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1 A bill to be entitled
2 An act relating to implementing the 2014-2015 General
3 Appropriations Act; providing legislative intent;
4 incorporating by reference certain calculations of the
5 Florida Education Finance Program; providing that
6 funds for instructional materials be released and
7 expended as required in specified proviso language,
8 notwithstanding other provisions of law; amending s.
9 1013.64, F.S.; revising the basis for allocating fixed
10 capital outlay funds for existing satisfactory
11 facilities; amending s. 1011.62, F.S.; providing
12 procedure for school districts to use in determining
13 unrealized required local effort funds or millage
14 under certain circumstances; providing the required ad
15 valorem tax millage contribution by certain district
16 school boards for funded construction projects;
17 incorporating by reference certain calculations of the
18 Medicaid Low-Income Pool, Disproportionate Share
19 Hospital, and Hospital Exemptions Programs for the
20 2014-2015 fiscal year; providing requirements
21 governing the continuation of the Department of
22 Health's Florida Onsite Sewage Nitrogen Reduction
23 Strategies Study; prohibiting an agency from adopting
24 or implementing a rule or policy before the study is
25 completed; prioritizing which categories of



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26 individuals on the Agency for Persons with
27 Disabilities' wait list will be offered slots in the
28 Medicaid home and community-based waiver programs;
29 allowing an individual to receive waiver services if
30 his or her parent or guardian is an active-duty
31 servicemember transferred to Florida and previously
32 received these services in another state; providing
33 that individuals remaining on the wait list are not
34 entitled to an administrative proceeding or hearing in
35 accordance with federal law; prohibiting community-
36 based behavioral mental health managing entities that
37 have contracted with the Department of Children and
38 Families from conducting provider network procurements
39 under certain circumstances during the 2014-2015
40 fiscal year; amending s. 296.37, F.S.; revising
41 temporarily the amount of money that a resident of a
42 veterans' nursing home must receive from outside
43 sources before being required to contribute to his or
44 her maintenance and support; requiring the Agency for
45 Health Care Administration to ensure that nursing
46 facility residents meet certain criteria before being
47 eligible for funds to transition to home and
48 community-based services waivers; requiring the agency
49 and the Department of Elderly Affairs to prioritize
50 and enroll individuals on the Medicaid Long-Term Care



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51 Waiver program using a frailty-based screening as
52 funding is available; authorizing rulemaking and
53 interagency agreements; authorizing the agency to
54 extend current contract for certain consultant
55 services; requiring the agency to submit a specified
56 budget amendment to realign funding as part of the
57 Medicaid program; providing direction for the funding
58 realignments; authorizing the Executive Office of the
59 Governor to void the action under certain
60 circumstances; authorizing the Agency for Health Care
61 Administration, with the Department of Health, to
62 submit a budget amendment to reflect certain
63 enrollment changes within the Children's Medical
64 Services Network; authorizing the Agency for Health
65 Care Administration to seek nonoperating budget
66 authority to transfer certain federal funds; amending
67 s. 409.97, F.S.; delaying implementation of certain
68 intergovernmental Medicaid transfers; authorizing the
69 agency to retroactively adjust hospital payment rates
70 under certain circumstances; providing direction for
71 the calculation of the adjustments; authorizing the
72 agency to make nonrecurring retroactive rate
73 adjustments for certain hospitals providing inpatient
74 services; amending s. 216.262, F.S.; authorizing the
75 Department of Corrections under certain circumstances



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76 to submit a budget amendment for additional positions;
77 authorizing the Department of Legal Affairs to expend
78 certain appropriated funds on programs that were
79 funded by the department from specific appropriations
80 in general appropriations acts in previous years;
81 amending s. 932.7055, F.S.; authorizing a municipality
82 to expend funds from its special law enforcement trust
83 fund to reimburse the municipality's general fund for
84 moneys advanced from the general fund before a certain
85 date; requiring the Department of Juvenile Justice to
86 comply with specified reimbursement limitations with
87 respect to payments to hospitals or health care
88 providers for health care services; authorizing
89 certain payments pursuant to a contracted rate only
90 until the contract expires or is renewed; defining the
91 term "hospital" for purposes of such limitations;
92 amending s. 29.008, F.S., relating to county funding
93 of court-related functions; providing counties with an
94 exemption from the requirement to annually increase
95 certain expenditures by a specified percentage;
96 amending s. 215.18, F.S.; providing for trust fund
97 loans to the state court system sufficient to meet its
98 appropriation; providing procedures for accessing and
99 repaying the loan; directing the Department of
100 Management Services to use a tenant broker to



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101 renegotiate or reprocure leases for office or storage
102 space and provide a report to the Legislature;
103 reenacting s. 624.502, F.S., relating to the deposit
104 of fees for service of process made upon the Chief
105 Financial Officer or Office of Insurance Regulation;
106 providing for deposit of such fees into the
107 Administrative Trust Fund rather than the Insurance
108 Regulatory Trust Fund; amending s. 282.709, F.S.;
109 revising membership of Joint Task Force on State
110 Agency Law Enforcement Communications; amending s.
111 161.143, F.S.; providing for an allocation in the
112 General Appropriations Act for inlet management
113 funding; amending s. 375.041, F.S.; authorizing the
114 transfer of moneys from the Land Acquisition Trust
115 Fund to support the Total Maximum Daily Loads Program;
116 authorizing the transfer of moneys in the Land
117 Acquisition Trust Fund to the Save Our Everglades
118 Trust Fund for specific Everglades restoration
119 projects and to the Florida Forever Trust Fund for the
120 Florida Forever program; amending s. 373.59, F.S.;
121 revising the allocation of moneys from the Water
122 Management Lands Trust Fund; authorizing specified
123 funds to be deposited into the Save Our Everglades
124 Trust Fund to support certain Everglades restoration
125 projects; amending s. 403.7095, F.S.; requiring the



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126 Department of Environmental Protection to award a
127 specified amount in grants to certain small counties
128 for waste tire and litter prevention, recycling
129 education, and solid waste programs; amending s.
130 259.105, F.S.; providing that certain funds in the
131 Florida Forever Trust Fund be distributed to the
132 Department of Agriculture and Consumer Services for
133 the acquisition of agricultural lands for certain
134 less-than-fee acquisitions; authorizing certain funds
135 in the Florida Forever Trust Fund to be provided the
136 water management districts for land acquisitions;
137 amending s. 259.032, F.S.; authorizing moneys from the
138 Conservation and Recreation Lands Trust Fund to be
139 transferred to the Florida Forever Trust Fund for the
140 Florida Forever program; amending s. 255.25001, F.S.;
141 authorizing funds from the sale of certain property by
142 the Department of Agriculture and Consumer Services to
143 be deposited into the Market Improvements Working
144 Capital Trust Fund; amending s. 216.181, F.S.;
145 authorizing the Legislative Budget Commission to
146 increase amounts appropriated to the Fish and Wildlife
147 Conservation Commission or the Department of
148 Environmental Protection for fixed capital outlay
149 projects; providing direction to agencies for
150 submitting budget amendments; authorizing the Fish and



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151 Wildlife Conservation Commission to pay a bounty for
152 captured and destroyed lionfish in certain waters;
153 amending s. 339.135, F.S.; authorizing the Department
154 of Transportation to use appropriated funds to support
155 the establishment of a statewide system of
156 interconnected multiuse trails and related facilities;
157 prohibiting these funds from causing the deferral,
158 deletion, or reduction of other funded existing
159 projects; amending s. 335.065, F.S.; authorizing the
160 Department of Transportation to use certain funds to
161 support the establishment of a statewide system of
162 interconnected multiuse trails and related facilities;
163 providing criteria for prioritizing trail projects;
164 providing for the reversion of unobligated funds
165 appropriated for certain transportation and economic
166 development projects in 2013; defining the term
167 "unobligated funds" for a limited purpose; amending s.
168 341.302, F.S.; revising provisions related to the
169 Department of Transportation's responsibilities for
170 requiring and administering quiet zones as part of the
171 statewide rail program; prohibiting a state agency
172 from initiating a competitive solicitation for a
173 product or service under certain circumstances;
174 requiring the department to contract with specified
175 contractor for redesigned license plates; providing



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176 parameters and establishing pricing for materials
177 used; prohibiting county names from appearing on
178 revised license tags; amending s. 339.135, F.S.;
179 authorizing the Department of Transportation to use
180 funds to pay for certain transportation projects;
181 providing criteria for determining preferred projects;
182 amending s. 216.292, F.S.; removing a restriction on
183 the type of review a legislative appropriations
184 committee may make when reviewing certain notices of
185 proposed transfers by state agencies; prohibiting a
186 state agency from initiating a competitive
187 solicitation for a product or service under certain
188 circumstances; authorizing the Executive Office of the
189 Governor to transfer funds between departments for
190 purposes of aligning amounts paid for risk management
191 premiums and aligning amounts paid for human resource
192 management services; amending s. 112.24, F.S.;
193 providing conditions on the assignment of an employee
194 of a state agency under an employee interchange
195 agreement; providing that the annual salary of the
196 members of the Legislature be maintained at a
197 specified level; reenacting s. 215.32(2)(b), F.S.,
198 relating to the source and use of certain trust funds;
199 authorizing the transfer of unappropriated cash
200 balances to the general revenue or budget



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201 | stabilization funds from certain trust funds;
202 | providing a legislative determination that the
203 | issuance of new debt is in the best interests of the
204 | state; limiting the use of travel funds to activities
205 | that are critical to an agency's mission; providing
206 | exceptions; authorizing certain agencies to request
207 | the transfer of resources between Data Processing
208 | Services appropriation categories and appropriation
209 | categories for operation based upon changes to the
210 | data center services consolidation schedule;
211 | authorizing the Executive Office of the Governor to
212 | transfer funds for use by the state's designated
213 | primary data centers; prohibiting an agency from
214 | transferring funds from a data processing category to
215 | another category that is not a data processing
216 | category; authorizing the Executive Office of the
217 | Governor to transfer funds between agencies in order
218 | to allocate a reduction relating to SUNCOM; reenacting
219 | and amending s. 110.12315, F.S., relating to the state
220 | employee prescription drug program; providing pharmacy
221 | reimbursement rates; requiring the Department of
222 | Management Services to maintain a preferred brand name
223 | drug list and a maintenance drug list; specifying
224 | pricing of certain copayments by health plan members;
225 | providing for the effect of a veto of one or more



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226 specific appropriations or proviso to which
227 implementing language refers; providing for the
228 continued operation of certain provisions
229 notwithstanding a future repeal or expiration provided
230 by this act; providing severability; providing
231 effective dates.

232

233 Be It Enacted by the Legislature of the State of Florida:

234

235 Section 1. It is the intent of the Legislature that the
236 implementing and administering provisions of this act apply to
237 the General Appropriations Act for the 2014-2015 fiscal year.

238 Section 2. In order to implement Specific Appropriations
239 9, 10, 11, 96, and 97 of the 2014-2015 General Appropriations
240 Act, the calculations of the Florida Education Finance Program
241 for the 2014-2015 fiscal year in the document titled "Public
242 School Funding-The Florida Education Finance Program," dated
243 April 29, 2014, and filed with the Clerk of the House of
244 Representatives, are incorporated by reference for the purpose
245 of displaying the calculations used by the Legislature,
246 consistent with the requirements of state law, in making
247 appropriations for the Florida Education Finance Program. This
248 section expires July 1, 2015.

249 Section 3. In order to implement Specific Appropriations 9
250 and 96 of the 2014-2015 General Appropriations Act and



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251 notwithstanding the provisions of ss. 1006.28-1006.42, 1002.20,
252 1003.02, 1011.62(6)(b)5., and 1011.67, Florida Statutes,
253 relating to the expenditure of funds provided for instructional
254 materials, for the 2014-2015 fiscal year, funds provided for
255 instructional materials shall be released and expended as
256 required in the proviso language for Specific Appropriation 96
257 of the 2014-2015 General Appropriations Act. This section
258 expires July 1, 2015.

259 Section 4. In order to implement Specific Appropriation 25
260 of the 2014-2015 General Appropriations Act, paragraph (a) of
261 subsection (1) of section 1013.64, Florida Statutes, is amended
262 to read:

263 1013.64 Funds for comprehensive educational plant needs;
264 construction cost maximums for school district capital
265 projects.—Allocations from the Public Education Capital Outlay
266 and Debt Service Trust Fund to the various boards for capital
267 outlay projects shall be determined as follows:

268 (1)(a)1. Funds for remodeling, renovation, maintenance,
269 repairs, and site improvement for existing satisfactory
270 facilities shall be given priority consideration by the
271 Legislature for appropriations allocated to the boards from the
272 total amount of the Public Education Capital Outlay and Debt
273 Service Trust Fund appropriated. These funds shall be calculated
274 pursuant to the following basic formula: the building value
275 times the building age over the sum of the years' digits



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276 assuming a 50-year building life. For modular noncombustible
277 facilities, a 35-year life shall be used, and for relocatable
278 facilities, a 20-year life shall be used. "Building value" is
279 calculated by multiplying each building's total assignable
280 square feet times the appropriate net-to-gross conversion rate
281 found in state board rules and that product times the current
282 average new construction cost. "Building age" is calculated by
283 multiplying the prior year's building age times 1 minus the
284 prior year's sum received from this subsection divided by the
285 prior year's building value. To the net result shall be added
286 the number 1. Each board shall receive the percentage generated
287 by the preceding formula of the total amount appropriated for
288 the purposes of this section.

289 2. Notwithstanding subparagraph 1., and for the 2014-2015
290 fiscal year only, funds appropriated for remodeling, renovation,
291 maintenance, repairs, and site improvement for existing
292 satisfactory facilities shall be allocated by prorating the
293 total appropriation based on each school district's share of the
294 2013-2014 reported fixed capital outlay full-time equivalent
295 student. This subparagraph expires July 1, 2015.

296 Section 5. In order to implement Specific Appropriations 9
297 and 96 of the 2014-2015 General Appropriations Act, paragraph
298 (e) of subsection (4) of section 1011.62, Florida Statutes, is
299 amended to read:

300 1011.62 Funds for operation of schools.—If the annual



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301 allocation from the Florida Education Finance Program to each
302 district for operation of schools is not determined in the
303 annual appropriations act or the substantive bill implementing
304 the annual appropriations act, it shall be determined as
305 follows:

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

313 (e) Prior period funding adjustment millage.—

314 1. There shall be an additional millage to be known as the
315 Prior Period Funding Adjustment Millage levied by a school
316 district if the prior period unrealized required local effort
317 funds are greater than zero. The Commissioner of Education shall
318 calculate the amount of the prior period unrealized required
319 local effort funds as specified in subparagraph 2. and the
320 millage required to generate that amount as specified in this
321 subparagraph. The Prior Period Funding Adjustment Millage shall
322 be the quotient of the prior period unrealized required local
323 effort funds divided by the current year taxable value certified
324 to the Commissioner of Education pursuant to sub-subparagraph
325 (a)1.a. This levy shall be in addition to the required local



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326 effort millage certified pursuant to this subsection. Such
327 millage shall not affect the calculation of the current year's
328 required local effort, and the funds generated by such levy
329 shall not be included in the district's Florida Education
330 Finance Program allocation for that fiscal year. For purposes of
331 the millage to be included on the Notice of Proposed Taxes, the
332 Commissioner of Education shall adjust the required local effort
333 millage computed pursuant to paragraph (a) as adjusted by
334 paragraph (b) for the current year for any district that levies
335 a Prior Period Funding Adjustment Millage to include all Prior
336 Period Funding Adjustment Millage. For the purpose of this
337 paragraph, there shall be a Prior Period Funding Adjustment
338 Millage levied for each year certified by the Department of
339 Revenue pursuant to sub-subparagraph (a)2.a. since the previous
340 year certification and for which the calculation in sub-
341 subparagraph 2.b. is greater than zero.

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

343 (I) "Prior year" means a year certified under sub-
344 subparagraph (a)2.a.

345 (II) "Preliminary taxable value" means:

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

349 (B) If the prior year is the 2008-2009 fiscal year or
350 earlier, the taxable value certified pursuant to the final



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351 calculation as specified in former paragraph (b) as that
352 paragraph existed in the prior year.

353 (III) "Final taxable value" means the district's taxable
354 value as certified by the property appraiser pursuant to s.
355 193.122(2) or (3), if applicable. This is the certification that
356 reflects all final administrative actions of the value
357 adjustment board.

358 b. For purposes of this subsection and with respect to
359 each year certified pursuant to sub-subparagraph (a)2.a., if the
360 district's prior year preliminary taxable value is greater than
361 the district's prior year final taxable value, the prior period
362 unrealized required local effort funds are the difference
363 between the district's prior year preliminary taxable value and
364 the district's prior year final taxable value, multiplied by the
365 prior year district required local effort millage. If the
366 district's prior year preliminary taxable value is less than the
367 district's prior year final taxable value, the prior period
368 unrealized required local effort funds are zero.

369 c. For the 2014-2015 fiscal year only, if a district's
370 prior period unrealized required local effort funds and prior
371 period district required local effort millage cannot be
372 determined because such district's final taxable value has not
373 yet been certified pursuant to s. 193.122(2) or (3), for the
374 2014 tax levy, the Prior Period Funding Adjustment Millage for
375 such fiscal year shall be levied in 2014 in an amount equal to



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376 75 percent of such district's most recent unrealized required
377 local effort for which a Prior Period Funding Adjustment Millage
378 was determined as provided in this section. Upon certification
379 of the final taxable value for the 2013 tax roll in accordance
380 with s. 193.122(2) or (3), the Prior Period Funding Adjustment
381 Millage levied in 2015 shall be adjusted to include any
382 shortfall or surplus in the prior period unrealized required
383 local effort funds that would have been levied in 2014, had the
384 district's final taxable value been certified pursuant to s.
385 193.122(2) or (3) for the 2014 tax levy. This provision shall be
386 implemented by a district only if the millage calculated
387 pursuant to this paragraph when added to the millage levied by
388 the district for all purposes for the 2014-2015 fiscal year is
389 less than or equal to the total millage levied for the 2013-2014
390 fiscal year. This sub-subparagraph expires July 1, 2015.

391 Section 6. In order to implement Specific Appropriation
392 28A of the 2014-2015 General Appropriations Act and
393 notwithstanding s. 1013.64(2), Florida Statutes, any district
394 school board that generates less than \$1 million in revenue from
395 a 1-mill levy of ad valorem tax shall contribute 0.75 mills for
396 fiscal year 2014-2015 toward the cost of funded special
397 facilities construction projects. This section expires July 1,
398 2015.

399 Section 7. In order to implement Specific Appropriations
400 203, 210, 211, 212, and 215 of the 2014-2015 General



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401 Appropriations Act, the calculations for the Medicaid Low-Income
402 Pool, Disproportionate Share Hospital, and Hospital
403 Reimbursement programs, and the parameters and calculations for
404 the diagnosis-related group (DRG) methodology for hospital
405 reimbursement, for the 2014-2015 fiscal year contained in the
406 document titled "Medicaid Hospital Funding Programs," dated
407 April 29, 2014, and filed with the Clerk of the House of
408 Representatives, are incorporated by reference for the purpose
409 of displaying the calculations used by the Legislature,
410 consistent with the requirements of state law, in making
411 appropriations for the Medicaid Low-Income Pool,
412 Disproportionate Share Hospital, and Hospital Reimbursement
413 programs, and the parameters and calculations for the diagnosis-
414 related group methodology for hospital reimbursement. This
415 section expires July 1, 2015.

416 Section 8. (1) In order to implement Specific
417 Appropriation 490 of the 2014-2015 General Appropriations Act,
418 the following requirements govern the continuation of the
419 Department of Health's Florida Onsite Sewage Nitrogen Reduction
420 Strategies Study:

421 (a) Funding for completion of the study is through the
422 Department of Health. Notwithstanding s. 287.057, Florida
423 Statutes, the current contract may be extended until the study
424 is completed.

425 (b) The Department of Health, the Department of Health's



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426 Research Review and Advisory Committee, and the Department of
427 Environmental Protection shall work together to provide the
428 necessary technical oversight to complete the study.

429 (c) Management and oversight of the completion of the
430 study must be consistent with the terms of the existing
431 contract. However, the main focus and priority shall be
432 developing, testing, and recommending cost-effective passive
433 technology design criteria for nitrogen reduction.

434 Notwithstanding any other provision of law, before the study is
435 completed, a state agency may not adopt or implement a rule or
436 policy that:

437 1. Mandates, establishes, or implements more restrictive
438 nitrogen reduction standards to existing or new onsite sewage
439 treatment systems or modification of such systems; or

440 2. Directly or indirectly, such as through an
441 administrative order issued by the Department of Environmental
442 Protection as part of a basin management action plan adopted
443 pursuant to s. 403.067, Florida Statutes, requires the use of
444 performance-based treatment systems or similar technologies.
445 However, more restrictive nitrogen reduction standards for
446 onsite systems may be required through a basin management action
447 plan if such plan is phased in after the study is completed.

448 (d) Any systems installed at home sites are experimental
449 in nature and shall be installed with significant field testing
450 and monitoring. The Department of Health is specifically



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451 authorized to allow installation of these experimental systems.

452 (2) This section expires July 1, 2015.

453 Section 9. (1) In order to implement Specific
454 Appropriation 268 of the 2014-2015 General Appropriations Act,
455 and notwithstanding s. 393.065(5), Florida Statutes, individuals
456 on the Medicaid home and community-based waiver programs wait
457 list shall be offered a slot in the waiver as follows:

458 (a) Individuals in category 1, which includes clients
459 deemed to be in crisis as described in rule, shall be given
460 first priority in moving from the wait list to the waiver.

461 (b) Individuals in category 2 at the time of finalization
462 of an adoption with placement in a family home, reunification
463 with family members with placement in a family home, or
464 permanent placement with a relative in a family home, shall be
465 moved to the waiver.

466 (c) In selecting individuals in category 3 or category 4,
467 the Agency for Persons with Disabilities shall use the Agency
468 for Persons with Disabilities Wait List Prioritization Tool,
469 dated March 15, 2013. Those individuals whose needs score
470 highest on the Wait List Prioritization Tool shall be moved to
471 the waiver during the 2014-2015 fiscal year, to the extent funds
472 are available.

473 (2) The agency shall allow an individual who meets the
474 eligibility requirements of s. 393.065(1), Florida Statutes, to
475 receive home and community-based services in this state if the



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476 individual's parent or legal guardian is an active-duty military
477 servicemember and, at the time of the servicemember's transfer
478 to Florida, the individual was receiving home and community-
479 based services in another state.

480 (3) Upon the placement of individuals on the waiver
481 pursuant to subsection (1), individuals remaining on the wait
482 list are deemed not to have been substantially affected by
483 agency action and are, therefore, not entitled to a hearing
484 under s. 393.125, Florida Statutes, or administrative proceeding
485 under chapter 120, Florida Statutes. This section expires July
486 1, 2015.

487 Section 10. In order to implement Specific Appropriations
488 350 through 366C and 371 through 374 of the 2014-2015 General
489 Appropriations Act, and notwithstanding any other provision of
490 law, in order to provide consistency and continuity in the
491 provision of mental health and substance abuse treatment
492 services to individuals throughout the state, behavioral health
493 managing entities contracting with the Department of Children
494 and Families pursuant to s. 394.9082, Florida Statutes, may not
495 conduct provider network procurements during the 2014-2015
496 fiscal year. Procurements are authorized when required by
497 federal funding requirements, to procure services due to new
498 funding, or to use available existing funds no longer allocated
499 to a provider. The department shall amend its contracts with
500 each managing entity, if necessary, to remove contractual



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501 provisions that have the effect of requiring a managing entity
502 to conduct a provider network procurement during the 2014-2015
503 fiscal year. This section expires July 1, 2015.

504 Section 11. In order to implement Specific Appropriations
505 572 through 577 and 578 through 580 of the 2014-2015 General
506 Appropriations Act, subsection (3) is added to section 296.37,
507 Florida Statutes, to read:

508 296.37 Residents; contribution to support.-

509 (3) Notwithstanding subsection (1), each resident of the
510 home who receives a pension, compensation, or gratuity from the
511 United States Government, or income from any other source, of
512 more than \$105 per month shall contribute to his or her
513 maintenance and support while a resident of the home in
514 accordance with a payment schedule determined by the
515 administrator and approved by the director. The total amount of
516 such contributions shall be to the fullest extent possible, but
517 in no case, shall exceed the actual cost of operating and
518 maintaining the home. This subsection expires July 1, 2015.

519 Section 12. In order to implement Specific Appropriation
520 241 of the 2014-2015 General Appropriations Act, the Agency for
521 Health Care Administration shall ensure that nursing facility
522 residents who are eligible for funds to transition to home and
523 community-based services waivers must first have resided in a
524 skilled nursing facility for at least 60 consecutive days. This
525 section expires July 1, 2015.



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526 Section 13. In order to implement Specific Appropriation
527 242 of the 2014-2015 General Appropriations Act, the Agency for
528 Health Care Administration and the Department of Elderly Affairs
529 shall prioritize individuals for enrollment in the Medicaid
530 Long-Term Care Waiver program using a frailty-based screening
531 that provides a prioritization score (the "scoring process") and
532 shall enroll individuals in the program according to the
533 assigned priority score, as funds are available. The agency may
534 adopt rules, pursuant to s. 409.919, Florida Statutes, and enter
535 into interagency agreements necessary to administer s.
536 409.979(3), Florida Statutes. Such rules or interagency
537 agreements adopted by the agency relating to the scoring process
538 may delegate to the Department of Elderly Affairs, pursuant to
539 s. 409.978, Florida Statutes, the responsibility for
540 implementing and administering the scoring process, providing
541 notice of Medicaid fair hearing rights, and the responsibility
542 for defending, as needed, the scores assigned to persons on the
543 program waitlist in any resulting Medicaid fair hearings. The
544 Department of Elderly Affairs may delegate the provision of
545 notice of Medicaid fair hearing rights to its contractors. This
546 section expires July 1, 2015.

547 Section 14. In order to implement Specific Appropriation
548 189 of the 2014-2015 General Appropriations Act and
549 notwithstanding s. 287.057, Florida Statutes, the Agency for
550 Health Care Administration may extend through June 30, 2015, the



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551 current contract for consultant services related to Diagnostic
552 Related Groups (DRG) for Medicaid hospital inpatient services.
553 This section expires July 1, 2015.

554 Section 15. In order to implement Specific Appropriations
555 196 through 247 of the 2014-2015 General Appropriations Act, the
556 Agency for Health Care Administration shall submit a budget
557 amendment pursuant to chapter 216, Florida Statutes, to realign
558 funding based on the implementation of the Managed Medical
559 Assistance component of the Medicaid Managed Care program as
560 authorized in chapter 2011-134, Laws of Florida. The funding
561 realignment shall reflect the actual enrollment changes due to
562 the transfer of beneficiaries from fee-for-service to capitated
563 managed care plans for medical assistance services.
564 Notwithstanding s. 216.177, Florida Statutes, if the chair or
565 vice chair of the Legislative Budget Commission or the President
566 of the Senate or the Speaker of the House of Representatives
567 timely advises the Executive Office of the Governor, in writing,
568 that the budget amendment exceeds the delegated authority of the
569 Executive Office of the Governor or is contrary to legislative
570 policy or intent, the Executive Office of the Governor shall
571 void the action. This section expires July 1, 2015.

572 Section 16. In order to implement Specific Appropriations
573 196 through 235 and 543 of the General Appropriations Act and
574 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
575 Agency for Health Care Administration, in consultation with the



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576 Department of Health, may submit a budget amendment, subject to
577 the notice and objection procedures set forth in s. 216.177,
578 Florida Statutes, to realign funding within and between agencies
579 based on implementation of the Statewide Medicaid Managed Care
580 Medical Assistance program for Children's Medical Services
581 program of the Department of Health. The funding realignment
582 shall reflect the actual enrollment changes due to the transfer
583 of beneficiaries from fee-for-service to the capitated
584 Children's Medical Services network. The Agency for Health Care
585 Administration may submit a request for nonoperating budget
586 authority to transfer the federal funds to the Department of
587 Health, pursuant to s. 216.181(12), Florida Statutes. This
588 section expires July 1, 2015.

589 Section 17. In order to implement Specific Appropriations
590 210, 212, and 215 of the 2014-2015 General Appropriations Act,
591 subsection (5) is added to section 409.97, Florida Statutes, to
592 read:

593 409.97 State and local Medicaid partnerships.—

594 (5) Notwithstanding subsection (1), the provisions of this
595 section shall take effect beginning in the 2015-2016 fiscal
596 year. This section expires July 1, 2015.

597 Section 18. In order to implement Specific Appropriations
598 210 and 215 and notwithstanding s. 409.905, Florida Statutes, in
599 the event the Agency for Health Care Administration determines
600 the providers' average per-discharge Automatic Intergovernmental



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601 Transfer payments and self-funded Intergovernmental Transfer
602 payments used in paying hospitals during state fiscal year 2013-
603 2014 differs from appropriated state fiscal year 2013-2014
604 intergovernmental transfer allocations, the agency shall
605 retroactively adjust hospital payment rates to align payments
606 with available intergovernmental transfer funding by
607 reprocessing all hospital claims for state fiscal year 2013-
608 2014. Adjustments will cover differences between actual
609 intergovernmental transfer payments and appropriated
610 intergovernmental transfer amounts up to a limit equal to full
611 hospital Medicaid inpatient cost. This section expires July 1,
612 2015.

613 Section 19. In order to implement Specific Appropriation
614 210 and notwithstanding s. 409.905, Florida Statutes, the Agency
615 for Health Care Administration may make nonrecurring retroactive
616 rate adjustments for hospital inpatient services for any
617 hospital with a Medicaid utilization rate greater than 50
618 percent and that has reduced its chargemaster by at least 30
619 percent as of January 1, 2014. This section expires July 1,
620 2015.

621 Section 20. In order to implement Specific Appropriations
622 598 through 734 and 747 through 786 of the 2014-2015 General
623 Appropriations Act, subsection (4) of section 216.262, Florida
624 Statutes, is amended to read:

625 216.262 Authorized positions.—



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626 (4) Notwithstanding the provisions of this chapter
627 relating to increasing the number of authorized positions, and
628 for the 2014-2015 ~~2013-2014~~ fiscal year only, if the actual
629 inmate population of the Department of Corrections exceeds the
630 inmate population projections of the February 27, 2014 ~~19, 2013~~,
631 Criminal Justice Estimating Conference by 1 percent for 2
632 consecutive months or 2 percent for any month, the Executive
633 Office of the Governor, with the approval of the Legislative
634 Budget Commission, shall immediately notify the Criminal Justice
635 Estimating Conference, which shall convene as soon as possible
636 to revise the estimates. The Department of Corrections may then
637 submit a budget amendment requesting the establishment of
638 positions in excess of the number authorized by the Legislature
639 and additional appropriations from unallocated general revenue
640 sufficient to provide for essential staff, fixed capital
641 improvements, and other resources to provide classification,
642 security, food services, health services, and other variable
643 expenses within the institutions to accommodate the estimated
644 increase in the inmate population. All actions taken pursuant to
645 this subsection are subject to review and approval by the
646 Legislative Budget Commission. This subsection expires July 1,
647 2015 ~~2014~~.

648 Section 21. In order to implement Specific Appropriations
649 1322 and 1323 of the 2014-2015 General Appropriations Act, the
650 Department of Legal Affairs may expend appropriated funds in



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651 those specific appropriations on the same programs that were
652 funded by the department pursuant to specific appropriations
653 made in general appropriations acts in previous years. This
654 section expires July 1, 2015.

655 Section 22. In order to implement Specific Appropriations
656 1258 and 1263 of the 2014-2015 General Appropriations Act,
657 paragraph (d) of subsection (4) of section 932.7055, Florida
658 Statutes, is amended to read:

659 932.7055 Disposition of liens and forfeited property.—

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

662 (d) Notwithstanding any other provision of this
663 subsection, and for the 2014-2015 ~~2013-2014~~ fiscal year only,
664 the funds in a special law enforcement trust fund established by
665 the governing body of a municipality may be expended to
666 reimburse the general fund of the municipality for moneys
667 advanced from the general fund to the special law enforcement
668 trust fund before October 1, 2001. This paragraph expires July
669 1, 2015 ~~2014~~.

670 Section 23. (1) In order to implement Specific
671 Appropriations 1129, 1130, 1135, 1136, 1182, 1184, 1186, 1189,
672 1190, 1192, 1193, 1194, 1205, and 1210 of the 2014-2015 General
673 Appropriations Act, the Department of Juvenile Justice must
674 comply with the following reimbursement limitations:

675 (a) Payments to a hospital or a health care provider may



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676 not exceed 110 percent of the Medicare allowable rate for any
677 health care services provided if there is no contract between
678 the department and the hospital or the health care provider
679 providing services at a hospital.

680 (b) The department may continue to make payments for
681 health care services at the currently contracted rates through
682 the current term of the contract if a contract has been executed
683 between the department and a hospital or a health care provider
684 providing services at a hospital; however, payments may not
685 exceed 110 percent of the Medicare allowable rate after the
686 current term of the contract expires or after the contract is
687 renewed during the 2014-2015 fiscal year.

688 (c) Payments may not exceed 110 percent of the Medicare
689 allowable rate under a contract executed on or after July 1,
690 2014, between the department and a hospital or a health care
691 provider providing services at a hospital.

692 (d) Notwithstanding paragraphs (a)-(c), the department may
693 pay up to 125 percent of the Medicare allowable rate for health
694 care services at a hospital that reports or has reported a
695 negative operating margin for the previous fiscal year to the
696 Agency for Health Care Administration through hospital-audited
697 financial data.

698 (e) The department may not execute a contract for health
699 care services at a hospital for rates other than rates based on
700 a percentage of the Medicare allowable rate.



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701 (2) As used in this section, the term "hospital" means a
702 hospital licensed under chapter 395, Florida Statutes.

703 (3) This section expires July 1, 2015.

704 Section 24. In order to implement section 7 of the 2014-
705 2015 General Appropriations Act, paragraph (c) of subsection (4)
706 of section 29.008, Florida Statutes, is amended to read:

707 29.008 County funding of court-related functions.—

708 (4)

709 (c) Counties are exempt from all requirements and
710 provisions of paragraph (a) for the 2014-2015 ~~2013-2014~~ fiscal
711 year. Accordingly, for the 2014-2015 ~~2013-2014~~ fiscal year,
712 counties shall maintain, but are not required to increase, their
713 expenditures for the items specified in paragraphs (1)(a)-(h)
714 and subsection (3). The requirements described in paragraph (a)
715 shall be reinstated beginning with the 2015-2016 ~~2014-2015~~
716 fiscal year. This paragraph expires July 1, 2015 ~~2014~~.

717 Section 25. In order to implement section 7 of the 2014-
718 2015 General Appropriations Act, subsection (2) of section
719 215.18, Florida Statutes, is amended to read:

720 215.18 Transfers between funds; limitation.—

721 (2) The Chief Justice of the Supreme Court may receive one
722 or more trust fund loans to ensure that the state court system
723 has funds sufficient to meet its appropriations in the 2014-2015
724 ~~2012-2013~~ General Appropriations Act. If the Chief Justice
725 accesses the loan, he or she must notify the Governor and the



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726 chairs of the legislative appropriations committees in writing.
727 The loan must come from other funds in the State Treasury which
728 are for the time being or otherwise in excess of the amounts
729 necessary to meet the just requirements of such last-mentioned
730 funds. The Governor shall order the transfer of funds within 5
731 days after the written notification from the Chief Justice. If
732 the Governor does not order the transfer, the Chief Financial
733 Officer shall transfer the requested funds. The loan of funds
734 from which any money is temporarily transferred must be repaid
735 by the end of the 2014-2015 ~~2012-2013~~ fiscal year. This
736 subsection expires July 1, 2015 ~~2013~~.

737 Section 26. In order to implement appropriations used for
738 the payments of existing lease contracts for private lease space
739 in excess of 2,000 square feet in the 2014-2015 General
740 Appropriations Act, the Department of Management Services, with
741 the cooperation of the agencies having the existing lease
742 contracts for office or storage space, shall use tenant broker
743 services to renegotiate or reprocure all private lease
744 agreements for office or storage space expiring between July 1,
745 2015, and June 30, 2017, in order to reduce costs in future
746 years. The department shall incorporate this initiative into its
747 2014 Master Leasing Report required under s. 255.249(7), Florida
748 Statutes, and may use tenant broker services to explore the
749 possibilities of colocating office or storage space, to review
750 the space needs of each agency, and to review the length and



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751 terms of potential renewals or renegotiations. The department
752 shall provide a report to the Executive Office of the Governor,
753 the President of the Senate, and the Speaker of the House of
754 Representatives by November 1, 2014, which lists each lease
755 contract for private office or storage space, the status of
756 renegotiations, and the savings achieved. This section expires
757 July 1, 2015.

758 Section 27. In order to implement Specific Appropriations
759 2277 through 2285 of the 2014-2015 General Appropriations Act,
760 section 624.502, Florida Statutes, is reenacted to read:

761 624.502 Service of process fee.—In all instances as
762 provided in any section of the insurance code and s. 48.151(3)
763 in which service of process is authorized to be made upon the
764 Chief Financial Officer or the director of the office, the
765 plaintiff shall pay to the department or office a fee of \$15 for
766 such service of process, which fee shall be deposited into the
767 Administrative Trust Fund.

768 Section 28. The amendment to s. 624.502, Florida Statutes,
769 as carried forward by this act from chapter 2013-41, Laws of
770 Florida, expires July 1, 2015, and the text of that section
771 shall revert to that in existence on June 30, 2013, except that
772 any amendments to such text enacted other than by this act shall
773 be preserved and continue to operate to the extent that such
774 amendments are not dependent upon the portions of text that
775 expire pursuant to this section.



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776 Section 29. In order to implement Specific Appropriations
777 2896 through 2907 of the 2014-2015 General Appropriations Act,
778 paragraph (a) of subsection (2) of section 282.709, Florida
779 Statutes, is amended to read:

780 282.709 State agency law enforcement radio system and
781 interoperability network.—

782 (2) The Joint Task Force on State Agency Law Enforcement
783 Communications is created adjunct to the department to advise
784 the department of member-agency needs relating to the planning,
785 designing, and establishment of the statewide communication
786 system.

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

789 1. A representative of the Division of Alcoholic Beverages
790 and Tobacco of the Department of Business and Professional
791 Regulation who shall be appointed by the secretary of the
792 department.

793 2. A representative of the Division of Florida Highway
794 Patrol of the Department of Highway Safety and Motor Vehicles
795 who shall be appointed by the executive director of the
796 department.

797 3. A representative of the Department of Law Enforcement
798 who shall be appointed by the executive director of the
799 department.

800 4. A representative of the Fish and Wildlife Conservation



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801 Commission who shall be appointed by the executive director of
802 the commission.

803 5. A representative of the Department of Corrections who
804 shall be appointed by the secretary of the department.

805 6. A representative of the Division of State Fire Marshal
806 of the Department of Financial Services who shall be appointed
807 by the State Fire Marshal.

808 7. A representative of the Department of Agriculture and
809 Consumer Services ~~Transportation~~ who shall be appointed by the
810 Commissioner of Agriculture ~~secretary of the department~~.

811 Section 30. The amendment made by this act to s. 282.709,
812 Florida Statutes, expires July 1, 2015, and the text of that
813 section shall revert to that in existence on June 30, 2014,
814 except that any amendments to such text enacted other than by
815 this act shall be preserved and continue to operate to the
816 extent that such amendments are not dependent upon the portions
817 of text that expire pursuant to this section.

818 Section 31. In order to implement Specific Appropriation
819 1653 and section 52 of the 2014-2015 General Appropriations Act,
820 paragraph (e) of subsection (5) of section 161.143, Florida
821 Statutes, is amended to read:

822 161.143 Inlet management; planning, prioritizing, funding,
823 approving, and implementing projects.-

824 (5) The department shall annually provide an inlet
825 management project list, in priority order, to the Legislature



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826 as part of the department's budget request. The list must
827 include studies, projects, or other activities that address the
828 management of at least 10 separate inlets and that are ranked
829 according to the criteria established under subsection (2).

830 (e) Notwithstanding paragraphs (a) and (b), and for the
831 2014-2015 ~~2013-2014~~ fiscal year only, the amount allocated for
832 inlet management funding is provided in the 2014-2015 General
833 Appropriations Act. This paragraph expires July 1, 2015 ~~2014~~.

834 Section 32. In order to implement Specific Appropriations
835 1583, 1627A, and 1646 and sections 53 and 54 of the 2014-2015
836 General Appropriations Act, paragraphs (b) and (c) of subsection
837 (3) of section 375.041, Florida Statutes, are amended to read:

838 375.041 Land Acquisition Trust Fund.—

839 (3)

840 (b) In addition to the uses allowed under paragraph (a),
841 for the 2014-2015 ~~2013-2014~~ fiscal year, moneys in the Land
842 Acquisition Trust Fund may be transferred to support the Total
843 Maximum Daily Loads Program as provided in the General
844 Appropriations Act. This paragraph expires July 1, 2015 ~~2014~~.

845 (c) For the 2014-2015 ~~2013-2014~~ fiscal year only, moneys
846 in the Land Acquisition Trust Fund may be transferred to the
847 Save Our Everglades Trust Fund to support Everglades restoration
848 projects included in the final report of the Select Committee on
849 Indian River Lagoon and Lake Okeechobee Basin, dated November 8,
850 2013, and to the Florida Forever Trust Fund for the Florida



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851 Forever program for Everglades restoration pursuant to
852 nonoperating budget authority under s. 216.181(12). This
853 paragraph expires July 1, 2015 ~~2014~~.

854 Section 33. In order to implement Specific Appropriations
855 1620A, 1621A, 1621B, 1621C, 1625, and 1627A and section 54 of
856 the 2014-2015 General Appropriations Act, subsection (12) of
857 section 373.59, Florida Statutes, is amended to read:

858 373.59 Water Management Lands Trust Fund.—

859 (12) Notwithstanding subsection (8), and for the 2014-2015
860 ~~2013-2014~~ fiscal year only, the moneys from the Water Management
861 Lands Trust Fund are allocated as follows:

862 (a) An amount necessary to pay debt service on bonds
863 issued before February 1, 2009, by the South Florida Water
864 Management District and the St. Johns River Water Management
865 District, which are secured by revenues provided pursuant to
866 this section, or to fund debt service reserve funds, rebate
867 obligations, or other amounts payable with respect to such
868 bonds.

869 (b) Eight million dollars to be transferred to the General
870 Revenue Fund.

871 (c) Seven million seven hundred thousand dollars to be
872 transferred to the Save Our Everglades Trust Fund to support
873 Everglades restoration projects included in the final report of
874 the Select Committee on Indian River Lagoon and Lake Okeechobee
875 Basin, dated November 8, 2013.



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876 ~~(d)(e) Any remaining funds to be provided in accordance~~
877 ~~with the General Appropriations Act Three million dollars to be~~
878 ~~distributed to the Suwannee River Water Management District for~~
879 ~~springs restoration and protection projects.~~

880 ~~(d) Three million dollars to be distributed to the~~
881 ~~Northwest Florida Water Management District for Apalachicola Bay~~
882 ~~water quality improvement projects.~~

883 ~~(e) Four million dollars to be distributed to the South~~
884 ~~Florida Water Management District for J.W. Corbett Levee system~~
885 ~~improvements.~~

886 ~~(f) One million dollars to be distributed to the Southwest~~
887 ~~Florida Water Management District for Duck Slough/Thousand Oaks~~
888 ~~flood mitigation.~~

889 ~~(g) The remaining appropriation to be distributed to the~~
890 ~~Suwannee River Water Management District.~~

891
892 This subsection expires July 1, ~~2015~~ 2014.

893 Section 34. In order to implement Specific Appropriation
894 1627 of the 2014-2015 General Appropriations Act, the recurring
895 \$12 million appropriated from the General Revenue Fund and the
896 recurring \$20 million appropriated from the Water Management
897 Lands Trust Fund to the Department of Environmental Protection
898 for the Restoration Strategies Regional Water Quality Plan
899 provided in chapter 2013-59, Laws of Florida, shall be deposited
900 into the Save Our Everglades Trust Fund within the department to



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901 support Everglades restoration projects included in the final
902 report of the Select Committee on Indian River Lagoon and Lake
903 Okeechobee Basin, dated November 8, 2013. This section expires
904 July 1, 2015.

905 Section 35. In order to implement Specific Appropriation
906 1700 of the 2014-2015 General Appropriations Act, subsection (5)
907 of section 403.7095, Florida Statutes, is amended to read:

908 403.7095 Solid waste management grant program.—

909 (5) Notwithstanding any other provision of this section,
910 and for the 2014-2015 ~~2013-2014~~ fiscal year only, the Department
911 of Environmental Protection shall award the sum of \$3 million in
912 grants equally to counties having populations of fewer than
913 100,000 for waste tire and litter prevention, recycling
914 education, and general solid waste programs. This subsection
915 expires July 1, 2015 ~~2014~~.

916 Section 36. In order to implement Specific Appropriations
917 1431A and 1583 and section 56 of the 2014-2015 General
918 Appropriations Act, paragraph (m) of subsection (3) of section
919 259.105, Florida Statutes, is amended, and subsection (4) is
920 added to that section, to read:

921 259.105 The Florida Forever Act.—

922 (3) Less the costs of issuing and the costs of funding
923 reserve accounts and other costs associated with bonds, the
924 proceeds of cash payments or bonds issued pursuant to this
925 section shall be deposited into the Florida Forever Trust Fund



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926 created by s. 259.1051. The proceeds shall be distributed by the
927 Department of Environmental Protection in the following manner:

928 (m) Notwithstanding paragraphs (a)-(j) and for the 2014-
929 2015 ~~2013-2014~~ fiscal year only:

930 1. Five million dollars to the Department of Agriculture
931 and Consumer Services for the acquisition of agricultural lands
932 through perpetual conservation easements and other perpetual
933 less-than-fee techniques, which will achieve the objectives of
934 Florida Forever and s. 570.71 ~~Ten million dollars appropriated~~
935 ~~from the Florida Forever Trust Fund shall be distributed only to~~
936 ~~the Division of State Lands within the Department of~~
937 ~~Environmental Protection for Board of Trustees Florida Forever~~
938 ~~Priority List land acquisition projects that provide~~
939 ~~conservation lands to protect the state's military installations~~
940 ~~against encroachment.~~

941 2. The remaining moneys appropriated from the Florida
942 Forever Trust Fund shall be distributed only to the Division of
943 State Lands within the Department of Environmental Protection
944 for land acquisitions that are less-than-fee interest, for
945 partnerships in which the state's portion of the acquisition
946 cost is no more than 50 percent, or for conservation lands
947 needed for military buffering or springs or water resources
948 protection.

949
950 This paragraph expires July 1, 2015 ~~2014~~.



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951 (4) Notwithstanding subsection (3) and for the 2014-2015
952 fiscal year only, the funds appropriated in section 56 of the
953 2014-2015 General Appropriations Act may be provided to water
954 management districts for land acquisitions, including less-than-
955 fee interest, identified by water management districts as being
956 needed for water resource protection or ecosystem restoration.
957 This subsection expires July 1, 2015.

958 Section 37. In order to implement Specific Appropriations
959 1583 and 1627A and sections 53 and 54 of the 2014-2015 General
960 Appropriations Act, paragraph (f) is added to subsection (11) of
961 section 259.032, Florida Statutes, to read:

962 259.032 Conservation and Recreation Lands Trust Fund;
963 purpose.—

964 (11)

965 (f) For the 2014-2015 fiscal year only, moneys in the
966 Conservation and Recreation Lands Trust Fund may be transferred
967 to the Florida Forever Trust Fund for the Florida Forever
968 program and to the Save Our Everglades Trust Fund to support
969 Everglades restoration projects included in the final report of
970 the Select Committee on Indian River Lagoon and Lake Okeechobee
971 Basin, dated November 8, 2013, pursuant to nonoperating budget
972 authority under s. 216.181(12). This subsection expires July 1,
973 2015.

974 Section 38. In order to implement Specific Appropriations
975 1483 and 1484 of the 2014-2015 General Appropriations Act,



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976 subsection (3) is added to section 255.25001, Florida Statutes,
977 to read:

978 255.25001 Department of Management Services not required
979 to participate in PRIDE leasing process; Department of
980 Agriculture and Consumer Services authorized to sell property
981 without complying with specified laws, distribution of
982 proceeds.—Notwithstanding the provisions of:

983 (3) Subsection (2), funds derived from the sale of
984 property by the Department of Agriculture and Consumer Services
985 located in Sanford, Florida, shall be deposited into the Market
986 Improvements Working Capital Trust Fund. Before finalizing such
987 sale, the department's proposed action shall be subject to the
988 notice and review procedures set forth in s. 216.177. This
989 subsection expires July 1, 2015.

990 Section 39. In order to implement Specific Appropriations
991 1727A, 1727B, 1777A, and 1843A of the 2014-2015 General
992 Appropriations Act, paragraph (d) is added to subsection (11) of
993 section 216.181, Florida Statutes, to read:

994 216.181 Approved budgets for operations and fixed capital
995 outlay.—

996 (11)

997 (d) Notwithstanding paragraph (b) and paragraph (2) (b),
998 and for the 2014-2015 fiscal year only, the Legislative Budget
999 Commission may increase the amounts appropriated to the Fish and
1000 Wildlife Conservation Commission or the Department of



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1001 Environmental Protection for fixed capital outlay projects,
1002 including additional fixed capital outlay projects, using funds
1003 provided to the state from the Gulf Environmental Benefit Fund
1004 administered by the National Fish and Wildlife Foundation; funds
1005 provided to the state from the Gulf Coast Restoration Trust Fund
1006 related to the Resources and Ecosystems Sustainability, Tourist
1007 Opportunities, and Revived Economies of the Gulf Coast Act of
1008 2012 (RESTORE Act); or funds provided by the British Petroleum
1009 Corporation (BP) for natural resource damage assessment early
1010 restoration projects. Concurrent with submission of an amendment
1011 to the Legislative Budget Commission pursuant to this paragraph,
1012 any project that carries a continuing commitment for future
1013 appropriations by the Legislature must be specifically
1014 identified, together with the projected amount of the future
1015 commitment associated with the project and the fiscal years in
1016 which the commitment is expected to commence. This paragraph
1017 expires July 1, 2015.

1018
1019 The provisions of this subsection are subject to the notice and
1020 objection procedures set forth in s. 216.177.

1021 Section 40. In order to implement Specific Appropriation
1022 1839A of the 2014-2015 General Appropriations Act, the Fish and
1023 Wildlife Conservation Commission may pay a bounty for each
1024 lionfish captured and destroyed from state or adjacent federal
1025 waters during participating lionfish derbies. This section



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1026 expires July 1, 2015.

1027 Section 41. In order to implement Specific Appropriation
1028 1913 of the 2014-2015 General Appropriations Act, paragraph (i)
1029 is added to subsection (4) of section 339.135, Florida Statutes,
1030 and subsection (5) of that section is amended, to read:

1031 339.135 Work program; legislative budget request;
1032 definitions; preparation, adoption, execution, and amendment.—

1033 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

1034 (i) Notwithstanding paragraph (a), and for the 2014-2015
1035 fiscal year only, the Department of Transportation may use
1036 appropriated funds to support the establishment of a statewide
1037 system of interconnected multiuse trails and to pay the costs of
1038 planning, land acquisition, design, and construction of such
1039 trails and related facilities. Funds specifically appropriated
1040 for this purpose may not reduce, delete, or defer any existing
1041 projects funded as of July 1, 2014, in the department's 5-year
1042 work program. This paragraph expires July 1, 2015.

1043 (5) ADOPTION OF THE WORK PROGRAM.—

1044 (a) The original approved budget for operational and fixed
1045 capital expenditures for the department shall be the Governor's
1046 budget recommendation and the first year of the tentative work
1047 program, as ~~both are~~ amended by the General Appropriations Act
1048 and any other act containing appropriations. In accordance with
1049 the appropriations act, the department shall, before the
1050 beginning of the fiscal year, adopt a final work program that



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1051 includes ~~which shall~~ only ~~include~~ the original approved budget
1052 for the department for the ensuing fiscal year, together with
1053 any roll forwards approved pursuant to paragraph (6)(c), and the
1054 portion of the tentative work program for the following 4 fiscal
1055 years revised in accordance with the original approved budget
1056 for the department for the ensuing fiscal year together with the
1057 roll forwards. The adopted work program may include only those
1058 projects submitted as part of the tentative work program
1059 developed under ~~the provisions of~~ subsection (4), plus any
1060 projects that ~~which~~ are separately identified by specific
1061 appropriation in the General Appropriations Act and any roll
1062 forwards approved pursuant to paragraph (6)(c). However, any
1063 transportation project of the department which is identified by
1064 specific appropriation in the General Appropriations Act shall
1065 be deducted from the funds annually distributed to the
1066 respective district pursuant to paragraph (4)(a). In addition,
1067 the department may ~~shall~~ not ~~in any year~~ include any project or
1068 allocate funds to a program in the adopted work program that is
1069 contrary to existing law for that particular year. Projects may
1070 ~~shall~~ not be undertaken unless they are listed in the adopted
1071 work program.

1072 (b) Notwithstanding paragraph (a), and for the 2014-2015
1073 fiscal year only, the department may use appropriated funds to
1074 support the establishment of a statewide system of
1075 interconnected multiuse trails and to pay the costs of planning,



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1076 land acquisition, design, and construction of such trails and
1077 related facilities. Funds specifically appropriated for this
1078 purpose may not reduce, delete, or defer any existing projects
1079 funded as of July 1, 2014, in the department's 5-year work
1080 program. This paragraph expires July 1, 2015.

1081 Section 42. In order to implement Specific Appropriation
1082 1913 of the 2014-2015 General Appropriations Act, subsection (4)
1083 is added to section 335.065, Florida Statutes, to read:

1084 335.065 Bicycle and pedestrian ways along state roads and
1085 transportation facilities.—

1086 (4) (a) The department may use appropriated funds to
1087 support the establishment of a statewide system of
1088 interconnected multiuse trails and to pay the costs of planning,
1089 land acquisition, design, and construction of such trails and
1090 related facilities. The department shall give funding priority
1091 to projects that:

1092 1. Are identified by the Florida Greenways and Trails
1093 Council as priorities within the Florida Greenways and Trails
1094 System pursuant to chapter 260.

1095 2. Support the transportation needs of bicyclists and
1096 pedestrians.

1097 3. Have national, statewide, or regional importance.

1098 4. Facilitate an interconnected system of trails by
1099 completing gaps in existing trails.

1100 (b) A project funded under subsection (4) shall:



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1101 1. Be included in the department's work program developed
1102 pursuant to s. 339.135.

1103 2. Be operated and maintained by an entity other than the
1104 department upon completion of construction. The department is
1105 not obligated to provide funds for the operation and maintenance
1106 of the project.

1107 (c) This subsection expires July 1, 2015.

1108 Section 43. In order to implement Specific Appropriation
1109 1913 of the 2014-2015 General Appropriations Act, and
1110 notwithstanding s. 339.135(6)(c), Florida Statutes, the
1111 unobligated funds appropriated for transportation and economic
1112 development projects in Specific Appropriation 1891, chapter
1113 2013-40, Laws of Florida, shall revert immediately. For the
1114 purposes of this section, the term "unobligated funds" does not
1115 include funding for projects for which grant awards have been
1116 executed for specific transportation economic development
1117 projects. This section expires July 1, 2015.

1118 Section 44. In order to implement Specific Appropriation
1119 1890 of the 2014-2015 General Appropriations Act, subsection
1120 (10) of section 341.302, Florida Statutes, is amended to read:
1121 341.302 Rail program; duties and responsibilities of the
1122 department.—The department, in conjunction with other
1123 governmental entities, including the rail enterprise and the
1124 private sector, shall develop and implement a rail program of
1125 statewide application designed to ensure the proper maintenance,



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1126 safety, revitalization, and expansion of the rail system to
1127 assure its continued and increased availability to respond to
1128 statewide mobility needs. Within the resources provided pursuant
1129 to chapter 216, and as authorized under federal law, the
1130 department shall:

1131 (10) (a) Administer rail operating and construction
1132 programs, which programs shall include the regulation of maximum
1133 train operating speeds, the opening and closing of public grade
1134 crossings, the construction and rehabilitation of public grade
1135 crossings, ~~and~~ the installation of traffic control devices at
1136 public grade crossings, the approval and implementation of quiet
1137 zones, and administration ~~the administering~~ of the programs by
1138 the department including participation in the cost of the
1139 programs.

1140 (b) Provide grant funding to assist with the
1141 implementation of quiet zones that have been approved by the
1142 department, which funding may not exceed 50 percent of the
1143 nonfederal and nonprivate share of the total costs of any quiet
1144 zone capital improvement project.

1145 (c) Coordinate and work closely with local, state, and
1146 federal agencies to provide technical support to local agencies
1147 for the development of quiet zone plans.

1148 (d) Monitor crossing incidents at approved quiet zone
1149 locations and suspend the operation of a quiet zone at any time
1150 the department determines that a significant deterioration in



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1151 safety is resulting from quiet zone implementation.

1152 Section 45. The amendments made by this act to s. 341.302,
1153 Florida Statutes, expire July 1, 2015, and the text of that
1154 section shall revert to that in existence on June 30, 2014,
1155 except that any amendments to such text enacted other than by
1156 this act shall be preserved and continue to operate to the
1157 extent that such amendments are not dependent upon the portions
1158 of text that expire pursuant to this section.

1159 Section 46. In order to implement Specific Appropriation
1160 2654 of the 2014-2015 General Appropriations Act, the Department
1161 of Highway Safety and Motor Vehicles shall contract with the
1162 corporation organized pursuant to part II of chapter 946,
1163 Florida Statutes, to manufacture the current or newly redesigned
1164 license tags, such contract being in the same manner and for the
1165 same price as that paid by the department during the 2013-2014
1166 fiscal year. The corporation shall seek sealed bids for the
1167 reflectorized sheeting used in the manufacture of such license
1168 tags, and in the event the sealed bids result in any savings in
1169 the sheeting costs, the corporation shall credit to the
1170 department an amount equal to 70 percent of the savings. The
1171 county name shall not appear on any redesigned license tag. This
1172 section expires July 1, 2015.

1173 Section 47. In order to implement Specific Appropriation
1174 1913 of the 2014-2015, General Appropriations Act, paragraph (i)
1175 is added to subsection (4) of section 339.135, Florida Statutes,



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1176 and subsection (5) of that section is amended, to read:

1177 339.135 Work program; legislative budget request;
1178 definitions; preparation, adoption, execution, and amendment.—

1179 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

1180 (i) Notwithstanding paragraph (a) and for the 2014-2015
1181 fiscal year only, the department may use up to \$15 million of
1182 appropriated funds to pay the costs of strategic and regionally
1183 significant transportation projects. Funds may be used to
1184 provide up to 75 percent of project costs for production-ready
1185 eligible projects. Preference shall be given to projects that
1186 support the state's economic regions, or that have been
1187 identified as regionally significant in accordance with s.
1188 339.155(4)(c), (d), and (e), and that have an increased level of
1189 nonstate match. This paragraph expires July 1, 2015.

1190 (5) ADOPTION OF THE WORK PROGRAM.—

1191 (a) The original approved budget for operational and fixed
1192 capital expenditures for the department shall be the Governor's
1193 budget recommendation and the first year of the tentative work
1194 program, as ~~both are~~ amended by the General Appropriations Act
1195 and any other act containing appropriations. In accordance with
1196 the appropriations act, the department shall, before the
1197 beginning of the fiscal year, adopt a final work program that
1198 includes ~~which shall only include~~ the original approved budget
1199 for the department for the ensuing fiscal year, together with
1200 any roll forwards approved pursuant to paragraph (6)(c), and the



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1201 | portion of the tentative work program for the following 4 fiscal
1202 | years revised in accordance with the original approved budget
1203 | for the department for the ensuing fiscal year together with the
1204 | roll forwards. The adopted work program may include only those
1205 | projects submitted as part of the tentative work program
1206 | developed under ~~the provisions of~~ subsection (4), plus any
1207 | projects that ~~which~~ are separately identified by specific
1208 | appropriation in the General Appropriations Act and any roll
1209 | forwards approved pursuant to paragraph (6) (c). However, any
1210 | transportation project of the department which is identified by
1211 | specific appropriation in the General Appropriations Act shall
1212 | be deducted from the funds annually distributed to the
1213 | respective district pursuant to paragraph (4) (a). In addition,
1214 | the department may ~~shall~~ not ~~in any year~~ include any project or
1215 | allocate funds to a program in the adopted work program that is
1216 | contrary to existing law for that particular year. Projects may
1217 | ~~shall~~ not be undertaken unless they are listed in the adopted
1218 | work program.

1219 | (b) Notwithstanding paragraph (a), and for the 2014-2015
1220 | fiscal year only, the department may use appropriated funds to
1221 | pay the costs of strategic and regionally significant
1222 | transportation projects as provided in paragraph (4) (i). Funds
1223 | specifically appropriated for this purpose may not reduce,
1224 | delete, or defer any existing projects funded as of July 1,
1225 | 2014, in the department's 5-year work program. This paragraph



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1226 expires July 1, 2015.

1227 Section 48. In order to implement the salary and benefits,
1228 expenses, other personal services, contracted services, special
1229 categories and operating capital outlay categories of the 2014-
1230 2015 General Appropriations Act, paragraph (a) of subsection (2)
1231 of section 216.292, Florida Statutes, is amended to read:

1232 216.292 Appropriations nontransferable; exceptions.—

1233 (2) The following transfers are authorized to be made by
1234 the head of each department or the Chief Justice of the Supreme
1235 Court whenever it is deemed necessary by reason of changed
1236 conditions:

1237 (a) The transfer of appropriations funded from identical
1238 funding sources, except appropriations for fixed capital outlay,
1239 and the transfer of amounts included within the total original
1240 approved budget and plans of releases of appropriations as
1241 furnished pursuant to ss. 216.181 and 216.192, as follows:

1242 1. Between categories of appropriations within a budget
1243 entity, if no category of appropriation is increased or
1244 decreased by more than 5 percent of the original approved budget
1245 or \$250,000, whichever is greater, by all action taken under
1246 this subsection.

1247 2. Between budget entities within identical categories of
1248 appropriations, if no category of appropriation is increased or
1249 decreased by more than 5 percent of the original approved budget
1250 or \$250,000, whichever is greater, by all action taken under



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1251 | this subsection.

1252 | 3. Any agency exceeding salary rate established pursuant
1253 | to s. 216.181(8) on June 30th of any fiscal year shall not be
1254 | authorized to make transfers pursuant to subparagraphs 1. and 2.
1255 | in the subsequent fiscal year.

1256 | 4. Notice of proposed transfers under subparagraphs 1. and
1257 | 2. shall be provided to the Executive Office of the Governor and
1258 | the chairs of the legislative appropriations committees at least
1259 | 3 days prior to agency implementation in order to provide an
1260 | opportunity for review. ~~The review shall be limited to ensuring~~
1261 | ~~that the transfer is in compliance with the requirements of this~~
1262 | ~~paragraph.~~

1263 | Section 49. The amendment made by this act to s. 216.292,
1264 | Florida Statutes, expires July 1, 2015, and the text of that
1265 | section shall revert to that in existence on June 30, 2014,
1266 | except that any amendments to such text enacted other than by
1267 | this act shall be preserved and continue to operate to the
1268 | extent that such amendments are not dependent upon the portions
1269 | of text that expire pursuant to this section.

1270 | Section 50. In order to implement the appropriation of
1271 | funds in the contracted services and expenses categories of the
1272 | 2014-2015 General Appropriations Act, no state agency may
1273 | initiate a competitive solicitation for a product or service if
1274 | the completion of such competitive solicitation would:

1275 | (1) Require a change in law; or



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1276 (2) Require a change to the agency's budget other than a
1277 transfer authorized in s. 216.292(2) or (3), Florida Statutes,
1278 unless the initiation of such competitive solicitation is
1279 specifically authorized in law, in the General Appropriations
1280 Act, or by the Legislative Budget Commission.

1281
1282 This section does not apply to a competitive solicitation for
1283 which the agency head certifies that a valid emergency exists.
1284 This section expires July 1, 2015.

1285 Section 51. In order to implement the appropriation of
1286 funds in the appropriation category "Special Categories-Risk
1287 Management Insurance" in the 2014-2015 General Appropriations
1288 Act, and pursuant to the notice, review, and objection
1289 procedures of s. 216.177, Florida Statutes, the Executive Office
1290 of the Governor may transfer funds appropriated in that category
1291 between departments in order to align the budget authority
1292 granted with the premiums paid by each department for risk
1293 management insurance. This section expires July 1, 2015.

1294 Section 52. In order to implement the appropriation of
1295 funds in the appropriation category "Special Categories-Transfer
1296 to Department of Management Services-Human Resources Services
1297 Purchased per Statewide Contract" in the 2014-2015 General
1298 Appropriations Act, and pursuant to the notice, review, and
1299 objection procedures of s. 216.177, Florida Statutes, the
1300 Executive Office of the Governor may transfer funds appropriated



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1301 in that category between departments in order to align the
1302 budget authority granted with the assessments that must be paid
1303 by each agency to the Department of Management Services for
1304 human resource management services. This section expires July 1,
1305 2015.

1306 Section 53. In order to implement appropriations for
1307 salaries and benefits of the 2014-2015 General Appropriations
1308 Act, subsection (6) of section 112.24, Florida Statutes, is
1309 amended to read:

1310 112.24 Intergovernmental interchange of public employees.—
1311 To encourage economical and effective utilization of public
1312 employees in this state, the temporary assignment of employees
1313 among agencies of government, both state and local, and
1314 including school districts and public institutions of higher
1315 education is authorized under terms and conditions set forth in
1316 this section. State agencies, municipalities, and political
1317 subdivisions are authorized to enter into employee interchange
1318 agreements with other state agencies, the Federal Government,
1319 another state, a municipality, or a political subdivision
1320 including a school district, or with a public institution of
1321 higher education. State agencies are also authorized to enter
1322 into employee interchange agreements with private institutions
1323 of higher education and other nonprofit organizations under the
1324 terms and conditions provided in this section. In addition, the
1325 Governor or the Governor and Cabinet may enter into employee



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1326 interchange agreements with a state agency, the Federal
1327 Government, another state, a municipality, or a political
1328 subdivision including a school district, or with a public
1329 institution of higher learning to fill, subject to the
1330 requirements of chapter 20, appointive offices which are within
1331 the executive branch of government and which are filled by
1332 appointment by the Governor or the Governor and Cabinet. Under
1333 no circumstances shall employee interchange agreements be
1334 utilized for the purpose of assigning individuals to participate
1335 in political campaigns. Duties and responsibilities of
1336 interchange employees shall be limited to the mission and goals
1337 of the agencies of government.

1338 (6) For the 2014-2015 ~~2013-2014~~ fiscal year only, the
1339 assignment of an employee of a state agency as provided in this
1340 section may be made if recommended by the Governor or Chief
1341 Justice, as appropriate, and approved by the chairs of the
1342 legislative appropriations committees. Such actions shall be
1343 deemed approved if neither chair provides written notice of
1344 objection within 14 days after receiving notice of the action
1345 pursuant to s. 216.177. This subsection expires July 1, 2015
1346 ~~2014~~.

1347 Section 54. In order to implement Specific Appropriations
1348 2674 and 2675 of the 2014-2015 General Appropriations Act and
1349 notwithstanding s. 11.13(1), Florida Statutes, the authorized
1350 salaries for members of the Legislature for the 2014-2015 fiscal



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1351 year shall be set at the same level in effect on July 1, 2010.
1352 This section expires July 1, 2015.

1353 Section 55. In order to implement the transfer of funds to
1354 the General Revenue Fund from trust funds in the 2014-2015
1355 General Appropriations Act, paragraph (b) of subsection (2) of
1356 section 215.32, Florida Statutes, is reenacted to read:

1357 215.32 State funds; segregation.—

1358 (2) The source and use of each of these funds shall be as
1359 follows:

1360 (b)1. The trust funds shall consist of moneys received by
1361 the state which under law or under trust agreement are
1362 segregated for a purpose authorized by law. The state agency or
1363 branch of state government receiving or collecting such moneys
1364 is responsible for their proper expenditure as provided by law.
1365 Upon the request of the state agency or branch of state
1366 government responsible for the administration of the trust fund,
1367 the Chief Financial Officer may establish accounts within the
1368 trust fund at a level considered necessary for proper
1369 accountability. Once an account is established, the Chief
1370 Financial Officer may authorize payment from that account only
1371 upon determining that there is sufficient cash and releases at
1372 the level of the account.

1373 2. In addition to other trust funds created by law, to the
1374 extent possible, each agency shall use the following trust funds
1375 as described in this subparagraph for day-to-day operations:



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1376 a. Operations or operating trust fund, for use as a
1377 depository for funds to be used for program operations funded by
1378 program revenues, with the exception of administrative
1379 activities when the operations or operating trust fund is a
1380 proprietary fund.

1381 b. Operations and maintenance trust fund, for use as a
1382 depository for client services funded by third-party payors.

1383 c. Administrative trust fund, for use as a depository for
1384 funds to be used for management activities that are departmental
1385 in nature and funded by indirect cost earnings and assessments
1386 against trust funds. Proprietary funds are excluded from the
1387 requirement of using an administrative trust fund.

1388 d. Grants and donations trust fund, for use as a
1389 depository for funds to be used for allowable grant or donor
1390 agreement activities funded by restricted contractual revenue
1391 from private and public nonfederal sources.

1392 e. Agency working capital trust fund, for use as a
1393 depository for funds to be used pursuant to s. 216.272.

1394 f. Clearing funds trust fund, for use as a depository for
1395 funds to account for collections pending distribution to lawful
1396 recipients.

1397 g. Federal grant trust fund, for use as a depository for
1398 funds to be used for allowable grant activities funded by
1399 restricted program revenues from federal sources.

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1401 To the extent possible, each agency must adjust its internal
1402 accounting to use existing trust funds consistent with the
1403 requirements of this subparagraph. If an agency does not have
1404 trust funds listed in this subparagraph and cannot make such
1405 adjustment, the agency must recommend the creation of the
1406 necessary trust funds to the Legislature no later than the next
1407 scheduled review of the agency's trust funds pursuant to s.
1408 215.3206.

1409 3. All such moneys are hereby appropriated to be expended
1410 in accordance with the law or trust agreement under which they
1411 were received, subject always to the provisions of chapter 216
1412 relating to the appropriation of funds and to the applicable
1413 laws relating to the deposit or expenditure of moneys in the
1414 State Treasury.

1415 4.a. Notwithstanding any provision of law restricting the
1416 use of trust funds to specific purposes, unappropriated cash
1417 balances from selected trust funds may be authorized by the
1418 Legislature for transfer to the Budget Stabilization Fund and
1419 General Revenue Fund in the General Appropriations Act.

1420 b. This subparagraph does not apply to trust funds
1421 required by federal programs or mandates; trust funds
1422 established for bond covenants, indentures, or resolutions whose
1423 revenues are legally pledged by the state or public body to meet
1424 debt service or other financial requirements of any debt
1425 obligations of the state or any public body; the Division of



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1426 Licensing Trust Fund in the Department of Agriculture and
1427 Consumer Services; the State Transportation Trust Fund; the
1428 trust fund containing the net annual proceeds from the Florida
1429 Education Lotteries; the Florida Retirement System Trust Fund;
1430 trust funds under the management of the State Board of Education
1431 or the Board of Governors of the State University System, where
1432 such trust funds are for auxiliary enterprises, self-insurance,
1433 and contracts, grants, and donations, as those terms are defined
1434 by general law; trust funds that serve as clearing funds or
1435 accounts for the Chief Financial Officer or state agencies;
1436 trust funds that account for assets held by the state in a
1437 trustee capacity as an agent or fiduciary for individuals,
1438 private organizations, or other governmental units; and other
1439 trust funds authorized by the State Constitution.

1440 Section 56. The amendment to s. 215.32(2)(b), Florida
1441 Statutes, as carried forward by this act from chapter 2011-47,
1442 Laws of Florida, expires July 1, 2015, and the text of that
1443 paragraph shall revert to that in existence on June 30, 2011,
1444 except that any amendments to such text enacted other than by
1445 this act shall be preserved and continue to operate to the
1446 extent that such amendments are not dependent upon the portions
1447 of text which expire pursuant to this section.

1448 Section 57. In order to implement the issuance of new debt
1449 authorized in the 2014-2015 General Appropriations Act, and
1450 pursuant to s. 215.98, Florida Statutes, the Legislature



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1451 determines that the authorization and issuance of debt for the
1452 2014-2015 fiscal year should be implemented and is in the best
1453 interest of the state. This section expires July 1, 2015.

1454 Section 58. In order to implement appropriations in the
1455 2014-2015 General Appropriations Act for state employee travel,
1456 the funds appropriated to each state agency, which may be used
1457 for travel by state employees, shall be limited during the 2014-
1458 2015 fiscal year to travel for activities that are critical to
1459 each state agency's mission. Funds may not be used for travel by
1460 state employees to foreign countries, other states, conferences,
1461 staff-training activities, or other administrative functions
1462 unless the agency head has approved, in writing, that such
1463 activities are critical to the agency's mission. The agency head
1464 shall consider using teleconferencing and other forms of
1465 electronic communication to meet the needs of the proposed
1466 activity before approving mission-critical travel. This section
1467 does not apply to travel for law enforcement purposes, military
1468 purposes, emergency management activities, or public health
1469 activities. This section expires July 1, 2015.

1470 Section 59. In order to implement appropriations
1471 authorized in the 2014-2015 General Appropriations Act for data
1472 center services scheduled for consolidation in the 2014-2015
1473 fiscal year, and pursuant to the notice, review, and objection
1474 procedures of s. 216.177, Florida Statutes, the consolidating
1475 agencies may request the transfer of resources between Data



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1476 Processing Services appropriation categories and the
1477 appropriation categories for operations based upon changes to
1478 the consolidation schedule. This section expires July 1, 2015.

1479 Section 60. In order to implement Specific Appropriations
1480 2907A through 2907L and 2926A through 2926N of the 2014-2015
1481 General Appropriations Act, funded from the data processing
1482 appropriation category for computing services of user agencies,
1483 and pursuant to the notice, review, and objection procedures of
1484 s. 216.177, Florida Statutes, the Executive Office of the
1485 Governor may transfer funds appropriated for data processing in
1486 the 2014-2015 General Appropriations Act between agencies in
1487 order to align the budget authority granted with the utilization
1488 rate of each department. This section expires July 1, 2015.

1489 Section 61. In order to implement appropriations
1490 authorized in the 2014-2015 General Appropriations Act for data
1491 center services, and notwithstanding s. 216.292(2)(a), Florida
1492 Statutes, except as authorized in sections 59 and 60 of this
1493 act, no agency may transfer funds from a data processing
1494 category to a category other than another data processing
1495 category. This section expires July 1, 2015.

1496 Section 62. In order to implement Specific Appropriation
1497 2887 of the 2014-2015 General Appropriations Act, the Executive
1498 Office of the Governor may transfer funds appropriated in the
1499 appropriation category "Expenses" of the 2014-2015 General
1500 Appropriations Act between agencies in order to allocate a



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1501 reduction relating to SUNCOM services. This section expires July
1502 1, 2015.

1503 Section 63. In order to implement section 8 of the 2014-
1504 2015 General Appropriations Act, section 110.12315, Florida
1505 Statutes, is amended to read:

1506 110.12315 Prescription drug program.—The state employees'
1507 prescription drug program is established. This program shall be
1508 administered by the Department of Management Services, according
1509 to the terms and conditions of the plan as established by the
1510 relevant provisions of the annual General Appropriations Act and
1511 implementing legislation, subject to the following conditions:

1512 (1) The department ~~of Management Services~~ shall allow
1513 prescriptions written by health care providers under the plan to
1514 be filled by any licensed pharmacy pursuant to contractual
1515 claims-processing provisions. Nothing in this section may be
1516 construed as prohibiting a mail order prescription drug program
1517 distinct from the service provided by retail pharmacies.

1518 (2) In providing for reimbursement of pharmacies for
1519 prescription medicines dispensed to members of the state group
1520 health insurance plan and their dependents under the state
1521 employees' prescription drug program:

1522 (a) Retail pharmacies participating in the program must be
1523 reimbursed at a uniform rate and subject to uniform conditions,
1524 according to the terms and conditions of the plan.

1525 (b) There shall be a 30-day supply limit for prescription



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1526 card purchases, a 90-day supply limit for maintenance
1527 prescription drug purchases, and a ~~and~~ 90-day supply limit for
1528 mail order or mail order prescription drug purchases. ~~The~~
1529 ~~Department of Management Services may implement a 90-day supply~~
1530 ~~limit program for certain maintenance drugs as determined by the~~
1531 ~~department at retail pharmacies participating in the program if~~
1532 ~~the department determines it to be in the best financial~~
1533 ~~interest of the state.~~

1534 (c) The ~~current~~ pharmacy dispensing fee shall be
1535 negotiated by the department ~~remains in effect.~~

1536 (3) Pharmacy reimbursement rates shall be as follows:

1537 (a) For mail order and specialty pharmacies contracting
1538 with the department, reimbursement rates shall be as established
1539 in the contract.

1540 (b) For retail pharmacies, the reimbursement rate shall be
1541 at the same rate as mail order pharmacies under contract with
1542 the department.

1543 (4) The department shall maintain the preferred brand name
1544 drug list to be used in the administration of the state
1545 employees' prescription drug program.

1546 (5) The department shall maintain a list of maintenance
1547 drugs.

1548 (a) Preferred provider organization health plan members
1549 may have prescriptions for maintenance drugs filled up to three
1550 times as a 30-day supply through a retail pharmacy; thereafter,



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1551 prescriptions for the same maintenance drug must be filled as a
1552 90-day supply either through the department's contracted mail
1553 order pharmacy or through a retail pharmacy.

1554 (b) Health maintenance organization health plan members
1555 may have prescriptions for maintenance drugs filled as a 90-day
1556 supply either through a mail order pharmacy or through a retail
1557 pharmacy.

1558 (6) Copayments made by health plan members for a 90-day
1559 supply through a retail pharmacy shall be the same as copayments
1560 made for a 90-day supply through the department's contracted
1561 mail order pharmacy.

1562 (7)-(3) ~~The department of Management Services~~ shall
1563 establish the reimbursement schedule for prescription
1564 pharmaceuticals dispensed under the program. Reimbursement rates
1565 for a prescription pharmaceutical must be based on the cost of
1566 the generic equivalent drug if a generic equivalent exists,
1567 unless the physician prescribing the pharmaceutical clearly
1568 states on the prescription that the brand name drug is medically
1569 necessary or that the drug product is included on the formulary
1570 of drug products that may not be interchanged as provided in
1571 chapter 465, in which case reimbursement must be based on the
1572 cost of the brand name drug as specified in the reimbursement
1573 schedule adopted by the department ~~of Management Services~~.

1574 (8)-(4) ~~The department of Management Services~~ shall conduct
1575 a prescription utilization review program. In order to



1576 participate in the state employees' prescription drug program,
 1577 retail pharmacies dispensing prescription medicines to members
 1578 of the state group health insurance plan or their covered
 1579 dependents, or to subscribers or covered dependents of a health
 1580 maintenance organization plan under the state group insurance
 1581 program, shall make their records available for this review.

1582 (9)~~(5)~~ The department ~~of Management Services~~ shall
 1583 implement such additional cost-saving measures and adjustments
 1584 as may be required to balance program funding within
 1585 appropriations provided, including a trial or starter dose
 1586 program and dispensing of long-term-maintenance medication in
 1587 lieu of acute therapy medication.

1588 (10)~~(6)~~ Participating pharmacies must use a point-of-sale
 1589 device or an online computer system to verify a participant's
 1590 eligibility for coverage. The state is not liable for
 1591 reimbursement of a participating pharmacy for dispensing
 1592 prescription drugs to any person whose current eligibility for
 1593 coverage has not been verified by the state's contracted
 1594 administrator or by the department ~~of Management Services~~.

1595 (11)~~(7)~~ Under the state employees' prescription drug
 1596 program copayments must be made as follows:

1597 (a) Effective January 1, 2013, for the State Group Health
 1598 Insurance Standard Plan:

- 1599 1. For generic drug with card.....\$7.
- 1600 2. For preferred brand name drug with card.....\$30.



1601 3. For nonpreferred brand name drug with card.....\$50.
 1602 4. For generic mail order drug.....\$14.
 1603 5. For preferred brand name mail order drug.....\$60.
 1604 6. For nonpreferred brand name mail order drug.....\$100.
 1605 (b) Effective January 1, 2006, for the State Group Health
 1606 Insurance High Deductible Plan:
 1607 1. Retail coinsurance for generic drug with card.....30%.
 1608 2. Retail coinsurance for preferred brand name drug with
 1609 card30%.
 1610 3. Retail coinsurance for nonpreferred brand name drug
 1611 with card.....50%.
 1612 4. Mail order coinsurance for generic drug.....30%.
 1613 5. Mail order coinsurance for preferred brand name drug30%.
 1614 6. Mail order coinsurance for nonpreferred brand name drug50%.
 1615 (c) ~~The department of Management Services~~ shall create a
 1616 preferred brand name drug list to be used in the administration
 1617 of the state employees' prescription drug program.
 1618 Section 64. (1) The amendment to s. 110.12315(2)(b),
 1619 Florida Statutes, as carried forward by this act from chapter
 1620 2013-41, Laws of Florida, expires July 1, 2015, and the text of
 1621 that paragraph shall revert to that in existence on June 30,
 1622 2012, except that any amendments to such text enacted other than
 1623 by this act shall be preserved and continue to operate to the
 1624 extent that such amendments are not dependent upon the portions
 1625 of text which expire pursuant to this section.



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1626 (2) The amendments made by this act to s. 110.12315(2)(c),
1627 Florida Statutes and present s. 110.12315(3)-(6), Florida
1628 Statutes, which this act renumbers as s. 110.12315(7)-(10), and
1629 new s. 110.12315(3)-(6), Florida Statutes, as created by this
1630 act, expire July 1, 2015, and the text of that paragraph and
1631 those subsections shall revert to those in existence on June 30,
1632 2014, except that any amendments to such text enacted other than
1633 by this act shall be preserved and continue to operate to the
1634 extent that such amendments are not dependent upon the portions
1635 of text that expire pursuant to this section.

1636 (3) The amendment to present s. 110.12315(7)(a), Florida
1637 Statutes, as carried forward by this act from chapter 2013-41,
1638 Laws of Florida, and renumbered by this act as s.
1639 110.12315(11)(a), Florida Statutes, expires July 1, 2015, and
1640 the text of that paragraph shall revert to that in existence on
1641 December 31, 2010, except that any amendments to such text
1642 enacted other than by this act shall be preserved and continue
1643 to operate to the extent that such amendments are not dependent
1644 upon the portions of text which expire pursuant to this section.

1645 Section 65. Any section of this act which implements a
1646 specific appropriation or specifically identified proviso
1647 language in the 2014-2015 General Appropriations Act is void if
1648 the specific appropriation or specifically identified proviso
1649 language is vetoed. Any section of this act which implements
1650 more than one specific appropriation or more than one portion of



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1651 specifically identified proviso language in the 2014-2015
1652 General Appropriations Act is void if all the specific
1653 appropriations or portions of specifically identified proviso
1654 language are vetoed.

1655 Section 66. If any other act passed during the 2014
1656 Regular Session contains a provision that is substantively the
1657 same as a provision in this act, but that removes or is
1658 otherwise not subject to the future repeal applied to such
1659 provision by this act, the Legislature intends that the
1660 provision in the other act takes precedence and continues to
1661 operate, notwithstanding the future repeal provided by this act.

1662 Section 67. If any provision of this act or its
1663 application to any person or circumstance is held invalid, the
1664 invalidity does not affect other provisions or applications of
1665 the act which can be given effect without the invalid provision
1666 or application, and to this end the provisions of this act are
1667 severable.

1668 Section 68. Except as otherwise expressly provided in this
1669 act and except for this section, which shall take effect upon
1670 this act becoming a law, this act shall take effect July 1,
1671 2014; or, if this act fails to become a law until after that
1672 date, it shall take effect upon becoming a law and operate
1673 retroactively to July 1, 2014.