

1 A bill to be entitled
2 An act implementing the 2018-2019 General
3 Appropriations Act; providing legislative intent;
4 incorporating by reference certain calculations of the
5 Florida Education Finance Program; providing that
6 funds for instructional materials must be released and
7 expended as required in specified proviso language;
8 amending s. 1008.46, F.S.; providing the date by which
9 the Board of Governors must submit its annual
10 accountability report for the 2018-2019 fiscal year;
11 reenacting s. 1009.986(4)(b), F.S., relating to the
12 Florida ABLE program; extending by 1 fiscal year
13 provisions regarding the participation agreement for
14 the program; providing for the future expiration and
15 reversion of specified statutory text; incorporating
16 by reference certain calculations of the Medicaid
17 Disproportionate Share Hospital and Hospital
18 Reimbursement programs; authorizing the Agency for
19 Health Care Administration, in consultation with the
20 Department of Health, to submit a budget amendment to
21 realign funding for a component of the Children's
22 Medical Services program to reflect actual enrollment
23 changes; specifying requirements for such realignment;
24 authorizing the agency to request nonoperating budget
25 authority for transferring certain federal funds to

26 | the Department of Health; specifying criteria to be
27 | used by the Agency for Persons with Disabilities in
28 | the event that the rule which adopted an allocation
29 | algorithm and methodology for the iBudget system is no
30 | longer in effect; authorizing funding allocated for
31 | the algorithm may be increased under certain
32 | circumstances; amending s. 893.055, F.S.; prohibiting
33 | the Attorney General and the Department of Health from
34 | using certain settlement agreement funds to administer
35 | the prescription drug monitoring program; amending s.
36 | 409.911, F.S.; extending for 1 fiscal year the
37 | requirement that the Agency for Health Care
38 | Administration distribute moneys to hospitals that
39 | provide a disproportionate share of Medicaid or
40 | charity care services as provided in the General
41 | Appropriations Act; amending s. 409.9113, F.S.;
42 | extending for 1 fiscal year the requirement that the
43 | Agency for Health Care Administration make
44 | disproportionate share payments to teaching hospitals
45 | as provided in the General Appropriations Act;
46 | authorizing the Agency of Health Care Administration
47 | to submit a budget amendment to realign funding within
48 | the Medicaid program appropriation categories;
49 | specifying the time period within which such budget
50 | amendment must be submitted; amending s. 409.9119,

51 F.S.; extending for 1 fiscal year the requirement that
52 the Agency for Health Care Administration make
53 disproportionate share payments to certain specialty
54 hospitals for children; amending s. 216.262, F.S.;

55 extending for 1 fiscal year the authority of the
56 Department of Corrections to submit a budget amendment
57 for additional positions and appropriations under
58 certain circumstances; amending s. 215.18, F.S.;

59 extending for 1 fiscal year the authority and related
60 repayment requirements for temporary trust fund loans
61 to the state court system which are sufficient to meet
62 the system's appropriation; authorizing the Department
63 of Corrections to submit certain budget amendments to
64 transfer funds into the Inmate Health Services
65 category; providing that such transfers are subject to
66 notice, review, and objection procedures; requiring
67 the Department of Juvenile Justice to review county
68 juvenile detention payments to determine whether the
69 county has met specified financial responsibilities;

70 requiring amounts owed by the county for such
71 financial responsibilities to be deducted from certain
72 county funds; requiring the Department of Revenue to
73 transfer withheld funds to a specified trust fund;
74 requiring the Department of Revenue to ensure that
75 such reductions in amounts distributed do not reduce

76 | distributions below amounts necessary for certain
77 | payments due on bonds and comply with bond covenants;
78 | requiring the Department of Revenue to notify the
79 | Department of Juvenile Justice if bond payment
80 | requirements require a reduction in deductions for
81 | amounts owed by a county; prohibiting the Department
82 | of Juvenile Justice from providing to certain
83 | nonfiscally constrained counties reimbursements or
84 | credits against identified juvenile detention center
85 | costs under specified circumstances; prohibiting a
86 | nonfiscally constrained county from applying,
87 | deducting, or receiving such reimbursements or
88 | credits; amending s. 27.5304, F.S.; establishing
89 | certain limitations on compensation for private court-
90 | appointed counsel for the 2018-2019 fiscal year;
91 | specifying that the clerks of the circuit court are
92 | responsible for certain costs related to jurors that
93 | exceed funding provided in the General Appropriations
94 | Act; amending ss. 318.18 and 817.568, F.S.;
95 | redirecting revenues from the Public Defenders Revenue
96 | Trust Fund to the Indigent Criminal Defense Trust
97 | Fund; transferring all current balances in the Public
98 | Defenders Revenue Trust Fund to the Indigent Criminal
99 | Defense Trust Fund; requiring the Department of
100 | Management Services to use tenant broker services to

101 renegotiate or reprocure certain private lease
102 agreements for office or storage space; requiring the
103 Department of Management Services to provide a report
104 to the Governor and Legislature by a specified date;
105 specifying the amount of the transaction fee to be
106 collected for use of the online procurement system;
107 prohibiting an agency from transferring funds from a
108 data processing category to another category that is
109 not a data processing category; authorizing the
110 Executive Office of the Governor to transfer funds
111 appropriated for data processing assessment between
112 departments for a specified purpose; authorizing the
113 Executive Office of the Governor to transfer funds
114 between departments for purposes of aligning amounts
115 paid for risk management insurance and for human
116 resources services; requiring the Department of
117 Financial Services to replace specified components of
118 the Florida Accounting Information Resource Subsystem
119 (FLAIR) and the Cash Management Subsystem (CMS);
120 specifying certain actions to be taken by the
121 Department of Financial Services regarding FLAIR and
122 CMS replacement; providing for the composition of an
123 executive steering committee to oversee FLAIR and CMS
124 replacement; prescribing duties and responsibilities
125 of the executive steering committee; requiring

126 executive branch state agencies and the judicial
127 branch to collaborate with the Executive Office of the
128 Governor regarding the statewide travel management
129 system and to use such system; amending s. 216.181,
130 F.S.; extending for 1 fiscal year the authority for
131 the Legislative Budget Commission to increase amounts
132 appropriated to the Fish and Wildlife Conservation
133 Commission or the Department of Environmental
134 Protection for certain fixed capital outlay projects
135 from specified sources; amending s. 215.18, F.S.;
136 extending for 1 fiscal year the authority of the
137 Governor, if there is a specified temporary deficiency
138 in a land acquisition trust fund in the Department of
139 Agriculture and Consumer Services, the Department of
140 Environmental Protection, the Department of State, or
141 the Fish and Wildlife Conservation Commission, to
142 transfer funds from other trust funds in the State
143 Treasury as a temporary loan to such trust fund;
144 providing time periods for the repayment of a
145 temporary loan; requiring the Department of
146 Environmental Protection to transfer designated
147 proportions of the revenues deposited in the Land
148 Acquisition Trust Fund within the department to land
149 acquisition trust funds in the Department of
150 Agriculture and Consumer Services, the Department of

151 State, and the Fish and Wildlife Conservation
152 Commission according to specified parameters and
153 calculations; requiring the Department of
154 Environmental Protection to retain a proportionate
155 share of revenues; specifying a limit on
156 distributions; requiring the Department of
157 Environmental Protection to make transfers to land
158 acquisition trust funds; specifying the method of
159 determining transfer amounts; authorizing the
160 Department of Environmental Protection to advance
161 funds from its land acquisition trust fund to the Fish
162 and Wildlife Conservation Commission's land
163 acquisition trust fund for specified purposes;
164 requiring the Department of Environmental Protection
165 to prorate amounts transferred to the Fish and
166 Wildlife Conservation Commission; amending s. 375.041,
167 F.S.; specifying that certain funds for projects
168 dedicated to restoring Lake Apopka shall be
169 appropriated as provided in the General Appropriations
170 Act; reenacting s. 373.470, F.S.; relating to
171 distribution of funds to the South Florida Water
172 Management District from the Department of
173 Environmental Protection's land acquisition trust fund
174 which must be equally matched by cumulative district
175 contributions for certain Everglades restoration

176 efforts; providing for the future expiration and
177 reversion of specified statutory text; amending s.
178 216.181, F.S.; authorizing the Legislative Budget
179 Commission to increase amounts appropriated to the
180 Department of Environmental Protection for fixed
181 capital outlay projects using specified funds;
182 specifying additional information to be included in
183 budget amendments for projects requiring additional
184 funding; amending s. 259.105, F.S.; revising
185 distributions from the Florida Forever Trust Fund;
186 amending s. 420.9079, F.S.; authorizing funds in the
187 Local Government Housing Trust Fund to be used as
188 provided in the General Appropriations Act; amending
189 s. 420.0005, F.S.; authorizing certain funds related
190 to state housing to be used as provided in the General
191 Appropriations Act; providing for future expiration;
192 creating the Hurricane Housing Recovery Program to
193 provide funds for certain affordable housing recovery
194 efforts; requiring the Florida Housing Finance
195 Corporation to administer the program and allocate
196 resources to local governments that meet certain
197 criteria; specifying requirements for receiving and
198 using funds; requiring participating local governments
199 to submit a report; creating the Rental Recovery Loan
200 Program to provide funds for additional rental housing

201 due specified impacts; providing rationale for
202 program; authorizing the Florida Housing Finance
203 Corporation to adopt emergency rules; providing that
204 the adoption of emergency rules meets certain criteria
205 related to public health, safety, and welfare;
206 provides for future expiration; amending s. 321.04,
207 F.S.; requiring the Department of Highway Safety and
208 Motor Vehicles to assign the patrol officer assigned
209 to the Office of the Governor to the Lieutenant
210 Governor for the 2018-2019 fiscal year; amending s.
211 216.292, F.S.; specifying that the required review
212 ensures that certain transfers of appropriations
213 comply with ch. 216, F.S., maximize use of available
214 and appropriate trust funds, and are not contrary to
215 legislative policy and intent; prohibiting a state
216 agency from initiating a competitive solicitation for
217 a product or service under certain circumstances;
218 providing an exception; amending s. 112.24, F.S.;
219 extending for 1 fiscal year the authorization, subject
220 to specified requirements, for the assignment of an
221 employee of a state agency under an employee
222 interchange agreement; providing that the annual
223 salaries of the members of the Legislature shall be
224 maintained at a specified level; reenacting s.
225 215.32(2)(b), F.S., relating to the source and use of

226 certain trust funds; providing for the future
227 expiration and reversion of statutory text; limiting
228 the use of travel funds to activities that are
229 critical to an agency's mission; providing exceptions;
230 placing a monetary cap on lodging expenses for state
231 employee travel to certain meetings organized or
232 sponsored by a state agency or the judicial branch;
233 authorizing employees to expend their own funds for
234 lodging expenses in excess of the monetary caps;
235 prohibiting state agencies from entering into
236 contracts containing certain nondisclosure agreements;
237 amending s. 5 of ch. 2017-88, Laws of Florida;
238 requiring the Department of Management Services to
239 develop and establish specified premiums for the
240 different health insurance plan options; requiring
241 that a proposed rate plan be submitted to the
242 Legislature by a specified date; specifying notice,
243 review, and objection requirements; providing
244 conditions under which the veto of certain
245 appropriations or proviso language in the General
246 Appropriations Act voids language that implements such
247 appropriation; providing for the continued operation
248 of certain provisions notwithstanding a future repeal
249 or expiration provided by the act; providing
250 severability; providing an effective date.

251
252 Be It Enacted by the Legislature of the State of Florida:

253
254 Section 1. It is the intent of the Legislature that the
255 implementing and administering provisions of this act apply to
256 the General Appropriations Act for the 2018-2019 fiscal year.

257 Section 2. In order to implement Specific Appropriations
258 6, 7, 8, 92, and 93 of the 2018-2019 General Appropriations Act,
259 the calculations of the Florida Education Finance Program for
260 the 2018-2019 fiscal year included in the document titled
261 "Public School Funding: The Florida Education Finance Program,"
262 dated January 25, 2018, and filed with the Clerk of the House of
263 Representatives, are incorporated by reference for the purpose
264 of displaying the calculations used by the Legislature,
265 consistent with the requirements of state law, in making
266 appropriations for the Florida Education Finance Program. This
267 section expires July 1, 2019.

268 Section 3. In order to implement Specific Appropriations 6
269 and 92 of the 2018-2019 General Appropriations Act, and
270 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,
271 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the
272 expenditure of funds provided for instructional materials, for
273 the 2018-2019 fiscal year, funds provided for instructional
274 materials shall be released and expended as required in the
275 proviso language for Specific Appropriation 92 of the 2018-2019

276 General Appropriations Act. This section expires July 1, 2019.

277 Section 4. In order to implement Specific Appropriation
278 143 of the 2018-2019 General Appropriations Act, paragraph (b)
279 of subsection (1) of section 1008.46, Florida Statutes, is
280 amended to read:

281 1008.46 State university accountability process.—It is the
282 intent of the Legislature that an accountability process be
283 implemented that provides for the systematic, ongoing evaluation
284 of quality and effectiveness of state universities. It is
285 further the intent of the Legislature that this accountability
286 process monitor performance at the system level in each of the
287 major areas of instruction, research, and public service, while
288 recognizing the differing missions of each of the state
289 universities. The accountability process shall provide for the
290 adoption of systemwide performance standards and performance
291 goals for each standard identified through a collaborative
292 effort involving state universities, the Board of Governors, the
293 Legislature, and the Governor's Office, consistent with
294 requirements specified in s. 1001.706. These standards and goals
295 shall be consistent with s. 216.011(1) to maintain congruity
296 with the performance-based budgeting process. This process
297 requires that university accountability reports reflect measures
298 defined through performance-based budgeting. The performance-
299 based budgeting measures must also reflect the elements of
300 teaching, research, and service inherent in the missions of the

301 state universities.

302 (1)

303 (b) Notwithstanding paragraph (a), for the 2018-2019 ~~2017-~~
 304 ~~2018~~ fiscal year, the Board of Governors shall submit the annual
 305 accountability report by March 15, 2019 ~~2018~~. This paragraph
 306 expires July 1, 2019 ~~2018~~.

307 Section 5. In order to implement Specific Appropriation 70
 308 of the 2018-2019 General Appropriations Act, and notwithstanding
 309 the expiration date in section 8 of chapter 2017-71, Laws of
 310 Florida, paragraph (b) of subsection (4) of section 1009.986,
 311 Florida Statutes, is reenacted to read:

312 1009.986 Florida ABLE program.—

313 (4) FLORIDA ABLE PROGRAM.—

314 (b) The participation agreement must include provisions
 315 specifying:

316 1. The participation agreement is only a debt or
 317 obligation of the Florida ABLE program and the Florida ABLE
 318 Program Trust Fund and, as provided under paragraph (f), is not
 319 a debt or obligation of the Florida Prepaid College Board or the
 320 state.

321 2. Participation in the Florida ABLE program does not
 322 guarantee that sufficient funds will be available to cover all
 323 qualified disability expenses for any designated beneficiary and
 324 does not guarantee the receipt or continuation of any product or
 325 service for the designated beneficiary.

326 3. Whether the Florida ABLE program requires a designated
327 beneficiary to be a resident of this state or a resident of a
328 contracting state at the time the ABLE account is established.
329 In determining whether to require residency, the Florida Prepaid
330 College Board shall consider, among other factors:

331 a. Market research; and

332 b. Estimated operating revenues and costs.

333 4. The establishment of an ABLE account in violation of
334 federal law is prohibited.

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

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

339 7. Material misrepresentations by a party to the
340 participation agreement, other than Florida ABLE, Inc., in the
341 application for the participation agreement or in any
342 communication with Florida ABLE, Inc., regarding the Florida
343 ABLE program may result in the involuntary liquidation of the
344 ABLE account. If an account is involuntarily liquidated, the
345 designated beneficiary is entitled to a refund, subject to any
346 fees or penalties provided by the participation agreement and
347 the Internal Revenue Code.

348 Section 6. The text of s. 1009.986(4)(b), Florida
349 Statutes, as carried forward from chapter 2017-71, Laws of
350 Florida, in this act, expires July 1, 2019, and the text of that

351 paragraph shall revert to that in existence on June 30, 2016,
352 except that any amendments to such text enacted other than by
353 this act shall be preserved and continue to operate to the
354 extent that such amendments are not dependent upon the portions
355 of text which expire pursuant to this section.

356 Section 7. In order to implement Specific Appropriations
357 199, 200, 203, and 207 of the 2018-2019 General Appropriations
358 Act, the calculations for the Medicaid Disproportionate Share
359 Hospital and Hospital Reimbursement programs for the 2018-2019
360 fiscal year contained in the document titled "Medicaid Hospital
361 Funding Programs," dated January 25, 2018, and filed with the
362 Clerk of the House of Representatives, are incorporated by
363 reference for the purpose of displaying the calculations used by
364 the Legislature, consistent with the requirements of state law,
365 in making appropriations for the Medicaid Disproportionate Share
366 Hospital and Hospital Reimbursement programs. This section
367 expires July 1, 2019.

368 Section 8. In order to implement Specific Appropriations
369 193 through 212A and 524 of the 2018-2019 General Appropriations
370 Act, and notwithstanding ss. 216.181 and 216.292, Florida
371 Statutes, the Agency for Health Care Administration, in
372 consultation with the Department of Health, may submit a budget
373 amendment, subject to the notice, review, and objection
374 procedures of s. 216.177, Florida Statutes, to realign funding
375 within and between agencies based on implementation of the

376 Managed Medical Assistance component of the Statewide Medicaid
377 Managed Care program for the Children's Medical Services program
378 of the Department of Health. The funding realignment shall
379 reflect the actual enrollment changes due to the transfer of
380 beneficiaries from fee-for-service to the capitated Children's
381 Medical Services Network. The Agency for Health Care
382 Administration may submit a request for nonoperating budget
383 authority to transfer the federal funds to the Department of
384 Health pursuant to s. 216.181(12), Florida Statutes. This
385 section expires July 1, 2019.

386 Section 9. In order to implement Specific Appropriation
387 242 of the 2018-2019 General Appropriations Act:

388 (1) If during the 2018-2019 fiscal year, the Agency for
389 Persons with Disabilities ceases to have an allocation algorithm
390 and methodology adopted by valid rule pursuant to s. 393.0662,
391 Florida Statutes, the agency shall use the following until it
392 adopts a new allocation algorithm and methodology:

393 (a) Each client's iBudget in effect as of the date the
394 agency ceases to have an allocation algorithm and methodology
395 adopted by valid rule pursuant to s. 393.0662, Florida Statutes,
396 shall remain at that funding level.

397 (b) The Agency for Persons with Disabilities shall
398 determine the iBudget for a client newly enrolled in the home
399 and community-based services waiver program using the same
400 allocation algorithm and methodology used for the iBudgets

401 determined between January 1, 2017, and December 31, 2017.

402 (2) After a new allocation algorithm and methodology is
403 adopted by final rule, a client's new iBudget shall be
404 determined based on the new allocation algorithm and methodology
405 and shall take effect as of the client's next support plan
406 update.

407 (3) Funding allocated under subsections (1) and (2) may be
408 increased pursuant to s. 393.0662(1)(b), Florida Statutes, or as
409 necessary to comply with federal regulations.

410 (4) This section expires July 1, 2019.

411 Section 10. In order to implement Specific Appropriations
412 535 through 545 of the 2018-2019 General Appropriations Act,
413 subsection (18) of section 893.055, Florida Statutes, is amended
414 to read:

415 893.055 Prescription drug monitoring program.—

416 (18) For the 2018-2019 ~~2017-2018~~ fiscal year only, neither
417 the Attorney General nor the department may use funds received
418 as part of a settlement agreement to administer the prescription
419 drug monitoring program. This subsection expires July 1, 2019
420 ~~2018~~.

421 Section 11. In order to implement Specific Appropriation
422 200 of the 2018-2019 General Appropriations Act, subsection (10)
423 of section 409.911, Florida Statutes, is amended to read:

424 409.911 Disproportionate share program.—Subject to
425 specific allocations established within the General

426 Appropriations Act and any limitations established pursuant to
427 chapter 216, the agency shall distribute, pursuant to this
428 section, moneys to hospitals providing a disproportionate share
429 of Medicaid or charity care services by making quarterly
430 Medicaid payments as required. Notwithstanding the provisions of
431 s. 409.915, counties are exempt from contributing toward the
432 cost of this special reimbursement for hospitals serving a
433 disproportionate share of low-income patients.

434 (10) Notwithstanding any provision of this section to the
435 contrary, for the 2018-2019 ~~2017-2018~~ state fiscal year, the
436 agency shall distribute moneys to hospitals providing a
437 disproportionate share of Medicaid or charity care services as
438 provided in the 2018-2019 ~~2017-2018~~ General Appropriations Act.
439 This subsection expires July 1, 2019 ~~2018~~.

440 Section 12. In order to implement Specific Appropriation
441 200 of the 2018-2019 General Appropriations Act, subsection (3)
442 of section 409.9113, Florida Statutes, is amended to read:

443 409.9113 Disproportionate share program for teaching
444 hospitals.—In addition to the payments made under s. 409.911,
445 the agency shall make disproportionate share payments to
446 teaching hospitals, as defined in s. 408.07, for their increased
447 costs associated with medical education programs and for
448 tertiary health care services provided to the indigent. This
449 system of payments must conform to federal requirements and
450 distribute funds in each fiscal year for which an appropriation

451 is made by making quarterly Medicaid payments. Notwithstanding
452 s. 409.915, counties are exempt from contributing toward the
453 cost of this special reimbursement for hospitals serving a
454 disproportionate share of low-income patients. The agency shall
455 distribute the moneys provided in the General Appropriations Act
456 to statutorily defined teaching hospitals and family practice
457 teaching hospitals, as defined in s. 395.805, pursuant to this
458 section. The funds provided for statutorily defined teaching
459 hospitals shall be distributed as provided in the General
460 Appropriations Act. The funds provided for family practice
461 teaching hospitals shall be distributed equally among family
462 practice teaching hospitals.

463 (3) Notwithstanding any provision of this section to the
464 contrary, for the 2018-2019 ~~2017-2018~~ state fiscal year, the
465 agency shall make disproportionate share payments to teaching
466 hospitals, as defined in s. 408.07, as provided in the 2018-2019
467 ~~2017-2018~~ General Appropriations Act. This subsection expires
468 July 1, 2019 ~~2018~~.

469 Section 13. In order to implement Specific Appropriations
470 193 through 220A of the 2018-2019 General Appropriations Act,
471 and notwithstanding ss. 216.181 and 216.292, Florida Statutes,
472 the Agency for Health Care Administration may submit a budget
473 amendment, subject to the notice, review, and objection
474 procedures of s. 216.177, Florida Statutes, to realign funding
475 within the Medicaid program appropriation categories to address

476 projected surpluses and deficits within the program and to
477 maximize the use of state trust funds. A single budget amendment
478 shall be submitted in the last quarter of the 2018-2019 fiscal
479 year only. This section expires July 1, 2019.

480 Section 14. In order to implement Specific Appropriation
481 200 of the 2018-2019 General Appropriations Act, subsection (4)
482 of section 409.9119, Florida Statutes, is amended to read:

483 409.9119 Disproportionate share program for specialty
484 hospitals for children.—In addition to the payments made under
485 s. 409.911, the Agency for Health Care Administration shall
486 develop and implement a system under which disproportionate
487 share payments are made to those hospitals that are separately
488 licensed by the state as specialty hospitals for children, have
489 a federal Centers for Medicare and Medicaid Services
490 certification number in the 3300-3399 range, have Medicaid days
491 that exceed 55 percent of their total days and Medicare days
492 that are less than 5 percent of their total days, and were
493 licensed on January 1, 2013, as specialty hospitals for
494 children. This system of payments must conform to federal
495 requirements and must distribute funds in each fiscal year for
496 which an appropriation is made by making quarterly Medicaid
497 payments. Notwithstanding s. 409.915, counties are exempt from
498 contributing toward the cost of this special reimbursement for
499 hospitals that serve a disproportionate share of low-income
500 patients. The agency may make disproportionate share payments to

501 specialty hospitals for children as provided for in the General
 502 Appropriations Act.

503 (4) Notwithstanding any provision of this section to the
 504 contrary, for the 2018-2019 ~~2017-2018~~ state fiscal year, for
 505 hospitals achieving full compliance under subsection (3), the
 506 agency shall make disproportionate share payments to specialty
 507 hospitals for children as provided in the 2018-2019 ~~2017-2018~~
 508 General Appropriations Act. This subsection expires July 1, 2019
 509 ~~2018~~.

510 Section 15. In order to implement Specific Appropriations
 511 583 through 696 and 711 through 745 of the 2018-2019 General
 512 Appropriations Act, subsection (4) of section 216.262, Florida
 513 Statutes, is amended to read:

514 216.262 Authorized positions.—

515 (4) Notwithstanding the provisions of this chapter
 516 relating to increasing the number of authorized positions, and
 517 for the 2018-2019 ~~2017-2018~~ fiscal year only, if the actual
 518 inmate population of the Department of Corrections exceeds the
 519 inmate population projections of the December 20, ~~February 23,~~
 520 2017, Criminal Justice Estimating Conference by 1 percent for 2
 521 consecutive months or 2 percent for any month, the Executive
 522 Office of the Governor, with the approval of the Legislative
 523 Budget Commission, shall immediately notify the Criminal Justice
 524 Estimating Conference, which shall convene as soon as possible
 525 to revise the estimates. The Department of Corrections may then

526 submit a budget amendment requesting the establishment of
 527 positions in excess of the number authorized by the Legislature
 528 and additional appropriations from unallocated general revenue
 529 sufficient to provide for essential staff, fixed capital
 530 improvements, and other resources to provide classification,
 531 security, food services, health services, and other variable
 532 expenses within the institutions to accommodate the estimated
 533 increase in the inmate population. All actions taken pursuant to
 534 this subsection are subject to review and approval by the
 535 Legislative Budget Commission. This subsection expires July 1,
 536 2019 ~~2018~~.

537 Section 16. In order to implement Specific Appropriations
 538 3127 through 3194 of the 2018-2019 General Appropriations Act,
 539 subsection (2) of section 215.18, Florida Statutes, is amended
 540 to read:

541 215.18 Transfers between funds; limitation.—

542 (2) The Chief Justice of the Supreme Court may receive one
 543 or more trust fund loans to ensure that the state court system
 544 has funds sufficient to meet its appropriations in the 2018-2019
 545 ~~2017-2018~~ General Appropriations Act. If the Chief Justice
 546 accesses the loan, he or she must notify the Governor and the
 547 chairs of the legislative appropriations committees in writing.
 548 The loan must come from other funds in the State Treasury which
 549 are for the time being or otherwise in excess of the amounts
 550 necessary to meet the just requirements of such last-mentioned

551 funds. The Governor shall order the transfer of funds within 5
552 days after the written notification from the Chief Justice. If
553 the Governor does not order the transfer, the Chief Financial
554 Officer shall transfer the requested funds. The loan of funds
555 from which any money is temporarily transferred must be repaid
556 by the end of the 2018-2019 ~~2017-2018~~ fiscal year. This
557 subsection expires July 1, 2019 ~~2018~~.

558 Section 17. In order to implement Specific Appropriation
559 716 of the 2018-2019 General Appropriations Act, and
560 notwithstanding s. 216.292, Florida Statutes, the Department of
561 Corrections is authorized to submit budget amendments to
562 transfer funds from categories within the department other than
563 fixed capital outlay categories into the Inmate Health Services
564 category in order to continue the current level of care in the
565 provision of health services. Such transfers are subject to the
566 notice, review, and objection procedures of s. 216.177, Florida
567 Statutes. This section expires July 1, 2019.

568 Section 18. (1) In order to implement Specific
569 Appropriations 1104 through 1115 of the 2018-2019 General
570 Appropriations Act, the Department of Juvenile Justice is
571 required to review county juvenile detention payments to ensure
572 that counties fulfill their financial responsibilities required
573 in s. 985.6865, Florida Statutes. If the Department of Juvenile
574 Justice determines that a county has not met its obligations,
575 the department shall direct the Department of Revenue to deduct

576 the amount owed to the Department of Juvenile Justice from the
577 funds provided to the county under s. 218.23, Florida Statutes.
578 The Department of Revenue shall transfer the funds withheld to
579 the Shared County/State Juvenile Detention Trust Fund.

580 (2) As an assurance to holders of bonds issued by counties
581 before July 1, 2018, for which distributions made pursuant to s.
582 218.23, Florida Statutes, are pledged, or bonds issued to refund
583 such bonds which mature no later than the bonds they refunded
584 and which result in a reduction of debt service payable in each
585 fiscal year, the amount available for distribution to a county
586 shall remain as provided by law and continue to be subject to
587 any lien or claim on behalf of the bondholders. The Department
588 of Revenue must ensure, based on information provided by an
589 affected county, that any reduction in amounts distributed
590 pursuant to subsection (1) does not reduce the amount of
591 distribution to a county below the amount necessary for the
592 timely payment of principal and interest when due on the bonds
593 and the amount necessary to comply with any covenant under the
594 bond resolution or other documents relating to the issuance of
595 the bonds. If a reduction to a county's monthly distribution
596 must be decreased in order to comply with this section, the
597 Department of Revenue must notify the Department of Juvenile
598 Justice of the amount of the decrease, and the Department of
599 Juvenile Justice must send a bill for payment of such amount to
600 the affected county.

601 (3) This section expires July 1, 2019.

602 Section 19. In order to implement Specific Appropriations
 603 1104 through 1115 of the 2018-2019 General Appropriations Act,
 604 the Department of Juvenile Justice may not provide, make, pay,
 605 or deduct, and a nonfiscally constrained county may not apply,
 606 deduct, or receive any reimbursement or any credit for any
 607 previous overpayment of juvenile detention care costs related to
 608 or for any previous state fiscal year, against the juvenile
 609 detention care costs due from the nonfiscally constrained county
 610 in the 2018-2019 fiscal year pursuant to s. 985.686, Florida
 611 Statutes, or any other law. This section expires July 1, 2019.

612 Section 20. In order to implement Specific Appropriation
 613 772 of the 2018-2019 General Appropriations Act, subsection (13)
 614 of s. 27.5304, Florida Statutes, is amended to read:

615 27.5304 Private court-appointed counsel; compensation;
 616 notice.—

617 (13) Notwithstanding the limitation set forth in
 618 subsection (5) and for the 2018-2019 ~~2017-2018~~ fiscal year only,
 619 the compensation for representation in a criminal proceeding may
 620 not exceed the following:

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

623 (b) For noncapital, nonlife felonies represented at the
 624 trial level: \$15,000.

625 (c) For life felonies represented at the trial level:

626 \$15,000.

627 (d) For capital cases represented at the trial level:
628 \$25,000. For purposes of this paragraph, a "capital case" is any
629 offense for which the potential sentence is death and the state
630 has not waived seeking the death penalty.

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

632 (f) This subsection expires July 1, 2019 ~~2018~~.

633 Section 21. In order to implement Specific Appropriation
634 764 of the 2018-2019 General Appropriations Act, and
635 notwithstanding section 28.35, Florida Statutes, the clerks of
636 the circuit court are responsible for any costs of compensation
637 to jurors, for meals or lodging provided to jurors, and for
638 jury-related personnel costs that exceed the funding provided in
639 the General Appropriations Act for these purposes. This section
640 expires July 1, 2019.

641 Section 22. In order to implement Specific Appropriations
642 922 through 1046A of the 2018-2019 General Appropriations Act,
643 paragraph (c) of subsection (19) of section 318.18, Florida
644 Statutes, is amended to read:

645 318.18 Amount of penalties.—The penalties required for a
646 noncriminal disposition pursuant to s. 318.14 or a criminal
647 offense listed in s. 318.17 are as follows:

648 (19) In addition to any penalties imposed, an Article V
649 assessment of \$10 must be paid for all noncriminal moving and
650 nonmoving violations under chapters 316, 320, and 322. The

651 assessment is not revenue for purposes of s. 28.36 and may not
652 be used in establishing the budget of the clerk of the court
653 under that section or s. 28.35. Of the funds collected under
654 this subsection:

655 (c) The sum of \$1.67 shall be deposited in the Indigent
656 Criminal Defense ~~Public Defenders Revenue~~ Trust Fund for use by
657 the public defenders.

658 Section 23. The amendment to s. 318.18, Florida Statutes,
659 expires July 1, 2019, and the text of that paragraph shall
660 revert to that in existence on June 30, 2018, except that any
661 amendments to such text enacted other than by this act shall be
662 preserved and continue to operate to the extent that such
663 amendments are not dependent upon the portions of text which
664 expire pursuant to this section.

665 Section 24. In order to implement Specific Appropriations
666 922 through 1046A of the 2018-2019 General Appropriations Act,
667 paragraph (b) of subsection (12) of section 817.568, Florida
668 Statutes, is amended to read:

669 817.568 Criminal use of personal identification
670 information.—

671 (12) In addition to any sanction imposed when a person
672 pleads guilty or nolo contendere to, or is found guilty of,
673 regardless of adjudication, a violation of this section, the
674 court shall impose a surcharge of \$1,001.

675 (b) The sum of \$250 of the surcharge shall be deposited

676 into the State Attorneys Revenue Trust Fund for the purpose of
677 funding prosecutions of offenses relating to the criminal use of
678 personal identification information. The sum of \$250 of the
679 surcharge shall be deposited into the Indigent Criminal Defense
680 ~~Public Defenders Revenue~~ Trust Fund for the purposes of indigent
681 criminal defense related to the criminal use of personal
682 identification information.

683 Section 25. The amendment to s. 817.568, Florida Statutes,
684 in this act, expires July 1, 2019, and the text of that
685 paragraph shall revert to that in existence on June 30, 2018,
686 except that any amendments to such text enacted other than by
687 this act shall be preserved and continue to operate to the
688 extent that such amendments are not dependent upon the portions
689 of text which expire pursuant to this section.

690 Section 26. In order to implement Specific Appropriations
691 922 through 1046A of the 2018-2019 General Appropriations Act,
692 all current balances remaining in, and all revenues of, the
693 Public Defenders Revenue Trust Fund shall be transferred to the
694 Indigent Criminal Defense Trust Fund.

695 Section 27. In order to implement appropriations used to
696 pay existing lease contracts for private lease space in excess
697 of 2,000 square feet in the 2018-2019 General Appropriations
698 Act, the Department of Management Services, with the cooperation
699 of the agencies having the existing lease contracts for office
700 or storage space, shall use tenant broker services to

701 renegotiate or reprocure all private lease agreements for office
702 or storage space expiring between July 1, 2019, and June 30,
703 2021, in order to reduce costs in future years. The department
704 shall incorporate this initiative into its 2018 master leasing
705 report required under s. 255.249(7), Florida Statutes, and may
706 use tenant broker services to explore the possibilities of
707 collocating office or storage space, to review the space needs
708 of each agency, and to review the length and terms of potential
709 renewals or renegotiations. The department shall provide a
710 report to the Executive Office of the Governor, the President of
711 the Senate, and the Speaker of the House of Representatives by
712 November 1, 2018, which lists each lease contract for private
713 office or storage space, the status of renegotiations, and the
714 savings achieved. This section expires July 1, 2019.

715 Section 28. In order to implement Specific Appropriations
716 2758 through 2770 of the 2018-2019 General Appropriations Act,
717 and notwithstanding rule 60A-1.031, Florida Administrative Code,
718 the transaction fee collected for use of the online procurement
719 system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c),
720 Florida Statutes, is seven-tenths of 1 percent for the 2018-2019
721 fiscal year only. This section expires July 1, 2019.

722 Section 29. In order to implement appropriations
723 authorized in the 2018-2019 General Appropriations Act for data
724 center services, and notwithstanding s. 216.292(2)(a), Florida
725 Statutes, an agency may not transfer funds from a data

726 processing category to a category other than another data
727 processing category. This section expires July 1, 2019.

728 Section 30. In order to implement the appropriation of
729 funds in the appropriation category "Data Processing Assessment-
730 Agency for State Technology" in the 2018-2019 General
731 Appropriations Act, and pursuant to the notice, review, and
732 objection procedures of s. 216.177, Florida Statutes, the
733 Executive Office of the Governor may transfer funds appropriated
734 in that category between departments in order to align the
735 budget authority granted based on the estimated billing cycle
736 and methodology used by the Agency for State Technology for data
737 processing services provided. This section expires July 1, 2019.

738 Section 31. In order to implement the appropriation of
739 funds in the appropriation category "Special Categories-Risk
740 Management Insurance" in the 2018-2019 General Appropriations
741 Act, and pursuant to the notice, review, and objection
742 procedures of s. 216.177, Florida Statutes, the Executive Office
743 of the Governor may transfer funds appropriated in that category
744 between departments in order to align the budget authority
745 granted with the premiums paid by each department for risk
746 management insurance. This section expires July 1, 2019.

747 Section 32. In order to implement the appropriation of
748 funds in the appropriation category "Special Categories-Transfer
749 to Department of Management Services-Human Resources Services
750 Purchased per Statewide Contract" in the 2018-2019 General

751 Appropriations Act, and pursuant to the notice, review, and
752 objection procedures of s. 216.177, Florida Statutes, the
753 Executive Office of the Governor may transfer funds appropriated
754 in that category between departments in order to align the
755 budget authority granted with the assessments that must be paid
756 by each agency to the Department of Management Services for
757 human resource management services. This section expires July 1,
758 2019.

759 Section 33. In order to implement Specific Appropriations
760 2332 through 2335 of the 2018-2019 General Appropriations Act:

761 (1) The Department of Financial Services shall replace the
762 four main components of the Florida Accounting Information
763 Resource Subsystem (FLAIR), which include central FLAIR,
764 departmental FLAIR, payroll, and information warehouse, and
765 shall replace the cash management and accounting management
766 components of the Cash Management Subsystem (CMS) with an
767 integrated enterprise system that allows the state to organize,
768 define, and standardize its financial management business
769 processes and that complies with ss. 215.90-215.96, Florida
770 Statutes. The department may not include in the replacement of
771 FLAIR and CMS:

772 (a) Functionality that duplicates any of the other
773 information subsystems of the Florida Financial Management
774 Information System; or

775 (b) Agency business processes related to any of the

776 functions included in the Personnel Information System, the
777 Purchasing Subsystem, or the Legislative Appropriations
778 System/Planning and Budgeting Subsystem.

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

781 (a) Take into consideration the cost and implementation
782 data identified for Option 3 as recommended in the March 31,
783 2014, Florida Department of Financial Services FLAIR Study,
784 version 031.

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

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

791 1. The Chief Financial Officer or the executive sponsor of
792 the project.

793 2. A representative of the Division of Treasury of the
794 Department of Financial Services, appointed by the Chief
795 Financial Officer.

796 3. A representative of the Division of Information Systems
797 of the Department of Financial Services, appointed by the Chief
798 Financial Officer.

799 4. Four employees from the Division of Accounting and
800 Auditing of the Department of Financial Services, appointed by

801 the Chief Financial Officer. Each employee must have experience
802 relating to at least one of the four main components that
803 compose FLAIR.

804 5. Two employees from the Executive Office of the
805 Governor, appointed by the Governor. One employee must have
806 experience relating to the Legislative Appropriations
807 System/Planning and Budgeting Subsystem.

808 6. One employee from the Department of Revenue, appointed
809 by the executive director, who has experience relating to the
810 department's SUNTAX system.

811 7. Two employees from the Department of Management
812 Services, appointed by the Secretary of Management Services. One
813 employee must have experience relating to the department's
814 personnel information subsystem and one employee must have
815 experience relating to the department's purchasing subsystem.

816 8. Three state agency administrative services directors,
817 appointed by the Governor. One director must represent a
818 regulatory and licensing state agency and one director must
819 represent a health care-related state agency.

820 (3) The Chief Financial Officer or the executive sponsor
821 of the project shall serve as chair of the executive steering
822 committee, and the committee shall take action by a vote of at
823 least eight affirmative votes with the Chief Financial Officer
824 or the executive sponsor of the project voting on the prevailing
825 side. A quorum of the executive steering committee consists of

826 at least 10 members.

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

830 (a) Identify and recommend to the Executive Office of the
831 Governor, the President of the Senate, and the Speaker of the
832 House of Representatives any statutory changes needed to
833 implement the replacement subsystem that will standardize, to
834 the fullest extent possible, the state's financial management
835 business processes.

836 (b) Review and approve any changes to the project's scope,
837 schedule, and budget which do not conflict with the requirements
838 of subsection (1).

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

841 (d) Approve all major project deliverables.

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

844 (5) This section expires July 1, 2019.

845 Section 34. In order to implement appropriations in the
846 2018-2019 General Appropriations Act for executive branch and
847 judicial branch employee travel, the executive branch state
848 agencies and the judicial branch must collaborate with the
849 Executive Office of the Governor and the Department of
850 Management Services to implement the statewide travel management

851 system funded in Specific Appropriation 2708 in the 2018-2019
852 General Appropriations Act. For the purpose of complying with s.
853 112.061, Florida Statutes, all executive branch state agencies
854 and the judicial branch must use the statewide travel management
855 system. This section expires July 1, 2019.

856 Section 35. In order to implement Specific Appropriations
857 1591 through 1593 of the 2018-2019 General Appropriations Act,
858 paragraph (d) of subsection (11) of section 216.181, Florida
859 Statutes, is amended to read:

860 216.181 Approved budgets for operations and fixed capital
861 outlay.—

862 (11)

863 (d) Notwithstanding paragraph (b) and paragraph (2) (b),
864 and for the 2018-2019 ~~2017-2018~~ fiscal year only, the
865 Legislative Budget Commission may increase the amounts
866 appropriated to the Fish and Wildlife Conservation Commission or
867 the Department of Environmental Protection for fixed capital
868 outlay projects, including additional fixed capital outlay
869 projects, using funds provided to the state from the Gulf
870 Environmental Benefit Fund administered by the National Fish and
871 Wildlife Foundation; funds provided to the state from the Gulf
872 Coast Restoration Trust Fund related to the Resources and
873 Ecosystems Sustainability, Tourist Opportunities, and Revived
874 Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds
875 provided by the British Petroleum Corporation (BP) for natural

876 resource damage assessment restoration projects. Concurrent with
 877 submission of an amendment to the Legislative Budget Commission
 878 pursuant to this paragraph, any project that carries a
 879 continuing commitment for future appropriations by the
 880 Legislature must be specifically identified, together with the
 881 projected amount of the future commitment associated with the
 882 project and the fiscal years in which the commitment is expected
 883 to commence. This paragraph expires July 1, 2019 ~~2018~~.

884
 885 The provisions of this subsection are subject to the notice and
 886 objection procedures set forth in s. 216.177.

887 Section 36. In order to implement specific appropriations
 888 from the land acquisition trust funds within the Department of
 889 Agriculture and Consumer Services, the Department of
 890 Environmental Protection, the Department of State, and the Fish
 891 and Wildlife Conservation Commission, which are contained in the
 892 2018-2019 General Appropriations Act, subsection (3) of section
 893 215.18, Florida Statutes, is amended to read:

894 215.18 Transfers between funds; limitation.—

895 (3) Notwithstanding subsection (1) and only with respect
 896 to a land acquisition trust fund in the Department of
 897 Agriculture and Consumer Services, the Department of
 898 Environmental Protection, the Department of State, or the Fish
 899 and Wildlife Conservation Commission, whenever there is a
 900 deficiency in a land acquisition trust fund which would render

901 that trust fund temporarily insufficient to meet its just
902 requirements, including the timely payment of appropriations
903 from that trust fund, and other trust funds in the State
904 Treasury have moneys that are for the time being or otherwise in
905 excess of the amounts necessary to meet the just requirements,
906 including appropriated obligations, of those other trust funds,
907 the Governor may order a temporary transfer of moneys from one
908 or more of the other trust funds to a land acquisition trust
909 fund in the Department of Agriculture and Consumer Services, the
910 Department of Environmental Protection, the Department of State,
911 or the Fish and Wildlife Conservation Commission. Any action
912 proposed pursuant to this subsection is subject to the notice,
913 review, and objection procedures of s. 216.177, and the Governor
914 shall provide notice of such action at least 7 days before the
915 effective date of the transfer of trust funds, except that
916 during July 2018 ~~2017~~, notice of such action shall be provided
917 at least 3 days before the effective date of a transfer unless
918 such 3-day notice is waived by the chair and vice-chair of the
919 Legislative Budget Commission. Any transfer of trust funds to a
920 land acquisition trust fund in the Department of Agriculture and
921 Consumer Services, the Department of Environmental Protection,
922 the Department of State, or the Fish and Wildlife Conservation
923 Commission must be repaid to the trust funds from which the
924 moneys were loaned by the end of the 2018-2019 ~~2017-2018~~ fiscal
925 year. The Legislature has determined that the repayment of the

926 other trust fund moneys temporarily loaned to a land acquisition
 927 trust fund in the Department of Agriculture and Consumer
 928 Services, the Department of Environmental Protection, the
 929 Department of State, or the Fish and Wildlife Conservation
 930 Commission pursuant to this subsection is an allowable use of
 931 the moneys in a land acquisition trust fund because the moneys
 932 from other trust funds temporarily loaned to a land acquisition
 933 trust fund shall be expended solely and exclusively in
 934 accordance with s. 28, Art. X of the State Constitution. This
 935 subsection expires July 1, 2019 ~~2018~~.

936 Section 37. (1) In order to implement specific
 937 appropriations from the land acquisition trust funds within the
 938 Department of Agriculture and Consumer Services, the Department
 939 of Environmental Protection, the Department of State, and the
 940 Fish and Wildlife Conservation Commission, which are contained
 941 in the 2018-2019 General Appropriations Act, the Department of
 942 Environmental Protection shall transfer revenues from the Land
 943 Acquisition Trust Fund within the department to the land
 944 acquisition trust funds within the Department of Agriculture and
 945 Consumer Services, the Department of State, and the Fish and
 946 Wildlife Conservation Commission, as provided in this section.
 947 As used in this section, the term "department" means the
 948 Department of Environmental Protection.

949 (2) After subtracting any required debt service payments,
 950 the proportionate share of revenues to be transferred to each

951 land acquisition trust fund shall be calculated by dividing the
952 appropriations from each of the land acquisition trust funds for
953 the fiscal year by the total appropriations from the Land
954 Acquisition Trust Fund within the department and the land
955 acquisition trust funds within the Department of Agriculture and
956 Consumer Services, the Department of State, and the Fish and
957 Wildlife Commission for the fiscal year. The department shall
958 transfer the proportionate share of the revenues in the Land
959 Acquisition Trust Fund within the department on a monthly basis
960 to the appropriate land acquisition trust funds within the
961 Department of Agriculture and Consumer Services, the Department
962 of State, and the Fish and Wildlife Commission and shall retain
963 its proportionate share of the revenues in the Land Acquisition
964 Trust Fund within the department. Total distributions to a land
965 acquisition trust fund within the Department of Agriculture and
966 Consumer Services, the Department of State, and the Fish and
967 Wildlife Commission may not exceed the total appropriations from
968 such trust fund for the fiscal year.

969 (3) In addition, the department shall transfer from the
970 Land Acquisition Trust Fund to land acquisition trust funds
971 within the Department of Agriculture and Consumer Services, the
972 Department of State, and the Fish and Wildlife Conservation
973 Commission amounts equal to the difference between the amounts
974 appropriated in chapter 2017-70, Laws of Florida, to the
975 department's Land Acquisition Trust Fund and the other land

976 acquisition trust funds, and the amounts actually transferred
977 between those trust funds during the 2018-2019 fiscal year.

978 (4) The department may advance funds from the beginning
979 unobligated fund balance in the Land Acquisition Trust Fund to
980 the Land Acquisition Trust Fund within the Fish and Wildlife
981 Conservation Commission needed for cash flow purposes based on a
982 detailed expenditure plan. The department shall prorate amounts
983 transferred quarterly to the Fish and Wildlife Conservation
984 Commission to recoup the amount of funds advanced by June 30,
985 2019.

986 (5) This section expires July 1, 2019.

987 Section 38. In order to implement appropriations from the
988 Land Acquisition Trust Fund within the Department of
989 Environmental Protection, paragraph (b) of subsection (3) of
990 section 375.041, Florida Statutes, is amended to read:

991 375.041 Land Acquisition Trust Fund.—

992 (3) Funds distributed into the Land Acquisition Trust Fund
993 pursuant to s. 201.15 shall be applied:

994 (b) Of the funds remaining after the payments required
995 under paragraph (a), but before funds may be appropriated,
996 pledged, or dedicated for other uses:

997 1. A minimum of the lesser of 25 percent or \$200 million
998 shall be appropriated annually for Everglades projects that
999 implement the Comprehensive Everglades Restoration Plan as set
1000 forth in s. 373.470, including the Central Everglades Planning

1001 Project subject to Congressional authorization; the Long-Term
 1002 Plan as defined in s. 373.4592(2); and the Northern Everglades
 1003 and Estuaries Protection Program as set forth in s. 373.4595.
 1004 From these funds, \$32 million shall be distributed each fiscal
 1005 year through the 2023-2024 fiscal year to the South Florida
 1006 Water Management District for the Long-Term Plan as defined in
 1007 s. 373.4592(2). After deducting the \$32 million distributed
 1008 under this subparagraph, from the funds remaining, a minimum of
 1009 the lesser of 76.5 percent or \$100 million shall be appropriated
 1010 each fiscal year through the 2025-2026 fiscal year for the
 1011 planning, design, engineering, and construction of the
 1012 Comprehensive Everglades Restoration Plan as set forth in s.
 1013 373.470, including the Central Everglades Planning Project, the
 1014 Everglades Agricultural Area Storage Reservoir Project, the Lake
 1015 Okeechobee Watershed Project, the C-43 West Basin Storage
 1016 Reservoir Project, the Indian River Lagoon-South Project, the
 1017 Western Everglades Restoration Project, and the Picayune Strand
 1018 Restoration Project. The Department of Environmental Protection
 1019 and the South Florida Water Management District shall give
 1020 preference to those Everglades restoration projects that reduce
 1021 harmful discharges of water from Lake Okeechobee to the St.
 1022 Lucie or Caloosahatchee estuaries in a timely manner. For the
 1023 purpose of performing the calculation provided in this
 1024 subparagraph, the amount of debt service paid pursuant to
 1025 paragraph (a) for bonds issued after July 1, 2016, for the

1026 | purposes set forth under paragraph (b) shall be added to the
1027 | amount remaining after the payments required under paragraph
1028 | (a). The amount of the distribution calculated shall then be
1029 | reduced by an amount equal to the debt service paid pursuant to
1030 | paragraph (a) on bonds issued after July 1, 2016, for the
1031 | purposes set forth under this subparagraph.

1032 | 2. A minimum of the lesser of 7.6 percent or \$50 million
1033 | shall be appropriated annually for spring restoration,
1034 | protection, and management projects. For the purpose of
1035 | performing the calculation provided in this subparagraph, the
1036 | amount of debt service paid pursuant to paragraph (a) for bonds
1037 | issued after July 1, 2016, for the purposes set forth under
1038 | paragraph (b) shall be added to the amount remaining after the
1039 | payments required under paragraph (a). The amount of the
1040 | distribution calculated shall then be reduced by an amount equal
1041 | to the debt service paid pursuant to paragraph (a) on bonds
1042 | issued after July 1, 2016, for the purposes set forth under this
1043 | subparagraph.

1044 | 3. The sum of \$5 million shall be appropriated annually
1045 | each fiscal year through the 2025-2026 fiscal year to the St.
1046 | Johns River Water Management District for projects dedicated to
1047 | the restoration of Lake Apopka. This distribution shall be
1048 | reduced by an amount equal to the debt service paid pursuant to
1049 | paragraph (a) on bonds issued after July 1, 2016, for the
1050 | purposes set forth in this subparagraph.

1051 4. The sum of \$64 million is appropriated and shall be
 1052 transferred to the Everglades Trust Fund for the 2018-2019
 1053 fiscal year, and each fiscal year thereafter, for the EAA
 1054 reservoir project pursuant to s. 373.4598. Any funds remaining
 1055 in any fiscal year shall be made available only for Phase II of
 1056 the C-51 reservoir project or projects identified in
 1057 subparagraph 1. and must be used in accordance with laws
 1058 relating to such projects. Any funds made available for such
 1059 purposes in a fiscal year are in addition to the amount
 1060 appropriated under subparagraph 1. This distribution shall be
 1061 reduced by an amount equal to the debt service paid pursuant to
 1062 paragraph (a) on bonds issued after July 1, 2017, for the
 1063 purposes set forth in this subparagraph.

1064 5. Notwithstanding subparagraph 3., for the 2018-2019
 1065 ~~2017-2018~~ fiscal year, funds shall be appropriated as provided
 1066 in the General Appropriations Act. This subparagraph expires
 1067 July 1, 2019 ~~2018~~.

1068 Section 39. In order to implement Specific Appropriation
 1069 1581 of the 2018-2019 General Appropriations Act, paragraph (a)
 1070 of subsection (6) of section 373.470, Florida Statutes, is
 1071 reenacted to read:

1072 373.470 Everglades restoration.—

1073 (6) DISTRIBUTIONS FROM SAVE OUR EVERGLADES TRUST FUND.—

1074 (a) Except as provided in paragraphs (d) and (e) and for
 1075 funds appropriated for debt service, the department shall

1076 distribute funds in the Save Our Everglades Trust Fund to the
1077 district in accordance with a legislative appropriation and s.
1078 373.026(8)(b). Distribution of funds to the district from the
1079 Save Our Everglades Trust Fund or the Land Acquisition Trust
1080 Fund shall be equally matched by the cumulative contributions
1081 from the district by fiscal year 2019-2020 by providing funding
1082 or credits toward project components. The dollar value of in-
1083 kind project design and construction work by the district in
1084 furtherance of the comprehensive plan and existing interest in
1085 public lands needed for a project component are credits towards
1086 the district's contributions.

1087 Section 40. The text of s. 373.470(6)(a), Florida
1088 Statutes, as carried forward from chapter 2017-71, Laws of
1089 Florida, in this act, expires July 1, 2019, and the text of that
1090 paragraph shall revert to that in existence on June 30, 2017,
1091 except that any amendments to such text enacted other than by
1092 this act shall be preserved and continue to operate to the
1093 extent that such amendments are not dependent upon the portions
1094 of text which expire pursuant to this section.

1095 Section 41. In order to implement Specific Appropriation
1096 1719 of the 2018-2019 General Appropriations Act, paragraph (e)
1097 of subsection (11) of section 216.181, Florida Statutes, is
1098 amended to read:

1099 216.181 Approved budgets for operations and fixed capital
1100 outlay.-

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1101 (11)

1102 (e) Notwithstanding paragraph (b) and paragraph (2)(b),

1103 and for the 2018-2019 ~~2017-2018~~ fiscal year only, the

1104 Legislative Budget Commission may increase the amounts

1105 appropriated to the Department of Environmental Protection for

1106 fixed capital outlay projects using funds provided to the state

1107 from the environmental mitigation trust administered by a

1108 trustee designated by the United States District Court for the

1109 Northern District of California for eligible mitigation actions

1110 and mitigation action expenditures described in the partial

1111 consent decree entered into between the United States of America

1112 and Volkswagen relating to violations of the Clean Air Act.

1113 Concurrent with submission of an amendment to the Legislative

1114 Budget Commission pursuant to this paragraph, any project that

1115 carries a continuing commitment for future appropriations by the

1116 Legislature must be specifically identified, together with the

1117 projected amount of the future commitment associated with the

1118 project and the fiscal years in which the commitment is expected

1119 to commence. This paragraph expires July 1, 2019 ~~2018~~.

1120

1121 The provisions of this subsection are subject to the notice and

1122 objection procedures set forth in s. 216.177.

1123 Section 42. In order to implement Specific Appropriation

1124 1549 of the 2018-2019 General Appropriations Act, paragraph (m)

1125 of subsection (3) of section 259.105, Florida Statutes, is

1126 amended to read:

1127 259.105 The Florida Forever Act.—

1128 (3) Less the costs of issuing and the costs of funding
 1129 reserve accounts and other costs associated with bonds, the
 1130 proceeds of cash payments or bonds issued pursuant to this
 1131 section shall be deposited into the Florida Forever Trust Fund
 1132 created by s. 259.1051. The proceeds shall be distributed by the
 1133 Department of Environmental Protection in the following manner:

1134 (m) Notwithstanding paragraphs (a)-(j) and for the 2018-
 1135 2019 ~~2016-2017~~ fiscal year only, ±

1136 1. the amount of \$8,000,000 ~~\$15,156,206~~ to only the
 1137 Division of State Lands within the Department of Environmental
 1138 Protection for the Board of Trustees Florida Forever Priority
 1139 List land acquisition projects.

1140 ~~2. Thirty five million dollars to the Department of~~
 1141 ~~Agriculture and Consumer Services for the acquisition of~~
 1142 ~~agricultural lands through perpetual conservation easements and~~
 1143 ~~other perpetual less than fee techniques, which will achieve the~~
 1144 ~~objectives of Florida Forever and s. 570.71.~~

1145 ~~3.a. Notwithstanding any allocation required pursuant to~~
 1146 ~~paragraph (c), \$10 million shall be allocated to the Florida~~
 1147 ~~Communities Trust for projects acquiring conservation or~~
 1148 ~~recreation lands to enhance recreational opportunities for~~
 1149 ~~individuals with unique abilities.~~

1150 ~~b. The Department of Environmental Protection may waive~~

1151 ~~the local government matching fund requirement of paragraph (c)~~
1152 ~~for projects acquiring conservation or recreation lands to~~
1153 ~~enhance recreational opportunities for individuals with unique~~
1154 ~~abilities.~~

1155 ~~e. Notwithstanding sub-subparagraphs a. and b., any funds~~
1156 ~~required to be used to acquire conservation or recreation lands~~
1157 ~~to enhance recreational opportunities for individuals with~~
1158 ~~unique abilities which have not been awarded for those purposes~~
1159 ~~by May 1, 2017, may be awarded to redevelop or renew outdoor~~
1160 ~~recreational facilities on public lands, including recreational~~
1161 ~~trails, parks, and urban open spaces, together with improvements~~
1162 ~~required to enhance recreational enjoyment and public access to~~
1163 ~~public lands, if such redevelopment and renewal is primarily~~
1164 ~~geared toward enhancing recreational opportunities for~~
1165 ~~individuals with unique abilities. The department may waive the~~
1166 ~~local matching requirement of paragraph (c) for such~~
1167 ~~redevelopment and renewal projects.~~

1168

1169 This paragraph expires July 1, 2019 2017.

1170 Section 43. In order to implement Specific Appropriations
1171 2225 and 2226 of the 2018-2019 General Appropriations Act,
1172 subsection (3) is added to section 420.9079, Florida Statutes,
1173 to read:

1174 420.9079 Local Government Housing Trust Fund.—

1175 (3) For the 2018-2019 fiscal year, funds may be used as

1176 provided in the General Appropriations Act. This subsection
1177 expires July 1, 2019.

1178 Section 44. In order to implement Specific Appropriation
1179 2225 of the 2018-2019 General Appropriations Act, section
1180 420.0005, Florida Statutes, is amended to read:

1181 420.0005 State Housing Trust Fund; State Housing Fund.—

1182 (1) There is established in the State Treasury a separate
1183 trust fund to be named the "State Housing Trust Fund." There
1184 shall be deposited in the fund all moneys appropriated by the
1185 Legislature, or moneys received from any other source, for the
1186 purpose of this chapter, and all proceeds derived from the use
1187 of such moneys. The fund shall be administered by the Florida
1188 Housing Finance Corporation on behalf of the department, as
1189 specified in this chapter. Money deposited to the fund and
1190 appropriated by the Legislature must, notwithstanding the
1191 provisions of chapter 216 or s. 420.504(3), be transferred
1192 quarterly in advance, to the extent available, or, if not so
1193 available, as soon as received into the State Housing Trust
1194 Fund, and subject to the provisions of s. 420.5092(6)(a) and (b)
1195 by the Chief Financial Officer to the corporation upon
1196 certification by the executive director of the Department of
1197 Economic Opportunity that the corporation is in compliance with
1198 the requirements of s. 420.0006. The certification made by the
1199 executive director shall also include the split of funds among
1200 programs administered by the corporation and the department as

1201 specified in chapter 92-317, Laws of Florida, as amended. Moneys
 1202 advanced by the Chief Financial Officer must be deposited by the
 1203 corporation into a separate fund established with a qualified
 1204 public depository meeting the requirements of chapter 280 to be
 1205 named the "State Housing Fund" and used for the purposes of this
 1206 chapter. Administrative and personnel costs incurred in
 1207 implementing this chapter may be paid from the State Housing
 1208 Fund, but such costs may not exceed 5 percent of the moneys
 1209 deposited into such fund. To the State Housing Fund shall be
 1210 credited all loan repayments, penalties, and other fees and
 1211 charges accruing to such fund under this chapter. It is the
 1212 intent of this chapter that all loan repayments, penalties, and
 1213 other fees and charges collected be credited in full to the
 1214 program account from which the loan originated. Moneys in the
 1215 State Housing Fund which are not currently needed for the
 1216 purposes of this chapter shall be invested in such manner as is
 1217 provided for by statute. The interest received on any such
 1218 investment shall be credited to the State Housing Fund.

1219 (2) For the 2018-2019 fiscal year, funds may be used as
 1220 provided in the General Appropriations Act. This subsection
 1221 expires July 1, 2019.

1222 Section 45. In order to implement Specific Appropriations
 1223 2225 and 2226 of the 2018-2019 General Appropriations Act:

1224 (1) The Hurricane Housing Recovery Program is created to
 1225 provide funds to local governments for affordable housing

1226 recovery efforts, similar to the State Housing Initiatives
1227 Partnership Program as set forth in ss. 420.907-420.9079,
1228 Florida Statutes. Notwithstanding ss. 420.9072 and 420.9073,
1229 Florida Statutes, the Florida Housing Finance Corporation shall
1230 administer the program and allocate resources to local
1231 governments according to a need-based formula that reflects
1232 housing damage estimates and population impacts resulting from
1233 the 2017 hurricanes. Eligible local governments must submit a
1234 strategy outlining proposed recovery actions, income levels and
1235 number of residential units to be served, and funding requests.
1236 Program funds shall be used to serve households with incomes up
1237 to 120 percent of area median income, except that at least 30
1238 percent of program funds should be reserved for households with
1239 incomes up to 50 percent of area median income and an additional
1240 30 percent of program funds reserved for households with incomes
1241 up to 80 percent of area median income. Program funds shall be
1242 used as follows:

1243 (a) At least 65 percent of funds allocated shall be used
1244 for homeownership.

1245 (b) Up to 15 percent of the funds may be used for
1246 administrative expenses to ensure expeditious use of funds. (c)
1247 Up to one-quarter of 1 percent may be used by the Florida
1248 Housing Finance Corporation for compliance monitoring.

1249 (2) Each participating local government shall submit a
1250 report of its use of funds from the Hurricane Housing Recovery

1251 Program and accomplishments through June 30, 2019, to the
1252 Florida Housing Finance Corporation. The corporation shall
1253 compile such reports and submit them to the President of the
1254 Senate and the Speaker of the House of Representatives.

1255 (3) The Rental Recovery Loan Program is created to provide
1256 funds to build additional rental housing due to impacts to the
1257 affordable housing stock and changes to population resulting
1258 from the 2017 hurricanes. The program is intended to allow the
1259 state to leverage additional federal rental financing similar to
1260 the State Apartment Incentive Loan Program as described in s.
1261 420.5087, Florida Statutes.

1262 (4) The Florida Housing Finance Corporation may adopt
1263 emergency rules pursuant to s. 120.54, Florida Statutes to
1264 implement this section. The Legislature finds that any emergency
1265 rules adopted pursuant to this section meet the health, safety,
1266 and welfare requirements of s. 120.54(4), Florida Statutes. The
1267 Legislature finds that such emergency rulemaking is necessary to
1268 preserve the rights and welfare of the people and to provide
1269 additional funds to assist those areas of the state that
1270 sustained impacts to available affordable housing stock due to
1271 recent hurricanes. Therefore, in adopting such emergency rules,
1272 the corporation need not make the findings required by s.
1273 120.54(4)(a), Florida Statutes. Emergency rules adopted under
1274 this section are exempt from s. 120.54(4)(c), Florida Statutes.

1275 (5) This section expires July 1, 2019.

1276 Section 46. In order to implement Specific Appropriation
 1277 2600 of the 2018-2019 General Appropriations Act, paragraph (b)
 1278 of subsection (3) of section 321.04, Florida Statutes, is
 1279 amended to read:

1280 321.04 Personnel of the highway patrol; rank
 1281 classifications; probationary status of new patrol officers;
 1282 subsistence; special assignments.—

1283 (3)

1284 (b) For the 2018-2019 ~~2017-2018~~ fiscal year only, the
 1285 patrol officer shall be assigned to the Lieutenant Governor.
 1286 This paragraph expires July 1, 2019 ~~2018~~.

1287 Section 47. In order to implement the salaries and
 1288 benefits, expenses, other personal services, contracted
 1289 services, special categories, and operating capital outlay
 1290 categories of the 2018-2019 General Appropriations Act,
 1291 paragraph (a) of subsection (2) of section 216.292, Florida
 1292 Statutes, is amended to read:

1293 216.292 Appropriations nontransferable; exceptions.—

1294 (2) The following transfers are authorized to be made by
 1295 the head of each department or the Chief Justice of the Supreme
 1296 Court whenever it is deemed necessary by reason of changed
 1297 conditions:

1298 (a) The transfer of appropriations funded from identical
 1299 funding sources, except appropriations for fixed capital outlay,
 1300 and the transfer of amounts included within the total original

1301 approved budget and plans of releases of appropriations as
1302 furnished pursuant to ss. 216.181 and 216.192, as follows:

1303 1. Between categories of appropriations within a budget
1304 entity, if no category of appropriation is increased or
1305 decreased by more than 5 percent of the original approved budget
1306 or \$250,000, whichever is greater, by all action taken under
1307 this subsection.

1308 2. Between budget entities within identical categories of
1309 appropriations, if no category of appropriation is increased or
1310 decreased by more than 5 percent of the original approved budget
1311 or \$250,000, whichever is greater, by all action taken under
1312 this subsection.

1313 3. Any agency exceeding salary rate established pursuant
1314 to s. 216.181(8) on June 30th of any fiscal year shall not be
1315 authorized to make transfers pursuant to subparagraphs 1. and 2.
1316 in the subsequent fiscal year.

1317 4. Notice of proposed transfers under subparagraphs 1. and
1318 2. shall be provided to the Executive Office of the Governor and
1319 the chairs of the legislative appropriations committees at least
1320 3 days prior to agency implementation in order to provide an
1321 opportunity for review. The review shall be limited to ensuring
1322 that the transfer is in compliance with the requirements of this
1323 paragraph.

1324 5. For the 2018-2019 ~~2017-2018~~ fiscal year, the review
1325 shall ensure that transfers proposed pursuant to this paragraph

1326 | comply with this chapter, maximize the use of available and
 1327 | appropriate trust funds, and are not contrary to legislative
 1328 | policy and intent. This subparagraph expires July 1, 2019 ~~2018~~.

1329 | Section 48. In order to implement the appropriation of
 1330 | funds in the special categories, contracted services, and
 1331 | expenses categories of the 2018-2019 General Appropriations Act,
 1332 | a state agency may not initiate a competitive solicitation for a
 1333 | product or service if the completion of such competitive
 1334 | solicitation would:

- 1335 | (1) Require a change in law; or
 1336 | (2) Require a change to the agency's budget other than a
 1337 | transfer authorized in s. 216.292(2) or (3), Florida Statutes,
 1338 | unless the initiation of such competitive solicitation is
 1339 | specifically authorized in law, in the General Appropriations
 1340 | Act, or by the Legislative Budget Commission.

1341 |
 1342 | This section does not apply to a competitive solicitation for
 1343 | which the agency head certifies that a valid emergency exists.
 1344 | This section expires July 1, 2019.

1345 | Section 49. In order to implement appropriations for
 1346 | salaries and benefits in the 2018-2019 General Appropriations
 1347 | Act, subsection (6) of section 112.24, Florida Statutes, is
 1348 | amended to read:

1349 | 112.24 Intergovernmental interchange of public employees.—
 1350 | To encourage economical and effective utilization of public

1351 employees in this state, the temporary assignment of employees
1352 among agencies of government, both state and local, and
1353 including school districts and public institutions of higher
1354 education is authorized under terms and conditions set forth in
1355 this section. State agencies, municipalities, and political
1356 subdivisions are authorized to enter into employee interchange
1357 agreements with other state agencies, the Federal Government,
1358 another state, a municipality, or a political subdivision
1359 including a school district, or with a public institution of
1360 higher education. State agencies are also authorized to enter
1361 into employee interchange agreements with private institutions
1362 of higher education and other nonprofit organizations under the
1363 terms and conditions provided in this section. In addition, the
1364 Governor or the Governor and Cabinet may enter into employee
1365 interchange agreements with a state agency, the Federal
1366 Government, another state, a municipality, or a political
1367 subdivision including a school district, or with a public
1368 institution of higher learning to fill, subject to the
1369 requirements of chapter 20, appointive offices which are within
1370 the executive branch of government and which are filled by
1371 appointment by the Governor or the Governor and Cabinet. Under
1372 no circumstances shall employee interchange agreements be
1373 utilized for the purpose of assigning individuals to participate
1374 in political campaigns. Duties and responsibilities of
1375 interchange employees shall be limited to the mission and goals

1376 | of the agencies of government.

1377 | (6) For the 2018-2019 ~~2017-2018~~ fiscal year only, the
 1378 | assignment of an employee of a state agency as provided in this
 1379 | section may be made if recommended by the Governor or Chief
 1380 | Justice, as appropriate, and approved by the chairs of the
 1381 | legislative appropriations committees. Such actions shall be
 1382 | deemed approved if neither chair provides written notice of
 1383 | objection within 14 days after receiving notice of the action
 1384 | pursuant to s. 216.177. This subsection expires July 1, 2019
 1385 | ~~2018~~.

1386 | Section 50. In order to implement Specific Appropriations
 1387 | 2670 and 2671 of the 2018-2019 General Appropriations Act, and
 1388 | notwithstanding s. 11.13(1), Florida Statutes, the authorized
 1389 | salaries for members of the Legislature for the 2018-2019 fiscal
 1390 | year shall be set at the same level in effect on July 1, 2010.
 1391 | This section expires July 1, 2019.

1392 | Section 51. In order to implement the transfer of funds to
 1393 | the General Revenue Fund from trust funds for the 2018-2019
 1394 | General Appropriations Act, and notwithstanding the expiration
 1395 | date contained in section 56 of chapter 2017-70, Laws of
 1396 | Florida, paragraph (b) of subsection (2) of section 215.32,
 1397 | Florida Statutes, is reenacted to read:

1398 | 215.32 State funds; segregation.—

1399 | (2) The source and use of each of these funds shall be as
 1400 | follows:

1401 (b)1. The trust funds shall consist of moneys received by
1402 the state which under law or under trust agreement are
1403 segregated for a purpose authorized by law. The state agency or
1404 branch of state government receiving or collecting such moneys
1405 is responsible for their proper expenditure as provided by law.
1406 Upon the request of the state agency or branch of state
1407 government responsible for the administration of the trust fund,
1408 the Chief Financial Officer may establish accounts within the
1409 trust fund at a level considered necessary for proper
1410 accountability. Once an account is established, the Chief
1411 Financial Officer may authorize payment from that account only
1412 upon determining that there is sufficient cash and releases at
1413 the level of the account.

1414 2. In addition to other trust funds created by law, to the
1415 extent possible, each agency shall use the following trust funds
1416 as described in this subparagraph for day-to-day operations:

1417 a. Operations or operating trust fund, for use as a
1418 depository for funds to be used for program operations funded by
1419 program revenues, with the exception of administrative
1420 activities when the operations or operating trust fund is a
1421 proprietary fund.

1422 b. Operations and maintenance trust fund, for use as a
1423 depository for client services funded by third-party payors.

1424 c. Administrative trust fund, for use as a depository for
1425 funds to be used for management activities that are departmental

1426 in nature and funded by indirect cost earnings and assessments
1427 against trust funds. Proprietary funds are excluded from the
1428 requirement of using an administrative trust fund.

1429 d. Grants and donations trust fund, for use as a
1430 depository for funds to be used for allowable grant or donor
1431 agreement activities funded by restricted contractual revenue
1432 from private and public nonfederal sources.

1433 e. Agency working capital trust fund, for use as a
1434 depository for funds to be used pursuant to s. 216.272.

1435 f. Clearing funds trust fund, for use as a depository for
1436 funds to account for collections pending distribution to lawful
1437 recipients.

1438 g. Federal grant trust fund, for use as a depository for
1439 funds to be used for allowable grant activities funded by
1440 restricted program revenues from federal sources.

1441
1442 To the extent possible, each agency must adjust its internal
1443 accounting to use existing trust funds consistent with the
1444 requirements of this subparagraph. If an agency does not have
1445 trust funds listed in this subparagraph and cannot make such
1446 adjustment, the agency must recommend the creation of the
1447 necessary trust funds to the Legislature no later than the next
1448 scheduled review of the agency's trust funds pursuant to s.
1449 215.3206.

1450 3. All such moneys are hereby appropriated to be expended

1451 in accordance with the law or trust agreement under which they
1452 were received, subject always to the provisions of chapter 216
1453 relating to the appropriation of funds and to the applicable
1454 laws relating to the deposit or expenditure of moneys in the
1455 State Treasury.

1456 4.a. Notwithstanding any provision of law restricting the
1457 use of trust funds to specific purposes, unappropriated cash
1458 balances from selected trust funds may be authorized by the
1459 Legislature for transfer to the Budget Stabilization Fund and
1460 General Revenue Fund in the General Appropriations Act.

1461 b. This subparagraph does not apply to trust funds
1462 required by federal programs or mandates; trust funds
1463 established for bond covenants, indentures, or resolutions whose
1464 revenues are legally pledged by the state or public body to meet
1465 debt service or other financial requirements of any debt
1466 obligations of the state or any public body; the Division of
1467 Licensing Trust Fund in the Department of Agriculture and
1468 Consumer Services; the State Transportation Trust Fund; the
1469 trust fund containing the net annual proceeds from the Florida
1470 Education Lotteries; the Florida Retirement System Trust Fund;
1471 trust funds under the management of the State Board of Education
1472 or the Board of Governors of the State University System, where
1473 such trust funds are for auxiliary enterprises, self-insurance,
1474 and contracts, grants, and donations, as those terms are defined
1475 by general law; trust funds that serve as clearing funds or

1476 accounts for the Chief Financial Officer or state agencies;
1477 trust funds that account for assets held by the state in a
1478 trustee capacity as an agent or fiduciary for individuals,
1479 private organizations, or other governmental units; and other
1480 trust funds authorized by the State Constitution.

1481 Section 52. The amendment to s. 215.32(2)(b), Florida
1482 Statutes, as carried forward by this act from chapter 2011-47,
1483 Laws of Florida, expires July 1, 2019, and the text of that
1484 paragraph shall revert to that in existence on June 30, 2011,
1485 except that any amendments to such text enacted other than by
1486 this act shall be preserved and continue to operate to the
1487 extent that such amendments are not dependent upon the portions
1488 of text which expire pursuant to this section.

1489 Section 53. In order to implement appropriations in the
1490 2018-2019 General Appropriations Act for state employee travel,
1491 the funds appropriated to each state agency which may be used
1492 for travel by state employees are limited during the 2018-2019
1493 fiscal year to travel for activities that are critical to each
1494 state agency's mission. Funds may not be used for travel by
1495 state employees to foreign countries, other states, conferences,
1496 staff training activities, or other administrative functions
1497 unless the agency head has approved, in writing, that such
1498 activities are critical to the agency's mission. The agency head
1499 shall consider using teleconferencing and other forms of
1500 electronic communication to meet the needs of the proposed

1501 activity before approving mission-critical travel. This section
1502 does not apply to travel for law enforcement purposes, military
1503 purposes, emergency management activities, or public health
1504 activities. This section expires July 1, 2019.

1505 Section 54. In order to implement appropriations in the
1506 2018-2019 General Appropriations Act for state employee travel
1507 and notwithstanding s. 112.061, Florida Statutes, costs for
1508 lodging associated with a meeting, conference, or convention
1509 organized or sponsored in whole or in part by a state agency or
1510 the judicial branch may not exceed \$150 per day. An employee may
1511 expend his or her own funds for any lodging expenses in excess
1512 of \$150 per day. For purposes of this section, a meeting does
1513 not include travel activities for conducting an audit,
1514 examination, inspection, or investigation or travel activities
1515 related to a litigation or emergency response. This section
1516 expires July 1, 2019.

1517 Section 55. In order to implement the appropriation of
1518 funds in the special categories, contracted services, and
1519 expenses categories of the 2018-2019 General Appropriations Act,
1520 a state agency may not enter into a contract containing a
1521 nondisclosure clause that prohibits the contractor from
1522 disclosing information relevant to the performance of the
1523 contract to members or staff of the Senate or the House of
1524 Representatives. This section expires July 1, 2019.

1525 Section 56. In order to implement Specific Appropriation

1526 | 1966 of the 2018-2019 General Appropriations Act, section 5 of
1527 | chapter 2017-88, Laws of Florida, is amended to read:

1528 | Section 5. For the 2019 plan year, the Department of
1529 | Management Services shall develop and establish ~~determine and~~
1530 | ~~recommend~~ premiums for enrollees that reflect the relative
1531 | ~~actual~~ differences in costs to the program for each of the
1532 | health maintenance organization and the preferred provider
1533 | organization plan options offered in the state group insurance
1534 | program for both self-insured and fully insured plans. The
1535 | premiums for the plan options shall reflect the costs to the
1536 | program for both medical and prescription drug benefits. The
1537 | premium rate for employers shall be the same as those
1538 | established for the state group insurance program in the General
1539 | Appropriations Act for the 2018-2019 fiscal year, including the
1540 | standardization of employee premiums across all employee pay
1541 | plans. The premium rates for employees must be calculated to be
1542 | cost neutral to employees on an overall basis. By July 1, 2018,
1543 | the department shall submit a proposed rate plan for the 2019
1544 | plan year to the President of the Senate and the Speaker of the
1545 | House of Representatives. The department shall establish the
1546 | employee premium rates subject to the notice, review, and
1547 | objection provisions of s. 216.177, Florida Statutes, no later
1548 | than August 15, 2018 ~~report the premium rates to the Governor,~~
1549 | ~~the President of the Senate, and the Speaker of the House of~~
1550 | ~~Representatives.~~

1551 Section 57. Any section of this act which implements a
1552 specific appropriation or specifically identified proviso
1553 language in the 2018-2019 General Appropriations Act is void if
1554 the specific appropriation or specifically identified proviso
1555 language is vetoed. Any section of this act which implements
1556 more than one specific appropriation or more than one portion of
1557 specifically identified proviso language in the 2018-2019
1558 General Appropriations Act is void if all the specific
1559 appropriations or portions of specifically identified proviso
1560 language are vetoed.

1561 Section 58. If any other act passed during the 2018
1562 Regular Session of the Legislature contains a provision that is
1563 substantively the same as a provision in this act, but that
1564 removes or is otherwise not subject to the future repeal applied
1565 to such provision by this act, the Legislature intends that the
1566 provision in the other act takes precedence and continues to
1567 operate, notwithstanding the future repeal provided by this act.

1568 Section 59. If any provision of this act or its
1569 application to any person or circumstance is held invalid, the
1570 invalidity does not affect other provisions or applications of
1571 the act which can be given effect without the invalid provision
1572 or application, and to this end the provisions of this act are
1573 severable.

1574 Section 60. This act shall take effect July 1, 2018.