

Amendment No.

CHAMBER ACTION

Senate

House

.

The Conference Committee on HB 5003 offered the following:

Conference Committee Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2020-2021 fiscal year.

Section 2. In order to implement Specific Appropriations 8, 9, 10, 92, and 93 of the 2020-2021 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2020-2021 fiscal year included in the document titled "Public School Funding: The Florida Education Finance Program," dated March 15, 2020, and filed with the Clerk of the House of

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035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

14 Representatives, are incorporated by reference for the purpose
15 of displaying the calculations used by the Legislature,
16 consistent with the requirements of state law, in making
17 appropriations for the Florida Education Finance Program. This
18 section expires July 1, 2021.

19 Section 3. In order to implement Specific Appropriations 8
20 and 92 of the 2020-2021 General Appropriations Act, and
21 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,
22 1011.62(6)(b)3., and 1011.67, Florida Statutes, relating to the
23 expenditure of funds provided for instructional materials, for
24 the 2020-2021 fiscal year, funds provided for instructional
25 materials shall be released and expended as required in the
26 proviso language for Specific Appropriation 92 of the 2020-2021
27 General Appropriations Act. This section expires July 1, 2021.

28 Section 4. In order to implement Specific Appropriations 8
29 and 92 of the 2020-2021 General Appropriations Act, subsections
30 (8) and (17) of section 1011.62, Florida Statutes, are amended
31 to read:

32 1011.62 Funds for operation of schools.—If the annual
33 allocation from the Florida Education Finance Program to each
34 district for operation of schools is not determined in the
35 annual appropriations act or the substantive bill implementing
36 the annual appropriations act, it shall be determined as
37 follows:

38 (8) DECLINE IN FULL-TIME EQUIVALENT STUDENTS.—

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

39 (a) In those districts where there is a decline between
40 prior year and current year unweighted FTE students, a
41 percentage of the decline in the unweighted FTE students as
42 determined by the Legislature shall be multiplied by the prior
43 year calculated FEFP per unweighted FTE student and shall be
44 added to the allocation for that district. For this purpose, the
45 calculated FEFP shall be computed by multiplying the weighted
46 FTE students by the base student allocation and then by the
47 district cost differential. If a district transfers a program to
48 another institution not under the authority of the district's
49 school board, including a charter technical career center, the
50 decline is to be multiplied by a factor of 0.15. However, if the
51 funds provided for the Florida Education Finance Program in the
52 General Appropriations Act for any fiscal year are reduced by a
53 subsequent appropriation for that fiscal year, the percent of
54 the decline in the unweighted FTE students to be funded shall be
55 determined by the Legislature and designated in the subsequent
56 appropriation.

57 (b) The allocation authorized in this paragraph (a) is
58 suspended for the 2020-2021 fiscal year and does not apply
59 during such fiscal year. This paragraph expires July 1, 2021.

60 (17) (a) FUNDING COMPRESSION AND HOLD HARMLESS ALLOCATION.—
61 The Legislature may provide an annual funding compression and
62 hold harmless allocation in the General Appropriations Act. The
63 allocation is created to provide additional funding to school

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

64 districts if the school district's and developmental research
65 schools whose total funds per FTE in the prior year were less
66 than the statewide average or if the school district's district
67 cost differential in the current year is less than the prior
68 year. The total allocation shall be distributed to eligible
69 school districts as follows:

70 (b) Using the most recent prior year FEFP calculation for
71 each eligible school district, subtract the total school
72 district funds per FTE shall be subtracted from the state
73 average funds per FTE, not including any adjustments made
74 pursuant to paragraph (19) (b). The resulting funds per FTE
75 difference, or a portion thereof, as designated in the General
76 Appropriations Act, shall then be multiplied by the school
77 district's total unweighted FTE ~~to provide the allocation.~~

78 (c) Multiply the absolute value of the difference between
79 the eligible school district's current year district cost
80 differential and the prior year district cost differential by a
81 hold harmless factor as designated in the General Appropriations
82 Act. The result is the district cost differential hold harmless
83 index. Multiply the index by the eligible school district's
84 weighted FTE and by the base student allocation as designated in
85 the General Appropriations Act.

86 (d) Add the amounts calculated in paragraphs (b) and (c)
87 and if the amount is calculated funds are greater than the
88 amount included in the General Appropriations Act, the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

89 | allocation shall ~~they must~~ be prorated to the appropriation
90 | amount based on each participating school district's share. This
91 | subsection expires July 1, 2021 ~~2020~~.

92 | Section 5. In order to implement Specific Appropriation 21
93 | of the 2020-2021 General Appropriations Act, subsection (1) of
94 | section 1013.62, Florida Statutes, is amended to read:

95 | 1013.62 Charter schools capital outlay funding.—

96 | (1) For the 2020-2021 ~~2018-2019~~ fiscal year, charter
97 | school capital outlay funding shall consist of state funds
98 | appropriated in the 2020-2021 ~~2018-2019~~ General Appropriations
99 | Act. Beginning in fiscal year 2021-2022 ~~2019-2020~~, charter
100 | school capital outlay funding shall consist of state funds when
101 | such funds are appropriated in the General Appropriations Act
102 | and revenue resulting from the discretionary millage authorized
103 | in s. 1011.71(2) if the amount of state funds appropriated for
104 | charter school capital outlay in any fiscal year is less than
105 | the average charter school capital outlay funds per unweighted
106 | full-time equivalent student for the 2018-2019 fiscal year,
107 | multiplied by the estimated number of charter school students
108 | for the applicable fiscal year, and adjusted by changes in the
109 | Consumer Price Index issued by the United States Department of
110 | Labor from the previous fiscal year. Nothing in this subsection
111 | prohibits a school district from distributing to charter schools
112 | funds resulting from the discretionary millage authorized in s.
113 | 1011.71(2).

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

- 114 (a) To be eligible to receive capital outlay funds, a
115 charter school must:
- 116 1.a. Have been in operation for 2 or more years;
- 117 b. Be governed by a governing board established in the
118 state for 2 or more years which operates both charter schools
119 and conversion charter schools within the state;
- 120 c. Be an expanded feeder chain of a charter school within
121 the same school district that is currently receiving charter
122 school capital outlay funds;
- 123 d. Have been accredited by a regional accrediting
124 association as defined by State Board of Education rule; or
- 125 e. Serve students in facilities that are provided by a
126 business partner for a charter school-in-the-workplace pursuant
127 to s. 1002.33(15) (b).
- 128 2. Have an annual audit that does not reveal any of the
129 financial emergency conditions provided in s. 218.503(1) for the
130 most recent fiscal year for which such audit results are
131 available.
- 132 3. Have satisfactory student achievement based on state
133 accountability standards applicable to the charter school.
- 134 4. Have received final approval from its sponsor pursuant
135 to s. 1002.33 for operation during that fiscal year.
- 136 5. Serve students in facilities that are not provided by
137 the charter school's sponsor.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

138 (b) A charter school is not eligible to receive capital
139 outlay funds if it was created by the conversion of a public
140 school and operates in facilities provided by the charter
141 school's sponsor for a nominal fee, or at no charge, or if it is
142 directly or indirectly operated by the school district.

143 Section 6. The amendments to s. 1013.62(1), Florida
144 Statutes, by this act expire July 1, 2021, and the text of that
145 subsection shall revert to that in existence on June 30, 2020,
146 except that any amendments to such text enacted other than by
147 this act shall be preserved and continue to operate to the
148 extent that such amendments are not dependent upon the portions
149 of text which expire pursuant to this section.

150 Section 7. In order to implement Specific Appropriation
151 123 of the 2020-2021 General Appropriations Act, and
152 notwithstanding the expiration date in section 8 of chapter
153 2019-116, Laws of Florida, subsection (1) of section 1001.26,
154 Florida Statutes, is reenacted to read:

155 1001.26 Public broadcasting program system.—

156 (1) There is created a public broadcasting program system
157 for the state. The department shall provide funds, as
158 specifically appropriated in the General Appropriations Act, to
159 educational television stations qualified by the Corporation for
160 Public Broadcasting or public colleges and universities that are
161 part of the public broadcasting program system. The program
162 system must include:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

163 (a) Support for existing Corporation for Public
164 Broadcasting qualified program system educational television
165 stations.

166 (b) Maintenance of quality broadcast capability for
167 educational stations that are part of the program system.

168 (c) Interconnection of all educational stations that are
169 part of the program system for simultaneous broadcast and of
170 such stations with all universities and other institutions as
171 necessary for sharing of resources and delivery of programming.

172 (d) Establishment and maintenance of a capability for
173 statewide program distribution with facilities and staff,
174 provided such facilities and staff complement and strengthen
175 existing educational television stations.

176 (e) Provision of both statewide programming funds and
177 station programming support for educational television to meet
178 statewide priorities. Priorities for station programming need
179 not be the same as priorities for programming to be used
180 statewide. Station programming may include, but shall not be
181 limited to, citizens' participation programs, music and fine
182 arts programs, coverage of public hearings and governmental
183 meetings, equal air time for political candidates, and other
184 public interest programming.

185 Section 8. The text of s. 1001.26(1), Florida Statutes, as
186 carried forward from chapter 2019-116, Laws of Florida, by this
187 act expires July 1, 2021, and the text of that subsection shall

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

188 revert to that in existence on June 30, 2018, except that any
189 amendment enacted other than by this act shall be preserved and
190 continue to operate to the extent that such amendments are not
191 dependent upon the portions of text which expire pursuant to
192 this section.

193 Section 9. In order to implement Specific Appropriation
194 150 of the 2020-2021 General Appropriations Act, section
195 1004.6499, Florida Statutes, is created to read:

196 1004.6499 Florida Institute of Politics.-

197 (1) The Florida Institute of Politics is established at
198 the Florida State University within the College of Social
199 Sciences and Public Policy. The purpose of the institute is to
200 provide the southeastern region of the United States with a
201 world class, bipartisan, nationally renowned institute of
202 politics.

203 (2) The goals of the institute are to:

204 (a) Motivate students across the Florida State University
205 to become aware of the significance of government and civic
206 engagement at all levels and politics in general.

207 (b) Provide students with an opportunity to be politically
208 active and civically engaged.

209 (c) Nurture a state of consciousness and passion for
210 public service and politics.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

211 (d) Plan and host forums to allow students and guests to
212 hear from and interact with experts from government, politics,
213 policy, and journalism on a frequent basis.

214 (e) Become a national and state resource on polling
215 information and survey methodology.

216 (f) Provide fellowships and internship opportunities to
217 students in government, non-profit organizations, and community
218 organizations.

219 (g) Provide training sessions for newly elected state and
220 local public officials.

221 (h) Organize and sponsor conferences, symposia, and
222 workshops throughout Florida to educate and inform citizens,
223 elected officials, and appointed policymakers regarding
224 effective policymaking techniques and processes.

225 (i) Create and promote research and awareness regarding
226 politics, citizen involvement, and public service.

227 (j) Collaborate with related policy institutes and
228 research activities at Florida State University and other
229 institutions of higher education to motivate, increase, and
230 sustain citizen involvement in public affairs.

231 (3) This section expires July 1, 2021.

232 Section 10. In order to implement Specific Appropriations
233 207, 208, 211, and 215 of the 2020-2021 General Appropriations
234 Act, the calculations for the Medicaid Hospital Funding programs
235 for the 2020-2021 fiscal year contained in the document titled

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

236 "Medicaid Hospital Funding Programs, Fiscal Year 2020-2021,"
237 dated March 15, 2020, and filed with the Clerk of the House of
238 Representatives, are incorporated by reference for the purpose
239 of displaying the calculations used by the Legislature,
240 consistent with the requirements of state law, in making
241 appropriations for the Medicaid Hospital Funding programs. This
242 section expires July 1, 2021.

243 Section 11. In order to implement Specific Appropriations
244 201 through 228 and 526 of the 2020-2021 General Appropriations
245 Act, and notwithstanding ss. 216.181 and 216.292, Florida
246 Statutes, the Agency for Health Care Administration, in
247 consultation with the Department of Health, may submit a budget
248 amendment, subject to the notice, review, and objection
249 procedures of s. 216.177, Florida Statutes, to realign funding
250 within and between agencies based on implementation of the
251 Managed Medical Assistance component of the Statewide Medicaid
252 Managed Care program for the Children's Medical Services program
253 of the Department of Health. The funding realignment shall
254 reflect the actual enrollment changes due to the transfer of
255 beneficiaries from fee-for-service to the capitated Children's
256 Medical Services Network. The Agency for Health Care
257 Administration may submit a request for nonoperating budget
258 authority to transfer the federal funds to the Department of
259 Health pursuant to s. 216.181(12), Florida Statutes. This
260 section expires July 1, 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

261 Section 12. In order to implement Specific Appropriations
262 225 and 226 of the 2020-2021 General Appropriations Act, and
263 notwithstanding the expiration date in section 19 of chapter
264 2019-116, Laws of Florida, subsection (23) of section 409.908,
265 Florida Statutes, is reenacted to read:

266 409.908 Reimbursement of Medicaid providers.—Subject to
267 specific appropriations, the agency shall reimburse Medicaid
268 providers, in accordance with state and federal law, according
269 to methodologies set forth in the rules of the agency and in
270 policy manuals and handbooks incorporated by reference therein.
271 These methodologies may include fee schedules, reimbursement
272 methods based on cost reporting, negotiated fees, competitive
273 bidding pursuant to s. 287.057, and other mechanisms the agency
274 considers efficient and effective for purchasing services or
275 goods on behalf of recipients. If a provider is reimbursed based
276 on cost reporting and submits a cost report late and that cost
277 report would have been used to set a lower reimbursement rate
278 for a rate semester, then the provider's rate for that semester
279 shall be retroactively calculated using the new cost report, and
280 full payment at the recalculated rate shall be effected
281 retroactively. Medicare-granted extensions for filing cost
282 reports, if applicable, shall also apply to Medicaid cost
283 reports. Payment for Medicaid compensable services made on
284 behalf of Medicaid eligible persons is subject to the
285 availability of moneys and any limitations or directions

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

286 provided for in the General Appropriations Act or chapter 216.
287 Further, nothing in this section shall be construed to prevent
288 or limit the agency from adjusting fees, reimbursement rates,
289 lengths of stay, number of visits, or number of services, or
290 making any other adjustments necessary to comply with the
291 availability of moneys and any limitations or directions
292 provided for in the General Appropriations Act, provided the
293 adjustment is consistent with legislative intent.

294 (23) (a) The agency shall establish rates at a level that
295 ensures no increase in statewide expenditures resulting from a
296 change in unit costs for county health departments effective
297 July 1, 2011. Reimbursement rates shall be as provided in the
298 General Appropriations Act.

299 (b)1. Base rate reimbursement for inpatient services under
300 a diagnosis-related group payment methodology shall be provided
301 in the General Appropriations Act.

302 2. Base rate reimbursement for outpatient services under
303 an enhanced ambulatory payment group methodology shall be
304 provided in the General Appropriations Act.

305 3. Prospective payment system reimbursement for nursing
306 home services shall be as provided in subsection (2) and in the
307 General Appropriations Act.

308 Section 13. The text of s. 409.908(23), Florida Statutes,
309 as carried forward from chapter 2019-116, Laws of Florida, by
310 this act expires July 1, 2021, and the text of that subsection

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

311 shall revert to that in existence on October 1, 2018, not
312 including any amendments made by chapter 2019-116, Laws of
313 Florida, except that any amendments to such text enacted other
314 than by this act and chapters 2019-116 and 2018-10, Laws of
315 Florida, shall be preserved and continue to operate to the
316 extent that such amendments are not dependent upon the portions
317 of text which expire pursuant to this section.

318 Section 14. In order to implement Specific Appropriation
319 209 of the 2020-2021 General Appropriations Act, and
320 notwithstanding the expiration date in section 21 of chapter
321 2019-116, Laws of Florida, subsection (26) of section 409.908,
322 Florida Statutes, is reenacted and amended to read:

323 409.908 Reimbursement of Medicaid providers.—Subject to
324 specific appropriations, the agency shall reimburse Medicaid
325 providers, in accordance with state and federal law, according
326 to methodologies set forth in the rules of the agency and in
327 policy manuals and handbooks incorporated by reference therein.
328 These methodologies may include fee schedules, reimbursement
329 methods based on cost reporting, negotiated fees, competitive
330 bidding pursuant to s. 287.057, and other mechanisms the agency
331 considers efficient and effective for purchasing services or
332 goods on behalf of recipients. If a provider is reimbursed based
333 on cost reporting and submits a cost report late and that cost
334 report would have been used to set a lower reimbursement rate
335 for a rate semester, then the provider's rate for that semester

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

336 shall be retroactively calculated using the new cost report, and
337 full payment at the recalculated rate shall be effected
338 retroactively. Medicare-granted extensions for filing cost
339 reports, if applicable, shall also apply to Medicaid cost
340 reports. Payment for Medicaid compensable services made on
341 behalf of Medicaid eligible persons is subject to the
342 availability of moneys and any limitations or directions
343 provided for in the General Appropriations Act or chapter 216.
344 Further, nothing in this section shall be construed to prevent
345 or limit the agency from adjusting fees, reimbursement rates,
346 lengths of stay, number of visits, or number of services, or
347 making any other adjustments necessary to comply with the
348 availability of moneys and any limitations or directions
349 provided for in the General Appropriations Act, provided the
350 adjustment is consistent with legislative intent.

351 (26) The agency may receive funds from state entities,
352 including, but not limited to, the Department of Health, local
353 governments, and other local political subdivisions, for the
354 purpose of making special exception payments and Low Income Pool
355 Program payments, including federal matching funds. Funds
356 received for this purpose shall be separately accounted for and
357 may not be commingled with other state or local funds in any
358 manner. The agency may certify all local governmental funds used
359 as state match under Title XIX of the Social Security Act to the
360 extent and in the manner authorized under the General

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

361 Appropriations Act and pursuant to an agreement between the
362 agency and the local governmental entity. In order for the
363 agency to certify such local governmental funds, a local
364 governmental entity must submit a final, executed letter of
365 agreement to the agency, which must be received by October 1 of
366 each fiscal year and provide the total amount of local
367 governmental funds authorized by the entity for that fiscal year
368 under the General Appropriations Act. The local governmental
369 entity shall use a certification form prescribed by the agency.
370 At a minimum, the certification form must identify the amount
371 being certified and describe the relationship between the
372 certifying local governmental entity and the local health care
373 provider. Local governmental funds outlined in the letters of
374 agreement must be received by the agency no later than October
375 31 of each fiscal year in which such funds are pledged, unless
376 an alternative plan is specifically approved by the agency. To
377 be eligible for low-income pool funding or other forms of
378 supplemental payments funded by intergovernmental transfers, and
379 in addition to any other applicable requirements, essential
380 providers under s. 409.975(1)(a)2. must offer to contract with
381 each managed care plan in their region and essential providers
382 under s. 409.975(1)(b)1. and 3. must offer to contract with each
383 managed care plan in the state. Before releasing such
384 supplemental payments, in the event the parties have not
385 executed network contracts, the agency shall evaluate the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

386 parties' efforts to complete negotiations. If such efforts
387 continue to fail, the agency shall withhold such supplemental
388 payments beginning in the third quarter of the fiscal year if it
389 determines that, based upon the totality of the circumstances,
390 the essential provider has negotiated with the managed care plan
391 in bad faith. If the agency determines that an essential
392 provider has negotiated in bad faith, it must notify the
393 essential provider at least 90 days in advance of the start of
394 the third quarter of the fiscal year, and afford the essential
395 provider hearing rights in accordance with chapter 120.

396 Section 15. The amendments to s. 409.908(26), Florida
397 Statutes, made by this act and carried forward from chapter
398 2019-116, Laws of Florida, by this act expire July 1, 2021, and
399 the text of that subsection shall revert to that in existence on
400 June 30, 2019, except that any amendments to such text enacted
401 other than by this act shall be preserved and continue to
402 operate to the extent that such amendments are not dependent
403 upon the portions of text which expire pursuant to this section.

404 Section 16. In order to implement Specific Appropriations
405 207, 211, 212, 214, 216, and 225 of the 2020-2021 General
406 Appropriations Act, subsection (12) of section 409.904, Florida
407 Statutes, is amended to read:

408 409.904 Optional payments for eligible persons.—The agency
409 may make payments for medical assistance and related services on
410 behalf of the following persons who are determined to be

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

411 eligible subject to the income, assets, and categorical
412 eligibility tests set forth in federal and state law. Payment on
413 behalf of these Medicaid eligible persons is subject to the
414 availability of moneys and any limitations established by the
415 General Appropriations Act or chapter 216.

416 (12) Effective July 1, 2020 ~~2019~~, the agency shall make
417 payments to Medicaid-covered services:

418 (a) For eligible children and pregnant women, retroactive
419 for a period of no more than 90 days before the month in which
420 an application for Medicaid is submitted.

421 (b) For eligible nonpregnant adults, retroactive to the
422 first day of the month in which an application for Medicaid is
423 submitted.

424

425 This subsection expires July 1, 2021 ~~2020~~.

426 Section 17. In order to implement Specific Appropriations
427 207, 211, 212, 214, 216, and 225 of the 2020-2021 General
428 Appropriations Act, by March 1, 2021, the Agency for Health Care
429 Administration shall submit to the Governor, the President of
430 the Senate, and the Speaker of the House of Representatives the
431 Medicaid Managed Care waiver independent evaluation regarding
432 the impact of the waiver of Medicaid retroactive eligibility on
433 beneficiaries and providers. The evaluation shall include, but
434 is not limited to:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

435 (1) Analysis of how the waiver of Medicaid retroactive
436 eligibility impacted enrollment continuity.

437 (2) Information on how hospitals and nursing facilities
438 have changed their enrollment procedures following the waiver of
439 Medicaid retroactive eligibility.

440 (3) The impact of the waiver of retroactive eligibility on
441 enrollee financial burden.

442 (4) The impact of the waiver of retroactive eligibility on
443 provider uncompensated care.

444 (5) The impact of the waiver of retroactive eligibility on
445 provider financial performance.

446 (6) Additional recommendations to improve outreach to
447 nonpregnant adults who would be eligible for Medicaid if they
448 applied before an event that requires hospital or nursing
449 facility care.

450
451 This section expires July 1, 2021.

452 Section 18. In order to implement Specific Appropriations
453 181 through 184 of the 2020-2021 General Appropriations Act, and
454 notwithstanding the expiration date in section 31 of chapter
455 2019-116, Laws of Florida, paragraph (b) of subsection (5) of
456 section 624.91, Florida Statutes, is reenacted to read:

457 624.91 The Florida Healthy Kids Corporation Act.—

458 (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.—

459 (b) The Florida Healthy Kids Corporation shall:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

460 1. Arrange for the collection of any family, local
461 contributions, or employer payment or premium, in an amount to
462 be determined by the board of directors, to provide for payment
463 of premiums for comprehensive insurance coverage and for the
464 actual or estimated administrative expenses.

465 2. Arrange for the collection of any voluntary
466 contributions to provide for payment of Florida Kidcare program
467 premiums for children who are not eligible for medical
468 assistance under Title XIX or Title XXI of the Social Security
469 Act.

470 3. Subject to the provisions of s. 409.8134, accept
471 voluntary supplemental local match contributions that comply
472 with the requirements of Title XXI of the Social Security Act
473 for the purpose of providing additional Florida Kidcare coverage
474 in contributing counties under Title XXI.

475 4. Establish the administrative and accounting procedures
476 for the operation of the corporation.

477 5. Establish, with consultation from appropriate
478 professional organizations, standards for preventive health
479 services and providers and comprehensive insurance benefits
480 appropriate to children, provided that such standards for rural
481 areas shall not limit primary care providers to board-certified
482 pediatricians.

483 6. Determine eligibility for children seeking to
484 participate in the Title XXI-funded components of the Florida

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

485 Kidcare program consistent with the requirements specified in s.
486 409.814, as well as the non-Title-XXI-eligible children as
487 provided in subsection (3).

488 7. Establish procedures under which providers of local
489 match to, applicants to and participants in the program may have
490 grievances reviewed by an impartial body and reported to the
491 board of directors of the corporation.

492 8. Establish participation criteria and, if appropriate,
493 contract with an authorized insurer, health maintenance
494 organization, or third-party administrator to provide
495 administrative services to the corporation.

496 9. Establish enrollment criteria that include penalties or
497 waiting periods of 30 days for reinstatement of coverage upon
498 voluntary cancellation for nonpayment of family premiums.

499 10. Contract with authorized insurers or any provider of
500 health care services, meeting standards established by the
501 corporation, for the provision of comprehensive insurance
502 coverage to participants. Such standards shall include criteria
503 under which the corporation may contract with more than one
504 provider of health care services in program sites. Health plans
505 shall be selected through a competitive bid process. The Florida
506 Healthy Kids Corporation shall purchase goods and services in
507 the most cost-effective manner consistent with the delivery of
508 quality medical care. The maximum administrative cost for a
509 Florida Healthy Kids Corporation contract shall be 15 percent.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

510 For health care contracts, the minimum medical loss ratio for a
511 Florida Healthy Kids Corporation contract shall be 85 percent.
512 For dental contracts, the remaining compensation to be paid to
513 the authorized insurer or provider under a Florida Healthy Kids
514 Corporation contract shall be no less than an amount which is 85
515 percent of premium; to the extent any contract provision does
516 not provide for this minimum compensation, this section shall
517 prevail. For an insurer or any provider of health care services
518 which achieves an annual medical loss ratio below 85 percent,
519 the Florida Healthy Kids Corporation shall validate the medical
520 loss ratio and calculate an amount to be refunded by the insurer
521 or any provider of health care services to the state which shall
522 be deposited into the General Revenue Fund unallocated. The
523 health plan selection criteria and scoring system, and the
524 scoring results, shall be available upon request for inspection
525 after the bids have been awarded.

526 11. Establish disenrollment criteria in the event local
527 matching funds are insufficient to cover enrollments.

528 12. Develop and implement a plan to publicize the Florida
529 Kidcare program, the eligibility requirements of the program,
530 and the procedures for enrollment in the program and to maintain
531 public awareness of the corporation and the program.

532 13. Secure staff necessary to properly administer the
533 corporation. Staff costs shall be funded from state and local
534 matching funds and such other private or public funds as become

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

535 available. The board of directors shall determine the number of
536 staff members necessary to administer the corporation.

537 14. In consultation with the partner agencies, provide a
538 report on the Florida Kidcare program annually to the Governor,
539 the Chief Financial Officer, the Commissioner of Education, the
540 President of the Senate, the Speaker of the House of
541 Representatives, and the Minority Leaders of the Senate and the
542 House of Representatives.

543 15. Provide information on a quarterly basis to the
544 Legislature and the Governor which compares the costs and
545 utilization of the full-pay enrolled population and the Title
546 XXI-subsidized enrolled population in the Florida Kidcare
547 program. The information, at a minimum, must include:

548 a. The monthly enrollment and expenditure for full-pay
549 enrollees in the Medikids and Florida Healthy Kids programs
550 compared to the Title XXI-subsidized enrolled population; and

551 b. The costs and utilization by service of the full-pay
552 enrollees in the Medikids and Florida Healthy Kids programs and
553 the Title XXI-subsidized enrolled population.

554 16. Establish benefit packages that conform to the
555 provisions of the Florida Kidcare program, as created in ss.
556 409.810-409.821.

557 Section 19. The text of s. 624.91(5)(b), Florida Statutes,
558 as carried forward from chapter 2019-116, Laws of Florida, by
559 this act expires July 1, 2021, and the text of that paragraph

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

560 shall revert to that in existence on June 30, 2019, except that
561 any amendments to such text enacted other than by this act shall
562 be preserved and continue to operate to the extent that such
563 amendments are not dependent upon the portions of text which
564 expire pursuant to this section.

565 Section 20. In order to implement Specific Appropriation
566 458 of the 2020-2021 General Appropriations Act, subsection (4)
567 of section 381.915, Florida Statutes, is amended to read:

568 381.915 Florida Consortium of National Cancer Institute
569 Centers Program.—

570 (4) Tier designations and corresponding weights within the
571 Florida Consortium of National Cancer Institute Centers Program
572 are as follows:

573 (a) Tier 1: Florida-based NCI-designated comprehensive
574 cancer centers, which shall be weighted at 1.5.

575 (b) Tier 2: Florida-based NCI-designated cancer centers,
576 which shall be weighted at 1.25.

577 (c) Tier 3: Florida-based cancer centers seeking
578 designation as either a NCI-designated cancer center or NCI-
579 designated comprehensive cancer center, which shall be weighted
580 at 1.0.

581 1. A cancer center shall meet the following minimum
582 criteria to be considered eligible for Tier 3 designation in any
583 given fiscal year:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

- 584 a. Conducting cancer-related basic scientific research and
585 cancer-related population scientific research;
- 586 b. Offering and providing the full range of diagnostic and
587 treatment services on site, as determined by the Commission on
588 Cancer of the American College of Surgeons;
- 589 c. Hosting or conducting cancer-related interventional
590 clinical trials that are registered with the NCI's Clinical
591 Trials Reporting Program;
- 592 d. Offering degree-granting programs or affiliating with
593 universities through degree-granting programs accredited or
594 approved by a nationally recognized agency and offered through
595 the center or through the center in conjunction with another
596 institution accredited by the Commission on Colleges of the
597 Southern Association of Colleges and Schools;
- 598 e. Providing training to clinical trainees, medical
599 trainees accredited by the Accreditation Council for Graduate
600 Medical Education or the American Osteopathic Association, and
601 postdoctoral fellows recently awarded a doctorate degree; and
- 602 f. Having more than \$5 million in annual direct costs
603 associated with their total NCI peer-reviewed grant funding.
- 604 2. The General Appropriations Act or accompanying
605 legislation may limit the number of cancer centers which shall
606 receive Tier 3 designations or provide additional criteria for
607 such designation.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

608 3. A cancer center's participation in Tier 3 may not
609 extend beyond July 1, 2021 ~~shall be limited to 6 years.~~

610 4. A cancer center that qualifies as a designated Tier 3
611 center under the criteria provided in subparagraph 1. by July 1,
612 2014, is authorized to pursue NCI designation as a cancer center
613 or a comprehensive cancer center until July 1, 2021 ~~for 6 years~~
614 ~~after qualification.~~

615 Section 21. The amendments to s. 381.915(4), Florida
616 Statutes, by this act expire July 1, 2021, and the text of that
617 subsection shall revert to that in existence on June 30, 2020,
618 except that any amendments to such text enacted other than by
619 this act shall be preserved and continue to operate to the
620 extent that such amendments are not dependent upon the portions
621 of text which expire pursuant to this section.

622 Section 22. In order to implement Specific Appropriations
623 536, 537, 542, and 545 of the 2020-2021 General Appropriations
624 Act, subsection (17) of section 893.055, Florida Statutes, is
625 amended to read:

626 893.055 Prescription drug monitoring program.—

627 (17) For the 2020-2021 ~~2019-2020~~ fiscal year only, neither
628 the Attorney General nor the department may use funds received
629 as part of a settlement agreement to administer the prescription
630 drug monitoring program. This subsection expires July 1, 2021
631 ~~2020~~.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

632 Section 23. In order to implement Specific Appropriation
633 208 of the 2020-2021 General Appropriations Act, subsections (2)
634 and (10) of section 409.911, Florida Statutes, are amended to
635 read:

636 409.911 Disproportionate share program.—Subject to
637 specific allocations established within the General
638 Appropriations Act and any limitations established pursuant to
639 chapter 216, the agency shall distribute, pursuant to this
640 section, moneys to hospitals providing a disproportionate share
641 of Medicaid or charity care services by making quarterly
642 Medicaid payments as required. Notwithstanding the provisions of
643 s. 409.915, counties are exempt from contributing toward the
644 cost of this special reimbursement for hospitals serving a
645 disproportionate share of low-income patients.

646 (2) The Agency for Health Care Administration shall use
647 the following actual audited data to determine the Medicaid days
648 and charity care to be used in calculating the disproportionate
649 share payment:

650 (a) The average of the 2012, 2013, and 2014 ~~2011, 2012,~~
651 ~~and 2013~~ audited disproportionate share data to determine each
652 hospital's Medicaid days and charity care for the 2020-2021
653 ~~2019-2020~~ state fiscal year.

654 (b) If the Agency for Health Care Administration does not
655 have the prescribed 3 years of audited disproportionate share
656 data as noted in paragraph (a) for a hospital, the agency shall

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

657 use the average of the years of the audited disproportionate
658 share data as noted in paragraph (a) which is available.

659 (c) In accordance with s. 1923(b) of the Social Security
660 Act, a hospital with a Medicaid inpatient utilization rate
661 greater than one standard deviation above the statewide mean or
662 a hospital with a low-income utilization rate of 25 percent or
663 greater shall qualify for reimbursement.

664 (10) Notwithstanding any provision of this section to the
665 contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, the
666 agency shall distribute moneys to hospitals providing a
667 disproportionate share of Medicaid or charity care services as
668 provided in the 2020-2021 ~~2019-2020~~ General Appropriations Act.
669 This subsection expires July 1, 2021 ~~2020~~.

670 Section 24. In order to implement Specific Appropriation
671 208 of the 2020-2021 General Appropriations Act, subsection (3)
672 of section 409.9113, Florida Statutes, is amended to read:

673 409.9113 Disproportionate share program for teaching
674 hospitals.—In addition to the payments made under s. 409.911,
675 the agency shall make disproportionate share payments to
676 teaching hospitals, as defined in s. 408.07, for their increased
677 costs associated with medical education programs and for
678 tertiary health care services provided to the indigent. This
679 system of payments must conform to federal requirements and
680 distribute funds in each fiscal year for which an appropriation
681 is made by making quarterly Medicaid payments. Notwithstanding

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

682 s. 409.915, counties are exempt from contributing toward the
683 cost of this special reimbursement for hospitals serving a
684 disproportionate share of low-income patients. The agency shall
685 distribute the moneys provided in the General Appropriations Act
686 to statutorily defined teaching hospitals and family practice
687 teaching hospitals, as defined in s. 395.805, pursuant to this
688 section. The funds provided for statutorily defined teaching
689 hospitals shall be distributed as provided in the General
690 Appropriations Act. The funds provided for family practice
691 teaching hospitals shall be distributed equally among family
692 practice teaching hospitals.

693 (3) Notwithstanding any provision of this section to the
694 contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, the
695 agency shall make disproportionate share payments to teaching
696 hospitals, as defined in s. 408.07, as provided in the 2020-2021
697 ~~2019-2020~~ General Appropriations Act. This subsection expires
698 July 1, 2021 ~~2020~~.

699 Section 25. In order to implement Specific Appropriation
700 208 of the 2020-2021 General Appropriations Act, subsection (4)
701 of section 409.9119, Florida Statutes, is amended to read:

702 409.9119 Disproportionate share program for specialty
703 hospitals for children.—In addition to the payments made under
704 s. 409.911, the Agency for Health Care Administration shall
705 develop and implement a system under which disproportionate
706 share payments are made to those hospitals that are separately

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

707 licensed by the state as specialty hospitals for children, have
708 a federal Centers for Medicare and Medicaid Services
709 certification number in the 3300-3399 range, have Medicaid days
710 that exceed 55 percent of their total days and Medicare days
711 that are less than 5 percent of their total days, and were
712 licensed on January 1, 2013, as specialty hospitals for
713 children. This system of payments must conform to federal
714 requirements and must distribute funds in each fiscal year for
715 which an appropriation is made by making quarterly Medicaid
716 payments. Notwithstanding s. 409.915, counties are exempt from
717 contributing toward the cost of this special reimbursement for
718 hospitals that serve a disproportionate share of low-income
719 patients. The agency may make disproportionate share payments to
720 specialty hospitals for children as provided for in the General
721 Appropriations Act.

722 (4) Notwithstanding any provision of this section to the
723 contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, for
724 hospitals achieving full compliance under subsection (3), the
725 agency shall make disproportionate share payments to specialty
726 hospitals for children as provided in the 2020-2021 ~~2019-2020~~
727 General Appropriations Act. This subsection expires July 1, 2021
728 ~~2020~~.

729 Section 26. In order to implement Specific Appropriations
730 201 through 228 of the 2020-2021 General Appropriations Act, and
731 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

732 Agency for Health Care Administration may submit a budget
733 amendment, subject to the notice, review, and objection
734 procedures of s. 216.177, Florida Statutes, to realign funding
735 within the Medicaid program appropriation categories to address
736 projected surpluses and deficits within the program and to
737 maximize the use of state trust funds. A single budget amendment
738 shall be submitted in the last quarter of the 2020-2021 fiscal
739 year only. This section expires July 1, 2021.

740 Section 27. In order to implement Specific Appropriation
741 406 of the 2020-2021 General Appropriations Act, and subject to
742 federal approval of the application to be a site for the Program
743 of All-Inclusive Care for the Elderly, the Agency for Health
744 Care Administration shall contract with one private health care
745 organization, the sole member of which is a private, not-for-
746 profit corporation that owns and manages health care
747 organizations that provide comprehensive long-term care
748 services, including nursing home, assisted living, independent
749 housing, home care, adult day care, and care management. This
750 organization shall provide these services to frail and elderly
751 persons who reside in Escambia, Okaloosa, and Santa Rosa
752 Counties. The organization is exempt from the requirements of
753 chapter 641, Florida Statutes. The agency, in consultation with
754 the Department of Elderly Affairs and subject to an
755 appropriation, shall approve up to 200 initial enrollees in the
756 Program of All-Inclusive Care for the Elderly established by

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

757 this organization to serve elderly persons who reside in
758 Escambia, Okaloosa, and Santa Rosa Counties. This section
759 expires July 1, 2021.

760 Section 28. In order to implement Specific Appropriation
761 406 of the 2020-2021 General Appropriations Act, subject to
762 federal approval of the application to be a site for the Program
763 of All-inclusive Care for the Elderly (PACE), the Agency for
764 Health Care Administration shall contract with one private, not-
765 for-profit hospital located in Miami-Dade County to provide
766 comprehensive services to frail and elderly persons residing in
767 Northwest Miami-Dade County, as defined by the agency. The
768 hospital is exempt from the requirements of chapter 641, Florida
769 Statutes. The agency, in consultation with the Department of
770 Elderly Affairs and subject to appropriation, shall approve up
771 to 100 initial enrollees in the Program of All-inclusive Care
772 for the Elderly established by this hospital to serve persons in
773 Northwest Miami-Dade County. This section is repealed July 1,
774 2021.

775 Section 29. In order to implement Specific Appropriation
776 406 of the 2020-2021 General Appropriations Act, subject to
777 federal approval of an application to be a provider of the
778 Program of All-inclusive Care for the Elderly (PACE), the Agency
779 for Health Care Administration shall contract with a private
780 organization that has demonstrated the ability to operate PACE
781 centers in more than one state and that serves more than 500

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

782 eligible PACE participants, to provide PACE services to frail
783 and elderly persons who reside in Hillsborough, Hernando or
784 Pasco Counties. The organization is exempt from the requirements
785 of chapter 641, Florida Statutes. The agency, in consultation
786 with the Department of Elderly Affairs and subject to the
787 appropriation of funds by the Legislature, shall approve up to
788 500 initial enrollees in the PACE program established by the
789 organization to serve frail and elderly persons who reside in
790 Hillsborough, Hernando, or Pasco Counties. This section expires
791 July 1, 2021.

792 Section 30. In order to implement Specific Appropriations
793 181 through 186 and 526 of the 2020-2021 General Appropriations
794 Act, and notwithstanding ss. 216.181 and 216.292, Florida
795 Statutes, the Agency for Health Care Administration and the
796 Department of Health may each submit a budget amendment, subject
797 to the notice, review, and objection procedures of s. 216.177,
798 Florida Statutes, to realign funding within the Florida Kidcare
799 program appropriation categories, or to increase budget
800 authority in the Children's Medical Services Network category,
801 to address projected surpluses and deficits within the program
802 or to maximize the use of state trust funds. A single budget
803 amendment must be submitted by each agency in the last quarter
804 of the 2020-2021 fiscal year only. This section expires July 1,
805 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

806 Section 31. In order to implement Specific Appropriations
807 468 through 470, 475, and 482 of the 2020-2021 General
808 Appropriations Act, subsection (17) of section 381.986, Florida
809 Statutes, is amended to read:

810 381.986 Medical use of marijuana.—

811 (17) Rules adopted pursuant to this section before July 1,
812 2021 ~~2020~~, are not subject to ss. 120.54(3)(b) and 120.541.
813 ~~Notwithstanding paragraph (8)(e), a medical marijuana treatment~~
814 ~~center may use a laboratory that has not been certified by the~~
815 ~~department under s. 381.988 until such time as at least one~~
816 ~~laboratory holds the required certification pursuant to s.~~
817 ~~381.988, but in no event later than July 1, 2020. This~~
818 subsection expires July 1, 2021 ~~2020~~.

819 Section 32. In order to implement Specific Appropriations
820 468 through 470, 475, and 482 of the 2020-2021 General
821 Appropriations Act, subsection (11) of section 381.988, Florida
822 Statutes, is amended to read:

823 381.988 Medical marijuana testing laboratories; marijuana
824 tests conducted by a certified laboratory.—

825 (11) Rules adopted under subsection (9) before July 1,
826 2021 ~~2020~~, are not subject to ss. 120.54(3)(b) and 120.541. This
827 subsection expires July 1, 2021 ~~2020~~.

828 Section 33. Effective July 1, 2020, upon the expiration
829 and reversion of the amendments made to subsection (1) of
830 section 14 of chapter 2017-232, Laws of Florida, pursuant to

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

831 section 42 of chapter 2019-116, Laws of Florida, and in order to
832 implement Specific Appropriations 468 through 470, 475, and 482
833 of the 2020-2021 General Appropriations Act, subsection (1) of
834 section 14 of chapter 2017-232, Laws of Florida, is amended to
835 read:

836 Section 14. Department of Health; authority to adopt
837 rules; cause of action.—

838 (1) EMERGENCY RULEMAKING.—

839 (a) The Department of Health and the applicable boards
840 shall adopt emergency rules pursuant to s. 120.54(4), Florida
841 Statutes, and this section necessary to implement ss. 381.986
842 and 381.988, Florida Statutes. If an emergency rule adopted
843 under this section is held to be unconstitutional or an invalid
844 exercise of delegated legislative authority, and becomes void,
845 the department or the applicable boards may adopt an emergency
846 rule pursuant to this section to replace the rule that has
847 become void. If the emergency rule adopted to replace the void
848 emergency rule is also held to be unconstitutional or an invalid
849 exercise of delegated legislative authority and becomes void,
850 the department and the applicable boards must follow the
851 nonemergency rulemaking procedures of the Administrative
852 Procedures Act to replace the rule that has become void.

853 (b) For emergency rules adopted under this section, the
854 department and the applicable boards need not make the findings
855 required by s. 120.54(4)(a), Florida Statutes. Emergency rules

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

856 adopted under this section are exempt from ss. 120.54(3)(b) and
857 120.541, Florida Statutes. The department and the applicable
858 boards shall meet the procedural requirements in s. 120.54(4)(a)
859 ~~s. 120.54(a)~~, Florida Statutes, if the department or the
860 applicable boards have, before July 1, 2019 ~~the effective date~~
861 ~~of this act~~, held any public workshops or hearings on the
862 subject matter of the emergency rules adopted under this
863 subsection. Challenges to emergency rules adopted under this
864 subsection are subject to the time schedules provided in s.
865 120.56(5), Florida Statutes.

866 (c) Emergency rules adopted under this section are exempt
867 from s. 120.54(4)(c), Florida Statutes, and shall remain in
868 effect until replaced by rules adopted under the nonemergency
869 rulemaking procedures of the Administrative Procedures Act.
870 Rules adopted under the nonemergency rulemaking procedures of
871 the Administrative Procedures Act to replace emergency rules
872 adopted under this section are exempt from ss. 120.54(3)(b) and
873 120.541, Florida Statutes. By July 1, 2021 ~~January 1, 2018~~, the
874 department and the applicable boards shall initiate nonemergency
875 rulemaking pursuant to the Administrative Procedures Act to
876 replace all emergency rules adopted under this section by
877 publishing a notice of rule development in the Florida
878 Administrative Register. Except as provided in paragraph (a),
879 after July 1, 2021 ~~January 1, 2018~~, the department and

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

880 applicable boards may not adopt rules pursuant to the emergency
881 rulemaking procedures provided in this section.

882 Section 34. The amendment to s. 14(1) of chapter 2017-232,
883 Laws of Florida, by this act expires July 1, 2021, and the text
884 of that subsection shall revert to that in existence on June 30,
885 2019, except that any amendments to such text enacted other than
886 by this act shall be preserved and continue to operate to the
887 extent that such amendments are not dependent upon the portions
888 of text which expire pursuant to this section.

889 Section 35. In order to implement Specific Appropriations
890 330 and 332 of the 2020-2021 General Appropriations Act, the
891 Department of Children and Families shall establish a formula to
892 distribute the recurring sums of \$19,627,812 from the General
893 Revenue Fund and \$15,668,869 from the Federal Grants Trust Fund
894 for actual and direct costs to implement the Guardianship
895 Assistance Program, including Level 1 foster care board
896 payments, licensing staff for community-based care lead
897 agencies, and guardianship assistance payments. This section
898 expires July 1, 2021.

899 Section 36. In order to implement Specific Appropriations
900 330, 332, 361, and 362 of the 2020-2021 General Appropriations
901 Act, and notwithstanding ss. 216.181 and 216.292, Florida
902 Statutes, the Department of Children and Families may submit a
903 budget amendment, subject to the notice, review, and objection
904 procedures of s. 216.177, Florida Statutes, to realign funding

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

905 within the department based on the implementation of the
906 Guardianship Assistance Program, between and among the specific
907 appropriations for guardianship assistance payments, foster care
908 Level 1 room and board payments, relative caregiver payments,
909 and nonrelative caregiver payments. This section expires July 1,
910 2021.

911 Section 37. In order to implement Specific Appropriations
912 554 through 560 and 562 of the 2020-2021 General Appropriations
913 Act, subsection (3) of section 296.37, Florida Statutes, is
914 amended to read:

915 296.37 Residents; contribution to support.—

916 (3) Notwithstanding subsection (1), each resident of the
917 home who receives a pension, compensation, or gratuity from the
918 United States Government, or income from any other source, of
919 more than \$130 per month shall contribute to his or her
920 maintenance and support while a resident of the home in
921 accordance with a payment schedule determined by the
922 administrator and approved by the director. The total amount of
923 such contributions shall be to the fullest extent possible, but,
924 in no case, shall exceed the actual cost of operating and
925 maintaining the home. This subsection expires July 1, 2021 ~~2020~~.

926 Section 38. In order to implement Specific Appropriations
927 471 and 510 of the 2020-2021 General Appropriations Act, and
928 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
929 Department of Health may submit a budget amendment, subject to

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

930 the notice, review, and objection procedures of s. 216.177,
931 Florida Statutes, to increase budget authority for the HIV/AIDS
932 Prevention and Treatment Program if additional federal revenues
933 specific to HIV/AIDS prevention and treatment become available
934 in the 2020-2021 fiscal year. This section expires July 1, 2021.

935 Section 39. In order to implement Specific Appropriations
936 348, 353, and 354 of the 2020-2021 General Appropriations Act,
937 and notwithstanding ss. 216.181 and 216.292, Florida Statutes,
938 the Department of Children and Families may submit a budget
939 amendment, subject to the notice, review, and objection
940 procedures of s. 216.177, Florida Statutes, to increase budget
941 authority for the Supplemental Nutrition Assistance Program if
942 additional federal revenue specific to the program becomes
943 available for the program in the 2020-2021 fiscal year. This
944 section expires July 1, 2021.

945 Section 40. In order to implement Specific Appropriations
946 312 through 315, 319, 320, 323, 328 through 330, and 332 of the
947 2020-2021 General Appropriations Act, and notwithstanding ss.
948 216.181 and 216.292, Florida Statutes, the Department of
949 Children and Families may submit a budget amendment, subject to
950 the notice, review, and objection procedures of s. 216.177,
951 Florida Statutes, to realign funding within the Family Safety
952 Program to maximize the use of Title IV-E and other federal
953 funds. This section expires July 1, 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

954 Section 41. In order to implement Specific Appropriations
955 215 and 226 of the 2020-2021 General Appropriations Act,
956 subsection (6) is added to section 409.968, Florida Statutes, to
957 read:

958 409.968 Managed care plan payments.—

959 (6) The agency shall withhold and set aside a portion of
960 the managed care rates from the rate cells for special needs and
961 home health services in the managed medical assistance and
962 managed long-term care programs to implement a home health
963 performance incentive program. The agency shall direct Medicaid
964 managed care plans to submit to the agency proposals to ensure
965 all covered and authorized home health services are provided to
966 recipients, methods for measuring provider compliance, and
967 mechanisms for documenting compliance to the agency. The plans
968 must implement a method for families and caregivers to report
969 provider failures to provide services in real time. The agency
970 may disburse the withheld portion of rate in the last quarter of
971 the fiscal year only if the agency documents in writing that the
972 plans ensured all covered and authorized home health services
973 were provided. This subsection expires July 1, 2021.

974 Section 42. In order to implement Specific Appropriation
975 195 of the 2020-2021 General Appropriations Act:

976 (1) The Agency for Health Care Administration shall
977 replace the current Florida Medicaid Management Information
978 System (FMMIS) and fiscal agent operations with a system that is

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

979 modular, interoperable, and scalable for the Florida Medicaid
980 program that complies with all applicable federal and state laws
981 and requirements. The agency may not include in the project to
982 replace the current FMMIS and fiscal agent contract:

983 (a) Functionality that duplicates any of the information
984 systems of the other health and human services state agencies;
985 or

986 (b) Procurement for agency requirements external to
987 Medicaid programs with the intent to leverage the Medicaid
988 technology infrastructure for other purposes without legislative
989 appropriation or legislative authorization to procure these
990 requirements.

991
992 The new system, the Florida Health Care Connection (FX) system,
993 must provide better integration with subsystems supporting
994 Florida's Medicaid program; uniformity, consistency, and
995 improved access to data; and compatibility with the Centers for
996 Medicare and Medicaid Services' Medicaid Information Technology
997 Architecture (MITA) as the system matures and expands its
998 functionality.

999 (2) For purposes of replacing FMMIS and the current
1000 Medicaid fiscal agent, the Agency for Health Care Administration
1001 shall:

1002 (a) Prioritize procurements for the replacement of the
1003 current functions of FMMIS and the responsibilities of the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1004 current Medicaid fiscal agent, to minimize the need to extend
1005 all or portions of the current fiscal agent contract.

1006 (b) Comply with and not exceed the Centers for Medicare
1007 and Medicaid Services funding authorizations for the FX system.

1008 (c) Ensure compliance and uniformity with published MITA
1009 framework and guidelines.

1010 (d) Ensure that all business requirements and technical
1011 specifications have been provided to all affected state agencies
1012 for their review and input and approved by the executive
1013 steering committee established in paragraph (g).

1014 (e) Consult with the Executive Office of the Governor's
1015 working group for interagency information technology integration
1016 for the development of competitive solicitations that provide
1017 for data interoperability and shared information technology
1018 services across the state's health and human services agencies.

1019 (f) Implement a data governance structure for the project
1020 to coordinate data sharing and interoperability across state
1021 healthcare entities.

1022 (g) Implement a project governance structure that includes
1023 an executive steering committee composed of:

1024 1. The Secretary of Health Care Administration, or the
1025 executive sponsor of the project.

1026 2. The Assistant Secretary for Child Welfare of the
1027 Department of Children and Families, or his or her designee.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1028 3. The Assistant Secretary for Economic Self-Sufficiency
1029 of the Department of Children and Families, or his or her
1030 designee.

1031 4. Two employees from the Division of Medicaid of the
1032 Agency for Health Care Administration, appointed by the
1033 Secretary of Health Care Administration.

1034 5. A representative of the Division of Health Quality
1035 Assurance of the Agency for Health Care Administration,
1036 appointed by the Secretary of Health Care Administration.

1037 6. A representative of the Florida Center for Health
1038 Information and Transparency of the Agency for Health Care
1039 Administration, appointed by the Secretary of Health Care
1040 Administration.

1041 7. A representative of the Division of Operations of the
1042 Agency for Health Care Administration, appointed by the
1043 Secretary of Health Care Administration.

1044 8. The Chief Information Officer of the Agency for Health
1045 Care Administration, or his or her designee.

1046 9. The state chief information officer or designee.

1047 10. The Deputy Secretary for Children's Medical Services
1048 of the Department of Health, or his or her designee.

1049 11. A representative of the Agency for Persons with
1050 Disabilities who has experience with the preparation and
1051 submission of waivers to the Centers for Medicare and Medicaid

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1052 Services, appointed by the director of the Agency for Persons
1053 with Disabilities.

1054 12. A representative from the Florida Healthy Kids
1055 Corporation.

1056 13. A representative from the Department of Elderly
1057 Affairs who has experience with the Medicaid Program within that
1058 department, appointed by the Secretary of Elderly Affairs.

1059 14. A representative of the Department of Financial
1060 Services who has experience with the state's financial processes
1061 including development of the PALM system, appointed by the Chief
1062 Financial Officer.

1063 (3) The Secretary of Health Care Administration or the
1064 executive sponsor of the project shall serve as chair of the
1065 executive steering committee, and the committee shall take
1066 action by a vote of at least 10 affirmative votes with the chair
1067 voting on the prevailing side. A quorum of the executive
1068 steering committee consists of at least 11 members.

1069 (4) The executive steering committee has the overall
1070 responsibility for ensuring that the project to replace FMMIS
1071 and the Medicaid fiscal agent meets its primary business
1072 objectives and shall:

1073 (a) Identify and recommend to the Executive Office of the
1074 Governor, the President of the Senate, and the Speaker of the
1075 House of Representatives any statutory changes needed to
1076 implement the modular replacement to standardize, to the fullest

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1077 extent possible, the state's healthcare data and business
1078 processes.

1079 (b) Review and approve any changes to the project's scope,
1080 schedule, and budget which do not conflict with the requirements
1081 of subsections (1) and (2).

1082 (c) Ensure that adequate resources are provided throughout
1083 all phases of the project.

1084 (d) Approve all major project deliverables.

1085 (e) Approve all solicitation-related documents associated
1086 with the replacement of the current FMMIS and Medicaid fiscal
1087 agent.

1088 (5) This section expires July 1, 2021.

1089 Section 43. Effective upon this act becoming a law, in
1090 order to implement Specific Appropriation 316 of section 3 of
1091 chapter 2019-115, Laws of Florida, and notwithstanding ss.
1092 216.181 and 216.292, Florida Statutes, the Department of
1093 Children and Families may submit a budget amendment, subject to
1094 the notice, review, and objection procedures of s. 216.177,
1095 Florida Statutes, to realign use of the funds appropriated in
1096 Specific Appropriation 316 to implement programs and to manage
1097 and deliver services for the state's domestic violence program,
1098 including implementing statutory directives contained in chapter
1099 39, Florida Statutes, as amended by chapter 2020-6, Laws of
1100 Florida, implementing special projects, coordinating a strong
1101 families and domestic violence campaign, implementing the child

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1102 welfare and domestic violence co-location projects, and
1103 conducting training and providing technical assistance to
1104 certified domestic violence centers and allied professionals and
1105 which remain unobligated and unexpended as of April 29, 2020,
1106 within, among, and between budget categories in the Family
1107 Safety Program. This section expires July 1, 2020.

1108 Section 44. In order to implement Specific Appropriation
1109 321 of the 2020-2021 General Appropriations Act, and
1110 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
1111 Department of Children and Families may submit a budget
1112 amendment, subject to the notice, review, and objection
1113 procedures of s. 216.177, Florida Statutes, to realign use of
1114 the funds appropriated in Specific Appropriation 321 to
1115 implement programs and manage and deliver services for the
1116 state's domestic violence program, including implementing
1117 statutory directives contained in chapter 39, Florida Statutes,
1118 as amended by chapter 2020-6, Laws of Florida, implementing
1119 special projects, coordinating a strong families and domestic
1120 violence campaign, implementing the child welfare and domestic
1121 violence co-location projects, and conducting training and
1122 providing technical assistance to certified domestic violence
1123 centers and allied professionals, within, among, and between
1124 budget categories in the Family Safety Program. This section
1125 expires July 1, 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1126 Section 45. In order to implement Specific Appropriation
1127 226 of the 2020-2021 General Appropriations Act, subsection (1)
1128 of section 409.984, Florida Statutes, is amended to read:

1129 409.984 Enrollment in a long-term care managed care plan.—

1130 (1) The agency shall automatically enroll into a long-term
1131 care managed care plan those Medicaid recipients who do not
1132 voluntarily choose a plan pursuant to s. 409.969. The agency
1133 shall automatically enroll recipients in plans that meet or
1134 exceed the performance or quality standards established pursuant
1135 to s. 409.967 and may not automatically enroll recipients in a
1136 plan that is deficient in those performance or quality
1137 standards. If a recipient is deemed dually eligible for Medicaid
1138 and Medicare services and is currently receiving Medicare
1139 services from an entity qualified under 42 C.F.R. part 422 as a
1140 Medicare Advantage Preferred Provider Organization, Medicare
1141 Advantage Provider-sponsored Organization, or Medicare Advantage
1142 Special Needs Plan, the agency shall automatically enroll the
1143 recipient in such plan for Medicaid services if the plan is
1144 currently participating in the long-term care managed care
1145 program. For a dually eligible recipient receiving Medicare
1146 services from an entity qualified under 42 C.F.R. part 422 who
1147 is not participating in the long-term care managed care program,
1148 the agency shall automatically enroll the dually eligible
1149 recipient in a long-term care plan that has established a
1150 collaboration and coordination agreement with that

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1151 nonparticipating entity, if the agency determines the agreement
1152 is sufficient to ensure provision of all required services in a
1153 manner consistent with state and federal requirements. Except as
1154 otherwise provided in this part, the agency may not engage in
1155 practices that are designed to favor one managed care plan over
1156 another.

1157 Section 46. The amendments to s. 409.984(1), Florida
1158 Statutes, by this act expire July 1, 2021, and the text of that
1159 subsection shall revert to that in existence on June 30, 2020,
1160 except that any amendments to such text enacted other than by
1161 this act shall be preserved and continue to operate to the
1162 extent that such amendments are not dependent upon the portion
1163 of text which expires pursuant to this section.

1164 Section 47. In order to implement Specific Appropriations
1165 225 and 226 of the 2020-2021 General Appropriations Act,
1166 paragraph (b) of subsection (2) of section 409.908, Florida
1167 Statutes, is amended to read:

1168 409.908 Reimbursement of Medicaid providers.—Subject to
1169 specific appropriations, the agency shall reimburse Medicaid
1170 providers, in accordance with state and federal law, according
1171 to methodologies set forth in the rules of the agency and in
1172 policy manuals and handbooks incorporated by reference therein.
1173 These methodologies may include fee schedules, reimbursement
1174 methods based on cost reporting, negotiated fees, competitive
1175 bidding pursuant to s. 287.057, and other mechanisms the agency

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1176 considers efficient and effective for purchasing services or
1177 goods on behalf of recipients. If a provider is reimbursed based
1178 on cost reporting and submits a cost report late and that cost
1179 report would have been used to set a lower reimbursement rate
1180 for a rate semester, then the provider's rate for that semester
1181 shall be retroactively calculated using the new cost report, and
1182 full payment at the recalculated rate shall be effected
1183 retroactively. Medicare-granted extensions for filing cost
1184 reports, if applicable, shall also apply to Medicaid cost
1185 reports. Payment for Medicaid compensable services made on
1186 behalf of Medicaid eligible persons is subject to the
1187 availability of moneys and any limitations or directions
1188 provided for in the General Appropriations Act or chapter 216.
1189 Further, nothing in this section shall be construed to prevent
1190 or limit the agency from adjusting fees, reimbursement rates,
1191 lengths of stay, number of visits, or number of services, or
1192 making any other adjustments necessary to comply with the
1193 availability of moneys and any limitations or directions
1194 provided for in the General Appropriations Act, provided the
1195 adjustment is consistent with legislative intent.

1196 (2)

1197 (b) Subject to any limitations or directions in the
1198 General Appropriations Act, the agency shall establish and
1199 implement a state Title XIX Long-Term Care Reimbursement Plan
1200 for nursing home care in order to provide care and services in

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1201 conformance with the applicable state and federal laws, rules,
1202 regulations, and quality and safety standards and to ensure that
1203 individuals eligible for medical assistance have reasonable
1204 geographic access to such care.

1205 1. The agency shall amend the long-term care reimbursement
1206 plan and cost reporting system to create direct care and
1207 indirect care subcomponents of the patient care component of the
1208 per diem rate. These two subcomponents together shall equal the
1209 patient care component of the per diem rate. Separate prices
1210 shall be calculated for each patient care subcomponent,
1211 initially based on the September 2016 rate setting cost reports
1212 and subsequently based on the most recently audited cost report
1213 used during a rebasing year. The direct care subcomponent of the
1214 per diem rate for any providers still being reimbursed on a cost
1215 basis shall be limited by the cost-based class ceiling, and the
1216 indirect care subcomponent may be limited by the lower of the
1217 cost-based class ceiling, the target rate class ceiling, or the
1218 individual provider target. The ceilings and targets apply only
1219 to providers being reimbursed on a cost-based system. Effective
1220 October 1, 2018, a prospective payment methodology shall be
1221 implemented for rate setting purposes with the following
1222 parameters:

1223 a. Peer Groups, including:

1224 (I) North-SMMC Regions 1-9, less Palm Beach and Okeechobee
1225 Counties; and

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

- 1226 (II) South-SMMC Regions 10-11, plus Palm Beach and
- 1227 Okeechobee Counties.
- 1228 b. Percentage of Median Costs based on the cost reports
- 1229 used for September 2016 rate setting:
- 1230 (I) Direct Care Costs.....100 percent.
- 1231 (II) Indirect Care Costs.....92 percent.
- 1232 (III) Operating Costs.....86 percent.
- 1233 c. Floors:
- 1234 (I) Direct Care Component.....95 percent.
- 1235 (II) Indirect Care Component.....92.5 percent.
- 1236 (III) Operating Component.....None.
- 1237 d. Pass-through Payments.....Real Estate and
- 1238 Personal Property
- 1239 Taxes and Property Insurance.
- 1240 e. Quality Incentive Program Payment Pool....6.5 percent of
- 1241 September
- 1242 2016 non-property related
- 1243 payments of included facilities.
- 1244 f. Quality Score Threshold to Quality for Quality
- 1245 Incentive
- 1246 Payment.....20th percentile of included facilities.
- 1247 g. Fair Rental Value System Payment Parameters:
- 1248 (I) Building Value per Square Foot based on 2018 RS Means.
- 1249 (II) Land Valuation.....10 percent of Gross Building value.
- 1250 (III) Facility Square Footage.....Actual Square Footage.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

- 1251 (IV) Moveable Equipment Allowance.....\$8,000 per bed.
- 1252 (V) Obsolescence Factor.....1.5 percent.
- 1253 (VI) Fair Rental Rate of Return.....8 percent.
- 1254 (VII) Minimum Occupancy.....90 percent.
- 1255 (VIII) Maximum Facility Age.....40 years.
- 1256 (IX) Minimum Square Footage per Bed.....350.
- 1257 (X) Maximum Square Footage for Bed.....500.
- 1258 (XI) Minimum Cost of a renovation/replacements.....\$500 per

1259 bed.

1260 h. Ventilator Supplemental payment of \$200 per Medicaid
1261 day of 40,000 ventilator Medicaid days per fiscal year.

1262 2. The direct care subcomponent shall include salaries and
1263 benefits of direct care staff providing nursing services
1264 including registered nurses, licensed practical nurses, and
1265 certified nursing assistants who deliver care directly to
1266 residents in the nursing home facility, allowable therapy costs,
1267 and dietary costs. This excludes nursing administration, staff
1268 development, the staffing coordinator, and the administrative
1269 portion of the minimum data set and care plan coordinators. The
1270 direct care subcomponent also includes medically necessary
1271 dental care, vision care, hearing care, and podiatric care.

1272 3. All other patient care costs shall be included in the
1273 indirect care cost subcomponent of the patient care per diem
1274 rate, including complex medical equipment, medical supplies, and
1275 other allowable ancillary costs. Costs may not be allocated

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1276 directly or indirectly to the direct care subcomponent from a
1277 home office or management company.

1278 4. On July 1 of each year, the agency shall report to the
1279 Legislature direct and indirect care costs, including average
1280 direct and indirect care costs per resident per facility and
1281 direct care and indirect care salaries and benefits per category
1282 of staff member per facility.

1283 5. Every fourth year, the agency shall rebase nursing home
1284 prospective payment rates to reflect changes in cost based on
1285 the most recently audited cost report for each participating
1286 provider.

1287 6. A direct care supplemental payment may be made to
1288 providers whose direct care hours per patient day are above the
1289 80th percentile and who provide Medicaid services to a larger
1290 percentage of Medicaid patients than the state average.

1291 7. For the period beginning July 1, 2020, the agency shall
1292 establish a unit cost increase as an equal percentage for each
1293 nursing home.

1294 ~~8.7.~~ For the period beginning on October 1, 2018, and
1295 ending on September 30, 2021, the agency shall reimburse
1296 providers the greater of their September 2016 cost-based rate
1297 plus the July 1, 2020, unit cost increase or their prospective
1298 payment rate plus the July 1, 2020, unit cost increase.
1299 Effective October 1, 2021, the agency shall reimburse providers
1300 the greater of 95 percent of their cost-based rate plus the July

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1301 1, 2020, unit cost increase or their rebased prospective payment
1302 rate plus the July 1, 2020, unit cost increase, using the most
1303 recently audited cost report for each facility. This
1304 subparagraph shall expire September 30, 2023.

1305 ~~9.8.~~ Pediatric, Florida Department of Veterans Affairs,
1306 and government-owned facilities are exempt from the pricing
1307 model established in this subsection and shall remain on a cost-
1308 based prospective payment system. Effective October 1, 2018, the
1309 agency shall set rates for all facilities remaining on a cost-
1310 based prospective payment system using each facility's most
1311 recently audited cost report, eliminating retroactive
1312 settlements.

1313
1314 It is the intent of the Legislature that the reimbursement plan
1315 achieve the goal of providing access to health care for nursing
1316 home residents who require large amounts of care while
1317 encouraging diversion services as an alternative to nursing home
1318 care for residents who can be served within the community. The
1319 agency shall base the establishment of any maximum rate of
1320 payment, whether overall or component, on the available moneys
1321 as provided for in the General Appropriations Act. The agency
1322 may base the maximum rate of payment on the results of
1323 scientifically valid analysis and conclusions derived from
1324 objective statistical data pertinent to the particular maximum
1325 rate of payment.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1326 Section 48. The amendments to s. 409.908(2)(b), Florida
1327 Statutes, by this act expire July 1, 2021, and the text of that
1328 paragraph shall revert to that in existence on July 1, 2019,
1329 except that any amendments to such text enacted other than by
1330 this act shall be preserved and continue to operate to the
1331 extent that such amendments are not dependent upon the portions
1332 of text which expire pursuant to this section.

1333 Section 49. Effective upon becoming law, in order to
1334 implement Specific Appropriations 426 through 545 of the 2019-
1335 2020 General Appropriations Act and Specific Appropriations 426
1336 through 545 of the 2020-2021 General Appropriations Act, and
1337 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
1338 Department of Health may submit a budget amendment, subject to
1339 the notice, review, and objection procedures of s. 216.177,
1340 Florida Statutes, to increase budget authority for public health
1341 emergencies declared pursuant to s. 381.00315, Florida Statutes,
1342 if additional federal revenues specific to response to a
1343 declared public health emergency become available in the 2019-
1344 2020 or 2020-2021 fiscal year. This section expires July 1,
1345 2021.

1346 Section 50. In order to implement Specific Appropriations
1347 225 and 226 of the 2020-2021 General Appropriations Act, upon
1348 the expiration and reversion of the amendment made to section
1349 400.179, Florida Statutes, pursuant to section 29 of chapter

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1350 2019-116, Laws of Florida, paragraph (d) of subsection (2) of
1351 section 400.179, Florida Statutes, is amended to read:

1352 400.179 Liability for Medicaid underpayments and
1353 overpayments.—

1354 (2) Because any transfer of a nursing facility may expose
1355 the fact that Medicaid may have underpaid or overpaid the
1356 transferor, and because in most instances, any such underpayment
1357 or overpayment can only be determined following a formal field
1358 audit, the liabilities for any such underpayments or
1359 overpayments shall be as follows:

1360 (d) Where the transfer involves a facility that has been
1361 leased by the transferor:

1362 1. The transferee shall, as a condition to being issued a
1363 license by the agency, acquire, maintain, and provide proof to
1364 the agency of a bond with a term of 30 months, renewable
1365 annually, in an amount not less than the total of 3 months'
1366 Medicaid payments to the facility computed on the basis of the
1367 preceding 12-month average Medicaid payments to the facility.

1368 2. A leasehold licensee may meet the requirements of
1369 subparagraph 1. by payment of a nonrefundable fee, paid at
1370 initial licensure, paid at the time of any subsequent change of
1371 ownership, and paid annually thereafter, in the amount of 1
1372 percent of the total of 3 months' Medicaid payments to the
1373 facility computed on the basis of the preceding 12-month average
1374 Medicaid payments to the facility. If a preceding 12-month

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1375 average is not available, projected Medicaid payments may be
1376 used. The fee shall be deposited into the Grants and Donations
1377 Trust Fund and shall be accounted for separately as a Medicaid
1378 nursing home overpayment account. These fees shall be used at
1379 the sole discretion of the agency to repay nursing home Medicaid
1380 overpayments or for enhanced payments to nursing facilities as
1381 specified in the General Appropriations Act or other law.
1382 Payment of this fee shall not release the licensee from any
1383 liability for any Medicaid overpayments, nor shall payment bar
1384 the agency from seeking to recoup overpayments from the licensee
1385 and any other liable party. As a condition of exercising this
1386 lease bond alternative, licensees paying this fee must maintain
1387 an existing lease bond through the end of the 30-month term
1388 period of that bond. The agency is herein granted specific
1389 authority to promulgate all rules pertaining to the
1390 administration and management of this account, including
1391 withdrawals from the account, subject to federal review and
1392 approval. This provision shall take effect upon becoming law and
1393 shall apply to any leasehold license application. The financial
1394 viability of the Medicaid nursing home overpayment account shall
1395 be determined by the agency through annual review of the account
1396 balance and the amount of total outstanding, unpaid Medicaid
1397 overpayments owing from leasehold licensees to the agency as
1398 determined by final agency audits. By March 31 of each year, the
1399 agency shall assess the cumulative fees collected under this

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1400 subparagraph, minus any amounts used to repay nursing home
1401 Medicaid overpayments and amounts transferred to contribute to
1402 the General Revenue Fund pursuant to s. 215.20. If the net
1403 cumulative collections, minus amounts utilized to repay nursing
1404 home Medicaid overpayments, exceed \$10 ~~\$25~~ million, the
1405 provisions of this subparagraph shall not apply for the
1406 subsequent fiscal year.

1407 3. The leasehold licensee may meet the bond requirement
1408 through other arrangements acceptable to the agency. The agency
1409 is herein granted specific authority to promulgate rules
1410 pertaining to lease bond arrangements.

1411 4. All existing nursing facility licensees, operating the
1412 facility as a leasehold, shall acquire, maintain, and provide
1413 proof to the agency of the 30-month bond required in
1414 subparagraph 1., above, on and after July 1, 1993, for each
1415 license renewal.

1416 5. It shall be the responsibility of all nursing facility
1417 operators, operating the facility as a leasehold, to renew the
1418 30-month bond and to provide proof of such renewal to the agency
1419 annually.

1420 6. Any failure of the nursing facility operator to
1421 acquire, maintain, renew annually, or provide proof to the
1422 agency shall be grounds for the agency to deny, revoke, and
1423 suspend the facility license to operate such facility and to
1424 take any further action, including, but not limited to,

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1425 enjoining the facility, asserting a moratorium pursuant to part
1426 II of chapter 408, or applying for a receiver, deemed necessary
1427 to ensure compliance with this section and to safeguard and
1428 protect the health, safety, and welfare of the facility's
1429 residents. A lease agreement required as a condition of bond
1430 financing or refinancing under s. 154.213 by a health facilities
1431 authority or required under s. 159.30 by a county or
1432 municipality is not a leasehold for purposes of this paragraph
1433 and is not subject to the bond requirement of this paragraph.

1434 Section 51. The amendment to s. 400.179(2)(d), Florida
1435 Statutes, by this act expires July 1, 2021, and the text of that
1436 paragraph shall revert to that in existence on June 30, 2019,
1437 except that any amendments to such text enacted other than by
1438 this act shall be preserved and continue to operate to the
1439 extent that such amendments are not dependent upon the portions
1440 of text which expire pursuant to this section.

1441 Section 52. In order to implement Specific Appropriations
1442 582 through 673 and 685 through 720 of the 2020-2021 General
1443 Appropriations Act, subsection (4) of section 216.262, Florida
1444 Statutes, is amended to read:

1445 216.262 Authorized positions.—

1446 (4) Notwithstanding the provisions of this chapter
1447 relating to increasing the number of authorized positions, and
1448 for the 2020-2021 ~~2019-2020~~ fiscal year only, if the actual
1449 inmate population of the Department of Corrections exceeds the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1450 inmate population projections of the December 17 ~~February 22~~,
1451 2019, Criminal Justice Estimating Conference by 1 percent for 2
1452 consecutive months or 2 percent for any month, the Executive
1453 Office of the Governor, with the approval of the Legislative
1454 Budget Commission, shall immediately notify the Criminal Justice
1455 Estimating Conference, which shall convene as soon as possible
1456 to revise the estimates. The Department of Corrections may then
1457 submit a budget amendment requesting the establishment of
1458 positions in excess of the number authorized by the Legislature
1459 and additional appropriations from unallocated general revenue
1460 sufficient to provide for essential staff, fixed capital
1461 improvements, and other resources to provide classification,
1462 security, food services, health services, and other variable
1463 expenses within the institutions to accommodate the estimated
1464 increase in the inmate population. All actions taken pursuant to
1465 this subsection are subject to review and approval by the
1466 Legislative Budget Commission. This subsection expires July 1,
1467 2021 ~~2020~~.

1468 Section 53. In order to implement Specific Appropriation
1469 707 of the 2020-2021 General Appropriations Act, and upon the
1470 expiration and reversion of the amendments made by section 52 of
1471 chapter 2019-116, Laws of Florida, paragraph (b) of subsection
1472 (8) of section 1011.80, Florida Statutes, is amended to read:

1473 1011.80 Funds for operation of workforce education
1474 programs.—

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1475 (8)

1476 (b) State funds provided for the operation of
1477 postsecondary workforce programs may not be expended for the
1478 education of state or federal inmates, except to the extent that
1479 such funds are specifically appropriated for such purpose in the
1480 2020-2021 General Appropriations Act with more than 24 months of
1481 time remaining to serve on their sentences or federal inmates.

1482 Section 54. The amendment made to s. 1011.80(8)(b),
1483 Florida Statutes, by this act expires July 1, 2021, and the text
1484 of that paragraph shall revert to that in existence on July 1,
1485 2019, but not including any amendments made by this act or
1486 chapters 2019-116 and 2018-10, Laws of Florida, and any
1487 amendments to such text enacted other than by this act shall be
1488 preserved and continue to operate to the extent that such
1489 amendments are not dependent upon the portions of text which
1490 expire pursuant to this section.

1491 Section 55. In order to implement Specific Appropriations
1492 3187 through 3253 of the 2020-2021 General Appropriations Act,
1493 subsection (2) of section 215.18, Florida Statutes, is amended
1494 to read:

1495 215.18 Transfers between funds; limitation.—

1496 (2) The Chief Justice of the Supreme Court may receive one
1497 or more trust fund loans to ensure that the state court system
1498 has funds sufficient to meet its appropriations in the 2020-2021
1499 2019-2020 General Appropriations Act. If the Chief Justice

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1500 accesses the loan, he or she must notify the Governor and the
1501 chairs of the legislative appropriations committees in writing.
1502 The loan must come from other funds in the State Treasury which
1503 are for the time being or otherwise in excess of the amounts
1504 necessary to meet the just requirements of such last-mentioned
1505 funds. The Governor shall order the transfer of funds within 5
1506 days after the written notification from the Chief Justice. If
1507 the Governor does not order the transfer, the Chief Financial
1508 Officer shall transfer the requested funds. The loan of funds
1509 from which any money is temporarily transferred must be repaid
1510 by the end of the 2020-2021 ~~2019-2020~~ fiscal year. This
1511 subsection expires July 1, 2021 ~~2020~~.

1512 Section 56. (1) In order to implement Specific
1513 Appropriations 1120 through 1131 of the 2020-2021 General
1514 Appropriations Act, the Department of Juvenile Justice is
1515 required to review county juvenile detention payments to ensure
1516 that counties fulfill their financial responsibilities required
1517 in s. 985.6865, Florida Statutes. If the Department of Juvenile
1518 Justice determines that a county has not met its obligations,
1519 the department shall direct the Department of Revenue to deduct
1520 the amount owed to the Department of Juvenile Justice from the
1521 funds provided to the county under s. 218.23, Florida Statutes.
1522 The Department of Revenue shall transfer the funds withheld to
1523 the Shared County/State Juvenile Detention Trust Fund.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1524 (2) As an assurance to holders of bonds issued by counties
1525 before July 1, 2020, for which distributions made pursuant to s.
1526 218.23, Florida Statutes, are pledged, or bonds issued to refund
1527 such bonds which mature no later than the bonds they refunded
1528 and which result in a reduction of debt service payable in each
1529 fiscal year, the amount available for distribution to a county
1530 shall remain as provided by law and continue to be subject to
1531 any lien or claim on behalf of the bondholders. The Department
1532 of Revenue must ensure, based on information provided by an
1533 affected county, that any reduction in amounts distributed
1534 pursuant to subsection (1) does not reduce the amount of
1535 distribution to a county below the amount necessary for the
1536 timely payment of principal and interest when due on the bonds
1537 and the amount necessary to comply with any covenant under the
1538 bond resolution or other documents relating to the issuance of
1539 the bonds. If a reduction to a county's monthly distribution
1540 must be decreased in order to comply with this section, the
1541 Department of Revenue must notify the Department of Juvenile
1542 Justice of the amount of the decrease, and the Department of
1543 Juvenile Justice must send a bill for payment of such amount to
1544 the affected county.

1545 (3) This section expires July 1, 2021.

1546 Section 57. In order to implement Specific Appropriations
1547 731 through 752, 916 through 1062, and 1083 through 1119 of the
1548 2020-2021 General Appropriations Act, and notwithstanding the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1549 expiration date in section 57 of chapter 2019-116, Laws of
1550 Florida, subsection (1), paragraph (a) of subsection (2),
1551 paragraph (a) of subsection (3), and subsections (5), (6), and
1552 (7) of that section are reenacted, to read:

1553 27.40 Court-appointed counsel; circuit registries; minimum
1554 requirements; appointment by court.—

1555 (1) Counsel shall be appointed to represent any individual
1556 in a criminal or civil proceeding entitled to court-appointed
1557 counsel under the Federal or State Constitution or as authorized
1558 by general law. The court shall appoint a public defender to
1559 represent indigent persons as authorized in s. 27.51. The office
1560 of criminal conflict and civil regional counsel shall be
1561 appointed to represent persons in those cases in which provision
1562 is made for court-appointed counsel, but only after the public
1563 defender has certified to the court in writing that the public
1564 defender is unable to provide representation due to a conflict
1565 of interest or is not authorized to provide representation. The
1566 public defender shall report, in the aggregate, the specific
1567 basis of all conflicts of interest certified to the court. On a
1568 quarterly basis, the public defender shall submit this
1569 information to the Justice Administrative Commission.

1570 (2) (a) Private counsel shall be appointed to represent
1571 persons in those cases in which provision is made for court-
1572 appointed counsel but only after the office of criminal conflict
1573 and civil regional counsel has been appointed and has certified

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1574 to the court in writing that the criminal conflict and civil
1575 regional counsel is unable to provide representation due to a
1576 conflict of interest. The criminal conflict and civil regional
1577 counsel shall report, in the aggregate, the specific basis of
1578 all conflicts of interest certified to the court. On a quarterly
1579 basis, the criminal conflict and civil regional counsel shall
1580 submit this information to the Justice Administrative
1581 Commission.

1582 (3) In using a registry:

1583 (a) The chief judge of the circuit shall compile a list of
1584 attorneys in private practice, by county and by category of
1585 cases, and provide the list to the clerk of court in each
1586 county. The chief judge of the circuit may restrict the number
1587 of attorneys on the general registry list. To be included on a
1588 registry, an attorney must certify that he or she:

1589 1. Meets any minimum requirements established by the chief
1590 judge and by general law for court appointment;

1591 2. Is available to represent indigent defendants in cases
1592 requiring court appointment of private counsel; and

1593 3. Is willing to abide by the terms of the contract for
1594 services, s. 27.5304, and this section.

1595
1596 To be included on a registry, an attorney must enter into a
1597 contract for services with the Justice Administrative
1598 Commission. Failure to comply with the terms of the contract for

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1599 services may result in termination of the contract and removal
1600 from the registry. Each attorney on the registry is responsible
1601 for notifying the clerk of the court and the Justice
1602 Administrative Commission of any change in his or her status.
1603 Failure to comply with this requirement is cause for termination
1604 of the contract for services and removal from the registry until
1605 the requirement is fulfilled.

1606 (5) The Justice Administrative Commission shall approve
1607 uniform contract forms for use in procuring the services of
1608 private court-appointed counsel and uniform procedures and forms
1609 for use by a court-appointed attorney in support of billing for
1610 attorney's fees, costs, and related expenses to demonstrate the
1611 attorney's completion of specified duties. Such uniform
1612 contracts and forms for use in billing must be consistent with
1613 s. 27.5304, s. 216.311, and the General Appropriations Act and
1614 must contain the following statement: "The State of Florida's
1615 performance and obligation to pay under this contract is
1616 contingent upon an annual appropriation by the Legislature."

1617 (6) After court appointment, the attorney must immediately
1618 file a notice of appearance with the court indicating acceptance
1619 of the appointment to represent the defendant and of the terms
1620 of the uniform contract as specified in subsection (5).

1621 (7) (a) A private attorney appointed by the court from the
1622 registry to represent a client is entitled to payment as
1623 provided in s. 27.5304 so long as the requirements of subsection

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1624 (1) and paragraph (2) (a) are met. An attorney appointed by the
1625 court who is not on the registry list may be compensated under
1626 s. 27.5304 only if the court finds in the order of appointment
1627 that there were no registry attorneys available for
1628 representation for that case and only if the requirements of
1629 subsection (1) and paragraph (2) (a) are met.

1630 (b)1. The flat fee established in s. 27.5304 and the
1631 General Appropriations Act shall be presumed by the court to be
1632 sufficient compensation. The attorney shall maintain appropriate
1633 documentation, including contemporaneous and detailed hourly
1634 accounting of time spent representing the client. If the
1635 attorney fails to maintain such contemporaneous and detailed
1636 hourly records, the attorney waives the right to seek
1637 compensation in excess of the flat fee established in s. 27.5304
1638 and the General Appropriations Act. These records and documents
1639 are subject to review by the Justice Administrative Commission
1640 and audit by the Auditor General, subject to the attorney-client
1641 privilege and work-product privilege. The attorney shall
1642 maintain the records and documents in a manner that enables the
1643 attorney to redact any information subject to a privilege in
1644 order to facilitate the commission's review of the records and
1645 documents and not to impede such review. The attorney may redact
1646 information from the records and documents only to the extent
1647 necessary to comply with the privilege. The Justice
1648 Administrative Commission shall review such records and shall

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1649 contemporaneously document such review before authorizing
1650 payment to an attorney. Objections by or on behalf of the
1651 Justice Administrative Commission to records or documents or to
1652 claims for payment by the attorney shall be presumed correct by
1653 the court unless the court determines, in writing, that
1654 competent and substantial evidence exists to justify overcoming
1655 the presumption.

1656 2. If an attorney fails, refuses, or declines to permit
1657 the commission or the Auditor General to review documentation
1658 for a case as provided in this paragraph, the attorney waives
1659 the right to seek, and the commission may not pay, compensation
1660 in excess of the flat fee established in s. 27.5304 and the
1661 General Appropriations Act for that case.

1662 3. A finding by the commission that an attorney has waived
1663 the right to seek compensation in excess of the flat fee
1664 established in s. 27.5304 and the General Appropriations Act, as
1665 provided in this paragraph, shall be presumed to be correct,
1666 unless the court determines, in writing, that competent and
1667 substantial evidence exists to justify overcoming the
1668 presumption.

1669 Section 58. In order to implement Specific Appropriations
1670 731 through 752, 916 through 1062, and 1083 through 1119 of the
1671 2020-2021 General Appropriations Act, and notwithstanding the
1672 expiration date in section 59 of chapter 2019-116, Laws of
1673 Florida, subsection (13) of section 27.5304, Florida Statutes,

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1674 is amended, and subsections (1), (3), (7), and (11), and
1675 paragraphs (a) through (e) of subsection (12), are reenacted, to
1676 read:

1677 27.5304 Private court-appointed counsel; compensation;
1678 notice.—

1679 (1) Private court-appointed counsel appointed in the
1680 manner prescribed in s. 27.40(1) and (2)(a) shall be compensated
1681 by the Justice Administrative Commission only as provided in
1682 this section and the General Appropriations Act. The flat fees
1683 prescribed in this section are limitations on compensation. The
1684 specific flat fee amounts for compensation shall be established
1685 annually in the General Appropriations Act. The attorney also
1686 shall be reimbursed for reasonable and necessary expenses in
1687 accordance with s. 29.007. If the attorney is representing a
1688 defendant charged with more than one offense in the same case,
1689 the attorney shall be compensated at the rate provided for the
1690 most serious offense for which he or she represented the
1691 defendant. This section does not allow stacking of the fee
1692 limits established by this section.

1693 (3) The court retains primary authority and responsibility
1694 for determining the reasonableness of all billings for attorney
1695 fees, costs, and related expenses, subject to statutory
1696 limitations and the requirements of s. 27.40(7). Private court-
1697 appointed counsel is entitled to compensation upon final
1698 disposition of a case.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1699 (7) Counsel eligible to receive compensation from the
1700 state for representation pursuant to court appointment made in
1701 accordance with the requirements of s. 27.40(1) and (2)(a) in a
1702 proceeding under chapter 384, chapter 390, chapter 392, chapter
1703 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter
1704 744, or chapter 984 shall receive compensation not to exceed the
1705 limits prescribed in the General Appropriations Act. Any such
1706 compensation must be determined as provided in s. 27.40(7).

1707 (11) It is the intent of the Legislature that the flat
1708 fees prescribed under this section and the General
1709 Appropriations Act comprise the full and complete compensation
1710 for private court-appointed counsel. It is further the intent of
1711 the Legislature that the fees in this section are prescribed for
1712 the purpose of providing counsel with notice of the limit on the
1713 amount of compensation for representation in particular
1714 proceedings and the sole procedure and requirements for
1715 obtaining payment for the same.

1716 (a) If court-appointed counsel moves to withdraw prior to
1717 the full performance of his or her duties through the completion
1718 of the case, the court shall presume that the attorney is not
1719 entitled to the payment of the full flat fee established under
1720 this section and the General Appropriations Act.

1721 (b) If court-appointed counsel is allowed to withdraw from
1722 representation prior to the full performance of his or her
1723 duties through the completion of the case and the court appoints

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1724 a subsequent attorney, the total compensation for the initial
1725 and any and all subsequent attorneys may not exceed the flat fee
1726 established under this section and the General Appropriations
1727 Act, except as provided in subsection (12).

1728
1729 This subsection constitutes notice to any subsequently appointed
1730 attorney that he or she will not be compensated the full flat
1731 fee.

1732 (12) The Legislature recognizes that on rare occasions an
1733 attorney may receive a case that requires extraordinary and
1734 unusual effort.

1735 (a) If counsel seeks compensation that exceeds the limits
1736 prescribed by law, he or she must file a motion with the chief
1737 judge for an order approving payment of attorney fees in excess
1738 of these limits.

1739 1. Before filing the motion, the counsel shall deliver a
1740 copy of the intended billing, together with supporting
1741 affidavits and all other necessary documentation, to the Justice
1742 Administrative Commission.

1743 2. The Justice Administrative Commission shall review the
1744 billings, affidavit, and documentation for completeness and
1745 compliance with contractual and statutory requirements and shall
1746 contemporaneously document such review before authorizing
1747 payment to an attorney. If the Justice Administrative Commission
1748 objects to any portion of the proposed billing, the objection

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1749 and supporting reasons must be communicated in writing to the
1750 private court-appointed counsel. The counsel may thereafter file
1751 his or her motion, which must specify whether the commission
1752 objects to any portion of the billing or the sufficiency of
1753 documentation, and shall attach the commission's letter stating
1754 its objection.

1755 (b) Following receipt of the motion to exceed the fee
1756 limits, the chief judge or a single designee shall hold an
1757 evidentiary hearing. The chief judge may select only one judge
1758 per circuit to hear and determine motions pursuant to this
1759 subsection, except multicounty circuits and the eleventh circuit
1760 may have up to two designees.

1761 1. At the hearing, the attorney seeking compensation must
1762 prove by competent and substantial evidence that the case
1763 required extraordinary and unusual efforts. The chief judge or
1764 single designee shall consider criteria such as the number of
1765 witnesses, the complexity of the factual and legal issues, and
1766 the length of trial. The fact that a trial was conducted in a
1767 case does not, by itself, constitute competent substantial
1768 evidence of an extraordinary and unusual effort. In a criminal
1769 case, relief under this section may not be granted if the number
1770 of work hours does not exceed 75 or the number of the state's
1771 witnesses deposed does not exceed 20.

1772 2. Objections by or on behalf of the Justice
1773 Administrative Commission to records or documents or to claims

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1774 for payment by the attorney shall be presumed correct by the
1775 court unless the court determines, in writing, that competent
1776 and substantial evidence exists to justify overcoming the
1777 presumption. The chief judge or single designee shall enter a
1778 written order detailing his or her findings and identifying the
1779 extraordinary nature of the time and efforts of the attorney in
1780 the case which warrant exceeding the flat fee established by
1781 this section and the General Appropriations Act.

1782 (c) A copy of the motion and attachments shall be served
1783 on the Justice Administrative Commission at least 20 business
1784 days before the date of a hearing. The Justice Administrative
1785 Commission has standing to appear before the court, and may
1786 appear in person or telephonically, including at the hearing
1787 under paragraph (b), to contest any motion for an order
1788 approving payment of attorney fees, costs, or related expenses
1789 and may participate in a hearing on the motion by use of
1790 telephonic or other communication equipment. The Justice
1791 Administrative Commission may contract with other public or
1792 private entities or individuals to appear before the court for
1793 the purpose of contesting any motion for an order approving
1794 payment of attorney fees, costs, or related expenses. The fact
1795 that the Justice Administrative Commission has not objected to
1796 any portion of the billing or to the sufficiency of the
1797 documentation is not binding on the court.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1798 (d) If the chief judge or a single designee finds that
1799 counsel has proved by competent and substantial evidence that
1800 the case required extraordinary and unusual efforts, the chief
1801 judge or single designee shall order the compensation to be paid
1802 to the attorney at a percentage above the flat fee rate,
1803 depending on the extent of the unusual and extraordinary effort
1804 required. The percentage must be only the rate necessary to
1805 ensure that the fees paid are not confiscatory under common law.
1806 The percentage may not exceed 200 percent of the established
1807 flat fee, absent a specific finding that 200 percent of the flat
1808 fee in the case would be confiscatory. If the chief judge or
1809 single designee determines that 200 percent of the flat fee
1810 would be confiscatory, he or she shall order the amount of
1811 compensation using an hourly rate not to exceed \$75 per hour for
1812 a noncapital case and \$100 per hour for a capital case. However,
1813 the compensation calculated by using the hourly rate shall be
1814 only that amount necessary to ensure that the total fees paid
1815 are not confiscatory, subject to the requirements of s.
1816 27.40(7).

1817 (e) Any order granting relief under this subsection must
1818 be attached to the final request for a payment submitted to the
1819 Justice Administrative Commission and must satisfy the
1820 requirements of subparagraph (b)2.

1821 (13) Notwithstanding the limitation set forth in
1822 subsection (5) and for the 2020-2021 ~~2019-2020~~ fiscal year only,

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1823 the compensation for representation in a criminal proceeding may
1824 not exceed the following:

1825 (a) For misdemeanors and juveniles represented at the
1826 trial level: \$1,000.

1827 (b) For noncapital, nonlife felonies represented at the
1828 trial level: \$15,000.

1829 (c) For life felonies represented at the trial level:
1830 \$15,000.

1831 (d) For capital cases represented at the trial level:
1832 \$25,000. For purposes of this paragraph, a "capital case" is any
1833 offense for which the potential sentence is death and the state
1834 has not waived seeking the death penalty.

1835 (e) For representation on appeal: \$9,000.

1836 (f) This subsection expires July 1, ~~2021~~ 2019.

1837 Section 59. The amendments to s. 27.40(1), (2)(a), (3)(a),
1838 (5), (6), and (7), Florida Statutes, and s. 27.5304(1), (3),
1839 (7), (11), and (12)(a)-(e), Florida Statutes, as carried forward
1840 from chapter 2019-116, Laws of Florida, by this act expire July
1841 1, 2021, and the text of those subsections and paragraphs, as
1842 applicable, shall revert to that in existence on June 30, 2019,
1843 except that any amendments to such text enacted other than by
1844 this act shall be preserved and continue to operate to the
1845 extent that such amendments are not dependent upon the portions
1846 of text which expire pursuant to this section.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1847 Section 60. In order to implement Specific Appropriation
1848 736 of the 2020-2021 General Appropriations Act, and
1849 notwithstanding s. 28.35, Florida Statutes, the clerks of the
1850 circuit court are responsible for any costs of compensation to
1851 jurors, for meals or lodging provided to jurors, and for jury-
1852 related personnel costs that exceed the funding provided in the
1853 General Appropriations Act for these purposes. This section
1854 expires July 1, 2021.

1855 Section 61. In order to implement Specific Appropriations
1856 916 through 1062 of the 2020-2021 General Appropriations Act,
1857 and notwithstanding the expiration date in section 63 of chapter
1858 2019-116, Laws of Florida, paragraph (c) of subsection (19) of
1859 section 318.18, Florida Statutes, is reenacted to read:

1860 318.18 Amount of penalties.—The penalties required for a
1861 noncriminal disposition pursuant to s. 318.14 or a criminal
1862 offense listed in s. 318.17 are as follows:

1863 (19) In addition to any penalties imposed, an Article V
1864 assessment of \$10 must be paid for all noncriminal moving and
1865 nonmoving violations under chapters 316, 320, and 322. The
1866 assessment is not revenue for purposes of s. 28.36 and may not
1867 be used in establishing the budget of the clerk of the court
1868 under that section or s. 28.35. Of the funds collected under
1869 this subsection:

1870 (c) The sum of \$1.67 shall be deposited in the Indigent
1871 Criminal Defense Trust Fund for use by the public defenders.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1872 Section 62. In order to implement Specific Appropriations
1873 916 through 1062 of the 2020-2021 General Appropriations Act,
1874 and notwithstanding the expiration date in section 63 of chapter
1875 2019-116, Laws of Florida, paragraph (b) of subsection (12) of
1876 section 817.568, Florida Statutes, is reenacted to read:

1877 817.568 Criminal use of personal identification
1878 information.—

1879 (12) In addition to any sanction imposed when a person
1880 pleads guilty or nolo contendere to, or is found guilty of,
1881 regardless of adjudication, a violation of this section, the
1882 court shall impose a surcharge of \$1,001.

1883 (b) The sum of \$250 of the surcharge shall be deposited
1884 into the State Attorneys Revenue Trust Fund for the purpose of
1885 funding prosecutions of offenses relating to the criminal use of
1886 personal identification information. The sum of \$250 of the
1887 surcharge shall be deposited into the Indigent Criminal Defense
1888 Trust Fund for the purposes of indigent criminal defense related
1889 to the criminal use of personal identification information.

1890 Section 63. The text of ss. 318.18(19)(c) and
1891 817.568(12)(b), Florida Statutes, as carried forward from
1892 chapter 2019-116, Laws of Florida, by this act expires July 1,
1893 2021, and the text of those paragraphs shall revert to that in
1894 existence on June 30, 2018, except that any amendments to such
1895 text enacted other than by this act shall be preserved and
1896 continue to operate to the extent that such amendments are not

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1897 dependent upon the portions of text which expire pursuant to
1898 this section.

1899 Section 64. In order to implement Specific Appropriation
1900 1120 through 1203B of the 2020-2021 General Appropriations Act,
1901 subsections (2) and (3) of section 20.316, Florida Statutes, are
1902 amended to read:

1903 20.316 Department of Juvenile Justice.—There is created a
1904 Department of Juvenile Justice.

1905 (2) DEPARTMENT PROGRAMS.—The following programs are
1906 established within the Department of Juvenile Justice:

1907 (a) Accountability and Program Support.

1908 (d) ~~(a)~~ Prevention and Victim Services.

1909 (c) ~~(b)~~ Intake and Detention.

1910 (f) ~~(e)~~ Residential and Correctional Facilities.

1911 (e) ~~(d)~~ Probation and Community Corrections.

1912 (b) ~~(e)~~ Administration.

1913

1914 The secretary may establish assistant secretary positions and a
1915 chief of staff position as necessary to administer the
1916 requirements of this section.

1917 (3) JUVENILE JUSTICE OPERATING CIRCUITS.—The department
1918 shall plan and administer its programs through a substate
1919 structure that conforms to the boundaries of the judicial
1920 circuits prescribed in s. 26.021. A county may seek placement in
1921 a juvenile justice operating circuit other than as prescribed in

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1922 s. 26.021 for participation in the Prevention ~~and Victim~~
1923 ~~Services~~ Program and the Probation and Community Corrections
1924 Program by making a request of the chief circuit judge in each
1925 judicial circuit affected by such request. Upon a showing that
1926 geographic proximity, community identity, or other legitimate
1927 concern for efficiency of operations merits alternative
1928 placement, each affected chief circuit judge may authorize the
1929 execution of an interagency agreement specifying the alternative
1930 juvenile justice operating circuit in which the county is to be
1931 placed and the basis for the alternative placement. Upon the
1932 execution of said interagency agreement by each affected chief
1933 circuit judge, the secretary may administratively place a county
1934 in an alternative juvenile justice operating circuit pursuant to
1935 the agreement.

1936 Section 65. The amendments to s. 20.316(2) and (3),
1937 Florida Statutes, by this act expire July 1, 2021, and the text
1938 of those subsections shall revert to that in existence on June
1939 30, 2020, except that any amendments to such text enacted other
1940 than this act shall be preserved and continue to operate to the
1941 extent that such amendments are not dependent upon the portions
1942 of text which expire pursuant to this section.

1943 Section 66. In order to implement appropriations used to
1944 pay existing lease contracts for private lease space in excess
1945 of 2,000 square feet in the 2020-2021 General Appropriations
1946 Act, the Department of Management Services, with the cooperation

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1947 of the agencies having the existing lease contracts for office
1948 or storage space, shall use tenant broker services to
1949 renegotiate or reprocure all private lease agreements for office
1950 or storage space expiring between July 1, 2021, and June 30,
1951 2023, in order to reduce costs in future years. The department
1952 shall incorporate this initiative into its 2020 master leasing
1953 report required under s. 255.249(7), Florida Statutes, and may
1954 use tenant broker services to explore the possibilities of
1955 collocating office or storage space, to review the space needs
1956 of each agency, and to review the length and terms of potential
1957 renewals or renegotiations. The department shall provide a
1958 report to the Executive Office of the Governor, the President of
1959 the Senate, and the Speaker of the House of Representatives by
1960 November 1, 2020, which lists each lease contract for private
1961 office or storage space, the status of renegotiations, and the
1962 savings achieved. This section expires July 1, 2021.

1963 Section 67. In order to implement Specific Appropriations
1964 2820 through 2832 of the 2020-2021 General Appropriations Act,
1965 and notwithstanding rule 60A-1.031, Florida Administrative Code,
1966 the transaction fee collected for use of the online procurement
1967 system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c),
1968 Florida Statutes, is seven-tenths of 1 percent for the 2020-2021
1969 fiscal year only. This section expires July 1, 2021.

1970 Section 68. In order to implement appropriations
1971 authorized in the 2020-2021 General Appropriations Act for data

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1972 center services, and notwithstanding s. 216.292(2)(a), Florida
1973 Statutes, an agency may not transfer funds from a data
1974 processing category to a category other than another data
1975 processing category. This section expires July 1, 2021.

1976 Section 69. In order to implement the appropriation of
1977 funds in the appropriation category "Data Processing Assessment-
1978 Department of Management Services" in the 2020-2021 General
1979 Appropriations Act, and pursuant to the notice, review, and
1980 objection procedures of s. 216.177, Florida Statutes, the
1981 Executive Office of the Governor may transfer funds appropriated
1982 in that category between departments in order to align the
1983 budget authority granted based on the estimated billing cycle
1984 and methodology used by the Department of Management Services
1985 for data processing services provided. This section expires July
1986 1, 2021.

1987 Section 70. In order to implement the appropriation of
1988 funds in the appropriation category "Special Categories-Risk
1989 Management Insurance" in the 2020-2021 General Appropriations
1990 Act, and pursuant to the notice, review, and objection
1991 procedures of s. 216.177, Florida Statutes, the Executive Office
1992 of the Governor may transfer funds appropriated in that category
1993 between departments in order to align the budget authority
1994 granted with the premiums paid by each department for risk
1995 management insurance. This section expires July 1, 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

1996 Section 71. In order to implement the appropriation of
1997 funds in the appropriation category "Special Categories-Transfer
1998 to Department of Management Services-Human Resources Services
1999 Purchased per Statewide Contract" in the 2020-2021 General
2000 Appropriations Act, and pursuant to the notice, review, and
2001 objection procedures of s. 216.177, Florida Statutes, the
2002 Executive Office of the Governor may transfer funds appropriated
2003 in that category between departments in order to align the
2004 budget authority granted with the assessments that must be paid
2005 by each agency to the Department of Management Services for
2006 human resource management services. This section expires July 1,
2007 2021.

2008 Section 72. In order to implement Specific Appropriations
2009 2388 through 2391 of the 2020-2021 General Appropriations Act:

2010 (1) The Department of Financial Services shall replace the
2011 four main components of the Florida Accounting Information
2012 Resource Subsystem (FLAIR), which include central FLAIR,
2013 departmental FLAIR, payroll, and information warehouse, and
2014 shall replace the cash management and accounting management
2015 components of the Cash Management Subsystem (CMS) with an
2016 integrated enterprise system that allows the state to organize,
2017 define, and standardize its financial management business
2018 processes and that complies with ss. 215.90-215.96, Florida
2019 Statutes. The department may not include in the replacement of
2020 FLAIR and CMS:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2021 (a) Functionality that duplicates any of the other
2022 information subsystems of the Florida Financial Management
2023 Information System; or

2024 (b) Agency business processes related to any of the
2025 functions included in the Personnel Information System, the
2026 Purchasing Subsystem, or the Legislative Appropriations
2027 System/Planning and Budgeting Subsystem.

2028 (2) For purposes of replacing FLAIR and CMS, the
2029 Department of Financial Services shall:

2030 (a) Take into consideration the cost and implementation
2031 data identified for Option 3 as recommended in the March 31,
2032 2014, Florida Department of Financial Services FLAIR Study,
2033 version 031.

2034 (b) Ensure that all business requirements and technical
2035 specifications have been provided to all state agencies for
2036 their review and input and approved by the executive steering
2037 committee established in paragraph (c).

2038 (c) Implement a project governance structure that includes
2039 an executive steering committee composed of:

2040 1. The Chief Financial Officer or the executive sponsor of
2041 the project.

2042 2. A representative of the Division of Treasury of the
2043 Department of Financial Services, appointed by the Chief
2044 Financial Officer.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2045 3. A representative of the Division of Information Systems
2046 of the Department of Financial Services, appointed by the Chief
2047 Financial Officer.

2048 4. Four employees from the Division of Accounting and
2049 Auditing of the Department of Financial Services, appointed by
2050 the Chief Financial Officer. Each employee must have experience
2051 relating to at least one of the four main components that
2052 compose FLAIR.

2053 5. Two employees from the Executive Office of the
2054 Governor, appointed by the Governor. One employee must have
2055 experience relating to the Legislative Appropriations
2056 System/Planning and Budgeting Subsystem.

2057 6. One employee from the Department of Revenue, appointed
2058 by the executive director, who has experience relating to the
2059 department's SUNTAX system.

2060 7. Two employees from the Department of Management
2061 Services, appointed by the Secretary of Management Services. One
2062 employee must have experience relating to the department's
2063 personnel information subsystem and one employee must have
2064 experience relating to the department's purchasing subsystem.

2065 8. Three state agency administrative services directors,
2066 appointed by the Governor. One director must represent a
2067 regulatory and licensing state agency and one director must
2068 represent a health care-related state agency.

035067

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Amendment No.

2069 (3) The Chief Financial Officer or the executive sponsor
2070 of the project shall serve as chair of the executive steering
2071 committee, and the committee shall take action by a vote of at
2072 least eight affirmative votes with the Chief Financial Officer
2073 or the executive sponsor of the project voting on the prevailing
2074 side. A quorum of the executive steering committee consists of
2075 at least 10 members.

2076 (4) The executive steering committee has the overall
2077 responsibility for ensuring that the project to replace FLAIR
2078 and CMS meets its primary business objectives and shall:

2079 (a) Identify and recommend to the Executive Office of the
2080 Governor, the President of the Senate, and the Speaker of the
2081 House of Representatives any statutory changes needed to
2082 implement the replacement subsystem that will standardize, to
2083 the fullest extent possible, the state's financial management
2084 business processes.

2085 (b) Review and approve any changes to the project's scope,
2086 schedule, and budget which do not conflict with the requirements
2087 of subsection (1).

2088 (c) Ensure that adequate resources are provided throughout
2089 all phases of the project.

2090 (d) Approve all major project deliverables.

2091 (e) Approve all solicitation-related documents associated
2092 with the replacement of FLAIR and CMS.

2093 (5) This section expires July 1, 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2094 Section 73. In order to implement Specific Appropriations
2095 2900 through 2946 of the 2020-2021 General Appropriations Act,
2096 section 29 of chapter 2019-118, Laws of Florida, is amended to
2097 read:

2098 Section 29. Florida Cybersecurity Task Force.—

2099 (1) The Florida Cybersecurity Task Force, a task force as
2100 defined in s. 20.03(8), Florida Statutes, is created adjunct to
2101 the Department of Management Services to review and conduct an
2102 assessment of the state's cybersecurity infrastructure,
2103 governance, and operations. Except as otherwise provided in this
2104 section, the task force shall operate in a manner consistent
2105 with s. 20.052, Florida Statutes.

2106 (2) The task force consists of the following members:

2107 (a) The Lieutenant Governor, or his or her designee, who
2108 shall serve as chair of the task force.

2109 (b) A representative of the computer crime center of the
2110 Department of Law Enforcement, appointed by the executive
2111 director of the department.

2112 (c) A representative of the fusion center of the
2113 Department of Law Enforcement, appointed by the executive
2114 director of the department.

2115 (d) The state chief information officer.

2116 (e) The state chief information security officer.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2117 (f) A representative of the Division of Emergency
2118 Management within the Executive Office of the Governor,
2119 appointed by the director of the division.

2120 (g) A representative of the Office of the Chief Inspector
2121 General in the Executive Office of the Governor, appointed by
2122 the Chief Inspector General.

2123 (h) An individual appointed by the President of the
2124 Senate.

2125 (i) An individual appointed by the Speaker of the House of
2126 Representatives.

2127 (j) Members of the private sector appointed by the
2128 Governor.

2129 (3) The task force shall convene by October 1, 2019, and
2130 shall meet as necessary, but at least quarterly, at the call of
2131 the chair. The Division of State Technology within the
2132 Department of Management Services shall provide staffing and
2133 administrative support to the task force.

2134 (4) The task force shall:

2135 (a) Recommend methods to secure the state's network
2136 systems and data, including standardized plans and procedures to
2137 identify developing threats and to prevent unauthorized access
2138 and destruction of data.

2139 (b) Identify and recommend remediation, if necessary, of
2140 high-risk cybersecurity issues facing state government.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2141 (c) Recommend a process to regularly assess cybersecurity
2142 infrastructure and activities of executive branch agencies.

2143 (d) Identify gaps in the state's overall cybersecurity
2144 infrastructure, governance, and current operations. Based on any
2145 findings of gaps or deficiencies, the task force shall make
2146 recommendations for improvement.

2147 (e) Recommend cybersecurity improvements for the state's
2148 emergency management and disaster response systems.

2149 (f) Recommend cybersecurity improvements of the state data
2150 center.

2151 (g) Review and recommend improvements relating to the
2152 state's current operational plans for the response,
2153 coordination, and recovery from a cybersecurity attack.

2154 (5) All executive branch departments and agencies shall
2155 cooperate fully with requests for information made by the task
2156 force.

2157 (6) On or before February 1, 2021 ~~November 1, 2020~~, the
2158 task force shall submit a final report of its findings and
2159 recommendations to the Governor, the President of the Senate,
2160 and the Speaker of the House of Representatives.

2161 (7) This section expires May ~~January~~ 1, 2021.

2162 Section 74. In order to implement Specific Appropriation
2163 1633 of the 2020-2021 General Appropriations Act, paragraph (d)
2164 of subsection (11) of section 216.181, Florida Statutes, is
2165 amended to read:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2166 216.181 Approved budgets for operations and fixed capital
2167 outlay.—

2168 (11)

2169 (d) Notwithstanding paragraph (b) and paragraph (2) (b),
2170 and for the 2020-2021 ~~2019-2020~~ fiscal year only, the
2171 Legislative Budget Commission may increase the amounts
2172 appropriated to the Fish and Wildlife Conservation Commission or
2173 the Department of Environmental Protection for fixed capital
2174 outlay projects, including additional fixed capital outlay
2175 projects, using funds provided to the state from the Gulf
2176 Environmental Benefit Fund administered by the National Fish and
2177 Wildlife Foundation; funds provided to the state from the Gulf
2178 Coast Restoration Trust Fund related to the Resources and
2179 Ecosystems Sustainability, Tourist Opportunities, and Revived
2180 Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds
2181 provided by the British Petroleum Corporation (BP) for natural
2182 resource damage assessment restoration projects. Concurrent with
2183 submission of an amendment to the Legislative Budget Commission
2184 pursuant to this paragraph, any project that carries a
2185 continuing commitment for future appropriations by the
2186 Legislature must be specifically identified, together with the
2187 projected amount of the future commitment associated with the
2188 project and the fiscal years in which the commitment is expected
2189 to commence. This paragraph expires July 1, 2021 ~~2020~~.

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035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2191 The provisions of this subsection are subject to the notice and
2192 objection procedures set forth in s. 216.177.

2193 Section 75. In order to implement specific appropriations
2194 from the land acquisition trust funds within the Department of
2195 Agriculture and Consumer Services, the Department of
2196 Environmental Protection, the Department of State, and the Fish
2197 and Wildlife Conservation Commission, which are contained in the
2198 2020-2021 General Appropriations Act, subsection (3) of section
2199 215.18, Florida Statutes, is amended to read:

2200 215.18 Transfers between funds; limitation.—

2201 (3) Notwithstanding subsection (1) and only with respect
2202 to a land acquisition trust fund in the Department of
2203 Agriculture and Consumer Services, the Department of
2204 Environmental Protection, the Department of State, or the Fish
2205 and Wildlife Conservation Commission, whenever there is a
2206 deficiency in a land acquisition trust fund which would render
2207 that trust fund temporarily insufficient to meet its just
2208 requirements, including the timely payment of appropriations
2209 from that trust fund, and other trust funds in the State
2210 Treasury have moneys that are for the time being or otherwise in
2211 excess of the amounts necessary to meet the just requirements,
2212 including appropriated obligations, of those other trust funds,
2213 the Governor may order a temporary transfer of moneys from one
2214 or more of the other trust funds to a land acquisition trust
2215 fund in the Department of Agriculture and Consumer Services, the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2216 Department of Environmental Protection, the Department of State,
2217 or the Fish and Wildlife Conservation Commission. Any action
2218 proposed pursuant to this subsection is subject to the notice,
2219 review, and objection procedures of s. 216.177, and the Governor
2220 shall provide notice of such action at least 7 days before the
2221 effective date of the transfer of trust funds, except that
2222 during July 2020 ~~2019~~, notice of such action shall be provided
2223 at least 3 days before the effective date of a transfer unless
2224 such 3-day notice is waived by the chair and vice-chair of the
2225 Legislative Budget Commission. Any transfer of trust funds to a
2226 land acquisition trust fund in the Department of Agriculture and
2227 Consumer Services, the Department of Environmental Protection,
2228 the Department of State, or the Fish and Wildlife Conservation
2229 Commission must be repaid to the trust funds from which the
2230 moneys were loaned by the end of the 2020-2021 ~~2019-2020~~ fiscal
2231 year. The Legislature has determined that the repayment of the
2232 other trust fund moneys temporarily loaned to a land acquisition
2233 trust fund in the Department of Agriculture and Consumer
2234 Services, the Department of Environmental Protection, the
2235 Department of State, or the Fish and Wildlife Conservation
2236 Commission pursuant to this subsection is an allowable use of
2237 the moneys in a land acquisition trust fund because the moneys
2238 from other trust funds temporarily loaned to a land acquisition
2239 trust fund shall be expended solely and exclusively in

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2240 accordance with s. 28, Art. X of the State Constitution. This
2241 subsection expires July 1, 2021 ~~2020~~.

2242 Section 76. (1) In order to implement specific
2243 appropriations from the land acquisition trust funds within the
2244 Department of Agriculture and Consumer Services, the Department
2245 of Environmental Protection, the Department of State, and the
2246 Fish and Wildlife Conservation Commission, which are contained
2247 in the 2020-2021 General Appropriations Act, the Department of
2248 Environmental Protection shall transfer revenues from the Land
2249 Acquisition Trust Fund within the department to the land
2250 acquisition trust funds within the Department of Agriculture and
2251 Consumer Services, the Department of State, and the Fish and
2252 Wildlife Conservation Commission, as provided in this section.
2253 As used in this section, the term "department" means the
2254 Department of Environmental Protection.

2255 (2) After subtracting any required debt service payments,
2256 the proportionate share of revenues to be transferred to each
2257 land acquisition trust fund shall be calculated by dividing the
2258 appropriations from each of the land acquisition trust funds for
2259 the fiscal year by the total appropriations from the Land
2260 Acquisition Trust Fund within the department and the land
2261 acquisition trust funds within the Department of Agriculture and
2262 Consumer Services, the Department of State, and the Fish and
2263 Wildlife Conservation Commission for the fiscal year. The
2264 department shall transfer the proportionate share of the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2265 revenues in the Land Acquisition Trust Fund within the
2266 department on a monthly basis to the appropriate land
2267 acquisition trust funds within the Department of Agriculture and
2268 Consumer Services, the Department of State, and the Fish and
2269 Wildlife Conservation Commission and shall retain its
2270 proportionate share of the revenues in the Land Acquisition
2271 Trust Fund within the department. Total distributions to a land
2272 acquisition trust fund within the Department of Agriculture and
2273 Consumer Services, the Department of State, and the Fish and
2274 Wildlife Conservation Commission may not exceed the total
2275 appropriations from such trust fund for the fiscal year.

2276 (3) In addition, the department shall transfer from the
2277 Land Acquisition Trust Fund to land acquisition trust funds
2278 within the Department of Agriculture and Consumer Services, the
2279 Department of State, and the Fish and Wildlife Conservation
2280 Commission amounts equal to the difference between the amounts
2281 appropriated in chapter 2019-115, Laws of Florida, to the
2282 department's Land Acquisition Trust Fund and the other land
2283 acquisition trust funds, and the amounts actually transferred
2284 between those trust funds during the 2019-2020 fiscal year.

2285 (4) The department may advance funds from the beginning
2286 unobligated fund balance in the Land Acquisition Trust Fund to
2287 the Land Acquisition Trust Fund within the Fish and Wildlife
2288 Conservation Commission needed for cash flow purposes based on a
2289 detailed expenditure plan. The department shall prorate amounts

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2290 transferred quarterly to the Fish and Wildlife Conservation
2291 Commission to recoup the amount of funds advanced by June 30,
2292 2021.

2293 (5) This section expires July 1, 2021.

2294 Section 77. In order to implement appropriations from the
2295 Land Acquisition Trust Fund within the Department of
2296 Environmental Protection in the 2020-2021 General Appropriations
2297 Act, paragraph (b) of subsection (3) of section 375.041, Florida
2298 Statutes, is amended to read:

2299 375.041 Land Acquisition Trust Fund.—

2300 (3) Funds distributed into the Land Acquisition Trust Fund
2301 pursuant to s. 201.15 shall be applied:

2302 (b) Of the funds remaining after the payments required
2303 under paragraph (a), but before funds may be appropriated,
2304 pledged, or dedicated for other uses:

2305 1. A minimum of the lesser of 25 percent or \$200 million
2306 shall be appropriated annually for Everglades projects that
2307 implement the Comprehensive Everglades Restoration Plan as set
2308 forth in s. 373.470, including the Central Everglades Planning
2309 Project subject to Congressional authorization; the Long-Term
2310 Plan as defined in s. 373.4592(2); and the Northern Everglades
2311 and Estuaries Protection Program as set forth in s. 373.4595.
2312 From these funds, \$32 million shall be distributed each fiscal
2313 year through the 2023-2024 fiscal year to the South Florida
2314 Water Management District for the Long-Term Plan as defined in

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2315 s. 373.4592(2). After deducting the \$32 million distributed
2316 under this subparagraph, from the funds remaining, a minimum of
2317 the lesser of 76.5 percent or \$100 million shall be appropriated
2318 each fiscal year through the 2025-2026 fiscal year for the
2319 planning, design, engineering, and construction of the
2320 Comprehensive Everglades Restoration Plan as set forth in s.
2321 373.470, including the Central Everglades Planning Project, the
2322 Everglades Agricultural Area Storage Reservoir Project, the Lake
2323 Okeechobee Watershed Project, the C-43 West Basin Storage
2324 Reservoir Project, the Indian River Lagoon-South Project, the
2325 Western Everglades Restoration Project, and the Picayune Strand
2326 Restoration Project. The Department of Environmental Protection
2327 and the South Florida Water Management District shall give
2328 preference to those Everglades restoration projects that reduce
2329 harmful discharges of water from Lake Okeechobee to the St.
2330 Lucie or Caloosahatchee estuaries in a timely manner. For the
2331 purpose of performing the calculation provided in this
2332 subparagraph, the amount of debt service paid pursuant to
2333 paragraph (a) for bonds issued after July 1, 2016, for the
2334 purposes set forth under paragraph (b) shall be added to the
2335 amount remaining after the payments required under paragraph
2336 (a). The amount of the distribution calculated shall then be
2337 reduced by an amount equal to the debt service paid pursuant to
2338 paragraph (a) on bonds issued after July 1, 2016, for the
2339 purposes set forth under this subparagraph.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2340 2. A minimum of the lesser of 7.6 percent or \$50 million
2341 shall be appropriated annually for spring restoration,
2342 protection, and management projects. For the purpose of
2343 performing the calculation provided in this subparagraph, the
2344 amount of debt service paid pursuant to paragraph (a) for bonds
2345 issued after July 1, 2016, for the purposes set forth under
2346 paragraph (b) shall be added to the amount remaining after the
2347 payments required under paragraph (a). The amount of the
2348 distribution calculated shall then be reduced by an amount equal
2349 to the debt service paid pursuant to paragraph (a) on bonds
2350 issued after July 1, 2016, for the purposes set forth under this
2351 subparagraph.

2352 3. The sum of \$5 million shall be appropriated annually
2353 each fiscal year through the 2025-2026 fiscal year to the St.
2354 Johns River Water Management District for projects dedicated to
2355 the restoration of Lake Apopka. This distribution shall be
2356 reduced by an amount equal to the debt service paid pursuant to
2357 paragraph (a) on bonds issued after July 1, 2016, for the
2358 purposes set forth in this subparagraph.

2359 4. The sum of \$64 million is appropriated and shall be
2360 transferred to the Everglades Trust Fund for the 2018-2019
2361 fiscal year, and each fiscal year thereafter, for the EAA
2362 reservoir project pursuant to s. 373.4598. Any funds remaining
2363 in any fiscal year shall be made available only for Phase II of
2364 the C-51 reservoir project or projects identified in

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2365 subparagraph 1. and must be used in accordance with laws
2366 relating to such projects. Any funds made available for such
2367 purposes in a fiscal year are in addition to the amount
2368 appropriated under subparagraph 1. This distribution shall be
2369 reduced by an amount equal to the debt service paid pursuant to
2370 paragraph (a) on bonds issued after July 1, 2017, for the
2371 purposes set forth in this subparagraph.

2372 5. Notwithstanding subparagraph 3., for the 2020-2021
2373 ~~2019-2020~~ fiscal year, funds shall be appropriated as provided
2374 in the General Appropriations Act. This subparagraph expires
2375 July 1, 2021 ~~2020~~.

2376 Section 78. In order to implement Specific Appropriations
2377 1443 through 1452 of the 2020-2021 General Appropriations Act,
2378 subsection (4) of section 570.441, Florida Statutes, is amended
2379 to read:

2380 570.441 Pest Control Trust Fund.—

2381 (4) In addition to the uses authorized under subsection
2382 (2), moneys collected or received by the department under
2383 chapter 482 may be used to carry out the provisions of s.
2384 570.44. This subsection expires July 1, 2021 ~~June 30, 2020~~.

2385 Section 79. In order to implement Specific Appropriation
2386 1380 of the 2020-2021 General Appropriations Act, and
2387 notwithstanding the expiration date in section 91 of chapter
2388 2019-116, Laws of Florida, paragraph (a) of subsection (1) of
2389 section 570.93, Florida Statutes, is reenacted to read:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2390 570.93 Department of Agriculture and Consumer Services;
2391 agricultural water conservation and agricultural water supply
2392 planning.—

2393 (1) The department shall establish an agricultural water
2394 conservation program that includes the following:

2395 (a) A cost-share program, coordinated with the United
2396 States Department of Agriculture and other federal, state,
2397 regional, and local agencies when appropriate, for irrigation
2398 system retrofit and application of mobile irrigation laboratory
2399 evaluations, and for water conservation and water quality
2400 improvement pursuant to s. 403.067(7) (c).

2401 Section 80. The amendment to s. 570.93(1) (a), Florida
2402 Statutes, as carried forward from chapter 2019-116, Laws of
2403 Florida, by this act expires July 1, 2021, and the text of that
2404 paragraph shall revert to that in existence on June 30, 2019,
2405 except that any amendments to such text enacted other than by
2406 this act shall be preserved and continue to operate to the
2407 extent that such amendments are not dependent upon the portions
2408 of text which expire pursuant to this section.

2409 Section 81. In order to implement Specific Appropriations
2410 1453 through 1459 of the 2020-2021 General Appropriations Act,
2411 upon the expiration and reversion of the amendment made to
2412 section 525.07, Florida Statutes, pursuant to section 93 of
2413 chapter 2019-116, Laws of Florida, subsection (1) of section
2414 525.07, Florida Statutes, is amended to read:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2415 525.07 Powers and duties of department; inspections;
2416 unlawful acts.—

2417 (1) (a) The department shall inspect all measuring devices
2418 used in selling or distributing petroleum fuel at wholesale and
2419 retail.

2420 (b) The department may affix a sticker to each petroleum
2421 measuring device. Using only a combination of lettering,
2422 numbering, words, or the department logo, the sticker must
2423 signify that the device has been inspected by the department and
2424 that the device owner is responsible for its proper use and
2425 maintenance. Any sticker which has been affixed to a petroleum
2426 measuring device by the department which does not meet the
2427 specifications of this paragraph must be removed by September
2428 15, 2020. This paragraph expires July 1, 2021.

2429 Section 82. In order to implement Specific Appropriation
2430 1728 of the 2020-2021 General Appropriations Act, paragraph (m)
2431 of subsection (3) of section 259.105, Florida Statutes, is
2432 amended to read:

2433 259.105 The Florida Forever Act.—

2434 (3) Less the costs of issuing and the costs of funding
2435 reserve accounts and other costs associated with bonds, the
2436 proceeds of cash payments or bonds issued pursuant to this
2437 section shall be deposited into the Florida Forever Trust Fund
2438 created by s. 259.1051. The proceeds shall be distributed by the
2439 Department of Environmental Protection in the following manner:

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2440 (m) Notwithstanding paragraphs (a)-(j) and for the 2020-
2441 2021 ~~2019-2020~~ fiscal year, the amount of \$6 ~~\$33~~ million to only
2442 ~~the Division of State Lands within~~ the Department of
2443 Environmental Protection for grants pursuant to s. 375.075 ~~the~~
2444 ~~Board of Trustees Florida Forever Priority List land acquisition~~
2445 ~~projects~~. This paragraph expires July 1, 2021 ~~2020~~.

2446 Section 83. In order to implement Specific Appropriation
2447 1701 of the 2020-2021 General Appropriations Act, paragraph (g)
2448 of subsection (15) of section 376.3071, Florida Statutes, as
2449 created by CS/SB 702 during the 2020 Regular Session, is amended
2450 to read:

2451 376.3071 Inland Protection Trust Fund; creation; purposes;
2452 funding.—

2453 (15) ETHANOL OR BIODIESEL DAMAGE; PREVENTIVE MEASURES.—The
2454 department shall pay, pursuant to this subsection, up to \$10
2455 million each fiscal year from the fund for the costs of labor
2456 and equipment to repair or replace petroleum storage systems
2457 that may have been damaged due to the storage of fuels blended
2458 with ethanol or biodiesel, or for preventive measures to reduce
2459 the potential for such damage.

2460 (g) Payments may not be made for the following:

2461 1. Proposal costs or costs related to preparation of the
2462 application and required documentation;

2463 2. Certified public accountant costs;

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2464 3. Except as provided in paragraph (j) ~~subsection (k)~~, any
2465 costs in excess of the amount approved by the department under
2466 paragraph (b) or which are not in substantial compliance with
2467 the purchase order;

2468 4. Costs associated with storage tanks, piping, or
2469 ancillary equipment that has previously been repaired or
2470 replaced for which costs have been paid under this section;

2471 5. Facilities that are not in compliance with department
2472 storage tank rules, until the noncompliance issues have been
2473 resolved; or

2474 6. Costs associated with damage to petroleum storage
2475 systems caused in whole or in part by causes other than the
2476 storage of fuels blended with ethanol or biodiesel.

2477 Section 84. The amendment to s. 376.3071(15)(g), Florida
2478 Statutes, by this act expires July 1, 2021, and the text of that
2479 paragraph shall revert to that in existence on June 30, 2020,
2480 except that any amendments to such text enacted other than this
2481 act shall be preserved and continue to operate to the extent
2482 that such amendments are not dependent upon the portion of text
2483 which expire pursuant to this section.

2484 Section 85. In order to implement Specific Appropriation
2485 1620 of the 2020-2021 General Appropriations Act and to provide
2486 a unified procedure to verify implementation of water quality
2487 monitoring pursuant to s. 403.067(7)(d)2.a., Florida Statutes,
2488 the rulemaking required by s. 373.4595(3)(b)21., (4)(b)8., and

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2489 (4) (d)8., Florida Statutes, are limited to procedures to
2490 implement water quality monitoring required in lieu of
2491 implementation of best management practices or other measures
2492 and replace existing rule 40E-61, Florida Administrative Code.
2493 This section expires July 1, 2021.

2494 Section 86. In order to implement Specific Appropriation
2495 2659 of the 2020-2021 General Appropriations Act, paragraph (b)
2496 of subsection (3) and subsection (5) of section 321.04, Florida
2497 Statutes, are amended to read:

2498 321.04 Personnel of the highway patrol; rank
2499 classifications; probationary status of new patrol officers;
2500 subsistence; special assignments.-

2501 (3) (b) For the 2020-2021 ~~2019-2020~~ fiscal year only, upon
2502 the request of the Governor, the Department of Highway Safety
2503 and Motor Vehicles shall assign one or more patrol officers to
2504 the office of the Lieutenant Governor for security services.
2505 This paragraph expires July 1, 2021 ~~2020~~.

2506 (5) For the 2020-2021 ~~2019-2020~~ fiscal year only, the
2507 assignment of a patrol officer by the department shall include a
2508 Cabinet member specified in s. 4, Art. IV of the State
2509 Constitution if deemed appropriate by the department or in
2510 response to a threat and upon written request of such Cabinet
2511 member. This subsection expires July 1, 2021 ~~2020~~.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Page 102 of 144

Amendment No.

2512 Section 87. In order to implement Specific Appropriation
2513 2282A of the 2020-2021 General Appropriations Act, subsection
2514 (3) of section 420.9079, Florida Statutes, is amended to read:
2515 420.9079 Local Government Housing Trust Fund.—

2516 (3) For the 2020-2021 ~~2019-2020~~ fiscal year, funds may be
2517 used as provided in the General Appropriations Act. This
2518 subsection expires July 1, 2021 ~~2020~~.

2519 Section 88. In order to implement Specific Appropriation
2520 2281 of the 2020-2021 General Appropriations Act, subsection (2)
2521 of section 420.0005, Florida Statutes, is amended to read:

2522 420.0005 State Housing Trust Fund; State Housing Fund.—

2523 (2) For the 2020-2021 ~~2019-2020~~ fiscal year, funds may be
2524 used as provided in the General Appropriations Act. This
2525 subsection expires July 1, 2021 ~~2020~~.

2526 Section 89. In order to implement Specific Appropriation
2527 2280 of the 2020-2021 General Appropriations Act, subsection (7)
2528 is added to section 288.0655, Florida Statutes, to read:

2529 288.0655 Rural Infrastructure Fund.—

2530 (7) For the 2020-2021 fiscal year, the funds appropriated
2531 for the grant program for Florida Panhandle counties shall be
2532 distributed pursuant to and for the purposes described in the
2533 proviso language associated with Specific Appropriation 2280 of
2534 the 2020-2021 General Appropriations Act. This subsection
2535 expires July 1, 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2536 Section 90. In order to implement Specific Appropriation
2537 1915 through 1929, 1929F through 1929J, 1943 through 1951, 1953
2538 through 1962, and 1999A through 2011 of the 2020-2021 General
2539 Appropriations Act, paragraph (c) of subsection (3) and
2540 paragraph (g) of subsection (8) of section 338.2278, Florida
2541 Statutes, are amended to read:

2542 338.2278 Multi-use Corridors of Regional Economic
2543 Significance Program.—

2544 (3)

2545 (c)1. During the project development phase, the department
2546 shall utilize an inclusive, consensus-building mechanism for
2547 each proposed multiuse corridor identified in subsection (2).
2548 For each multiuse corridor identified in subsection (2), the
2549 department shall convene a corridor task force composed of
2550 appropriate representatives of:

- 2551 a. The Department of Environmental Protection;
2552 b. The Department of Economic Opportunity;
2553 c. The Department of Education;
2554 d. The Department of Health;
2555 e. The Fish and Wildlife Conservation Commission;
2556 f. The Department of Agriculture and Consumer Services;
2557 g. The local water management district or districts;
2558 h. A local government official from each local government
2559 within a proposed corridor;
2560 i. Metropolitan planning organizations;

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

- 2561 j. Regional planning councils;
- 2562 k. The community, who may be an individual or a member of
2563 a nonprofit community organization, as determined by the
2564 department; and
- 2565 1. Appropriate environmental groups, such as 1000 Friends
2566 of Florida, Audubon Florida, the Everglades Foundation, The
2567 Nature Conservancy, the Florida Sierra Club, and the Florida
2568 Wildlife Corridor, as determined by the department.
- 2569 2. The secretary of the department shall appoint the
2570 members of the respective corridor task forces by August 1,
2571 2019.
- 2572 3. Each corridor task force shall coordinate with the
2573 department on pertinent aspects of corridor analysis, including
2574 accommodation or colocation of multiple types of infrastructure,
2575 addressing issues such as those identified in subsection (1),
2576 within or adjacent to the corridor.
- 2577 4. Each corridor task force shall evaluate the need for,
2578 and the economic and environmental impacts of, hurricane
2579 evacuation impacts of, and land use impacts of, the related
2580 corridor as identified in subsection (2).
- 2581 5. Each corridor task force shall hold a public meeting in
2582 accordance with chapter 286 in each local government
2583 jurisdiction in which a project within an identified corridor is
2584 being considered.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2585 6. To the maximum extent feasible, the department shall
2586 adhere to the recommendations of the task force created for each
2587 corridor in the design of the multiple modes of transportation
2588 and multiple types of infrastructure associated with the
2589 corridor. The task force for each corridor may consider and
2590 recommend innovative concepts to combine right-of-way
2591 acquisition with the acquisition of lands or easements to
2592 facilitate environmental mitigation or ecosystem, wildlife
2593 habitat, or water quality protection or restoration. The
2594 department, in consultation with the Department of Environmental
2595 Protection, may incorporate those features into each corridor
2596 during the project development phase.

2597 7. The Southwest-Central Florida Connector corridor task
2598 force shall:

2599 a. Address the impacts of the construction of a project
2600 within the corridor on panther and other critical wildlife
2601 habitat and evaluate in its final report the need for
2602 acquisition of lands for state conservation or as mitigation for
2603 project construction; and

2604 b. Evaluate wildlife crossing design features to protect
2605 panther and other critical wildlife habitat corridor
2606 connections.

2607 8. The Suncoast Connector corridor task force and the
2608 Northern Turnpike Connector corridor task force shall evaluate
2609 design features and the need for acquisition of state

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2610 conservation lands that mitigate the impact of project
2611 construction within the respective corridors on:

2612 a. The water quality and quantity of springs, rivers, and
2613 aquifer recharge areas;

2614 b. Agricultural land uses; and
2615 c. Wildlife habitat.

2616 9. Each corridor task force shall issue its evaluations in
2617 a final report that must be submitted to the Governor, the
2618 President of the Senate, and the Speaker of the House of
2619 Representatives by November 15, 2020 ~~October 1, 2020~~.

2620 10. The department shall provide affected local
2621 governments with a copy of the applicable task force report and
2622 project alignments. Not later than December 31, 2023, a local
2623 government that has an interchange within its jurisdiction shall
2624 review the applicable task force report and its local
2625 comprehensive plan as adopted under chapter 163. The local
2626 government review must include consideration of whether the area
2627 in and around the interchange contains appropriate land uses and
2628 natural resource protections and whether the comprehensive plan
2629 should be amended to provide such appropriate uses and
2630 protections.

2631 (8) The amounts identified in subsection (7) by fiscal
2632 year shall be allocated as follows:

2633 (g)1. Except as provided in subparagraph 2., in each
2634 fiscal year in which funding provided under this subsection for

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2635 the Small County Road Assistance Program, the Small County
2636 Outreach Program, the Transportation Disadvantaged Trust Fund,
2637 or the workforce development program is not committed by the end
2638 of each fiscal year, such uncommitted funds shall be used by the
2639 department to fund Multi-use Corridors of Regional Economic
2640 Significance Program projects. As provided in s. 339.135(7), the
2641 adopted work program may be amended to transfer funds between
2642 appropriations categories or to increase an appropriation
2643 category to implement this paragraph.

2644 2. For the 2020-2021 fiscal year, funding provided under
2645 this subsection for the Transportation Disadvantaged Trust Fund
2646 under paragraph (a) which is uncommitted at the end of the 2019-
2647 2020 fiscal year may be used as provided in the General
2648 Appropriations Act.

2649 Section 91. The amendments to s. 338.2278(3)(c) and
2650 (8)(g), Florida Statutes, by this act expire July 1, 2021, and
2651 the texts of those paragraphs shall revert to that in existence
2652 on June 30, 2020, except that any amendments to such text
2653 enacted other than by this act shall be preserved and continue
2654 to operate to the extent that such amendments are not dependent
2655 upon the portions of text which expire pursuant to this section.

2656 Section 92. In order to implement Specific Appropriation
2657 2267 of the 2020-2021 General Appropriations Act, subsection (4)
2658 is added to section 288.80125, Florida Statutes, to read:

2659 288.80125 Triumph Gulf Coast Trust Fund.—

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2660 (4) For the 2020-2021 fiscal year, funds shall be used for
2661 the Rebuild Florida Revolving Loan Fund program to provide
2662 assistance to businesses impacted by Hurricane Michael as
2663 provided in the General Appropriations Act. This subsection
2664 expires July 1, 2021.

2665 Section 93. In order to implement Specific Appropriations
2666 1916 through 1929, 1929F through 1929J, 1943 through 1951, 1953
2667 through 1962, and 1999A through 2011 of the 2020-2021 General
2668 Appropriations Act, paragraphs (g) and (h) of subsection (7) of
2669 section 339.135, Florida Statutes, are amended to read:

2670 339.135 Work program; legislative budget request;
2671 definitions; preparation, adoption, execution, and amendment.—

2672 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

2673 (g)1. Any work program amendment which also requires the
2674 transfer of fixed capital outlay appropriations between
2675 categories within the department or the increase of an
2676 appropriation category is subject to the approval of the
2677 Legislative Budget Commission.

2678 2. If a meeting of the Legislative Budget Commission
2679 cannot be held within 30 days after the department submits an
2680 amendment to the Legislative Budget Commission, the chair and
2681 vice chair of the Legislative Budget Commission may authorize
2682 such amendment to be approved pursuant to s. 216.177. This
2683 subparagraph expires July 1, 2021 ~~2020~~.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2684 (h) 1. Any work program amendment that also adds a new
2685 project, or phase thereof, to the adopted work program in excess
2686 of \$3 million is subject to approval by the Legislative Budget
2687 Commission. Any work program amendment submitted under this
2688 paragraph must include, as supplemental information, a list of
2689 projects, or phases thereof, in the current 5-year adopted work
2690 program which are eligible for the funds within the
2691 appropriation category being used for the proposed amendment.
2692 The department shall provide a narrative with the rationale for
2693 not advancing an existing project, or phase thereof, in lieu of
2694 the proposed amendment.

2695 2. If a meeting of the Legislative Budget Commission
2696 cannot be held within 30 days after the department submits an
2697 amendment to the commission, the chair and vice chair of the
2698 commission may authorize the amendment to be approved pursuant
2699 to s. 216.177. This subparagraph expires July 1, 2021.

2700 Section 94. In order to implement Specific Appropriations
2701 1916 through 1929, 1929F through 1929J, 1943 through 1951, 1953
2702 through 1962, and 1999A through 2011 of the 2020-2021 General
2703 Appropriations Act, subsection (6) is added to section 339.63,
2704 Florida Statutes, to read:

2705 339.63 System facilities designated; additions and
2706 deletions.—

2707 (6) Notwithstanding any provision of law to the contrary,
2708 the department is directed to fully fund projects on facilities

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2709 that were designated as part of the Strategic Intermodal System
2710 before the most recent designation change, which were approved
2711 by the Secretary of Transportation in May 2019, and for which
2712 the construction has commenced but is not completed. The funding
2713 of such projects shall take precedence over all nonhighway
2714 Strategic Intermodal System capacity improvement projects funded
2715 pursuant to s. 339.61(1). Such funding includes, but is not
2716 limited to, any amendments or supplemental agreements that were
2717 being contemplated by the department to make the projects safe
2718 and functional and for which funding was appropriated as part of
2719 the department's adopted work program for Fiscal Years 2018-
2720 2019, 2019-2020, and the ensuing 5-year period. This subsection
2721 expires July 1, 2021.

2722 Section 95. In order to implement Specific Appropriations
2723 2599 of the 2020-2021 General Appropriations Act, paragraph (d)
2724 of subsection (4) of section 112.061, Florida Statutes, is
2725 amended to read:

2726 112.061 Per diem and travel expenses of public officers,
2727 employees, and authorized persons; statewide travel management
2728 system.—

2729 (4) OFFICIAL HEADQUARTERS.—The official headquarters of an
2730 officer or employee assigned to an office shall be the city or
2731 town in which the office is located except that:

2732 (d) A Lieutenant Governor who permanently resides outside
2733 of Leon County, may, if he or she so requests, have an

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2734 appropriate facility in his or her county designated as his or
2735 her official headquarters for purposes of this section. This
2736 official headquarters may only serve as the Lieutenant
2737 Governor's personal office. The Lieutenant Governor may not use
2738 state funds to lease space in any facility for his or her
2739 official headquarters.

2740 1. A Lieutenant Governor for whom an official headquarters
2741 is established in his or her county of residence pursuant to
2742 this paragraph is eligible for subsistence at a rate to be
2743 established by the Governor for each day or partial day that the
2744 Lieutenant Governor is at the State Capitol to conduct official
2745 state business. In addition to the subsistence allowance, a
2746 Lieutenant Governor is eligible for reimbursement for
2747 transportation expenses as provided in subsection (7) for travel
2748 between the Lieutenant Governor's official headquarters and the
2749 State Capitol to conduct state business.

2750 2. Payment of subsistence and reimbursement for
2751 transportation between a Lieutenant Governor's official
2752 headquarters and the State Capitol shall be made to the extent
2753 appropriated funds are available, as determined by the Governor.

2754 3. This paragraph expires July 1, 2021 ~~2020~~.

2755 Section 96. In order to implement the salaries and
2756 benefits, expenses, other personal services, contracted
2757 services, special categories, and operating capital outlay
2758 categories of the 2020-2021 General Appropriations Act,

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2759 paragraph (a) of subsection (2) of section 216.292, Florida
2760 Statutes, is amended to read:

2761 216.292 Appropriations nontransferable; exceptions.—

2762 (2) The following transfers are authorized to be made by
2763 the head of each department or the Chief Justice of the Supreme
2764 Court whenever it is deemed necessary by reason of changed
2765 conditions:

2766 (a) The transfer of appropriations funded from identical
2767 funding sources, except appropriations for fixed capital outlay,
2768 and the transfer of amounts included within the total original
2769 approved budget and plans of releases of appropriations as
2770 furnished pursuant to ss. 216.181 and 216.192, as follows:

2771 1. Between categories of appropriations within a budget
2772 entity, if no category of appropriation is increased or
2773 decreased by more than 5 percent of the original approved budget
2774 or \$250,000, whichever is greater, by all action taken under
2775 this subsection.

2776 2. Between budget entities within identical categories of
2777 appropriations, if no category of appropriation is increased or
2778 decreased by more than 5 percent of the original approved budget
2779 or \$250,000, whichever is greater, by all action taken under
2780 this subsection.

2781 3. Any agency exceeding salary rate established pursuant
2782 to s. 216.181(8) on June 30th of any fiscal year shall not be

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2783 authorized to make transfers pursuant to subparagraphs 1. and 2.
2784 in the subsequent fiscal year.

2785 4. Notice of proposed transfers under subparagraphs 1. and
2786 2. shall be provided to the Executive Office of the Governor and
2787 the chairs of the legislative appropriations committees at least
2788 3 days prior to agency implementation in order to provide an
2789 opportunity for review. The review shall be limited to ensuring
2790 that the transfer is in compliance with the requirements of this
2791 paragraph.

2792 5. For the 2020-2021 ~~2019-2020~~ fiscal year, the review
2793 shall ensure that transfers proposed pursuant to this paragraph
2794 comply with this chapter, maximize the use of available and
2795 appropriate trust funds, and are not contrary to legislative
2796 policy and intent. This subparagraph expires July 1, 2021 ~~2020~~.

2797 Section 97. In order to implement section 8 of the 2020-
2798 2021 General Appropriations Act, notwithstanding s.
2799 110.123(3)(f) and (j), Florida Statutes, the Department of
2800 Management Services shall maintain and offer the same PPO and
2801 HMO health plan alternatives to the participants of the State
2802 Group Health Insurance Program during the 2020-2021 fiscal year
2803 which were in effect for the 2019-2020 fiscal year. This section
2804 expires July 1, 2021.

2805 Section 98. In order to implement the appropriation of
2806 funds in the special categories, contracted services, and
2807 expenses categories of the 2020-2021 General Appropriations Act,

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2808 a state agency may not initiate a competitive solicitation for a
2809 product or service if the completion of such competitive
2810 solicitation would:

2811 (1) Require a change in law; or

2812 (2) Require a change to the agency's budget other than a
2813 transfer authorized in s. 216.292(2) or (3), Florida Statutes,
2814 unless the initiation of such competitive solicitation is
2815 specifically authorized in law, in the General Appropriations
2816 Act, or by the Legislative Budget Commission.

2817

2818 This section does not apply to a competitive solicitation for
2819 which the agency head certifies that a valid emergency exists.

2820 This section expires July 1, 2021.

2821 Section 99. In order to implement appropriations for
2822 salaries and benefits of the 2020-2021 General Appropriations
2823 Act, subsection (6) of section 112.24, Florida Statutes, is
2824 amended to read:

2825 112.24 Intergovernmental interchange of public employees.-
2826 To encourage economical and effective utilization of public
2827 employees in this state, the temporary assignment of employees
2828 among agencies of government, both state and local, and
2829 including school districts and public institutions of higher
2830 education is authorized under terms and conditions set forth in
2831 this section. State agencies, municipalities, and political
2832 subdivisions are authorized to enter into employee interchange

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2833 | agreements with other state agencies, the Federal Government,
2834 | another state, a municipality, or a political subdivision
2835 | including a school district, or with a public institution of
2836 | higher education. State agencies are also authorized to enter
2837 | into employee interchange agreements with private institutions
2838 | of higher education and other nonprofit organizations under the
2839 | terms and conditions provided in this section. In addition, the
2840 | Governor or the Governor and Cabinet may enter into employee
2841 | interchange agreements with a state agency, the Federal
2842 | Government, another state, a municipality, or a political
2843 | subdivision including a school district, or with a public
2844 | institution of higher learning to fill, subject to the
2845 | requirements of chapter 20, appointive offices which are within
2846 | the executive branch of government and which are filled by
2847 | appointment by the Governor or the Governor and Cabinet. Under
2848 | no circumstances shall employee interchange agreements be
2849 | utilized for the purpose of assigning individuals to participate
2850 | in political campaigns. Duties and responsibilities of
2851 | interchange employees shall be limited to the mission and goals
2852 | of the agencies of government.

2853 | (6) For the 2020-2021 ~~2019-2020~~ fiscal year only, the
2854 | assignment of an employee of a state agency as provided in this
2855 | section may be made if recommended by the Governor or Chief
2856 | Justice, as appropriate, and approved by the chairs of the
2857 | legislative appropriations committees. Such actions shall be

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2858 deemed approved if neither chair provides written notice of
2859 objection within 14 days after receiving notice of the action
2860 pursuant to s. 216.177. This subsection expires July 1, 2021
2861 2020.

2862 Section 100. In order to implement Specific Appropriations
2863 2727 and 2728 of the 2020-2021 General Appropriations Act, and
2864 notwithstanding s. 11.13(1), Florida Statutes, the authorized
2865 salaries for members of the Legislature for the 2020-2021 fiscal
2866 year shall be set at the same level in effect on July 1, 2010.
2867 This section expires July 1, 2021.

2868 Section 101. In order to implement the transfer of funds
2869 from the General Revenue Fund from trust funds for the 2020-2021
2870 General Appropriations Act, and notwithstanding the expiration
2871 date in section 110 of chapter 2019-116, Laws of Florida,
2872 paragraph (b) of subsection (2) of section 215.32, Florida
2873 Statutes, is reenacted to read:

2874 215.32 State funds; segregation.—

2875 (2) The source and use of each of these funds shall be as
2876 follows:

2877 (b)1. The trust funds shall consist of moneys received by
2878 the state which under law or under trust agreement are
2879 segregated for a purpose authorized by law. The state agency or
2880 branch of state government receiving or collecting such moneys
2881 is responsible for their proper expenditure as provided by law.
2882 Upon the request of the state agency or branch of state

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2883 government responsible for the administration of the trust fund,
2884 the Chief Financial Officer may establish accounts within the
2885 trust fund at a level considered necessary for proper
2886 accountability. Once an account is established, the Chief
2887 Financial Officer may authorize payment from that account only
2888 upon determining that there is sufficient cash and releases at
2889 the level of the account.

2890 2. In addition to other trust funds created by law, to the
2891 extent possible, each agency shall use the following trust funds
2892 as described in this subparagraph for day-to-day operations:

2893 a. Operations or operating trust fund, for use as a
2894 depository for funds to be used for program operations funded by
2895 program revenues, with the exception of administrative
2896 activities when the operations or operating trust fund is a
2897 proprietary fund.

2898 b. Operations and maintenance trust fund, for use as a
2899 depository for client services funded by third-party payors.

2900 c. Administrative trust fund, for use as a depository for
2901 funds to be used for management activities that are departmental
2902 in nature and funded by indirect cost earnings and assessments
2903 against trust funds. Proprietary funds are excluded from the
2904 requirement of using an administrative trust fund.

2905 d. Grants and donations trust fund, for use as a
2906 depository for funds to be used for allowable grant or donor

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Page 118 of 144

Amendment No.

2907 agreement activities funded by restricted contractual revenue
2908 from private and public nonfederal sources.

2909 e. Agency working capital trust fund, for use as a
2910 depository for funds to be used pursuant to s. 216.272.

2911 f. Clearing funds trust fund, for use as a depository for
2912 funds to account for collections pending distribution to lawful
2913 recipients.

2914 g. Federal grant trust fund, for use as a depository for
2915 funds to be used for allowable grant activities funded by
2916 restricted program revenues from federal sources.

2917
2918 To the extent possible, each agency must adjust its internal
2919 accounting to use existing trust funds consistent with the
2920 requirements of this subparagraph. If an agency does not have
2921 trust funds listed in this subparagraph and cannot make such
2922 adjustment, the agency must recommend the creation of the
2923 necessary trust funds to the Legislature no later than the next
2924 scheduled review of the agency's trust funds pursuant to s.
2925 215.3206.

2926 3. All such moneys are hereby appropriated to be expended
2927 in accordance with the law or trust agreement under which they
2928 were received, subject always to the provisions of chapter 216
2929 relating to the appropriation of funds and to the applicable
2930 laws relating to the deposit or expenditure of moneys in the
2931 State Treasury.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2932 4.a. Notwithstanding any provision of law restricting the
2933 use of trust funds to specific purposes, unappropriated cash
2934 balances from selected trust funds may be authorized by the
2935 Legislature for transfer to the Budget Stabilization Fund and
2936 General Revenue Fund in the General Appropriations Act.

2937 b. This subparagraph does not apply to trust funds
2938 required by federal programs or mandates; trust funds
2939 established for bond covenants, indentures, or resolutions whose
2940 revenues are legally pledged by the state or public body to meet
2941 debt service or other financial requirements of any debt
2942 obligations of the state or any public body; the Division of
2943 Licensing Trust Fund in the Department of Agriculture and
2944 Consumer Services; the State Transportation Trust Fund; the
2945 trust fund containing the net annual proceeds from the Florida
2946 Education Lotteries; the Florida Retirement System Trust Fund;
2947 trust funds under the management of the State Board of Education
2948 or the Board of Governors of the State University System, where
2949 such trust funds are for auxiliary enterprises, self-insurance,
2950 and contracts, grants, and donations, as those terms are defined
2951 by general law; trust funds that serve as clearing funds or
2952 accounts for the Chief Financial Officer or state agencies;
2953 trust funds that account for assets held by the state in a
2954 trustee capacity as an agent or fiduciary for individuals,
2955 private organizations, or other governmental units; and other
2956 trust funds authorized by the State Constitution.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2957 Section 102. The text of s. 215.32(2)(b), Florida
2958 Statutes, as carried forward from chapter 2011-47, Laws of
2959 Florida, by this act expires July 1, 2021, and the text of that
2960 paragraph shall revert to that in existence on June 30, 2011,
2961 except that any amendments to such text enacted other than by
2962 this act shall be preserved and continue to operate to the
2963 extent that such amendments are not dependent upon the portions
2964 of text which expire pursuant to this section.

2965 Section 103. In order to implement appropriations in the
2966 2020-2021 General Appropriations Act for state employee travel,
2967 the funds appropriated to each state agency which may be used
2968 for travel by state employees are limited during the 2020-2021
2969 fiscal year to travel for activities that are critical to each
2970 state agency's mission. Funds may not be used for travel by
2971 state employees to foreign countries, other states, conferences,
2972 staff training activities, or other administrative functions
2973 unless the agency head has approved, in writing, that such
2974 activities are critical to the agency's mission. The agency head
2975 shall consider using teleconferencing and other forms of
2976 electronic communication to meet the needs of the proposed
2977 activity before approving mission-critical travel. This section
2978 does not apply to travel for law enforcement purposes, military
2979 purposes, emergency management activities, or public health
2980 activities. This section expires July 1, 2021.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

2981 Section 104. In order to implement appropriations in the
2982 2020-2021 General Appropriations Act for state employee travel
2983 and notwithstanding s. 112.061, Florida Statutes, costs for
2984 lodging associated with a meeting, conference, or convention
2985 organized or sponsored in whole or in part by a state agency or
2986 the judicial branch may not exceed \$175 per day. An employee may
2987 expend his or her own funds for any lodging expenses in excess
2988 of \$175 per day. For purposes of this section, a meeting does
2989 not include travel activities for conducting an audit,
2990 examination, inspection, or investigation or travel activities
2991 related to a litigation or emergency response. This section
2992 expires July 1, 2021.

2993 Section 105. In order to implement the appropriation of
2994 funds in the special categories, contracted services, and
2995 expenses categories of the 2020-2021 General Appropriations Act,
2996 a state agency may not enter into a contract containing a
2997 nondisclosure clause that prohibits the contractor from
2998 disclosing information relevant to the performance of the
2999 contract to members or staff of the Senate or the House of
3000 Representatives. This section expires July 1, 2021.

3001 Section 106. In order to implement the appropriation of
3002 funds in the special categories, contracted services, and
3003 expenses categories of the 2020-2021 General Appropriations Act,
3004 section 216.1366, Florida Statutes, is created to read:

3005 216.1366 Contract terms.—

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

3006 (1) In order to preserve the interest of the state in the
3007 prudent expenditure of state funds, each public agency contract
3008 for services entered into or amended on or after July 1, 2020,
3009 shall authorize the public agency to inspect the:

3010 (a) Financial records, papers, and documents of the
3011 contractor that are directly related to the performance of the
3012 contract or the expenditure of state funds.

3013 (b) Programmatic records, papers, and documents of the
3014 contractor which the public agency determines are necessary to
3015 monitor the performance of the contract or to ensure that the
3016 terms of the contract are being met.

3017 (2) The contract shall require the contractor to provide
3018 such records, papers, and documents requested by the public
3019 agency within 10 business days after the request is made.

3020 (3) This section expires July 1, 2021.

3021 Section 107. In order to implement Specific Appropriation
3022 2598 and 2599 of the 2020-2021 General Appropriations Act,
3023 section 14.35, Florida Statutes, is created to read:

3024 14.35 Governor's Medal of Freedom.—

3025 (1) The Governor may present, in the name of the State of
3026 Florida, a medal to be known as the "Governor's Medal of
3027 Freedom," which shall bear a suitable inscription and ribbon of
3028 appropriate design, to any person who has made an especially
3029 meritorious contribution to the interests and citizens of the

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

3030 state, its culture, or other significant public or private
3031 endeavor.

3032 (2) (a) In the event of the death of an individual who has
3033 been chosen to receive the Governor's Medal of Freedom, the
3034 medal may be presented to a designated representative of the
3035 chosen recipient.

3036 (b) The Governor's Medal of Freedom may only be presented
3037 to an individual once.

3038 (3) This section expires July 1, 2021.

3039 Section 108. In order to implement Specific Appropriations
3040 2729 and 2730 of the 2020-2021 General Appropriations Act:

3041 (1) The Local Government Efficiency Task Force, a task
3042 force as defined in s. 20.03, Florida Statutes, is established
3043 within the Legislature. The task force shall be supported by
3044 research services of the Office of Program Policy Analysis and
3045 Governmental Accountability.

3046 (2) (a) The task force shall consist of six members with
3047 the Governor, the President of the Senate, and the Speaker of
3048 the House of Representatives each appointing two members.
3049 Members must be appointed no later than September 1, 2020.

3050 (b) A vacancy on the task force shall be filled in the
3051 same manner as the original appointment for the unexpired term.

3052 (c) The task force shall elect a chair from among its
3053 members.

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

3054 (3) Members of the task force shall serve without
3055 compensation, but are entitled to reimbursement for per diem and
3056 travel expenses pursuant to s. 112.061, Florida Statutes. The
3057 task force shall convene its first meeting by November 15, 2020,
3058 and shall meet as often as necessary to fulfill its
3059 responsibilities under this section. Meetings may be conducted
3060 in person or by teleconference or other electronic means.

3061 (4) The task force shall review the governance structure
3062 and function of local governments and whether any changes are
3063 necessary to make such governments more efficient.

3064 (5) The task force shall submit a report to the Governor,
3065 the President of the Senate, and the Speaker of the House of
3066 Representatives by June 1, 2021.

3067 (6) This section expires June 30, 2021.

3068 Section 109. Any section of this act which implements a
3069 specific appropriation or specifically identified proviso
3070 language in the 2020-2021 General Appropriations Act is void if
3071 the specific appropriation or specifically identified proviso
3072 language is vetoed. Any section of this act which implements
3073 more than one specific appropriation or more than one portion of
3074 specifically identified proviso language in the 2020-2021
3075 General Appropriations Act is void if all the specific
3076 appropriations or portions of specifically identified proviso
3077 language are vetoed.

035067

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Amendment No.

3078 Section 110. If any other act passed during the 2020
3079 Regular Session of the Legislature contains a provision that is
3080 substantively the same as a provision in this act, but that
3081 removes or is otherwise not subject to the future repeal applied
3082 to such provision by this act, the Legislature intends that the
3083 provision in the other act takes precedence and continues to
3084 operate, notwithstanding the future repeal provided by this act.

3085 Section 111. If any provision of this act or its
3086 application to any person or circumstance is held invalid, the
3087 invalidity does not affect other provisions or applications of
3088 the act which can be given effect without the invalid provision
3089 or application, and to this end the provisions of this act are
3090 severable.

3091 Section 112. Except as otherwise expressly provided in
3092 this act and except for this section, which shall take effect
3093 upon this act becoming a law, this act shall take effect July 1,
3094 2020, or, if this act fails to become a law until after that
3095 date, it shall take effect upon becoming a law and shall operate
3096 retroactively to July 1, 2020.

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3100 **T I T L E A M E N D M E N T**

3101 Remove everything before the enacting clause and insert:

3102 A bill to be entitled

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Amendment No.

3103 An act implementing the 2020-2021 General
3104 Appropriations Act; providing legislative intent;
3105 incorporating by reference certain calculations of the
3106 Florida Education Finance Program; providing that
3107 funds for instructional materials must be released and
3108 expended as required in specified proviso language;
3109 amending s. 1011.62, F.S.; suspending an allocation
3110 related to determining full-time equivalent students
3111 for 1 fiscal year; authoring the Legislature to
3112 provide a funding compression and hold harmless
3113 allocation; specifying purpose and distribution of
3114 allocations; amending s. 1013.62, F.S.; specifying the
3115 source of charter school capital outlay funding;
3116 providing for the expiration and reversion of
3117 specified statutory text; reenacting s. 1001.26(1),
3118 F.S., relating to the public broadcasting program
3119 system; extending for 1 fiscal year authorization for
3120 the Department of Education to provide certain
3121 appropriated funds to certain education television
3122 stations and public colleges and universities for
3123 public broadcasting; providing for the expiration and
3124 reversion of specified statutory text; creating s.
3125 1004.6499, F.S.; establishing the Florida Institute of
3126 Politics at the Florida State University; providing
3127 the purpose and goals of the institute; incorporating

035067

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Amendment No.

3128 by reference certain calculations for the Medicaid
3129 Hospital Funding programs; authorizing the Agency for
3130 Health Care Administration to contract with a private,
3131 not-for-profit hospital in Miami-Dade County to
3132 provide specified services t frail and elderly persons
3133 in designated locations if certain conditions are met;
3134 exempting such hospital from certain statutory
3135 requirements; requiring the approval of up to 100
3136 initial enrollees into such program; authorizing the
3137 Agency for Health Care Administration to contract with
3138 a private organization that meets specified criteria
3139 to provide specified services to frail and elderly
3140 persons in designated counties if certain conditions
3141 are met; exempting such hospital from certain
3142 statutory requirements; requiring the approval of up
3143 to 500 initial enrollees into such program;
3144 authorizing the Agency for Health Care Administration,
3145 in consultation with the Department of Health, to
3146 submit a budget amendment to realign funding for a
3147 component of the Children's Medical Services program
3148 to reflect actual enrollment changes; specifying
3149 requirements for such realignment; authorizing the
3150 agency to request nonoperating budget authority for
3151 transferring certain federal funds to the Department
3152 of Health; reenacting s. 409.908(23), F.S., relating

035067

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Amendment No.

3153 to the reimbursement of Medicaid providers; extending
3154 for 1 fiscal year provisions regarding reimbursement
3155 rates; providing for the expiration and reversion of
3156 specified statutory text; reenacting and amending s.
3157 409.908(26), F.S., relating to the reimbursement of
3158 Medicaid providers; extending for 1 fiscal year a
3159 provision regarding the receipt of funds to be used
3160 for Low Income Pool Program payments; providing
3161 criteria that must be met for essential providers to
3162 be eligible for specified supplemental payments;
3163 providing requirements that must be met before the
3164 Agency for Health Care Administration may release or
3165 withhold supplemental payments; providing for the
3166 expiration and reversion of specified statutory text;
3167 amending s. 409.904, F.S.; extending for 1 fiscal year
3168 a provision requiring the Agency for Health Care
3169 Administration to make payments to Medicaid-covered
3170 services; requiring the Agency for Health Care
3171 Administration to submit to the Governor and the
3172 Legislature by a specified date an evaluation
3173 regarding the impact of certain Medicaid waivers;
3174 specifying items to be included; specifying
3175 requirements for the report; reenacting s.
3176 624.91(5)(b), F.S., relating to the Florida Healthy
3177 Kids Corporation; extending for 1 fiscal year a

035067

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Amendment No.

3178 provision requiring the corporation to validate the
3179 medical loss ratio and calculate a refund amount for
3180 insurers and providers of health care services who
3181 meet certain criteria; providing for the expiration
3182 and reversion of specified statutory text; amending s.
3183 381.915, F.S.; revising limitations regarding a cancer
3184 center's participation under Tier 3 of the Florida
3185 Consortium of National Cancer Institute Centers
3186 Program and authorization for centers to pursue
3187 certain designations by the institute; providing for
3188 the expiration and reversion of specified statutory
3189 text; amending s. 893.055, F.S.; extending for 1
3190 fiscal year a provision prohibiting the Attorney
3191 General and the Department of Health from using
3192 certain settlement agreement funds to administer the
3193 prescription drug monitoring program; amending s.
3194 409.911, F.S.; updating the average of audited
3195 disproportionate share data for purposes of
3196 calculating disproportionate share payments; updating
3197 the average of audited disproportionate share data for
3198 purposes of calculating disproportionate share
3199 payments; extending for 1 fiscal year the requirement
3200 that the Agency for Health Care Administration
3201 distribute moneys to hospitals that provide a
3202 disproportionate share of Medicaid or charity care

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Amendment No.

3203 services, as provided in the General Appropriations
3204 Act; amending s. 409.9113, F.S.; extending for 1
3205 fiscal year the requirement that the Agency for Health
3206 Care Administration make disproportionate share
3207 payments to teaching hospitals as provided in the
3208 General Appropriations Act; amending s. 409.9119,
3209 F.S.; extending for 1 fiscal year the requirement that
3210 the Agency for Health Care Administration make
3211 disproportionate share payments to certain specialty
3212 hospitals for children; authorizing the Agency for
3213 Health Care Administration to submit a budget
3214 amendment to realign Medicaid funding for specified
3215 purposes, subject to certain limitations; requiring
3216 the Agency for Health Care Administration to contract
3217 with an organization for the provision of elder care
3218 services in specified counties if certain conditions
3219 are met; authorizing the Agency for Health Care
3220 Administration and the Department of Health to each
3221 submit a budget amendment to realign funding within
3222 the Florida Kidcare program appropriation categories
3223 or increase budget authority for certain purposes;
3224 specifying the time period within each such budget
3225 amendment must be submitted; amending ss. 381.986 and
3226 381.988, F.S.; extending for 1 year the exemption of
3227 certain rules pertaining to the medical use of

035067

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Amendment No.

3228 marijuana from certain rulemaking requirements;
3229 removing a provision that authorized medical marijuana
3230 treatment centers to use uncertified laboratories
3231 under certain circumstances; amending s. 14(1),
3232 chapter 2017-232, Laws of Florida; exempting certain
3233 rules pertaining to medical marijuana adopted to
3234 replace emergency rules from specified rulemaking
3235 requirements; providing for the expiration and
3236 reversion of specified law; authorizing the Department
3237 of Children and Families to submit a budget amendment
3238 to realign funding for implementation of the
3239 Guardianship Assistance Program; requiring the
3240 Department of Children and Families to establish a
3241 formula for the distribution of funds to implement the
3242 Guardianship Assistance Program; authorizing the
3243 Department of Children and Families to submit a budget
3244 amendment to realign funding within the department
3245 based on the implementation of the Guardianship
3246 Assistance Program; amending s. 296.37, F.S.;
3247 extending for 1 fiscal year a provision specifying the
3248 monthly contribution to residents of a state veterans'
3249 nursing home; authorizing the Department of Health to
3250 submit a budget amendment to increase budget authority
3251 for the HIV/AIDS Prevention and Treatment Program if
3252 certain conditions are met; authorizing the Department

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Page 132 of 144

Amendment No.

3253 of Children and Families to submit a budget amendment
3254 to increase budget authority for the Supplemental
3255 Nutrition Assistance Program if certain conditions are
3256 met; authorizing the Department of Children and
3257 Families to submit a budget amendment to realign
3258 funding within the Family Safety Program for specified
3259 purposes; amending s. 409.968, F.S.; requiring the
3260 Agency for Health Care Administration to withhold and
3261 set aside portions of the managed care rates from the
3262 rate cells for a certain purpose; directing the agency
3263 to require Medicaid managed care plans to submit
3264 proposals in a specified manner; specifying items the
3265 plans must implement; providing a timeframe to allow
3266 the agency to disburse specified portions of rate;
3267 requiring the agency to replace the Florida Medicaid
3268 Management Information System (FMMIS) and fiscal agent
3269 operations with a specified new system; specifying
3270 items that may not be included in the new system;
3271 providing directives to the agency related to the new
3272 system, the Florida Health Care Connection (FX)
3273 system; requiring the agency to meet certain
3274 requirements in replacing FMMIS and the current
3275 Medicaid fiscal agent; requiring the agency to
3276 implement a project governance structure that includes
3277 an executive steering committee; providing procedures

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

3278 for use by the executive steering committee; providing
3279 responsibilities of the executive steering committee;
3280 authorizing the Department of Children and Families to
3281 submit a budget amendment for specified purposes
3282 related to the state's domestic violence program to
3283 realign use of certain unexpended funds from an
3284 appropriation from the 2019-2020 General
3285 Appropriations Act for use in the Family Safety
3286 Program; authorizing the Department of Children and
3287 Families to submit a budget amendment for specified
3288 purposes related to the state's domestic violence
3289 program to realign use of certain funds from an
3290 appropriation from the 2020-2021 General
3291 Appropriations Act for use in the Family Safety
3292 Program; amending s. 409.984, F.S.; specifying the
3293 type of long-term care managed care program in which
3294 certain dually eligible recipients of care shall
3295 become enrolled in under certain circumstances;
3296 providing for the expiration and reversion of
3297 specified statutory text; amending s. 409.908, F.S.;
3298 requiring the Agency for Health Care Administration to
3299 establish a specified unit cost increase for each
3300 nursing home; specifying a methodology for reimbursing
3301 certain providers during a specified period; providing
3302 for the expiration and reversion of specified

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

3303 statutory text; authorizing the Department of Health
3304 to submit a budget amending to increase certain budget
3305 authority for public health emergencies if certain
3306 conditions are met; amending s. 400.179, F.S.;
3307 specifying that if net cumulative collections exceed a
3308 specified amount, that certain leasehold license
3309 provisions do not apply; amending s. 216.262, F.S.;
3310 extending for 1 fiscal year the authority of the
3311 Department of Corrections to submit a budget amendment
3312 for additional positions and appropriations under
3313 certain circumstances; requiring review and approval
3314 by the Legislative Budget Commission; amending s.
3315 1011.80, F.S.; specifying the manner by which state
3316 funds for postsecondary workforce programs may be used
3317 for inmate education; providing for the expiration and
3318 reversion of specified statutory text; amending s.
3319 215.18, F.S.; extending for 1 fiscal year the
3320 authority and related repayment requirements for
3321 temporary trust fund loans to the state court system
3322 which are sufficient to meet the system's
3323 appropriation; requiring the Department of Juvenile
3324 Justice to review county juvenile detention payments
3325 to determine whether a county has met specified
3326 financial responsibilities; requiring amounts owed by
3327 the county for such financial responsibilities to be

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Amendment No.

3328 deducted from certain county funds; requiring the
3329 Department of Revenue to transfer withheld funds to a
3330 specified trust fund; requiring the Department of
3331 Revenue to ensure that such reductions in amounts
3332 distributed do not reduce distributions below amounts
3333 necessary for certain payments due on bonds and to
3334 comply with bond covenants; requiring the Department
3335 of Revenue to notify the Department of Juvenile
3336 Justice if bond payment requirements mandate a
3337 reduction in deductions for amounts owed by a county;
3338 reenacting s. 27.40(1), (2)(a), (3)(a), (5), (6), and
3339 (7), F.S., relating to court-appointed counsel;
3340 extending for 1 fiscal year provisions governing the
3341 appointment of court-appointed counsel; reenacting and
3342 amending s. 27.5304, F.S., relating to private court-
3343 appointed counsel; extending for 1 fiscal year
3344 limitations on compensation for representation in
3345 criminal proceedings; providing for the expiration and
3346 reversion of specified statutory text; specifying that
3347 clerks of the circuit court are responsible for
3348 certain costs related to juries which exceed a certain
3349 funding level; reenacting s. 318.18(19)(c), F.S.,
3350 relating to penalty amounts for traffic infractions;
3351 extending for 1 fiscal year the redirection of
3352 revenues from the Public Defenders Revenue Trust Fund

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Page 136 of 144

Amendment No.

3353 to the Indigent Criminal Defense Trust Fund;
3354 reenacting s. 817.568(12)(b), F.S., relating to the
3355 criminal use of personal identification information;
3356 extending for 1 fiscal year the redirection of
3357 revenues from the Public Defenders Revenue Trust Fund
3358 to the Indigent Criminal Defense Trust Fund; providing
3359 for the expiration and reversion of specified
3360 statutory text; amending s. 20.316, F.S.; creating the
3361 Accountability and Program Support program within the
3362 Department of Juvenile Justice; providing for the
3363 expiration and reversion of specified statutory text;
3364 requiring the Department of Management Services to use
3365 tenant broker services to renegotiate or reprocure
3366 certain private lease agreements for office or storage
3367 space; requiring the Department of Management Services
3368 to provide a report to the Governor and the
3369 Legislature by a specified date; specifying the amount
3370 of the transaction fee to be collected for use of the
3371 online procurement system; prohibiting an agency from
3372 transferring funds from a data processing category to
3373 another category that is not a data processing
3374 category; authorizing the Executive Office of the
3375 Governor to transfer funds appropriated for data
3376 processing assessment between departments for a
3377 specified purpose; authorizing the Executive Office of

035067

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Amendment No.

3378 the Governor to transfer funds between departments for
3379 purposes of aligning amounts paid for risk management
3380 insurance and for human resources services purchased
3381 per statewide contract; requiring the Department of
3382 Financial Services to replace specified components of
3383 the Florida Accounting Information Resource Subsystem
3384 (FLAIR) and the Cash Management Subsystem (CMS);
3385 specifying certain actions to be taken by the
3386 Department of Financial Services regarding FLAIR and
3387 CMS replacement; providing for the composition of an
3388 executive steering committee to oversee FLAIR and CMS
3389 replacement; prescribing duties and responsibilities
3390 of the executive steering committee; amending s. 29 of
3391 chapter 2019-118, Laws of Florida; extending the
3392 expiration of the Florida Cybersecurity Task Force and
3393 its duties; extending the date by which the Florida
3394 Cybersecurity Task Force must submit a final report to
3395 specified entities; amending s. 216.181, F.S.;
3396 extending for 1 fiscal year the authority for the
3397 Legislative Budget Commission to increase amounts
3398 appropriated to the Fish and Wildlife Conservation
3399 Commission or the Department of Environmental
3400 Protection for certain fixed capital outlay projects
3401 from specified sources; amending s. 215.18, F.S.;
3402 extending for 1 fiscal year the authority of the

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Amendment No.

3403 Governor, if there is a specified temporary deficiency
3404 in a land acquisition trust fund in the Department of
3405 Agriculture and Consumer Services, the Department of
3406 Environmental Protection, the Department of State, or
3407 the Fish and Wildlife Conservation Commission, to
3408 transfer funds from other trust funds in the State
3409 Treasury as a temporary loan to such trust fund;
3410 providing a deadline for the repayment of a temporary
3411 loan; requiring the Department of Environmental
3412 Protection to transfer designated proportions of the
3413 revenues deposited in the Land Acquisition Trust Fund
3414 within the department to land acquisition trust funds
3415 in the Department of Agriculture and Consumer
3416 Services, the Department of State, and the Fish and
3417 Wildlife Conservation Commission according to
3418 specified parameters and calculations; defining the
3419 term "department"; requiring the Department of
3420 Environmental Protection to make transfers to land
3421 acquisition trust funds monthly; specifying the method
3422 of determining transfer amounts; authorizing the
3423 Department of Environmental Protection to advance
3424 funds from its land acquisition trust fund to the Fish
3425 and Wildlife Conservation Commission's land
3426 acquisition trust fund for specified purposes;
3427 amending s. 375.041, F.S.; specifying that certain

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Amendment No.

3428 funds for projects dedicated to restoring Lake Apopka
3429 shall be appropriated as provided in the General
3430 Appropriations Act; amending s. 570.441, F.S.;
3431 extending for 1 year a provision authorizing the
3432 Department of Agriculture and Consumer Services to use
3433 certain funds for purposes related to the Division of
3434 Agricultural Environmental Services; reenacting s.
3435 570.93(1)(a), F.S., relating to the agricultural water
3436 conservation program of the Department of Agriculture
3437 and Consumer Services; extending for 1 fiscal year
3438 provisions governing a cost-share program; providing
3439 for the expiration and reversion of specified
3440 statutory text; amending s. 525.07, F.S.; authorizing
3441 the Department of Agriculture and Consumer Services to
3442 affix an inspection sticker meeting specified
3443 requirements to any petroleum measuring device;
3444 requiring the removal of stickers that do not meet
3445 specified requirements; amending s. 259.105, F.S.;
3446 providing for the distribution of proceeds from the
3447 Florida Forever Trust Fund for the 2020-2021 fiscal
3448 year; amending s. 376.3071, F.S.; exempting specified
3449 costs incurred by certain petroleum storage system
3450 owners or operators during a specified period from the
3451 prohibition against making payments in excess of
3452 amounts approved by the Department of Environmental

035067

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Amendment No.

3453 Protection; replacing certain water quality monitoring
3454 rules with other water quality monitoring requirements
3455 under law for specified purposes; amending s. 321.04,
3456 F.S.; extending for 1 fiscal year the requirement that
3457 the Department of Highway Safety and Motor Vehicles
3458 assign one or more patrol officers to the office of
3459 Lieutenant Governor for security purposes, upon
3460 request of the Governor; extending for 1 fiscal year
3461 the requirement that the Department of Highway Safety
3462 and Motor Vehicles assign a patrol officer to a
3463 Cabinet member under certain circumstances; amending
3464 s. 420.9079, F.S.; authorizing funds in the Local
3465 Government Housing Trust Fund to be used as provided
3466 in the General Appropriations Act; amending s.
3467 420.0005, F.S.; extending for 1 fiscal year the
3468 authorization for certain funds related to state
3469 housing to be used as provided in the General
3470 Appropriations Act; amending s. 288.0655, F.S.;
3471 extending for 1 fiscal year the specification of how
3472 funds appropriated for the grant program under the
3473 Rural Infrastructure Fund for Florida Panhandle
3474 counties are to be distributed; amending s. 338.2278,
3475 F.S.; authorizing certain uncommitted funding for the
3476 Transportation Disadvantaged Trust Fund to be used as
3477 provided in the General Appropriations Act; amending

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

3478 s. 288.80125, F.S.; requiring funds in the Triumph
3479 Gulf Coast Trust Fund to be used for the Rebuild
3480 Florida Revolving Loan Fund program for specified
3481 purposes; providing an expiration date; amending s.
3482 339.135, F.S.; extending for 1 year the authorization
3483 for the chair and vice chair of the Legislative Budget
3484 Commission to approve the Department of
3485 Transportation's budget amendment under specified
3486 circumstances; authorizing the chair and vice chair of
3487 the Legislative Budget Commission for 1 year to
3488 approve budget amendments that exceed a specified
3489 monetary threshold; amending s. 339.63, F.S.;

3490 requiring the Department of Transportation to fully
3491 fund projects on facilities that meet specified
3492 criteria; specifying that funding for such projects
3493 takes precedence over other specified projects;
3494 specifying items that are included in the funding;
3495 amending s. 112.061, F.S.; extending for 1 year the
3496 authorization for the Lieutenant Governor to designate
3497 an alternative official headquarters under certain
3498 conditions; specifying restrictions, limitations,
3499 eligibility for the subsistence allowance,
3500 reimbursement of transportation expenses, and payment
3501 thereof; amending s. 216.292, F.S.; extending for 1
3502 fiscal year a provision prescribing requirements for

035067

Approved For Filing: 3/15/2020 6:35:09 PM

Amendment No.

3503 the review of certain transfers of appropriations;
3504 requiring the Department of Management Services to
3505 maintain and offer the same health insurance options
3506 for participants of the State Group Health Insurance
3507 Program for the 2020-2021 fiscal year as applied in
3508 certain previous fiscal year; prohibiting a state
3509 agency from initiating a competitive solicitation for
3510 a product or service under certain circumstances;
3511 providing an exception; amending s. 112.24, F.S.;
3512 extending for 1 fiscal year the authorization, subject
3513 to specified requirements, for the assignment of an
3514 employee of a state agency under an employee
3515 interchange agreement; providing that the annual
3516 salaries of the members of the Legislature be
3517 maintained at a specified level; limiting the use of
3518 travel funds to activities that are critical to an
3519 agency's mission; providing exceptions; reenacting s.
3520 215.32(2)(b), F.S., relating to the source and use of
3521 certain trust funds; providing for the future
3522 expiration and reversion of statutory text; specifying
3523 the types of travel which may be used with state
3524 employee travel funds; providing exceptions; providing
3525 a monetary cap on lodging costs for state employees
3526 travel to certain meetings organized or sponsored by a
3527 state agency or the judicial branch; authorizing

035067

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Amendment No.

3528 employees to expend their own funds for lodging
3529 expenses in excess of the monetary caps; prohibiting a
3530 state agency from entering into a contract containing
3531 certain nondisclosure agreement; creating s. 216.1366,
3532 F.S.; requiring each public agency contract for
3533 services after a certain date to authorize public
3534 agencies to inspect specified information related to
3535 such contract; specifying timeframe for providing such
3536 information after a request is made; creating s.
3537 14.35, F.S.; authorizing the Governor to present the
3538 Governor's Medal of Freedom to certain persons;
3539 providing for the medal to be presented to a
3540 designated representative in the event of the death of
3541 a chosen recipient; establishing and appointing
3542 members of the Local Government Efficiency Task Force;
3543 specifying duties and meeting schedules; requiring a
3544 report by a specified date; providing conditions under
3545 which the veto of certain appropriations or proviso
3546 language in the General Appropriations Act voids
3547 language that implements such appropriation; providing
3548 for the continued operation of certain provisions
3549 notwithstanding a future repeal or expiration provided
3550 by the act; providing severability; providing
3551 effective dates.

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