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LEGISLATIVE ACTION

Senate

House

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03/09/2012 10:19 PM

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Senator Alexander moved the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. It is the intent of the Legislature that the  
implementing and administering provisions of this act apply to  
the General Appropriations Act for the 2012-2013 fiscal year.

Section 2. In order to implement Specific Appropriations 6,  
7, 8, 84, and 85 of the 2012-2013 General Appropriations Act,  
the calculations of the Florida Education Finance Program for  
the 2012-2013 fiscal year in the document entitled "Public  
School Funding-The Florida Education Finance Program," dated  
February 20, 2012, and filed with the Secretary of the Senate,



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14 are incorporated by reference for the purpose of displaying the  
15 calculations used by the Legislature, consistent with the  
16 requirements of the Florida Statutes, in making appropriations  
17 for the Florida Education Finance Program.

18 Section 3. In order to implement Specific Appropriations 16  
19 and 16A of the 2012-2013 General Appropriations Act, paragraph  
20 (c) of subsection (3) of section 216.292, Florida Statutes, is  
21 amended to read:

22 216.292 Appropriations nontransferable; exceptions.—

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

27 (c) The transfer of appropriations for fixed capital outlay  
28 from the Survey Recommended Needs-Public Schools appropriation  
29 category to the Maintenance, Repair, Renovation and Remodeling  
30 appropriation category. The allocation of transferred funds must  
31 be in accordance with s. 1013.62. This paragraph expires July 1,  
32 2013 ~~2012~~.

33 Section 4. In order to implement Specific Appropriation 129  
34 of the 2012-2013 General Appropriations Act and notwithstanding  
35 any other law, for the 2012-2013 fiscal year only, a university  
36 board of trustees may expend reserve or carry-forward balances  
37 from prior year operational and programmatic appropriations for  
38 legislatively approved fixed capital outlay projects authorized  
39 for the establishment of a new campus.

40 Section 5. In order to implement Specific Appropriation 512  
41 of the 2012-2013 General Appropriations Act, and for the 2012-  
42 2013 fiscal year only, the following requirements govern the



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43 completion of Phase 2 and Phase 3 of the Department of Health's  
44 Florida Onsite Sewage Nitrogen Reduction Strategies Study:

45 (1) The Department of Health's underlying contract for the  
46 study remains in full force and effect and funding for  
47 completion of Phase 2 and Phase 3 is through the Department of  
48 Health.

49 (2) The Department of Health, the Department of Health's  
50 Research Review and Advisory Committee, and the Department of  
51 Environmental Protection shall work together to provide the  
52 necessary technical oversight for completing Phase 2 and Phase 3  
53 of the project.

54 (3) Management and oversight for completing Phase 2 and  
55 Phase 3 must be consistent with the terms of the existing  
56 contract. However, the main focus and priority to be completed  
57 during Phase 3 is developing, testing, and recommending cost-  
58 effective passive technology design criteria for nitrogen  
59 reduction.

60 (4) The systems installed at homesites are experimental in  
61 nature and shall be installed with significant field testing and  
62 monitoring. The Department of Health is specifically authorized  
63 to allow installation of these experimental systems.  
64 Notwithstanding any other law, before Phase 3 of the study is  
65 completed, a state agency may not adopt or implement a rule or  
66 policy that:

67 (a) Mandates, establishes, or implements more restrictive  
68 nitrogen-reduction standards to existing or new onsite sewage  
69 treatment systems or modification of such systems; or

70 (b) Directly or indirectly requires the use of performance-  
71 based treatment systems or similar technology, such as through



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72 an administrative order developed by the Department of  
73 Environmental Protection as part of a basin management action  
74 plan adopted pursuant to s. 403.067, Florida Statutes. However,  
75 the implementation of more restrictive nitrogen-reduction  
76 standards for onsite systems may be required through a basin  
77 management action plan if such plan is phased in after  
78 completion of Phase 3.

79       Section 6. In order to implement Specific Appropriations  
80 187, 189, 193 through 195, and 198 of the 2012-2013 General  
81 Appropriations Act, the calculations of the Medicaid Low-Income  
82 Pool, Disproportionate Share Hospital, and Hospital Exemptions  
83 Programs for the 2012-2013 fiscal year in the document entitled  
84 "Medicaid Supplemental Hospital Funding Programs" dated February  
85 10, 2012, and filed with the Secretary of the Senate, are  
86 incorporated by reference for the purpose of displaying the  
87 calculations used by the Legislature, consistent with the  
88 requirements of the Florida Statutes, in making appropriations  
89 for the Low-Income Pool, Disproportionate Share Hospital, and  
90 Hospital Exemptions Programs.

91       Section 7. In order to implement Specific Appropriations  
92 283 through 390 of the 2012-2013 General Appropriations Act,  
93 subsection (4) of section 20.04, Florida Statutes, is amended to  
94 read:

95       20.04 Structure of executive branch.—The executive branch  
96 of state government is structured as follows:

97       (4) Within the Department of Children and Family Services  
98 there are organizational units called "circuits" and "regions."  
99 "program offices," headed by program directors. Each circuit is  
100 aligned geographically with each of the state's judicial



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101 circuits, and each region is comprised of multiple circuits, and  
102 each region is comprised of multiple circuits that are in  
103 geographical proximity to each other.

104 Section 8. The amendment to s. 20.04(4), Florida Statutes,  
105 shall expire July 1, 2013, and the text of that subsection shall  
106 revert to that in existence on June 30, 2012, except that any  
107 amendments to such text enacted other than by this act shall be  
108 preserved and continue to operate to the extent that such  
109 amendments are not dependent upon the portions of text which  
110 expire pursuant to this section.

111 Section 9. In order to implement Specific Appropriations  
112 337 through 371 of the 2012-2013 General Appropriations Act,  
113 funds appropriated to the Department of Children and Family  
114 Services for:

115 (1) Adult community mental health must first be used to  
116 fund crisis stabilization services and forensic mental health  
117 treatment services. The remaining funds shall be allocated by  
118 region and awarded to providers as ranked by the department as  
119 having achieved the highest performance.

120 (2) Adult substance abuse services must first be used to  
121 fund detoxification services. The remaining funds shall be  
122 allocated by region and awarded to providers as ranked by the  
123 department as having achieved the highest performance.

124 (3) This section expires July 1, 2013.

125 Section 10. In order to implement Specific Appropriation  
126 208 of the 2012-2013 General Appropriations Act, subsection (41)  
127 of section 409.912, Florida Statutes, is amended to read:

128 409.912 Cost-effective purchasing of health care.—The  
129 agency shall purchase goods and services for Medicaid recipients



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130 in the most cost-effective manner consistent with the delivery  
131 of quality medical care. To ensure that medical services are  
132 effectively utilized, the agency may, in any case, require a  
133 confirmation or second physician's opinion of the correct  
134 diagnosis for purposes of authorizing future services under the  
135 Medicaid program. This section does not restrict access to  
136 emergency services or poststabilization care services as defined  
137 in 42 C.F.R. part 438.114. Such confirmation or second opinion  
138 shall be rendered in a manner approved by the agency. The agency  
139 shall maximize the use of prepaid per capita and prepaid  
140 aggregate fixed-sum basis services when appropriate and other  
141 alternative service delivery and reimbursement methodologies,  
142 including competitive bidding pursuant to s. 287.057, designed  
143 to facilitate the cost-effective purchase of a case-managed  
144 continuum of care. The agency shall also require providers to  
145 minimize the exposure of recipients to the need for acute  
146 inpatient, custodial, and other institutional care and the  
147 inappropriate or unnecessary use of high-cost services. The  
148 agency shall contract with a vendor to monitor and evaluate the  
149 clinical practice patterns of providers in order to identify  
150 trends that are outside the normal practice patterns of a  
151 provider's professional peers or the national guidelines of a  
152 provider's professional association. The vendor must be able to  
153 provide information and counseling to a provider whose practice  
154 patterns are outside the norms, in consultation with the agency,  
155 to improve patient care and reduce inappropriate utilization.  
156 The agency may mandate prior authorization, drug therapy  
157 management, or disease management participation for certain  
158 populations of Medicaid beneficiaries, certain drug classes, or



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159 particular drugs to prevent fraud, abuse, overuse, and possible  
160 dangerous drug interactions. The Pharmaceutical and Therapeutics  
161 Committee shall make recommendations to the agency on drugs for  
162 which prior authorization is required. The agency shall inform  
163 the Pharmaceutical and Therapeutics Committee of its decisions  
164 regarding drugs subject to prior authorization. The agency is  
165 authorized to limit the entities it contracts with or enrolls as  
166 Medicaid providers by developing a provider network through  
167 provider credentialing. The agency may competitively bid single-  
168 source-provider contracts if procurement of goods or services  
169 results in demonstrated cost savings to the state without  
170 limiting access to care. The agency may limit its network based  
171 on the assessment of beneficiary access to care, provider  
172 availability, provider quality standards, time and distance  
173 standards for access to care, the cultural competence of the  
174 provider network, demographic characteristics of Medicaid  
175 beneficiaries, practice and provider-to-beneficiary standards,  
176 appointment wait times, beneficiary use of services, provider  
177 turnover, provider profiling, provider licensure history,  
178 previous program integrity investigations and findings, peer  
179 review, provider Medicaid policy and billing compliance records,  
180 clinical and medical record audits, and other factors. Providers  
181 are not entitled to enrollment in the Medicaid provider network.  
182 The agency shall determine instances in which allowing Medicaid  
183 beneficiaries to purchase durable medical equipment and other  
184 goods is less expensive to the Medicaid program than long-term  
185 rental of the equipment or goods. The agency may establish rules  
186 to facilitate purchases in lieu of long-term rentals in order to  
187 protect against fraud and abuse in the Medicaid program as



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188 defined in s. 409.913. The agency may seek federal waivers  
189 necessary to administer these policies.

190 (41) (a) The agency shall contract on a prepaid or fixed-sum  
191 basis with appropriately licensed prepaid dental health plans to  
192 provide dental services. This subsection expires October 1,  
193 2014.

194 (b) Notwithstanding paragraph (a) and for the 2012-2013  
195 fiscal year only, the agency is authorized to provide a Medicaid  
196 prepaid dental health program in Miami-Dade County. For all  
197 other counties, the agency may not limit dental services to  
198 prepaid plans and must allow qualified dental providers to  
199 provide dental services under Medicaid on a fee-for-service  
200 reimbursement methodology. The agency may seek any necessary  
201 revisions or amendments to the state plan or federal waivers in  
202 order to implement this paragraph. The agency shall terminate  
203 existing contracts as needed to implement this paragraph. This  
204 paragraph expires July 1, 2013.

205 Section 11. In order to implement Specific Appropriation  
206 587A of the 2012-2013 General Appropriations Act,  
207 notwithstanding s. 216.177, Florida Statutes, requiring only 3  
208 days' notice to the Legislature for the release of funds, budget  
209 amendments recommending the release of funds to continue the  
210 Crestview Education Center project at Florida Agricultural and  
211 Mechanical University must be provided at least 14 days before  
212 the effective date of the action and are subject to the  
213 objection procedures in s. 216.177(2) (b), Florida Statutes.

214 Section 12. In order to fulfill legislative intent  
215 regarding the use of funds contained in Specific Appropriations  
216 661, 673, 686, and 1261 of the 2012-2013 General Appropriations





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217 Act, the Department of Corrections and the Department of  
218 Juvenile Justice may expend appropriated funds to assist in  
219 defraying costs that are incurred by a municipality or county  
220 and are associated with opening or operating a facility under  
221 the authority of the respective department. The amount paid for  
222 a facility may not exceed 1 percent of the cost to construct the  
223 facility, less building impact fees imposed by the municipality  
224 or county. This section expires July 1, 2013.

225 Section 13. In order to implement Specific Appropriations  
226 625 through 758 and 778 through 815 of the 2012-2013 General  
227 Appropriations Act, subsection (4) of section 216.262, Florida  
228 Statutes, is amended to read:

229 216.262 Authorized positions.—

230 (4) Notwithstanding the provisions of this chapter relating  
231 to increasing the number of authorized positions, and for the  
232 2012-2013 ~~2011-2012~~ fiscal year only, if the actual inmate  
233 population of the Department of Corrections exceeds the inmate  
234 population projections of the December 14, February 21, 2011,  
235 Criminal Justice Estimating Conference by 1 percent for 2  
236 consecutive months or 2 percent for any month, the Executive  
237 Office of the Governor, with the approval of the Legislative  
238 Budget Commission, shall immediately notify the Criminal Justice  
239 Estimating Conference, which shall convene as soon as possible  
240 to revise the estimates. The Department of Corrections may then  
241 submit a budget amendment requesting the establishment of  
242 positions in excess of the number authorized by the Legislature  
243 and additional appropriations from unallocated general revenue  
244 sufficient to provide for essential staff, fixed capital  
245 improvements, and other resources to provide classification,



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246 security, food services, health services, and other variable  
247 expenses within the institutions to accommodate the estimated  
248 increase in the inmate population. All actions taken pursuant to  
249 this subsection are subject to review and approval by the  
250 Legislative Budget Commission. This subsection expires July 1,  
251 2013 ~~2012~~.

252 Section 14. In order to implement Specific Appropriations  
253 1327, 1340, 1351, and 1368 of the 2012-2013 General  
254 Appropriations Act, the Department of Legal Affairs may transfer  
255 cash remaining after required disbursements for Attorney General  
256 case numbers 09-CV-51614, 16-2008-CA-01-3142CV-C, and  
257 CACE08022328 from FLAIR account 41-74-2-601001-41100100-00-  
258 181076-00 to the Operating Trust Fund to pay salaries and  
259 benefits. This section expires July 1, 2013.

260 Section 15. In order to implement Specific Appropriations  
261 1333 and 1334 of the 2012-2013 General Appropriations Act, the  
262 Department of Legal Affairs may expend appropriated funds in  
263 those specific appropriations on the same programs that were  
264 funded by the department pursuant to specific appropriations  
265 made in general appropriations acts in prior years. This section  
266 expires July 1, 2013.

267 Section 16. In order to implement Specific Appropriations  
268 1297B and 1299 of the 2012-2013 General Appropriations Act,  
269 paragraph (d) of subsection (4) of section 932.7055, Florida  
270 Statutes, is amended to read:

271 932.7055 Disposition of liens and forfeited property.—

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

274 (d) Notwithstanding any other provision of this subsection,



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275 and for the 2012-2013 ~~2011-2012~~ fiscal year only, the funds in a  
276 special law enforcement trust fund established by the governing  
277 body of a municipality may be expended to reimburse the general  
278 fund of the municipality for moneys advanced from the general  
279 fund to the special law enforcement trust fund before October 1,  
280 2001. This paragraph expires July 1, 2013 ~~2012~~.

281 Section 17. (1) In order to implement Specific  
282 Appropriations 1187, 1188, 1193, 1194, 1239, 1240, 1244, 1245,  
283 1247, 1251, 1252, 1255, 1256, 1257, and 1267 of the 2012-2013  
284 General Appropriations Act, the Department of Juvenile Justice  
285 must comply with the following reimbursement limitations:

286 (a) Payments to a hospital or a health care provider may  
287 not exceed 110 percent of the Medicare allowable rate for any  
288 health care services provided if no contract exists between the  
289 department and the hospital or the health care provider  
290 providing services at a hospital;

291 (b) The department may continue to make payments for health  
292 care services at the currently contracted rates through the  
293 current term of the contract if a contract has been executed  
294 between the department and a hospital or a health care provider  
295 providing services to a hospital; however, payments may not  
296 exceed 110 percent of the Medicare allowable rate after the  
297 current term of the contract expires or after the contract is  
298 renewed during the 2012-2013 fiscal year;

299 (c) Payments may not exceed 110 percent of the Medicare  
300 allowable rate under a contract executed on or after July 1,  
301 2012, between the department and a hospital or health care  
302 provider providing services at a hospital;

303 (d) Notwithstanding paragraphs (a), (b), and (c), the



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304 department may pay up to 125 percent of the Medicare allowable  
305 rate for health care services at a hospital that reports or has  
306 reported a negative operating margin for the previous fiscal  
307 year to the Agency for Health Care Administration through  
308 hospital-audited financial data; and

309 (e) The department may not execute a contract for health  
310 care services at a hospital for rates other than rates based on  
311 a percentage of the Medicare allowable rate.

312 (2) For purposes of this section, the term "hospital" means  
313 a hospital licensed under chapter 395, Florida Statutes.

314 (3) This section expires July 1, 2013.

315 Section 18. In order to implement Section 7 of the 2012-  
316 2013 General Appropriations Act, subsection (2) of section  
317 215.18, Florida Statutes, is amended to read:

318 215.18 Transfers between funds; limitation.-

319 (2) The Chief Justice of the Supreme Court may receive one  
320 or more trust fund loans ~~of up to \$54 million in total, the~~  
321 ~~purpose of which is~~ to ensure that the state court system has  
322 funds sufficient to meet its appropriations in the 2012-2013  
323 ~~2011-2012~~ General Appropriations Act. If the Chief Justice  
324 accesses the loan, he or she must notify the Governor and the  
325 chairs of the legislative appropriations committees in writing.  
326 The loan must come from other funds in the State Treasury which  
327 are for the time being or otherwise in excess of the amounts  
328 necessary to meet the just requirements of such last-mentioned  
329 funds. The Governor shall order the transfer of funds within 5  
330 days after the written notification from the Chief Justice. If  
331 the Governor does not order the transfer, the Chief Financial  
332 Officer shall transfer the requested funds. The loan of funds



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333 from which any money is temporarily transferred must be repaid  
334 by the end of the 2012-2013 ~~2011-2012~~ fiscal year. This  
335 subsection expires July 1, 2013 ~~2012~~.

336 Section 19. In order to implement Specific Appropriation  
337 850 of the 2012-2013 General Appropriations Act, and not  
338 withstanding s. 28.2455, Florida Statutes, any funds remaining  
339 in the Clerks of Court Trust Fund may not be transferred to the  
340 General Revenue Fund and remain available to the clerks of court  
341 for expenditures during the 2012-2013 fiscal year. This section  
342 shall take effect upon this act becoming a law and expires July  
343 1, 2013.

344 Section 20. In order to implement Specific Appropriations  
345 850 and 3215 through 3238 of the 2012-2013 General  
346 Appropriations Act, the calculation of unit costs for the clerks  
347 of court and the state trial courts for the 2011-2012 and 2012-  
348 2013 fiscal years are contained in the documents entitled  
349 "Fiscal Year 2011-12 and Fiscal Year 2012-13 Clerks of Court  
350 Unit Cost Budgets" and "Fiscal Year 2011-12 and Fiscal Year  
351 2012-13 Trial Courts Unit Cost Budgets" dated February 10, 2012,  
352 which are filed with the Secretary of the Senate and  
353 incorporated by reference for the purpose of displaying the  
354 calculations used by the Legislature in making appropriations  
355 for the clerks of court and the state trial courts.

356 Section 21. In order to implement section 7 of the 2012-  
357 2013 General Appropriations Act, paragraph (c) of subsection (4)  
358 of section 29.008, Florida Statutes, is amended to read:

359 29.008 County funding of court-related functions.—

360 (4)

361 (c) Counties are exempt from all requirements and



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362 provisions of paragraph (a) for the 2012-2013 ~~2011-2012~~ fiscal  
363 year. Accordingly, for the 2012-2013 ~~2011-2012~~ fiscal year,  
364 counties shall maintain, but are not required to increase, their  
365 expenditures for the items specified in paragraphs (1)(a)-(h)  
366 and subsection (3). The requirements described in paragraph (a)  
367 shall be reinstated beginning with the 2013-2014 ~~2012-2013~~  
368 fiscal year. This paragraph expires July 1, 2013 ~~2012~~.

369 Section 22. In order to implement Specific Appropriations  
370 2743 through 2753 of the 2012-2013 General Appropriations Act,  
371 the Department of Management Services shall use interest  
372 earnings of the Communications Working Capital Trust Fund as the  
373 funding source for its responsibilities relating to the  
374 administration of the MyFlorida.com portal.

375 Section 23. In order to implement Specific Appropriation  
376 1662 of the 2012-2013 General Appropriations Act, paragraph (b)  
377 of subsection (3) of section 375.041, Florida Statutes, is  
378 amended to read:

379 375.041 Land Acquisition Trust Fund.—

380 (3)

381 (b) In addition to the uses allowed under paragraph (a),  
382 for the 2012-2013 ~~2011-2012~~ fiscal year, moneys in the Land  
383 Acquisition Trust Fund are authorized for transfer to support  
384 the Total Maximum Daily Loads Program as provided in the General  
385 Appropriations Act. This paragraph expires July 1, 2013 ~~2012~~.

386 Section 24. In order to implement Specific Appropriation  
387 1644 of the 2012-2013 General Appropriations Act, subsection  
388 (12) of section 373.59, Florida Statutes, is amended to read:

389 373.59 Water Management Lands Trust Fund.—

390 (12) Notwithstanding subsection (8), and for the 2012-2013



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391 ~~2011-2012~~ fiscal year only, the moneys from the Water Management  
392 Lands Trust Fund are allocated as follows:

393 (a) An amount necessary to pay debt service on bonds issued  
394 before February 1, 2009, by the South Florida Water Management  
395 District and the St. Johns River Water Management District,  
396 which are secured by revenues provided pursuant to this section,  
397 or to fund debt service reserve funds, rebate obligations, or  
398 other amounts payable with respect to such bonds;

399 (b) Eight million dollars to be transferred to the General  
400 Revenue Fund; and

401 (c) The remaining appropriation funds to be distributed to  
402 the Suwannee River Water Management District, ~~of which \$500,000~~  
403 ~~may be used for minimum flows and levels.~~

404  
405 This subsection expires July 1, 2013 ~~2012~~.

406 Section 25. In order to implement Specific Appropriations  
407 1664 through 1666 and 1668 and Section 42 of the 2012-2013  
408 General Appropriations Act, paragraph (g) of subsection (1) of  
409 section 403.1651, Florida Statutes, is reenacted to read:

410 403.1651 Ecosystem Management and Restoration Trust Fund.—

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

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

416 Section 26. The amendment to s. 403.1651(1)(g), Florida  
417 Statutes, as carried forward by this act from chapter 2011-47,  
418 Laws of Florida, shall expire July 1, 2013, and the text of that  
419 paragraph shall revert to that in existence on June 30, 2009,



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420 except that any amendments to such text enacted other than by  
421 this act shall be preserved and continue to operate to the  
422 extent that such amendments are not dependent upon the portions  
423 of text which expire pursuant to this section.

424 Section 27. In order to implement Specific Appropriation  
425 1714 of the 2012-2013 General Appropriations Act, subsection (5)  
426 of section 403.7095, Florida Statutes, is amended to read:

427 403.7095 Solid waste management grant program.—

428 (5) Notwithstanding any other provision of this section,  
429 and for the 2012-2013 ~~2011-2012~~ fiscal year only, the Department  
430 of Environmental Protection shall award the sum of \$2,400,000 in  
431 grants equally to counties having populations of fewer than  
432 100,000 for waste tire and litter prevention, recycling  
433 education, and general solid waste programs. This subsection  
434 expires July 1, 2013 ~~2012~~.

435 Section 28. In order to implement Specific Appropriation  
436 1496 of the 2012-2013 General Appropriations Act and to provide  
437 consistency and continuity in the promotion of agriculture  
438 throughout the state, notwithstanding s. 287.057, Florida  
439 Statutes, the Department of Agriculture and Consumer Services  
440 may extend, revise, and renew current contracts or agreements  
441 created or entered into pursuant to chapter 2006-25, Laws of  
442 Florida. This section expires July 1, 2013.

443 Section 29. In order to implement Specific Appropriations  
444 1806, 1841, 1863, and 1903 of the 2012-2013 General  
445 Appropriations Act, subsection (4) is added to section 379.209,  
446 Florida Statutes, to read:

447 379.209 Nongame Wildlife Trust Fund.—

448 (4) The commission may transfer cash balance from the trust





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449 fund to the Grants and Donations Trust Fund for the purpose of  
450 supporting cash flow needs. This subsection expires July 1,  
451 2013.

452 Section 30. In order to implement Specific Appropriations  
453 1806, 1841, 1863, and 1903 of the 2012-2013 General  
454 Appropriations Act, the Fish and Wildlife Conservation  
455 Commission may transfer \$500,000 in hunting and fishing license  
456 revenue from the Grants and Donations Trust Fund to the State  
457 Game Trust Fund, in order to repay the loan originally  
458 authorized in Specific Appropriation 1950 of the 2008-2009  
459 General Appropriations Act, chapter 2008-152, Laws of Florida.

460 Section 31. In order to implement Specific Appropriation  
461 1863A of the 2012-2013 General Appropriations Act relating to  
462 the restoration of Lake Apopka and pursuant to the notice,  
463 review, and objection procedures of s. 216.177, Florida  
464 Statutes, the Executive Office of the Governor is authorized to  
465 transfer appropriations between the Fish and Wildlife  
466 Conservation Commission and the Department of Environmental  
467 Protection as necessary to implement the approved list of  
468 projects consistent with s. 216.292(1)(a), Florida Statutes.  
469 This section expires July 1, 2013.

470 Section 32. In order to implement Specific Appropriations  
471 1641 and 1642 of the 2012-2013 General Appropriations Act,  
472 subsection (11) is added to section 373.4145, Florida Statutes,  
473 to read:

474 373.4145 Part IV permitting program within the geographical  
475 jurisdiction of the Northwest Florida Water Management  
476 District.—

477 (11) Notwithstanding subsection (10) and for the 2012-2013



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478 fiscal year only, the Northwest Florida Water Management  
479 District is directed to use up to \$1,851,231 in unbudgeted  
480 reserves to fund and staff the environmental resource permitting  
481 program established under this section. The unbudgeted reserves  
482 may be used only if prior legislative appropriations for the  
483 environmental resource permitting program have been expended in  
484 their entirety. This subsection expires July 1, 2013.

485       Section 33. In order to implement Specific Appropriation  
486 2255 of the 2012-2013 General Appropriations Act, subsection  
487 (11) of section 445.009, Florida Statutes, is amended to read:  
488       445.009 One-stop delivery system.—

489       (11) A participant in an adult or youth work experience  
490 activity administered under this chapter shall be deemed an  
491 employee of the state for purposes of workers' compensation  
492 coverage. In determining the average weekly wage, all  
493 remuneration received from the employer shall be considered a  
494 gratuity, and the participant shall not be entitled to any  
495 benefits otherwise payable under s. 440.15, regardless of  
496 whether the participant may be receiving wages and remuneration  
497 from other employment with another employer and regardless of  
498 his or her future wage-earning capacity. This subsection expires  
499 July 1, 2013 ~~2012~~.

500       Section 34. In order to implement Specific Appropriation  
501 2287 of the 2012-2013 General Appropriations Act, paragraph (d)  
502 of subsection (3) of section 163.3247, Florida Statutes, is  
503 reenacted to read:

504       163.3247 Century Commission for a Sustainable Florida.—

505       (3) CENTURY COMMISSION FOR A SUSTAINABLE FLORIDA; CREATION;  
506 ORGANIZATION.—The Century Commission for a Sustainable Florida



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507 is created as a standing body to help the citizens of this state  
508 envision and plan their collective future with an eye towards  
509 both 25-year and 50-year horizons.

510 (d) Members of the commission shall serve without  
511 compensation.

512 Section 35. The amendment to s. 163.3247(3)(d), Florida  
513 Statutes, as carried forward by this act from chapter 2011-47,  
514 Laws of Florida, shall expire July 1, 2013, and the text of that  
515 paragraph shall revert to that in existence on June 30, 2010,  
516 except that any amendments to such text enacted other than by  
517 this act shall be preserved and continue to operate to the  
518 extent that such amendments are not dependent upon the portions  
519 of text which expire pursuant to this section.

520 Section 36. In order to implement Specific Appropriation  
521 2287 of the 2012-2013 General Appropriations Act, paragraph (c)  
522 of subsection (1) of section 201.15, Florida Statutes, is  
523 reenacted to read:

524 201.15 Distribution of taxes collected.—All taxes collected  
525 under this chapter are subject to the service charge imposed in  
526 s. 215.20(1). Prior to distribution under this section, the  
527 Department of Revenue shall deduct amounts necessary to pay the  
528 costs of the collection and enforcement of the tax levied by  
529 this chapter. Such costs and the service charge may not be  
530 levied against any portion of taxes pledged to debt service on  
531 bonds to the extent that the costs and service charge are  
532 required to pay any amounts relating to the bonds. After  
533 distributions are made pursuant to subsection (1), all of the  
534 costs of the collection and enforcement of the tax levied by  
535 this chapter and the service charge shall be available and



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536 transferred to the extent necessary to pay debt service and any  
537 other amounts payable with respect to bonds authorized before  
538 January 1, 2010, secured by revenues distributed pursuant to  
539 subsection (1). All taxes remaining after deduction of costs and  
540 the service charge shall be distributed as follows:

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

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

546 1. The State Transportation Trust Fund in the Department of  
547 Transportation in the amount of the lesser of 38.2 percent of  
548 the remainder or \$541.75 million in each fiscal year. Out of  
549 such funds, the first \$50 million for the 2012-2013 fiscal year;  
550 \$65 million for the 2013-2014 fiscal year; and \$75 million for  
551 the 2014-2015 fiscal year and all subsequent years, shall be  
552 transferred to the State Economic Enhancement and Development  
553 Trust Fund within the Department of Economic Opportunity. The  
554 remainder is to be used for the following specified purposes,  
555 notwithstanding any other law to the contrary:

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

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

563 c. For the purposes of the Strategic Intermodal System  
564 specified in ss. 339.61, 339.62, 339.63, and 339.64, 75 percent



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565 of these funds after allocating for the New Starts Transit  
566 Program described in sub-subparagraph a. and the Small County  
567 Outreach Program described in sub-subparagraph b.; and  
568 d. For the purposes of the Transportation Regional  
569 Incentive Program specified in s. 339.2819, 25 percent of these  
570 funds after allocating for the New Starts Transit Program  
571 described in sub-subparagraph a. and the Small County Outreach  
572 Program described in sub-subparagraph b. Effective July 1, 2014,  
573 the first \$60 million of the funds allocated pursuant to this  
574 sub-subparagraph shall be allocated annually to the Florida Rail  
575 Enterprise for the purposes established in s. 341.303(5).  
576 2. The Grants and Donations Trust Fund in the Department of  
577 Economic Opportunity in the amount of the lesser of .23 percent  
578 of the remainder or \$3.25 million in each fiscal year to fund  
579 technical assistance to local governments and school boards on  
580 the requirements and implementation of this act.  
581 3. The Ecosystem Management and Restoration Trust Fund in  
582 the amount of the lesser of 2.12 percent of the remainder or \$30  
583 million in each fiscal year, to be used for the preservation and  
584 repair of the state's beaches as provided in ss. 161.091-  
585 161.212.  
586 4. General Inspection Trust Fund in the amount of the  
587 lesser of .02 percent of the remainder or \$300,000 in each  
588 fiscal year to be used to fund oyster management and restoration  
589 programs as provided in s. 379.362(3).  
590  
591 Moneys distributed pursuant to this paragraph may not be pledged  
592 for debt service unless such pledge is approved by referendum of  
593 the voters.



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594           Section 37. The amendment to s. 201.15(1)(c)2., Florida  
595 Statutes, as carried forward by this act from chapter 2011-47,  
596 Laws of Florida, shall expire July 1, 2013, and the text of that  
597 subparagraph shall revert to that in existence on June 30, 2010,  
598 except that any amendments to such text enacted other than by  
599 this act shall be preserved and continue to operate to the  
600 extent that such amendments are not dependent upon the portions  
601 of text which expire pursuant to this section.

602           Section 38. In order to implement Section 50 of the 2012-  
603 2013 General Appropriations Act, subsections (3) and (4) of  
604 section 496 of chapter 2011-142, Laws of Florida, are amended to  
605 read:

606           Section 496. Commission on Oil Spill Response  
607 Coordination.—

608           (3) The board of trustees shall deliver the report to the  
609 Governor, the President of the Senate, the Speaker of the House  
610 of Representatives, the Secretary of Environmental Protection,  
611 and the executive director of the Department of Economic  
612 Opportunity by January 1, 2013 ~~September 1, 2012~~.

613           (4) This section expires January 1, 2013 ~~September 30,~~  
614 ~~2012~~.

615           Section 39. In order to implement the appropriation of  
616 funds in appropriation category "Special Categories-Risk  
617 Management Insurance" in the 2012-2013 General Appropriations  
618 Act, and pursuant to the notice, review, and objection  
619 procedures of s. 216.177, Florida Statutes, the Executive Office  
620 of the Governor may transfer funds appropriated in that category  
621 between departments in order to align the budget authority  
622 granted with the premiums paid by each department for risk



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623 management insurance. This section expires July 1, 2013.

624 Section 40. In order to implement Specific Appropriations  
625 1904, 1929, 1935, 1971, and 1990 of the 2012-2013 General  
626 Appropriations Act, the Department of Transportation may  
627 reallocate the FTE reductions included in the General  
628 Appropriations Act in order to meet the needs of the department  
629 in accordance with chapter 216, Florida Statutes.

630 Section 41. In order to implement the appropriation of  
631 funds in the appropriation category "Special Categories-Transfer  
632 to Department of Management Services-Human Resources Services  
633 Purchased Per Statewide Contract" in the 2011-2012 General  
634 Appropriations Act, and pursuant to the notice, review, and  
635 objection procedures of s. 216.177, Florida Statutes, the  
636 Executive Office of the Governor may transfer funds appropriated  
637 in that category between departments in order to align the  
638 budget authority granted with the assessments that must be paid  
639 by each agency to the Department of Management Services for  
640 human resource management services. This section expires July 1,  
641 2013.

642 Section 42. In order to implement specific appropriations  
643 for salaries and benefits in the 2012-2013 General  
644 Appropriations Act, paragraph (a) of subsection (12) of section  
645 110.123, Florida Statutes, is amended to read:

646 110.123 State group insurance program.—

647 (12) HEALTH SAVINGS ACCOUNTS.—The department is authorized  
648 to establish health savings accounts for full-time and part-time  
649 state employees in association with a health insurance plan  
650 option authorized by the Legislature and conforming to the  
651 requirements and limitations of federal provisions relating to



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652 the Medicare Prescription Drug, Improvement, and Modernization  
653 Act of 2003.

654 (a)1. A member participating in this health insurance plan  
655 option is eligible to receive an employer contribution into the  
656 employee's health savings account from the State Employees  
657 Health Insurance Trust Fund in an amount to be determined by the  
658 Legislature. A member is not eligible for an employer  
659 contribution upon termination of employment. For the 2012-2013  
660 ~~2011-2012~~ fiscal year, the state's monthly contribution for  
661 employees having individual coverage shall be \$41.66 and the  
662 monthly contribution for employees having family coverage shall  
663 be \$83.33.

664 2. A member participating in this health insurance plan  
665 option is eligible to deposit the member's own funds into a  
666 health savings account.

667 Section 43. In order to implement Section 8 of the 2012-  
668 2013 General Appropriations Act, paragraph (j) of subsection (3)  
669 of section 110.123, Florida Statutes, is amended to read:

670 110.123 State group insurance program.—

671 (3) STATE GROUP INSURANCE PROGRAM.—

672 (j) Notwithstanding paragraph (f) requiring uniform  
673 contributions, and for the 2012-2013 ~~2011-2012~~ fiscal year only,  
674 the state contribution toward the cost of any plan in the state  
675 group insurance plan is the difference between the overall  
676 premium and the employee contribution. This subsection expires  
677 June 30, 2013 ~~2012~~.

678 Section 44. In order to implement specific appropriations  
679 for salaries and benefits in the 2012-2013 General  
680 Appropriations Act, paragraph (b) of subsection (3) of section





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681 112.24, Florida Statutes, is amended to read:

682       112.24 Intergovernmental interchange of public employees.—  
683 To encourage economical and effective utilization of public  
684 employees in this state, the temporary assignment of employees  
685 among agencies of government, both state and local, and  
686 including school districts and public institutions of higher  
687 education is authorized under terms and conditions set forth in  
688 this section. State agencies, municipalities, and political  
689 subdivisions are authorized to enter into employee interchange  
690 agreements with other state agencies, the Federal Government,  
691 another state, a municipality, or a political subdivision  
692 including a school district, or with a public institution of  
693 higher education. State agencies are also authorized to enter  
694 into employee interchange agreements with private institutions  
695 of higher education and other nonprofit organizations under the  
696 terms and conditions provided in this section. In addition, the  
697 Governor or the Governor and Cabinet may enter into employee  
698 interchange agreements with a state agency, the Federal  
699 Government, another state, a municipality, or a political  
700 subdivision including a school district, or with a public  
701 institution of higher learning to fill, subject to the  
702 requirements of chapter 20, appointive offices which are within  
703 the executive branch of government and which are filled by  
704 appointment by the Governor or the Governor and Cabinet. Under  
705 no circumstances shall employee interchange agreements be  
706 utilized for the purpose of assigning individuals to participate  
707 in political campaigns. Duties and responsibilities of  
708 interchange employees shall be limited to the mission and goals  
709 of the agencies of government.



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710 (3) Salary, leave, travel and transportation, and  
711 reimbursements for an employee of a sending party that is  
712 participating in an interchange program shall be handled as  
713 follows:

714 (b)1. The assignment of an employee of a state agency on  
715 detail or on leave of absence may be made without reimbursement  
716 by the receiving party for the travel and transportation  
717 expenses to or from the place of the assignment or for the pay  
718 and benefits, or a part thereof, of the employee during the  
719 assignment.

720 2. For the 2012-2013 ~~2011-2012~~ fiscal year only, the  
721 assignment of an employee of a state agency as provided in  
722 subparagraph 1. may be made if recommended by the Governor or  
723 Chief Justice, as appropriate, and approved by the chairs of the  
724 legislative appropriations committees. Such actions shall be  
725 deemed approved if neither chair provides written notice of  
726 objection within 14 days after the chair's receiving notice of  
727 the action pursuant to s. 216.177. This subparagraph expires  
728 July 1, 2013 ~~2012~~.

729 Section 45. In order to implement Specific Appropriations  
730 2710 and 2711 of the 2012-2013 General Appropriations Act and  
731 notwithstanding s. 11.13(1), Florida Statutes, the authorized  
732 salaries for members of the Legislature for the 2012-2013 fiscal  
733 year shall be set at the same level in effect on July 1, 2010.  
734 This section expires July 1, 2013.

735 Section 46. In order to implement the transfer of moneys to  
736 the General Revenue Fund from trust funds in the 2012-2013  
737 General Appropriations Act, paragraph (b) of subsection (4) of  
738 section 215.5601, Florida Statutes, is reenacted to read:



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739 215.5601 Lawton Chiles Endowment Fund.—

740 (4) ADMINISTRATION.—

741 (b) The endowment shall be managed as an annuity. The  
742 investment objective is the long-term preservation of the real  
743 value of the net contributed principal and a specified regular  
744 annual cash outflow for appropriation, as nonrecurring revenue.  
745 From the annual cash outflow, a pro rata share shall be used  
746 solely for biomedical research activities as provided in  
747 paragraph (3)(d), until such time as cures are found for  
748 tobacco-related cancer and heart and lung disease. Five percent  
749 of the annual cash outflow dedicated to the biomedical research  
750 portion of the endowment shall be reinvested and applied to that  
751 portion of the endowment's principal, with the remainder to be  
752 spent on biomedical research activities consistent with this  
753 section. The schedule of annual cash outflow must be included  
754 within the investment plan adopted under paragraph (a).  
755 Withdrawals other than specified regular cash outflow are  
756 considered reductions in contributed principal for the purposes  
757 of this subsection.

758 Section 47. The amendment to s. 215.5601(4)(b), Florida  
759 Statutes, as carried forward by this act from chapter 2011-47,  
760 Laws of Florida, shall expire July 1, 2013, and the text of that  
761 paragraph shall revert to that in existence on June 30, 2010,  
762 except that any amendments to such text enacted other than by  
763 this act shall be preserved and continue to operate to the  
764 extent that such amendments are not dependent upon the portions  
765 of text which expire pursuant to this section.

766 Section 48. In order to implement the issuance of new debt  
767 authorized in the 2012-2013 General Appropriations Act, and



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768 pursuant to s. 215.98, Florida Statutes, the Legislature  
769 determines that the authorization and issuance of debt for the  
770 2012-2013 fiscal year should be implemented, is in the best  
771 interest of the state, and necessary to address a critical state  
772 emergency. This section expires July 1, 2013.

773 Section 49. In order to implement the funds appropriated in  
774 the 2012-2013 General Appropriations Act for state employee  
775 travel, the funds appropriated to each state agency, which may  
776 be used for travel by state employees, are limited during the  
777 2012-2013 fiscal year to travel for activities that are critical  
778 to each state agency's mission. Funds may not be used to pay for  
779 travel by state employees to foreign countries, other states,  
780 conferences, staff-training activities, or other administrative  
781 functions unless the agency head has approved in writing that  
782 such activities are critical to the agency's mission. The agency  
783 head must consider the use of teleconferencing and other forms  
784 of electronic communication to meet the needs of the proposed  
785 activity before approving mission-critical travel. This section  
786 does not apply to travel for law enforcement purposes, military  
787 purposes, emergency management activities, or public health  
788 activities. This section expires July 1, 2013.

789 Section 50. In order to implement the appropriations  
790 authorized in the 2012-2013 General Appropriations Act for each  
791 of the state's designated primary data centers, which are funded  
792 from the data processing appropriation category and other  
793 categories used to pay for computing services of user agencies,  
794 and pursuant to the notice, review, and objection procedures of  
795 s. 216.177, Florida Statutes, the Executive Office of the  
796 Governor may transfer funds appropriated in any appropriation



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797 category used to pay for data processing in the 2012-2013  
798 General Appropriations Act between agencies in order to align  
799 the budget authority granted with the utilization rate of each  
800 department. This section expires July 1, 2013.

801 Section 51. State agencies that are required to begin  
802 planning for a data center consolidation scheduled for a  
803 subsequent fiscal year may accelerate the consolidation into the  
804 2012-2013 fiscal year, contingent upon approval by the  
805 Legislative Budget Commission of budget adjustments necessary to  
806 accomplish the consolidation. The primary data center may  
807 establish positions contingent on an equal or greater number of  
808 positions being placed in reserve from the agency data centers  
809 being consolidated. This section expires July 1, 2013.

810 Section 52. In order to implement appropriations in the  
811 2012-2013 General Appropriations Act for the state's designated  
812 consolidated e-mail system within the Southwood Shared Resource  
813 Center, which are funded from the data processing appropriation  
814 category and other categories used to pay e-mail services of  
815 user agencies, and pursuant to the notice, review, and objection  
816 procedures of s. 216.177, Florida Statutes, the Executive Office  
817 of the Governor may transfer funds appropriated in any  
818 appropriation category used to pay for e-mail in the 2012-2013  
819 General Appropriations Act between agencies in order to align  
820 the budget authority granted with the projected e-mail bills for  
821 each agency. This section expires July 1, 2013.

822 Section 53. In order to implement Section 8 of the General  
823 Appropriations Act for the 2012-2013 fiscal year, paragraph (a)  
824 of subsection (7) of section 110.12315, Florida Statutes, is  
825 reenacted to read:



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826           110.12315 Prescription drug program.—The state employees'  
827 prescription drug program is established. This program shall be  
828 administered by the Department of Management Services, according  
829 to the terms and conditions of the plan as established by the  
830 relevant provisions of the annual General Appropriations Act and  
831 implementing legislation, subject to the following conditions:

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

834           (a) Effective January 1, 2011, for the State Group Health  
835 Insurance Standard Plan:

- 836           1. For generic drug with card.....\$7.  
837           2. For preferred brand name drug with card.....\$30.  
838           3. For nonpreferred brand name drug with card.....\$50.  
839           4. For generic mail order drug.....\$14.  
840           5. For preferred brand name mail order drug.....\$60.  
841           6. For nonpreferred brand name mail order drug.....\$100.

842           Section 54. The amendment to s. 110.12315(7)(a), Florida  
843 Statutes, as carried forward by this act from chapter 2011-47,  
844 Laws of Florida, shall expire on July 1, 2013, and the text of  
845 that paragraph shall revert to that in existence on December 31,  
846 2010, except that any amendments to such text enacted other than  
847 by this act shall be preserved and continue to operate to the  
848 extent that such amendments are not dependent upon the portions  
849 of text which expire pursuant to this section.

850           Section 55. In order to implement Specific Appropriation  
851 209 of the 2012-2013 General Appropriations Act and  
852 notwithstanding chapter 287, Florida Statutes, the Agency for  
853 Health Care Administration shall competitively reprocure a  
854 Florida Discount Drug Card Program to provide market competitive



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855 discounts through a broad network of retail pharmacies and a  
856 mail order pharmacy within the state and return money to the  
857 state on a per prescription dispensed basis. Discounts must be  
858 available to Florida residents without income restrictions.  
859 Residents must be able to enroll and acquire a member  
860 identification card from the participating pharmacies, online  
861 and through text messaging, without a charge. Revenues derived  
862 from this contract shall be deposited into the agency's Grants  
863 and Donations Trust Fund to reduce the cost of Medicaid pharmacy  
864 purchases. This section expires July 1, 2013.

865 Section 56. In order to implement specific appropriations  
866 for Expense and Other Capital Outlay in the 2012-2013 General  
867 Appropriations Act, subsection (8) of section 946.515, Florida  
868 Statutes, is amended to read:

869 946.515 Use of goods and services produced in correctional  
870 work programs.—

871 (8) On June 30, 2013 ~~2012~~, each state agency must submit a  
872 report to the President of the Senate and the Speaker of the  
873 House of Representatives which lists products or services  
874 obtained from a source other than the corporation when a  
875 comparable product or service could have been obtained from the  
876 corporation. The report must include an explanation of why the  
877 product or service was not obtained from the corporation. This  
878 subsection expires July 1, 2013 ~~2012~~.

879 Section 57. In order to implement Specific Appropriations  
880 26A, 42A, 566A, 593A, 1190A, 1200A, 1209A, 1221A, 1255A, 1797A,  
881 1813A, 1832B, 1846B, 1882A, 1896A, 1907A, 1939A, 1974A, 1993A,  
882 2273A, 2320A, 2417A, 2477A, 2507A, 2516A, and 3153A of the 2012-  
883 2013 General Appropriations Act, the Department of Economic



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884 Opportunity, the Department of Education, the Department of  
885 Financial Services, the Department of Health, the Department of  
886 Juvenile Justice, the Department of State, the Department of  
887 Transportation, and the Fish and Wildlife Conservation  
888 Commission, respectively, which are occupying space located at  
889 the Koger Executive Center Tallahassee pursuant to State of  
890 Florida Lease No. 720:0138, or any other lease, on June 30,  
891 2012, and the Department of Management Services shall not amend  
892 State of Florida Lease No. 720:0138 or other existing lease of  
893 or for any space located at Koger Executive Center Tallahassee,  
894 shall not defer any rent due under any such lease and shall not  
895 occupy any additional space at Koger Executive Center  
896 Tallahassee which was not occupied on June 30, 2012,  
897 notwithstanding any lease or contract to the contrary. Except  
898 for the funds specifically appropriated in Specific  
899 Appropriations 26A, 42A, 566A, 593A, 1190A, 1200A, 1209A, 1221A,  
900 1255A, 1797A, 1813A, 1832B, 1846B, 1882A, 1896A, 1907A, 1939A,  
901 1974A, 1993A, 2273A, 2320A, 2417A, 2477A, 2507A, 2516A, and  
902 3153A, the Department of Economic Opportunity, the Department of  
903 Education, the Department of Financial Services, the Department  
904 of Health, the Department of Juvenile Justice, the Department of  
905 State, the Department of Transportation, and the Fish and  
906 Wildlife Conservation Commission, respectively, which are  
907 occupying space located at the Koger Executive Center  
908 Tallahassee pursuant to State of Florida Lease No. 720:0138, or  
909 any other lease, on June 30, 2012, and the Department of  
910 Management Services are prohibited from expending any other  
911 funds from the General Revenue Fund, any trust fund or from any  
912 other source for the rent, lease or possession of any space for





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913 offices or other purpose or use at Koger Executive Center  
914 Tallahassee pursuant to State of Florida Lease No. 720:0138, or  
915 any other lease. Any department or agency of the State of  
916 Florida occupying space at Koger Executive Center Tallahassee  
917 pursuant to State of Florida Lease No. 720:0138, or any other  
918 lease, on June 30, 2012, shall vacate all such space not later  
919 than December 31, 2012, and shall surrender possession of all  
920 such space to the owner thereof not later than December 31,  
921 2012, notwithstanding any lease or contract to the contrary.

922 Section 58. Any section of this act which implements a  
923 specific appropriation or specifically identified proviso  
924 language in the 2012-2013 General Appropriations Act is void if  
925 the specific appropriation or specifically identified proviso  
926 language is vetoed. Any section of this act which implements  
927 more than one specific appropriation or more than one portion of  
928 specifically identified proviso language in the 2012-2013  
929 General Appropriations Act is void if all the specific  
930 appropriations or portions of specifically identified proviso  
931 language are vetoed.

932 Section 59. If any other act passed during the 2012 Regular  
933 Session contains a provision that is substantively the same as a  
934 provision in this act, but that removes or is otherwise not  
935 subject to the future repeal applied to such provision by this  
936 act, the Legislature intends that the provision in the other act  
937 takes precedence and continues to operate, notwithstanding the  
938 future repeal provided by this act.

939 Section 60. If any provision of this act or its application  
940 to any person or circumstance is held invalid, the invalidity  
941 does not affect other provisions or applications of the act



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942 which can be given effect without the invalid provision or  
943 application, and to this end the provisions of this act are  
944 severable.

945 Section 61. Except as otherwise expressly provided in this  
946 act and except for this section, which shall take effect upon  
947 this act becoming a law, this act shall take effect July 1,  
948 2012; or, if this act fails to become a law until after that  
949 date, it shall take effect upon becoming a law and shall operate  
950 retroactively to July 1, 2012.

951  
952 ===== T I T L E A M E N D M E N T =====

953 And the title is amended as follows:

954 Delete everything before the enacting clause  
955 and insert:

956 A bill to be entitled  
957 An act implementing the 2012-2013 General  
958 Appropriations Act; providing legislative intent;  
959 incorporating by reference certain calculations of the  
960 Florida Education Finance Program for the 2012-2013  
961 fiscal year; amending s. 216.292, F.S.; authorizing  
962 the transfer of funds between appropriation categories  
963 to fund fixed capital outlay projects for public  
964 schools upon certain approval; authorizing a  
965 university board of trustees to expend reserve or  
966 carry-forward balances for the establishment of a new  
967 campus; providing requirements relating to completing  
968 phase 2 and phase 3 of the Department of Health's  
969 Florida Onsite Sewage Nitrogen Reduction Strategies  
970 Study; incorporating by reference certain calculations



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971 of the Medicaid Low-Income Pool, Disproportionate  
972 Share Hospital, and Hospital Exemptions Programs;  
973 amending s. 20.04, F.S.; providing for organizational  
974 units called "circuits" and "regions" in the  
975 Department of Children and Family Services; providing  
976 for the future expiration of certain amendments to  
977 such provision and for the reversion of statutory  
978 text; specifying how funds appropriated to the  
979 Department of Children and Family Services for adult  
980 community mental health and adult substance abuse  
981 services are spent; amending s. 409.912, F.S.;  
982 authorizing the Agency for Health Care Administration  
983 to provide a Medicaid prepaid dental health program in  
984 Miami-Dade County; authorizing the agency to seek  
985 revisions or amendments to the state plan or federal  
986 waivers in order to implement the program; requiring  
987 that the agency terminate existing contracts as  
988 necessary to implement the program; requiring certain  
989 budget amendments recommending the release of funds  
990 for the FAMU Crestview Education Center project to  
991 provide more notice and be subject to certain  
992 objection procedures; authorizing the Department of  
993 Corrections and the Department of Juvenile Justice to  
994 make certain expenditures to defray costs incurred by  
995 a municipality or county for opening or operating a  
996 facility under the authority of the respective entity;  
997 amending s. 216.262, F.S.; providing for additional  
998 positions to operate additional prison bed capacity  
999 under certain circumstances; authorizing the



1000 Department of Legal Affairs to transfer certain funds  
1001 to pay salaries and benefits and to continue to expend  
1002 appropriated funds as directed in prior appropriations  
1003 acts; amending s. 932.7055, F.S.; authorizing a  
1004 municipality to expend funds from its special law  
1005 enforcement trust fund to reimburse the municipality's  
1006 general fund; requiring that the Department of  
1007 Juvenile Justice comply with specified reimbursement  
1008 limitations with respect to payments to hospitals or  
1009 health care providers for health care services;  
1010 authorizing certain payments pursuant to a contracted  
1011 rate only until the contract expires or is renewed;  
1012 defining the term "hospital" for purposes of such  
1013 limitations; amending s. 215.18, F.S.; providing for  
1014 trust fund loans to the state court system sufficient  
1015 to meet its appropriation; providing that any funds  
1016 remaining in the Clerks of the Courts Trust Fund  
1017 remain available to the clerks; incorporating certain  
1018 documents by reference which display the calculations  
1019 used to make the appropriations for the clerks of the  
1020 court and the state trial courts; amending s. 29.008,  
1021 F.S.; providing counties with an exemption from the  
1022 requirement to annually increase certain expenditures  
1023 by a specified percentage; requiring the Department of  
1024 Management Services to use certain interest earnings  
1025 to fund the administration of the MyFlorida.com  
1026 portal; amending s. 375.041, F.S.; providing for the  
1027 transfer of moneys from the Land Acquisition Trust  
1028 Fund to support the Total Maximum Daily Loads



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1029 programs; amending s. 373.59, F.S.; providing for the  
1030 allocation of moneys from the Water Management Lands  
1031 Trust Fund for certain purposes; reenacting s.  
1032 403.1651(1)(g), F.S., relating to the use of funds  
1033 from the Ecosystem Management and Restoration Trust  
1034 Fund for the purpose of funding activities to preserve  
1035 and repair the state's beaches; providing for the  
1036 future expiration of certain amendments to such  
1037 provision and for the reversion of statutory text;  
1038 amending s. 403.7095, F.S.; requiring that the  
1039 Department of Environmental Protection award a  
1040 specified amount in grants to certain counties for  
1041 solid waste programs; authorizing the Department of  
1042 Agriculture and Consumer Services to extend, revise,  
1043 and renew current contracts or agreements created or  
1044 entered into for the purpose of promotion of  
1045 agriculture; amending s. 379.209, F.S.; authorizing  
1046 the Fish and Wildlife Conservation Commission to  
1047 transfer funds from the Nongame Wildlife Trust Fund to  
1048 the Grants and Donations Trust Fund to support cash  
1049 flow needs; authorizing the commission to transfer  
1050 hunting and fishing license revenue to repay a loan;  
1051 authorizing the Executive Office of the Governor to  
1052 transfer appropriations between the Fish and Wildlife  
1053 Conservation Commission in order to implement projects  
1054 relating to the restoration of Lake Apopka; amending  
1055 s. 373.4145, F.S.; directing the Northwest Florida  
1056 Water Management District to use certain funds to fund  
1057 the environmental resource permitting program if



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1058 certain other funds have been expended; amending s.  
1059 445.009, F.S.; providing that a participant in an  
1060 adult or youth work experience activity under ch. 445,  
1061 F.S., is an employee of the state for purposes of  
1062 workers' compensation coverage; reenacting s.  
1063 163.3247(3)(d), F.S., relating to members of the  
1064 Century Commission for a Sustainable Florida serving  
1065 without compensation; providing for the future  
1066 expiration of certain amendments to such provision and  
1067 for the reversion of statutory text; reenacting s.  
1068 201.15(1)(c), F.S., relating to funds deposited into  
1069 the Grants and Donations Trust Fund in the Department  
1070 of Economic Opportunity which are used to fund  
1071 technical assistance to local governments and school  
1072 boards; providing for the future expiration of certain  
1073 amendments to such provision and for the reversion of  
1074 statutory text; amending chapter 2011-142, Laws of  
1075 Florida; extending the date the Commission on Oil  
1076 Spill Response Coordination must submit a report  
1077 relating to offshore oil drilling and damage claims;  
1078 authorizing the Executive Office of the Governor to  
1079 transfer funds between departments for purposes of  
1080 aligning amounts paid for risk management premiums;  
1081 authorizing the Department of Transportation to  
1082 reallocate FTE reductions; authorizing the Executive  
1083 Office of the Governor to transfer funds between  
1084 departments for purposes of aligning amounts paid for  
1085 human resource management services; amending s.  
1086 110.123, F.S., relating to the state group insurance



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1087 program; providing the state's monthly contribution  
1088 for individual coverage; providing that the state  
1089 contribution toward the cost of a plan is the  
1090 difference between the overall premium and the  
1091 employee contribution; amending s. 112.24, F.S.;;  
1092 providing conditions relating to the assignment of an  
1093 employee of a state agency without reimbursement from  
1094 the receiving agency; providing that the annual salary  
1095 of the members of the Legislature be maintained at a  
1096 specified level; reenacting s. 215.5601(4) (b), F.S.,  
1097 relating to the administration of the Lawton Chiles  
1098 Endowment Fund; providing for the future expiration of  
1099 certain amendments to such provision and for the  
1100 reversion of statutory text; providing a legislative  
1101 finding that the issuance of new debt is in the best  
1102 interests of the state and necessary to address a  
1103 critical state emergency; limiting the use of travel  
1104 funds to activities that are critical to an agency's  
1105 mission; providing exceptions; authorizing agencies  
1106 scheduled for data center consolidation to accelerate  
1107 such consolidation; authorizing the establishment of  
1108 data center positions in exchange for agency positions  
1109 placed in reserve; authorizing the Executive Office of  
1110 the Governor to transfer funds in appropriation  
1111 categories used to pay for e-mail in order to align  
1112 the budget authority of agencies; reenacting s.  
1113 110.12315(7) (a), F.S., relating to copayments for the  
1114 state employees' prescription drug program; providing  
1115 for the future expiration of certain amendments to



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1116 such provision and for the reversion of statutory  
1117 text; requiring the Agency for Health Care  
1118 Administration to reprocure the Florida Discount Drug  
1119 Card Program; providing requirements for the program;  
1120 providing that revenues derived from the contract be  
1121 deposited into the agency's Grants and Donations Trust  
1122 Fund; amending s. 946.515, F.S.; requiring each state  
1123 agency to submit a report to the Legislature listing  
1124 products or services obtained from sources other than  
1125 the prison industries corporation; prohibiting certain  
1126 state agencies from leasing space at the Koger  
1127 Executive Center in Tallahassee after a certain date  
1128 and from expending certain funds for the lease of such  
1129 space; requiring all state agencies to vacate space at  
1130 the Koger Center after a certain date; providing for  
1131 the effect of a veto of one or more specific  
1132 appropriations or proviso to which implementing  
1133 language refers; providing for reversion of statutory  
1134 text of certain provisions; providing for the  
1135 continued operation of certain provisions  
1136 notwithstanding a future repeal or expiration provided  
1137 by the act; providing for severability; providing  
1138 effective dates.