

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Leek offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2023-2024 fiscal year.

Section 2. In order to implement Specific Appropriations 5, 6, 80, and 81 of the 2023-2024 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2023-2024 fiscal year included in the document titled "Public School Funding: The Florida Education Finance Program (FEFP) Fiscal Year 2023-2024," dated March 24, 2023, and filed

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14 with the Clerk of the House of Representatives, are incorporated
15 by reference for the purpose of displaying the calculations used
16 by the Legislature, consistent with the requirements of state
17 law, in making appropriations for the Florida Education Finance
18 Program. This section expires July 1, 2024.

19 Section 3. In order to implement Specific Appropriations
20 197 through 223 and 539 of the 2023-2024 General Appropriations
21 Act, and notwithstanding ss. 216.181 and 216.292, Florida
22 Statutes, the Agency for Health Care Administration, in
23 consultation with the Department of Health, may submit a budget
24 amendment, subject to the notice, review, and objection
25 procedures of s. 216.177, Florida Statutes, to realign funding
26 within and between agencies based on implementation of the
27 managed medical assistance component of the Statewide Medicaid
28 Managed Care program for the Children's Medical Services program
29 of the Department of Health. The funding realignment shall
30 reflect the actual enrollment changes due to the transfer of
31 beneficiaries from fee-for-service to the capitated Children's
32 Medical Services network. The Agency for Health Care
33 Administration may submit a request for nonoperating budget
34 authority to transfer the federal funds to the Department of
35 Health pursuant to s. 216.181(12), Florida Statutes. This
36 section expires July 1, 2024.

37 Section 4. In order to implement Specific Appropriations
38 197 through 223 of the 2023-2024 General Appropriations Act, and

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39 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
40 Agency for Health Care Administration may submit a budget
41 amendment, subject to the notice, review, and objection
42 procedures of s. 216.177, Florida Statutes, to realign funding
43 within the Medicaid program appropriation categories to address
44 projected surpluses and deficits within the program and to
45 maximize the use of state trust funds. A single budget amendment
46 shall be submitted in the last quarter of the 2023-2024 fiscal
47 year only. This section expires July 1, 2024.

48 Section 5. In order to implement Specific Appropriations
49 176 through 181 and 539 of the 2023-2024 General Appropriations
50 Act, and notwithstanding ss. 216.181 and 216.292, Florida
51 Statutes, the Agency for Health Care Administration and the
52 Department of Health may each submit a budget amendment, subject
53 to the notice, review, and objection procedures of s. 216.177,
54 Florida Statutes, to realign funding within the Florida Kidcare
55 program appropriation categories, or to increase budget
56 authority in the Children's Medical Services network category,
57 to address projected surpluses and deficits within the program
58 or to maximize the use of state trust funds. A single budget
59 amendment must be submitted by each agency in the last quarter
60 of the 2023-2024 fiscal year only. This section expires July 1,
61 2024.

62 Section 6. In order to implement Specific Appropriations
63 490 through 498 of the 2023-2024 General Appropriations Act,

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64 subsection (17) of section 381.986, Florida Statutes, is amended
65 to read:

66 381.986 Medical use of marijuana.—

67 (17) Rules adopted pursuant to this section before July 1,
68 2024 ~~2023~~, are not subject to ss. 120.54(3)(b) and 120.541. This
69 subsection expires July 1, 2024 ~~2023~~.

70 Section 7. In order to implement Specific Appropriations
71 490 through 498 of the 2023-2024 General Appropriations Act,
72 subsection (1) of section 14 of chapter 2017-232, Laws of
73 Florida, as amended by section 18 of chapter 2022-157, Laws of
74 Florida, is amended to read:

75 Section 14. Department of Health; authority to adopt
76 rules; cause of action.—

77 (1) EMERGENCY RULEMAKING.—

78 (a) The Department of Health and the applicable boards
79 shall adopt emergency rules pursuant to s. 120.54(4), Florida
80 Statutes, and this section necessary to implement s. 381.986
81 Florida Statutes. If an emergency rule adopted under this
82 section is held to be unconstitutional or an invalid exercise of
83 delegated legislative authority, and becomes void, the
84 department or the applicable boards may adopt an emergency rule
85 pursuant to this section to replace the rule that has become
86 void. If the emergency rule adopted to replace the void
87 emergency rule is also held to be unconstitutional or an invalid
88 exercise of delegated legislative authority and becomes void,

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89 the department and the applicable boards must follow the
90 nonemergency rulemaking procedures of the Administrative
91 Procedures Act to replace the rule that has become void.

92 (b) For emergency rules adopted under this section, the
93 department and the applicable boards need not make the findings
94 required by s. 120.54(4)(a), Florida Statutes. Emergency rules
95 adopted under this section are exempt from ss. 120.54(3)(b) and
96 120.541, Florida Statutes. The department and the applicable
97 boards shall meet the procedural requirements in s.

98 120.54(4)(a), Florida Statutes, if the department or the
99 applicable boards have, before July 1, 2019, held any public
100 workshops or hearings on the subject matter of the emergency
101 rules adopted under this subsection. Challenges to emergency
102 rules adopted under this subsection are subject to the time
103 schedules provided in s. 120.56(5), Florida Statutes.

104 (c) Emergency rules adopted under this section are exempt
105 from s. 120.54(4)(c), Florida Statutes, and shall remain in
106 effect until replaced by rules adopted under the nonemergency
107 rulemaking procedures of the Administrative Procedures Act.
108 Rules adopted under the nonemergency rulemaking procedures of
109 the Administrative Procedures Act to replace emergency rules
110 adopted under this section are exempt from ss. 120.54(3)(b) and
111 120.541, Florida Statutes. By July 1, 2024 ~~2023~~, the department
112 and the applicable boards shall initiate nonemergency rulemaking
113 pursuant to the Administrative Procedures Act to replace all

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114 emergency rules adopted under this section by publishing a
115 notice of rule development in the Florida Administrative
116 Register. Except as provided in paragraph (a), after July 1,
117 2024 ~~2023~~, the department and applicable boards may not adopt
118 rules pursuant to the emergency rulemaking procedures provided
119 in this section.

120 Section 8. The amendments to section 14(1) of chapter
121 2017-232, Laws of Florida, as amended by this act expire July 1,
122 2024, and the text of that subsection shall revert to that in
123 existence on June 30, 2019, except that any amendments to such
124 text enacted other than by this act shall be preserved and
125 continue to operate to the extent that such amendments are not
126 dependent upon the portions of text which expire pursuant to
127 this section.

128 Section 9. In order to implement Specific Appropriations
129 203, 206, and 210 of the 2023-2024 General Appropriations Act,
130 the Agency for Health Care Administration may submit a budget
131 amendment pursuant to chapter 216, Florida Statutes, requesting
132 additional spending authority to implement the federally
133 approved Directed Payment Program for hospitals providing
134 inpatient and outpatient services to Medicaid managed care
135 enrollees and the Indirect Medical Education (IME) Program. This
136 section expires July 1, 2024.

137 Section 10. In order to implement Specific Appropriations
138 197 through 214 of the 2023-2024 General Appropriations Act, and

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139 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
140 Agency for Health Care Administration may submit a budget
141 amendment, subject to the notice, review, and objection
142 procedures of s. 216.177, Florida Statutes, to provide spending
143 authority to implement the low income pool component of the
144 Florida Managed Medical Assistance demonstration up to the total
145 computable funds authorized by the federal Centers for Medicare
146 and Medicaid Services.

147 Section 11. In order to implement Specific Appropriations
148 281, 294, 306, 337 through 339, 345, and 366 of the 2023-2024
149 General Appropriations Act, and notwithstanding ss. 216.181 and
150 216.292, Florida Statutes, the Department of Children and
151 Families may submit a budget amendment, subject to the notice,
152 review, and objection procedures of s. 216.177, Florida
153 Statutes, to realign funding between appropriations categories
154 to support contracted staffing equivalents to sustain forensic
155 bed capacity and resident-to-workforce ratios at the state's
156 mental health treatment facilities. This section expires July 1,
157 2024.

158 Section 12. In order to implement Specific Appropriations
159 478 and 523 of the 2023-2024 General Appropriations Act, and
160 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
161 Department of Health may submit a budget amendment, subject to
162 the notice, review, and objection procedures of s. 216.177,
163 Florida Statutes, to increase budget authority for the HIV/AIDS

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164 Prevention and Treatment Program if additional federal revenues
165 specific to HIV/AIDS prevention and treatment become available
166 in the 2023-2024 fiscal year. This section expires July 1, 2024.

167 Section 13. In order to implement Specific Appropriation
168 191 of the 2023-2024 General Appropriations Act, section 21 of
169 chapter 2021-37, Laws of Florida, as amended by section 26 of
170 chapter 2022-157, Laws of Florida, is reenacted and amended to
171 read:

172 Section 21. (1) The Agency for Health Care Administration
173 shall replace the current Florida Medicaid Management
174 Information System (FMMIS) and fiscal agent operations with a
175 system that is modular, interoperable, and scalable for the
176 Florida Medicaid program that complies with all applicable
177 federal and state laws and requirements. The agency may not
178 include in the project to replace the current FMMIS and fiscal
179 agent contract:

180 (a) Functionality that duplicates any of the information
181 systems of the other health and human services state agencies;
182 ~~or~~

183 (b) Procurement for agency requirements external to
184 Medicaid programs with the intent to leverage the Medicaid
185 technology infrastructure for other purposes without legislative
186 appropriation or legislative authorization to procure these
187 requirements. The new system, the Florida Health Care Connection
188 (FX) system, must provide better integration with subsystems

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189 supporting Florida's Medicaid program; uniformity, consistency,
190 and improved access to data; and compatibility with the Centers
191 for Medicare and Medicaid Services' Medicaid Information
192 Technology Architecture (MITA) as the system matures and expands
193 its functionality; or

194 (c) Any contract executed after July 1, 2022, not
195 including staff augmentation services purchased off the
196 Department of Management Services Information Technology staff
197 augmentation state term contract that are not deliverables based
198 fixed price contracts.

199 (2) For purposes of replacing FMMIS and the current
200 Medicaid fiscal agent, the Agency for Health Care Administration
201 shall:

202 (a) Prioritize procurements for the replacement of the
203 current functions of FMMIS and the responsibilities of the
204 current Medicaid fiscal agent, to minimize the need to extend
205 all or portions of the current fiscal agent contract.

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

208 (c) Ensure compliance and uniformity with published MITA
209 framework and guidelines.

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

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214 (e) Consult with the Executive Office of the Governor's
215 working group for interagency information technology integration
216 for the development of competitive solicitations that provide
217 for data interoperability and shared information technology
218 services across the state's health and human services agencies.

219 (f) Implement a data governance structure for the project
220 to coordinate data sharing and interoperability across state
221 healthcare entities.

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

224 1. The Secretary of Health Care Administration, or the
225 executive sponsor of the project.

226 2. A representative of the Division of Operations of the
227 Agency for Health Care Administration, appointed by the
228 Secretary of Health Care Administration.

229 3. Two representatives from the Division of Medicaid of
230 the Agency for Health Care Administration, appointed by the
231 Secretary of Health Care Administration.

232 4. A representative of the Division of Health Quality
233 Assurance of the Agency for Health Care Administration,
234 appointed by the Secretary of Health Care Administration.

235 5. A representative of the Florida Center for Health
236 Information and Transparency of the Agency for Health Care
237 Administration, appointed by the Secretary of Health Care
238 Administration.

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

241 7. The state chief information officer, or his or her
242 designee.

243 8. Two representatives of the Department of Children and
244 Families, appointed by the Secretary of Children and Families.

245 9. A representative of the Department of Health, appointed
246 by the State Surgeon General.

247 10. A representative of the Agency for Persons with
248 Disabilities, appointed by the director of the Agency for
249 Persons with Disabilities.

250 11. A representative from the Florida Healthy Kids
251 Corporation.

252 12. A representative from the Department of Elderly
253 Affairs, appointed by the Secretary of Elderly Affairs.

254 13. A representative of the Department of Financial
255 Services who has experience with the state's financial processes
256 including development of the PALM system, appointed by the Chief
257 Financial Officer.

258 (3) The Secretary of Health Care Administration or the
259 executive sponsor of the project shall serve as chair of the
260 executive steering committee, and the committee shall take
261 action by a vote of at least 10 affirmative votes with the chair
262 voting on the prevailing side. A quorum of the executive
263 steering committee consists of at least 11 members.

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264 (4) The executive steering committee has the overall
265 responsibility for ensuring that the project to replace FMMIS
266 and the Medicaid fiscal agent meets its primary business
267 objectives and shall:

268 (a) Identify and recommend to the Executive Office of the
269 Governor, the President of the Senate, and the Speaker of the
270 House of Representatives any statutory changes needed to
271 implement the modular replacement to standardize, to the fullest
272 extent possible, the state's healthcare data and business
273 processes.

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

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

279 (d) Approve all major project deliverables.

280 (e) Review and verify that all procurement and contractual
281 documents associated with the replacement of the current FMMIS
282 and Medicaid fiscal agent align with the scope, schedule, and
283 anticipated budget for the project.

284 (5) This section expires July 1, 2024 ~~2023~~.

285 Section 14. In order to implement Specific Appropriations
286 203, 206, 207, 208 through 210, 355, 365, 482, 499 through 501,
287 and 507 of the 2023-2024 General Appropriations Act, and
288 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the

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289 Department of Children and Families, the Department of Health,
290 and the Agency for Health Care Administration may submit budget
291 amendments, subject to the notice, review, and objection
292 procedures of s. 216.177, Florida Statutes, to increase budget
293 authority to support refugee programs administered by the
294 federal Office of Refugee Resettlement due to the ongoing
295 instability of federal immigration policy and the resulting
296 inability of the state to reasonably predict, with certainty,
297 the budgetary need of the state with respect to the number of
298 refugees relocated to the state as part of those federal
299 programs. The Department of Children and Families shall submit
300 quarterly reports to the Executive Office of the Governor, the
301 President of the Senate, and the Speaker of the House of
302 Representatives on the number of refugees entering the state,
303 the nations of origin of such refugees, and current expenditure
304 projections based on the increased number of new arrivals and
305 the utilization of allowable services. This section expires July
306 1, 2024.

307 Section 15. In order to implement Specific Appropriations
308 197 through 223 of the 2023-2024 General Appropriations Act,
309 paragraph (f) of subsection (3) of section 409.967, Florida
310 Statutes, is amended to read:

311 409.967 Managed care plan accountability.—

312 (3) ACHIEVED SAVINGS REBATE.—

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313 (f) Achieved savings rebates validated by the certified
314 public accountant are due within 30 days after the report is
315 submitted. Except as provided in paragraph (h), the achieved
316 savings rebate is established by determining pretax income as a
317 percentage of revenues and applying the following income sharing
318 ratios:

319 1. One hundred percent of income up to and including 5
320 percent of revenue shall be retained by the plan.

321 2. Fifty percent of income above 5 percent and up to 10
322 percent shall be retained by the plan, and the other 50 percent
323 refunded to the state with the state share of the achieved
324 savings rebate being ~~and~~ transferred to the General Revenue
325 Fund, unallocated, and the federal share of the achieved savings
326 rebate being transferred to the Medical Care Trust Fund.

327 3. One hundred percent of income above 10 percent of
328 revenue shall be refunded to the state with the state share of
329 the achieved savings rebate ~~and~~ transferred to the General
330 Revenue Fund, unallocated, and the federal share of the achieved
331 savings rebate transferred to the Medical Care Trust Fund.

332 Section 16. The amendments to s. 409.967(3)(f), Florida
333 Statutes, by this act expire July 1, 2024, and the text of that
334 paragraph shall revert to that in existence on June 30, 2023,
335 except that any amendments to such text enacted other than by
336 this act shall be preserved and continue to operate to the

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

339 Section 17. In order to implement Specific Appropriation
340 202 of the 2023-2024 General Appropriations Act, subsections (6)
341 and (7) of section 409.909, Florida Statutes, are renumbered as
342 subsection (7) and (8), respectively, a new subsection (6) is
343 added to that section, and present subsection (7) of that
344 section is reenacted, to read:

345 409.909 Statewide Medicaid Residency Program.—

346 (6) The Slots for Doctors Program is established to
347 address the physician workforce shortage by increasing the
348 supply of highly trained physicians through the creation of new
349 resident positions which will increase access to care and
350 improve health outcomes for Medicaid recipients. The agency
351 shall allocate \$100,000 to hospitals and qualifying institutions
352 for each newly created resident position that is accredited by
353 the Accreditation Council for Graduate Medical Education or the
354 Osteopathic Postdoctoral Training Institution in an initial or
355 established accredited training program that is in a physician
356 specialty in statewide supply-and-demand deficit. This program
357 is designed to generate federal matching funds under Medicaid
358 and distribute the resulting funds to participating hospitals
359 and qualifying institutions on a quarterly basis in each fiscal
360 year for which an appropriation is made.

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361 (a) For purposes of this subsection, physician specialties
362 and subspecialties, both adult and pediatric, in statewide
363 supply-and-demand deficit are those identified in the General
364 Appropriations Act.

365 (b) Funds allocated pursuant to this subsection may not be
366 used for resident positions that have previously received
367 funding pursuant to subsection (1).

368 (8)-(7) The agency may adopt rules to administer this
369 section.

370 Section 18. The amendments to s. 409.909, Florida
371 Statutes, by this act expire July 1, 2024, and the text of that
372 section shall revert to that in existence on June 30, 2023,
373 except that any amendments to such text enacted other than by
374 this act shall be preserved and continue to operate to the
375 extent that such amendments are not dependent upon the portions
376 of text which expire pursuant to this section.

377 Section 19. In order to implement Specific Appropriations
378 209 and 210 of the 2023-2024 General Appropriations Act, the
379 Agency for Health Care Administration may submit a budget
380 amendment pursuant to chapter 216, Florida Statutes, requesting
381 additional spending authority to implement a supplemental
382 payment plan for physicians and subordinate licensed health care
383 practitioners employed with a medical or dental school, or a
384 public hospital. This section expires July 1, 2024.

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385 Section 20. In order to implement Specific Appropriations
386 210 and 221 of the 2023-2024 General Appropriations Act, the
387 Agency for Health Care Administration may submit a budget
388 amendment pursuant to chapter 216, Florida Statutes, requesting
389 additional spending authority to implement a certified
390 expenditure program for emergency medical transportation
391 services. This section expires July 1, 2024.

392 Section 21. In order to implement Specific Appropriations
393 203, 206, and 210 of the 2023-2024 General Appropriations Act,
394 the Agency for Health Care Administration may submit a budget
395 amendment pursuant to chapter 216, Florida Statutes, requesting
396 additional spending authority to implement a supplemental
397 payment program for Florida cancer hospitals. This section
398 expires July 1, 2024.

399 Section 22. In order to implement Specific Appropriations
400 469 and 471 of the 2023-2024 General Appropriations Act, and
401 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
402 Department of Health may submit a budget amendment, subject to
403 the notice, review, and objection procedures of s. 216.177,
404 Florida Statutes, to increase budget authority for the Special
405 Supplemental Nutrition Program for Women, Infants, and Children
406 and the Child Care Food Program if additional federal revenues
407 will be expended in the 2023-2024 fiscal year. This section
408 expires July 1, 2024.

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409 Section 23. In order to implement Specific Appropriations
410 598 through 705 and 718 through 753 of the 2023-2024 General
411 Appropriations Act, subsection (4) of section 216.262, Florida
412 Statutes, is amended to read:

413 216.262 Authorized positions.—

414 (4) Notwithstanding the provisions of this chapter
415 relating to increasing the number of authorized positions, and
416 for the 2023-2024 ~~2022-2023~~ fiscal year only, if the actual
417 inmate population of the Department of Corrections exceeds the
418 inmate population projections of the February 13, 2023 ~~January~~
419 ~~13, 2022~~, Criminal Justice Estimating Conference by 1 percent
420 for 2 consecutive months or 2 percent for any month, the
421 Executive Office of the Governor, with the approval of the
422 Legislative Budget Commission, shall immediately notify the
423 Criminal Justice Estimating Conference, which shall convene as
424 soon as possible to revise the estimates. The Department of
425 Corrections may then submit a budget amendment requesting the
426 establishment of positions in excess of the number authorized by
427 the Legislature and additional appropriations from unallocated
428 general revenue sufficient to provide for essential staff, fixed
429 capital improvements, and other resources to provide
430 classification, security, food services, health services, and
431 other variable expenses within the institutions to accommodate
432 the estimated increase in the inmate population. All actions
433 taken pursuant to this subsection are subject to review and

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434 approval by the Legislative Budget Commission. This subsection
435 expires July 1, 2024 ~~2023~~.

436 Section 24. In order to implement Specific Appropriations
437 3271 through 3337 of the 2023-2024 General Appropriations Act,
438 subsection (2) of section 215.18, Florida Statutes, is amended
439 to read:

440 215.18 Transfers between funds; limitation.—

441 (2) The Chief Justice of the Supreme Court may receive one
442 or more trust fund loans to ensure that the state court system
443 has funds sufficient to meet its appropriations in the 2023-2024
444 ~~2022-2023~~ General Appropriations Act. If the Chief Justice
445 accesses the loan, he or she must notify the Governor and the
446 chairs of the legislative appropriations committees in writing.
447 The loan must come from other funds in the State Treasury which
448 are for the time being or otherwise in excess of the amounts
449 necessary to meet the just requirements of such last-mentioned
450 funds. The Governor shall order the transfer of funds within 5
451 days after the written notification from the Chief Justice. If
452 the Governor does not order the transfer, the Chief Financial
453 Officer shall transfer the requested funds. The loan of funds
454 from which any money is temporarily transferred must be repaid
455 by the end of the 2023-2024 ~~2022-2023~~ fiscal year. This
456 subsection expires July 1, 2024 ~~2023~~.

457 Section 25. In order to implement Specific Appropriations
458 1132 through 1143 of the 2023-2024 General Appropriations Act:

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459 (1) The Department of Juvenile Justice is required to
460 review county juvenile detention payments to ensure that
461 counties fulfill their financial responsibilities required in s.
462 985.6865, Florida Statutes. If the Department of Juvenile
463 Justice determines that a county has not met its obligations,
464 the department shall direct the Department of Revenue to deduct
465 the amount owed to the Department of Juvenile Justice from the
466 funds provided to the county under s. 218.23, Florida Statutes.
467 The Department of Revenue shall transfer the funds withheld to
468 the Shared County/State Juvenile Detention Trust Fund.

469 (2) As an assurance to holders of bonds issued by counties
470 before July 1, 2023, for which distributions made pursuant to s.
471 218.23, Florida Statutes, are pledged, or bonds issued to refund
472 such bonds which mature no later than the bonds they refunded
473 and which result in a reduction of debt service payable in each
474 fiscal year, the amount available for distribution to a county
475 shall remain as provided by law and continue to be subject to
476 any lien or claim on behalf of the bondholders. The Department
477 of Revenue must ensure, based on information provided by an
478 affected county, that any reduction in amounts distributed
479 pursuant to subsection (1) does not reduce the amount of
480 distribution to a county below the amount necessary for the
481 timely payment of principal and interest when due on the bonds
482 and the amount necessary to comply with any covenant under the
483 bond resolution or other documents relating to the issuance of

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484 the bonds. If a reduction to a county's monthly distribution
485 must be decreased in order to comply with this section, the
486 Department of Revenue must notify the Department of Juvenile
487 Justice of the amount of the decrease, and the Department of
488 Juvenile Justice must send a bill for payment of such amount to
489 the affected county.

490 (3) This section expires July 1, 2024.

491 Section 26. In order to implement Specific Appropriations
492 763 through 784, 932 through 1075, and 1096 through 1131 of the
493 2023-2024 General Appropriations Act, subsection (1), paragraph
494 (a) of subsection (2), paragraph (a) of subsection (3), and
495 subsections (5), (6), and (7) of section 27.40, Florida
496 Statutes, are reenacted to read:

497 27.40 Court-appointed counsel; circuit registries; minimum
498 requirements; appointment by court.-

499 (1) Counsel shall be appointed to represent any individual
500 in a criminal or civil proceeding entitled to court-appointed
501 counsel under the Federal or State Constitution or as authorized
502 by general law. The court shall appoint a public defender to
503 represent indigent persons as authorized in s. 27.51. The office
504 of criminal conflict and civil regional counsel shall be
505 appointed to represent persons in those cases in which provision
506 is made for court-appointed counsel, but only after the public
507 defender has certified to the court in writing that the public
508 defender is unable to provide representation due to a conflict

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509 of interest or is not authorized to provide representation. The
510 public defender shall report, in the aggregate, the specific
511 basis of all conflicts of interest certified to the court. On a
512 quarterly basis, the public defender shall submit this
513 information to the Justice Administrative Commission.

514 (2) (a) Private counsel shall be appointed to represent
515 persons in those cases in which provision is made for court-
516 appointed counsel but only after the office of criminal conflict
517 and civil regional counsel has been appointed and has certified
518 to the court in writing that the criminal conflict and civil
519 regional counsel is unable to provide representation due to a
520 conflict of interest. The criminal conflict and civil regional
521 counsel shall report, in the aggregate, the specific basis of
522 all conflicts of interest certified to the court. On a quarterly
523 basis, the criminal conflict and civil regional counsel shall
524 submit this information to the Justice Administrative
525 Commission.

526 (3) In using a registry:

527 (a) The chief judge of the circuit shall compile a list of
528 attorneys in private practice, by county and by category of
529 cases, and provide the list to the clerk of court in each
530 county. The chief judge of the circuit may restrict the number
531 of attorneys on the general registry list. To be included on a
532 registry, an attorney must certify that he or she:

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

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

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

539
540 To be included on a registry, an attorney must enter into a
541 contract for services with the Justice Administrative
542 Commission. Failure to comply with the terms of the contract for
543 services may result in termination of the contract and removal
544 from the registry. Each attorney on the registry is responsible
545 for notifying the clerk of the court and the Justice
546 Administrative Commission of any change in his or her status.
547 Failure to comply with this requirement is cause for termination
548 of the contract for services and removal from the registry until
549 the requirement is fulfilled.

550 (5) The Justice Administrative Commission shall approve
551 uniform contract forms for use in procuring the services of
552 private court-appointed counsel and uniform procedures and forms
553 for use by a court-appointed attorney in support of billing for
554 attorney's fees, costs, and related expenses to demonstrate the
555 attorney's completion of specified duties. Such uniform
556 contracts and forms for use in billing must be consistent with
557 s. 27.5304, s. 216.311, and the General Appropriations Act and

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558 must contain the following statement: "The State of Florida's
559 performance and obligation to pay under this contract is
560 contingent upon an annual appropriation by the Legislature."

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

565 (7)(a) A private attorney appointed by the court from the
566 registry to represent a client is entitled to payment as
567 provided in s. 27.5304 so long as the requirements of subsection
568 (1) and paragraph (2)(a) are met. An attorney appointed by the
569 court who is not on the registry list may be compensated under
570 s. 27.5304 only if the court finds in the order of appointment
571 that there were no registry attorneys available for
572 representation for that case and only if the requirements of
573 subsection (1) and paragraph (2)(a) are met.

574 (b)1. The flat fee established in s. 27.5304 and the
575 General Appropriations Act shall be presumed by the court to be
576 sufficient compensation. The attorney shall maintain appropriate
577 documentation, including contemporaneous and detailed hourly
578 accounting of time spent representing the client. If the
579 attorney fails to maintain such contemporaneous and detailed
580 hourly records, the attorney waives the right to seek
581 compensation in excess of the flat fee established in s. 27.5304
582 and the General Appropriations Act. These records and documents

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583 are subject to review by the Justice Administrative Commission
584 and audit by the Auditor General, subject to the attorney-client
585 privilege and work-product privilege. The attorney shall
586 maintain the records and documents in a manner that enables the
587 attorney to redact any information subject to a privilege in
588 order to facilitate the commission's review of the records and
589 documents and not to impede such review. The attorney may redact
590 information from the records and documents only to the extent
591 necessary to comply with the privilege. The Justice
592 Administrative Commission shall review such records and shall
593 contemporaneously document such review before authorizing
594 payment to an attorney. Objections by or on behalf of the
595 Justice Administrative Commission to records or documents or to
596 claims for payment by the attorney shall be presumed correct by
597 the court unless the court determines, in writing, that
598 competent and substantial evidence exists to justify overcoming
599 the presumption.

600 2. If an attorney fails, refuses, or declines to permit
601 the commission or the Auditor General to review documentation
602 for a case as provided in this paragraph, the attorney waives
603 the right to seek, and the commission may not pay, compensation
604 in excess of the flat fee established in s. 27.5304 and the
605 General Appropriations Act for that case.

606 3. A finding by the commission that an attorney has waived
607 the right to seek compensation in excess of the flat fee

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608 established in s. 27.5304 and the General Appropriations Act, as
609 provided in this paragraph, shall be presumed to be correct,
610 unless the court determines, in writing, that competent and
611 substantial evidence exists to justify overcoming the
612 presumption.

613 Section 27. The text of s. 27.40(1), (2)(a), (3)(a), (5),
614 (6), and (7), Florida Statutes, as carried forward from chapter
615 2019-116, Laws of Florida, by this act expires July 1, 2024, and
616 the text of those subsections and paragraphs, as applicable,
617 shall revert to that in existence on June 30, 2019, except that
618 any amendments to such text enacted other than by this act shall
619 be preserved and continue to operate to the extent that such
620 amendments are not dependent upon the portions of text which
621 expire pursuant to this section.

622 Section 28. In order to implement Specific Appropriations
623 763 through 784, 932 through 1075, and 1096 through 1131 of the
624 2023-2024 General Appropriations Act, subsection (13) of section
625 27.5304, Florida Statutes, is reenacted and amended, and
626 subsections (1), (3), (7), and (11), and paragraphs (a) through
627 (e) of subsection (12) of that section are reenacted, to read:

628 27.5304 Private court-appointed counsel; compensation;
629 notice.—

630 (1) Private court-appointed counsel appointed in the
631 manner prescribed in s. 27.40(1) and (2)(a) shall be compensated
632 by the Justice Administrative Commission only as provided in

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633 this section and the General Appropriations Act. The flat fees
634 prescribed in this section are limitations on compensation. The
635 specific flat fee amounts for compensation shall be established
636 annually in the General Appropriations Act. The attorney also
637 shall be reimbursed for reasonable and necessary expenses in
638 accordance with s. 29.007. If the attorney is representing a
639 defendant charged with more than one offense in the same case,
640 the attorney shall be compensated at the rate provided for the
641 most serious offense for which he or she represented the
642 defendant. This section does not allow stacking of the fee
643 limits established by this section.

644 (3) The court retains primary authority and responsibility
645 for determining the reasonableness of all billings for attorney
646 fees, costs, and related expenses, subject to statutory
647 limitations and the requirements of s. 27.40(7). Private court-
648 appointed counsel is entitled to compensation upon final
649 disposition of a case.

650 (7) Counsel eligible to receive compensation from the
651 state for representation pursuant to court appointment made in
652 accordance with the requirements of s. 27.40(1) and (2)(a) in a
653 proceeding under chapter 384, chapter 390, chapter 392, chapter
654 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter
655 744, or chapter 984 shall receive compensation not to exceed the
656 limits prescribed in the General Appropriations Act. Any such
657 compensation must be determined as provided in s. 27.40(7).

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658 (11) It is the intent of the Legislature that the flat
659 fees prescribed under this section and the General
660 Appropriations Act comprise the full and complete compensation
661 for private court-appointed counsel. It is further the intent of
662 the Legislature that the fees in this section are prescribed for
663 the purpose of providing counsel with notice of the limit on the
664 amount of compensation for representation in particular
665 proceedings and the sole procedure and requirements for
666 obtaining payment for the same.

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

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

679
680 This subsection constitutes notice to any subsequently appointed
681 attorney that he or she will not be compensated the full flat
682 fee.

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683 (12) The Legislature recognizes that on rare occasions an
684 attorney may receive a case that requires extraordinary and
685 unusual effort.

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

690 1. Before filing the motion, the counsel shall deliver a
691 copy of the intended billing, together with supporting
692 affidavits and all other necessary documentation, to the Justice
693 Administrative Commission.

694 2. The Justice Administrative Commission shall review the
695 billings, affidavit, and documentation for completeness and
696 compliance with contractual and statutory requirements and shall
697 contemporaneously document such review before authorizing
698 payment to an attorney. If the Justice Administrative Commission
699 objects to any portion of the proposed billing, the objection
700 and supporting reasons must be communicated in writing to the
701 private court-appointed counsel. The counsel may thereafter file
702 his or her motion, which must specify whether the commission
703 objects to any portion of the billing or the sufficiency of
704 documentation, and shall attach the commission's letter stating
705 its objection.

706 (b) Following receipt of the motion to exceed the fee
707 limits, the chief judge or a single designee shall hold an

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708 evidentiary hearing. The chief judge may select only one judge
709 per circuit to hear and determine motions pursuant to this
710 subsection, except multicounty circuits and the eleventh circuit
711 may have up to two designees.

712 1. At the hearing, the attorney seeking compensation must
713 prove by competent and substantial evidence that the case
714 required extraordinary and unusual efforts. The chief judge or
715 single designee shall consider criteria such as the number of
716 witnesses, the complexity of the factual and legal issues, and
717 the length of trial. The fact that a trial was conducted in a
718 case does not, by itself, constitute competent substantial
719 evidence of an extraordinary and unusual effort. In a criminal
720 case, relief under this section may not be granted if the number
721 of work hours does not exceed 75 or the number of the state's
722 witnesses deposed does not exceed 20.

723 2. Objections by or on behalf of the Justice
724 Administrative Commission to records or documents or to claims
725 for payment by the attorney shall be presumed correct by the
726 court unless the court determines, in writing, that competent
727 and substantial evidence exists to justify overcoming the
728 presumption. The chief judge or single designee shall enter a
729 written order detailing his or her findings and identifying the
730 extraordinary nature of the time and efforts of the attorney in
731 the case which warrant exceeding the flat fee established by
732 this section and the General Appropriations Act.

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733 (c) A copy of the motion and attachments shall be served
734 on the Justice Administrative Commission at least 20 business
735 days before the date of a hearing. The Justice Administrative
736 Commission has standing to appear before the court, and may
737 appear in person or telephonically, including at the hearing
738 under paragraph (b), to contest any motion for an order
739 approving payment of attorney fees, costs, or related expenses
740 and may participate in a hearing on the motion by use of
741 telephonic or other communication equipment. The Justice
742 Administrative Commission may contract with other public or
743 private entities or individuals to appear before the court for
744 the purpose of contesting any motion for an order approving
745 payment of attorney fees, costs, or related expenses. The fact
746 that the Justice Administrative Commission has not objected to
747 any portion of the billing or to the sufficiency of the
748 documentation is not binding on the court.

749 (d) If the chief judge or a single designee finds that
750 counsel has proved by competent and substantial evidence that
751 the case required extraordinary and unusual efforts, the chief
752 judge or single designee shall order the compensation to be paid
753 to the attorney at a percentage above the flat fee rate,
754 depending on the extent of the unusual and extraordinary effort
755 required. The percentage must be only the rate necessary to
756 ensure that the fees paid are not confiscatory under common law.
757 The percentage may not exceed 200 percent of the established

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758 flat fee, absent a specific finding that 200 percent of the flat
759 fee in the case would be confiscatory. If the chief judge or
760 single designee determines that 200 percent of the flat fee
761 would be confiscatory, he or she shall order the amount of
762 compensation using an hourly rate not to exceed \$75 per hour for
763 a noncapital case and \$100 per hour for a capital case. However,
764 the compensation calculated by using the hourly rate shall be
765 only that amount necessary to ensure that the total fees paid
766 are not confiscatory, subject to the requirements of s.
767 27.40(7).

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

772 (13) Notwithstanding the limitation set forth in
773 subsection (5) and for the 2023-2024 ~~2022-2023~~ fiscal year only,
774 the compensation for representation in a criminal proceeding may
775 not exceed the following:

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

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

780 (c) For life felonies represented at the trial level:
781 \$15,000.

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782 (d) For capital cases represented at the trial level:
783 \$25,000. For purposes of this paragraph, a "capital case" is any
784 offense for which the potential sentence is death and the state
785 has not waived seeking the death penalty.

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

787 (f) This subsection expires July 1, 2024 ~~2023~~.

788 Section 29. The text of s. 27.5304(1), (3), (7), (11), and
789 (12)(a)-(e), Florida Statutes, as carried forward from chapter
790 19-116, Laws of Florida and the amendment to s. 27.5304(13),
791 Florida Statutes, by this act expire July 1, 2024, and the text
792 of those subsections and paragraphs, as applicable, shall revert
793 to that in existence on June 30, 2019, except that any
794 amendments to such text enacted other than by this act shall be
795 preserved and continue to operate to the extent that such
796 amendments are not dependent upon the portions of text which
797 expire pursuant to this section.

798 Section 30. In order to implement appropriations used to
799 pay existing lease contracts for private lease space in excess
800 of 2,000 square feet in the 2023-2024 General Appropriations
801 Act, the Department of Management Services, with the cooperation
802 of the agencies having the existing lease contracts for office
803 or storage space, shall use tenant broker services to
804 renegotiate or reprocure all private lease agreements for office
805 or storage space expiring between July 1, 2024, and June 30,
806 2026, in order to reduce costs in future years. The department

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807 shall incorporate this initiative into its 2023 master leasing
808 report required under s. 255.249(7), Florida Statutes, and may
809 use tenant broker services to explore the possibilities of
810 collocating office or storage space, to review the space needs
811 of each agency, and to review the length and terms of potential
812 renewals or renegotiations. The department shall provide a
813 report to the Executive Office of the Governor, the President of
814 the Senate, and the Speaker of the House of Representatives by
815 November 1, 2023, which lists each lease contract for private
816 office or storage space, the status of renegotiations, and the
817 savings achieved. This section expires July 1, 2024.

818 Section 31. In order to implement appropriations
819 authorized in the 2023-2024 General Appropriations Act for data
820 center services, and notwithstanding s. 216.292(2)(a), Florida
821 Statutes, an agency may not transfer funds from a data
822 processing category to a category other than another data
823 processing category. This section expires July 1, 2024.

824 Section 32. In order to implement the appropriation of
825 funds in the appropriation category "Northwest Regional Data
826 Center" in the 2023-2024 General Appropriations Act, and
827 pursuant to the notice, review, and objection procedures of s.
828 216.177, Florida Statutes, the Executive Office of the Governor
829 may transfer funds appropriated in that category between
830 departments in order to align the budget authority granted based

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831 on the estimated costs for data processing services for the
832 2023-2024 fiscal year. This section expires July 1, 2024.

833 Section 33. In order to implement the appropriation of
834 funds in the appropriation category "Special Categories-Risk
835 Management Insurance" in the 2023-2024 General Appropriations
836 Act, and pursuant to the notice, review, and objection
837 procedures of s. 216.177, Florida Statutes, the Executive Office
838 of the Governor may transfer funds appropriated in that category
839 between departments in order to align the budget authority
840 granted with the premiums paid by each department for risk
841 management insurance. This section expires July 1, 2024.

842 Section 34. In order to implement the appropriation of
843 funds in the appropriation category "Special Categories-Transfer
844 to Department of Management Services-Human Resources Services
845 Purchased per Statewide Contract" in the 2023-2024 General
846 Appropriations Act, and pursuant to the notice, review, and
847 objection procedures of s. 216.177, Florida Statutes, the
848 Executive Office of the Governor may transfer funds appropriated
849 in that category between departments in order to align the
850 budget authority granted with the assessments that must be paid
851 by each agency to the Department of Management Services for
852 human resource management services. This section expires July 1,
853 2024.

854 Section 35. In order to implement Specific Appropriation
855 2871 in the 2023-2024 General Appropriations Act in the Building

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856 Relocation appropriation category from the Architects Incidental
857 Trust Fund of the Department of Management Services, and in
858 accordance with s. 215.196, Florida Statutes, the Department of
859 Management Services:

860 (1) Upon the final disposition of a state-owned building,
861 the department may use up to 5 percent of facility disposition
862 funds from the Architects Incidental Trust Fund to defer,
863 offset, or otherwise pay for all or a portion of relocation
864 expenses, including furniture, fixtures, and equipment for state
865 agencies impacted by of the disposition of the department's
866 managed facilities in the Florida Facilities Pool. The extent of
867 the financial assistance provided to impacted state agencies
868 shall be determined by the department.

869 (2) The Department of Management Services may submit
870 budget amendments for an increase in appropriation if necessary
871 for the implementation of this section pursuant to the
872 provisions of chapter 216, Florida Statutes. Budget amendments
873 for an increase in appropriation shall include a detailed plan
874 providing all estimated costs and relocation proposals.

875 (3) This section expires July 1, 2024.

876 Section 36. In order to implement Specific Appropriation
877 2845 of the 2023-2024 General Appropriations Act from the
878 Architects Incidental Trust Fund of the Department of Management
879 Services, notwithstanding s. 253.025, Florida Statutes, and in
880 accordance with s. 215.196, Florida Statutes, the Department of

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881 Management Services may acquire additional state-owned office
882 buildings, as defined in s. 255.248, Florida Statutes, or
883 property for inclusion in the Florida Facilities Pool as created
884 in s. 255.505, Florida Statutes. This section expires July 1,
885 2024.

886 Section 37. In order to implement Specific Appropriations
887 2449 through 2452 of the 2023-2024 General Appropriations Act,
888 section 72 of chapter 2020-114, Laws of Florida, as amended by
889 section 52 of chapter 2022-157, Laws of Florida, is reenacted
890 and amended to read:

891 Section 72. (1) The Department of Financial Services
892 shall replace the four main components of the Florida Accounting
893 Information Resource Subsystem (FLAIR), which include central
894 FLAIR, departmental FLAIR, payroll, and information warehouse,
895 and shall replace the cash management and accounting management
896 components of the Cash Management Subsystem (CMS) with an
897 integrated enterprise system that allows the state to organize,
898 define, and standardize its financial management business
899 processes and that complies with ss. 215.90-215.96, Florida
900 Statutes. The department may not include in the replacement of
901 FLAIR and CMS:

902 (a) Functionality that duplicates any of the other
903 information subsystems of the Florida Financial Management
904 Information System; or

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905 (b) Agency business processes related to any of the
906 functions included in the Personnel Information System, the
907 Purchasing Subsystem, or the Legislative Appropriations
908 System/Planning and Budgeting Subsystem.

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

911 (a) Take into consideration the cost and implementation
912 data identified for Option 3 as recommended in the March 31,
913 2014, Florida Department of Financial Services FLAIR Study,
914 version 031.

915 (b) Ensure that all business requirements and technical
916 specifications have been provided to all state agencies for
917 their review and input and approved by the executive steering
918 committee established in paragraph (c), including any updates to
919 these documents.

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

922 1. The Chief Financial Officer or the executive sponsor of
923 the project.

924 2. A representative of the Division of Treasury of the
925 Department of Financial Services, appointed by the Chief
926 Financial Officer.

927 3. The Chief Information Officers of the Department of
928 Financial Services and the Department of Environmental
929 Protection.

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930 4. Two employees from the Division of Accounting and
931 Auditing of the Department of Financial Services, appointed by
932 the Chief Financial Officer. Each employee must have experience
933 relating to at least one of the four main components that
934 compose FLAIR.

935 5. Two employees from the Executive Office of the
936 Governor, appointed by the Governor. One employee must have
937 experience relating to the Legislative Appropriations
938 System/Planning and Budgeting Subsystem.

939 6. One employee from the Department of Revenue, appointed
940 by the executive director, who has experience using or
941 maintaining the department's finance and accounting systems.

942 7. Two employees from the Department of Management
943 Services, appointed by the Secretary of Management Services. One
944 employee must have experience relating to the department's
945 personnel information subsystem and one employee must have
946 experience relating to the department's purchasing subsystem.

947 8. A state agency administrative services director,
948 appointed by the Governor.

949 9. The executive sponsor of the Florida Health Care
950 Connection (FX) System or his or her designee, appointed by the
951 Secretary of Health Care Administration.

952 10. The State Chief Information Officer, or his or her
953 designee, as a nonvoting member. The State Chief Information
954 Officer, or his or her designee, shall provide monthly status

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955 reports to the Executive Steering Committee pursuant to the
956 oversight responsibilities in s. 282.0051, Florida Statutes.

957 11. One employee from the Department of Business and
958 Professional Regulation who has experience in finance and
959 accounting and FLAIR, appointed by the Secretary of the
960 Department of Business and Professional Regulation.

961 12. One employee from the Florida Fish and Wildlife
962 Conservation Commission who has experience using or maintaining
963 the commission's finance and accounting systems, appointed by
964 the Chair of the Florida Fish and Wildlife Conservation
965 Commission.

966 13. The budget director of the Department of Education, or
967 his or her designee.

968 (3) (a) The Chief Financial Officer or the executive
969 sponsor of the project shall serve as chair of the executive
970 steering committee, and the committee shall take action by a
971 vote of at least eight affirmative votes with the Chief
972 Financial Officer or the executive sponsor of the project voting
973 on the prevailing side. A quorum of the executive steering
974 committee consists of at least 10 members.

975 (b) No later than 14 days before a meeting of the
976 executive steering committee, the chair shall request input from
977 committee members on agenda items for the next scheduled
978 meeting.

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979 (c) The chair shall establish, ~~by July 31, 2022,~~ a working
980 group consisting of FLAIR users, state agency technical staff
981 who maintain applications that integrate with FLAIR, and no less
982 than four state agency finance and accounting or budget
983 directors. The working group shall meet at least monthly to
984 review PALM functionality, assess project impacts to state
985 financial business processes and agency staff, and develop
986 recommendations to the Executive Steering Committee for
987 improvements. The chair shall request input from the working
988 group on agenda items for each scheduled meeting. The PALM
989 project team shall dedicate a staff member to the group and
990 provide system demonstrations and any project documentation, as
991 needed, for the group to fulfill its duties.

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

995 (a) Identify and recommend to the Executive Office of the
996 Governor, the President of the Senate, and the Speaker of the
997 House of Representatives any statutory changes needed to
998 implement the replacement subsystem that will standardize, to
999 the fullest extent possible, the state's financial management
1000 business processes.

1001 (b) Review and approve any changes to the project's scope,
1002 schedule, and budget which do not conflict with the requirements
1003 of subsection (1).

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1004 (c) Ensure that adequate resources are provided throughout
1005 all phases of the project.

1006 (d) Approve all major project deliverables and any cost
1007 changes to each deliverable over \$250,000.

1008 (e) Approve contract amendments and changes to all
1009 contract-related documents associated with the replacement of
1010 FLAIR and CMS.

1011 (f) Ensure compliance with ss. 216.181(16), 216.311,
1012 216.313, 282.318(4)(h), and 287.058, Florida Statutes.

1013 (5) This section expires July 1, 2024 ~~2023~~.

1014 Section 38. In order to implement Specific Appropriation
1015 2995 of the 2023-2024 General Appropriations Act, subsection (3)
1016 of section 282.709, Florida Statutes, is reenacted to read:

1017 282.709 State agency law enforcement radio system and
1018 interoperability network.—

1019 (3) In recognition of the critical nature of the statewide
1020 law enforcement radio communications system, the Legislature
1021 finds that there is an immediate danger to the public health,
1022 safety, and welfare, and that it is in the best interest of the
1023 state to continue partnering with the system's current operator.
1024 The Legislature finds that continuity of coverage is critical to
1025 supporting law enforcement, first responders, and other public
1026 safety users. The potential for a loss in coverage or a lack of
1027 interoperability between users requires emergency action and is

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1028 a serious concern for officers' safety and their ability to
1029 communicate and respond to various disasters and events.

1030 (a) The department, pursuant to s. 287.057(10), shall
1031 enter into a 15-year contract with the entity that was operating
1032 the statewide radio communications system on January 1, 2021.

1033 The contract must include:

- 1034 1. The purchase of radios;
- 1035 2. The upgrade to the Project 25 communications standard;
- 1036 3. Increased system capacity and enhanced coverage for
1037 system users;
- 1038 4. Operations, maintenance, and support at a fixed annual
1039 rate;
- 1040 5. The conveyance of communications towers to the
1041 department; and
- 1042 6. The assignment of communications tower leases to the
1043 department.

1044 (b) The State Agency Law Enforcement Radio System Trust
1045 Fund is established in the department and funded from surcharges
1046 collected under ss. 318.18, 320.0802, and 328.72. Upon
1047 appropriation, moneys in the trust fund may be used by the
1048 department to acquire the equipment, software, and engineering,
1049 administrative, and maintenance services it needs to construct,
1050 operate, and maintain the statewide radio system. Moneys in the
1051 trust fund from surcharges shall be used to help fund the costs
1052 of the system. Upon completion of the system, moneys in the

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1053 trust fund may also be used by the department for payment of the
1054 recurring maintenance costs of the system.

1055 Section 39. The text of s. 282.709(3), Florida Statutes,
1056 as carried forward from chapters 2021-37, Laws of Florida, by
1057 this act, expires July 1, 2024, and the text of that subsection
1058 shall revert to that in existence on June 1, 2021, except that
1059 any amendments to such text enacted other than by this act shall
1060 be preserved and continue to operate to the extent that such
1061 amendments are not dependent upon the portions of text which
1062 expire pursuant to this section.

1063 Section 40. In order to implement appropriations relating
1064 to the purchase of equipment and services related to the
1065 Statewide Law Enforcement Radio System (SLERS) as authorized in
1066 the 2023-2024 General Appropriations Act, and notwithstanding s.
1067 287.057, Florida Statutes, state agencies and other eligible
1068 users of the SLERS network may use the Department of Management
1069 Services SLERS contract for purchase of equipment and services.
1070 This section expires July 1, 2024.

1071 Section 41. In order to implement Specific Appropriations
1072 2889 through 2900 of the 2023-2024 General Appropriations Act,
1073 and notwithstanding rule 60A-1.031, Florida Administrative Code,
1074 the transaction fee as identified in s. 287.057(24)(c), Florida
1075 Statutes, shall be collected for use of the online procurement
1076 system and is 0.7 percent for the 2023-2024 fiscal year only.
1077 This section expires July 1, 2024.

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1078 Section 42. Effective July 1, 2023, upon the expiration
1079 and reversion of the amendments made to paragraph (i) of
1080 subsection (9) of section 24.105, Florida Statutes, pursuant to
1081 section 18 of chapter 2022-157, Laws of Florida, and in order to
1082 implement Specific Appropriations 2800 through 2824 of the 2023-
1083 2024 General Appropriations Act, paragraph (i) of subsection (9)
1084 of section 24.105, Florida Statutes, is amended to read:

1085 24.105 Powers and duties of department.—The department
1086 shall:

1087 (9) Adopt rules governing the establishment and operation
1088 of the state lottery, including:

1089 (i) The manner and amount of compensation of retailers,
1090 except for the 2023-2024 fiscal year only, effective July 1,
1091 2023, the commission for Florida Lottery ticket sales shall be 6
1092 percent of the purchase price of each ticket sold or issued as a
1093 prize by a retailer. Any additional retailer compensation is
1094 limited to the Florida Lottery Retailer Bonus Commission program
1095 appropriated in Specific Appropriation 2820 of the 2023-2024
1096 General Appropriations Act.

1097 Section 43. The amendment to s. 24.105, Florida Statutes,
1098 made by this act expires July 1, 2024, and the text of that
1099 subsection shall revert to that in existence on June 30, 2023,
1100 except that any amendments to such text enacted other than by
1101 this act shall be preserved and continue to operate to the

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1102 extent that such amendments are not dependent upon the portions
1103 of text which expire pursuant to this section.

1104 Section 44. Effective upon becoming law, in order to
1105 implement Specific Appropriations 2441 through 2448 of the 2023-
1106 2024 General Appropriations Act, section 717.123, Florida
1107 Statutes, is amended to read:

1108 717.123 Deposit of funds.—

1109 (1) All funds received under this chapter, including the
1110 proceeds from the sale of unclaimed property under s. 717.122,
1111 shall forthwith be deposited by the department in the Unclaimed
1112 Property Trust Fund. The department shall retain, from funds
1113 received under this chapter, an amount not exceeding \$65 ~~\$15~~
1114 million from which the department shall make prompt payment of
1115 claims allowed by the department and shall pay the costs
1116 incurred by the department in administering and enforcing this
1117 chapter. All remaining funds received by the department under
1118 this chapter shall be deposited by the department into the State
1119 School Fund.

1120 (2) The department shall record the name and last known
1121 address of each person appearing from the holder's reports to be
1122 entitled to the unclaimed property in the total amounts of \$5 or
1123 greater; the name and the last known address of each insured
1124 person or annuitant; and with respect to each policy or contract
1125 listed in the report of an insurance corporation, its number,
1126 the name of the corporation, and the amount due.

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1127 Section 45. The amendment to s. 717.123, Florida Statutes,
1128 made by this act expires July 1, 2023, and the text of that
1129 subsection shall revert to that in existence on January 1, 2023,
1130 except that any amendments to such text enacted other than by
1131 this act shall be preserved and continue to operate to the
1132 extent that such amendments are not dependent upon the portions
1133 of text which expire pursuant to this section.

1134 Section 46. (1) In order to implement section 8 of the
1135 2023-2024 General Appropriations Act, beginning July 1, 2023,
1136 and on the first of each month thereafter, the Department of
1137 Management Services shall assess an administrative health
1138 assessment to each state agency equal to the employer's cost of
1139 individual employee health care coverage for each vacant
1140 position within such agency eligible for coverage through the
1141 Division of State Group Insurance. As used in this section, the
1142 term "state agency" means an agency within the State Personnel
1143 System, the Department of Lottery, the Justice Administrative
1144 Commission and all entities administratively housed in the
1145 Justice Administrative Commission, and the state courts system.

1146 (2) Each state agency shall remit the assessed
1147 administrative health assessment under subsection (1) to the
1148 State Employees Health Insurance Trust Fund, from currently
1149 allocated monies for salaries and benefits, within 30 days of
1150 receipt of the assessment from the Department of Management
1151 Services. Should any state agency become more than 60 days

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1152 delinquent in payment of this obligation, the Department of
1153 Management Services shall certify to the Chief Financial Officer
1154 the amount due and the Chief Financial Officer shall transfer
1155 the amount due to the Department of Management Services.

1156 (3) The administrative health assessment shall not apply
1157 to positions for which funding, or a portion of funding, is paid
1158 for with federal funds. Each state agency shall provide the
1159 Department of Management Services a complete list of position
1160 numbers that are funded, or partially funded, with federal
1161 funding no later than July 31, 2023, and shall update the list
1162 on the last day of each month thereafter. For federally funded
1163 positions, or partially funded positions, each state agency
1164 shall immediately take steps to include the administrative
1165 health assessment in their indirect cost plan for 2024-2025
1166 fiscal year and each year thereafter. A state agency shall
1167 notify the Department of Management Services upon approval of
1168 the updated indirect cost plan. If the state agency is not able
1169 to obtain approval from their federal awarding agency, they must
1170 notify the Department of Management Services no later than
1171 January 16, 2024.

1172 (4) Pursuant to the notice, review, and objection
1173 procedures of s. 216.177, Florida Statutes, the Executive Office
1174 of the Governor may transfer budget authority appropriated in
1175 the Salaries and Benefits appropriation category between
1176 agencies in order to align the appropriations granted with the

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1177 assessments that must be paid by each agency to the Department
1178 of Management Services for the administrative health assessment.
1179 This section expires July 1, 2024.

1180 Section 47. In order to implement specific appropriations
1181 from the land acquisition trust funds within the Department of
1182 Agriculture and Consumer Services, the Department of
1183 Environmental Protection, the Department of State, and the Fish
1184 and Wildlife Conservation Commission, which are contained in the
1185 2023-2024 General Appropriations Act, subsection (3) of section
1186 215.18, Florida Statutes, is amended to read:

1187 215.18 Transfers between funds; limitation.—

1188 (3) Notwithstanding subsection (1) and only with respect
1189 to a land acquisition trust fund in the Department of
1190 Agriculture and Consumer Services, the Department of
1191 Environmental Protection, the Department of State, or the Fish
1192 and Wildlife Conservation Commission, whenever there is a
1193 deficiency in a land acquisition trust fund which would render
1194 that trust fund temporarily insufficient to meet its just
1195 requirements, including the timely payment of appropriations
1196 from that trust fund, and other trust funds in the State
1197 Treasury have moneys that are for the time being or otherwise in
1198 excess of the amounts necessary to meet the just requirements,
1199 including appropriated obligations, of those other trust funds,
1200 the Governor may order a temporary transfer of moneys from one
1201 or more of the other trust funds to a land acquisition trust

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1202 fund in the Department of Agriculture and Consumer Services, the
1203 Department of Environmental Protection, the Department of State,
1204 or the Fish and Wildlife Conservation Commission. Any action
1205 proposed pursuant to this subsection is subject to the notice,
1206 review, and objection procedures of s. 216.177, and the Governor
1207 shall provide notice of such action at least 7 days before the
1208 effective date of the transfer of trust funds, except that
1209 during July 2023 ~~2022~~, notice of such action shall be provided
1210 at least 3 days before the effective date of a transfer unless
1211 such 3-day notice is waived by the chair and vice chair of the
1212 Legislative Budget Commission. Any transfer of trust funds to a
1213 land acquisition trust fund in the Department of Agriculture and
1214 Consumer Services, the Department of Environmental Protection,
1215 the Department of State, or the Fish and Wildlife Conservation
1216 Commission must be repaid to the trust funds from which the
1217 moneys were loaned by the end of the 2023-2024 ~~2022-2023~~ fiscal
1218 year. The Legislature has determined that the repayment of the
1219 other trust fund moneys temporarily loaned to a land acquisition
1220 trust fund in the Department of Agriculture and Consumer
1221 Services, the Department of Environmental Protection, the
1222 Department of State, or the Fish and Wildlife Conservation
1223 Commission pursuant to this subsection is an allowable use of
1224 the moneys in a land acquisition trust fund because the moneys
1225 from other trust funds temporarily loaned to a land acquisition
1226 trust fund shall be expended solely and exclusively in

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1227 accordance with s. 28, Art. X of the State Constitution. This
1228 subsection expires July 1, 2024 ~~2023~~.

1229 Section 48. (1) In order to implement specific
1230 appropriations from the land acquisition trust funds within the
1231 Department of Agriculture and Consumer Services, the Department
1232 of Environmental Protection, the Department of State, and the
1233 Fish and Wildlife Conservation Commission, which are contained
1234 in the 2023-2024 General Appropriations Act, the Department of
1235 Environmental Protection shall transfer revenues from the Land
1236 Acquisition Trust Fund within the department to the land
1237 acquisition trust funds within the Department of Agriculture and
1238 Consumer Services, the Department of State, and the Fish and
1239 Wildlife Conservation Commission, as provided in this section.
1240 As used in this section, the term "department" means the
1241 Department of Environmental Protection.

1242 (2) After subtracting any required debt service payments,
1243 the proportionate share of revenues to be transferred to each
1244 land acquisition trust fund shall be calculated by dividing the
1245 appropriations from each of the land acquisition trust funds for
1246 the 2023-2024 fiscal year by the total appropriations from the
1247 Land Acquisition Trust Fund within the department and the land
1248 acquisition trust funds within the Department of Agriculture and
1249 Consumer Services, the Department of State, and the Fish and
1250 Wildlife Conservation Commission for the 2023-2024 fiscal year.
1251 The department shall transfer the proportionate share of the

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1252 revenues in the Land Acquisition Trust Fund within the
1253 department on a monthly basis to the appropriate land
1254 acquisition trust funds within the Department of Agriculture and
1255 Consumer Services, the Department of State, and the Fish and
1256 Wildlife Conservation Commission and shall retain its
1257 proportionate share of the revenues in the Land Acquisition
1258 Trust Fund within the department. Total distributions to a land
1259 acquisition trust fund within the Department of Agriculture and
1260 Consumer Services, the Department of State, and the Fish and
1261 Wildlife Conservation Commission may not exceed the total
1262 appropriations from such trust fund for the 2023-2024 fiscal
1263 year.

1264 (3) In addition, the department shall transfer from the
1265 Land Acquisition Trust Fund to land acquisition trust funds
1266 within the Department of Agriculture and Consumer Services, the
1267 Department of State, and the Fish and Wildlife Conservation
1268 Commission amounts equal to the difference between the amounts
1269 appropriated in chapter 2022-156, Laws of Florida, to the
1270 department's Land Acquisition Trust Fund and the other land
1271 acquisition trust funds, and the amounts actually transferred
1272 between those trust funds during the 2022-2023 fiscal year.

1273 (4) The department may advance funds from the beginning
1274 unobligated fund balance in the Land Acquisition Trust Fund to
1275 the Land Acquisition Trust Fund within the Fish and Wildlife
1276 Conservation Commission needed for cash flow purposes based on a

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1277 detailed expenditure plan. The department shall prorate amounts
1278 transferred quarterly to the Fish and Wildlife Conservation
1279 Commission to recoup the amount of funds advanced by June 30,
1280 2024.

1281 (5) This section expires July 1, 2024.

1282 Section 49. In order to implement appropriations from the
1283 Land Acquisition Trust Fund within the Department of
1284 Environmental Protection in the 2023-2024 General Appropriations
1285 Act, paragraph (b) of subsection (3) of section 375.041, Florida
1286 Statutes, is amended to read:

1287 375.041 Land Acquisition Trust Fund.—

1288 (3) Funds distributed into the Land Acquisition Trust Fund
1289 pursuant to s. 201.15 shall be applied:

1290 (b) Of the funds remaining after the payments required
1291 under paragraph (a), but before funds may be appropriated,
1292 pledged, or dedicated for other uses:

1293 1. A minimum of the lesser of 25 percent or \$200 million
1294 shall be appropriated annually for Everglades projects that
1295 implement the Comprehensive Everglades Restoration Plan as set
1296 forth in s. 373.470, including the Central Everglades Planning
1297 Project subject to Congressional authorization; the Long-Term
1298 Plan as defined in s. 373.4592(2); and the Northern Everglades
1299 and Estuaries Protection Program as set forth in s. 373.4595.
1300 From these funds, \$32 million shall be distributed each fiscal
1301 year through the 2023-2024 fiscal year to the South Florida

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1302 Water Management District for the Long-Term Plan as defined in
1303 s. 373.4592(2). After deducting the \$32 million distributed
1304 under this subparagraph, from the funds remaining, a minimum of
1305 the lesser of 76.5 percent or \$100 million shall be appropriated
1306 each fiscal year through the 2025-2026 fiscal year for the
1307 planning, design, engineering, and construction of the
1308 Comprehensive Everglades Restoration Plan as set forth in s.
1309 373.470, including the Central Everglades Planning Project, the
1310 Everglades Agricultural Area Storage Reservoir Project, the Lake
1311 Okeechobee Watershed Project, the C-43 West Basin Storage
1312 Reservoir Project, the Indian River Lagoon-South Project, the
1313 Western Everglades Restoration Project, and the Picayune Strand
1314 Restoration Project. The Department of Environmental Protection
1315 and the South Florida Water Management District shall give
1316 preference to those Everglades restoration projects that reduce
1317 harmful discharges of water from Lake Okeechobee to the St.
1318 Lucie or Caloosahatchee estuaries in a timely manner. For the
1319 purpose of performing the calculation provided in this
1320 subparagraph, the amount of debt service paid pursuant to
1321 paragraph (a) for bonds issued after July 1, 2016, for the
1322 purposes set forth under this paragraph shall be added to the
1323 amount remaining after the payments required under paragraph
1324 (a). The amount of the distribution calculated shall then be
1325 reduced by an amount equal to the debt service paid pursuant to

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1326 paragraph (a) on bonds issued after July 1, 2016, for the
1327 purposes set forth under this subparagraph.

1328 2. A minimum of the lesser of 7.6 percent or \$50 million
1329 shall be appropriated annually for spring restoration,
1330 protection, and management projects. For the purpose of
1331 performing the calculation provided in this subparagraph, the
1332 amount of debt service paid pursuant to paragraph (a) for bonds
1333 issued after July 1, 2016, for the purposes set forth under this
1334 paragraph shall be added to the amount remaining after the
1335 payments required under paragraph (a). The amount of the
1336 distribution calculated shall then be reduced by an amount equal
1337 to the debt service paid pursuant to paragraph (a) on bonds
1338 issued after July 1, 2016, for the purposes set forth under this
1339 subparagraph.

1340 3. The sum of \$5 million shall be appropriated annually
1341 each fiscal year through the 2025-2026 fiscal year to the St.
1342 Johns River Water Management District for projects dedicated to
1343 the restoration of Lake Apopka. This distribution shall be
1344 reduced by an amount equal to the debt service paid pursuant to
1345 paragraph (a) on bonds issued after July 1, 2016, for the
1346 purposes set forth in this subparagraph.

1347 4. The sum of \$64 million is appropriated and shall be
1348 transferred to the Everglades Trust Fund for the 2018-2019
1349 fiscal year, and each fiscal year thereafter, for the EAA
1350 reservoir project pursuant to s. 373.4598. Any funds remaining

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1351 in any fiscal year shall be made available only for Phase II of
1352 the C-51 reservoir project or projects identified in
1353 subparagraph 1. and must be used in accordance with laws
1354 relating to such projects. Any funds made available for such
1355 purposes in a fiscal year are in addition to the amount
1356 appropriated under subparagraph 1. This distribution shall be
1357 reduced by an amount equal to the debt service paid pursuant to
1358 paragraph (a) on bonds issued after July 1, 2017, for the
1359 purposes set forth in this subparagraph.

1360 5. The sum of \$50 million shall be appropriated annually
1361 to the South Florida Water Management District for the Lake
1362 Okeechobee Watershed Restoration Project in accordance with s.
1363 373.4599. This distribution must be reduced by an amount equal
1364 to the debt service paid pursuant to paragraph (a) on bonds
1365 issued after July 1, 2021, for the purposes set forth in this
1366 subparagraph.

1367 6. Notwithstanding subparagraph 3., for the 2023-2024
1368 ~~2022-2023~~ fiscal year, funds shall be appropriated as provided
1369 in the General Appropriations Act. This subparagraph expires
1370 July 1, 2024 ~~2023~~.

1371 Section 50. In order to implement Specific Appropriation
1372 1757 of the 2023-2024 General Appropriations Act, and
1373 notwithstanding the expiration date in section 66 of chapter
1374 2022-157, Laws of Florida, paragraph (g) of subsection (15) of
1375 section 376.3071, Florida Statutes, is reenacted to read:

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1376 376.3071 Inland Protection Trust Fund; creation; purposes;
1377 funding.—

1378 (15) ETHANOL OR BIODIESEL DAMAGE; PREVENTIVE MEASURES.—The
1379 department shall pay, pursuant to this subsection, up to \$10
1380 million each fiscal year from the fund for the costs of labor
1381 and equipment to repair or replace petroleum storage systems
1382 that may have been damaged due to the storage of fuels blended
1383 with ethanol or biodiesel, or for preventive measures to reduce
1384 the potential for such damage.

1385 (g) Payments may not be made for the following:

1386 1. Proposal costs or costs related to preparation of the
1387 application and required documentation;

1388 2. Certified public accountant costs;

1389 3. Except as provided in paragraph (j), any costs in
1390 excess of the amount approved by the department under paragraph
1391 (b) or which are not in substantial compliance with the purchase
1392 order;

1393 4. Costs associated with storage tanks, piping, or
1394 ancillary equipment that has previously been repaired or
1395 replaced for which costs have been paid under this section;

1396 5. Facilities that are not in compliance with department
1397 storage tank rules, until the noncompliance issues have been
1398 resolved; or

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1399 6. Costs associated with damage to petroleum storage
1400 systems caused in whole or in part by causes other than the
1401 storage of fuels blended with ethanol or biodiesel.

1402 Section 51. The amendment to s. 376.3071(15) (g), Florida
1403 Statutes, as carried forward from chapter 2020-114, Laws of
1404 Florida, by this act, expires July 1, 2024, and the text of that
1405 paragraph shall revert to that in existence on June 30, 2020,
1406 except that any amendments to such text enacted other than by
1407 this act shall be preserved and continue to operate to the
1408 extent that such amendments are not dependent upon the portion
1409 of text which expires pursuant to this section.

1410 Section 52. In order to implement Specific Appropriation
1411 1641 of the 2023-2024 General Appropriations Act, paragraph (n)
1412 is added to subsection (3) of section 259.105, Florida Statutes,
1413 to read:

1414 259.105 The Florida Forever Act.—

1415 (3) Less the costs of issuing and the costs of funding
1416 reserve accounts and other costs associated with bonds, the
1417 proceeds of cash payments or bonds issued pursuant to this
1418 section shall be deposited into the Florida Forever Trust Fund
1419 created by s. 259.1051. The proceeds shall be distributed by the
1420 Department of Environmental Protection in the following manner:

1421 (n) Notwithstanding paragraphs (a)-(j) and for the 2023-
1422 2024 fiscal year, the amount of \$2,200,000 to only the Division
1423 of State Lands within the Department of Environmental Protection

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1424 for the Board of Trustees Florida Forever Priority List land
1425 acquisition projects. This paragraph expires July 1, 2024.

1426 Section 53. In order to implement appropriations in
1427 section 95, subsection (22) of section 161.101, Florida
1428 Statutes, is amended to read:

1429 161.101 State and local participation in authorized
1430 projects and studies relating to beach management and erosion
1431 control.—

1432 (22) Notwithstanding subsections (1), (15), and (16), and
1433 for the 2023-2024 ~~2022-2023~~ fiscal year, for beaches located in
1434 Brevard, Broward, Charlotte, Collier, Duval, Flagler, Indian
1435 River, Lee, Manatee, Martin, Nassau, Palm Beach, St. Johns, St.
1436 Lucie, Sarasota, and Volusia Counties, impacted by Hurricane Ian
1437 or Hurricane Nicole, the department may waive or reduce the
1438 match requirements for local governments. This subsection
1439 expires July 1, 2024 ~~2023~~.

1440 Section 54. In order to implement section 96 of the 2023-
1441 2024 General Appropriations Act, section 10 of chapter 2022-272,
1442 Laws of Florida is amended to read:

1443 Section 10. Hurricane Restoration Reimbursement Grant
1444 Program.—

1445 (1) There is hereby created within the Department of
1446 Environmental Protection the Hurricane Restoration Reimbursement
1447 Grant Program for the purpose of providing financial assistance
1448 to mitigate coastal beach erosion for coastal homeowners whose

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1449 property was significantly impacted by Hurricane Ian or
1450 Hurricane Nicole in 2022. The department is authorized to
1451 provide financial assistance grants to eligible recipients
1452 located in Brevard, Broward, Charlotte, Collier, Duval, Flagler,
1453 Indian River, Lee, Manatee, Martin, Nassau, Palm Beach, Saint
1454 Johns, Saint Lucie, Sarasota, and Volusia Counties.

1455 (2) The department may provide grants to property owners
1456 to mitigate for coastal beach erosion caused by Hurricane Ian or
1457 Hurricane Nicole during 2022. Grant funding may only be used to
1458 reimburse a property owner for construction costs:

1459 (a) Related to sand placement and temporary or permanent
1460 coastal armoring construction projects to mitigate coastal beach
1461 erosion and may not be used for the repair of residential
1462 structures.

1463 (b) Incurred as a result of preparation for or damage
1464 sustained from Hurricane Ian or Hurricane Nicole in 2022.

1465 (c) Incurred after September 23, 2022.

1466 (d) Related to a project that has been permitted, is
1467 exempt from permitting requirements, or is otherwise authorized
1468 by law.

1469 (3) Financial assistance grants may only be provided to
1470 mitigate damage to property located in Brevard, Broward,
1471 Charlotte, Collier, Duval, Flagler, Indian River, Lee, Manatee,
1472 Martin, Nassau, Palm Beach, Saint Johns, Saint Lucie, Sarasota,
1473 and Volusia Counties that is a:

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- 1474 (a) Residential property that meets the following
1475 requirements:
- 1476 1. The parcel must be a single-family, site-built,
1477 residential property; and
- 1478 2. The homeowner must have been granted a homestead
1479 exemption on the home under chapter 196, Florida Statutes;
- 1480 (b) Residential condominium, as defined in chapter 718,
1481 Florida Statutes; or
- 1482 (c) Cooperative, as defined in chapter 719, Florida
1483 Statutes.
- 1484 (4)(a) The department shall cost-share with \$1 provided by
1485 the property owner for every \$1 provided by the state with a
1486 maximum of \$150,000 in state funding toward the actual cost of
1487 an eligible project. The department shall prioritize applicants
1488 who are low-income or moderate-income persons, as defined in s.
1489 420.0004, Florida Statutes. Grants will be awarded to property
1490 owners for eligible projects following the receipt of a
1491 completed application on a first-come, first-served basis until
1492 funding is exhausted.
- 1493 1. Applications may be submitted beginning February 1,
1494 2023.
- 1495 2. Applicants must include evidence that the project meets
1496 the criteria in subsections (2) and (3).
- 1497 (b) If the department determines that an application meets
1498 the requirements of this section, the department shall enter

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1499 into a cost-share grant agreement with the applicant consistent
1500 with this section.

1501 (c) The department shall disburse grant funds on a
1502 reimbursement basis. In order to receive reimbursement, property
1503 owners must submit, at a minimum:

1504 1. If applicable, the permit issued under chapter 161,
1505 Florida Statutes, or applicable statute, and evidence that the
1506 project complies with all permitting requirements.

1507 2. All invoices and payment receipts for eligible
1508 projects.

1509 3. If applicable, documentation that the eligible project
1510 was completed by a licensed professional or contractor.

1511 (5) No later than January 31, 2023, the department shall
1512 adopt emergency rules prescribing the procedures,
1513 administration, and criteria for approving the applications for
1514 the Hurricane Restoration Reimbursement Grant Program. The
1515 department is authorized, and all conditions are deemed met, to
1516 adopt emergency rules under ss. 120.536(1) and 120.54(4),
1517 Florida Statutes, to implement this section. The Legislature
1518 finds that such emergency rulemaking authority is necessary to
1519 address critical shoreline erosion which may result in the loss
1520 of property by homeowners in those areas of the state that
1521 sustained damage due to Hurricane Ian or Hurricane Nicole during
1522 2022. Such rules shall remain effective for 6 months after the
1523 date of adoption.

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1524 (6) This section expires July 1, 2024 ~~2023~~.

1525 Section 55. In order to implement Specific Appropriation
1526 2722 of the 2023-2024 General Appropriations Act, paragraph (b)
1527 of subsection (3) and subsection (5) of section 321.04, Florida
1528 Statutes, are amended to read:

1529 321.04 Personnel of the highway patrol; rank
1530 classifications; probationary status of new patrol officers;
1531 subsistence; special assignments.—

1532 (3)

1533 (b) For the 2023-2024 ~~2022-2023~~ fiscal year only, upon the
1534 request of the Governor, the Department of Highway Safety and
1535 Motor Vehicles shall assign one or more patrol officers to the
1536 office of the Lieutenant Governor for security services. This
1537 paragraph expires July 1, 2024 ~~2023~~.

1538 (5) For the 2023-2024 ~~2022-2023~~ fiscal year only, the
1539 assignment of a patrol officer by the department shall include a
1540 Cabinet member specified in s. 4, Art. IV of the State
1541 Constitution if deemed appropriate by the department or in
1542 response to a threat and upon written request of such Cabinet
1543 member. This subsection expires July 1, 2024 ~~2023~~.

1544 Section 56. In order to implement section 131 of the 2023-
1545 2024 General Appropriations Act, subsection (3) of section
1546 288.80125, Florida Statutes, is amended to read:

1547 288.80125 Triumph Gulf Coast Trust Fund.—

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Amendment No.

1548 (3) For the 2023-2024 ~~2022-2023~~ fiscal year, funds shall
1549 be used for the Rebuild Florida Revolving Loan Fund program to
1550 provide assistance to businesses impacted by Hurricane Michael
1551 as provided in the General Appropriations Act. This subsection
1552 expires July 1, 2024 ~~2023~~.

1553 Section 57. In order to implement section 152 of the 2023-
1554 2024 General Appropriations Act, subsection (4) of section
1555 339.08, Florida Statutes, is amended to read:

1556 339.08 Use of moneys in State Transportation Trust Fund.—

1557 (4) Notwithstanding any other law, and for the 2023-2024
1558 ~~2022-2023~~ fiscal year only, funds are appropriated to the State
1559 Transportation Trust Fund from the General Revenue Fund as
1560 provided in the General Appropriations Act. The department is
1561 not required to deplete the resources transferred from the
1562 General Revenue Fund for the fiscal year as required in s.
1563 339.135(3)(b), and the funds may not be used in calculating the
1564 required quarterly cash balance of the trust fund as required in
1565 s. 339.135(6)(b). ~~The department shall track and account for~~
1566 ~~such appropriated funds as a separate funding source for~~
1567 ~~eligible projects on the State Highway System and grants to~~
1568 ~~Florida ports.~~ This subsection expires July 1, 2024 ~~2023~~.

1569 Section 58. In order to implement Specific Appropriations
1570 1992 through 2005, 2015, 2016, 2024 through 2027, 2031 through
1571 2035, 2037 through 2045, and 2080 through 2093 of the 2023-2024

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1572 General Appropriations Act, paragraph (h) of subsection (7) of
1573 section 339.135, Florida Statutes, is amended to read:

1574 339.135 Work program; legislative budget request;
1575 definitions; preparation, adoption, execution, and amendment.—

1576 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

1577 (h)1. Any work program amendment that also adds a new
1578 project, or phase thereof, to the adopted work program in excess
1579 of \$3 million is subject to approval by the Legislative Budget
1580 Commission. Any work program amendment submitted under this
1581 paragraph must include, as supplemental information, a list of
1582 projects, or phases thereof, in the current 5-year adopted work
1583 program which are eligible for the funds within the
1584 appropriation category being used for the proposed amendment.
1585 The department shall provide a narrative with the rationale for
1586 not advancing an existing project, or phase thereof, in lieu of
1587 the proposed amendment.

1588 2. If the department submits an amendment to the
1589 Legislative Budget Commission and the commission does not meet
1590 or consider the amendment within 30 days after its submittal,
1591 the chair and vice chair of the commission may authorize the
1592 amendment to be approved pursuant to s. 216.177. This
1593 subparagraph expires July 1, 2024 ~~2023~~.

1594 Section 59. In order to implement Specific Appropriations
1595 2687 through 2696 of the 2023-2024 General Appropriations Act,
1596 and notwithstanding ss. 216.181 and 216.292, Florida Statutes,

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1597 the Division of Emergency Management may submit budget
1598 amendments, subject to the notice, review, and objection
1599 procedures of s. 216.177, Florida Statutes, to increase budget
1600 authority for projected expenditures due to reimbursements from
1601 federally declared disasters. This section expires July 1, 2024.

1602 Section 60. In order to implement Specific Appropriation
1603 2654 of the 2023-2024 General Appropriations Act, paragraph (d)
1604 of subsection (4) of section 112.061, Florida Statutes, is
1605 amended to read:

1606 112.061 Per diem and travel expenses of public officers,
1607 employees, and authorized persons; statewide travel management
1608 system.—

1609 (4) OFFICIAL HEADQUARTERS.—The official headquarters of an
1610 officer or employee assigned to an office shall be the city or
1611 town in which the office is located except that:

1612 (d) A Lieutenant Governor who permanently resides outside
1613 of Leon County, may, if he or she so requests, have an
1614 appropriate facility in his or her county designated as his or
1615 her official headquarters for purposes of this section. This
1616 official headquarters may only serve as the Lieutenant
1617 Governor's personal office. The Lieutenant Governor may not use
1618 state funds to lease space in any facility for his or her
1619 official headquarters.

1620 1. A Lieutenant Governor for whom an official headquarters
1621 is established in his or her county of residence pursuant to

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1622 this paragraph is eligible for subsistence at a rate to be
1623 established by the Governor for each day or partial day that the
1624 Lieutenant Governor is at the State Capitol to conduct official
1625 state business. In addition to the subsistence allowance, a
1626 Lieutenant Governor is eligible for reimbursement for
1627 transportation expenses as provided in subsection (7) for travel
1628 between the Lieutenant Governor's official headquarters and the
1629 State Capitol to conduct state business.

1630 2. Payment of subsistence and reimbursement for
1631 transportation between a Lieutenant Governor's official
1632 headquarters and the State Capitol shall be made to the extent
1633 appropriated funds are available, as determined by the Governor.

1634 3. This paragraph expires July 1, 2024 ~~2023~~.

1635 Section 61. In order to implement Specific Appropriations
1636 2787 and 2788 of the 2023-2024 General Appropriations Act, and
1637 notwithstanding s. 11.13(1), Florida Statutes, the authorized
1638 salaries for members of the Legislature for the 2023-2024 fiscal
1639 year shall be set at the same level in effect on July 1, 2010.
1640 This section expires July 1, 2024.

1641 Section 62. In order to implement the transfer of funds
1642 from the General Revenue Fund from trust funds for the 2023-2024
1643 General Appropriations Act, paragraph (b) of subsection (2) of
1644 section 215.32, Florida Statutes, is reenacted to read:

1645 215.32 State funds; segregation.—

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1646 (2) The source and use of each of these funds shall be as
1647 follows:

1648 (b)1. The trust funds shall consist of moneys received by
1649 the state which under law or under trust agreement are
1650 segregated for a purpose authorized by law. The state agency or
1651 branch of state government receiving or collecting such moneys
1652 is responsible for their proper expenditure as provided by law.
1653 Upon the request of the state agency or branch of state
1654 government responsible for the administration of the trust fund,
1655 the Chief Financial Officer may establish accounts within the
1656 trust fund at a level considered necessary for proper
1657 accountability. Once an account is established, the Chief
1658 Financial Officer may authorize payment from that account only
1659 upon determining that there is sufficient cash and releases at
1660 the level of the account.

1661 2. In addition to other trust funds created by law, to the
1662 extent possible, each agency shall use the following trust funds
1663 as described in this subparagraph for day-to-day operations:

1664 a. Operations or operating trust fund, for use as a
1665 depository for funds to be used for program operations funded by
1666 program revenues, with the exception of administrative
1667 activities when the operations or operating trust fund is a
1668 proprietary fund.

1669 b. Operations and maintenance trust fund, for use as a
1670 depository for client services funded by third-party payors.

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1671 c. Administrative trust fund, for use as a depository for
1672 funds to be used for management activities that are departmental
1673 in nature and funded by indirect cost earnings and assessments
1674 against trust funds. Proprietary funds are excluded from the
1675 requirement of using an administrative trust fund.

1676 d. Grants and donations trust fund, for use as a
1677 depository for funds to be used for allowable grant or donor
1678 agreement activities funded by restricted contractual revenue
1679 from private and public nonfederal sources.

1680 e. Agency working capital trust fund, for use as a
1681 depository for funds to be used pursuant to s. 216.272.

1682 f. Clearing funds trust fund, for use as a depository for
1683 funds to account for collections pending distribution to lawful
1684 recipients.

1685 g. Federal grant trust fund, for use as a depository for
1686 funds to be used for allowable grant activities funded by
1687 restricted program revenues from federal sources.

1688
1689 To the extent possible, each agency must adjust its internal
1690 accounting to use existing trust funds consistent with the
1691 requirements of this subparagraph. If an agency does not have
1692 trust funds listed in this subparagraph and cannot make such
1693 adjustment, the agency must recommend the creation of the
1694 necessary trust funds to the Legislature no later than the next

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1695 | scheduled review of the agency's trust funds pursuant to s.
1696 | 215.3206.

1697 | 3. All such moneys are hereby appropriated to be expended
1698 | in accordance with the law or trust agreement under which they
1699 | were received, subject always to the provisions of chapter 216
1700 | relating to the appropriation of funds and to the applicable
1701 | laws relating to the deposit or expenditure of moneys in the
1702 | State Treasury.

1703 | 4.a. Notwithstanding any provision of law restricting the
1704 | use of trust funds to specific purposes, unappropriated cash
1705 | balances from selected trust funds may be authorized by the
1706 | Legislature for transfer to the Budget Stabilization Fund and
1707 | General Revenue Fund in the General Appropriations Act.

1708 | b. This subparagraph does not apply to trust funds
1709 | required by federal programs or mandates; trust funds
1710 | established for bond covenants, indentures, or resolutions whose
1711 | revenues are legally pledged by the state or public body to meet
1712 | debt service or other financial requirements of any debt
1713 | obligations of the state or any public body; the Division of
1714 | Licensing Trust Fund in the Department of Agriculture and
1715 | Consumer Services; the State Transportation Trust Fund; the
1716 | trust fund containing the net annual proceeds from the Florida
1717 | Education Lotteries; the Florida Retirement System Trust Fund;
1718 | trust funds under the management of the State Board of Education
1719 | or the Board of Governors of the State University System, where

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1720 such trust funds are for auxiliary enterprises, self-insurance,
1721 and contracts, grants, and donations, as those terms are defined
1722 by general law; trust funds that serve as clearing funds or
1723 accounts for the Chief Financial Officer or state agencies;
1724 trust funds that account for assets held by the state in a
1725 trustee capacity as an agent or fiduciary for individuals,
1726 private organizations, or other governmental units; and other
1727 trust funds authorized by the State Constitution.

1728 Section 63. The text of s. 215.32(2)(b), Florida Statutes,
1729 as carried forward from chapter 2011-47, Laws of Florida, by
1730 this act, expires July 1, 2024, and the text of that paragraph
1731 shall revert to that in existence on June 30, 2011, except that
1732 any amendments to such text enacted other than by this act shall
1733 be preserved and continue to operate to the extent that such
1734 amendments are not dependent upon the portions of text which
1735 expire pursuant to this section.

1736 Section 64. In order to implement appropriations in the
1737 2023-2024 General Appropriations Act for state employee travel,
1738 the funds appropriated to each state agency which may be used
1739 for travel by state employees are limited during the 2023-2024
1740 fiscal year to travel for activities that are critical to each
1741 state agency's mission. Funds may not be used for travel by
1742 state employees to foreign countries, other states, conferences,
1743 staff training activities, or other administrative functions
1744 unless the agency head has approved, in writing, that such

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1745 activities are critical to the agency's mission. The agency head
1746 shall consider using teleconferencing and other forms of
1747 electronic communication to meet the needs of the proposed
1748 activity before approving mission-critical travel. This section
1749 does not apply to travel for law enforcement purposes, military
1750 purposes, emergency management activities, or public health
1751 activities. This section expires July 1, 2024.

1752 Section 65. In order to implement appropriations in the
1753 2023-2024 General Appropriations Act for state employee travel
1754 and notwithstanding s. 112.061, Florida Statutes, costs for
1755 lodging associated with a meeting, conference, or convention
1756 organized or sponsored in whole or in part by a state agency or
1757 the judicial branch may not exceed \$225 per day. An employee may
1758 expend his or her own funds for any lodging expenses in excess
1759 of \$225 per day. For purposes of this section, a meeting does
1760 not include travel activities for conducting an audit,
1761 examination, inspection, or investigation or travel activities
1762 related to a litigation or emergency response. This section
1763 expires July 1, 2024.

1764 Section 66. In order to implement the appropriations and
1765 reappropriations authorized in the 2023-2024 General
1766 Appropriations Act, paragraph (d) of subsection (11) of section
1767 216.181, Florida Statutes, is amended, to read:

1768 216.181 Approved budgets for operations and fixed capital
1769 outlay.-

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1770 (11)
1771 (d) Notwithstanding paragraph (b) and paragraph (2)(b),
1772 and for the 2023-2024 ~~2022-2023~~ fiscal year only, the
1773 Legislative Budget Commission may approve budget amendments for
1774 new fixed capital outlay projects or increase the amounts
1775 appropriated to state agencies for fixed capital outlay
1776 projects. This paragraph expires July 1, 2024 ~~2023~~.
1777
1778 The provisions of this subsection are subject to the notice and
1779 objection procedures set forth in s. 216.177.
1780 Section 67. In order to implement Specific Appropriation
1781 2792 of the 2023-2024 General Appropriations Act, subsection (4)
1782 of section 350.0614, Florida Statutes, is amended to read:
1783 350.0614 Public Counsel; compensation and expenses.—
1784 (4) Notwithstanding subsection (1), the operating budget,
1785 as approved jointly by the President of the Senate and the
1786 Speaker of the House of Representatives from the moneys
1787 appropriated to the Public Counsel by the Legislature,
1788 constitutes the allocation under which the Public Counsel will
1789 manage the duties of his or her office. The Public Counsel:
1790 (a) Shall submit an annual budget request to the
1791 Legislature in the format, detail, and schedule determined by
1792 the President of the Senate and the Speaker of the House of
1793 Representatives.

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1794 (b) May employ technical and clerical personnel and retain
1795 additional counsel and experts, including expert witnesses. In
1796 employing such personnel, retaining additional counsel and
1797 experts, and exercising all other administrative duties of the
1798 office, the Public Counsel must follow applicable provisions of
1799 the most recent version of the Joint Policies and Procedures of
1800 the Presiding Officers. Any guidance for administrative issues
1801 not addressed by the Joint Policies and Procedures of the
1802 Presiding Officers requires consultation and joint agreement of
1803 the President of the Senate and the Speaker of the House of
1804 Representatives.

1805
1806 This subsection expires July 1, 2024 ~~2023~~.

1807 Section 68. In order to implement the salaries and
1808 benefits, expenses, other personal services, contracted
1809 services, special categories, and operating capital outlay
1810 categories of the 2023-2024 General Appropriations Act,
1811 paragraph (a) of subsection (2) of section 216.292, Florida
1812 Statutes, is amended to read:

1813 216.292 Appropriations nontransferable; exceptions.-

1814 (2) The following transfers are authorized to be made by
1815 the head of each department or the Chief Justice of the Supreme
1816 Court whenever it is deemed necessary by reason of changed
1817 conditions:

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1818 (a) The transfer of appropriations funded from identical
1819 funding sources, except appropriations for fixed capital outlay,
1820 and the transfer of amounts included within the total original
1821 approved budget and plans of releases of appropriations as
1822 furnished pursuant to ss. 216.181 and 216.192, as follows:

1823 1. Between categories of appropriations within a budget
1824 entity, if no category of appropriation is increased or
1825 decreased by more than 5 percent of the original approved budget
1826 or \$250,000, whichever is greater, by all action taken under
1827 this subsection.

1828 2. Between budget entities within identical categories of
1829 appropriations, if no category of appropriation is increased or
1830 decreased by more than 5 percent of the original approved budget
1831 or \$250,000, whichever is greater, by all action taken under
1832 this subsection.

1833 3. Any agency exceeding salary rate established pursuant
1834 to s. 216.181(8) on June 30th of any fiscal year shall not be
1835 authorized to make transfers pursuant to subparagraphs 1. and 2.
1836 in the subsequent fiscal year.

1837 4. Notice of proposed transfers under subparagraphs 1. and
1838 2. shall be provided to the Executive Office of the Governor and
1839 the chairs of the legislative appropriations committees at least
1840 3 days prior to agency implementation in order to provide an
1841 opportunity for review. The review shall be limited to ensuring

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1842 that the transfer is in compliance with the requirements of this
1843 paragraph.

1844 5. For the 2023-2024 fiscal year, the review shall ensure
1845 that transfers proposed pursuant to this paragraph comply with
1846 this chapter, maximize the use of available and appropriate
1847 trust funds, and are not contrary to legislative policy and
1848 intent. This subparagraph expires July 1, 2024.

1849 Section 69. Any section of this act which implements a
1850 specific appropriation or specifically identified proviso
1851 language in the 2023-2024 General Appropriations Act is void if
1852 the specific appropriation or specifically identified proviso
1853 language is vetoed. Any section of this act which implements
1854 more than one specific appropriation or more than one portion of
1855 specifically identified proviso language in the 2023-2024
1856 General Appropriations Act is void if all the specific
1857 appropriations or portions of specifically identified proviso
1858 language are vetoed.

1859 Section 70. If any other act passed during the 2023
1860 Regular Session of the Legislature contains a provision that is
1861 substantively the same as a provision in this act, but that
1862 removes or is otherwise not subject to the future repeal applied
1863 to such provision by this act, the Legislature intends that the
1864 provision in the other act takes precedence and continues to
1865 operate, notwithstanding the future repeal provided by this act.

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1866 Section 71. If any provision of this act or its
 1867 application to any person or circumstance is held invalid, the
 1868 invalidity does not affect other provisions or applications of
 1869 the act which can be given effect without the invalid provision
 1870 or application, and to this end the provisions of this act are
 1871 severable.

1872 Section 72. Except as otherwise expressly provided in this
 1873 act and except for this section, which shall take effect upon
 1874 this act becoming a law, this act shall take effect July 1,
 1875 2023, or, if this act fails to become a law until after that
 1876 date, it shall take effect upon becoming a law and shall operate
 1877 retroactively to July 1, 2023.

1878
 1879 -----

1880 **T I T L E A M E N D M E N T**

1881 Remove everything before the enacting clause and insert:

1882 A bill to be entitled

1883 An act implementing the 2023-2024 General
 1884 Appropriations Act; providing legislative intent;
 1885 incorporating by reference certain calculations of the
 1886 Florida Education Finance Program; authorizing the
 1887 Agency for Health Care Administration to submit a
 1888 budget amendment to realign Medicaid funding for
 1889 specified purposes; authorizing the Agency for Health
 1890 Care Administration and the Department of Health to

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Amendment No.

1891 each submit a budget amendment to realign funding
1892 within the Florida Kidcare program appropriation
1893 categories and increase budget authority for certain
1894 purposes; specifying the time period within each such
1895 budget amendment must be submitted; amending s.
1896 381.986, F.S.; extending for 1 year the exemption of
1897 certain rules pertaining to the medical use of
1898 marijuana from certain rulemaking requirements;
1899 amending s. 14 of chapter 2017-232, Laws of Florida;
1900 exempting certain rules pertaining to medical
1901 marijuana adopted to replace emergency rules from
1902 specified rulemaking requirements; providing for the
1903 future expiration and reversion of specified law;
1904 authorizing the Agency for Health Care Administration
1905 to submit a budget amendment seeking additional
1906 spending authority to implement specified programs;
1907 authorizing the Agency for Health Care Administration
1908 to submit a budget amendment requesting additional
1909 spending authority to implement specified
1910 demonstration; authorizing the Department of Children
1911 and Families to submit a budget amendment to realign
1912 funding within the specified appropriation categories
1913 to support staffing at certain mental health treatment
1914 facilities; authorizing the Department of Health to
1915 submit a budget amendment to increase budget authority

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Amendment No.

1916 for the HIV/AIDS Prevention and Treatment Program if a
1917 certain condition is met; reenacting and amending s.
1918 21 of chapter 2021-37, Laws of Florida; extending by 1
1919 fiscal year provisions governing the Agency for Health
1920 Care Administration's replacement of the Florida
1921 Medicaid Management Information System and fiscal
1922 agent operations; authorizing the Department of
1923 Children and Families to submit a budget amendment to
1924 support certain refugee programs; requiring the
1925 Department of Children and Families, the Department of
1926 Health, and the Agency for Health Care Administration
1927 to submit reports on a specified time period to
1928 certain entities; requiring such reports to include
1929 certain information; amending s. 409.967, F.S.;
1930 providing distribution requirements for certain
1931 refunds; providing for the future expiration and
1932 reversion of specified statutory text; amending s.
1933 409.909, F.S.; establishing the Slots for Doctors
1934 Program; providing purpose of the program; requiring a
1935 specified allocation for certain institutions for a
1936 specified purpose; providing construction; providing
1937 for the future expiration and reversion of specified
1938 statutory text; authorizing the Agency for Health Care
1939 Administration to submit a budget amendment to
1940 implement a specified plan; authorizing the Agency for

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Amendment No.

1941 Health Care Administration to submit a budget
1942 amendment to implement a specified programs;
1943 authorizing the Department of Health to submit a
1944 budget amendment to increase budget authority for
1945 specified programs if a certain condition is met;
1946 amending s. 216.262, F.S.; extending for 1 fiscal year
1947 the authority of the Department of Corrections to
1948 submit a budget amendment for additional positions and
1949 appropriations under certain circumstances; requiring
1950 review and approval by the Legislative Budget
1951 Commission; amending s. 215.18, F.S.; extending for 1
1952 fiscal year the authority and related repayment
1953 requirements for temporary trust fund loans to the
1954 state court system which are sufficient to meet the
1955 system's appropriation; requiring the Department of
1956 Juvenile Justice to review county juvenile detention
1957 payments to determine whether a county has met
1958 specified financial responsibilities; requiring
1959 amounts owed by the county for such financial
1960 responsibilities to be deducted from certain county
1961 funds; requiring the Department of Revenue to transfer
1962 withheld funds to a specified trust fund; requiring
1963 the Department of Revenue to ensure that such
1964 reductions in amounts distributed do not reduce
1965 distributions below amounts necessary for certain

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Amendment No.

1966 payments due on bonds and to comply with bond
1967 covenants; requiring the Department of Revenue to
1968 notify the Department of Juvenile Justice if bond
1969 payment requirements mandate a reduction in deductions
1970 for amounts owed by a county; reenacting s. 27.40(1),
1971 (2)(a), (3)(a), (5), (6), and (7), F.S., relating to
1972 court-appointed counsel; extending for 1 fiscal year
1973 provisions governing the appointment of court-
1974 appointed counsel; providing for the future expiration
1975 and reversion of specified statutory text; reenacting
1976 and amending s. 27.5304, F.S., extending for 1 fiscal
1977 year limitations on compensation for representation in
1978 criminal proceedings; providing for the future
1979 expiration and reversion of specified statutory text;
1980 requiring the Department of Management Services to use
1981 tenant broker services to renegotiate or reprocure
1982 certain private lease agreements for office or storage
1983 space; requiring the Department of Management Services
1984 to provide a report to the Governor and the
1985 Legislature by a specified date; prohibiting an agency
1986 from transferring funds from a data processing
1987 category to a category that is not a data processing
1988 category; authorizing the Executive Office of the
1989 Governor to transfer funds appropriated for data
1990 processing assessment between departments for a

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1991 specified purpose; authorizing the Executive Office of
1992 the Governor to transfer funds between departments for
1993 purposes of aligning amounts paid for risk management
1994 insurance and for human resources services purchased
1995 per statewide contract; authorizing the Department of
1996 Management Services to use certain facility
1997 disposition funds from the Architects Incidental Trust
1998 Fund to pay for certain relocation expenses;
1999 authorizing the Department of Management Services to
2000 submit budget amendments for certain purposes relating
2001 to the relocation proposals; authorizing the
2002 Department of Management Services to acquire certain
2003 state-owned office buildings and property for
2004 inclusion in the Florida Facilities Pool; reenacting
2005 and amending s. 72 of chapter 2020-114, Laws of
2006 Florida; extending for 1 fiscal year provisions
2007 requiring the Department of Financial Services to
2008 replace specified components of the Florida Accounting
2009 Information Resource Subsystem (FLAIR) and the Cash
2010 Management Subsystem (CMS); removing obsolete
2011 language; reenacting 282.709(3), F.S., relating to the
2012 state agency law enforcement radio system and
2013 interoperability network; providing for the future
2014 expiration and reversion of specified statutory text;
2015 authorizing users of a certain radio system to use the

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2016 Department of Management Services SLERS contract for
2017 specified purposes; providing the transaction fee
2018 collected for use of a specified online procurement
2019 system; amending s. 24.105, F.S.; providing the manner
2020 and amount of compensation for lottery ticket
2021 retailers; providing for the future expiration and
2022 reversion of specified statutory text; amending s.
2023 717.123, F.S.; revising the maximum amount of money
2024 that may be retained by the Department of Financial
2025 Services for specified purposes; providing for the
2026 future expiration and reversion of specified statutory
2027 text; requiring the Department of Management Services
2028 to assess an administrative health assessment to each
2029 state agency; providing the rate of such assessment;
2030 defining the term "state agency"; providing how a
2031 state agency shall remit certain funds; requiring the
2032 Department of Management Services to take certain
2033 actions in case of delinquencies; requiring the Chief
2034 Financial Officer to transfer funds under specified
2035 circumstances; providing an exception; requiring state
2036 agencies to provide a list of positions that qualify
2037 for such exception by a specified date; requiring an
2038 update to the indirect cost plan; requiring agencies
2039 notify the Department of Management Services if
2040 certain conditions are met; authorizing the Executive

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Amendment No.

2041 Office of the Governor to transfer budget authority
2042 between agencies in specified circumstances; amending
2043 s. 215.18, F.S.; extending for 1 fiscal year the
2044 authority of the Governor, if there is a specified
2045 temporary deficiency in a land acquisition trust fund
2046 in the Department of Agriculture and Consumer
2047 Services, the Department of Environmental Protection,
2048 the Department of State, or the Fish and Wildlife
2049 Conservation Commission, to transfer funds from other
2050 trust funds in the State Treasury as a temporary loan
2051 to such trust fund; providing a deadline for the
2052 repayment of a temporary loan; requiring the
2053 Department of Environmental Protection to transfer
2054 designated proportions of the revenues deposited in
2055 the Land Acquisition Trust Fund within the department
2056 to land acquisition trust funds in the Department of
2057 Agriculture and Consumer Services, the Department of
2058 State, and the Fish and Wildlife Conservation
2059 Commission according to specified parameters and
2060 calculations; defining the term "department";
2061 requiring the Department of Environmental Protection
2062 to make transfers to land acquisition trust funds
2063 monthly; specifying the method of determining transfer
2064 amounts; authorizing the Department of Environmental
2065 Protection to advance funds from its land acquisition

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Amendment No.

2066 trust fund to the Fish and Wildlife Conservation
2067 Commission's land acquisition trust fund for specified
2068 purposes; amending s. 375.041, F.S.; extending by 1
2069 year the time that certain funds for projects
2070 dedicated to restoring Lake Apopka shall be
2071 appropriated as provided in the General Appropriations
2072 Act; reenacting s. 376.3071(15)(g), F.S., relating to
2073 the Inland Protection Trust Fund; exempting specified
2074 costs incurred by certain petroleum storage system
2075 owners or operators during a specified period from the
2076 prohibition against making payments in excess of
2077 amounts approved by the Department of Environmental
2078 Protection; providing for the future expiration and
2079 reversion of specified statutory text; amending s.
2080 259.105, F.S.; providing an appropriation to the
2081 Division of State Lands for the Board of Trustees
2082 Florida Forever Priority List land acquisition
2083 projects; amending s. 161.101, F.S.; extending for 1
2084 fiscal year the authority of the Department of
2085 Environmental Protection to waive or reduce certain
2086 match requirements for specified counties; amending s.
2087 10 of chapter 2022-272, Laws of Florida; extending the
2088 Hurricane Restoration and Reimbursement Grant Program
2089 for 1 fiscal year; amending s. 321.04, F.S.; extending
2090 for 1 fiscal year the requirement that the Department

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2091 of Highway Safety and Motor Vehicles assign one or
2092 more patrol officers to the office of Lieutenant
2093 Governor for security purposes, upon request of the
2094 Governor; extending for 1 fiscal year the requirement
2095 that the Department of Highway Safety and Motor
2096 Vehicles assign a patrol officer to a Cabinet member
2097 under certain circumstances; amending s. 288.80125,
2098 F.S.; extending for 1 fiscal year a requirement that
2099 funds in the Triumph Gulf Coast Trust Fund be related
2100 to Hurricane Michael recovery; amending s. 339.08,
2101 F.S.; extending by 1 year a requirement that certain
2102 funds appropriated from the General Revenue Fund be
2103 used for specified purposes; removing a requirement
2104 that the Department of Transportation track and
2105 account for certain funds and grants; amending s.
2106 339.135, F.S.; extending for 1 fiscal year the
2107 authorization for the chair and vice chair of the
2108 Legislative Budget Commission to approve certain work
2109 program amendments; authorizing the Division of
2110 Emergency Management to increase budget authority due
2111 to reimbursements from federally declared disasters;
2112 amending s. 112.061, F.S.; extending for 1 fiscal year
2113 the authorization for the Lieutenant Governor to
2114 designate an alternative official headquarters under
2115 certain conditions; specifying restrictions,

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2116 limitations, eligibility for the subsistence
2117 allowance, reimbursement of transportation expenses,
2118 and payment thereof; providing that the annual
2119 salaries of the members of the Legislature be
2120 maintained at a specified level; reenacting s.
2121 215.32(2)(b), F.S., relating to state funds; providing
2122 for the future expiration and reversion of specified
2123 statutory text; specifying the type of travel which
2124 may be used with state employee travel funds;
2125 providing exceptions; providing a monetary cap on
2126 lodging costs for state employee travel to certain
2127 meetings organized or sponsored by a state agency or
2128 the judicial branch; authorizing employees to expend
2129 their own funds for lodging expenses that exceed the
2130 monetary caps; amending s. 216.181, F.S.; extending
2131 for one fiscal year the authority of the Legislative
2132 Budget Commission to approve budget amendments for
2133 certain fixed capital outlay projects; amending s.
2134 350.0614, F.S.; extending by 1 year provisions
2135 governing the budget of the Office of Public Counsel;
2136 requiring the presiding officers of the Legislature to
2137 jointly approve the operating budget of the office;
2138 requiring the Public Counsel to submit an annual
2139 budget request to the Legislature in a specified
2140 manner; authorizing the Public Counsel to employ

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2141 specified personnel, subject to applicable provisions
2142 of the Joint Policies and Procedures of the Presiding
2143 Officers; requiring certain input of the presiding
2144 officers regarding administrative matters of the
2145 office not addressed in the joint policies and
2146 procedures; amending s. 216.292, F.S.; providing
2147 requirements for certain transfers; providing
2148 conditions under which the veto of certain
2149 appropriations or proviso language in the General
2150 Appropriations Act voids language that implements such
2151 appropriation; providing for the continued operation
2152 of certain provisions notwithstanding a future repeal
2153 or expiration provided by the act; providing
2154 severability; subject to certain limitations providing
2155 an effective date.

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