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HB 5003, Engrossed 1

2022 Legislature

1
 2 An act implementing the 2022-2023 General
 3 Appropriations Act; providing legislative intent;
 4 incorporating by reference certain calculations of the
 5 Florida Education Finance Program; providing that
 6 funds for instructional materials must be released and
 7 expended as required in the General Appropriations
 8 Act; amending s. 1013.62, F.S.; extending for 1 fiscal
 9 year specified charter school capital outlay funding
 10 provisions; providing for the future expiration and
 11 reversion of specified statutory text; amending s.
 12 1011.62, F.S.; extending for 1 fiscal year
 13 authorization for the Legislature to provide a funding
 14 compression and hold harmless allocation; modifying
 15 the manner of prorating appropriations made under the
 16 funding compression and hold harmless allocation;
 17 reenacting s. 1001.26(1), F.S., relating to the public
 18 broadcasting program system; authorizing the
 19 Department of Education to provide certain
 20 appropriated funds to certain education television
 21 stations and public colleges and universities for
 22 public broadcasting; providing for the future
 23 expiration and reversion of specified statutory text;
 24 amending s. 1002.45, F.S.; revising conditional
 25 approval for virtual instruction programs to remain

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26 | valid for 2 school years, rather than 1 school year;
 27 | providing for the future expiration and reversion of
 28 | specified statutory text; amending s. 1008.36, F.S.;
 29 | revising provisions addressing the Florida School
 30 | Recognition Program to provide financial rewards to
 31 | public schools, including charter schools, that met
 32 | certain criteria between defined time periods;
 33 | providing for the future expiration and reversion of
 34 | specified statutory text; authorizing Florida State
 35 | University to use certain revenues derived from
 36 | student facilities use fees to pay and secure debt
 37 | subject to certain criteria for the university's new
 38 | student union project; authorizing the Agency for
 39 | Health Care Administration, in consultation with the
 40 | Department of Health, to submit a budget amendment to
 41 | realign funding for specified purposes; specifying
 42 | requirements for such realignment; authorizing the
 43 | agency to request nonoperating budget authority for
 44 | transferring certain federal funds to the Department
 45 | of Health; authorizing the Agency for Health Care
 46 | Administration to submit a budget amendment to realign
 47 | Medicaid funding for specified purposes, subject to
 48 | certain limitations; authorizing the Agency for Health
 49 | Care Administration and the Department of Health to
 50 | each submit a budget amendment to realign funding

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51 within the Florida Kidcare program appropriation
 52 categories or increase budget authority for certain
 53 purposes; specifying the time period within each such
 54 budget amendment must be submitted; amending s.
 55 381.986, F.S.; extending for 1 year the exemption of
 56 certain rules pertaining to the medical use of
 57 marijuana from certain rulemaking requirements;
 58 reenacting and amending s. 14, chapter 2017-232, Laws
 59 of Florida; exempting certain rules pertaining to
 60 medical marijuana adopted to replace emergency rules
 61 from specified rulemaking requirements; providing for
 62 the future expiration and reversion of specified law;
 63 authorizing the Agency for Health Care Administration
 64 to submit a budget amendment seeking additional
 65 spending authority to implement specified programs;
 66 authorizing the Department of Children and Families to
 67 submit a budget amendment to realign funding within
 68 the specified areas of the department based on
 69 implementation for the Guardianship Assistance
 70 Program; authorizing the Department of Children and
 71 Families to submit a budget amendment to realign
 72 funding within the Family Safety Program for specified
 73 purposes; authorizing the Department of Children and
 74 Families to submit a budget amendment to realign
 75 funding between appropriations categories to support

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76 | contracted staffing equivalents at the state's mental
 77 | health treatment facilities; authorizing the
 78 | Department of Health to submit a budget amendment to
 79 | increase budget authority for the HIV/AIDS Prevention
 80 | and Treatment Program if a certain condition is met;
 81 | authorizing the Department of Health to submit a
 82 | budget amendment to increase budget authority for the
 83 | department if additional federal revenues specific to
 84 | COVID-19 relief funds become available; reenacting and
 85 | amending s. 21 of chapter 2021-37, Laws of Florida;
 86 | prohibiting the Agency for Health Care Administration
 87 | from including certain contracts in a specified
 88 | project for the Florida Medicaid program; extending by
 89 | 1 fiscal year provisions governing the Agency for
 90 | Health Care Administration's replacement of the
 91 | Florida Medicaid Management Information System and
 92 | fiscal agent operations; requiring the Agency for
 93 | Health Care Administration, in consultation with the
 94 | Department of Health, the Agency for Persons with
 95 | Disabilities, the Department of Children and Families,
 96 | and the Department of Corrections, to competitively
 97 | procure a contract with a vendor to negotiate prices
 98 | for certain prescribed drugs and biological products;
 99 | providing requirements for such contract; authorizing
 100 | the unexpended balance of funds provided to the

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101 Department of Children and Families for the Family
 102 Support of Suncoast Community Based Care lead agency
 103 to be carried forward and made available to the lead
 104 agency for the same purpose; requiring the Department
 105 of Health to exclude a specific amount of money from
 106 the General Revenue Fund when calculating the
 107 allocation of funds to certain cancer center under a
 108 specified law; requiring the department to distribute
 109 the excluded funds to certain cancer centers using a
 110 specific methodology; amending s. 216.262, F.S.;
 111 extending for 1 fiscal year the authority of the
 112 Department of Corrections to submit a budget amendment
 113 for additional positions and appropriations under
 114 certain circumstances; requiring review and approval
 115 by the Legislative Budget Commission; amending s.
 116 1011.80, F.S.; extending by 1 fiscal year the manner
 117 by which state funds for postsecondary workforce
 118 programs may be used for inmate education; providing
 119 for the future expiration and reversion of specified
 120 statutory text; amending s. 215.18, F.S.; extending
 121 for 1 fiscal year the authority and related repayment
 122 requirements for temporary trust fund loans to the
 123 state court system which are sufficient to meet the
 124 system's appropriation; requiring the Department of
 125 Juvenile Justice to review county juvenile detention

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126 payments to determine whether a county has met
127 specified financial responsibilities; requiring
128 amounts owed by the county for such financial
129 responsibilities to be deducted from certain county
130 funds; requiring the Department of Revenue to transfer
131 withheld funds to a specified trust fund; requiring
132 the Department of Revenue to ensure that such
133 reductions in amounts distributed do not reduce
134 distributions below amounts necessary for certain
135 payments due on bonds and to comply with bond
136 covenants; requiring the Department of Revenue to
137 notify the Department of Juvenile Justice if bond
138 payment requirements mandate a reduction in deductions
139 for amounts owed by a county; reenacting s. 27.40(1),
140 (2)(a), (3)(a), (5), (6), and (7), F.S., relating to
141 court-appointed counsel; extending for 1 fiscal year
142 provisions governing the appointment of court-
143 appointed counsel; providing for the future expiration
144 and reversion of specified statutory text; reenacting
145 and amending s. 27.5304, F.S., extending for 1 fiscal
146 year limitations on compensation for representation in
147 criminal proceedings; providing for the future
148 expiration and reversion of specified statutory text;
149 providing funds from the General Revenue Fund in
150 addition to a specified inflation pay adjust provided

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151 in the General Appropriations Act to the Department of
 152 Corrections for certain special pay adjustments;
 153 requiring the Department of Management Services to use
 154 tenant broker services to renegotiate or reprocure
 155 certain private lease agreements for office or storage
 156 space; requiring the Department of Management Services
 157 to provide a report to the Governor and the
 158 Legislature by a specified date; prohibiting an agency
 159 from transferring funds from a data processing
 160 category to another category that is not a data
 161 processing category; requiring the Department of
 162 Management Services to contract with the Northwest
 163 Regional Data Center to manage, operate, and staff the
 164 state data center; providing contract criteria;
 165 transferring functions, records, personnel, contracts
 166 and agreements, and assets in the Department of
 167 Management Services state data center to the Northwest
 168 Regional Data Center; authorizing the Executive Office
 169 of the Governor to transfer funds appropriated for a
 170 specified data center category between departments for
 171 a specified purpose; authorizing the Executive Office
 172 of the Governor to transfer funds between departments
 173 for purposes of aligning amounts paid for risk
 174 management insurance and for human resources services
 175 purchased per statewide contract; authorizing the

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176 Department of Management Services to use a specified
 177 percentage of facility disposition funds to offset
 178 relocation expenses; authorizing the Department of
 179 Management Services to use certain facility
 180 disposition funds from the Architects Incidental Trust
 181 Fund to pay for certain relocation expenses;
 182 authorizing the Department of Management Services to
 183 submit budget amendments for certain purposes related
 184 to the relocation; amending s. 550.135, F.S.;

185 authorizing certain pari-mutuel fees to be used to
 186 fund the operation of the Florida Gaming Control
 187 Commission; deleting a provision that provides for
 188 excess unappropriated funds in the Pari-mutuel
 189 Wagering Trust Fund to be deposited with the Chief
 190 Financial Officer to the credit of the General Revenue
 191 Fund; providing for the future expiration and
 192 reversion of specified statutory text; amending s.
 193 849.086, F.S.; correcting cross-references; providing
 194 for the future expiration and reversion of specified
 195 statutory text; reenacting and amending s. 72 of
 196 chapter 2020-114, Laws of Florida; extending for 1
 197 fiscal year provisions requiring the Department of
 198 Financial Services to replace specified components of
 199 the Florida Accounting Information Resource Subsystem
 200 and the Cash Management Subsystem; revising the

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201 composition of the executive steering committee
 202 overseeing the replacement of FLAIR and CMS; requiring
 203 the chair of the executive steering committee to
 204 request input on agenda items before a committee
 205 meeting; revising certain duties of the executive
 206 steering committee; reenacting s. 282.709(3), F.S.,
 207 relating to the state agency law enforcement radio
 208 system and interoperability network; providing for
 209 future expiration and reversion of specified statutory
 210 text; authorizing state agencies and other eligible
 211 users of the Statewide Law Enforcement Radio System to
 212 use the Department of Management Services contract to
 213 purchase of equipment and services; requiring a
 214 specified transaction fee percentage for use of the
 215 online procurement system; amending s. 24.105, F.S.;
 216 specifying how rules are to be adopted, except certain
 217 rules for 1 year regarding the commission for Florida
 218 Lottery ticket sales; limiting additional retailer
 219 compensation in a specified manner; providing for the
 220 future expiration and reversion of specified statutory
 221 text; amending s. 215.18, F.S.; extending for 1 fiscal
 222 year the authority of the Governor, if there is a
 223 specified temporary deficiency in a land acquisition
 224 trust fund in the Department of Agriculture and
 225 Consumer Services, the Department of Environmental

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226 Protection, the Department of State, or the Fish and
 227 Wildlife Conservation Commission, to transfer funds
 228 from other trust funds in the State Treasury as a
 229 temporary loan to such trust fund; providing a
 230 deadline for the repayment of a temporary loan;
 231 requiring the Department of Environmental Protection
 232 to transfer designated proportions of the revenues
 233 deposited in the Land Acquisition Trust Fund within
 234 the department to land acquisition trust funds in the
 235 Department of Agriculture and Consumer Services, the
 236 Department of State, and the Fish and Wildlife
 237 Conservation Commission according to specified
 238 parameters and calculations; defining the term
 239 "department"; requiring the Department of
 240 Environmental Protection to make transfers to land
 241 acquisition trust funds monthly; specifying the method
 242 of determining transfer amounts; authorizing the
 243 Department of Environmental Protection to advance
 244 funds from its land acquisition trust fund to the Fish
 245 and Wildlife Conservation Commission's land
 246 acquisition trust fund for specified purposes;
 247 amending s. 576.045, F.S.; extending by 1 year the
 248 expiration dates for provisions related to nitrogen
 249 and phosphorus management practices that are scheduled
 250 to expire; amending s. 375.041, F.S.; extending by 1

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251 year the time that certain funds for projects
 252 dedicated to restoring Lake Apopka shall be
 253 appropriated as provided in the General Appropriations
 254 Act; reenacting s. 570.93(1)(a), F.S., relating to the
 255 agricultural water conservation program of the
 256 Department of Agriculture and Consumer Services;
 257 extending for 1 fiscal year provisions governing
 258 administration of a cost-share program; providing for
 259 the future expiration and reversion of specified
 260 statutory text; reenacting s. 376.3071(15)(g), F.S.,
 261 relating to the Inland Protection Trust Fund;
 262 exempting specified costs incurred by certain
 263 petroleum storage system owners or operators during a
 264 specified period from the prohibition against making
 265 payments in excess of amounts approved by the
 266 Department of Environmental Protection; providing for
 267 the future expiration and reversion of specified
 268 statutory text; exempting the Department of
 269 Environmental Protection from the competitive
 270 procurement requirements for certain commodities or
 271 contractual services in order to expedite the closure
 272 of the Piney Point facility located in Manatee County;
 273 authorizing the Department of Agriculture and Consumer
 274 Services to a lease an existing facility and
 275 administer a program to expedite the expansion of

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276 citrus tree propagation; requiring the Department of
 277 Citrus to enter into agreements to expedite the
 278 increased production of disease free citrus trees and
 279 commercialize certain technologies; specifying a
 280 timeframe for entering into such agreements; requiring
 281 a specified certification; amending s. 321.04, F.S.;
 282 extending for 1 fiscal year the requirement that the
 283 Department of Highway Safety and Motor Vehicles assign
 284 one or more patrol officers to the office of
 285 Lieutenant Governor for security purposes, upon
 286 request of the Governor; extending for 1 fiscal year
 287 the requirement that the Department of Highway Safety
 288 and Motor Vehicles assign a patrol officer to a
 289 Cabinet member under certain circumstances; amending
 290 s. 215.559, F.S.; providing for the Manufactured
 291 Housing and Mobile Home Mitigation and Enhancement
 292 Program to be operated by the Gulf Coast State
 293 College; delaying the repeal of provisions governing
 294 the Division of Emergency Management's Hurricane Loss
 295 Mitigation Program; amending s. 288.0655, F.S.;
 296 specifying the manner of distributing grant funds for
 297 rural infrastructure for Florida Panhandle counties
 298 for the 2022-2023 fiscal year; amending s. 288.80125,
 299 F.S.; extending for 1 fiscal year a requirement that
 300 funds in the Triumph Gulf Coast Trust Fund be related

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301 to Hurricane Michael recovery; amending s. 339.08,
302 F.S.; deleting obsolete language; appropriating funds
303 to the State Transportation Trust Fund from the
304 General Revenue Fund as appropriated in the General
305 Appropriations Act; amending s. 339.135, F.S.;
306 extending by 1 year the authority for the chair and
307 vice chair of the Legislative Budget Commission to
308 approve certain work program amendments under
309 specified circumstances; amending s. 288.9015, F.S.;
310 deleting the authority for Enterprise Florida, Inc. to
311 carry forward unexpended state appropriations;
312 providing for the future expiration and reversion of
313 specific statutory text; amending s. 420.0005, F.S.;
314 providing that funds in the State Housing Trust Fund
315 may be used as provided in the General Appropriations
316 Act for the 2022-2023 fiscal year; amending s.
317 331.3101, F.S.; revising requirements for Space
318 Florida's annual report to the Legislature relating to
319 expenses; revising requirements relating to travel and
320 entertainment expenses of Space Florida; prohibiting
321 Space Florida from expending certain funds for
322 specified purposes; providing a cap on lodging
323 expenses for board members, staff, and employees of
324 Space Florida under certain circumstances; authorizing
325 board members, staff, and employees of Space Florida

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326 to expend their own funds for lodging expenses in
 327 excess of the cap; creating s. 251.001, F.S.; creating
 328 the Florida State Guard; providing for authorization;
 329 providing definitions; authorizing the maximum numbers
 330 of specified personnel; providing authority of
 331 Adjutant General; providing for commissioning of
 332 officers and warrant officers by Governor; authorizing
 333 creation of ranks; providing for training and
 334 equipment of personnel; authorizing use of certain
 335 state facilities; providing for criteria for
 336 activation; providing for reimbursement and
 337 compensation in specified circumstances; providing
 338 protection from litigation for personnel in certain
 339 circumstances; providing limitations on liability;
 340 providing for workers' compensation coverage;
 341 requiring rulemaking; amending s. 338.165, F.S.;
 342 providing that toll rates may not be adjusted for
 343 inflation during the 2022-2023 fiscal year; amending
 344 s. 112.061, F.S.; extending for 1 fiscal year the
 345 authorization for the Lieutenant Governor to designate
 346 an alternative official headquarters under certain
 347 conditions; specifying restrictions, limitations,
 348 eligibility for the subsistence allowance,
 349 reimbursement of transportation expenses, and payment
 350 thereof; requiring the Department of Management

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351 Services to release certain competitive procurements
 352 by a specified date; providing requirements for such
 353 procurements; providing legislative intent;
 354 authorizing the department to enter into contracts
 355 that may require the payment of administrative fees
 356 under a specified amount; requiring the department to
 357 maintain and offer the same health insurance options
 358 for participants of the State Group Health Insurance
 359 Program for the 2022-2023 fiscal year as applied in
 360 the preceding fiscal year; prohibiting a state agency
 361 from initiating a competitive solicitation for a
 362 product or service under certain circumstances;
 363 providing an exception; providing that the annual
 364 salaries of the members of the Legislature be
 365 maintained at a specified level; reenacting s.
 366 215.32(2)(b), F.S.; relating to the authorization for
 367 transferring unappropriated cash balances from
 368 selected trust funds to the Budget Stabilization Fund
 369 and General Revenue Fund; providing for future
 370 expiration and reversion of specific statutory text;
 371 specifying the type of travel which may be used with
 372 state employee travel funds; providing exceptions;
 373 providing a monetary cap on lodging costs for state
 374 employee travel to certain meetings organized or
 375 sponsored by a state agency or the judicial branch;

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376 | authorizing employees to expend their own funds for
 377 | lodging expenses that exceed the monetary caps;
 378 | amending s. 216.181, F.S.; authorizing the Legislative
 379 | Budget Commission to approve budget amendments for new
 380 | fixed capital outlay projects or increase the amounts
 381 | appropriated for fixed capital outlay projects;
 382 | authorizing a state agency or an entity of the
 383 | judicial branch to submit budget amendments for
 384 | additional funding for appropriations or
 385 | reappropriations for specified purposes; specifying
 386 | funds from which such funding requests shall be drawn;
 387 | providing for expiration; amending s. 350.0614, F.S.;
 388 | extending by 1 year provisions governing the budget of
 389 | the Office of Public Counsel; requiring the presiding
 390 | officers of the Legislature to jointly approve the
 391 | operating budget of the office; requiring the Public
 392 | Counsel to submit an annual budget request to the
 393 | Legislature in a specified manner; authorizing the
 394 | Public Counsel to employ specified personnel, subject
 395 | to applicable provisions of the Joint Policies and
 396 | Procedures of the Presiding Officers; requiring
 397 | certain input of the presiding officers regarding
 398 | administrative matters of the office not addressed in
 399 | the joint policies and procedures; amending s.
 400 | 112.3144, F.S.; revising the date by which full and

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401 public disclosures of financial interests must be
402 filed electronically with the Commission on Ethics;
403 conforming provisions to changes made by the act;
404 providing for the future expiration and reversion of
405 specified statutory text; providing transitional
406 provisions governing the filing of full and public
407 disclosures of financial interests before full
408 implementation of the electronic filing system;
409 requiring the commission to take certain actions
410 regarding notice provided to filers and the acceptance
411 of disclosures; amending s. 112.3145, F.S.; revising
412 the date by which statements of financial interests
413 must be filed electronically with the commission;
414 conforming provisions to changes made by the act;
415 providing for the future expiration and reversion of
416 specified statutory text; amending s. 288.860, F.S.;
417 prohibiting state agencies, political subdivisions,
418 public schools, state colleges, and state universities
419 from enter into any agreement with or accept any grant
420 from the Russian Federation; requiring the Department
421 of Management Services to review state agency
422 contracts to determinate whether state funds are being
423 spent on goods and services from Russian-based
424 companies; requiring the department to submit a report
425 to the Legislature by a date certain; providing

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426 conditions under which the veto of certain
 427 appropriations or proviso language in the General
 428 Appropriations Act voids language that implements such
 429 appropriation; providing for the continued operation
 430 of certain provisions notwithstanding a future repeal
 431 or expiration provided by the act; providing
 432 severability; providing effective dates.
 433

434 Be It Enacted by the Legislature of the State of Florida:
 435

436 Section 1. It is the intent of the Legislature that the
 437 implementing and administering provisions of this act apply to
 438 the General Appropriations Act for the 2022-2023 fiscal year.

439 Section 2. In order to implement Specific Appropriations
 440 5, 6, 86, and 87 of the 2022-2023 General Appropriations Act,
 441 the calculations of the Florida Education Finance Program for
 442 the 2022-2023 fiscal year included in the document titled
 443 "Public School Funding: The Florida Education Finance Program
 444 (FEFP) Fiscal Year 2022-2023," dated March 10, 2022, and filed
 445 with the Clerk of the House of Representatives, are incorporated
 446 by reference for the purpose of displaying the calculations used
 447 by the Legislature, consistent with the requirements of state
 448 law, in making appropriations for the Florida Education Finance
 449 Program. This section expires July 1, 2023.

450 Section 3. In order to implement Specific Appropriations 5

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451 and 86 of the 2022-2023 General Appropriations Act, and
 452 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,
 453 1011.62(6)(b)3., and 1011.67, Florida Statutes, relating to the
 454 expenditure of funds provided for instructional materials, for
 455 the 2022-2023 fiscal year, funds provided for instructional
 456 materials shall be released and expended as required in the
 457 proviso language for Specific Appropriation 86 of the 2022-2023
 458 General Appropriations Act. This section expires July 1, 2023.

459 Section 4. In order to implement Specific Appropriation 15
 460 of the 2022-2023 General Appropriations Act, subsection (1) of
 461 section 1013.62, Florida Statutes, is amended to read:

462 1013.62 Charter schools capital outlay funding.—

463 (1) For the 2022-2023 ~~2021-2022~~ fiscal year, charter
 464 school capital outlay funding shall consist of state funds
 465 appropriated in the 2022-2023 ~~2021-2022~~ General Appropriations
 466 Act. Beginning in fiscal year 2023-2024 ~~2022-2023~~, charter
 467 school capital outlay funding shall consist of state funds when
 468 such funds are appropriated in the General Appropriations Act
 469 and revenue resulting from the discretionary millage authorized
 470 in s. 1011.71(2) if the amount of state funds appropriated for
 471 charter school capital outlay in any fiscal year is less than
 472 the average charter school capital outlay funds per unweighted
 473 full-time equivalent student for the 2018-2019 fiscal year,
 474 multiplied by the estimated number of charter school students
 475 for the applicable fiscal year, and adjusted by changes in the

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476 Consumer Price Index issued by the United States Department of
 477 Labor from the previous fiscal year. Nothing in this subsection
 478 prohibits a school district from distributing to charter schools
 479 funds resulting from the discretionary millage authorized in s.
 480 1011.71(2).

481 (a) To be eligible to receive capital outlay funds, a
 482 charter school must:

483 1.a. Have been in operation for 2 or more years;

484 b. Be governed by a governing board established in the
 485 state for 2 or more years which operates both charter schools
 486 and conversion charter schools within the state;

487 c. Be an expanded feeder chain of a charter school within
 488 the same school district that is currently receiving charter
 489 school capital outlay funds;

490 d. Have been accredited by a regional accrediting
 491 association as defined by State Board of Education rule;

492 e. Serve students in facilities that are provided by a
 493 business partner for a charter school-in-the-workplace pursuant
 494 to s. 1002.33(15)(b); or

495 f. Be operated by a hope operator pursuant to s. 1002.333.

496 2. Have an annual audit that does not reveal any of the
 497 financial emergency conditions provided in s. 218.503(1) for the
 498 most recent fiscal year for which such audit results are
 499 available.

500 3. Have satisfactory student achievement based on state

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501 accountability standards applicable to the charter school.

502 4. Have received final approval from its sponsor pursuant
503 to s. 1002.33 for operation during that fiscal year.

504 5. Serve students in facilities that are not provided by
505 the charter school's sponsor.

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

511 Section 5. The amendments to s. 1013.62(1), Florida
512 Statutes, by this act expire July 1, 2023, and the text of that
513 subsection shall revert to that in existence on June 30, 2020,
514 except that any amendments to such text enacted other than by
515 this act shall be preserved and continue to operate to the
516 extent that such amendments are not dependent upon the portions
517 of text which expire pursuant to this section.

518 Section 6. In order to implement Specific Appropriations 5
519 and 86 of the 2022-2023 General Appropriations Act, subsection
520 (15) of section 1011.62, Florida Statutes, is amended to read:

521 1011.62 Funds for operation of schools.—If the annual
522 allocation from the Florida Education Finance Program to each
523 district for operation of schools is not determined in the
524 annual appropriations act or the substantive bill implementing
525 the annual appropriations act, it shall be determined as

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526 follows:

527 (15) FUNDING COMPRESSION AND HOLD HARMLESS ALLOCATION.—The
 528 Legislature may provide an annual funding compression and hold
 529 harmless allocation in the General Appropriations Act. The
 530 allocation is created to provide additional funding to school
 531 districts if the school district's total funds per FTE in the
 532 prior year were less than the statewide average or if the school
 533 district's district cost differential in the current year is
 534 less than the prior year. The total allocation shall be
 535 distributed to eligible school districts as follows:

536 (a) Using the most recent prior year FEFP calculation for
 537 each eligible school district, subtract the total school
 538 district funds per FTE from the state average funds per FTE, not
 539 including any adjustments made pursuant to paragraph (17)(b).
 540 The resulting funds per FTE difference, or a portion thereof, as
 541 designated in the General Appropriations Act, shall then be
 542 multiplied by the school district's total unweighted FTE.

543 (b) Multiply the absolute value of the difference between
 544 the eligible school district's current year district cost
 545 differential and the prior year district cost differential by a
 546 hold harmless factor as designated in the General Appropriations
 547 Act. The result is the district cost differential hold harmless
 548 index. Multiply the index by the eligible school district's
 549 weighted FTE and by the base student allocation as designated in
 550 the General Appropriations Act.

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551 (c) For each district, select the greater of the amounts
 552 calculated in paragraphs (a) and (b) and upon summation, if the
 553 total amount is greater than the amount included in the General
 554 Appropriations Act, the allocation shall be prorated to the
 555 appropriation amount based on each participating school
 556 district's share.

557
 558 This subsection expires July 1, 2023 ~~2022~~.

559 Section 7. In order to implement Specific Appropriation
 560 114 of the 2022-2023 General Appropriations Act, subsection (1)
 561 of section 1001.26, Florida Statutes, is reenacted to read:

562 1001.26 Public broadcasting program system.—

563 (1) There is created a public broadcasting program system
 564 for the state. The department shall provide funds, as
 565 specifically appropriated in the General Appropriations Act, to
 566 educational television stations qualified by the Corporation for
 567 Public Broadcasting or public colleges and universities that are
 568 part of the public broadcasting program system. The program
 569 system must include:

570 (a) Support for existing Corporation for Public
 571 Broadcasting qualified program system educational television
 572 stations.

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

575 (c) Interconnection of all educational stations that are

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576 part of the program system for simultaneous broadcast and of
 577 such stations with all universities and other institutions as
 578 necessary for sharing of resources and delivery of programming.

579 (d) Establishment and maintenance of a capability for
 580 statewide program distribution with facilities and staff,
 581 provided such facilities and staff complement and strengthen
 582 existing educational television stations.

583 (e) Provision of both statewide programming funds and
 584 station programming support for educational television to meet
 585 statewide priorities. Priorities for station programming need
 586 not be the same as priorities for programming to be used
 587 statewide. Station programming may include, but shall not be
 588 limited to, citizens' participation programs, music and fine
 589 arts programs, coverage of public hearings and governmental
 590 meetings, equal air time for political candidates, and other
 591 public interest programming.

592 Section 8. The text of s. 1001.26(1), Florida Statutes, as
 593 carried forward by this act expires July 1, 2023, and the text
 594 of that subsection shall revert to that in existence on June 30,
 595 2018, except that any amendment enacted other than by this act
 596 shall be preserved and continue to operate to the extent that
 597 such amendments are not dependent upon the portions of text
 598 which expire pursuant to this section.

599 Section 9. In order to implement Specific Appropriations 5
 600 and 86 of the 2022-2023 General Appropriations Act, paragraph

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601 (a) of subsection (2) of section 1002.45, Florida Statutes, is
 602 amended to read:

603 1002.45 Virtual instruction programs.—

604 (2) PROVIDER QUALIFICATIONS.—

605 (a) The department shall annually publish online a list of
 606 providers approved to offer virtual instruction programs. To be
 607 approved by the department, a provider must document that it:

608 1. Is nonsectarian in its programs, admission policies,
 609 employment practices, and operations;

610 2. Complies with the antidiscrimination provisions of s.
 611 1000.05;

612 3. Locates an administrative office or offices in this
 613 state, requires its administrative staff to be state residents,
 614 requires all instructional staff to be Florida-certified
 615 teachers under chapter 1012 and conducts background screenings
 616 for all employees or contracted personnel, as required by s.
 617 1012.32, using state and national criminal history records;

618 4. Provides to parents and students specific information
 619 posted and accessible online that includes, but is not limited
 620 to, the following teacher-parent and teacher-student contact
 621 information for each course:

622 a. How to contact the instructor via phone, e-mail, or
 623 online messaging tools.

624 b. How to contact technical support via phone, e-mail, or
 625 online messaging tools.

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626 c. How to contact the administration office via phone, e-
627 mail, or online messaging tools.

628 d. Any requirement for regular contact with the instructor
629 for the course and clear expectations for meeting the
630 requirement.

631 e. The requirement that the instructor in each course
632 must, at a minimum, conduct one contact with the parent and the
633 student each month;

634 5. Possesses prior, successful experience offering online
635 courses to elementary, middle, or high school students as
636 demonstrated by quantified student learning gains in each
637 subject area and grade level provided for consideration as an
638 instructional program option. However, for a provider without
639 sufficient prior, successful experience offering online courses,
640 the department may conditionally approve the provider to offer
641 courses measured pursuant to subparagraph (8) (a)2. Conditional
642 approval shall be valid for 2 ~~1~~ school years ~~year~~ only and,
643 based on the provider's experience in offering the courses, the
644 department shall determine whether to grant approval to offer a
645 virtual instruction program;

646 6. Is accredited by a regional accrediting association as
647 defined by State Board of Education rule;

648 7. Ensures instructional and curricular quality through a
649 detailed curriculum and student performance accountability plan
650 that addresses every subject and grade level it intends to

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651 provide through contract with the school district, including:
 652 a. Courses and programs that meet the standards of the
 653 International Association for K-12 Online Learning and the
 654 Southern Regional Education Board.
 655 b. Instructional content and services that align with, and
 656 measure student attainment of, student proficiency in the Next
 657 Generation Sunshine State Standards.
 658 c. Mechanisms that determine and ensure that a student has
 659 satisfied requirements for grade level promotion and high school
 660 graduation with a standard diploma, as appropriate;
 661 8. Publishes for the general public, in accordance with
 662 disclosure requirements adopted in rule by the State Board of
 663 Education, as part of its application as a provider and in all
 664 contracts negotiated pursuant to this section:
 665 a. Information and data about the curriculum of each full-
 666 time and part-time program.
 667 b. School policies and procedures.
 668 c. Certification status and physical location of all
 669 administrative and instructional personnel.
 670 d. Hours and times of availability of instructional
 671 personnel.
 672 e. Student-teacher ratios.
 673 f. Student completion and promotion rates.
 674 g. Student, educator, and school performance
 675 accountability outcomes;

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676 9. If the provider is a Florida College System
 677 institution, employs instructors who meet the certification
 678 requirements for instructional staff under chapter 1012; and

679 10. Performs an annual financial audit of its accounts and
 680 records conducted by an independent certified public accountant
 681 which is in accordance with rules adopted by the Auditor
 682 General, is conducted in compliance with generally accepted
 683 auditing standards, and includes a report on financial
 684 statements presented in accordance with generally accepted
 685 accounting principles.

686 Section 10. The amendment to s. 1002.45, Florida Statutes,
 687 by this act expires July 1, 2023, and the text of that
 688 subsection shall revert to that in existence on June 30, 2022,
 689 except that any amendment enacted other than by this act shall
 690 be preserved and continue to operate to the extent that such
 691 amendments are not dependent upon the portions of text which
 692 expire pursuant to this section.

693 Section 11. In order to implement Specific Appropriation
 694 87A of the 2022-2023 General Appropriations Act, subsections
 695 (1), (2), (3), and (4) of section 1008.36, Florida Statutes, are
 696 amended to read:

697 1008.36 Florida School Recognition Program.—

698 (1) The Legislature finds that there is a need for a
 699 ~~performance incentive~~ program to reward school districts and
 700 charter schools for putting parents first and complying with the

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701 provisions of emergency rules promulgated by the Department of
 702 Health related to face covering mandates during the 2020-2021 or
 703 2021-2022 school years ~~for outstanding faculty and staff in~~
 704 ~~highly productive schools. The Legislature further finds that~~
 705 ~~performance-based incentives are commonplace in the private~~
 706 ~~sector and should be infused into the public sector as a reward~~
 707 ~~for productivity.~~

708 (2) The Florida School Recognition Program is created to
 709 recognize the efforts of outstanding faculty and staff from
 710 school districts and charter schools that overcame pandemic-
 711 related learning disruptions to maintain highly productive
 712 schools by providing ~~provide~~ financial awards to public schools
 713 that for the 2021-2022 school year:

714 (a) Sustained ~~sustain~~ high performance by receiving a
 715 school grade of "A," making excellent progress; or

716 (b) Demonstrated ~~demonstrate~~ exemplary improvement due to
 717 innovation and effort by improving at least one letter grade
 718 compared to the 2018-2019 school year ~~or by improving more than~~
 719 ~~one letter grade and sustaining the improvement the following~~
 720 ~~school year.~~

721 (3) All public schools, including charter schools, that
 722 received ~~receive~~ a school grade pursuant to s. 1008.34 and were
 723 not found in violation of emergency rules promulgated by the
 724 Department of Health related to face covering mandates during
 725 the 2020-2021 or 2021-2022 school year are eligible to

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726 | participate in the program.

727 | (4) (a) The Department of Education may distribute the
 728 | funds appropriated in Specific Appropriation 88A when the
 729 | official school grades for the 2021-2022 school year are
 730 | available. The results of these school grades shall be used to
 731 | calculate the distribution of the appropriated funds. The amount
 732 | for each eligible school district and charter school shall be
 733 | based on the school district's and charter school's
 734 | proportionate share of the total eligible full-time equivalent
 735 | students ~~All selected schools shall receive financial awards~~
 736 | ~~depending on the availability of funds appropriated and the~~
 737 | ~~number and size of schools selected to receive an award.~~

738 | (b) Funds must be distributed to the school's fiscal agent
 739 | and placed in the school's account and must be used for purposes
 740 | listed in subsection (5) as determined jointly by the school's
 741 | staff and school advisory council. If school staff and the
 742 | school advisory council cannot reach agreement by February 1,
 743 | the awards must be equally distributed to all classroom teachers
 744 | currently teaching in the school. If a school selected to
 745 | receive a school recognition award is no longer in existence at
 746 | the time the award is paid, the district school superintendent
 747 | shall distribute the funds to teachers who taught at the school
 748 | in the previous year in the form of a bonus.

749 |
 750 | Notwithstanding statutory provisions to the contrary, incentive

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751 awards are not subject to collective bargaining.

752 Section 12. The amendments to s. 1008.36(1), (2), (3), and
753 (4), Florida Statutes, made by this act expire July 1, 2023, and
754 the text of those subsections shall revert to those in existence
755 on June 30, 2022, except that any amendment enacted other than
756 by this act shall be preserved and continue to operate to the
757 extent that such amendments are not dependent upon the portions
758 of text which expire pursuant to this section.

759 Section 13. In order to implement Specific Appropriation
760 145 of the 2022-2023 General Appropriations Act, Florida State
761 University is authorized under s. 1010.62(2)(a), Florida
762 Statutes, to use revenues derived from the student facilities
763 use fees authorized by s. 1009.24(14)(p), Florida Statutes, to
764 pay and secure debt with annual debt service in an amount not to
765 exceed \$4 million to finance or refinance the university's new
766 student union project. This section expires July 1, 2023.

767 Section 14. In order to implement Specific Appropriations
768 197 through 224 and 524 of the 2022-2023 General Appropriations
769 Act, and notwithstanding ss. 216.181 and 216.292, Florida
770 Statutes, the Agency for Health Care Administration, in
771 consultation with the Department of Health, may submit a budget
772 amendment, subject to the notice, review, and objection
773 procedures of s. 216.177, Florida Statutes, to realign funding
774 within and between agencies based on implementation of the
775 managed medical assistance component of the Statewide Medicaid

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776 Managed Care program for the Children's Medical Services program
 777 of the Department of Health. The funding realignment shall
 778 reflect the actual enrollment changes due to the transfer of
 779 beneficiaries from fee-for-service to the capitated Children's
 780 Medical Services network. The Agency for Health Care
 781 Administration may submit a request for nonoperating budget
 782 authority to transfer the federal funds to the Department of
 783 Health pursuant to s. 216.181(12), Florida Statutes. This
 784 section expires July 1, 2023.

785 Section 15. In order to implement Specific Appropriations
 786 197 through 224 of the 2022-2023 General Appropriations Act, and
 787 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
 788 Agency for Health Care Administration may submit a budget
 789 amendment, subject to the notice, review, and objection
 790 procedures of s. 216.177, Florida Statutes, to realign funding
 791 within the Medicaid program appropriation categories to address
 792 projected surpluses and deficits within the program and to
 793 maximize the use of state trust funds. A single budget amendment
 794 shall be submitted in the last quarter of the 2022-2023 fiscal
 795 year only. This section expires July 1, 2023.

796 Section 16. In order to implement Specific Appropriations
 797 176 through 181 and 524 of the 2022-2023 General Appropriations
 798 Act, and notwithstanding ss. 216.181 and 216.292, Florida
 799 Statutes, the Agency for Health Care Administration and the
 800 Department of Health may each submit a budget amendment, subject

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801 to the notice, review, and objection procedures of s. 216.177,
 802 Florida Statutes, to realign funding within the Florida Kidcare
 803 program appropriation categories, or to increase budget
 804 authority in the Children's Medical Services network category,
 805 to address projected surpluses and deficits within the program
 806 or to maximize the use of state trust funds. A single budget
 807 amendment must be submitted by each agency in the last quarter
 808 of the 2022-2023 fiscal year only. This section expires July 1,
 809 2023.

810 Section 17. In order to implement Specific Appropriations
 811 467 through 469, 473, 475, and 478 of the 2022-2023 General
 812 Appropriations Act, subsection (17) of section 381.986, Florida
 813 Statutes, is amended to read:

814 381.986 Medical use of marijuana.—

815 (17) Rules adopted pursuant to this section before July 1,
 816 2023 ~~2022~~, are not subject to ss. 120.54(3)(b) and 120.541. This
 817 subsection expires July 1, 2023 ~~2022~~.

818 Section 18. In order to implement Specific Appropriations
 819 467 through 469, 473, 475, and 478 of the 2022-2023 General
 820 Appropriations Act, subsection (1) of section 14 of chapter
 821 2017-232, Laws of Florida, as amended by section 15 of chapter
 822 2021-37, Laws of Florida, is reenacted and amended to read:

823 Section 14. Department of Health; authority to adopt
 824 rules; cause of action.—

825 (1) EMERGENCY RULEMAKING.—

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826 (a) The Department of Health and the applicable boards
 827 shall adopt emergency rules pursuant to s. 120.54(4), Florida
 828 Statutes, and this section necessary to implement s. ~~ss.~~ 381.986
 829 and ~~381.988~~, Florida Statutes. If an emergency rule adopted
 830 under this section is held to be unconstitutional or an invalid
 831 exercise of delegated legislative authority, and becomes void,
 832 the department or the applicable boards may adopt an emergency
 833 rule pursuant to this section to replace the rule that has
 834 become void. If the emergency rule adopted to replace the void
 835 emergency rule is also held to be unconstitutional or an invalid
 836 exercise of delegated legislative authority and becomes void,
 837 the department and the applicable boards must follow the
 838 nonemergency rulemaking procedures of the Administrative
 839 Procedures Act to replace the rule that has become void.

840 (b) For emergency rules adopted under this section, the
 841 department and the applicable boards need not make the findings
 842 required by s. 120.54(4)(a), Florida Statutes. Emergency rules
 843 adopted under this section are exempt from ss. 120.54(3)(b) and
 844 120.541, Florida Statutes. The department and the applicable
 845 boards shall meet the procedural requirements in s.
 846 120.54(4)(a), Florida Statutes, if the department or the
 847 applicable boards have, before July 1, 2019, held any public
 848 workshops or hearings on the subject matter of the emergency
 849 rules adopted under this subsection. Challenges to emergency
 850 rules adopted under this subsection are subject to the time

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851 schedules provided in s. 120.56(5), Florida Statutes.

852 (c) Emergency rules adopted under this section are exempt
853 from s. 120.54(4)(c), Florida Statutes, and shall remain in
854 effect until replaced by rules adopted under the nonemergency
855 rulemaking procedures of the Administrative Procedures Act.
856 Rules adopted under the nonemergency rulemaking procedures of
857 the Administrative Procedures Act to replace emergency rules
858 adopted under this section are exempt from ss. 120.54(3)(b) and
859 120.541, Florida Statutes. By July 1, 2023 ~~2022~~, the department
860 and the applicable boards shall initiate nonemergency rulemaking
861 pursuant to the Administrative Procedures Act to replace all
862 emergency rules adopted under this section by publishing a
863 notice of rule development in the Florida Administrative
864 Register. Except as provided in paragraph (a), after July 1,
865 2023 ~~2022~~, the department and applicable boards may not adopt
866 rules pursuant to the emergency rulemaking procedures provided
867 in this section.

868 Section 19. The amendments to section 14(1) of chapter
869 2017-232, Laws of Florida, as amended by section 15 of chapter
870 2021-37, Laws of Florida, and as amended by this act expire July
871 1, 2023, and the text of that subsection shall revert to that in
872 existence on June 30, 2019, except that any amendments to such
873 text enacted other than by this act shall be preserved and
874 continue to operate to the extent that such amendments are not
875 dependent upon the portions of text which expire pursuant to

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876 this section.

877 Section 20. In order to implement Specific Appropriations
 878 203, 207, and 211 of the 2022-2023 General Appropriations Act,
 879 the Agency for Health Care Administration may submit a budget
 880 amendment pursuant to chapter 216, Florida Statutes, requesting
 881 additional spending authority to implement the federally
 882 approved Directed Payment Program for hospitals providing
 883 inpatient and outpatient services to Medicaid managed care
 884 enrollees and the Indirect Medical Education (IME) Program. This
 885 section expires July 1, 2023.

886 Section 21. In order to implement Specific
 887 Appropriations 326, 328, 357, and 358 of the 2022-2023
 888 General Appropriations Act, and notwithstanding ss. 216.181
 889 and 216.292, Florida Statutes, the Department of Children
 890 and Families may submit a budget amendment, subject to the
 891 notice, review, and objection procedures of s. 216.177,
 892 Florida Statutes, to realign funding within the department
 893 based on the implementation of the Guardianship Assistance
 894 Program, between the specific appropriations for
 895 guardianship assistance payments, foster care Level 1 room
 896 and board payments, relative caregiver payments, and
 897 nonrelative caregiver payments. This section expires July
 898 1, 2023.

899 Section 22. In order to implement Specific Appropriations
 900 307 through 316, 318 through 319, 321 through 323, and 326

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901 through 327 of the 2022-2023 General Appropriations Act, and
 902 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
 903 Department of Children and Families may submit a budget
 904 amendment, subject to the notice, review, and objection
 905 procedures of s. 216.177, Florida Statutes, to realign funding
 906 within the Family Safety Program to maximize the use of Title
 907 IV-E and other federal funds. This section expires July 1, 2023.

908 Section 23. In order to implement Specific Appropriations
 909 283, 297, 307, 329, 334 through 336, 342, and 362 of the 2022-
 910 2023 General Appropriations Act, and notwithstanding ss. 216.181
 911 and 216.292, Florida Statutes, the Department of Children and
 912 Families may submit a budget amendment, subject to the notice,
 913 review, and objection procedures of s. 216.177, Florida
 914 Statutes, to realign funding between appropriations categories
 915 to support contracted staffing equivalents to sustain forensic
 916 bed capacity and resident-to-workforce ratios at the state's
 917 mental health treatment facilities. This section expires July 1,
 918 2023.

919 Section 24. In order to implement Specific Appropriations
 920 470 and 509 of the 2022-2023 General Appropriations Act, and
 921 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
 922 Department of Health may submit a budget amendment, subject to
 923 the notice, review, and objection procedures of s. 216.177,
 924 Florida Statutes, to increase budget authority for the HIV/AIDS
 925 Prevention and Treatment Program if additional federal revenues

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926 specific to HIV/AIDS prevention and treatment become available
 927 in the 2022-2023 fiscal year. This section expires July 1, 2023.

928 Section 25. In order to implement Specific Appropriations
 929 423 through 552 of the 2022-2023 General Appropriations Act, and
 930 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
 931 Department of Health may submit a budget amendment, subject to
 932 the notice, review, and objection procedures of s. 216.177,
 933 Florida Statutes, to increase budget authority for the
 934 department if additional federal revenues specific to COVID-19
 935 relief funds become available in the 2022-2023 fiscal year. This
 936 section expires July 1, 2023.

937 Section 26. In order to implement Specific Appropriation
 938 191 of the 2022-2023 General Appropriations Act, section 21 of
 939 chapter 2021-37, Laws of Florida, is reenacted and amended to
 940 read:

941 Section 21. (1) The Agency for Health Care Administration
 942 shall replace the current Florida Medicaid Management
 943 Information System (FMMIS) and fiscal agent operations with a
 944 system that is modular, interoperable, and scalable for the
 945 Florida Medicaid program that complies with all applicable
 946 federal and state laws and requirements. The agency may not
 947 include in the project to replace the current FMMIS and fiscal
 948 agent contract:

949 (a) Functionality that duplicates any of the information
 950 systems of the other health and human services state agencies;

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951 ~~or~~

952 (b) Procurement for agency requirements external to
 953 Medicaid programs with the intent to leverage the Medicaid
 954 technology infrastructure for other purposes without legislative
 955 appropriation or legislative authorization to procure these
 956 requirements. The new system, the Florida Health Care Connection
 957 (FX) system, must provide better integration with subsystems
 958 supporting Florida's Medicaid program; uniformity, consistency,
 959 and improved access to data; and compatibility with the Centers
 960 for Medicare and Medicaid Services' Medicaid Information
 961 Technology Architecture (MITA) as the system matures and expands
 962 its functionality; or

963 (c) Any contract executed after July 1, 2022, not
 964 including staff augmentation services purchased off the
 965 Department of Management Services Information Technology staff
 966 augmentation state term contract that are not deliverables based
 967 fixed price contracts.

968 (2) For purposes of replacing FMMIS and the current
 969 Medicaid fiscal agent, the Agency for Health Care Administration
 970 shall:

971 (a) Prioritize procurements for the replacement of the
 972 current functions of FMMIS and the responsibilities of the
 973 current Medicaid fiscal agent, to minimize the need to extend
 974 all or portions of the current fiscal agent contract.

975 (b) Comply with and not exceed the Centers for Medicare

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976 and Medicaid Services funding authorizations for the FX system.

977 (c) Ensure compliance and uniformity with published MITA
978 framework and guidelines.

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

983 (e) Consult with the Executive Office of the Governor's
984 working group for interagency information technology integration
985 for the development of competitive solicitations that provide
986 for data interoperability and shared information technology
987 services across the state's health and human services agencies.

988 (f) Implement a data governance structure for the project
989 to coordinate data sharing and interoperability across state
990 healthcare entities.

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

993 1. The Secretary of Health Care Administration, or the
994 executive sponsor of the project.

995 2. A representative of the Division of Operations of the
996 Agency for Health Care Administration, appointed by the
997 Secretary of Health Care Administration.

998 3. Two representatives from the Division of Medicaid of
999 the Agency for Health Care Administration, appointed by the
1000 Secretary of Health Care Administration.

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1001 4. A representative of the Division of Health Quality
1002 Assurance of the Agency for Health Care Administration,
1003 appointed by the Secretary of Health Care Administration.

1004 5. A representative of the Florida Center for Health
1005 Information and Transparency of the Agency for Health Care
1006 Administration, appointed by the Secretary of Health Care
1007 Administration.

1008 6. The Chief Information Officer of the Agency for Health
1009 Care Administration, or his or her designee.

1010 7. The state chief information officer, or his or her
1011 designee.

1012 8. Two representatives of the Department of Children and
1013 Families, appointed by the Secretary of Children and Families.

1014 9. A representative of the Department of Health, appointed
1015 by the State Surgeon General.

1016 10. A representative of the Agency for Persons with
1017 Disabilities, appointed by the director of the Agency for
1018 Persons with Disabilities.

1019 11. A representative from the Florida Healthy Kids
1020 Corporation.

1021 12. A representative from the Department of Elderly
1022 Affairs, appointed by the Secretary of Elderly Affairs.

1023 13. A representative of the Department of Financial
1024 Services who has experience with the state's financial processes
1025 including development of the PALM system, appointed by the Chief

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1026 Financial Officer.

1027 (3) The Secretary of Health Care Administration or the
1028 executive sponsor of the project shall serve as chair of the
1029 executive steering committee, and the committee shall take
1030 action by a vote of at least 10 affirmative votes with the chair
1031 voting on the prevailing side. A quorum of the executive
1032 steering committee consists of at least 11 members.

1033 (4) The executive steering committee has the overall
1034 responsibility for ensuring that the project to replace FMMIS
1035 and the Medicaid fiscal agent meets its primary business
1036 objectives and shall:

1037 (a) Identify and recommend to the Executive Office of the
1038 Governor, the President of the Senate, and the Speaker of the
1039 House of Representatives any statutory changes needed to
1040 implement the modular replacement to standardize, to the fullest
1041 extent possible, the state's healthcare data and business
1042 processes.

1043 (b) Review and approve any changes to the project's scope,
1044 schedule, and budget which do not conflict with the requirements
1045 of subsections (1) and (2).

1046 (c) Ensure that adequate resources are provided throughout
1047 all phases of the project.

1048 (d) Approve all major project deliverables.

1049 (e) Review and verify that all procurement and contractual
1050 documents associated with the replacement of the current FMMIS

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1051 and Medicaid fiscal agent align with the scope, schedule, and
 1052 anticipated budget for the project.

1053 (5) This section expires July 1, 2023 ~~2022~~.

1054 Section 27. In order to implement Specific Appropriations
 1055 211, 212, 279, 337, 487, 703, 704, and 705 of the 2022-2023
 1056 General Appropriations Act, the Agency for Health Care
 1057 Administration, in consultation with the Department of Health,
 1058 the Agency for Persons with Disabilities, the Department of
 1059 Children and Families, and the Department of Corrections, shall
 1060 competitively procure a contract with a vendor to negotiate, for
 1061 these agencies, prices for prescribed drugs and biological
 1062 products excluded from the programs established under s.
 1063 381.02035, Florida Statutes and ineligible under 21 U.S.C. s.
 1064 384, including, but not limited to, insulin and epinephrine. The
 1065 contract may allow the vendor to directly purchase these
 1066 products for participating agencies when feasible and
 1067 advantageous. The contracted vendor will be compensated on a
 1068 contingency basis, paid from a portion of the savings achieved
 1069 by its price negotiation or purchase of the prescription drugs
 1070 and products. This section expires July 1, 2023.

1071 Section 28. In order to implement Specific Appropriation
 1072 325A of the 2022-2023 General Appropriations Act, and
 1073 notwithstanding s. 409.990(5), Florida Statutes, the unexpended
 1074 balance of funds provided to the Department of Children and
 1075 Families for the Family Support Services of Suncoast Community

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1076 Based Care lead agency shall be carried forward and made
 1077 available to the lead agency for the same purpose. This section
 1078 expires July 1, 2023.

1079 Section 29. In order to implement Specific Appropriation
 1080 457 of the 2022-2023 General Appropriations Act, and
 1081 notwithstanding the allocation calculation under s. 381.915,
 1082 Florida Statutes, from funds appropriated in the General Revenue
 1083 Fund to the Department of Health, the department shall exclude
 1084 \$37,771,257 from the calculation for the distribution of funds
 1085 pursuant to s. 381.915, Florida Statutes. The funds remaining in
 1086 the General Revenue Fund shall first be distributed pursuant to
 1087 the allocation formula in s. 381.915, Florida Statutes, and the
 1088 excluded funds shall then be distributed to the cancer centers
 1089 participating in the Florida Consortium of National Cancer
 1090 Institute Centers Program in the same proportion as is required
 1091 to be allocated to each cancer center in s. 381.915, Florida
 1092 Statutes. This section expires July 1, 2023.

1093 Section 30. In order to implement Specific Appropriations
 1094 581 through 684A and 696 through 731 of the 2022-2023 General
 1095 Appropriations Act, subsection (4) of section 216.262, Florida
 1096 Statutes, is amended to read:

1097 216.262 Authorized positions.—

1098 (4) Notwithstanding the provisions of this chapter
 1099 relating to increasing the number of authorized positions, and
 1100 for the 2022-2023 ~~2021-2022~~ fiscal year only, if the actual

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1101 inmate population of the Department of Corrections exceeds the
 1102 inmate population projections of the January 13, 2022 ~~March 17,~~
 1103 ~~2021~~, Criminal Justice Estimating Conference by 1 percent for 2
 1104 consecutive months or 2 percent for any month, the Executive
 1105 Office of the Governor, with the approval of the Legislative
 1106 Budget Commission, shall immediately notify the Criminal Justice
 1107 Estimating Conference, which shall convene as soon as possible
 1108 to revise the estimates. The Department of Corrections may then
 1109 submit a budget amendment requesting the establishment of
 1110 positions in excess of the number authorized by the Legislature
 1111 and additional appropriations from unallocated general revenue
 1112 sufficient to provide for essential staff, fixed capital
 1113 improvements, and other resources to provide classification,
 1114 security, food services, health services, and other variable
 1115 expenses within the institutions to accommodate the estimated
 1116 increase in the inmate population. All actions taken pursuant to
 1117 this subsection are subject to review and approval by the
 1118 Legislative Budget Commission. This subsection expires July 1,
 1119 2023 ~~2022~~.

1120 Section 31. In order to implement Specific Appropriation
 1121 719 of the 2022-2023 General Appropriations Act, paragraph (b)
 1122 of subsection (8) of section 1011.80, Florida Statutes, is
 1123 amended to read:

1124 1011.80 Funds for operation of workforce education
 1125 programs.—

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1126 (8)
 1127 (b) State funds provided for the operation of
 1128 postsecondary workforce programs may not be expended for the
 1129 education of state or federal inmates, except to the extent that
 1130 such funds are specifically appropriated for such purpose in the
 1131 2022-2023 ~~2021-2022~~ General Appropriations Act.

1132 Section 32. The text of s. 1011.80(8)(b), Florida
 1133 Statutes, as amended by section 24 of chapter 2021-37, Laws of
 1134 Florida, and by this act, expires July 1, 2023, and the text of
 1135 that paragraph shall revert to that in existence on June 30,
 1136 2019, and any amendments to such text enacted other than by this
 1137 act shall be preserved and continue to operate to the extent
 1138 that such amendments are not dependent upon the portions of text
 1139 which expire pursuant to this section.

1140 Section 33. In order to implement Specific Appropriations
 1141 3201 through 3267 of the 2022-2023 General Appropriations Act,
 1142 subsection (2) of section 215.18, Florida Statutes, is amended
 1143 to read:

1144 215.18 Transfers between funds; limitation.—

1145 (2) The Chief Justice of the Supreme Court may receive one
 1146 or more trust fund loans to ensure that the state court system
 1147 has funds sufficient to meet its appropriations in the 2022-2023
 1148 ~~2021-2022~~ General Appropriations Act. If the Chief Justice
 1149 accesses the loan, he or she must notify the Governor and the
 1150 chairs of the legislative appropriations committees in writing.

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1151 The loan must come from other funds in the State Treasury which
 1152 are for the time being or otherwise in excess of the amounts
 1153 necessary to meet the just requirements of such last-mentioned
 1154 funds. The Governor shall order the transfer of funds within 5
 1155 days after the written notification from the Chief Justice. If
 1156 the Governor does not order the transfer, the Chief Financial
 1157 Officer shall transfer the requested funds. The loan of funds
 1158 from which any money is temporarily transferred must be repaid
 1159 by the end of the 2022-2023 ~~2021-2022~~ fiscal year. This
 1160 subsection expires July 1, 2023 ~~2022~~.

1161 Section 34. In order to implement Specific Appropriations
 1162 1113 through 1123 of the 2022-2023 General Appropriations Act:

1163 (1) The Department of Juvenile Justice is required to
 1164 review county juvenile detention payments to ensure that
 1165 counties fulfill their financial responsibilities required in s.
 1166 985.6865, Florida Statutes. If the Department of Juvenile
 1167 Justice determines that a county has not met its obligations,
 1168 the department shall direct the Department of Revenue to deduct
 1169 the amount owed to the Department of Juvenile Justice from the
 1170 funds provided to the county under s. 218.23, Florida Statutes.
 1171 The Department of Revenue shall transfer the funds withheld to
 1172 the Shared County/State Juvenile Detention Trust Fund.

1173 (2) As an assurance to holders of bonds issued by counties
 1174 before July 1, 2022, for which distributions made pursuant to s.
 1175 218.23, Florida Statutes, are pledged, or bonds issued to refund

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1176 such bonds which mature no later than the bonds they refunded
 1177 and which result in a reduction of debt service payable in each
 1178 fiscal year, the amount available for distribution to a county
 1179 shall remain as provided by law and continue to be subject to
 1180 any lien or claim on behalf of the bondholders. The Department
 1181 of Revenue must ensure, based on information provided by an
 1182 affected county, that any reduction in amounts distributed
 1183 pursuant to subsection (1) does not reduce the amount of
 1184 distribution to a county below the amount necessary for the
 1185 timely payment of principal and interest when due on the bonds
 1186 and the amount necessary to comply with any covenant under the
 1187 bond resolution or other documents relating to the issuance of
 1188 the bonds. If a reduction to a county's monthly distribution
 1189 must be decreased in order to comply with this section, the
 1190 Department of Revenue must notify the Department of Juvenile
 1191 Justice of the amount of the decrease, and the Department of
 1192 Juvenile Justice must send a bill for payment of such amount to
 1193 the affected county.

1194 (3) This section expires July 1, 2023.

1195 Section 35. In order to implement Specific Appropriations
 1196 741 through 762A, 913 through 1056, and 1077 through 1112 of the
 1197 2022-2023 General Appropriations Act, subsection (1), paragraph
 1198 (a) of subsection (2), paragraph (a) of subsection (3), and
 1199 subsections (5), (6), and (7) of section 27.40, Florida
 1200 Statutes, are reenacted to read:

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1201 27.40 Court-appointed counsel; circuit registries; minimum
1202 requirements; appointment by court.—

1203 (1) Counsel shall be appointed to represent any individual
1204 in a criminal or civil proceeding entitled to court-appointed
1205 counsel under the Federal or State Constitution or as authorized
1206 by general law. The court shall appoint a public defender to
1207 represent indigent persons as authorized in s. 27.51. The office
1208 of criminal conflict and civil regional counsel shall be
1209 appointed to represent persons in those cases in which provision
1210 is made for court-appointed counsel, but only after the public
1211 defender has certified to the court in writing that the public
1212 defender is unable to provide representation due to a conflict
1213 of interest or is not authorized to provide representation. The
1214 public defender shall report, in the aggregate, the specific
1215 basis of all conflicts of interest certified to the court. On a
1216 quarterly basis, the public defender shall submit this
1217 information to the Justice Administrative Commission.

1218 (2) (a) Private counsel shall be appointed to represent
1219 persons in those cases in which provision is made for court-
1220 appointed counsel but only after the office of criminal conflict
1221 and civil regional counsel has been appointed and has certified
1222 to the court in writing that the criminal conflict and civil
1223 regional counsel is unable to provide representation due to a
1224 conflict of interest. The criminal conflict and civil regional
1225 counsel shall report, in the aggregate, the specific basis of

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1226 | all conflicts of interest certified to the court. On a quarterly
1227 | basis, the criminal conflict and civil regional counsel shall
1228 | submit this information to the Justice Administrative
1229 | Commission.

1230 | (3) In using a registry:

1231 | (a) The chief judge of the circuit shall compile a list of
1232 | attorneys in private practice, by county and by category of
1233 | cases, and provide the list to the clerk of court in each
1234 | county. The chief judge of the circuit may restrict the number
1235 | of attorneys on the general registry list. To be included on a
1236 | registry, an attorney must certify that he or she:

1237 | 1. Meets any minimum requirements established by the chief
1238 | judge and by general law for court appointment;

1239 | 2. Is available to represent indigent defendants in cases
1240 | requiring court appointment of private counsel; and

1241 | 3. Is willing to abide by the terms of the contract for
1242 | services, s. 27.5304, and this section.

1243 |

1244 | To be included on a registry, an attorney must enter into a
1245 | contract for services with the Justice Administrative
1246 | Commission. Failure to comply with the terms of the contract for
1247 | services may result in termination of the contract and removal
1248 | from the registry. Each attorney on the registry is responsible
1249 | for notifying the clerk of the court and the Justice
1250 | Administrative Commission of any change in his or her status.

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1251 Failure to comply with this requirement is cause for termination
1252 of the contract for services and removal from the registry until
1253 the requirement is fulfilled.

1254 (5) The Justice Administrative Commission shall approve
1255 uniform contract forms for use in procuring the services of
1256 private court-appointed counsel and uniform procedures and forms
1257 for use by a court-appointed attorney in support of billing for
1258 attorney's fees, costs, and related expenses to demonstrate the
1259 attorney's completion of specified duties. Such uniform
1260 contracts and forms for use in billing must be consistent with
1261 s. 27.5304, s. 216.311, and the General Appropriations Act and
1262 must contain the following statement: "The State of Florida's
1263 performance and obligation to pay under this contract is
1264 contingent upon an annual appropriation by the Legislature."

1265 (6) After court appointment, the attorney must immediately
1266 file a notice of appearance with the court indicating acceptance
1267 of the appointment to represent the defendant and of the terms
1268 of the uniform contract as specified in subsection (5).

1269 (7)(a) A private attorney appointed by the court from the
1270 registry to represent a client is entitled to payment as
1271 provided in s. 27.5304 so long as the requirements of subsection
1272 (1) and paragraph (2)(a) are met. An attorney appointed by the
1273 court who is not on the registry list may be compensated under
1274 s. 27.5304 only if the court finds in the order of appointment
1275 that there were no registry attorneys available for

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1276 representation for that case and only if the requirements of
1277 subsection (1) and paragraph (2) (a) are met.

1278 (b)1. The flat fee established in s. 27.5304 and the
1279 General Appropriations Act shall be presumed by the court to be
1280 sufficient compensation. The attorney shall maintain appropriate
1281 documentation, including contemporaneous and detailed hourly
1282 accounting of time spent representing the client. If the
1283 attorney fails to maintain such contemporaneous and detailed
1284 hourly records, the attorney waives the right to seek
1285 compensation in excess of the flat fee established in s. 27.5304
1286 and the General Appropriations Act. These records and documents
1287 are subject to review by the Justice Administrative Commission
1288 and audit by the Auditor General, subject to the attorney-client
1289 privilege and work-product privilege. The attorney shall
1290 maintain the records and documents in a manner that enables the
1291 attorney to redact any information subject to a privilege in
1292 order to facilitate the commission's review of the records and
1293 documents and not to impede such review. The attorney may redact
1294 information from the records and documents only to the extent
1295 necessary to comply with the privilege. The Justice
1296 Administrative Commission shall review such records and shall
1297 contemporaneously document such review before authorizing
1298 payment to an attorney. Objections by or on behalf of the
1299 Justice Administrative Commission to records or documents or to
1300 claims for payment by the attorney shall be presumed correct by

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1301 the court unless the court determines, in writing, that
 1302 competent and substantial evidence exists to justify overcoming
 1303 the presumption.

1304 2. If an attorney fails, refuses, or declines to permit
 1305 the commission or the Auditor General to review documentation
 1306 for a case as provided in this paragraph, the attorney waives
 1307 the right to seek, and the commission may not pay, compensation
 1308 in excess of the flat fee established in s. 27.5304 and the
 1309 General Appropriations Act for that case.

1310 3. A finding by the commission that an attorney has waived
 1311 the right to seek compensation in excess of the flat fee
 1312 established in s. 27.5304 and the General Appropriations Act, as
 1313 provided in this paragraph, shall be presumed to be correct,
 1314 unless the court determines, in writing, that competent and
 1315 substantial evidence exists to justify overcoming the
 1316 presumption.

1317 Section 36. The text of s. 27.40(1), (2)(a), (3)(a), (5),
 1318 (6), and (7), Florida Statutes, as carried forward from chapter
 1319 2019-116, Laws of Florida, by this act expires July 1, 2023, and
 1320 the text of those subsections and paragraphs, as applicable,
 1321 shall revert to that in existence on June 30, 2019, except that
 1322 any amendments to such text enacted other than by this act shall
 1323 be preserved and continue to operate to the extent that such
 1324 amendments are not dependent upon the portions of text which
 1325 expire pursuant to this section.

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1326 Section 37. In order to implement Specific Appropriations
 1327 741 through 762A, 913 through 1056, and 1077 through 1112 of the
 1328 2022-2023 General Appropriations Act, subsection (13) of section
 1329 27.5304, Florida Statutes, is reenacted and amended, and
 1330 subsections (1), (3), (7), and (11), and paragraphs (a) through
 1331 (e) of subsection (12) of that section are reenacted, to read:

1332 27.5304 Private court-appointed counsel; compensation;
 1333 notice.—

1334 (1) Private court-appointed counsel appointed in the
 1335 manner prescribed in s. 27.40(1) and (2) (a) shall be compensated
 1336 by the Justice Administrative Commission only as provided in
 1337 this section and the General Appropriations Act. The flat fees
 1338 prescribed in this section are limitations on compensation. The
 1339 specific flat fee amounts for compensation shall be established
 1340 annually in the General Appropriations Act. The attorney also
 1341 shall be reimbursed for reasonable and necessary expenses in
 1342 accordance with s. 29.007. If the attorney is representing a
 1343 defendant charged with more than one offense in the same case,
 1344 the attorney shall be compensated at the rate provided for the
 1345 most serious offense for which he or she represented the
 1346 defendant. This section does not allow stacking of the fee
 1347 limits established by this section.

1348 (3) The court retains primary authority and responsibility
 1349 for determining the reasonableness of all billings for attorney
 1350 fees, costs, and related expenses, subject to statutory

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1351 limitations and the requirements of s. 27.40(7). Private court-
 1352 appointed counsel is entitled to compensation upon final
 1353 disposition of a case.

1354 (7) Counsel eligible to receive compensation from the
 1355 state for representation pursuant to court appointment made in
 1356 accordance with the requirements of s. 27.40(1) and (2)(a) in a
 1357 proceeding under chapter 384, chapter 390, chapter 392, chapter
 1358 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter
 1359 744, or chapter 984 shall receive compensation not to exceed the
 1360 limits prescribed in the General Appropriations Act. Any such
 1361 compensation must be determined as provided in s. 27.40(7).

1362 (11) It is the intent of the Legislature that the flat
 1363 fees prescribed under this section and the General
 1364 Appropriations Act comprise the full and complete compensation
 1365 for private court-appointed counsel. It is further the intent of
 1366 the Legislature that the fees in this section are prescribed for
 1367 the purpose of providing counsel with notice of the limit on the
 1368 amount of compensation for representation in particular
 1369 proceedings and the sole procedure and requirements for
 1370 obtaining payment for the same.

1371 (a) If court-appointed counsel moves to withdraw prior to
 1372 the full performance of his or her duties through the completion
 1373 of the case, the court shall presume that the attorney is not
 1374 entitled to the payment of the full flat fee established under
 1375 this section and the General Appropriations Act.

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1376 (b) If court-appointed counsel is allowed to withdraw from
 1377 representation prior to the full performance of his or her
 1378 duties through the completion of the case and the court appoints
 1379 a subsequent attorney, the total compensation for the initial
 1380 and any and all subsequent attorneys may not exceed the flat fee
 1381 established under this section and the General Appropriations
 1382 Act, except as provided in subsection (12).

1383
 1384 This subsection constitutes notice to any subsequently appointed
 1385 attorney that he or she will not be compensated the full flat
 1386 fee.

1387 (12) The Legislature recognizes that on rare occasions an
 1388 attorney may receive a case that requires extraordinary and
 1389 unusual effort.

1390 (a) If counsel seeks compensation that exceeds the limits
 1391 prescribed by law, he or she must file a motion with the chief
 1392 judge for an order approving payment of attorney fees in excess
 1393 of these limits.

1394 1. Before filing the motion, the counsel shall deliver a
 1395 copy of the intended billing, together with supporting
 1396 affidavits and all other necessary documentation, to the Justice
 1397 Administrative Commission.

1398 2. The Justice Administrative Commission shall review the
 1399 billings, affidavit, and documentation for completeness and
 1400 compliance with contractual and statutory requirements and shall

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1401 contemporaneously document such review before authorizing
 1402 payment to an attorney. If the Justice Administrative Commission
 1403 objects to any portion of the proposed billing, the objection
 1404 and supporting reasons must be communicated in writing to the
 1405 private court-appointed counsel. The counsel may thereafter file
 1406 his or her motion, which must specify whether the commission
 1407 objects to any portion of the billing or the sufficiency of
 1408 documentation, and shall attach the commission's letter stating
 1409 its objection.

1410 (b) Following receipt of the motion to exceed the fee
 1411 limits, the chief judge or a single designee shall hold an
 1412 evidentiary hearing. The chief judge may select only one judge
 1413 per circuit to hear and determine motions pursuant to this
 1414 subsection, except multicounty circuits and the eleventh circuit
 1415 may have up to two designees.

1416 1. At the hearing, the attorney seeking compensation must
 1417 prove by competent and substantial evidence that the case
 1418 required extraordinary and unusual efforts. The chief judge or
 1419 single designee shall consider criteria such as the number of
 1420 witnesses, the complexity of the factual and legal issues, and
 1421 the length of trial. The fact that a trial was conducted in a
 1422 case does not, by itself, constitute competent substantial
 1423 evidence of an extraordinary and unusual effort. In a criminal
 1424 case, relief under this section may not be granted if the number
 1425 of work hours does not exceed 75 or the number of the state's

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1426 witnesses deposed does not exceed 20.

1427 2. Objections by or on behalf of the Justice
1428 Administrative Commission to records or documents or to claims
1429 for payment by the attorney shall be presumed correct by the
1430 court unless the court determines, in writing, that competent
1431 and substantial evidence exists to justify overcoming the
1432 presumption. The chief judge or single designee shall enter a
1433 written order detailing his or her findings and identifying the
1434 extraordinary nature of the time and efforts of the attorney in
1435 the case which warrant exceeding the flat fee established by
1436 this section and the General Appropriations Act.

1437 (c) A copy of the motion and attachments shall be served
1438 on the Justice Administrative Commission at least 20 business
1439 days before the date of a hearing. The Justice Administrative
1440 Commission has standing to appear before the court, and may
1441 appear in person or telephonically, including at the hearing
1442 under paragraph (b), to contest any motion for an order
1443 approving payment of attorney fees, costs, or related expenses
1444 and may participate in a hearing on the motion by use of
1445 telephonic or other communication equipment. The Justice
1446 Administrative Commission may contract with other public or
1447 private entities or individuals to appear before the court for
1448 the purpose of contesting any motion for an order approving
1449 payment of attorney fees, costs, or related expenses. The fact
1450 that the Justice Administrative Commission has not objected to

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1451 any portion of the billing or to the sufficiency of the
1452 documentation is not binding on the court.

1453 (d) If the chief judge or a single designee finds that
1454 counsel has proved by competent and substantial evidence that
1455 the case required extraordinary and unusual efforts, the chief
1456 judge or single designee shall order the compensation to be paid
1457 to the attorney at a percentage above the flat fee rate,
1458 depending on the extent of the unusual and extraordinary effort
1459 required. The percentage must be only the rate necessary to
1460 ensure that the fees paid are not confiscatory under common law.
1461 The percentage may not exceed 200 percent of the established
1462 flat fee, absent a specific finding that 200 percent of the flat
1463 fee in the case would be confiscatory. If the chief judge or
1464 single designee determines that 200 percent of the flat fee
1465 would be confiscatory, he or she shall order the amount of
1466 compensation using an hourly rate not to exceed \$75 per hour for
1467 a noncapital case and \$100 per hour for a capital case. However,
1468 the compensation calculated by using the hourly rate shall be
1469 only that amount necessary to ensure that the total fees paid
1470 are not confiscatory, subject to the requirements of s.
1471 27.40(7).

1472 (e) Any order granting relief under this subsection must
1473 be attached to the final request for a payment submitted to the
1474 Justice Administrative Commission and must satisfy the
1475 requirements of subparagraph (b)2.

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1476 (13) Notwithstanding the limitation set forth in
 1477 subsection (5) and for the 2022-2023 ~~2021-2022~~ fiscal year only,
 1478 the compensation for representation in a criminal proceeding may
 1479 not exceed the following:

1480 (a) For misdemeanors and juveniles represented at the
 1481 trial level: \$1,000.

1482 (b) For noncapital, nonlife felonies represented at the
 1483 trial level: \$15,000.

1484 (c) For life felonies represented at the trial level:
 1485 \$15,000.

1486 (d) For capital cases represented at the trial level:
 1487 \$25,000. For purposes of this paragraph, a "capital case" is any
 1488 offense for which the potential sentence is death and the state
 1489 has not waived seeking the death penalty.

1490 (e) For representation on appeal: \$9,000.

1491 (f) This subsection expires July 1, 2023 ~~2022~~.

1492 Section 38. The text of s. 27.5304(1), (3), (7), (11), and
 1493 (12)(a)-(e), Florida Statutes, as carried forward from section
 1494 31 of chapter 2021-37, Laws of Florida and the amendment to s.
 1495 27.5304(13), Florida Statutes, by this act expire July 1, 2023,
 1496 and the text of those subsections and paragraphs, as applicable,
 1497 shall revert to that in existence on June 30, 2019, except that
 1498 any amendments to such text enacted other than by this act shall
 1499 be preserved and continue to operate to the extent that such
 1500 amendments are not dependent upon the portions of text which

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1501 expire pursuant to this section.

1502 Section 39. In order to implement Specific Appropriations
 1503 603 through 695, and notwithstanding the proviso contained in
 1504 Section 8 (2)(b)3. of the 2022-2023 General Appropriations Act,
 1505 effective July 1, 2022, funds are provided in Specific
 1506 Appropriation 2050, in addition to the inflation pay adjustment
 1507 provided in paragraph (1)(b) of Section 8 of the 2022-2023
 1508 General Appropriations Act, in the amount of \$4,500,000 from the
 1509 General Revenue Fund to the Department of Corrections to grant
 1510 special pay adjustments to address compression issues for
 1511 eligible employees in institutional and community corrections
 1512 management positions which were not included in subparagraph
 1513 (2)(b)1. of Section 8 of the 2022-2023 General Appropriations
 1514 Act. The department may submit a budget amendment requesting the
 1515 release of funds and associated salary rate pursuant to the
 1516 provisions of chapter 216, Florida Statutes. Release of funds
 1517 and rate are contingent upon the department submitting a
 1518 spending plan that details compression issues resulting from the
 1519 minimum salary increases provided in subparagraph (2)(b)1. of
 1520 Section 8 of the 2022-2023 General Appropriations Act. This
 1521 section expires July 1, 2023.

1522 Section 40. In order to implement appropriations used to
 1523 pay existing lease contracts for private lease space in excess
 1524 of 2,000 square feet in the 2022-2023 General Appropriations
 1525 Act, the Department of Management Services, with the cooperation

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1526 of the agencies having the existing lease contracts for office
1527 or storage space, shall use tenant broker services to
1528 renegotiate or reprocure all private lease agreements for office
1529 or storage space expiring between July 1, 2023, and June 30,
1530 2025, in order to reduce costs in future years. The department
1531 shall incorporate this initiative into its 2022 master leasing
1532 report required under s. 255.249(7), Florida Statutes, and may
1533 use tenant broker services to explore the possibilities of
1534 collocating office or storage space, to review the space needs
1535 of each agency, and to review the length and terms of potential
1536 renewals or renegotiations. The department shall provide a
1537 report to the Executive Office of the Governor, the President of
1538 the Senate, and the Speaker of the House of Representatives by
1539 November 1, 2022, which lists each lease contract for private
1540 office or storage space, the status of renegotiations, and the
1541 savings achieved. This section expires July 1, 2023.

1542 Section 41. In order to implement appropriations
1543 authorized in the 2022-2023 General Appropriations Act for data
1544 center services, and notwithstanding s. 216.292(2)(a), Florida
1545 Statutes, an agency may not transfer funds from a data
1546 processing category to a category other than another data
1547 processing category. This section expires July 1, 2023.

1548 Section 42. Effective upon this act becoming a law, in
1549 order to implement Specific Appropriations 2928 through 2938 of
1550 the 2022-2023 General Appropriations Act:

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1551 (1) The secretary of the Department of Management Services
1552 shall contract with the Northwest Regional Data Center (NWRDC)
1553 pursuant to s. 287.057(11), Florida Statutes, for the
1554 management, operation, and staffing of the state data center
1555 (SDC).

1556 (2) The contract shall be effective as of July 1, 2022,
1557 and must comply with the following provisions:

1558 (a) The scope of work for the contract must include only
1559 the services provided to SDC customers as of February 28, 2022.
1560 Any additional services provided to SDC customers must be
1561 provided via agreements directly between the NWRDC and agency
1562 customers.

1563 (b) The contract must authorize NWRDC to transition SDC
1564 customer agencies to the NWRDC service catalog and its
1565 contracts. Transitioned agencies and services shall no longer be
1566 within the scope of the contract between NWRDC and the SDC.

1567 (c) Services provided by new contracts executed to replace
1568 transferred contracts must be negotiated and executed by NWRDC
1569 and shall no longer be within the scope of the contract between
1570 NWRDC and the SDC.

1571 (d) The cost of the contract must be reduced in proportion
1572 to the transition of SDC contracts, services, and agency
1573 customers directly to NWRDC.

1574 (e) The Department of Management Services must make all
1575 leased data center and office space available to NWRDC, to use

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1576 | at NWRDC's discretion, at current rates.

1577 | (f) NWRDC must provide contract management and oversight
 1578 | for the contracts and interagency agreements that will be
 1579 | transferred.

1580 | (g) NWRDC must prepare and submit customer agency invoices
 1581 | for services within the scope of the contract to the SDC for
 1582 | review and approval.

1583 | (h) SDC must respond to the NWRDC with either approval of
 1584 | the invoices or requested updates within 10 business days. If
 1585 | SDC does not provide a response to the NWRDC within 10 business
 1586 | days, the invoices are deemed approved.

1587 | (i) Once approved, the NWRDC will submit the invoices to
 1588 | the customer agencies.

1589 | (j) Customer agencies must submit invoice payments to
 1590 | NWRDC directly within 30 days.

1591 | (k) The contract must be executed for a term of 5 years
 1592 | with an optional one time renewal.

1593 | (l) The contract must provide the state chief information
 1594 | officer the option of a seat on the NWRDC policy board given the
 1595 | current membership criteria based on cumulative revenue paid.

1596 | (m) The contract must provide the Florida Digital Service
 1597 | with continuous access and visibility into all state agency
 1598 | technology infrastructure necessary to detect cybersecurity
 1599 | threats and provide access to mitigate the impact of a
 1600 | cybersecurity incident and support timely response.

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1601 (3) This section expires July 1, 2023.
 1602 Section 43. In order to implement Specific Appropriations
 1603 2928 through 2938 in the 2022-2023 General Appropriations Act,
 1604 all functions, records, personnel, contracts, interagency
 1605 agreements, and assets of the current Department of Management
 1606 Services state data center are transferred to the Northwest
 1607 Regional Data Center. This section expires July 1, 2023.

1608 Section 44. In order to implement the appropriation of
 1609 funds in the appropriation category "Northwest Regional Data
 1610 Center" in the 2022-2023 General Appropriations Act, and
 1611 pursuant to the notice, review, and objection procedures of s.
 1612 216.177, Florida Statutes, the Executive Office of the Governor
 1613 may transfer funds appropriated in that category between
 1614 departments in order to align the budget authority granted based
 1615 on the estimated costs for data processing services for the
 1616 2022-2023 fiscal year. This section expires July 1, 2023.

1617 Section 45. In order to implement the appropriation of
 1618 funds in the appropriation category "Special Categories-Risk
 1619 Management Insurance" in the 2022-2023 General Appropriations
 1620 Act, and pursuant to the notice, review, and objection
 1621 procedures of s. 216.177, Florida Statutes, the Executive Office
 1622 of the Governor may transfer funds appropriated in that category
 1623 between departments in order to align the budget authority
 1624 granted with the premiums paid by each department for risk
 1625 management insurance. This section expires July 1, 2023.

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1626 Section 46. In order to implement the appropriation of
 1627 funds in the appropriation category "Special Categories-Transfer
 1628 to Department of Management Services-Human Resources Services
 1629 Purchased per Statewide Contract" in the 2022-2023 General
 1630 Appropriations Act, and pursuant to the notice, review, and
 1631 objection procedures of s. 216.177, Florida Statutes, the
 1632 Executive Office of the Governor may transfer funds appropriated
 1633 in that category between departments in order to align the
 1634 budget authority granted with the assessments that must be paid
 1635 by each agency to the Department of Management Services for
 1636 human resource management services. This section expires July 1,
 1637 2023.

1638 Section 47. In order to implement Specific Appropriation
 1639 2797A in the 2022-2023 General Appropriations Act in the
 1640 Building Relocation appropriation category from the Architects
 1641 Incidental Trust Fund of the Department of Management Services,
 1642 and in accordance with section 215.196, Florida Statutes, the
 1643 Department of Management Services:

1644 (1) Upon the final disposition of a state-owned building,
 1645 the department may use up to 5 percent of facility disposition
 1646 funds from the Architects Incidental Trust Fund to defer,
 1647 offset, or otherwise pay for all or a portion of relocation
 1648 expenses including furniture, fixtures and equipment for state
 1649 agencies impacted by of the disposition of the department's
 1650 managed facilities in the Florida Facilities Pool. The extent of

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1651 the financial assistance provided to impacted state agencies
1652 shall be determined by the department.

1653 (2) The Department of Management Services may submit
1654 budget amendments for an increase in appropriation if necessary
1655 for the implementation of this section pursuant to the
1656 provisions of chapter 216, Florida Statutes. Budget amendments
1657 for an increase in appropriation shall include a detailed plan
1658 providing all estimated costs and relocation proposals.

1659 (3) This section expires July 1, 2023.

1660 Section 48. In order to implement Specific Appropriations
1661 1353 through 1391 of the 2022-2023 General Appropriations Act,
1662 section 550.135, Florida Statutes, is amended to read:

1663 550.135 Division of moneys derived under this law.—All
1664 moneys that are deposited with the Chief Financial Officer to
1665 the credit of the Pari-mutuel Wagering Trust Fund shall be
1666 distributed as follows:

1667 (1) The daily license fee revenues collected pursuant to
1668 s. 550.0951(1) shall be used to fund the operating cost of the
1669 Florida Gaming Control Commission ~~division and to provide a~~
1670 ~~proportionate share of the operation of the office of the~~
1671 ~~secretary and the Division of Administration of the Department~~
1672 ~~of Business and Professional Regulation; however, other~~
1673 collections in the Pari-mutuel Wagering Trust Fund may also be
1674 used to fund the operation of the commission ~~division~~ in
1675 accordance with authorized appropriations.

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1676 ~~(2) All unappropriated funds in excess of \$1.5 million in~~
 1677 ~~the Pari-mutuel Wagering Trust Fund, collected pursuant to this~~
 1678 ~~chapter, shall be deposited with the Chief Financial Officer to~~
 1679 ~~the credit of the General Revenue Fund.~~

1680 ~~(2)(3)~~ The slot machine license fee, the slot machine
 1681 occupational license fee, and the compulsive or addictive
 1682 gambling prevention program fee collected pursuant to ss.
 1683 551.106, 551.107(2)(a)1., and 551.118 shall be used to fund the
 1684 direct and indirect operating expenses of the commission's
 1685 ~~division's slot machine regulation~~ operations and to provide
 1686 funding for relevant enforcement activities in accordance with
 1687 authorized appropriations. ~~Funds deposited into the Pari-mutuel~~
 1688 ~~Wagering Trust Fund pursuant to ss. 551.106, 551.107(2)(a)1.,~~
 1689 ~~and 551.118 shall be reserved in the trust fund for slot machine~~
 1690 ~~regulation operations. On June 30, any unappropriated funds in~~
 1691 ~~excess of those necessary for incurred obligations and~~
 1692 ~~subsequent year cash flow for slot machine regulation operations~~
 1693 ~~shall be deposited with the Chief Financial Officer to the~~
 1694 ~~credit of the General Revenue Fund.~~

1695 Section 49. The amendments to s. 550.135, Florida
 1696 Statutes, made by this act expire July 1, 2023, and the text of
 1697 that section shall revert to that in existence on June 30, 2022,
 1698 except that any amendments to such text enacted other than by
 1699 this act shall be preserved and continue to operate to the
 1700 extent that such amendments are not dependent upon the portions

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1701 of text which expire pursuant to this section.

1702 Section 50. Paragraph (g) of subsection (13) of section
1703 849.086, Florida Statutes, is amended to read:

1704 849.086 Cardrooms authorized.—

1705 (13) TAXES AND OTHER PAYMENTS.—

1706 (g) All of the moneys deposited in the Pari-mutuel
1707 Wagering Trust Fund, except as set forth in paragraph (h), shall
1708 be utilized and distributed in the manner specified in s.

1709 550.135(1) ~~and (2)~~. However, cardroom tax revenues shall be kept
1710 separate from pari-mutuel tax revenues and shall not be used for
1711 making the disbursement to counties provided in former s.

1712 550.135(1).

1713 Section 51. The amendment to s. 849.086, Florida Statutes,
1714 made by this act expires July 1, 2023, and the text of that
1715 section shall revert to that in existence on June 30, 2022,
1716 except that any amendments to such text enacted other than by
1717 this act shall be preserved and continue to operate to the
1718 extent that such amendments are not dependent upon the portions
1719 of text which expire pursuant to this section.

1720 Section 52. In order to implement Specific Appropriations
1721 2394 through 2398 of the 2022-2023 General Appropriations Act,
1722 section 72 of chapter 2020-114, Laws of Florida, as amended by
1723 section 39 of chapter 2021-37, Laws of Florida, is reenacted and
1724 amended to read:

1725 Section 72. (1) The Department of Financial Services

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1726 shall replace the four main components of the Florida Accounting
 1727 Information Resource Subsystem (FLAIR), which include central
 1728 FLAIR, departmental FLAIR, payroll, and information warehouse,
 1729 and shall replace the cash management and accounting management
 1730 components of the Cash Management Subsystem (CMS) with an
 1731 integrated enterprise system that allows the state to organize,
 1732 define, and standardize its financial management business
 1733 processes and that complies with ss. 215.90-215.96, Florida
 1734 Statutes. The department may not include in the replacement of
 1735 FLAIR and CMS:

1736 (a) Functionality that duplicates any of the other
 1737 information subsystems of the Florida Financial Management
 1738 Information System; or

1739 (b) Agency business processes related to any of the
 1740 functions included in the Personnel Information System, the
 1741 Purchasing Subsystem, or the Legislative Appropriations
 1742 System/Planning and Budgeting Subsystem.

1743 (2) For purposes of replacing FLAIR and CMS, the
 1744 Department of Financial Services shall:

1745 (a) Take into consideration the cost and implementation
 1746 data identified for Option 3 as recommended in the March 31,
 1747 2014, Florida Department of Financial Services FLAIR Study,
 1748 version 031.

1749 (b) Ensure that all business requirements and technical
 1750 specifications have been provided to all state agencies for

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1751 their review and input and approved by the executive steering
 1752 committee established in paragraph (c), including any updates to
 1753 these documents.

1754 (c) Implement a project governance structure that includes
 1755 an executive steering committee composed of:

1756 1. The Chief Financial Officer or the executive sponsor of
 1757 the project.

1758 2. A representative of the Division of Treasury of the
 1759 Department of Financial Services, appointed by the Chief
 1760 Financial Officer.

1761 3. The Chief Information Officers ~~A representative of the~~
 1762 ~~Division of Information Systems~~ of the Department of Financial
 1763 Services and the Department of Environmental Protection,
 1764 ~~appointed by the Chief Financial Officer.~~

1765 4. Two ~~Four~~ employees from the Division of Accounting and
 1766 Auditing of the Department of Financial Services, appointed by
 1767 the Chief Financial Officer. Each employee must have experience
 1768 relating to at least one of the four main components that
 1769 compose FLAIR.

1770 5. Two employees from the Executive Office of the
 1771 Governor, appointed by the Governor. One employee must have
 1772 experience relating to the Legislative Appropriations
 1773 System/Planning and Budgeting Subsystem.

1774 6. One employee from the Department of Revenue, appointed
 1775 by the executive director, who has experience using or

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1776 | maintaining ~~relating to~~ the department's finance and accounting
 1777 | systems ~~SUNTAX~~ system.

1778 | 7. Two employees from the Department of Management
 1779 | Services, appointed by the Secretary of Management Services. One
 1780 | employee must have experience relating to the department's
 1781 | personnel information subsystem and one employee must have
 1782 | experience relating to the department's purchasing subsystem.

1783 | 8. A ~~Three~~ state agency administrative services director
 1784 | ~~directors~~, appointed by the Governor. ~~One director must~~
 1785 | ~~represent a regulatory and licensing state agency and one~~
 1786 | ~~director must represent a health care-related state agency.~~

1787 | 9. The executive sponsor of the Florida Health Care
 1788 | Connection (FX) System or his or her designee, appointed by the
 1789 | Secretary of Health Care Administration.

1790 | 10. The State Chief Information Officer, or his or her
 1791 | designee, as a nonvoting member. The State Chief Information
 1792 | Officer, or his or her designee, shall provide monthly status
 1793 | reports to the Executive Steering Committee pursuant to the
 1794 | oversight responsibilities in s. 282.0051, Florida Statutes.

1795 | 11. One employee from the Department of Business and
 1796 | Professional Regulation who has experience in finance and
 1797 | accounting and FLAIR, appointed by the Secretary of the
 1798 | Department of Business and Professional Regulation.

1799 | 12. One employee from the Florida Fish and Wildlife
 1800 | Conservation Commission who has experience using or maintaining

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1801 the commission's finance and accounting systems, appointed by
 1802 the Chair of the Florida Fish and Wildlife Conservation
 1803 Commission.

1804 13. The budget director of the Department of Education, or
 1805 his or her designee.

1806 (3) (a) The Chief Financial Officer or the executive
 1807 sponsor of the project shall serve as chair of the executive
 1808 steering committee, and the committee shall take action by a
 1809 vote of at least eight affirmative votes with the Chief
 1810 Financial Officer or the executive sponsor of the project voting
 1811 on the prevailing side. A quorum of the executive steering
 1812 committee consists of at least 10 members.

1813 (b) No later than 14 days before a meeting of the
 1814 executive steering committee, the chair shall request input from
 1815 committee members on agenda items for the next scheduled
 1816 meeting.

1817 (c) The chair shall establish, by July 31, 2022, a working
 1818 group consisting of FLAIR users, state agency technical staff
 1819 who maintain applications that integrate with FLAIR, and no less
 1820 than four state agency finance and accounting or budget
 1821 directors. The working group shall meet at least monthly to
 1822 review PALM functionality, assess project impacts to state
 1823 financial business processes and agency staff, and develop
 1824 recommendations to the Executive Steering Committee for
 1825 improvements. The chair shall request input from the working

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1826 group on agenda items for each scheduled meeting. The PALM
 1827 project team shall dedicate a staff member to the group and
 1828 provide system demonstrations and any project documentation, as
 1829 needed, for the group to fulfill its duties.

1830 (4) The executive steering committee has the overall
 1831 responsibility for ensuring that the project to replace FLAIR
 1832 and CMS meets its primary business objectives and shall:

1833 (a) Identify and recommend to the Executive Office of the
 1834 Governor, the President of the Senate, and the Speaker of the
 1835 House of Representatives any statutory changes needed to
 1836 implement the replacement subsystem that will standardize, to
 1837 the fullest extent possible, the state's financial management
 1838 business processes.

1839 (b) Review and approve any changes to the project's scope,
 1840 schedule, and budget which do not conflict with the requirements
 1841 of subsection (1).

1842 (c) Ensure that adequate resources are provided throughout
 1843 all phases of the project.

1844 (d) Approve all major project deliverables and any cost
 1845 changes to each deliverable over \$250,000.

1846 (e) Approve contract amendments and changes to all
 1847 contract-related documents associated with the replacement of
 1848 FLAIR and CMS.

1849 (f) Ensure compliance with ss. 216.181(16), 216.311,
 1850 216.313, 282.318(4)(h), and 287.058, Florida Statutes.

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1851 (5) This section expires July 1, 2023 ~~2022~~.

1852 Section 53. In order to implement Specific Appropriation
 1853 2923 of the 2022-2023 General Appropriations Act, subsection (3)
 1854 of section 282.709, Florida Statutes, is reenacted to read:

1855 282.709 State agency law enforcement radio system and
 1856 interoperability network.—

1857 (3) In recognition of the critical nature of the statewide
 1858 law enforcement radio communications system, the Legislature
 1859 finds that there is an immediate danger to the public health,
 1860 safety, and welfare, and that it is in the best interest of the
 1861 state to continue partnering with the system's current operator.
 1862 The Legislature finds that continuity of coverage is critical to
 1863 supporting law enforcement, first responders, and other public
 1864 safety users. The potential for a loss in coverage or a lack of
 1865 interoperability between users requires emergency action and is
 1866 a serious concern for officers' safety and their ability to
 1867 communicate and respond to various disasters and events.

1868 (a) The department, pursuant to s. 287.057(10), shall
 1869 enter into a 15-year contract with the entity that was operating
 1870 the statewide radio communications system on January 1, 2021.
 1871 The contract must include:

- 1872 1. The purchase of radios;
- 1873 2. The upgrade to the Project 25 communications standard;
- 1874 3. Increased system capacity and enhanced coverage for
 1875 system users;

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1876 4. Operations, maintenance, and support at a fixed annual
1877 rate;

1878 5. The conveyance of communications towers to the
1879 department; and

1880 6. The assignment of communications tower leases to the
1881 department.

1882 (b) The State Agency Law Enforcement Radio System Trust
1883 Fund is established in the department and funded from surcharges
1884 collected under ss. 318.18, 320.0802, and 328.72. Upon
1885 appropriation, moneys in the trust fund may be used by the
1886 department to acquire the equipment, software, and engineering,
1887 administrative, and maintenance services it needs to construct,
1888 operate, and maintain the statewide radio system. Moneys in the
1889 trust fund from surcharges shall be used to help fund the costs
1890 of the system. Upon completion of the system, moneys in the
1891 trust fund may also be used by the department for payment of the
1892 recurring maintenance costs of the system.

1893 Section 54. The text of s. 282.709(3), Florida Statutes,
1894 as carried forward from chapter 2021-37, Laws of Florida, by
1895 this act, expires July 1, 2023, and the text of that subsection
1896 shall revert to that in existence on June 1, 2021, except that
1897 any amendments to such text enacted other than by this act shall
1898 be preserved and continue to operate to the extent that such
1899 amendments are not dependent upon the portions of text which
1900 expire pursuant to this section.

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1901 Section 55. In order to implement appropriations relating
 1902 to the purchase of equipment and services related to the
 1903 Statewide Law Enforcement Radio System (SLERS) as authorized in
 1904 the 2022-2023 General Appropriations Act, and notwithstanding s.
 1905 287.057, Florida Statutes, state agencies and other eligible
 1906 users of the SLERS network may use the Department of Management
 1907 Services SLERS contract for purchase of equipment and services.
 1908 This section expires July 1, 2023.

1909 Section 56. In order to implement Specific Appropriations
 1910 2815 through 2826A of the 2022-2023 General Appropriations Act,
 1911 and notwithstanding rule 60A-1.031, Florida Administrative Code,
 1912 the transaction fee as identified in s. 287.057(24)(c), Florida
 1913 Statutes, shall be collected for use of the online procurement
 1914 system and is 0.7 percent for the 2022-2023 fiscal year only.
 1915 This section expires July 1, 2023.

1916 Section 57. In order to implement Specific Appropriations
 1917 2759A through 2759X of the 2022-2023 General Appropriations Act,
 1918 paragraph (i) of subsection (9) of section 24.105, Florida
 1919 Statutes, is amended to read:

1920 24.105 Powers and duties of department.—The department
 1921 shall:

1922 (9) Adopt rules governing the establishment and operation
 1923 of the state lottery, including:

1924 (i) The manner and amount of compensation of retailers,
 1925 except for the 2022-2023 fiscal year only, effective July 1,

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1926 2022, the commission for Florida Lottery ticket sales shall be
 1927 5.75 percent of the purchase price of each ticket sold or issued
 1928 as a prize by a retailer. Any additional retailer compensation
 1929 is limited to the Florida Lottery Retailer Bonus Commission
 1930 program appropriated in Specific Appropriation 2759U of the
 1931 2022-2023 General Appropriations Act.

1932 Section 58. The amendment to s. 24.105, Florida Statutes,
 1933 made by this act expires July 1, 2023, and the text of that
 1934 subsection shall revert to that in existence on June 30, 2022,
 1935 except that any amendments to such text enacted other than by
 1936 this act shall be preserved and continue to operate to the
 1937 extent that such amendments are not dependent upon the portions
 1938 of text which expire pursuant to this section.

1939 Section 59. In order to implement specific appropriations
 1940 from the land acquisition trust funds within the Department of
 1941 Agriculture and Consumer Services, the Department of
 1942 Environmental Protection, the Department of State, and the Fish
 1943 and Wildlife Conservation Commission, which are contained in the
 1944 2022-2023 General Appropriations Act, subsection (3) of section
 1945 215.18, Florida Statutes, is amended to read:

1946 215.18 Transfers between funds; limitation.—

1947 (3) Notwithstanding subsection (1) and only with respect
 1948 to a land acquisition trust fund in the Department of
 1949 Agriculture and Consumer Services, the Department of
 1950 Environmental Protection, the Department of State, or the Fish

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1951 and Wildlife Conservation Commission, whenever there is a
 1952 deficiency in a land acquisition trust fund which would render
 1953 that trust fund temporarily insufficient to meet its just
 1954 requirements, including the timely payment of appropriations
 1955 from that trust fund, and other trust funds in the State
 1956 Treasury have moneys that are for the time being or otherwise in
 1957 excess of the amounts necessary to meet the just requirements,
 1958 including appropriated obligations, of those other trust funds,
 1959 the Governor may order a temporary transfer of moneys from one
 1960 or more of the other trust funds to a land acquisition trust
 1961 fund in the Department of Agriculture and Consumer Services, the
 1962 Department of Environmental Protection, the Department of State,
 1963 or the Fish and Wildlife Conservation Commission. Any action
 1964 proposed pursuant to this subsection is subject to the notice,
 1965 review, and objection procedures of s. 216.177, and the Governor
 1966 shall provide notice of such action at least 7 days before the
 1967 effective date of the transfer of trust funds, except that
 1968 during July 2022 ~~2021~~, notice of such action shall be provided
 1969 at least 3 days before the effective date of a transfer unless
 1970 such 3-day notice is waived by the chair and vice-chair of the
 1971 Legislative Budget Commission. Any transfer of trust funds to a
 1972 land acquisition trust fund in the Department of Agriculture and
 1973 Consumer Services, the Department of Environmental Protection,
 1974 the Department of State, or the Fish and Wildlife Conservation
 1975 Commission must be repaid to the trust funds from which the

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1976 | moneys were loaned by the end of the 2022-2023 ~~2021-2022~~ fiscal
 1977 | year. The Legislature has determined that the repayment of the
 1978 | other trust fund moneys temporarily loaned to a land acquisition
 1979 | trust fund in the Department of Agriculture and Consumer
 1980 | Services, the Department of Environmental Protection, the
 1981 | Department of State, or the Fish and Wildlife Conservation
 1982 | Commission pursuant to this subsection is an allowable use of
 1983 | the moneys in a land acquisition trust fund because the moneys
 1984 | from other trust funds temporarily loaned to a land acquisition
 1985 | trust fund shall be expended solely and exclusively in
 1986 | accordance with s. 28, Art. X of the State Constitution. This
 1987 | subsection expires July 1, 2023 ~~2022~~.

1988 | Section 60. (1) In order to implement specific
 1989 | appropriations from the land acquisition trust funds within the
 1990 | Department of Agriculture and Consumer Services, the Department
 1991 | of Environmental Protection, the Department of State, and the
 1992 | Fish and Wildlife Conservation Commission, which are contained
 1993 | in the 2022-2023 General Appropriations Act, the Department of
 1994 | Environmental Protection shall transfer revenues from the Land
 1995 | Acquisition Trust Fund within the department to the land
 1996 | acquisition trust funds within the Department of Agriculture and
 1997 | Consumer Services, the Department of State, and the Fish and
 1998 | Wildlife Conservation Commission, as provided in this section.
 1999 | As used in this section, the term "department" means the
 2000 | Department of Environmental Protection.

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2001 (2) After subtracting any required debt service payments,
 2002 the proportionate share of revenues to be transferred to each
 2003 land acquisition trust fund shall be calculated by dividing the
 2004 appropriations from each of the land acquisition trust funds for
 2005 the fiscal year by the total appropriations from the Land
 2006 Acquisition Trust Fund within the department and the land
 2007 acquisition trust funds within the Department of Agriculture and
 2008 Consumer Services, the Department of State, and the Fish and
 2009 Wildlife Conservation Commission for the fiscal year. The
 2010 department shall transfer the proportionate share of the
 2011 revenues in the Land Acquisition Trust Fund within the
 2012 department on a monthly basis to the appropriate land
 2013 acquisition trust funds within the Department of Agriculture and
 2014 Consumer Services, the Department of State, and the Fish and
 2015 Wildlife Conservation Commission and shall retain its
 2016 proportionate share of the revenues in the Land Acquisition
 2017 Trust Fund within the department. Total distributions to a land
 2018 acquisition trust fund within the Department of Agriculture and
 2019 Consumer Services, the Department of State, and the Fish and
 2020 Wildlife Conservation Commission may not exceed the total
 2021 appropriations from such trust fund for the fiscal year.

2022 (3) In addition, the department shall transfer from the
 2023 Land Acquisition Trust Fund to land acquisition trust funds
 2024 within the Department of Agriculture and Consumer Services, the
 2025 Department of State, and the Fish and Wildlife Conservation

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2026 Commission amounts equal to the difference between the amounts
 2027 appropriated in chapter 2021-36, Laws of Florida, to the
 2028 department's Land Acquisition Trust Fund and the other land
 2029 acquisition trust funds, and the amounts actually transferred
 2030 between those trust funds during the 2021-2022 fiscal year.

2031 (4) The department may advance funds from the beginning
 2032 unobligated fund balance in the Land Acquisition Trust Fund to
 2033 the Land Acquisition Trust Fund within the Fish and Wildlife
 2034 Conservation Commission needed for cash flow purposes based on a
 2035 detailed expenditure plan. The department shall prorate amounts
 2036 transferred quarterly to the Fish and Wildlife Conservation
 2037 Commission to recoup the amount of funds advanced by June 30,
 2038 2023.

2039 (5) This section expires July 1, 2023.

2040 Section 61. In order to implement Specific Appropriations
 2041 1472 through 1481 of the 2022-2023 General Appropriations Act,
 2042 subsection (8) of section 576.045, Florida Statutes, is amended
 2043 to read:

2044 576.045 Nitrogen and phosphorus; findings and intent;
 2045 fees; purpose; best management practices; waiver of liability;
 2046 compliance; rules; exclusions; expiration.-

2047 (8) EXPIRATION OF PROVISIONS.—Subsections (1), (2), (3),
 2048 (4), and (6) expire on December 31, 2023 ~~2022~~. Subsections (5)
 2049 and (7) expire on December 31, 2027.

2050 Section 62. In order to implement appropriations from the

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2051 Land Acquisition Trust Fund within the Department of
 2052 Environmental Protection in the 2022-2023 General Appropriations
 2053 Act, paragraph (b) of subsection (3) of section 375.041, Florida
 2054 Statutes, is amended to read:

2055 375.041 Land Acquisition Trust Fund.—

2056 (3) Funds distributed into the Land Acquisition Trust Fund
 2057 pursuant to s. 201.15 shall be applied:

2058 (b) Of the funds remaining after the payments required
 2059 under paragraph (a), but before funds may be appropriated,
 2060 pledged, or dedicated for other uses:

2061 1. A minimum of the lesser of 25 percent or \$200 million
 2062 shall be appropriated annually for Everglades projects that
 2063 implement the Comprehensive Everglades Restoration Plan as set
 2064 forth in s. 373.470, including the Central Everglades Planning
 2065 Project subject to Congressional authorization; the Long-Term
 2066 Plan as defined in s. 373.4592(2); and the Northern Everglades
 2067 and Estuaries Protection Program as set forth in s. 373.4595.
 2068 From these funds, \$32 million shall be distributed each fiscal
 2069 year through the 2023-2024 fiscal year to the South Florida
 2070 Water Management District for the Long-Term Plan as defined in
 2071 s. 373.4592(2). After deducting the \$32 million distributed
 2072 under this subparagraph, from the funds remaining, a minimum of
 2073 the lesser of 76.5 percent or \$100 million shall be appropriated
 2074 each fiscal year through the 2025-2026 fiscal year for the
 2075 planning, design, engineering, and construction of the

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2076 Comprehensive Everglades Restoration Plan as set forth in s.
 2077 373.470, including the Central Everglades Planning Project, the
 2078 Everglades Agricultural Area Storage Reservoir Project, the Lake
 2079 Okeechobee Watershed Project, the C-43 West Basin Storage
 2080 Reservoir Project, the Indian River Lagoon-South Project, the
 2081 Western Everglades Restoration Project, and the Picayune Strand
 2082 Restoration Project. The Department of Environmental Protection
 2083 and the South Florida Water Management District shall give
 2084 preference to those Everglades restoration projects that reduce
 2085 harmful discharges of water from Lake Okeechobee to the St.
 2086 Lucie or Caloosahatchee estuaries in a timely manner. For the
 2087 purpose of performing the calculation provided in this
 2088 subparagraph, the amount of debt service paid pursuant to
 2089 paragraph (a) for bonds issued after July 1, 2016, for the
 2090 purposes set forth under paragraph (b) shall be added to the
 2091 amount remaining after the payments required under paragraph
 2092 (a). The amount of the distribution calculated shall then be
 2093 reduced by an amount equal to the debt service paid pursuant to
 2094 paragraph (a) on bonds issued after July 1, 2016, for the
 2095 purposes set forth under this subparagraph.

2096 2. A minimum of the lesser of 7.6 percent or \$50 million
 2097 shall be appropriated annually for spring restoration,
 2098 protection, and management projects. For the purpose of
 2099 performing the calculation provided in this subparagraph, the
 2100 amount of debt service paid pursuant to paragraph (a) for bonds

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2101 issued after July 1, 2016, for the purposes set forth under
 2102 paragraph (b) shall be added to the amount remaining after the
 2103 payments required under paragraph (a). The amount of the
 2104 distribution calculated shall then be reduced by an amount equal
 2105 to the debt service paid pursuant to paragraph (a) on bonds
 2106 issued after July 1, 2016, for the purposes set forth under this
 2107 subparagraph.

2108 3. The sum of \$5 million shall be appropriated annually
 2109 each fiscal year through the 2025-2026 fiscal year to the St.
 2110 Johns River Water Management District for projects dedicated to
 2111 the restoration of Lake Apopka. This distribution shall be
 2112 reduced by an amount equal to the debt service paid pursuant to
 2113 paragraph (a) on bonds issued after July 1, 2016, for the
 2114 purposes set forth in this subparagraph.

2115 4. The sum of \$64 million is appropriated and shall be
 2116 transferred to the Everglades Trust Fund for the 2018-2019
 2117 fiscal year, and each fiscal year thereafter, for the EAA
 2118 reservoir project pursuant to s. 373.4598. Any funds remaining
 2119 in any fiscal year shall be made available only for Phase II of
 2120 the C-51 reservoir project or projects identified in
 2121 subparagraph 1. and must be used in accordance with laws
 2122 relating to such projects. Any funds made available for such
 2123 purposes in a fiscal year are in addition to the amount
 2124 appropriated under subparagraph 1. This distribution shall be
 2125 reduced by an amount equal to the debt service paid pursuant to

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2126 paragraph (a) on bonds issued after July 1, 2017, for the
 2127 purposes set forth in this subparagraph.

2128 5. The sum of \$50 million shall be appropriated annually
 2129 to the South Florida Water Management District for the Lake
 2130 Okeechobee Watershed Restoration Project in accordance with s.
 2131 373.4599. This distribution must be reduced by an amount equal
 2132 to the debt service paid pursuant to paragraph (a) on bonds
 2133 issued after July 1, 2021, for the purposes set forth in this
 2134 subparagraph.

2135 6. Notwithstanding subparagraph 3., for the 2022-2023
 2136 ~~2021-2022~~ fiscal year, funds shall be appropriated as provided
 2137 in the General Appropriations Act. This subparagraph expires
 2138 July 1, 2023 ~~2022~~.

2139 Section 63. In order to implement Specific Appropriation
 2140 1408 of the 2022-2023 General Appropriations Act, paragraph (a)
 2141 of subsection (1) of section 570.93, Florida Statutes, is
 2142 reenacted to read:

2143 570.93 Department of Agriculture and Consumer Services;
 2144 agricultural water conservation and agricultural water supply
 2145 planning.—

2146 (1) The department shall establish an agricultural water
 2147 conservation program that includes the following:

2148 (a) A cost-share program, coordinated with the United
 2149 States Department of Agriculture and other federal, state,
 2150 regional, and local agencies when appropriate, for irrigation

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2151 system retrofit and application of mobile irrigation laboratory
 2152 evaluations, and for water conservation and water quality
 2153 improvement pursuant to s. 403.067(7) (c).

2154 Section 64. The text of s. 570.93(1) (a), Florida Statutes,
 2155 as amended by chapter 2021-37, Laws of Florida, as carried
 2156 forward by this act expires July 1, 2023, and the text of that
 2157 paragraph shall revert to that in existence on June 30, 2019,
 2158 except that any amendments to such text enacted other than by
 2159 this act shall be preserved and continue to operate to the
 2160 extent that such amendments are not dependent upon the portions
 2161 of text which expire pursuant to this section.

2162 Section 65. In order to implement Specific Appropriation
 2163 1713 of the 2022-2023 General Appropriations Act, and
 2164 notwithstanding the expiration date in section 48 of chapter
 2165 2021-37, Laws of Florida, paragraph (g) of subsection (15) of
 2166 section 376.3071, Florida Statutes, is reenacted to read:

2167 376.3071 Inland Protection Trust Fund; creation; purposes;
 2168 funding.—

2169 (15) ETHANOL OR BIODIESEL DAMAGE; PREVENTIVE MEASURES.—The
 2170 department shall pay, pursuant to this subsection, up to \$10
 2171 million each fiscal year from the fund for the costs of labor
 2172 and equipment to repair or replace petroleum storage systems
 2173 that may have been damaged due to the storage of fuels blended
 2174 with ethanol or biodiesel, or for preventive measures to reduce
 2175 the potential for such damage.

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2176 (g) Payments may not be made for the following:

2177 1. Proposal costs or costs related to preparation of the

2178 application and required documentation;

2179 2. Certified public accountant costs;

2180 3. Except as provided in paragraph (j), any costs in

2181 excess of the amount approved by the department under paragraph

2182 (b) or which are not in substantial compliance with the purchase

2183 order;

2184 4. Costs associated with storage tanks, piping, or

2185 ancillary equipment that has previously been repaired or

2186 replaced for which costs have been paid under this section;

2187 5. Facilities that are not in compliance with department

2188 storage tank rules, until the noncompliance issues have been

2189 resolved; or

2190 6. Costs associated with damage to petroleum storage

2191 systems caused in whole or in part by causes other than the

2192 storage of fuels blended with ethanol or biodiesel.

2193 Section 66. The amendment to s. 376.3071(15)(g), Florida

2194 Statutes, as carried forward from chapter 2021-37, Laws of

2195 Florida, by this act, expires July 1, 2023, and the text of that

2196 paragraph shall revert to that in existence on June 30, 2020,

2197 except that any amendments to such text enacted other than by

2198 this act shall be preserved and continue to operate to the

2199 extent that such amendments are not dependent upon the portion

2200 of text which expires pursuant to this section.

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2201 Section 67. In order to implement section 110 of the 2022-
 2202 2023 General Appropriations Act, and in order to expedite the
 2203 closure of the Piney Point facility located in Manatee County,
 2204 the Department of Environmental Protection is exempt from the
 2205 competitive procurement requirements of s. 287.057, Florida
 2206 Statutes, for any procurement of commodities or contractual
 2207 services in support of the site closure or to address
 2208 environmental impacts associated with the system failure. This
 2209 section expires July 1, 2023.

2210 Section 68. In order to implement Specific Appropriation
 2211 1538A of the 2022-2023 General Appropriations Act, and
 2212 notwithstanding chapter 255, Florida Statutes, the Department of
 2213 Agriculture and Consumer Services may lease an existing facility
 2214 that meets the requirements of s. 581.1843(7), Florida Statutes,
 2215 and may administer a program to expedite the expansion of the
 2216 propagation of citrus sinensis or citrus sinensis-like budwood
 2217 trees and seedlings that show tolerance or resistance to citrus
 2218 greening, and to commercialize technologies that produce
 2219 tolerance or resistance to citrus greening in trees. This
 2220 section expires July 1, 2023.

2221 Section 69. In order to implement Specific Appropriation
 2222 2214A of the 2022-2023 General Appropriations Act, and
 2223 notwithstanding chapter 287, Florida Statutes, the Department of
 2224 Citrus shall enter into agreements for the purpose of increasing
 2225 production of trees that show tolerance or resistance to citrus

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2226 greening and to commercialize technologies that produce
 2227 tolerance or resistance to citrus greening in trees. The
 2228 department shall enter into these agreements no later than
 2229 August 31, 2022, and shall file with the department's Inspector
 2230 General a certification of conditions and circumstances
 2231 justifying each agreement entered into without competitive
 2232 solicitation. This section expires July 1, 2023.

2233 Section 70. In order to implement Specific Appropriation
 2234 2656 of the 2022-2023 General Appropriations Act, paragraph (b)
 2235 of subsection (3) and subsection (5) of section 321.04, Florida
 2236 Statutes, are amended to read:

2237 321.04 Personnel of the highway patrol; rank
 2238 classifications; probationary status of new patrol officers;
 2239 subsistence; special assignments.—

2240 (3)

2241 (b) For the 2022-2023 ~~2021-2022~~ fiscal year only, upon the
 2242 request of the Governor, the Department of Highway Safety and
 2243 Motor Vehicles shall assign one or more patrol officers to the
 2244 office of the Lieutenant Governor for security services. This
 2245 paragraph expires July 1, 2023 ~~2022~~.

2246 (5) For the 2022-2023 ~~2021-2022~~ fiscal year only, the
 2247 assignment of a patrol officer by the department shall include a
 2248 Cabinet member specified in s. 4, Art. IV of the State
 2249 Constitution if deemed appropriate by the department or in
 2250 response to a threat and upon written request of such Cabinet

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2251 member. This subsection expires July 1, 2023 ~~2022~~.

2252 Section 71. In order to implement Specific Appropriations
 2253 2637 and 2645 of the 2022-2023 General Appropriations Act,
 2254 paragraph (b) of subsection (2) and subsection (7) of section
 2255 215.559, Florida Statutes, are amended to read:

2256 215.559 Hurricane Loss Mitigation Program.—A Hurricane
 2257 Loss Mitigation Program is established in the Division of
 2258 Emergency Management.

2259 (2)

2260 (b)1. The Manufactured Housing and Mobile Home Mitigation
 2261 and Enhancement Program is established. The program shall
 2262 require the mitigation of damage to or the enhancement of homes
 2263 for the areas of concern raised by the Department of Highway
 2264 Safety and Motor Vehicles in the 2004-2005 Hurricane Reports on
 2265 the effects of the 2004 and 2005 hurricanes on manufactured and
 2266 mobile homes in this state. The mitigation or enhancement must
 2267 include, but need not be limited to, problems associated with
 2268 weakened trusses, studs, and other structural components caused
 2269 by wood rot or termite damage; site-built additions; or tie-down
 2270 systems and may also address any other issues deemed appropriate
 2271 by the Gulf Coast State College ~~Tallahassee Community College~~,
 2272 the Federation of Manufactured Home Owners of Florida, Inc., the
 2273 Florida Manufactured Housing Association, and the Department of
 2274 Highway Safety and Motor Vehicles. The program shall include an
 2275 education and outreach component to ensure that owners of

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2276 manufactured and mobile homes are aware of the benefits of
 2277 participation.

2278 2. The program shall be a grant program that ensures that
 2279 entire manufactured home communities and mobile home parks may
 2280 be improved wherever practicable. The moneys appropriated for
 2281 this program shall be distributed directly to the Gulf Coast
 2282 State College ~~Tallahassee Community College~~ for the uses set
 2283 forth under this subsection.

2284 3. Upon evidence of completion of the program, the
 2285 Citizens Property Insurance Corporation shall grant, on a pro
 2286 rata basis, actuarially reasonable discounts, credits, or other
 2287 rate differentials or appropriate reductions in deductibles for
 2288 the properties of owners of manufactured homes or mobile homes
 2289 on which fixtures or construction techniques that have been
 2290 demonstrated to reduce the amount of loss in a windstorm have
 2291 been installed or implemented. The discount on the premium must
 2292 be applied to subsequent renewal premium amounts. Premiums of
 2293 the Citizens Property Insurance Corporation must reflect the
 2294 location of the home and the fact that the home has been
 2295 installed in compliance with building codes adopted after
 2296 Hurricane Andrew. Rates resulting from the completion of the
 2297 Manufactured Housing and Mobile Home Mitigation and Enhancement
 2298 Program are not considered competitive rates for the purposes of
 2299 s. 627.351(6)(d)1. and 2.

2300 4. On or before January 1 of each year, the Gulf Coast

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2301 State College Tallahassee Community College shall provide a
 2302 report of activities under this subsection to the Governor, the
 2303 President of the Senate, and the Speaker of the House of
 2304 Representatives. The report must set forth the number of homes
 2305 that have taken advantage of the program, the types of
 2306 enhancements and improvements made to the manufactured or mobile
 2307 homes and attachments to such homes, and whether there has been
 2308 an increase in availability of insurance products to owners of
 2309 manufactured or mobile homes.

2310
 2311 The Gulf Coast State College Tallahassee Community College shall
 2312 develop the programs set forth in this subsection in
 2313 consultation with the Federation of Manufactured Home Owners of
 2314 Florida, Inc., the Florida Manufactured Housing Association, and
 2315 the Department of Highway Safety and Motor Vehicles. The moneys
 2316 appropriated for the programs set forth in this subsection shall
 2317 be distributed directly to the Gulf Coast State College
 2318 ~~Tallahassee Community College~~ to be used as set forth in this
 2319 subsection.

2320 (7) This section is repealed June 30, 2023 ~~2022~~.

2321 Section 72. In order to implement Specific Appropriation
 2322 2287 of the 2022-2023 General Appropriations Act, subsection (7)
 2323 of section 288.0655, Florida Statutes, is amended to read:

2324 288.0655 Rural Infrastructure Fund.—

2325 (7) For the 2022-2023 ~~2021-2022~~ fiscal year, the funds

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2326 appropriated for the grant program for Florida Panhandle
 2327 counties shall be distributed pursuant to and for the purposes
 2328 described in the proviso language associated with Specific
 2329 Appropriation 2287 ~~2237~~ of the 2022-2023 ~~2021-2022~~ General
 2330 Appropriations Act. This subsection expires July 1, 2023 ~~2022~~.

2331 Section 73. In order to implement section 157 of the 2022-
 2332 2023 General Appropriations Act, subsection (3) of section
 2333 288.80125, Florida Statutes, is amended to read:

2334 288.80125 Triumph Gulf Coast Trust Fund.—

2335 (3) For the 2022-2023 ~~2021-2022~~ fiscal year, funds shall
 2336 be used for the Rebuild Florida Revolving Loan Fund program to
 2337 provide assistance to businesses impacted by Hurricane Michael
 2338 as provided in the General Appropriations Act. This subsection
 2339 expires July 1, 2023 ~~2022~~.

2340 Section 74. In order to implement section 195 of the 2022-
 2341 2023 General Appropriations Act, subsections (4) and (5) of
 2342 section 339.08, Florida Statutes, are amended to read:

2343 339.08 Use of moneys in State Transportation Trust Fund.—

2344 ~~(4) Notwithstanding the provisions of this section and ss.~~
 2345 ~~215.32(2)(b)4. and 339.09(1), and for the 2021-2022 fiscal year~~
 2346 ~~only, funds may be transferred from the State Transportation~~
 2347 ~~Trust Fund to the General Revenue Fund as specified in the~~
 2348 ~~General Appropriations Act. Notwithstanding ss. 206.46(3) and~~
 2349 ~~206.606(2), the total amount transferred shall be reduced from~~
 2350 ~~total state revenues deposited into the State Transportation~~

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2351 ~~Trust Fund for the calculation requirements of ss. 206.46(3) and~~
 2352 ~~206.606(2). This subsection expires July 1, 2022.~~

2353 ~~(4)-(5)~~ Notwithstanding any other law, and for the 2022-
 2354 2023 ~~2021-2022~~ fiscal year only, funds are appropriated to the
 2355 State Transportation Trust Fund from the General Revenue Fund
 2356 ~~shall be used on State Highway System projects and grants to~~
 2357 ~~Florida ports~~ as provided in the General Appropriations Act. The
 2358 department is not required to deplete the resources transferred
 2359 from the General Revenue Fund for the fiscal year as required in
 2360 s. 339.135(3)(b), and the funds may not be used in calculating
 2361 the required quarterly cash balance of the trust fund as
 2362 required in s. 339.135(6)(b). The department shall track and
 2363 account for such appropriated funds as a separate funding source
 2364 for eligible projects on the State Highway System and grants to
 2365 Florida ports. This subsection expires July 1, 2023 ~~2022~~.

2366 Section 75. In order to implement Specific Appropriations
 2367 1940 through 1953, 1962 through 1964, 1972 through 1981, 1983
 2368 through 1991, and 2026 through 2039 of the 2022-2023 General
 2369 Appropriations Act, paragraph (h) of subsection (7) of section
 2370 339.135, Florida Statutes, is amended to read:

2371 339.135 Work program; legislative budget request;
 2372 definitions; preparation, adoption, execution, and amendment.—

2373 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

2374 (h)1. Any work program amendment that also adds a new
 2375 project, or phase thereof, to the adopted work program in excess

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2376 of \$3 million is subject to approval by the Legislative Budget
 2377 Commission. Any work program amendment submitted under this
 2378 paragraph must include, as supplemental information, a list of
 2379 projects, or phases thereof, in the current 5-year adopted work
 2380 program which are eligible for the funds within the
 2381 appropriation category being used for the proposed amendment.
 2382 The department shall provide a narrative with the rationale for
 2383 not advancing an existing project, or phase thereof, in lieu of
 2384 the proposed amendment.

2385 2. If the department submits an amendment to the
 2386 Legislative Budget Commission and the commission does not meet
 2387 or consider the amendment within 30 days after its submittal,
 2388 the chair and vice chair of the commission may authorize the
 2389 amendment to be approved pursuant to s. 216.177. This
 2390 subparagraph expires July 1, 2023 ~~2022~~.

2391 Section 76. In order to implement Specific Appropriation
 2392 2300 of the 2022-2023 General Appropriations Act, paragraph (e)
 2393 of subsection (2) of section 288.9015, Florida Statutes, is
 2394 amended to read:

2395 288.9015 Powers of Enterprise Florida, Inc.; board of
 2396 directors.—

2397 (2) The board of directors of Enterprise Florida, Inc.,
 2398 may:

2399 ~~(c) Carry forward any unexpended state appropriations into~~
 2400 ~~succeeding fiscal years.~~

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2401 Section 77. The amendment to s. 288.9015, Florida
 2402 Statutes, made by this act expires July 1, 2023, and the text of
 2403 that section shall revert to that in existence on June 30, 2022,
 2404 except that any amendments to such text enacted other than by
 2405 this act shall be preserved and continue to operate to the
 2406 extent that such amendments are not dependent upon the portions
 2407 of the text which expire pursuant to this section.

2408 Section 78. In order to implement Specific Appropriation
 2409 2289 of the 2022-2023 General Appropriations Act, subsection (2)
 2410 of section 420.0005, Florida Statutes, is amended to read:

2411 420.0005 State Housing Trust Fund; State Housing Fund.—

2412 (2) For the 2022-2023 ~~2020-2021~~ fiscal year, funds may be
 2413 used as provided in the General Appropriations Act. This
 2414 subsection expires July 1, 2023 ~~2021~~.

2415 Section 79. In order to implement Specific Appropriations
 2416 2305 and 2306 of the 2022-2023 General Appropriations Act,
 2417 subsections (5) and (6) are added to section 331.3101, Florida
 2418 Statutes, to read:

2419 331.3101 Space Florida; travel and entertainment
 2420 expenses.—

2421 (5) In addition to the requirements set forth for the
 2422 annual report under subsection (3), the 2022 annual report by
 2423 Space Florida must also:

2424 (a) Provide an itemized accounting, by date of travel, of
 2425 all travel, entertainment, and incidental expenses incurred;

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2426 (b) To the extent such expenses exceed the generally
 2427 allowable expense limits under s. 112.061, provide reasons
 2428 behind the need to exceed the statutory expense limits in s.
 2429 112.061;

2430 (c) Categorize expenses for Space Florida board members,
 2431 staff, employees, and business clients. The report must also set
 2432 forth any expenses authorized by the board or its designee for a
 2433 guest; and

2434 (d) Include information related to corrective actions and
 2435 steps taken by Space Florida to address the findings in the
 2436 Auditor General Report number 2022-049.

2437
 2438 This subsection expires July 1, 2023.

2439 (6) Notwithstanding the provisions of this section, travel
 2440 and entertainment expenses incurred by Space Florida may only be
 2441 for expenses that are solely and exclusively incurred in
 2442 connection with the performance of its statutory duties and made
 2443 in accordance with this subsection.

2444 (a) For the 2022-2023 fiscal year, Space Florida may not
 2445 expend any funds, whether appropriated by the Legislature or
 2446 from income earned by Space Florida, on travel and entertainment
 2447 expenses for the fiscal year in excess of an amount equal to 4
 2448 percent of the amount appropriated to Space Florida in the
 2449 General Appropriations Act. No funds may be expended on any
 2450 recreational activities for any Space Florida board member,

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2451 staff, employee, business client, or guest.

2452 (b) For the 2022-2023 fiscal year, lodging expenses for a
 2453 board member, staff, or employee of Space Florida may not exceed
 2454 \$150 per day, excluding taxes, unless Space Florida is
 2455 participating in a negotiated group rate discount or Space
 2456 Florida provides documentation of at least three comparable
 2457 alternatives demonstrating that such lodging at the required
 2458 rate is not available. However, a board member, staff, or
 2459 employee of Space Florida may expend his or her own funds for
 2460 any lodging expenses in excess of \$150 per day.

2461 (c) This subsection expires July 1, 2023.

2462 Section 80. In order to implement Specific Appropriations
 2463 3024 through 3033A of the 2022-2023 General Appropriations Act,
 2464 section 251.001, Florida Statutes, is created to read:

2465 251.001 Florida State Guard Act.

2466 (1) CREATION AND AUTHORIZATION.—The Florida State Guard is
 2467 created as authorized under federal law for use exclusively
 2468 within the state, activated only by the Governor under the
 2469 specific limitations created by this section, and is at all
 2470 times under the final command and control of the Governor as
 2471 commander in chief of all military and guard forces of the
 2472 state. The Florida State Guard is created and authorized as a
 2473 component of the organized guard separate and apart from the
 2474 Florida National Guard and shall be used exclusively within the
 2475 state for the purposes stated in this section and may not be

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2476 called, ordered, or drafted into the armed forces of the United
 2477 States. The authorized maximum number of personnel that may be
 2478 commissioned, enrolled, or employed as members of the Florida
 2479 State Guard is 400.

2480 (2) DEFINITIONS.—As used in this section:

2481 (a) The terms "active duty", "armed forces", "enlisted
 2482 personnel", "National Guard", and "rank" have the same meanings
 2483 as in s. 250.01.

2484 (b) "Department" means the Department of Military Affairs.

2485 (c) "Officer" means an officer commissioned by the
 2486 Governor.

2487 (d) "Organized guard" means an organized military force
 2488 that is authorized by law.

2489 (e) "Warrant officer" means a technical specialist
 2490 commissioned as a warrant officer by the Governor.

2491 (3) ADJUTANT GENERAL.—The Adjutant General is the
 2492 commanding general of the Florida State Guard subject at all
 2493 times to the Governor as commander in chief. The Adjutant
 2494 General is responsible for organizing, recruiting, training,
 2495 equipping, managing, and disciplining the Florida State Guard,
 2496 including selecting units for activation by the Governor,
 2497 selecting candidates for commissioning by the Governor, and
 2498 approving applicants as enlisted personnel.

2499 (4) PERSONNEL.—

2500 (a) Subject to approval by the Governor, the Adjutant

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2501 General shall determine the number of officers, warrant
 2502 officers, and enlisted personnel necessary to meet the staffing
 2503 and operational requirements of the Florida State Guard, and
 2504 determine the specific ranks and number of personnel within each
 2505 rank.

2506 (b) The Governor shall commission all officers and warrant
 2507 officers of the Florida State Guard.

2508 (c) Each applicant for the Florida State Guard shall meet
 2509 the following qualifications:

2510 1. The applicant shall be a citizen of the United States
 2511 and a resident of the state.

2512 2. The applicant cannot have a felony conviction. Each
 2513 applicant shall submit a complete set of fingerprints and all
 2514 information required by state and federal law to process
 2515 fingerprints for purposes of conducting a criminal background
 2516 check.

2517 3. The applicant may not be an active duty servicemember,
 2518 a member of the armed forces reserves, or a member of the
 2519 Florida National Guard.

2520 4. If the applicant is a former member of the armed
 2521 forces, the applicant must have been separated under terms no
 2522 less than a general discharge under honorable conditions.

2523 (d) The Adjutant General shall establish minimum standards
 2524 for the age, physical and health condition, and physical fitness
 2525 of applicants which are no less than the standards required for

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2526 recruitment, enrollment, and retention in the Florida National
 2527 Guard.

2528 (e) The Adjutant General shall develop and implement a
 2529 code of regulations for the administration and discipline of
 2530 members of the Florida State Guard that shall provide no less
 2531 protection and impose no more severe sanctions than as provided
 2532 in s. 250.35, except the Adjutant General shall have no
 2533 authority to impose any term of incarceration.

2534 (5) TRAINING AND EQUIPMENT.—The Adjutant General shall
 2535 develop and implement a program for training for members of the
 2536 Florida State Guard.

2537 (a) All training programs for the Florida State Guard
 2538 shall be at least equivalent to the training requirements for
 2539 members of the Florida National Guard under applicable federal
 2540 law at the time the training is conducted. As required by the
 2541 Adjutant General, all members of the Florida State Guard shall
 2542 complete initial training within 180 days after their
 2543 appointment or enrollment and periodic ongoing training.

2544 (b) The Adjutant General may provide for staff to prepare
 2545 and conduct training required in this section. The staff may
 2546 include members of the Florida National Guard whose duty
 2547 assignments may include conducting training under this section
 2548 but who may not be considered members of the Florida State
 2549 Guard.

2550 (c) The Adjutant General shall provide all equipment

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2551 necessary for the training and service of members of the Florida
 2552 State Guard. The provisions of s. 250.44 apply to the
 2553 allocation, delegation, use of, and accounting for all equipment
 2554 furnished under this section.

2555 (d) The Adjutant General may make available for training
 2556 and other purposes under this section the facilities controlled
 2557 and operated by the department.

2558 (6) ACTIVATION OF THE FLORIDA STATE GUARD.—

2559 (a) The Florida State Guard, by component units or in
 2560 total, may be activated during any period when any part of the
 2561 Florida National Guard is in active federal service and the
 2562 Governor has declared a state of emergency. The Florida State
 2563 Guard may be activated as part of an emergency order issued by
 2564 the Governor or in a separate executive order issued during a
 2565 declared state of emergency.

2566 (b) The Florida State Guard may be activated only to
 2567 preserve the public peace, execute the laws of the state,
 2568 enhance domestic security, respond to terrorist threats or
 2569 attacks, respond to an emergency as defined in s. 252.34 or
 2570 imminent danger thereof, or respond to any need for emergency
 2571 aid to civil authorities as specified in s. 252.38.

2572 (c) The Florida State Guard shall be deactivated by the
 2573 expiration of the order of activation or a separate order by the
 2574 Governor deactivating the Florida State Guard.

2575 (7) REIMBURSEMENT AND COMPENSATION.

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2576 (a) The department may reimburse members of the Florida
 2577 State Guard for per diem and travel expenses incurred to attend
 2578 required training or in the course of active service as provided
 2579 in s. 112.061.

2580 (b) Members of the Florida State Guard may be compensated
 2581 for time spent training or in the course of active service at
 2582 rates established by the Adjutant General.

2583 (c) No member of the Florida State Guard may make any
 2584 purchase or enter into any contract or agreement for purchases
 2585 or services as a charge against the state without the authority
 2586 of the Adjutant General.

2587 (8) EMPLOYMENT PROTECTION, SUSPENSION OF PROCEEDINGS,
 2588 LIABILITY, AND WORKERS' COMPENSATION.—

2589 (a) The protections for members of the Florida National
 2590 Guard provided in ss. 250.48, 250.481, 250.4815, 250.482,
 2591 250.483, 250.5201, 250.5202, 250.5204, and 250.5205 shall apply
 2592 to each member of the Florida State Guard engaged in required
 2593 training or active service.

2594 (b) Members of the Florida State Guard ordered into active
 2595 service or engaged in required training are not liable for any
 2596 lawful act done in performance of their duties under this
 2597 section while acting in good faith within the scope of those
 2598 duties.

2599 (c) While activated or in training, members of the Florida
 2600 State Guard are considered volunteers for the state, as defined

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2601 in s. 440.02(15)(d)6., and are entitled to workers' compensation
 2602 protections pursuant to chapter 440.

2603 (9) RULEMAKING AUTHORITY.—The Adjutant General, as head of
 2604 the department, shall adopt rules to implement the provisions of
 2605 this section.

2606 (10) APPROPRIATION.— This section is subject to an
 2607 appropriation in the General Appropriations Act.

2608 (11) EXPIRATION.—This section expires July 1, 2023.

2609 Section 81. In order to implement Specific Appropriations
 2610 1940 through 1953, 1962 through 1964, 1972 through 1981, 1983
 2611 through 1991, and 2026 through 2039, subsection (3) of section
 2612 338.165, Florida Statutes, is amended to read:

2613 338.165 Continuation of tolls.—

2614 (3)(a) Notwithstanding any other provision of law, the
 2615 department, including the turnpike enterprise, shall index toll
 2616 rates on existing toll facilities to the annual Consumer Price
 2617 Index or similar inflation indicators. Toll rate adjustments for
 2618 inflation under this subsection may be made no more frequently
 2619 than once a year and must be made no less frequently than once
 2620 every 5 years as necessary to accommodate cash toll rate
 2621 schedules. Toll rates may be increased beyond these limits as
 2622 directed by bond documents, covenants, or governing body
 2623 authorization or pursuant to department administrative rule.

2624 (b) No toll rate adjustment for inflation may be made
 2625 under this subsection for the 2022-2023 fiscal year. This

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2626 | paragraph expires July 1, 2023.

2627 | Section 82. In order to implement Specific Appropriation
2628 | 2599 of the 2022-2023 General Appropriations Act, paragraph (d)
2629 | of subsection (4) of section 112.061, Florida Statutes, is
2630 | amended to read:

2631 | 112.061 Per diem and travel expenses of public officers,
2632 | employees, and authorized persons; statewide travel management
2633 | system.—

2634 | (4) OFFICIAL HEADQUARTERS.—The official headquarters of an
2635 | officer or employee assigned to an office shall be the city or
2636 | town in which the office is located except that:

2637 | (d) A Lieutenant Governor who permanently resides outside
2638 | of Leon County, may, if he or she so requests, have an
2639 | appropriate facility in his or her county designated as his or
2640 | her official headquarters for purposes of this section. This
2641 | official headquarters may only serve as the Lieutenant
2642 | Governor's personal office. The Lieutenant Governor may not use
2643 | state funds to lease space in any facility for his or her
2644 | official headquarters.

2645 | 1. A Lieutenant Governor for whom an official headquarters
2646 | is established in his or her county of residence pursuant to
2647 | this paragraph is eligible for subsistence at a rate to be
2648 | established by the Governor for each day or partial day that the
2649 | Lieutenant Governor is at the State Capitol to conduct official
2650 | state business. In addition to the subsistence allowance, a

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2651 Lieutenant Governor is eligible for reimbursement for
 2652 transportation expenses as provided in subsection (7) for travel
 2653 between the Lieutenant Governor's official headquarters and the
 2654 State Capitol to conduct state business.

2655 2. Payment of subsistence and reimbursement for
 2656 transportation between a Lieutenant Governor's official
 2657 headquarters and the State Capitol shall be made to the extent
 2658 appropriated funds are available, as determined by the Governor.

2659 3. This paragraph expires July 1, ~~2023~~ 2022.

2660 Section 83. Effective upon this act becoming a law, in
 2661 order to implement section 8 of the 2022-2023 General
 2662 Appropriations Act:

2663 (1) The Department of Management Services, pursuant to s.
 2664 110.123(3), Florida Statutes, shall release, during the 2021-
 2665 2022 fiscal year or 2022-2023 fiscal year, competitive
 2666 procurements for third-party administrative services for
 2667 preferred provider organization plans, health maintenance
 2668 organization services, and pharmacy benefits manager services to
 2669 become effective January 1, 2024.

2670 (2) Such competitive procurements and resultant contracts
 2671 shall continue the State Group Health Insurance Standard Plans,
 2672 State Group Health Insurance High Deductible Plans, State Group
 2673 Health Maintenance Organization Standard Plans, and State Group
 2674 Health Maintenance Organization High Deductible Plans within the
 2675 State Group Insurance Program. Notwithstanding s. 110.123(3) (j),

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2676 Florida Statutes, the benefits provided under each of the plans
 2677 shall be those benefits as provided in the Plan Year 2022 State
 2678 Employees' PPO Plan Group Health Insurance Plan Booklet and
 2679 Benefit Document and the Plan Year 2022 Health Maintenance
 2680 Organization contracts and benefit documents, modified only by
 2681 revisions approved by the Legislature.

2682 (3) It is the intent of the Legislature that state
 2683 agencies operate in an efficient manner and contract for
 2684 necessary services in the best interests of the state and its
 2685 residents. In recognition of the limitations otherwise placed on
 2686 state agencies pursuant to s. 216.311, Florida Statutes, when
 2687 contracting for services, the Department of Management Services,
 2688 when contracting for administrative services relating to the
 2689 administration of the health plans beginning in plan year 2024,
 2690 may enter into contracts that may require the payment of
 2691 administrative fees not to exceed 110 percent of the amount
 2692 appropriated in the 2022-2023 General Appropriations Act to the
 2693 Division of State Group Insurance for such services.

2694 (4) Notwithstanding s. 110.123(3)(f) and (j), Florida
 2695 Statutes, the Department of Management Services shall maintain
 2696 and offer the same PPO and HMO health plan alternatives to the
 2697 participants of the State Group Health Insurance Program during
 2698 the 2022-2023 fiscal year which were in effect for the 2021-2022
 2699 fiscal year.

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2701 This section expires July 1, 2023.

2702 Section 84. In order to implement Specific Appropriations
 2703 2722 and 2723 of the 2022-2023 General Appropriations Act, and
 2704 notwithstanding s. 11.13(1), Florida Statutes, the authorized
 2705 salaries for members of the Legislature for the 2022-2023 fiscal
 2706 year shall be set at the same level in effect on July 1, 2010.

2707 This section expires July 1, 2023.

2708 Section 85. In order to implement the transfer of funds
 2709 from the General Revenue Fund from trust funds for the 2022-2023
 2710 General Appropriations Act, paragraph (b) of subsection (2) of
 2711 section 215.32, Florida Statutes, is reenacted to read:

2712 215.32 State funds; segregation.—

2713 (2) The source and use of each of these funds shall be as
 2714 follows:

2715 (b)1. The trust funds shall consist of moneys received by
 2716 the state which under law or under trust agreement are
 2717 segregated for a purpose authorized by law. The state agency or
 2718 branch of state government receiving or collecting such moneys
 2719 is responsible for their proper expenditure as provided by law.
 2720 Upon the request of the state agency or branch of state
 2721 government responsible for the administration of the trust fund,
 2722 the Chief Financial Officer may establish accounts within the
 2723 trust fund at a level considered necessary for proper
 2724 accountability. Once an account is established, the Chief
 2725 Financial Officer may authorize payment from that account only

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2726 upon determining that there is sufficient cash and releases at
 2727 the level of the account.

2728 2. In addition to other trust funds created by law, to the
 2729 extent possible, each agency shall use the following trust funds
 2730 as described in this subparagraph for day-to-day operations:

2731 a. Operations or operating trust fund, for use as a
 2732 depository for funds to be used for program operations funded by
 2733 program revenues, with the exception of administrative
 2734 activities when the operations or operating trust fund is a
 2735 proprietary fund.

2736 b. Operations and maintenance trust fund, for use as a
 2737 depository for client services funded by third-party payors.

2738 c. Administrative trust fund, for use as a depository for
 2739 funds to be used for management activities that are departmental
 2740 in nature and funded by indirect cost earnings and assessments
 2741 against trust funds. Proprietary funds are excluded from the
 2742 requirement of using an administrative trust fund.

2743 d. Grants and donations trust fund, for use as a
 2744 depository for funds to be used for allowable grant or donor
 2745 agreement activities funded by restricted contractual revenue
 2746 from private and public nonfederal sources.

2747 e. Agency working capital trust fund, for use as a
 2748 depository for funds to be used pursuant to s. 216.272.

2749 f. Clearing funds trust fund, for use as a depository for
 2750 funds to account for collections pending distribution to lawful

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2751 recipients.

2752 g. Federal grant trust fund, for use as a depository for
 2753 funds to be used for allowable grant activities funded by
 2754 restricted program revenues from federal sources.

2755
 2756 To the extent possible, each agency must adjust its internal
 2757 accounting to use existing trust funds consistent with the
 2758 requirements of this subparagraph. If an agency does not have
 2759 trust funds listed in this subparagraph and cannot make such
 2760 adjustment, the agency must recommend the creation of the
 2761 necessary trust funds to the Legislature no later than the next
 2762 scheduled review of the agency's trust funds pursuant to s.
 2763 215.3206.

2764 3. All such moneys are hereby appropriated to be expended
 2765 in accordance with the law or trust agreement under which they
 2766 were received, subject always to the provisions of chapter 216
 2767 relating to the appropriation of funds and to the applicable
 2768 laws relating to the deposit or expenditure of moneys in the
 2769 State Treasury.

2770 4.a. Notwithstanding any provision of law restricting the
 2771 use of trust funds to specific purposes, unappropriated cash
 2772 balances from selected trust funds may be authorized by the
 2773 Legislature for transfer to the Budget Stabilization Fund and
 2774 General Revenue Fund in the General Appropriations Act.

2775 b. This subparagraph does not apply to trust funds

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2776 required by federal programs or mandates; trust funds
2777 established for bond covenants, indentures, or resolutions whose
2778 revenues are legally pledged by the state or public body to meet
2779 debt service or other financial requirements of any debt
2780 obligations of the state or any public body; the Division of
2781 Licensing Trust Fund in the Department of Agriculture and
2782 Consumer Services; the State Transportation Trust Fund; the
2783 trust fund containing the net annual proceeds from the Florida
2784 Education Lotteries; the Florida Retirement System Trust Fund;
2785 trust funds under the management of the State Board of Education
2786 or the Board of Governors of the State University System, where
2787 such trust funds are for auxiliary enterprises, self-insurance,
2788 and contracts, grants, and donations, as those terms are defined
2789 by general law; trust funds that serve as clearing funds or
2790 accounts for the Chief Financial Officer or state agencies;
2791 trust funds that account for assets held by the state in a
2792 trustee capacity as an agent or fiduciary for individuals,
2793 private organizations, or other governmental units; and other
2794 trust funds authorized by the State Constitution.

2795 Section 86. The text of s. 215.32(2)(b), Florida Statutes,
2796 as carried forward from chapter 2011-47, Laws of Florida, by
2797 this act, expires July 1, 2023, and the text of that paragraph
2798 shall revert to that in existence on June 30, 2011, except that
2799 any amendments to such text enacted other than by this act shall
2800 be preserved and continue to operate to the extent that such

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2801 amendments are not dependent upon the portions of text which
2802 expire pursuant to this section.

2803 Section 87. In order to implement appropriations in the
2804 2022-2023 General Appropriations Act for state employee travel,
2805 the funds appropriated to each state agency which may be used
2806 for travel by state employees are limited during the 2022-2023
2807 fiscal year to travel for activities that are critical to each
2808 state agency's mission. Funds may not be used for travel by
2809 state employees to foreign countries, other states, conferences,
2810 staff training activities, or other administrative functions
2811 unless the agency head has approved, in writing, that such
2812 activities are critical to the agency's mission. The agency head
2813 shall consider using teleconferencing and other forms of
2814 electronic communication to meet the needs of the proposed
2815 activity before approving mission-critical travel. This section
2816 does not apply to travel for law enforcement purposes, military
2817 purposes, emergency management activities, or public health
2818 activities. This section expires July 1, 2023.

2819 Section 88. In order to implement appropriations in the
2820 2022-2023 General Appropriations Act for state employee travel
2821 and notwithstanding s. 112.061, Florida Statutes, costs for
2822 lodging associated with a meeting, conference, or convention
2823 organized or sponsored in whole or in part by a state agency or
2824 the judicial branch may not exceed \$175 per day. An employee may
2825 expend his or her own funds for any lodging expenses in excess

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2826 of \$175 per day. For purposes of this section, a meeting does
 2827 not include travel activities for conducting an audit,
 2828 examination, inspection, or investigation or travel activities
 2829 related to a litigation or emergency response. This section
 2830 expires July 1, 2023.

2831 Section 89. In order to implement the appropriations and
 2832 reappropriations authorized in the 2022-2023 General
 2833 Appropriations Act, paragraph (e) of subsection (11) of section
 2834 216.181, Florida Statutes, is amended and paragraph (f) is added
 2835 to that subsection, to read:

2836 216.181 Approved budgets for operations and fixed capital
 2837 outlay.—

2838 (11)

2839 (e) Notwithstanding paragraph (b) and paragraph (2)(b),
 2840 and for the 2022-2023 ~~2021-2022~~ fiscal year only, the
 2841 Legislative Budget Commission may approve budget amendments for
 2842 new fixed capital outlay projects or increase the amounts
 2843 appropriated to state agencies for fixed capital outlay projects
 2844 ~~using funds provided to the state from the General Revenue Fund.~~
 2845 ~~The projects must be for deferred maintenance needs in state,~~
 2846 ~~college, or university facilities and must be specifically~~
 2847 ~~identified in a funding plan submitted to the Legislative Budget~~
 2848 ~~Commission for approval.~~ This paragraph expires July 1, 2023
 2849 2022.

2850 (f)1. For the 2022-2023 fiscal year only, the Legislative

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2851 Budget Commission may approve budget amendments to increase the
2852 approved operating budgets for nonrecurring operational and
2853 fixed capital outlay expenditures of a state agency or an entity
2854 of the judicial branch when it is deemed necessary to offset
2855 cost increases driven by inflation.

2856 2. A state agency or an entity of the judicial branch may
2857 submit budget amendments to request additional funding for
2858 appropriations or reappropriations authorized in the 2022-2023
2859 General Appropriations Act to maintain services that are
2860 essential to continue government operations or to continue or
2861 complete authorized fixed capital outlay projects.

2862 3. Each budget amendment must include documentation to
2863 support the requested increase and may not include a request for
2864 employee salary increases.

2865 4. Appropriations for such budget amendments shall be made
2866 from the General Revenue Fund. Upon approval of a budget
2867 amendment by the commission, the Chief Financial Officer shall
2868 immediately transfer an equivalent amount of funds from the
2869 Inflation Fund to the General Revenue Fund to offset the cost of
2870 the budget amendment.

2871 5. This paragraph expires July 1, 2023.

2872
2873 The provisions of this subsection are subject to the notice and
2874 objection procedures set forth in s. 216.177.

2875 Section 90. In order to implement Specific Appropriation

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2876 | 2727 of the 2022-2023 General Appropriations Act, subsection (4)
 2877 | of section 350.0614, Florida Statutes, is amended to read:

2878 | 350.0614 Public Counsel; compensation and expenses.—

2879 | (4) Notwithstanding subsection (1), the operating budget,
 2880 | as approved jointly by the President of the Senate and the
 2881 | Speaker of the House of Representatives from the moneys
 2882 | appropriated to the Public Counsel by the Legislature,
 2883 | constitutes the allocation under which the Public Counsel will
 2884 | manage the duties of his or her office. The Public Counsel:

2885 | (a) Shall submit an annual budget request to the
 2886 | Legislature in the format, detail, and schedule determined by
 2887 | the President of the Senate and the Speaker of the House of
 2888 | Representatives.

2889 | (b) May employ technical and clerical personnel and retain
 2890 | additional counsel and experts, including expert witnesses. In
 2891 | employing such personnel, retaining additional counsel and
 2892 | experts, and exercising all other administrative duties of the
 2893 | office, the Public Counsel must follow applicable provisions of
 2894 | the most recent version of the Joint Policies and Procedures of
 2895 | the Presiding Officers. Any guidance for administrative issues
 2896 | not addressed by the Joint Policies and Procedures of the
 2897 | Presiding Officers requires consultation and joint agreement of
 2898 | the President of the Senate and the Speaker of the House of
 2899 | Representatives.

2900 |

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2901 This subsection expires July 1, 2023 ~~2022~~.

2902 Section 91. Effective upon this act becoming a law, in
 2903 order to implement specific appropriations in the 2022-2023
 2904 General Appropriations Act for the development and
 2905 implementation of the electronic filing system provided in
 2906 section 112.3144, Florida Statutes, subsection (2), paragraph
 2907 (c) of subsection (6), paragraph (a) of subsection (7), and
 2908 paragraphs (b), (d), and (e) of subsection (8) of section
 2909 112.3144, Florida Statutes, are amended to read:

2910 112.3144 Full and public disclosure of financial
 2911 interests.—

2912 (2) Beginning January 1, 2023 ~~2022~~, all disclosures filed
 2913 with the commission must be filed electronically through an
 2914 electronic filing system that is created and maintained by the
 2915 commission as provided in s. 112.31446.

2916 (6)

2917 (c) Each separate source and amount of income which
 2918 exceeds \$1,000 must be identified. Beginning January 1, 2023
 2919 ~~2022~~, a federal income tax return may not be used for purposes
 2920 of reporting income, and the commission may not accept a federal
 2921 income tax return or a copy thereof.

2922 (7)(a) Beginning January 1, 2023 ~~2022~~, a filer may not
 2923 include in a filing to the commission a federal income tax
 2924 return or a copy thereof; a social security number; a bank,
 2925 mortgage, or brokerage account number; a debit, charge, or

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2926 credit card number; a personal identification number; a taxpayer
 2927 identification number. If a filer includes such information in
 2928 his or her filing, the information may be made available as part
 2929 of the official records of the commission available for public
 2930 inspection and copying unless redaction is requested by the
 2931 filer. The commission is not liable for the release of social
 2932 security numbers or bank account, debit, charge, or credit card
 2933 numbers included in a filing to the commission if the filer has
 2934 not requested redaction of such information.

2935 (8) Forms or fields of information for compliance with the
 2936 full and public disclosure requirements of s. 8, Art. II of the
 2937 State Constitution shall be prescribed by the commission. The
 2938 commission shall give notice of disclosure deadlines and
 2939 delinquencies and distribute forms in the following manner:

2940 (b) Not later than June 1 of each year, the commission
 2941 shall distribute a copy of the form prescribed for compliance
 2942 with full and public disclosure and a notice of the filing
 2943 deadline to each person on the list. Beginning January 1, 2022,
 2944 no paper forms will be provided by mail. The notice required
 2945 under this paragraph and instructions for electronic submission
 2946 must be delivered by e-mail.

2947 (d) Disclosures must be received by the commission not
 2948 later than 5 p.m. of the due date. However, any disclosure that
 2949 is postmarked by the United States Postal Service by midnight of
 2950 the due date is deemed to have been filed in a timely manner,

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2951 and a certificate of mailing obtained from and dated by the
 2952 United States Postal Service at the time of the mailing, or a
 2953 receipt from an established courier company which bears a date
 2954 on or before the due date, constitutes proof of mailing in a
 2955 timely manner. Beginning January 1, ~~2023~~ ~~2022~~, upon request of
 2956 the filer, the commission must provide verification to the filer
 2957 that the commission has received the filed disclosure.

2958 (e) Beginning January 1, ~~2023~~ ~~2022~~, a written declaration,
 2959 as provided for under s. 92.525(2), accompanied by an electronic
 2960 signature satisfies the requirement that the disclosure be
 2961 sworn.

2962 Section 92. The amendments made to s. 112.3144(2), (6)(c),
 2963 (7)(a), and (8)(b), (d), and (e), Florida Statutes, by this act
 2964 expire July 1, 2023, and the text of those subsections and
 2965 paragraphs shall revert to that in existence on the day before
 2966 the date that this act became a law, except that any amendments
 2967 to such text enacted other than by this act shall be preserved
 2968 and continue to operate to the extent that such amendments are
 2969 not dependent upon the portions of text which expire pursuant to
 2970 this section.

2971 Section 93. Effective upon this act becoming a law, in
 2972 order to implement specific appropriations in the 2022-2023
 2973 General Appropriations Act for the development and
 2974 implementation of the electronic filing system provided in s.
 2975 112.31446, Florida Statutes:

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2976 (1) All full and public disclosures of financial interests
 2977 filed electronically before the effective date of this act are
 2978 deemed filed.

2979 (2) Upon this act becoming a law, the Commission on Ethics
 2980 shall post a notice on the webpage of the electronic filing
 2981 system established pursuant to s. 112.31446, Florida Statutes,
 2982 informing filers that the electronic filing system will not
 2983 accept any electronic filings from the effective date of this
 2984 act through January 1, 2023, and that paper forms must be used
 2985 from the effective date of this act through December 31, 2022.
 2986 The notice must also include appropriate supplemental
 2987 instructions and links to the forms that may be used. During
 2988 calendar year 2022, the commission must accept disclosure forms
 2989 authorized under its rules for use in the calendar year 2021
 2990 which shall be revised to include applicable dates. Such
 2991 revision shall be exempt from the requirements of chapter 120,
 2992 Florida Statutes.

2993 (3) For calendar year 2022, the notice required by s.
 2994 112.3144(8)(b), Florida Statutes, must be delivered by e-mail
 2995 and include information regarding online access to forms and
 2996 supplemental instructions. Such forms and instructions must be
 2997 available for download from the webpage of the electronic filing
 2998 system.

3000 This section expires July 1, 2023.

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3001 Section 94. Effective upon this act becoming a law, in
 3002 order to implement specific appropriations in the 2022-2023
 3003 General Appropriations Act for the development and
 3004 implementation of the electronic filing system provided in s.
 3005 112.31446, Florida Statutes, paragraphs (d) and (e) of
 3006 subsection (2), paragraph (a) of subsection (4), and paragraphs
 3007 (b) and (c) of subsection (8) of section 112.3145, Florida
 3008 Statutes, are amended to read:

3009 112.3145 Disclosure of financial interests and clients
 3010 represented before agencies.—

3011 (2)

3012 (d) State officers and specified state employees shall
 3013 file their statements of financial interests with the
 3014 commission. Through December 31, 2023, local officers shall file
 3015 their statements of financial interests with the supervisor of
 3016 elections of the county in which they permanently reside.

3017 Through December 31, 2023, local officers who do not permanently
 3018 reside in any county in this ~~the~~ state shall file their
 3019 statements of financial interests with the supervisor of
 3020 elections of the county in which their agency maintains its
 3021 headquarters. Persons seeking to qualify as candidates for local
 3022 public office shall file their statements of financial interests
 3023 with the officer before whom they qualify.

3024 (e) Beginning January 1, 2024, a statement of financial
 3025 interests and a final statement of financial interests and any

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3026 amendments thereto or any other form required by this section,
 3027 except any statement of a candidate who is not subject to an
 3028 annual filing requirement, 2023, all statements filed with the
 3029 ~~commission~~ must be filed electronically through an electronic
 3030 filing system ~~that is~~ created and maintained by the commission
 3031 as provided in s. 112.31446.

3032 (4)(a) Beginning January 1, 2024 ~~2023~~, a filer may not
 3033 include in a filing to the commission a federal income tax
 3034 return or a copy of thereof; a social security number; a bank,
 3035 mortgage, or brokerage account number; a debit, charge, or
 3036 credit card number; a personal identification number; or a
 3037 taxpayer identification number. If a filer includes such
 3038 information in his or her filing, the information may be made
 3039 available as part of the official records of the commission
 3040 available for public inspection and copying unless redaction is
 3041 requested by the filer. The commission is not liable for the
 3042 release of social security numbers, bank account numbers, or
 3043 debit, charge, or credit card numbers included in a filing to
 3044 the commission if the filer has not requested redaction of the
 3045 information.

3046 (8) Forms for compliance with the disclosure requirements
 3047 of this section and a current list of persons subject to
 3048 disclosure shall be created by the commission and provided to
 3049 each supervisor of elections. The commission and each supervisor
 3050 of elections shall give notice of disclosure deadlines and

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3051 delinquencies and distribute forms in the following manner:

3052 (b) Not later than June 1 of each year, the commission and
 3053 each supervisor of elections, as appropriate, shall distribute a
 3054 copy of the form prescribed for compliance with subsection (3)
 3055 and a notice of all applicable disclosure forms and filing
 3056 deadlines to each person required to file a statement of
 3057 financial interests. Beginning January 1, 2024 ~~2023~~, no paper
 3058 forms will be provided. The notice required under this paragraph
 3059 and instructions for electronic submission must be delivered by
 3060 e-mail.

3061 (c) Not later than August 1 of each year, the commission
 3062 and each supervisor of elections shall determine which persons
 3063 required to file a statement of financial interests in their
 3064 respective offices have failed to do so and shall send
 3065 delinquency notices to these persons. Through December 31, 2023,
 3066 delinquency notices must be sent by certified mail, return
 3067 receipt requested. Each notice must state that a grace period is
 3068 in effect until September 1 of the current year; that no
 3069 investigative or disciplinary action based upon the delinquency
 3070 will be taken by the agency head or commission if the statement
 3071 is filed by September 1 of the current year; that, if the
 3072 statement is not filed by September 1 of the current year, a
 3073 fine of \$25 for each day late will be imposed, up to a maximum
 3074 penalty of \$1,500; for notices distributed by a supervisor of
 3075 elections, that he or she is required by law to notify the

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3076 commission of the delinquency; and that, if upon the filing of a
 3077 sworn complaint the commission finds that the person has failed
 3078 to timely file the statement within 60 days after September 1 of
 3079 the current year, such person will also be subject to the
 3080 penalties provided in s. 112.317. Beginning January 1, 2024
 3081 ~~2023~~, notice required under this paragraph must be delivered by
 3082 e-mail and must be redelivered on a weekly basis by e-mail as
 3083 long as the person remains delinquent.

3084 Section 95. The amendments made to s. 112.3145(2)(d) and
 3085 (e), (4)(a), and (8)(b) and (c), Florida Statutes, by this act
 3086 expire July 1, 2023, and the text of those paragraphs shall
 3087 revert to that in existence on the day before the date that this
 3088 act became a law, except that any amendments to such text
 3089 enacted other than by this act shall be preserved and continue
 3090 to operate to the extent that such amendments are not dependent
 3091 upon the portions of text which expire pursuant to this section.

3092 Section 96. In order to implement the appropriations and
 3093 reappropriations authorized in the 2022-2023 General
 3094 Appropriations Act, subsection (4) is added to section 288.860,
 3095 Florida Statutes, to read:

3096 288.860 International cultural agreements.—

3097 (4) For the 2022-2023 fiscal year, notwithstanding
 3098 subsection (2), a state agency, political subdivision, public
 3099 school, state college, or state university may not enter into
 3100 any agreement with or accept any grant from the Russian

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3101 Federation. This subsection expires July 1, 2023.

3102 Section 97. In order to implement appropriations in the
 3103 2022-2023 General Appropriations Act relating to state
 3104 purchasing, the Department of Management Services must review
 3105 all state agency contracts and procurements to determinate
 3106 whether state funds are being spent on goods and services from
 3107 Russian-based companies. The Department of Management Services
 3108 must submit its findings in a report to the President of the
 3109 Senate and the Speaker of the House of Representatives by
 3110 December 1, 2022. This section expires July 1, 2023.

3111 Section 98. Any section of this act which implements a
 3112 specific appropriation or specifically identified proviso
 3113 language in the 2022-2023 General Appropriations Act is void if
 3114 the specific appropriation or specifically identified proviso
 3115 language is vetoed. Any section of this act which implements
 3116 more than one specific appropriation or more than one portion of
 3117 specifically identified proviso language in the 2022-2023
 3118 General Appropriations Act is void if all the specific
 3119 appropriations or portions of specifically identified proviso
 3120 language are vetoed.

3121 Section 99. If any other act passed during the 2022
 3122 Regular Session of the Legislature contains a provision that is
 3123 substantively the same as a provision in this act, but that
 3124 removes or is otherwise not subject to the future repeal applied
 3125 to such provision by this act, the Legislature intends that the

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3126 | provision in the other act takes precedence and continues to
3127 | operate, notwithstanding the future repeal provided by this act.

3128 | Section 100. If any provision of this act or its
3129 | application to any person or circumstance is held invalid, the
3130 | invalidity does not affect other provisions or applications of
3131 | the act which can be given effect without the invalid provision
3132 | or application, and to this end the provisions of this act are
3133 | severable.

3134 | Section 101. Except as otherwise expressly provided in
3135 | this act and except for this section, which shall take effect
3136 | upon this act becoming a law, this act shall take effect July 1,
3137 | 2022, or, if this act fails to become a law until after that
3138 | date, it shall take effect upon becoming a law and shall operate
3139 | retroactively to July 1, 2022.