

Amendment No.

CHAMBER ACTION

Senate

House

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Representative McKeel offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2013-2014 fiscal year.

Section 2. In order to implement Specific Appropriations 7, 8, 9, 87, and 88 of the 2013-2014 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2013-2014 fiscal year in the document entitled "Public School Funding-The Florida Education Finance Program," dated March 28, 2013, and filed with the Clerk of the House of Representatives, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of the Florida Statutes, in

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17 making appropriations for the Florida Education Finance Program.

18 This section expires July 1, 2014.

19 Section 3. In order to implement Specific Appropriations 7  
20 and 87 of the 2013-2014 General Appropriations Act and  
21 notwithstanding the provisions of ss. 1006.28 through 1006.42,  
22 1002.20, 1003.02, 1011.62(6)(b)5., and 1011.67, Florida  
23 Statutes, relating to the expenditure of funds provided for  
24 instructional materials, for the 2013-2014 fiscal year, funds  
25 provided for instructional materials shall be released and  
26 expended as required in the proviso language attached to  
27 Specific Appropriation 87. This section expires July 1, 2014.

28 Section 4. In order to implement Specific Appropriation  
29 89A of the 2013-2014 General Appropriations Act, the  
30 calculations for the Accelerated Connectivity Highway for the  
31 2013-2014 fiscal year in the document entitled "Public School  
32 Funding Accelerated Connectivity Highway School District  
33 Bandwidth," dated March 28, 2013, and filed with the Clerk of  
34 the House of Representatives, are incorporated by reference for  
35 the purpose of displaying the calculations used by the House of  
36 Representatives in making appropriations for the Accelerated  
37 Connectivity Highway. For purposes of acquiring only the  
38 additional bandwidth capacity identified in the "Public School  
39 Funding Accelerated Connectivity Highway School District  
40 Bandwidth" document, each school must purchase the identified  
41 amount of bandwidth from the contract (number DMS-08-09-061)  
42 executed on January 12, 2009, by and between AT&T and the  
43 Department of Management Services for the provision of internet  
44 access and telecommunications services unless a school verifies

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45 to the Department of Education that it can purchase the  
46 identified amount of bandwidth from a service provider at a  
47 price that is less than the price indicated in the contract  
48 cited above. This section expires July 1, 2014.

49 Section 5. In order to implement Specific Appropriation 19,  
50 paragraph (e) of subsection (9) of section 1002.32, Florida  
51 Statutes, is amended to read:

52 1002.32 Developmental research (laboratory) schools.—

53 (9) FUNDING.—Funding for a lab school, including a charter  
54 lab school, shall be provided as follows:

55 (e) 1. Each lab school shall receive funds for capital  
56 improvement purposes in an amount determined as follows:  
57 multiply the maximum allowable nonvoted discretionary millage  
58 for capital improvements pursuant to s. 1011.71(2) by the value  
59 of 96 percent of the current year's taxable value for school  
60 purposes for the district in which each lab school is located;  
61 divide the result by the total full-time equivalent membership  
62 of the district; and multiply the result by the full-time  
63 equivalent membership of the lab school. The amount thus  
64 obtained shall be discretionary capital improvement funds and  
65 shall be appropriated from state funds in the General  
66 Appropriations Act to the Lab School Educational Facility Trust  
67 Fund.

68 2. Notwithstanding the provisions of subparagraph 1., for  
69 the 2013-2014 fiscal year, funds appropriated for capital  
70 improvement purposes will be divided equally between the lab  
71 schools. This subparagraph expires July 1, 2014.

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72 Section 6. (1) In order to implement Specific  
73 Appropriation 493 of the 2013-2014 General Appropriations Act,  
74 and for the 2013-2014 fiscal year only, the following  
75 requirements govern the completion of Phase 3 of the Department  
76 of Health's Florida Onsite Sewage Nitrogen Reduction Strategies  
77 Study:

78 (a) The Department of Health's underlying contract for the  
79 study remains in full force and effect and funding for  
80 completion of the project is through the Department of Health.

81 (b) The Department of Health, the Department of Health's  
82 Research Review and Advisory Committee, and the Department of  
83 Environmental Protection shall work together to provide the  
84 necessary technical oversight of the completion of the project.

85 (c) Management and oversight of the completion of the  
86 project must be consistent with the terms of the existing  
87 contract. However, the main focus and priority to be completed  
88 during Phase 3 shall be developing, testing, and recommending  
89 cost-effective passive technology design criteria for nitrogen  
90 reduction.

91 (d) The systems installed at homesites are experimental in  
92 nature and shall be installed with significant field testing and  
93 monitoring. The Department of Health is specifically authorized  
94 to allow installation of these experimental systems.

95 (2) This section expires July 1, 2014.

96 Section 7. In order to implement Specific Appropriations  
97 202, 208 through 210, and 213 of the 2013-2014 General  
98 Appropriations Act, the calculations of the Medicaid Low-Income  
99 Pool, Disproportionate Share Hospital, and Hospital

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100 Reimbursement Programs for the 2013-2014 fiscal year in the  
101 document entitled "Medicaid Supplemental Hospital Funding  
102 Programs" dated March 28, 2013, and filed with the Clerk of the  
103 House of Representatives, are incorporated by reference for the  
104 purpose of displaying the calculations used by the Legislature,  
105 consistent with the requirements of the Florida Statutes, in  
106 making appropriations for the Low-Income Pool, Disproportionate  
107 Share Hospital, and Hospital Reimbursement Programs. This  
108 section expires July 1, 2014.

109 Section 8. In order to implement Specific Appropriations  
110 602 through 678 and 701 through 736 of the 2013-2014 General  
111 Appropriations Act, subsection (4) of section 216.262, Florida  
112 Statutes, is amended to read:

113 216.262 Authorized positions.—

114 (4) Notwithstanding the provisions of this chapter  
115 relating to increasing the number of authorized positions, and  
116 for the 2013-2014 ~~2012-2013~~ fiscal year only, if the actual  
117 inmate population of the Department of Corrections exceeds the  
118 inmate population projections of the February 19 ~~December 14,~~  
119 2013 ~~2014~~, Criminal Justice Estimating Conference by 1 percent  
120 for 2 consecutive months or 2 percent for any month, the  
121 Executive Office of the Governor, with the approval of the  
122 Legislative Budget Commission, shall immediately notify the  
123 Criminal Justice Estimating Conference, which shall convene as  
124 soon as possible to revise the estimates. The Department of  
125 Corrections may then submit a budget amendment requesting the  
126 establishment of positions in excess of the number authorized by  
127 the Legislature and additional appropriations from unallocated

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128 general revenue sufficient to provide for essential staff, fixed  
129 capital improvements, and other resources to provide  
130 classification, security, food services, health services, and  
131 other variable expenses within the institutions to accommodate  
132 the estimated increase in the inmate population. All actions  
133 taken pursuant to this subsection are subject to review and  
134 approval by the Legislative Budget Commission. This subsection  
135 expires July 1, 2014 ~~2013~~.

136 Section 9. In order to implement Specific Appropriations  
137 1211 and 1216 of the 2013-2014 General Appropriations Act,  
138 paragraph (d) of subsection (4) of section 932.7055, Florida  
139 Statutes, is amended to read:

140 932.7055 Disposition of liens and forfeited property.—

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

143 (d) Notwithstanding any other provision of this  
144 subsection, and for the 2013-2014 ~~2012-2013~~ fiscal year only,  
145 the funds in a special law enforcement trust fund established by  
146 the governing body of a municipality may be expended to  
147 reimburse the general fund of the municipality for moneys  
148 advanced from the general fund to the special law enforcement  
149 trust fund before October 1, 2001. This paragraph expires July  
150 1, 2014 ~~2013~~.

151 Section 10. (1) In order to implement Specific  
152 Appropriations 1075, 1076, 1081, 1082, 1129, 1130, 1134, 1135,  
153 1137, 1141, 1142, 1145, 1146, 1147, 1158, and 1163 of the 2013-  
154 2014 General Appropriations Act, the Department of Juvenile

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155 Justice must comply with the following reimbursement  
156 limitations:

157 (a) Payments to a hospital or a health care provider may  
158 not exceed 110 percent of the Medicare allowable rate for any  
159 health care services provided if there is no contract between  
160 the department and the hospital or the health care provider  
161 providing services at a hospital.

162 (b) The department may continue to make payments for  
163 health care services at the currently contracted rates through  
164 the current term of the contract if a contract has been executed  
165 between the department and a hospital or a health care provider  
166 providing services at a hospital; however, payments may not  
167 exceed 110 percent of the Medicare allowable rate after the  
168 current term of the contract expires or after the contract is  
169 renewed during the 2013-2014 fiscal year.

170 (c) Payments may not exceed 110 percent of the Medicare  
171 allowable rate under a contract executed on or after July 1,  
172 2013, between the department and a hospital or a health care  
173 provider providing services at a hospital.

174 (d) Notwithstanding paragraphs (a), (b), and (c), the  
175 department may pay up to 125 percent of the Medicare allowable  
176 rate for health care services at a hospital that reports or has  
177 reported a negative operating margin for the previous fiscal  
178 year to the Agency for Health Care Administration through  
179 hospital-audited financial data.

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

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

185       (3) This section expires July 1, 2014.

186       Section 11. In order to implement section 7 of the 2013-  
187 2014 General Appropriations Act, paragraph (c) of subsection (4)  
188 of section 29.008, Florida Statutes, is amended to read:

189       29.008 County funding of court-related functions.—

190       (4)

191       (c) Counties are exempt from all requirements and  
192 provisions of paragraph (a) for the 2013-2014 ~~2012-2013~~ fiscal  
193 year. Accordingly, for the 2013-2014 ~~2012-2013~~ fiscal year,  
194 counties shall maintain, but are not required to increase, their  
195 expenditures for the items specified in paragraphs (1)(a)-(h)  
196 and subsection (3). The requirements described in paragraph (a)  
197 shall be reinstated beginning with the 2014-2015 ~~2013-2014~~  
198 fiscal year. This paragraph expires July 1, 2014 ~~2013~~.

199       Section 12. In order to implement appropriations used for  
200 the payments of existing lease contracts for private lease space  
201 in excess of 2,000 square feet in the 2013-2014 General  
202 Appropriations Act, the Department of Management Services,  
203 together with the cooperation of the agencies having the  
204 existing lease contracts for office or storage space, shall  
205 utilize tenant broker services to renegotiate or reprocure all  
206 private lease agreements for office or storage space expiring  
207 between July 1, 2014, and June 30, 2016, in order to achieve a  
208 reduction in costs in future years. The department shall  
209 incorporate this initiative into its 2013 Master Leasing Report  
210 and may use tenant broker services to explore the possibilities



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211 of collocation of office or storage space, to review the space  
212 needs of each agency, and to review the length and terms of  
213 potential renewals or renegotiations. The department shall  
214 provide a report by November 1, 2013, to the Executive Office of  
215 the Governor, the President of the Senate, and the Speaker of  
216 the House of Representatives which lists each lease contract for  
217 private office or storage space, the status of renegotiations,  
218 and the savings achieved. This section expires July 1, 2014.

219 Section 13. In order to implement Specific Appropriations  
220 3073A through 3073L of the 2013-2014 General Appropriations Act,  
221 notwithstanding s. 215.199(2), Florida Statutes, funds available  
222 in the Audit and Warrant Clearing Trust Fund for subsequent  
223 distribution to the General Revenue Fund shall be available to  
224 the tax collection service provider, as defined in s.  
225 443.036(43), Florida Statutes, who shall make the interest  
226 payment required by s. 443.131(5), Florida Statutes, to the  
227 Federal Government in the amount directed by the Governor or the  
228 Governor's designee. This section expires July 1, 2014.

229 Section 14. In order to implement Specific Appropriations  
230 2245 through 2254 of the 2013-2014 General Appropriations Act,  
231 section 624.502, Florida Statutes, is amended to read:

232 624.502 Service of process fee.—In all instances as  
233 provided in any section of the insurance code and s. 48.151(3)  
234 in which service of process is authorized to be made upon the  
235 Chief Financial Officer or the director of the office, the  
236 plaintiff shall pay to the department or office a fee of \$15 for  
237 such service of process, which fee shall be deposited into the  
238 Administrative Trust Fund ~~Insurance Regulatory Trust Fund.~~

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239 Section 15. The amendment made by this act to s. 624.502,  
240 Florida Statutes, shall expire July 1, 2014, and the text of  
241 that section shall revert to that in existence on June 30, 2013,  
242 except that any amendments to such text enacted other than by  
243 this act shall be preserved and continue to operate to the  
244 extent that such amendments are not dependent upon the portions  
245 of text that expire pursuant to this section.

246 Section 16. In order to implement Specific Appropriation  
247 1626 of the 2013-2014 General Appropriations Act, paragraph (e)  
248 is added to subsection (5) of section 161.143, Florida Statutes,  
249 to read:

250 161.143 Inlet management; planning, prioritizing, funding,  
251 approving, and implementing projects.-

252 (5) The department shall annually provide an inlet  
253 management project list, in priority order, to the Legislature  
254 as part of the department's budget request. The list must  
255 include studies, projects, or other activities that address the  
256 management of at least 10 separate inlets and that are ranked  
257 according to the criteria established under subsection (2).

258 (e) Notwithstanding paragraphs (a) and (b), and for the  
259 2013-2014 fiscal year only, the amount allocated for inlet  
260 management funding is provided in the General Appropriations  
261 Act. This paragraph expires July 1, 2014.

262 Section 17. In order to implement Specific Appropriations  
263 1619 and 1644 of the 2013-2014 General Appropriations Act,  
264 paragraph (b) of subsection (3) of section 375.041, Florida  
265 Statutes, is amended to read:

266 375.041 Land Acquisition Trust Fund.-

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267 (3)

268 (b) In addition to the uses allowed under paragraph (a),  
269 for the 2013-2014 ~~2012-2013~~ fiscal year, moneys in the Land  
270 Acquisition Trust Fund are authorized for transfer to support  
271 the Total Maximum Daily Loads Program and the Small Community  
272 Wastewater Treatment Grant Program, ~~Drinking Water Revolving~~  
273 ~~Loan Trust Fund~~, and ~~Wastewater Treatment and Stormwater~~  
274 ~~Management Revolving Loan Trust Fund~~ as provided in the General  
275 Appropriations Act. This paragraph expires July 1, 2014 ~~2013~~.

276 Section 18. In order to implement Specific Appropriation  
277 1599 and 1600 of the 2013-2014 General Appropriations Act,  
278 subsections (1) and (12) of section 373.59, Florida Statutes,  
279 are amended to read:

280 373.59 Water Management Lands Trust Fund.—

281 (1) There is established within the Department of  
282 Environmental Protection the Water Management Lands Trust Fund  
283 to be used as a nonlapsing fund for the purposes of this  
284 section. The moneys in this fund are hereby continually  
285 appropriated for the purposes of land acquisition, management,  
286 maintenance, capital improvements of land titled to the  
287 districts, payments in lieu of taxes, debt service on bonds  
288 issued prior to July 1, 1999, debt service on bonds issued on or  
289 after July 1, 1999, which are issued to refund bonds issued  
290 before July 1, 1999, preacquisition costs associated with land  
291 purchases, the Everglades Restoration Strategies Regional Water  
292 Quality Plan, and the department's costs of administration of  
293 the fund. No refunding bonds may be issued which mature after  
294 the final maturity date of the bonds being refunded or which

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295 provide for higher debt service in any year than is payable on  
296 such bonds as of February 1, 2009. The department's costs of  
297 administration shall be charged proportionally against each  
298 district's allocation using the formula provided in subsection  
299 (8). Capital improvements shall include, but need not be limited  
300 to, perimeter fencing, signs, firelanes, control of invasive  
301 exotic species, controlled burning, habitat inventory and  
302 restoration, law enforcement, access roads and trails, and  
303 minimal public accommodations, such as primitive campsites,  
304 garbage receptacles, and toilets. The moneys in the fund may  
305 also be appropriated to supplement operational expenditures at  
306 the Northwest Florida Water Management District and the Suwannee  
307 River Water Management District, with such appropriations  
308 allocated prior to the allocations set out in subsection (8) to  
309 the five water management districts.

310 (12) Notwithstanding subsection (8), and for the 2013-2014  
311 ~~2012-2013~~ fiscal year only, the moneys from the Water Management  
312 Lands Trust Fund are allocated as follows:

313 (a) An amount necessary to pay debt service on bonds  
314 issued before February 1, 2009, by the South Florida Water  
315 Management District and the St. Johns River Water Management  
316 District, which are secured by revenues provided pursuant to  
317 this section, or to fund debt service reserve funds, rebate  
318 obligations, or other amounts payable with respect to such  
319 bonds. ~~†~~

320 (b) Eight million dollars to be transferred to the General  
321 Revenue Fund. ~~†~~ and

322 (c) An amount appropriated in CS/HB 7065, 2013 Regular

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323 Session, or similar legislation, if such legislation is enacted  
324 and becomes law, to be transferred to the Save Our Everglades  
325 Trust Fund for the Everglades Restoration Strategies Regional  
326 Water Quality Plan.

327 (d) Three million dollars to be distributed to the  
328 Northwest Florida Water Management District for Apalachicola Bay  
329 water quality improvement projects.

330 (e) Three million dollars to be distributed to the  
331 Suwannee River Water Management District for springs restoration  
332 and protection.

333 (f) Eight million three hundred thousand dollars to be  
334 distributed to the South Florida Water Management District for  
335 J.W. Corbett Levee system improvements.

336 (g)~~(e)~~ The remaining appropriation to be equally  
337 distributed between the Northwest Florida Water Management  
338 District, which may be used to establish minimum flows and  
339 levels, and ~~to~~ the Suwannee River Water Management District.

340  
341 This subsection expires July 1, 2014 2013.

342 Section 19. The amendment made by this act to s.  
343 373.59(1), Florida Statutes, shall expire July 1, 2014, and the  
344 text of that section shall revert to that in existence on June  
345 30, 2013, except that any amendments to such text enacted other  
346 than by this act shall be preserved and continue to operate to  
347 the extent that such amendments are not dependent upon the  
348 portions of text that expire pursuant to this section.

349 Section 20. In order to implement Specific Appropriation  
350 1671 of the 2013-2014 General Appropriations Act, subsection (5)

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351 of section 403.7095, Florida Statutes, is amended to read:

352 403.7095 Solid waste management grant program.—

353 (5) Notwithstanding any other provision of this section,  
354 and for the 2013-2014 ~~2012-2013~~ fiscal year only, the Department  
355 of Environmental Protection shall award the sum of \$3 million  
356 ~~\$2,400,000~~ in grants equally to counties having populations of  
357 fewer than 100,000 for waste tire and litter prevention,  
358 recycling education, and general solid waste programs. This  
359 subsection expires July 1, 2014 ~~2013~~.

360 Section 21. In order to implement Specific Appropriation  
361 1439 of the 2013-2014 General Appropriations Act and to provide  
362 consistency and continuity in the promotion of agriculture  
363 throughout the state, notwithstanding s. 287.057, Florida  
364 Statutes, the Department of Agriculture and Consumer Services  
365 may extend, revise, and renew current contracts or agreements  
366 created or entered into pursuant to chapter 2006-25, Laws of  
367 Florida. This section expires July 1, 2014.

368 Section 22. In order to implement Specific Appropriation  
369 1544 of the 2013-2014 General Appropriations Act, paragraph (m)  
370 of subsection (3) of section 259.105, Florida Statutes, is  
371 amended to read:

372 259.105 The Florida Forever Act.—

373 (3) Less the costs of issuing and the costs of funding  
374 reserve accounts and other costs associated with bonds, the  
375 proceeds of cash payments or bonds issued pursuant to this  
376 section shall be deposited into the Florida Forever Trust Fund  
377 created by s. 259.1051. The proceeds shall be distributed by the  
378 Department of Environmental Protection in the following manner:

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379 (m) Notwithstanding paragraphs (a)-(j) and for the 2013-  
380 2014 ~~2012-2013~~ fiscal year only, the moneys appropriated from  
381 the Florida Forever Trust Fund shall be distributed only to the  
382 Division of State Lands within the Department of Environmental  
383 Protection for land acquisitions that are less-than-fee interest  
384 or for partnerships in which the state's portion of the  
385 acquisition cost is no more than 50 percent, or for conservation  
386 lands needed for military buffering or springs or water  
387 resources protection. This paragraph expires July 1, 2014 ~~2013~~.

388 Section 23. In order to implement Specific Appropriation  
389 1668 of the 2013-2014 General Appropriations Act, paragraph (d)  
390 is added to subsection (2) of section 376.30711, Florida  
391 Statutes, to read:

392 376.30711 Preapproved site rehabilitation, effective March  
393 29, 1995.—

394 (2) (a) Competitive bidding pursuant to this section shall  
395 not be subject to the requirements of s. 287.055. The department  
396 is authorized to use competitive bid procedures or negotiated  
397 contracts for preapproving all costs and rehabilitation  
398 procedures for site-specific rehabilitation projects through  
399 performance-based contracts. Site rehabilitation shall be  
400 conducted according to the priority ranking order established  
401 pursuant to s. 376.3071(5).

402 (d) Notwithstanding paragraph (a), for the 2013-2014  
403 fiscal year, competitive bidding pursuant to this section is  
404 subject to the requirements of s. 287.055. This paragraph  
405 expires July 1, 2014.

406 Section 24. In order to implement the appropriation of

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407 funds in the contracted services and expense categories of the  
408 2013-2014 General Appropriations Act, no state agency may  
409 initiate a competitive solicitation for a product or service if  
410 the completion of such competitive solicitation would:

411 (1) Require a change in law; or

412 (2) Require a change to the agency's budget other than a  
413 transfer authorized in s. 216.292(2) or (3), Florida Statutes,  
414 unless the initiation of such competitive solicitation is  
415 specifically authorized in law or in the General Appropriations  
416 Act.

417

418 This section does not apply to a competitive solicitation for  
419 which the agency head certifies that a valid emergency exists.  
420 This section expires July 1, 2014.

421 Section 25. In order to implement the appropriation of  
422 funds in appropriation category "Special Categories-Risk  
423 Management Insurance" in the 2013-2014 General Appropriations  
424 Act, and pursuant to the notice, review, and objection  
425 procedures of s. 216.177, Florida Statutes, the Executive Office  
426 of the Governor may transfer funds appropriated in that category  
427 between departments in order to align the budget authority  
428 granted with the premiums paid by each department for risk  
429 management insurance. This section expires July 1, 2014.

430 Section 26. In order to implement the appropriation of  
431 funds in the appropriation category "Special Categories-Transfer  
432 to Department of Management Services-Human Resources Services  
433 Purchased Per Statewide Contract" in the 2013-2014 General  
434 Appropriations Act, and pursuant to the notice, review, and

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435 objection procedures of s. 216.177, Florida Statutes, the  
436 Executive Office of the Governor may transfer funds appropriated  
437 in that category between departments in order to align the  
438 budget authority granted with the assessments that must be paid  
439 by each agency to the Department of Management Services for  
440 human resource management services. This section expires July 1,  
441 2014.

442 Section 27. In order to implement specific appropriations  
443 for salaries and benefits in the 2013-2014 General  
444 Appropriations Act, paragraph (a) of subsection (12) of section  
445 110.123, Florida Statutes, is amended to read:

446 110.123 State group insurance program.—

447 (12) HEALTH SAVINGS ACCOUNTS.—The department is authorized  
448 to establish health savings accounts for full-time and part-time  
449 state employees in association with a health insurance plan  
450 option authorized by the Legislature and conforming to the  
451 requirements and limitations of federal provisions relating to  
452 the Medicare Prescription Drug, Improvement, and Modernization  
453 Act of 2003.

454 (a)1. A member participating in this health insurance plan  
455 option is eligible to receive an employer contribution into the  
456 employee's health savings account from the State Employees  
457 Health Insurance Trust Fund in an amount to be determined by the  
458 Legislature. A member is not eligible for an employer  
459 contribution upon termination of employment. For the 2013-2014  
460 2012-2013 fiscal year, the state's monthly contribution for  
461 employees having individual coverage shall be \$41.66 and the  
462 monthly contribution for employees having family coverage shall

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463 be \$83.33.

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

467 Section 28. In order to implement specific appropriations  
468 for salaries and benefits in the 2013-2014 General  
469 Appropriations Act, subsection (6) of section 112.24, Florida  
470 Statutes, is amended to read:

471 112.24 Intergovernmental interchange of public employees.—  
472 To encourage economical and effective utilization of public  
473 employees in this state, the temporary assignment of employees  
474 among agencies of government, both state and local, and  
475 including school districts and public institutions of higher  
476 education is authorized under terms and conditions set forth in  
477 this section. State agencies, municipalities, and political  
478 subdivisions are authorized to enter into employee interchange  
479 agreements with other state agencies, the Federal Government,  
480 another state, a municipality, or a political subdivision  
481 including a school district, or with a public institution of  
482 higher education. State agencies are also authorized to enter  
483 into employee interchange agreements with private institutions  
484 of higher education and other nonprofit organizations under the  
485 terms and conditions provided in this section. In addition, the  
486 Governor or the Governor and Cabinet may enter into employee  
487 interchange agreements with a state agency, the Federal  
488 Government, another state, a municipality, or a political  
489 subdivision including a school district, or with a public  
490 institution of higher learning to fill, subject to the

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491 requirements of chapter 20, appointive offices which are within  
492 the executive branch of government and which are filled by  
493 appointment by the Governor or the Governor and Cabinet. Under  
494 no circumstances shall employee interchange agreements be  
495 utilized for the purpose of assigning individuals to participate  
496 in political campaigns. Duties and responsibilities of  
497 interchange employees shall be limited to the mission and goals  
498 of the agencies of government.

499 (6) For the 2013-2014 ~~2012-2013~~ fiscal year only, the  
500 assignment of an employee of a state agency as provided in this  
501 section may be made if recommended by the Governor or Chief  
502 Justice, as appropriate, and approved by the chairs of the  
503 legislative appropriations committees. Such actions shall be  
504 deemed approved if neither chair provides written notice of  
505 objection within 14 days after the chair's receiving notice of  
506 the action pursuant to s. 216.177. This subsection expires July  
507 1, 2014 ~~2013~~.

508 Section 29. In order to implement the transfer of funds to  
509 the General Revenue Fund from trust funds in the 2013-2014  
510 General Appropriations Act, paragraph (b) of subsection (2) of  
511 section 215.32, Florida Statutes, is reenacted to read:

512 215.32 State funds; segregation.—

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

515 (b)1. The trust funds shall consist of moneys received by  
516 the state which under law or under trust agreement are  
517 segregated for a purpose authorized by law. The state agency or  
518 branch of state government receiving or collecting such moneys

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519 is responsible for their proper expenditure as provided by law.  
520 Upon the request of the state agency or branch of state  
521 government responsible for the administration of the trust fund,  
522 the Chief Financial Officer may establish accounts within the  
523 trust fund at a level considered necessary for proper  
524 accountability. Once an account is established, the Chief  
525 Financial Officer may authorize payment from that account only  
526 upon determining that there is sufficient cash and releases at  
527 the level of the account.

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

531 a. Operations or operating trust fund, for use as a  
532 depository for funds to be used for program operations funded by  
533 program revenues, with the exception of administrative  
534 activities when the operations or operating trust fund is a  
535 proprietary fund.

536 b. Operations and maintenance trust fund, for use as a  
537 depository for client services funded by third-party payors.

538 c. Administrative trust fund, for use as a depository for  
539 funds to be used for management activities that are departmental  
540 in nature and funded by indirect cost earnings and assessments  
541 against trust funds. Proprietary funds are excluded from the  
542 requirement of using an administrative trust fund.

543 d. Grants and donations trust fund, for use as a  
544 depository for funds to be used for allowable grant or donor  
545 agreement activities funded by restricted contractual revenue  
546 from private and public nonfederal sources.

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547 e. Agency working capital trust fund, for use as a  
548 depository for funds to be used pursuant to s. 216.272.

549 f. Clearing funds trust fund, for use as a depository for  
550 funds to account for collections pending distribution to lawful  
551 recipients.

552 g. Federal grant trust fund, for use as a depository for  
553 funds to be used for allowable grant activities funded by  
554 restricted program revenues from federal sources.

555  
556 To the extent possible, each agency must adjust its internal  
557 accounting to use existing trust funds consistent with the  
558 requirements of this subparagraph. If an agency does not have  
559 trust funds listed in this subparagraph and cannot make such  
560 adjustment, the agency must recommend the creation of the  
561 necessary trust funds to the Legislature no later than the next  
562 scheduled review of the agency's trust funds pursuant to s.  
563 215.3206.

564 3. All such moneys are hereby appropriated to be expended  
565 in accordance with the law or trust agreement under which they  
566 were received, subject always to the provisions of chapter 216  
567 relating to the appropriation of funds and to the applicable  
568 laws relating to the deposit or expenditure of moneys in the  
569 State Treasury.

570 4.a. Notwithstanding any provision of law restricting the  
571 use of trust funds to specific purposes, unappropriated cash  
572 balances from selected trust funds may be authorized by the  
573 Legislature for transfer to the Budget Stabilization Fund and  
574 General Revenue Fund in the General Appropriations Act.

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575 b. This subparagraph does not apply to trust funds  
576 required by federal programs or mandates; trust funds  
577 established for bond covenants, indentures, or resolutions whose  
578 revenues are legally pledged by the state or public body to meet  
579 debt service or other financial requirements of any debt  
580 obligations of the state or any public body; the Division of  
581 Licensing Trust Fund in the Department of Agriculture and  
582 Consumer Services; the State Transportation Trust Fund; the  
583 trust fund containing the net annual proceeds from the Florida  
584 Education Lotteries; the Florida Retirement System Trust Fund;  
585 trust funds under the management of the State Board of Education  
586 or the Board of Governors of the State University System, where  
587 such trust funds are for auxiliary enterprises, self-insurance,  
588 and contracts, grants, and donations, as those terms are defined  
589 by general law; trust funds that serve as clearing funds or  
590 accounts for the Chief Financial Officer or state agencies;  
591 trust funds that account for assets held by the state in a  
592 trustee capacity as an agent or fiduciary for individuals,  
593 private organizations, or other governmental units; and other  
594 trust funds authorized by the State Constitution.

595 Section 30. The amendment to s. 215.32(2)(b), Florida  
596 Statutes, as carried forward by this act from chapter 2011-47,  
597 Laws of Florida, shall expire July 1, 2014, and the text of that  
598 paragraph shall revert to that in existence on June 30, 2011,  
599 except that any amendments to such text enacted other than by  
600 this act shall be preserved and continue to operate to the  
601 extent that such amendments are not dependent upon the portions  
602 of text which expire pursuant to this section.

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603       Section 31. In order to implement the issuance of new debt  
604 authorized in the 2013-2014 General Appropriations Act, and  
605 pursuant to s. 215.98, Florida Statutes, the Legislature  
606 determines that the authorization and issuance of debt for the  
607 2013-2014 fiscal year should be implemented, is in the best  
608 interest of the state, and necessary to address a critical state  
609 emergency. This section expires July 1, 2014.

610       Section 32. In order to implement the funds appropriated  
611 in the 2013-2014 General Appropriations Act for state employee  
612 travel, the funds appropriated to each state agency, which may  
613 be used for travel by state employees, are limited during the  
614 2013-2014 fiscal year to travel for activities that are critical  
615 to each state agency's mission. Funds may not be used to pay for  
616 travel by state employees to foreign countries, other states,  
617 conferences, staff-training activities, or other administrative  
618 functions unless the agency head has approved in writing that  
619 such activities are critical to the agency's mission. The agency  
620 head must consider the use of teleconferencing and other forms  
621 of electronic communication to meet the needs of the proposed  
622 activity before approving mission-critical travel. This section  
623 does not apply to travel for law enforcement purposes, military  
624 purposes, emergency management activities, or public health  
625 activities. This section expires July 1, 2014.

626       Section 33. In order to implement appropriations  
627 authorized in the 2013-2014 General Appropriations Act for data  
628 center services scheduled for consolidation in the 2013-2014  
629 fiscal year, pursuant to the notice, review, and objection  
630 procedures of s. 216.177, Florida Statutes, the consolidating

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631 agencies may request the transfer of resources between Data  
632 Processing Services appropriation categories and the  
633 appropriation categories for operations based upon changes to  
634 the consolidation schedule. This section expires July 1, 2014.

635 Section 34. In order to implement the appropriations  
636 authorized in the 2013-2014 General Appropriations Act for the  
637 Northwood Shared Resource Center, the Southwood Shared Resource  
638 Center, and the Northwest Regional Data Center, which are funded  
639 from the data processing appropriation category for computing  
640 services of user agencies, and pursuant to the notice, review,  
641 and objection procedures of s. 216.177, Florida Statutes, the  
642 Executive Office of the Governor may transfer funds appropriated  
643 for data processing in the 2013-2014 General Appropriations Act  
644 between agencies in order to align the budget authority granted  
645 with the utilization rate of each department. This section  
646 expires July 1, 2014.

647 Section 35. In order to implement appropriations  
648 authorized in the 2013-2014 General Appropriations Act for data  
649 center services, and notwithstanding s. 216.292(2)(a), Florida  
650 Statutes, except as authorized in section 33 or section 34, no  
651 agency may transfer funds from a data processing category to any  
652 category other than another data processing category. This  
653 section expires July 1, 2014.

654 Section 36. In order to implement Specific Appropriation  
655 2825 of the 2013-2014 General Appropriations Act, the Executive  
656 Office of the Governor may transfer funds appropriated in the  
657 appropriation category "Expenses" of the 2013-2014 General  
658 Appropriations Act between agencies in order to allocate a

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659 reduction relating to SUNCOM services. This section expires July  
660 1, 2014.

661 Section 37. In order to implement section 8 of the 2013-  
662 2014 General Appropriations Act, paragraph (b) of subsection (2)  
663 of section 110.12315, Florida Statutes, is reenacted and  
664 subsection (7) of that section is reenacted and amended to read:

665 110.12315 Prescription drug program.—The state employees'  
666 prescription drug program is established. This program shall be  
667 administered by the Department of Management Services, according  
668 to the terms and conditions of the plan as established by the  
669 relevant provisions of the annual General Appropriations Act and  
670 implementing legislation, subject to the following conditions:

671 (2) In providing for reimbursement of pharmacies for  
672 prescription medicines dispensed to members of the state group  
673 health insurance plan and their dependents under the state  
674 employees' prescription drug program:

675 (b) There shall be a 30-day supply limit for prescription  
676 card purchases and 90-day supply limit for mail order or mail  
677 order prescription drug purchases. The Department of Management  
678 Services may implement a 90-day supply limit program for certain  
679 maintenance drugs as determined by the department at retail  
680 pharmacies participating in the program if the department  
681 determines it to be in the best financial interest of the state.

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

684 (a) Effective January 1, 2013 ~~2012~~, for the State Group  
685 Health Insurance Standard Plan:

686 1. For generic drug with card.....\$7.

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- 687 2. For preferred brand name drug with card.....\$30.
- 688 3. For nonpreferred brand name drug with card.....\$50.
- 689 4. For generic mail order drug.....\$14.
- 690 5. For preferred brand name mail order drug.....\$60.
- 691 6. For nonpreferred brand name mail order drug.....\$100.

692 Section 38. (1) The amendment to s. 110.12315(2)(b),  
 693 Florida Statutes, as carried forward by this act from chapter  
 694 2012-119, Laws of Florida, shall expire July 1, 2014, and the  
 695 text of that paragraph shall revert to that in existence on June  
 696 30, 2012, except that any amendments to such text enacted other  
 697 than by this act shall be preserved and continue to operate to  
 698 the extent that such amendments are not dependent upon the  
 699 portions of text which expire pursuant to this sect.

700 (2) The amendment to s. 110.12315(7)(a), Florida Statutes,  
 701 as carried forward by this act from chapter 2012-119, Laws of  
 702 Florida, shall expire July 1, 2014, and the text of that  
 703 paragraph shall revert to that in existence on December 31,  
 704 2010, except that any amendments to such text enacted other than  
 705 by this act shall be preserved and continue to operate to the  
 706 extent that such amendments are not dependent upon the portions  
 707 of text which expire pursuant to this section.

708 Section 39. Any section of this act that implements a  
 709 specific appropriation or specifically identified proviso  
 710 language in the 2013-2014 General Appropriations Act is void if  
 711 the specific appropriation or specifically identified proviso  
 712 language is vetoed. Any section of this act that implements more  
 713 than one specific appropriation or more than one portion of  
 714 specifically identified proviso language in the 2013-2014

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715 General Appropriations Act is void if all the specific  
716 appropriations or portions of specifically identified proviso  
717 language are vetoed.

718 Section 40. If any other act passed during the 2013  
719 Regular Session contains a provision that is substantively the  
720 same as a provision in this act, but that removes or is  
721 otherwise not subject to the future repeal applied to such  
722 provision by this act, the Legislature intends that the  
723 provision in the other act takes precedence and continues to  
724 operate, notwithstanding the future repeal provided by this act.

725 Section 41. If any provision of this act or its  
726 application to any person or circumstance is held invalid, the  
727 invalidity does not affect other provisions or applications of  
728 the act which can be given effect without the invalid provision  
729 or application, and to this end the provisions of this act are  
730 severable.

731 Section 42. This act shall take effect July 1, 2013, or if  
732 this act fails to become a law until after that date, it shall  
733 take effect upon becoming a law and shall operate retroactively  
734 to July 1, 2013.

735  
736 -----

**T I T L E A M E N D M E N T**

737 Remove everything before the enacting clause and insert:

738 A bill to be entitled

739 An act relating to implementing the 2013-2014 General  
740 Appropriations Act; providing legislative intent;  
741 incorporating by reference certain calculations of the  
742

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743 Florida Education Finance Program for the 2013-2014  
744 fiscal year; providing that funds for instructional  
745 materials shall be released and expended as required  
746 in specified proviso language, notwithstanding certain  
747 other provisions of law; incorporating by reference  
748 certain calculations for the Accelerated Connectivity  
749 Highway for the 2013-2014 fiscal year; providing  
750 bandwidth purchasing requirements; amending s.  
751 1002.32, F.S.; providing for the distribution of  
752 capital improvement funding for lab schools; providing  
753 requirements to govern the Department of Health's  
754 Florida Onsite Sewage Nitrogen Reduction Strategies  
755 Study; incorporating by reference certain calculations  
756 of the Medicaid Low-Income Pool, Disproportionate  
757 Share Hospital, and Hospital Reimbursement Programs  
758 for the 2013-2014 fiscal year; amending s. 216.262,  
759 F.S.; authorizing the Department of Corrections to  
760 submit a budget amendment for additional positions to  
761 operate additional prison bed capacity under certain  
762 circumstances; amending s. 932.7055, F.S.; authorizing  
763 a municipality to expend funds from its special law  
764 enforcement trust fund to reimburse the municipality's  
765 general fund; requiring the Department of Juvenile  
766 Justice to comply with specified reimbursement  
767 limitations with respect to payments to hospitals or  
768 health care providers for health care services;  
769 authorizing certain payments pursuant to a contracted  
770 rate only until the contract expires or is renewed;

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771 defining the term "hospital" for purposes of such  
772 limitations; amending s. 29.008, F.S., relating to  
773 county funding of court-related functions; providing  
774 counties with an exemption from the requirement to  
775 annually increase certain expenditures by a specified  
776 percentage; directing the Department of Management  
777 Services to use a tenant broker to renegotiate certain  
778 leases and provide a report to the Legislature;  
779 authorizing funds available in the Audit and Warrant  
780 Clearing Trust Fund to be available for certain  
781 interest payments to the Federal Government; amending  
782 s. 624.502, F.S.; requiring that fees for service of  
783 process upon the Chief Financial Officer or Office of  
784 Insurance Regulation be deposited into the  
785 Administrative Trust Fund rather than the Insurance  
786 Regulatory Trust Fund; amending s. 161.143, F.S.;  
787 providing an allocation in the General Appropriations  
788 Act for inlet management funding; amending s. 375.041,  
789 F.S.; providing for the transfer of moneys from the  
790 Land Acquisition Trust Fund to support the Total  
791 Maximum Daily Loads Program and the Small Community  
792 Wastewater Treatment Grant Program; amending s.  
793 373.59, F.S.; providing for the allocation and  
794 distribution of moneys from the Water Management Lands  
795 Trust Fund for certain purposes; amending s. 403.7095,  
796 F.S.; requiring the Department of Environmental  
797 Protection to award a specified amount in grants to  
798 certain counties for solid waste programs; authorizing

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799 the Department of Agriculture and Consumer Services to  
800 extend, revise, and renew current contracts or  
801 agreements created or entered into for the purpose of  
802 promotion of agriculture; amending s. 259.105, F.S.;  
803 providing that funds in the Florida Forever Trust Fund  
804 may be distributed only to the Division of State Lands  
805 for certain land acquisitions including conservation  
806 lands needed for military buffering or springs or  
807 water resources protection; amending s. 376.30711,  
808 F.S.; providing that competitive bidding for  
809 preapproved site rehabilitation is subject to the  
810 requirements of s. 287.055, F.S.; prohibiting a state  
811 agency from initiating a competitive solicitation for  
812 a product or service under certain circumstances;  
813 authorizing the Executive Office of the Governor to  
814 transfer funds between departments for purposes of  
815 aligning amounts paid for risk management premiums and  
816 for purposes of aligning amounts paid for human  
817 resource management services; amending s. 110.123,  
818 F.S., relating to the state group insurance program;  
819 providing the amounts of the state's monthly  
820 contribution; amending s. 112.24, F.S.; providing  
821 conditions on the assignment of an employee of a state  
822 agency; reenacting s. 215.32, F.S., relating to the  
823 source and use of certain trust funds to implement the  
824 transfer of funds to the General Revenue Fund in the  
825 2013-2014 General Appropriations Act; providing a  
826 legislative finding that the issuance of new debt is

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827 | in the best interests of the state and necessary to  
828 | address a critical state emergency; limiting the use  
829 | of travel funds for state employees to activities that  
830 | are critical to an agency's mission; providing  
831 | exceptions; authorizing certain agencies to request  
832 | the transfer of resources between Data Processing  
833 | Services appropriation categories and appropriation  
834 | categories for operation based upon changes to the  
835 | data center services consolidation schedule;  
836 | authorizing the Executive Office of the Governor to  
837 | transfer funds appropriated for data processing  
838 | between agencies; prohibiting an agency from  
839 | transferring funds from a data processing category to  
840 | any category other than another data processing  
841 | category; authorizing the Executive Office of the  
842 | Governor to transfer funds between agencies in order  
843 | to allocate a reduction relating to SUNCOM; amending  
844 | s. 110.12315, F.S.; reenacting provisions specifying  
845 | copayment amounts for the state employees'  
846 | prescription drug program; providing for reversion of  
847 | statutory text of certain provisions; providing for  
848 | the effect of a veto of one or more specific  
849 | appropriations or provisos to which implementing  
850 | language refers; providing for the continued operation  
851 | of certain provisions notwithstanding a future repeal  
852 | or expiration provided by this act; providing for  
853 | severability; providing an effective date.

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