its membership to undertake
- 1016 and complete its purpose. The task force may conduct its
- 1017 meetings through teleconferences or other similar means.
- 1018 (5) The task force shall submit a final report of its
- 1019 findings and recommendations to the Governor, the Speaker of the
- 1020 House of Representatives, and the President of the Senate no
- 1021 later than December 31, 2010.
- 1022 (6) Staffing for the task force shall be provided by the
- 1023 Office of Tourism, Trade, and Economic Development.

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1024 (7) The task force shall terminate upon delivery of the
 1025 report.

1026 Section 49. In order to implement Specific Appropriation
 1027 2214, and associated proviso, of the 2010-2011 General
 1028 Appropriations Act, subsections (10) and (11) are added to
 1029 section 445.007, Florida Statutes, to read:

1030 445.007 Regional workforce boards.—

1031 (10) State and federal funds provided to the regional
 1032 workforce boards may not be used directly or indirectly to pay
 1033 for meals, food, or beverages for board members, staff, or
 1034 employees of regional workforce boards, Workforce Florida, Inc.
 1035 or the Agency for Workforce Innovation except as expressly
 1036 authorized by state law. Preapproved, reasonable, and necessary
 1037 per diem allowances and travel expenses may be reimbursed. Such
 1038 reimbursement shall be at the standard travel reimbursement
 1039 rates established in s. 112.061 and shall be in compliance with
 1040 all applicable federal and state requirements. Workforce
 1041 Florida, Inc. shall develop a statewide fiscal policy applicable
 1042 to the state board and all regional workforce boards, to hold
 1043 both the state and regional boards strictly accountable for
 1044 adherence to the policy and subject to regular and periodic
 1045 monitoring by the Agency for Workforce Innovation, the
 1046 administrative entity for Workforce Florida, Inc. Boards are
 1047 prohibited from expending state or federal funds for
 1048 entertainment costs and recreational activities for board
 1049 members and employees as these terms are defined by 2 C.F.R.
 1050 part 230. This subsection expires July 1, 2011.

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1051 (11) To increase transparency and accountability, regional
 1052 workforce boards shall comply with the requirements of this
 1053 section before contracting with a member of the regional
 1054 workforce board. Such contracts shall not be executed before or
 1055 without the approval of Workforce Florida, Inc. Such contracts,
 1056 as well as documentation demonstrating adherence to this section
 1057 as specified by Workforce Florida, Inc. must be submitted to the
 1058 Agency for Workforce Innovation for review and recommendation
 1059 according to criteria to be determined by Workforce Florida,
 1060 Inc. Contracts between relatives, as defined in s.
 1061 112.3143(1)(b), of a board member or employee of a board must be
 1062 approved by a two-thirds vote of the entire board; all conflicts
 1063 must be disclosed prior to the vote; and any member who may
 1064 benefit from the contract, or whose relative may benefit from
 1065 the contract, must abstain from the vote and the contract must
 1066 be reviewed and approved as stated above. Contracts under
 1067 \$25,000 between a regional workforce board and a member of that
 1068 board or between relatives, as defined in s. 112.3143(1)(b), of
 1069 a board member or employees of a board are exempt from the
 1070 review and recommendation process but must be approved by a two-
 1071 thirds vote of the entire board and must be reported to the
 1072 Agency for Workforce Innovation and Workforce Florida, Inc.
 1073 within 30 days after approval. If a contract cannot be approved
 1074 by Workforce Florida, Inc. a review of the decision to
 1075 disapprove the contract may be requested by the regional
 1076 workforce board or other parties to the disapproved contract.
 1077 This subsection expires July 1, 2011.

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1078 Section 50. In order to implement Specific Appropriations
1079 2071 through 2083, 2090 through 2094, 2110 through 2117, 2119
1080 through 2129, and 2169 through 2179 and section 129 of the 2010-
1081 2011 General Appropriations Act, subsection (3) is added to
1082 section 206.608, Florida Statutes, to read:

1083 206.608 State Comprehensive Enhanced Transportation System
1084 Tax; deposit of proceeds; distribution.— Moneys received
1085 pursuant to ss. 206.41(1)(f) and 206.87(1)(d) shall be deposited
1086 in the Fuel Tax Collection Trust Fund, and, after deducting the
1087 service charge imposed in chapter 215 and administrative costs
1088 incurred by the department in collecting, administering,
1089 enforcing, and distributing the tax, which administrative costs
1090 may not exceed 2 percent of collections, shall be distributed as
1091 follows:

1092 (3) For the 2010-2011 fiscal year only, and
1093 notwithstanding the provisions of subsection (2), the remaining
1094 proceeds of the tax levied pursuant to s. 206.41(1)(f) and all
1095 of the proceeds from the tax imposed by s. 206.87(1)(d) shall be
1096 transferred into the State Transportation Trust Fund and shall
1097 be used for the purposes stated in s. 339.08. This paragraph
1098 expires July 1, 2011.

1099 Section 51. In order to implement Specific Appropriations
1100 2071 through 2083, 2090 through 2094, 2110 through 2117, 2119
1101 through 2129, and 2169 through 2179 and section 129 of the 2010-
1102 2011 General Appropriations Act, paragraph (a) of subsection (4)
1103 of section 339.135, Florida Statutes, is amended, and present
1104 paragraphs (a) through (g) of subsection (7) of that section are
1105 redesignated as paragraphs (c) through (i), respectively, and

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1106 new paragraphs (a) and (b) are added to that subsection, to
 1107 read:
 1108 339.135 Work program; legislative budget request;
 1109 definitions; preparation, adoption, execution, and amendment.—
 1110 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—
 1111 (a)1. To assure that no district or county is penalized
 1112 for local efforts to improve the State Highway System, the
 1113 department shall, for the purpose of developing a tentative work
 1114 program, allocate funds for new construction to the districts,
 1115 except for the turnpike enterprise, based on equal parts of
 1116 population and motor fuel tax collections. Funds for
 1117 resurfacing, bridge repair and rehabilitation, bridge fender
 1118 system construction or repair, public transit projects except
 1119 public transit block grants as provided in s. 341.052, and other
 1120 programs with quantitative needs assessments shall be allocated
 1121 based on the results of these assessments. The department may
 1122 not transfer any funds allocated to a district under this
 1123 paragraph to any other district except as provided in subsection
 1124 (7). Funds for public transit block grants shall be allocated to
 1125 the districts pursuant to s. 341.052. Funds for the intercity
 1126 bus program provided for under s. 5311(f) of the federal
 1127 nonurbanized area formula program shall be administered and
 1128 allocated directly to eligible bus carriers as defined in s.
 1129 341.031(12) at the state level rather than the district. In
 1130 order to provide state funding to support the intercity bus
 1131 program provided for under provisions of the federal 5311(f)
 1132 program, the department shall allocate an amount equal to the

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1133 federal share of the 5311(f) program from amounts calculated
 1134 pursuant to s. 206.46(3).

1135 2. Notwithstanding the provisions of subparagraph 1., the
 1136 department shall allocate at least 50 percent of any new
 1137 discretionary highway capacity funds to the Florida Strategic
 1138 Intermodal System created pursuant to s. 339.61. Any remaining
 1139 new discretionary highway capacity funds shall be allocated to
 1140 the districts for new construction as provided in subparagraph
 1141 1. For the purposes of this subparagraph, the term "new
 1142 discretionary highway capacity funds" means any funds available
 1143 to the department above the prior year funding level for
 1144 capacity improvements, which the department has the discretion
 1145 to allocate to highway projects.

1146 3. Notwithstanding ~~subparagraphs~~ subparagraph 1. and 2.
 1147 and ss. 201.15(1)(c)1.a.-d., 206.46(3), 334.044(26), and
 1148 339.2819(3), and for the 2010-2011 ~~2009-2010~~ fiscal year only,
 1149 the department shall reduce work program levels to balance the
 1150 finance plan to the revised funding levels resulting from any
 1151 reduction in the 2010-2011 ~~2009-2010~~ General Appropriations Act.
 1152 This subparagraph expires July 1, 2011 ~~2010~~.

1153 4. For the 2009-2010 fiscal year only, prior to any
 1154 project or phase thereof being deferred, the department's cash
 1155 balances shall be as provided in paragraph (6)(b), and the
 1156 reductions in subparagraph 3. shall be made to financial
 1157 projects not programmed for contract letting as identified with
 1158 a work program contract class code 8 and the box code RV. These
 1159 reductions shall not negatively impact safety or maintenance or

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1160 project contingency percentage levels as of April 21, 2009. This
 1161 subparagraph expires July 1, 2010.

1162 5. Notwithstanding subparagraphs 1. and 2. and ss.
 1163 206.46(3) and 334.044(26), and for fiscal years 2009-2010
 1164 through 2013-2014 only, the department shall annually allocate
 1165 up to \$15 million of the first proceeds of the increased
 1166 revenues estimated by the November 2009 Revenue Estimating
 1167 Conference to be deposited into the State Transportation Trust
 1168 Fund to provide for the portion of the transfer of funds
 1169 included in s. 343.58(4)(a)1.a. or 2.a., whichever is
 1170 applicable. The transfer of funds included in s. 343.58(4) shall
 1171 not negatively impact projects included in fiscal years 2009-
 1172 2010 through 2013-2014 of the work program as of July 1, 2009,
 1173 as amended pursuant to subsection (7). This subparagraph expires
 1174 July 1, 2014.

1175 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

1176 (a) It is the intent of the Legislature that the
 1177 department maintain fiscal solvency and make prudent use of all
 1178 available fiscal resources to minimize any project, or phase
 1179 thereof, from being deferred within the work program. It is
 1180 further the intent of the Legislature that the department, to
 1181 the maximum extent feasible, reduce financial projects not
 1182 programmed for contract letting as identified with a work
 1183 program contract class code 8 and the box code RV and reduce
 1184 cash balances to a level that does not impact contracted
 1185 payments due to payees beyond the requirements of ss. 215.422
 1186 and 337.141, to balance the finance plan and cash forecast to
 1187 the revised funding levels resulting from any reduction in the

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1188 2010-2011 General Appropriations Act. This paragraph expires
 1189 July 1, 2011.

1190 (b) The department shall provide the documents included in
 1191 subparagraphs 1.-9. to the Legislative Budget Commission when
 1192 submitting the department's work program amendment to request
 1193 approval to realign the work program appropriation categories to
 1194 the General Appropriations Act of 2010-2011 pursuant to s.
 1195 339.135(7). In addition, any subsequent work program amendment
 1196 submitted to the Legislative Budget Commission which results in
 1197 a reduced project commitment level in fiscal year 2010-2011 due
 1198 to a reduction in state revenues must include the following
 1199 documents:

1200 1. A proposed finance plan, including an electronic
 1201 working model, as balanced to the requested work program
 1202 amendment to realign the work program categories to the General
 1203 Appropriations Act of 2010-2011, or any other amendments that
 1204 reduce work program commitments;

1205 2. A proposed cash forecast as balanced to the requested
 1206 work program amendment to realign the work program categories to
 1207 the General Appropriations Act of 2010-2011, or any other
 1208 amendments that reduces work program commitments;

1209 3. An adopted finance plan, as of July 1, 2010, including
 1210 an electronic working model;

1211 4. An adopted cash forecast, as of July 1, 2010;

1212 5. A complete list of projects, or phases thereof,
 1213 impacted from the reduced revenues in the 2010-2011 General
 1214 Appropriations Act for the 2010-2011 through 2014-2015 work
 1215 program;

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1216 6. The department's methodology for identifying projects,
 1217 or phases thereof, for deferral or deletion for the 2010-2011
 1218 through 2014-2015 work program;

1219 7. A letter of concurrence or nonconcurrence from the
 1220 affected metropolitan planning organization or, in
 1221 nonmetropolitan areas, the board of county commissioners with
 1222 impacted project selections;

1223 8. A complete list of financial projects not programmed
 1224 for contract letting as identified with a work program contract
 1225 class code 8 and the box code RV included in fiscal years 2010-
 1226 2011 through 2014-2015, as of July 1, 2010; and

1227 9. An electronic version of the 5-year work program for
 1228 the adopted work program dated July 1, 2010, and any subsequent
 1229 tentative work programs, submitted to the Legislature. This
 1230 electronic document shall include details by district, county,
 1231 financial project number, transportation system, work mix,
 1232 phase, box code, appropriation category, fund code, phase, and
 1233 fiscal year.

1234
 1235 This paragraph expires July 1, 2011.

1236 Section 52. In order to implement Specific Appropriations
 1237 2071 through 2083, 2090 through 2094, 2110 through 2117, 2119
 1238 through 2129, and 2169 through 2179 and section 129 of the 2010-
 1239 2011 General Appropriations Act, subsection (7) is added to
 1240 section 348.60, Florida Statutes, to read:

1241 348.60 Lease-purchase agreements.—

1242 (7) (a) On or before July 15, 2010, the authority shall pay
 1243 \$19 million to the department to reduce the authority's

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1244 operation and maintenance liability owed to the department.
 1245 Effective July 16, 2010, unless the secretary of the department
 1246 certifies in writing to the Speaker of the House of
 1247 Representatives, the President of the Senate, and the Secretary
 1248 of State that such payment has been made, the governance,
 1249 control, assets, and liabilities of the authority shall transfer
 1250 to the department. Upon such transfer, the department shall
 1251 succeed to all powers and responsibilities of the authority, and
 1252 the operations and maintenance of the expressway system shall be
 1253 under the control of the department, pursuant to this
 1254 subsection.

1255 (b) The transfer pursuant to this subsection shall be
 1256 subject to all terms and covenants provided for the protection
 1257 of the holders of the Tampa-Hillsborough County Expressway
 1258 Authority Bonds, Series 2002 and 2005, in the lease-purchase
 1259 agreement and the resolutions adopted in connection with the
 1260 issuance of the bonds. Further, the transfer shall not impair
 1261 the terms of the contract between the authority and the
 1262 bondholders, shall not act to the detriment of the bondholders,
 1263 and shall not decrease the credit quality of the bonds. After
 1264 such transfer, the department shall operate and maintain the
 1265 expressway system and any other facilities of the authority in
 1266 accordance with the terms, conditions, and covenants contained
 1267 in the bond resolutions and lease-purchase agreement securing
 1268 the bonds of the authority. The department shall collect toll
 1269 revenues and apply such revenues to the payment of debt service
 1270 as provided in the bond resolution securing such bonds and
 1271 expressly assumes all obligations relating to the bonds such

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1272 that the transfer will have no adverse impact on the security
 1273 for the bonds of the authority. The transfer shall not modify or
 1274 eliminate any prior obligation of the department to pay certain
 1275 costs of the expressway system from sources other than revenues
 1276 of the expressway system.

1277 (c) The department may provide for the exercise of any
 1278 powers or responsibilities provided pursuant to this subsection
 1279 through the Florida Turnpike Enterprise.

1280
 1281 This subsection expires July 1, 2011.

1282 Section 53. In order to implement the appropriation of
 1283 funds in Special Categories-Risk Management Insurance of the
 1284 2010-2011 General Appropriations Act, and pursuant to the
 1285 notice, review, and objection procedures of s. 216.177, Florida
 1286 Statutes, the Executive Office of the Governor is authorized to
 1287 transfer funds appropriated in the appropriation category
 1288 "Special Categories-Risk Management Insurance" of the 2010-2011
 1289 General Appropriations Act between departments in order to align
 1290 the budget authority granted with the premiums paid by each
 1291 department for risk management insurance. This section expires
 1292 July 1, 2011.

1293 Section 54. In order to implement the appropriation of
 1294 funds in Special Categories-Transfer to Department of Management
 1295 Services-Human Resources Services Purchased Per Statewide
 1296 Contract of the 2010-2011 General Appropriations Act, and
 1297 pursuant to the notice, review, and objection procedures of s.
 1298 216.177, Florida Statutes, the Executive Office of the Governor
 1299 is authorized to transfer funds appropriated in the

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1300 appropriation category "Special Categories-Transfer to
 1301 Department of Management Services-Human Resources Services
 1302 Purchased Per Statewide Contract" of the 2010-2011 General
 1303 Appropriations Act between departments in order to align the
 1304 budget authority granted with the assessments that must be paid
 1305 by each agency to the Department of Management Services for
 1306 human resource management services. This section expires July 1,
 1307 2011.

1308 Section 55. In order to implement specific appropriations
 1309 for salaries and benefits in the 2010-2011 General
 1310 Appropriations Act, paragraph (a) of subsection (12) of section
 1311 110.123, Florida Statutes, is amended to read:

1312 110.123 State group insurance program.—

1313 (12) HEALTH SAVINGS ACCOUNTS.—The department is authorized
 1314 to establish health savings accounts for full-time and part-time
 1315 state employees in association with a health insurance plan
 1316 option authorized by the Legislature and conforming to the
 1317 requirements and limitations of federal provisions relating to
 1318 the Medicare Prescription Drug, Improvement, and Modernization
 1319 Act of 2003.

1320 (a)1. A member participating in this health insurance plan
 1321 option shall be eligible to receive an employer contribution
 1322 into the employee's health savings account from the State
 1323 Employees Health Insurance Trust Fund in an amount to be
 1324 determined by the Legislature. A member is not eligible for an
 1325 employer contribution upon termination of employment. For the
 1326 2010-2011 ~~2009-2010~~ fiscal year, the state's monthly
 1327 contribution for employees having individual coverage shall be

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1328 \$41.66 and the monthly contribution for employees having family
 1329 coverage shall be \$83.33.

1330 2. A member participating in this health insurance plan
 1331 option shall be eligible to deposit the member's own funds into
 1332 a health savings account.

1333 Section 56. In order to implement section 8 of the 2010-
 1334 2011 General Appropriations Act, paragraph (j) is added to
 1335 subsection (3) of section 110.123, Florida Statutes, to read:

1336 110.123 State group insurance program.—

1337 (3) STATE GROUP INSURANCE PROGRAM.—

1338 (j) Notwithstanding the provisions of paragraph (f)
 1339 requiring uniform contributions, and for the 2010-2011 fiscal
 1340 year only, the state contribution toward the cost of any plan in
 1341 the state group insurance plan shall be the difference between
 1342 the overall premium and the employee contribution. This
 1343 subsection expires June 30, 2011.

1344 Section 57. In order to implement specific appropriations
 1345 for salaries and benefits in the 2010-2011 General
 1346 Appropriations Act, paragraph (b) of subsection (3) of section
 1347 112.24, Florida Statutes, is amended to read:

1348 112.24 Intergovernmental interchange of public employees.—
 1349 To encourage economical and effective utilization of public
 1350 employees in this state, the temporary assignment of employees
 1351 among agencies of government, both state and local, and
 1352 including school districts and public institutions of higher
 1353 education is authorized under terms and conditions set forth in
 1354 this section. State agencies, municipalities, and political
 1355 subdivisions are authorized to enter into employee interchange

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1356 | agreements with other state agencies, the Federal Government,
 1357 | another state, a municipality, or a political subdivision
 1358 | including a school district, or with a public institution of
 1359 | higher education. State agencies are also authorized to enter
 1360 | into employee interchange agreements with private institutions
 1361 | of higher education and other nonprofit organizations under the
 1362 | terms and conditions provided in this section. In addition, the
 1363 | Governor or the Governor and Cabinet may enter into employee
 1364 | interchange agreements with a state agency, the Federal
 1365 | Government, another state, a municipality, or a political
 1366 | subdivision including a school district, or with a public
 1367 | institution of higher learning to fill, subject to the
 1368 | requirements of chapter 20, appointive offices which are within
 1369 | the executive branch of government and which are filled by
 1370 | appointment by the Governor or the Governor and Cabinet. Under
 1371 | no circumstances shall employee interchange agreements be
 1372 | utilized for the purpose of assigning individuals to participate
 1373 | in political campaigns. Duties and responsibilities of
 1374 | interchange employees shall be limited to the mission and goals
 1375 | of the agencies of government.

1376 | (3) Salary, leave, travel and transportation, and
 1377 | reimbursements for an employee of a sending party that is
 1378 | participating in an interchange program shall be handled as
 1379 | follows:

1380 | (b)1. The assignment of an employee of a state agency
 1381 | either on detail or on leave of absence may be made without
 1382 | reimbursement by the receiving party for the travel and
 1383 | transportation expenses to or from the place of the assignment

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1384 or for the pay and benefits, or a part thereof, of the employee
 1385 during the assignment.

1386 2. For the 2010-2011 ~~2009-2010~~ fiscal year only, the
 1387 assignment of an employee of a state agency as provided in
 1388 subparagraph 1. may be made if recommended by the Governor or
 1389 Chief Justice, as appropriate, and approved by the chairs of the
 1390 Senate Policy and Steering Committee on Ways and Means and the
 1391 House Full Appropriations Council on Education and Economic
 1392 Development ~~General Government and Health Care~~. Such actions
 1393 shall be deemed approved if neither chair provides written
 1394 notice of objection within 14 days after the chair's receiving
 1395 notice of the action pursuant to s. 216.177. This subparagraph
 1396 expires July 1, 2011 ~~2010~~.

1397 Section 58. In order to implement Specific Appropriations
 1398 2768 and 2769 of the 2010-2011 General Appropriations Act:

1399 (1) Notwithstanding the provisions of s. 11.13(1), Florida
 1400 Statutes, relating to the annual adjustment of salaries for
 1401 members of the Legislature, to the contrary, for the 2010-2011
 1402 fiscal year only, the authorized salaries of members of the
 1403 Legislature in effect on June 30, 2010, shall be reduced by 7
 1404 percent.

1405 (2) Effective June 30, 2011, the annual salaries of
 1406 members of the Legislature shall be set at the amounts
 1407 authorized and in effect on June 30, 2010, pursuant to
 1408 subsection (2) of section 48 of chapter 2009-82, Laws of
 1409 Florida.

1410 (3) This section expires July 1, 2011.

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1411 Section 59. In order to implement the transfer of moneys
 1412 to the General Revenue Fund from trust funds in the 2010-2011
 1413 General Appropriations Act, paragraph (b) of subsection (2) of
 1414 section 215.32, Florida Statutes, is reenacted to read:

1415 215.32 State funds; segregation.—

1416 (2) The source and use of each of these funds shall be as
 1417 follows:

1418 (b)1. The trust funds shall consist of moneys received by
 1419 the state which under law or under trust agreement are
 1420 segregated for a purpose authorized by law. The state agency or
 1421 branch of state government receiving or collecting such moneys
 1422 shall be responsible for their proper expenditure as provided by
 1423 law. Upon the request of the state agency or branch of state
 1424 government responsible for the administration of the trust fund,
 1425 the Chief Financial Officer may establish accounts within the
 1426 trust fund at a level considered necessary for proper
 1427 accountability. Once an account is established within a trust
 1428 fund, the Chief Financial Officer may authorize payment from
 1429 that account only upon determining that there is sufficient cash
 1430 and releases at the level of the account.

1431 2. In addition to other trust funds created by law, to the
 1432 extent possible, each agency shall use the following trust funds
 1433 as described in this subparagraph for day-to-day operations:

1434 a. Operations or operating trust fund, for use as a
 1435 depository for funds to be used for program operations funded by
 1436 program revenues, with the exception of administrative
 1437 activities when the operations or operating trust fund is a
 1438 proprietary fund.

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1439 b. Operations and maintenance trust fund, for use as a
 1440 depository for client services funded by third-party payors.
 1441 c. Administrative trust fund, for use as a depository for
 1442 funds to be used for management activities that are departmental
 1443 in nature and funded by indirect cost earnings and assessments
 1444 against trust funds. Proprietary funds are excluded from the
 1445 requirement of using an administrative trust fund.
 1446 d. Grants and donations trust fund, for use as a
 1447 depository for funds to be used for allowable grant or donor
 1448 agreement activities funded by restricted contractual revenue
 1449 from private and public nonfederal sources.
 1450 e. Agency working capital trust fund, for use as a
 1451 depository for funds to be used pursuant to s. 216.272.
 1452 f. Clearing funds trust fund, for use as a depository for
 1453 funds to account for collections pending distribution to lawful
 1454 recipients.
 1455 g. Federal grant trust fund, for use as a depository for
 1456 funds to be used for allowable grant activities funded by
 1457 restricted program revenues from federal sources.
 1458
 1459 To the extent possible, each agency must adjust its internal
 1460 accounting to use existing trust funds consistent with the
 1461 requirements of this subparagraph. If an agency does not have
 1462 trust funds listed in this subparagraph and cannot make such
 1463 adjustment, the agency must recommend the creation of the
 1464 necessary trust funds to the Legislature no later than the next
 1465 scheduled review of the agency's trust funds pursuant to s.
 1466 215.3206.

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1467 3. All such moneys are hereby appropriated to be expended
1468 in accordance with the law or trust agreement under which they
1469 were received, subject always to the provisions of chapter 216
1470 relating to the appropriation of funds and to the applicable
1471 laws relating to the deposit or expenditure of moneys in the
1472 State Treasury.

1473 4.a. Notwithstanding any provision of law restricting the
1474 use of trust funds to specific purposes, unappropriated cash
1475 balances from selected trust funds may be authorized by the
1476 Legislature for transfer to the Budget Stabilization Fund and
1477 General Revenue Fund in the General Appropriations Act.

1478 b. This subparagraph does not apply to trust funds
1479 required by federal programs or mandates; trust funds
1480 established for bond covenants, indentures, or resolutions whose
1481 revenues are legally pledged by the state or public body to meet
1482 debt service or other financial requirements of any debt
1483 obligations of the state or any public body; the State
1484 Transportation Trust Fund; the trust fund containing the net
1485 annual proceeds from the Florida Education Lotteries; the
1486 Florida Retirement System Trust Fund; trust funds under the
1487 management of the State Board of Education or the Board of
1488 Governors of the State University System, where such trust funds
1489 are for auxiliary enterprises, self-insurance, and contracts,
1490 grants, and donations, as those terms are defined by general
1491 law; trust funds that serve as clearing funds or accounts for
1492 the Chief Financial Officer or state agencies; trust funds that
1493 account for assets held by the state in a trustee capacity as an
1494 agent or fiduciary for individuals, private organizations, or

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1495 other governmental units; and other trust funds authorized by
 1496 the State Constitution.

1497 Section 60. In order to implement the transfer of moneys
 1498 to the General Revenue Fund from trust funds in the 2010-2011
 1499 General Appropriations Act, paragraph (b) of subsection (4) of
 1500 section 215.5601, Florida Statutes, is reenacted to read:

1501 215.5601 Lawton Chiles Endowment Fund.—

1502 (4) ADMINISTRATION.—

1503 (b) The endowment shall be managed as an annuity. The
 1504 investment objective shall be long-term preservation of the real
 1505 value of the net contributed principal and a specified regular
 1506 annual cash outflow for appropriation, as nonrecurring revenue.
 1507 From the annual cash outflow, a pro rata share shall be used
 1508 solely for biomedical research activities as provided in
 1509 paragraph (3)(d), until such time as cures are found for
 1510 tobacco-related cancer and heart and lung disease. Five percent
 1511 of the annual cash outflow dedicated to the biomedical research
 1512 portion of the endowment shall be reinvested and applied to that
 1513 portion of the endowment's principal, with the remainder to be
 1514 spent on biomedical research activities consistent with this
 1515 section. The schedule of annual cash outflow shall be included
 1516 within the investment plan adopted under paragraph (a).
 1517 Withdrawals other than specified regular cash outflow shall be
 1518 considered reductions in contributed principal for the purposes
 1519 of this subsection.

1520 Section 61. In order to implement the issuance of new debt
 1521 authorized in the 2010-2011 General Appropriations Act, and
 1522 pursuant to the requirements of s. 215.98, Florida Statutes, the

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1523 Legislature determines that the authorization and issuance of
1524 debt for the 2010-2011 fiscal year should be implemented and is
1525 in the best interest of the state and necessary to address a
1526 critical state emergency. This section expires July 1, 2011.

1527 Section 62. In order to implement the funds appropriated
1528 in the 2010-2011 General Appropriations Act for state employee
1529 travel, the funds appropriated to each state agency, which may
1530 be used for travel by state employees, shall be limited during
1531 the 2010-2011 fiscal year to travel for activities that are
1532 critical to each state agency's mission. Funds may not be used
1533 to pay for travel by state employees to foreign countries, other
1534 states, conferences, staff-training activities, or other
1535 administrative functions unless the agency head has approved in
1536 writing that such activities are critical to the agency's
1537 mission. The agency head must consider the use of
1538 teleconferencing and other forms of electronic communication to
1539 meet the needs of the proposed activity before approving
1540 mission-critical travel. This section does not apply to travel
1541 for law enforcement purposes, military purposes, emergency
1542 management activities, or public health activities. This section
1543 expires July 1, 2011.

1544 Section 63. In order to implement the appropriations
1545 authorized in the 2010-2011 General Appropriations Act for each
1546 of the state's designated primary data centers, which are funded
1547 from the data processing appropriation category and other
1548 categories used to pay for computing services of user agencies,
1549 and pursuant to the notice, review, and objection procedures of
1550 s. 216.177, Florida Statutes, the Executive Office of the

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1551 Governor is authorized to transfer funds appropriated in any
 1552 appropriation category used to pay for data processing in the
 1553 2010-2011 General Appropriations Act between agencies in order
 1554 to align the budget authority granted with the utilization rate
 1555 of each department. This section expires July 1, 2011.

1556 Section 64. In order to implement the appropriations
 1557 authorized in the 2010-2011 General Appropriations Act which
 1558 were submitted pursuant to the provisions of s. 17 of chapter
 1559 2008-116, Laws of Florida, and notwithstanding s. 216.181(1)(c),
 1560 Florida Statutes, an agency may transfer funds from the data
 1561 processing appropriation categories to another appropriation
 1562 category for the purpose of supporting and managing its computer
 1563 resources until such time as the agency's data processing
 1564 function is transferred to the Southwood Shared Resource Center,
 1565 the Northwood Shared Resource Center, or the Northwest Regional
 1566 Data Center. This section expires July 1, 2011.

1567 Section 65. State agencies required by the 2010-2011
 1568 General Appropriations Act to begin planning for a data center
 1569 consolidation scheduled for a subsequent fiscal year may
 1570 accelerate the consolidation into the 2010-2011 fiscal year
 1571 contingent on the approval by the Legislative Budget Commission
 1572 of budget adjustments to the agency and the primary data
 1573 center's budget required to accomplish the consolidation. The
 1574 primary data center may add positions contingent on an equal or
 1575 greater number of positions being placed in reserve from the
 1576 agency data center being consolidated. This section expires July
 1577 1, 2011.

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1578 Section 66. In order to implement Specific Appropriation
 1579 2179A of the 2010-2011 General Appropriations Act, the Executive
 1580 Office of the Governor is authorized to transfer funds
 1581 appropriated in the appropriation category "Expenses" of the
 1582 2010-2011 General Appropriations Act between agencies in order
 1583 to allocate a reduction relating to SUNCOM Services. This
 1584 section expires July 1, 2011.

1585 Section 67. In order to implement Specific Appropriation
 1586 1765 of the 2010-2011 General Appropriations Act, the Department
 1587 of Environmental Protection shall take no final agency action to
 1588 deny any permit application related to rigid coastal armoring
 1589 structures authorized under s. 161.085 (3), Florida Statutes,
 1590 and constructed between July 1, 2005, and April 30, 2006, as a
 1591 result of the impacts of Hurricane Dennis in Walton County. The
 1592 90-day time period for agency action pursuant to s. 120.60 (1),
 1593 Florida Statutes, shall be tolled for these applications. At the
 1594 written request of a property owner to process his or her
 1595 application, the department shall issue or deny the application
 1596 within 90 days or in accordance with the time periods provided
 1597 in chapter 120, Florida Statutes, whichever is greater. In
 1598 addition, during Fiscal Year 2010-2011, the department shall not
 1599 take enforcement action against a property owner for failure to
 1600 apply for a permit to allow such structures to remain
 1601 permanently. A property owner who has previously filed an
 1602 application with the department is not required to reapply or
 1603 request reinstatement of his or her application. This section
 1604 expires July 1, 2011.

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1605 Section 68. In order to implement section 40 of the 2010-
 1606 2011 General Appropriations Act:

1607 (1) Notwithstanding s. 255.518(1) (b), Florida Statutes,
 1608 and for the 2010-2011 fiscal year only, the payment of debt
 1609 service on bonds during the construction of the Florida
 1610 International University/Miami-Dade County Health
 1611 Department/Florida Department of Health facility may be made
 1612 from bond proceeds. Florida International University and the
 1613 Miami-Dade County Health Department/Florida Department of Health
 1614 are authorized to make rental payments prior to the completion
 1615 of the project to the extent necessary to pay debt service on
 1616 the bonds.

1617 (2) Notwithstanding s. 255.518(1) (a), Florida Statutes,
 1618 and for the 2010-2011 fiscal year only, costs relating to the
 1619 initial planning, preliminary design, and programming for the
 1620 project may be paid from bond proceeds.

1621 (3) Notwithstanding s. 255.506, Florida Statutes, and for
 1622 the 2010-2011 fiscal year only, neither Florida International
 1623 University nor the Miami-Dade County Health Department/Florida
 1624 Department of Health shall be required to submit other
 1625 facilities into the facilities pool to obtain financing for the
 1626 project approved herein.

1627 (4) This section expires July 1, 2011.

1628 Section 69. In order to implement Specific Appropriations
 1629 17 through 26 of the 2010-2011 General Appropriations Act:

1630 (1) The Legislature hereby finds and determines that the
 1631 items and sums designated in Specific Appropriations 17 through
 1632 26 shall constitute authorized capital outlay projects within

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1633 the meaning and as required by s. 9(a)(2), Art. XII of the State
 1634 Constitution and any other law. In accordance therewith, the
 1635 moneys in Specific Appropriations 17 through 26 are authorized
 1636 to be expended for the enumerated authorized capital outlay
 1637 projects.

1638 (2) The sum designated for each project is the maximum sum
 1639 to be expended for each specified phase of the project from
 1640 funds accruing under s. 9(a)(2), Art. XII of the State
 1641 Constitution. The scope of each project shall be planned so that
 1642 the amounts specified shall not be exceeded, or any excess in
 1643 costs shall be funded by sources other than this appropriation.
 1644 Such excess costs may be funded from the Public Education
 1645 Capital Outlay and Debt Service Trust Fund only as a result of
 1646 fund transfers pursuant to s. 216.292(4)(c), Florida Statutes.
 1647 Each project shall be constructed on the site specified. If
 1648 existing facilities and acquisition of new sites are a part of
 1649 these projects, each building and site must be certified to be
 1650 free of contamination, asbestos, and other hazardous materials
 1651 before the facility or site may be acquired. The provisions of
 1652 s. 216.301(2), Florida Statutes, shall apply to all capital
 1653 outlay funds appropriated to the Public Education Capital Outlay
 1654 and Debt Service Trust Fund for the 2010-2011 fiscal year
 1655 appropriation and shall also apply to the funds appropriated in
 1656 Specific Appropriations 17 through 26.

1657 (3) The Office of Policy and Budget in the Executive
 1658 Office of the Governor shall establish fixed capital outlay
 1659 budget authority within appropriate accounts to enable the
 1660 expenditure of funds appropriated for the state universities,

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1661 the Florida School for the Deaf and the Blind, public school
 1662 districts, state colleges, community colleges, public
 1663 broadcasting, and the Division of Blind Services.

1664 (4) This section expires July 1, 2011.

1665 Section 70. (1) Consistent with the principles of
 1666 promoting employment of state residents, ensuring that the
 1667 expenditure of state funds benefits state residents, and
 1668 encouraging economic development within the state, each entity
 1669 expending funds provided in the 2010-2011 General Appropriations
 1670 Act for any purchase of goods and services in excess of \$5
 1671 million shall give preference, to the maximum extent possible
 1672 under or consistent with applicable state and federal laws, to
 1673 vendors or businesses with a principal place of business in the
 1674 State of Florida that commit contractually to maximize the use
 1675 of Florida residents, products and other Florida-based
 1676 businesses in the fulfillment of their contractual duties.

1677 (2) This section does not apply to any contract that was
 1678 funded prior to June 1, 2010.

1679 (3) Each state agency shall identify contracts subject to
 1680 this section and shall report by March 1, 2011, each
 1681 contractor's compliance with this section to the Agency for
 1682 Workforce Innovation.

1683 (4) This section expires July 1, 2011.

1684 Section 71. In order to implement section 8 of the General
 1685 Appropriations Act for the 2010-2011 fiscal year, effective
 1686 January 1, 2011, paragraph (a) of subsection (7) of section
 1687 110.12315, Florida Statutes, is amended to read:

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1688 110.12315 Prescription drug program.—The state employees'
 1689 prescription drug program is established. This program shall be
 1690 administered by the Department of Management Services, according
 1691 to the terms and conditions of the plan as established by the
 1692 relevant provisions of the annual General Appropriations Act and
 1693 implementing legislation, subject to the following conditions:

1694 (7) Under the state employees' prescription drug program
 1695 copayments must be made as follows:

1696 (a) Effective January 1, 2011 ~~2006~~, for the State Group
 1697 Health Insurance Standard Plan:

- 1698 1. For generic drug with card..... \$7 ~~\$10~~.
- 1699 2. For preferred brand name drug with card..... \$30 ~~\$25~~.
- 1700 3. For nonpreferred brand name drug with card.... \$50 ~~\$40~~.
- 1701 4. For generic mail order drug..... \$14 ~~\$20~~.
- 1702 5. For preferred brand name mail order drug..... \$60 ~~\$50~~.
- 1703 6. For nonpreferred brand name mail order drug.. \$100 ~~\$80~~.

1704 Section 72. Any section of this act that implements a
 1705 specific appropriation or specifically identified proviso
 1706 language in the 2010-2011 General Appropriations Act is void if
 1707 the specific appropriation or specifically identified proviso
 1708 language is vetoed. A section of this act that implements more
 1709 than one specific appropriation or more than one portion of
 1710 specifically identified proviso language in the 2010-2011
 1711 General Appropriations Act is void if all the specific
 1712 appropriations or portions of specifically identified proviso
 1713 language are vetoed.

1714 Section 73. If any other act passed during the 2010
 1715 Regular Session contains a provision that is substantively the

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1716 same as a provision in this act, but that removes or is
1717 otherwise not subject to the future repeal applied to such
1718 provision by this act, the Legislature intends that the
1719 provision in the other act takes precedence and continues to
1720 operate, notwithstanding the future repeal provided by this act.

1721 Section 74. If any provision of this act or its
1722 application to any person or circumstance is held invalid, the
1723 invalidity does not affect other provisions or applications of
1724 the act which can be given effect without the invalid provision
1725 or application, and to this end the provisions of this act are
1726 severable.

1727 Section 75. Except as otherwise expressly provided in this
1728 act and except for this section, which shall take effect June
1729 29, 2010, this act shall take effect July 1, 2010; or, if this
1730 act fails to become a law until after that date, it shall take
1731 effect upon becoming a law and shall operate retroactively to
1732 July 1, 2010.