

Amendment No.

CHAMBER ACTION

Senate

House

.

The Conference Committee on HB 5003 offered the following:

Conference Committee 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 2016-2017 fiscal year.

Section 2. In order to implement Specific Appropriations 7, 8, 9, 94, and 95 of the 2016-2017 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2016-2017 fiscal year in the document titled "Public School Funding: The Florida Education Finance Program," dated March 8, 2016, and filed with the Clerk of the House of Representatives, are incorporated by reference for the purpose of displaying the

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15 calculations used by the Legislature, consistent with the
16 requirements of state law, in making appropriations for the
17 Florida Education Finance Program. This section expires July 1,
18 2017.

19 Section 3. In order to implement Specific Appropriations 7
20 and 94 of the 2016-2017 General Appropriations Act and
21 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,
22 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the
23 expenditure of funds provided for instructional materials, for
24 the 2016-2017 fiscal year, funds provided for instructional
25 materials shall be released and expended as required in the
26 proviso language for Specific Appropriation 94 of the 2016-2017
27 General Appropriations Act. This section expires July 1, 2017.

28 Section 4. In order to implement Specific Appropriation 23
29 of the 2016-2017 General Appropriations Act and notwithstanding
30 s. 1013.64(2), Florida Statutes, any district school board that
31 generates less than \$2 million in revenue from a 1-mill levy of
32 ad valorem tax shall contribute 0.75 mills for the 2016-2017
33 fiscal year toward the cost of funded special facilities
34 construction projects. This section expires July 1, 2017.

35 Section 5. In order to implement Specific Appropriation
36 113 of the 2016-2017 General Appropriations Act, paragraph (d)
37 of subsection (2) of section 11.45, Florida Statutes, is amended
38 to read:

39 11.45 Definitions; duties; authorities; reports; rules.—

40 (2) DUTIES.—The Auditor General shall:

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41 (d) Annually conduct financial audits of the accounts and
42 records of all district school boards in counties with
43 populations of fewer than 150,000, according to the most recent
44 federal decennial statewide census, and the Florida School for
45 the Deaf and the Blind.

46
47 The Auditor General shall perform his or her duties
48 independently but under the general policies established by the
49 Legislative Auditing Committee. This subsection does not limit
50 the Auditor General's discretionary authority to conduct other
51 audits or engagements of governmental entities as authorized in
52 subsection (3).

53 Section 6. In order to implement Specific Appropriations
54 12 and 126 of the 2016-2017 General Appropriations Act, section
55 1001.66, Florida Statutes, is created to read:

56 1001.66 Florida College System Performance-Based
57 Incentive.-

58 (1) A Florida College System Performance-Based Incentive
59 shall be awarded to Florida College System institutions using
60 performance-based metrics adopted by the State Board of
61 Education. The performance-based metrics must include retention
62 rates; program completion and graduation rates; postgraduation
63 employment, salaries, and continuing education for workforce
64 education and baccalaureate programs, with wage thresholds that
65 reflect the added value of the certificate or degree; and
66 outcome measures appropriate for associate of arts degree

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67 recipients. The state board shall adopt benchmarks to evaluate
68 each institution's performance on the metrics to measure the
69 institution's achievement of institutional excellence or need
70 for improvement and the minimum requirements for eligibility to
71 receive performance funding.

72 (2) Each fiscal year, the amount of funds available for
73 allocation to Florida College System institutions based on the
74 performance-based funding model shall consist of the state's
75 investment in performance funding plus institutional investments
76 consisting of funds to be redistributed from the base funding of
77 the Florida College System Program Fund as determined in the
78 General Appropriations Act. The State Board of Education shall
79 establish minimum performance funding eligibility thresholds for
80 the state's investment and the institutional investments. An
81 institution that meets the minimum institutional investment
82 eligibility threshold, but fails to meet the minimum state
83 investment eligibility threshold, shall have its institutional
84 investment restored but is ineligible for a share of the state's
85 investment in performance funding. The institutional investment
86 shall be restored for all institutions eligible for the state's
87 investment under the performance-based funding model.

88 (3) (a) Each Florida College System institution's share of
89 the performance funding shall be calculated based on its
90 relative performance on the established metrics in conjunction
91 with the institutional size and scope.

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92 (b) A Florida College System institution that fails to
93 meet the State Board of Education's minimum institutional
94 investment performance funding eligibility threshold shall have
95 a portion of its institutional investment withheld by the state
96 board and must submit an improvement plan to the state board
97 that specifies the activities and strategies for improving the
98 institution's performance. The state board must review and
99 approve the improvement plan and, if the plan is approved, must
100 monitor the institution's progress in implementing the
101 activities and strategies specified in the improvement plan. The
102 institution shall submit monitoring reports to the state board
103 by December 31 and May 31 of each year in which an improvement
104 plan is in place.

105 (c) The Commissioner of Education shall withhold
106 disbursement of the institutional investment until the
107 monitoring report is approved by the State Board of Education. A
108 Florida College System institution determined by the state board
109 to be making satisfactory progress on implementing the
110 improvement plan shall receive no more than one-half of the
111 withheld institutional investment in January and the balance of
112 the withheld institutional investment in June. An institution
113 that fails to make satisfactory progress may not have its full
114 institutional investment restored. Any institutional investment
115 funds that are not restored shall be redistributed in accordance
116 with the state board's performance-based metrics.

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117 (4) Distributions of performance funding, as provided in
118 this section, shall be made to each of the Florida College
119 System institutions listed in the Florida Colleges category in
120 the General Appropriations Act.

121 (5) By October 1 of each year, the State Board of
122 Education shall submit to the Governor, the President of the
123 Senate, and the Speaker of the House of Representatives a report
124 on the prior fiscal year's performance funding allocation, which
125 must reflect the rankings and award distributions.

126 (6) The State Board of Education shall adopt rules to
127 administer this section.

128 (7) This section expires July 1, 2017.

129 Section 7. In order to implement Specific Appropriation
130 126 of the 2016-2017 General Appropriations Act, section
131 1001.67, Florida Statutes, is created to read:

132 1001.67 Distinguished Florida College System institution
133 program.—A collaborative partnership is established between the
134 State Board of Education and the Legislature to recognize the
135 excellence of Florida's highest-performing Florida College
136 System institutions.

137 (1) EXCELLENCE STANDARDS.—The following excellence
138 standards are established for the program:

139 (a) A 150 percent-of-normal-time completion rate of 50
140 percent or higher, as calculated by the Division of Florida
141 Colleges.

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142 (b) A 150 percent-of-normal-time completion rate for Pell
143 Grant recipients of 40 percent or higher, as calculated by the
144 Division of Florida Colleges.

145 (c) A retention rate of 70 percent or higher, as
146 calculated by the Division of Florida Colleges.

147 (d) A continuing education, or transfer, rate of 72
148 percent or higher for students graduating with an associate of
149 arts degree, as reported by the Florida Education and Training
150 Placement Information Program (FETPIP).

151 (e) A licensure passage rate on the National Council
152 Licensure Examination for Registered Nurses (NCLEX-RN) of 90
153 percent or higher for first-time exam takers, as reported by the
154 Board of Nursing.

155 (f) A job placement or continuing education rate of 88
156 percent or higher for workforce programs, as reported by FETPIP.

157 (g) A time-to-degree for students graduating with an
158 associate of arts degree of 2.25 years or less for first-time-
159 in-college students with accelerated college credits, as
160 reported by the Southern Regional Education Board.

161 (2) DISTINGUISHED COLLEGE DESIGNATION.—The State Board of
162 Education shall designate each Florida College System
163 institution that meets five of the seven standards identified in
164 subsection (1) as a distinguished college.

165 (3) DISTINGUISHED COLLEGE SUPPORT.—A Florida College
166 System institution designated as a distinguished college by the

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167 State Board of Education is eligible for funding as specified in
168 the General Appropriations Act.

169 (4) EXPIRATION.—This section expires July 1, 2017.

170 Section 8. In order to implement Specific Appropriation
171 142 of the 2016-2017 General Appropriations Act, subsections
172 (1), (2), (3), and (5) through (8) of section 1001.7065, Florida
173 Statutes, are amended, to read:

174 1001.7065 Preeminent state research universities program.—

175 (1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE

176 COLLABORATION.—A collaborative partnership is established
177 between the Board of Governors and the Legislature to elevate
178 the academic and research preeminence of Florida's highest-
179 performing state ~~research~~ universities in accordance with this
180 section. The partnership stems from the State University System
181 Governance Agreement executed on March 24, 2010, wherein the
182 Board of Governors and leaders of the Legislature agreed to a
183 framework for the collaborative exercise of their joint
184 authority and shared responsibility for the State University
185 System. The governance agreement confirmed the commitment of the
186 Board of Governors and the Legislature to continue collaboration
187 on accountability measures, the use of data, and recommendations
188 derived from such data.

189 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—~~Effective~~
190 ~~July 1, 2013,~~ The following academic and research excellence
191 standards are established for the preeminent state research
192 universities program:

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193 (a) An average weighted grade point average of 4.0 or
194 higher on a 4.0 scale and an average SAT score of 1800 or higher
195 on a 2400-point scale or 1200 or higher on a 1600-point scale
196 for fall semester incoming freshmen, as reported annually.

197 (b) A top-50 ranking on at least two well-known and highly
198 respected national public university rankings, including, but
199 not limited to, the U.S. News and World Report rankings,
200 reflecting national preeminence, using most recent rankings.

201 (c) A freshman retention rate of 90 percent or higher for
202 full-time, first-time-in-college students, as reported annually
203 to the Integrated Postsecondary Education Data System (IPEDS).

204 (d) A 6-year graduation rate of 70 percent or higher for
205 full-time, first-time-in-college students, as reported annually
206 to the IPEDS.

207 (e) Six or more faculty members at the state university
208 who are members of a national academy, as reported by the Center
209 for Measuring University Performance in the Top American
210 Research Universities (TARU) annual report or the official
211 membership directories maintained by each national academy.

212 (f) Total annual research expenditures, including federal
213 research expenditures, of \$200 million or more, as reported
214 annually by the National Science Foundation (NSF).

215 (g) Total annual research expenditures in diversified
216 nonmedical sciences of \$150 million or more, based on data
217 reported annually by the NSF.

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218 (h) A top-100 university national ranking for research
219 expenditures in five or more science, technology, engineering,
220 or mathematics fields of study, as reported annually by the NSF.

221 (i) One hundred or more total patents awarded by the
222 United States Patent and Trademark Office for the most recent 3-
223 year period.

224 (j) Four hundred or more doctoral degrees awarded
225 annually, including professional doctoral degrees awarded in
226 medical and health care disciplines, as reported in the Board of
227 Governors Annual Accountability Report.

228 (k) Two hundred or more postdoctoral appointees annually,
229 as reported in the TARU annual report.

230 (l) An endowment of \$500 million or more, as reported in
231 the Board of Governors Annual Accountability Report.

232 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.—

233 (a) The Board of Governors shall designate each state
234 ~~research~~ university that annually meets at least 11 of the 12
235 academic and research excellence standards identified in
236 subsection (2) as a preeminent state research university.

237 (b) The Board of Governors shall designate each state
238 university that annually meets at least six of the 12 academic
239 and research excellence standards identified in subsection (2)
240 as an emerging preeminent state research university.

241 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM
242 UNIVERSITY SUPPORT.—

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243 (a) A state ~~research~~ university that is designated as a
244 preeminent state research university, as of July 1, 2013, meets
245 all 12 of the academic and research excellence standards
246 identified in subsection (2), as verified by the Board of
247 Governors, shall submit to the Board of Governors a 5-year
248 benchmark plan with target rankings on key performance metrics
249 for national excellence. Upon approval by the Board of
250 Governors, and upon the university's meeting the benchmark plan
251 goals annually, the Board of Governors shall award the
252 university its proportionate share of any funds provided
253 annually to support the program created under this section an
254 amount specified in the General Appropriations Act to be
255 provided annually throughout the 5-year period. Funding for this
256 purpose is contingent upon specific appropriation in the General
257 Appropriations Act.

258 (b) A state university designated as an emerging
259 preeminent state research university shall submit to the Board
260 of Governors a 5-year benchmark plan with target rankings on key
261 performance metrics for national excellence. Upon approval by
262 the Board of Governors, and upon the university's meeting the
263 benchmark plan goals annually, the Board of Governors shall
264 award the university its proportionate share of any funds
265 provided annually to support the program created under this
266 section.

267 (c) The award of funds under this subsection is contingent
268 upon funding provided in the General Appropriations Act to

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269 support the preeminent state research universities program
270 created under this section. Funding increases appropriated
271 beyond the amounts funded in the prior fiscal year shall be
272 distributed as follows:

273 1. Each designated preeminent state research university
274 that meets the criteria in paragraph (a) shall receive an equal
275 amount of funding.

276 2. Each designated emerging preeminent state research
277 university that meets the criteria in paragraph (b) shall
278 receive an amount of funding that is equal to one-half of the
279 total increased amount awarded to each designated preeminent
280 state research university.

281 ~~(6) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT~~
282 ~~INITIATIVE. A state research university that, as of July 1,~~
283 ~~2013, meets 11 of the 12 academic and research excellence~~
284 ~~standards identified in subsection (2), as verified by the Board~~
285 ~~of Governors, shall submit to the Board of Governors a 5-year~~
286 ~~benchmark plan with target rankings on key performance metrics~~
287 ~~for national excellence. Upon the university's meeting the~~
288 ~~benchmark plan goals annually, the Board of Governors shall~~
289 ~~award the university an amount specified in the General~~
290 ~~Appropriations Act to be provided annually throughout the 5-year~~
291 ~~period for the purpose of recruiting National Academy Members,~~
292 ~~expediting the provision of a master's degree in cloud~~
293 ~~virtualization, and instituting an entrepreneurs-in-residence~~
294 ~~program throughout its campus. Funding for this purpose is~~

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295 ~~contingent upon specific appropriation in the General~~
296 ~~Appropriations Act.~~

297 (6)~~(7)~~ PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE
298 REQUIREMENT AUTHORITY.—In order to provide a jointly shared
299 educational experience, a university that is designated a
300 preeminent state research university may require its incoming
301 first-time-in-college students to take a 6-credit ~~9-to-12-credit~~
302 set of unique courses specifically determined by the university
303 and published on the university's website. The university may
304 stipulate that credit for such courses may not be earned through
305 any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271
306 or any other transfer credit. All accelerated credits earned up
307 to the limits specified in ss. 1007.27 and 1007.271 shall be
308 applied toward graduation at the student's request.

309 (7)~~(8)~~ PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY
310 AUTHORITY.—The Board of Governors is encouraged to identify and
311 grant all reasonable, feasible authority and flexibility to
312 ensure that each ~~a~~ designated preeminent state research
313 university and each designated emerging preeminent state
314 research university is free from unnecessary restrictions.

315 Section 9. In order to implement Specific Appropriation
316 142 of the 2016-2017 General Appropriations Act, subsections
317 (1), (2), (3) and subsection (6) of section 1001.92, Florida
318 Statutes, are amended to read:

319 1001.92 State University System Performance-Based
320 Incentive.—

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321 (1) A State University System Performance-Based Incentive
322 shall be awarded to state universities using performance-based
323 metrics adopted by the Board of Governors of the State
324 University System.

325 (a) The performance-based metrics must include graduation
326 rates; retention rates; postgraduation education rates;
327 degree production; affordability; postgraduation employment
328 and salaries, including wage thresholds that reflect the added
329 value of a baccalaureate degree; access; and other metrics
330 approved by the board in a formally noticed meeting.

331 (b) The board shall adopt benchmarks to evaluate each
332 state university's performance on the metrics to measure the
333 state university's achievement of institutional excellence or
334 need for improvement and minimum requirements for eligibility to
335 receive performance funding.

336 (2) Each fiscal year, the amount of funds available for
337 allocation to the state universities based on the performance-
338 based funding model ~~metrics~~ shall consist of the state's
339 investment in appropriation for performance funding, ~~including~~
340 ~~increases in base funding~~ plus institutional investments
341 consisting of funds deducted from the base funding of each state
342 university in the State University System, in an amount provided
343 in the General Appropriations Act. The Board of Governors shall
344 establish minimum performance funding eligibility thresholds for
345 the state's investment and the institutional investments. A
346 state university that meets the minimum institutional investment

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347 eligibility threshold, but fails to meet the minimum state
348 investment eligibility threshold, shall have its institutional
349 investment restored but is ineligible for a share of the state's
350 investment in performance funding. The institutional investment
351 shall be restored for each institution eligible for the state's
352 investment under the performance-based funding model metrics.

353 (3) (a) A state university that fails to meet the Board of
354 Governors' minimum institutional investment performance funding
355 eligibility threshold shall have ~~a portion of~~ its institutional
356 investment withheld by the board and must submit an improvement
357 plan to the board that specifies the activities and strategies
358 for improving the state university's performance. The board must
359 review and approve the improvement plan and, if the plan is
360 approved, must monitor the state university's progress in
361 implementing the activities and strategies specified in the
362 improvement plan. The state university shall submit monitoring
363 reports to the board by December 31 and May 31 of each year in
364 which an improvement plan is in place. The ability of a state
365 university to submit an improvement plan to the board is limited
366 to 1 fiscal year.

367 (b) The Chancellor of the State University System shall
368 withhold disbursement of the institutional investment until the
369 monitoring report is approved by the Board of Governors. A state
370 university ~~that is~~ determined by the board to be making
371 satisfactory progress on implementing the improvement plan shall
372 receive no more than one-half of the withheld institutional

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373 investment in January and the balance of the withheld
374 institutional investment in June. A state university that fails
375 to make satisfactory progress may not have its full
376 institutional investment restored. Any institutional investment
377 funds that are not restored shall be redistributed in accordance
378 with the board's performance-based metrics.

379 (6) The Board of Governors shall adopt regulations to
380 administer this section.

381 (7)(6) This section expires July 1, 2017 ~~2016~~.

382 Section 10. In order to implement Specific Appropriation
383 154 of the 2016-2017 General Appropriations Act, and
384 notwithstanding the expiration date in section 13 of chapter
385 2015-222, Laws of Florida, subsection (1) of section 1008.46,
386 Florida Statutes, is reenacted to read:

387 1008.46 State university accountability process.—It is the
388 intent of the Legislature that an accountability process be
389 implemented that provides for the systematic, ongoing evaluation
390 of quality and effectiveness of state universities. It is
391 further the intent of the Legislature that this accountability
392 process monitor performance at the system level in each of the
393 major areas of instruction, research, and public service, while
394 recognizing the differing missions of each of the state
395 universities. The accountability process shall provide for the
396 adoption of systemwide performance standards and performance
397 goals for each standard identified through a collaborative
398 effort involving state universities, the Board of Governors, the

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399 Legislature, and the Governor's Office, consistent with
400 requirements specified in s. 1001.706. These standards and goals
401 shall be consistent with s. 216.011(1) to maintain congruity
402 with the performance-based budgeting process. This process
403 requires that university accountability reports reflect measures
404 defined through performance-based budgeting. The performance-
405 based budgeting measures must also reflect the elements of
406 teaching, research, and service inherent in the missions of the
407 state universities.

408 (1) By March 15 of each year, the Board of Governors shall
409 submit an annual accountability report providing information on
410 the implementation of performance standards, actions taken to
411 improve university achievement of performance goals, the
412 achievement of performance goals during the prior year, and
413 initiatives to be undertaken during the next year. The
414 accountability reports shall be designed in consultation with
415 the Governor's Office, the Office of Program Policy Analysis and
416 Government Accountability, and the Legislature.

417 Section 11. The text of s. 1008.46(1), Florida Statutes,
418 as carried forward from chapter 2015-222, Laws of Florida, in
419 this act, expires July 1, 2017, and the text of that section
420 shall revert to that in existence on June 30, 2015, except that
421 any amendments to such text enacted other than by this act shall
422 be preserved and continue to operate to the extent that such
423 amendments are not dependent upon the portions of text which
424 expire pursuant to this section.

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425 Section 12. In order to implement Specific Appropriations
426 12 and 126 of the 2016-2017 General Appropriations Act,
427 paragraphs (a) and (b) of subsection (16) of section 1009.23,
428 Florida Statutes, are amended to read:

429 1009.23 Florida College System institution student fees.-

430 (16) (a) Effective July 1, 2016, each Florida College
431 System institution may assess a student who enrolls in a course
432 listed in the distance learning catalog, established pursuant to
433 s. 1006.735, a ~~per-credit-hour~~ distance learning course user fee
434 not to exceed \$15 per credit hour. An increase in an
435 institution's current distance learning fee must be approved by
436 the State Board of Education. For purposes of assessing this
437 fee, a distance learning course is a course in which at least 80
438 percent of the direct instruction of the course is delivered
439 using some form of technology when the student and instructor
440 are separated by time or space, or both.

441 (b) ~~The amount of the distance learning course user fee~~
442 ~~may not exceed the additional costs of the services provided~~
443 ~~which are attributable to the development and delivery of the~~
444 ~~distance learning course. If a Florida College System~~
445 ~~institution assesses the distance learning course user fee, the~~
446 ~~institution may not assess any other fees to cover the~~
447 ~~additional costs.~~ By September 1 of each year, each board of
448 trustees shall report to the Division of Florida Colleges the
449 total amount of revenue generated by the distance learning

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450 course user fee for the prior fiscal year and how the revenue
451 was expended.

452 Section 13. In order to implement Specific Appropriation
453 142 of the 2016-2017 General Appropriations Act, subsection (17)
454 of section 1009.24, Florida Statutes, is amended to read:

455 1009.24 State university student fees.—

456 (17) (a) A state university may assess a student who
457 enrolls in a course listed in the distance learning catalog,
458 established pursuant to s. 1006.735, a ~~per-credit-hour~~ distance
459 learning course fee. The average distance learning fee amount
460 assessed by a state university may not exceed \$30 per credit
461 hour. For purposes of assessing this fee, a distance learning
462 course is a course in which at least 80 percent of the direct
463 instruction of the course is delivered using some form of
464 technology when the student and instructor are separated by time
465 or space, or both.

466 (b) The amount of the distance learning course fee may not
467 exceed the additional costs that ~~of the services provided which~~
468 are attributable to the ~~development and delivery of the distance~~
469 learning course. If the distance learning course fee is assessed
470 by a state university, the institution may not assess
471 duplicative fees to cover the additional costs.

472 (c) By September 1 of each year, each board of trustees
473 shall report to the Board of Governors the total amount of
474 revenue generated by the distance learning course user fee for

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475 the prior fiscal year and how the total amount of revenue was
476 expended.

477 (d)~~(e)~~ If an institution assesses the distance learning
478 fee, the institution must provide a link to the catalog within
479 the advising and distance learning sections of the institution's
480 website, using a graphic and description provided by the
481 Complete Florida Plus Program, informing students of the
482 catalog.

483 Section 14. In order to implement Specific Appropriations
484 6 and 76 of the 2016-2017 General Appropriations Act, subsection
485 (2) of section 1009.50, Florida Statutes, is amended to read:

486 1009.50 Florida Public Student Assistance Grant Program;
487 eligibility for grants.—

488 (2) (a) State student assistance grants through the program
489 may be made only to degree-seeking students who enroll in at
490 least 6 semester hours, or the equivalent per term, and who meet
491 the general requirements for student eligibility as provided in
492 s. 1009.40, except as otherwise provided in this section. The
493 grants shall be awarded annually for the amount of demonstrated
494 unmet need for the cost of education, after the expected family
495 contribution and all other aid available to the student is
496 accounted for, but ~~and~~ may not exceed an amount equal to the
497 average prior academic year cost of tuition fees and other
498 registration fees for 30 credit hours ~~at state universities~~ or
499 such other amount as specified in the General Appropriations
500 Act, to any recipient. A demonstrated unmet need of less than

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501 \$200, after the expected family contribution and all other aid
502 available to the student is accounted for, shall render the
503 applicant ineligible for a state student assistance grant.
504 Recipients of the grants must have been accepted at a state
505 university or Florida College System institution authorized by
506 Florida law. A student is eligible for the award for 110 percent
507 of the number of credit hours required to complete the program
508 in which enrolled, except as otherwise provided in s.
509 1009.40(3).

510 (b) A student applying for a Florida public student
511 assistance grant shall be required to apply for the Pell Grant.
512 ~~The Pell Grant entitlement shall be considered when conducting~~
513 ~~an assessment of the financial resources available to each~~
514 ~~student.~~

515 (c) Institutions awarding grant moneys must conduct an
516 assessment of all of the financial resources available to each
517 student, including, but not limited to:

- 518 1. Pell Grants and other federal aid.
- 519 2. State grants and scholarships, including merit awards.
- 520 3. Institutional awards for merit or need.
- 521 4. Private awards for merit or need.
- 522 5. Any other grant or scholarship available to the student
523 for use toward the cost of education.

524
525 Institutions that provide preliminary award packages before
526 receiving from the department the final student eligibility

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527 determinations for state grants and scholarships, including
528 merit awards, shall reassess each student's award package after
529 the allocation of funds and the final student eligibility
530 determinations are received from the department.

531 (d) Priority in the distribution of grant moneys shall be
532 given to students with the highest unmet need after the
533 assessment of available financial resources is conducted
534 pursuant to paragraph (c) ~~lowest total family resources,~~ in
535 accordance with a nationally recognized system of need analysis.
536 Using the system of need analysis, the department shall
537 establish a maximum expected family contribution. An institution
538 may not make a grant from this program to a student whose
539 expected family contribution exceeds the level established by
540 the department. An institution may not impose additional
541 criteria to determine a student's eligibility to receive a grant
542 award.

543 (e)-(d) Each participating institution shall report, to the
544 department by the established date, the eligible students
545 eligible for the program for to whom grant moneys are disbursed
546 each academic term. Each institution shall also report in a
547 manner and by a date prescribed by ~~to~~ the department necessary
548 demographic and eligibility data for such students, as well as
549 the expected family contributions; other grant, scholarship, and
550 aid awards; prepaid contracts; and student loans received by the
551 students.

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552 Section 15. In order to implement Specific Appropriations
553 6 and 76 of the 2016-2017 General Appropriations Act, subsection
554 (3) and paragraph (a) of subsection (4) of section 1009.505,
555 Florida Statutes, are amended to read:

556 1009.505 Florida Public Postsecondary Career Education
557 Student Assistance Grant Program.—

558 (3) (a) Student assistance grants through the program may
559 be made only to certificate-seeking students enrolled at least
560 half-time in a public postsecondary career certificate program
561 who meet the general requirements for student eligibility as
562 provided in s. 1009.40, except as otherwise provided in this
563 section. The grants shall be awarded annually to any recipient
564 for the amount of demonstrated unmet need for the cost of
565 education, after the expected family contribution and all other
566 aid available to the student is accounted for, but ~~and~~ may not
567 exceed the average annual cost of tuition and registration fees
568 or such other amount as specified in the General Appropriations
569 Act. A demonstrated unmet need of less than \$200, after the
570 expected family contribution and all other aid available to the
571 student is accounted for, shall render the applicant ineligible
572 for a grant under this section. Recipients of the grants must
573 have been accepted at a Florida College System institution
574 authorized by Florida law or a career center operated by a
575 district school board under s. 1001.44. A student is eligible
576 for the award for 110 percent of the number of clock hours
577 required to complete the program in which enrolled.

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578 (b) A student applying for a Florida public postsecondary
579 career education student assistance grant shall be required to
580 apply for the Pell Grant. ~~A Pell Grant entitlement shall be~~
581 ~~considered when conducting an assessment of the financial~~
582 ~~resources available to each student; however, a Pell Grant~~
583 ~~entitlement shall not be required as a condition of receiving a~~
584 ~~grant under this section.~~

585 (c) Institutions awarding grant moneys must conduct an
586 assessment of all of the financial resources available to each
587 student, including, but not limited to:

- 588 1. Pell Grants and other federal aid.
589 2. State grants and scholarships, including merit awards.
590 3. Institutional awards for merit or need.
591 4. Private awards for merit or need.
592 5. Any other grant or scholarship available to the student
593 for use toward the cost of education.

594
595 Institutions that provide preliminary award packages before
596 receiving from the department the final student eligibility
597 determinations for state grants and scholarships, including
598 merit awards, shall reassess each student's award package after
599 the allocation of funds and the final student eligibility
600 determinations are received from the department.

601 (d) Priority in the distribution of grant moneys shall be
602 given to students with the highest unmet need after the
603 assessment of available financial resources is conducted

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604 pursuant to paragraph (c) in accordance with a nationally
605 recognized system of need analysis. Using the system of need
606 analysis, the department shall establish a maximum expected
607 family contribution. An institution may not make a grant from
608 this program to a student whose expected family contribution
609 exceeds the level established by the department. An institution
610 may not impose additional criteria to determine a student's
611 eligibility to receive a grant award.

612 (e) Each participating institution shall report, to the
613 department by the established date, the ~~eligible~~ students
614 eligible for the program for ~~to whom grant moneys are disbursed~~
615 each academic term. Each institution shall also report in a
616 manner and by a date prescribed by ~~to~~ the department necessary
617 demographic and eligibility data for such students, as well as
618 the expected family contributions; other grant, scholarship, and
619 aid awards; prepaid contracts; and student loans received by the
620 students.

621 (4) (a) The funds appropriated for the Florida Public
622 Postsecondary Career Education Student Assistance Grant Program
623 shall be distributed to eligible Florida College System
624 institutions and district school boards in accordance with a
625 formula approved by the department under s. 1009.50(3).

626 Section 16. In order to implement Specific Appropriations
627 6 and 76 of the 2016-2017 General Appropriations Act, subsection
628 (2) of section 1009.51, Florida Statutes, is amended to read:

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629 1009.51 Florida Private Student Assistance Grant Program;
630 eligibility for grants.—

631 (2) (a) Florida private student assistance grants from the
632 State Student Financial Assistance Trust Fund may be made only
633 to full-time degree-seeking students who meet the general
634 requirements for student eligibility as provided in s. 1009.40,
635 except as otherwise provided in this section. Such grants shall
636 be awarded for the amount of demonstrated unmet need for tuition
637 and fees, after the expected family contribution and all other
638 aid available to the student is accounted for, but ~~and~~ may not
639 exceed an amount equal to the average tuition and other
640 registration fees for 30 credit hours at state universities plus
641 \$1,000 per academic year, or as specified in the General
642 Appropriations Act, to any applicant. A demonstrated unmet need
643 of less than \$200, after the expected family contribution and
644 all other aid available to the student is accounted for, shall
645 render the applicant ineligible for a Florida private student
646 assistance grant. Recipients of such grants must have been
647 accepted at a baccalaureate-degree-granting independent
648 nonprofit college or university, which is accredited by the
649 Commission on Colleges of the Southern Association of Colleges
650 and Schools and which is located in and chartered as a domestic
651 corporation by the state. No student may receive an award for
652 more than the equivalent of 9 semesters or 14 quarters of full-
653 time enrollment, except as otherwise provided in s. 1009.40(3).

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654 (b) A student applying for a Florida private student
655 assistance grant shall be required to apply for the Pell Grant.
656 ~~The Pell Grant entitlement shall be considered when conducting~~
657 ~~an assessment of the financial resources available to each~~
658 ~~student.~~

659 (c) Institutions awarding grant moneys must conduct an
660 assessment of all of the financial resources available to each
661 student, including, but not limited to:

- 662 1. Pell Grants and other federal aid.
- 663 2. State grants and scholarships, including merit awards.
- 664 3. Institutional awards for merit or need.
- 665 4. Private awards for merit or need.
- 666 5. Any other grant or scholarship available to the student
667 for use toward the cost of education.

668
669 Institutions that provide preliminary award packages before
670 receiving from the department the final student eligibility
671 determinations for state grants and scholarships, including
672 merit awards, shall reassess each student's award package after
673 the allocation of funds and the final student eligibility
674 determinations are received from the department.

675 (d) Priority in the distribution of grant moneys shall be
676 given to students with the highest unmet need after the
677 assessment of available financial resources is conducted
678 pursuant to paragraph (c) ~~lowest total family resources,~~ in
679 accordance with a nationally recognized system of need analysis.

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680 Using the system of need analysis, the department shall
681 establish a maximum expected family contribution. An institution
682 may not make a grant from this program to a student whose
683 expected family contribution exceeds the level established by
684 the department. An institution may not impose additional
685 criteria to determine a student's eligibility to receive a grant
686 award.

687 (e) ~~(d)~~ Each participating institution shall report, to the
688 department by the established date, the ~~eligible~~ students
689 eligible for the program for to whom grant moneys are disbursed
690 each academic term. Each institution shall also report in a
691 manner and by a date prescribed by to the department necessary
692 demographic and eligibility data for such students, as well as
693 the expected family contributions; other grant, scholarship, and
694 aid awards; prepaid contracts; and student loans received by the
695 students.

696 Section 17. In order to implement Specific Appropriations
697 6 and 76 of the 2016-2017 General Appropriations Act, subsection
698 (2) of section 1009.52, Florida Statutes, is amended to read:

699 1009.52 Florida Postsecondary Student Assistance Grant
700 Program; eligibility for grants.—

701 (2) (a) Florida postsecondary student assistance grants
702 through the State Student Financial Assistance Trust Fund may be
703 made only to full-time degree-seeking students who meet the
704 general requirements for student eligibility as provided in s.
705 1009.40, except as otherwise provided in this section. Such

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706 grants shall be awarded for the amount of demonstrated unmet
707 need for tuition and fees, after the expected family
708 contribution and all other aid available to the student is
709 accounted for, but ~~and~~ may not exceed an amount equal to the
710 average prior academic year cost of tuition and other
711 registration fees for 30 credit hours ~~at state universities~~ plus
712 \$1,000 per academic year, or as specified in the General
713 Appropriations Act, to any applicant. A demonstrated unmet need
714 of less than \$200, after the expected family contribution and
715 all other aid available to the student is accounted for, shall
716 render the applicant ineligible for a Florida postsecondary
717 student assistance grant. Recipients of such grants must have
718 been accepted at a postsecondary institution that is located in
719 the state and that is:

- 720 1. A private nursing diploma school approved by the
721 Florida Board of Nursing; or
722 2. A college or university licensed by the Commission for
723 Independent Education, excluding those institutions the students
724 of which are eligible to receive a Florida private student
725 assistance grant pursuant to s. 1009.51.

726
727 No student may receive an award for more than the equivalent of
728 9 semesters or 14 quarters of full-time enrollment, except as
729 otherwise provided in s. 1009.40(3).

730 (b) A student applying for a Florida postsecondary student
731 assistance grant shall be required to apply for the Pell Grant.

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732 ~~The Pell Grant entitlement shall be considered when conducting~~
733 ~~an assessment of the financial resources available to each~~
734 ~~student.~~

735 (c) Institutions awarding grant moneys must conduct an
736 assessment of all of the financial resources available to each
737 student, including, but not limited to:

- 738 1. Pell Grants and other federal aid.
739 2. State grants and scholarships, including merit awards.
740 3. Institutional awards for merit or need.
741 4. Private awards for merit or need.
742 5. Any other grant or scholarship available to the student
743 for use toward the cost of education.

744
745 Institutions that provide preliminary award packages before
746 receiving from the department the final student eligibility
747 determinations for state grants and scholarships, including
748 merit awards, shall reassess each student's award package after
749 the allocation of funds and the final student eligibility
750 determinations are received from the department.

751 (d) Priority in the distribution of grant moneys shall be
752 given to students with the highest unmet need after the
753 assessment of available financial resources is conducted
754 pursuant to paragraph (c) lowest total family resources, in
755 accordance with a nationally recognized system of need analysis.
756 Using the system of need analysis, the department shall
757 establish a maximum expected family contribution. An institution

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758 may not make a grant from this program to a student whose
759 expected family contribution exceeds the level established by
760 the department. An institution may not impose additional
761 criteria to determine a student's eligibility to receive a grant
762 award.

763 (e)~~(d)~~ Each participating institution shall report, to the
764 department by the established date, the ~~eligible~~ students
765 eligible for the program for to whom grant moneys are disbursed
766 each academic term. Each institution shall also report in a
767 manner and by a date prescribed by to the department necessary
768 demographic and eligibility data for such students, as well as
769 the expected family contributions; other grant, scholarship, and
770 aid awards; prepaid contracts; and student loans received by the
771 students.

772 Section 18. In order to implement Specific Appropriations
773 7 and 94 of the 2016-2017 General Appropriations Act, and
774 notwithstanding the expiration date in section 9 of chapter
775 2015-222, Laws of Florida, paragraph (f) of subsection (1),
776 paragraph (a) of subsection (4), paragraph (b) of subsection
777 (7), and paragraph (a) of subsection (9) of section 1011.62,
778 Florida Statutes, are reenacted and amended, and paragraph (e)
779 of subsection (1) of that section is amended, to read:

780 1011.62 Funds for operation of schools.—If the annual
781 allocation from the Florida Education Finance Program to each
782 district for operation of schools is not determined in the
783 annual appropriations act or the substantive bill implementing

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784 the annual appropriations act, it shall be determined as
785 follows:

786 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
787 OPERATION.—The following procedure shall be followed in
788 determining the annual allocation to each district for
789 operation:

790 (e) Funding model for exceptional student education
791 programs.—

792 1.a. The funding model uses basic, at-risk, support levels
793 IV and V for exceptional students and career Florida Education
794 Finance Program cost factors, and a guaranteed allocation for
795 exceptional student education programs. Exceptional education
796 cost factors are determined by using a matrix of services to
797 document the services that each exceptional student will
798 receive. The nature and intensity of the services indicated on
799 the matrix shall be consistent with the services described in
800 each exceptional student's individual educational plan. The
801 Department of Education shall review and revise the descriptions
802 of the services and supports included in the matrix of services
803 for exceptional students and shall implement those revisions
804 before the beginning of the 2012-2013 school year.

805 b. In order to generate funds using one of the two
806 weighted cost factors, a matrix of services must be completed at
807 the time of the student's initial placement into an exceptional
808 student education program and at least once every 3 years by
809 personnel who have received approved training. Nothing listed in

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810 the matrix shall be construed as limiting the services a school
811 district must provide in order to ensure that exceptional
812 students are provided a free, appropriate public education.

813 c. Students identified as exceptional, in accordance with
814 chapter 6A-6, Florida Administrative Code, who do not have a
815 matrix of services as specified in sub-subparagraph b. shall
816 generate funds on the basis of full-time-equivalent student
817 membership in the Florida Education Finance Program at the same
818 funding level per student as provided for basic students.

819 Additional funds for these exceptional students will be provided
820 through the guaranteed allocation designated in subparagraph 2.

821 2. For students identified as exceptional who do not have
822 a matrix of services and students who are gifted in grades K
823 through 8, there is created a guaranteed allocation to provide
824 these students with a free appropriate public education, in
825 accordance with s. 1001.42(4)(1) and rules of the State Board of
826 Education, which shall be allocated initially ~~annually~~ to each
827 school district in the amount provided in the General
828 Appropriations Act. These funds shall be supplemental ~~in~~
829 ~~addition~~ to the funds appropriated for the basic funding level
830 ~~on the basis of FTE student membership in the Florida Education~~
831 ~~Finance Program~~, and the amount allocated for each school
832 district shall ~~not~~ be recalculated once during the year, based
833 on actual student membership from the October FTE survey. Upon
834 recalculation, if the generated allocation is greater than the
835 amount provided in the General Appropriations Act, the total

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836 shall be prorated to the level of the appropriation based on
837 each district's share of the total recalculated amount. These
838 funds shall be used to provide special education and related
839 services for exceptional students and students who are gifted in
840 grades K through 8. ~~Beginning with the 2007-2008 fiscal year,~~ A
841 district's expenditure of funds from the guaranteed allocation
842 for students in grades 9 through 12 who are gifted may not be
843 greater than the amount expended during the 2006-2007 fiscal
844 year for gifted students in grades 9 through 12.

845 (f) Supplemental academic instruction; categorical fund.-

846 1. There is created a categorical fund to provide
847 supplemental academic instruction to students in kindergarten
848 through grade 12. This paragraph may be cited as the
849 "Supplemental Academic Instruction Categorical Fund."

850 2. The categorical fund ~~funds for supplemental academic~~
851 ~~instruction shall be allocated annually to each school district~~
852 ~~in the amount provided in the General Appropriations Act. These~~
853 ~~funds~~ shall be in addition to the funds appropriated on the
854 basis of FTE student membership in the Florida Education Finance
855 Program and shall be included in the total potential funds of
856 each district. These funds shall be used to provide supplemental
857 academic instruction to students enrolled in the K-12 program.
858 For the 2016-2017 ~~2015-2016~~ fiscal year, each school district
859 that has one or more of the 300 lowest-performing elementary
860 schools based on the state reading assessment shall use these
861 funds, together with the funds provided in the district's

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862 research-based reading instruction allocation and other
863 available funds, to provide an additional hour of instruction
864 beyond the normal school day for each day of the entire school
865 year for intensive reading instruction for the students in each
866 of these schools. This additional hour of instruction must be
867 provided by teachers or reading specialists who are effective in
868 teaching reading or by a K-5 mentoring reading program that is
869 supervised by a teacher who is effective in ~~at~~ teaching reading.
870 Students enrolled in these schools who have level 5 assessment
871 scores may participate in the additional hour of instruction on
872 an optional basis. Exceptional student education centers may not
873 be included in the 300 schools. For the 2016-2017 ~~2015-2016~~
874 fiscal year, designation of the 300 lowest-performing elementary
875 schools shall be based on the 2015-2016 state reading assessment
876 ~~the same schools as identified for the 2014-2015 fiscal year.~~
877 After this requirement has been met, supplemental instruction
878 strategies may include, but are not limited to: use of a
879 modified curriculum, reading instruction, after-school
880 instruction, tutoring, mentoring, a reduction in class size
881 ~~reduction~~, an extended school year, intensive skills development
882 in summer school, and other methods of ~~for~~ improving student
883 achievement. Supplemental instruction may be provided to a
884 student in any manner and at any time during or beyond the
885 regular 180-day term identified by the school as being the most
886 effective and efficient way to best help that student progress
887 from grade to grade and to graduate.

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888 3. Categorical funds for supplemental academic instruction
889 shall be provided annually in the Florida Education Finance
890 Program as specified in the General Appropriations Act. These
891 funds shall be provided as a supplement to the funds
892 appropriated for the basic funding level and shall be included
893 in the total funds of each district. The allocation shall
894 consist of a base amount that shall have a workload adjustment
895 based on changes in unweighted FTE. In addition, districts that
896 have elementary schools included in the 300 lowest-performing
897 schools designation shall be allocated additional funds to
898 assist those districts in providing intensive reading
899 instruction to students in those schools. The amount provided
900 shall be based on each district's level of per-student funding
901 in the reading instruction allocation and the supplemental
902 academic instruction categorical fund and on the total FTE for
903 each of the schools. The categorical funding shall be
904 recalculated once during the fiscal year following an updated
905 designation of the 300 lowest-performing elementary schools and
906 shall be based on actual student membership from the October FTE
907 survey. Upon recalculation of funding for the supplemental
908 academic instruction categorical fund, if the total allocation
909 is greater than the amount provided in the General
910 Appropriations Act, the allocation shall be prorated to the
911 level provided to support the appropriation, based on each
912 district's share of the total.

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913 ~~4.3.~~ Effective with the 1999-2000 fiscal year, funding on
914 the basis of FTE membership beyond the 180-day regular term
915 shall be provided in the FEFP only for students enrolled in
916 juvenile justice education programs or in education programs for
917 juveniles placed in secure facilities or programs under s.
918 985.19. Funding for instruction beyond the regular 180-day
919 school year for all other K-12 students shall be provided
920 through the supplemental academic instruction categorical fund
921 and other state, federal, and local fund sources with ample
922 flexibility for schools to provide supplemental instruction to
923 assist students in progressing from grade to grade and
924 graduating.

925 ~~5.4.~~ The Florida State University School, as a lab school,
926 is authorized to expend from its FEFP or Lottery Enhancement
927 Trust Fund allocation the cost to the student of remediation in
928 reading, writing, or mathematics for any graduate who requires
929 remediation at a postsecondary educational institution.

930 ~~6.5.~~ Beginning in the 1999-2000 school year, dropout
931 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),
932 (b), and (c), and 1003.54 shall be included in group 1 programs
933 under subparagraph (d)3.

934 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The
935 Legislature shall prescribe the aggregate required local effort
936 for all school districts collectively as an item in the General
937 Appropriations Act for each fiscal year. The amount that each
938 district shall provide annually toward the cost of the Florida

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939 Education Finance Program for kindergarten through grade 12
940 programs shall be calculated as follows:

941 (a) Estimated taxable value calculations.—

942 1.a. Not later than 2 working days prior to July 19, the
943 Department of Revenue shall certify to the Commissioner of
944 Education its most recent estimate of the taxable value for
945 school purposes in each school district and the total for all
946 school districts in the state for the current calendar year
947 based on the latest available data obtained from the local
948 property appraisers. The value certified shall be the taxable
949 value for school purposes for that year, and no further
950 adjustments shall be made, except those made pursuant to
951 paragraphs (c) and (d), or an assessment roll change required by
952 final judicial decisions as specified in paragraph (15)(b). Not
953 later than July 19, the Commissioner of Education shall compute
954 a millage rate, rounded to the next highest one one-thousandth
955 of a mill, which, when applied to 96 percent of the estimated
956 state total taxable value for school purposes, would generate
957 the prescribed aggregate required local effort for that year for
958 all districts. The Commissioner of Education shall certify to
959 each district school board the millage rate, computed as
960 prescribed in this subparagraph, as the minimum millage rate
961 necessary to provide the district required local effort for that
962 year.

963 b. The General Appropriations Act shall direct the
964 computation of the statewide adjusted aggregate amount for

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965 required local effort for all school districts collectively from
966 ad valorem taxes to ensure that no school district's revenue
967 from required local effort millage will produce more than 90
968 percent of the district's total Florida Education Finance
969 Program calculation as calculated and adopted by the
970 Legislature, and the adjustment of the required local effort
971 millage rate of each district that produces more than 90 percent
972 of its total Florida Education Finance Program entitlement to a
973 level that will produce only 90 percent of its total Florida
974 Education Finance Program entitlement in the July calculation.

975 2. On the same date as the certification in sub-
976 subparagraph 1.a., the Department of Revenue shall certify to
977 the Commissioner of Education for each district:

978 a. Each year for which the property appraiser has
979 certified the taxable value pursuant to s. 193.122(2) or (3), if
980 applicable, since the prior certification under sub-subparagraph
981 1.a.

982 b. For each year identified in sub-subparagraph a., the
983 taxable value certified by the appraiser pursuant to s.
984 193.122(2) or (3), if applicable, since the prior certification
985 under sub-subparagraph 1.a. This is the certification that
986 reflects all final administrative actions of the value
987 adjustment board.

988 (7) DETERMINATION OF SPARSITY SUPPLEMENT.—

989 (b) The district sparsity index shall be computed by
990 dividing the total number of full-time equivalent students in

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991 all programs in the district by the number of senior high school
992 centers in the district, not in excess of three, which centers
993 are approved as permanent centers by a survey made by the
994 Department of Education. For districts with a full-time
995 equivalent student membership of at least 20,000, but no more
996 than 24,000, the index shall be computed by dividing the total
997 number of full-time equivalent students in all programs by the
998 number of permanent senior high school centers in the district,
999 not in excess of ~~to exceed~~ four.

1000 (9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

1001 (a) The research-based reading instruction allocation is
1002 created to provide comprehensive reading instruction to students
1003 in kindergarten through grade 12. For the 2016-2017 ~~2015-2016~~
1004 fiscal year, in each school district that has one or more of the
1005 300 lowest-performing elementary schools based on the state
1006 reading assessment, priority shall be given to providing an
1007 additional hour per day of intensive reading instruction beyond
1008 the normal school day for each day of the entire school year for
1009 the students in each school. For the 2016-2017 ~~2015-2016~~ fiscal
1010 year, designation of the 300 lowest-performing elementary
1011 schools shall be based on the 2015-2016 state reading assessment
1012 ~~the same schools as identified for the 2014-2015 fiscal year.~~
1013 Students enrolled in these schools who have level 5 assessment
1014 scores may participate in the additional hour of instruction on
1015 an optional basis. Exceptional student education centers may not
1016 be included in the 300 schools. The intensive reading

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1017 instruction delivered in this additional hour and for other
1018 students shall include: research-based reading instruction that
1019 has been proven to accelerate progress of students exhibiting a
1020 reading deficiency; differentiated instruction based on student
1021 assessment data to meet students' specific reading needs;
1022 explicit and systematic reading development in phonemic
1023 awareness, phonics, fluency, vocabulary, and comprehension, with
1024 more extensive opportunities for guided practice, error
1025 correction, and feedback; and the integration of social studies,
1026 science, and mathematics-text reading, text discussion, and
1027 writing in response to reading.

1028 Section 19. In order to implement Specific Appropriations
1029 7 and 94 of the 2016-2017 General Appropriations Act, paragraph
1030 (g) is added to subsection (12) of section 1011.62, Florida
1031 Statutes, to read:

1032 1011.62 Funds for operation of schools.—If the annual
1033 allocation from the Florida Education Finance Program to each
1034 district for operation of schools is not determined in the
1035 annual appropriations act or the substantive bill implementing
1036 the annual appropriations act, it shall be determined as
1037 follows:

1038 (12) FLORIDA DIGITAL CLASSROOMS ALLOCATION.—

1039 (g) For the 2016-2017 fiscal year, notwithstanding
1040 paragraph (c), each school district shall be provided a minimum
1041 of \$500,000, with the remaining balance of the allocation to be
1042 distributed based on each district's proportion of the total K-

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1043 12 full-time equivalent enrollment. Each district's digital
1044 classrooms allocation plan must give preference to funding the
1045 number of devices that comply with the requirements of s.
1046 1001.20(4)(a)1.b. and that are needed to allow each school to
1047 administer the Florida Standards Assessments to an entire grade
1048 at the same time. If the district's digital classrooms
1049 allocation plan does not include the purchase of devices, the
1050 district must certify in the plan that the district currently
1051 has sufficient devices to allow each school to administer the
1052 Florida Standards Assessments in the manner described in this
1053 paragraph. This paragraph expires July 1, 2017.

1054 Section 20. In order to implement Specific Appropriations
1055 7 and 94 of the 2016-2017 General Appropriations Act, and
1056 notwithstanding the expiration date in section 9 of chapter
1057 2015-222, Laws of Florida, subsection (13) of section 1011.62,
1058 Florida Statutes, is reenacted and amended to read:

1059 1011.62 Funds for operation of schools.—If the annual
1060 allocation from the Florida Education Finance Program to each
1061 district for operation of schools is not determined in the
1062 annual appropriations act or the substantive bill implementing
1063 the annual appropriations act, it shall be determined as
1064 follows:

1065 (13) FEDERALLY CONNECTED STUDENT SUPPLEMENT.—The federally
1066 connected student supplement is created to provide supplemental
1067 funding for school districts to support the education of
1068 students connected with federally owned military installations,

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1069 National Aeronautics and Space Administration (NASA) property,
1070 and Indian lands. To be eligible for this supplement, the
1071 district must be eligible for federal Impact Aid Program funds
1072 under s. 8003 of Title VIII of the Elementary and Secondary
1073 Education Act of 1965. The supplement shall be allocated
1074 annually to each eligible school district in the amount provided
1075 in the General Appropriations Act. The supplement shall be the
1076 sum of the student allocation and an exempt property allocation.

1077 (a) The student allocation shall be calculated based on
1078 the number of students reported for federal Impact Aid Program
1079 funds, including students with disabilities, who meet one of the
1080 following criteria:

1081 1. The student has ~~Resides with~~ a parent who is on active
1082 duty in the uniformed services or is an accredited foreign
1083 government official and military officer. Students with
1084 disabilities shall also be reported separately for this category
1085 ~~condition~~.

1086 2. The student resides on eligible federally owned Indian
1087 lands. Students with disabilities shall also be reported
1088 separately for this category ~~condition~~.

1089 3. The student resides with a civilian parent who lives or
1090 works on eligible federal property connected with a military
1091 installation or NASA. The number of these students shall be
1092 multiplied by a factor of 0.5.

1093 (b) The total number of federally connected students
1094 calculated under paragraph (a) shall be multiplied by a

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1095 percentage of the base student allocation as provided in the
1096 General Appropriations Act. The total of the number of students
1097 with disabilities as reported separately under subparagraphs
1098 (a)1. and (a)2. shall be multiplied by an additional percentage
1099 of the base student allocation as provided in the General
1100 Appropriations Act. The base amount and the amount for students
1101 with disabilities shall be summed to provide the student
1102 allocation.

1103 (c) The exempt property allocation shall be equal to the
1104 tax-exempt value of federal impact aid lands reserved as
1105 military installations, real property owned by NASA, or eligible
1106 federally owned Indian lands located in the district, as of
1107 January 1 of the previous year, multiplied by the millage
1108 authorized and levied under s. 1011.71(2).

1109 (d) This subsection expires July 1, 2017.

1110 Section 21. In order to implement Specific Appropriations
1111 7 and 94 of the 2016-2017 General Appropriations Act, paragraph
1112 (b) of subsection (15) of section 1011.62, Florida Statutes, is
1113 amended to read:

1114 1011.62 Funds for operation of schools.—If the annual
1115 allocation from the Florida Education Finance Program to each
1116 district for operation of schools is not determined in the
1117 annual appropriations act or the substantive bill implementing
1118 the annual appropriations act, it shall be determined as
1119 follows:

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1120 (15) TOTAL ALLOCATION OF STATE FUNDS TO EACH DISTRICT FOR
1121 CURRENT OPERATION.—The total annual state allocation to each
1122 district for current operation for the FEFP shall be distributed
1123 periodically in the manner prescribed in the General
1124 Appropriations Act.

1125 (b) The amount thus obtained shall be the net annual
1126 allocation to each school district. However, if it is determined
1127 that any school district received an under allocation or over
1128 allocation ~~underallocation or overallocation~~ for any prior year
1129 because of an arithmetical error, assessment roll change
1130 required by final judicial decision, full-time equivalent
1131 student membership error, or any allocation error revealed in an
1132 audit report, the allocation to that district shall be
1133 appropriately adjusted. An under allocation in a prior year
1134 caused by a school district's error may not be the basis for a
1135 positive allocation adjustment for the current year. Beginning
1136 with the 2011-2012 fiscal year, if a special program cost factor
1137 is less than the basic program cost factor, an audit adjustment
1138 may not result in the reclassification of the special program
1139 FTE to the basic program FTE. If the Department of Education
1140 audit adjustment recommendation is based upon controverted
1141 findings of fact, the Commissioner of Education is authorized to
1142 establish the amount of the adjustment based on the best
1143 interests of the state.

1144 Section 22. In order to implement Specific Appropriations
1145 7 and 94 of the 2016-2017 General Appropriations Act, and

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1146 notwithstanding the expiration date in section 9 of chapter
1147 2015-222, Laws of Florida, subsection (1) of section 1011.71,
1148 Florida Statutes, is reenacted to read:

1149 1011.71 District school tax.—

1150 (1) If the district school tax is not provided in the
1151 General Appropriations Act or the substantive bill implementing
1152 the General Appropriations Act, each district school board
1153 desiring to participate in the state allocation of funds for
1154 current operation as prescribed by s. 1011.62(15) shall levy on
1155 the taxable value for school purposes of the district, exclusive
1156 of millage voted under the provisions of s. 9(b) or s. 12, Art.
1157 VII of the State Constitution, a millage rate not to exceed the
1158 amount certified by the commissioner as the minimum millage rate
1159 necessary to provide the district required local effort for the
1160 current year, pursuant to s. 1011.62(4)(a)1. In addition to the
1161 required local effort millage levy, each district school board
1162 may levy a nonvoted current operating discretionary millage. The
1163 Legislature shall prescribe annually in the appropriations act
1164 the maximum amount of millage a district may levy.

1165 Section 23. The amendments made by this act to ss.
1166 1011.62(1)(e) and (f), (4)(a) and (e), (7)(b), (9)(a), (12)(g),
1167 and (13) and 1011.71, Florida Statutes, expire July 1, 2017, and
1168 the text of those sections shall revert to that in existence on
1169 June 30, 2015, except that any amendments to such text enacted
1170 other than by this act shall be preserved and continue to

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1171 operate to the extent that such amendments are not dependent
1172 upon the portions of text which expire pursuant to this section.

1173 Section 24. In order to implement Specific Appropriation
1174 104 of the 2016-2017 General Appropriations Act, subsection (3)
1175 of section 1012.39, Florida Statutes, is amended to read:

1176 1012.39 Employment of substitute teachers, teachers of
1177 adult education, nondegreed teachers of career education, and
1178 career specialists; students performing clinical field
1179 experience.—

1180 (3) A student who is enrolled in a state-approved teacher
1181 preparation program in a postsecondary educational institution
1182 that is approved by rules of the State Board of Education and
1183 who is jointly assigned by the postsecondary educational
1184 institution and a district school board to perform a clinical
1185 field experience under the direction of a regularly employed and
1186 certified educator shall, while serving such supervised clinical
1187 field experience, be accorded the same protection of law as that
1188 accorded to the certified educator except for the right to
1189 bargain collectively as an employee of the district school
1190 board. The district school board providing the clinical field
1191 experience shall notify the student electronically or in writing
1192 of the availability of educator liability insurance under s.
1193 1012.75. A postsecondary educational institution or district
1194 school board may not require a student enrolled in a state-
1195 approved teacher preparation program to purchase liability
1196 insurance as a condition of participation in any clinical field

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1197 experience or related activity on the premises of an elementary
1198 or secondary school.

1199 Section 25. In order to implement Specific Appropriation
1200 103 of the 2016-2017 General Appropriations Act, section
1201 1012.731, Florida Statutes, is created to read:

1202 1012.731 The Florida Best and Brightest Teacher
1203 Scholarship Program.-

1204 (1) The Legislature recognizes that, second only to
1205 parents, teachers play the most critical role within schools in
1206 preparing students to achieve a high level of academic
1207 performance. The Legislature further recognizes that research
1208 has linked student outcomes to a teacher's own academic
1209 achievement. Therefore, it is the intent of the Legislature to
1210 designate teachers who have achieved high academic standards
1211 during their own education as Florida's best and brightest
1212 teacher scholars.

1213 (2) There is created the Florida Best and Brightest
1214 Teacher Scholarship Program to be administered by the Department
1215 of Education. The scholarship program shall provide categorical
1216 funding for scholarships to be awarded to classroom teachers, as
1217 defined in s. 1012.01(2)(a), who have demonstrated a high level
1218 of academic achievement.

1219 (3)(a) To be eligible for a scholarship, a classroom
1220 teacher must have achieved a composite score at or above the
1221 80th percentile on either the SAT or the ACT based on the
1222 National Percentile Ranks in effect when the classroom teacher

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1223 took the assessment and have been evaluated as highly effective
1224 pursuant to s. 1012.34 in the school year immediately preceding
1225 the year in which the scholarship will be awarded, unless the
1226 classroom teacher is newly hired by the district school board
1227 and has not been evaluated pursuant to s. 1012.34.

1228 (b) In order to demonstrate eligibility for an award, an
1229 eligible classroom teacher must submit to the school district,
1230 no later than November 1, an official record of his or her SAT
1231 or ACT score demonstrating that the classroom teacher scored at
1232 or above the 80th percentile based on the National Percentile
1233 Ranks in effect when the teacher took the assessment. Once a
1234 classroom teacher is deemed eligible by the school district,
1235 including teachers deemed eligible in the 2015-2016 fiscal year,
1236 the teacher shall remain eligible as long as he or she remains
1237 employed by the school district as a classroom teacher at the
1238 time of the award and receives an annual performance evaluation
1239 rating of highly effective pursuant to s. 1012.34.

1240 (4) Annually, by December 1, each school district shall
1241 submit to the department the number of eligible classroom
1242 teachers who qualify for the scholarship.

1243 (5) Annually, by February 1, the department shall disburse
1244 scholarship funds to each school district for each eligible
1245 classroom teacher to receive a scholarship as provided in the
1246 General Appropriations Act. A scholarship in the amount provided
1247 in the General Appropriations Act shall be awarded to every
1248 eligible classroom teacher. If the number of eligible classroom

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1249 teachers exceeds the total appropriation authorized in the
1250 General Appropriations Act, the department shall prorate the
1251 per-teacher scholarship amount.

1252 (6) Annually, by April 1, each school district shall award
1253 the scholarship to each eligible classroom teacher.

1254 (7) For purposes of this section, the term "school
1255 district" includes the Florida School for the Deaf and the Blind
1256 and charter school governing boards.

1257 (8) This section expires July 1, 2017.

1258 Section 26. In order to implement Specific Appropriation
1259 104 of the 2016-2017 General Appropriations Act, paragraph (d)
1260 of subsection (3) of section 1012.75, Florida Statutes, is
1261 amended to read:

1262 1012.75 Liability of teacher or principal; excessive
1263 force.—

1264 (3) The Department of Education shall administer an
1265 educator liability insurance program, as provided in the General
1266 Appropriations Act, to protect full-time instructional personnel
1267 from liability for monetary damages and the costs of defending
1268 actions resulting from claims made against the instructional
1269 personnel arising out of occurrences in the course of activities
1270 within the instructional personnel's professional capacity. For
1271 purposes of this subsection, the terms "full-time," "part-time,"
1272 and "administrative personnel" shall be defined by the
1273 individual district school board. For purposes of this

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1274 subsection, the term "instructional personnel" has the same
1275 meaning as provided in s. 1012.01(2).

1276 (d) This subsection expires July 1, 2017 ~~2016~~.

1277 Section 27. In order to implement Specific Appropriation
1278 19 of the 2016-2017 General Appropriations Act, subsection (3)
1279 of section 1013.64, Florida Statutes, is amended to read:

1280 1013.64 Funds for comprehensive educational plant needs;
1281 construction cost maximums for school district capital
1282 projects.—Allocations from the Public Education Capital Outlay
1283 and Debt Service Trust Fund to the various boards for capital
1284 outlay projects shall be determined as follows:

1285 (3) (a) Each district school board shall receive an amount
1286 from the Public Education Capital Outlay and Debt Service Trust
1287 Fund to be calculated by computing the capital outlay ~~full-time~~
1288 ~~equivalent~~ membership as determined by the department. Such
1289 membership must include, but is not limited to:

1290 1. K-12 students and prekindergarten exceptional students
1291 for whom the school district provides the educational facility,
1292 except hospital- and homebound part-time students; and

1293 2. Students who are career education students, and adult
1294 disabled students and who are enrolled in school district career
1295 centers.

1296 (b) The capital outlay ~~full-time equivalent~~ membership
1297 shall be determined for prekindergarten exceptional education
1298 students, kindergarten through the 12th grade, and for career
1299 centers by counting the ~~averaging the unweighted full-time~~

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1300 ~~equivalent~~ student membership for the second and third surveys
1301 and comparing the results on a school-by-school basis with the
1302 Florida Inventory of ~~for~~ School Houses. If the prior academic
1303 year's third survey count is higher than the current year's
1304 second survey count when comparing the results on a school-by-
1305 school basis with the Florida Inventory of School Houses, the
1306 prior year's third survey count shall be used on a school-by-
1307 school basis for determining the current capital outlay
1308 membership. The Florida Inventory of School Houses shall be
1309 updated with the current capital outlay membership count as soon
1310 as practicable after verification of the capital outlay
1311 membership.

1312 (c) The capital outlay ~~full-time equivalent~~ membership by
1313 grade level organization shall be used in making ~~the following~~
1314 calculations. ~~÷~~ The capital outlay ~~full-time equivalent~~
1315 membership by grade level organization for the 4th prior year
1316 must be used to compute the base-year allocation. The capital
1317 outlay ~~full-time equivalent~~ membership by grade-level
1318 organization for the prior year must be used to compute the
1319 growth over the highest of the 3 years preceding the prior year.
1320 From the total amount appropriated by the Legislature pursuant
1321 to this subsection, 40 percent shall be allocated among the base
1322 capital outlay ~~full-time equivalent~~ membership and 60 percent
1323 among the growth capital outlay ~~full-time equivalent~~ membership.
1324 The allocation within each of these groups shall be prorated to
1325 the districts based upon each district's percentage of base and

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1326 growth capital outlay full-time membership. The most recent 4-
1327 year capital outlay ~~full-time equivalent~~ membership data shall
1328 be used in each subsequent year's calculation for the allocation
1329 of funds pursuant to this subsection. If a change, correction,
1330 or recomputation of data during any year results in a reduction
1331 or increase of the calculated amount previously allocated to a
1332 district, the allocation to that district shall be adjusted
1333 accordingly ~~correspondingly~~. If such recomputation results in an
1334 increase or decrease of the calculated amount, such additional
1335 or reduced amounts shall be added to or reduced from the
1336 district's future appropriations. However, no change,
1337 correction, or recomputation of data shall be made subsequent to
1338 2 years following the initial annual allocation.

1339 (d) ~~(b)~~ Funds accruing to a district school board from the
1340 provisions of this section shall be expended on needed projects
1341 as shown by survey or surveys under the rules of the State Board
1342 of Education.

1343 (e) ~~(e)~~ A district school board may lease relocatable
1344 educational facilities for up to 3 years using nonbonded PECO
1345 funds and for any time period using local capital outlay
1346 millage.

1347 (f) ~~(d)~~ Funds distributed to the district school boards
1348 shall be allocated solely based on the provisions of paragraphs
1349 (1) (a) and (2) (a) and paragraphs (a)-(c) ~~paragraph (a)~~ of this
1350 subsection. No individual school district projects shall be
1351 funded off the top of funds allocated to district school boards.

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1352 Section 28. In order to implement Specific Appropriations
1353 10 and 122 of the 2016-2017 General Appropriations Act,
1354 subsection (1) of section 1004.935, Florida Statutes, is amended
1355 to read:

1356 1004.935 Adults with Disabilities Workforce Education
1357 Pilot Program.—

1358 (1) The Adults with Disabilities Workforce Education Pilot
1359 Program is established in the Department of Education through
1360 June 30, 2017 ~~2016~~, in Hardee, DeSoto, Manatee, and Sarasota
1361 Counties to provide the option of receiving a scholarship for
1362 instruction at private schools for up to 30 students who:

1363 (a) Have a disability;

1364 (b) Are 22 years of age;

1365 (c) Are receiving instruction from an instructor in a
1366 private school to meet the high school graduation requirements
1367 in s. 1002.3105(5) or s. 1003.4282;

1368 (d) Do not have a standard high school diploma or a
1369 special high school diploma; and

1370 (e) Receive "supported employment services," which means
1371 employment that is located or provided in an integrated work
1372 setting with earnings paid on a commensurate wage basis and for
1373 which continued support is needed for job maintenance.

1374
1375 As used in this section, the term "student with a disability"
1376 includes a student who is documented as having an intellectual
1377 disability; a speech impairment; a language impairment; a

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1378 hearing impairment, including deafness; a visual impairment,
1379 including blindness; a dual sensory impairment; an orthopedic
1380 impairment; another health impairment; an emotional or
1381 behavioral disability; a specific learning disability,
1382 including, but not limited to, dyslexia, dyscalculia, or
1383 developmental aphasia; a traumatic brain injury; a developmental
1384 delay; or autism spectrum disorder.

1385 Section 29. The amendment made by this act to s.
1386 1004.935(1), Florida Statutes, expires July 1, 2017, and the
1387 text of that subsection shall revert to that in existence on
1388 June 30, 2016, except that any amendments to such text enacted
1389 other than by this act shall be preserved and continue to
1390 operate to the extent that such amendments are not dependent
1391 upon the portions of text which expire pursuant to this section.

1392 Section 30. In order to implement Specific Appropriation
1393 142 of the 2016-2017 General Appropriations Act, subsection (1)
1394 of section 1004.345, Florida Statutes, is amended to read:

1395 1004.345 The Florida Polytechnic University.—

1396 (1) By December 31, 2017 ~~2016~~, the Florida Polytechnic
1397 University shall meet the following criteria as established by
1398 the Board of Governors:

1399 (a) Achieve accreditation from the Commission on Colleges
1400 of the Southern Association of Colleges and Schools;

1401 (b) Initiate the development of the new programs in the
1402 fields of science, technology, engineering, and mathematics;

1403 (c) Seek discipline-specific accreditation for programs;

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1404 (d) Attain a minimum FTE of 1,244, with a minimum 50
1405 percent of that FTE in the fields of science, technology,
1406 engineering, and mathematics and 20 percent in programs related
1407 to those fields;

1408 (e) Complete facilities and infrastructure, including the
1409 Science and Technology Building, Phase I of the Wellness Center,
1410 and a residence hall or halls containing no fewer than 190 beds;
1411 and

1412 (f) Have the ability to provide, either directly or where
1413 feasible through a shared services model, administration of
1414 financial aid, admissions, student support, information
1415 technology, and finance and accounting with an internal audit
1416 function.

1417 Section 31. In order to implement Specific Appropriation
1418 142 of the 2016-2017 General Appropriations Act, section
1419 1004.344, Florida Statutes, is created to read:

1420 1004.344 The Florida Center for the Partnerships for Arts
1421 Integrated Teaching.—

1422 (1) The Florida Center for the Partnerships for Arts
1423 Integrated Teaching is created within the University of South
1424 Florida Sarasota/Manatee.

1425 (2) The goals of the center are to:

1426 (a) Conduct basic and applied research on policies and
1427 practices related to arts integrated teaching.

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1428 (b) Partner with interested Florida College System
1429 institutions and private educational institutions to conduct
1430 arts integrated educational research.

1431 (c) Seek out agreements to provide technical assistance
1432 and support, upon request, to the Florida Department of
1433 Education, Florida school districts, private schools, charter
1434 schools and educator preparation programs in the implementation
1435 of evidence-based arts integrated instruction, assessments,
1436 programs, and professional development.

1437 (d) Collaborate with interested arts organizations and
1438 Florida school districts in the development of frameworks for
1439 arts integrated courses for use in schools.

1440 (e) Collaborate with interested arts organizations and
1441 Florida school districts in the development of frameworks for
1442 professional development activities, using multiple delivery
1443 methods for arts integrated teaching in different content areas.

1444 (f) Disseminate information about outcome-based practices
1445 related to arts integrated instruction, assessment, curricula
1446 and programs.

1447 (g) Position Florida as a national leader in arts
1448 integrated teaching and research.

1449 (h) Examine arts integrated teaching Science, Technology,
1450 Engineering, and Math (STEM) educational courses.

1451 (3) This section expires July 1, 2017.

1452 Section 32. In order to implement Specific Appropriation
1453 73 of the 2016-2017 General Appropriations Act and

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1454 notwithstanding s. 1009.605(3)(g), Florida Statutes, the Florida
1455 Fund for Minority Teachers, Inc., may expend no more than 5
1456 percent of the funds appropriated and up to \$250,000 from
1457 available funds for administration, including administration of
1458 the required training program and purchase of an online
1459 management and administration system. This section expires July
1460 1, 2017.

1461 Section 33. In order to implement Specific Appropriation
1462 72 of the 2016-2017 General Appropriations Act, paragraphs (a)
1463 and (b) of subsection (4) of section 1009.986, Florida Statutes,
1464 are amended to read:

1465 1009.986 Florida ABLE program.—

1466 (4) FLORIDA ABLE PROGRAM.—

1467 (a) On or before July 1, 2016, Florida ABLE, Inc., shall
1468 establish and administer the Florida ABLE program. However, if
1469 the United States Secretary of the Treasury issues final
1470 regulations for s. 529A of the Internal Revenue Code before July
1471 1, 2016, or if the board of directors of Florida ABLE, Inc.,
1472 determines that a superior or equivalent alternative to
1473 implementation of a qualified ABLE program in Florida becomes
1474 available through contracting with another state at a
1475 significant savings to the state, then the implementation date
1476 of the Florida ABLE Program may be extended to December 31,
1477 2016. Before implementing the program, Florida ABLE, Inc., must
1478 obtain a written opinion from counsel specializing in:

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1479 1. Federal tax matters which indicates that the Florida
1480 ABLE program is designed to comply with s. 529A of the Internal
1481 Revenue Code.

1482 2. Federal securities law which indicates that the Florida
1483 ABLE program and the offering of participation in the program
1484 are designed to comply with applicable federal securities law
1485 and qualify for the available tax exemptions under such law.

1486 (b) The participation agreement must include provisions
1487 specifying ~~that~~:

1488 1. The participation agreement is only a debt or
1489 obligation of the Florida ABLE program and the Florida ABLE
1490 Program Trust Fund and, as provided under paragraph (f), is not
1491 a debt or obligation of the Florida Prepaid College Board or the
1492 state.

1493 2. Participation in the Florida ABLE program does not
1494 guarantee that sufficient funds will be available to cover all
1495 qualified disability expenses for any designated beneficiary and
1496 does not guarantee the receipt or continuation of any product or
1497 service for the designated beneficiary.

1498 3. Whether the Florida ABLE program requires a ~~The~~
1499 designated beneficiary to ~~must~~ be a resident of this state or a
1500 resident of a contracting state at the time the ABLE account is
1501 established. In determining whether to require residency, the
1502 Florida Prepaid College Board shall consider, among other
1503 factors:

1504 a. Market research; and

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1505 b. Estimated operating revenues and costs.

1506 4. The establishment of an ABLE account in violation of
1507 federal law is prohibited.

1508 5. Contributions in excess of the limitations set forth in
1509 s. 529A of the Internal Revenue Code are prohibited.

1510 6. The state is a creditor of ABLE accounts as, and to the
1511 extent, set forth in s. 529A of the Internal Revenue Code.

1512 7. Material misrepresentations by a party to the
1513 participation agreement, other than Florida ABLE, Inc., in the
1514 application for the participation agreement or in any
1515 communication with Florida ABLE, Inc., regarding the Florida
1516 ABLE program may result in the involuntary liquidation of the
1517 ABLE account. If an account is involuntarily liquidated, the
1518 designated beneficiary is entitled to a refund, subject to any
1519 fees or penalties provided by the participation agreement and
1520 the Internal Revenue Code.

1521 Section 34. In order to implement Specific Appropriation
1522 90 of the 2016-2017 General Appropriations Act, and
1523 notwithstanding s. 1002.69(5), Florida Statutes, for the 2014-
1524 2015 and 2015-2016 Voluntary Prekindergarten Education program
1525 years, the Office of Early Learning may not adopt a kindergarten
1526 readiness rate. Any private prekindergarten provider or public
1527 school that was on probation pursuant to s. 1002.67(4)(c),
1528 Florida Statutes, for the 2013-2014 program year, shall remain
1529 on probation for the 2016-2017 fiscal year. This section expires
1530 July 1, 2017.

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1531 Section 35. In order to implement Specific Appropriation 7
1532 and 94 of the 2016-2017 General Appropriations Act, paragraph
1533 (e) of subsection (4) of section 1011.62, Florida Statutes, is
1534 amended to read:

1535 1011.62 Funds for operation of schools.—If the annual
1536 allocation from the Florida Education Finance Program to each
1537 district for operation of schools is not determined in the
1538 annual appropriations act or the substantive bill implementing
1539 the annual appropriations act, it shall be determined as
1540 follows:

1541 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The
1542 Legislature shall prescribe the aggregate required local effort
1543 for all school districts collectively as an item in the General
1544 Appropriations Act for each fiscal year. The amount that each
1545 district shall provide annually toward the cost of the Florida
1546 Education Finance Program for kindergarten through grade 12
1547 programs shall be calculated as follows:

1548 (e) Prior period funding adjustment millage.—

1549 1. There shall be an additional millage to be known as the
1550 Prior Period Funding Adjustment Millage levied by a school
1551 district if the prior period unrealized required local effort
1552 funds are greater than zero. The Commissioner of Education shall
1553 calculate the amount of the prior period unrealized required
1554 local effort funds as specified in subparagraph 2. and the
1555 millage required to generate that amount as specified in this
1556 subparagraph. The Prior Period Funding Adjustment Millage shall

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1557 be the quotient of the prior period unrealized required local
1558 effort funds divided by the current year taxable value certified
1559 to the Commissioner of Education pursuant to sub-subparagraph
1560 (a)1.a. This levy shall be in addition to the required local
1561 effort millage certified pursuant to this subsection. Such
1562 millage shall not affect the calculation of the current year's
1563 required local effort, and the funds generated by such levy
1564 shall not be included in the district's Florida Education
1565 Finance Program allocation for that fiscal year. For purposes of
1566 the millage to be included on the Notice of Proposed Taxes, the
1567 Commissioner of Education shall adjust the required local effort
1568 millage computed pursuant to paragraph (a) as adjusted by
1569 paragraph (b) for the current year for any district that levies
1570 a Prior Period Funding Adjustment Millage to include all Prior
1571 Period Funding Adjustment Millage. For the purpose of this
1572 paragraph, there shall be a Prior Period Funding Adjustment
1573 Millage levied for each year certified by the Department of
1574 Revenue pursuant to sub-subparagraph (a)2.a. since the previous
1575 year certification and for which the calculation in sub-
1576 subparagraph 2.b. is greater than zero.

1577 2.a. As used in this subparagraph, the term:

1578 (I) "Prior year" means a year certified under sub-
1579 subparagraph (a)2.a.

1580 (II) "Preliminary taxable value" means:

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1581 (A) If the prior year is the 2009-2010 fiscal year or
1582 later, the taxable value certified to the Commissioner of
1583 Education pursuant to sub-subparagraph (a)1.a.

1584 (B) If the prior year is the 2008-2009 fiscal year or
1585 earlier, the taxable value certified pursuant to the final
1586 calculation as specified in former paragraph (b) as that
1587 paragraph existed in the prior year.

1588 (III) "Final taxable value" means the district's taxable
1589 value as certified by the property appraiser pursuant to s.
1590 193.122(2) or (3), if applicable. This is the certification that
1591 reflects all final administrative actions of the value
1592 adjustment board.

1593 b. For purposes of this subsection and with respect to
1594 each year certified pursuant to sub-subparagraph (a)2.a., if the
1595 district's prior year preliminary taxable value is greater than
1596 the district's prior year final taxable value, the prior period
1597 unrealized required local effort funds are the difference
1598 between the district's prior year preliminary taxable value and
1599 the district's prior year final taxable value, multiplied by the
1600 prior year district required local effort millage. If the
1601 district's prior year preliminary taxable value is less than the
1602 district's prior year final taxable value, the prior period
1603 unrealized required local effort funds are zero.

1604 c. For the 2016-2017 ~~2015-2016~~ fiscal year only, if a
1605 district's prior period unrealized required local effort funds
1606 and prior period district required local effort millage cannot

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1607 be determined because such district's final taxable value has
1608 not yet been certified pursuant to s. 193.122(2) or (3), for the
1609 2016 ~~2015~~ tax levy, the Prior Period Funding Adjustment Millage
1610 for such fiscal year shall be levied, if not previously levied,
1611 in 2016 ~~2015~~ in an amount equal to 75 percent of such district's
1612 most recent unrealized required local effort for which a Prior
1613 Period Funding Adjustment Millage was determined as provided in
1614 this section. Upon certification of the final taxable value in
1615 accordance with s. 193.122(2) or (3), for a for the 2012, 2013,
1616 or 2014 tax roll for which a 75 percent Prior Period Funding
1617 Adjustment Millage was levied ~~rolls in accordance with s.~~
1618 ~~193.122(2) or (3),~~ the Prior Period Funding Adjustment Millage
1619 ~~levied in 2015 and 2016~~ shall be adjusted to include any
1620 shortfall or surplus in the prior period unrealized required
1621 local effort funds that would have been levied ~~in 2014 or 2015,~~
1622 had the district's final taxable value been certified pursuant
1623 to s. 193.122(2) or (3) ~~for the 2014 or 2015 tax levy.~~ If this
1624 adjustment is made for a surplus, the reduction in prior period
1625 millage may not exceed the prior period funding adjustment
1626 millage calculated pursuant to subparagraph 1. and sub-
1627 subparagraphs a. and b., or pursuant to this sub-subparagraph,
1628 whichever is applicable, and any additional reduction shall be
1629 carried forward to the subsequent fiscal year.

1630 Section 36. The amendments made by this act to ss. 11.45,
1631 1001.7065, 1004.345, 1009.23, 1009.24, 1009.50, 1009.505,
1632 1009.51, 1009.52, 1009.986, 1011.62(15)(b), 1012.39, and

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1633 1013.64, Florida Statutes, expire July 1, 2017, and the text of
1634 those sections shall revert to that in existence on June 30,
1635 2016, except that any amendments to such text enacted other than
1636 by this act shall be preserved and continue to operate to the
1637 extent that such amendments are not dependent upon the portions
1638 of text which expire pursuant to this section.

1639 Section 37. In order to implement Specific Appropriations
1640 199, 206 through 208, and 211 of the 2016-2017 General
1641 Appropriations Act, the calculations for the Medicaid Low-Income
1642 Pool, Disproportionate Share Hospital, and Hospital
1643 Reimbursement programs, for the 2016-2017 fiscal year contained
1644 in the document titled "Medicaid Hospital Funding Programs,"
1645 dated March 8, 2016, and filed with the Clerk of the House of
1646 Representatives, are incorporated by reference for the purpose
1647 of displaying the calculations used by the Legislature,
1648 consistent with the requirements of state law, in making
1649 appropriations for the Medicaid Low-Income Pool,
1650 Disproportionate Share Hospital, and Hospital Reimbursement
1651 programs. This section expires July 1, 2017.

1652 Section 38. In order to implement Specific Appropriation
1653 259 of the 2016-2017 General Appropriations Act, subsection (9)
1654 of section 393.063, Florida Statutes, is amended, present
1655 subsections (25) through (41) are renumbered as subsections (26)
1656 through (42), respectively, and a new subsection (25) is added
1657 to that section, to read:

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1658 393.063 Definitions.—For the purposes of this chapter, the
1659 term:

1660 (9) "Developmental disability" means a disorder or
1661 syndrome that is attributable to intellectual disability,
1662 cerebral palsy, autism, spina bifida, Down syndrome, Phelan-
1663 McDermid syndrome, or Prader-Willi syndrome; that manifests
1664 before the age of 18; and that constitutes a substantial
1665 handicap that can reasonably be expected to continue
1666 indefinitely.

1667 (25) "Phelan-McDermid syndrome" means a disorder caused by
1668 the loss of the terminal segment of the long arm of chromosome
1669 22, which occurs near the end of the chromosome at a location
1670 designated q13.3, typically leading to developmental delay,
1671 intellectual disability, dolicocephaly, hypotonia, or absent or
1672 delayed speech.

1673 Section 39. The amendment made by this act to s. 393.063,
1674 Florida Statutes, expires July 1, 2017, and the text of that
1675 subsection shall revert to that in existence on June 30, 2016,
1676 except that any amendments to such text enacted other than by
1677 this act shall be preserved and continue to operate to the
1678 extent that such amendments are not dependent upon the portions
1679 of text which expire pursuant to this section.

1680 Section 40. In order to implement Specific Appropriation
1681 259 of the 2016-2017 General Appropriations Act, paragraphs (a)
1682 and (b) of subsection (5) of section 393.065, Florida Statutes,
1683 are amended, subsections (6) and (7) are renumbered as

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1684 subsections (10) and (11), respectively, present subsection (7)
1685 is amended, and new subsections (6) through (9) are added to
1686 that section, to read:

1687 393.065 Application and eligibility determination.—

1688 (5) Except as otherwise directed by law, beginning July 1,
1689 2010, The agency shall assign and provide priority to clients
1690 waiting for waiver services in the following order:

1691 (a) Category 1, which includes clients deemed to be in
1692 crisis as described in rule, shall be given first priority in
1693 moving from the waiting list to the waiver.

1694 (b) Category 2, which includes individuals on the waiting
1695 children on the wait list who are:

1696 1. From the child welfare system with an open case in the
1697 Department of Children and Families' statewide automated child
1698 welfare information system and who are either:

1699 a. Transitioning out of the child welfare system at the
1700 finalization of an adoption, a reunification with family
1701 members, a permanent placement with a relative, or a
1702 guardianship with a nonrelative; or

1703 b. At least 18 years but not yet 22 years of age and who
1704 need both waiver services and extended foster care services; or

1705 2. At least 18 years but not yet 22 years of age and who
1706 withdrew consent pursuant to s. 39.6251(5)(c) to remain in the
1707 extended foster care system.

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1709 For individuals who are at least 18 years but not yet 22 years
1710 of age and who are eligible under sub-subparagraph 1.b., the
1711 agency shall provide waiver services, including residential
1712 habilitation, and the community-based care lead agency shall
1713 fund room and board at the rate established in s. 409.145(4) and
1714 provide case management and related services as defined in s.
1715 409.986(3)(e). Individuals may receive both waiver services and
1716 services under s. 39.6251. Services may not duplicate services
1717 available through the Medicaid state plan.

1718

1719 Within categories 3, 4, 5, 6, and 7, the agency shall maintain a
1720 wait list of clients placed in the order of the date that the
1721 client is determined eligible for waiver services.

1722 (6) The agency shall allow an individual who meets the
1723 eligibility requirements under subsection (1) to receive home
1724 and community-based services in this state if the individual's
1725 parent or legal guardian is an active-duty military
1726 servicemember and if, at the time of the servicemember's
1727 transfer to this state, the individual was receiving home and
1728 community-based services in another state.

1729 (7) The agency shall allow an individual with a diagnosis
1730 of Phelan-McDermid syndrome who meets the eligibility
1731 requirements under subsection (1) to receive home and community-
1732 based services.

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1733 (8) Individuals in category 6 shall be moved to the waiver
1734 during the 2016-2017 fiscal year, to the extent funds are
1735 available, based on meeting the following criteria:

1736 1. The individual is 30 years of age or older;

1737 2. The individual resides in the family home;

1738 3. The individual has been on the waiting list for waiver
1739 services for at least 10 continuous years; and

1740 4. The individual is classified at a level of need equal
1741 to Level 3, Level 4, or Level 5 based on the Questionnaire for
1742 Situational Information.

1743 (9) Agency action that selects individuals to receive
1744 waiver services pursuant to this section does not establish a
1745 right to a hearing or an administrative proceeding under chapter
1746 120 for individuals remaining on the waiting list.

1747 (11)(7) The agency and the Agency for Health Care
1748 Administration may adopt rules specifying application
1749 procedures, criteria associated with the waiting list ~~wait-list~~
1750 categories, procedures for administering the ~~waiting wait~~ list,
1751 including tools for prioritizing waiver enrollment within
1752 categories, and eligibility criteria as needed to administer
1753 this section.

1754 Section 41. The amendment made by this act to s. 393.065,
1755 Florida Statutes, expires July 1, 2017, and the text of that
1756 subsection shall revert to that in existence on June 30, 2016,
1757 except that any amendments to such text enacted other than by
1758 this act shall be preserved and continue to operate to the

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1759 extent that such amendments are not dependent upon the portions
1760 of text which expire pursuant to this section.

1761 Section 42. In order to implement Specific Appropriation
1762 259 of the 2016-2017 General Appropriations Act:

1763 (1) If the Agency for Persons with Disabilities has not
1764 adopted a new algorithm and allocation methodology by final rule
1765 pursuant to s. 393.0662, Florida Statutes, by June 30, 2016, the
1766 agency shall use the following until it adopts a new algorithm
1767 and allocation methodology:

1768 (a) Each client's iBudget in effect on June 30, 2016,
1769 shall remain at its June 30, 2016, funding level.

1770 (b) The Agency for Persons with Disabilities shall
1771 determine the iBudget for a client newly enrolled in the home
1772 and community-based services waiver program on or after July 1,
1773 2016, using the same algorithm and allocation methodology used
1774 for the iBudgets in effect on June 30, 2016.

1775 (2) After a new algorithm and allocation methodology is
1776 adopted by final rule, a client's new iBudget shall be
1777 determined based on the new algorithm and allocation methodology
1778 and shall take effect as of the client's next support plan
1779 update.

1780 (3) Funding allocated under subsections (1) and (2) may be
1781 increased pursuant to s. 393.0662(1)(b), Florida Statutes, or as
1782 necessary to comply with federal regulations. A funding
1783 allocation may also be increased if the client has a significant
1784 need for transportation services to a waiver-funded adult day

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1785 training program or to a waiver-funded employment service when
1786 such need cannot be accommodated within a client's iBudget as
1787 determined by the algorithm without affecting the health and
1788 safety of the client, if public transportation is not an option
1789 due to the unique needs of the client or other transportation
1790 resources are not reasonably available.

1791 (4) This section expires July 1, 2017.

1792 Section 43. If CS/CS/HB 1083 or similar legislation
1793 adopted at the 2016 Regular Session of the Legislature or an
1794 extension thereof amending subsection (15) of section 393.067,
1795 Florida Statutes, fails to become law, in order to implement
1796 Specific Appropriation 259 of the 2016-2017 General
1797 Appropriations Act, and notwithstanding the expiration date in
1798 s. 24 of chapter 2015-222, Laws of Florida, subsection (15) of
1799 section 393.067, Florida Statutes, is reenacted to read:

1800 393.067 Facility licensure.—

1801 (15) The agency is not required to contract with ~~new~~
1802 facilities licensed pursuant to this chapter.

1803 Section 44. The amendment made by this act to s. 393.067,
1804 Florida Statutes, expires July 1, 2017, and the text of that
1805 subsection shall revert to that in existence on June 30, 2015,
1806 except that any amendments to such text enacted other than by
1807 this act shall be preserved and continue to operate to the
1808 extent that such amendments are not dependent upon the portions
1809 of text which expire pursuant to this section.

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1810 Section 45. If CS/CS/HB 1083 or similar legislation
1811 adopted at the 2016 Regular Session of the Legislature or an
1812 extension thereof amending section 393.18, Florida Statutes,
1813 fails to become law, in order to implement Specific
1814 Appropriation 259 of the 2016-2017 General Appropriations Act,
1815 and notwithstanding the expiration date in s. 26 of chapter
1816 2015-222, Laws of Florida, subsection (4) of section 393.18,
1817 Florida Statutes, is reenacted, and subsections (5) and (6) of
1818 that section are amended, to read:

1819 393.18 Comprehensive transitional education program.—A
1820 comprehensive transitional education program is a group of
1821 jointly operating centers or units, the collective purpose of
1822 which is to provide a sequential series of educational care,
1823 training, treatment, habilitation, and rehabilitation services
1824 to persons who have developmental disabilities and who have
1825 severe or moderate maladaptive behaviors. However, this section
1826 does not require such programs to provide services only to
1827 persons with developmental disabilities. All such services shall
1828 be temporary in nature and delivered in a structured residential
1829 setting, having the primary goal of incorporating the principle
1830 of self-determination in establishing permanent residence for
1831 persons with maladaptive behaviors in facilities that are not
1832 associated with the comprehensive transitional education
1833 program. The staff shall include behavior analysts and teachers,
1834 as appropriate, who shall be available to provide services in

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1835 each component center or unit of the program. A behavior analyst
1836 must be certified pursuant to s. 393.17.

1837 (4) For comprehensive transitional education programs, the
1838 total number of residents who are being provided with services
1839 may not in any instance exceed the licensed capacity of 120
1840 residents and each residential unit within the component centers
1841 of the program authorized under this section may not in any
1842 instance exceed 15 residents. However, a program that was
1843 authorized to operate residential units with more than 15
1844 residents before July 1, 2015, may continue to operate such
1845 units.

1846 ~~(5) Licensure is authorized for comprehensive transitional~~
1847 ~~education programs which by July 1, 1989:~~

1848 ~~(a) Were in actual operation; or~~

1849 ~~(b) Owned a fee simple interest in real property for which~~
1850 ~~a county or city government has approved zoning allowing for the~~
1851 ~~placement of the facilities described in this subsection, and~~
1852 ~~have registered an intent with the agency to operate a~~
1853 ~~comprehensive transitional education program. However, nothing~~
1854 ~~prohibits the assignment by such a registrant to another entity~~
1855 ~~at a different site within the state, if there is compliance~~
1856 ~~with the criteria of this program and local zoning requirements~~
1857 ~~and each residential facility within the component centers or~~
1858 ~~units of the program authorized under this paragraph does not~~
1859 ~~exceed a capacity of 15 persons.~~

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1860 ~~(6) Notwithstanding subsection (5), in order to maximize~~
1861 ~~federal revenues and provide for children needing special~~
1862 ~~behavioral services, the agency may authorize the licensure of a~~
1863 ~~facility that:~~

1864 ~~(a) Provides residential services for children who have~~
1865 ~~developmental disabilities along with intensive behavioral~~
1866 ~~problems as defined by the agency; and~~

1867 ~~(b) As of July 1, 2010, serve children who were served by~~
1868 ~~the child welfare system and who have an open case in the~~
1869 ~~automated child welfare system of the Department of Children and~~
1870 ~~Families.~~

1871
1872 ~~The facility must be in compliance with all program criteria and~~
1873 ~~local zoning requirements and may not exceed a capacity of 15~~
1874 ~~children~~

1875 Section 46. The amendment made by this act to s. 393.18,
1876 Florida Statutes, expires July 1, 2017, and the text of that
1877 subsection shall revert to that in existence on June 30, 2015,
1878 except that any amendments to such text enacted other than by
1879 this act shall be preserved and continue to operate to the
1880 extent that such amendments are not dependent upon the portions
1881 of text which expire pursuant to this section.

1882 Section 47. In order to implement Specific Appropriations
1883 569 through 580 of the 2016-2017 General Appropriations Act,
1884 subsection (3) of section 296.37, Florida Statutes, is amended
1885 to read:

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1886 296.37 Residents; contribution to support.—

1887 (3) Notwithstanding subsection (1), each resident of the
1888 home who receives a pension, compensation, or gratuity from the
1889 United States Government, or income from any other source, of
1890 more than \$105 per month shall contribute to his or her
1891 maintenance and support while a resident of the home in
1892 accordance with a payment schedule determined by the
1893 administrator and approved by the director. The total amount of
1894 such contributions shall be to the fullest extent possible, but,
1895 in no case, shall exceed the actual cost of operating and
1896 maintaining the home. This subsection expires July 1, 2017 ~~2016~~.

1897 Section 48. In order to implement Specific Appropriations
1898 193 through 226 and 541 of the 2016-2017 General Appropriations
1899 Act and notwithstanding ss. 216.181 and 216.292, Florida
1900 Statutes, the Agency for Health Care Administration, in
1901 consultation with the Department of Health, may submit a budget
1902 amendment, subject to the notice, review, and objection
1903 procedures of s. 216.177, Florida Statutes, to realign funding
1904 within and between agencies based on implementation of the
1905 Managed Medical Assistance component of the Statewide Medicaid
1906 Managed Care program for the Children's Medical Services program
1907 of the Department of Health. The funding realignment shall
1908 reflect the actual enrollment changes due to the transfer of
1909 beneficiaries from fee-for-service to the capitated Children's
1910 Medical Services Network. The Agency for Health Care
1911 Administration may submit a request for nonoperating budget

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1912 authority to transfer the federal funds to the Department of
1913 Health pursuant to s. 216.181(12), Florida Statutes. This
1914 section expires July 1, 2017.

1915 Section 49. In order to implement Specific Appropriation
1916 342 of the 2016-2017 General Appropriations Act, and
1917 notwithstanding s. 409.991, Florida Statutes, for the 2016-2017
1918 fiscal year, funds provided for training purposes shall be
1919 allocated to community-based care lead agencies based on a
1920 training needs assessment conducted by the Department of
1921 Children and Families. This section expires July 1, 2017.

1922 Section 50. If CS/HB 1335 or similar legislation adopted
1923 at the 2016 Regular Session of the Legislature on an extension
1924 thereof fails to become law, in order to implement Specific
1925 Appropriation 231 of the 2016-2017 General Appropriations Act,
1926 the Agency for Health Care Administration shall ensure that
1927 nursing facility residents who are eligible for funds to
1928 transition to home and community-based services waivers must
1929 first have resided in a skilled nursing facility for at least 60
1930 consecutive days. This section expires July 1, 2017.

1931 Section 51. If CS/HB 1335 or similar legislation adopted
1932 at the 2016 Regular Session of the Legislature on an extension
1933 thereof fails to become law, in order to implement Specific
1934 Appropriation 232 of the 2016-2017 General Appropriations Act,
1935 the Agency for Health Care Administration and the Department of
1936 Elderly Affairs shall prioritize individuals for enrollment in
1937 the Medicaid Long-Term Care Waiver program using a frailty-based

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1938 screening that provides a priority score (the "scoring process")
1939 and shall enroll individuals in the program according to the
1940 assigned priority score as funds are available. The agency may
1941 adopt rules, pursuant to s. 409.919, Florida Statutes, and enter
1942 into interagency agreements necessary to administer s.
1943 409.979(3), Florida Statutes. Such rules or interagency
1944 agreements adopted by the agency relating to the scoring process
1945 may delegate to the Department of Elderly Affairs, pursuant to
1946 s. 409.978, Florida Statutes, the responsibility for
1947 implementing and administering the scoring process, providing
1948 notice of Medicaid fair hearing rights, and the responsibility
1949 for defending, as needed, the scores assigned to persons on the
1950 program wait list in any resulting Medicaid fair hearings. The
1951 Department of Elderly Affairs may delegate the provision of
1952 notice of Medicaid fair hearing rights to its contractors. This
1953 section expires July 1, 2017.

1954 Section 52. In order to implement Specific Appropriation
1955 207 of the 2016-2017 General Appropriations Act, subsection (10)
1956 is added to section 409.911, Florida Statutes, to read:

1957 409.911 Disproportionate share program.—Subject to
1958 specific allocations established within the General
1959 Appropriations Act and any limitations established pursuant to
1960 chapter 216, the agency shall distribute, pursuant to this
1961 section, moneys to hospitals providing a disproportionate share
1962 of Medicaid or charity care services by making quarterly
1963 Medicaid payments as required. Notwithstanding the provisions of

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1964 s. 409.915, counties are exempt from contributing toward the
1965 cost of this special reimbursement for hospitals serving a
1966 disproportionate share of low-income patients.

1967 (10) Notwithstanding any provision of this section to the
1968 contrary, for the 2016-2017 state fiscal year, the agency shall
1969 distribute moneys to hospitals providing a disproportionate
1970 share of Medicaid or charity care services as provided in the
1971 2016-2017 General Appropriations Act. This subsection expires
1972 July 1, 2017.

1973 Section 53. In order to implement Specific Appropriation
1974 207 of the 2016-2017 General Appropriations Act, subsection (3)
1975 is added to section 409.9113, Florida Statutes, to read:

1976 409.9113 Disproportionate share program for teaching
1977 hospitals.—In addition to the payments made under s. 409.911,
1978 the agency shall make disproportionate share payments to
1979 teaching hospitals, as defined in s. 408.07, for their increased
1980 costs associated with medical education programs and for
1981 tertiary health care services provided to the indigent. This
1982 system of payments must conform to federal requirements and
1983 distribute funds in each fiscal year for which an appropriation
1984 is made by making quarterly Medicaid payments. Notwithstanding
1985 s. 409.915, counties are exempt from contributing toward the
1986 cost of this special reimbursement for hospitals serving a
1987 disproportionate share of low-income patients. The agency shall
1988 distribute the moneys provided in the General Appropriations Act
1989 to statutorily defined teaching hospitals and family practice

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1990 teaching hospitals, as defined in s. 395.805, pursuant to this
1991 section. The funds provided for statutorily defined teaching
1992 hospitals shall be distributed as provided in the General
1993 Appropriations Act. The funds provided for family practice
1994 teaching hospitals shall be distributed equally among family
1995 practice teaching hospitals.

1996 (3) Notwithstanding any provision of this section to the
1997 contrary, for the 2016-2017 state fiscal year, the agency shall
1998 make disproportionate share payments to teaching hospitals, as
1999 defined in s. 408.07, as provided in the 2016-2017 General
2000 Appropriations Act. This subsection expires July 1, 2017.

2001 Section 54. In order to implement Specific Appropriation
2002 207 of the 2016-2017 General Appropriations Act, subsection (4)
2003 is added to section 409.9119, Florida Statutes, to read:

2004 409.9119 Disproportionate share program for specialty
2005 hospitals for children.—In addition to the payments made under
2006 s. 409.911, the Agency for Health Care Administration shall
2007 develop and implement a system under which disproportionate
2008 share payments are made to those hospitals that are licensed by
2009 the state as specialty hospitals for children and were licensed
2010 on January 1, 2000, as specialty hospitals for children. This
2011 system of payments must conform to federal requirements and must
2012 distribute funds in each fiscal year for which an appropriation
2013 is made by making quarterly Medicaid payments. Notwithstanding
2014 s. 409.915, counties are exempt from contributing toward the
2015 cost of this special reimbursement for hospitals that serve a

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2016 disproportionate share of low-income patients. The agency may
2017 make disproportionate share payments to specialty hospitals for
2018 children as provided for in the General Appropriations Act.

2019 (4) Notwithstanding any provision of this section to the
2020 contrary, for the 2016-2017 state fiscal year, for hospitals
2021 achieving full compliance under subsection (3), the agency shall
2022 make disproportionate share payments to specialty hospitals for
2023 children as provided in the 2016-2017 General Appropriations
2024 Act. This subsection expires July 1, 2017.

2025 Section 55. In order to implement Specific Appropriations
2026 515 through 536 of the 2016-2017 General Appropriations Act,
2027 subsection (17) of section 893.055, Florida Statutes, is amended
2028 to read:

2029 893.055 Prescription drug monitoring program.—

2030 (17) Notwithstanding subsection (10), and for the 2016-
2031 2017 ~~2015-2016~~ fiscal year only, the department may use state
2032 funds appropriated in the 2016-2017 ~~2015-2016~~ General
2033 Appropriations Act to administer the prescription drug
2034 monitoring program. Neither the Attorney General nor the
2035 department may use funds received as part of a settlement
2036 agreement to administer the prescription drug monitoring
2037 program. This subsection expires July 1, 2017 ~~2016~~.

2038 Section 56. In order to implement Specific Appropriations
2039 598A through 701 and 721 through 755 of the 2016-2017 General
2040 Appropriations Act, subsection (4) of section 216.262, Florida
2041 Statutes, is amended to read:

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2042 216.262 Authorized positions.—

2043 (4) Notwithstanding the provisions of this chapter
2044 relating to increasing the number of authorized positions, and
2045 for the 2016-2017 ~~2015-2016~~ fiscal year only, if the actual
2046 inmate population of the Department of Corrections exceeds the
2047 inmate population projections of the December 17 ~~February 27~~,
2048 2015, Criminal Justice Estimating Conference by 1 percent for 2
2049 consecutive months or 2 percent for any month, the Executive
2050 Office of the Governor, with the approval of the Legislative
2051 Budget Commission, shall immediately notify the Criminal Justice
2052 Estimating Conference, which shall convene as soon as possible
2053 to revise the estimates. The Department of Corrections may then
2054 submit a budget amendment requesting the establishment of
2055 positions in excess of the number authorized by the Legislature
2056 and additional appropriations from unallocated general revenue
2057 sufficient to provide for essential staff, fixed capital
2058 improvements, and other resources to provide classification,
2059 security, food services, health services, and other variable
2060 expenses within the institutions to accommodate the estimated
2061 increase in the inmate population. All actions taken pursuant to
2062 this subsection are subject to review and approval by the
2063 Legislative Budget Commission. This subsection expires July 1,
2064 2017 ~~2016~~.

2065 Section 57. In order to implement Specific Appropriations
2066 1283 and 1284 of the 2016-2017 General Appropriations Act, the
2067 Department of Legal Affairs may expend appropriated funds in

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2068 those specific appropriations on the same programs that were
2069 funded by the department pursuant to specific appropriations
2070 made in general appropriations acts in previous years. This
2071 section expires July 1, 2017.

2072 Section 58. In order to implement Specific Appropriations
2073 1219 and 1224 of the 2016-2017 General Appropriations Act,
2074 paragraph (d) of subsection (4) of section 932.7055, Florida
2075 Statutes, is amended to read:

2076 932.7055 Disposition of liens and forfeited property.—

2077 (4) The proceeds from the sale of forfeited property shall
2078 be disbursed in the following priority:

2079 (d) Notwithstanding any other provision of this
2080 subsection, and for the 2016-2017 ~~2015-2016~~ fiscal year only,
2081 the funds in a special law enforcement trust fund established by
2082 the governing body of a municipality may be expended to
2083 reimburse the general fund of the municipality for moneys
2084 advanced from the general fund to the special law enforcement
2085 trust fund before October 1, 2001. This paragraph expires July
2086 1, 2017 ~~2016~~.

2087 Section 59. In order to implement Specific Appropriations
2088 3109 through 3179 of the 2016-2017 General Appropriations Act,
2089 subsection (2) of section 215.18, Florida Statutes, is amended
2090 to read:

2091 215.18 Transfers between funds; limitation.—

2092 (2) The Chief Justice of the Supreme Court may receive one
2093 or more trust fund loans to ensure that the state court system

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2094 has funds sufficient to meet its appropriations in the 2016-2017
2095 ~~2015-2016~~ General Appropriations Act. If the Chief Justice
2096 accesses the loan, he or she must notify the Governor and the
2097 chairs of the legislative appropriations committees in writing.
2098 The loan must come from other funds in the State Treasury which
2099 are for the time being or otherwise in excess of the amounts
2100 necessary to meet the just requirements of such last-mentioned
2101 funds. The Governor shall order the transfer of funds within 5
2102 days after the written notification from the Chief Justice. If
2103 the Governor does not order the transfer, the Chief Financial
2104 Officer shall transfer the requested funds. The loan of funds
2105 from which any money is temporarily transferred must be repaid
2106 by the end of the 2016-2017 ~~2015-2016~~ fiscal year. This
2107 subsection expires July 1, 2017 ~~2016~~.

2108 Section 60. In order to implement appropriations for
2109 salaries and benefits in the 2016-2017 General Appropriations
2110 Act for the Department of Corrections and notwithstanding s.
2111 216.292, Florida Statutes, except as otherwise provided in this
2112 act, the Department of Corrections may not transfer funds from a
2113 salaries and benefits category to any other category within the
2114 department other than a salaries and benefits category without
2115 approval of the Legislative Budget Commission. This section
2116 expires July 1, 2017.

2117 Section 61. In order to implement Specific Appropriation
2118 726 and notwithstanding s. 216.292, Florida Statutes, the
2119 Department of Corrections is authorized to submit budget

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2120 amendments to transfer funds from categories within the
2121 department other than fixed capital outlay categories into the
2122 Inmate Health Services category in order to continue the current
2123 level of care in the provision of health services. Such
2124 transfers are subject to the notice, review and objection
2125 procedures of s. 216.177, Florida Statutes. This section expires
2126 July 1, 2017.

2127 Section 62. (1) In order to implement Specific
2128 Appropriations 1093 through 1105 of the 2016-2017 General
2129 Appropriations Act, the Department of Juvenile Justice is
2130 required to review county juvenile detention payments to ensure
2131 that counties fulfill their financial responsibilities required
2132 in s. 985.686, Florida Statutes. If the Department of Juvenile
2133 Justice determines that a county has not met its obligations,
2134 the department shall direct the Department of Revenue to deduct
2135 the amount owed to the Department of Juvenile Justice from the
2136 funds provided to the county under s. 218.23, Florida Statutes.
2137 The Department of Revenue shall transfer the funds withheld to
2138 the Shared County/State Juvenile Detention Trust Fund.

2139 (2) As an assurance to holders of bonds issued by counties
2140 before July 1, 2016, for which distributions made pursuant to s.
2141 218.23, Florida Statutes, are pledged, or bonds issued to refund
2142 such bonds which mature no later than the bonds they refunded
2143 and which result in a reduction of debt service payable in each
2144 fiscal year, the amount available for distribution to a county
2145 shall remain as provided by law and continue to be subject to

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2146 any lien or claim on behalf of the bondholders. The Department
2147 of Revenue must ensure, based on information provided by an
2148 affected county, that any reduction in amounts distributed
2149 pursuant to subsection (1) does not reduce the amount of
2150 distribution to a county below the amount necessary for the
2151 timely payment of principal and interest when due on the bonds
2152 and the amount necessary to comply with any covenant under the
2153 bond resolution or other documents relating to the issuance of
2154 the bonds. If a reduction to a county's monthly distribution
2155 must be decreased in order to comply with this subsection, the
2156 Department of Revenue must notify the Department of Juvenile
2157 Justice of the amount of the decrease, and the Department of
2158 Juvenile Justice must send a bill for payment of such amount to
2159 the affected county.

2160 (3) This section expires July 1, 2017.

2161 Section 63. In order to implement Specific Appropriation
2162 780 of the 2016-2017 General Appropriations Act, subsection (5)
2163 of section 27.5304, Florida Statutes, is amended to read:

2164 27.5304 Private court-appointed counsel; compensation;
2165 notice.-

2166 (5) The compensation for representation in a criminal
2167 proceeding may ~~shall~~ not exceed the following:

2168 (a) For misdemeanors and juveniles represented at the
2169 trial level: \$1,000.

2170 (b) For noncapital, nonlife felonies represented at the
2171 trial level: \$15,000 ~~\$6,000~~.

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2172 (c) For life felonies represented at the trial level:
2173 \$15,000 ~~\$9,000~~.

2174 (d) For capital cases represented at the trial level:
2175 \$25,000. For purposes of this paragraph, a "capital case" is any
2176 offense for which the potential sentence is death and the state
2177 has not waived seeking the death penalty.

2178 (e) For representation on appeal: \$9,000.

2179 Section 64. The amendment made by this act to s.
2180 27.5304(5), Florida Statutes, expires July 1, 2017, and the text
2181 of that subsection shall revert to that in existence on June 30,
2182 2016, except that any amendments to such text enacted other than
2183 by this act shall be preserved and continue to operate to the
2184 extent that such amendments are not dependent upon the portions
2185 of text which expire pursuant to this section.

2186 Section 65. In order to implement Specific Appropriation
2187 1217 of the 2016-2017 General Appropriation Act:

2188 (1) The Florida Department of Management Services (DMS)
2189 shall organize a work group to develop a sworn law enforcement
2190 officers' career development plan for the Highway Patrol, Law
2191 Enforcement Officer, Lottery, and Florida Department of Law
2192 Enforcement Special Agent bargaining units represented by the
2193 Florida Police Benevolent Association (PBA). The work group is
2194 directed to create a law enforcement officers' career
2195 development plan to attract and retain quality employees. The
2196 work group must create a work plan for all represented agencies

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2197 that emphasizes job training, job skills, educational
2198 attainment, experience, and retention.

2199 (2) The work group shall consist of the following
2200 representatives:

2201 (a) At least one agency management representative from
2202 each law enforcement agency;

2203 (b) At least three representatives from DMS, one of whom
2204 shall serve as the work group's chair;

2205 (c) At least one active law enforcement officer, as
2206 designated by the PBA from each agency represented by a
2207 bargaining unit, one of whom shall serve as the work group's
2208 vice chair; and

2209 (d) At least three representatives from the PBA.

2210 (3) The work group shall meet on or after July 1, 2016,
2211 and conduct meetings as necessary to complete a career
2212 development plan proposal by November 30, 2016. The proposal
2213 shall be presented to the Governor, the President of the Senate,
2214 and the Speaker of the House of Representatives by December 1,
2215 2016.

2216 (4) This section expires July 1, 2017.

2217 Section 66. In order to implement Specific Appropriation
2218 772A of the 2016-2017 General Appropriations Act, and
2219 notwithstanding ss. 28.35 and 40.24, Florida Statutes, the
2220 Justice Administrative Commission shall provide funds to the
2221 clerks of court to pay compensation to jurors, for meals or
2222 lodging provided to jurors, and for jury-related personnel costs

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2223 as provided in this section. Each clerk of the circuit court
2224 shall forward to the Justice Administrative Commission a
2225 quarterly estimate of funds necessary to pay compensation to
2226 jurors and for meals or lodging provided to jurors. The Florida
2227 Clerks of Court Operations Corporation shall forward to the
2228 Justice Administrative Commission a quarterly estimate of jury-
2229 related personnel costs necessary to pay each clerk of the
2230 circuit court personnel costs related to jury management. Upon
2231 receipt of such estimates, the Justice Administrative Commission
2232 shall endorse the amount deemed necessary for payment to the
2233 clerks of the court during the quarter and shall submit a
2234 request for payment to the Chief Financial Officer. If the
2235 Justice Administrative Commission believes that the amount
2236 appropriated by the Legislature is insufficient to meet such
2237 costs during the remaining part of the state fiscal year, the
2238 commission may apportion the funds appropriated in the General
2239 Appropriations Act for those purposes among the several
2240 counties, basing the apportionment upon the amount expended for
2241 such purposes in each county during the prior fiscal year. In
2242 that case, the Chief Financial Officer shall only issue the
2243 appropriate apportioned amount by warrant to each county. The
2244 clerks of court are responsible for any costs of compensation to
2245 jurors, for meals or lodging provided to jurors, and for jury
2246 related personnel costs that exceed the funding provided in the
2247 General Appropriations Act for these purposes. This section
2248 expires July 1, 2017.

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2249 Section 67. In order to implement Specific Appropriations
2250 1093 through 1105 of the 2016-2017 General Appropriations Act,
2251 the Department of Juvenile Justice may not provide, make, pay,
2252 or deduct and a nonfiscally constrained county may not apply,
2253 deduct, or receive any reimbursement or any credit for any
2254 previous overpayment of juvenile detention care costs related to
2255 or for any previous state fiscal year against the juvenile
2256 detention care costs due from the nonfiscally constrained county
2257 in the 2016-2017 fiscal year pursuant to s. 985.686, Florida
2258 Statutes, or any other law. The section is contingent upon CS/SB
2259 1322 becoming law. This section expires July 1, 2017.

2260 Section 68. In order to implement appropriations used to
2261 pay existing lease contracts for private lease space in excess
2262 of 2,000 square feet in the 2016-2017 General Appropriations
2263 Act, the Department of Management Services, with the cooperation
2264 of the agencies having the existing lease contracts for office
2265 or storage space, shall use tenant broker services to
2266 renegotiate or reprocore all private lease agreements for office
2267 or storage space expiring between July 1, 2017, and June 30,
2268 2019, in order to reduce costs in future years. The department
2269 shall incorporate this initiative into its 2016 master leasing
2270 report required under s. 255.249(7), Florida Statutes, and may
2271 use tenant broker services to explore the possibilities of
2272 collocating office or storage space, to review the space needs
2273 of each agency, and to review the length and terms of potential
2274 renewals or renegotiations. The department shall provide a

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2275 report to the Executive Office of the Governor, the President of
2276 the Senate, and the Speaker of the House of Representatives by
2277 November 1, 2016, which lists each lease contract for private
2278 office or storage space, the status of renegotiations, and the
2279 savings achieved. This section expires July 1, 2017.

2280 Section 69. In order to implement Specific Appropriations
2281 2257 through 2265 of the 2016-2017 General Appropriations Act,
2282 section 624.502, Florida Statutes, is reenacted to read:

2283 624.502 Service of process fee.—In all instances as
2284 provided in any section of the insurance code and s. 48.151(3)
2285 in which service of process is authorized to be made upon the
2286 Chief Financial Officer or the director of the office, the
2287 plaintiff shall pay to the department or office a fee of \$15 for
2288 such service of process, which fee shall be deposited into the
2289 Administrative Trust Fund.

2290 Section 70. The amendment to s. 624.502, Florida Statutes,
2291 as carried forward by this act from chapter 2015-222, Laws of
2292 Florida, expires July 1, 2017, and the text of that section
2293 shall revert to that in existence on June 30, 2013, except that
2294 any amendments to such text enacted other than by this act shall
2295 be preserved and continue to operate to the extent that such
2296 amendments are not dependent upon the portions of text which
2297 expire pursuant to this section.

2298 Section 71. In order to implement Specific Appropriations
2299 2834 through 2845 of the 2016-2017 General Appropriations Act,

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2300 paragraph (a) of subsection (2) of section 282.709, Florida
2301 Statutes, is reenacted to read:

2302 282.709 State agency law enforcement radio system and
2303 interoperability network.—

2304 (2) The Joint Task Force on State Agency Law Enforcement
2305 Communications is created adjunct to the department to advise
2306 the department of member-agency needs relating to the planning,
2307 designing, and establishment of the statewide communication
2308 system.

2309 (a) The Joint Task Force on State Agency Law Enforcement
2310 Communications shall consist of the following members:

2311 1. A representative of the Division of Alcoholic Beverages
2312 and Tobacco of the Department of Business and Professional
2313 Regulation who shall be appointed by the secretary of the
2314 department.

2315 2. A representative of the Division of Florida Highway
2316 Patrol of the Department of Highway Safety and Motor Vehicles
2317 who shall be appointed by the executive director of the
2318 department.

2319 3. A representative of the Department of Law Enforcement
2320 who shall be appointed by the executive director of the
2321 department.

2322 4. A representative of the Fish and Wildlife Conservation
2323 Commission who shall be appointed by the executive director of
2324 the commission.

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2325 5. A representative of the Department of Corrections who
2326 shall be appointed by the secretary of the department.

2327 6. A representative of the Division of State Fire Marshal
2328 of the Department of Financial Services who shall be appointed
2329 by the State Fire Marshal.

2330 7. A representative of the Department of Agriculture and
2331 Consumer Services who shall be appointed by the Commissioner of
2332 Agriculture.

2333 Section 72. The amendment to s. 282.709(2)(a), Florida
2334 Statutes, as carried forward by this act from chapter 2014-53,
2335 Laws of Florida, expires July 1, 2017, and the text of that
2336 paragraph shall revert to that in existence on June 30, 2014,
2337 except that any amendments to such text enacted other than by
2338 this act shall be preserved and continue to operate to the
2339 extent that such amendments are not dependent upon the portions
2340 of text which expire pursuant to this section.

2341 Section 73. In order to implement Specific Appropriations
2342 2740 through 2752 of the 2016-2017 General Appropriations Act
2343 and notwithstanding rule 60A-1.031, Florida Administrative Code,
2344 the transaction fee collected for use of the online procurement
2345 system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c),
2346 Florida Statutes, shall be seven-tenths of 1 percent for the
2347 2016-2017 fiscal year only. This section expires July 1, 2017.

2348 Section 74. In order to implement the appropriation of
2349 funds in the appropriation category "Data Processing Services-
2350 State Data Center-Agency for State Technology (AST)" in the

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2351 2016-2017 General Appropriations Act, and pursuant to the
2352 notice, review, and objection procedures of s. 216.177, Florida
2353 Statutes, the Executive Office of the Governor may transfer
2354 funds appropriated in that category between departments in order
2355 to align the budget authority granted based on the estimated
2356 billing cycle and methodology used by the Agency for State
2357 Technology for data processing services provided by the State
2358 Data Center. This section expires July 1, 2017.

2359 Section 75. In order to implement appropriations
2360 authorized in the 2016-2017 General Appropriations Act for data
2361 center services, and notwithstanding s. 216.292(2)(a), Florida
2362 Statutes, except as authorized in section 74, an agency may not
2363 transfer funds from a data processing category to a category
2364 other than another data processing category. This section
2365 expires July 1, 2017.

2366 Section 76. In order to implement Specific Appropriation
2367 2826 of the 2016-2017 General Appropriations Act, the Executive
2368 Office of the Governor may transfer funds appropriated in the
2369 appropriation category "Expenses" of the 2016-2017 General
2370 Appropriations Act between agencies in order to allocate a
2371 reduction relating to SUNCOM Network services. This section
2372 expires July 1, 2017.

2373 Section 77. In order to implement the appropriation of
2374 funds in the appropriation category "Special Categories-Risk
2375 Management Insurance" in the 2016-2017 General Appropriations
2376 Act, and pursuant to the notice, review, and objection

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2377 procedures of s. 216.177, Florida Statutes, the Executive Office
2378 of the Governor may transfer funds appropriated in that category
2379 between departments in order to align the budget authority
2380 granted with the premiums paid by each department for risk
2381 management insurance. This section expires July 1, 2017.

2382 Section 78. In order to implement the appropriation of
2383 funds in the appropriation category "Special Categories-Transfer
2384 to Department of Management Services-Human Resources Services
2385 Purchased per Statewide Contract" in the 2016-2017 General
2386 Appropriations Act, and pursuant to the notice, review, and
2387 objection procedures of s. 216.177, Florida Statutes, the
2388 Executive Office of the Governor may transfer funds appropriated
2389 in that category between departments in order to align the
2390 budget authority granted with the assessments that must be paid
2391 by each agency to the Department of Management Services for
2392 human resource management services. This section expires July 1,
2393 2017.

2394 Section 79. In order to implement Specific Appropriation
2395 2317A of the 2016-2017 General Appropriations Act:

2396 (1) The Department of Financial Services shall replace the
2397 four main components of the Florida Accounting Information
2398 Resource Subsystem (FLAIR), which include central FLAIR,
2399 departmental FLAIR, payroll, and information warehouse, and
2400 shall replace the cash management and accounting management
2401 components of the Cash Management Subsystem (CMS) with an
2402 integrated enterprise system that allows the state to organize,

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2403 define, and standardize its financial management business
2404 processes and that complies with ss. 215.90-215.96, Florida
2405 Statutes. The department shall not include in the replacement of
2406 FLAIR and CMS:

2407 (a) Functionality that duplicates any of the other
2408 information subsystems of the Florida Financial Management
2409 Information System; or

2410 (b) Agency business processes related to any of the
2411 functions included in the Personnel Information System, the
2412 Purchasing Subsystem, or the Legislative Appropriations
2413 System/Planning and Budgeting Subsystem.

2414 (2) For purposes of replacing FLAIR and CMS, the
2415 Department of Financial Services shall:

2416 (a) Take into consideration the cost and implementation
2417 data identified for Option 3 as recommended in the March 31,
2418 2014, Florida Department of Financial Services FLAIR Study,
2419 version 031.

2420 (b) Ensure that all business requirements and technical
2421 specifications have been provided to all state agencies for
2422 their review and input and approved by the executive steering
2423 committee established in paragraph (c).

2424 (c) Implement a project governance structure that includes
2425 an executive steering committee composed of:

2426 1. The Chief Financial Officer or the executive sponsor of
2427 the project.

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2428 2. A representative of the Division of Treasury of the
2429 Department of Financial Services appointed by the Chief
2430 Financial Officer.

2431 3. A representative of the Division of Information Systems
2432 of the Department of Financial Services appointed by the Chief
2433 Financial Officer.

2434 4. Four employees from the Division of Accounting and
2435 Auditing of the Department of Financial Services appointed by
2436 the Chief Financial Officer. Each employee must have experience
2437 relating to at least one of the four main components that
2438 comprise FLAIR.

2439 5. Two employees from the Executive Office of the Governor
2440 appointed by the Governor. One employee must have experience
2441 relating to the Legislative Appropriations System/Planning and
2442 Budgeting Subsystem.

2443 6. One employee from the Department of Revenue appointed
2444 by the executive director of the department who has experience
2445 relating to the department's SUNTAX system.

2446 7. Two employees from the Department of Management
2447 Services appointed by the Secretary of Management Services. One
2448 employee must have experience relating to the department's
2449 personnel information subsystem and one employee must have
2450 experience relating to the department's purchasing subsystem.

2451 8. Three state agency administrative services directors
2452 appointed by the Governor. One director must represent a

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2453 regulatory and licensing state agency and one director must
2454 represent a health care-related state agency.

2455 (3) The Chief Financial Officer or the executive sponsor
2456 of the project shall serve as chair of the executive steering
2457 committee, and the committee shall take action by a vote of at
2458 least eight affirmative votes with the Chief Financial Officer
2459 or the executive sponsor of the project voting on the prevailing
2460 side. A quorum of the executive steering committee consists of
2461 no fewer than 10 members.

2462 (4) The executive steering committee has the overall
2463 responsibility for ensuring that the project to replace FLAIR
2464 and CMS meets its primary business objectives and shall:

2465 (a) Identify and recommend to the Executive Office of the
2466 Governor, the President of the Senate, and the Speaker of the
2467 House of Representatives any statutory changes needed to
2468 implement the replacement subsystem that will standardize to the
2469 fullest extent possible the state's financial management
2470 business processes.

2471 (b) Review and approve any changes to the project's scope,
2472 schedule, and budget that do not conflict with the requirements
2473 of subsection (1).

2474 (c) Ensure that adequate resources are provided throughout
2475 all phases of the project.

2476 (d) Approve all major project deliverables.

2477 (e) Approve all solicitation-related documents associated
2478 with the replacement of FLAIR and CMS.

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2479 (5) This section expires July 1, 2017.

2480 Section 80. Effective upon this act becoming law and in
2481 order to implement section 90 of the 2016-2017 General
2482 Appropriations Act, subsection (9) is added to section 216.292,
2483 Florida Statutes, to read:

2484 216.292 Appropriations nontransferable; exceptions.—

2485 (9) Notwithstanding subsections (2), (3), and (4), and for
2486 the 2015-2016 fiscal year only, the Executive Office of the
2487 Governor, after 14 days' prior notice, may transfer funds
2488 between appropriations categories, as needed, to realign funds,
2489 to provide for the relocation of state agencies and departments
2490 currently located at the Northwood Centre, 1940 North Monroe
2491 Street, Tallahassee, Florida. Such transfers are subject to the
2492 notice and objection provisions of s. 216.177. This subsection
2493 expires July 1, 2016.

2494 Section 81. In order to implement Specific Appropriation
2495 1602 of the 2016-2017 General Appropriations Act, paragraph (e)
2496 of subsection (5) of section 161.143, Florida Statutes, is
2497 amended to read:

2498 161.143 Inlet management; planning, prioritizing, funding,
2499 approving, and implementing projects.—

2500 (5) The department shall annually provide an inlet
2501 management project list, in priority order, to the Legislature
2502 as part of the department's budget request. The list must
2503 include studies, projects, or other activities that address the

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2504 management of at least 10 separate inlets and that are ranked
2505 according to the criteria established under subsection (2).

2506 (e) Notwithstanding paragraphs (a) and (b), and for the
2507 2016-2017 ~~2015-2016~~ fiscal year only, the amount allocated for
2508 inlet management funding is provided in the 2016-2017 ~~2015-2016~~
2509 General Appropriations Act. This paragraph expires July 1, 2017
2510 ~~2016~~.

2511 Section 82. In order to implement Specific Appropriations
2512 1533 and 1534 of the 2016-2017 General Appropriations Act,
2513 paragraph (m) of subsection (3) of section 259.105, Florida
2514 Statutes, is amended to read:

2515 259.105 The Florida Forever Act.—

2516 (3) Less the costs of issuing and the costs of funding
2517 reserve accounts and other costs associated with bonds, the
2518 proceeds of cash payments or bonds issued pursuant to this
2519 section shall be deposited into the Florida Forever Trust Fund
2520 created by s. 259.1051. The proceeds shall be distributed by the
2521 Department of Environmental Protection in the following manner:

2522 (m) Notwithstanding paragraphs (a)-(j) and for the 2016-
2523 2017 ~~2015-2016~~ fiscal year only:—

2524 1. The amount of \$15,156,206 ~~\$17.4 million~~ to only the
2525 Division of State Lands within the Department of Environmental
2526 Protection for the Board of Trustees Florida Forever Priority
2527 List land acquisition projects.

2528 2. Thirty-five million dollars to the Department of
2529 Agriculture and Consumer Services for the acquisition of

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2530 agricultural lands through perpetual conservation easements and
2531 other perpetual less-than-fee techniques, which will achieve the
2532 objectives of Florida Forever and s. 570.71.

2533 3.a. Notwithstanding any allocation required pursuant to
2534 paragraph (c), \$10 million shall be allocated to the Florida
2535 Communities Trust for projects acquiring conservation or
2536 recreation lands to enhance recreational opportunities for
2537 individuals with unique abilities.

2538 b. The Department of Environmental Protection may waive
2539 the local government matching fund requirement of paragraph (c)
2540 for projects acquiring conservation or recreation lands to
2541 enhance recreational opportunities for individuals with unique
2542 abilities.

2543 c. Notwithstanding sub-subparagraphs a. and b., any funds
2544 required to be used to acquire conservation or recreation lands
2545 to enhance recreational opportunities for individuals with
2546 unique abilities which have not been awarded for those purposes
2547 by May 1, 2017, may be awarded to redevelop or renew outdoor
2548 recreational facilities on public lands, including recreational
2549 trails, parks, and urban open spaces, together with improvements
2550 required to enhance recreational enjoyment and public access to
2551 public lands, if such redevelopment and renewal is primarily
2552 geared toward enhancing recreational opportunities for
2553 individuals with unique abilities. The department may waive the
2554 local matching requirement of paragraph (c) for such
2555 redevelopment and renewal projects.

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This paragraph expires July 1, 2017 ~~2016~~.

Section 83. In order to implement Specific Appropriation 1698A of the 2016-2017 General Appropriations Act, subsection (4) is added to section 375.075, Florida Statutes, to read:

375.075 Outdoor recreation; financial assistance to local governments.—

(4) (a) For the 2016-2017 fiscal year:

1. Notwithstanding any other provision of this section, at least \$3 million of the program funds for projects must be used exclusively for projects that provide recreational enhancements and opportunities for individuals with unique abilities. The department shall conduct a separate grant application process exclusively for such projects. The department shall make the schedule for the grant application process for projects that provide recreational enhancements and opportunities for individuals with unique abilities publicly available and shall award the grants for such projects by December 31, 2016.

2. Notwithstanding subsection (3), a local government may submit up to three grant applications for projects, if at least one of those projects provides recreational enhancements and opportunities for individuals with unique abilities. The maximum project grant for each project application that provides recreational enhancements and opportunities for individuals with unique abilities may not exceed \$500,000 in state funds.

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2581 (b) The selection criteria used by the department for
2582 grant applications submitted pursuant to this subsection shall
2583 prioritize projects that allocate the greatest share of state
2584 funds to provide recreational enhancements and opportunities for
2585 individuals with unique abilities.

2586 (c) The term "projects that provide recreational
2587 enhancements and opportunities for individuals with unique
2588 abilities" means those projects that incorporate adaptations or
2589 modifications to the design and development of recreational
2590 resources or equipment to meet the needs of all potential
2591 participants including those with physical or developmental
2592 disabilities.

2593 (d) This subsection expires July 1, 2017.

2594 Section 84. In order to implement Specific Appropriation
2595 1534 of the 2016-2017 General Appropriations Act, paragraph (h)
2596 is added to subsection (2) of section 380.507, Florida Statutes,
2597 to read:

2598 380.507 Powers of the trust.—The trust shall have all the
2599 powers necessary or convenient to carry out the purposes and
2600 provisions of this part, including:

2601 (2) To undertake, coordinate, or fund activities and
2602 projects which will help bring local comprehensive plans into
2603 compliance and help implement the goals, objectives, and
2604 policies of the conservation, recreation and open space, and
2605 coastal elements of local comprehensive plans, or which will

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2606 otherwise serve to conserve natural resources and resolve land
2607 use conflicts, including, but not limited to:

2608 (h) Projects that provide accessibility, availability, or
2609 adaptability of conservation or recreation lands for individuals
2610 with unique abilities. The term "projects that provide
2611 recreational enhancements and opportunities for individuals with
2612 unique abilities" means those projects that incorporate
2613 adaptations or modifications to the design and development of
2614 recreational resources or equipment to meet the needs of all
2615 potential participants including those with physical or
2616 developmental disabilities. This paragraph expires July 1, 2017.

2617 Section 85. In order to implement Specific Appropriations
2618 1599, 1599A, 1599B, and 1740A of the 2016-2017 General
2619 Appropriations Act, paragraph (d) of subsection (11) of section
2620 216.181, Florida Statutes, is amended to read:

2621 216.181 Approved budgets for operations and fixed capital
2622 outlay.—

2623 (11)

2624 (d) Notwithstanding paragraph (b) and paragraph (2) (b),
2625 and for the 2016-2017 ~~2015-2016~~ fiscal year only, the
2626 Legislative Budget Commission may increase the amounts
2627 appropriated to the Fish and Wildlife Conservation Commission or
2628 the Department of Environmental Protection for fixed capital
2629 outlay projects, including additional fixed capital outlay
2630 projects, using funds provided to the state from the Gulf
2631 Environmental Benefit Fund administered by the National Fish and

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2632 Wildlife Foundation; funds provided to the state from the Gulf
2633 Coast Restoration Trust Fund related to the Resources and
2634 Ecosystems Sustainability, Tourist Opportunities, and Revived
2635 Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds
2636 provided by the British Petroleum Corporation (BP) for natural
2637 resource damage assessment ~~early~~ restoration projects.
2638 Concurrent with submission of an amendment to the Legislative
2639 Budget Commission pursuant to this paragraph, any project that
2640 carries a continuing commitment for future appropriations by the
2641 Legislature must be specifically identified, together with the
2642 projected amount of the future commitment associated with the
2643 project and the fiscal years in which the commitment is expected
2644 to commence. This paragraph expires July 1, 2017 ~~2016~~.

2645
2646 The provisions of this subsection are subject to the notice and
2647 objection procedures set forth in s. 216.177.

2648 Section 86. In order to implement specific appropriations
2649 from the Water Quality Assurance Trust Fund within the
2650 Department of Environmental Protection contained in the 2016-
2651 2017 General Appropriations Act, paragraph (b) of subsection (2)
2652 of section 206.9935, Florida Statutes, is amended to read:

2653 206.9935 Taxes imposed.—

2654 (2) TAX FOR WATER QUALITY.—

2655 (b) The excise tax shall be the applicable rate as
2656 specified in subparagraph 1. per barrel or per unit of
2657 pollutant, or equivalent measure as established by the

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2658 department, produced in or imported into the state. If the
2659 unobligated balance of the Water Quality Assurance Trust Fund is
2660 or falls below \$3 million, the tax shall be increased to the
2661 applicable rates specified in subparagraph 2. and shall remain
2662 at said rates until the unobligated balance in the fund exceeds
2663 \$5 million, at which time the tax shall be imposed at the rates
2664 specified in subparagraph 1. If the unobligated balance of the
2665 fund exceeds \$12 million, the levy of the tax shall be
2666 discontinued until the unobligated balance of the fund falls
2667 below \$5 million, at which time the tax shall be imposed at the
2668 rates specified in subparagraph 1. Changes in the tax rates
2669 pursuant to this paragraph shall take effect on the first day of
2670 the month after 30 days' notification to the Department of
2671 Revenue when the unobligated balance of the fund falls below or
2672 exceeds a limit set pursuant to this paragraph. The unobligated
2673 balance of the Water Quality Assurance Trust Fund as it relates
2674 to determination of the applicable excise tax rate shall exclude
2675 the unobligated balances of funds of the Dry Cleaning, Operator
2676 Certification, and nonagricultural nonpoint source programs, and
2677 other required reservations of fund balance. The unobligated
2678 balance in the Water Quality Assurance Trust Fund is based upon
2679 the current unreserved fund balance, projected revenues,
2680 authorized legislative appropriations, and funding for the
2681 department's base budget for the subsequent fiscal year.
2682 Revenues for penalties collected pursuant to s. 403.121(11) and
2683 all moneys recovered under s. 373.430(7) are exempt from the

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2684 calculation of the unobligated balance of the Water Quality
2685 Assurance Trust Fund. Determination of the unobligated balance
2686 of the Water Quality Assurance Trust Fund shall be performed
2687 annually subsequent to the annual legislative appropriations
2688 becoming law.

2689 1. As provided in this paragraph, the tax shall be 2.36
2690 cents per gallon of solvents, 1 cent per gallon of motor oil or
2691 other lubricants, and 2 cents per barrel of petroleum products,
2692 pesticides, ammonia, and chlorine.

2693 2. As provided in this paragraph, the tax shall be 5.9
2694 cents per gallon of solvents, 2.5 cents per gallon of motor oil
2695 or other lubricants, 2 cents per barrel of ammonia, and 5 cents
2696 per barrel of petroleum products, pesticides, and chlorine.

2697 Section 87. The amendment made by this act to s.
2698 206.9935(2)(b), Florida Statutes, expires July 1, 2017, and the
2699 text of that paragraph shall revert to that in existence on June
2700 30, 2016, except that any amendments to such text enacted other
2701 than by this act shall be preserved and continue to operate to
2702 the extent that such amendments are not dependent upon the
2703 portions of text which expire pursuant to this section.

2704 Section 88. In order to implement Specific Appropriation
2705 1670 of the 2016-2017 General Appropriations Act, subsection (5)
2706 of section 403.709, Florida Statutes, is amended to read:

2707 403.709 Solid Waste Management Trust Fund; use of waste
2708 tire fees.—There is created the Solid Waste Management Trust
2709 Fund, to be administered by the department.

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2710 (5) (a) Notwithstanding subsection (1), a solid waste
2711 landfill closure account is established within the Solid Waste
2712 Management Trust Fund to provide funding for the closing and
2713 long-term care of solid waste management facilities. The
2714 department may use funds from the account to contract with a
2715 third party for the closing and long-term care of a solid waste
2716 management facility if:

2717 1. The facility has, ~~or had,~~ or was not required to obtain
2718 a department permit to operate the facility;

2719 2. The permittee, where required by permit or rule,
2720 provided proof of financial assurance for closure in the form of
2721 an insurance certificate or an alternative form of financial
2722 assurance mechanism established pursuant to s. 403.7125;

2723 3. The department has ordered the facility closed or has
2724 deemed the facility abandoned. ~~The facility is deemed to be~~
2725 ~~abandoned or was ordered to close by the department;~~

2726 4. The closure of the facility is accomplished in
2727 substantial accordance with a closure plan approved by the
2728 department; and

2729 5. The department has sufficient ~~written~~ documentation to
2730 confirm that the issuer of the ~~that the insurance company~~
2731 ~~issuing the closure insurance policy~~ or alternative form of
2732 financial insurance will provide or reimburse the funds required
2733 to complete the closing and long-term care of the facility.

2734 (b) The department shall deposit all ~~the~~ funds received
2735 from the insurer or other parties for reimbursing insurance

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2736 ~~company as reimbursement for~~ the costs of closing or long-term
2737 care of the facility under this subsection into the solid waste
2738 landfill closure account.

2739 (c) If the amount available under the insurance policy or
2740 alternative form of financial assurance is insufficient, or is
2741 otherwise unavailable, to perform or complete the facility
2742 closing or long-term care under this subsection, and the
2743 department has used all such funds from the insurance policy or
2744 alternative form of financial assurance, the department may use
2745 funds from the Solid Waste Management Trust Fund to pay for or
2746 reimburse additional expenses needed for performing or
2747 completing the approved facility closure or long-term care
2748 activities.

2749 (d)(e) This subsection expires July 1, 2017 ~~2016~~.

2750 Section 89. Effective upon this becoming a law and in
2751 order to implement Specific Appropriation 1674 of the 2016-2017
2752 General Appropriations Act, and notwithstanding the expiration
2753 of subsection (5) of section 403.7095, Florida Statutes, which
2754 occurred on July 1, 2015, that subsection is revived, reenacted,
2755 and amended, and subsection (6) is added to that section, to
2756 read:

2757 403.7095 Solid waste management grant program.—

2758 (5) Notwithstanding any other provision of this section,
2759 and for the 2015-2016 ~~2014-2015~~ fiscal year only, the Department
2760 of Environmental Protection shall award the sum of \$3 million in
2761 grants in the 2015-2016 fiscal year equally to counties having

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2762 populations of fewer than 100,000 for waste tire and litter
2763 prevention, recycling education, and general solid waste
2764 programs. This subsection expires July 1, 2016 ~~2015~~.

2765 (6) Notwithstanding any other provision of this section,
2766 and for the 2016-2017 fiscal year only, the Department of
2767 Environmental Protection shall award the sum of \$3 million in
2768 grants in the 2016-2017 fiscal year equally to counties having
2769 populations of fewer than 110,000 for waste tire and litter
2770 prevention, recycling education, and general solid waste
2771 programs. This subsection expires July 1, 2017.

2772 Section 90. In order to implement specific appropriations
2773 from the land acquisition trust funds within the Department of
2774 Agriculture and Consumer Services, the Department of
2775 Environmental Protection, the Department of State, and the Fish
2776 and Wildlife Conservation Commission which are contained in the
2777 2016-2017 General Appropriations Act, subsection (3) of section
2778 215.18, Florida Statutes, is amended to read:

2779 215.18 Transfers between funds; limitation.—

2780 (3) Notwithstanding subsection (1) and only with respect
2781 to a land acquisition trust fund in the Department of
2782 Agriculture and Consumer Services, the Department of
2783 Environmental Protection, the Department of State, or the Fish
2784 and Wildlife Conservation Commission, whenever there is a
2785 deficiency in a land acquisition trust fund which would render
2786 that trust fund temporarily insufficient to meet its just
2787 requirements, including the timely payment of appropriations

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2788 from that trust fund, and other trust funds in the State
2789 Treasury have moneys that are for the time being or otherwise in
2790 excess of the amounts necessary to meet the just requirements,
2791 including appropriated obligations, of those other trust funds,
2792 the Governor may order a temporary transfer of moneys from one
2793 or more of the other trust funds to a land acquisition trust
2794 fund in the Department of Agriculture and Consumer Services, the
2795 Department of Environmental Protection, the Department of State,
2796 or the Fish and Wildlife Conservation Commission. Any action
2797 proposed pursuant to this subsection is subject to the notice,
2798 review, and objection procedures of s. 216.177, and the Governor
2799 shall provide notice of such action at least 7 days before the
2800 effective date of the transfer of trust funds, except that
2801 during July 2016 ~~2015~~, notice of such action shall be provided
2802 at least 3 days before the effective date of a transfer unless
2803 such 3-day notice is waived by the chair and vice-chair of the
2804 Legislative Budget Commission. Any transfer of trust funds to a
2805 land acquisition trust fund in the Department of Agriculture and
2806 Consumer Services, the Department of Environmental Protection,
2807 the Department of State, or the Fish and Wildlife Conservation
2808 Commission must be repaid to the trust funds from which the
2809 moneys were loaned by the end of the 2016-2017 ~~2015-2016~~ fiscal
2810 year. The Legislature has determined that the repayment of the
2811 other trust fund moneys temporarily loaned to a land acquisition
2812 trust fund in the Department of Agriculture and Consumer
2813 Services, the Department of Environmental Protection, the

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2814 Department of State, or the Fish and Wildlife Conservation
2815 Commission pursuant to this subsection is an allowable use of
2816 the moneys in a land acquisition trust fund because the moneys
2817 from other trust funds temporarily loaned to a land acquisition
2818 trust fund shall be expended solely and exclusively in
2819 accordance with s. 28, Art. X of the State Constitution. This
2820 subsection expires July 1, 2017 ~~2016~~.

2821 Section 91. (1) In order to implement specific
2822 appropriations from the land acquisition trust funds within the
2823 Department of Agriculture and Consumer Services, the Department
2824 of Environmental Protection, the Department of State, and the
2825 Fish and Wildlife Conservation Commission which are contained in
2826 the 2016-2017 General Appropriations Act, the Department of
2827 Environmental Protection shall transfer revenues from the Land
2828 Acquisition Trust Fund within the department to the land
2829 acquisition trust funds within the Department of Agriculture and
2830 Consumer Services, the Department of State, and the Fish and
2831 Wildlife Conservation Commission, as provided in this section.
2832 As used in this section, the term "department" means the
2833 Department of Environmental Protection.

2834 (2) After subtracting any required debt service payments,
2835 the proportionate share of revenues to be transferred to each
2836 land acquisition trust fund shall be calculated by dividing the
2837 appropriations from each of the land acquisition trust funds for
2838 the fiscal year by the total appropriations from the Land
2839 Acquisition Trust Fund within the department and the land

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2840 acquisition trust funds within the Department of Agriculture and
2841 Consumer Services, the Department of State, and the Fish and
2842 Wildlife Commission for the fiscal year. The department shall
2843 transfer the proportionate share of the revenues in the Land
2844 Acquisition Trust Fund within the department on a monthly basis
2845 to the appropriate land acquisition trust funds within the
2846 Department of Agriculture and Consumer Services, the Department
2847 of State, and the Fish and Wildlife Commission and shall retain
2848 its proportionate share of the revenues in the Land Acquisition
2849 Trust Fund within the department. Total distributions to a land
2850 acquisition trust fund within the Department of Agriculture and
2851 Consumer Services, the Department of State, and the Fish and
2852 Wildlife Commission may not exceed the total appropriations from
2853 such trust fund for the fiscal year.

2854 (3) This section expires July 1, 2017.

2855 Section 92. In order to implement Specific Appropriation
2856 1597A of the 2016-2017 General Appropriations Act, subsection
2857 (9) of section 376.3071, Florida Statutes, is amended to read:

2858 376.3071 Inland Protection Trust Fund; creation; purposes;
2859 funding.—

2860 (9) INVESTMENTS; INTEREST.—Moneys in the fund which are
2861 not needed currently to meet the obligations of the department
2862 in the exercise of its responsibilities under this section and
2863 s. 376.3073 shall be deposited with the Chief Financial Officer
2864 to the credit of the fund and may be invested in such manner as
2865 provided by law. The interest received on such investment shall

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2866 be credited to the fund. Any provisions of law to the contrary
2867 notwithstanding, such interest may be freely transferred between
2868 the trust fund and the Water Quality Assurance Trust Fund in the
2869 discretion of the department or as authorized in the General
2870 Appropriations Act.

2871 Section 93. The amendment made by this act to s.
2872 376.3071(9), Florida Statutes, expires July 1, 2017, and the
2873 text of that subsection shall revert to that in existence on
2874 June 30, 2016, except that any amendments to such text enacted
2875 other than by this act shall be preserved and continue to
2876 operate to the extent that such amendments are not dependent
2877 upon the portions of text which expire pursuant to this section.

2878 Section 94. In order to implement the proviso language
2879 associated with Specific Appropriation 1671 of the 2016-2017
2880 General Appropriations Act relating to the cleanup of petroleum
2881 contamination sites, the Department of Environmental Protection
2882 may not require payment of program copayments and may not
2883 require submission of the limited contamination assessment
2884 report as provided in s. 376.3071(13)(c), Florida Statutes. The
2885 use of funds appropriated in the 2016-2017 fiscal year may not
2886 be applied towards the funding limits provided in sections
2887 376.3071(13) and 376.3072(2), Florida Statutes. This section
2888 expires July 1, 2017.

2889 Section 95. In order to implement Specific Appropriation
2890 1671 of the 2016-2017 General Appropriations Act, paragraph (q)

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2891 of subsection (4) of section 376.3071, Florida Statutes, is
2892 amended to read:

2893 376.3071 Inland Protection Trust Fund; creation; purposes;
2894 funding.—

2895 (4) USES.—Whenever, in its determination, incidents of
2896 inland contamination related to the storage of petroleum or
2897 petroleum products may pose a threat to the public health,
2898 safety, or welfare, water resources, or the environment, the
2899 department shall obligate moneys available in the fund to
2900 provide for:

2901 (q) Payments for program deductibles, copayments, and
2902 limited contamination assessment reports that otherwise would be
2903 paid by another state agency for state-funded petroleum
2904 contamination site rehabilitation. This paragraph expires July
2905 1, 2017 ~~2016~~.

2906
2907 The Inland Protection Trust Fund may only be used to fund the
2908 activities in ss. 376.30-376.317 except ss. 376.3078 and
2909 376.3079. Amounts on deposit in the fund in each fiscal year
2910 shall first be applied or allocated for the payment of amounts
2911 payable by the department pursuant to paragraph (n) under a
2912 service contract entered into by the department pursuant to s.
2913 376.3075 and appropriated in each year by the Legislature before
2914 making or providing for other disbursements from the fund. This
2915 subsection does not authorize the use of the fund for cleanup of
2916 contamination caused primarily by a discharge of solvents as

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2917 defined in s. 206.9925(6), or polychlorinated biphenyls when
2918 their presence causes them to be hazardous wastes, except
2919 solvent contamination which is the result of chemical or
2920 physical breakdown of petroleum products and is otherwise
2921 eligible. Facilities used primarily for the storage of motor or
2922 diesel fuels as defined in ss. 206.01 and 206.86 are not
2923 excluded from eligibility pursuant to this section.

2924 Section 96. In order to implement Specific Appropriation
2925 2632 of the 2016-2017 General Appropriations Act, the Department
2926 of Highway Safety and Motor Vehicles shall contract with the
2927 corporation organized pursuant to part II of chapter 946,
2928 Florida Statutes, to manufacture the current or newly redesigned
2929 license plates, such contract being in the same manner and for
2930 the same price as that paid by the department during the 2013-
2931 2014 fiscal year. The corporation shall seek sealed bids for the
2932 reflectorized sheeting used in the manufacture of such license
2933 plates, and in the event the sealed bids result in any savings
2934 in the sheeting costs, the corporation shall credit to the
2935 department an amount equal to 70 percent of the savings. The
2936 name of the county may not appear on any redesigned license
2937 plate. This section expires July 1, 2017.

2938 Section 97. In order to implement Specific Appropriation
2939 1890 of the 2016-2017 General Appropriations Act, paragraph (b)
2940 of subsection (2) of section 339.2818, Florida Statutes, is
2941 amended to read:

2942 339.2818 Small County Outreach Program.—

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2943 (2) (b) Notwithstanding paragraph (a), for the 2016-2017
2944 ~~2015-2016~~ fiscal year, for purposes of this section, the term
2945 "small county" means any county that has a population of 170,000
2946 ~~165,000~~ or less as determined by the most recent official
2947 estimate pursuant to s. 186.901. This paragraph expires July 1,
2948 2017 ~~2016~~.

2949 Section 98. In order to implement Specific Appropriation
2950 1895 of the 2016-2017 General Appropriations Act, paragraph (i)
2951 of subsection (4) and paragraph (b) of subsection (5) of section
2952 339.135, Florida Statutes, are amended, and notwithstanding the
2953 expiration of paragraph (j) of subsection (4) and paragraph (c)
2954 of subsection (5) of that section, which occurred on July 1,
2955 2015, those paragraphs are revived, reenacted, and amended, to
2956 read:

2957 339.135 Work program; legislative budget request;
2958 definitions; preparation, adoption, execution, and amendment.—

2959 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

2960 (i) Notwithstanding paragraph (a), and for the 2016-2017
2961 ~~2015-2016~~ fiscal year only, the Department of Transportation
2962 shall use appropriated funds to support the establishment of a
2963 statewide system of interconnected multiuse trails and to pay
2964 the costs of planning, land acquisition, design, and
2965 construction of such trails and related facilities. Funds
2966 specifically appropriated for this purpose may not reduce,
2967 delete, or defer any existing projects funded as of July 1, 2016

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2968 ~~2015~~, in the department's 5-year work program. This paragraph
2969 expires July 1, 2017 ~~2016~~.

2970 (j) Notwithstanding paragraph (a) and for the 2016-2017
2971 ~~2014-2015~~ fiscal year only, the department may use up to \$15
2972 million of appropriated funds to pay the costs of strategic and
2973 regionally significant transportation projects. Funds may be
2974 used to provide up to 75 percent of project costs for
2975 production-ready eligible projects. Preference shall be given to
2976 projects that support the state's economic regions, or that have
2977 been identified as regionally significant in accordance with s.
2978 339.155(4)(c), (d), and (e), and that have an increased level of
2979 nonstate match. This paragraph expires July 1, 2017 ~~2015~~.

2980 (5) ADOPTION OF THE WORK PROGRAM.—

2981 (b) Notwithstanding paragraph (a), and for the 2016-2017
2982 ~~2015-2016~~ fiscal year only, the department shall use
2983 appropriated funds to support the establishment of a statewide
2984 system of interconnected multiuse trails and to pay the costs of
2985 planning, land acquisition, design, and construction of such
2986 trails and related facilities. Funds specifically appropriated
2987 for this purpose may not reduce, delete, or defer any existing
2988 projects funded as of July 1, 2016 ~~2015~~, in the department's 5-
2989 year work program. This paragraph expires July 1, 2017 ~~2016~~.

2990 (c) Notwithstanding paragraph (a), and for the 2016-2017
2991 ~~2014-2015~~ fiscal year only, the department may use appropriated
2992 funds to pay the costs of strategic and regionally significant
2993 transportation projects as provided in paragraph (4)(j). Funds

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2994 specifically appropriated for this purpose may not reduce,
2995 delete, or defer any existing projects funded as of July 1, 2016
2996 ~~2014~~, in the department's 5-year work program. This paragraph
2997 expires July 1, 2017 ~~2015~~.

2998 Section 99. In order to implement Specific Appropriation
2999 1874 of the 2016-2017 General Appropriations Act, subsection
3000 (10) of section 341.302, Florida Statutes, is reenacted to read:

3001 341.302 Rail program; duties and responsibilities of the
3002 department.—The department, in conjunction with other
3003 governmental entities, including the rail enterprise and the
3004 private sector, shall develop and implement a rail program of
3005 statewide application designed to ensure the proper maintenance,
3006 safety, revitalization, and expansion of the rail system to
3007 assure its continued and increased availability to respond to
3008 statewide mobility needs. Within the resources provided pursuant
3009 to chapter 216, and as authorized under federal law, the
3010 department shall:

3011 (10) (a) Administer rail operating and construction
3012 programs, which programs shall include the regulation of maximum
3013 train operating speeds, the opening and closing of public grade
3014 crossings, the construction and rehabilitation of public grade
3015 crossings, the installation of traffic control devices at public
3016 grade crossings, the approval and implementation of quiet zones,
3017 and administration of the programs by the department, including
3018 participation in the cost of the programs.

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3019 (b) Provide grant funding to assist with the
3020 implementation of quiet zones that have been approved by the
3021 department, which funding may not exceed 50 percent of the
3022 nonfederal and nonprivate share of the total costs of any quiet
3023 zone capital improvement project.

3024 (c) Coordinate and work closely with local, state, and
3025 federal agencies to provide technical support to local agencies
3026 for the development of quiet zone plans.

3027 (d) Monitor crossing incidents at approved quiet zone
3028 locations and suspend the operation of a quiet zone at any time
3029 the department determines that a significant deterioration in
3030 safety is resulting from quiet zone implementation.

3031 Section 100. The amendment to s. 341.302(10), Florida
3032 Statutes, as carried forward by this act from chapter 2014-53,
3033 Laws of Florida, expires July 1, 2017, and the text of that
3034 subsection shall revert to that in existence on June 30, 2014,
3035 except that any amendments to such text enacted other than by
3036 this act shall be preserved and continue to operate to the
3037 extent that such amendments are not dependent upon the portions
3038 of text which expire pursuant to this section.

3039 Section 101. In order to implement Specific Appropriation
3040 1889 of the 2016-2017 General Appropriations Act, and
3041 notwithstanding the expiration date in section 66 of chapter
3042 2015-222, Laws of Florida, subsection (3) of section 339.2816,
3043 Florida Statutes, is reenacted and amended, and paragraph (a) of
3044 subsection (4) of that section is amended, to read:

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3045 339.2816 Small County Road Assistance Program.—

3046 (3) In the 2016-2017 ~~2015-2016~~ fiscal year, up to \$50
3047 million from the State Transportation Trust Fund may be used for
3048 the purposes of funding the Small County Road Assistance Program
3049 as described in this section.

3050 (4) (a) Small counties shall be eligible to compete for
3051 funds that have been designated for the Small County Road
3052 Assistance Program for resurfacing or reconstruction projects on
3053 county roads that were part of the county road system on June
3054 10, 1995. Capacity improvements on county roads shall not be
3055 eligible for funding under the program, except where the
3056 department determines that widening of existing lanes as part of
3057 a resurfacing or reconstruction project is necessary to address
3058 safety concerns.

3059 Section 102. The amendment made by this act to s.
3060 339.2816(3) and (4), Florida Statutes, expires July 1, 2017, and
3061 the text of that subsection shall revert to that in existence on
3062 June 30, 2015, except that any amendments to such text enacted
3063 other than by this act shall be preserved and continue to
3064 operate to the extent that such amendments are not dependent
3065 upon the portions of text which expire pursuant to this section.

3066 Section 103. In order to implement Specific Appropriation
3067 2224 of the 2016-2017 General Appropriations Act, subsection
3068 (10) of section 420.9072, Florida Statutes, is amended to read:
3069 420.9072 State Housing Initiatives Partnership Program.—
3070 The State Housing Initiatives Partnership Program is created for

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3071 the purpose of providing funds to counties and eligible
3072 municipalities as an incentive for the creation of local housing
3073 partnerships, to expand production of and preserve affordable
3074 housing, to further the housing element of the local government
3075 comprehensive plan specific to affordable housing, and to
3076 increase housing-related employment.

3077 (10) Notwithstanding ss. 420.9071(26) and 420.9075(5) and
3078 subsection (7), for the 2016-2017 ~~2015-2016~~ fiscal year:

3079 (a) The term "rent subsidies" means ongoing monthly rental
3080 assistance.

3081 (b) Up to 25 percent of the funds made available in each
3082 county and each eligible municipality from the local housing
3083 distribution may be used for rental assistance and rent
3084 subsidies as provided in paragraph (c).

3085 (c) A county or an eligible municipality may expend its
3086 portion of the local housing distribution to provide the
3087 following types of rental assistance and rent subsidies:

- 3088 1. Security and utility deposit assistance.
- 3089 2. Eviction prevention subsidies not to exceed 6 months'
3090 rent.
- 3091 3. Rent subsidies for very-low-income households with at
3092 least one adult who is a person with special needs as defined in
3093 s. 420.0004 or a person who is homeless as defined in s. 420.621
3094 when the person initially qualified for a rent subsidy. The
3095 period of rental subsidy may not exceed 12 months for any
3096 eligible household or person.

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3097 (d) This subsection expires July 1, 2017 ~~2016~~.
3098 Section 104. In order to implement Specific Appropriation
3099 2223 of the 2016-2017 General Appropriations Act, subsection
3100 (10) of section 420.5087, Florida Statutes, is amended to read:
3101 420.5087 State Apartment Incentive Loan Program.—There is
3102 hereby created the State Apartment Incentive Loan Program for
3103 the purpose of providing first, second, or other subordinated
3104 mortgage loans or loan guarantees to sponsors, including for-
3105 profit, nonprofit, and public entities, to provide housing
3106 affordable to very-low-income persons.
3107 (10) (a) Notwithstanding subsection (3), for the 2016-2017
3108 ~~2015-2016~~ fiscal year, the reservation of funds for the tenant
3109 groups within each notice of fund availability shall be:
3110 1. Not less than 10 percent of the funds available at that
3111 time for the following tenant groups:
3112 a. Families;
3113 b. Persons who are homeless;
3114 c. Persons with special needs; and
3115 d. Elderly persons.
3116 2. Not less than 5 percent of the funds available at that
3117 time for the commercial fishing workers and farmworkers tenant
3118 group.
3119 (b) Notwithstanding any other provision of this section
3120 for the 2016-2017 fiscal year, the corporation shall issue a
3121 notice of funds availability of \$20 million for loans to
3122 construct workforce housing to serve primarily low-income

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3123 persons, as defined in s. 420.0004, and, in the Florida Keys
3124 Area of Critical State Concern, to serve households with incomes
3125 not to exceed 140 percent of area median income when strategies
3126 are included in the local housing assistance plan to serve these
3127 households.

3128 (c) This subsection expires July 1, 2017 2016.

3129 Section 105. In order to implement Specific Appropriation
3130 1856 of the 2016-2017 General Appropriations Act, subsection
3131 (30) is added to section 427.013, Florida Statutes, to read:

3132 427.013 The Commission for the Transportation
3133 Disadvantaged; purpose and responsibilities.—The purpose of the
3134 commission is to accomplish the coordination of transportation
3135 services provided to the transportation disadvantaged. The goal
3136 of this coordination is to assure the cost-effective provision
3137 of transportation by qualified community transportation
3138 coordinators or transportation operators for the transportation
3139 disadvantaged without any bias or presumption in favor of
3140 multioperator systems or not-for-profit transportation operators
3141 over single operator systems or for-profit transportation
3142 operators. In carrying out this purpose, the commission shall:

3143 (30) For the 2016-2017 fiscal year and notwithstanding any
3144 other provision of this section:

3145 (a) Allocate, from funds provided in the General
3146 Appropriations Act, to community transportation coordinators who
3147 do not receive Urbanized Area Formula funds pursuant to 49
3148 U.S.C. s. 5307 to provide transportation services for persons

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3149 with disabilities, older adults, and low-income persons so they
3150 may access health care, employment, education, and other life-
3151 sustaining activities. Funds allocated for this purpose shall be
3152 distributed among community transportation coordinators based
3153 upon the Transportation Disadvantaged Trip and Equipment
3154 allocation methodology established by the commission.

3155 (b) Award, from funds provided in the General
3156 Appropriations Act, competitive grants to community
3157 transportation coordinators to support transportation projects
3158 to:

3159 1. Enhance access to health care, shopping, education,
3160 employment, public services, and recreation;

3161 2. Assist in the development, improvement, and use of
3162 transportation systems in nonurbanized areas;

3163 3. Promote the efficient coordination of services;

3164 4. Support inner-city bus transportation; and

3165 5. Encourage private transportation providers to
3166 participate.

3167 (c) This subsection expires July 1, 2017.

3168 Section 106. In order to implement Specific Appropriation
3169 2644 of the 2016-2017 General Appropriations Act, subsection (9)
3170 is added to section 216.292, Florida Statutes to read:

3171 216.292 Appropriations nontransferable; exceptions.—

3172 (9) Notwithstanding subsections (2), (3), and (4), and for
3173 the 2016-2017 fiscal year only, the Department of Highway Safety
3174 and Motor Vehicles, with the approval of the Executive Office of

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3175 the Governor, and after 14 days' notice, may transfer up to
3176 \$6,563,775 of nonrecurring funds from the Highway Safety
3177 Operating Trust Fund between appropriations categories as needed
3178 to realign funds based upon the cost-benefit analysis that
3179 analyzes the different options, including cloud computing
3180 services, for securing the hardware and software necessary to
3181 upgrade the department's existing database environment,
3182 implement a platform for data synchronization, establish a
3183 staging environment, implement a test data management toolset,
3184 and acquire a managed disaster recovery service. Such transfers
3185 are subject to the notice and objection provisions of s.
3186 216.177. This subsection expires July 1, 2017.

3187 Section 107. In order to implement Specific Appropriations
3188 1857 through 1870, 1871 through 1875, 1888 through 1896, 1899
3189 through 1908, and 1947 through 1958 of the 2016-2017 General
3190 Appropriations Act, paragraph (g) of subsection (7) of section
3191 339.135, Florida Statutes, is amended, and subsection (h) is
3192 added to that subsection, to read:

3193 339.135 Work program; legislative budget request;
3194 definitions; preparation, adoption, execution, and amendment.—

3195 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

3196 (g) Any work program amendment, except an amendment
3197 subject to paragraph (h), which also requires the transfer of
3198 fixed capital outlay appropriations between categories within
3199 the department or the increase of an appropriation category is
3200 subject to the approval of the Legislative Budget Commission. If

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3201 a meeting of the Legislative Budget Commission cannot be held
3202 within 30 days of the department submitting an amendment to the
3203 Legislative Budget Commission, then the chair and vice chair of
3204 the Legislative Budget Commission may authorize such amendment
3205 to be approved pursuant to the provisions of s. 216.177.

3206 (h) Any work program amendment that adds a new project,
3207 construction phase, right-of-way phase, or public transportation
3208 phase to the adopted work program and which is estimated to cost
3209 over \$5 million is subject to approval by the Legislative Budget
3210 Commission. Such amendment may not include any other proposed
3211 work program amendment described in paragraph (c). The
3212 department shall provide a narrative description of the project
3213 or project phase, a written justification for the addition of
3214 such project or project phase to the adopted work program, and
3215 an explanation describing the reason that delaying approval of
3216 the addition of the project or project phase would be
3217 detrimental to the interests of the state. After any such
3218 project or project phase is added to the adopted work program,
3219 that project or project phase may not be advanced before the
3220 adoption of the work program for the subsequent fiscal year. If
3221 a meeting of the Legislative Budget Commission cannot be held
3222 within 30 days after the department submits an amendment to the
3223 Legislative Budget Commission, the chair and vice chair of the
3224 Legislative Budget Commission, President of the Senate, and
3225 Speaker of the House of Representatives jointly may authorize

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3226 such amendment to be approved pursuant to the provisions of s.
3227 216.177.

3228 Section 108. The amendment made by this act to s.
3229 339.135(7), Florida Statutes, expires July 1, 2017, and the text
3230 of that subsection shall revert to that in existence on June 30,
3231 2016, except that any amendments to such text enacted other than
3232 by this act shall be preserved and continue to operate to the
3233 extent that such amendments are not dependent upon the portions
3234 of text which expire pursuant to this section.

3235 Section 109. Effective upon this act becoming a law, in
3236 order to implement Specific Appropriation 2580 and section 85 of
3237 the 2016-2017 General Appropriations Act, subsection (3) of
3238 section 321.04, Florida Statutes, is amended, and subsection (4)
3239 is added to that section, to read:

3240 321.04 Personnel of the highway patrol; rank
3241 classifications; probationary status of new patrol officers;
3242 subsistence; special assignments.—

3243 (3) The Department of Highway Safety and Motor Vehicles
3244 shall assign one patrol officer to the office of the Governor at
3245 the discretion of the Lieutenant Governor; said patrol officer
3246 so assigned shall be selected by the Governor and shall have
3247 rank and pay not less than that of a lieutenant of the Florida
3248 Highway Patrol, and said patrol officer so assigned to the
3249 Lieutenant Governor shall be paid by said department from the
3250 appropriation made to said department; said patrol officer shall

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3251 have and receive all other benefits provided for in this chapter
3252 or any other statute now in existence or hereinafter enacted.

3253 (4) For the 2015-2016 and 2016-2017 fiscal years, the
3254 assignment of a patrol officer by the department shall include a
3255 Cabinet member specified in s. 4, Art. IV of the State
3256 Constitution if deemed appropriate by the department or in
3257 response to a threat and upon written request of such Cabinet
3258 member.

3259 Section 110. The amendments made by this act to s. 321.04,
3260 Florida Statutes, expire July 1, 2017, and the text of that
3261 section shall revert to that in existence on June 30, 2016,
3262 except that any amendments to such text enacted other than by
3263 this act shall be preserved and continue to operate to the
3264 extent that such amendments are not dependent upon the portions
3265 of text which expire pursuant to this section.

3266 Section 111. In order to implement the salaries and
3267 benefits, expenses, other personal services, contracted
3268 services, special categories, and operating capital outlay
3269 categories of the 2016-2017 General Appropriations Act,
3270 paragraph (a) of subsection (2) of section 216.292, Florida
3271 Statutes, is reenacted to read:

3272 216.292 Appropriations nontransferable; exceptions.—

3273 (2) The following transfers are authorized to be made by
3274 the head of each department or the Chief Justice of the Supreme
3275 Court whenever it is deemed necessary by reason of changed
3276 conditions:

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3277 (a) The transfer of appropriations funded from identical
3278 funding sources, except appropriations for fixed capital outlay,
3279 and the transfer of amounts included within the total original
3280 approved budget and plans of releases of appropriations as
3281 furnished pursuant to ss. 216.181 and 216.192, as follows:

3282 1. Between categories of appropriations within a budget
3283 entity, if no category of appropriation is increased or
3284 decreased by more than 5 percent of the original approved budget
3285 or \$250,000, whichever is greater, by all action taken under
3286 this subsection.

3287 2. Between budget entities within identical categories of
3288 appropriations, if no category of appropriation is increased or
3289 decreased by more than 5 percent of the original approved budget
3290 or \$250,000, whichever is greater, by all action taken under
3291 this subsection.

3292 3. Any agency exceeding salary rate established pursuant
3293 to s. 216.181(8) on June 30th of any fiscal year shall not be
3294 authorized to make transfers pursuant to subparagraphs 1. and 2.
3295 in the subsequent fiscal year.

3296 4. Notice of proposed transfers under subparagraphs 1. and
3297 2. shall be provided to the Executive Office of the Governor and
3298 the chairs of the legislative appropriations committees at least
3299 3 days prior to agency implementation in order to provide an
3300 opportunity for review.

3301 Section 112. The amendment to s. 216.292(2)(a), Florida
3302 Statutes, as carried forward by this act from chapter 2015-222,

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3303 Laws of Florida, expires July 1, 2017, and the text of that
3304 paragraph shall revert to that in existence on June 30, 2014,
3305 except that any amendments to such text enacted other than by
3306 this act shall be preserved and continue to operate to the
3307 extent that such amendments are not dependent upon the portions
3308 of text which expire pursuant to this section.

3309 Section 113. In order to implement the appropriation of
3310 funds in the special categories, contracted services, and
3311 expenses categories of the 2016-2017 General Appropriations Act,
3312 a state agency may not initiate a competitive solicitation for a
3313 product or service if the completion of such competitive
3314 solicitation would:

3315 (1) Require a change in law; or
3316 (2) Require a change to the agency's budget other than a
3317 transfer authorized in s. 216.292(2) or (3), Florida Statutes,
3318 unless the initiation of such competitive solicitation is
3319 specifically authorized in law, in the General Appropriations
3320 Act, or by the Legislative Budget Commission.

3321
3322 This section does not apply to a competitive solicitation for
3323 which the agency head certifies that a valid emergency exists.

3324 This section expires July 1, 2017.

3325 Section 114. In order to implement appropriations for
3326 salaries and benefits in the 2016-2017 General Appropriations
3327 Act, subsection (6) of section 112.24, Florida Statutes, is
3328 amended to read:

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3329 112.24 Intergovernmental interchange of public employees.-
3330 To encourage economical and effective utilization of public
3331 employees in this state, the temporary assignment of employees
3332 among agencies of government, both state and local, and
3333 including school districts and public institutions of higher
3334 education is authorized under terms and conditions set forth in
3335 this section. State agencies, municipalities, and political
3336 subdivisions are authorized to enter into employee interchange
3337 agreements with other state agencies, the Federal Government,
3338 another state, a municipality, or a political subdivision
3339 including a school district, or with a public institution of
3340 higher education. State agencies are also authorized to enter
3341 into employee interchange agreements with private institutions
3342 of higher education and other nonprofit organizations under the
3343 terms and conditions provided in this section. In addition, the
3344 Governor or the Governor and Cabinet may enter into employee
3345 interchange agreements with a state agency, the Federal
3346 Government, another state, a municipality, or a political
3347 subdivision including a school district, or with a public
3348 institution of higher learning to fill, subject to the
3349 requirements of chapter 20, appointive offices which are within
3350 the executive branch of government and which are filled by
3351 appointment by the Governor or the Governor and Cabinet. Under
3352 no circumstances shall employee interchange agreements be
3353 utilized for the purpose of assigning individuals to participate
3354 in political campaigns. Duties and responsibilities of

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3355 interchange employees shall be limited to the mission and goals
3356 of the agencies of government.

3357 (6) For the 2016-2017 ~~2015-2016~~ fiscal year only, the
3358 assignment of an employee of a state agency as provided in this
3359 section may be made if recommended by the Governor or Chief
3360 Justice, as appropriate, and approved by the chairs of the
3361 legislative appropriations committees. Such actions shall be
3362 deemed approved if neither chair provides written notice of
3363 objection within 14 days after receiving notice of the action
3364 pursuant to s. 216.177. This subsection expires July 1, 2017
3365 ~~2016~~.

3366 Section 115. In order to implement Specific Appropriations
3367 2652 and 2653 of the 2016-2017 General Appropriations Act and
3368 notwithstanding s. 11.13(1), Florida Statutes, the authorized
3369 salaries for members of the Legislature for the 2016-2017 fiscal
3370 year shall be set at the same level in effect on July 1, 2010.
3371 This section expires July 1, 2017.

3372 Section 116. In order to implement the transfer of funds
3373 to the General Revenue Fund from trust funds in the 2016-2017
3374 General Appropriations Act, paragraph (b) of subsection (2) of
3375 section 215.32, Florida Statutes, is reenacted to read:

3376 215.32 State funds; segregation.—

3377 (2) The source and use of each of these funds shall be as
3378 follows:

3379 (b)1. The trust funds shall consist of moneys received by
3380 the state which under law or under trust agreement are

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3381 segregated for a purpose authorized by law. The state agency or
3382 branch of state government receiving or collecting such moneys
3383 is responsible for their proper expenditure as provided by law.
3384 Upon the request of the state agency or branch of state
3385 government responsible for the administration of the trust fund,
3386 the Chief Financial Officer may establish accounts within the
3387 trust fund at a level considered necessary for proper
3388 accountability. Once an account is established, the Chief
3389 Financial Officer may authorize payment from that account only
3390 upon determining that there is sufficient cash and releases at
3391 the level of the account.

3392 2. In addition to other trust funds created by law, to the
3393 extent possible, each agency shall use the following trust funds
3394 as described in this subparagraph for day-to-day operations:

3395 a. Operations or operating trust fund, for use as a
3396 depository for funds to be used for program operations funded by
3397 program revenues, with the exception of administrative
3398 activities when the operations or operating trust fund is a
3399 proprietary fund.

3400 b. Operations and maintenance trust fund, for use as a
3401 depository for client services funded by third-party payors.

3402 c. Administrative trust fund, for use as a depository for
3403 funds to be used for management activities that are departmental
3404 in nature and funded by indirect cost earnings and assessments
3405 against trust funds. Proprietary funds are excluded from the
3406 requirement of using an administrative trust fund.

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3407 d. Grants and donations trust fund, for use as a
3408 depository for funds to be used for allowable grant or donor
3409 agreement activities funded by restricted contractual revenue
3410 from private and public nonfederal sources.

3411 e. Agency working capital trust fund, for use as a
3412 depository for funds to be used pursuant to s. 216.272.

3413 f. Clearing funds trust fund, for use as a depository for
3414 funds to account for collections pending distribution to lawful
3415 recipients.

3416 g. Federal grant trust fund, for use as a depository for
3417 funds to be used for allowable grant activities funded by
3418 restricted program revenues from federal sources.

3419
3420 To the extent possible, each agency must adjust its internal
3421 accounting to use existing trust funds consistent with the
3422 requirements of this subparagraph. If an agency does not have
3423 trust funds listed in this subparagraph and cannot make such
3424 adjustment, the agency must recommend the creation of the
3425 necessary trust funds to the Legislature no later than the next
3426 scheduled review of the agency's trust funds pursuant to s.
3427 215.3206.

3428 3. All such moneys are hereby appropriated to be expended
3429 in accordance with the law or trust agreement under which they
3430 were received, subject always to the provisions of chapter 216
3431 relating to the appropriation of funds and to the applicable

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3432 laws relating to the deposit or expenditure of moneys in the
3433 State Treasury.

3434 4.a. Notwithstanding any provision of law restricting the
3435 use of trust funds to specific purposes, unappropriated cash
3436 balances from selected trust funds may be authorized by the
3437 Legislature for transfer to the Budget Stabilization Fund and
3438 General Revenue Fund in the General Appropriations Act.

3439 b. This subparagraph does not apply to trust funds
3440 required by federal programs or mandates; trust funds
3441 established for bond covenants, indentures, or resolutions whose
3442 revenues are legally pledged by the state or public body to meet
3443 debt service or other financial requirements of any debt
3444 obligations of the state or any public body; the Division of
3445 Licensing Trust Fund in the Department of Agriculture and
3446 Consumer Services; the State Transportation Trust Fund; the
3447 trust fund containing the net annual proceeds from the Florida
3448 Education Lotteries; the Florida Retirement System Trust Fund;
3449 trust funds under the management of the State Board of Education
3450 or the Board of Governors of the State University System, where
3451 such trust funds are for auxiliary enterprises, self-insurance,
3452 and contracts, grants, and donations, as those terms are defined
3453 by general law; trust funds that serve as clearing funds or
3454 accounts for the Chief Financial Officer or state agencies;
3455 trust funds that account for assets held by the state in a
3456 trustee capacity as an agent or fiduciary for individuals,

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3457 private organizations, or other governmental units; and other
3458 trust funds authorized by the State Constitution.

3459 Section 117. The amendment to s. 215.32(2)(b), Florida
3460 Statutes, as carried forward by this act from chapter 2011-47,
3461 Laws of Florida, expires July 1, 2017, and the text of that
3462 paragraph shall revert to that in existence on June 30, 2011,
3463 except that any amendments to such text enacted other than by
3464 this act shall be preserved and continue to operate to the
3465 extent that such amendments are not dependent upon the portions
3466 of text which expire pursuant to this section.

3467 Section 118. In order to implement the issuance of new
3468 debt authorized in the 2016-2017 General Appropriations Act, and
3469 pursuant to s. 215.98, Florida Statutes, the Legislature
3470 determines that the authorization and issuance of debt for the
3471 2016-2017 fiscal year should be implemented and is in the best
3472 interest of the state. This section expires July 1, 2017.

3473 Section 119. In order to implement appropriations in the
3474 2016-2017 General Appropriations Act for state employee travel,
3475 the funds appropriated to each state agency which may be used
3476 for travel by state employees shall be limited during the 2016-
3477 2017 fiscal year to travel for activities that are critical to
3478 each state agency's mission. Funds may not be used for travel by
3479 state employees to foreign countries, other states, conferences,
3480 staff training activities, or other administrative functions
3481 unless the agency head has approved, in writing, that such
3482 activities are critical to the agency's mission. The agency head

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3483 shall consider using teleconferencing and other forms of
3484 electronic communication to meet the needs of the proposed
3485 activity before approving mission-critical travel. This section
3486 does not apply to travel for law enforcement purposes, military
3487 purposes, emergency management activities, or public health
3488 activities. This section expires July 1, 2017.

3489 Section 120. In order to implement appropriations in the
3490 2016-2017 General Appropriations Act for state employee travel
3491 and notwithstanding s. 112.061, Florida Statutes, costs for
3492 lodging associated with a meeting, conference, or convention
3493 organized or sponsored in whole or in part by a state agency or
3494 the judicial branch may not exceed \$150 per day. An employee may
3495 expend his or her own funds for any lodging expenses in excess
3496 of \$150 per day. This section expires July 1, 2017.

3497 Section 121. In order to implement appropriations in the
3498 2016-2017 General Appropriations Act for executive branch and
3499 judicial branch employee travel, the executive branch state
3500 agencies and the judicial branch must collaborate with the
3501 Executive Office of the Governor to implement the statewide
3502 travel management system funded in Specific Appropriation 1965A
3503 in the 2016-2017 General Appropriations Act. For the purpose of
3504 complying with s. 112.061, Florida Statutes, all executive
3505 branch state agencies and the judicial branch must use the
3506 statewide travel management system. This section expires July 1,
3507 2017.

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3508 Section 122. In order to implement section 8 of the 2016-
3509 2017 General Appropriations Act, section 110.12315, Florida
3510 Statutes, is reenacted to read:

3511 110.12315 Prescription drug program.—The state employees'
3512 prescription drug program is established. This program shall be
3513 administered by the Department of Management Services, according
3514 to the terms and conditions of the plan as established by the
3515 relevant provisions of the annual General Appropriations Act and
3516 implementing legislation, subject to the following conditions:

3517 (1) The department shall allow prescriptions written by
3518 health care providers under the plan to be filled by any
3519 licensed pharmacy pursuant to contractual claims-processing
3520 provisions. Nothing in this section may be construed as
3521 prohibiting a mail order prescription drug program distinct from
3522 the service provided by retail pharmacies.

3523 (2) In providing for reimbursement of pharmacies for
3524 prescription medicines dispensed to members of the state group
3525 health insurance plan and their dependents under the state
3526 employees' prescription drug program:

3527 (a) Retail pharmacies participating in the program must be
3528 reimbursed at a uniform rate and subject to uniform conditions,
3529 according to the terms and conditions of the plan.

3530 (b) There shall be a 30-day supply limit for prescription
3531 card purchases, a 90-day supply limit for maintenance
3532 prescription drug purchases, and a 90-day supply limit for mail
3533 order or mail order prescription drug purchases.

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3534 (c) The pharmacy dispensing fee shall be negotiated by the
3535 department.

3536 (3) Pharmacy reimbursement rates shall be as follows:

3537 (a) For mail order and specialty pharmacies contracting
3538 with the department, reimbursement rates shall be as established
3539 in the contract.

3540 (b) For retail pharmacies, the reimbursement rate shall be
3541 at the same rate as mail order pharmacies under contract with
3542 the department.

3543 (4) The department shall maintain the preferred brand name
3544 drug list to be used in the administration of the state
3545 employees' prescription drug program.

3546 (5) The department shall maintain a list of maintenance
3547 drugs.

3548 (a) Preferred provider organization health plan members
3549 may have prescriptions for maintenance drugs filled up to three
3550 times as a 30-day supply through a retail pharmacy; thereafter,
3551 prescriptions for the same maintenance drug must be filled as a
3552 90-day supply either through the department's contracted mail
3553 order pharmacy or through a retail pharmacy.

3554 (b) Health maintenance organization health plan members
3555 may have prescriptions for maintenance drugs filled as a 90-day
3556 supply either through a mail order pharmacy or through a retail
3557 pharmacy.

3558 (6) Copayments made by health plan members for a 90-day
3559 supply through a retail pharmacy shall be the same as copayments

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3560 made for a 90-day supply through the department's contracted
3561 mail order pharmacy.

3562 (7) The department shall establish the reimbursement
3563 schedule for prescription pharmaceuticals dispensed under the
3564 program. Reimbursement rates for a prescription pharmaceutical
3565 must be based on the cost of the generic equivalent drug if a
3566 generic equivalent exists, unless the physician prescribing the
3567 pharmaceutical clearly states on the prescription that the brand
3568 name drug is medically necessary or that the drug product is
3569 included on the formulary of drug products that may not be
3570 interchanged as provided in chapter 465, in which case
3571 reimbursement must be based on the cost of the brand name drug
3572 as specified in the reimbursement schedule adopted by the
3573 department.

3574 (8) The department shall conduct a prescription
3575 utilization review program. In order to participate in the state
3576 employees' prescription drug program, retail pharmacies
3577 dispensing prescription medicines to members of the state group
3578 health insurance plan or their covered dependents, or to
3579 subscribers or covered dependents of a health maintenance
3580 organization plan under the state group insurance program, shall
3581 make their records available for this review.

3582 (9) The department shall implement such additional cost-
3583 saving measures and adjustments as may be required to balance
3584 program funding within appropriations provided, including a

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3585 trial or starter dose program and dispensing of long-term-
3586 maintenance medication in lieu of acute therapy medication.

3587 (10) Participating pharmacies must use a point-of-sale
3588 device or an online computer system to verify a participant's
3589 eligibility for coverage. The state is not liable for
3590 reimbursement of a participating pharmacy for dispensing
3591 prescription drugs to any person whose current eligibility for
3592 coverage has not been verified by the state's contracted
3593 administrator or by the department.

3594 (11) Under the state employees' prescription drug program
3595 copayments must be made as follows:

3596 (a) Effective January 1, 2013, for the State Group Health
3597 Insurance Standard Plan:

- 3598 1. For generic drug with card.....\$7.
- 3599 2. For preferred brand name drug with card.....\$30.
- 3600 3. For nonpreferred brand name drug with card.....\$50.
- 3601 4. For generic mail order drug.....\$14.
- 3602 5. For preferred brand name mail order drug.....\$60.
- 3603 6. For nonpreferred brand name mail order drug.....\$100.

3604 (b) Effective January 1, 2006, for the State Group Health
3605 Insurance High Deductible Plan:

- 3606 1. Retail coinsurance for generic drug with card.....30%.
- 3607 2. Retail coinsurance for preferred brand name drug with
3608 card 30%.
- 3609 3. Retail coinsurance for nonpreferred brand name drug
3610 with card.....50%.

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- 3611 4. Mail order coinsurance for generic drug.....30%.
- 3612 5. Mail order coinsurance for preferred brand name drug30%.
- 3613 6. Mail order coinsurance for nonpreferred brand name drug50%.

3614 (c) The department shall create a preferred brand name
3615 drug list to be used in the administration of the state
3616 employees' prescription drug program.

3617 Section 123. (1) The amendment to s. 110.12315(2)(b),
3618 Florida Statutes, as carried forward by this act from chapter
3619 2014-53, Laws of Florida, expires July 1, 2017, and the text of
3620 that paragraph shall revert to that in existence on June 30,
3621 2012, except that any amendments to such text enacted other than
3622 by this act shall be preserved and continue to operate to the
3623 extent that such amendments are not dependent upon the portions
3624 of text which expire pursuant to this section.

3625 (2) The amendments to s. 110.12315(2)(c) and (3)-(6),
3626 Florida Statutes, as carried forward by this act from chapter
3627 2014-53, Laws of Florida, expire July 1, 2017, and the text and
3628 numbering of those provisions shall revert to that in existence
3629 on June 30, 2014, except that any amendments to such text
3630 enacted other than by this act shall be preserved and continue
3631 to operate to the extent that such amendments are not dependent
3632 upon the portions of text that expire pursuant to this section.

3633 (3) The amendment to s. 110.12315(7), Florida Statutes, as
3634 carried forward by this act from chapter 2014-53, Laws of
3635 Florida, expires July 1, 2017, and shall revert to the text of
3636 that subsection in existence on December 31, 2010, except that

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3637 any amendments to such text enacted other than by this act shall
3638 be preserved and continue to operate to the extent that such
3639 amendments are not dependent upon the portions of text which
3640 expire pursuant to this section.

3641 Section 124. In order to implement the appropriation of
3642 funds in the special categories, contracted services, and
3643 expenses categories of the 2016-2017 General Appropriations Act,
3644 a state agency may not enter into a contract containing a
3645 nondisclosure clause that prohibits the contractor from
3646 disclosing information relevant to the performance of the
3647 contract to members or staff of the Senate or the House of
3648 Representatives. This section expires July 1, 2017.

3649 Section 125. Any section of this act which implements a
3650 specific appropriation or specifically identified proviso
3651 language in the 2016-2017 General Appropriations Act is void if
3652 the specific appropriation or specifically identified proviso
3653 language is vetoed. Any section of this act which implements
3654 more than one specific appropriation or more than one portion of
3655 specifically identified proviso language in the 2016-2017
3656 General Appropriations Act is void if all the specific
3657 appropriations or portions of specifically identified proviso
3658 language are vetoed.

3659 Section 126. If any other act passed during the 2016
3660 Regular Session of the Legislature contains a provision that is
3661 substantively the same as a provision in this act, but that
3662 removes or is otherwise not subject to the future repeal applied

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3663 to such provision by this act, the Legislature intends that the
3664 provision in the other act takes precedence and continues to
3665 operate, notwithstanding the future repeal provided by this act.

3666 Section 127. If any provision of this act or its
3667 application to any person or circumstance is held invalid, the
3668 invalidity does not affect other provisions or applications of
3669 the act which can be given effect without the invalid provision
3670 or application, and to this end the provisions of this act are
3671 severable.

3672 Section 128. Except as otherwise expressly provided in
3673 this act and except for this section, which shall take effect
3674 upon this act becoming a law, this act shall take effect July 1,
3675 2016; or, if this act fails to become a law until after that
3676 date, it shall take effect upon becoming a law and shall operate
3677 retroactively to July 1, 2016.

3678
3679 -----

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

3681 Remove everything before the enacting clause and insert:

3682 A bill to be entitled

3683 An act implementing the 2016-2017 General
3684 Appropriations Act; providing legislative intent;
3685 incorporating by reference certain calculations of the
3686 Florida Education Finance Program; providing that
3687 funds for instructional materials must be released and
3688 expended as required in specified proviso language;

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3689 specifying the required ad valorem tax millage
3690 contribution by certain district school boards for
3691 certain funded construction projects; amending s.
3692 11.45, F.S.; requiring the Auditor General to conduct
3693 audits of the Florida School for the Deaf and Blind;
3694 creating s. 1001.66, F.S.; creating a Florida College
3695 System Performance-Based Incentive for Florida College
3696 System institutions; requiring the State Board of
3697 Education to adopt certain metrics and benchmarks;
3698 providing for funding and allocation of the
3699 incentives; authorizing the state board to withhold an
3700 institution's incentive under certain circumstances;
3701 providing for reporting and rulemaking by the state
3702 board; creating s. 1001.67, F.S.; establishing the
3703 Distinguished Florida College System institution
3704 program; specifying the excellence standards for
3705 purposes of the program; prescribing minimum criteria
3706 for an institution to receive a distinguished college
3707 designation; specifying that designated institutions
3708 are eligible for funding as provided in the General
3709 Appropriations Act; amending s. 1001.7065, F.S.;

3710 deleting obsolete provisions; revising the academic
3711 and research excellence standards for the preeminent
3712 state research universities program; creating the
3713 "emerging preeminent state research university"
3714 designation; requiring an emerging preeminent state

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3715 research university to submit a certain plan to the
3716 board and meet certain expectations to receive certain
3717 funds; providing for the distribution of certain
3718 funding increases; deleting the preeminent state
3719 research university enhancement initiative;
3720 authorizing a preeminent state research university to
3721 consider certain courses as a part of the general
3722 education requirements; providing that such courses
3723 are in addition to certain required courses;
3724 authorizing a preeminent state research university to
3725 require that such courses be earned at the university;
3726 authorizing the board to identify and grant certain
3727 authority and flexibility to emerging preeminent state
3728 research universities; amending s. 1001.92, F.S.;
3729 requiring performance-based metrics to include
3730 thresholds for added value of certain degrees;
3731 requiring the Board of Governors to develop an
3732 implementation plan for specified metrics relating to
3733 the employment of students with specified degrees by a
3734 specified fiscal year and provide the plan to the
3735 Governor and Legislature by a specified date;
3736 requiring the board to establish minimum performance
3737 funding eligibility thresholds; prohibiting a state
3738 university that fails to meet a certain threshold from
3739 eligibility for a share of the state's investment
3740 performance funding; requiring the board to adopt

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3741 regulations; amending s. 1008.46, F.S.; revising the
3742 date by which the Board of Governors must submit a
3743 specific report; amending s. 1009.23, F.S.; revising
3744 provisions relating to the Florida College System
3745 institution distance learning course user fee;
3746 providing that the fee may not exceed a specified
3747 amount per credit hour; requiring that an increase in
3748 the current fee be approved by the State Board of
3749 Education; amending s. 1009.24, F.S.; revising
3750 provisions relating to the state university distance
3751 learning course fee; providing that the fee may not
3752 exceed a specified amount per credit hour; requiring
3753 each state university board of trustees to report
3754 specified information relating to the fee to the Board
3755 of Governors by a specified date; amending ss.
3756 1009.50, 1009.505, 1009.51, and 1009.52, F.S.,
3757 relating to the Florida Public Student Assistance
3758 Grant Program, the Florida Public Postsecondary Career
3759 Education Student Assistance Grant Program, the
3760 Florida Private Student Assistance Grant Program, and
3761 the Florida Postsecondary Student Assistance Grant
3762 Program; requiring the expected family contribution
3763 and all other aid available to a student be accounted
3764 and considered when determining a student's unmet
3765 need; requiring participating institutions to conduct
3766 an assessment of the available financial resources for

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3767 each student; requiring certain funding mechanisms to
3768 be included in the assessment; revising the priority
3769 in the distribution of grant moneys; revising
3770 reporting requirements for participating institutions;
3771 amending s. 1011.62, F.S.; revising the method for
3772 allocating funds for exceptional student education
3773 programs; extending by 1 fiscal year the requirement
3774 that specified school districts use certain funds
3775 toward additional intensive reading instruction;
3776 specifying the method for determining the 300 lowest-
3777 performing elementary schools; requiring categorical
3778 funds for supplemental academic instruction to be
3779 provided in the Florida Education Finance Program as
3780 set forth in the General Appropriations Act;
3781 specifying the method of determining the allocation of
3782 categorical funding; providing for the recalculation
3783 of categorical funding; requiring an allocation to be
3784 prorated if certain conditions exist; revising the
3785 computation of the district sparsity index for
3786 districts that meet certain criteria; deleting
3787 obsolete language; providing for funding of the
3788 district digital classrooms allocation; abrogating the
3789 scheduled expiration and reversion of specified
3790 amendments to s. 1011.62, F.S., relating to the
3791 federally connected student supplement; providing for
3792 expiration; prohibiting an under allocation in a prior

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3793 year caused by a school district error from being the
3794 basis for certain allocation adjustments; amending s.
3795 1011.71, F.S.; conforming a cross-reference; providing
3796 for the future expiration and reversion of specified
3797 statutory text; amending s. 1012.39, F.S.; providing
3798 requirements regarding liability insurance for
3799 students performing clinical field experience;
3800 creating s. 1012.731, F.S.; providing legislative
3801 intent; establishing the Florida Best and Brightest
3802 Teacher Scholarship Program; providing eligibility
3803 criteria; requiring a school district to annually
3804 submit the number of eligible classroom teachers to
3805 the Department of Education; providing for funding and
3806 the disbursement of funds; defining the term "school
3807 district"; amending s. 1012.75, F.S.; extending by 1
3808 year the expiration date for the educator liability
3809 insurance program; amending s. 1013.64, F.S.; revising
3810 capital outlay full-time equivalent membership;
3811 providing that certain prekindergarten exceptional
3812 students are included in the membership; revising the
3813 calculation of capital outlay membership; amending s.
3814 1004.935, F.S.; extending the date by which the Adults
3815 with Disabilities Workforce Education Pilot Program
3816 may operate; providing for the future expiration and
3817 reversion of specified statutory text; amending s.
3818 1004.345, F.S.; extending by 1 year the requirement

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3819 that the Florida Polytechnic University meet specified
3820 criteria established by the Board of Governors;
3821 creating s. 1004.344, F.S.; creating the Florida
3822 Center for the Partnerships for Arts Integrated
3823 Teaching within the University of South Florida
3824 Sarasota/Manatee; providing goals of the center;
3825 authorizing the Florida Fund for Minority Teachers,
3826 Inc. to expend up to a specified percentage of
3827 appropriated funds and up to a specified amount from
3828 available funds for administration; amending s.
3829 1009.986, F.S.; authorizing the extension of the date
3830 by which the Florida ABLE, Inc., must establish and
3831 administer the Florida ABLE program upon the
3832 occurrence of specified events; revising provisions
3833 regarding required elements of the participation
3834 agreement; prohibiting the Office of Early Learning
3835 from adopting a kindergarten readiness rate for
3836 certain Voluntary Prekindergarten Education Program
3837 years; specifying that certain prekindergarten
3838 providers and public schools shall remain on
3839 probation; amending s 1011.62, F.S.; revising the
3840 adjustment formula to the Prior Period Funding
3841 Adjustment Millage for a specified year; providing for
3842 the future expiration and reversion of specified
3843 statutory text; incorporating by reference certain
3844 calculations of the Medicaid Low-Income Pool,

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3845 Disproportionate Share Hospital, and Hospital
3846 Reimbursement programs; amending s. 393.063, F.S.;
3847 revising the definition of the term "developmental
3848 disability" and defining the term "Phelan-McDermid
3849 syndrome"; providing for the future expiration and
3850 reversion of specified statutory text; amending s.
3851 393.065, F.S.; requiring the Agency for Persons with
3852 Disabilities to offer enrollment in the Medicaid home
3853 and community-based waiver program to certain
3854 individuals; specifying criteria for enrollment
3855 prioritization; requiring the agency to allow an
3856 individual who meets specified eligibility
3857 requirements to receive home and community-based
3858 services if a parent or legal guardian is an active-
3859 duty servicemember who is transferred to this state;
3860 requiring the agency to allow certain individuals with
3861 Phelan-McDermid syndrome to receive home and
3862 community-based services; providing that individuals
3863 remaining on the wait list are not entitled to a
3864 hearing in accordance with federal law or an
3865 administrative proceeding under state law; authorizing
3866 the agency and the Agency for Health Care
3867 Administration to adopt rules specifying tools for
3868 prioritizing waiver enrollments within categories;
3869 specifying the requirements that apply to the iBudgets
3870 of clients in the home and community-based services

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3871 waiver program until the Agency for Persons with
3872 Disabilities adopts a new allocation algorithm and
3873 methodology by final rule; providing for application
3874 of the new allocation algorithm and methodology after
3875 adoption of the final rule; providing requirements for
3876 an increase in iBudget funding allocations; reenacting
3877 s. 393.067(15), F.S., relating to contracts between
3878 the Agency for Persons with Disabilities and licensed
3879 facilities; providing contingent abrogation of the
3880 scheduled expiration and reversion of amendments to s.
3881 393.067(15), F.S., pursuant to s. 24 of chapter 2015-
3882 222, Laws of Florida; providing for the future
3883 expiration and reversion of specified statutory text;
3884 reenacting s. 393.18, F.S., relating to the
3885 comprehensive transitional education program;
3886 providing contingent abrogation of the scheduled
3887 expiration and reversion of amendments to s. 393.18,
3888 F.S., pursuant to s. 26 of chapter 2015-222, Laws of
3889 Florida; providing for the future expiration and
3890 reversion of specified statutory text; amending s.
3891 296.37, F.S.; extending for 1 fiscal year the
3892 requirement that certain residents of a veterans'
3893 nursing home contribute to their maintenance and
3894 support; authorizing the Agency for Health Care
3895 Administration, in consultation with the Department of
3896 Health, to submit a budget amendment to realign

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3897 funding based upon a specified model, methodology, and
3898 framework; specifying requirements for such
3899 realignment; authorizing the agency to request
3900 nonoperating budget authority for transferring certain
3901 federal funds to the Department of Health; providing
3902 that certain funds provided for training purposes
3903 shall be allocated to community-based lead agencies
3904 based on a training needs assessment conducted by the
3905 Department of Children and Families; requiring the
3906 Agency for Health Care Administration to ensure that
3907 nursing facility residents who are eligible for funds
3908 to transition to home and community-based services
3909 waivers have resided in a skilled nursing facility for
3910 a specified period; requiring the Agency for Health
3911 Care Administration and the Department of Elderly
3912 Affairs to prioritize individuals for enrollment in
3913 the Medicaid Long-Term Care Waiver program using a
3914 certain frailty-based screening; authorizing the
3915 Agency for Health Care Administration to adopt rules
3916 and enter into certain interagency agreements with
3917 respect to program enrollment; authorizing the agency
3918 to delegate certain responsibilities with respect to
3919 program enrollment to the Department of Elderly
3920 Affairs; authorizing the Department of Elderly Affairs
3921 to delegate certain functions to its contractors;
3922 amending s. 409.911, F.S.; requiring the Agency for

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3923 Health Care Administration to distribute moneys to
3924 hospitals that provide a disproportionate share of
3925 Medicaid or charity services as set forth in the
3926 General Appropriations Act; amending s. 409.9113,
3927 F.S.; requiring the Agency for Health Care
3928 Administration to make disproportionate share payments
3929 to teaching hospitals as set forth in the General
3930 Appropriations Act; amending s. 409.9119, F.S.;
3931 requiring the Agency for Health Care Administration to
3932 make disproportionate share payments to specialty
3933 hospitals for children, as set forth in the General
3934 Appropriations Act; amending s. 893.055, F.S.;
3935 authorizing the Department of Health to use certain
3936 funds to administer the prescription drug monitoring
3937 program; prohibiting the use of funds received from a
3938 settlement agreement to administer the program;
3939 amending s. 216.262, F.S.; extending for 1 fiscal year
3940 the authority of the Department of Corrections to
3941 submit a budget amendment for additional positions and
3942 appropriations under certain circumstances;
3943 authorizing the Department of Legal Affairs to expend
3944 certain appropriated funds on programs that were
3945 funded by the department from specific appropriations
3946 in general appropriations acts in previous years;
3947 amending s. 932.7055, F.S.; extending for 1 fiscal
3948 year the authority for a municipality to expend funds

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3949 from its special law enforcement trust fund to
3950 reimburse its general fund for certain moneys advanced
3951 from the general fund; amending s. 215.18, F.S.;
3952 extending for 1 fiscal year the authority and related
3953 repayment requirements for temporary trust fund loans
3954 to the state court system which are sufficient to meet
3955 the system's appropriation; prohibiting the Department
3956 of Corrections from transferring funds from a salaries
3957 and benefits category to another category, other than
3958 a salaries and benefits category, unless approved by
3959 the Legislative Budget Commission; authorizing the
3960 Department of Corrections to submit certain budget
3961 amendments to transfer funds into the Inmate Health
3962 Services category; providing that such transfers are
3963 subject to notice, review and objection procedures;
3964 requiring the Department of Juvenile Justice to review
3965 county juvenile detention payments to determine if the
3966 county has met specified financial responsibilities;
3967 requiring amounts owed by the county for such
3968 financial responsibilities to be deducted from certain
3969 county funds; requiring the Department of Revenue to
3970 transfer funds withheld to specified trust funds;
3971 requiring the Department of Revenue to ensure that
3972 such reductions in amounts distributed do not reduce
3973 distributions below amounts necessary for certain
3974 payments due on bonds and comply with bond covenants;

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3975 requiring the Department of Revenue to notify the
3976 Department of Juvenile Justice if bond payment
3977 requirements require a reduction in deductions for
3978 amounts owed by a county; amending s. 27.5304, F.S.;
3979 revising certain limitations on compensation for
3980 private court-appointed counsel; providing for the
3981 future expiration and reversion of specified statutory
3982 text; requiring the Department of Management Services
3983 to organize a work group to develop a law enforcement
3984 officers' career development plan; specifying the
3985 representatives to be included in the work group;
3986 providing issues to be addressed in the plan;
3987 requiring the work group to conduct meetings and
3988 develop a career development proposal to be submitted
3989 to the Governor and Legislature by a specified date;
3990 requiring the Justice Administrative Commission to
3991 provide funds to the clerks of court for specified
3992 uses related to juries; providing procedures for
3993 clerks of court to receive such funds; providing an
3994 apportionment methodology if funds are estimated to be
3995 insufficient to pay all amounts requested; requiring
3996 the clerks of court to pay amounts in excess of
3997 appropriated amounts; prohibiting the Department of
3998 Juvenile Justice from providing to certain nonfiscally
3999 constrained counties reimbursements or credits against
4000 identified juvenile detention center costs under

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4001 specified circumstances; directing the Department of
4002 Management Services to use tenant broker services to
4003 renegotiate or reprocure certain private lease
4004 agreements for office or storage space; requiring the
4005 Department of Management Services to provide a report
4006 to the Governor and Legislature by a specified date;
4007 reenacting s. 624.502, F.S., relating to the deposit
4008 of fees for service of process made upon the Chief
4009 Financial Officer or the Director of the Office of
4010 Insurance Regulation into the Administrative Trust
4011 Fund; providing for the future expiration and
4012 reversion of statutory text requiring the deposit of
4013 certain fees into the Administrative Trust Fund;
4014 reenacting s. 282.709(2)(a), F.S., relating to the
4015 creation and membership of the Joint Task Force on
4016 State Agency Law Enforcement Communications; providing
4017 for the future expiration and reversion of specified
4018 statutory text; specifying the amount of the
4019 transaction fee to be collected for use of the online
4020 procurement system; authorizing the Executive Office
4021 of the Governor to transfer funds appropriated for
4022 certain data processing services between departments
4023 for a specified purpose; prohibiting an agency from
4024 transferring funds from a data processing category to
4025 another category that is not a data processing
4026 category; authorizing agencies to transfer certain

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4027 data processing funds to contract with a private
4028 sector cloud service under certain circumstances;
4029 specifying that such transfers are subject to certain
4030 notice, review, and objection procedures; authorizing
4031 the Executive Office of the Governor to transfer
4032 certain funds between agencies in order to allocate a
4033 reduction relating to SUNCOM Network services;
4034 authorizing the Executive Office of the Governor to
4035 transfer funds between departments for purposes of
4036 aligning amounts paid for risk management insurance
4037 and for human resource management services; providing
4038 for replacement of Florida Accounting Information
4039 Resource Subsystem; providing for project governance
4040 structure; amending s. 216.292, F.S.; authorizing the
4041 Executive Office of the Governor under specified
4042 circumstances to transfer funds between appropriations
4043 categories to provide for the relocation of certain
4044 state agencies and departments currently located at a
4045 specified location; specifying such transfers are
4046 subject to notice and objection; amending s. 161.143,
4047 F.S.; extending by 1 fiscal year the directive that
4048 the amount allocated for inlet management funding is
4049 provided in the General Appropriations Act; amending
4050 s. 259.105, F.S.; revising the distribution of certain
4051 proceeds from cash payments or bonds issued pursuant
4052 to the Florida Forever Act; amending s. 375.075, F.S.;

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4053 requiring that a minimum percentage of funds for the
4054 Florida Recreation Development Assistance Program be
4055 used toward projects providing recreational
4056 enhancements and opportunities for people with unique
4057 abilities; requiring the Department of Environmental
4058 Protection to award grants by a specified date;
4059 revising the limitation on the number of grant
4060 applications a local government may submit under
4061 certain circumstances; requiring the department to
4062 prioritize projects that provide recreational
4063 enhancement and opportunities to people with unique
4064 abilities; defining the term "projects that provide
4065 recreational enhancements and opportunities for
4066 individuals with unique abilities"; amending s.
4067 380.507, F.S.; revising the powers of the Florida
4068 Communities Trust to authorize the undertaking,
4069 coordination, and funding of projects that provide
4070 accessibility, availability, or adaptability of
4071 conservation or recreation lands for individuals with
4072 unique abilities; amending s. 216.181, F.S.; extending
4073 by 1 fiscal year the authority for the Legislative
4074 Budget Commission to increase amounts appropriated to
4075 the Fish and Wildlife Conservation Commission or the
4076 Department of Environmental Protection for certain
4077 fixed capital outlay projects from specified sources;
4078 amending s. 206.9935, F.S.; exempting specified

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4079 revenues from the calculation of the unobligated
4080 balance of the Water Quality Assurance Trust Fund;
4081 providing for the future expiration and reversion of
4082 specified statutory text; amending s. 403.709, F.S.;
4083 revising the conditions under which the Department of
4084 Environmental Protection may use the solid waste
4085 landfill closure account within the Solid Waste
4086 Management Trust Fund to contract with a third party
4087 to close and provide long-term care of certain solid
4088 waste management facilities; authorizing the
4089 Department of Environmental Protection to use the
4090 Solid Waste Management Trust Fund under specified
4091 circumstances if amounts paid under an insurance
4092 policy or alternative financial assurance do not cover
4093 the cost of the closing or providing long-term care of
4094 a facility; reviving, reenacting, and amending s.
4095 403.7095(5), F.S.; requiring the Department of
4096 Environmental Protection to award a certain sum of
4097 grant funds for specified solid waste management
4098 programs to counties that meet certain criteria;
4099 amending s. 215.18, F.S.; authorizing the Governor, if
4100 there is a specified deficiency in a land acquisition
4101 trust fund in the Department of Agriculture and
4102 Consumer Services, the Department of Environmental
4103 Protection, the Department of State, or the Fish and
4104 Wildlife Conservation Commission, to transfer funds

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4105 from other trust funds in the State Treasury as a
4106 temporary loan to such trust fund; providing
4107 procedures for the transfer and repayment of the loan;
4108 providing a legislative determination that the
4109 repayment of the temporary loan is a constitutionally
4110 allowable use of such moneys; requiring the Department
4111 of Environmental Protection to transfer designated
4112 proportions of the revenues deposited in the Land
4113 Acquisition Trust Fund within the department to land
4114 acquisition trust funds in the Department of
4115 Agriculture and Consumer Services, the Department of
4116 State, and the Fish and Wildlife Conservation
4117 Commission according to specified parameters and
4118 calculations; defining the term "department";
4119 requiring the department to retain a proportionate
4120 share of revenues; specifying a limit on
4121 distributions; amending s. 376.3071, F.S.; specifying
4122 that earned interest may be transferred between the
4123 Inland Protection Trust Fund and the Water Quality
4124 Assurance Trust Fund as authorized by the General
4125 Appropriations Act; providing for the future
4126 expiration and reversion of specified statutory text;
4127 prohibiting the Department of Environmental Protection
4128 from requiring payment of program copayments for the
4129 cleanup of certain petroleum contamination sites;
4130 prohibiting the department from requiring submission

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4131 of the limited contamination assessment report;
4132 prohibiting the use of 2016-2017 funds from being be
4133 applied towards certain funding limits; amending s
4134 376.3071, F.S.; requiring the Department of
4135 Environmental Protection under specified circumstances
4136 to obligate moneys in the Inland Protection Trust Fund
4137 for certain items that otherwise would be paid by
4138 another state agency for state-funded petroleum
4139 contamination site rehabilitation; requiring the
4140 Department of Highway Safety and Motor Vehicles to
4141 contract with a specified corporation to manufacture
4142 current or newly redesigned license plates; providing
4143 price specifications for such contract; specifying
4144 requirements to be met by the corporation in
4145 manufacturing such license plates; prohibiting the
4146 name of a county from appearing on redesigned license
4147 plates; amending s. 339.2818, F.S.; revising the
4148 definition of the term "small county" for purposes of
4149 the Small County Outreach Program; authorizing
4150 capacity improvements on county roads to be eligible
4151 for funding from the Small County Road Assistance
4152 Program under specified conditions; amending s.
4153 339.135, F.S., and reviving, reenacting, and amending
4154 s. 339.135(4)(j) and (5)(c), F.S.; extending by 1
4155 fiscal year provisions requiring the Department of
4156 Transportation to use appropriated funds for purposes

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4157 related to the establishment of a multiuse trail
4158 system; authorizing the department to use up to a
4159 certain amount of appropriated funds for strategic and
4160 regionally significant transportation projects;
4161 reenacting s. 341.302(10), F.S., relating to the
4162 Department of Transportation's duties and
4163 responsibilities for the rail program; providing for
4164 the future expiration and reversion of specified
4165 statutory text; amending s. 339.2816, F.S.; specifying
4166 the amount of funding from the State Transportation
4167 Trust Fund that may be used for the Small County Road
4168 Assistance Program for the 2016-2017 fiscal year;
4169 authorizing capacity improvements on county roads to
4170 be eligible for funding from the Small County Road
4171 Assistance Program under specified conditions;
4172 providing for the future expiration and reversion of
4173 specified statutory text; amending s. 420.9072, F.S.;
4174 extending by 1 fiscal year provisions authorizing each
4175 county and eligible municipality to use its portion of
4176 the local housing distribution for certain purposes;
4177 amending s. 420.5087, F.S.; extending by 1 fiscal year
4178 provisions specifying the reservation of funds for the
4179 tenant groups within each notice of fund availability
4180 with respect to the State Apartment Incentive Loan
4181 Program; requiring the Florida Housing Finance
4182 Corporation to issue a notice of fund availability for

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4183 loans to be used for certain purposes; amending s.
4184 427.013, F.S.; requiring the Commission for the
4185 Transportation Disadvantaged to allocate and award
4186 appropriated funds for specified purposes;
4187 amending s. 216.292, F.S.; authorizing the Department
4188 of Highway Safety and Motor Vehicles, with approval of
4189 the Governor's Office, to transfer specified funds
4190 between appropriations categories to realign funds
4191 based on certain cost-benefit analysis; specifies that
4192 such transfers are subject to notice and objection
4193 provisions; providing for future expiration; amending
4194 s. 339.135, F.S.; providing for the adoption of
4195 certain Department of Transportation work program
4196 amendments estimated to cost more than a specified
4197 dollar amount; amending s. 321.04, F.S.; requiring the
4198 Department of Highway Safety and Motor Vehicles to
4199 assign a highway patrol officer, at the written
4200 request of a Cabinet member or the Lieutenant
4201 Governor, to that Cabinet member or the Lieutenant
4202 Governor, under specified circumstances; providing for
4203 future expiration; reenacting s. 216.292(2)(a), F.S.,
4204 relating to exceptions for nontransferable
4205 appropriations; providing for the future expiration
4206 and reversion of statutory text related to
4207 nontransferable appropriations; prohibiting a state
4208 agency from initiating a competitive solicitation for

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4209 a product or service under certain circumstances;
4210 providing an exception; amending s. 112.24, F.S.;
4211 extending by 1 fiscal year the authorization, subject
4212 to specified requirements, for the assignment of an
4213 employee of a state agency under an employee
4214 interchange agreement; providing that the annual
4215 salaries of the members of the Legislature shall be
4216 maintained at a specified level; reenacting s.
4217 215.32(2)(b), F.S., relating to the source and use of
4218 certain trust funds; providing for the future
4219 expiration and reversion of statutory text related to
4220 the source and use of specified trust funds; providing
4221 a legislative determination that the issuance of new
4222 debt is in the best interests of the state; limiting
4223 the use of travel funds to activities that are
4224 critical to an agency's mission; providing exceptions;
4225 requiring executive branch state agencies and the
4226 judicial branch to collaborate with the Executive
4227 Office of the Governor regarding the statewide travel
4228 management system and to use such system; placing a
4229 monetary cap on the amount of money available for
4230 state employee travel to certain meetings organized or
4231 sponsored by a state agency or the judicial branch;
4232 authorizing employees to expend their own funds for
4233 lodging expenses in excess of the monetary caps;
4234 reenacting s. 110.12315, F.S., relating to the state

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4235 employees' prescription drug program; providing for
4236 the future expiration and reversion of statutory text
4237 related to the state employees' prescription drug
4238 program; prohibiting agencies from entering into
4239 contracts containing certain nondisclosure agreements;
4240 providing conditions under which the veto of certain
4241 appropriations or proviso language in the General
4242 Appropriations Act voids language that implements such
4243 appropriation; providing for the continued operation
4244 of certain provisions notwithstanding a future repeal
4245 or expiration provided by the act; providing
4246 severability; providing an effective date.

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